



AGENDA COUNCIL MEETING CITY OF STOCKBRIDGE

MONDAY, OCTOBER 12, 2015 6:00 PM

Mayor & City Council

Tim L. Thompson, Mayor
Alphonso Thomas, Mayor Pro Tem
Robin Buschman, Councilwoman
Anthony S. Ford, Councilman
LaKeisha Gantt, Councilwoman
Regina Lewis Ward, Councilwoman

Administration

Michael Harris, City Manager
Vanessa Holiday, City Clerk
Randi Rainey, Deputy City Clerk
Michael Williams, City Attorney

I. Call to Order

II. Roll Call

Present

Absent

Councilwoman Buschman

Councilwoman Lewis Ward

Mayor Pro Tem Thomas

Mayor Thompson

Councilman Ford

Councilwoman Gantt

III. Invocation

IV. Pledge of Allegiance

V. Adoption of the Agenda

VI. Adoption of the Minutes 7/28/2015, 8/10/2015, 8/25/2015

CEREMONIAL

Proclamation – Retired Educators Day in Georgia

Presented by: Mayor Thompson to Kathy Hill

Proclamation – National Hispanic Heritage Month

Presented by: Alphonso Thomas, Mayor Pro Tem, to Rocio Camacho

PUBLIC COMMENTS

All persons wishing to speak for public comment must sign in with the City Clerk prior to the beginning of the meeting. You must sign your name, address, and phone number. You will be able to address the Mayor and Council for three (3) minutes. Speakers must respect all members of the elected body, officials, and staff. Defamation, unruliness and/or swearing will not be tolerated while meetings are in session.

OLD BUSINESS

Item #1 – Veto – Ordinance/Budget Amendment 2015-004

Presented by: Mayor Thompson

Item #2 – Resolution - 2015 SHORT-TERM WORK PROGRAM (STWP)

Presented by: Dale Hall, Administration and Community Services Director

PUBLIC HEARING

Item #3 – Variance Request VR-15-10-S Location: Langley Oaks Residential Subdivision, Lots 23, 24, 25, 26 Land Lot 5 of the 12th District

Parcel ID: 031S-01-023-000, 031S-01-024-000, 031S-01-025-000, 031S-01-026-000. Variance to reduce the minimum front and rear setbacks.

Presented by: Dale Hall, Administration and Community Services Director

NEW BUSINESS

Item #4 - CONSENT AGENDA

Resolution – City’s PTO (Personal Time Off) Policy

Item #5 – Resolution – City Partnership of “The Leader in Me”

Presented by: Mayor Thompson and Steve Cash, Henry County Council for Quality Growth

Item #6 – Ordinance – Amendment of Growlers Ordinance

Presented by: Dale Hall, Administration and Community Services Director

Item #7 – Ordinance – Reeves Creek Trail Dog Policy

Presented by: Michael Harris, City Manager

Item #8 – Resolution – Creek Circle Streambank Restoration

Presented by: Kevin Walter, Public Works Director

Item #9 – Resolution – S. Berry Street Sidewalk – Phase II

Presented by: Kevin Walter, Public Works Director

PUBLIC HEARING:

Item #10 – Rezoning Request RZ-15-16-S

Rezoning request from R-3 (Single Family Residence) to C-3 (Highway Commercial) for the property located at 771 & 791 Davis Road, in Land Lot 71 of the 12th District. The property consists of 1.27 +/- acre, and the request is for a tractor trailer operating business.

Presented by: Dale Hall, Administration and Community Services Director

Item #11 – Variance Request VR-15-14-S Location: 771 & 791 Davis Road

Land Lot 71 of the 12th District Parcel ID: S02-05-010-000 & S02-11-000

Variance:

- **To reduce the front yard setback in the C-3 zoning district from 70 to 30 feet.**
- **To eliminate paved, dust-free surface requirement to allow gravel parking**
- **To eliminate landscaping requirement.**
- **To eliminate fence requirement for outside storage.**

Proposed Use: Tractor Trailer Operating Business.

Current Land Use: Single-family Residence – Vacant.

The property consists of 1.27 +/- acres.

Presented by: Dale Hall, Administration and Community Services Director

CITY CLERK'S COMMENTS

Vanessa Holiday

CITY MANAGER'S COMMENTS

Michael Harris

COUNCIL'S COMMENTS

Councilwoman Buschman

Councilwoman Lewis Ward

Mayor Pro Tem Thomas

Councilman Ford

Councilwoman Gantt

MAYOR'S COMMENTS

Mayor Thompson

ANNOUNCEMENT OF UPCOMING MEETINGS & EVENTS

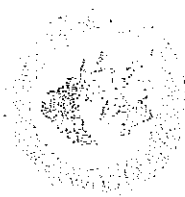
All meetings will be held at City Hall unless otherwise noted. Meeting dates and times are subject to change. Please check the city's website www.cityofstockbridge.com or contact City Hall offices at 770.389-7900 for information.

- Community Relations Committee Meeting – Wednesday, October 14, 2015 6pm – City Hall Levi Meeting Room – Councilman Alphonso Thomas, Committee Chair.
- Stockbridge Business Association/Public Safety Committee Safety Talk – Tuesday, October 20, 2015 6pm – Merle Manders Conference Center – Councilwoman Regina Lewis Ward, Committee Chair.
- Coffee with a Cop - Saturday, October 24, 2015 8:30am – 10:00am – at Starbucks 1058 Eagles landing Pkwy. Stockbridge - Sponsored by Councilman Ford.
- City Council Work Session Meeting - Monday, October 27, 2015 6pm – City Hall Council Chamber 2nd Floor.

EXECUTIVE SESSION (Exemptions to the Georgia Open Meetings Act)

- ☐ A. Meeting to discuss or vote to authorize the settlement of a matter covered by the attorney-client privilege as provided in Georgia Code section 50-14-2(1) and 50-14-3(b)(1)(A). The subject discussed was [identify the case or claim discussed but not the substance of the attorney-client discussion].
- ☐ B. Meeting to discuss or vote to authorize negotiations to purchase, dispose of or lease property as provided in Georgia Code section 50-14-3(b)(1)(B).
- ☐ C. Meeting to discuss or vote to authorize the ordering of an appraisal related to the acquisition or disposal of real estate as provided in Georgia Code section 50-14-3(b)(1)(C).
- ☐ D. Meeting to discuss or vote to enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(D).
- ☐ E. Meeting to discuss or vote to enter into an option to purchase, dispose of, or lease real estate subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(E).
- ☐ F. Meeting to discuss or deliberate upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee as provided in Georgia Code section 50-14-3(b)(2).
- ☐ G. Meeting to interview one or more applicants for the position of the executive head of an agency as provided in Georgia Code section 50-14-3(b)(2).
- ☐ H. Pursuant to the attorney-client privilege and as provided by Georgia Code section 50-14-2(1), a meeting otherwise required to be open was closed to the public in order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved and the matter discussed was [identify the matter but not the substance of the discussion].
- ☐ I. Staff meeting held for investigative purposes under duties or responsibilities imposed by law as provided by Georgia Code section 50-14-3(a) (1).

DRAFT
MINUTES OF
7/28/2015



DRAFT MINIUTES WORK SESSION CITY OF STOCKBRIDGE

TUESDAY, JULY 28, 2015 6:00 PM

Mayor & City Council

Tim L. Thompson, Mayor
Alphonso Thomas, Mayor Pro Tem
Robin Buschman, Councilwoman
Anthony S. Ford, Councilman
LaKeisha Gantt, Councilwoman
Regina Lewis Ward, Councilwoman

Administration

Michael Harris, City Manager
Vanessa Holiday, City Clerk
Randi Rainey, Deputy City Clerk
Michael Williams, City Attorney

Mayor Thompson called the Work Session meeting to order at 6:00pm. City Clerk, Vanessa Holiday was asked to proceed with a verbal roll call. All members of Council were present and a quorum was confirmed.

Invocation by Councilwoman Gantt.

Pledge of Allegiance was recited in unison.

Councilwoman Gantt motioned to amend the Agenda to table item #4 Permit Process and Procedures for Food Vendors; second by Councilman Ford; the motion passed 5/0.

Councilwoman Bushman motioned to adopt the amended agenda; Councilwoman Gantt provided the second; the motion passed 5/0.

Ms. Sheri White and Mr. Mark with Georgia Department of Transportation presented the I-75 South Metro Express Lanes Project Update.

Ms. White, I-75 South Project Manager presented to Mayor and Council the I-75 Express Lane update. Ms. White explained this would be a system that would be used to bypass the congestion, which would be another option for travelers. Ms. White state those who uses the express buses in the area would also be able to use the express lanes for free. Ms. White expressed this express lane would be compared to the express lanes of I-85 north; however south metro would be slightly different using 12 reversible lanes.

The construction will begin at SR 155 to SR 138 through the McDonough and Stockbridge area. Ms. White explained the reversible lanes will allow traffic to flow towards the city between the AM/PM hours and during special events. The project should take approximately 2 years and should be open in 2017.

Ms. White stated the major areas that the construction will impact are: Mt. Carmel Rd, the bridge on Flippen Rd. and I-675 near Jonesboro Rd. Ms. White informed Council there will be a new access location right off of Jonesboro Rd. Mt. Carmel bridge will close on September 8, 2015 and will be replaced with a newly constructed bridge and an approved detour route. Ms. White stated the reversible lanes will be maintained and controlled by GDOT.

Mr. Mark spoke about the peach pass and stated GDOT will construct the lanes; once the lanes have been constructed, State Road and Toll Authorities will operate the system. Mr. Mark expressed those who would like to use the express lanes would have to get a free peach pass sticker buy prepaying on an express lane account. The peach pass can also be used for I-85 north in Gwinnett County. If any lane is used without a pass, there will be a fine associated. Mr. Mark stated the tolling prices will fluctuate with the flow of traffic. When traffic is at its highest, the toll prices will go up, when the traffic is at its lowest the toll price will stay down. Mr. Mark expressed Peach passes can be purchased at any CVS or Walgreens Pharmacy.

Councilman Ford stated he understands the prices for the toll starts at \$.50 and will be regulated by the time of day. Councilman Ford then inquired if the prices would be regulated by the number of tires passing through the express lanes. Mr. Mark replied the express lanes price will be determined by using a computer system that will record the speed of the cars and the volume of cars using the lanes.

Councilwoman Buschman asked if the time to reverse the lanes be the same time every day. Mr. Mark replied yes they would remain the same. Councilwoman Buschman also inquired on how the reverse lanes would keep the confusion down with wrong way drivers. Mr. Mark responded there will be a barrier in place.

Councilman Thomas expressed his concern for the merchants along the 12 mile stretch and inquired about the feedback given from the merchants. Mr. Mark responded that Henry County, Henry County Chamber and City of McDonough have all raised concerns. Mr. Mark noted there will be signs posted advising drivers of their needs to get off at an exit prior to the 12 mile stretch or otherwise remain continue to use the general purpose lanes. Councilman Thomas asked if known, how visual or noticeable the signs to exit prior to the 12-mile stretch would be for drivers, especially for travelers or non-residents. Mr. Mark stated there are several types of signs being used and is not sure which design will be used for the express lanes. Ms. White noted there will be several signs posted before the express lanes starts. Councilman Thomas asked if there was a speed limit change once inside the express lanes. Mr. Mark replied the express lane will use the same speed as the general purpose lanes.

Mayor Thompson and Councilwoman Lewis Ward presented the Citizens Academy Certificates to first class of participants: Mildred Reed, Wanda Polite, Aneta Thomas Lee, Josephine Burns Clark, Melvin J. Thomas Fulton, Donald Yee, Elizabeth Yee, Larry Mitchell, Gail Walton, John P. Moran, Leonard Yancey, Wendell Moore, Tavaras J. Powell and Sharon Booker.

Citizens Academy participant, Mildred Reed thanked Council and encourages all citizens to attend the next Citizens Academy class.

Dale Hall, Administration & Community Services Director presented the 2015 Annual Short-Term Work Program and Capital Improvements Element Annual Update and asked the Council to consider approval at the next meeting.

Dale Hall, Administration & Community Services Director presented the City's Cleaning Service proposals and noted the City recently put out an RFP for janitorial services in late May. There were six companies that responded and asked Council to review and consider selection and approval at the next meeting.

Councilman Thomas inquired as to whether or not the current janitorial services was included in the bids; Mr. Hall replied that everyone was invited to bid, the current janitorial services did not put in a bid.

Linda Nabers, Treasurer presented the 2nd Quarter Budget Report. Ms. Nabers stated there has been a slight amendment since the last Finance Committee Meeting and Council has the changes in front of them. Ms. Nabers informed Council that staff has been tracking revenues and so far, the City has collected through June 30th in the General Fund \$3,513,339, and Expenses are at \$3,833,787.

Ms. Nabers stated the Enterprise Funds Hotel/Motel revenue are coming in at \$39,376, while the expenses are at \$20,746. The Urban Redevelopment fund (debt services fund for City Hall and paid in February) is at \$896,954 for expenses, Capital projects grant fund for the LCI (Livable Center Initiative) and TE (Transportation Enhancement) the city has paid \$5,325 for South Berry sidewalks. The water and sewer fund with revenues are coming in at \$1,520,467, with expenses at \$1,515,173. Stormwater fund is at \$21,974 with revenues coming in at the end of the year; while other expenses are at \$130,077. Sanitation fund/solid waste has revenues coming in at \$595,002 with expenses at \$324,717, Merle Manders Conference Center has a revenue of \$99,472 and expenses of \$132,226. The Ted Strickland center has revenues coming in at \$18,275 with expenses at \$19,259. SPLOST 4 funds have revenue of \$853,097 from the last six months.

Councilwoman Gantt inquired if the City has received SPLOST 4 revenues of \$4 million dollars. Ms. Nabers replied that the report she presented represents January to June 2015.

Michael Harris, City Manager presented project updates to include: LCI, RFP'S, Sign Ordinance, Zoning Code, Feasibility Study, Sidewalks, and Annexations. Mr. Harris noted the LCI began in 2001 and is a 10 year supplemental study in which was adopted by the previous Council in 2012. Part of the implementations of the LCI are to include new zoning and development standards that will support the new vision and plans. Mr. Harris further stated that the City's current zoning codes are the County's old codes; and in 2014, the previous Administrative & Community Services Director stated it would be necessary to update the City's codes.

Mr. Harris stated the city began the process of using the County's ULDC (Unified Land Development Code) documents and implementing them into the city's codes. This was completed late February; and at that time it was discovered that process has already been completed by a previous attorney. Staff began the process of going section by section, then realized that method would take longer than expected. Mr. Harris stated he met with Mr.

Williams and Mr. Hall and they figured out the best process would be to bring in a consultant to go through each section and help with an analysis. Mr. Harris stated he received a couple of names from Mr. Hall and since have met with them. Mr. Harris stated once he receives all the proposals he will bring it before Council for them to consider. Mr. Harris stated there was a discussion in June with Council in regards to the codes and Council indicated they wanted to move forward with a feasibility study as it relates to two of the initiatives identified in the LCI which are the Amphitheater and Splash Pads/Ice Skating Rink. Staff identified and reached out to a couple of consultants and they are working on proposals. Prior to that, there was a concept of revamping the area being City Hall and a complementary docket establishing a Historic Downtown Area. Mr. Harris stated the City anticipates finalizing this request and having a consultant on board within the next 30 to 60 days.

Mr. Harris stated in regards to the RFP's; the janitorial services was discussed this evening. The IT Services RFP was discussed at the last retreat; the proposal is currently out and is due back August 11, 2015. Creek Service Preservations had a design completed last year, and the bid documents have been prepared and should be back within the next 30 days. Mr. Harris also stated the draft RFP has been completed for the Reservation System; and assessments have been completed and will be submitted to the purchasing department this week. Mr. Harris stated in regards to the New Public Works Facility, the RFP's have been finalized and is currently being reviewed by the purchasing department. In regards to Sanitation Services, there was a Town Hall meeting held a few weeks back to get receive input from the public. A draft has been completed and a meeting will be held next week to be finalized.

Mr. Harris stated there was a concern with the water meters before investing into a large capital expenditure; staff wanted to make sure they did the proper paper work. Mr. Harris stated staff also took the time to visit at least six jurisdictions to see what type of smart water meters they are currently using. The smart water meters will allow staff to check water meters without having to physically walk and check the meters. Mr. Harris also stated, staff has currently drafted an RFP and anticipates it to be completed within the next 30 days.

Mr. Harris noted for Council and public consideration that a year ago, all RFP's were done by and outside engineer and that staff is now preparing RFP's in-house.

Mr. Harris stated that at the Council Retreat that was held in April; Council directed staff to look into moving forward with a Feasibility Study for the entire city, opposed to certain areas of the city in regards to annexations and assess the full impact on the city. Mr. Harris noted that Mr. Hall had been in contact with Carl Vinson Institute of Government and had begun the process of completing the interviews that also included both city and county staff. Mr. Harris also stated staff has been working with the Tax Commissioner Office and plans to have a completion date no later than late October, early November.

Mr. Harris also stated in regards to the Carriage Lake Subdivision, staff compiled a letter in conjunction with the Carriage Lake HOA, and over 200 annexation packets have been prepared. Mr. Harris stated the one key component with annexations and the reason the process was not previously completed was because of the use of the 60% method. The actual State method requires both 60% of property owners and 60% of registered voters. Mr. Harris stated staff will continue to work with the HOA and will submit the annexation packets over to them.

Mr. Harris spoke about the Master Trail Plan in regards to sidewalk and noted that in some areas they may be appropriate, but would like to look at areas that would require a 10ft. Multi-Use Trail opposed to a 5ft sidewalk. Mr. Harris further stated the goal of the City is to have the trail completed by the 1st quarter 2016.

Mr. Harris stated that Phase II of South Berry Street was originally a Transportation Enhancement Grant Project and was tied with another project. And after speaking with the County's CDBP representative thinks CDBG would be a good candidate for Phase II South Berry Street. Mr. Harris explained he has been in contact with the engineer and noted the plans had been designed and submitted to the County last month for review. The county redlined and sent the designs back to the engineer earlier this week and the engineers indicated they would submit the designs back to the County by this Friday and once all redlined items had been addressed. They anticipate a 10-day turn around, and once plans are approved, the County will move forward with the bidding process. The goal is to have the bid out within the next few weeks.

Mr. Harris noted the Administration staff has been working with the Public Works staff and have identified and received proposals for some of the city's worst areas for sidewalk repairs. The challenge is they feel the process is a sole source, and once confirmed, staff can proceed.

Mr. Harris stated the draft has been completed for the Street Sign Ordinance, and is in the process of scheduling Town Hall meetings to include HOA's.

Public Comments were made by:

- Leonard Yancey – Commented on Transfer Station Nuisance (Noise)
- Wendell Moore – Commented on grass cutting conditions of the City.
- Melvin Fulton – Stop Sign request – Tye/Rosenwald
- Judy Neal – Commented on Back-to-School Initiative
- Elton Alexander – Commented on LCI and other City projects

Michael Harris, City Manager noted City Projects were progressing favorably.

Councilwoman Buschman congratulated members of the Citizens Academy and noted 'knowledge is power', a very important tool and to use it; also referenced the City's unemployment rate being 2nd behind East Point.

Councilwoman Lewis Ward thanked everyone who believed in the Citizens Academy and thanked staff and students for 6 -7 weeks of participation; also noted that knowledge is power and to share it; invited everyone to the Lunch & Learn on 8/27; invited seniors out to the Public Safety Committee meeting on 8/21.

Mayor Pro Tem Alphonso Thomas noted that the annual initiative "Don't Trash Stockbridge" is to bring awareness to the community; and also noted that the recent Back-to-School Kick-Off in partnership with Global Impact Ministries and 35 other local organizations impacted the lives of families with the donations of nearly 700 free book bags filled with school supplies.

Councilman Ford noted that it was good to see everyone come out and continue to do so; congratulated Citizens Academy students; invited everyone to a new initiative "Coffee with a Cop" where you will have an opportunity to sit down at a local restaurant from 8:30 a.m. – 10:00 a.m. Saturday morning – coffee will be paid for by Councilman Ford. More information to come.

Councilwoman Gantt thanked everyone for coming out; congratulated the participants of the Citizens Academy; thanked everyone for coming out to make Sounds of Summer a huge success; thanked staff, and particularly Mr. Harris for due diligence and hard work with the City's progress.

Mayor Thompson- thanked everyone for coming out and congratulated the members of the Citizens Academy.

Mayor Thompson read the following announcements:

- City Council Meeting – Monday, August 10, 2015 at 6pm – City Hall Council Chamber 2nd Floor
- Community Relations Committee Meeting – Wednesday, August 12, 2015 6pm – City Hall Levi Meeting Room – Councilman Alphonso Thomas, Committee Chair.
- Public Works Committee Meeting – Wednesday, August 12, 2015 7pm – City Hall Levi Meeting Room – Councilwoman Robin Buschman, Committee Chair.
- City Clerk referenced a Main Street Meet & Greet to be held at the Merle Manders Conference Center on August 21, 2015 at 6:30 p.m.

Councilman Thomas motioned to enter into Executive Session to discuss items: A, B, F, &H; second by Councilman Ford; the motion passed 5/0. Councilwoman Gantt exited the meeting and did not attend Executive Session.

Councilwoman Buschman motioned to adjourn Executive Session; second by Councilman Thomas; the motion passed 4/0

Councilwoman Buschman motioned to reconvene back into the regular Work Session; second by Councilman Thomas; the motion passed 4/0.

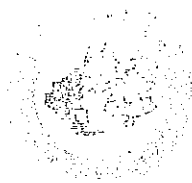
Councilman Thomas motioned to adjourn the Work Session meeting; second by Councilman Ford; the motion passed 4/0.

Respectfully submitted by:

Vanessa Holiday, City Clerk

Timothy L. Thompson, Mayor

DRAFT
MINUTES OF
8/10/2015



DRAFT MINUTES CITY COUNCIL MEETING CITY OF STOCKBRIDGE

MONDAY, AUGUST 10, 2015 6:00 PM

Mayor & City Council

Tim L. Thompson, Mayor
Alphonso Thomas, Mayor Pro Tem
Robin Buschman, Councilwoman
Anthony S. Ford, Councilman
LaKeisha Gantt, Councilwoman
Regina Lewis Ward, Councilwoman

Administration

Michael Harris, City Manager
Vanessa Holiday, City Clerk
Randi Rainey, Deputy City Clerk
Michael Williams, City Attorney

The Council meeting was called to order by Mayor Tim L. Thompson at 6:00PM. City Clerk, Vanessa Holiday was asked to proceed with a verbal roll call. All members of Council were present and a quorum was confirmed.

The invocation was provided by pastor Terrence Gattis, of Mt. Olive Baptist Church.

The pledge of allegiance was recited in unison.

Councilwoman Gantt motioned to adopt the Agenda; second by Councilman Ford; the motion passed 5/0.

Councilman Ford motioned to adopt the Minutes of 4/23/15, 6/9/15; second by Councilwoman Gantt; the motion passed 4-0-1 (Councilwoman Buschman abstained from the vote).

Councilwoman Buschman motioned to adopt the Minutes of 6/8/15, 6/22/15, 6/23/15, 6/24/15; second by Councilman Ford; the motion passed 5/0.

Councilman Anthony S. Ford made partnership presentation to Pastor Cecilia L. Green of the Stockbridge High School Football Booster Club in the amount of \$500.00.

Mayor Pro Tem Thomas placed City of Stockbridge Pins on Community Religious Leaders as a symbol of on-going dedication and service to the Stockbridge community.

Dale Hall, Administration & Community Services Director presented the 2015 Annual Short-Term Work Program and Capital Improvements Element Annual Update to the Council for approval. Mr. Hall stated that upon approval of the Resolution the report would be transmitted to the Atlanta Regional Commission (ARC) and the GA Department of Community Affairs (DCA) for the time period of 2015- 2019.

Councilwoman Lewis Ward asked Mr. Hall to explain the Multiplex renovation status. Mr. Hall deferred to the City Manager, Michael Harris who responded that some work had been completed in the facility a few years back using some of SPLOST 3 and SPLOST 4 funds. Additionally, Mr. Harris noted there has also been work completed over the course of the year (repair work, HVAC systems and roof repairs).

Councilwoman Buschman stated there will be a Public Works Committee meeting on Wednesday and this will be included on the Agenda.

Councilman Ford motioned to approve the Resolution for the Short Term Work Program and Annual Capital Improvement Elements; second by Councilwoman Buschman; the motioned passed 5-0.

PUBLIC HEARING

Stacey Jordan of the Henry County Planning & Zoning Office presented the following Conditional Use Request: Case Number: CU-15-08-S Applicant: Zhu ZR Chao & Li Quang Mark X of Stockbridge, GA request a conditional use for property located at 1961 Highway 42 North in Land Lot 34 of the 7th District. The property consists of 0.04 +/- acres, and the request is for a church expansion in the C-2 (General Commercial) zoning district.

Mr. Jordan stated this is a request for a Conditional Use Special Permit for Trinity Chapel South; located at the Eagles East shopping center, in suites 1951-1959. Mr. Jordan stated they would like to expand into suite 1961. The owner of said suite has made applications for the Conditional Use permit. Mr. Jordan stated the County's Zoning Advisory Board heard the request on July 9, 2015 and recommends approval, with the condition that the associated variance be approved as well. The variance refers to the number of parking spaces.

Speakers in favor: Gary Anderson (applicant's representative)

Speakers in opposition: None

Councilwoman Buschman motioned to approve the Conditional Use Request; second by Councilman Ford; the motion passed 5-0.

PUBLIC HEARING

Stacey Jordan of the Henry County Planning & Zoning Office presented the following Variance Request: Case Number: VR-15-05-S Applicant: Zhu ZR Chao & Li Quang Mark X of Stockbridge, GA request a variance from Section 3-7-212 to reduce the minimum number of parking spaces for a shopping center from ninety three (93) to seventy three (73)

Location: Eagle's East Commercial Condominium Development

1945-1965 Highway 42 North Land Lot 34 of the 7th District Lot size 2.6 +/- acres

Parcel ID: 071K-01-001-947; 071K-01-001-949; 071K-01-001-951; 071K-01-001-953; 071K-01-001-955; 071K-01-001-957; 071K-01-001-959; 071K-01-001-961; 071K-01-001-963; 071K-01-001-965

Mr. Jordan stated the Variance Request before Council tonight is regarding parking. Mr. Jordan stated the shopping center has 73 parking spaces and includes 4 handicapped spaces. Mr. Jordan stated that a shopping center of that size, which consist of eleven 16,000 sq. ft. units for approximately 18,480 sq. ft. total would require at least 93 parking spaces. The situation with this location causes the back of the shopping center that has a roll up door, HVAC units, and the area behind has been hatched, so they are not required stripped parking spaces, but indicates people are not typically allowed to park in the back.

Mr. Jordan stated Zoning Advisory Board recommends approval of the applicant's Variance Request to reduce the number of parking spaces from 93 to 73.

Mayor Pro Tem Thomas stated taking into consideration the number of parking spaces, the number of required handicapped spaces seems small compared to the total number of parking spaces and inquired if the board considered increasing the number of handicapped spaces. Mr. Jordan responded that it was his understanding the number of handicapped spaces meets the minimum criteria; however, Council can make the stipulation for additional handicapped spaces.

Councilwoman Buschman wanted to clarify that the applicant is requesting to condense the parking spaces from 93 to 73. Mr. Jordan responded the Stockbridge City Council requirements for a shopping center minimum is 5 parking spaces per 1,000 sq. ft. and based on the City's formula, a shopping center of that size requires 93 parking spaces, but the applicant does not have that many. In addition, there is room on the site the applicant wishes to grade and pave for more parking should the occasion arise.

Councilwoman Lewis Ward inquired as to what the benefit would be of approving the request to reduce the parking spaces from 93 to 73. Mr. Jordan replied for example, if a requirement such as the number of parking spaces is not met; when various tenants comes to the department for approval for a business license or interior finish building permit, they can't be approved if the shopping center does not meet its minimum requirements.

Councilwoman Lewis Ward asked if they have met the minimum requirements. Mr. Jordan responded not at the present time. Mr. Jordan expressed the shopping center needs 93 and has 73.

Michael Harris, City Manager stated that depending on the use within the space; restaurants would typically yield more parking space requirement and that approval would depend on the type of use within that space that would dictate how many spaces are needed.

Mayor Thompson asked Mr. Jordan for the square footage of the church. Mr. Jordan replied the tenant spaces are all the same size - 1600 sq. ft.

Councilwoman Lewis Ward asked what could be done as far as compliance for the 93 parking spaces. Mr. Jordan noted the grassy area in the back could be paved, stripped and landscaped for parking. Should Council decide to deny, the applicants could move forward with renovating the lot as plan B.

Speakers in favor: Gary Anderson (Applicant's Representative)

Councilman Ford inquired about the process of identifying additional spots and if Council would need to approve the additional spots. Mr. Harris responded that could be a condition imposed by Council.

Speakers in opposition: None

Councilman Ford motioned to approve the Variance Request to include four (4) additional parking spaces making it a total of eight (8) handicapped parking spaces; second by Councilwoman Gantt; the motion passed 4-1-0 with Councilwoman Lewis Ward opposing.

Dale Hall, Administration & Community Services presented the proposals for the City's Cleaning Service to Council for approval.

Mr. Hall stated an RFP was done in June 2015 for recommendations for cleaning and janitorial services for city facilities. Staff evaluated the proposals, and based on the criteria's at the bid opening, those factors were evaluated; and before Council are the rankings of the six (6) companies that submitted proposals.

Mayor Thompson inquired if there was a recommendation from staff. Mr. Hall stated staff recommends the number one choice, ICS, Inc. in the amount of \$82,200 per year.

Councilwoman Buschman stated she presumes with staff recommendations, there are provisions in the contract within a short notice the company could be terminated if they are not performing up to the staffs expectations. Mr. Hall replied there is a provision that states within 30 days or 90 days, the contract can be terminated.

Mayor Pro Tem Thomas stated he noticed while looking at the evaluation, there are 3 evaluators; and he also seen ICS, Inc. seemed to be the number one recommendation.

Councilwoman Buschman motioned to approve ICS, Inc. with an annual cost of \$82,200 per year; second by Councilwoman Gantt; the motion passed 4-0 (Councilwoman Lewis Ward was not present on the dais for this vote).

PUBLIC COMMENTS made by:

Mr. Dan Vallish- Barley & Vine made request to amend Ordinance regarding Growlers.

Mr. Wendell Moore referenced debris getting into storm drains after the City cuts grass or uses chipper.

Mr. Leonard Yancey thanked Mayor Pro Tem Thomas, Michael Harris and Dale Hall for addressing the noise nuisance issue and noted he would submit an ORR regarding fines.

Mr. Jonas Ho referenced his compliance with the Code Enforcement request regarding LED lighting and noted he would submit an ORR regarding citations issued.

Mr. George Espada made asked for a copy of the investigation report of Mayor Thompson and reference transparency.

