

The regularly scheduled meeting of the Conyers, Georgia, City Council was held at 7:00 p.m. on November 7, 2012, in the City Council Chambers at 1194 Scott Street, Conyers, GA.

Roll Call – Present: Mayor Randy Mills, Council Members Chris Bowen, Vince Evans, John Fountain, Gerald Hinesley, and Cleveland Stroud.

Invocation – The invocation was given by Council Member John Fountain.

Pledge of Allegiance – Mayor Randy Mills led everyone in the Pledge of Allegiance.

Mayor's Welcome.

Citizens' Communication – Michael Hutcheson, Director of Rockdale Coalition for Children & Families, addressed the Council and presented information and flyers regarding the John K. Morgan Scholarship Fund and the F. William Hughey Community Service Award.

Agenda Revisions: City Manager Tony Lucas stated there were no agenda revisions.

Minutes – Council Member Chris Bowen made a motion to approve the minutes of the October 17, 2012 regularly scheduled City Council meeting. Council Member Cleveland Stroud seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.

Recognitions:

Christina Coppock of the Police Department/CID was recognized for 5 years of service to the City; and Thresa Williams of the Police Department/Court Services was recognized for 25 years of service to the City.

Old Business:

1. **A request to approve Ordinance No. 894 relating to the provision of a local excise tax on energy used in manufacturing.** Council Member Gerald Hinesley made a motion to remove from the table the request to approve Ordinance No. 894, which was tabled at the October 17, 2012, City Council meeting. Council Member Cleveland Stroud seconded the motion. Mayor Mills called for a vote of the Council. The vote was unanimous to remove the request from the table. The request to approve Ordinance No. 894 relating to the provision of a local excise tax on energy used in manufacturing died for lack of a motion to approve.
2. **Zoning Case #2012-08: (1) A request to approve Ordinance No. 892 to amend the Comprehensive Land Use Plan from the Multi-family Residential designation to the Special Mixed-use Activity Center designation; and (2) to rezone 4.33 acres of land from the Townhouse Residential (TH) District to the Gateway Village (GV) District (Urban Village sub-area) with a Special Use Permit to allow General Warehousing and Storage (mini-warehouses) as an additional permitted use.** Council Member John Fountain made a motion to remove from the table the request to approve Ordinance 892, which was tabled at the October 17, 2012, City Council meeting. Council Member Chris Bowen seconded the motion. Mayor Mills called for a vote of the Council. The vote was unanimous to remove the request from the table. Council Member Fountain stated that a public hearing was held at the October 17, 2012, Council meeting. However, at the discretion of the Mayor, a public hearing was allowed for those present wishing to address the Council regarding the zoning case.

Mayor Mills opened the public hearing at 7:18 p.m.

Mark Walton, representing David Miles, addressed the Council in favor of the request.

Jo Carter-Harbin, representing the seller, addressed the Council in favor of the request.

Debbie R. Dollar, representing Hunting Creek Drive Subdivision & Townhomes, addressed the Council in favor of the request.

David M. Miles, applicant, addressed the Council in favor of the request.

Mayor Mills closed the public hearing at 7:33 p.m.

Marvin Flanigan, Director of Planning and Inspections, addressed the Council and stated that the information presented by the speakers was new to him and that it had not been presented to the Planning & Inspections Department for review and/or consideration.

City Attorney Mike Waldrop stated that the only way this request could be tabled again for further review was with the applicant's approval.

David Miles, applicant, addressed the Council and asked the Council to table this request again.

After discussion, Council Member John Fountain made a motion to table Zoning Case #2012-08 until the first meeting in December. Council Cleveland Stroud seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.

