CITY COUNCIL REGULAR MEETING

City Council Chambers, City Hall
Monday, February 05, 2024 at 6:00 PM

ACTION MINTUES

Peyton Jamison, Mayor

CITY COUNCIL

DISTRICT 1 DISTRICT 2 DISTRICT 3

Andrea Verhoff – Post 1	Juliette Johnson – Post 1	Jan C. Jacobus – Post 1
Carol Cookerly – Post 2	Doug Hene – Post 2	Phil Cranmer – Post 2

INVOCATION

1) CALL TO ORDER

2) ROLL CALL

Mayor: Mayor Peyton Jamison present.

Councilmembers Present: Councilmember Andrea Verhoff, Councilmember Doug Hene, Councilmember Juliette Johnson, Councilmember Carol Cookerly, Councilmember Jan C. Jacobus, and Councilmember Phil Cranmer.

Councilmember(s) Absent:

3) PLEDGE OF ALLEGIANCE (Led by Mayor Peyton Jamison)

4) APPROVAL OF MEETING AGENDA (Add or remove items from the agenda) **(Agenda Item No. 24-035)**

Motion and Vote: Councilmember Cranmer moved to approve the Meeting Agenda with the following amendment:

- Defer Agenda Item #23-304 to the March 4, 2024 Regular City Council Meeting.
- Add an Executive Session to discuss land acquisition, personnel, and potential litigation.

Councilmember Verhoff seconded the motion. Councilmember Johnson recused herself in the vote. The motion passed (6-0).

Councilmember Johnson recusal/ethical obligation statement regarding Agenda Item #23-304):

"With respect to the referenced farm winery alcohol application and following consultation with the city attorney, I hereby announce my decision to recuse myself from any and all activity regarding this application. The rules contemplate that I provide a short explanation on the basis for my recusal, while I have no financial interest in the application or the related farm winery it is the case that the applicant's children went to camps at my family's property at Pamelot, were counselors at Pamelot and one of the sons assisted in planting grapes at Pamelot. Given these connections and out of the abundance of caution, I believe I should recuse to avoid even the appearance of impropriety. In light of my recusal, please do not forward or deliver emails or communications on this topic to me and I will not engage in discussions or deliberations on this topic with any of you."

5) PUBLIC COMMENT (General) –

Forty-two (42) Public Comment:

1. Thomas Furr	23. Craig Franklin
2. Terry Kraft	24. Mary Claire Fears
3. Jim Hughes	25. Michael Heinisch
4. Brian Eidex	26. Gavin Choice
5. Alison Eidex	27. Lalitha Alladi
6. Jessica Buxton	28. Katherine Bentley
7. Raujau Dattagrupta	29. Amy Squires
8. Jack Hadan	30. Sherri Interrante
9. Pitts Carr	31. Amie Bookston
10. Laura Case	32. William Spurlock II
11. Jeff Moen	33. Raymond Brooks
12. Sara Moen	34. Vince Piscopo
13. Steve Lanham	35. Christy Hayes
14. Teresa Meeks	36. Shari Bermudez
15. Kathleen Chambers	37. Eduardo Ruiz
16. Jon Lundstedt	38. Laura Bentley
17. Deborah Lanham	39. Leah Renaldo
18. Dara Duane	40. Julie Zahner Bailey
19. Julie Carr	41. Deborah Sprulock
20. Bill Kendall	42. Merritte Stidston
21. Michelle Franklin	43. Hadi Hakami
22. Jim Rosenberger	

6) CONSENT AGENDA

A. Approval of the January 17, 2024 Special Called City Council Meeting Minutes.
(Agenda Item No. 24-036)
(Tammy Lowit, City Clerk)

B. Approval of the January 17, 2024 Regular City Council Meeting Minutes.
(Agenda Item No. 24-037)
(Tammy Lowit, City Clerk)

C. Approval of Pricing Amendment #2 with Addendum No. 1 between the City of Milton and Interactive Data, LLC for Investigative Software.
(Agenda Item No. 24-038)
(Jason Griffin, Police Chief)

D. Approval of a Professional Services Agreement with Practical Design Partners, LLC for Final Design Services at the Intersection of SR 140/Arnold Mill Road at Green Road.
(Agenda Item No. 24-039)
(Sara Leaders, Public Works Director)