Councilwoman Buschman noted that while there were no committee meetings in the 2nd quarter, there was a Town Hall regarding Sanitation services; next meeting is being held on Wednesday, August 12th. 7pm; School is in – watch for buses and keep kids safe.

Councilwoman Lewis Ward noted that in lieu of meeting, partnered with HC Sheriff's Office for Senior Safety Talk (registration is required- must be 60+ of age) on August 21st at 12:30 pm at the MMCC; Upcoming events include Firearm Safety on September 24th at 7pm and an event in October regarding Holiday Safety (more information to follow).

Mayor Pro Tem Thomas emphasized the committee being in partnership with community volunteers and organizations; 2nd quarter included Don't Trash Stockbridge, Memorial March, Stockbridge Stories, and the Back-to-School events and noted that trash in the community was a manmade problem that could be fixed with education and responsibility; applauded Dale Hall for his efforts; noted Town Hall meetings are scheduled with HOA's in the community as issues and problems may differ; invited public to attend Meet & Greet at the MMCC on August 20th at 6:30pm; hears citizens' concerns and will address.

Councilman Ford noted the Coffee with a Cop series kicked off on Saturday, where the mission is to break down barriers between citizens and police of and will meet at various restaurant locations within the City/Henry each month; the next location will be Bridgeview Diner on Saturday, September 19th from 8:30 – 10:100 am; HVAC issue resolved in the Council Chamber, working on repairs of the City Hall and Municipal Court leaks, using S.P.L.O.S.T. funds for a new public works facility and repairs to the Multiplex (more information to come on that project). Next Bldg. Committee Meeting is September 10, 2015.

Councilwoman Gantt noted that the 2nd qtr. Financial Report was presented by Treasurer, Linda Nabers at the July 22, 2015 Finance Committee Meeting and the July 28, 2015 Work Session; additionally, the report is available on the City's website. Please email any questions or concerns to Council's email address located on the City's website and agrees with transparency. Councilwoman wants citizens to know that she is open and available and hears their concerns and thanked everyone for coming out.

Mayor Thompson thanked everyone for coming out and noted to those that spoke, their issues and concerns would be addressed.

Mayor Thompson read the following news and announcements:

- Community Relations Committee Meeting – Wednesday, August 12, 2015 6pm – City Hall Levi Meeting Room – Councilman Alphonso Thomas, Committee Chair.
- Public Works Committee Meeting – Wednesday, August 12, 2015 7pm – City Hall Levi Meeting Room – Councilwoman Robin Buschman, Committee Chair.
- Main Street Meet & Greet – Thursday, August 20, 2015 6:30pm – Merle Manders Conference Center – Main Street Manager, Kira Harris-Braggs
- Public Safety Committee Meeting – Friday, August 21, 2015 12:30pm – Merle Manders Conference Center – Lunch Provided- Councilwoman Lewis Ward, Committee Chair.
- Lunch and Learn – Series 3 Thursday, August 27, 2015 - City Hall Levi Meeting Room 12:30pm – 2:00pm; sponsored by Councilwoman Regina Lewis Ward

Councilman Ford motioned to enter into Executive Session for Items: A, E, F and H; second by Councilwoman Gantt; the motion passed 5-0.

Councilman Ford motioned to adjourn Executive Session; second by Councilwoman Buschman; the motion passed 5-0.

Councilman Ford motioned to reconvene the Regular Meeting; second by Councilwoman Buschman; the motion passed 5-0.

Councilwoman Lewis Ward motioned to approve the Resolution to approve the City Manager's Contract with corrections made to item #6 to read the City shall provide said employee a city cell phone and tablet; second by Councilman Ford; the motion passed 5-0.

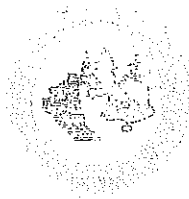
Councilman Ford motioned to adjourn the meeting; second by Councilwoman Gantt; the motion passed 5-0.

Respectfully submitted by:

Vanessa Holiday, City Clerk

Timothy L. Thompson, Mayor

DRAFT
MINUTES OF
8/25/2015



MINUTES WORK SESSION CITY OF STOCKBRIDGE

TUESDAY, AUGUST 25, 2015 6:00 PM

Mayor & City Council

Tim L. Thompson, Mayor
Alphonso Thomas, Mayor Pro Tem
Robin Buschman, Councilwoman
Anthony S. Ford, Councilman
LaKeisha Gantt, Councilwoman
Regina Lewis Ward, Councilwoman

Administration

Michael Harris, City Manager
Vanessa Holiday, City Clerk
Randi Rainey, Deputy City Clerk
Michael Williams, City Attorney

Mayor Thompson called the Work Session meeting to order at 6:00pm. City Clerk, Vanessa Holiday was asked to proceed with a verbal roll call. Councilwoman Buschman was not in attendance at the time of the roll call, all other members of Council were present in which a quorum was confirmed; Councilwoman Buschman arrived to the meeting at 6:40 p.m.

Invocation by Mayor Thompson.

Pledge of Allegiance was recited in unison.

Mayor Thompson stated the PTO item was removed from the Agenda.

Councilman Ford motioned to adopt the Agenda; second by Councilwoman Gantt; the motion passed 4-0. (Councilwoman Buschman was not in attendance for the vote)

There were no actions taken for the adoption of July 13, 2015 Council Meeting Minutes.

Mayor Pro Tem Thomas thanked all citizens who attended the Main Street Meet and Greet and noted that citizens had an opportunity to see the direction of the Downtown Redevelopment, the MLK, Sr. Heritage Trail proposal, and the LCI initiatives.

Mayor Pro Tem Thomas further stated that the MLK, Sr. Heritage Trail proposal is located in the heart of the downtown redevelopment area, and goes into the historic district. Mayor Pro Tem Thomas stated he hopes the citizens see what this Council is trying to do with moving forward with the LCI initiatives.

Councilman Ford stated he was unable to attend the Meet and Greet and inquired about the type of feedback given from the businesses that will be affected.

Mayor Pro Tem Thomas responded that all businesses and residents of the downtown area and proposed trail were invited and had the opportunity to see the map.

Mayor Pro Tem Thomas stated that after the presentation, he did speak with a few of the businesses owners personally whom stated they were in favor; and some business owner who had some reservations about the name change.

Councilwoman Lewis Ward stated she believes this is a great initiative; and asked the City Manager, Mr. Harris were the costs associated with renaming the street(s). Mr. Harris replied that a true number at this point was unknown; however, there are a couple of options being discussed and that the costs associated would be minimal.

Mayor Pro Tem Thomas noted that the Proposed MLK, Sr. Heritage Trail item would be placed on the September 14, 2015 Council Agenda as a Public Hearing item.

Kevin Walter, Public Works Director and Renee Wheeler, HR Mgr. presented the proposed New Job Description – Water Sys. Chief Operator for Council approval.

Ms. Wheeler stated the information was provided to Council during the 2015 budget, however, at that time, the job description was not available but the funds had been allocated for the position. No discussion.

Kevin Walter, Public Works Director and Renee Wheeler, HR Mgr. presented the proposed Pay and Classification Scale to include Water Sys. Chief Operator for Council approval. No discussion.

Kevin Walter, Public Works Director and Renee Wheeler, HR Mgr. the proposed Organization Chart to include Water Sys. Chief Operator. Ms. Wheeler noted the position would report directly to the Water Superintendent. No discussion.

Linda Nabers, Treasurer presented Budget Amendment No. 2015-004. Ms. Nabers gave a line-by-line breakdown of the budget amendment:

1. Legal payment for litigation services
2. Budget impact for legal services pertaining to SDS and DDA litigation
3. Engineering fees and assessments for City Hall leaks done by Jacobs Engineering and was approved in the 2014 budget; however, the invoices were not paid until 2015
4. Engineering fees for Municipal Court leaks completed by Jacobs Engineering
5. Boom truck repair; there was an insurance reimbursement in December 2014. The repairs were not complete until 2015
6. Requesting to repair transmission on a 22ft. boom truck that is utilized by Public Works, Water and Sanitation departments. This truck was purchased in 2011.

No comments were made.

Dale Hall, Administration and Community Services Director presented Variance Request VR-15-10-S Location: Langley Oaks Residential Subdivision, Lots 23, 24, 25, 26 Land Lot 5 of the 12th District. Parcel ID: 031S-01-023-000, 031S-01-024-000, 031S-01-025-000, 031S-01-026-000. Variance to reduce the minimum front and rear setbacks.

Mr. Hall stated the applicant, Chris Knight, is asking to reduce the front and rear yard setbacks on four (4) lots 23, 24, 25 and 26 within the Langley Oaks Subdivision. The Henry County Planning and Zoning Advisory Board report recommends denial of the application due to seven criteria items that need to be met. Mr. Hall stated there are concerns with lots 23 and 24 due to an existing buffer on the back of the properties where there are existing homes in the Avian Forrest subdivision. Mr. Hall noted that reducing the lot setback to the rear would come closer to the property line and existing homes already there. Lots 24-26 backs up to the natural conservation area; and to minimize the rear setback would not affect the community. All the lots have been cleared of trees and ready for development. Mr. Hall also stated that the one question he would ask the applicant is will there be a need for additional grading of the lots and will the buffer be maintained.

Councilman Ford thanked Mr. Hall for the presentation and stated he walked the lots to get a better idea of what they are dealing with and agreed with Mr. Hall that the streets are leveled, and drops off near the back and descends about 10-12 ft. with a slant and lots of vegetation in the buffer zone. Mr. Ford also stated it seems like it would be a run off and may go down the middle of the buffer. Additionally, Councilman Ford expressed that he does not know the amount of footage or percentage between the back lot and Avian Forrest subdivision.

Mr. Hall stated there is a 10ft. open space buffer that is required around the property line for Langley Oaks and if the houses were built within that setback, it would be about 50 ft. from the property line, which would be a 40 ft. setback and an existing 10 ft. open space. Mr. Hall explained as it is being requested, the reduction would be down to a 10ft setback and a 10 ft. open space buffer. The development of the patio would be 20 ft. from the property line of Langley Oaks, and would be 10 to 11 ft. from the property line on the lot; with an additional 10 ft. of buffer area at the edge of the lot.

Councilwoman Gantt asked Mr. Hall for staff's recommendation to Council. Mr. Hall replied with lots 24-26, those specific request could be handled by Council; and that his concern is with lot 23 due to being closer to the property line. Mr. Hall stated that his main question is would the buffer be affected anymore and will the screen remain. Mr. Hall further noted the seven criteria that are set within the code are very strict to meet.

Councilwoman Lewis Ward asked if that is the reason why the Planning and Zoning Board is recommending denial. Mr. Hall replied the seven criteria are how they base all of the matters on. Once it comes to Council, Council has the decision to consider other matters besides the criteria that are set by the Georgia Planning Law.

Councilwoman Lewis Ward stated her concern is that staff recommends approving lots 24-26 and inquired if those lots have met the seven criteria. Mr. Hall summarized the seven criteria:

Criteria 1: There are extraordinary and exceptional conditions pertaining to the particular piece of property in question. Mr. Hall stated there are no extraordinary or exceptional conditions on the property; they are cul-de-sac lots.

Criteria 2: A literal interpretation of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties of the district. Mr. Hall stated they do not meet this criteria because they would have to develop a different foot print.

Criteria 3: Granting the variance request will not confer upon the property of the applicant and special privileges that any other property owner can have. Mr. Hall stated anyone has the right to ask for a variance, so this is a criteria that is not being deprived.

Criteria 4: The requested variance will be in harmony with the intent of the chapter and will not be injurious to the neighborhood or the general public. Mr. Hall stated it is in harmony with the chapter because they are asking to put a residential lot in the area. However, there will be, by decreasing the setback, there could be potential additional light and noise from the house being so close to the property line.

Criteria 5: the special circumstances are not the result of the actions of the applicant. Mr. Hall stated the applicant is asking to configure the house differently and do not meet the criteria.

Criteria 6: The variance request is the minimum variance that will make possible the legal use of the land, building or structure. Mr. Hall stated yes, to put the house on the lot, it is the minimum variance. However, they could come up with a different house configuration.

Criteria 7: The variance is not a request to permit a use of land, buildings, or structures, which is not permitted by right in the district involved. Mr. Hall stated it's a residential development, and they are allowed to put house there, and meets this criteria.

Councilwoman Gantt asked for the other reasons for the variance. Mr. Hall replied they are looking to put a configuration of a spec house on the lot, and it does not fit the setbacks that currently exist on the lot; more so, it does fit the configuration of the lot.

Councilman Ford stated that as a homeowner, he can validate that about the cul-de-sac lots.

Mayor Thompson inquired if there were any concerns with drainage for the lot. Mr. Hall replied every lot that is being developed should have drainage to take it to the existing storm water facilities. There are swells that should be developed and finalized in the constriction of the property.

Mr. Knight, clarified that they are trying to build houses that are consistent with the other homes being built in the subdivision. With lots 25 and 26, they proposed house plans that are currently being built. With lots 23 and 24, they tried to find a plan shallower due to the restrictive building line. Mr. Knight also clarified the rear variance request is actually a 10 ft. request on the rear setback opposed to the 20 ft. request Mr. Hall noted that Mr. Knight stated they are also requesting to add a house 2 ½ ft. within a 10ft. administrative variance.

Dale Hall, Administration and Community Services Director discussed Professional Services and Fee Schedule changes and that this discussion is more so a heads up of what will be coming to Council in the near future. Mr. Hall stated the current code states the City has fees within the code, specifically chapter 9. If the City wanted to change or update any of the fee structures, this would have to go through a full Planning and Zoning update. Mr. Hall also stated the intent of the discussion is that he has been working in coordination with the Clerk and Occupational Tax staff to notify and denote areas that have specific fees written. Those would then be extracted and replaced as per the latest fee schedule as adopted by Council; with the intent of taking all the fees and turning it into one fee schedule. Mr. Hall stated this will allow for ease of updating and changing fees in the future. No comments were made.

Mayor Pro Tem Thomas and Dale Hall, Administration and Community Services Director presented the LCI Update and Downtown Redefined Proposed Concepts. Mr. Thomas thanked Mr. Hall for his presentation last week at the Main Street Meet and Greet and informed Council that in there packets were the three (3) conceptual ideas A, B, and C. stated Concept A consists of existing buildings with ability to see the economic impact and the open space element.

Mr. Hall stated the LCI (Livable Center Initiative) is a plan to initiate design ideas for long term development of the city; a plan that will grow and develop over time to meet specific needs. Mr. Hall explained there are three steps into creating an LCI. The first step is to create a vision. The second step is to write codes and regulations that will set the frame work for the vision to be developed. The third step is the economic funding in getting the LCI implemented. Mr. Hall stated the vision and the plan are marketing tools to entice financial partners and developers to invest.

Mr. Hall further stated that the downtown refinement plans were initiated to complement the existing LCI area, which is focused around City Hall and noted that the purpose of presenting the Concepts was to initiate discussion for long term development options, not for the Town Hall area, but also for the Main Street area.

Mr. Thomas thanked Mr. Hall and stated he thinks it's important to show the vision of the city.

Councilwoman Gantt stated it looks like another LCI study an inquired if the Feasibility Study has been started; and also wanted to know what the next step would be. Mr. Hall replied that staff is currently working to write and update the code elements for the LCI plan Concept B. Mr. Hall stated they are working with a contractor to write the codes, but had to step back to update the codes. Mr. Hall further stated that the next step with this Concept and the LCI is to get some feasibility studies done on cost and connectivity. Additionally, Mr. Hall noted that staff is looking to take all three designs along with the previous LCI to develop a broader based cost estimate. Once the cost are back, staff will have more numbers to work with in writing the codes and ordinance and will try to market them for developers.

Councilwoman Gantt inquired if staff has hired a consultant. Mr. Hall replied there is a consultant currently working on codes which is referred to as a technical update. This will bring the City's codes in line and current.

Mayor Pro Tem Thomas suggested that Council and staff get together to create a timeline and a schedule so that everyone will be able to see things moving forward. Mr. Hall expressed he agrees and will put together a timeline that will show how the LCI is moving forward.

Councilwoman Lewis Ward asked if the drawings were different from the original A and B. Mr. Hall replied the original A, B and C drawing were a different focus point.

PUBLIC COMMENTS were made by:

Dan Vallish – made a request to amend the Growlers Ordinance.

Leonard Yancey – referenced the City's enforcement of the Noise/Nuisance citations issued over the last 15 years.

Wendell Moore – acknowledged the grass cutting and clean-up of storm drains; noted concern for parking on the streets and asked for more government transparency.

Vanessa Holiday, City Clerk noted that the Clerk's Office uploads all documents to the City's website for public viewing in advance of the Council Meeting.

Michael Harris noted the Surplus Auction is complete and the City is moving with the Asset Management Plan.

Councilwoman Buschman noted she held a Public Works Committee meeting and will a brief synopsis at the next Council Meeting. Ms. Buschman also referenced the movie industry being very here in Stockbridge and this industry stimulates the local economy; and is very excited about upcoming filming being directed by Clint Eastwood and will keep us posted.

Councilwoman Lewis Ward thanked Mr. Moore for his comments regarding transparency and requested the Public Comments move up on the Agenda to allow Council to consider comments prior to voting.

Mayor Pro Tem Thomas noted the Town Hall on Wednesday, September 9, 2014 at 6pm regarding the MLK, Sr. Heritage Trail.

Councilman Ford thanked everyone for attending and stated that the City will continue to work on transparency; and referenced his upcoming initiative "Coffee with a Cop" on September 19th at 8:30 am at the Bridgeview Diner.

Councilwoman Gantt referenced the recent training at the Robert Knox Leadership Institute where the attendees got an opportunity to know who they are as a leader; noted that the Approved Budget is available online on the City's website and the City needs to work harder to get the word out that the information is available online and encouraged citizens to go to the website and view the information; and further stated that she is always open and available for discussion.

Mayor Thompson thanked everyone for coming and stated that the comments from tonight will be taken under consideration regarding transparency where that is a work in progress.

Mayor Thompson read the following announcements:

- Small Business Lunch & Learn – Thursday, August 27, 2015 12:30 - 2pm – City Hall Levi Meeting Room – Sponsored by Councilwoman Regina Lewis Ward.
- All City office will be closed Monday, September 7, 2015 in observance of Labor Day.
- Town Hall Meeting – Wednesday, September 9, 2015 6pm – City Hall Levi Meeting Room Re: Proposed Street Renaming – MLK, Sr. Historic Trail – hosted by Mayor Pro Tem Alphonso Thomas.
- Building Committee Meeting – Thursday, September 10, 2015 6pm – City Hall Levi Meeting Room – Councilman Anthony Ford, Committee Chair.
- City Council Meeting - Monday, September 14, 2015 6pm – City Hall Council Chamber 2nd Floor.
- Coffee with a Cop – Saturday, September 18, 2015 8:30am – 10:30 am – Bridgeview Diner Sponsored by Councilman Anthony Ford.

Councilman Ford motioned to convene into Executive Session for items A, F, and H; second by Councilman Thomas; the motion passed 5-0.

Councilman Ford motioned to adjourn Executive Session; second by Councilwoman Buschman; the motion passed 5-0.

Councilman Ford motioned to reconvene the Work Session meeting; second by Councilwoman Gantt; the motion passed 5-0.

Councilman Ford motioned to adjourn the Work Session meeting; second by Councilwoman Gantt; the motion passed 5-0.

Respectfully submitted by:

Vanessa Holiday, City Clerk

Timothy L. Thompson, Mayor

Proclamation

Retired Educators

Day in Georgia

Presented by:

Mayor Thompson

to

Kathy Hill

*P*roclamation

Retired Educators Day in Georgia

Whereas, the Governor of the State of Georgia has proclaimed the day of Sunday, November 1, 2015 as Retired Educators Day in Georgia; and

Whereas, there are more than 103,000 retired educators in Georgia, 23,000 plus of whom are members of the Georgia Retired Educators Association; and

Whereas, the retired educators of Georgia donate thousands of hours of volunteer service and make invaluable contributions to the welfare of their respective communities across the state; and

Whereas, it is appropriate that a day be designated for citizens to express their appreciation for the contributions that retired educators have made and continue to make for the betterment of human lives and for society; and

Whereas, local churches will recognize those lasting contributions made by retired educators in this community; and

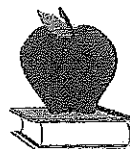
Whereas, the Mayor and City Council of the City of Stockbridge wish to show their support for retired educators in the City of Stockbridge.

NOW THEREFORE, BE IT PROCLAIMED by the City of Stockbridge, Georgia acting through its Mayor Timothy L. Thompson, and on behalf of Council Members Robin Buschman; Anthony S. Ford, LaKeisha Gantt, Alphonso Thomas and Regina Lewis Ward, that the City issue this Proclamation proclaiming the day of November 1, 2015 as "RETIRED EDUCATORS DAY" and call upon the citizens of Stockbridge to observe that day in an appropriate manner honoring retired educators.

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City to be affixed this 12th day of October in the year of our Lord two thousand thirteen.

Timothy L. Thompson, Mayor

Vanessa Holiday, City Clerk



Proclamation

**National Hispanic
Heritage Month**

Presented by:

Alphonso Thomas

Mayor Pro Tem

to

Rocio Camacho

*P*roclamation

September 15 - October 15

Hispanic Heritage Month

Whereas, the four weeks between September 15 and October 15 have since 1988 been designated as the National Hispanic Heritage month; and

Whereas, while a relatively new designation compared to other minority group months, it has quickly become a point of pride within the Latino community and been recognized by everyone from the president of the United States down to local community boards; and

Whereas, the origins of Hispanic Heritage Month date back to 1968, when the U.S. Congress and President Lyndon Johnson declared the week including September 15 and 16 Hispanic Heritage Week; and

Whereas, President Ronald Reagan in 1988 extended it to cover a 30-day period from September 15 to October 15 and it was enacted into law on August 17, 1988, on the approval of Public Law 100-402; and

Whereas, the reason why September 15 was chosen as the official start of the month was it is the anniversary of independence of a number of Latin American countries; and

Whereas, during National Hispanic Heritage Month we recognize the contributions made and the important presence of Hispanic and Latino Americans to the United States and celebrate their heritage and culture; and

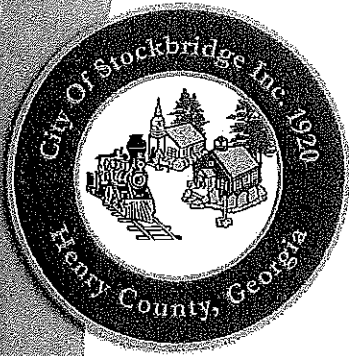
NOW, THEREFORE, I, Tim Thompson, Mayor of Stockbridge, by virtue of the authority vested in me by the laws of Stockbridge and Georgia, do hereby proclaim September 15 - October 15, 2015 as Hispanic Heritage Month in the City of Stockbridge and I along with Council Members Robin Buschman, Anthony S. Ford, LaKeisha Gantt, Alphonso Thomas and Regina Lewis Ward, do hereby encourage all citizens to support this annual initiative.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of October, in the year of our Lord, two thousand fifteen, in the city of Stockbridge, Georgia.

Timothy L. Thompson, Mayor

Vanessa Holiday, City Clerk

Item #1
Veto
Ordinance/Budget
Amendment
2015-004
Presented by:
Mayor Thompson



From the Office of
Mayor Tim L. Thompson

City of Stockbridge

4640 North Henry Boulevard | Stockbridge, Georgia 30281
City Hall: 770.389.7900 | Fax: 770.389.7912 | cityofstockbridge.com

September 23, 2015

Councilwoman Robin Buschman

Councilman Anthony S. Ford

Councilwoman LaKeisha T. Gantt

Councilwoman Regina Lewis Ward

Councilman Alphonso Thomas

Attn:
Ms. Vanessa Holiday, City Clerk
Stockbridge City Hall
4640 North Henry Boulevard
Stockbridge, Georgia 30281

Re: Veto Message

Dear Councilmembers:

On September 14, 2015, the City Council passed a budget amendment ordinance (2015-004 ordinance # OR15-371). The ordinance contained 5 line items totaling \$269,885 in additional legal spending.

I have consistently supported the proper and prudent spending of taxpayer money. Therefore, I am not in agreement with line item 100-15100-521217 providing for an additional \$125,001 in legal fees. The amount of money being spent on our city attorney is both excessive and unfair to the citizens of Stockbridge.

I hereby exercise my veto authority pursuant to Section 3.23 of the Charter and apply it to line item 100-15100-521217 of Agenda Item #7 (New Business) pertaining to budget amendment 2015-004 from the September 14, 2015 regular meeting of the City Council of Stockbridge.

Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,


Tim L. Thompson
Mayor

ORDINANCE NO. OR15-371

AN ORDINANCE AMENDING THE CITY BUDGET FOR FISCAL YEAR 2015 FOR THE CITY OF STOCKBRIDGE; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WITNESSETH:

WHEREAS, the City of Stockbridge ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City;

WHEREAS, the City adopted its final operating budget for fiscal year 2015 on December 11, 2014;

WHEREAS, Section 6.27 (b) of the City Charter provides that the City Council by majority vote may make changes in the appropriations contained in the current operating budget at any regular meeting or special or emergency meeting called for such purposes;

WHEREAS, having complied with all necessary legal requirements, the City Council wishes to amend the 2015 budget with the budget amendment marked accordingly and attached hereto;

THEREFORE, THE CITY COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

SECTION 1. Adoption by Reference. The document attached hereto as Exhibit "A" comprised of a budget amendment numbered 2015-004 is incorporated herein by reference and is hereby adopted as an amendment to the Budget for Fiscal Year 2015 for the City of Stockbridge, Georgia.

SECTION 2. Public Record. This document shall be maintained as a public record by the City Clerk and shall be accessible to the public during all normal business hours of the City of Stockbridge.

SECTION 3. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 5. Repeal of Conflicting Provisions. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Stockbridge as provided in the City Charter.

SO ORDAINED this _____ day of _____, 2015.

TIM THOMPSON, Mayor

ATTEST:

(SEAL)
VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:

MICHAEL WILLIAMS, CITY ATTORNEY

Date Presented to Mayor: _____

Date Received from Mayor: _____

CITY OF STOCKBRIDGE

BUDGET AMENDMENT

NUMBER 2015-004

DATE 08/25/2015

ACCOUNT	PROJECT	DESCRIPTION	Debits	Credits
100-00000-389040		From Fund Balance		244,885
100-15100-521218	(I)	Legal, Other Litigation	59,999	
100-15100-521217	(II)	Legal	125,001	
100-42200-521230	(III)	Engineering Fees	12,500	
100-42200-521230	(IV)	Engineering Fees	13,900	
100-42200-522250	(V)	Auto and Truck Repair	33,485	
505-00000-389040		From Fund Balance		25,000
505-00000-117503	(VI)	Vehicle	25,000	
		Totals	\$269,885	\$269,885

- (I) Budget Impact - Litigation settlement.
 (II) Estimated budget impact for on-going SDS, and DDA Litigation.
 (III) Engineering Fees and assessment for City Hall Leaks - Jacobs Engineering (Encumbered In 2014 with 2014 Budget).
 (IV) Engineering Fees and assessment for Court Leaks - Jacobs Engineering (Encumbered In 2014 with 2014 Budget).
 (V) Boom truck repair, Insurance reimbursement benefit received in 2014 (Encumbered In 2014 with 2014 Budget).
 (VI) Replace transmission on Alamo 22' Boom Tractor in Water / Sewer Fund.
 ALAMO 22' Boom Mower Tractor (John Deere) purchased in 2011 with no warranty

Entered _____

Approved _____

EXHIBIT

PAGE 1 OF 1

Item #2
**2015 SHORT-TERM
WORK PROGRAM
(STWP)**
Presented by:
Dale Hall
Administration
and
Community Services
Director

RESOLUTION NO. _____

CITY OF STOCKBRIDGE, GEORGIA

**SHORT TERM WORK PROGRAM AND CAPITAL IMPROVEMENTS ELEMENT
FINAL APPROVAL**

WHEREAS, the City of Stockbridge, Georgia has prepared an annual update to its Short Term Work Program and Capital Improvements Element;

WHEREAS, the annual update of the Short Term Work Program and Capital Improvements Element was prepared in accordance with the Development Impact Fee Compliance Requirements and the Minimum Planning Standards and Procedures for Local Comprehensive Planning established by the Georgia Planning Act of 1989, as amended; and a Public Hearing was held on August 10, 2015, in the Stockbridge City Council Chambers;

WHEREAS, the Stockbridge City Council does authorized the Henry County Planning and Zoning Department to transmit the annual update of the Short Term Work Program and Capital Improvements Element covering the five-year period 2015-2019, and an authorizing resolution of the City Council to the Atlanta Regional Commission and Georgia Department of Community Affairs as required by the Georgia Planning Act on August 10, 2015; and

WHEREAS, the Atlanta Regional Commission and Georgia Department of Community Affairs have recommended final approval of the Short Term Work Program subject to minor clarifications which have been made by the City staff;

NOW, THEREFORE BE IT RESOLVED THAT the Short Term Work Program and Capital Improvements Element attached hereto and incorporated herein by reference as Exhibit A is hereby approved and adopted as an amendment to the Henry County/City Joint Comprehensive Plan.

SO RESOLVED this 12th day of October, 2015.

Tim Thompson, Mayor

ATTEST:

Vanessa Holiday, City Clerk

Approved as to Form

Michael Williams, City Attorney

September 28, 2015

Mayor Tim L. Thompson
City of Stockbridge
4640 North Henry Boulevard
Stockbridge, Georgia 30281

RE: Capital Improvements Element Annual Update

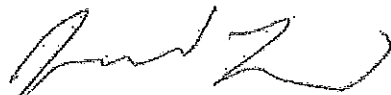
Dear Mayor Thompson,

ARC has completed the regional review of the 2015 Capital Improvements Element (CIE) Annual Update for the City of Stockbridge. We are pleased to inform you that the Georgia Department of Community Affairs (DCA) has determined that the update is in compliance with the Development Impact Fee Compliance Requirements and the Minimum Standards and Procedures for Local Comprehensive Planning.

Renewal of Qualified Local Government (QLG) status is contingent upon adoption of the update as an amendment to the City's Comprehensive Plan. Please review the enclosed advisory comments from DCA that should be considered and addressed prior to adoption. Also enclosed are comments from ARC. The update may be adopted at any time. Once adopted, please send ARC digital copies of the adoption resolution and the final update document so that we may forward them to DCA. Upon receiving notice that the update has been adopted, DCA will renew the City's QLG status.

I commend you and the City of Stockbridge for your commitment to the comprehensive planning process. Please contact Andrew Smith at (404) 463-5581 or asmith@atlantaregional.com if you have any questions or if we can provide further assistance.

