

**SEPTEMBER 16, 2013
CITY OF SENOIA
MEETING OF MAYOR AND COUNCIL
505 HOWARD ROAD
7:00 PM**

VISITORS: Ken Hazelton, Ken Etzell, Rhonda Moye, Don Rehman, Harry Ramos, Mary Provost, Tony Bell, Thomas Zaworski, Herbert Rasnake, Dwayne Williams, Joe Cannin, Chuck & Pat Eichorst, Herb Mallon, Marv Briggs, Bev Collins, Joe Lucketta, Adam Schlaegel, Bob Werner, Hugo Avila, Duane & Jen Lucero, Dean & Glynis Marvin, Dave & Brenda Ehrhardt, Tijuana & Adam Grissom, Spence Stoleson, Mark Hines, Doug Kolbensschlag, Mike Heugly, Barbara Rugel, Mike & Deborah Ivie, Wendy & Kent Applegate, David Hayes, Valori Carver, Kriby & JoAnn Belwood, Crystal Boudreaux, Jim Schuyler, Amanda & Vince Schuyler, Jena & Cory White, Kyle Frank, Patricia & Phillip Kearn, Kay Wagoner, Phil Downey, Luis Ramirez, Gary & Debbie Baumgardner, Suzanne Helfman, Matthew Bennett, Donna Black, Carl VanAcker, Nancy & Rich McClave, Colin & Emily McGann, Seth Zimmerman and Daniel Grun.

FULL COUNCIL PRESENT

1. CALL TO ORDER/WELCOME VISITORS

Mayor Belisle called the meeting to order, welcomed all and C. Fisher led the Pledge of Allegiance.

Mayor Belisle then 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.

1. PUBLIC HEARING-Variance/Newberry

A. Comments from Applicant

Representing Jeff Lindsey Homes, David Hovey of Hovey & Associates is asking Council to approve the Variance that would develop the subdivision's initial phase in the western part of the property with access via an extension of Ivy Lane.

B. Comments from City Administrator

Mr. Ferry gave a short history of the property and reviewed Section 40-113 of the Senoia Land Development Ordinance. Mr. Ferry stated that although he feels the applicant's economic reasons are valid and logical, he feels that the original phasing proposed during the annexation with the connection to Ivy Lane coming at a later phase creates a better situation for the residents of Ivy Ridge. At some point the connection to Ivy Lane will occur, however there is no reason why the residents of Ivy Ridge should bare the burdens of more construction traffic.

C. Comments from the Public

Dean Marvin of 330 Ivy Lane is concerned with the road being used as a short cut, all the construction traffic and feels the connection should take place last.

Matthew Bennett of 30 Autumn Creek of 30 Autumn Creek agrees with Mr. Ferry and feels the residents of Ivy Ridge will suffer the impact for an undetermined amount of time and wants the developer to begin with access from GA Hwy. 85.

Marv Briggs of 310 Autumn Creek presented Mayor and Council with a petition not to allow vehicular traffic thru Ivy Lane complete with conditions.

Mark Hines of 10 Ivy Lane first thanked Mayor Belisle for attending the HOA meeting. Mr. Hines stated that with 3 small boys, is concerned with construction traffic and suggested a “sit down” with the developer to amend the master plan that will hopefully work something out that will be best for both Newberry and the residents of Ivy Ridge.

Carl Vanacker of 35 Autumn Creek asked that the developer stick to what was initially proposed with coming in from GA Hwy. 85.

Dwayne Williams of 410 Autumn Creek stated that the Ivy Ridge residents “have paid our dues” with years of construction traffic, let them pay theirs.

Tom Zaworski of 45 Autumn Creek asks Council to deny the Variance and give Ivy Ridge some peace.

Luis Ramirez of 80 Ivy Lane opposes the Variance and with 4 young girls is constantly having to call the Police Department with the speed on Ivy Lane and would like to see an alternative to what’s being applied for to keep the neighborhood safe.

Don Rehman of 55 Paddle Boat Cove sees a substantial detriment and no benefit to the approval of the Variance and suggests allowing the Ivy Ridge residents a voice at the Planning Commission meeting before deciding about a road.

Spencer Stoleson of 165 Autumn Creek stated that he moved to Ivy Ridge due to the limited access and suggests a community workshop.

D. Council Comment and Action

Mayor Belisle reminded all that the Variance is to decide the timing of the road. C. Owens stated Mr. Ferry made it quite clear that there is room for denial and is personally in favor of the entrance off of GA Hwy. 85. C. Grover indicated that Mayor and Council hear the residents of Ivy Ridge “loud and clear”. C. Fisher added that living in Twin Lakes he has experienced first-hand the construction traffic with the development of Heritage Pointe and feels the burden of the Ivy Ridge residents, further stating that “we can work thru this”. Mayor Belisle then made motion to deny the Variance as applied for & was 2nd by C. Fisher. Motion carried unanimously.

2. PUBLIC HEARING-Variance/76 Clark Street

A. Comments from Applicant

Mr. David Hays is asking for a Variance in the setback from 20 to 15 feet for the construction of a workshop. Mr. Hays stated that the abutting property owners have no problem with the Variance as applied for.

B. Comments from City Administrator

Mr. Ferry reminded all that the structure will be located in the Historic District however very few in the district are compliant.

