

**City of Winder
City Council Meeting
Winder Community Center
113 East Athens Street
December 7, 2010
6:00 p.m.**

The regular meeting of the City of Winder Mayor and Council was held this date with the following present:

Present: Mayor Chip Thompson

Councilmember's: Bob Dixon
Frank Dunagan
Charlie Eberhart
David Maynard
Sonny Morris
JR Parrish

Administrative Staff: City Administrator Donald Toms
City Clerk Sabrina Wall
Assistant City Clerk Gloria Andrews
Finance Director Leslie Henderson
Planning Director Barry Edgar

Mayor Thompson called the meeting to order. Councilman Dixon delivered the opening prayer. Following the prayer, Mayor Thompson led those present in the pledge of allegiance to the flag.

Minutes Approved

The minutes for the City of Winder regular meeting held on November 9, 2010 were approved as presented. Councilman Dunagan made a motion to approve. Councilman Eberhart seconded and the motion passed unanimously.

Financial Report

Finance Director Leslie Ginn reviewed the Financial Status Report. At November 2010, the fifth month of fiscal year 2011 represents 41.67% of the fiscal year. Ideal revenues for the period should be equal to or greater than 41.67% of the annual budgeted revenues while ideal expenditures should be equal to or less than 41.67% of the annual budgeted expenditures.

General fund revenues collected were 36.69% of the total budgeted revenues while operating expenditures were 38.76% of total budgeted expenditures. Enterprise fund revenues collected were 33.07% of the total budgeted revenues while operating expenditures were 31.41% of total budgeted expenses.

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Municipal Court Fund Revenues collected were 37.87% of the total budgeted revenues while operating expenditures were 49.83% of total budgeted expenditures.

Citizen Input

None available

Discussion/Recognition Items

City Clerk Sabrina Wall was given the Community Pillar Award from the Barrow County Mayors Association.

Gloria Andrews was awarded the Employee Excellence Award.

Fire Department Lt. Randy Wells was awarded the Employee Excellence Award.

Public Works Director Ken Chalker updated the Council on leaf season, paving on Park Avenue, and grass cutting.

Fire Chief Ray Mattison updated the Council on Toy Drive, Rookie School, and Mentoring at Russell Middle School, NIMS compliant, and Live Burn Building.

Voting Items

1. Georgia DOT Agreement for SR 211 Project - An agreement between the Georgia Department of Transportation and the City of Winder for the gas, water and sewer distribution facilities in the SR 211/Horton Street Project. Councilman Parrish made a motion to approve the agreement. Councilman Morris seconded and the motion passed unanimously.
2. Chamber of Commerce Lease Contract of Lease between the City of Winder and the Barrow County Chamber of Commerce. This agreement will go from 1/1/2011 through 12/31/2011. This agreement pertains to rental of the building, utility bills, taxes and insurance. Councilman Dunagan made a motion to table this item until January while City Administrator Donald Toms researches what all the City of Winder, Barrow County and other cities supplies to the Chamber and what is given in return. Councilman Parrish seconded and the motion passed unanimously.

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3. Chamber of Commerce Hotel Motel Tax Contract for Services between the City of Winder and the Barrow County Chamber of Commerce. This agreement will go from 1/1/2011 through 12/31/2011. This agreement pertains to Chamber services and Hotel/Motel Tax. Councilman Dunagan made a motion to table this item until January while City Administrator Donald Toms researches what all the City of Winder, Barrow County and other cities supplies to the Chamber and what is given in return. Councilman Parrish seconded and the motion passed unanimously.
4. Lanier Technical College Lease – a rental agreement between the City of Winder and the Technical College System of Georgia. Approximately 25,000 square feet of classroom/office space located at 89 East Athens Street. This agreement shall be for 12 months beginning July 1 of 2010 and ending on June 30, 2011. Rate shall be \$833.33 a month or \$10,000.00 yearly. The City shall furnish all utilities with the exception of telephone. Councilman Eberhart made a motion to approve the agreement. Councilman Maynard seconded and the motion passed unanimously with Councilman Dixon adding he would like to see a report for what the City of Winder contributes to Lanier Tech.
5. Amendment to City of Winder Chapter 3 Alcoholic Beverages Section 3-1 Definitions and Section 3-17 Catered Events to comply with O.C.G.A. § 3-11-1 through § 3-11-5. Any alcoholic beverage licensee for consumption on premises that has also been licensed from its local county or municipality to sell alcoholic beverages by the drink off-premises and in connection with an authorized catered function. The alcoholic beverage caterer's license shall be for only the type of alcoholic beverage for which the licensee is licensed to sell or serve on premises. All alcoholic beverage licensees for consumption on premises must also have an alcoholic beverage caterer's license in order to sell or serve the type of alcoholic beverages for which they are licensed at any authorized catered function or event off-premises. The fee for said license shall be established by the City Council and may change from time to time. All alcoholic beverage caterer licensees must obtain an event permit from the City of Winder prior to selling or serving any alcoholic beverages at any authorized catered function or event. The application shall include the name of the caterer, the date, address, and time of the event; and the licensed alcoholic beverage caterer's license number. When the caterer is licensed by a local government other than the City of Winder, an event permit fee of \$50.00 shall be charged and the City shall levy local excise taxes on the total quantity of alcoholic beverages brought into the City by the caterer, All persons employed at the alcoholic catered event must be at least twenty-one (21) years of age. Councilman Maynard made a motion to approve the ordinance amendment. Councilman Dunagan seconded and the motion passed unanimously.

