

**OFFICIAL MINUTES
COMMISSION OF THE CITY OF BRUNSWICK, GEORGIA
REGULAR MEETING**

8:30 A.M., FEBRUARY 1, 1989

PRESENT: His Honor Mayor Paul Warwick, Jr., and Commissioners Thomas P. Williams, Homer L. Wilson and Ken Tollison.

ABSENT: Commissioner James A. Stephens.

INVOCATION

The invocation was given by Commissioner Homer L. Wilson.

APPROVAL OF MINUTES

Commissioner Williams moved that the minutes of January 18, and Called meeting of January 25, 1989, be approved. Motion was seconded by Commissioner Wilson and was unanimously carried. Commissioner Tollison stated that minutes of Called meeting of January 25 paragraph on Landfill user fees be changed to the City and County should discuss potential contractor fees for the City of Brunswick for use of the Cate Street landfill.

ALCOHOLIC BEVERAGE LICENSE

Petition received from Paula Herrington to retail alcoholic beverages for consumption on premises at Red Carpet Lounge, 300 F Street, having been approved by the Chief of Police and the City Manager. Commissioner Wilson moved that petition be granted. Motion was seconded by Commissioner Williams and was unanimously carried.

INDUSTRIAL WASTEWATER SAMPLER BID

The City Manager and Director of Water and Wastewater so recommending, Commissioner Wilson moved that the bid of Isco, Inc., of Lincoln Nebraska in the amount of \$2,549.50 on purchase of Industrial Wastewater sampler for the water and Wastewater Department be accepted. Motion was seconded by Commissioner Williams was unanimously carried.

REZONING APPLICATIONS

Larry Taylor, Deputy of Zoning and Planning submitted the following application for rezoning.

1. Donald W. Thomas to rezone Lot No. 2, Block M of Goodyear Park from R-9 one family residential District to LM Limited Medical. Mr. Taylor's Zoning staff recommended approval provided that off street parking be provided in accordance to the City of Brunswick Zoning Ordinance and that public hearing be held at 7:00 P. M., February 15, 1989 for proposed change of zone.
2. Mrs. W. E. Armstrong to rezone E-1/2 of Town Commons Lot No. 95 between Stonewall and Lee Street from GR General Residential District to Local Commercial District. Mr. Taylor's Zoning Staff would recommend a zoning Change subject to the following conditions:
 1. No section of the residential house to be used for Local Commercial Uses except for the rear portion, which has a history of commercial uses.
 2. The use of the rear portion of the house as a Local Commercial Use be a conditional use in accordance with Section 705.3 J (Combination Residential and Local Commercial Use), and be subject to all the requirements of conditional uses in accordance with Section 905 of the City of Brunswick Zoning Ordinance.

Public hearing to be held at 7:00 P.M., on February 15, 1989, for proposed change of zone.

LUCKY SEVEN TAXI CAB COMPANY

Petition received from Edis Travis and James Knight, d/b/a Lucky Seven Taxi Company to operate taxicab business in the City of Brunswick. Following discussion in which the Commission fully agreed, that said taxicab companies has to be fully insured to protect the public and that the business address is located within the City limits, Commissioner Wilson moved that petition be granted. Motion was seconded by Commissioner Williams and was unanimously carried. Mayor Warwick stated complaints have been received concerning taxicabs companies and requested that in the future cabs should be kept clean and drivers should be neat in appearance. On call for the question the motion carried unanimously.

CEMETERY DEEDS

The following petitions were received on Cemetery deeds:

1. From Mrs. John W. Meadows to return for resale, Lot No. 12, Section No. B-10, in Palmetto Cemetery, original deed has been lost but City records verify ownership.
2. From heirs of Mrs. Grover C. Sapp to transfer Lot No. 5 Section No. 209, to R. N. Sapp, original deed surrendered.
3. From Hazel Marie Odgen, for deed to lot No. 10-A, Section No. B-10, in Palmetto Cemetery, in lieu of original deed which has been lost, but City records verify ownership.

Commissioner Williams moved that petitions be granted. Motion was seconded by Commissioner Wilson and was unanimously carried.

CITY ENGINEER

The City Manager recommended that Kenneth E. Neumann be appointed City Engineer, and that Mr. Neumann's salary be set at \$40,830.00 and moving expense of \$2,500.00. Commissioner Williams stated that he would like to meet Mr. Neuman, acknowledging that his resume was very impressive. Mayor Warwick stated that it is the authority of the City Manager to confirm the Engineer. Commissioner Wilson stated that he reviewed the resume and he was also impressed, but didn't believe in paying for relocation. The City Manager stated that he have advertised and made his decision and would like confirmation from the Commission. Commissioner Wilson moved that the Commission confirm the appointment of City Engineer. Motion was seconded by Commissioner Tollison and was unanimously carried.

