



CITY OF MILTON, GEORGIA

Joe Lockwood, Mayor

CITY COUNCIL

Karen Thurman
Julie Zahner Bailey
Bill Lusk
Burt Hewitt
Tina D'Aversa
Alan Tart

Monday, February 2, 2009 **ACTION MINUTES** **6:00 PM**

1) CALL TO ORDER

2) ROLL CALL

3) PLEDGE OF ALLEGIANCE

(Agenda Item No. 09-791)

4) APPROVAL OF A RESOLUTION APPOINTING CHRISTOPHER J. LAGERBLOOM AS ACTING CITY MANAGER.

Motion and Vote: Councilmember Lusk moved to approve Agenda Item 09-791 Approval of a Resolution Appointing Christopher J. Lagerbloom as Acting City Manager. Councilmember Thurman seconded the motion. The motion passed unanimously.

(Agenda Item No. 09-779)

5) APPROVAL OF MEETING AGENDA

Staff recommended the following changes to the Meeting Agenda.

1. Move Item Number 4 on the Consent Agenda (Agenda item No. 09-783), Approval of the Following task order: January 12, 2009 – Task Order 09-KHA-03 from Kimley-Horn and Associates, Inc. for gravel road with a total cost of \$7,718.72 to New Business
2. Remove the Update on Performance Measurement program from Reports and Presentations to be added to the March 2nd Regular Meeting.
3. Remove (Agenda Item No. 09-784), Approval of an Ordinance Adopting the Local Emergency Operations plan for the City of Milton, to be added as an item on the February 18th agenda as a Resolution.
4. Under Unfinished business, move items 1, 2, and 3 before the Zoning Agenda.

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Milton City Hall
City Council Chambers
13000 Deerfield Parkway, Suite E
Milton, GA 30004

Persons needing special accommodations in order to participate in any City meeting should call 678-242-2500.

5. Add an Executive Session to discuss potential litigation, personnel, and potential land acquisition.

Motion and Vote: Councilmember Tart moved to approve Agenda Item 09-779 Approval of Meeting Agenda, as amended. Councilmember Hewitt seconded the motion. The motion passed unanimously.

6) PUBLIC COMMENT

7) CONSENT AGENDA

(Agenda Item No. 09-780)

1. Approval of the January 12, 2009 Work Session Minutes.

(Agenda Item No. 09-781)

2. Approval of the January 21, 2009 Regular Meeting Minutes.

(Agenda Item No. 09-782)

3. Approval of a Separation Agreement and full and final release of claims.

(Agenda Item No. 09-783) *(Moved by Motion and Vote)*

4. Approval of the following task order:
 - a. January 12, 2009 – Task Order 09-KHA-03 from Kimley-Horn and Associates, Inc. for gravel road with a total cost of \$7,718.72.

Motion and Vote: Councilmember Lusk moved to approve the Consent Agenda, as amended (Items 1, 2, & 3). Councilmember Hewitt seconded the motion. The motion passed unanimously.

8) REPORTS AND PRESENTATIONS

Removed by Motion and Vote

1. Update on the performance measurement program.

9) FIRST PRESENTATION

(Agenda Item No. 09-784)

Removed by Motion and Vote

1. Approval of an Ordinance Adopting the Local Emergency Operations Plan for the City of Milton.

10) ZONING AGENDA

(Agenda Item No. 09-785)

1. Public Hearing for Rescission of Previous Council Approval of Zoning Application RZ08-10, and for Possible Additional Zoning Action.

Motion and Vote: Councilmember D’Aversa moved to approve to open a Public Hearing for Rescission of Previous Council Approval of Zoning Application RZ08-10, and for Possible Additional Zoning Action. Councilmember Thurman seconded the motion. The motion passed unanimously.

Motion and Vote: Councilmember D’Aversa moved to approve the Rescission of Previous Council Approval of Zoning Application RZ08-10, and for possible additional zoning action. Councilmember Lusk seconded the motion. The motion passed 5-2, with Councilmember Zahner Bailey and Councilmember Tart opposed.