Sincerely,



Jared Lombard
Principal Planner, Community Development Division

Enclosures

Cc: Stacey Jordan, Planner II, Henry County Department of Planning and Zoning



Andrew Smith

From: Jon West <Jon.West@dca.ga.gov>
Sent: Tuesday, September 08, 2015 11:56 AM
To: Dan Reuter; Jared Lombard; Andrew Smith; Jonathan Tuley
Cc: PEMD OPQG Administration
Subject: Stockbridge Annual CIE Update w Advisories

Dan, Jared, Andrew and Jon,

Our staff has reviewed the Annual Capital Improvement Element (CIE) Update for the City of Stockbridge and finds that it adequately addresses applicable requirements. We do, however, have a critical comment, below. Please review the advisory comment with the local government before they move forward and refer any questions to DCA. The next step is for the local government to adopt the CIE Update. As soon as your office provides written notice that the CIE Update has been adopted and provides DCA with a digital copy of the final adopted version of this document, we will notify the local government that its Qualified Local Government status has been extended. If you have any questions, please contact us at 404-679-5279.

Advisory Comments to the Community

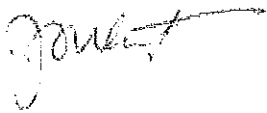
Schedule of Improvements Funded by Impact Fees

- Please remember that the foundation of the Capital Improvements Element is the collection of impact fees to offset the provision of infrastructure/services for new and future development. It is unacceptable to continue collection of development impact fees for service categories without specific planned projects to be funded in whole or in part by those fees (use of fees to retire bonded indebtedness incurred to provide infrastructure/services to new development is an allowable exception). Please provide an explanatory statement in this CIE Update regarding the lack of planned improvements utilizing the impact fees. Moving forward, please ensure either that projects are planned that will use the funds that Stockbridge continues to collect or that collections are suspended (and, potentially, collected fees are refunded pursuant to O.C.G.A. § 36-71-9) until specific projects are planned.

Annual Financial Report

- Please use the Department's standard reporting template (available on our website at <http://www.dca.ga.gov/development/PlanningQualityGrowth/DOCUMENTS/Forms/CIE/CIEUpdateFinancialReport.xls>) for future submittals. At minimum, please add a column on the right side of your table showing the total for each line-item). Please note, future submittals will not be approved without this information. Use of the standard template ensures that all required information is included in your reports.

Thanks,




Georgia Department of Community Affairs

Learn more about our commitment to fair housing

Jon A. West, AICP

Senior Planner: Local & Intergovernmental Programs
Georgia Department of Community Affairs
60 Executive Park South, NE
Atlanta, Georgia 30329
Direct 404 327-6872

Fax 770-302 9703
lon.West@dca.pa.gov

City of Stockbridge 2015 CIE Annual Update

ARC Natural Resources Division Comments

September 3, 2015

Both the City of Stockbridge 2015-2019 Short-Term Work Program Update and the City's Capital Improvement Element show items for proposed water supply source development and a new water treatment facility (Pages 2 and 4). The information in the Work Program is general, but the Capital Improvement element cites well exploration at Flippen Road as well as wells at Flippen Road and Pinehurst/Rustic Road. Neither the wells nor the water treatment facility were included in the proposed expansion for Henry county and its jurisdictions in Appendix B of the Metropolitan North Georgia Water Planning District's May 2009 *Water Supply and Water Conservation Management Plan*. These proposals need to be submitted to the Metropolitan North Georgia Water Planning District to determine if an amendment to that Plan is necessary or if they need to be added to the 2016 Plan Update which is currently under development.



REGIONAL REVIEW NOTIFICATION

Atlanta Regional Commission • 40 Courtland Street NE, Atlanta, Georgia 30303 • ph: 404.463.3100 • fax: 404.463.3105 • www.atlantaregional.com

DATE: August 28, 2015

ARC REVIEW CODE: P1508283

TO: Mayor Tim Thompson, City of Stockbridge
ATTN TO: Stacey Jordan, Planner II, Henry County Dept. of Planning and Zoning
FROM: Douglas R. Hooker, Executive Director, ARC *DRH for Douglas Hooker*

The Atlanta Regional Commission (ARC) has received the following proposal and is initiating a regional review to seek comments from potentially impacted jurisdictions and agencies. The ARC requests your comments related to the proposal not addressed by the Commission's regional plans and policies.

Name of Proposal: 2015 City of Stockbridge CIE Annual Update
Review Type: Local Comprehensive Plan

Description: A review of the 2015 Annual Update to the City of Stockbridge Capital Improvements Element (CIE).

Submitting Local Government: City of Stockbridge

Action Under Consideration: Approval

Date Opened: August 28, 2015

Deadline for Comments: September 18, 2015

Earliest the Regional Review can be Completed: Upon approval by Georgia DCA

THE FOLLOWING LOCAL GOVERNMENTS AND AGENCIES ARE RECEIVING NOTICE OF THIS REVIEW:

ARC COMMUNITY DEVELOPMENT
ARC RESEARCH & ANALYTICS
GEORGIA DEPARTMENT OF NATURAL RESOURCES
CLAYTON COUNTY

ARC TRANSPORTATION ACCESS & MOBILITY
ARC AGING & HEALTH RESOURCES
GEORGIA DEPARTMENT OF TRANSPORTATION
HENRY COUNTY

ARC NATURAL RESOURCES
GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS
GEORGIA REGIONAL TRANSPORTATION AUTHORITY
CITY OF McDONOUGH

Attached is information concerning this review.

If you have any questions regarding this review, please contact Andrew Smith at asmith@atlantaregional.com or 404-463-5581. If ARC staff does not receive comments from you by close of business on September 18, 2015, we will assume that your agency has no comments, and we will close the review. Comments by e-mail are strongly encouraged.

The ARC review website is located at <http://www.atlantaregional.com/land-use/planreviews>.



REGIONAL REVIEW NOTIFICATION

Atlanta Regional Commission • 40 Courtland Street NE, Atlanta, Georgia 30303 • ph: 404.463.3100 • fax: 404.463.3105 • www.atlantaregional.com

NOTICE OF LOCAL PLAN SUBMITTAL AND HEARING/COMMENT OPPORTUNITY

Submitting Local Government:	City of Stockbridge	Date Received:	August 21, 2015
Local Contact:	Stacey Jordan, Planner II, Henry County Dept. of Planning & Zoning (on behalf of Stockbridge)		
Phone:	770-288-7537	E-Mail:	sjordan@co.henry.ga.us
Fax:		Website:	http://www.cityofstockbridge.com
Street	140 Henry Parkway	City State, Zip:	McDonough, Georgia 30253

Department of Community Affairs Review Required

Review Title:	2015 City of Stockbridge CIE Annual Update
Description:	A review of the 2015 Annual Update to the City of Stockbridge Capital Improvements Element (CIE). Document can be viewed on the ARC website at: http://www.atlantaregional.com/landuse Under Plan Review, search for the City of Stockbridge.

The submitted documents are available for review at ARC and the local government.

Reviewing Regional Commission:

Atlanta Regional Commission
40 Courtland Street NE, Atlanta, GA 30303
Phone 404-463-3302 | Fax 404-463-3254

Contact Person:	Andrew Smith, Senior Planner
E-Mail	asmith@atlantaregional.com

STATE OF GEORGIA
HENRY COUNTY
CITY OF STOCKBRIDGE

RESOLUTION NO. R15-655

CITY OF STOCKBRIDGE, GEORGIA

**SHORT TERM WORK PROGRAM AND CAPITAL IMPROVEMENTS ELEMENT
ANNUAL UPDATE TRANSMITTAL**

WHEREAS, the City of Stockbridge, Georgia has prepared an annual update to its Short Term Work Program and Capital Improvements Element; and

WHEREAS, the annual update of the Short Term Work Program and Capital Improvements Element was prepared in accordance with the Development Impact Fee Compliance Requirements and the Minimum Planning Standards and Procedures for Local Comprehensive Planning established by the Georgia Planning Act of 1989, as amended; and a Public Hearing was held on August 10, 2015, in the Stockbridge City Council Chambers; and

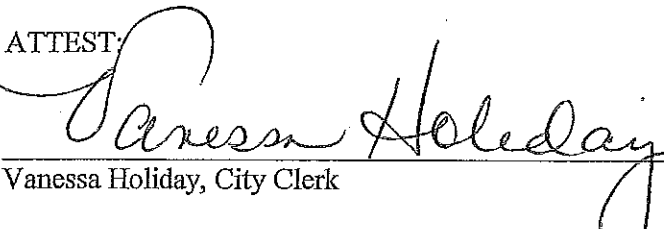
NOW, THEREFORE BE IT RESOLVED THAT the Stockbridge City Council does hereby authorize the Henry County Planning and Zoning Department to transmit the annual update of the Short Term Work Program and Capital Improvements Element covering the five-year period 2015-2019, and this resolution to the Atlanta Regional Commission and Georgia Department of Community Affairs as required by the Georgia Planning Act.

BE IT SO RESOLVED this 10th day of August, 2015.



Tim Thompson, Mayor

ATTEST:



Vanessa Holiday, City Clerk

APPROVED AS TO FORM:



Michael Williams, City Attorney

**Short-Term Work Program Update
2015-2019
CITY OF STOCKBRIDGE, GEORGIA**

Contents

SHORT TERM WORK PROGRAM ANNUAL UPDATE.....Page 2-5

CAPITAL IMPROVEMENT ELEMENT.....Page 6-7

Community Facilities						
Item	Activity	Years	Responsible Party	Cost Estimate	Funding Source	Status
1.	Multiplex Renovation	2015-2017	Henry County, City of Stockbridge	\$500,000	SPLOST III & IV	Underway
2.	Swimming Pool/Splash Pad Feasibility Study	2015-2016	Public Works	\$50,000	General Fund	
3.	Wastewater Treatment Plant Upgrade Plans/Engineering	2015-2017	Public Works	\$2,000,000	General Fund, SPLOST III, IV	
4.	Water supply source development	2015-2018	Public Works	\$3,600,000	SPLOST III, IV	Permitting/Engineering
5.	City water meter replacement -- intelligent meters & SCADA Replacement	2015-2018	Public Works	2,250,000	SPLOST III, IV, General Fund	Planning & Procurement
6.	Water main and service line replacement	2016-2019	Public Works	\$250,000	SPLOST IV	Ongoing
7.	New water Treatment facility	2016-2019	Public Works	\$3,000,000	SPLOST IV	Planning stages
8.	New water main construction	2015-2018	Public Works	\$250,000	SPLOST IV	Ongoing
9.	GIS - Infrastructure inventory and detailed mapping	2016-2019	Public Works	\$250,000	SPLOST IV	
10.	Sewer -- infiltration and inflow study	2016-2017	Public Works	\$750,000	SPLOST IV	
11.	Sewer reconstruction & Pump Station replacement	2015-2019	Public Works	\$1,000,000	SPLOST IV, General Fund	
12.	New Maintenance shop	2016-2019	Public Works	\$3,000,000	SPLOST IV	
13.	Parks Improvements including handicap play equip	2015-2019	Public Works	\$1,000,000	SPLOST IV	
Subtotal				\$17,900,000		

Economic Development						
Item	Activity	Years	Responsible Party	Cost Estimate	Funding Source	Status
14.	Establish Stockbridge Business Assoc.	2015-2016	City of Stockbridge	\$50,000	DDA	Underway
15.	Create Economic Development Marketing Plan	2016-2017	City of Stockbridge	\$100,000	Hotel/ Motel	
16.	Apply for an Opportunity Zone designation	2015-2016	City of Stockbridge	\$25,000	General Fund	Underway
17.	Create a Citywide Marketing Plan	2016-2018	City of Stockbridge	\$25,000	General Fund	
18.	Technical College Expansion	2015-2018	City of Stockbridge	\$250,000	General Fund	
Subtotal				\$450,000		

Land Use						
Item	Activity	Years	Responsible Party	Cost Estimate	Funding Source	Status
19.	Update City Code including zoning and construction codes	2015-2017	City of Stockbridge and Henry County	\$100,000	General Funds	Underway
20.	Overlay District feasibility	2015-2016	City of Stockbridge	\$40,000	SPLOST IV	
21.	Comprehensive Plan Update	2016-2019	City of Stockbridge and Henry County	\$100,000	General Fund	
22.	LCI Implementation	2015-2019	City of Stockbridge	\$250,000	General Fund	On-Going
Subtotal						
				\$490,000		

Transportation						
Item	Activity	Years	Responsible Party	Cost Estimate	Funding Source	Status
23.	Update Comprehensive Transportation Plan	2015-2016	City of Stockbridge and Henry County	\$20,000	General Fund	Underway
24.	Rock Quarry Road Extension Engineering and ROW Acquisition	2016-2018	City of Stockbridge and Henry County	\$3,000,000	SPLOST IV	
25.	Road Assessment and Pavement Analysis	2016-2018	Public Works	\$50,000	SPLOST IV	Ongoing
26.	Sidewalk – repair and reconstruction	2015-2016	Public Works	\$500,000	SPLOST IV	
27.	Burke Street - Streetscape	2016-2018	Public Works	\$1,500,000	General Fund, TE, CDBG	Nearing Completion
28.	Davis Road from Clark Park to Highway 42 (Sidewalks and Streetscape)	2015-2018	City of Stockbridge	\$500,000	SPLOST, TE General Fund	
29.	Davidson Parkway to Flippen Road By-Pass (Design and ROW Acquisition)	2015-2018	Public Works	\$5,000,000	SPLOST	
Subtotal				\$11,270,000		

Completed Projects						
	Update Sign Ordinance	2013	City of Stockbridge	In-Kind	General Fund	Complete
1.	Multiuse trail for Reeves Creek Phase 2: From Dabney-Hunter-Simmons Park to Tye Street	2015	City of Stockbridge	\$700,000	General Funds, LCI, TE	Complete

CITY OF STOCKBRIDGE, GEORGIA

CAPITAL IMPROVEMENTS ELEMENT UPDATE 2015-2019

PUBLIC FACILITY: CITY OF STOCKBRIDGE
 SERVICE AREA: PUBLIC WORKS

PROJECT DESCRIPTION	START DATE	END DATE	ESTIMATED COST	PORTION CHARGEABLE TO IMPACT FEES	OTHER FUNDING SOURCES	TOTAL EXPENDITURES FOR THE YEAR 2014	IMPACT FEE EXPENDITURES FOR THE YEAR 2014	IMPACT FEES ENCUMBERED THROUGH THE YEAR 2014	STATUS/REMARKS
Water Supply Source Development									
Flippen Road Well Exploration	2015	2017	\$ 1,125,000	\$0	SPLOST	\$0	\$0	\$0	
Flippen Road Well	2015	2017	\$ 750,000	\$0	SPLOST	\$0	\$0	\$0	
Pinehurst/Rustic Road Well	2015	2017	\$ 625,000	\$0	SPLOST	\$0	\$0	\$0	
Wastewater Plant Upgrade	2015	2019	\$ 1,000,000	\$0	SPLOST	\$0	\$0	\$0	
New Water Treatment Facility	2015	2019	\$ 3,000,000	\$0	SPLOST	\$0	\$0	\$0	
New Maintenance Shop	2015	2019	\$ 3,000,000	\$0	SPLOST	\$0	\$0	\$0	
TOTAL			\$ 9,500,000	\$0		\$0	\$0	\$0	

**City of Stockbridge
Annual Impact Fee Financial Report 2014**

Public Facility Service Area:

Water Sewer

Impact Fee Fund Balance from 2013	\$63,921	\$102,028
Impact Fees Collected in 2014		\$3,696
Accrued Interest 2014	\$32	\$51
Administrative/Other Costs		
Impact Fee Refunds		
Project Expenditures		
Impact Fee Fund Balance Ending 2014	\$63,953	\$105,775
Impact Fees Encumbered	\$63,953	\$105,775

TOTAL

\$169,728

Item #3

Variance Request

VR-15-10-S Location:

**Langley Oaks Residential
Subdivision, Lots 23, 24, 25,
26 Land Lot 5 of the 12th
District**

**Parcel ID: 031S-01-023-000,
031S-01-024-000, 031S-01-
025-000,
031S-01-026-000. Variance
to reduce the minimum
front and rear setbacks.**

**Presented by: Dale Hall,
Administration and
Community Services Director**

STATE OF GEORGIA

CITY OF STOCKBRIDGE

RESOLUTION NO.

A RESOLUTION TO AUTHORIZE A VARIANCE FROM CERTAIN PROVISIONS OF THE ZONING CODE OF THE CITY OF STOCKBRIDGE ON CERTAIN LOTS WITHIN THE LANGLEY OAKS RESIDENTIAL SUBDIVISION; TO PROVIDE SEVERABILITY; TO PROVIDE A PENALTY; TO PROVIDE FOR REPEAL OF CONFLICTING RESOLUTIONS; TO PROVIDE AN ADOPTION AND EFFECTIVE DATE; AND TO PROVIDE FOR OTHER LAWFUL PURPOSES..

WHEREAS, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

WHEREAS, the governing authority of the City of Stockbridge, Georgia desires to authorize a variance from certain yard set-backs on a number of residential lots located within the City; and

WHEREAS, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Resolution.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES:

Section 1. That the variance request for Lots 23, 24, 25 and 26 of the Langley Oaks Residential Subdivision, more particularly described in Exhibit "A," a copy of which is attached hereto and incorporated herein by reference, from the set-back requirements for lots in the PD

(Planned Development) zoning classification of the Zoning Code of the City of Stockbridge is hereby approved subject to the following conditions:

1. The front setback shall be a minimum of fifteen (15) feet.
2. The rear setback shall be a minimum of eighteen (18) feet.

Section 2. The preamble of this Resolution shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution and that, to the greatest extent allowed by law, all remaining phrases,

clauses, sentences, paragraphs and sections of the Resolution shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. All resolutions and parts of resolutions in conflict herewith are hereby expressly repealed.

Section 5. Penalties in effect for violations of the Zoning Ordinance of the City of Stockbridge at the time of the effective date of this Resolution shall be and are hereby made applicable to this Resolution and shall remain in full force and effect.

Section 6. The effective date of this Resolution shall be the date of adoption unless otherwise specified herein.

RESOLVED this _____ day of _____, 2015.

CITY OF STOCKBRIDGE, GEORGIA

Tim L. Thompson, Mayor

ATTEST:

Vanessa Holiday, City Clerk

APPROVED AS TO FORM:

Michael Williams, City Attorney



HENRY COUNTY PLANNING & ZONING

*Variance Evaluation Report
Stockbridge City Council*

VR-15-10-S

City of Stockbridge:

Advisory Board Member: Elton Alexander, (678) 571-2477

Staff Report Prepared by: Stacey Jordan, Planner II

Applicant:

Builders Professional Group
9497 Thornton Boulevard
Jonesboro, Georgia 30236
(770) 471-4751

Agent:

Chris Knight
9497 Thornton Boulevard
Jonesboro, Georgia 30236
(770) 616-9969

Location:

Langley Oaks Residential Subdivision, Lots 23, 24, 25, 26
Land Lot 5 of the 12th District

Parcel ID:

0318-01-023-000, 0318-01-024-000, 0318-01-025-000, 0318-01-026-000

Request:

Variance to reduce the minimum front and rear setbacks.

**Proposed Use
/Purpose:**

Single-Family Residences

Current Land Use:

Transitional

Future Land Use:

Medium-High Density Residential (3.6-6.0 du/acre)

Sign Posted:

August 12, 2015

City Meeting:

September 14, 2015

Lot Size:

0.71 +/- acres (total of four lots)

Road Access:

Dustin Court

Zoning History:

The subject property is within a single-family residential pod of a planned development zoned PD (Planned Development) as illustrated on the City of Stockbridge Official Zoning Map. A review of the zoning files indicates that the subject property was rezoned from RA (Residential-Agricultural) and RM (Multiple Family Residence) to PD on June 12, 2006, with following conditions:

1. The minimum house size shall be 1,800 square feet of heated floor space.
2. All homes shall be constructed on all sides of two of the following: brick, stone or cement fiber board. Eaves, soffits, overhangs, dormers, and fascia may be constructed of brick, stone, stucco, or vinyl.
3. All yards shall be sodded to the rear drip-line of the house.
4. All utilities shall be located underground.
5. There shall be a minimum 10-foot landscape buffer along the perimeter of the property.

6. All homes shall be built on-site; no modular or manufactured homes.
7. All homes shall have a two-car garage, side-entry where feasible.
8. There shall be uniform mailboxes throughout the development.
9. Adequate sight distance shall be provided at the entrance of the site, as required by Henry County Department of Transportation.
10. Notwithstanding anything to the contrary herein, no zoning conditions imposed herein shall be interpreted or applied in such a manner so as to require any violation of any existing building, development, stormwater and/or any other applicable codes.

Table 1.0 lists current zoning and land uses of adjacent properties.

Table 1.0 Current Zoning & Land Use of Adjacent Properties

Current Zoning		Land Use
North	PD (Planned Development)	Langley Oaks Subdivision
East	PD (Planned Development)	Langley Oaks Subdivision
South	PD (Planned Development)	Langley Oaks Subdivision
West	PD (Planned Development)	Langley Oaks Subdivision

Source: City of Stockbridge Official Zoning Map

Executive Summary:

The Applicant is requesting a variance from front and rear yard setback requirements on Lots 23, 24, 25, 26 to allow the construction of single-family residences on the Dustin Court cul-de-sac within the Langley Oaks residential subdivision. The subject property is comprised of four lots zoned PD (Planned Development) and together is approximately 0.71 acres in area.

- Lot 23: reduce front setback from 25 feet to 22.5 feet, reduce rear setback from 30 feet to 20 feet.
- Lot 24: reduce front setback from 25 feet to 22.5 feet, reduce rear setback from 30 feet to 19 feet.
- Lot 25: reduce front setback from 25 feet to 22.5 feet, reduce rear setback from 30 feet to 16 feet.
- Lot 26: reduce front setback from 25 feet to 15 feet, reduce rear setback from 30 feet to 18 feet.

Criteria for Granting a Variance per Section 3-7-273:

Criteria 1: There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography that are not applicable to other lands or structures in the same district.

There are no extraordinary or exceptional conditions pertaining to the subject property with regard to size, shape, or topography that are not also applicable to other cul-de-sac lots within the subdivision.

Criteria 2: A literal interpretation of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties of the district.

A literal interpretation of the chapter would not deprive the Applicant of rights commonly enjoyed by other properties in the district. A literal interpretation would require a smaller house footprint.

Criteria 3: Granting the variance requested will not confer upon the property of the applicant any special privileges that are denied to other properties of the district in which the applicant's property is located.

Granting the Variances as requested would confer upon the property of the Applicant special privileges denied to other properties within the district; however, other property owners may also request a variance.

Criteria 4: *The requested variance will be in harmony with the purpose and intent of this chapter and will not be injurious to the neighborhood or to the general public.*

The requested variances are in harmony with the intent of the chapter. However, reducing the required setbacks may reduce the privacy of the homeowners, while increasing the light and noise potential from locating the house closer to the street and to the common area.

Criteria 5: *The special circumstances are not the result of the actions of the applicant.*

The special circumstances are the result of the actions of the Applicant. The Applicant is requesting to construct a house with a footprint which cannot be confined within the building envelope.

Criteria 6: *The variance requested is the minimum variance that will make possible the legal use of the land, building or structure.*

The requested variances are not the minimum necessary to make possible the legal use of the property. The requested variances are the minimum necessary to make possible the legal construction of the proposed housing products.

Criteria 7: *The variance is not a request to permit a use of land, buildings, or structures, which is not permitted by right in the district involved.*

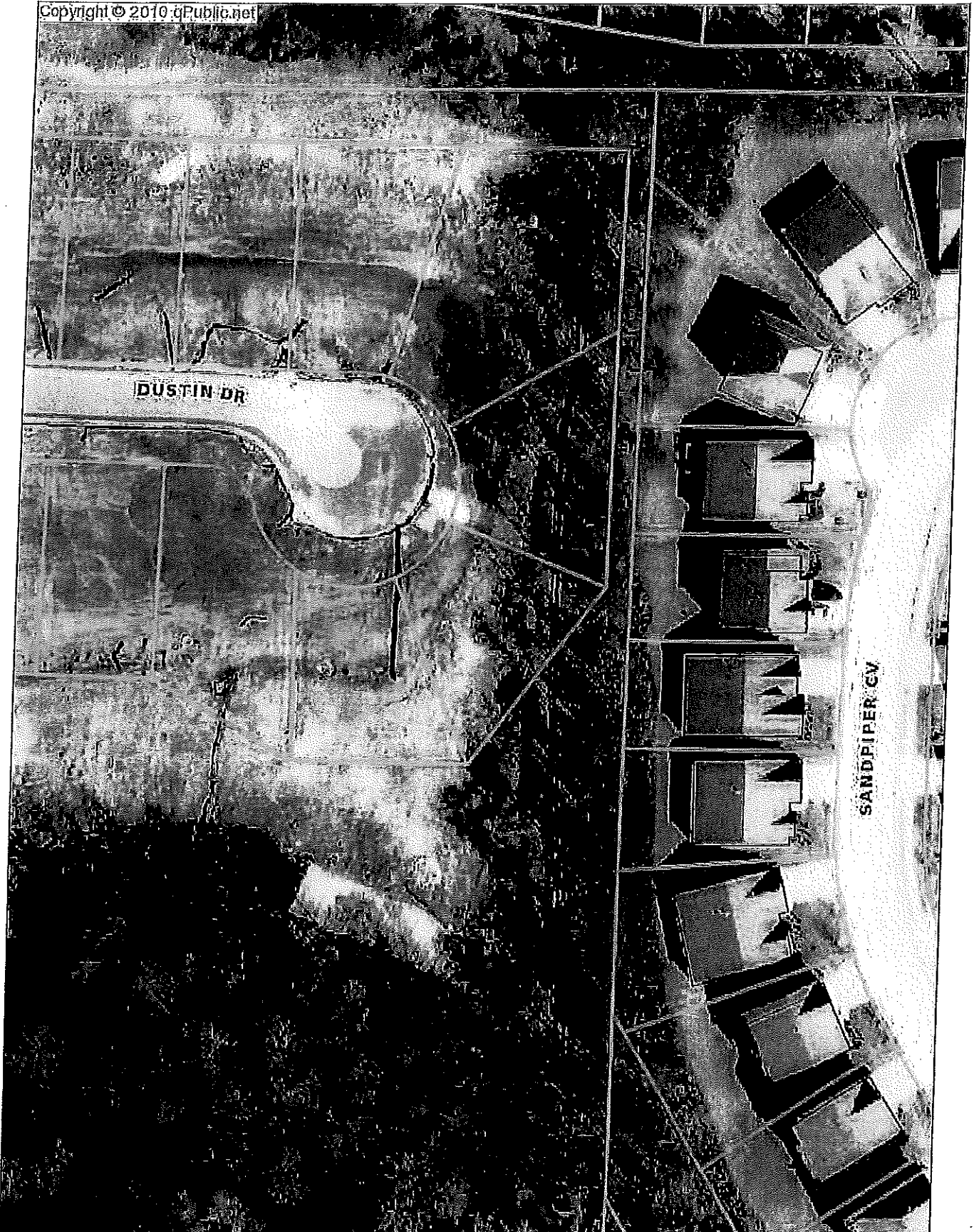
The variance requested is not intended to permit a use of land, buildings, or structures, which is not permitted by right in a single-family residential zoning district. If approved, the variance requested will not permit a use otherwise not permitted in a single-family residential zoning district.

Recommendation:

Planning staff recommends **Denial** of the request.

Attachments

- Site Plan/Survey
- Sign Photo
- Site Photos
- Tax Map
- Zoning Map
- Aerial Map



Parcel lines depicted on this maps do not reflect a true and exact representation of property boundaries and should not be relied upon for said purpose. Property boundary lines are depicted on recorded plats available at the Henry County courthouse or can be determined by employing the services of a licensed surveyor.
Date printed: 08/24/15 :15:15:10

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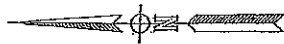
0.16 ACRES
(7,025 SQ.FT.)

#144 DUSTY DRIVE

70
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I=50,16°
E=26,98°
C=48,48°

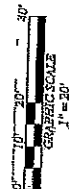
ZONED: PD
SETBACKS:
FRONT: = 25'
SIDE: = 5'
REAR: = 30'

RECORD: FBI 50 PGS. 57-61

[illegible]

THESE IS A 20' STANTARY SEWER & DRAINAGE EXISTENCE
ALONG ALL EXTERIOR PROPERTY LINES, IN ALONG ALL SIDE
ADJACENT LINES, CONCENTRATED ON THE LOT FOR THE PURPOSE
OF FUTURE DRAINAGE AND OR SANITARY SEWER.

ACCORDING TO THE LATEST HENRY COUNTY
FIRM: CORNELL PANEL NO. 1251 CORRECTION
DATED MAY 16, 2008. THIS PROPERTY DOES NOT
LIE WITHIN A 100 YEAR FLOOD HAZARD ZONE.