E. Approval of a Services Agreement between the City of Milton and ProLogic ITS, LLC for the Installation of Emergency Equipment on Various Police Vehicles.
(Agenda Item No. 24-040)
(Jason Griffin, Police Chief)

F. Approval of a Services Agreement with Southern Septic, LLC to Install a New Septic Drain Field at the Bethwell Community Center.
(Agenda Item No. 24-041)
(Tom McKlveen, Parks & Recreation Director)

G. Approval of Request for Full Approval from Georgia Department of Transportation for Procurement of Engineering and Design as per Federal Requirement of 23 CFR 172 for Local Administered Projects.
(Agenda Item No. 24-042)
(Sara Leaders, Public Works Director)

H. Approval of Task Order #2 between the City of Milton and Moffatt & Nichol, Inc. for Professional Engineering Services for the Trail, Drainage, and Habitat Enhancement Project at the Milton City Park and Preserve.
(Agenda Item No. 24-043)
(Sara Leaders, Public Works Director)

I. Approval of a Request for Rectangular Rapid Flashing Beacons on SR 372/Crabapple Road at Heritage Walk/Crabapple Chase Drive.
(Agenda Item No. 24-058)
(Sara Leaders, Public Works Director)

J. Approval of Subdivision Plats & Revisions.

Name of Development / Location	Action	Comments / # lots	Total Acres	Density
1. 14300 Hopewell Road 14300 Hopewell Rd LL 693 & 748 Dist. 2 Sect. 2	Minor Plat	The purpose of this plat is to combine two parcels of land totaling 7.063 acres into one legal lot of record.	**7.063** Acres	**0.14** Lots/Acre
2. Whisper Oaks (Large Lots) Cogburn Rd & Francis Rd LL 679 Dist. 2 Sect. 2	Minor Plat	The purpose of this plat is to subdivide the parcel into 7 large lots ranging in size from 3.000 acres to 3.313 acres.	**21.493** Acres	**0.33** Lots/Acre
3. Hickory Crest Phase 2 (Large Lots) Hickory Pass LL 304 Dist. 2 Sect. 2	Minor Plat Revision	The purpose of this plat revision is to revise the division line between lots 1 & 2, show the latest recorded waterline easement, add the stormwater system and drainage easements.	**10.892** Acres	**0.28** Lots/Acre

(Agenda Item No. 24-044)
(Robert Buscemi, Community Development Director)

Motion and Vote: Councilmember Cookerly moved to approve the Consent Agenda as read. Councilmember Hene seconded the motion. The motion passed (7-0).

7) REPORTS AND PRESENTATIONS

A. Proclamation Recognizing Arbor Day 2024 and Milton Being Honored as a Tree City USA for the 14th Consecutive Year.
(Mayor Peyton Jamison)

B. Discussion of Residential Speed Zone Program Policy and Procedures.
(Sara Leaders, Public Works Director)

C. AMR Ambulance Services Update.
(Gabe Benmoussa, Fire Chief)

8) FIRST PRESENTATION

A. Consideration of **RZ23-07** – An Ordinance to Adopt a New Unified Development Code That Will Update and Replace the Current Zoning Ordinance (Chapter 64 Zoning) and Specific Development, Design and Other Sections of the Code of the City of Milton, Georgia; and to Consolidate the Updated Provisions of the Zoning Ordinance and Said Other Sections so as to Create a consolidated Ordinance to be Known as the Unified Development Code for the City of Milton, Georgia.
(Agenda Item No. 24-45)
(Robert Buscemi RA, Community Development Director)

B. Consideration of an Ordinance to Amend Appendix A Fees and Other Charges of the Code of the City of Milton, Georgia to Reflect the New Code References Within the Newly Adopted Unified Development Code for the City of Milton, Georgia.
(Agenda Item No. 24-046)
(Robert Buscemi RA, Community Development Director)

C. Consideration of an Ordinance to Amend Chapter 48 Streets, Sidewalks and Other Public Places of the Code of the City of Milton, Georgia in Order to Update and Relocate Certain Provisions into the Newly Adopted Unified Development Code For the City of Milton, Georgia.
(Agenda Item No. 24-047)
(Robert Buscemi RA, Community Development Director)

