

CITY OF MOUNTAIN PARK
Regular Meeting of Mayor and Council
November 28, 2011
Community Building at 100 Lakeshore Drive
7:00 P.M.

CALL TO ORDER-Mayor Still called the meeting to order at 7:20 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor Jim Still, Council Members Don Carlson, John McLaughlin, and Marvin Penick, City Attorney Brandon Bowen, and Clerk/Administrator Karen Segars.

Not Present: Council Members Bob Douds and Scott Hegg

DISPOSTION OF ABSENCES-Douds from 9/24-Deferred

FINANCIAL REPORT-Presented by Segars

Ending Bank Balances as of 10/31 are:

General Fund \$139,377.05

Enterprise Fund \$356,244.82

Court \$ 5,384.30

Lake Restoration Fund \$204,106.00

SPLOST \$ 7,422.27

EECBG \$ 27,283.26

TOTAL \$739,817.70

Performance for the month of October:

Revenues General Fund: \$ 43,727.10

Expenses General Fund: \$ 20,775.13

Net Income: \$ 20,951.97

Revenues Enterprise Fund \$ 19,515.82

Expenses Enterprise Fund \$ 21,253.24

Net Deficit Income \$ (1,737.42)

APPROVAL OF MEETING MINUTES

McLaughlin moved to waive the reading and adopt the minutes from October 24, 2011. 2nd by Carlson. Approved 3-0-0.

ADOPT MEETING AGENDA

McLaughlin moved to adopt the agenda as presented. 2nd by Carlson. Approved 3-0-0.

MAYOR'S REPORT

Still announced the upcoming North Fulton Municipal Association for December 8 at 7:30 a.m., hosted by the City, as well as the green ribbon cutting for City Hall to follow at 9:30 a.m.

He also reminded everyone of work session to be held on Monday, December 19 and Regular Council on Wednesday, December 21 due to the holidays.

UNFINISHED BUSINESS

1. Manufactured Housing Ordinance, 2nd reader, #310-11

McLaughlin moved to waive the reading and adopt the ordinance prohibiting manufactured/mobile homes, motion attached. 2nd by Penick. Approved 3-0-0.

NEW BUSINESS

1. Ordinance Changing Fiscal Year-1st reader, #311-11

Carlson moved to waive the reading and adopt the ordinance changing the fiscal year to July 1 through June 30. 2nd by McLaughlin. Approved 3-0-0.

2. Ordinance Providing Guidance for Minor Land Disturbing Activity in Buffer, 1st reader, #312-11

McLaughlin moved to waive the reading and adopt the ordinance setting the same buffer guidelines in the city's first 25' undisturbed buffer as the guidelines set forth in the state buffer, motion attached. 2nd by Carlson. Approved 3-0-0.

3. Approval of BigLeaf Arbor Invoice for \$400

Penick moved to approve. 2nd by Carlson. Approved 3-0-0.

4. Approval of Discount Tire Invoice for \$495.42 less \$100 rebate

Penick moved to approve. 2nd by Carlson. Approved 3-0-0.

5. Approval of Cherokee County Invoice for \$3,079 for Election

Carlson moved to approve. 2nd by McLaughlin. Approved 3-0-0.

6. Water Increase Effective January 2012 Usage (February billing)

Carlson moved to increase the water rate by \$.25 per 1,000 gallons, effective January. 2nd by McLaughlin. Approved 3-0-0.

7. Poolside Change Order in the Amount of \$1,655

Penick moved to approve. 2nd by Carlson. Approved 3-0-0.

8. Letter from DCA, Comprehensive Plan, Qualified Local Government Status

McLaughlin stated the Department of Community Affairs had granted qualified local government status based on the approved submittal of the comprehensive plan. McLaughlin thanked Marvin Penick, Rex Kizzort, Lynn Pierson and Jeffery Johnson for their work on the comprehensive plan.

9. Variance-153 Juniper Street

Based on a public hearing held on November 14 and BZP and CRAB recommendation, McLaughlin moved to grant the side setback variance with the following conditions: a) There will be no grading other than hand dug footings. No grading equipment is allowed on the site, b) The deck cannot project into the side setback more than 8' horizontally, c) The deck may never be enclosed nor a roof built above it, d) The area around the deck will be planted with native plants and mulched.

Prior to issuing a permit a list of the native plants, a general landscape plan and a description of the planting plan must be provided and approved by the CRAB committee. The final installation must be inspected and approved by the Code Enforcement Officer prior to a Certificate of Completion being issued. 2nd by Carlson. Approved 3-0-0.

With regard to the stream buffer variance, based on a public hearing held on November 14 and BZP and CRAB recommendation, McLaughlin moved to grant the variance with the following conditions: a) The CRAB and the BZP committees acknowledge the beneficial functions of stream buffers and recommend the intrusion into the buffer should be mitigated as follows. An area of at least 400 square feet, outside the 50' buffer, will be permanently designated as undisturbed stream buffer to mitigate the affected buffer area. This area will be planted with native plants and mulched. All work will be done by hand. This 400' area can be on either side or the rear of the house. Prior to a Permit being issued the applicant must provide a site plan clearly showing the location of the newly designated undisturbed buffer area, a list of the native plants to be installed, a basic landscape plan and a description of the installation, including number of plants and mulch type and a description of how the plan will be maintained in the first 12 months. Prior to issuing a permit the plan must be approved by CRAB. In addition to the mitigated area all remaining areas of the project site affected by the project will be planted and mulched. The final installation must be inspected and approved by the Code Enforcement Officer prior to a Certificate of Completion being issued. Upon approval and completion this site plan will be filed at City Hall. The site will be inspected by the Code Enforcement Officer 12 months after the issuance of the CC to assure site stability, b) A revised site plan will be submitted showing the reduction in deck area at the Southwest corner of the deck. No more than 100 square feet of footprint of the elevated deck may extend into or over the 50' undisturbed stream buffer, c) The deck

cannot project into the buffer more than 8' horizontally, d) There will be no grading or site work done other than 5 or 6 hand dug footings. No grading equipment is allowed on the site. All work will be done by hand, e) The upper deck may never be enclosed nor a roof built above it, and f) No steps may be built outside the perimeter of the deck shown on the site plan. 2nd by Carlson. Claire Johnson stated her concern raised in earlier meetings was regarding the plan review process. Approved 3-0-0.

AUDIENCE

Julian Powell stated city hall was now online with Cobb EMC in generating solar power. Claire Johnson stated the Tibetan Monks would be at the fishing bridge on Sunday at 3 p.m.

Still asked about the status of the monitoring station and the hiking trail. Ms. Johnson stated the work on the hiking trail was not in this years budget so it would be spring of next year. Segars stated the equipment for the monitoring station had been ordered.

Hope Mays congratulated incoming council members and thanked those leaving office for their service to the community.

ADJOURN

There being no further business, McLaughlin moved to adjourn. 2nd by Carlson. Approved 3-0-0. 7:53 p.m.

Jim Still, Jr., Mayor

Karen Segars, Clerk/Administrator