SURVEY FOR:

BUILDERS PROFESSIONAL GROUP

"HOUSE LOCATION PLAN"

CLOSURE DATA: DATE: 07/09/15
FIELD CLOSURE: 1" IN 15.00' +
ANGLE POINT ERROR: 0.5"
EQUIPMENT USED: SOKKIA SR1'S
ADJUSTMENT METHOD: NO ADJUSTMENT
BY: J. M. G. 11/11/15

CONDOMINIUM:	LANGLEY OAKS PHASE 2					+ 1000000 - 1000000 + 1000000				
LOT:	34	LAND LQ:	5.	DISTRICT:	50	P.C.	37-01			
CITY:		COUNTY:	HENN	STATE:	FLOR					
SCALE:	1" = 20'	DATE:	07/09/15	JOB NO:	103-15-024					

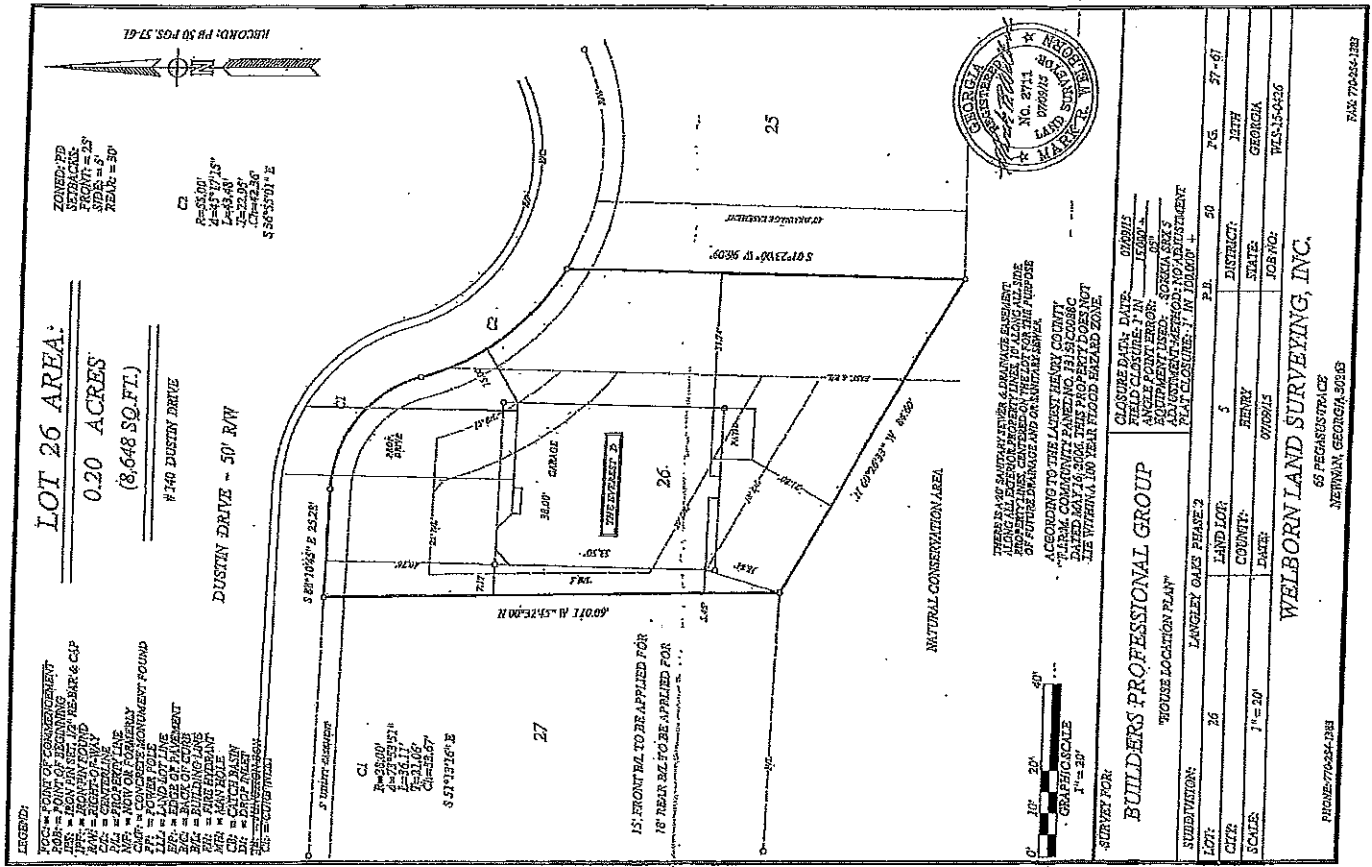
WELBORN LAND SURVEYING, INC.

PHOTO: TIMOTHY LEE

65 PEGASUS PRACTE

NEWMAN, GEORGE L. 1902-68
 60 FLEMING TRAIL

FAX: 770-259-1383



THERE IS A 100' EASEMENT IN THE 100' EASEMENT ALONG THE EAST LINE OF LOT 26, 27 AND 28, AND A 100' EASEMENT ALONG THE WEST LINE OF LOT 26, 27 AND 28, FOR THE PURPOSE OF SUPPLYING WATER TO THE LOT ON THE NORTH SIDE OF THE EASEMENT AND ON THE EAST LINE.

ACCORDING TO THE LATEST HENRY COUNTY RECORDS, THE EASEMENT IS 100' WIDE AND 100' DEEP. THE EASEMENT IS 100' WIDE AND 100' DEEP. THE EASEMENT IS 100' WIDE AND 100' DEEP.

BUILDERS PROFESSIONAL GROUP

"HOUSE LOCATION PLAN"

SUBDIVISION: LANGLEY OAKS PHASE 2	
LOT: 26	LAND LOT: 5
CITY: HENRY	DISTRICT: 11TH
STATE: GEORGIA	DATE: 07/09/15
SCALE: 1"=20'	JOB NO: WLS-15-0426
WELBORN LAND SURVEYING, INC.	
65 PEGASUS TRACE	
METHEN, GEORGIA 30245	
PHONE: 770-264-1383	FAX: 770-264-1387

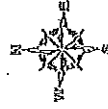
Legend

Request

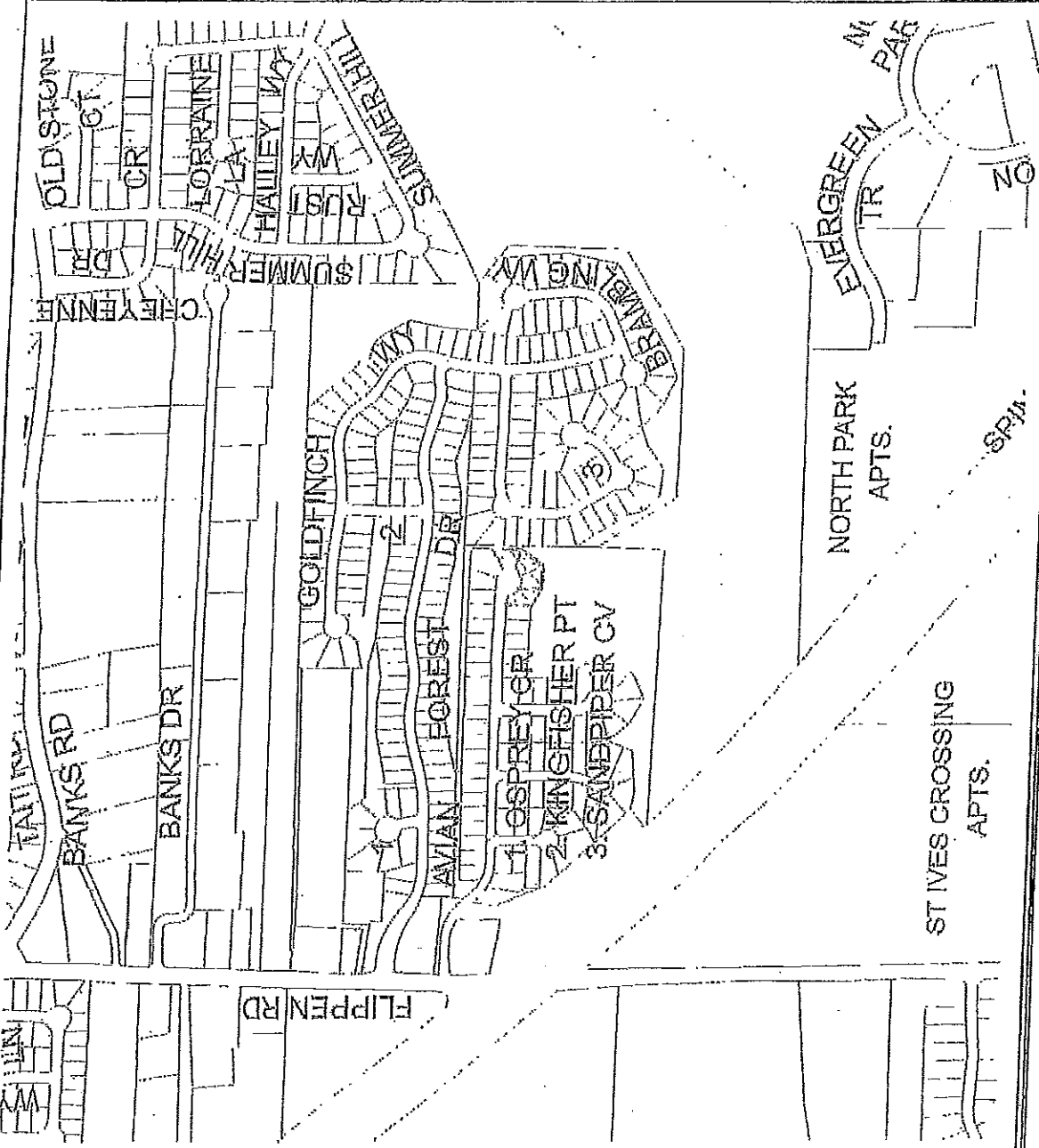
VR-15-10-S

TAX MAP

Scale: 1" = 600'



This map is for graphical representation only. It is not a legal document.





Legend

Request

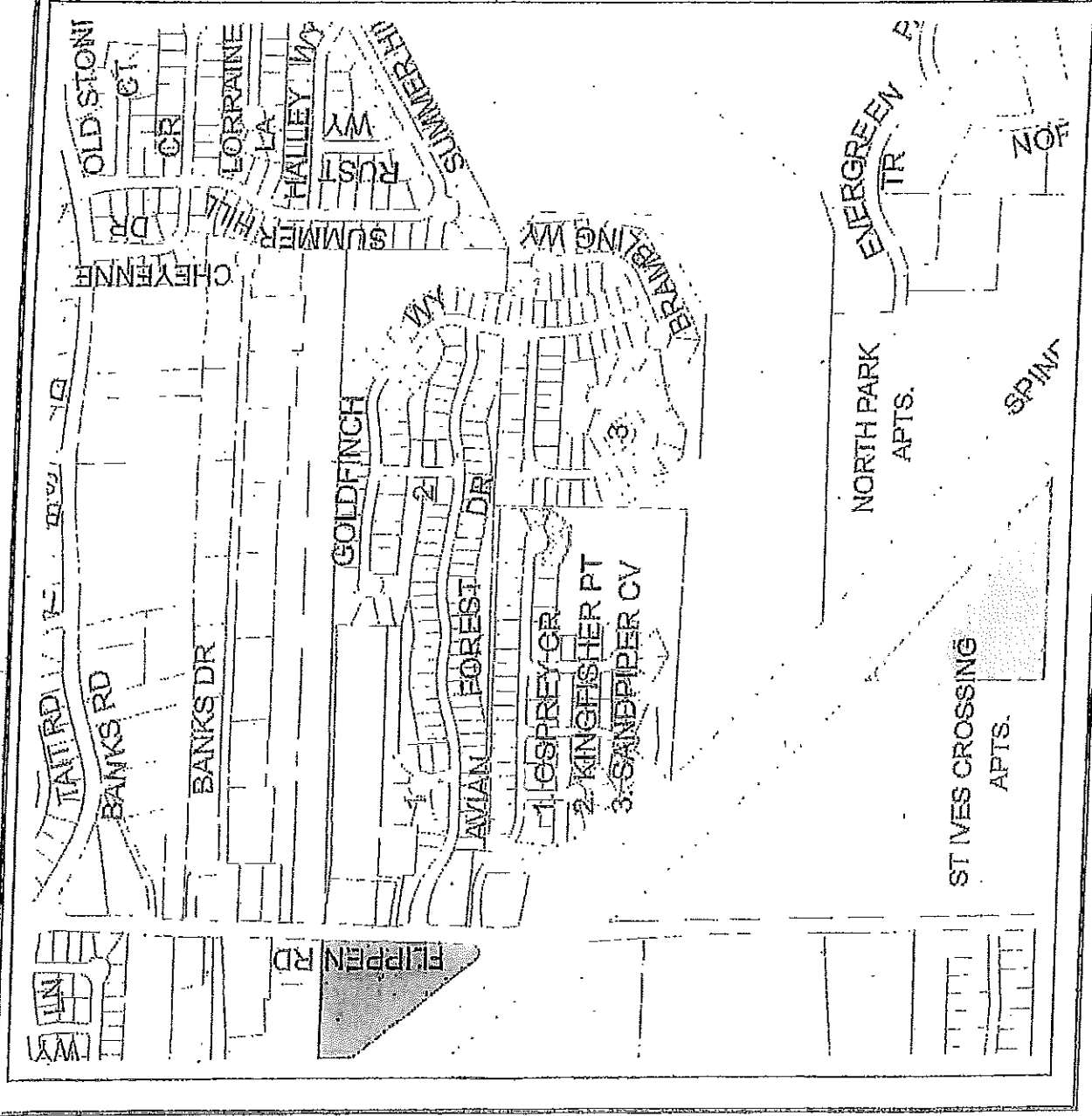
VR-15-10-S

- | | | | | | | | | | | | | | | | |
|----|-----|-----|-----|-----|----|----|-----|----|-----|-----|-----|-----|-----|----|------|
| RA | R-1 | R-2 | R-3 | R-4 | RD | RM | RMH | OI | C-1 | C-2 | C-3 | M-1 | M-2 | PD | CITY |
|----|-----|-----|-----|-----|----|----|-----|----|-----|-----|-----|-----|-----|----|------|

Scale: 1"= 600'

Current Zoning Map

This map is for graphical representation only. It is not a legal document.



Legend

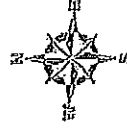
Request



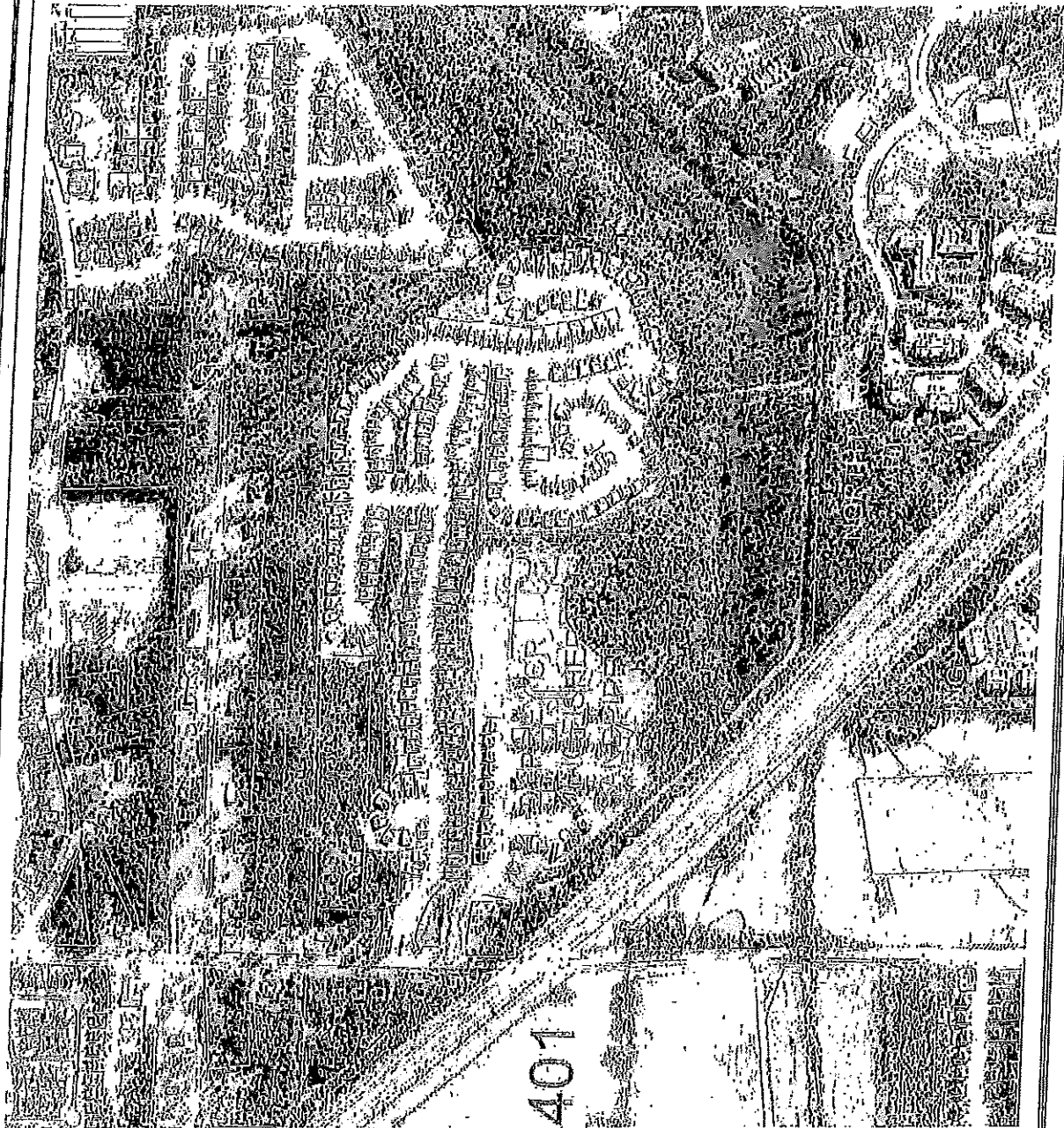
VR-15-10-S

AERIAL MAP

Scale: 1"=600'



This map is for graphical representation only. It is not a legal document.



401

WWW.HENRYHERALD.COM WEDNESDAY, AUGUST 13, 2013 C3

PUBLIC HEARING NOTICE
Blackridge City Council

Mayor, Monday, September
14, 2010

Location: Blackridge City
Hall, 2401 North Highway 100,
Leavenworth, Blackridge, OH
43024

Public Hearing 6:00 P.M.

Agenda

1. Presentation of the
Blackridge Professional Center
of Leavenworth, OH requests
a variance from development
regulations for a new, 100,000
square foot, 100,000 sq. ft.
located within the Leavenworth
City subdivision, in Land
Use 5 and 12 of the City and
12th District, 100,000 sq. ft.
containing 20,000 sq. ft. of
and the request is to allow
the development of a single
family residence, City of
Blackridge

920-272-480, V/10



WARRIAGE

1117 OF SOUTHERN RAILROAD

RE: D. J. JAMES - R. J. JAMES

DATE: Sept 14 2015

TIME: 6:06 PM

LOCATION: Storage Box Hall

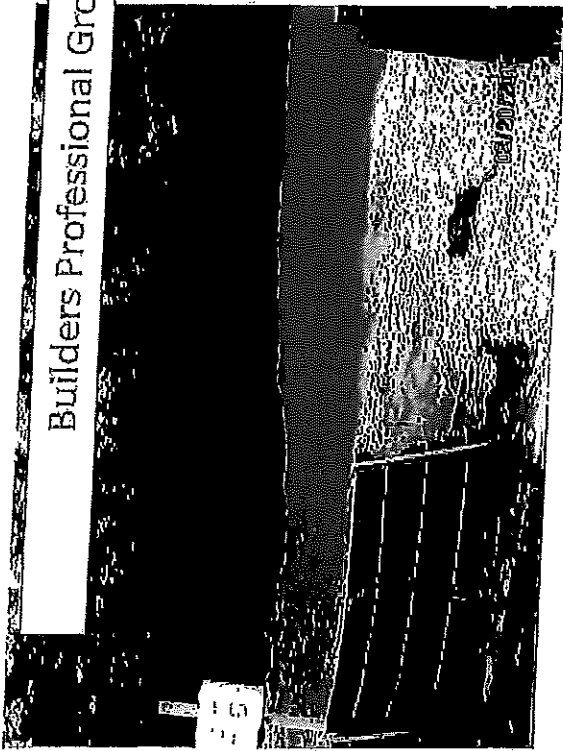
4640 Northside Blvd. Stockbridge, GA

FOR MORE INFO:

770-288-7525 / WWW.WARRIAGE.COM

08/20/2015

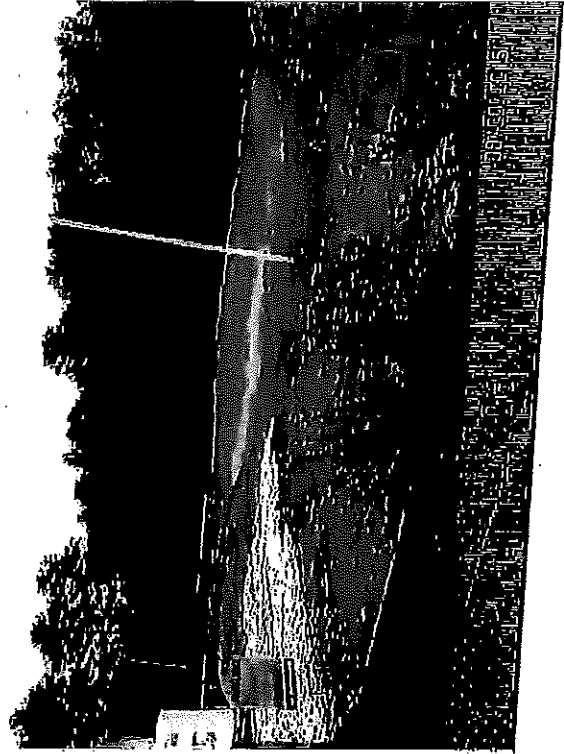
Builders Professional Group, VR-15-10-S, COS 9-14-15



Lot 24



Lot 25



Item #4

**CONSENT AGENDA
PTO
(Personal Time Off)
Policy**



City of Stockbridge

Memorandum

To: Michael Harris, City Manager

From: Renee Wheeler, HR Manager

Date: October 12, 2015

Subject: Annual Leave and Sick Leave Proposal

Objective: To establish a paid leave program that offers a traditional method of accruing leave and to offer employees separate leave plans that can be used more effectively and assist managers in managing their departments efficiently.

Type of Leave to Offer Employees: The City of Stockbridge recommendation is to implement the traditional leave program which offers separate vacation and sick leave benefits based on the following:

- Vacation leave—Vacation accrues based on employee's length of service. An employee may accrue up to 240 hours of vacation leave. An employee may not have more than 240 hours available for use at any time on his/her account. Employee will not receive compensation in lieu of taking vacation leave. Employee will forfeit all hours in excess of 240.
- Sick leave—Accrual of 8.0 hours per month (104 hours) per year. This type of leave is not paid out upon termination. Sick leave will have a cap of 480 hours. The sick leave policy will require employees to substantiate the use of this type of leave. Hours in excess of 300 by Oct. 15th, the employee may elect to have the City buy back excess sick leave at 50% rate of pay.

Who will be Eligible for Paid Leave Benefits: Employees in full-time status who work 40 hours per week will be eligible for this benefit. Temporary or part-time employees will not be eligible for paid leave benefits.

Determine how much leave employees will be eligible for and when they will earn it:

Employees will earn leave on their date of hire. A maximum of 480 hours of sick leave and a maximum of 240 hours of vacation leave can be accrued before a "use it or lose it" policy is implemented. The "use it or lose it policy" is vacation/annual leave over the maximum of 240 hours accrued will be forfeited.

Option 1 - Proposed— Vacation (Annual Leave)

Years of Service	Days per year	Hours per pay period*
0-2	10	3.08
3-5	12	3.70
6-10	14	4.31

11-14	17	5.23
15 -20	20	6.16
25	25	7.70

*hours based on 26 pay periods

Option 2 -- Vacation (Annual Leave)

We had discussions with Council members and it was discussed that On January 1 of each year, employees will receive their annual allotment of vacation and sick leave, not to exceed 25 and 13 days respectively. Employees hired after January 1 will receive their annual allotment the following year. For example, an employee hired on February 5, 2012, will receive their vacation and sick leave allotment on January 1, 2013.

Transitioning into the vacation and sick leave program: The City will review the PTO leave balances as of December 2015, of each employee. Transfer of PTO hours will go into effect July, 2016 will go into annual and sick leave banks.

HR and Payroll will work with Kronos to set up the leave accrual system and update the employee handbook with the updated leave policy to staff.

Item #5

Resolution City Partnership of “The Leader in Me”

**Presented by:
Mayor Thompson
and**

**Steve Cash
Henry County Council
for Quality Growth**

[DATE]

Mr. Rodney Bowler
Superintendent
Henry County Public School District
33 N. Zack Hinton Pkwy.
McDonough, GA 30253

Re: Intergovernmental Agreement between the City of Stockbridge and the
Henry County Public School District

Dear Mr. Bowler:

The City is in receipt of your request, through the Henry Council for Quality Growth, asking that the City partner with the Henry County Public School District to provide a leadership initiative, known as the Leader in Me, for Stockbridge residents who attend Cotton Indian Elementary School. The City supports this initiative and believes it to be in the vital public interest of the City that the next generation of leaders is cultivated within the public schools that serve the residents of the City of Stockbridge. I have been authorized to enter execute this letter which serves as intergovernmental agreement with the Henry County Public School District.

The City agrees to provide \$5,500 to the Henry County Public School District in support of the Leader in Me initiative subject to the following terms and conditions:

1. The School District agrees to provide the following services on behalf of the City:
 - Provide programmatic support for the Leader in Me in coordination with the Henry Council for Quality Growth at Cotton Indian Elementary School which serves residents of the City of Stockbridge.
2. All services provided by the School District shall be done so in a non-discriminatory manner.
3. No eligible Stockbridge students shall be turned away from the Football Program.
4. The School District shall not be entitled to reimbursement from the City for any expenses or costs associated with the program.
5. Representatives of the City shall be entitled to monitor compliance with this agreement.

If you are in agreement with these terms and conditions, please sign where indicated below.

We look forward to the success of this project. Please do not hesitate to contact me should you have any questions.

Sincerely,

Tim L. Thompson
Mayor

Approved as to Form

Michael Williams
City Attorney

Acknowledged and agreed to:

Henry County Public School District

By: _____

Date: _____

RESOLUTION NO. _____

A RESOLUTION TO AUTHORIZE INTERGOVERNMENTAL AGREEMENT WITH THE HENRY COUNTY PUBLIC SCHOOL SYSTEM RELATIVE TO THE LEADER IN ME PROGRAM

WHEREAS, the City of Stockbridge ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with being fiscally responsible concerning the use and expenditure of all public funds;

WHEREAS, under Article IX, Section III, Paragraph 1 of the Constitution of the State of Georgia, "the state, or any institution, department, or other agency thereof, and any county, municipality, school district, or other political subdivision of the state may contract for any period not exceeding 50 years with each other or with any other public agency, public corporation, or public authority for joint services, for the provision of services, or for the joint or separate use of facilities or equipment; but such contracts must deal with activities, services, or facilities which the contracting parties are authorized by law to undertake or provide;"

WHEREAS, Section 1.12(b)(41) of the City Charter, the City is vested with certain broad powers "to exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants;"

WHEREAS, Section 1.12(b) of the City Charter states that "the powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city;"

WHEREAS, the City desires to enter into an intergovernmental agreement with the Henry County Public School District in partnership with the Henry Council for Quality Growth to support a leadership initiative for students within the school district, many of whom are residents of the City of Stockbridge;

WHEREAS, it is in the vital public interest of the City that the next generation of leaders is cultivated within the public schools that serve the residents of the City of Stockbridge; and

WHEREAS, the City specifically finds that the proposed leadership initiative promotes and protects the safety, health, peace, security, good order, comfort, convenience, and general welfare of the city and its inhabitants;

THEREFORE, THE CITY COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES:

SECTION 1. Approval of Agreement. The intergovernmental agreement with the Henry County Public School District attached hereto as Exhibit A is hereby approved by the City Council.

SECTION 2. Public Record. This document shall be maintained as a public record by the City Clerk and shall be accessible to the public during all normal business hours of the City of Stockbridge.

SECTION 3. Authorization of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Resolution.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Effective Date. This resolution shall become effective immediately upon its adoption by the Mayor and City Council of the City of Stockbridge as provided in the City Charter.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

SO RESOLVED this 12th day of October, 2015.

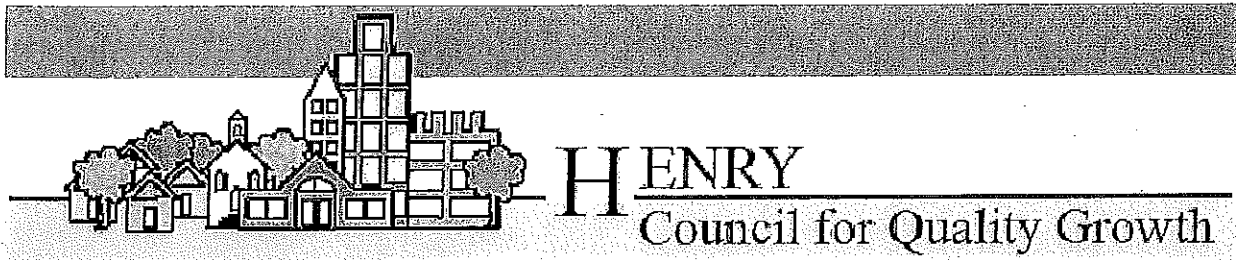
TIM THOMPSON, Mayor

ATTEST:

VANESSA HOLIDAY, City Clerk

APPROVED AS TO FORM:

MICHAEL WILLIAMS, City Attorney



City Council
City of Stockbridge
4640 North Blvd. Stockbridge, GA 30281

September 1, 2015

To Whom It May Concern,

The Henry Council for Quality Growth (HCFQG) respectfully request the opportunity to share with the Mayor and City Council Members at a public meeting its initiative to place permanently in area public schools Franklyn Covey's "The Leader in Me" (LiM) . The LiM is a process that interweaves Stephen Covey's "7 Habits of Highly Effective People" daily into student's lives in a child friendly manner.

Currently, the HCFQG is actively pursuing the necessary funds to pay in full this initiative for the school district's pilot school, Cotton Indian Elementary (CIE). Many Students attending CIE reside within the city limits of Stockbridge. It is our hope that the City will partner with the HCFQG by sponsoring 100 children @ \$55. each.

Thank you in advance for your consideration to allow the HCFQG speak on "The Leader in Me" hopefully in the near future.

Steve Cash

Executive Director
Henry Council for Quality Growth
P O Box 1377
McDonough, GA 30253

404-557-6562

info@hcfqg.com

www.hcfqg.com

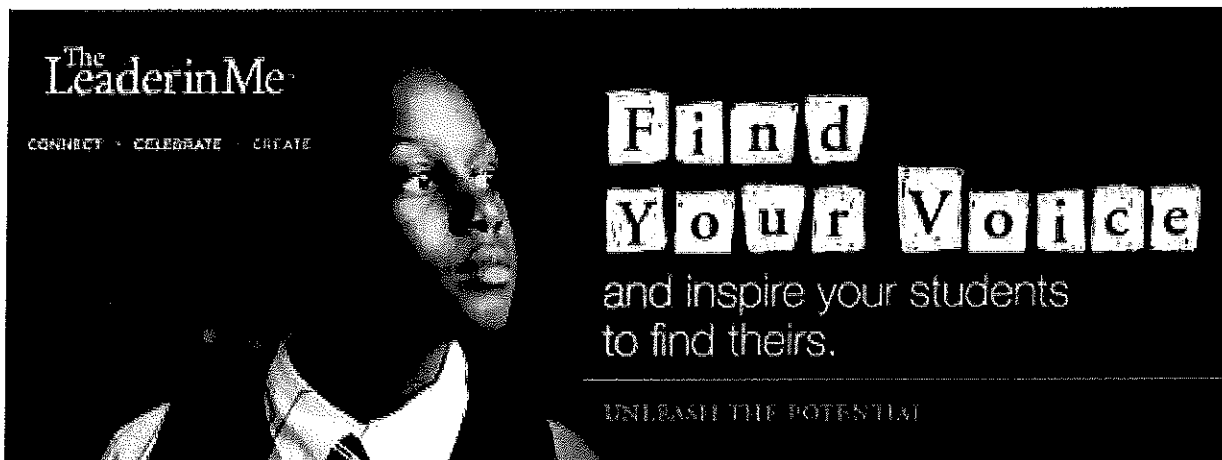
www.theleaderinme.com

The
Leader in Me™
great happens here



HCFQG announces launch of "Leader In Me" program in Henry County school

Posted on April 15, 2015



The Henry Council for Quality Growth (HCFQG) has partnered with Henry County Schools to implement a new education strategy entitled "*The Leader in Me*."

