

UNION CITY MINUTES
WORKSESSION MEETING
TUESDAY, MAY 17, 2016
6:30 P.M.

Present: Mayor Vince Williams, Councilmembers Brian Jones, Angelette Mealing, Shayla Nealy and Christina Hobbs, City Attorney Dennis Davenport, City Manager Sonja Fillingame and City Clerk Jacqueline R. Cossey

Dept. Heads: Tarsha Calloway – Finance, Nicole Dozier – Community Development, Cassandra Jones – Police Chief, Joe Maddox - Fire Chief, Rhonda Jones – Human Resources

Absent: Lee Blich – Parks & Recreation and Trey Bennings – Information Technology

The meeting was called to order at approximately 6:30 p.m. by Mayor Williams.

I. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG:

II. MEETING OPEN TO THE PUBLIC TO DISCUSS ITEMS NOT ON THE AGENDA (2 MIN.)

III. PRESENTATIONS/ACKNOWLEDGEMENTS OF AWARDS AND ACHIEVEMENTS:

A Proclamation to designate May 21st, 2016 as Kids to Parks Day

IV. CONSENT AGENDA: None

All matters listed on the Consent Agenda are considered routine by the Council and will be approved by one motion. No separate discussion will take place on these items. If discussion of any Consent Agenda item is desired, the item will be moved to the Regular Agenda for separate consideration.

V. OLD BUSINESS:

(Items 1 & 2 were deferred for 60-days during the March 15, 2016 Regular Council Meeting.) **On May 3, 2016 the applicant requested to withdraw his request.**

1. **Public Hearing** to consider the annexation of 4.72 acres of property located at 4910-4950 Derrick Road into Union City by Thomas Murtaugh. **(Planning Commission Recommends Approval)**
2. **Public Hearing** to consider rezoning 4.72 acres of property located at 4910-4950 Derrick Road from Fulton County AG-1 to Union City Town Center Mixed Use (TCMU). **(Planning Commission Recommends Approval)**
3. Council to determine how far to go and adjust for incorrect sewer charges for septic tank sewer adjustments. *(This item was deferred for 30-days during the April 19, 2016 Regular Council Meeting to create a policy)*

City Attorney Davenport clarified that this item itself was decided upon but returned to develop a policy.

This item was added to the Regular Agenda.

VI. REGULAR/NEW BUSINESS:

1. Approval of the Minutes: Called Council Meeting, 4/05/2016
Worksession Meeting, 4/19/2016
Regular Council Meeting, 04/19/2016

The minutes were added to the Consent Agenda.

2. Council to consider reviewing and revising The Code of Ordinance, Chapter 9 Section 9-17 with regards to salespersons, solicitors, and peddlers; registration.

City Attorney Davenport led this discussion and stated that this section of the code has not been used until recently and it needs to be updated. He added that he was not prepared to present any updates tonight but he wanted to bring it to the Council's attention. He then asked if he should bring back an update to the next meeting.

Mayor Williams responded, "Yes".

Councilmember Hobbs asked how a Home Owners Association (HOA) would affect soliciting as it was not mentioned.

Attorney Davenport explained that due to a recent case in Arizona that dealt with signs. He added that people are using that decision to apply to more than just signs and making it a first amendment case and applying it to solicitors and hand bills. He further added that he does not know that having that prohibition of going to homes with the signs saying no peddlers would be effective but he would look into it.

3. **Public Hearing** to consider approval for an Alcoholic Beverage License application submitted by Asfiya Ahmed for package sales of malt and vinous liquors for Royal Enterprises USA, Inc. d/b/a Exxon 6687 Roosevelt Hwy., Union City, GA.

Britney Horne led this discussion and stated that this request will serve as a name change of the existing alcohol beverage license for Exxon located at 6687 Roosevelt Highway. She added that original applicant, Asfiya Ahmed, will remain the same however, the trade name of the business will change to Royal Enterprise Inc. d/b/a Exxon. She further added that the location was previously approved for package sales of malt and vinous liquors license during the March 15, 2016 Council Meeting. She concluded that all administrative requirements have been met and staff recommends approval.

This item was added to the Regular Agenda.

4. **Public Hearing** to consider approval of a requested variance to allow a temporary 40 foot buffer for parcels 09F330101480545 and 09F330001470422.

Nicole Dozier led this discussion and stated that the applicant, Majestic Reality, is represented by the Galloway Law Group seeks a variance to temporarily encroach 10 feet into the required 50 foot setback as per section 10-107 of the land development requirements of the City Code of Ordinance. She added that this property is located at 6055 South Fulton Parkway and staff recommends approval of the variance. She continued that the applicant has a brief presentation should the Mayor and Council like to hear it.

This item was added to the Regular Agenda.

5. Council to consider approval of the proposed transportation project list.

Lonnie Ferguson of Public Services led this discussion and stated that he wanted to get approval of the final project master list. He then stated that as a part of the Fulton County TSPLOST Intergovernmental Agreement (IGA) commitment, each jurisdiction must have a list formalized and completed so the IGA can be completed.

Councilmember Jones asked which number was correct with regards to the TSPLOST funds, 20 Million or 30 Million.

Mr. Ferguson stated that once his master list is submitted it has to match the number, 20 Million, but at the same time if this gets approved it must be based on the population, so the number can change. He concluded that the numbers may increase or decrease based on our population.

This item was added to the Consent Agenda.

VI. RECOMMENDATIONS FROM THE PLANNING COMMISSION:

1. **Public Hearing** to amend Article IV Section 6-11 General Commercial in order to allow clinics as a permitted use. **(Planning Commission Recommends Approval)**

Mrs. Dozier also led this discussion and stated that this was a text amendment to allow clinics to be a permitted use within the General Commercial Zoning classification. She added that the Planning Commission recommended approval. She further added that this would be a medical clinic. Mrs. Dozier concluded by reading aloud the zoning ordinance definitions of a clinic.

Councilmember Mealing recommended, in the future, that Mrs. Dozier add the language of any text amendment requesting a revision to their packets for their review.

2. **Public Hearing** to approve the changes to Article XI – Sign Ordinance and Article III Interpretation and Definitions in order to provide clarity and update the existing text. **(Planning Commission Recommends Approval)**

Mrs. Dozier stated that this is a modification to the sign ordinance. She added that two workshops were held regarding this item and the Planning Commission recommends approval. She provided a handout with regards to the proposed revision to the document. She added that on page eleven, she revised the signage for wall size signs and took out the 200 square foot maximum which she originally recommended and changed the linear square footage to one square foot per linear square foot in front of the building.

This item was added to the Regular Agenda.

VII. RECOMMENDATIONS FROM THE PLANNING COMMISSION:

City Manager Reports:

VIII. OTHER BUSINESS:

IX. REPORTS & ANNOUNCEMENTS FROM THE MAYOR & COUNCIL:

X. ADJOURNMENT:

On motion of Councilmember Jones, seconded by Councilmember Mealing and carried the meeting adjourned.