

**MAY 15, 2017
CITY OF SENOIA
MEETING OF MAYOR AND COUNCIL
505 HOWARD ROAD
7:00 PM**

VISITORS: Suzanne & David Pengally, Ken Etzell, Regina Yawn, JoAnn Green, Jennifer, Claudia & Bill Wood, Edith Kabrick, Barbara Jackson, Cindy Owens, Sandee & Wayne Peavy, John Thompson, Kathy Kirkland, Linda Loomis, Michelle Helznecy, Chris Twellman, Julie & Jonah Brown

COUNCIL PRESENT: Graham, Eichorst, Fisher & Grover

COUNCIL ABSENT: Mayor Owens

1. CALL TO ORDER/WELCOME VISITORS

Mayor Pro Tem Graham called the meeting to order and all stood for the Pledge of Allegiance. MPT Graham then declared this to be an open meeting duly convened under the Open Meetings Law after receiving confirmation from the City Clerk that all legal requirements have been met.

2. APPROVAL OF APRIL 17, 2017 CITY COUNCIL MEETING MINUTES

C. Grover made motion to approve the April 17, 2017 City Council minutes as presented & was 2nd by C. Fisher. Motion carried unanimously.

3. CLAIMS AGAINST THE CITY-None

4. ADMINISTRATIVE/FISCAL MATTERS

A. Removal of Stop Sign on Main Street @ Travis Street

City Manager Harrold Simmons reminded all that currently there is a stop sign at the south end on Main Street and Travis at the crosswalk however there is none heading north on Main at the same location causing traffic to back up at times moving southbound. Mr. Simmons is recommending replacing the stop sign with *Stop for Pedestrians in Crosswalk* on both the north and south sides of Main & Travis. C. Eichorst made motion to remove the current stop sign and replace it with the Pedestrian sign on both sides of Main. Motion was 2nd by C. Grover and carried unanimously.

B. Replace Police Department Vehicle

Mr. Simmons is asking Council to approve a non-budget request to replace a Police Department Vehicle that was totaled in a recent wreck on GA. Hwy 85. Mr. Simmons continued that the cost of the vehicle is \$46,350.00 including equipment. We received \$14,152.00 from the insurance and have \$14,885.00 remaining in vehicle maintenance from 2016. This leaves the actual unbudgeted cost to the City of \$17,313.00. C. Grover then made motion to approve the request for \$17,313.00 towards the purchase of a Police vehicle. Motion was 2nd by C. Eichorst and carried unanimously.

C. Update Grievances and Appeals List of Qualifying Examining Panel

Mr. Simmons explained that an update is needed regarding our Examining Panel to replace former employees who served. MPT Graham made motion to appoint Robert Hudson, Charles Smith and Stephen Costa to fill these spots & was 2nd by C. Fisher. Motion carried unanimously.

5. UNFINISHED BUSINESS-None**6. NEW BUSINESS****A. Edith Kabrick & Sandee Peavy-Request Encroachment Permit at 7 Main Street**

Mr. Simmons asked Council's approval for an Encroachment Permit at 7 Main Street for a rear fence that will align with the planned sidewalk. C. Fisher stated that a precedence was set by approving one for the developer and has no issues. C. Eichorst thanked both for working with the City and the ongoing project on Barnes Street. C. Grover then made motion to approve the Encroachment Permit at 7 Main Street & was 2nd by C. Fisher. Motion carried unanimously.

7. APPEARANCES FROM THE FLOOR

Suzanne Pengally of 1545 McIntosh Trail stated she applied beginning spring of 2016 to hold Open Air Markets on her property located on Main Street and soon after the City adopted a new ordinance that prohibits the markets at this location. Ms. Pengally stated she intends to appeal the City's decision at the June 5th Council meeting and asks that Council reach out to her before that meeting to discuss and asks that Council make an exception to allow her to finish out this year's planned events. Ms. Pengally added that it is very unfair to those vendors who have obtained a business license in the City and feels that if she is not allowed to continue the City should refund the vendors their paid license fee.

Julie Brown of 239 Shannon Court stated that with her planning background, she has found inconsistencies with Senoia's current ordinance, asked for clarification between those and offered her assistance in reviewing and revising.

Bill Wood of 468 Pylant Street that the past open air markets have been very positive for the City and is supportive of allowing Ms. Pengally to continue.

David Pengally of 1545 McIntosh Trail cannot understand why this issue has become such a big deal. He and his wife have bought multiple properties in the City and has brought in much business and tax revenues and wants to see it continue.

Linda Loomis of 145 Prestigious Place has been in this community for 25 years, has attended the thriving markets and is very much in support of the continuation of the open air markets.

Barbara Jackson of 861 Dolly Nixon Road stated the markets bring in people and dollars from as far away as Alabama. Ms. Jackson then added that many of these vendors work for the added money it takes to make ends meet.

8. ANNOUNCEMENTS

- Memorial Day Celebration and Fireworks Monday, May 29th 10:00 AM to 5:00 PM
- Burn Ban May 1st thru September 30, 2017

9. EXECUTIVE SESSION UNDER O.C.G.A §50-13-2 for Pending or Potential Litigation

MPT Graham made motion to enter Executive Session under O.C.G.A §50-13-2 for Pending or Potential Litigation and was 2nd by C. Fisher. To approve motion: Graham, Eichorst, Fisher & Grover.

MPT Graham made motion to return to regular session & was 2nd by C. Fisher. To approve motion: Graham, Eichorst, Fisher & Grover.

10. ADJOURN

MPT Graham made motion to adjourn the May 15, 2017 City Council meeting & was 2nd by C. Fisher. Motion carried unanimously.