



ACTION AGENDA

Gainesville City Council Meeting
Tuesday, June 7, 2011, 5:30 PM
Public Safety Complex (Gainesville Justice Center)
Municipal Court Room, 701 Queen City Parkway
Mayor or Mayor Pro Tem Presides

COUNCIL PRESENT: Bruner, Dunagan, Wangemann, Hamrick, Figueras
STAFF PRESENT: Padgett, Sheppard, Palmour, Felts, Jordan, Grayson

PLEDGE OF ALLEGIANCE:

INVOCATION:

CITIZEN'S ISSUES:

CONSENT AGENDA:

Minutes:

- A. March 31, 2011 Council Meeting
- B. April 5, 2011 Council Meeting

Unanimous vote to adopt the minutes accepting the edits as presented.

Resolutions:

- A. PR-2011-16 Governor's Office of Highway Safety Small Grant FY2012
- B. PR-2011-17 U. S. Environmental Protection Agency – Special Water and Wastewater Infrastructure Project Grant
- C. PR-2011-18 Quiet Place in the Woods Pump Station Improvements Award of Contract
- D. PR-2011-19 FAA Remote Communications Outlet (RCO) Renovation and Lease Supplemental Agreement

Unanimous vote to adopt the resolutions as presented.

ALCOHOLIC BEVERAGE LICENSE APPLICATIONS:

- A. E Z Mart, 2128 Athens Highway

Unanimous vote to approve the application as presented.

GENERAL LEGISLATION:

**Proposed Ordinance
Court Processing Fee**

AN ORDINANCE TO AMEND TITLE 10 ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND SECTION 10-1-8 BY INSERTING THE TITLE "COURT PROCESSING FEE" AND TO PROVIDE FOR A PROCESSING FEE TO BE LEVIED UPON ANY PERSON CHARGED WITH AN OFFENSE IN THE MUNICIPAL COURT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Unanimous vote to hold first reading on Ordinance 2011-07 as presented.

**Second Reading: Ordinance No. 2011-05
Amendment to Poolrooms Ordinance and Schedule of Fees**

AN ORDINANCE TO AMEND SECTION 6-7-3 OF CHAPTER 6-70 ENTITLED "POOL ROOMS REGULATED" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO DELETE SECTION 6-7-3 ENTITLED "POOL ROOMS REGULATED" IN ITS ENTIRETY AND INSERT IN LIEU THEREOF A NEW SECTION 6-7-3 ENTITLED "POOL ROOMS REGULATED"; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading:	<u>05/17/2011</u>
Published:	<u>05/20/2011</u>
Passed:	<u>06/07/2011</u>

Unanimous vote to hold second reading on Ordinance 2011-05 as presented.

**Second Reading: Ordinance No. 2011-06
Amendment to Industrial Surcharge Fees**

AN ORDINANCE TO AMEND CHAPTER 10 ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND SECTION 10-1-17 (g)(1-4); SECTION 10-1-17 (h)(1) TO REVISE FEES CHARGE; SECTION 10-1-19 TO REVISE FEES CHARGE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

First Reading:	<u>05/17/2011</u>
Published:	<u>05/20/2011</u>
Passed:	<u>06/07/2011</u>

Unanimous vote to hold second reading on Ordinance 2011-06 as presented.

PUBLIC HEARINGS:

Planning Items:

- 1) Adoption of the Community Assessment and Community Participation Program.

Council Action: Approved
(One Resolution)

Unanimous vote to adopt Resolution BR-2011-13 entitled *Adoption of the Community Assessment and Community Participation Program* as presented.

- 2) Adoption of the Annual Update to the Capital Improvements Element (CIE) and Short Term Work Program.

Council Action: Approved
(One Resolution)

Unanimous vote to adopt Resolution BR-2011-14 entitled *Adoption of the Annual Update to the Capital Improvements Element (CIE) and Short Term Work Program* as presented.

Annexation / Zoning Items:

- 1) Request from the **Fair Street Area NPU Steering Committee** to rezone a total of 252 parcels consisting of 65.11± acres located between the southeast side of Jesse Jewell Parkway and E. E. Butler Parkway, having road frontage along Cloverdale Avenue; Carlton Street; Collins Street; Desota Street; Dunbar Place; Elm Street; Emily Street; Fair Street; Harvey Street; High Street; Hobbs Alley; Martin Luther King, Jr. Boulevard; McBride Street; McDonald Street; Mill Street; Norwood Street; Patricia Drive; and Summit Street, from Residential-II (R-II) and Planned Unit Development (P-U-D) to Neighborhood Conservation (N-C).

