

MINUTES

City Council

Monday, February 21, 2011 – 7:00 p.m.

Call to Order: Mayor Holder welcomed everyone and called the meeting to order at 7:00 p.m.

Devotional & Pledge of Allegiance: Councilmember Hall offered the opening prayer and Mayor Holder invited everyone to join in the Pledge of Allegiance to the flag.

Roll Call:

Members: Mayor Holder presided. Council Member: Don Bethune, Gwyn Hall, Bowen Jones, Bessie Kicklighter, Durward Motes, Judy Shuman and Jimmy Spilliards.

Staff: Brian Johnson, City Manager; Rhonda Ferrell-Bowles, Clerk of Council; James P. Gerard, City Attorney; Ron Feldner, Deputy City Manager; Pam Franklin, HR Director; Ben Brengman, IT Director; Scott Allison, Planning Director; Cory Salley, Finance Director; David Lyons, Police Chief; Jimmy Crosby, Fire Chief; Randall Griffin, Public Works Director; Charles Draeger, Water Operations Director; Cliff Ducey, Recreation Director and Clara Rouse, Financial Consultant.

Presentation: Ms. Jean Motes, Chairperson of the Garden City Beautification Committee presented a check in the amount of \$535.00 to Senior Citizen Center. Ms. Motes said the Beautification Committee sold 107 tickets to last year's Holiday Tour of Homes and Churches. She said the Beautification Committee voted to give the proceeds to the Senior Citizen Center.

City Council thanked the Beautification Committee Members for their work and generous donation.

Receipt of Board & Commission Reports:

Planning Director presented the Planning Commission/Board of Appeals minutes dated 2/8/11.

Receipt of Informal Public Comment:

Mayor Holder opened the floor for thirty minutes to receive informal comment from the public. He said each speaker will have three minutes to address City Council.

Mr. J.J. Bellemare, 141 Rommel Avenue, asked if the annexations listed on the agenda are about annexing Southbridge piece by piece. He said at one point the decision to annex was going to be made by a dual vote. He said I hope this matter doesn't get watered down and you try to annex Southbridge piece by piece. He said we all need to know what is going on.

Mayor Holder said Southbridge is a dirty word to us and annexing Southbridge is a dead issue. He said these properties on the agenda tonight front Dean Forest Road. He said the City Manager has a map and will address your comments during the public hearing portion of tonight's agenda.

Mr. Steve Beckman, Lynn Avenue, said I would like to thank Mayor and Council for coming out Saturday to the feed the hungry function.

Public Hearings:

PC1103, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by Glenn Burnsed representing property owner CrossPoint Investment Group to rezone 168 Varnedoe Avenue from R-1 to R-2. (PIN# 6-0007-02-016).

Mayor Holder asked if there was anyone who wished to speak in favor of the rezoning.

Mr. Glenn Burnsed, 10 Aspen Drive, Guyton, Georgia, said I am requesting to rezone 68 Varnedoe Avenue from R-1 to R-2. He said we had a fire there last year and have been trying to rebuild, but we lost our bank funding, because the bank said they would not put any more money into the repairs. He said I am currently in a lawsuit with the bank. He said the bank said they would put money into a good structure, but not like it is now. He said we have made some improvements to the site since the fire and it does look better than it did. He said our mortgage is in the high \$80's and we are being threatened with foreclosure. He said we would like to put duplexes on the property.

Councilmember Bethune said I visited the site and the fire was mainly on the interior and didn't do a lot of damage to the exterior structure. He said the improvements Mr. Burnsed has made so far have helped.

Councilmember Kicklighter said duplex means two, but you want to do four. She asked didn't you come before council before and ask for a rezoning of this property? She said I believe we turned you down.

Mr. Burnsed said I don't think you turned us down. I believe we withdrew our request before you all voted on it.

Councilmember Kicklighter said why did you withdraw your request?

Mr. Burnsed said I believe it was for financial reasons.

Councilmember Hall said if the bank has pulled out, isn't it more expensive to build two duplexes.

Mr. Burnsed said it would be a better situation to have two duplexes with four families so the bank would finance it. He said the bank will not put any more money in the structure like it is now.

Mayor Holder said how big is the lot?

Mr. Burnsed said it is approximately 100 x 300 feet. He said it is big enough to put five or six units.

Mayor Holder said what is the maximum building size?

Planning Director said 8,400 square feet per building.

Councilmember Spilliards said would the R-2 zoning allow him to do what he wants to do?

Planning Director said yes.

Mayor Holder asked if there was anyone who wished to speak against the rezoning.

