

REGULAR SESSION

FEBRUARY 8, 2010

The City Council of the City of Athens met in Regular Session on Monday, February 8, 2010, 5:30 p.m. in the Council Chambers of the City Hall Annex with the following members present, to-wit:

Randy Daniel, Mayor  
Jerry Don Vaught  
Carol Barton  
Elaine Jenkins  
Aubrey Jones

Pam Burton, City Administrator  
Pam Watson, City Secretary  
Conor Bateman, City Attorney

others present: Glen Herriage, Gary Crecelius, Buddy Hill, John McQueary, Haven Cox, David Hopkins, Darlene Forshage, Lauren Ricks, Tyler Hendrickson, Randy Dyess, Melody Troutman and other interested citizens;

constituting a quorum at which time the following proceedings were enacted, to-wit:

The invocation was given by Councilmember Jenkins.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

CONSIDER A RESOLUTION ORDERING THE MAY 8, 2010 CITY OF ATHENS  
GENERAL ELECTION

A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve A RESOLUTION ORDERING THE MAY 8, 2010 CITY OF ATHENS GENERAL ELECTION for the purpose of electing Councilmember, Place 2, Councilmember, Place 3 and Councilmember, Place 4. The motion carried unanimously.

CONSIDER A RESOLUTION AUTHORIZING JOINT ELECTION AGREEMENT  
WITH ATHENS INDEPENDENT SCHOOL DISTRICT

A motion was made by Councilmember Vaught, seconded by Councilmember Jenkins to approve A RESOLUTION AUTHORIZING JOINT ELECTION AGREEMENT WITH ATHENS INDEPENDENT SCHOOL DISTRICT. The motion carried unanimously.

CONSIDER FINAL READING OF AN ORDINANCE REZONING LOT 4N, R.A.  
CLARK SURVEY FROM COMMERCIAL TO INDUSTRIAL, OWNED BY  
CITADEL ATHENS, LTD. (1411 EAST TYLER ST.)

Randy Dyess presented his site plan for this property that he is planning to rent for the purpose of selling portable storage buildings, carports, gazebos and etc. Melody Troutman, representative of the company that will provide the product to Mr. Dyess, explained the history of the company and reviewed their plans for this location.

Gary Crecelius, Director of Planning & Development informed the Council that he has suggested that the owner consider Commercial-Specific Use Provision zoning for this property, explaining that before any changes can be made to the site plan, a new site plan will be required to be approved by the Zoning Commission and City Council.

Mr. Dyess stated that he will be spending money on water and sewer tap fees, driveway and parking, and he plans to maintain a very clean lot that will be well manicured.

Mr. Jones questioned if a different zoning could be approved on final reading, with Ms. Burton stating that a lesser zoning can be approved. After a lengthy discussion, Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Barton, seconded by Councilmember Jones to approve FINAL READING OF AN ORDINANCE REZONING LOT 4N, R.A. CLARK SURVEY FROM COMMERCIAL TO COMMERCIAL-SPECIFIC USE PROVISION, with the requirement of an asphalt paved driveway and parking lot with a minimum of three (3) parking spaces. The motion carried unanimously.

DISCUSS/CONSIDER WAIVING LIENS ON LOT 1A, BLOCK 113, ORIGINAL TOWN SUBDIVISION, AS REQUESTED BY DANIEL & PATRICIA HERNANDEZ (626 UNDERWOOD ST.)

City Administrator Pam Burton explained that this property was sold at a tax sale to an individual who then sold it to Mr. & Mrs. Hernandez without making them aware of liens that had been placed on the property. She stated that this is a vacant lot and the new owners would like to move a house onto the property. After discussion, a motion was made by Councilmember Jones, seconded by Councilmember Barton to waive liens on Lot 1A, Block 113, Original Town Subdivision, totaling \$2,416.06, subject to a house being moved onto the property and occupied as a residence. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING IMPROVEMENTS TO KIWANIS PARK, AS REQUESTED BY KIWANIS CLUB OF ATHENS

Ms. Burton explained that the Kiwanis Club is requesting authorization to construct a new covered pavilion at Kiwanis Park, to be funded by the Kiwanis Club. A motion was made by Councilmember Vaught, seconded by Councilmember Jones to authorize improvements to Kiwanis Park, as requested. The motion carried unanimously.

CONSENT AGENDA;

- A) CONSIDER APPROVING MINUTES OF THE JANUARY 20, 2010 SPECIAL SESSION AND JANUARY 25, 2010 REGULAR SESSION
- B) CONSIDER FINAL READING OF AN ORDINANCE AMENDING ORDINANCE #O-40-07, ADOPTING THE INTERNATIONAL BUILDING CODE; PROHIBITING THE USE OF WOOD SHINGLES AND WOOD SHAKES
- C) CONSIDER FINAL READING OF AN ORDINANCE AMENDING ORDINANCE #O-42-07, ADOPTING THE INTERNATIONAL RESIDENTIAL CODE; PROHIBITING THE USE OF WOOD SHINGLES AND WOOD SHAKES
- D) CONSIDER AUTHORIZING STAFF TO ADVERTISE FOR BIDS FOR PICKUPS FOR UTILITY DEPARTMENTS

A motion was made by Councilmember Jenkins, seconded by Councilmember Vaught to approve the Consent Agenda. The motion carried unanimously.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN.

There was no discussion and the meeting was adjourned.

PASSED AND APPROVED THIS THE 22<sup>ND</sup> DAY OF FEBRUARY, 2010.

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Randy Daniel, Mayor

ATTEST:

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Pam Watson, City Secretary