Understanding that education is the future of community, the HCFQG Education and Quality of Life Committees worked with "*The Leader in Me*" representatives, school board members along with school administrative staff to introduce this new strategy as a pilot program in a Henry County elementary school. Through these meetings, school representatives expressed excitement and anticipation that such a process could result in incredible benefits and outcomes in Henry County Elementary Schools and the district as a whole.

"This new initiative is a whole-school transformation model that

improves performance of all programs," stated HCFQG Chair Jack Bowdoin. "The *Leader in Me*" (LIM) is based on the bestselling personal development book by Franklin Covey entitled *7 Habits of Highly Effective People*. LIM produces transformation results such as higher academic achievement, reduced behavioral issues, and increased engagement among teachers and parents. Those who are currently utilizing LIM in their schools have found that "The *Leader in Me*" equips students with the self-confidence and skills they need to thrive in the 21st century culture and economy

"The LIM focuses on elementary school aged children and teaches Dr. Steven Covey's "7 Habits of Highly Effective People" in a format that appeals to younger children," said HCFQG Executive Director Steve Cash. He went on to say this strategy is embedded into the very fiber of the school. "This is not another layer of programs added to an already overburdened school day. This process is integrated into the core values of young elementary school students."

After attending LIM schools and conferences, the Council and representatives from the school system were excited by what they heard and learned. The principal of Cotton Indian Elementary School Lisa Travis is ecstatic over her school being selected for LIM. Travis stated, "It is my honor and privilege to begin this journey of becoming a *Leader In Me* school. As the leader of the CIE community, my top priority is "Inspiring Greatness, One Child at a Time". I believe that as a community, we all share the same belief; that the educational system is about developing each child's individual abilities and building their capacity to shape the future. We will strive to build leaders within our school community, inspiring our youth to become bright leaders who will shape and cultivate our future. I look forward to leading and learning alongside a well deserving community."

Cotton Indian Elementary will incorporate the initiative beginning January 2016.

"The *Leader in Me*" is in line with the HCFQG's mission and pillar approach to enhance education, quality of life and economic growth in Henry County, and believe it will grow the community's future leaders. Founded in 2001, the Henry Council for Quality

Growth is a broad based membership organization committed to helping Henry County become a better place to live, work, play and do business – both now and for years to come. The Council benefits members and the community by providing an open forum for dialog between all interested parties with the goal of achieving quality, sustainable growth for Henry County.

Cotton Indian Elementary School in Stockbridge, Georgia is home to 700 kindergarten through fifth grade students. The school has been selected by the school system to be the first to participate in the "Leader In Me" program. The cost to fund each student's track is \$45. The HCFQG through community and corporate donors has committed to fulfilling all financial obligations.

For more information about "*The Leader in Me*" process and implementation, visit www.theleaderinme.com. To learn how you or your organization can financially support the program, email info@hcfqg.com for more details.

###

RECENT NEWS

Legislative Recap sponsored by Central Georgia EMC

Be a part of something BIG!

Drive FORE Quality Growth registration open

HCFQG announces launch of "Leader In Me" program in Henry County school

Early Bird Discount for Drive Fore Growth tournament through April 15

Smart Numbers at this month's meeting

Panattoni shares about Henry County development

Drive Fore Quality Growth Announced

COME JOIN US

The Henry Council for Quality Growth holds luncheon meetings each month at Eagles Landing Country Club. Be sure to check our Events page for detailed information and to make reservations.

Office Hours are Monday-Thursday

10 a.m. to 3 p.m.

Call 770-898-9076 or 404-557-6562

info@hcfqg.com

We welcome new members!

[Click Here](#) to become an HCFQG Member.

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Steve Cash, Executive Director

HENRY COUNCIL for QUALITY GROWTH

P.O. Box 1377, McDonough, GA 30253

770-898-9076

Our Mission

To promote an environment that will encourage quality growth in Henry County and lead our community to continued economic prosperity by advocating for fair and sustainable growth and unity in government through our four pillars of economic development, education, transportation and quality of life.



Our Partners

City of Hampton
City of Locust Grove
City of McDonough
City of Stockbridge
Henry County Board of Education
Henry County Chamber of Commerce
Henry County Development Authority
Henry County Government

Search for...

Search here...

Latest News

Legislative Recap sponsored by Central Georgia EMC
Be a part of something BIG!
Drive FORE Quality Growth registration open

www.hcfqg.com - Henry Council for Quality Growth

Item #6

Ordinance Amendment of Growlers Ordinance

Presented by:

Dale Hall

Administration

and

Community Services

Director

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE STOCKBRIDGE MUNICIPAL CODE WITH RESPECT TO ANCILLARY GROWLER MALT BEVERAGE TASTING LICENSES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WITNESSETH:

THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

SECTION 1. That Section 9.04.277D of the Stockbridge Municipal Code is hereby amended by deleting said chapter in its entirety and inserting in lieu thereof the following:

"D. Growler malt beverage sampling for customers shall be limited to no more than one (1) time per day per customer. Samples shall not exceed two (2) ounces, and no customer shall consume more than eight (8) ounces samples in any two-hour period. Notwithstanding anything herein to the contrary, the holder of an ancillary growler malt beverage tasting license may sell up to two (2) twelve (12) ounce beverages per day to any customer."

SECTION 2. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Stockbridge, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 3. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 6. Repeal of Conflicting Provisions. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Stockbridge as provided in the City Charter.

SO ORDAINED this _____ day of _____, 2015.

TIM THOMPSON, Mayor

ATTEST:

(SEAL)
VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:

MICHAEL WILLIAMS, CITY ATTORNEY

Date Presented to Mayor: _____

Date Received from Mayor: _____

CURRENT ORDINANCE

ORDINANCE NO. OK 13-295

GROWLER

ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF STOCKBRIDGE, GEORGIA (STOCKBRIDGE MUNICIPAL CODE) RELATING TO ANCILLARY WINE TASTING LICENSES AND ANCILLARY GROWLER MALT BEVERAGE TASTING LICENSES; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

SECTION 1. Ordinance. That Title 9, Article II, Chapter 9.04 of the current Code of Ordinances, City of Stockbridge (Stockbridge Municipal Code) regarding alcoholic beverage license procedures be amended so as to delete the definition of "Tasting Room" in its entirety from Stockbridge Municipal Code section 9.04.020; so as to amend section 9.04.140 of the Stockbridge Municipal Code so as to read as follows; and to add new sections 9.04.280 and 9.04.290 to Article II of Chapter 9.04 of Title 9 of the Stockbridge Municipal Code to read as follows:

9.04.140- Application - Required - Fee.

- A. Every person desiring to operate within the city as a manufacturer, retail consumption dealer or retail dealer, wholesaler, or brewpub operator shall make an application therefor. Forms necessary for the application shall be furnished by the city.
- B. Each application shall be accompanied by a nonrefundable investigation fee of two hundred ten dollars (\$210.00). In addition to such investigation fee, the applicant shall pay the actual cost of fingerprinting and a criminal background investigation check to the city's designated law enforcement agency.

9.04.280 - Ancillary wine tasting license.

- (a) The holder of a wine license shall be eligible for an ancillary wine tasting license to provide samples of wine offered for sale to customers under the conditions set forth in this section.
- (b) Wine sampling shall be on limited occasions when a customer requests a sample of wine offered for sale within the premises, or in conjunction with wine education classes and sampling designed to promote wine appreciation and education.
- (c) Wine tasting for customers shall only be conducted at a wine counter area constituting no more than ten percent of the entire floor area of the premises.
- (d) Wine sampling for customers shall be limited to no more than one time per day for a period of not to exceed two consecutive hours. Samples shall not exceed two ounces, and no customer shall consume more than eight ounces in any two-hour period.
- (e) Wine bottles shall be opened only by the licensee or an employee, and samples shall only be poured by the licensee and/or an employee.
- (f) No open containers of wine shall be removed from the licensed premises.
- (g) Not more than two times per week for a period of not to exceed two consecutive hours, the holder of an ancillary wine tasting license may conduct educational classes and sampling for class participants. All conditions of sampling set forth in this section shall apply to such classes,

except for the limitation on floor areas where the classes can be conducted.

(h) Holders of ancillary wine tasting licenses shall not charge for samples or tastings, but may accept donations for a charitable organization located in the City of Stockbridge.

(i) Wine sampling and tasting is only permitted within the enclosed portion of the premises.

(j) The annual fee for an ancillary wine tasting license shall be set, and may be revised, by resolution of the City Council.

9.04.290 – Ancillary growler malt beverage tasting license.

(a) The holder of a package malt beverage license, with or without a package wine license, but in no event with a package distilled spirits license, shall be eligible for an ancillary growler malt beverage tasting license to provide samples of growler malt beverages offered for sale to customers under the conditions set forth in this section.

(b) Growler malt beverage sampling shall be on limited occasions when a customer requests a sample of a growler malt beverage offered for sale within the premises, or in conjunction with growler malt beverage education classes and sampling designed to promote growler malt beverage appreciation and education.

(c) Growler malt beverage tasting for customers shall only be conducted at a counter area constituting no more than ten percent of the entire floor area of the premises.

(d) Growler malt beverage sampling for customers shall be limited to no more than one time per day per customer. Samples shall not exceed two ounces, and no customer shall consume more than eight ounces in any two-hour period.

(e) Only the licensee or an employee shall open, handle, and serve growler malt beverages, and samples shall only be poured by the licensee and/or an employee.

(f) No open growler containers shall be removed from the licensed premises.

(g) Not more than two times per week for a period of not to exceed two consecutive hours, the holder of an ancillary growler malt beverage tasting license may conduct educational classes and sampling for class participants. All conditions of sampling set forth in this section shall apply to such classes, except for the limitation on floor areas where the classes can be conducted.

(h) Holders of ancillary growler malt beverage tasting licenses shall not charge for samples or tastings, but may accept donations for a charitable organization located in the City of Stockbridge.

(i) Growler malt beverage sampling and tasting is only permitted within the enclosed interior portion of the premises.

(j) The annual fee for an ancillary growler malt beverage tasting license shall be set, and may be revised, by resolution of the City Council.

SECTION 2. Repeal. That the existing definition of "Tasting Room" in Title 9, Article II, Chapter 9.04, section 9.04.020 be repealed from the Code of Ordinances, City of Stockbridge, Georgia (Stockbridge Municipal Code) in its entirety.

SECTION 3. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Stockbridge, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 4. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 5. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 6. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 7. Repeal of Conflicting Provision. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 8. Effective Date.

(a) Every ordinance adopted by the City Council shall be presented by the City Clerk to the Mayor within three days after its adoption.

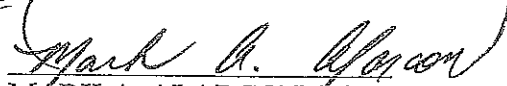
(b) The Mayor shall within ten days of the adoption of an ordinance return it to the City Clerk with or without his approval, or with his disapproval. If the ordinance has been approved by the Mayor, it shall become law upon its return to the City Clerk; if the ordinance is neither approved nor disapproved, it shall become law on the eleventh day after its adoption; if the ordinance is disapproved, the Mayor shall submit to the City Council through the City clerk a written statement of the reasons or the veto. The City Clerk shall record upon the ordinance the date of its delivery to and receipt from the Mayor.

(c) Ordinances vetoed by the Mayor shall be presented by the City Clerk to the City Council at its next meeting and should the City Council then or at its next general meeting adopt the ordinance by an affirmative vote of the entire Council, it shall become law.

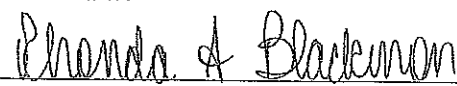
(d) The Mayor may disapprove or reduce any item or items of appropriation in any ordinance. The approved part or parts of any ordinance making appropriations shall become law, and the part or parts disapproved shall not become law unless subsequently passed by the City Council over the Mayor's veto as provided in this section. The reduced part or parts shall be presented to

the City Council as though disapproved and shall not become law unless overridden by the Council as provided in subsection (c) of this section.

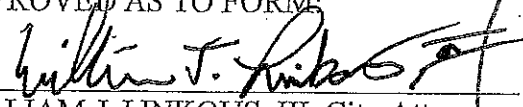
SO ORDAINED this 11 day of February, 2013.


MARK A. ALARCON, Mayor

ATTEST:


RHONDA A. BLACKMON, City Clerk (SEAL)

APPROVED AS TO FORM:


WILLIAM J. LINKOUS, III, City Attorney
6898.00001/685503v1

Item #7

**Ordinance
Reeves Creek Trail
Dog Policy
Presented by:
Michael Harris
City Manager**

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE STOCKBRIDGE MUNICIPAL CODE WITH RESPECT TO THE ALLOWANCE OF DOGS IN CERTAIN PARK AREAS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WITNESSETH:

THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

SECTION 1. That Section 7.08.010 A of the Stockbridge Municipal Code is hereby amended by deleting said section in its entirety and inserting in lieu thereof the following:

"A. Generally. The following regulations shall govern activities ("specified activities") in the parks and recreational areas, exclusive of streets, roads, and public rights of way, owned or maintained by the city:

- 1. No alcoholic beverages except during and at events officially sponsored by the city;*
- 2. No pets except as permitted in Title 7, Chapter 7.09 and Chapter 7.10 of this Code;*
- 3. No vehicles;*
- 4. No motor bikes;*
- 5. No bicycles or tricycles;*
- 6. No skateboards;*
- 7. No go carts;*
- 8. No scooters;*
- 9. No loitering in parked cars;*
- 10. No fundraising;*
- 11. No soliciting;*
- 12. No battery, electrical, or gas-powered flying objects;*
- 13. Park closed between nine-thirty (9:30) p.m. to daybreak; violators will be prosecuted;*
- 14. Vandals of city property will be prosecuted; see city code Section 11.04.020;*
- 15. Please keep park clean;*
- 16. Warning: area monitored by undercover security.*

These regulations shall not apply to individuals who receive a permit or license permitting a specified activity pursuant to other provisions of the city code."

SECTION 2. That Section 7.08.010 of the Stockbridge Municipal Code is hereby amended by adding the following new subsection D:

"D. All dog waste must be promptly removed by dog owners and properly disposed of in designated receptacles."

SECTION 3. That Title 7 of the Stockbridge Municipal Code is hereby amended by adding the following new Chapter 7.10:

"Chapter 7.10 – DOGS ON PARK TRAILS

7.10.000 - Establishment and purpose.

This chapter is being adopted for the purpose of allowing the on-leash exercise of dogs on certain trails, provided that any dog on such trails must be on a leash and under the control of an owner who is competent and knowledgeable relating to the behavior of each such dog owned.

7.10.010 - Definitions.

The following definitions shall apply to the terms used in this chapter:

"Dog owner" is defined as any person or legal entity, including, but not limited to a corporation, partnership, firm, or trust owning, possessing, harboring, keeping, or having custody or control of a dog. In the case of a dog owned by a minor, the term "dog owner" includes the parents or person in loco parentis with custody of the said minor.

"Trail" is the Reeves Creek Trail.

7.10.020 - Authorization of dogs on trail.

Subject to the conditions and requirements of this Chapter, dog owners are permitted to exercise dogs on the trail.

7.10.030 - Responsibilities of trail users.

- (a) Owners must possess documentation that their dog(s)' vaccinations are current. Current vaccination tags must be displayed on each dog's collar at all times while on the trail.*
- (b) All dogs using the trail shall be free of contagious, or infectious diseases, be parasite free both externally and internally, and have no visible wounds or injuries.*
- (c) No more than three (3) dogs per owner are allowed on the trail at any one time.*
- (d) Dogs shall not be left unattended on the trail.*
- (e) All dogs must be on a leash and wear a collar at all times while in the trail, however, spike, choke, and gentle-leader style electronic collars are not permitted within the trail.*
- (f) Owners must fill in any holes created on the trail by their dog(s).*
- (g) Owners must remove their dog(s) when they become engaged in excessive barking or are exhibiting signs of aggressive behavior.*
- (h) All dog waste must be promptly removed by dog owners and properly disposed of in designated receptacles.*
- (i) Owners must also abide by all rules posted by the city at any park. Owners are charged with the responsibility of familiarizing themselves with all posted city park rules.*

7.10.040 - Prohibitions.

To ensure the safety of all citizens, in addition to any other restrictions for city parks, the following are not permitted on the trail in connection with the exercise of dogs on the trail:

- (a) Animals other than dogs;*
- (b) Female dogs while in heat; or*
- (c) Dogs having a previous history of aggressive behavior towards other animals or humans.*

7.10.050 - Liability.

(a) Owners are responsible for and liable for all injuries and damages caused by their dogs.

(b) Use of the trail shall constitute implied consent of a dog owner to all conditions of this ordinance and shall constitute a waiver of liability to the city. As such, users of the trail agree and undertake to protect, indemnify, defend, and hold harmless the city for any injury or damage caused by or to their dog(s) during any time that said dog is on the trail.

7.10.060 - Enforcement.

(a) Any person found to be in violation of this Chapter and/or rules posted for a trail by the city is subject to removal from the facility and may be prohibited from future use of the trail, and may also have his or her dog impounded.

(b) Any person who violates any provision of this Chapter or the rules posted for the trail by the city may be subject to a fine as permitted under the City Charter."

SECTION 4. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Stockbridge, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 5. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 6. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 7. Codification and Severability.

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the

greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 8. Repeal of Conflicting Provisions. Except as otherwise provided herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 9. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Stockbridge as provided in the City Charter.

SO ORDAINED this _____ day of _____, 2015.

TIM THOMPSON, Mayor

ATTEST:

(SEAL)
VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:

MICHAEL WILLIAMS, CITY ATTORNEY

Date Presented to Mayor: _____

Date Received from Mayor: _____

Item #8

**Resolution
Creek Circle
Streambank
Restoration**
Presented by:
Kevin Walter
Public Works
Director

RESOLUTION

A RESOLUTION AUTHORIZING A CONTRACT WITH SITE ENGINEERING TO CARRY OUT THE CREEK CIRCLE STREAMBANK RESTORATION PROJECT; AUTHORIZING THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY, AS NECESSARY; REPEALING INCONSISTENT RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City; and

WHEREAS, the City finds it necessary to enter into a contract with Site Engineering for the purpose of carrying out the Creek Circle Streambank Restoration Project.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKBRIDGE, GEORGIA, AS FOLLOWS:

1. **Approval of Execution.** The City hereby approves the contract attached hereto as Exhibit A, subject to such revisions as advised by legal counsel.
2. **Documents.** The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate the amendment, subject to approval as to form by the City Attorney.
3. **Severability.** To the extent any portion of this Resolution is declared to be invalid, unenforceable or non-binding, that shall not affect the remaining portions of this Resolution.
4. **Repeal of Conflicting Provisions.** All City resolutions are hereby repealed to the extent they are inconsistent with this Resolution.
5. **Effective Date.** This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO BE IT RESOLVED this 12th day of October 2015.

TIMOTHY L. THOMPSON, Mayor

ATTEST:

VANESSA HOLIDAY, City Clerk

(SEAL)

APPROVED AS TO FORM:

MICHAEL WILLIAMS, City Attorney

EXHIBIT A

CONTRACT



Jacobs Engineering Group Inc.
10 Tenth Street, NW, Suite 1400
Atlanta, GA 30309 USA 404 978-7600

September 29, 2015

Mr. Michael Harris
City Manager
City of Stockbridge
4640 North Henry Blvd.
Stockbridge, Georgia 30281

RE: Recommendation of Award
Creek Circle Streambank Stabilization

Dear Mr. Harris:

Bids were received at the Stockbridge City Hall on September 23, 2015 for the referenced project. The City received 2 responsive bids from 2 of the prequalified bidders. The low bidder for the project is Site Engineering, Inc., 7025 Best Friend Road, Atlanta, GA 30340. A tabulation of bids is attached for your use.

Jacobs has reviewed the bid documents received from Site Engineering, Inc. and find them in order.

As a result of this investigation, we recommend Site Engineering, Inc. as the successful, responsive and responsible low bidder for the project in the Base Bid amount of \$ 210,020.00.

Travelers Casualty and Surety Company of America was the surety company for the bid bond and will most likely furnish the performance and payment bonds for this project. They are listed in the current U.S. Department of the Treasury Circular 570. They are shown as being licensed in the State of Georgia with an underwriting limitation that is greater than the bond amount. While we make no representation as to the solvency of this surety company, inclusion in this circular does indicate that they were acceptable as a surety on Federal bonds. We would like to remind you that an "officer of the government entity" is required by Georgia Law (OCGA 36-91-40 (a)(2)) to "approve as to solvency of the surety" of the Travelers Casualty and Surety Company of America. As your Engineer, we are not qualified to assure the solvency of the surety. We would recommend that your attorney is probably in the best position to suggest procedures to assure compliance with this Georgia Law.

If you have any questions, please do not hesitate to call me.

Sincerely,

JACOBS ENGINEERING GROUP INC.

Paul Purcell, P.E.
Senior Project Manager

cc: Kevin Walter



**BID TABULATION
CREEK CIRCLE STREAMBANK STABILIZATION
CITY OF STOCKBRIDGE, GEORGIA**

Georgia Development Partners 300 Galleria Pkwy, SE, Suite 310, Atlanta, Ga 30339	Site Engineering 7025 Best Friend Road, Atlanta, GA 30340
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Item No.	Description	Estimated Qty.	Unit	Unit Price	Extended Price	Unit Price	Extended Price
BASE BID							
A.	Lump Sum Work: Bidder further agrees to accept as full payment for the Lump Sum Work proposed within the Bidding Documents, based upon the undersigned's own estimate of quantities and costs and including taxes, except as provided below, and overhead and profit, the following lump sum of:				\$213,766.40		\$180,000.00
B.	Cash Allowance for Unseen Work Elements	Allowance			\$25,000.00		\$25,000.00
C.	Unit Price Work						
1.	Removal of Unsuitable Material and Replacement with:						
a.	Crushed Stone	20	CY	\$90.00	\$1,800.00	\$65.00	\$1,300.00
b.	Earth Material	20	CY	\$66.00	\$1,320.00	\$60.00	\$1,200.00
2.	Erosion and Sediment Control						
a.	Type C Silt Fence	200	LF	\$4.20	\$840.00	\$3.00	\$600.00
b.	Grassing	500	SY	\$1.20	\$600.00	\$1.00	\$500.00
c.	Rip Rap GDOT Type 3	20	SY	\$78.00	\$1,560.00	\$65.00	\$1,300.00
d.	Coir Blanket	20	SY	\$14.40	\$288.00	\$6.00	\$120.00
TOTAL BASE BID					\$245,174.40		\$210,020.00

JACOBS



JACOBS

***** BID TABULATION *****
CREEK CIRCLE STREAMBANK STABILIZATION
CITY OF STOCKBRIDGE, GEORGIA

BID: SEPTEMBER 23, 2015 11:00 P.M.

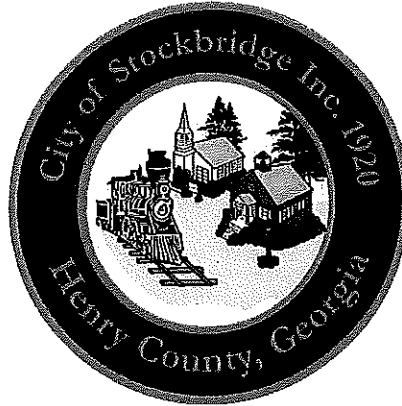
Bidder	Bid Total	Bid Bond Amount	Surety Company
Georgia Development Partners 300 Galleria Pkwy, SE, Suite 310, Atlanta, Ga 30339	\$245,174.40	5 % of Bid Amount	International Fidelity Insurance Company
Site Engineering 7025 Best Friend Road, Atlanta, GA 30340	\$210,020.00	5 % of Bid Amount	Travelers Casualty and Surety Company of America

BIDFORM

For

CITY OF STOCKBRIDGE

CREEK CIRCLE STREAM STABILIZATION



**Bid Date: September
23, 2015**

Bid Time: 11:00AM

ARTICLE 1—BID RECIPIENT

1.01 This Bid is submitted to:

City of Stockbridge

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2—BIDDER'S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 90 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3—BIDDER'S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, other related data identified in the Bidding Documents, and the following Addenda, receipt of which is hereby acknowledged:

<u>Addendum No.</u>	<u>Addendum Date</u>
_____	_____
_____	_____
_____	_____

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local, and site conditions that may affect cost, progress, and performance of the work.
- C. Bidder is familiar with and is satisfied as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has considered the information known to Bidder; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and the Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents; and (3) Bidder's safety precautions and programs.

- E. Based on the information and observations referred to in Paragraph 3.01.D above, Bidder does not consider that further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- F. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- G. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
- 1. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.

ARTICLE 4-BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
 - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
 - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - 3. "collusive practice" means as scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
 - 4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5-BASIS OF BID

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

Item A. Lump Sum Work:

The Bidder agrees to furnish all products, materials and equipment and performing all labor necessary to complete and put into operation the Creek Circle Stream Stabilization including all work shown on the Drawings and/or specified and not included in Items 2 through __ below, the amount of: _____

_____ DOLLARS (\$_____).

Part B. Cash Allowance for Contingency for Unforeseen Work Elements:

Bidder agrees that the following allowance, as further described in Measurement and Payment for additional work, will be furnished and paid for on a cash allowance basis.

Item	Description	Cash Allowance
1.	Contingency for Unforeseen Work Elements	\$25,000.00

Part C. Unit Price Work:

Bidder further proposes to accept as full payment for the Unit Price Work proposed herein the amounts computed under the provisions of the Bidding Documents and based on the following unit price amounts, it being expressly understood that the unit prices are independent of the exact quantities involved.

Bidder agrees that the unit prices represent a true measure of the labor, materials, and services required to furnish and install the items, including all overhead and profit for each type and unit of Work called for in these Bidding Documents.

Bidder acknowledges that unit prices have been computed in accordance with paragraph 11.03.B of the General Conditions.

Bidder further acknowledges that quantities are not guaranteed and final payment will be based on actual quantities determined as provided by Bidding Documents:

Item	Description	Quantity	Unit	Unit Price	Extended Total Amount
1.	Removal of Unsuitable Material and Replacement With				
a.	Crushed Stone	20	CY	\$	\$
b.	Earth Material	20	CY	\$	\$
2.	Erosion and Sediment Control				

Item	Description	Quantity	Unit	Unit Price	Extended Total Amount
a.	Type C Silt Fence	200	LF	\$	\$
b.	Grassing	500	SY	\$	\$
c.	Rip Rap, GDOT Type 3	20	SY	\$	\$
d.	Coir Blanket	20	SY	\$	\$

TOTAL UNIT PRICE AMOUNT \$ _____

Note to Bidders: Unit Price Items 1 through 2 shown above are for additional work beyond that shown in the Contract Documents to be included in the Lump Sum Work amount.

Bidder acknowledges that the amount shown is an estimated amount to be included in the Bid Total, and that final payment will be based on actual costs as determined in conformance with the Bidding Documents and as authorized by Change Order.

Bidder further acknowledges that the cash allowance includes only those costs described in accordance with paragraph 11.02.B of the General Conditions, and that all other costs associated with testing are included in the Lump Sum Bid.

TOTAL BASE BID, PART A PLUS PART B PLUS PART C, THE AMOUNT OF

WRITTEN IN FIGURES \$ _____

WRITTEN IN WORDS

_____ Dollars

and _____ Cents

Unit Prices have been computed in accordance with Paragraph 11.03.B of the General Conditions.

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

ARTICLE 6—TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete within 180 calendar days after the date when the Contract Times commence to run as provided in Paragraph 2.03 of the General Conditions, and will be completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions within 240 calendar days after the date when the Contract Times commence to run.

6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7-ATTACHMENTS TO THIS BID

7.01 The following documents are submitted with and made a condition of this Bid:

- A. Required Bid Security;**
- B. List of Proposed Subcontractors;**
- C. List of Proposed Suppliers;**
- D. List of 5 Project References;**
- E. List of all portions of the project that the Contractor will self-perform;**
- F. Evidence of authority to do business in the state of the Project; or a written covenant to obtain such license within the time for acceptance of Bids;**
- G. Contractor's License No.: */or/* Evidence of Bidder's ability to obtain a State Contractor's License and a covenant by Bidder to obtain said license within the time for acceptance of Bids;**
- H. Required Bidder Qualification Statement with Supporting Data;**
- I. Certificate of Insurance**
- J. Contractor Affidavit and Agreement**
- K. Subcontractor Affidavit**

ARTICLE 8-DEFINED TERMS

8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

Creek Circle Streambank RFP201507-02

Name	Bid
Site Engineering	\$210,020.00
Georgia Development Partners	\$245,174.40

Item #9

Resolution S. Berry Street Sidewalk – Phase II

**Presented by:
Kevin Walter
Public Works
Director**

RESOLUTION

A RESOLUTION AUTHORIZING A CONTRACT WITH CONSTRUCTION 57, INC. TO CARRY OUT THE SOUTH BERRY STREET SIDEWALK IMPROVEMENTS PROJECT; AUTHORIZING THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY, AS NECESSARY; REPEALING INCONSISTENT RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City; and

WHEREAS, the City finds it necessary to enter into a contract with Construction 57, Inc. for the purpose of carrying out the South Berry Street Sidewalk Improvements Project.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKBRIDGE, GEORGIA, AS FOLLOWS:

1. **Approval of Execution.** The City hereby approves the contract attached hereto as Exhibit A, subject to such revisions as advised by legal counsel.
2. **Documents.** The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate the amendment, subject to approval as to form by the City Attorney.
3. **Severability.** To the extent any portion of this Resolution is declared to be invalid, unenforceable or non-binding, that shall not affect the remaining portions of this Resolution.
4. **Repeal of Conflicting Provisions.** All City resolutions are hereby repealed to the extent they are inconsistent with this Resolution.
5. **Effective Date.** This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO BE IT RESOLVED this 12th day of October 2015.

TIMOTHY L. THOMPSON, Mayor

ATTEST:

VANESSA HOLIDAY, City Clerk

(SEAL)

APPROVED AS TO FORM:

MICHAEL WILLIAMS, City Attorney

EXHIBIT A

CONTRACT

FALCON DESIGN CONSULTANTS

ENGINEERING • SURVEYING • LAND PLANNING

WWW.FALCONDESIGNCONSULTANTS.COM

September 29, 2015

Mr. Michael Harris
City Manager - Stockbridge
4640 North Henry Blvd.
Stockbridge, GA 30281

RE: Recommendation of Award
South Berry Street Sidewalks – Phase II
Community Development Block Grant Funding

Dear Mr. Harris,

Bids were received at the Stockbridge City Hall for the referenced project on September 23, 2015 at 3:00 PM. The City received six responsive bids for this project. The low bidder for this project is:

Construction 57 Incorporated
3975 Embassy Way
Lilburn, GA 30047
Phone: (404) 514-8901

Falcon Design Consultants (FDC) has reviewed the corporate information submitted by Construction 57 Incorporated and is satisfied that they have the resources and experience necessary to construct this project. Construction 57 Incorporated has performed work for the City of Stockbridge on two previous projects and these completed projects met the minimum standards for the work bid. Additionally, Construction 57 Incorporated was vetted by the Henry County CDBG office and did not appear on any Federal excluded/debarred list in the searches conducted.