C. Comments from Public-None

D. Council Comment & Action

Mayor Belisle asked if the structure will visibly stand out & was told no. After short discussion, Mayor Belisle made motion to approve the Variance as applied for & was 2nd by C. Graham. Motion carried unanimously.

3. PUBLIC HEARING-Variance/Lot #6-Ivy Ridge

In the absence of the applicant, Mayor Belisle made motion to continue the Variance Public Hearing to October 7th & was 2nd by C. Fisher. Motion carried unanimously.

4. APPROVAL OF AUGUST 19, 2013 COUNCIL WORKSESSION MINUTES

C. Owens made motion to approve the August 19, 2013 Council Work Session minutes as presented & was 2nd by C. Graham. Vote to approve motion was 4-0-1 (C. Grover absent from meeting).

APPROVAL OF AUGUST 19, 2013 CITY COUNCIL MEETING MINUTES

C. Fisher made motion to approve the August 19, 2013 Council minutes as presented & was 2nd by C. Owens. Vote to approve motion was 4-0-1 (C. Grover absent from meeting).

5. ADMINISTRATIVE/FISCAL MATTERS

A. GBT Proposal of Keg Creek Study

Mayor Belisle made motion to approve the proposal from G. Ben Turnipseed Engineers for the Keg Creek Study not to exceed \$25,000. Motion was 2nd by C. Graham and carried unanimously.

B. Transition Meeting Agenda Discussion

Mayor Belisle informed all that the meetings will be scheduled in the weeks after the election as not to conflict with the Thanksgiving Holiday. The tentative agenda will include a tour of City facilities, meetings with department heads, legal requirements in all aspects of municipal government, a Charter review, a review of existing plans and projects, the budget process, Ethics and Staff/Council relationships. The meetings will include all existing members of Council and newly elected. Mayor Belisle asked that the dates of November 15th and 20th be considered and to respond with any additions to the tentative agenda.

C. Development Authority Discussion

City Attorney Andrew Whalen stated that a Development Authority would work outside the bounds of the DDA, would stimulate growth and development and once activated could be a huge benefit to the City. After short discussion, Mayor Belisle made motion authorize the City Attorney to construct a Resolution for the creation of a Development Authority and asked Council to solicit members for appointment before the next meeting. Motion was 2nd by C. Graham and carried unanimously.

D. Budget Workshop-October 18th

Mayor Belisle made motion to schedule the Budget Workshop for Friday, October 18th beginning at 8:00 AM at the Municipal Complex. Motion was 2nd by C. Fisher and carried unanimously.

6. OLD BUSINESS-None

7. NEW BUSINESS

A. Water System Filter

Mayor Belisle made motion that Mr. Ferry seek an outside consultant to help locate a remedy to the problems with the wells. Motion was 2nd by C. Grover and carried unanimously.

B. Film Permit-Stalwart Films

To clarify an issue with filming, Mayor Belisle stated that Stalwart is in fact filming at and around his residence and informed all that unlike the others on Pylant Street he has refused compensation from the filming company. Mayor Belisle then made motion to approve the closing of Pylant Street for 7 days (possibly 8) as presented & was 2nd by C. Fisher. Motion carried unanimously.

C. Planning Commission Appointment

With a recent vacancy, Mayor Belisle made motion to appoint current alternate Ken Hazelton to a full position on the Planning Commission and Shelby Barker to fill the alternate position. Motion was 2nd by C. Grover and carried unanimously.

D. Downtown Development Authority Update

DDA member Rhonda Moye informed all of the upcoming activities to include the 9th annual car show scheduled for September 28th from 11-5:00 PM. T-shirts will also be sold commemorating the event. Merchants will hold a side-walk sale on October 5th and also a Merchant open house on November 15th. Light Up Senoia is scheduled for December 7th and the Candlelight Tour of Homes Sunday, December 8th. Volunteers are needed for all events and all interested can find additional information on www.enjoysenoia.com.

8. ANNOUNCEMENTS

- 9th Annual Car Show Saturday, September 28th 11:00-5:00
- Forum for the Candidates for Mayor Thursday, October 17th at the Municipal Complex 7:00 PM and Meet your Council Candidates on Thursday, October 24th at the Municipal Complex at 7:00 PM
- C. Owens asked that all continue to remember the family of Madeline McTier at this difficult time.

9. APPEARANCES FROM THE FLOOR

Don Rehman of Heritage Pointe thanked Mayor Belisle for scheduling the transition meetings and asked that all candidates running for office are allowed to participate in the upcoming budget workshop. Mayor Belisle stated that there are no votes taken at a workshop and the current format will not be changed. The Mayor added that there will be public hearings on the budget where comments are welcomed. Mr. Rehman stated in all his time attending the meetings and public hearings has never seen any changes resulting from the public's suggestions. Mayor Belisle stated that Council has always been responsive to the Public when warranted. Mr. Rehman then asked that he be allowed to visit the water/sewer facilities before the Forum scheduled for October 17th and was told by Mayor Belisle Staff does not have the time to conduct tours of the plant.

10. ADJOURN

Mayor Belisle made motion to adjourn the September 16, 2013 Council meeting & was 2nd by C. Owens. Motion carried unanimously.

Respectfully submitted,

Robert K. Belisle, Mayor

Debra J. Volk, City Clerk