D. Consideration of an Ordinance to Delete Chapter 20 Environment of the Code of the City of Milton, Georgia and to Relocate the Updated Provisions to the Newly Adopted Unified Development Code for the City of Milton, Georgia.
(Agenda Item No. 24-048)
(Robert Buscemi RA, Community Development Director

E. Consideration of an Ordinance to Delete Chapter 50 Subdivisions of the Code of the City of Milton, Georgia and to Relocate the Updated Provisions in the Newly Adopted Unified Development Code for the City of Milton.
(Agenda Item No. 24-049)
(Robert Buscemi RA, Community Development Director)

F. Consideration of an Ordinance to Delete Chapter 54 Telecommunications of the Code of the City of Milton, Georgia and to Relocate the Updated Provisions in the Newly Adopted Unified Development Code for the City of Milton, Georgia.
(Agenda Item No. 24-050)
(Robert Buscemi RA, Community Development Director)

G. Consideration of an Ordinance to Delete Chapter 60 Tree Canopy Conservation of the Code of the City of Milton, Georgia and to Relocate the Updated Provisions to the Newly Adopted Unified Development Code for the City of Milton, Georgia.
(Agenda Item No. 24-051)
(Robert Buscemi RA, Community Development Director)

Motion and Vote: Councilmember Hene moved to approve the First Presentation items as read. Councilmember Johnson seconded the motion. Councilmember Jacobus was not present for the vote. The motion passed (6-0).

9) PUBLIC HEARING

A. Consideration of the Issuance of an Alcohol Beverage License to Blockbuster Recipes dba Blockbuster, 12890 Alpharetta Hwy, Suite 160, Milton, Georgia 30004.
(Agenda Item No. 24-052)
(Karen Ellis, Finance Director)

Motion and Vote: Councilmember Hene moved to approve Agenda Item No. 24-052. Councilmember Johnson seconded the motion. The motion passed (7-0).

B. Consideration of the Issuance of an Alcohol Beverage License to D'Rose Vintners, 13555 Blakmaral Lane, Milton, Georgia 30004.
(City Council will be Deferring this Item to the March 4, 2024, Regular City Council Meeting.)
(Agenda Item No. 23-304) – DEFERRED – NO DICUSSION AND NO VOTE TAKEN
(Karen Ellis, Finance Director)

10) ZONING AGENDA

A. Consideration of RZ23-11 - 12505 Broadwell Road by Rob Forrest to Rezone from T-4 Crabapple Form-Based Code to T-4 Open Crabapple Form-Based Code to Develop a 3-Story Mixed Use Building with A Below Ground Parking Garage, 8 for Sale Lofts and 7,600 Square Feet on Non-Residential Uses. **The applicant is requesting a withdrawal of this application.**
(Agenda Item No. 24-053)
(Robert Buscemi, Community Development Director)

Motion and Vote: Councilmember Verhoff moved to approval and authorize applicants request to withdrawal application for Agenda Item #24-053. Councilmember Jacobus seconded the motion. The motion passed (7-0).

B. Consideration of **RZ23-10** - 3475, 3485, 3495 Bethany Bend by Arkan Homes, LLC / Ihssan Hashem to Rezone From AG-1 to R-5A to Develop 13 Single Family Homes on 3.133 Acres.
(Agenda Item No. 24-028)
(Robert Buscemi, Community Development Director)

Four (4) Public Comment:
1. Bryceson Mercer – C/O Arkan Homes, LLC
2. Todd Harkleroad – In Support – Not Present for PC
3. MC Ghahramani – In Opposition
4. Milos Kvasay – In Opposition

Motion and Vote: Councilmember Hene moved to approval Agenda Item #24-028 with the following amendment as read by the city attorney:

- To approve with the staff recommended conditions except for a modification to 4(b., which would read: an eight (8) foot landscape strip behind all alleys with alleys to be no greater than 12 feet in width.

Councilmember Johnson seconded the motion. The motion passed (7-0).

