

OFFICIALS PRESENT: Danny Dunagan, Ruth Bruner, George Wangemann, Sam Couvillon, Zack Thompson, Barbara Brooks
STAFF PRESENT: Bryan Lackey, Angela Sheppard, Abb Hayes, Denise Jordan, Alisa Grayson

Mayor Dunagan called the meeting to order at 5:30 PM and served as the presiding officer.

Council Member Wangemann delivered the invocation after which the Pledge of Allegiance was recited in unison.

PRESENTATION:

Commission on Accreditation for Law Enforcement Agencies (CALEA) Reaccreditation Award

Lou Dekmar, LaGrange Police Chief and Past Chair for CALEA, provided a brief overview of the reaccreditation process and commented on various statistics and the effects of the media coverage on police cases. He presented the Mayor and the Police Department with the eighth Reaccreditation Award and the Gold Standard Accreditation Award. Chief Dekmar also presented a Certificate of Appreciation to Sergeant Jason King.

Council extended words of appreciation.

CONSENT AGENDA:

Resolutions

- A. AR-2016-13 Department of Water Resources 5-Year Capital Improvements Plan
- B. PR-2016-25 Accept FY2017 Legacy Link Grant Contract
- C. PR-2016-26 Accept RFP for FY2017 Transit Development Plan
- D. PR-2016-27 Byrne Justice Assistance Grant Application 2017
- E. PR-2016-28 Wal-Mart Community Grant Program 2016

City Manager Bryan Lackey provided a brief overview of each resolution item.

Motion to adopt the resolutions as presented.

Motion made by Council Member Wangemann
Motion seconded by Council Member Bruner

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Minutes: April 28, 2016 Work Session

Motion to approve the minutes accepting edits as presented.

Motion made by Council Member Bruner
Motion seconded by Council Member Thompson

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

APPOINTMENTS:

Ethics Committee - Position held by Bill Currans

Motion to reappoint Bill Currans to serve another term on the Ethics Committee.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Ethics Committee - Position held by Johnny Nivens

Motion to reappoint Johnny Nivens to serve another term on the Ethics Committee.

Motion made by Council Member Bruner

Motion seconded by Council Member Brooks

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Ethics Committee - Position previously held by Boyd Steed, Jr.

Motion to appoint Chris Nish to replace Boyd Steed, Jr. on the Ethics Committee.

Motion made by Council Member Bruner

Motion seconded by Council Member Thompson

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Historic Preservation Commission - Position previously held by Cheryl Morrow

Motion to appoint Bill Bush to fill the unexpired term of Cheryl Morrow on the Historic Preservation Commission.

Motion made by Council Member Brooks

Motion seconded by Council Member Bruner

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

SPLOST VII Citizen Review Committee - Positions held by Mark Bell, Michelle Mintz and Frank Norton, Jr.

Motion to reappoint Mark Bell, Michelle Mintz and Frank Norton, Jr. to serve another term on the SPLOST VII Citizen Review Committee.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

GENERAL LEGISLATION:

First Reading on Proposed Ordinance

Amend Chapter 3-5 entitled Offenses-Miscellaneous as it Pertains to Disorderly Conduct
Police Chief Carol Martin stated the proposed amendments were reviewed by the City Attorney to address updates to reflect the changes in state law.

City Attorney Abb Hayes confirmed the changes were in compliance with state law and in line with the needs of the Police Department.

Motion to hold first reading on Ordinance 2016-13, AN ORDINANCE TO AMEND CHAPTER 3-5 ENTITLED "OFFENSES-MISCELLANEOUS" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE; TO AMEND SECTION 3-5-4 BY ELIMINATING IT IN ITS ENTIRETY AND SUBSTITUTING IN ITS PLACE THE LANGUAGE SET FORTH BELOW; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Wangemann

Motion seconded by Council Member Thompson

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

First Reading on Proposed Ordinance

Amend Chapter 3-5 entitled Offenses-Miscellaneous as it Pertains to Loitering

Police Chief Carol Martin stated the proposed changes were submitted to provide consistency with state law.

