

OFFICIALS PRESENT: Sam Couvillon, Barbara Brooks, Juli Clay, Danny Dunagan, George Wangemann
OFFICIALS ABSENT: Zack Thompson
STAFF PRESENT: Bryan Lackey, Angela Sheppard, Abb Hayes, Denise Jordan, Alisa Grayson

Mayor Couvillon called the meeting to order at 5:30 PM and served as the presiding officer.

Council Member Wangemann delivered the invocation after which the Pledge of Allegiance was recited in unison.

PRESENTATIONS / RECOGNITIONS:

Fire Department Awards

Fire Chief Brandon Ellis commented on the awards program noting the winners were selected by their peers. The following individuals were recognized and presented with an award:

- Life Saving Awards – Firefighters Taylor Whitmire and Jamison Earley
- Fire Officer of the Year - Captain Dustin Oliver
- Firefighter of the Year - Sergeant Zach Scruggs
- Valor Award - Training Chief Eric Stover

Council extended words of appreciation.

COUNCIL ANNOUNCEMENTS:

Council Member Wangemann

Shared information about the Holly Jolly Trolley for the holiday season.

Council Member Brooks

Announced the Gainesville Police Department and Gainesville-Hall County Meals on Wheels will partner to be Secret Santa for Seniors this year.

Council Member Dunagan

Announced the closing of city offices and programs on Friday, December 23 and Monday, December 26 in observance of the Christmas holiday.

CONSENT AGENDA:

Appointment: Cemetery Advisory Committee - Reappoint Glenda Pierce

Appointments: Gainesville Non-Profit Development Foundation - Appoint Pamela Hayes, Theresa Anderson Puryear, Ruth Bruner and Reappoint Carlyle Cox

Motion to reappoint Glenda Pierce to the Cemetery Advisory Committee; to appoint Pamela Hayes, Theresa Anderson Puryear, Ruth Bruner and to reappoint Carlyle Cox to the Gainesville Non-Profit Development Foundation as presented.

Motion made by Council Member Dunagan

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

Minutes: November 10, 2022 Work Session

Minutes: November 15, 2022 Mayor/Council Meeting

Motion to approve the minutes accepting edits as presented.

Motion made by Council Member Brooks

Motion seconded by Council Member Wangemann

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

Resolutions

A. BR-2022-71 2023 Work Session/Council Meeting Calendar

City Manager Bryan Lackey provided a brief overview of the resolutions.

Motion to adopt the resolutions as presented.

Motion made by Council Member Dunagan

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

GENERAL LEGISLATION:

Ordinance 2022-36 Amend Chapter 3-4 Regarding Personal Transportation Vehicles

AN ORDINANCE TO AMEND CHAPTER 3-4 OF TITLE 3 OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE BY CREATING AN ARTICLE 12 ENTITLED "PERSONAL TRANSPORTATION VEHICLES;" TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Manager Bryan Lackey provided a brief overview of the proposed amendment regarding Personal Transportation Vehicles (PTVs) better known as golf carts. The ordinance legalizes and clarifies the rules and regulations to allow golf carts on city streets.

Motion to approve Ordinance 2022-36 as presented.

Motion made by Council Member Wangemann

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

Ordinance 2022-37 Amend Chapter 4-3 Entitled Solid Waste

AN ORDINANCE TO AMEND SECTIONS 4-3-2, 4-3-5, 4-3-6, 4-3-8, AND 10-1-4 OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Manager Bryan Lackey stated the proposed ordinance addressed the solid waste fund and service. He commented on the rising costs with the many changes over the past 10 years noting it's been absorbed through the fund balance but is no longer sustainable. A change in service level or the rates was necessary. As such, the level of service was changed to match the

current rate by moving from twice a week back door pickup to once a week curbside pickup at the current rate. In addition, the extra cart fee was lowered and a medical waiver available. Public education on the service would begin immediately and the changes to the service to begin January 23, 2023.

Council Member Dunagan commented on the level of service and the rising costs over the years.

Motion to approve Ordinance 2022-37 as presented.

Motion made by Council Member Dunagan

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

HOME RULE ORDINANCE:

Home Rule Ordinance 2022-01 Charter Amendment to Define and Revise Boundary Lines as it Pertains to Mayor and Council Elections

AN ORDINANCE TO REAPPORTION THE ELECTION DISTRICTS OF THE CITY OF GAINESVILLE, GEORGIA AND AMEND THE CHARTER OF THE CITY OF GAINESVILLE IN ACCORDANCE WITH O.C.G.A. § 36-35-4.1 AND PURSUANT TO O.C.G.A. § 36-35-3, IN ORDER TO DEFINE AND REVISE THE BOUNDARY LINES OF SUCH VOTING DISTRICTS, KNOWN AS WARDS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Attorney Abb Hayes stated the proposed ordinance is for the reapportionment of the city's election districts as a result of the recent census and as required by law. Two readings are necessary with the second reading scheduled for the December 20, 2023 Mayor/Council Meeting.