New Business:

1. **Historic Preservation Commission appeal regarding permit rejection of pole supported signs at 941 South Main Street.** Council Member John Fountain presented the appeal to the Council. After discussion, Council Member John Fountain made a motion to allow the pole supported signs at 941 South Main Street. Council Member Chris Bowen seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
2. **Request to approve Ordinance No. 895 to amend the Hotel-Motel Tax budget for the prior fiscal year in order to comply with the Hotel-Motel Fund requirements.** City Manager Tony Lucas presented the request for Council's approval of Ordinance No. 895 to amend the Hotel-Motel Tax budget for the prior fiscal year in order to comply with the Hotel-Motel Fund requirements, and to waive the second reading. Council Member Gerald Hinesley made a motion to approve Ordinance No. 895 and waive the second reading. Council Member Vince Evans seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
3. **Request to approve Resolution No. 607 to approve the Americans with Disability Act Transition Plan.** Director of Public Works & Transportation Brad Sutton presented Resolution No. 607 to the Council and asked for Council's approval. Council Member Vince Evans made a motion to approve Resolution No. 607 to approve the Americans with Disability Act Transition Plan. Council Member John Fountain seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
4. **Request approval of a Relocation Agreement between the City of Conyers and Georgia Power Company for an estimated amount of \$194,204 for the widening of Railroad Street.** Council Member Gerald Hinesley presented the request to the Council and made a motion to approve a Relocation Agreement between the City of Conyers and Georgia Power Company for an estimated amount of \$194,204 for the widening of Railroad Street. Council Member John Fountain seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
5. **Request approval of an Agreement Between the City of Conyers and Bunnell-Lammons Engineering for environmental services for FY2012-2013 at the Miller Bottom landfill. Services will include semi-annual groundwater reporting for a cost of \$5,000; and also included is the Action of Corrective Measures (ACM) consulting for revisions to the ACM report estimated at \$65,000.** Director of Public Works and Transportation Brad Sutton presented the request to the Council and asked for Council's approval. Council Member John Fountain made a motion to approve an Agreement Between the City of Conyers and Bunnell-Lammons Engineering. Council Member Gerald Hinesley seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
6. **Request approval of a Contract Agreement Between the City of Conyers and American Consulting Professionals, LLC for on-call engineering services, which will be for engineering, right-of-way and inspections of various projects in the City of Conyers. A task order will be generated for each project and only after a fee has been agreed upon for the services required.** Council Member Gerald Hinesley presented the request to the Council and made a motion to approve. Council Member Chris Bowen seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.
7. **Request approval of a Contract Agreement Between the City of Conyers and URS Corporation for on-call engineering services, which will be for engineering, right-of-way and inspections of various projects in the City of Conyers. A task order will be generated for each project and only after a fee has been agreed upon for the services required.** Council Member Gerald Hinesley presented the request to the Council and made a motion to approve. Council Member Cleveland Stroud seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.

8. **Request approval of a Contract Agreement Between the City of Conyers and Jacobs Engineering Group for on-call engineering services, which will be for engineering, right-of-way and inspections of various projects in the City of Conyers. A task order will be generated for each project and only after a fee has been agreed upon for the services required.** Council Member Gerald Hinesley presented the request to the Council and made a motion to approve. Council Member Vince Evan seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.

Committee Reports:

- Council Member John Fountain, Chairman of the *Community Development Committee*, had nothing to report.
- Council Member Vince Evans, Chairman of the *Economic Development Committee*, had nothing to report.
- Council Member Cleveland Stroud, Chairman of the *Public Safety Committee*, gave an update on the massage parlor investigations, the Alcohol Ordinance, and the Special Event Ordinance
- Council Member Chris Bowen, Chairman of the *GIHP, Cherokee Run, BHCNC, and Cemetery Committee* gave an update on events at the Horse Park and Cherokee Run Golf Club.
- Council Member Gerald Hinesley, Chairman of the *Transportation and Stormwater Committee* and Co-Chairman of the *Finance Oversight Committee*, had nothing to report.

City Manager's Update – City Manager Tony Lucas invited everyone to the Thanksgiving luncheon on November 16 from 11:30 a.m. – 1:30 p.m. in the Council Chambers. He also reminded everyone of the Olde Town Christmas Party on November 30 and the Hometown Holiday Parade and Tree Lighting on December 1.

Executive Session – City Manager Tony Lucas asked the Council for an Executive Session to include the City Attorney to discuss potential litigation. Council Member Chris Bowen made a motion to go into Executive Session to include the City Attorney to discuss potential litigation. Council Member Vince Evans seconded the motion. Mayor Mills called for a vote of the Council. All members voted aye. Mayor Mills declared the motion carried.

There being no further business to come before the Council, the meeting was adjourned at 8:10 p.m.

Randal S. Mills, Mayor

Attest:

Patricia I. Smith, City Clerk