

**MAY 21, 2012
CITY OF SENOIA
MEETING OF MAYOR AND COUNCIL
505 HOWARD ROAD
7:00 PM**

VISITORS: Bill Wood, David & Rhonda Moye, Joe Cannin, Don Rehman, Ken Ezzell, Suzanne Helfman, Kathy Kirkland, Jim Preece, Brian & Henry Sullivan, Scott & Liz Barnett, Gail Downs, Stacy Fisher, Tony Bell, Karen Laing, Rachel Wood, Scott Tigchelaar, Chuck and Pat Eichorst, Carrie & David Hayes, Kay & Dick Goreman, Mike Riley, Winston Skinner, Harry Ramos, Carol Chancey and Josh Aikman

FULL COUNCIL PRESENT

1. CALL TO ORDER & WELCOME ALL

Mayor Belisle declared this to be an open meeting duly convened under the Open Meetings Law after receiving confirmation from the City Clerk that all legal requirements have been met. The meeting was then called to order and Mayor Belisle welcomed all

- **Pledge of Allegiance**
- **Optimist Club Proclamation-June as Childhood Cancer Awareness Month**

Mayor Belisle read the Proclamation declaring June 2012 as Childhood Awareness Month.

2. APPROVAL OF MAY 7, 2012 PUBLIC HEARING MINUTES

C. Grover made motion to approve the May 7, 2012 Public Hearing minutes as presented & was 2nd by C. Owens. Motion carried unanimously.

APPROVAL OF MAY 7, 2012 CITY COUNCIL MINUTES

C. Fisher made motion to approve the May 7, 2012 Council minutes as presented & was 2nd by C. Grover. Motion carried unanimously.

3. ADMINISTRATIVE/FISCAL MATTERS

A. Ordinance 12-03 & 12-05 Discussion

Mr. Ferry informed Council that some clarification is needed with Ordinance 12-03 regarding the size of homes, based on the average of the neighborhood. The question was raised at the Planning Commission meeting if the size will pertain to the Historic District or City wide. C. Graham recalls discussion open to City wide. The Mayor prefers to keep Ordinance 12-3 regarding size to the Historic District as was the general consensus of Council. Mr. Ferry will begin wording 12-03 to reflect size in the Historic District only. Ordinance 12-05 needs clarification if the wishes are to extend the Overlay District from Dead Oak Creek to the Charter School or end it at Dead Oak. Mayor Belisle would like to see the designation stop at Dead Oak. C. Graham informed all that the discussion at the PC meeting was to extend it for future developments that might occur. Mayor Belisle stated that the overlay already exists on Highway 16 at the car wash and across the street and future annexations would come in under the overlay. General consensus is that Mr. Ferry will review the current proposed and finish 12-05 with the boundary ending at Dead Oak.

B. Update to Ethics Ordinance

Stating that this will be discussion only, Mr. Ferry asks Council for their suggestions as to any changes they would like to see in the current Ethics Ordinance i.e., frivolous complaints and the relationship between both parties. C. Fisher would also like to see a statute of limitations with prior knowledge included. Mr. Ferry will work on and bring back to Council.

4. OLD BUSINESS**A. Walking Dead Plan Amendment**

Mike Riley, Location Manager for Walking Dead is asking that the traffic plan be amended for backing up the wall that was initially planned for the lower portion of Main Street to include the block of Main Street to Johnson when necessary for filming. Chief Edens stated that traffic plan reviewed in his opinion is solid. Chief Edens added that in addition to Senoia Police he will be soliciting outside agencies to help with the traffic plan. Mayor Belisle asks what impact using the upper block will have on the merchants. Mr. Riley stated that until he gets a final schedule he won't know for sure and will complete speaking with the merchants to make provisions for the businesses during filming. Mr. Ferry recommends waiting until the final schedule is released to take action on the amendment. The crew would also like to install signage ahead of time that can be covered until needed. C. Graham asked if these could be placed before Memorial Day so the City can selectively uncover for use if needed. Mr. Riley will check to see if this can be accomplished.

5. NEW BUSINESS**A. Certificate of Appropriateness:**

- **9 Johnson Street-Fence and Accessory Structure**

C. Grover made motion to approve the fence and accessory structure at 9 Johnson Street & was 2nd by C. Fisher. Vote to approve motion was 4-1 with C. Graham against.

- **76 Clark Street-Roof**

Mayor Belisle made motion to approve the roof at 76 Clark Street as presented & was 2nd by C. Grover. Motion carried unanimously.

- **42 Quick Drive-Accessory Structure**

Mayor Belisle made motion to approve the accessory structure as presented at 42 Quick Drive & was 2nd by C. Grover. Motion carried unanimously.

