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The Regular Meeting of the Mayor and Council of the City of Milton was held on May 4, 2009 at 6:00 PM, Mayor Joe Lockwood presiding.

INVOCATION

Michael Debusk, Reverend, Crabapple First Baptist Church, led the invocation.

CALL TO ORDER

Mayor Lockwood called the meeting to order.

ROLL CALL

City Clerk Marchiafava called the roll and made general announcements.

Council Members Present: Councilmember Karen Thurman, Councilmember Julie Zahner Bailey, Councilmember Bill Lusk, Councilmember Burt Hewitt, Councilmember Tina D'Aversa, Councilmember Alan Tart

PLEDGE OF ALLEGIANCE

Mayor Lockwood led the Pledge of Allegiance

APPROVAL OF MEETING AGENDA

Staff recommended the following change to the meeting agenda.

1. Add an Executive Session to discuss potential litigation and potential land acquisition.

Councilmember D'Aversa

- She would like to also add under Reports and Presentations a Proclamation for Teacher Appreciation Week.

Motion and Vote: Councilmember D'Aversa moved to approve Agenda Item 09-854, Approval of Meeting Agenda, as amended. Councilmember Hewitt seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

PUBLIC COMMENT

Mayor Lockwood

- Public Comment is a time for citizens to share information with the Mayor and Council and to provide input and opinions on any matter that is not scheduled for its own hearing during today's meeting.
- There is no discussion of items on the Consent Agenda or First Presentation from the public or Council.
- Each citizen who chooses to participate in public comment must complete a card and submit it to the City Clerk.
- This is not a time to engage the Mayor or Council in conversation.
- When your name is called please come forward and speak into the microphone stating your name and address for the record.
- You will have five minutes for remarks.

There was no public comment.

CONSENT AGENDA

City Clerk Marchiafava read the Consent Agenda Items.

(Agenda Item No. 09-855)

Approval of the April 20, 2009 Work Session Minutes.

(Agenda Item No. 09-856)

Approval of the April 27, 2009 Regular Meeting Minutes.

Motion and Vote: Councilmember Tart moved to approve the Consent Agenda. Councilmember Hewitt seconded the motion. The motion passed unanimously 7-0.

REPORTS AND PRESENTATIONS

City Clerk Marchiafava read the presentation item.

Memorial Day Proclamation.

Councilmember Lusk

- Read the Memorial Day Proclamation.
- For the second year in a row, we are having our Memorial Day celebration.

City Clerk Marchiafava read the next presentation item.

Presentation of the City of Milton FY 2008 Annual Audit.

Finance Manager Stacey Inglis

- Introduced Adam Fraley with Mauldin and Jenkins to present the audit.

Adam Fraley, CPA Mauldin and Jenkins

- He believes the Financial Statements are fairly stated for the second fiscal year.
- Mauldin & Jenkins is large regional firm serving the Southeastern United States with a primary emphasis in Georgia.
- They have offices located in Atlanta, Macon, Albany, and Birmingham with firm governmental leadership positioned in the Atlanta and Macon offices.
- Serve more governmental entities in Georgia than any other certified public accounting firm requiring over 45,000 hours of service on an annual basis.
- The financial statements are the responsibility of the City of Milton and management and the City Council Members.
- The auditor's responsibility, as external auditors, is to express an opinion on these financial statements.
- They gave the City a clean opinion meaning the financial statements of the City are considered to present fairly the financial position and results of operations as of, and for the year ended September 30, 2008.
- The City's governmental activities net assets position as of September 30, 2008 was \$47,491,519.
- It is important to note that \$36,964,310 of total net assets is invested in capital assets, net of related debt.
- It reflects unrestricted net assets of \$10,527,208 for operations.
- The report is not intended to provide an opinion, but to provide a form of negative assurance as to the City's internal controls and compliance with applicable rules and regulations.
- This report and the procedures performed are required by Government Auditing Standards.
- Management has the ultimate responsibility for the appropriateness of the accounting policies used by the City.
- Stacey Inglis and her team were completely cooperative in making all this happen.
- They encountered no difficulties in dealing with management relating to the performance of the audit.
- On page 11 of the audit agenda there are other matters to help management and the City stay abreast of accounting matters that could present challenges in financial reporting in future periods.

- They appreciate the opportunity to serve the City of Milton, Georgia and look forward to serving the City in the future.

Councilmember Lusk

- Asked about the increase in net assets.

Adam Fraley, CPA Mauldin and Jenkins

- The increase in net assets is reconciled on page eleven of the report.
- It is called the statement of activities.
- It shows the different revenue sources coming in.
- Some of it is developers donate infrastructure as they are developing the neighborhoods and such.
- That is in here because CAFR requires it to be.

Councilmember Lusk

- Asked if there is a detailed schedule.

Adam Fraley, CPA, Mauldin and Jenkins

- There is a detailed schedule, but it does not get presented in the Financial Statement.
- Stacey Inglis has the trial balances that have the information by account numbers to support these financial statements.

