

## MINUTES

### City Council Meeting

Monday, October 3, 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 Motes offered the opening prayer and Mayor Holder invited everyone to join in the pledge of allegiance to the flag.

**Roll Call:**

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

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

Mayor Holder said City Council held a Pre-Agenda Session prior to tonight's meeting. He said no decisions were made during the Pre-Agenda Session.

**Informal Public Comment:** Mayor Holder asked if there was anyone who wished to address City Council. There being no questions or comments from the audience, Mayor Holder closed the Informal Public Comment portion of the meeting.

**Formal Public Comment:** Mayor Holder said we received no formal requests to address City Council at tonight's meeting.

**City Council Minutes:** Upon motion by Councilmember Jones, seconded by Councilmember Kicklighter, City Council voted unanimously to approve the city council minutes dated 9/19/11.

**Staff Reports:**

PED Director presented the Planning & Economic Development Department's monthly status report.  
HR Director presented the Human Resources Department's monthly status report.  
IT Director presented the Information Technology Department's monthly status report.  
Public Works Director presented the Public Works Department's monthly status report.  
Recreation Director presented the Parks & Recreation Department's monthly status report.

Councilmember Kicklighter asked, what is the City's current fund balance?

City Manager said the city's current fund balance is 5.5 million and we are targeted to spend \$600,000 below our 2011 budget.

**Items for Consideration:**

**Second Reading, Internet Café Ordinance:** Clerk of Council read for the second reading an ordinance to amend the Code of Ordinances of Garden City, Georgia, as amended, by amending Chapter 22 of the said code to define and regulate an internet café as a business; by amending zoning Chapter 90, Articles I & II, to define and add internet cafes to the permitted uses listed in code section 90-47(b) which use shall be permitted in “C-2”, “C-2A(B&W)”, and “I-1” zoning districts in Garden City, Georgia, subject to gaining approval from the Board of Zoning Appeals and subject to certain other conditions; by amending Chapter 90, Article V, to establish parking requirements for internet cafes; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes.

Councilmember Kicklighter made a motion, seconded by Councilmember Hall, to adopt the Internet Café Ordinance on the second reading. Councilmember Hall, Councilmember Kicklighter, Councilmember Motes and Councilmember Spilliards voted in favor with Councilmember Jones opposed.

**First Reading, Vehicle Sales Ordinance:** Clerk of Council read for the first reading an ordinance to amend the Code of Ordinances of Garden City, Georgia, as amended, by amending zoning code chapter 90, article I, for the purpose of prohibiting ongoing vehicle sales from residential properties; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes.

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

Upon motion by Councilmember Kicklighter, seconded by Councilmember Jones, City Council voted unanimously to suspend the rules of council to hold the second reading of the Vehicle Sales Ordinance.

**Second Reading, Vehicle Sales Ordinance:** Clerk of Council read for the second reading an ordinance to amend the Code of Ordinances of Garden City, Georgia, as amended, by amending zoning code chapter 90, article I, for the purpose of prohibiting ongoing vehicle sales from residential properties; to repeal all ordinances in conflict herewith; to provide an effective date; and for other purposes.

Upon motion by Councilmember Jones, seconded by Councilmember Kicklighter, City Council voted unanimously to adopt the Vehicle Sales Ordinance on the second reading.

**First Reading, SAVS01, LLC, Annexation Ordinance:** Clerk of Council read for the first reading an ordinance to annex property owned by SAVS01, LLC, into the City of Garden City, Georgia, pursuant to Title 36, Chapter 36, Article 20, 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 an effective date; and for other purposes.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Motes, City Council voted unanimously to approve the SAVS01, LLC Annexation Ordinance on the first reading.

Upon motion by Councilmember Kicklighter, seconded by Councilmember Hall, City Council voted unanimously to suspend the rules of council to hold the second reading of the Annexation Ordinance.

**Second Reading, SAVS01, LLC, Annexation Ordinance:** Clerk of Council read for the second reading an ordinance to annex property owned by SAVS01, LLC, into the City of Garden City, Georgia, pursuant to Title 35, Chapter 36, Article 20, 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 an effective date; and for other purposes.

Upon motion by Councilmember Hall, seconded by Councilmember Spilliards, City Council voted unanimously to adopt the SAVS01, LLC Annexation Ordinance on the second reading.

Upon motion by Councilmember Jones, seconded by Councilmember Kicklighter, City Council voted unanimously to table consideration of the annexation ordinances for Cross Atlantic, Hilliard Realty Associates No. 1, LP and Hilliard Realty Associated No. 2, L.P until the next city council meeting.

City Manager said representatives from the Georgia Ports Authority are scheduled to attend the next city council meeting to update City Council and the residents of Garden City on their renewed efforts in environmental justice and other matters. He said we have had a good working relationship with Georgia Ports.

**Adjournment:** Upon motion by Councilmember Hall, seconded by Councilmember Kicklighter, City Council voted unanimously to adjourn the meeting at 7:22 p.m.

*Transcribed by Rhonda Ferrell-Bowles, Clerk of Council*

*Adopted by City Council: 10/17/11*