11) UNFINISHED BUSINESS

A. Consideration of an Ordinance to Amend Appendix A, Parks and Recreation Fees and Other Charges, Chapter 34, Section 24 of the Milton City Code to Revise the Fees for the Milton Summer Day Camp.
(Agenda Item No. 24-027)
(Tom McKlveen, Parks & Recreation Director)

Motion and Vote: Councilmember Cookerly moved to approve Agenda Item #24-027. Councilmember Verhoff seconded the motion. The motion passed (7-0).

12) NEW BUSINESS

A. Consideration of a Blanket Right of Way Acquisition Approval for the Birmingham Road Middle Bridge Project.
(Agenda Item No. 24-054)
(Sara Leaders, Public Works Director)

Motion and Vote: Councilmember Jacobus moved to approve Agenda Item #24-054. Councilmember Verhoff seconded the motion. Councilmember Cookerly was not present for the motion. The motion passed (6-0).

B. Consideration of a Resolution to Reimburse the City of Milton's Greenspace Bond Account with TSPLOST Funding to Support and Accommodate the Improvements being Constructed as Part of the Bethany Road at Providence Road Roundabout Intersection Project.
(Agenda Item No. 24-055)
(Sara Leaders, Public Works Director)

Motion and Vote: Councilmember Verhoff moved to approve Agenda Item #24-055. Councilmember Jacobus seconded the motion. Councilmember Johnson was not present for the motion. The motion passed (6-0).

C. Consideration of a Professional Services Agreement between the City of Milton and NewGen Strategies and Solutions, LLC for the Recycling and Solid Waste Management Plan.
(Agenda Item No. 24-056)
(Sara Leaders, Public Works Director)

Motion and Vote: Councilmember Cranmer moved to approve Agenda Item #24-056. Councilmember Verhoff seconded the motion. The motion passed (7-0).

D. Consideration of a Professional Services Agreement between the City of Milton and Tunnell, Spangler and Associates, Inc. (TSW) to Prepare the Arnold Mill Small Area Plan, a Project in the Short-Term Work Program of Milton 2040 Comprehensive Plan.
(Agenda Item No. 24-057)
(Robert Buscemi, Community Development Director)

Motion and Vote: Councilmember Cookerly moved to approve Agenda Item #24-057. Councilmember Hene seconded the motion. The motion passed (7-0).

13) MAYOR AND COUNCIL REPORTS

14) STAFF REPORTS

A. Public Works

15) EXECUTIVE SESSION (if needed)

Motion and Vote: Councilmember Cookerly moved to adjourn into Executive Session at 10:32 pm. Councilmember Hene seconded the motion. The motion passed (6-0). Councilmember Johnson recused herself from the Executive Session vote and attendance of the executive session.

RECONVENE #1

Motion and Vote: *In accord with Sec. 2-63 of the Milton City Charter, Council meetings shall not extend beyond 12:00 midnight, and in the event that business is not concluded prior to that time, the council, by majority vote, can vote to extend the adjournment time.* Councilmember Hene moved to reconvene into the Regular Meeting at 11:57 pm and made a motion to extend the meeting beyond midnight. Councilmember Jacobus seconded the motion. The motion passed (5-0). Councilmember Cookerly was absent from the vote. Councilmember Johnson recused herself from the Executive Session and was not in attendance.

ADJOURNMENT TO RE-ENTER EXECUTIVE SESSION

Motion and Vote: Councilmember Jacobus moved to adjourn into Executive Session at 11:57 pm. Councilmember Hene seconded the motion. The motion passed (6-0). Councilmember Johnson recused herself from the Executive Session and was not in attendance.

RECONVENE #2

Motion and Vote: Councilmember Verhoff moved to adjourn out of Executive Session into the Regular Meeting at 12:20 pm. Councilmember Cranmer seconded the motion. The motion passed (6-0). Councilmember Johnson recused herself from the Executive Session vote and was not in attendance.

16) ADJOURNMENT (Agenda Item No. 24-059)

Motion and Vote: Councilmember Cranmer moved to adjourn the meeting at 12:21 pm. Councilmember Jacobus seconded the motion. The motion passed (6-0). Councilmember Johnson recused herself from the Executive Session and was not in attendance.

Persons needing special accommodations in order to participate in any City meeting should call 678.242.2500.