

MINUTES

City Council Meeting

Monday, June 1, 2009 – 7:00 p.m.

Call to Order: At 7:00 p.m. Mayor Pro-tem Holder called the regular meeting of Council to order.

Devotional & Pledge: Mayor Pro-tem Holder offered the opening prayer and invited all in attendance to join in the Pledge of Allegiance.

Roll Call:

Council Members Present: Gwyn Hall, Tennyson Holder, Bowen Jones, Bessie Kicklighter, Durward Motes, Misty Selph and Judy Shuman.

Council Members Absent: Mayor Andy Quinney

Staff Members Present: Brian Johnson, City Manager; Rhonda Ferrell-Bowles, Clerk of Council; James P. Gerard, City Attorney; Pam Franklin, HR Director; Clara Rouse, Finance Director; Nathan Mai-Lombardo, Planning Director; Randall Griffin, Public Works Director; Charles Draeger, Water/Sewer Director; Cliff Ducey, Parks & Recreation Director; Ben Brengman, IS/IT Director; David Lyons, Chief of Police and Jimmy Crosby, Fire Chief.

Motion to Amend the Agenda: Upon motion by Councilmember Kicklighter, seconded by Councilmember Jones, City Council voted unanimously to amend the agenda to include approval of the special called city council meeting minutes date 5/26/09 and to hold the second reading of the Impact Fees Ordinance.

Receive Boards & Commissions Reports:

Planning Commission/Board of Appeals Minutes: No Planning Commission/Board of Appeals meeting held in May.

Tourism Board Minutes: No Tourism Board meeting held in May.

Beautification Committee Minutes: Minutes unavailable.

Receive Public Comment:

Ms. Vickie Bland of 4952A Pineland Drive expressed a concern about a neighbor on Salt Creek Road raising roosters. She said he has approximately 200 to 300 roosters. She asked the City to look into the matter.

Mayor Pro-tem turned the public comment section over to the City Manager and Police Chief to address Ms. Bland's concern.

City Manager said we appreciate you coming to council meeting tonight. He said the City has been aware of this matter for a long time and we are looking into it. He said the roosters were grandfathered in when the City annexed in 1998.

Ms. Bland said the noise and smell is awful. She said they are all tethered to the ground and when they die they are left there.

Chief Lyons said if I could I would take all the roosters to South Carolina. He said the guy has a State Agriculture facility. He said every time we think we have an angle on this it turns out that we don't. He said the roosters are tethered to their houses, because they would kill each other. He said we wrote an ordinance, but it died in the General Assembly. He said the cock fighting industry has a lot of support and a very powerful lobbying group. He said I think next year the bill will pass. He said this is not a hobby it is a business. He said it would be hard to determine how many roosters he had at the time of annexation. He said no one counted the roosters.

Chief Lyons said I feel your pain and sympathize with everyone. He said we are lobbying to get a bill passed.

Mayor Pro-tem Holder said we are trying to do something, but our hands are tied.

Mayor Pro-tem Holder recognized Dr. Priscilla Thomas, Chatham County Commissioner.

Dr. Thomas said she would like to invite the citizens of Garden City to participate in a historical project going back to before Garden City was incorporated. She said anyone interested in participating could contact her for further information.

2008 Audit Report:

Jason Martin with Karp, Ronning & Tindol Certified Public Accountants presented an overview of the 2008 independent auditor's report. He said the City is in excellent financial shape and that finance staff has prepared a CAFR to submit to GOFA for review and annual award.

Alcoholic Beverage License Application: Mayor Pro-tem opened the public hearing and turned the public hearing over to the City Manager.

City Manager said we have an alcoholic beverage license application by Bradley Hadwin to sale spirituous liquors (package), wines, beer and/or malt beverages at Commons Liquor, 1450 Dean Forest Road, Suite B, Garden City, Georgia. He said the Police Department recommends approval.

There being no questions or comments, Mayor Pro-tem Holder closed the public hearing.