B. Right of Way Encroachment-Baggarly Way

Mr. Bill Wood of Katy Lou's Café is required to have a dumpster in the rear of the property and is proposing to build an enclosure to house it. It could be placed next to the water tower however it will block the access gate of which he has offered to relocate. Another option would be to construct a double enclosure for the opposite side of Baggarly Way which could house his dumpster as well as the one currently used by First Baptist of Senoia. Mr. Wood informed Council that he has spoken with the Church but received no interest from them. Mayor Belisle stated that he feels the double enclosure is a better idea and would give us a chance to clear up the right of way. C. Fisher agrees and made motion to grant the encroachment on Baggarly for the purpose of a double enclosure that would house the Church and Katy Lou's Café dumpster. Motion was 2nd by C. Grover and vote to approve was 4-1 with C. Graham against.

C. Parking Reduction-Dollar General

Representing Dollar General, Mr. Brian Sullivan asks that Council consider a reduction in parking spaces. Mayor Belisle made motion to approve the parking reduction for Dollar General from 41 to 30-35 spaces contingent that an awning is placed over the store front and each of the false windows. Motion was 2nd by C. Owens and carried unanimously.

D. Band for Memorial Day

C. Grover informed all that a band he is familiar with has offered to play before the fireworks on Memorial Day at a cost of \$400.00, the same cost as the DJ used in the past. C. Grover also recued himself from any vote that might take place. Mayor Belisle stated that in a previous discussion to relocate the fireworks back to the ball fields it was decided not to have vendors and music at the Marimac location. Susan Helfman of DDA would like to go on the record as saying that the DJ gave of his time and that the \$400.00 expense was for the soundman. After short discussion, C. Fisher made motion to approve the band at a cost of \$400.00 & was 2nd by C. Graham. Vote to approve was 2-2 with Mayor Belisle and C. Owens against. Motion fails.

E. DDA Bridge Project

Rhonda Moye of the DDA presented plans and pictures for the revitalization of the bridge and bird sanctuary located on Bridge and Travis Streets to include a cover for the bridge, benches, informational signage, clearing of property along the railroad and lighting at an estimated cost of \$63,550. Mayor Belisle reminded all that the railroad closed the bridge for vehicular traffic year's ago and is in full support of the project, further stating that he is not opposed to the City "footing the entire bill". C. Owens asked if an engineering study will be done of the bridge & was told yes. Ms. Moye stated that she feels the DDA would be willing to fund the survey. After short discussion, Mayor Belisle made motion that upon receiving the engineering feasibility study and support from the railroad the City will fund up to \$75,000 to the project. Motion was 2nd by C. Fisher and carried unanimously.

F. Memorial Day Street Closings

Mayor Belisle approved the Street closings as has been in the past on Memorial Day & was 2nd by C. Graham. Motion carried unanimously. Chief Edens added that additional signage will be placed on Highway 16 to encourage passers by not to stop, pull over or try to walk across the highway to view the fireworks.

G. Downtown Development Authority Update

Rachel Wood of the DDA updated all on activities to include Memorial Day Parade and festivities beginning at 10:00 AM on Monday, May 28th, a community calendar is in the works that will be visible on both DDA and City websites and two new businesses were welcomed; B&D Mercantile and Rosewood Cottage

6. APPEARANCES FROM THE FLOOR

Regarding the previous discussion of the Ethics Ordinance, **Don Rehman of Heritage Pointe** states that the purpose of the ordinance is to get to the truth, with the Commission given the job of finding fact and reporting back to Council. Mr. Rehman suggests that before any changes are made to the Ethics Ordinance a work session be held to receive additional input. C. Graham stated that public hearings are held for that reason and sees any proposed changes made can only define the ordinance. Regarding a work session, C. Fisher stated that if additional input is solicited someone with experience will be sought

out. Mayor Belisle added that when Council seeks advice we consult attorneys in the field and do not generally seek advice from individuals with no experience.

7. **ANNOUNCEMENTS**

- **Town Hall Meeting will be held Thursday, May 24th at 7:00 PM at the Municipal Complex**
- **Memorial Day Festivities and Fireworks Monday, May 28th beginning at 10:00 AM**
- **Senoia Optimist Club & Senoia Police will host “Swing for a Cure” Golf Tournament to raise funds for childhood cancer. The event will take place June 25th at Whitewater Creek Golf Course in Fayetteville. Information can be found on City or Police website to include Sponsorship info.**
- **Burn Ban in effect beginning May 1, 2012 thru October**

8. **EXECUTIVE SESSION-O.C.G.A. §50-14-3(4) Real Estate**

Mayor Belisle made motion to enter Executive Session under §50-14-3(4) for Real Estate and was 2nd by C. Fisher. To approve motion: Belisle, Graham, Fisher, Grover & Owens.

Mayor Belisle made motion to return to regular session & was 2nd by C. Fisher. To approve motion: Belisle, Graham, Fisher, Grover & Owens.

Mayor Belisle made motion to obtain an appraisal on an unnamed piece of property & was 2nd by C. Owens. Motion carried unanimously.

9. **ADJOURN**

Mayor Belisle made motion to adjourn the May 21, 2012 City Council meeting & was 2nd by C. Fisher. Motion carried unanimously.