Motion to approve first reading on Home Rule Ordinance 2022-01 as presented.

Motion made by Council Member Clay

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

ANNEXATION / ZONING:

Ordinance 2022-24 Annex Victory Street Property

(Tabled at the August 2, 2022, October 18, 2022 and November 1, 2022 Council Meetings)

AN ORDINANCE ANNEXING ALL OF VICTORY STREET RIGHT-OF-WAY CONSISTING OF 0.66± ACRE, LOCATED BETWEEN JESSE JEWELL PARKWAY AND SPRING STREET ADJACENT TO BUT NOT NOW WITHIN THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Ordinance 2022-25 Zone Victory Street Property

(Tabled at the August 2, 2022, October 18, 2022 and November 1, 2022 Council Meetings)

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA BY ESTABLISHING THE ZONING ON ALL OF VICTORY STREET RIGHT-OF-WAY CONSISTING OF 0.66± ACRE, LOCATED BETWEEN JESSE JEWELL PARKWAY AND

SPRING STREET AT THE TIME OF ANNEXATION AS PLANNED UNIT DEVELOPMENT, WITH CONDITIONS (P-U-D-c); TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

City Attorney Abb Hayes stated the matter continues to be fluid and asked that the ordinances be tabled to the December 20, 2022 Mayor/Council Meeting.

Motion to table Ordinance 2022-24 and Ordinance 2022-25 to the December 20, 2022 Mayor/Council Meeting.

Motion made by Council Member Wangemann

Motion seconded by Council Member Clay

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

PUBLIC HEARING(S):

Request from Jim Shorkey Real Estate 12, LLC to annex a total of 6.76± acres located on the south side of Browns Bridge Road, east of Old Flowery Branch Road, having road frontage on Zander Drive (a/k/a 0 Browns Bridge Road) and to establish a zoning of Light Industrial (L-I). Ward Number: Five. Tax Parcel Number(s): 08-007-003-003. Request: Expansion of existing auto dealership.

- ***Proposed Annexation Ordinance 2022-38***
- ***Proposed Zoning Ordinance 2022-39***

City Attorney Abb Hayes opened the public hearing, confirmed the public notice was properly advertised and outlined the public hearing process.

Community and Economic Development Deputy Director Matt Tate reviewed the request. The Planning and Appeals Board and staff recommended approval with the following two conditions:

1. The proposed buildings shall meet the exterior building material requirements of the Gateway Corridor Overlay Zone.
2. Prohibited uses for the subject property shall include adult novelty stores, group homes, crisis centers, adult entertainment centers, pawn shops, dollar-type stores, massage parlors, hookah lounge, tobacco or vaping stores, gas station/convenience stores, tire stores, auto parts stores, marine sales or repair stores, automated or non-automated car washes, truck stops, coin-laundry facilities, tattoo parlors, psychics, fortune tellers, clairvoyants and the like.

City Attorney Hayes opened the floor for comments. There being none, the hearing was closed and the matter returned to the governing body for consideration.

Motion to approve Ordinance 2022-38, AN ORDINANCE ANNEXING A TOTAL OF 6.76± ACRES LOCATED ON THE SOUTH SIDE OF BROWNS BRIDGE ROAD, EAST OF OLD FLOWERY BRANCH ROAD, HAVING ROAD FRONTAGE ON ZANDER DRIVE (A/K/A 0 BROWNS BRIDGE ROAD) ADJACENT TO BUT NOT NOW WITHIN THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Brooks

Motion seconded by Council Member Dunagan

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

Motion to approve Ordinance 2022-39, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA BY ESTABLISHING THE ZONING A TOTAL OF 6.76± ACRES LOCATED ON THE SOUTH SIDE OF BROWNS BRIDGE ROAD, EAST OF OLD FLOWERY BRANCH ROAD, HAVING ROAD FRONTAGE ON ZANDER DRIVE (A/K/A 0 BROWNS BRIDGE ROAD) AT THE TIME OF ANNEXATION AS LIGHT INDUSTRIAL, WITH CONDITIONS (L-I-c); TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES **with conditions as presented.**

Motion made by Council Member Clay

Motion seconded by Council Member Brooks

Votes favoring the motion: Brooks, Clay, Dunagan, Wangemann

Absent: Thompson

CITY MANAGER ISSUES:

New Podium

City Manager Bryan Lackey commented on the new podium in the space and commended City Clerk Denise Jordan for all her hard work on the project.

ADJOURNMENT: 5:57 PM

/ag

W. Samuel Couvillon, Mayor

Denise O. Jordan, City Clerk