Alcoholic Beverage Manager's License Application: Mayor Pro-tem Holder opened the public hearing and turned the public hearing over to the City Manager.

City Manager said we have an alcoholic beverage manager's license application by Bryan Pina to sale spirituous liquors (package), wines, beer and/or malt beverages at Commons Liquor, 1450 Dean Forest Road, Suite B, Garden City, Georgia. He said the Police Department recommends approval.

There being no questions or comments, Mayor Pro-tem Holder closed the public hearing.

Alcoholic Beverage License Application: Mayor Pro-tem Holder opened the public hearing and turned the public hearing over to the City Manager.

City Manager said we have an alcoholic beverage license application for Priteshkumar Patel to sale wines, beer and/or malt beverages at Aditya Food Mart, Inc., 702 Highway 80, Garden City, Georgia. He said the Police Department recommends approval.

There being no questions or comments, Mayor Pro-tem Holder closed the public hearing.

Alcoholic Beverage License Application: Mayor Pro-tem Holder opened the public hearing and turned the public hearing over to the City Manager.

City Manager said we have an alcoholic beverage license application for Ashokbhai Patel to sale wines, beer and/or malt beverages at Aditya Food Mart, Inc., 702 Highway 80, Garden City, Georgia. He said the Police Department recommends approval.

There being no questions or comments, Mayor Pro-tem Holder closed the public hearing.

Approval of City Council Minutes Dated 5/18/09 and Special Called City Council Meeting Minutes dated 5/26/09. Upon motion by Councilmember Jones, seconded by Councilmember Hall, City Council voted unanimously to approve the city council minutes dated 5/18/09 and the special called city council minutes dated 5/26/09.

Receive Staff Reports:

Planning Director presented to City Council the Planning & Economic Development Department's Monthly Status Report for the month of May 2009.

Director of Finance presented to City Council the Finance Department's Monthly Status Report for the month of May 2009.

Director of Parks & Recreation presented to City Council the Parks & Recreation Department's Monthly Status Report for the month of May 2009.

Director of Public Works presented to City Council the Public Works Department's Monthly Status Report for the month of May 2009.

Director of Water/Sewer presented to City Council the Water/Sewer Department's Monthly Status Report for the month of May 2009.

Chief of Police presented to City Council the Police Department's Monthly Status Report for the month of May 2009.

Fire Chief presented to City Council the Fire Department's Monthly Status Report for the month of May 2009.

City Manager said I hope the departmental reporting format meets Council's intent. He said when the Water/Sewer facility is complete we will hold a workshop at the new public works and water/sewer facility to give you an opportunity to tour the facility. He said we just completed the last bidding process for the new city hall. He said the construction of the new city hall is right on track.

Items for Consideration:

Sprinkler System Variance: City Manager said we have a request from Jimmy Harper for a fire sprinkler system variance.

Mr. Harper said I am building a 7,000 square foot warehouse. He said the City's ordinance requires fire sprinkler systems to be installed in buildings over 6,000 square feet. He said the State requires buildings over 12,000 square feet to install a fire sprinkler system. He said it is costly to install a fire sprinkler system. He said I have received quotes up to \$50,000. He said the warehouse will only have seven workers and will contain a large freeze. He said the insurance company doesn't require a fire sprinkler system to be installed.

Councilmember Selph said I would like to make a motion to table Mr. Harper's request to give staff time to review and make a recommendation. Councilmember Hall seconded the motion with City Council voting unanimously to table Mr. Harper's request.

Mayor Pro-tem Holder said will not have another City Council meeting until the third Monday in July.

Alcoholic Beverage License Application: City Manager said we have for consideration an alcoholic beverage license application for Bradley Hadwin to sale spirituous liquors (package), wines, beer and/or malt beverages at Commons Liquor, 1450 Dean Forest Road, Suite B, Garden City, Georgia. He said the Police Department recommends approval.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Jones, City Council voted unanimously to approve Bradley Hadwin's alcoholic beverage license application.

