

Mayor Millsaps called the regularly scheduled City Council meeting to order at 7:00 P.M. with all Council Members present.

Mayor Millsaps called for the approval of the May 4, 2009 Regular and Executive Session minutes and the May 20, 2009 Executive Session minutes. Mr. Crow made a motion to approve the minutes as recorded. The motion was seconded by Ms. Beiser. The motion carried unanimously.

The Honorable Lee Thompson, State Representative from Lawrenceville presented a resolution honoring Bartow Jenkins, former Mayor, County Commissioner and Educator. Mrs. Mary Anne Jenkins was present to accept the resolution.

Mayor Millsaps presented the Consent Agenda.

CONSENT AGENDA

1. Approval of request of Clayton Street Complex, Inc. for a sign variance at 651 and 711 North Clayton Street as more particularly described on Exhibit "A" attached hereto.
2. Approval of Addendum I to the Agreement for Engineering, Inventory, and Mapping Services with Utility Support Systems, Inc. for an additional amount not to exceed \$23,864.20 attached hereto as Exhibit "B".
3. Approval of a capital outlay expenditure in the amount of \$25,450.00 for the Chief of Police to acquire a mobile license plate reader from asset forfeiture funds as requested in Exhibit "C".
4. Approval of assessment of convenience charge of \$3.25 per transaction for online payment fees.

Mr. Martin made a motion to approve the Consent Agenda as presented. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING - OLD BUSINESS

Mr. Leonard presented the second reading of the Springlake Cove Condominium's rezoning. The rezoning was initiated by the City Council. The Council requested that the property be rezoned from RM-12 to RM-4-C. Mr. Leonard informed the council that the project was developed as a condominium, however the units are detached units. He stated that this zoning would make the property more consistent with the actual use. Mayor Millsaps asked if there was any opposition to this rezoning. There was none. Ms. Beiser then made a motion to approve the rezoning request. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Leonard presented the second reading of the Dogwood Forest subdivision. Mr. Leonard explained that this rezoning also originated with the City Council and the rezoning request for the property is from BG to RS-150. Mr. Leonard said that the Planning Commission recommended approval. Mayor Millsaps asked if there was any opposition to this rezoning. There was none. Mr. Martin then made a motion to approve the rezoning request. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING - NEW BUSINESS

Mayor Millsaps presented the first reading of the Zoning Ordinance amendments to Section 7.7.1, O&I; 7.8, BN; 7.9, BG; 7.10, BGC; 7.11, HSB; 7.12, LM; 7.13, HM. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mayor Millsaps asked for a motion to table the Depot Lease with the Downtown Development Authority. Mayor Millsaps explained that their board has not approved the lease agreement. Mr. Crow then made a motion to table this matter. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps explained that the second reading to the Charter amendment concerning the council vote was originally taken off the agenda since it was not legal for the council to take action on this matter. Mr. Gussio advised the council that no action was necessary since this action by the council would be illegal. Mr. Crow asked that this item be placed on the work session agenda for discussion.

COUNCIL BUSINESS MEETING – NEW BUSINESS

Mayor Millsaps called on Pastor Lype to present the appeal of an administrative decision concerning the issuance of a business license. Pastor Lype asked that the council grant a business license to sell fireworks through TNT Fireworks at the Sugarloaf Parkway Wal-Mart store. After much discussion, Mr. Clark made a motion to deny the appeal. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Scott Phillips presented a request to waive the Metal Building Moratorium for a project located at 185 Industrial Park Circle. Mr. Phillips stated that he is planning on constructing a 60' x 20' metal structure with a roof and one back wall. Mr. Kendall Todd, owner of the business at that location explained the need for the additional space. Mr. Crow then made a motion to remove the moratorium for this project and allow the project to move forward. The motion was seconded by Ms. Beiser. Mr. Clark asked that the motion be amended to approve the moratorium subject to the applicant

correcting all violations. No action was taken on the request to amend the motion. Mr. Martin then asked Mr. Todd to work with Mr. Leonard to correct the violations at his location. Mr. Todd stated that he would work with Mr. Leonard. On a vote by the council, Mr. Crow's motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the first reading of an ordinance to set the administrative fees for the Municipal Court. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Baroni presented the Multi-Jurisdictional Hazard Mitigation Plan Resolution for council approval. Mr. Crow made a motion to approve the resolution as presented. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Crow then made a motion to adjourn into Executive Session to discuss one matter of litigation. The motion was seconded by Ms. Beiser. The motion carried unanimously.

After the Executive Session, the council re-convened into regular session. Mr. Gussio then explained that one item of potential litigation was discussed. No action was taken.

There being no further business, Mr. Clark then made a motion to adjourn. The motion was seconded by Ms. Beiser. The motion carried unanimously.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk