

MINUTES
CITY OF MCDONOUGH
CITY COUNCIL MEETING
CITY HALL – JULY 11, 2011
7:00 PM

The City of McDonough Council Meeting was held on Monday, July 11, 2011 at 7:00 PM with the following members present:

Mayor:	Billy Copeland
Mayor Pro Tem:	Sandra Vincent
Councilmembers:	Rufus Amis
	Gail Notti
	Wayne Smith
	Rufus Stewart

(Councilmember Brown and City Administrator, Billy Beckett were not present at the meeting.)

Also present for this meeting were: City Clerk, Janis Price; Fire Chief, Steve Morgan; Police Chief, Preston Dorsey; Media Relations, Casey Case; Planning and Zoning Director, Rodney Heard; City Attorney, Leigh Hancher; and Special Projects Director, Jestin Johnson.

Mayor Copeland called the meeting to order at 7:00 PM.

Mayor Pro Tem Vincent led the Pledge to the Flag and Councilmember Smith gave the invocation.

Mayor Copeland asked for a motion to approve the agenda. Councilmember Notti motioned and Councilmember Amis seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Mayor Copeland asked for a motion to approve the Consent Agenda. Councilmember Stewart motioned and Councilmember Amis seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Mayor Copeland asked for a motion to approve minutes from June 20, 2011 and the Special Called meeting on June 30, 2011. Mayor Pro Tem Vincent motioned and Councilmember Stewart seconded. The vote was four in favor for approval of the June 20, 2011 meeting minutes (Councilmember Smith was not present at the June 20 meeting), and five votes in favor for the approval of the Special Called meeting minutes on June 30.

Mayor Copeland asked for a motion to make the following recognitions a part of tonight's minutes:

Certificate of Recognition-Tabernacle of Praise Church International

Proclamation- Jean Charlot Day

Proclamation-Jesse Mercer Stewards Fresh Start Career Day

Mayor Pro Tem Vincent motioned and Councilmember Smith seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Mayor Copeland recognized Finance Director, Bonnie Kline for receiving a Certification of Local Government Finance Officer-Level 2 from the Carl Vinson Institute. Mayor Copeland also recognized Human Resources Director, Carla Tuck for receiving an Advanced Certification in Human Resource Management from the University of Georgia.

Community Development Items:

Case #110412 >Special Use Permit

A. Kamira Bernstine for Changing Lanes DUI School (100 Hendrick Dr., Ste. 130)

District 4 – Monta Brown

Zoned C-3 (Highway Commercial)

Land Lot(s) 197 of the 7th District

1.55 +/- total acres (1,100 square foot tenant space)

City Council Meeting (Workshop (6/30/11) and Public Hearing (7/11/11)

Staff Recommendation: Approval of the Special Use Permit (SUP) for one (1) year or termination of lease (Refer to Final Staff Report).

Planning Commission Recommendation (6/28/11 Mtg.): Darryl Payton - Motion to approve the Special Use Permit (SUP)*, Swaine Thompson - Second. Motion Passed (5-0).

*Note: The time interval, having not been stipulated by the PC, befalls to that of one (1) year per Code Section 17.112

Mr. Rodney Heard briefly reviewed the SUP request for Changing Lanes DUI School. The applicant, Ms. Kamira Bernstine, addressed Mayor and Council. Mayor Copeland opened the Public Hearing. No one spoke in favor; no one spoke in opposition. Mayor Copeland closed the Public Hearing. Councilmember Smith, on behalf of Councilmember Brown, motioned to approve the SUP request for Case #110412, Kamira Bernstine for Changing Lanes DUI School located at 100 Hendrick Drive, Suite 130 for a term of one year and Councilmember Stewart seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Case #110414 >Special Use Permit

B. Gary Campbell for South Point Church (2332 Commerce Place)

District 4 – Monta Brown

Zoned C-2 (Central Commercial)

Land Lot(s) 166 of the 7th District

3,000 square foot tenant space

City Council Meeting (Workshop (6/30/11) and Public Hearing (7/11/11)

Staff Recommendation: Denial

Alternate Staff Recommendation: If PC elects to approve the SUP, then the time interval not exceed three (3) years or termination of lease (Refer to Final Staff Report).

Planning Commission Recommendation (6/28/11 Mtg.): Darryl Payton - Motion to postpone the review of Case #110414 to the 07-26-11 PC Meeting due to the applicant being absent, Swaine Thompson - Second. Motion Passed (6-0)*.

*Note: An additional Planning Commissioner arrived @ 6:44 P.M., thus there were six (6) members, including the Chair, in attendance for voting.

