



## CITY OF MILTON, GEORGIA

Joe Lockwood, Mayor

### CITY COUNCIL

Karen Thurman	-	District 1
Julie Zahner Bailey	-	District 2
Bill Lusk	-	District 3
Neal O'Brien	-	District 4
Tina D'Aversa-Williams	-	District 5
Rick Mohrig	-	District 6

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Thursday, December 21, 2006

ACTION MINUTES

5:30 PM

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**1) CALL TO ORDER**

**2) ADMINISTER OATH OF OFFICE TO THE NEWLY ELECTED OFFICIALS  
(Runoff Election) - Judge Tom Campbell**

**3) ROLL CALL**

**4) PLEDGE OF ALLEGIANCE**

**(Agenda Item No. 06-125)**

**5) APPROVAL OF MEETING AGENDA**

**Motion and Vote:** Councilmember Mohrig moved to approve the Meeting Agenda. Councilmember Thurman seconded the motion. The motion passed unanimously.

**6) QUESTIONS BY DISTRICTS 3 & 4 TO ACTION PREVIOUSLY TAKEN BY THE  
CITY COUNCIL**

**(Agenda Item No. 06-126)**

**7) REPORT AND ACCEPTANCE OF FULTON COUNTY ELECTION RESULTS FOR  
THE DECEMBER 5, 2006 RUNOFF**

**Motion and Vote:** Councilmember D'Aversa-Williams moved to approve the Report and Acceptance of Fulton County Election Results for the December 5, 2006 Runoff. Councilmember Mohrig seconded the motion. The motion passed unanimously.

**(Agenda Item No. 06-127)**

**8) ELECTION OF MAYOR PRO TEM**

**Motion and Vote:** Councilmember Mohrig moved to approve Councilmember Thurman as the Mayor Pro Tem. Councilmember O'Brien seconded the motion. The motion passed 4-3

with Mayor Lockwood, Councilmember D'Aversa-Williams, and Councilmember Zahner Bailey voting in opposition.

Motion and Vote: Mayor Lockwood moved to approve Councilmember D'Aversa-Williams as the Mayor Pro Tem. Councilmember Zahner Bailey seconded the motion. The motion failed 3-4, with Councilmember Thurman, Councilmember Lusk, Councilmember O'Brien and Councilmember Mohrig voting in opposition of the motion.

## 9) REPORTS AND PRESENTATIONS

1. Presentation of the American Flag by Congressman Tom Price.
2. Presentation by Fulton County Commissioner Lynne Riley.

## 10) PUBLIC COMMENT

(Agenda Item No. 06-128)

## 11) CONSENT AGENDA

1. Approval of the November 21, 2006 Special Called Meeting Minutes.
2. Approval of the November 22, 2006 Special Called Meeting Minutes.
3. Approval of the November 27, 2006 Special Called Meeting Minutes.
4. Approval of the November 28, 2006 Special Called Meeting Minutes.
5. Approval of the November 29, 2006 Special Called Meeting Minutes.

**Motion and Vote:** Councilmember D'Aversa-Williams moved to approve the Consent Agenda. Councilmember Zahner Bailey seconded the motion. The motion passed unanimously.

## 12) ZONING AGENDA *(none at this time)*

## 13) FIRST PRESENTATION

(Agenda Item No. 06-129)

1. Approval of an Ordinance Adopting an Open Records Policy.

(Agenda Item No. 06-130)

2. Approval of an Ordinance Granting a Franchise Agreement with Georgia Power.

**Motion and Vote:** Councilmember Mohrig moved to approve the First Presentation items listed above. Councilmember Thurman seconded the motion. The motion passed unanimously.

## 14) UNFINISHED BUSINESS

(Agenda Item No. 06-124)

1. Approval of an Ordinance to appoint the Milton City Council to act Temporarily as the Northwest Fulton Overlay District Design Review Board. (Second Reading)

**Ordinance No. 06-11-73**

**Motion and Vote:** Councilmember Lusk moved to appoint the Milton City Council to act Temporarily as the Northwest Fulton Overlay District Design Review Board. Councilmember Thurman seconded the motion. The motion passed unanimously.