Ms. Andrea Shelton, 158 Azalea Avenue, said I am here on behalf of my mother who lives on Varnedoe Avenue. She said residents on Varnedoe were always having the police called about the last tenants who live there. She said duplexes do not need to be on that property, because there are older people living on that street. She said they don't need any more of that kind of people living there.

Mr. Steve Beckman said they don't need tenants living there like the ones before. He said it would help if they selected better tenants to live there that would take care of the property.

There being no further questions or comments, Mayor Holder closed the public hearing on PC1103.

City Manager said the next several public hearings are on properties to be annexed into the City. He said all the property owners petitioned the City to annex them. He said this is not a piece by piece attempt to annex Southbridge. City Manager presented a map to the audience showing the properties for annexation.

Councilmember Bethune said in the past Garden City annexed properties this way.

City Manager said sometimes you will get multiple property owners that are adjacent to each other requesting to be annexed.

PC1105, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by the City of Garden City to rezone properties located on Dean Forest Road and owned by Logan Supply Co. The City of Garden City requests to rezone the following property from a Chatham County P-I-L zoning district to a Garden City C-2 zoning district. The property for consideration is 1365 Dean Forest Road. (PIN# 1-0989-02-002)

Mayor Holder asked if there was anyone who wished to speak in favor or against the rezoning. There being no questions or comments, Mayor Holder closed the public hearing.

PC1106, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by the City of Garden City to rezone properties located on Dean Forest Road and owned by Harbor Forest Development, LLC. The City of Garden City requests to rezone the following property

from a Chatham County PUD-IS-B zoning district to a Garden City M (Mixed-Use) zoning district. The properties for consideration are 1481 and 1487 Dean Forest Road. (PIN# 1-0989A-02-013; 1-0989S-02-014; 1-0989A-02-015; 1-0989A-02-016: 1-0989A-02-018)

Mayor Holder asked if there was anyone who wished to speak in favor or against the rezoning. There being no questions or comments, Mayor Holder closed the public hearing.

PC1107, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by the City of Garden City to rezone property located on Dean Forest Road and owned by Southside Communities Fire Protection, Inc. The City of Garden City requests to rezone the following property from a Chatham County R-A zoning district to a Garden City M (Mixed-Use) zoning district. The property for consideration is 1399 Dean Forest Road. (PIN# 1-0989-02-007)

Mayor Holder asked if there was anyone who wished to speak in favor or against the rezoning. There being no questions or comments, Mayor Holder closed the public hearing.

PC1108, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by the City of Garden City to rezone property located on Dean Forest Road and owned by Anne Marie Williams Sapp. The City of Garden City requests to rezone the following property from a Chatham County R-A zoning district to a Garden City R-A zoning district. The property for consideration is 1401 Dean Forest Road. (PIN# 1-0989A-02-001)

Mayor Holder asked if there was anyone who wished to speak in favor or against the rezoning. There being no questions or comments, Mayor Holder closed the public hearing.

PC1109, Rezoning Request: Mayor Holder opened the public hearing to receive public comment on a request by the City of Garden City to rezone property located on Dean Forest Road and owned by Pearl Margaret Barbee, Margaret Ann Barbee, and Mary Louis Barbee. The City of Garden City requests to rezone the following properties from a Chatham County R-A zoning district to a Garden City R-A zoning district. The properties for consideration are 1397 and 1393 Dean Forest Road. (PIN# 1-0989-02-006 and 1-0989-02-008)

Mayor Holder asked if there was anyone who wished to speak in favor or against the rezoning. There being no questions or comments, Mayor Holder closed the public hearing.

City Council Minutes: Upon motion by Councilmember Jones, seconded by Councilmember Bethune, City Council voted unanimously to approve the minutes dated 2/7/11.

Staff Reports:

Finance Director presented the finance department's monthly status report.

Water Operations Director presented the water operations department's monthly status report.

Police Chief presented the police department's monthly status report.

Fire Chief presented the fire department's monthly status report.

At the request of Mayor Holder, the Planning Director gave a brief overview of the City's Tree Ordinance.

Items of Consideration:

First Reading, Speed Detection Devices Ordinance: Mayor Holder said we have for consideration an ordinance to adopt the attached list of roadways for the use of speed detection devices.

City Manager said this is basically a housekeeping item. He said we have a significantly high number of roadways in the city that are on DOT's system. He said DOT and cities periodically update the speed limit ordinance.

Upon motion by Councilmember Jones, seconded by Councilmember Shuman, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Kicklighter made a motion, seconded by Councilmember Shuman to suspend the rules of council to hold the second reading. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Speed Detection Devices Ordinances: Mayor Holder presented the ordinance for the second reading.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Bethune, City Council voted unanimously to adopt the ordinance on the second reading.

