

FEBRUARY 25, 2014

REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF  
ALBANY, GEORGIA  
GOVT. CENTER – RM 100

downtown area; there is no policy in place at this time. In reply to Commission Postell regarding parking, Mr. Taylor advised that since the downtown area is a defined area, parking spaces cannot be used and currently mobile vendors cannot park within 300' of existing restaurants. Commissioner Postell questioned how the Health Department will handle mobile vendors. Mr. Taylor stated that they have to get an OTC and meet health department standards. Discussion followed with Commission Postell suggesting that there should be a specified number and/or limit. Regarding tattoo parlors, Commissioner Postell suggested that they should be regulated to a specific area and not all over downtown. Additional discussion followed with Mr. Davis opining that it [tattoo parlors] can be prohibitive as long as it pertains to the public health, safety and welfare of the city. Mr. Taylor stated that the author of the ordinance is not present tonight to answer questions. Commissioner Postell suggested that tattoo parlors not are inclusive and asked to limit the number on these as well.

Commissioner Langstaff stated that this is similar to pawn shops with some cities restricting these in certain areas and suggested adopting the ordinance without the tattoo parlors and then direct staff to research and bring back additional information.

Mayor Hubbard stated that her concern pertains to the effect mobile vending will have on littering. Mr. Taylor explained that these cannot be restricted based on littering as trash cans are all over town and mobile vending will not contribute any more to trash than other restaurants.

Commissioner Fletcher commented that food trucks are very popular now and suggested stipulations on the look of the trucks. Regarding Health Department requirements/standards, she advised that they are tough on vending trucks.

Commissioner Marietta agreed that mobile vending will improve the culture of the city as discussed (at the retreat).

There was no one present desiring to speak in support of or opposition to this matter. Mayor Hubbard closed the public hearing portion of the meeting.

#### REPORT OF COMMITTEE OF THE WHOLE

Following the recommendation of the Committee of the Whole, Commissioner Postell moved to approve the following Alcohol License Application, seconded by Commissioner Marietta; the motion carried 6-1 with Mayor Pro Tem Howard voting no.

1. Downtown Eatery & More, 701 N. Jefferson St. J. Trivedi/Agent; Beer/wine package (WARD 2)

Following the recommendation of the Committee of the Whole, Commissioner Langstaff moved to approve the following Alcohol License Application, seconded by Commissioner Postell; the motion carried 6-1 with Mayor Pro Tem Howard voting no.

2. Viet Pho – 717 N. Westover Blvd., #A&B, TD Nguyen/Agent; Beer/wine consumption (WARD 5)

Following the recommendation of the Committee of the Whole, Commissioner Postell moved to approve the following One Day Alcohol License Application, seconded by Commissioner Langstaff; the motion carried 6-1 with Mayor Pro Tem Howard voting no.

1. Darton State College Foundation, L. Malinowski/Agent; Annual Gala Fundraiser, Darton College, 2400 Gillionville Rd., May 15, 2014; 5:00 – 11:59 pm

Commissioner Marietta moved to approve the following special approval application, seconded by Commissioner Postell; the motion unanimously carried.

1. Special Approval Case # 14-008 – Rhema International Ministries/Owner; Scott T. Sanders/Applicant; request to allow for construction of an administrative building for an existing religious institution in the R-2 District at property located at 1715 W. Oakridge Dr. WARD 4

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A RESOLUTION NO. 14-R110

Accepting Quit Claim Deed from Dougherty County; Authorizing Quit Claim Deed in favor of Benjamin N. Murray re: Correcting Metes and Bounds Description

Following the recommendation of the Committee of the Whole, Commissioner Postell moved to adopt the following resolution, seconded by Commissioner Marietta; the motion unanimously carried.

A RESOLUTION NO. 14-R111

Approving Sewer and Drainage Easement from Pointe North LTD re: Development on Pointe North Blvd.

Following the recommendation of the Committee of the Whole, Commissioner Postell moved to adopt the following resolution, seconded by Commissioner Marietta, the motion unanimously carried.

A RESOLUTION NO. 14-R112

Approving settlement of any and all claims of Southern Community Newspapers, Inc., and the *Albany Herald*

OTHER BUSINESS

Commissioner Langstaff moved to increase the City Manager's pay by \$15,000 and to add ten vacation days effective the first pay period in February, 2014, seconded by Commissioner Postell; the motion unanimously carried.

Commissioner Postell commented on the recent City auction and moved to adopt the following resolutions, seconded by Commissioner Howard.

A RESOLUTION NO. 14-R113

Declaring 30+/- acres on Lockett Station Road to be Surplus Property; accepting the bid of Clarence Pippin in the amount of \$91,000

A RESOLUTION NO. 14-R114

Declaring 14+/- acres at 501 Westover Road to be Surplus property; accepting the bid of Sam Shugart in the amount of \$90,000

A RESOLUTION NO. 14-R115

Declaring 704 Radium Springs Road to be Surplus Property; accepting the bid of Winfred Dukes in the amount of \$205,000

A RESOLUTION NO. 14-R116

Declaring 2201 & 2223 Dawson Road to be Surplus Property; accepting the bid of Michael Harris in the amount of \$180,000

Commissioner Marietta offered a substitute motion to approve three properties, with the exception of Lockett Station Road, seconded by Commissioner Langstaff.

Detailed discussion followed with Commissioner Langstaff disclosing that he has a nephew who runs on the cross country track located in the Lockett Station Road area. He stated his reasons for asking that this item be removed as follows: This is a 5K cross country run that all Albany high schools use. He read from articles in the Albany Herald pertaining to the team of cross country runners and stated that the Dougherty County School System has been using this course since 2002, suggesting that permission was granted by the city manager during that time. He