Councilmember Zahner Bailey

- Asked if the recommendations had already been incorporated.

Finance Manager Inglis

- Yes, she sent an e-mail with the explanations.

City Clerk Marchiafava read the next Reports and Presentations item.

Added by motion and vote

Proclamation for Teacher Appreciation Week

Councilmember D'Aversa

- This will be our third year recognizing Teacher Appreciation Week.
- Read the proclamation.
- She will give a proclamation to each principal of each of the schools within the borders of the City of Milton.

UNFINISHED BUSINESS

City Clerk Marchiafava read Agenda Item 09-849.

Approval of an Ordinance to Revise and Update Speed Zones and Regulations Regarding Vehicular speeds within the City Limits and to Provide for Enforcement of Those Regulations.

ORDINANCE NO. 09-05-41

Interim Public Works Director Carter Lucas

- This is our first amendment to our radar permit.
- This authorizes the use of speed detections devices.
- This permit is an amendment to our right-of-way ordinance.
- It includes 29 roadway additions and 10 modifications to the permit.

Councilmember Hewitt

- Asked about the spelling error and wanted to make sure that did not mess anything up.

Interim Public Works Director Lucas

- They are checking if they can make that modification quickly and whether or not it affects the tickets will be at the discretion of the judge.

Motion and Vote: Councilmember Hewitt moved to approve Agenda Item 09-849, Approval of an Ordinance to Revise and Update Speed Zones and Regulations Regarding Vehicular Speeds within the City Limits and to Provide for Enforcement of those regulations. Councilmember Thurman seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

NEW BUSINESS

City Clerk Marchiafava read Agenda Item 09-857.

**Approval of a Resolution for the Designation of the ADA Coordinator for the City of Milton.
RESOLUTION NO. 09-05-92**

City Manager Chris Lagerbloom

- This is a Resolution that designates and ADA Coordinator for the City, which will be the City Manager.

Motion and Vote: Councilmember D'Aversa moved to approve Agenda Item 09-857, Approval of a Resolution for the Designation of the ADA Coordinator for the City of Milton. Councilmember Zahner Bailey seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

City Clerk Marchiafava read Agenda Item 09-858.

**Approval of a Resolution for the Provision of a Notice of Nondiscrimination under the Americans with Disabilities Act ("ADA").
RESOLUTION NO. 09-05-93**

City Manager Lagerbloom

- This is a statement of a notice of nondiscrimination.
- This was authorized by our City Attorney's and meets the requirements of Title II.

Motion and Vote: Councilmember D'Aversa moved to approve Agenda Item 09-858, Approval of a Resolution of the Provision of a Notice of Nondiscrimination under the Americans with Disabilities Act ("ADA"). Councilmember Thurman seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

MAYOR AND COUNCIL REPORTS

Councilmember D'Aversa

- Had the opportunity to represent the City at the North Fulton Special Recreation meeting.
- The North Fulton cities have the opportunity to come together in a partnership program.
- The Cities of Alpharetta, Johns Creek, Roswell, Sandy Springs, and Milton will be a part of it.
- They also encouraged Fulton County, Fulton County Schools, and local service providers to be a part of the association as it moves forward.
- The meeting was to discuss how we could come together with combined resources specifically for special recreation.
- Special recreation would be for people with disabilities.

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- Some cities offer services and some do not.
 - What came out of the discussion was that we would like to have a representative of each city to be on the association to evaluate what each city has and how we can share the services.

STAFF REPORTS

Chief Deborah Harrell

- Applied for a \$1,200 grant through Target entitled the Target in Blue Law Enforcement Program.
- There are five areas that it targets, crime prevention, training, community outreach, prepared and organizing retail crime.
- We asked for informational brochures on how to not be a theft victim, how to keep your car from being broken into and items stolen.
- We asked for child identification books, and coloring books that we can give out and other things we can give out to the community.
- Matt Marietta handled the application and has all of the details.

City Manager Lagerbloom

- There is no match to this grant if it is approved and no fiscal impact to the City.

EXECUTIVE SESSION

Added by Motion and Vote

The purpose of the Executive Session is to discuss potential litigation and potential land acquisition.

Motion and Vote: Councilmember Lusk moved to adjourn into Executive Session at 6:37 p.m. Councilmember Hewitt seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

RECONVENE

Motion and Vote: Councilmember Hewitt moved to reconvene the Regular Meeting at 7:40 p.m. Councilmember Tart seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

ADJOURNMENT

After no further business, the meeting adjourned at 7:43 pm.

Motion and Vote: Councilmember Thurman moved to adjourn the Regular Meeting. Councilmember Tart seconded the motion. There was no Council discussion. The motion passed unanimously 7-0.

Date Approved: May 18, 2009



Jeanette R. Marchiafava, City Clerk



Joe Lockwood, Mayor