Due to the approximately twenty percent difference between the bids of Construction 57 Incorporated and the second place bidder, FDC met with Mr. Olusegun A. Osho, President - Construction 57 Incorporated. Mr. Osho assured FDC that he was comfortable with his company's bid and had no reservations concerning his pricing.

FDC therefore recommends award of this contract in the amount of One Hundred Thirty-Nine Thousand Four Hundred Seventy point Forty Dollars (\$139,470.40) to Construction 57 Incorporated.

Should you have any questions, please contact me.

Sincerely,



G.A. "Skip" Layton, Jr.
Director of Municipal Services

Attachments: Bid Tabulation Sheet

Bid Tabulation
City of Stockbridge - South Berry Street Sidewalks - Phase II
Community Development Block Grant Funding
September 23, 2015 - 3:00 PM

ITEM NO.	ESTIMATED QUANTITY	UNIT	DESCRIPTION	Construction 07, Inc. 3075 Embassy Way Lithia, GA 30047		Summit Construction 2420 Bessie Drive Stone Mountain, GA 30087		C&H Industrial, Inc. 1554 Airport Road Suite 215 Atlanta, GA 30341		McLurey, Inc. 2845 US Highway 19 Zebulon, GA 30256		GA Development Partners 300 Gables Parkway Suite 210 Atlanta, GA 30355		JHC Corporation 1023 Peachtree Pkwy N #309 Peachtree City, GA 30269	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	1	L.S.	Modifications and Traffic Control (Complete Including COBIS Permit Surveys)	\$ 7,500.00	\$ 7,500.00	\$ 12,750.00	\$ 12,750.00	\$ 31,750.00	\$ 31,750.00	\$ 30,000.00	\$30,000.00	\$ 42,481.60	\$42,481.60	\$ 15,000.00	\$15,000.00
2	1	L.S.	Clearing and Grubbing	\$ 4,000.00	\$ 4,000.00	\$ 7,500.00	\$ 7,500.00	\$ 3,750.00	\$ 3,750.00	\$ 10,000.00	\$10,000.00	\$ 11,210.00	\$11,210.00	\$ 15,000.00	\$15,000.00
3	30	L.F.	Type "C" 6x6 Fencing (Complete with Maintenance)	\$ 5.00	\$ 150.00	\$ 4.50	\$ 135.00	\$ 20.00	\$ 600.00	\$ 9.00	\$270.00	\$ 11.80	\$354.00	\$ 4.00	\$120.00
4	1	L.S.	Grading Concrete	\$ 28,000.00	\$ 28,000.00	\$ 49,100.00	\$ 49,100.00	\$ 7,500.00	\$ 7,500.00	\$ 29,000.00	\$29,000.00	\$ 39,785.60	\$39,785.60	\$ 178,000.00	\$178,000.00
5	5/8	L.F.	Revised Existing Asphalt Pavement	\$ 3.00	\$ 1,644.00	\$ 2.50	\$ 1,375.00	\$ 9.00	\$ 2,740.00	\$ 6.00	\$1,020.00	\$ 3.54	\$1,438.92	\$ 3.00	\$1,644.00
6	147	S.Y.	Grading Aggregate Base Course (12" Thick Including Compaction)	\$ 59.00	\$ 8,653.00	\$ 72.00	\$ 10,644.00	\$ 75.00	\$ 11,025.00	\$ 45.00	\$6,525.00	\$ 39.92	\$5,768.24	\$ 74.00	\$10,878.00
7	497	L.F.	2"x2" 3000 PSI Concrete Curb and Gutter	\$ 15.00	\$ 7,455.00	\$ 18.50	\$ 9,004.50	\$ 21.25	\$ 10,561.25	\$ 32.00	\$15,840.00	\$ 19.84	\$9,860.48	\$ 16.00	\$7,952.00
8	1,309	S.Y.	MR Existing Asphalt Pavement, 1 1/2" Depth	\$ 12.00	\$ 15,708.00	\$ 13.75	\$ 17,998.75	\$ 5.00	\$ 6,800.00	\$ 5.15	\$6,840.35	\$ 4.66	\$6,037.66	\$ 4.00	\$5,236.00
9	113	Tons	Recycled Asphalt Concrete Paving 1 1/2" Thick (Type SP-12.5 Fine Mix) Including prime and tack coats	\$ 148.00	\$ 16,724.00	\$ 148.00	\$ 16,824.00	\$ 135.00	\$ 15,225.00	\$ 189.50	\$21,415.50	\$ 121.10	\$13,683.10	\$ 110.00	\$12,430.00
10	231	S.Y.	3000 PSI Concrete Sidewalk, 4" Thick	\$ 32.00	\$ 7,584.00	\$ 34.50	\$ 11,419.50	\$ 38.50	\$ 10,963.50	\$ 37.00	\$12,747.00	\$ 43.63	\$10,078.43	\$ 36.00	\$11,556.00
11	1	EA	6000' Handicap Ramp (Complete w/ "Ramp" Detectable Warning Pads)	\$ 600.00	\$ 600.00	\$ 800.00	\$ 800.00	\$ 700.00	\$ 700.00	\$ 2,500.00	\$2,500.00	\$ 531.00	\$531.00	\$ 500.00	\$500.00
12	284	L.F.	18" RCP Storm Sewer Pipe (Complete)	\$ 30.00	\$ 8,520.00	\$ 36.00	\$ 10,224.00	\$ 60.00	\$ 17,040.00	\$ 57.20	\$16,264.80	\$ 41.30	\$11,729.20	\$ 50.00	\$14,900.00
13	5	L.F.	18" RCP Storm Sewer Pipe (Complete)	\$ 35.00	\$ 175.00	\$ 42.00	\$ 210.00	\$ 75.00	\$ 375.00	\$ 90.00	\$450.00	\$ 83.50	\$417.50	\$ 75.00	\$375.00
14	1	EA	18" GDOT Concrete Safety End Section, 41' Slope	\$ 750.00	\$ 750.00	\$ 1,200.00	\$ 1,200.00	\$ 1,000.00	\$ 1,000.00	\$ 1,750.00	\$1,750.00	\$ 1,583.00	\$1,583.00	\$ 600.00	\$600.00
15	2	EA	GDOT 1019A Drop Inlet w/ Vena Contracta (Complete)	\$ 3,600.00	\$ 7,200.00	\$ 2,750.00	\$ 5,500.00	\$ 2,750.00	\$ 5,500.00	\$ 3,000.00	\$6,000.00	\$ 3,215.00	\$6,430.00	\$ 3,000.00	\$6,000.00
16	1	EA	GDOT 1019A Junction Barrel Trap (Complete)	\$ 3,600.00	\$ 3,600.00	\$ 2,600.00	\$ 2,600.00	\$ 2,750.00	\$ 2,750.00	\$ 3,250.00	\$3,250.00	\$ 2,301.00	\$2,301.00	\$ 3,000.00	\$3,000.00
17	1	EA	Substrate and Asphalt Grading (After Water to Grade Complete)	\$ 500.00	\$ 500.00	\$ 220.00	\$ 220.00	\$ 1,100.00	\$ 1,100.00	\$ 2,200.00	\$2,200.00	\$ 655.00	\$655.00	\$ 500.00	\$500.00
18	25	L.F.	GDOT Thermoplastic Concrete Striping, 2 Feet Wide	\$ 20.00	\$ 500.00	\$ 37.50	\$ 937.50	\$ 40.00	\$ 1,000.00	\$ 55.00	\$1,375.00	\$ 23.80	\$595.00	\$ 25.00	\$625.00
19	1124	L.F.	GDOT Thermoplastic Traffic Striping, 3" Wide White Solid	\$ 1.60	\$ 1,798.40	\$ 1.60	\$ 2,022.40	\$ 19.50	\$ 21,870.00	\$ 1.60	\$1,626.00	\$ 1.42	\$1,595.28	\$ 0.70	\$786.80
20	1069	L.F.	GDOT Thermoplastic Traffic Striping, 3" Wide Yellow Solid	\$ 1.80	\$ 1,925.20	\$ 4.20	\$ 4,692.00	\$ 11.70	\$ 12,455.00	\$ 1.50	\$1,605.00	\$ 1.42	\$1,525.20	\$ 0.70	\$742.80
21	40	L.F.	GDOT Thermoplastic Strip Bar, 24" Wide White	\$ 10.00	\$ 400.00	\$ 7.50	\$ 300.00	\$ 25.00	\$ 1,000.00	\$ 15.00	\$600.00	\$ 8.44	\$337.60	\$ 6.00	\$240.00
22	51	L.F.	6x6 Rail Fencing (Complete including Removal of Existing Fencing, Install New 3 Rail Fencing, Concrete U-Post Spacing, etc.)	\$ 25.00	\$ 1,275.00	\$ 45.00	\$ 2,025.00	\$ 35.00	\$ 1,775.00	\$ 75.00	\$5,250.00	\$ 41.25	\$2,103.75	\$ 30.00	\$1,200.00
23	51	AC	Temporary Graveling of Disturbed Areas (Complete including Mulch, Fertilizer, Lime, Seed, etc.)	\$ 2,000.00	\$ 2,000.00	\$ 7,500.00	\$ 7,500.00	\$ 325.00	\$ 325.00	\$ 7,500.00	\$7,500.00	\$ 6,250.00	\$6,250.00	\$ 800.00	\$800.00
24	51	AC	Permanent Graveling of Disturbed Areas (Complete including Topsoil, Mulch, Fertilizer, Lime, Seed, and GDOT Class "B" Rip-Rap Installed)	\$ 9,000.00	\$ 9,000.00	\$ 8,750.00	\$ 8,750.00	\$ 750.00	\$ 750.00	\$ 8,700.00	\$8,700.00	\$ 11,210.00	\$11,210.00	\$ 6,000.00	\$6,000.00
25	5	Tons	Project Contingency Allowance (For Use by City Only)	\$ 55.00	\$ 275.00	\$ 70.00	\$ 350.00	\$ 125.00	\$ 625.00	\$ 120.00	\$600.00	\$ 76.70	\$383.50	\$ 100.00	\$500.00
26	1	L.S.	TOTAL	\$ 10,000.00	\$ 10,000.00	\$ 18,000.00	\$ 18,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$10,000.00	\$ 10,000.00	\$10,000.00	\$ 10,000.00	\$10,000.00
				\$ 138,415.40		\$ 172,525.20		\$ 173,614.33		\$ 193,745.35		\$ 193,745.35		\$239,167.84	

Each entry in this bid tabulation is a contract for the project on September 23, 2015 at 3:00 PM at the Stockbridge City Hall.

Handwritten signature/initials



**CITY OF STOCKBRIDGE, GEORGIA
SOUTH BERRY STREET SIDEWALKS – PHASE II
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING
BID #201508-01**

INVITATION TO BID

DATE: SEPTEMBER 13, 2015

Sealed unit price bids will be received by the City of Stockbridge, Georgia from prospective contractors for the City of Stockbridge, Georgia – South Berry Street Sidewalks – Phase II proposed sidewalk and roadway improvements. The work consists of furnishing and installing all materials, labor, tools, equipment, and related services required for a complete project. This project includes but is not limited to the required storm drainage, curbing, sidewalks, milling, paving, striping, and related appurtenances shown or referenced in the Contract Documents for the City of Stockbridge – South Berry Street Sidewalks – Phase II.

The activity is proposed to be funded or partially funded with Community Development Block Grant (CDBG) Program funds. The selected contractor must comply with federal laws including but not limited to provisions covering Equal Employment Opportunity, the Copeland Anti-Kickback Act, the Davis-Bacon Act, the Contract Work Hours and Safety Standards Act, the Rights to Inventions Made Under Contract or Agreement, the Clean Air Act, the Byrd Anti-Lobbying Amendment, Debarment and Suspension, and the Drug-Free Workplace Requirements.

Bidders may obtain the Contract Documents for this project from the City's website at: <http://www.cityofstockbridge.com/bids.aspx?id=0&catid=0>. Hard copies of the Contract Documents may also be obtained from the Issuing Office: Falcon Design Consultants at: 235 Corporate Center Drive, Suite 200, Stockbridge, Georgia 30281; Phone No.: 770-389-8666 for a non-refundable cost of \$100 per set.

A non-mandatory pre-bid conference will be held at **2:00 PM** on **Monday, September 14, 2015** at the Stockbridge City Hall Council Chambers to discuss the project. Any questions pertaining to the Contract Documents shall be in writing and are to be submitted to Falcon Design Consultants; Attention: G.A. "Skip" Layton via email at slayton@fdc-llc.com or faxed to 770-389-8656 by **5:00 PM** on **Thursday, September 17, 2015**. Contract Document Addendums addressing all questions will be posted on the City's website. Sealed Bids will be received by the City of Stockbridge at 4640 North Henry Boulevard, Stockbridge, Georgia

30281 until **3:00 PM** local time, **Wednesday, September 23, 2015**, and then publicly opened and read aloud. Only bids presented with a certification from the bidder that the bid submitted is based upon the current and complete Contract Documents will be accepted and opened.

No bid may be modified, withdrawn, or canceled for a period of sixty (60) days after the time designated for the receipt of Bids or until the Bidder is notified by the City whichever is sooner. The City reserves the right to reject any and all bids and to waive irregularities, technicalities, and formalities.

Each bid shall be accompanied by a Bid Bond in an amount of not less than five percent (5%) of the total bid amount. The Bid Bond may be in the form of a bond issued by a surety acceptable to the City or a cashier's check made payable to the City of Stockbridge, Georgia. The entire Bid Bond shall be forfeited to the City of Stockbridge, Georgia as liquidated damages if the bidder fails to execute the Contract and provide Performance and Payment Bonds within fifteen (15) days after being notified that he has been awarded the Contract.

The successful bidder will be required to furnish a contract Performance Bond and a Payment Bond, each in the sum of one hundred percent (100%) of the total amount bid and provide insurance coverage as required in the Contract Documents.

Note: For more information please refer to the Instruction to Bidders and the Contract Documents, which govern and supersede this Invitation to Bid.

Bid Tabulation
City of Stockbridge - South Berry Street Sidewalks - Phase II
Community Development Block Grant Funding
September 23, 2015 - 3:00 PM

CONFIDENTIAL 571, Inc. 2010 Bentley Drive Lithia, GA 30047			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	7,500.00
2	1	L.S.	4,500.00
3	20	L.P.	5.00
4	1	L.S.	20,000.00
5	548	L.P.	3.00
6	147	S.V.	55.00
7	497	L.P.	15.00
8	1,390	S.V.	12.00
9	113	Tons	145.00
10	351	S.V.	20.00
11	1	E.A.	650.00
12	204	L.P.	30.00
13	5	L.P.	35.00
14	1	E.A.	750.00
15	2	E.A.	3,800.00
16	1	E.A.	3,800.00
17	1	E.A.	500.00
18	25	L.P.	20.00
19	1124	L.P.	1.80
20	1050	L.P.	1.80
21	40	L.P.	10.00
22	83	L.P.	25.00
23	0.1	A.C.	2,000.00
24	0.1	A.C.	5,000.00
25	5	Tons	55.00
26	1	L.S.	10,000.00
TOTAL			139,470.00

Sumco Construction 2108 Bentley Drive Lithia, GA 30047			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	12,750.00
2	1	L.S.	7,500.00
3	20	L.P.	4.50
4	1	L.S.	45,000.00
5	548	L.P.	2.50
6	147	S.V.	27.00
7	497	L.P.	16.50
8	1,390	S.V.	13.75
9	113	Tons	140.00
10	351	S.V.	34.50
11	1	E.A.	820.00
12	204	L.P.	36.00
13	5	L.P.	42.00
14	1	E.A.	1,200.00
15	2	E.A.	2,250.00
16	1	E.A.	2,800.00
17	1	E.A.	220.00
18	25	L.P.	37.50
19	1124	L.P.	1.80
20	1050	L.P.	4.30
21	40	L.P.	7.50
22	83	L.P.	48.00
23	0.1	A.C.	7,550.00
24	0.1	A.C.	8,750.00
25	5	Tons	70.00
26	1	L.S.	10,000.00
TOTAL			172,000.00

GB Industries, Inc. 1554 Airport Road Salem, GA 30081			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	31,750.00
2	1	L.S.	3,750.00
3	20	L.P.	20.00
4	1	L.S.	7,500.00
5	548	L.P.	5.00
6	147	S.V.	75.00
7	497	L.P.	21.25
8	1,390	S.V.	5.00
9	113	Tons	105.00
10	351	S.V.	55.00
11	1	E.A.	750.00
12	204	L.P.	60.00
13	5	L.P.	75.00
14	1	E.A.	1,000.00
15	2	E.A.	2,750.00
16	1	E.A.	2,750.00
17	1	E.A.	1,100.00
18	25	L.P.	40.00
19	1124	L.P.	10.50
20	1050	L.P.	11.75
21	40	L.P.	25.00
22	83	L.P.	35.00
23	0.1	A.C.	325.00
24	0.1	A.C.	750.00
25	5	Tons	125.00
26	1	L.S.	10,000.00
TOTAL			173,513.25

Maloney, Inc. 846 US Highway 19 Zachary, GA 30093			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	30,000.00
2	1	L.S.	10,000.00
3	20	L.P.	9.00
4	1	L.S.	20,000.00
5	548	L.P.	6.00
6	147	S.V.	45.00
7	497	L.P.	32.00
8	1,390	S.V.	9.15
9	113	Tons	180.50
10	351	S.V.	37.00
11	1	E.A.	3,500.00
12	204	L.P.	57.00
13	5	L.P.	90.00
14	1	E.A.	1,750.00
15	2	E.A.	3,000.00
16	1	E.A.	3,250.00
17	1	E.A.	2,200.00
18	25	L.P.	50.00
19	1124	L.P.	1.50
20	1050	L.P.	1.50
21	40	L.P.	15.00
22	83	L.P.	25.00
23	0.1	A.C.	7,500.00
24	0.1	A.C.	8,750.00
25	5	Tons	120.00
26	1	L.S.	10,000.00
TOTAL			189,151.00

GA Development Partners 300 Peachtree Parkway Suite 310 Atlanta, GA 30328			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	42,451.20
2	1	L.S.	11,210.00
3	20	L.P.	1.90
4	1	L.S.	39,795.00
5	548	L.P.	3.51
6	147	S.V.	39.07
7	497	L.P.	19.34
8	1,390	S.V.	4.69
9	113	Tons	171.10
10	351	S.V.	40.51
11	1	E.A.	591.00
12	204	L.P.	41.32
13	5	L.P.	98.50
14	1	E.A.	1,593.00
15	2	E.A.	3,045.00
16	1	E.A.	2,567.00
17	1	E.A.	865.00
18	25	L.P.	23.80
19	1124	L.P.	1.42
20	1050	L.P.	1.42
21	40	L.P.	9.44
22	83	L.P.	44.25
23	0.1	A.C.	8,250.00
24	0.1	A.C.	9,700.00
25	5	Tons	75.70
26	1	L.S.	10,000.00
TOTAL			119,125.40

JTC Corporation 1028 Peachtree Pkwy N #339 Peachtree City, GA 30029			
ITEM NO.	QUANTITY	UNIT	PRICE
1	1	L.S.	15,000.00
2	1	L.S.	15,000.00
3	20	L.P.	4.00
4	1	L.S.	17,000.00
5	548	L.P.	3.00
6	147	S.V.	14.00
7	497	L.P.	16.00
8	1,390	S.V.	4.00
9	113	Tons	110.00
10	351	S.V.	35.00
11	1	E.A.	550.00
12	204	L.P.	50.00
13	5	L.P.	75.00
14	1	E.A.	900.00
15	2	E.A.	3,000.00
16	1	E.A.	3,000.00
17	1	E.A.	500.00
18	25	L.P.	26.00
19	1124	L.P.	0.70
20	1050	L.P.	0.70
21	40	L.P.	5.00
22	83	L.P.	30.00
23	0.1	A.C.	500.00
24	0.1	A.C.	500.00
25	5	Tons	500.00
26	1	L.S.	10,000.00
TOTAL			52,820.00

I hereby certify that this is a correct tabulation for all bids received for this project on September 23, 2015 at 3:00 PM at the Stockbridge City Hall.

Handwritten signature

Item #10

**Rezoning Request RZ-15-16-S
Rezoning request from R-3
(Single Family Residence) to
C-3 (Highway Commercial) for
the property located at 771 &
791 Davis Road, in Land Lot
71 of the 12th District. The
property consists of 1.27 +/-
acre, and the request is for a
tractor trailer operating
business.**

**Presented by: Dale Hall,
Administration and Community
Services Director**

Vanessa Holiday

From: Michael Harris
Sent: Tuesday, October 06, 2015 4:25 PM
To: Council and Mayor
Cc: Dale Hall; Vanessa Holiday; 'Mike Williams'
Subject: Davis Rd. Rezoning Item

Mayor and Council,

After the above referenced zoning case with Dale and Mike Williams, the position of the staff is that a C2 zoning would be appropriate in this area. As discussed during the last meeting, the majority of the adjacent properties are currently zoned C2. The applicants request for a Tractor Trailer storage business would not be allowable in the C2 zoning district based on Section 10.12.110 (E.) of our City code. This code section reads as follows:

- **10.12.110 - Commercial and/or heavy vehicles parked in residential, commercial, office-institutional, and/or industrial zoning districts.**

A.

Definitions. For the purpose of this section:

"Commercial vehicle" means any truck or similar motorized mechanism designed to transport individuals or goods which is powered by an engine and which is licensed by applicable governmental authorities as a commercial motor vehicle.

"Commercial zoning district" means any property located within a C-1, C-2, or C-3 zoning district as defined by Title 8, Chapter 8.36 of this code.

"Heavy vehicle" means any large vehicle, cab, trailer, truck, tractor trailer, bus or car carrier (including rollbacks and wreckers), including but not limited to school buses, in excess of nine hundred (900) cubic feet or one (1) ton capacity. Major recreational equipment is governed by the provisions of Section 3-7-97 of the Zoning Ordinance of Henry County, Georgia as adopted by the city of Stockbridge, Georgia in Title 8, Chapter 8.36 of this code.

"Industrial zoning district" means any property located within an M-1 or M-2 zoning district as defined by Title 8, Chapter 8.36 of this code.

"Office-institutional zoning district" means any property located within an O-I zoning district as defined by Title 8, Chapter 8.36 of this code.

"Operations" means the normal range of commercial and business activities, including but not limited to transporting and receiving supplies or merchandise and providing goods or services to the public.

"Parking deck" means a public or private structure or a portion thereof composed of one (1) or more levels of floors used exclusively for the parking of motor vehicles, whether public or private. A parking structure may be totally below grade (as in an underground parking garage) or either partially or totally above grade with those levels being either open or enclosed.

"Parking lot" means any dirt, paved or hard surface used to park or store motor vehicles.

"Residential zoning district" means any property located within an RA, R-1, R-2, R-3, RM-1, RM-2, RM-3, RMH, or RD zoning district as defined by Title 8, Chapter 8.36 of this code.

B.

Commercial and/or Heavy Vehicles Parked in Residential Zoning Districts.

1.

It is unlawful for any person, firm, or corporation to park a heavy vehicle, or commercial vehicle that is used for commercial purposes in interstate or intrastate commerce, on any public street, private way, or on private property within the city that is located within a residential zoning district, unless the vehicle is actually engaged in loading or unloading activity, where the driver is present and in charge thereof.

2.

It is further unlawful for any person, firm, or corporation to maintain a heavy vehicle, or commercial vehicle that is used in interstate or intrastate commerce, on property within a residential zoning district, unless the vehicle is actually engaged in loading or unloading activity, where the driver is present and in charge thereof.

3.

It is also unlawful for any person, firm, or corporation to perform any type of maintenance or repair of a heavy vehicle, or a commercial vehicle that is used in interstate or intrastate transportation, within a residential zoning district.

4.

It is further unlawful for parts of commercial or heavy vehicles and their accessories, including materials hauled by the vehicles, to be stored in a residential zoning district, on a residential lot, or serviced on a residential lot.

C.

Commercial and/or Heavy Vehicles Parked in Commercial or Office-Institutional Zoning Districts.

1.

It is unlawful for any person to permit or cause any heavy or commercial vehicle to be parked or stored in a commercial or office-institutional zoning district unless:

a.

The vehicle is actually engaged in loading or unloading activity where the driver is present and in charge thereof;

b.

The vehicle is owned or is being used by a business located on the property; or

c.

A business on the property is conducting operations and the vehicle is being used in connection with such activity.

2.

Where a heavy or commercial vehicle is parked in a parking lot located in a commercial or office-institutional zoning district pursuant to exceptions, subsections (C)(1)(a) through (C)(1)(c) of this section, such vehicle shall park only in areas designated and posted as loading zones and/or loading docks.

3.

The use of loading zones or loading docks by operators of heavy and/or commercial vehicles for sleeping or parking overnight is strictly prohibited.

4.

The provisions of subsection C of this section shall not apply to truck rental, leasing, or sale facilities operating and conducting business within the C-3 zoning district.

5.

Parking in Hotel or Motel Lots.

a.

Heavy and/or commercial vehicles may be parked in the parking lots of hotels and motels provided that the operators of said vehicles are registered guests of the hotel or motel, staying overnight and paying the full price of lodging, and provided that said vehicles are parked within the lines of a designated parking space clearly marked for trucks.

b.

Where said heavy and/or commercial vehicle is a tractor trailer, only the cab of the tractor trailer may be parked in a hotel or motel parking lot in accordance with this subsection.

c.

Any hotel or motel providing designated parking spaces for the parking of heavy and/or commercial vehicles pursuant to this subsection is prohibited from acting as a routing agent for said vehicles.

D.

Parking Decks. No heavy vehicles shall be permitted to park in any parking deck located in any zoning district within the city.

E.

Parking Commercial and/or Heavy Vehicles Overnight or for Storage Purposes. Commercial and/or heavy vehicles may be parked overnight or for storage purposes only in industrial zoning districts within the city and within the C-3 zoning district as provided by subsection (C)(4) of this section.

F.

Jurisdiction and Enforcement. The municipal court of the city of Stockbridge shall have jurisdiction to hear, try, and dispose of citations that are issued for violations of this chapter. Citations may be issued by the city or its designee. Any vehicle owner or operator who violates the terms and conditions of this section shall be guilty of a misdemeanor and punished in accordance with Section 10.12.120 of this chapter. Each day such violation exists shall be deemed a separate offense.

(Ord. 07-169 § 1, 2007; Ord. 06-164 § 2, 2006)

Staff is agreeable to granting the one variance for the front setback. This would still allow the owner to utilize this structure for an allowable C2 use.

If you should have any questions regarding this item, or wish to discuss in further detail prior to the meeting, please give me a call.

Thanks,

Michael

Michael C. Harris, City Manager

City of Stockbridge

(770) 389-7904

Fax: (770) 389-7912

mharris@cityofstockbridge-ga.gov

<http://www.cityofstockbridge-ga.gov>

Georgia has a very broad Public Records Law. All written communications prepared and maintained or received in the course of official business by the City of Stockbridge are open records available to the public and news media upon request unless otherwise exempted by law. (Ga. Statute 50-18-70).

Vanessa Holiday

From: Stacey Jordan <sjordan@co.henry.ga.us>
Sent: Tuesday, September 15, 2015 9:33 AM
To: Dale Hall; Vanessa Holiday
Cc: Daunte Gibbs; Michael Harris
Subject: Council Meeting October 12, P&Z Cases

Good Morning All,

Planning & Zoning has two cases for the October 12 City Council meeting:

- 1) Rezoning for 771 & 791 Davis Road (RZ-15-16-S), R-3 to C-3 for a tractor trailer operating business.
- 2) Variance for 771 & 791 Davis Road (VR-15-14-S); front yard setback, parking, and landscaping requirements.

The rezoning will go before the Zoning Advisory Board (ZAB) on this Thursday, September 17. The variance does not have to be heard by the ZAB.

The exhibit items are due to you tomorrow at noon. I will send you the reports and every item that I have; however, I will not have the draft minutes from the ZAB until Monday.

Please let me know if this arrangement is acceptable.

Thanks,

Stacey D. Jordan, AICP
Planner II
Henry County Planning & Zoning
140 Henry Parkway
McDonough, GA 30253
770-288-7537

Chairman Consiglio called for those wishing to speak in favor of the case. There were none.

Chairman Consiglio called for those wishing to speak in opposition of the case.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Risher made a motion to deny the application with the exception of the four (4) lots indicated by staff. Mr. Babb seconded the motion. The motion was approved with the four (4) exceptions. (7-0)

REZONING
RZ-15-15

Mr. Gibbs called the case.

Mr. Jordan presented the case.

Mr. Jordan stated that the applicant is requesting a

Chairman Consiglio called for questions from the Board for staff.

Chairman Consiglio called the applicant forward.

Chairman Consiglio called for any questions from the Board for the applicant.

Chairman Consiglio called for those wishing to speak in favor of the case. There were none.

Chairman Consiglio called for those wishing to speak in opposition of the case. There were none.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Alexander made a motion to recommend approval of the application with the conditions recommended by staff. Mr. Head seconded the motion. The motion was approved. (7-0)

REZONING
RZ-15-16-S

Mr. Gibbs called the case.

Mr. Jordan presented the case.

Mr. Jordan stated that the applicant is requesting a rezoning of 1.27+/- acres of R-3 (Single-Family Residence) zoned property 771 & 791 Davis Road for a tractor trailer operating business, for which a C-3 (or industrial) zoning is required. The Future Land Use Map (FLUM) of the Comprehensive Plan designates the subject property for Commercial land uses. The subject property is surrounded by properties zoned commercial. In order to be approved to use the existing single-family structure as an office for the tractor trailer operating business, a variance will be required from the Stockbridge City Council to reduce the minimum front yard setback.

Chairman Consiglio called for questions from the Board for staff. There were none.

Chairman Consiglio called the applicant forward.

Chairman Consiglio called for any questions from the Board for the applicant.

Chairman Consiglio called for those wishing to speak in favor of the case.

Chairman Consiglio called for those wishing to speak in opposition of the case.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Alexander made a motion to deny the rezoning application. **Mr. Head** seconded the motion. The motion failed (2-4).

Mr. Risher made a motion to approve the rezoning application. **Mr. Babb** seconded the motion. The motion was approved. (4-2)

Chairman Consiglio asked for public comments. There was none.