Motion to hold first reading on Ordinance 2016-14, AN ORDINANCE TO AMEND CHAPTER 3-5 ENTITLED "Offenses-Miscellaneous" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE; TO AMEND SECTION 3-5-13 BY ELIMINATING IT IN ITS ENTIRETY AND SUBSTITUTING IN ITS PLACE THE LANGUAGE SET FORTH BELOW; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Bruner

Motion seconded by Council Member Brooks

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Second Reading: Ordinance No. 2016-06

Amend Title 10 - Schedule of Fees for Inside City Fire Sprinkler Fees and Sewer Fees

Motion to hold second reading on Ordinance 2016-06, AN ORDINANCE TO AMEND TITLE 10, ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND SECTION 10-1-17 MONTHLY SANITARY SEWER SERVICE FEES FOR ALL CLASSES OF USERS; TO AMEND SECTION 10-1-45 (a) TO REVISE RATE SCHEDULE FOR WATER SERVICE FOR FIRE PROTECTION PURPOSES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Thompson

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

BUDGET HEARING:

City Attorney Abb Hayes conducted the public hearing and confirmed the matter was properly advertised.

Presentation of Proposed FY2017 Budget

City Manager Bryan Lackey stated there were no changes to the proposed budget since its presentation approximately two weeks ago. He provided a brief overview indicating it included a General Fund budget of \$33.5 million with no millage rate increase and no water/sewer fee increase. The Capital Improvements Program included paving and road work, sidewalks, streetscape and beautification, purchase of a fire truck and police cars, IT upgrades and various equipment replacements. Additionally, the final phase of the employee compensation study was included. Mr. Lackey expressed appreciation to the Council and staff for their assistance in the budget process.

Public Comments Regarding Proposed FY2017 Budget

Attorney Hayes opened the floor for comments. There being none, the budget hearing was closed and returned to Council action on the budget items.

BUDGET ACTION ITEM:

AR-2016-14 Fiscal Year 2017 Budget

Motion to adopt resolution AR-2016-14 as presented.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

**Second Reading: Ordinance No. 2016-07
FY2017 Ad Valorem Tax Rate - Board of Education**

Motion to hold second reading on Ordinance 2016-07, AN ORDINANCE OF THE GOVERNING AUTHORITY OF THE CITY OF GAINESVILLE, GEORGIA, TO FIX THE AD VALOREM TAX RATE FOR THE GAINESVILLE BOARD OF EDUCATION FOR THE FISCAL YEAR 2017; AND OTHER PURPOSES.

Motion made by Council Member Brooks

Motion seconded by Council Member Bruner

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

**Second Reading: Ordinance No. 2016-08
FY2017 Ad Valorem Tax Rate - City of Gainesville**

Motion to hold second reading on Ordinance 2016-08, AN ORDINANCE BY THE GOVERNING AUTHORITY OF THE CITY OF GAINESVILLE, GEORGIA, TO FIX THE AD VALOREM TAX RATE FOR THE CITY OF GAINESVILLE, GEORGIA EXCLUSIVE OF ACTIVITIES OF THE GAINESVILLE BOARD OF EDUCATION FOR THE FISCAL YEAR 2017; AND OTHER PURPOSES.

Motion made by Council Member Thompson
Motion seconded by Council Member Bruner
Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

ANNEXATION/ZONING:

**Second Reading: Ordinance No. 2016-09
Amend Unified Land Development Code, Phase I**

Motion to hold second reading on Ordinance 2016-09, AN ORDINANCE TO AMEND TITLE 9 ENTITLED "UNIFIED LAND DEVELOPMENT CODE" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND ARTICLE 9-3 ENTITLED "GENERAL PROVISIONS"; TO REPEAL CHAPTER 9-3-3 ENTITLED "SUPPLEMENTAL DEVELOPMENT REGULATIONS"; TO REPEAL CHAPTER 9-3-4 ENTITLED "OUTDOOR LIGHTING"; TO AMEND ARTICLE 9-7 ENTITLED "FLEXIBLE ZONING DISTRICTS"; TO REPEAL CHAPTER 9-7-2 ENTITLED "GENERAL DESIGN PRINCIPLES"; TO REPEAL CHAPTER 9-7-3 ENTITLED "GUIDELINES FOR SPECIFIC USES"; TO AMEND ARTICLE 9-8 ENTITLED "OVERLAY ZONES"; TO AMEND CHAPTER 9-8-2 ENTITLED "GATEWAY CORRIDOR OVERLAY ZONE"; TO AMEND THE GATEWAY CORRIDOR OVERLAY ZONE MAP; TO AMEND SECTION 9-8-2-1 ENTITLED "PURPOSE AND INTENT"; TO REPEAL SECTIONS 9-8-2-5 THROUGH 9-8-2-11; TO AMEND CHAPTER 9-8-3 ENTITLED "LIMESTONE PARKWAY OVERLAY ZONE"; TO REPEAL SECTIONS 9-8-3-6 THROUGH 9-8-3-17; TO AMEND CHAPTER 9-8-7 ENTITLED "MIDTOWN OVERLAY ZONE"; TO AMEND SECTION 9-8-7-2 ENTITLED "DEFINITIONS" BY DELETING THE DEFINITION OF "MODULATION"; TO REPEAL SECTIONS 9-8-7-8 THROUGH 9-8-7-18; TO ADOPT A NEW ARTICLE 9-9 ENTITLED "SITE AND ARCHITECTURAL DESIGN REVIEW"; TO AMEND ARTICLE 9-13 ENTITLED "SUBDIVISIONS AND LAND DEVELOPMENT"; TO AMEND CHAPTER 9-13-7 ENTITLED "LAND DEVELOPMENT PERMITS"; TO AMEND SECTION 9-13-7-2 ENTITLED "TYPES OF PLANS REQUIRED"; TO REPEAL ARTICLE 9-17 ENTITLED "ACCESS, PARKING AND LOADING REQUIREMENTS"; TO ADOPT A NEW ARTICLE 9-17 ENTITLED "ACCESS, PARKING AND LOADING REQUIREMENTS"; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Bruner
Motion seconded by Council Member Thompson
Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

**Second Reading: Ordinance No. 2016-10
Rezone 0.48± acres at 1490 Park Hill Drive**

Motion to hold second reading on Ordinance 2016-10, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 0.48± ACRE TRACT LOCATED ON THE SOUTHEAST SIDE OF THE INTERSECTION OF LAKEVIEW DRIVE AND PARK HILL DRIVE (A/K/A 1490 PARK HILL DRIVE NE) FROM RESIDENTIAL-I (R-I) TO RESIDENTIAL-II, WITH CONDITION (R-II-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (Amendment to Zoning Map)

Motion made by Council Member Thompson

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Second Reading: Ordinance No. 2016-11

Rezone 3.39± acres at 920 Chestatee Road NW; 828, 836 and 842 Wilshire Road

Motion to hold second reading on Ordinance 2016-11, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 3.39± ACRES TRACT LOCATED ON THE SOUTHEAST SIDE OF THE INTERSECTION OF CHESTATEE ROAD AND DIXON DRIVE AND THE NORTHEAST SIDE OF THE INTERSECTION OF CHESTATEE ROAD AND WILSHIRE ROAD (A/K/A 920 CHESTATEE ROAD NW; 828, 836 AND 842 WILSHIRE ROAD NW) FROM RESIDENTIAL-I (R-I) TO RESIDENTIAL-II, WITH CONDITIONS (R-II-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (Amendment to Zoning Map)

Motion made by Council Member Brooks

Motion seconded by Council Member Bruner

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

Second Reading: Ordinance No. 2016-12

Abandon 0.272± acre of Right-of-Way known as Dale Street

Motion to hold second reading on Ordinance 2016-12, AN ORDINANCE OFFICIALLY DISCONTINUING, CLOSING AND ABANDONING 0.272± ACRE (395± LINEAR FEET) OF RIGHT-OF-WAY KNOWN AS DALE STREET, LOCATED AT THE EAST SIDE OF ITS INTERSECTION WITH CAMP STREET, SOUTH OF ATHENS STREET AND HAVING A ZONING CLASSIFICATION OF HEAVY INDUSTRIAL (H-I); WITH ALL ACREAGE BEING LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE, GEORGIA; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Bruner, Wangemann, Couvillon, Thompson, Brooks

CITY MANAGER ISSUES:

Georgia Municipal Association (GMA) Convention

City Manager Bryan Lackey reminded Council of the upcoming GMA Convention.

ADJOURNMENT: 5:58 PM

/ag

C. Danny Dunagan, Jr., Mayor

Denise O. Jordan, City Clerk