



## CITY OF MILTON, GEORGIA

Joe Lockwood, Mayor

### CITY COUNCIL

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

---

**Monday, May 19, 2008**

**ACTION MINUTES**

**6:00 PM**

---

**1) CALL TO ORDER**

**2) ROLL CALL**

(Councilmember Thurman was absent/excused.)

**3) PLEDGE OF ALLEGIANCE**

(Agenda Item No. 08-577)

**4) APPROVAL OF MEETING AGENDA**

Staff recommended the following changes to the Meeting Agenda:

1. Under New Business; move agenda item 08-583 Approval of a Resolution Appointing a Citizen's Participation Group for potential revision to the Milton tree Preservation ordinance and Administrative Guidelines to after Reports and Presentations.
2. Add Executive Session to discuss pending litigation.

**Motion and Vote:** Councilmember Lusk moved to approve the Meeting Agenda as amended. Councilmember D'Aversa seconded the motion. The motion passed unanimously (6-0).

**5) PUBLIC COMMENT**

**6) CONSENT AGENDA**

(Agenda Item No. 08-578)

1. Approval of the April 21, 2008 Work Session Meeting Minutes.

(Agenda Item No. 08-579)

2. Approval of the April 28, 2008 Regular Meeting Minutes.

**(Agenda Item No. 08-580)**

3. Approval of the May 5, 2008 Regular Meeting Minutes.

**(Agenda Item No. 08-581)**

4. Approval of the Financial Statements for the period ending April 2008.

**Motion and Vote:** Councilmember Lusk moved to approve the Consent Agenda. Councilmember Hewitt seconded the motion. The motion passed unanimously (6-0).

**7) REPORTS AND PRESENTATIONS**

1. Memorial Day Proclamation.
2. Peace Officers' Memorial Day Proclamation.
3. Public Works Week Proclamation.

**8) FIRST PRESENTATION****(Agenda Item No. 08-582)**

1. Approval of an Ordinance Amending Chapter 15, Health and Public Safety, Article 2, as it pertains to the regulations involving firearms and components of firearms, of the Code of the Ordinances of the City of Milton, Georgia.

**Motion and Vote:** Councilmember Zahner Bailey moved to approve First Presentation of Approval of an Ordinance Amending Chapter 15, Health and Public Safety, Article 2, as it pertains to the regulations involving firearms and components of firearms, of the Code of the Ordinances of the City of Milton, Georgia. Councilmember D'Aversa seconded the motion. The motion passed unanimously (6-0).

**9) PUBLIC HEARING  
ALCOHOL BEVERAGE LICENSE APPLICATION**

1. Approval of Alcohol Beverage Application for Lotty & Lotta Market, LLC d/b/a Nahm Thai Cuisine at 5310 Windward Pkwy, Suite C. Applicant is Ngamta Thong Young for Consumption on Premises –Distilled Spirits.

**Motion and Vote:** Councilmember Tart moved to defer until June 16, 2008 the Alcohol Beverage Application for Lotty & Lotta Market, LLC d/b/a Nahm Thai Cuisine at 5310 Windward Pkwy, Suite C. Applicant is Ngamta Thong Young for Consumption on Premises – Distilled Spirits. Councilmember Hewitt seconded the motion. The motion passed unanimously (6-0).

**END OF PUBLIC HEARING**

**10) ZONING AGENDA****(Agenda Item No. 08-574)**

1. **ZM08-02** – Southside of Cumming Hwy (West of Sunfish Bend); Petitioner: El Mina Inc. Request: To modify condition 2.a. of RZ03-140 to modify the site plan.

**Motion and Vote:** Councilmember Tart moved to defer until June 16, 2008 **ZM08-02** – Southside of Cumming Hwy (West of Sunfish Bend); Petitioner: El Mina Inc. Request: To modify condition 2.a. of RZ03-140 to modify the site plan. Councilmember Hewitt seconded the motion. The motion passed unanimously (6-0).

**(Agenda Item No. 08-585)**

2. **LU08-01** - Focus Fulton 2025 Future Land Use Plan and Map Amendment – 25888 Hopewell Road.

**Resolution No. 2008-05-38**

**Motion and Vote:** Councilmember Zahner Bailey moved to approve **LU08-01** - Focus Fulton 2025 Future Land Use Plan and Map Amendment – 25888 Hopewell Road as 1 unit or less per acre. Councilmember D’Aversa seconded the motion. The motion passed (5-1), with Councilmember Lusk opposed.

**11) UNFINISHED BUSINESS****12) NEW BUSINESS****(Agenda Item No. 08-583)**

*Moved by Motion and Vote*

1. Approval of a Resolution Appointing a Citizen’s Participation Group for potential revision to the Milton Tree Preservation Ordinance and Administrative Guidelines.

**Resolution No. 08-05-37**

**Motion and Vote:** Councilmember D’Aversa moved to approve a Resolution Appointing a Citizen’s Participation Group for potential revision to the Milton Tree Preservation Ordinance and Administrative Guidelines. Councilmember Lusk seconded the motion. The motion passed unanimously (6-0).

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

**Motion and Vote:** Councilmember Lusk moved to adjourn into Executive Session to discuss pending litigation at 7:26 p.m. Councilmember Tart seconded the motion. The motion passed unanimously (6-0).

**RECONVENE**

**Motion and Vote:** Councilmember D'Aversa moved to reconvene the Regular Meeting at 9:35 p.m. Councilmember Lusk seconded the motion. The motion passed unanimously (6-0).

(Agenda Item No. 08-584)

**16) ADJOURNMENT**

**Motion and Vote:** Councilmember D'Aversa moved to adjourn the Regular Meeting. Councilmember Tart seconded the motion. The motion passed unanimously (6-0).

The meeting adjourned at 9:37 p.m.