## ZONING ORDINANCE PUBLIC HEARING

### (Agenda Item No. 06-117)

2. Approval of an Ordinance to Adopt Amendments to the Fulton County Zoning Resolution, thereby adopting and establishing the Zoning Ordinance and Official Zoning Maps of the City of Milton, Georgia. (Second Reading)

### **Ordinance No. 06-11-74**

**Motion:** Councilmember Lusk moved to Adopt Amendments to the Fulton County Zoning Resolution, thereby adopting and establishing the Zoning Ordinance and Official Zoning Maps of the City of Milton, Georgia along with Article 12, Article 34.5, with the following amendments to Article 33:

Amendment No. 1 to Section 3  
Amendment No. 2 to Section 8-A  
Amendment No. 3 to Section 8-B  
Amendment No. 4 to Section 11-A  
Amendment No. 5 to Overall formatting  
Amendment No. 6 to Section 11-E(2)  
Amendment No. 7 to Section 16-3  
Amendment No. 8 to Section 17-L  
Amendment No. 9 to Section 23  
Amendment No. 10 to Section 24-C  
Amendment No. 11 to Section 25 –A and B

**Second and Vote:** Councilmember Thurman seconded the motion. The motion passed unanimously.

### (Agenda Item No. 06-118)

3. Approval of an Ordinance to Adopt the Fulton County Subdivision Regulations as the City of Milton, Georgia Subdivision Regulations. (Second Reading)

### **Ordinance No. 06-11-75**

**Motion and Vote:** Councilmember Thurman moved to adopt the Fulton County Subdivision Regulations as the City of Milton, Georgia Subdivision Regulations. Councilmember Mohrig seconded the motion. The motion passed unanimously.

### (Agenda Item No. 06-119)

4. Approval of an Ordinance Adopting the International Property Maintenance Code, 2003 Edition as amended. (Second Reading)

### **Ordinance No. 06-11-76**

**Motion and Vote:** Councilmember Mohrig moved to approve the ordinance adopting the International Property Maintenance Code, 2003 Edition as amended. Councilmember Thurman seconded the motion. The motion passed unanimously.

**15) NEW BUSINESS****(Agenda Item No. 06-131)**

1. Resolution Authorizing the Mayor to execute closing documents to effectuate the transfer of title for Parks and Fire Stations.

**Resolution No. 06-11-22**

**Motion and Vote:** Councilmember Zahner Bailey moved to approve a Resolution authorizing the Mayor to execute closing documents to effectuate the transfer of title for Parks and Fire Stations. Councilmember Mohrig seconded the motion. The motion passed unanimously.

**(Agenda Item No. 06-132)**

2. Resolution to Create a Committee to serve as the citizen's participation group for the Bike and Pedestrian Paths Grant awarded through the State of Georgia to the City of Milton; and for other purposes.

**Resolution No. 06-11-23**

**Motion and Vote:** Councilmember Thurman moved to approve a Resolution to Create a Committee to serve as the citizen's participation group for the Bike and Pedestrian Paths Grant awarded through the State of Georgia to the City of Milton; and for other purposes. Councilmember D'Aversa-Williams seconded the motion. The motion passed unanimously.

**(Agenda Item No. 06-133)**

3. Approval of a Resolution Authorizing the Execution of a Service Contract between CH2M HILL, INC. and the City of Milton, Georgia.

**Resolution No. 06-11-24\_**

**Motion and Vote:** Councilmember Thurman moved to approve a Resolution authorizing the Execution of a Service Contract between CH2M HILL, INC. and the City of Milton, Georgia. Councilmember Lusk seconded the motion. The motion passed unanimously.

**(Agenda Item No. 06-134)**

4. Approval of a Resolution Approving the City of Milton Youth Athletic Association Facility Use Agreement and Organizational Requirements for external non-profit entities interested in public park usage.

**Resolution No. 06-11-25**

**Motion and Vote:** Councilmember Lusk moved to approve a Resolution approving the City of Milton Youth Athletic Association Facility Use Agreement and Organizational Requirements for external non-profit entities interested in public park usage. Councilmember Thurman seconded the motion. The motion passed unanimously.

**(Agenda Item No. 06-135)**

5. Approval of Monthly Invoice for Legal Fees.

**Motion and Vote:** Councilmember Mohrig moved to approve the monthly invoice for legal fees. Councilmember Thurman seconded the motion. The motion passed unanimously.

**16) MAYOR AND COUNCIL REPORTS**

**17) STAFF REPORTS**

1. City Manager Report
2. Legislative Update by Representative Jan Jones.

**(Agenda Item No. 06-136)**

**18) ADJOURNMENT**

**Motion and Vote:** Councilmember Lusk moved to adjourn the meeting at 9:05 PM. Councilmember Zahner Bailey seconded the motion. The motion passed unanimously.