BUSINESS SIGNS

Commissioner Tollison stated that Dr. Hicks and Dr. Bodamer erected two signs in front of their medical building on Parkwood Drive, these signs were put up out of compliance with the Zoning Ordinance. An out of town Sign Company installed the signs without permit and approval from the Zoning Board Appeals. He further stated that the signs look good. Inspector Blanchard inspected the signs and found them to be out of compliance with the said zoning Ordinance and that the City Manager be instructed to grant them a variance to clear up the matter. The City Manager stated that the doctors can appeal to the City Manager because a violation has been made on set backs and side requirements, or they can appeal to the Zoning Board of Appeals and also the Commission. Commissioner Wilson stated that he has felt that the City Manager should have the latitude issue a variance pointing out that the regulations impose on this Municipality is great. Commissioner Tollison moved that the Commission instruct the City Manager to grant a variance to Dr. Hicks and Dr. Bodamer for their existing signs. Motion was seconded by Commissioner Williams who stated that he was reluctant because he have not seen the signs. On call for the question the motion failed by lack of majority vote. The vote was recorded as follow 2 to 1 to 0. Commissioner Williams and Tollison "Ave", Mayor Warwick "Nay" and Commissioner Wilson abstaining. Mayor Warwick state that he agreed with the City Manager that the remedies are there and gave his personal point of view.

MEETING RECESSED FOR FIVE MINUTES.

MEETING RECONVENED.

EXECUTIVE SESSION

Commissioner Wilson pointed out that personnel and legal matters should be discussed in Executive Session and that Real Estate Appraisals should be discussed in open meetings. The City Attorney stated that the real estate matter was not appropriate for an executive session.

BEVERLY SHORES OXIDATION POND

Jerry Tullis appeared before the Commission to submit plans to develop a residential subdivision with a golf course. Mr. Tullis offered to purchase 18.9 acres of the Old Beverly Shores Oxidation Pond. Commissioner Wilson stated that the property should be advertised for competitive bidding. He further stated that the berm around the oxidation pond could provide dirt for the City. After further discussion the Commission agreed to discuss the matter in the Work Session, Monday February 6, 1989, at 6:00 P. M.

CITY CHARTER

The City Attorney reported that certain sections and provisions of the City Charter are obsolete and are covered by State law. The Governing Authority has the right to delete certain provisions in the Charter. Following discussion, the Commission advised the City Attorney to submit a list on section of the Charter for discussion at the Work Session.

TRANSIENT BUSINESS LICENSES

Woody Woodside, Director of the Chamber of Commerce appeared before the Commission to report that the Chamber has received numerous complaints on transient merchants, these merchants drop off furniture and other items in the City to sell. Many merchants need protection, they pay taxes and buy business license. Following discussion Mayor Warwick stated that the Commission would review the Transient Merchant Ordinance.

AMENDMENT TO BUSINESS LICENSE ORDINANCE

On motion of Commissioner Williams seconded by Commissioner Tollison the following ordinance was unanimously adopted:

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND ORDINANCE NO. 634, ADOPTED JULY 5, 1972, AS AMENDED, PARTICULARLY AS AMENDED BY ORDINANCE NO. 871, ADOPTED NOVEMBER 16, 1988, SO AS TO REVISE SECTION 20.32 ESTABLISHING MINIMUM AND MAXIMUM AMOUNTS OF TAXES PAYABLE PURSUANT TO SAID ORDINANCE; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Commission of the City of Brunswick, in Regular Meeting lawfully assembled, and it is hereby ordained by authority of the same, as follows:

SECTION 1. Ordinance No. 634 adopted July 5, 1972, as amended, particularly as amended by Ordinance No. 871, adopted November 16, 1988 is hereby amended by striking Section 20.32, therefrom and by substituting in lieu thereof a new section 20.32 which shall provide as follows:

Sec. 20.32. Any other provision of this Ordinance to the contrary notwithstanding, the maximum amount of fee or tax payable for any license or occupation pursuant to this Ordinance shall be One Thousand (\$1000.00) Dollars per year and the minimum amount of such fee or tax shall be Fifty (\$50.00) Dollars per year provided that the minimum amount of such fee or tax shall be Fifteen (\$15.00) Dollars per year for any home occupation in which licensee receives gross revenues of less than One Thousand Eight Hundred (\$1800.00) Dollars during the calendar year. The minimum and maximum amounts provided herein shall be deemed to be incorporated by reference into Schedule B appended to said Ordinance, for all classes of businesses and occupations for which the fee of tax is fixed by Schedule B, and shall be incorporated by reference into Schedule C appended to said Ordinance, for all classes of businesses and occupations for which the fee or tax is fixed by Schedule C.

SECTION 2. This Ordinance shall be of full force and effect retrospectively as of January 1, 1989, and the minimum and maximum amounts of the fee or tax payable pursuant to Ordinance No. 634, as amended hereby, shall apply to such fees and taxes collected for the calendar year 1989 and subsequent years.

MEETING ADJOURNED.

s/ Paul Warwick Jr.
Mayor

Attest: /s/ Georgia E. Marion
Secretary of the City Commission