ADJOURNMENT

Meeting was adjourned at 11:04 pm.

Vikki Consiglio, Chairman

Daunte' Gibbs, Secretary

Adrienne Senter, Transcriber

DRAFT

City of Stockbridge

EXECUTIVE SUMMARY

CITY COUNCIL MEETING

Meeting Date:

October 12, 2015

Department Requesting Agenda Item:

Planning & Zoning

Action Type:

☒

Action requested by City Council

☐

For informational purposes only

Attachments/Exhibits for Agenda Item:

1. Executive Summary
2. Legal Ad
3. Sign Photo
4. Draft ZAB Minutes (September 17, 2015)
5. Staff Report
6. Application
7. Letter of Intent

Presenter:

Planning & Zoning Staff

Applicant:

Rod Oglesby

Case Number: RZ-15-16-S

Agenda Item:

Rod Oglesby of Stockbridge, GA requests a rezoning from R-3 (Single-Family Residence) to C-3 (Highway Commercial) for the property located at 791 & 771 Davis Road., in Land Lot 71 of the 12th District. The property consists of 1.27+/- acres, and the request is for a tractor trailer operating business.

Background:

See attached staff report.

Recommendation:

The Zoning Advisory Board will hear the request on September 17, 2015, and make a recommendation.

PUBLIC HEARINGS

PUBLIC HEARING NOTICE Stockbridge City Council

Date: Monday, October 12,
2015

Location: Stockbridge City
Hall 3640 North Henry Bou-
levard, Stockbridge, GA
30281

Public Hearing: 6:00 P.M.

REZONING

RZ-15-16-S

Rod Oglesby of Stockbridge,
GA, requests a rezoning
from R-3 (Single-Family
Residence) to C-3 (Highway
Commercial) for the property
located at 791 & 771 Davis
Road, in Land Lot 71 of the
12th District. The property
consists of 1.2747 acres
and the request is for a tra-
ctor trailer business.
City of Stockbridge

VARIANCE

VR-15-14-S

Rod Oglesby of Stockbridge,
GA, requests a variance from
development regulations for
the property located at 791 &
771 Davis Road, in Land Lot
71 of the 12th District. The
property consists of 1.2747
acres and the request is for a
tractor trailer business.
City of Stockbridge
924-279/47-9/16

REZONING VARIANCE

CITY OF STOCKBRIDGE PUBLIC HEARING

RE: Development Regs, R-3 to

DATE: October 12, 2015 **G-3**

TIME: 6:00pm

LOCATION: Stockbridge City Hall

4640 North Henry Blvd., Stockbridge, GA

FOR MORE INFO:

770-288-7526 / www.hcpz.org

ROD
770-
FOR
OGI
Realty &
770-4

09/16/2015



Rezoning Evaluation Report
Henry County Zoning Advisory Board

Henry County Planning & Zoning

RZ-15-16-S

City of Stockbridge

ZAB Member: Elton Alexander, (678) 571-2477

Report Prepared by: Stacey D. Jordan, AICP, Planner II

Applicant: Rod Oglesby, Agent (For the Buyer)
106 North Berry Street
Stockbridge, GA 30281
(770) 856-0819

Location: 771 & 791 Davis Road
Land Lot 71 of the 12th District

Request: Rezoning from R-3 (Single-Family Residence) to C-3 (Heavy Commercial)

Parcel ID(s): S02-05-010-000 & S02-05-011-000

**Proposed Use
/Purpose:** Tractor Trailer Operating Business

Current Land Use: Vacant/Single-family Residence

Future Land Use: Commercial

Sign Posted: August 28, 2015

Postcards Mailed: August 24, 2015

ZAB Meeting: September 17, 2015

Lot Size: 1.27+/- acres

Road Access: Davis Road (Minor Arterial)

Zoning History:

The subject property, made up of two (2) parcels, Parcel S02-05-010-000 and Parcel S02-05-011-000, is zoned R-3 (Single-Family Residence). Staff found a record of Parcel S02-05-011-000 being rezoned from RM-75 (Multiple-Family Residence) to C-2 (General Commercial) by the Henry County Board of Commissioners on November 21, 1982, before the subject property was annexed. Staff also found a record of Parcel S02-05-010-000 being submitted for rezoning from R-3 to C-2 as a part of a larger 5.04 acre tract which was withdrawn on October 29, 1990. The City of Stockbridge Official Zoning Map illustrates both parcels as R-3. **Table 1.0** illustrates the current zoning and land use of surrounding properties.

Table 1.0 Current Zoning and Land Uses of Adjacent Properties

	Current Zoning	Current Land Use
North & West	C-1 (Neighborhood Commercial)	Vacant
East	C-2 (General Commercial)	Shopping Center
South	C-2 (General Commercial) & C-3 (Heavy Commercial)	Retail Superstore & Gasoline Station

Source: *Henry County Zoning Map*

Executive Summary:

The applicant is requesting a rezoning of 1.27+/- acres of R-3 (Single-Family Residence) zoned property 771 & 791 Davis Road for a tractor trailer operating business, for which a C-3 (or industrial) zoning is required. The Future Land Use Map (FLUM) of the Comprehensive Plan designates the subject property for Commercial land uses. The subject property is surrounded by properties zoned commercial. In order to be approved to use the existing single-family structure as an office for the tractor trailer operating business, a variance will be required from the Stockbridge City Council to reduce the minimum front yard setback.

Development Regulations Relevant to Request:

- Section 3-7-147 R-3 Single-Family Residence District
- Section 3-7-154 C-3 Highway Commercial District
- Henry County/Cities Joint 2030 Comprehensive Plan.
- All other sections regarding site development standards and requirements

Analysis of Request (Sec. 3-7-313):

Criteria point 1: The possible effects of the change in the regulations or map on the character of the zoning district, a particular piece of property, neighborhood, area or community.

The proposed change in zoning should not have a negative effect on the character of the existing neighborhood as the adjoining properties range from C-1 to C-2 to C-3.

Criteria point 2: The relation that the proposed amendment bears to the purpose of the overall zoning scheme with due consideration given to whether or not the proposed change will help carry out the purposes of this chapter.

The proposed development meets all of the minimum development regulations of the C-3 zoning district except for the front setback requirement for the existing single-family structure. A variance will be required to convert the existing single-family structure into an office for the tractor trailer operating business. The proposed development is consistent with the overall zoning scheme of the area and with the Future Land Use Map (FLUM) designation of Commercial for the subject property. Table 2.0 lists the requirements of the C-3 zoning district.

Table 2.0 Ordinance Requirements for C-3 Zoning District

ORDINANCE REQUIREMENTS		PROPOSED	COMPLIANCE
Minimum Front Yard Setback	70 feet	<50 feet	No
Minimum Side Yard Setback	none	<20+ feet	Yes
Minimum Rear Yard Setback	20 feet	Triangle Lot	(No Rear Line)

Source: Section 3-7-154

Criteria Point 3: Consistency with land use plan.

The request to rezone the subject property for C-3 is consistent with the 2030 Land Use Plan adopted by the Stockbridge City Council on August 11, 2008, which designates the property for Commercial.

Criteria Points 4 & 5: The impact of the proposed development on infrastructure, water, sewer, adjacent thoroughfares, pedestrian and vehicular circulation and traffic volumes.

Water and Wastewater Treatment – Electronic correspondence from the City of Stockbridge dated July 28, 2015, indicates that water service is provided to the subject property. A form provided by the

Environmental Health Department dated July 30, 2015, indicates that there is no information regarding the on-site sanitary sewer system.

Streets and Sidewalks – No sidewalks currently exist at the site's frontage along Davis Road. The applicant's preliminary site plan does not depict sidewalks. Davis Road is illustrated on the Functional Road Plan as a minor arterial road. Davis Road falls under the jurisdiction of the City of Stockbridge.

The Davis Road alignment along the site's frontage will likely be affected by GDOT's proposed project for SR 42 widening (GDOT PI #322050) between SR 138 and I-675, which includes re-aligning a portion of Davis Road at its tie-in location with SR 42. Additionally, Davis Road's access to SR 42 may be restricted to right-in/right-out access depending on the proposed location of the Davis Road/SR 42 intersection in conjunction with the limits of the raised concrete median and the location of proposed median openings along SR 42. The project is currently in concept design, and GDOT will likely hold a Public Information Open House (PIOH) meeting in the winter of 2016. Right-of-way acquisition is currently scheduled for FY 2018, and Construction is scheduled to begin in FY 2019.

Criteria Point 6: The impact upon adjacent property owners should the request be granted.

Possible impacts upon adjacent property owners, should the property be developed as proposed, include an increase in tractor trailer traffic, and an increase in light and noise. Since adjacent properties are developed and vacant commercial properties which will also produce light and noise, the impact of the development of the subject property should be appropriate for a commercial area.

Criteria Point 7: Can the subject land be developed as it is currently zoned?

The subject property is developed as it is currently zoned R-3, meeting all development standards and regulations outlined in *Section 3-7-147* of the zoning code, except the required forty foot (40') front yard setback. However, the Stockbridge FLUM designates the subject property for Commercial.

Criteria Point 8: Consideration of the physical capability of the site to be developed as requested, including; topography, drainage, access, size and shape of property.

The subject property appears from the site plan to be adequate for the proposed use. Issues regarding buffering, topography, drainage, access, size and shape of the property will be addressed through the development plan review phase. A survey will be required to combine the two existing lots. A stormwater management plan will be required including a floodplain statement (FEMA and Henry County). Any outside storage and parking must meet the zoning code requirements or receive a variance. No buffer will be required.

Criteria Point 9: The merit of the requested change in zoning relative to any other guidelines and policies for development, which the zoning board and city council may use in furthering the objective of the land use plan.

Either C-3 or Industrial zoning is required to allow the proposed tractor trailer operating business. The applicant's request for C-3 is more appropriate for the area. The request, if approved would further the following policies of the Henry County/Cities Joint Comprehensive Development Plan:

LU-22: Use land efficiently to avoid the costs and problems associated with urban sprawl.

LU-29: Support appropriate residential and non-residential in-fill development and redevelopment in ways that complement surrounding areas.

ED-7: Promote and sustain stable and controlled economic growth.

Recommendation:

Staff recommends **Approval** of C-3 (Heavy Commercial) with the following conditions:

1. Pending variance from the minimum front yard setback for the existing single-family structure notwithstanding, any new structures shall meet the minimum front yard setback, whether by ordinance or by variance.
2. Any new structure shall be brick, stone, or stucco on all sides. The architectural design of all proposed building plans shall meet the approval of the Planning & Zoning Department prior to the issuance of a building permit.
3. Dumpster(s) shall be placed on a concrete pad and enclosed on three (3) sides. The enclosure shall be constructed of brick, stone, stucco or any combination thereof provided it is consistent with the primary structure, and shall not exceed eight feet (8') in height.

Attachments:

- Application
- Letter of Intent
- Site Plan
- Site Photos
- Zoning Map
- Aerial Map
- Future Land Use Map

**Henry County Planning & Zoning
Rezoning Request Application**

Name of Applicant Rod Oglesby, Agent Phone: 770 856 0819 Date: 7/29/2015
Address Applicant: 106 N Berry Street Fax: 770 447 0733 Pager/Cell # 770 856 0819
City: Stockbridge State: GA Zip: 30281 E-mail: oglep1@bellsouth.net
Name of Agent Rod Oglesby Phone: 770 856 0819 Date: 7/29/2015
Address Agent: 106 North Berry Street Fax: 770 474 0733 Pager/Cell # 770 856 0819
City: Stockbridge State: GA Zip: 30281 E-mail: oglep1@bellsouth.net

THE APPLICANT NAMED ABOVE AFFIRMS THAT THEY ARE THE OWNER OR AGENT OF THE OWNER OF THE PROPERTY DESCRIBED BELOW AND REQUESTS The property located at 791 Davis Rd has been vacant & for sale 7 years. This trucking business will be an asset to Stockbridge. All the surrounding properties are commercial & this property joins the Walmart parking lot & gas station.

Request from R-3 to C-3
(Present Zoning) (Requested Zoning)

For the Purpose of using the property for a tractor trailer operating business.
(Type of Development)

Address of Property: 791 & 771 Davis Rd Nearest intersection to the property: Hwy 42 & Davis Rd
(Street Address)

Size of Tract: 1 1/2 acre(s), Land Lot Number(s): 71 District(s): 12

Gross Density: _____ units per acre Net Density: _____ units per acre

Property Tax Parcel Number: S02 - 05 - 01 - 1000 (Required)

Edward L. Hancock
Witness' Signature

Rod Oglesby agent
Signature of Applicant/s

EDWARD L. HANCOCK
Printed Name of Witness

Rod Oglesby, Agent for Terry A. Kersey and
Printed Name of Applicant/s Michael S Kersey, Executors of the
estate of H. M. Kersey,
and Michael Chamlee

Margaret N. Wise
Notary
My Commission Expires July 24, 2016

Rod Oglesby
Signature of Agent

NOTARY STAMP:

(For Office Use Only)

Total Amount Paid \$ _____ Cash _____ Check # _____ Received by: _____ (FEES ARE NON-REFUNDABLE)

Application checked by: 11 Date: 8-4-15 Map Number(s): S02

Pre-application meeting: 11 Date: _____

Recommendation of Zoning Advisory Board: _____

BOC Decision: _____

Planning Director's Signature: _____ Date: _____

July 29, 2015

Henry County Planning & Zoning
City of Stockbridge, Georgia

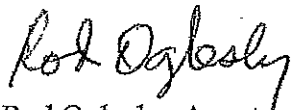
Reference: Rezoning of properties located at 791 & 771 Davis Rd, Stockbridge, GA 30281
from R-3 to C-3

Ladies and Gentlemen:

The above properties will be used as a tractor-trailer operating business and will be an asset to the Stockbridge area. The property located at 791 Davis Rd has been vacant & for sale 7 years. The property at 771 Davis Rd is a vacant lot.

All adjoining properties are zoned commercial. The WalMart gas station, which joins this property, is zoned C-3. The Henry County Future Land Use Map designates this property as commercial.

Sincerely,


Rod Oglesby, Agent

SITE DATA

CLIENT ZONING R-3
PROPOSED ZONING C-3

Setbacks:
Front—50'
Side—0, 30' CORNER
Rear—20'

Total Site Area= 1.27 AC.

OWNER/DEVELOPER

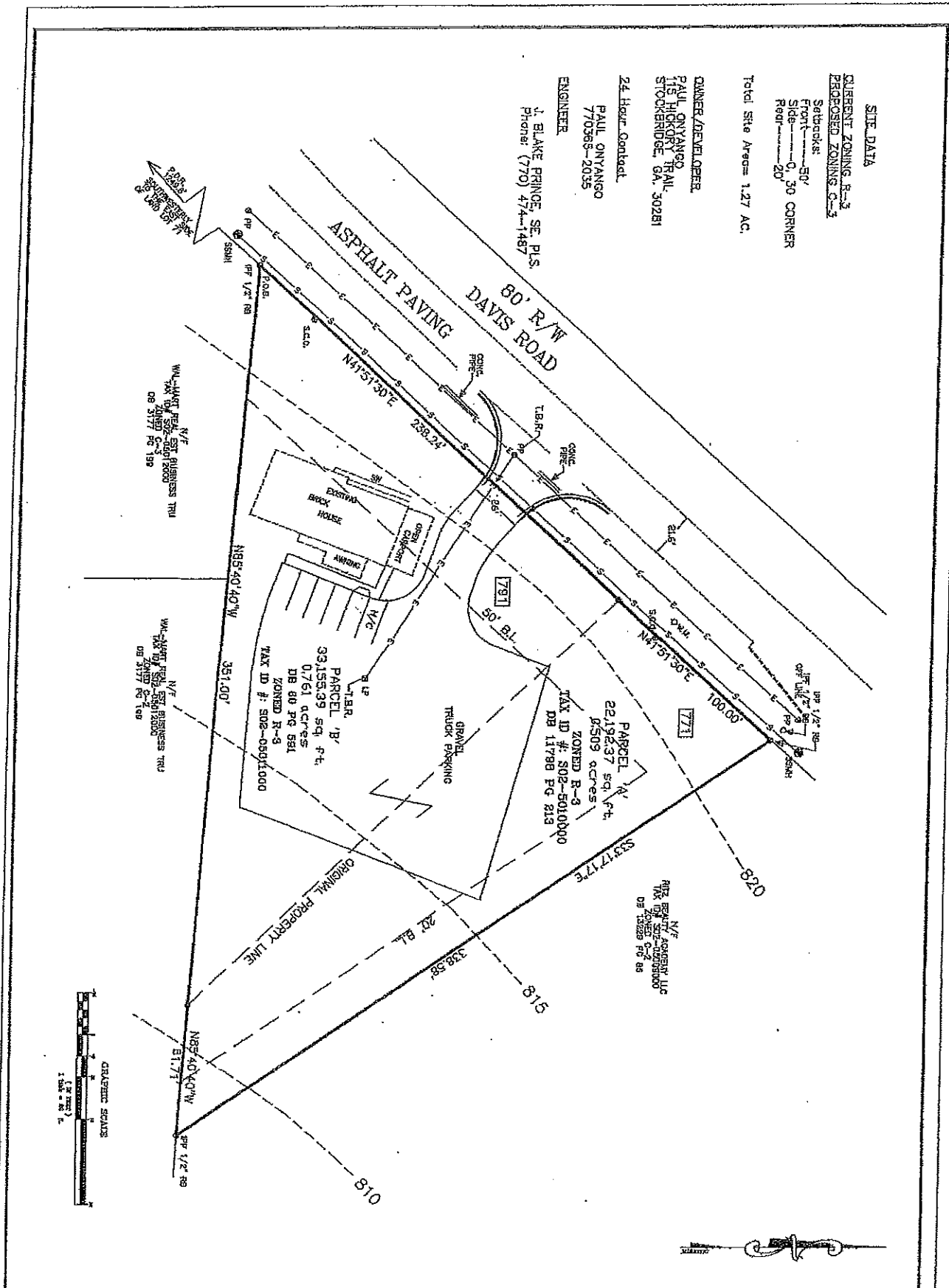
PAUL ONYANGO
115 HICKORY TRAIL
STOCKBRIDGE, GA. 30281

24 Hour Contact

PAUL ONYANGO
770365-2035

ENGINEER

J. BLAKE PRINCE, SE, PLS.
Phone: (770) 474-1487



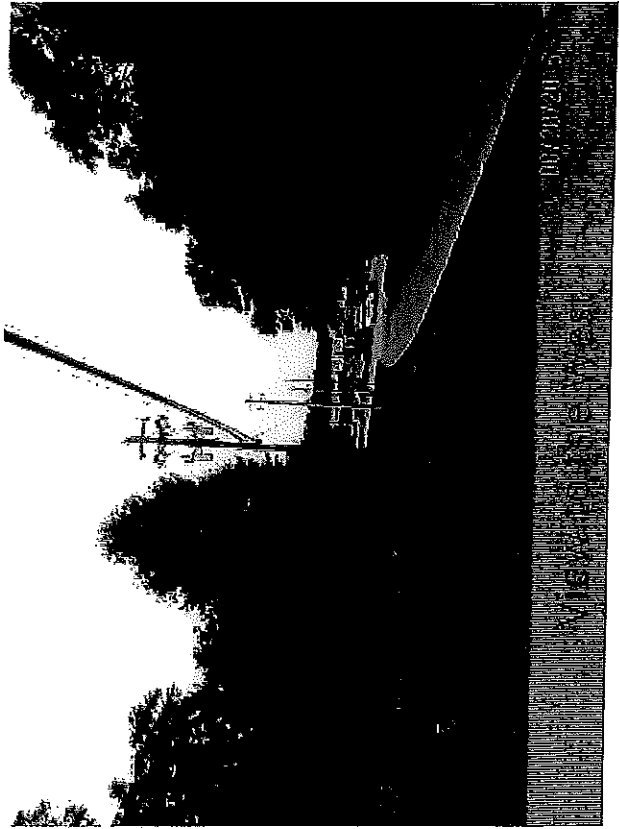
	PROJECT NAME:	STOCKBRIDGE TRUCK SPOT	DATE: 08/02/15	SHEET:	J.B. PRINCE & ASSOCIATES, INC. ~DESIGN CONSULTANTS~ PROVIDING SERVICE SINCE 1973 110 N. BERRY STREET STOCKBRIDGE, GA 30281 TELEPHONE (770) 474-1487 FAX (770) 474-7487 e-mail: HURDPRINCE@aol.com
	COUNTY:	DADE	STATE:	GA	
	DEVELOPER/OWNER:	PAUL ONYANGO 115 HICKORY TRAIL STOCKBRIDGE, GA 30281	SCALE:	1"=20'	
	DESIGNED BY:	J. BLAKE PRINCE	CHECKED BY:	J. BLAKE PRINCE	

Rod Oglesby, RZ-15-16-S, ZAB 9-17-15



08/28/2015

View to the North



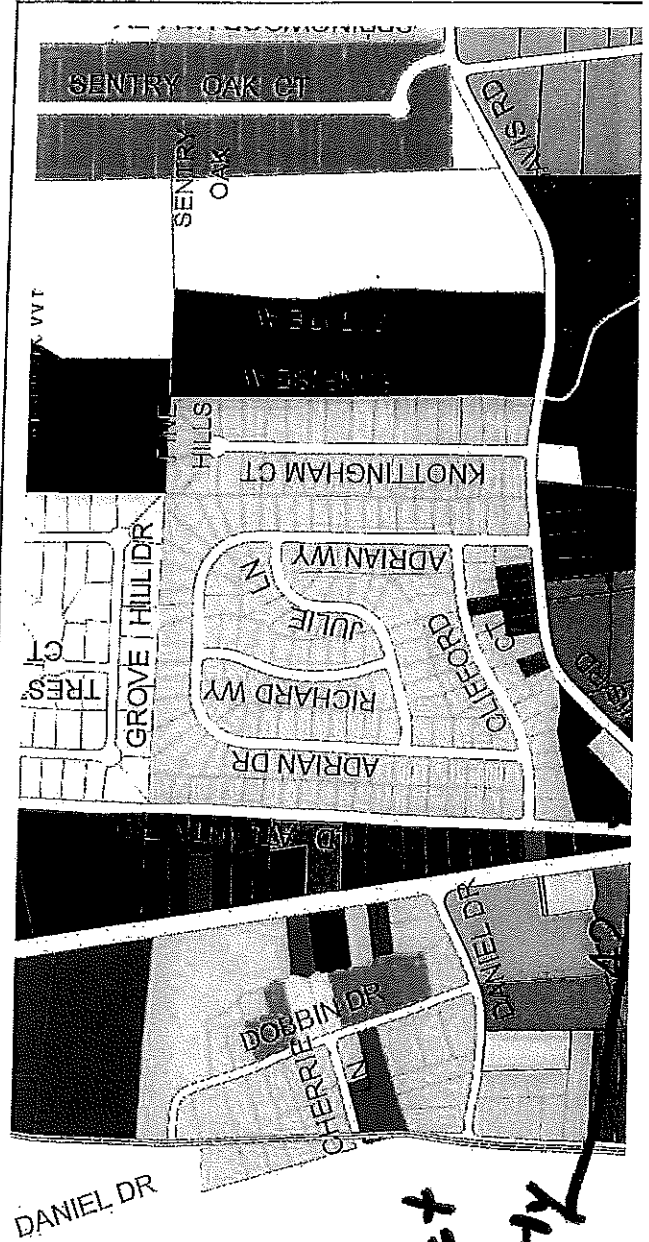
08/28/2015

View to the North



Subject Property

	C1		C2		C3		M1		M2		O1		PD		R2		R3		R3RM		RA		RD		RM		RM2		RM3		RMH		RA		MU		RS		R-1		R-2		R-3		R-4		RD		RM
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Subject
Property
 DAVIDSON PKY

Legend

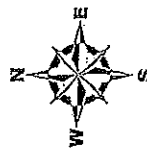
Request



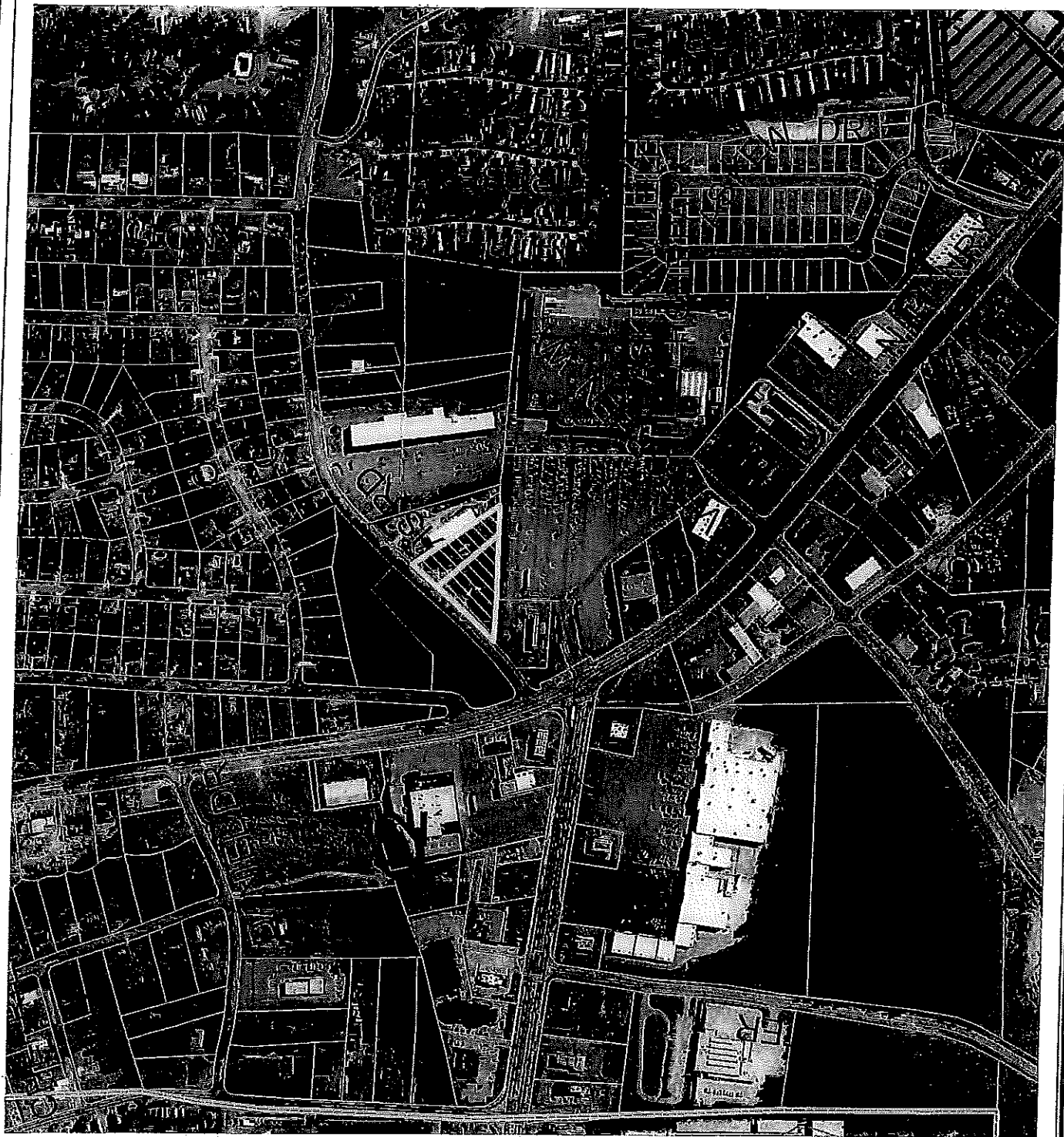
RZ-15-16-S

AERIAL MAP

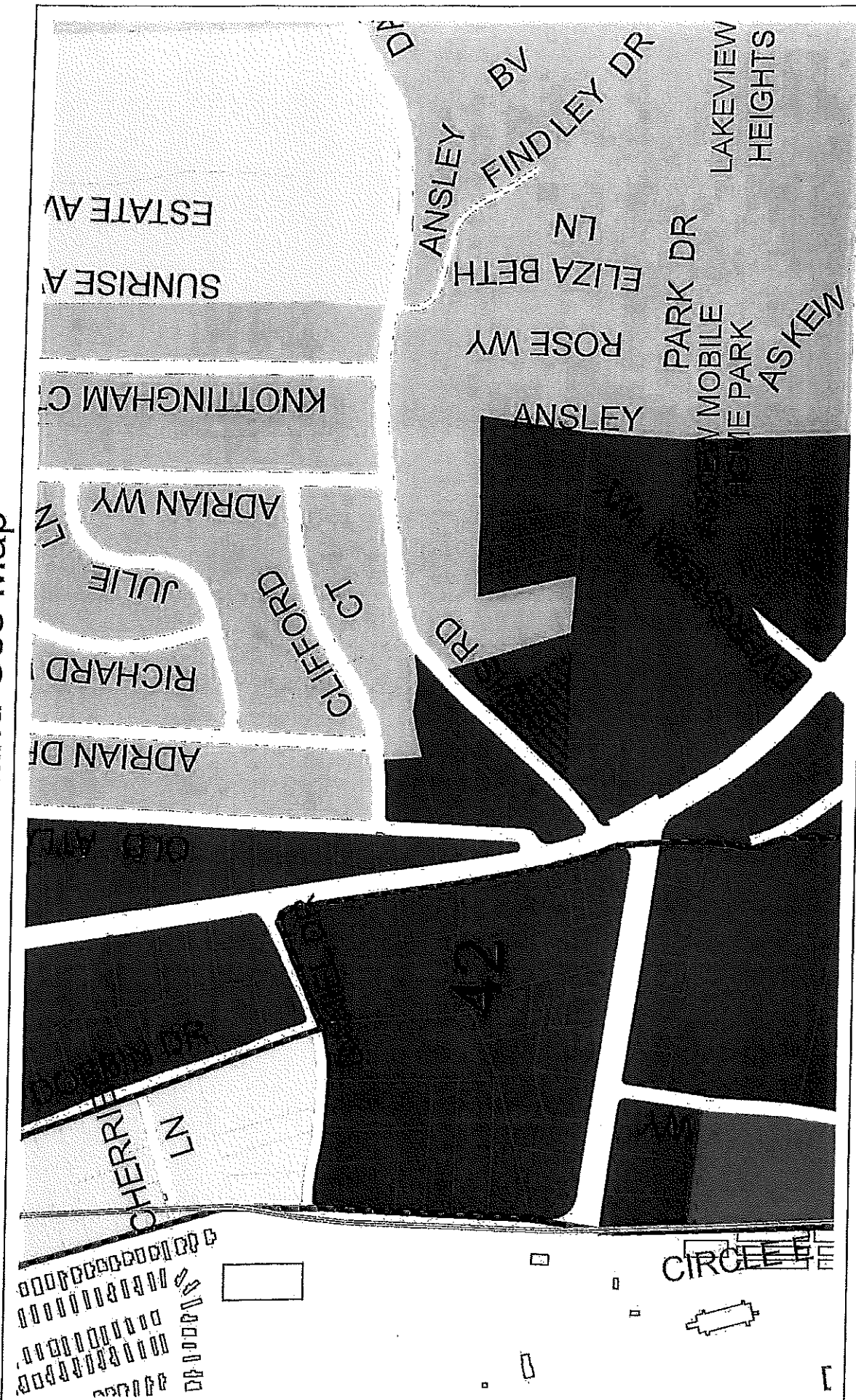
Scale: 1"= 500'



This map is for graphical representation only. It is not a legal document.



