CITY COUNCIL REGULAR MEETING

City Council Chambers, City Hall
Monday, September 16, 2024 at 6:00 PM

ACTION MINUTES

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 – Pastor Jim Boyle, City Church

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. 24-272)**

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

- Add an Executive Session to discuss Land Acquisition, Potential Litigation, and Personnel.

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

5) PUBLIC COMMENT (General) –

6) CONSENT AGENDA

Councilmember Cranmer recused himself from the vote for the entire Consent Agenda.

A. Approval of the September 4, 2024 Regular City Council Meeting Minutes.
(Agenda Item No. 24-273)
(Tammy Lowit, City Clerk)

B. Approval of the September 9, 2024 Work Session Meeting Minutes.
(Agenda Item No. 24-274)
(Tammy Lowit, City Clerk)

C. Approval of a Services Agreement between the City of Milton and Meer Electrical Contractors, Inc. for On-Call Electrical Services.
(Agenda Item No. 24-275)
(Sara Leaders, Public Works Director)

D. Approval of a Construction Services Agreement for Phase I Repairs at the City's Lackey Dam Facility in Lakhapani Park and Preserve with JOC Construction, LLC.
(Agenda Item No. 24-276)
(Sara Leaders, Public Works Director)

E. Approval of a Construction Services Agreement between the City of Milton and Wilson Construction Management, LLC. for Construction Services Related to the Morris Road Widening Project.
(Agenda Item No. 24-277)
(Sara Leaders, Public Works Director)

F. Approval of a Utility Relocation Agreement with Sawnee Electrical Membership Corporation for the Morris Road Widening Project.
(Agenda Item No. 24-278)
(Sara Leaders, Public Works Director)

G. Approval of Change Order #1 to the Construction Services Agreement between the City of Milton and Wilson Construction Management, LLC. for Bethany Bend Traffic and Pedestrian Improvements.
(Agenda Item No. 24-279)
(Sara Leaders, Public Works Director)

H. Approval of a Professional Services Agreement between the City of Milton and MXI Environmental Services, LLC, for a 2024 Household Hazardous Waste Collection Event.
(Agenda Item No. 24-280)
(Sara Leaders, Public Works Director)

I. Approval of a Services Agreement between the City of Milton and SiteMed North America, P.C. to Implement a Comprehensive Three-Year Medical and Fitness Evaluation Program.
(Agenda Item No. 24-281)
(Gabe Benmoussa, Fire Chief)

J. Approval of an Intergovernmental Agreement between the City of Milton and Fulton County for Water Line Relocation on the Morris Road Widening Project.
(Agenda Item No. 24-282)
(Sara Leaders, Public Works Director)

K. Approval of a Services Agreement between the City of Milton and United Rentals (North America), Inc. DBA Reliable Onsite Services for Crabapple Fest 2024.
(Agenda Item No. 24-283)
(Diana Wheeler, Interim Community Development Director)

L. Approval of a Recreation Provider Agreement Between the City of Milton and YTT Collective, LLC to Provide Yoga Classes.
(Agenda Item No. 24-284)
(Tom McKlveen, Parks & Recreation Director)

M. Approval of Impact Fee Credits for the Improvements to the Intersection - Crabapple at Birmingham (Heritage Walk & SR 372), McGinnis Ferry Interchange and Crabapple NE Connector Rd as Identified in the 2016 Capital Improvements Element Impact Fee Eligible Projects.
(Agenda Item No. 24-292)
(Diana Wheeler, Interim Community Development Director)

Motion and Vote: Councilmember Cookerly moved to approve the Consent Agenda as read. Councilmember Jacobus seconded the motion. The motion passed (6-0). Councilmember Cranmer recused himself from the vote.

7) REPORTS AND PRESENTATIONS

A. Proclamation Recognizing Financing and Accounting Appreciation Week and Milton's Invaluable Finance Team.
(Mayor Peyton Jamison)

B. Proclamation Recognizing IT Professionals Day and Indispensable Experts who Maintain the City's Technology.
(Mayor Peyton Jamison)

C. Proclamation Recognizing Human Resources Professional Day and MIlton's Team Providing These Vital Services in Our City.
(Mayor Peyton Jamison)

8) FIRST PRESENTATION

A. Consideration of an Ordinance for an Amendment to City Code Chapter 10 to Authorize and Regulate Private Third-Party Plan Reviewers and Building Inspectors.
(Agenda Item No. 24-285)
(Diana Wheeler, Interim Community Development Director)

B. Consideration of **U24-02/VC24-02** - 900 Pleasant Hollow Trail by Keith (Andy) Campbell and Courtney Bartik for a Use Permit to utilize the existing Accessory Structure as an "Artist Studio". (Milton Unified Development Code Sec. 8.5.14.C) with a Four-Part Concurrent Variance:

(1) To allow the existing accessory structure to remain in front of the primary residential structure (Milton Unified Development Code Sec. 3.1.4)

(2) To allow the existing accessory structure to remain as is, without being designed in accordance with the predominant commercial building types. (Milton Unified Development Code Sec. 6.3.4.H.a)

(3) To allow the existing accessory structure to remain as is, without having a ratio of opening to solids from 30% to 50%. (Milton Unified Development Code Sec. 6.3.4.H.4.a)

(4) To allow the existing accessory structure to remain as is, without the existing accessory structure having the same window arrangement as the side with the principal entrance. (Milton Unified Development Code Sec. 6.3.4.H.4.e)

(Agenda Item No. 24-286)
(Diana Wheeler, Community Development Interim Director)

Motion and Vote: Councilmember Cranmer moved to approve the First Presentation items as read. Councilmember Jacobus seconded the motion. The motion passed (7-0).