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6. Wine permit by the package for Rukhsana Dhanani, R. M. A. Food Mart Inc. operating as Jet Market, located at 56 South Broad Street. Ms. Dhanani currently has a beer permit by the package but would like to sell wine by the package also. Councilman Maynard excused himself from the meeting. Councilman Dunagan made a motion to approve the permit. Councilman Eberhart seconded and the motion passed with Councilman Maynard recusing.
7. Beer, wine, and liquor permits for 2011 for package sales and for consumption for all businesses currently holding alcohol permits pending police department approval and payment. Councilman Dunagan made a motion to approve. Councilman Maynard seconded and the motion passed unanimously.
8. Rezone request for applicant and owner, Joseph J. Sofet - This is a rezone application from applicant and owner, Joseph J. Sofet and he is requesting a rezone of the property located at 299 North Broad Street from "R-1" (Single-Family Low Density Residential Zone) to "B-1" (Neighborhood Commercial Zone). The property is +/- 0.39 acres (+/-16,988 square feet), and the existing home located on the property is proposed to be torn down. The proposed use for the property is for a potential medical office or office building. If the property is rezoned as requested, it should be made clear to the owner & applicant that the submitted proposed site plan provided by W.T. Dunahoo is in no way approved as submitted. The Planning Board initially heard this request on November 16 and the request was approved with a unanimous vote. (5-0) If the property is rezoned as requested, all City of Winder ordinances dealing with signs, vehicle access, parking, zoning, storm water detention, buffers, setbacks and building construction for commercial uses must be followed. A buffer will be required along the entire length of the eastern property line to buffer the adjacent residential home. The buffer shall be in accordance with Section 193, Buffers between Incompatible Land Uses. Councilman Maynard made a motion to approve the rezone. Councilman Dunagan seconded and the motion passed unanimously.
9. Parade permit for Martin Luther King Jr. Parade sponsored by the Martin Luther King Jr. Committee. It will be held on January 17, 2011 from 10:30 am - 12:00 pm (noon). The parade will begin at Quality Foods on North Broad Street and proceed south on Broad Street to Athens Street. Turn left on Laura Street going east. Turn left on Jackson. Turn right onto East Athens Street. Turn left on King Street heading north. The parade will end at White Oak Springs Baptist Church on King Street. Councilman Eberhart made a motion to approve. Councilman Parrish seconded and the motion passed unanimously.

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10. Baseball Fields at the Chimneys Golf Course – On December 1, 2010, Trip Lanthier contacted City Clerk Sabrina Wall and asked if the City could trench and bury an irrigation line surrounding the fields at no charge. Councilman Morris made a motion to approve. Councilman Dixon seconded and the motion passed unanimously.
11. Public Works Brush Truck – No action needed
12. Historic Preservation Appointee Troy Hensley has agreed to serve another three-year term, which will expire on 12/31/2013. Councilman Dunagan made a motion to approve the appointment. Councilman Maynard seconded and the motion passed unanimously.
13. Streetscape Resolution – The City would like to seek additional funding for the City Streetscape project if possible and as a part of that application, the City has to submit the appropriate resolution. A few years ago, the City was awarded \$500,000.00 from the Transportation Enhancement (TE) Program, with a 20% City match. If awarded, this additional money would allow the City to finish the streetscape project and not have to phase it in and have the downtown area disrupted for a longer period. Maximum award amount is \$1,000,000.00 and the minimum amount is \$250,000.00. These applications are highly competitive and usually the money is spread around the state and most communities do not get the maximum amount. Councilman Morris made a motion to approve the resolution. Councilman Dixon seconded and the motion passed unanimously.

Adjournment at 6:35 pm

Mayor

City Clerk

SEAL