Future Land Use Map



Request

- RZ-15-16-S
- Low Density Residential
- Medium Density Residential
- Medium-High Density Residential
- Rural Residential
- High Density Residential
- Commercial
- Office Institutional
- Industrial
- Public/Institutional
- Park/Recreation/Conservation
- Transportation/Communication/Utilities

Item #11

**Variance Request VR-15-14-S Location:
771 & 791 Davis Road; Land Lot 71 of the
12th District Parcel ID: S02-05-010-000 &
S02-11-000**

Variance:

- **To reduce the front yard setback in the C-3 zoning district from 70 to 30 feet.**
- **To eliminate paved, dust-free surface requirement to allow gravel parking**
- **To eliminate landscaping requirement.**
 - **To eliminate fence requirement for outside storage.**

Proposed Use: Tractor Trailer Operating Business.

**Current Land Use: Single-family Residence
– Vacant.**

**The property consists of 1.27 +/- acres.
Presented by: Dale Hall, Administration and
Community Services Director**

STATE OF GEORGIA

CITY OF STOCKBRIDGE

ORDINANCE NO.

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP, CITY OF STOCKBRIDGE, GEORGIA, AS AMENDED; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

WHEREAS, the governing authority of the City of Stockbridge, Georgia desires to modify the zoning designation of certain property located within the City; and,

WHEREAS, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

Section 1. The property located at 771 & 791 Davis Road, in Land Lot 71 of the 12th District more particularly described in Exhibit "A," a copy of which is attached hereto and incorporated herein by reference, is hereby rezoned to C-2 (General Commercial) District (City of Stockbridge's Classification) with conditions, such rezoning to be noted on the City of Stockbridge Official Zoning Map approved by Mayor and Council as soon as reasonably possible following adoption of this Ordinance by the Zoning Administrator along with an

editorial note on the City of Stockbridge Official Zoning Map approved by Mayor and Council specifying the parcel(s) affected by this Ordinance and the date of adoption of this Ordinance. Until the rezoning is indicated on the City of Stockbridge Official Zoning Map approved by Mayor and Council, this Ordinance shall govern over the City of Stockbridge Official Zoning Map approved by Mayor and Council to the extent of any discrepancy between this Ordinance and the City of Stockbridge Official Zoning Map approved by Mayor and Council. Such rezoning shall be conditioned on the following:

1. The use of existing structure on-site shall be deemed an existing legal non-conforming structure. Should the existing structure ever be removed, demolished or destroyed, only a conforming structure may be erected on the property.

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. Penalties in effect for violations of the Zoning Ordinance of the City of Stockbridge at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

Section 6. The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

ORDAINED this _____ day of _____, 2015.

CITY OF STOCKBRIDGE, GEORGIA

Tim L. Thompson, Mayor

ATTEST:

Vanessa Holiday, City Clerk

APPROVED AS TO FORM:

Michael Williams, City Attorney

Date Presented to Mayor: _____

Date Received from Mayor: _____

EXHIBIT "A"

[Attach legal description]

Vanessa Holiday

From: Stacey Jordan <sjordan@co.henry.ga.us>
Sent: Wednesday, September 16, 2015 12:30 PM
To: Dale Hall; Vanessa Holiday
Cc: Daunte Gibbs
Subject: Council Meeting October 12, P&Z Cases
Attachments: Rod Oglesby (RZ-15-16-S), R-3 to C-3, COS 10-12-15.pdf; Rod Oglesby (VR-15-14-S), Variance, 771 & 791 Davis Rd, COS 10-12-15.pdf

Good Afternoon All,

Please find attached the exhibits for the October 12, 2015, Council meeting.

The two P&Z exhibit items are attached.

I will send you the ZAB recommendation for the rezoning on Monday. (The variance does not require a ZAB recommendation.)

Let me know if you need further information.

Thanks,

Stacey

From: Stacey Jordan
Sent: Tuesday, September 15, 2015 9:33 AM
To: 'Dale Hall'; Vanessa Holiday
Cc: Daunte Gibbs; mharris@cityofstockbridge-ga.gov
Subject: Council Meeting October 12, P&Z Cases

Good Morning All,

Planning & Zoning has two cases for the October 12 City Council meeting:

- 1) Rezoning for 771 & 791 Davis Road (RZ-15-16-S), R-3 to C-3 for a tractor trailer operating business.
- 2) Variance for 771 & 791 Davis Road (VR-15-14-S); front yard setback, parking, and landscaping requirements.

The rezoning will go before the Zoning Advisory Board (ZAB) on this Thursday, September 17. The variance does not have to be heard by the ZAB.

The exhibit items are due to you tomorrow at noon. I will send you the reports and every item that I have; however, I will not have the draft minutes from the ZAB until Monday.

Please let me know if this arrangement is acceptable.

Thanks,

Stacey D. Jordan, AICP
Planner II

Henry County Planning & Zoning
140 Henry Parkway
McDonough, GA 30253
770-288-7537

Chairman Consiglio called for those wishing to speak in favor of the case. There were none.

Chairman Consiglio called for those wishing to speak in opposition of the case.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Risher made a motion to deny the application with the exception of the four (4) lots indicated by staff. Mr. Babb seconded the motion. The motion was approved with the four (4) exceptions. (7-0)

REZONING
RZ-15-15

Mr. Gibbs called the case.

Mr. Jordan presented the case.

Mr. Jordan stated that the applicant is requesting a

Chairman Consiglio called for questions from the Board for staff.

Chairman Consiglio called the applicant forward.

Chairman Consiglio called for any questions from the Board for the applicant.

Chairman Consiglio called for those wishing to speak in favor of the case. There were none.

Chairman Consiglio called for those wishing to speak in opposition of the case. There were none.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Alexander made a motion to recommend approval of the application with the conditions recommended by staff. Mr. Head seconded the motion. The motion was approved. (7-0)

REZONING
RZ-15-16-S

Mr. Gibbs called the case.

Mr. Jordan presented the case.

Mr. Jordan stated that the applicant is requesting a rezoning of 1.27+/- acres of R-3 (Single-Family Residence) zoned property 771 & 791 Davis Road for a tractor trailer operating business, for which a C-3 (or industrial) zoning is required. The Future Land Use Map (FLUM) of the Comprehensive Plan designates the subject property for Commercial land uses. The subject property is surrounded by properties zoned commercial. In order to be approved to use the existing single-family structure as an office for the tractor trailer operating business, a variance will be required from the Stockbridge City Council to reduce the minimum front yard setback.

Chairman Consiglio called for questions from the Board for staff. There were none.

Chairman Consiglio called the applicant forward.

Chairman Consiglio called for any questions from the Board for the applicant.

Chairman Consiglio called for those wishing to speak in favor of the case.

Chairman Consiglio called for those wishing to speak in opposition of the case.

Chairman Consiglio called the applicant forward and called for any questions from the Board.

Chairman Consiglio asked staff to call the case.

Mr. Alexander made a motion to deny the rezoning application. **Mr. Head** seconded the motion. The motion failed (2-4)

Mr. Risher made a motion to approve the rezoning application. **Mr. Babb** seconded the motion. The motion was approved. (4-2)

Chairman Consiglio asked for public comment. There was none.

ADJOURNMENT

Meeting was adjourned at 11:04 pm.

Vikki Consiglio, Chairman

Daunte' Gibbs, Secretary

Adrienne Senter, Transcriber

DRAFT



HENRY COUNTY PLANNING & ZONING

Variance Evaluation Report Stockbridge City Council

VR-15-14-S

City of Stockbridge:

Advisory Board Member: Elton Alexander, (678) 571-2477

Staff Report Prepared by: Stacey Jordan, Planner II

Applicant: Rod Oglesby, Agent (For the Buyer)
106 North Berry Street
Stockbridge, GA 30281
(770) 856-0819

Location: 771 & 791 Davis Road
Land Lot 71 of the 12th District

Parcel ID: S02-05-010-000 & S02-05-011-000

Request: Variance:

- To reduce the front yard setback in the C-3 zoning district from 70 feet to 30 feet,
- To eliminate paved, dust-free surface requirement to allow gravel parking,
- To eliminate landscaping requirement,
- To eliminate fence requirement for outside storage.

**Proposed Use
/Purpose:** Tractor Trailer Operating Business

Current Land Use: Single-Family Residence, Vacant

Future Land Use: Commercial

Sign Posted: September 16, 2015

City Meeting: October 12, 2015

Lot Size: 1.27 +/- acres

Road Access: Davis Road (Minor Arterial)

Zoning History:

The subject property, made up of two (2) parcels, Parcel S02-05-010-000 and Parcel S02-05-011-000, is zoned R-3 (Single-Family Residence). Staff found a record of Parcel S02-05-011-000 being rezoned from RM-75 (Multiple-Family Residence) to C-2 (General Commercial) by the Henry County Board of Commissioners on November 21, 1982, before the subject property was annexed. Staff also found a record of Parcel S02-05-010-000 being submitted for rezoning from R-3 to C-2 as a part of a larger 5.04 acre tract which was withdrawn on October 29, 1990. The City of Stockbridge Official Zoning Map illustrates both parcels as R-3.

Table 1.0 illustrates the current zoning and land use of surrounding properties.

Table 1.0 Current Zoning and Land Uses of Adjacent Properties

Current Zoning		Current Land Use
North & West	C-1 (Neighborhood Commercial)	Vacant
East	C-2 (General Commercial)	Shopping Center
South	C-2 (General Commercial) & C-3 (Heavy Commercial)	Retail Superstore & Gasoline Station

Source: Henry County Zoning Map

Executive Summary:

Concurrent with the Applicant's request to rezoning the subject property from R-3 (Single-Family Residence) to C-3 (Heavy Commercial), the Applicant is requesting a variance from *Section 3-7-154* of the City Code to reduce the minimum front yard setback from seventy feet (70') to thirty feet (30') to allow the existing single-family house to be converted to an office. The Applicant also requests a variance from *Section 3-7-214* to eliminate the requirement for a paved, dust-free surface to allow gravel parking. The Applicant also requests a variance from *Article XI-A* to eliminate landscaping requirements. The Applicant also requests a variance from *Section 3-7-105* to eliminate the requirement for a fence screening outside storage.

Criteria for Granting a Variance per Section 3-7-273:

Criteria 1: There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, or topography that are not applicable to other lands or structures in the same district.

The subject property is comprised of two R-3 (Single-Family Residence) zoned parcels, one of which is vacant. The other is developed with a vacant single-family residence. The vacant single-family residence is proposed to be converted to an office for a tractor trailer operating business. The vacant single-family residence sits approximately thirty feet (30') from the right-of-way which is out of compliance with R-3 development standards of forty feet (40'). A variance would be required to bring the subject property into compliance even if the rezoning request for C-3 (Heavy Commercial) is denied.

Criteria 2: A literal interpretation of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties of the district.

A literal interpretation of the chapter would not deprive the Applicant of rights commonly enjoyed by other properties in the district. However, a literal interpretation of the chapter would require the vacant single-family residence to be demolished.

Criteria 3: Granting the variance requested will not confer upon the property of the applicant any special privileges that are denied to other properties of the district in which the applicant's property is located.

Granting the variances as requested would confer upon the property of the Applicant special privileges denied to other properties within the district; however, other property owners may request a variance from the Mayor and Council for the City of Stockbridge.

Criteria 4: The requested variance will be in harmony with the purpose and intent of this chapter and will not be injurious to the neighborhood or to the general public.

The requested variances are in harmony with the intent of the chapter. The intent of the chapter seems to be to allow non-conforming lots, uses, and structures to be brought into conformity through the discretion of the City Council.

Criteria 5: The special circumstances are not the result of the actions of the applicant.

The special circumstances regarding the front setback is not the result of the actions of the Applicant. The Applicant is requesting to rezone and develop the subject property for a commercial use, necessitating compliance with commercial development standards.

Criteria 6: The variance requested is the minimum variance that will make possible the legal use of the land, building or structure.

The requested front setback variance is the minimum necessary to make possible the legal use of the property. The rezoning and subsequent development of the subject property as a tractor trailer operating business is a legal use even without the requested variances.

Criteria 7: The variance is not a request to permit a use of land, buildings, or structures, which is not permitted by right in the district involved.

The variance requested is not intended to permit a use of land, buildings, or structures, which is not permitted by right in the C-3 zoning district. If approved, the variance requested will not permit a use otherwise not permitted in the C-3 zoning district.

Recommendation:

Planning staff recommends **Approval** of the request to reduce the front yard setback to thirty feet (30').

Planning staff recommends **Approval** of the request to allow gravel parking for trucks and other non-required parking. Required parking spaces including handicap spaces should meet Code requirements.

Planning staff recommends **Approval** of the request to eliminate any landscape requirements for truck parking and other non-required parking. All other landscaping for commercial development should meet Code requirements.

Planning staff recommends **Approval** of the request to eliminate the requirement for a solid fence screening the view of truck parking and other non-required parking. A fence prohibiting public entry into the truck parking and other non-required parking should be allowed to be required.

Attachments

- Site Plan/Survey
- Sign Photo
- Site Photos
- Letter of Intent
- Tax Map
- Zoning Map
- Aerial Map

CURRENT ZONING R-3
PROPOSED ZONING C-3

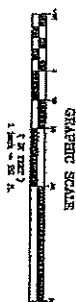
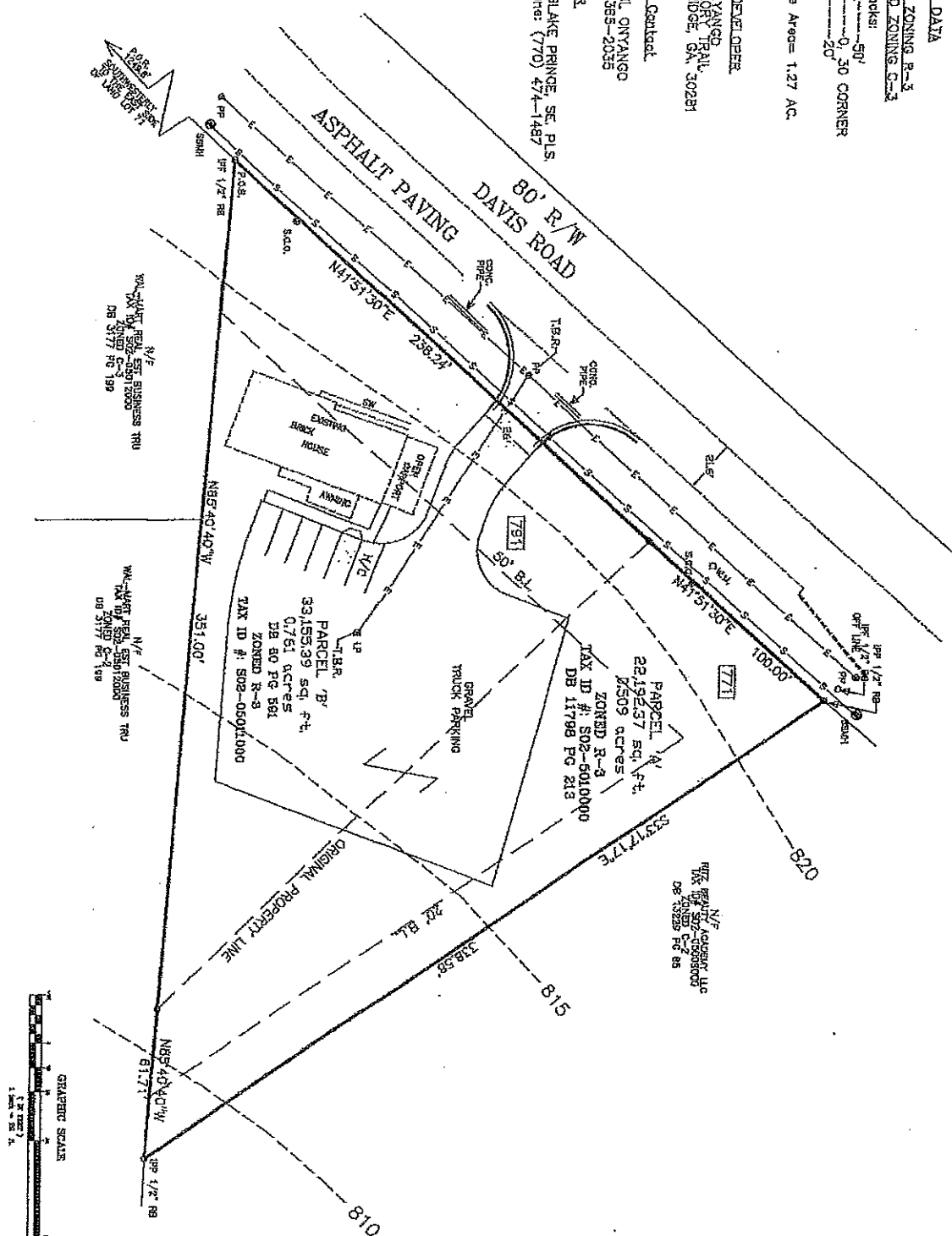
Setbacks:
Front—50'
Side—0, 30 CORNER
Rear—20'

Total Site Area= 1.27 AC.

OWNER/DEVELOPER
PAUL ONYANGD
115 HOKORY TRAIL
STOCKBRIDGE, GA. 30281

PAUL ONYANGO
770385-2035
ENGINEER.

J. BLAKE PRINCE, SE, PLS
Phone: (770) 474-1487



	PROJECT NAME:	STOCKBRIDGE TRUCK SPOT	DATE: 05/02/15	SHEET:	RE-ZONING SITE PLAN	J.B. PRINCE & ASSOCIATES, INC. ~DESIGN CONSULTANTS~ PROVIDING SERVICE SINCE 1973 110 N. BERRY STREET STOCKBRIDGE, GA 30281 TELEPHONE (770) 474-1457 FAX (770) 474-7457 e-mail: JRODPRINCE@AOL.COM
	COUNTY: HENRY	LL-71	WEST 12th	STATE: GA		
DEVELOPER/OWNER:		PAUL CHYANDU 115 ROCKFORD TRAIL STOCKBRIDGE, GA 30281				
DRAWN BY:						
CHECKED BY:						

REZONING VARIANCE

CITY OF STOCKBRIDGE PUBLIC HEARING

RE: Development Regs, R-3 to

DATE: October 12, 2015 C-3

TIME: 6:00pm

LOCATION: Stockbridge City Hall
4640 North Henry Blvd., Stockbridge, GA

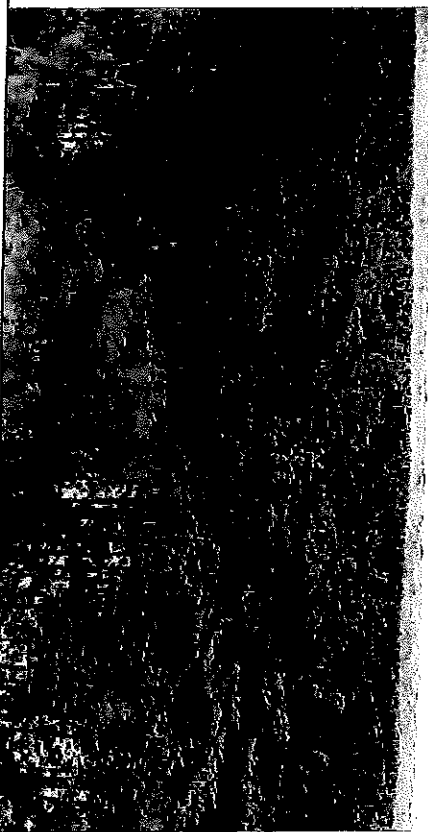
FOR MORE INFO:

770-288-7526 / www.hepz.org

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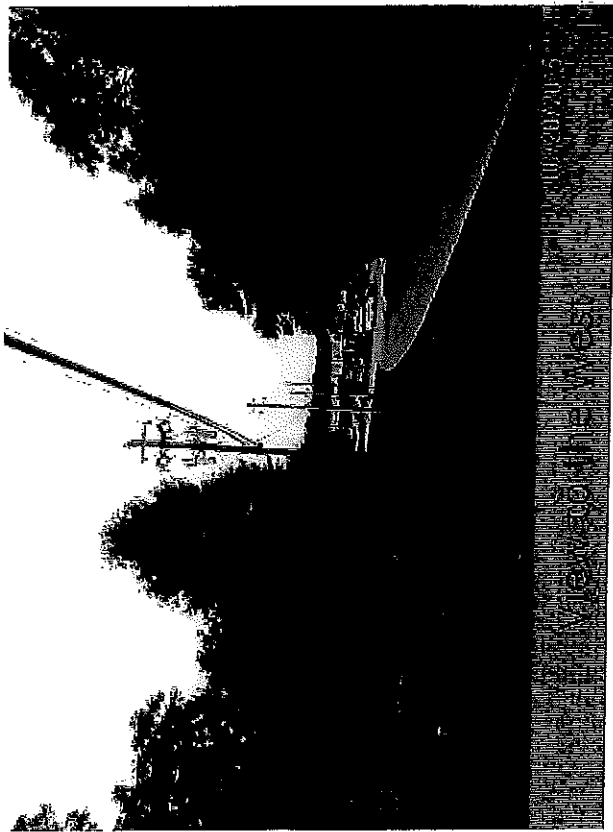
09/16/2015

Rod Oglesby, RZ-15-16-S, ZAB 9-17-15



08/28/2015

View to the North



August 19, 2015

Henry County Planning & Zoning
City of Stockbridge, Georgia

Reference: Variances for properties located at 791 & 771 Davis Rd, Stockbridge, GA 30281

Ladies and Gentlemen:

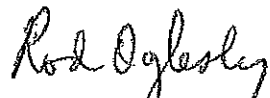
The above properties will be used as a tractor-trailer operating business and will be an asset to the Stockbridge area. The property located at 791 Davis Rd has been vacant & for sale 7 years. The property at 771 Davis Rd is a vacant lot.

All adjoining properties are zoned commercial. The WalMart gas station, which joins this property, is zoned C-3. The Henry County Future Land Use Map designates this property as commercial.

Requested Variances:

1. Use of the house as an office, a corner of which sits within 50 feet from the right of way line. This was not caused by the property owner, but by the City of Stockbridge or Henry County, whichever owns the road, because Davis Road has a wide right of way of 80 feet. This is a large right of way for a side road that is not a main street.
2. Eliminate the paved parking requirements and use gravel. This is a small trucking business that only has four tractor-trailers. There will not be much activity on the lot, since the units are on the road most of the time. There is only one employee who will be using the house/office on a daily basis.
3. Eliminate any landscaping requirements.
4. Eliminate privacy fence requirements for parking and outside storage. The property is joined on the south by the WalMart shopping parking lot. There have been trees and crepe myrtles planted along this boundary to provide privacy. On the East side Rita's Beauty Academy backs up to this property. All activity is on the front side of Rita's, away from the subject property, no one is looking toward this property. From Davis Road, let people see the property is now occupied and Stockbridge is getting rid of some its vacant properties.

Sincerely,



Rod Oglesby, Agent



Legend

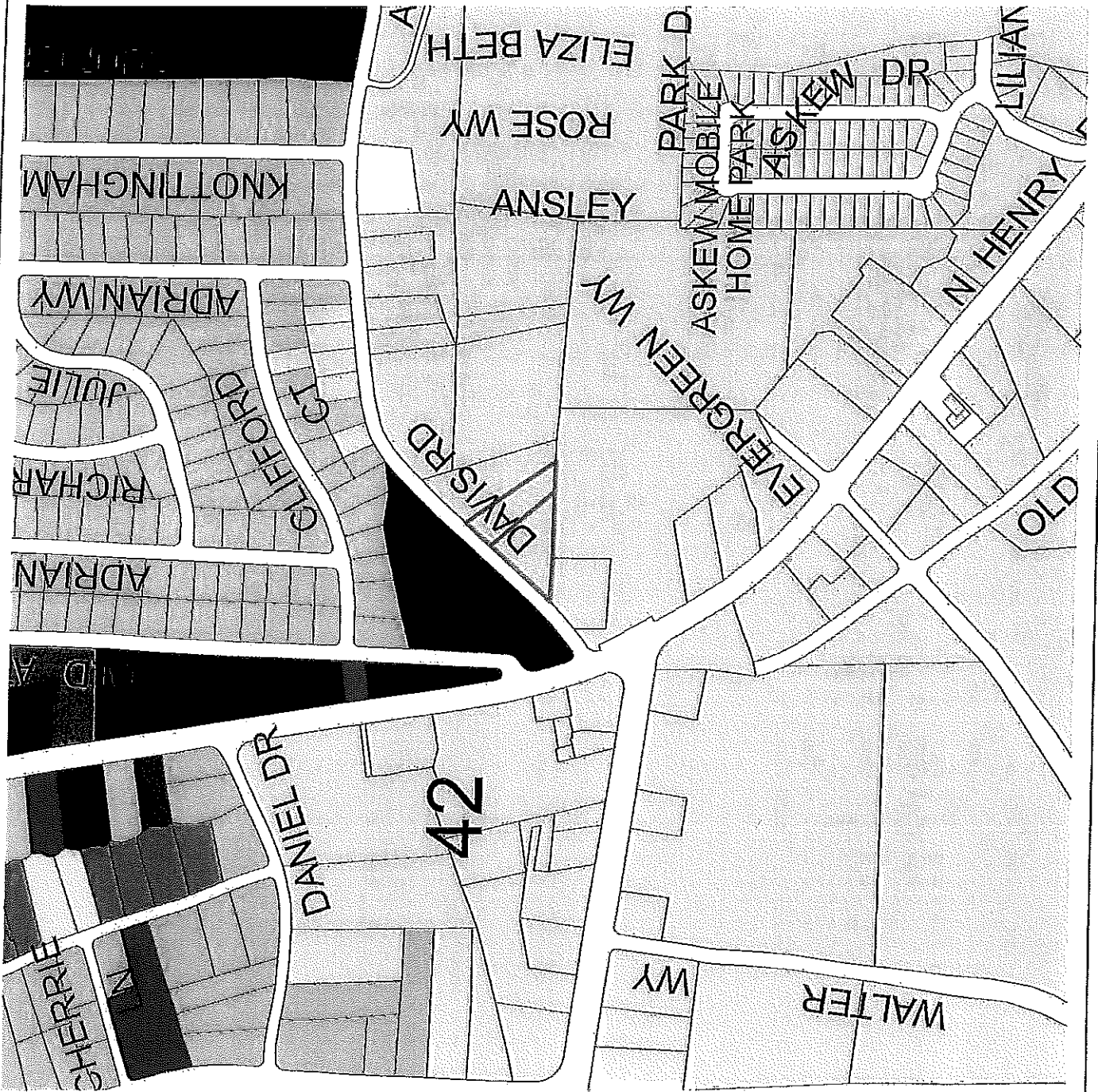
Request

	RZ-15-16-S
	RA
	R-1
	R-2
	R-3
	R-4
	RD
	RM
	RMH
	OI
	C-1
	C-2
	C-3
	M-1
	M-2
	PD
	CITY

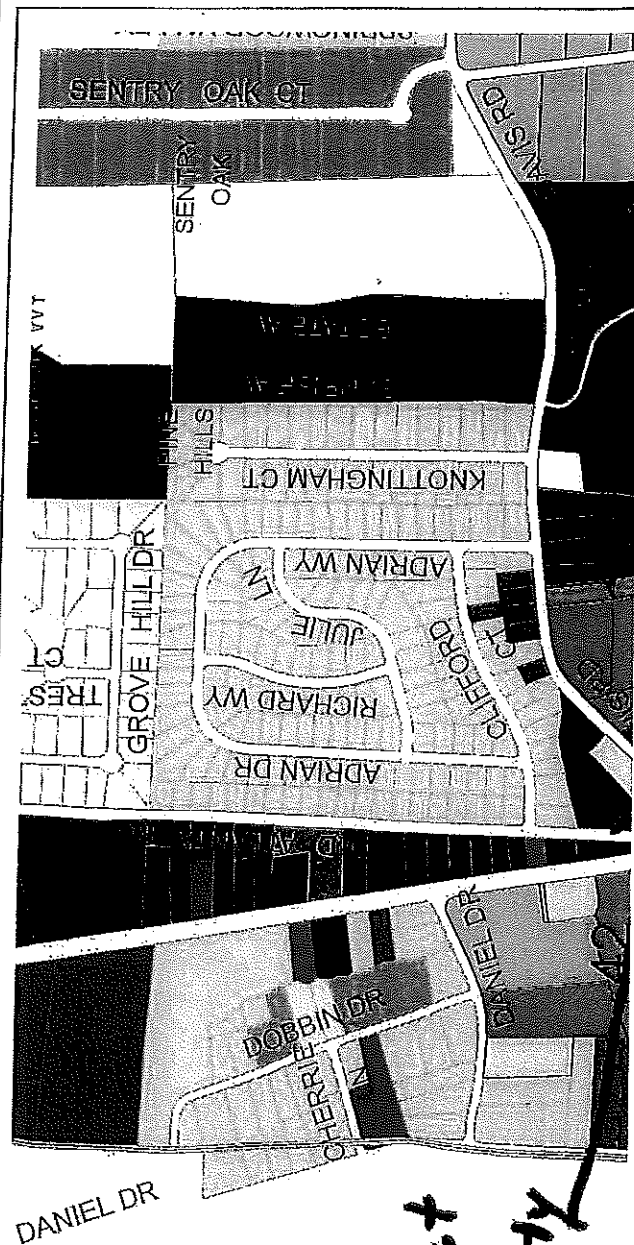
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Current Zoning Map

This map is for graphical representation only. It is not a legal document.



- | | | | | | | | | | | | | | | | | | | | | | | |
|----|----|----|----|----|----|----|----|----|------|----|----|----|-----|----|----|----|-----|-----|-----|-----|----|----|
| C1 | C2 | C3 | M1 | M2 | O1 | PD | R2 | R3 | R3RM | RA | RD | RM | RMH | RA | MU | RS | R-1 | R-2 | R-3 | R-4 | RD | DM |
|----|----|----|----|----|----|----|----|----|------|----|----|----|-----|----|----|----|-----|-----|-----|-----|----|----|



Subject
Property
 DAVIDSON PKY

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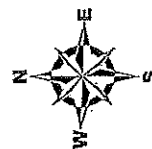
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RZ-15-16-S

AERIAL MAP

Scale: 1"= 500'



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