9) PUBLIC HEARING

A. Consideration of an Ordinance of the Mayor and Council of the City of Milton, Georgia, to Adopt the Fiscal 2025 Budget for Each Fund of the City of Milton, Georgia Appropriating the Several Items of Revenue Appropriations, Prohibiting Expenditures to Exceed Appropriations and Prohibiting Expenditures to Exceed Actual Funding Available.
(First Public Hearing at the 9.04.2024 Regular City Council Meeting)
(Second Public Hearing at the 9.16.2024 Regular City Council Meeting)
(Agenda Item No. 24-263)
(Bernadette Harvill, Deputy City Manager)

One (1) Public Comment:

1. Mary Cronk

10) ZONING AGENDA

11) UNFINISHED BUSINESS

A. Consideration of an Ordinance of the Mayor and Council of the City of Milton, Georgia, to Adopt Amendments to the Fiscal 2024 Budget for Each Fund of the City of Milton, Georgia Amending the Amounts Shown in Each Budget as Expenditures, Amending the Several Items of Revenue Appropriations, Prohibiting Expenditures to Exceed Appropriations and Prohibiting Expenditures to Exceed Actual Funding Available.
(Agenda Item No. 24-262)
(Bernadette Harvill, Deputy City Manager)

Motion and Vote: Councilmember Jacobus moved to approve Agenda Item No. 24-262. Councilmember Verhoff seconded the motion. The motion passed (7-0).

B. Consideration of an Ordinance of the Mayor and Council of the City of Milton, Georgia, to Adopt the Fiscal 2025 Budget for Each Fund of the City of Milton, Georgia Appropriating the Several Items of Revenue Appropriations, Prohibiting Expenditures to Exceed Appropriations and Prohibiting Expenditures to Exceed Actual Funding Available.
(Agenda Item No. 24-263)
(Bernadette Harvill, Deputy City Manager)

Motion and Vote: Councilmember Hene moved to approve Agenda Item No. 24-263. Councilmember Cranmer seconded the motion. The motion passed (7-0).

12) NEW BUSINESS

A. Consideration of a Resolution Authorizing the Acceptance of an Award from the Georgia Department of Natural Resources for a Land and Water Conservation Fund Grant to Construct Six Tennis Courts with a Viewing Pavilion, a Playground and the Reconstruction of the Parking Lot at the Active Portion of Milton City Park & Preserve.
(Agenda Item No. 24-287)
(Tom McKlveen, Parks & Recreation Director)

Motion and Vote: Councilmember Cranmer moved to approve Agenda Item No. 24-287. Councilmember Cookerly seconded the motion. The motion passed (7-0).

B. Consideration of a Land Donation Agreement between Larry Neil Chadwick and the City of Milton for the McConnell-Chadwick House and 1.8516 Acres Located at 13705 Arnold Mill Road.
(Agenda Item No. 24-288)
(Sara Leaders, Public Works Director)

Four (4) Public Comment:

1. Joan Borzilleri *(Public Comment read into the record)*
2. Jeff Dufresne
3. James Farris
4. Kathy Beck *(Public Comment read into the record)*

Motion and Vote: Councilmember Cookerly moved to approve Agenda Item No. 24-288. Councilmember Jacobus seconded the motion. The motion passed (7-0).

C. Consideration of a Land Donation Agreement between Adair Park Homes, LLC and the City of Milton for Areas West and North of Heritage Walk at 12780 Lecoma Trace.
(Agenda Item No. 24-289)
(Sara Leaders, Public Works Director)

Motion and Vote: Councilmember Jacobus moved to approve Agenda Item No. 24-289. Councilmember Hene seconded the motion. The motion passed (7-0).

D. Consideration of a Resolution to Condemn Property Rights Needed for Big Creek Greenway Project, Parcel 17 (0.034 Acres of Fee Simple Right of Way; 1,751.38 Square Feet of Permanent Easement for Construction and Maintenance of Slopes; and 5,672.73 Square Feet of Temporary Easement for Construction of Slopes); Owner: Keegan O'Reilly.
(Agenda Item No. 24-290)
(Sara Leaders, Public Works Director)

Motion and Vote: Councilmember Cranmer moved to approve Agenda Item No. 24-290. Councilmember Jacobus seconded the motion. The motion passed (6-0). Councilmember Johnson was absent from the vote.

E. Consideration of a Resolution of the City of Milton, Georgia to Provide for an Occupation Tax Abatement for Certain Qualifying Businesses within the Deerfield/Highway 9 Area.
(Agenda Item No. 24-291)
(Karen Ellis, Finance Director)

Motion and Vote: Councilmember Cranmer moved to approve Agenda Item No. 24-291 with the amendment to omit the reference to NAICS Code 52. Councilmember Jacobus seconded the motion. The motion passed (7-0).

13) MAYOR AND COUNCIL REPORTS

14) STAFF REPORTS

15) EXECUTIVE SESSION (if needed)

Motion and Vote: Councilmember Johnson moved to adjourn into Executive Session at 7:14pm. Councilmember Jacobus seconded the motion. The motion passed (7-0).

RECONVENE

Motion and Vote: Councilmember Jacobus moved to reconvene into the Regular Meeting at 8:15pm. Councilmember Cranmer seconded the motion. The motion passed (5-0). Councilmember Verhoff and Councilmember Hene were absent from the vote.

16) ADJOURNMENT
(Agenda Item No. 24-293)

Motion and Vote: Councilmember Cookerly moved to adjourn the Regular Meeting at 8:15pm. Councilmember Jacobus seconded the motion. The motion passed (5-0). Councilmember Verhoff and Councilmember Hene were absent from the vote.