



CITY OF MILTON, GEORGIA

Joe Lockwood, Mayor

CITY COUNCIL

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

Monday, April 27, 2009

Regular Council Meeting Agenda

6:00 PM

INVOCATION - Rabbi Hirshy Minkowicz, Chabad of North Fulton

1) CALL TO ORDER

2) ROLL CALL

3) PLEDGE OF ALLEGIANCE *(Led by the Mayor)*

(Agenda Item No. 09-845)

4) APPROVAL OF MEETING AGENDA *(Add or remove items from the agenda)*

5) PUBLIC COMMENT

6) CONSENT AGENDA

(Agenda Item No. 09-846)

1. Approval of the April 13, 2009 Regular Meeting Minutes.
(Jeanette Marchiafava, City Clerk and Clerk of the Court)

(Agenda Item No. 09-847)

2. Approval of Financial Statements for the period ending March 2009.
(Presented by Stacey Inglis, Finance Manager)

7) REPORTS AND PRESENTATIONS *(None)*

8) FIRST PRESENTATION *(None)*

9) 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.

(Agenda Item No. 09-813)

1. **U09-01 / VC09-01**, 13120 Arnold Mill Road, by Frank Schaffer, The Landscape Group, Inc. - To obtain a use permit for a landscaping business on 1.74 acres at a density of 3,908.04 square feet per acre (Article 19.4.27). Applicant is also requesting 3-part concurrent variance:
 - 1) To delete the 50' buffer and 10' improvement setback along the west property line from the right-of-way for a distance of 140' (12H.3.1 Section C.1).
 - 2) To delete the 50' buffer and 10' improvement setback along the east property line from the right-of-way for a distance of 140' (12H.3.1 Section C.1).
 - 3) To allow a sign located less than 10' from the right-of-way (Article 33 Section 21.C). (First Presentation on March 2, 2009.)*(Presented by Alice Wakefield, Community Development Director)*

(Agenda Item No. 09-836)

2. **U09-02/VC09-02** - 15150 Birmingham Hwy, Application by Robb Nestor to obtain a use permit for a landscaping business on 3.926 acres at a density of 387.92 square feet per acre (Article 19.4.27). Applicant is also requesting concurrent variance to allow access from a local street (Article 19.4.27.B.1).
(Presented by Alice Wakefield, Community Development Director)

(Agenda Item No. 09-837)

3. **RZ09-01**- To amend Article 33 “Signs” of the City of Milton Zoning Ordinance to clarify the height restriction of various signs and to amend the “Considerations” for sign variances.
(Presented by Alice Wakefield, Community Development Director)

10) UNFINISHED BUSINESS**(Agenda Item No. 09-838)**

1. Approval of an Ordinance of the Mayor and Council of the City of Milton, Georgia, to allow a waiver of the penalty of the base amount of past due ad valorem taxes on a case by case basis, to allow for payment of past due ad valorem taxes in installments, and for other purposes.
(Presented by Ken Jarrard, City Attorney)

11) NEW BUSINESS**(Agenda Item No. 09-848)**

1. Consent for the Extension of the Consulting Agreement with Latta Enterprises for Six Months and in Accordance with the Established Terms of the Contract.
(Presented M L Marietta, Assistant to the City Manager)

(Agenda Item No. 09-849)

2. Approval of a Resolution to Revise and Update Speed Zones and Regulations Regarding Vehicular Speeds within the City Limits and to Provide for Enforcement of Those Regulations.
(Presented by Carter Lucas, Principal Engineer)

(Agenda Item No. 09-850)

3. Amendment of Resolution No. 09-02-79, 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.

(Presented by Alice Wakefield, Community Development Director)

(Agenda Item No. 09-851)

4. Approval of (a) Stormwater Projects including Contract with Qual-Con Construction Services, Inc. for \$6,338.20; (b) Right of Entry Agreements with Starnes, Rock, and Denness; and (c) Cost Share Agreement between Rock, Denness, and the City of Milton.

(Presented by Carter Lucas, Principal Engineer)

12) MAYOR AND COUNCIL REPORTS**13) STAFF REPORTS****14) EXECUTIVE SESSION****(Agenda Item No. 09-852)**

1. The purpose of the Executive Session is to discuss potential litigation.

(Ken Jarrard, City Attorney)

(Agenda Item No. 09-853)**15) ADJOURNMENT**