First Reading, Logan Supply Co., Annexation Ordinance: Clerk of Council read for the first reading an ordinance to annex property owned by Logan Supply Co., into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated ("the 100% method"), to rezone said property to a "C-2" zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Bethune, seconded by Councilmember Hall, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Jones made a motion, seconded by Councilmember Shuman to suspend the rules of council to hold the second reading. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Logan Supply Co., Annexation Ordinance: Clerk of Council read for the second reading an ordinance to annex property owned by Logan Supply Co., into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said property to a “C-2” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Shuman, seconded by Councilmember Jones, City Council voted unanimously to adopt the ordinance on the second reading.

First Reading, Harbor Forest Development, Annexation Ordinance: Clerk of Council read for the first reading an ordinance to annex properties owned by Harbor Forest Development, LLC, into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said properties to an “M” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Shuman, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Kicklighter made a motion, seconded by Councilmember Bethune to suspend the rules of council to hold the second reading of the ordinance. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Harbor Forest Development, Annexation Ordinance: Clerk of Council read for the second reading an ordinance to annex properties owned by Harbor Forest Development, LLC, into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said properties to an “M” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes

Upon motion by Councilmember Shuman, seconded by Councilmember Jones, City Council voted unanimously to adopt the ordinance on the second reading.

First Reading, Southside Communities Fire Protection, Inc., Annexation Ordinance: Clerk of Council read for the first reading an ordinance to annex property owned by Southside Communities Fire Protection, Inc., into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said property to an “M” zoning

classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Bethune, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Kicklighter made a motion, seconded by Councilmember Shuman to suspend the rules of council to hold the second reading. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Southside Communities Fire Protection, Inc., Annexation Ordinance: Clerk of Council read for the second reading an ordinance to annex property owned by Southside Communities Fire Protection, Inc., into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said property to an “M” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Shuman, City Council voted unanimously to adopt the ordinance on the second reading.

First Reading, Anne Marie Williams Sapp, Annexation Ordinance: Clerk of Council read for the first reading an ordinance to annex property owned by Anne Marie Williams Sapp into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said property to a “R-A” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Shuman, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Kicklighter made a motion, seconded by Councilmember Shuman to suspend the rules of council to hold the second reading. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Anne Marie Williams Sapp, Annexation Ordinance: Clerk of Council read for the second reading an ordinance to annex property owned by Anne Marie Williams Sapp into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said property to a “R-A” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Shuman, seconded by Councilmember Kicklighter, City Council voted unanimously to adopt the ordinance on the second reading.

First Reading, Pearl Margaret Barbee, Margaret Ann Barbee & Mary Louise Barbee, Annexation

Ordinance: Clerk of Council read for the first reading an ordinance to annex properties owned by Pearl Margaret Barbee, Margaret Ann Barbee, and Mary Louis Barbee into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said properties to a “R-A” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Kicklighter, City Council voted unanimously to approve the ordinance on the first reading.

Councilmember Kicklighter made a motion, seconded by Councilmember Shuman to suspend the rules of council to hold the second reading. City Council voted unanimously to suspend the rules of council and hold the second reading.

Second Reading, Pearl Margaret Barbee, Margaret Ann Barbee & Mary Louise Barbee, Annexation

Ordinance: Clerk of Council read for the second reading an ordinance to annex properties owned by Pearl Margaret Barbee, Margaret Ann Barbee, and Mary Louis Barbee into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 2, of the Official Code of Georgia Annotated (“the 100% method”), to rezone said properties to a “R-A” zoning classification; to repeal all ordinances in conflict herewith; to provide and effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Bethune, City Council voted unanimously to adopt the ordinance on the second reading.

Bids for Miscellaneous Water & Sewer Improvement Projects: Mayor Holder said we have for consideration accepting the low bid received from E&D Contracting Services, Inc., in the amount of \$147,640.00 to perform miscellaneous water and sewer improvement projects.

Upon motion by Councilmember Jones, seconded by Councilmember Shuman, City Council voted unanimously to accept the bid low bid from E&D Contracting Services, Inc., in the amount of \$147,640.00 to perform miscellaneous water and sewer improvement projects.

Bids for Gateway Grant Project: Mayor Holder said we have for consideration accepting the low bid received from Tidewater Landscape Management, in the amount of \$41,761.05 to rendered services on the Gateway Grant Project.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Shuman, City Council voted unanimously to accept the low bid from Tidewater Landscape Management, in the amount of \$41,761.05 to rendered services on the Gateway Grant Project.

Adjournment: Upon motion by Councilmember Kicklighter, seconded by Councilmember Hall, City Council voted to adjourn at 8:15 p.m.

Transcribed by Rhonda Ferrell-Bowles, Clerk of Council

Adopted: March 7, 2011