Ward Number: Three

Tax Parcel Number(s): 01-021-001-023, 023A, 023B, 024, 025, 026, 027;

01-021-002-001, 002, 010, 011, 012, 013, 013A, 014, 016;

01-021-003-001, 002, 003, 004, 005, 006, 009, 013;

01-021-006-002, 003, 004, 005, 006, 007, 008, 009, 010;

01-021-007-001, 002, 003, 004, 005, 006, 008, 010, 011, 011A, 012, 015, 018, 019, 020, 023A, 024, 025, 026, 027, 028, 029, 030;

01-021-008-001, 001A, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013;

01-021-009-001, 002, 003, 004, 007;

01-034-001-002, 003, 004, 008, 009, 010, 014;

01-034-002-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011;

01-034-003-002, 003, 004, 005, 006, 007, 008, 009, 010, 010A, 011, 012, 013, 014, 015, 016, 017;

01-034-004-001, 002, 003, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023;

01-034-005-001, 002A, 003A, 003B, 004, 005, 007, 008, 008A, 008B, 008C, 008D, 009, 010, 011, 012, 013;

01-034-006-001, 001A, 002, 004, 011, 012, 013, 014, 015, 016, 017, 018;

01-034-007-011, 012, 013, 014A, 014B, 014C, 014D, 014E, 014F, 015, 016A, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 033;

01-034-008-001, 002, 004, 005, 006, 007, 010, 011, 012;

01-035-002-042, 043, 044;

01-035-004-001, 002, 003, 004, 005, 006, 007;

01-035-005-004, 005, 006;

01-060-001-001A, 002, 004, 005, 007, 008, 009, 010, 011, 011A, 012, 014, 016, 017, 018, 019, 033, 034;

01-060-002-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016;

01-060-003-001, 002, 003, 004, 005, 006, 007, 008

Request: Neighborhood Conservation District

Council Action: Approved
(One Ordinance)

Unanimous vote to hold first reading on Ordinance 2011-08 rezoning 252 parcels consisting of 65.11± acres from Residential-II (R-II) and Planned Unit Development (P-U-D) to Neighborhood Conservation (N-C).

- 2) Request from **Kauffman Tire, Inc.** for a Special Use on a 1.19± acres tract located between southwest corner of the intersection of Dawsonville Highway and Green Hill Circle (a/k/a **801 and 805 Dawsonville Highway**), having a zoning classification of Regional Business (R-B).
Ward Number: Five
Tax Parcel Number(s): 01-116-002-053 and 086
Request: Automotive tire and service store

Council Action: Approved
(One Resolution)

Unanimous vote to adopt Resolution ZR-2011-01 allowing a Special Use on a 1.19± acres tract at 801 and 805 Dawsonville Highway for an automotive tire and service store within a Regional Business (R-B) zoning district with conditions.

BUDGET HEARING:

Presentation of FY2012 Proposed Budget

Public Comments regarding proposed budget

Proposed Ordinance

FY2012 Ad Valorem Tax Rate for the City of Gainesville (Exclusive of the Gainesville Board of Education)

AN ORDINANCE OF THE MAYOR AND COUNCIL 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 2012; AND OTHER PURPOSES:

Majority vote to hold first reading of Ordinance 2011-09 as presented.

Vote – 4 favor, 1 opposed (Hamrick)

Proposed Ordinance

FY2012 Ad Valorem Tax Rate for the Gainesville Board of Education

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GAINESVILLE, GEORGIA, TO FIX THE AD VALOREM TAX RATE FOR THE GAINESVILLE BOARD OF EDUCATION FOR THE FISCAL YEAR 2012; AND OTHER PURPOSES:

Majority vote to hold first reading of Ordinance 2011-10 as presented.

Vote – 4 favor, 1 opposed (Hamrick)

COUNCIL'S ISSUES:

CITY ATTORNEY ISSUES:

CITY MANAGER'S ISSUES:

EXECUTIVE SESSION:

Unanimous vote to enter an Executive Session to discuss real estate, personnel and potential litigation at 6:26 PM.

Those voting in favor to close the meeting were noted as follows: Bruner, Dunagan, Wangemann, Hamrick, Figueras.

**COUNCIL PRESENT: Bruner, Dunagan, Wangemann, Hamrick, Figueras
STAFF PRESENT: Padgett, Sheppard, Palmour, Jordan**

Unanimous vote to close Executive Session and to adjourn the meeting at 6:51 PM.

ADJOURNMENT: 6:51 PM

/ag