Alcoholic Beverage Manager's Application: City Manager said we have for consideration an alcoholic beverage manager's license application for Bryan Pina to sale spirituous liquors (package), wines, beer and/or malt beverages at Commons Liquor, 1450 Dean Forest Road, Suite B, Garden City, Georgia. He said the Police Department recommends approval.

Upon motion by Councilmember Selph, seconded by Councilmember Motes, City Council voted unanimously to approve Bryan Pina's alcoholic beverage manager's application.

Alcoholic Beverage License Application: City Manager said we have for consideration an alcoholic beverage license application for Priteshkumar Patel to sale wines, beer and/or malt beverages at Aditya Food Mart, Inc., 702 Highway 80, Garden City, Georgia. He said the Police Department recommends approval.

Upon motion by Councilmember Selph, seconded by Councilmember Motes, City Council voted unanimously to approve Priteshkumar Patel's alcoholic beverage license application.

Alcoholic Beverage License Application: City Manager said we have for consideration an alcoholic beverage license application for Ashokbhai Patel to sale wines, beer and/or malt beverages at Aditya Food Mart, Inc., 702 Highway 80, Garden City, Georgia. He said the Police Department recommends approval.

Upon motion by Councilmember Hall, seconded by Councilmember Selph, city Council voted unanimously to approve Ashokbhai Patel's alcoholic beverage license application.

Annexation Petition, Raymond Crosby Properties: City Manager said we have for consideration accepting for processing a petition by Raymond Crosby requesting the City to annex his unincorporated properties located at 5231 Ogeechee Road. (PIN Nos. 1-991-6-1 & 1-991-6-1Z). He said staff recommends acceptance.

Upon motion by Councilmember Jones, seconded by Councilmember Kicklighter, City Council voted unanimously to accept Raymond Crosby's annexation petition for processing.

Resolution, Amendment to Rainy Day Fund: City Manager asked the Clerk of Council to read the resolution amending the rainy day fund by title only.

Clerk of Council read by title only a resolution to amend the rainy day designated fund balance policy; to reflect a new method to be used in the calculation of the unreserved fund balance.

Upon motion by Councilmember Jones, seconded by Councilmember Shuman, City Council voted unanimously to adopt the amendment to the rainy day fund.

Resolution, SunTrust Visa Credit Card: City Manager asked the Clerk of Council to read the resolution by title only.

Clerk of Council read by title only a resolution authorizing Clara Rouse, Finance Director, Cory Salley, Accounting Supervisor and Brian Johnson, City Manager to perform the duties of a program manager on behalf of the City and is authorized to maintain the card account for the City.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Shuman, City Council voted unanimously to adopt the SunTrust Visa Credit Card Resolution.

Bids, Fire Station No. 2 Entrance Repair: City Manager said we have for consideration the bids received for the Fire Station Entrance Repair U.S. Highway 80 Project. He said the Engineers recommend

awarding the bid to the low bidder Sitework Construction, LLC in the amount of \$34,537.00. He said the Engineer's Estimate was \$62,000.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Shuman, City Council voted unanimously to award the bid to the low bidder Sitework Construction, LLC in the amount of \$34,537.00.

Bid, Project to Complete Town Center's Infrastructure: Upon motion by Councilmember Kicklighter, seconded by Councilmember Selph, City Council voted unanimously to table consideration of the bids received to complete the Town Center's Infrastructure to allow adequate time for due diligence.

Adjournment: Councilmember Hall announced that Fairlawn Baptist Church will be hosting a Health Fair on Saturday from 11:00 a.m. until 3:00 p.m.

Upon motion by Councilmember Hall, seconded by Councilmember Jones, City Council voted unanimously to adjourn at 8:35 p.m.

Transcribed and Submitted by: Rhonda Ferrell-Bowles, Clerk of Council

Adopted by City Council: July 20, 2009