Mr. Heard reviewed the SUP request for South Point Church. The applicant, Mr. Gary Campbell, addressed Mayor and Council. Discussion ensued. Mayor Copeland opened the Public Hearing. No one spoke in favor; no one spoke in opposition. Mayor Copeland closed the Public Hearing. Councilmember Smith commented that there was a misunderstanding with Mr. Campbell and the Planning Commission on the time of the meeting. The Mayor and Council had agreed to move the petition to tonight's agenda. Councilmember Smith motioned to approve the SUP request for Case #110414, Gary Campbell for South Point Church located at 2332 Commerce Place for a term granted through the end of 2011 in accordance with the current lease, and then upon verification of a lease renewal, it will be extended for an additional three years until the end of calendar year 2014, and Councilmember Stewart seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

C. Ordinance Review -CORRECT ORDINANCE NUMBER IS ORD 11-07-11001(Z) - Family Dollar, SR 155S/SR 42S corridor

- Review of the rezoning ordinance, including conditions, for adoption on 07-11-11.

Mr. Heard reviewed the Re-zoning Ordinance for Family Dollar. The applicant, Mr. Daniel Marks, addressed Mayor and Council. Councilmember Smith motioned to approve the Re-zoning Ordinance, ORD 11-07-11001(Z) for Family Dollar located at SR 155/SR 42S corridor and Councilmember Notti seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

D. 2011 Major Update - Henry County/Cities 2030 Joint Comprehensive Plan.

Planning Commission Meeting (6/28/11 – Public Hearing #1)

Planning Commission Recommendation: No motion, item proceeds to the Mayor and the City Council with no recommendation.

City Council Meeting (Workshop 6/30/11 and Public Hearing 7/11/11 – Public Hearing #2)

Mr. Heard gave an update on this plan. Mayor Copeland opened the Public Hearing. No one spoke in favor; no one spoke in opposition. Mayor Copeland closed the Public Hearing. Councilmember Smith motioned to authorize the Mayor to execute the Resolution for 2011 Major Update- Henry County/Cities 2030 Joint Comprehensive Plan and Councilmember Stewart seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

E. 2011 Capital Improvements Element (CIE) & Short Term Work Program (STWP) Update

Planning Commission Public Hearing (6/28/11 – Public Review)

Planning Commission Recommendation: Alan Shackelford – Motion for approval as presented, Darryl Payton - Second. Motion Passed (6-0).

Mr. Heard gave an update on the CIE & STWP plans. Mayor Copeland opened the Public Hearing. No one spoke in favor; no one spoke in opposition. Mayor Copeland closed the Public Hearing. Councilmember Stewart motioned to approve the 2011 CIE & STWP Update Transmittal Resolution to ARC & Department of Community Affairs and Councilmember Smith seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Case #11-04-09 > Rezoning

F. Laura Crumbley for Laura Crumbley CPA (196 Macon St.)

Rezoning from RM-75 (Multi-Family Residential) to O-I (Office Institutional)

Re-adopting ordinance in the new procedural format

Mr. Heard reviewed the re-zoning Ordinance for Laura Crumbley CPA. Councilmember Amis motioned to approve the re-zoning for Case # 11-04-09 for Laura Crumbley CPA located at 196 Macon St. from RM-75 to O-I, ORD #11-07-11003Z as presented tonight and Councilmember Smith seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

There were no unscheduled Public Comments.

Mayor Copeland asked for a motion to go into Executive Session for real estate matters. Councilmember Stewart motioned and Councilmember Smith seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Mayor Copeland asked for a motion to go back into the regular meeting session. Councilmember Amis motioned and Councilmember Smith seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Councilmember Smith motioned to authorize Mayor Pro Tem Vincent to execute a contract to purchase real estate, Contract # 2011-001 and Councilmember Stewart seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

Councilmember Smith motioned to authorize Mayor Copeland to execute a contract to purchase real estate, Contract # 2011-002 and Councilmember Amis seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting)

City Clerk, Janis Price asked that Mayor and Council remember Mr. Zack Hinton & his family in their prayers.

Mayor Copeland recognized Police Chief, Preston Dorsey, for assisting 30 movie producers and five directors from Lion Gates films while in town filming a new movie.

Having no further business Mayor Copeland asked for a motion to adjourn. Councilmember Smith motioned and Councilmember Amis seconded. The vote was five in favor. (Councilmember Brown was not present at the meeting) The meeting adjourned at 8:30 PM.

Janis E. Price
City Clerk