Motion and Vote: Councilmember Thurman moved to approve Agenda Item 09-785, RZ08-10, with the most recent conditions that staff provided the City Council dated February 2, 2009, additionally to condition tree recompense on site where possible, to condition the site plan specific subject to modification by the Community Development Director, condition that if the 7,200 feet of parking was used for anything other than storage parking recalculations would apply, add material after the word “impervious” in the conditions. Councilmember Hewitt seconded the motion. The motion passed 5-2, with Councilmember Zahner Bailey and Councilmember Tart opposed.

11) UNFINISHED BUSINESS

(Agenda Item No. 09-786)

1. Approval of a Resolution Amending Resolution No. 09-01-73, A Resolution to Create a Committee to Serve as the Highway 9 Design Guideline Committee for Potential Revision to the Highway 9 Overlay District of the City of Milton Zoning Ordinance.

Motion and Vote: Councilmember D’Aversa moved to approve a Resolution amending Resolution No. 09-01-73, A Resolution to Create a Committee to Serve as the Highway 9 Design Guideline committee for Potential Revision to the Highway 9 Overlay District of the city of Milton Zoning Ordinance. Councilmember Tart seconded the motion. The motion passed unanimously.

(Agenda Item No. 09-787)

2. Approval of a Resolution Amending Resolution No. 09-01-74, A Resolution to Create a Committee to Serve as the Historic Preservation Committee for Development of a Historic Preservation Ordinance for the City of Milton by appointing committee members.

Motion and Vote: Councilmember Lusk moved to approve a Resolution Amending Resolution No. 09-01-74, a Resolution to Create a Committee to Serve as the Historic Preservation Committee for Development of a Historic Preservation Ordinance for the City of Milton by appointing James Farris for District 1. Councilmember D’Aversa seconded the motion. The motion passed unanimously.

(Agenda Item No. 08-788)

3. Approval of a Resolution Amending Resolution No. 09-01-76, A Resolution to Create a Citizen Advisory Committee for City of Milton Concept Plans for the Intersections of Birmingham at Providence and Arnold Mill at New Providence by appointing Committee Members.

Motion and Vote: Councilmember D'Aversa moved to approve a Resolution Amending Resolution No. 09-01-76, A Resolution to Create a Citizen Advisory Committee for City of Milton Concept Plans for the Intersections for Birmingham at Providence and Arnold Mill at New Providence by appointing Wilson Borden for District 4. Councilmember Zahner Bailey seconded the motion. The motion passed unanimously.

12) NEW BUSINESS**(Agenda Item No. 09-789)**

1. Approval of a Crooked Creek Amenity Area Right-of-Way Exchange.

Motion and Vote: Councilmember Tart moved to defer until February 18, 2009 a Crooked Creek Amenity Area right-of-Way Exchange. Councilmember Zahner Bailey seconded the motion. The motion passed unanimously.

(Agenda Item No. 09-783) (Moved by Motion and Vote)

2. Approval of the following task order:
 - a. January 12, 2009 – Task Order 09-KHA-03 from Kimley-Horn and Associates, Inc. for gravel road with a total cost of \$7,718.72.

Motion: Councilmember Hewitt moved to approve Agenda Item 09-783 Approval of the following task order:

- a. January 12, 2009 – Task Order 09-KHA-03 from Kimley-Horn and Associates, Inc. for gravel road with a total cost of \$7,718.72.

Second and Vote: Councilmember D'Aversa seconded the motion. The motion passed unanimously.

13) MAYOR AND COUNCIL REPORTS**14) STAFF REPORTS****15) EXECUTIVE SESSION**

Motion and Vote: Councilmember Thurman moved to adjourn into Executive Session at 9:51 p.m. Councilmember Lusk seconded the motion. The motion passed unanimously.

RECONVENE

Motion and Vote: Councilmember Thurman moved to reconvene the Regular Meeting at 10:47 p.m. Councilmember D'Aversa seconded the motion. The motion passed unanimously.

(Agenda Item No. 09-790)

16) ADJOURNMENT

Motion and Vote: Councilmember Lusk moved to adjourn the Regular Meeting at 10:49 p.m. Councilmember Thurman seconded the motion. The motion passed unanimously.