



CITY OF KINGSLAND, GEORGIA

CITY COUNCIL

MINUTES • MARCH 9, 2020

Regular Meeting

City Council Chamber

6:00 PM

107 South Lee Street - City Hall, Kingsland, GA 31548

I. PUBLIC HEARING - STARTS AT 6:00PM

Mayor Day called the Public Hearings to order at 6:00 PM.

1. Public Hearing Alcohol Beverage License for the Purpose of Considering the Sale of Beer/Wine, Liquor on Premise Consumption with Food; from Kingsland D&M, LLC, Owner Milinkumar Patel. Location of Business is 1301 East King Avenue, Kingsland, Georgia. -

No one came forward to speak on this License.

2. Public Hearing for Adoption of Ordinance 2020-02 to Amend Ordinance 2002-08 (Kingsland Zoning and Land Development Ordinance). the Amendment Shall Prohibit Additional Types of Businesses in the C-1 Central Business District. the Amendment Will Also Allow the Inclusion of Multi-Use Dwellings and Eliminate the Allowance of Multi-Family Dwellings in the C-1 Central Business District and C-1A Commercial Corridor District. -

Mr. Ken Kessler, Austin Ryan Drive, Kingsland addressed the Mayor and City Council. Mr. Kessler stated that he made contact with a couple of people and some of the original problems have been corrected and put into C-2., however, he has some lingering concerns. Mr. Kessler stated that the appliance stores, dry cleaning establishment and churches would create problems because they would all be non-conforming usage. He stated he did not feel this was the intention of Council and suggested it be re-examined.

No one else came forward to speak.

3. Public Hearing on the Adoption of the Expanded C-1A Commercial Corridor District Boundary to Include Parcel 094 039H Which Includes Approximately 80 Acres. -

No one came forward to speak.

4. Public Hearing for a Variance Request from William and Pamela Gaitley at 107 Chestnut Court, Kingsland Georgia. a Variance Request to Appendix A, Kingsland Zoning and Land Development Ordinance, , Article V, Sec 58 - Storage and Parking of Trailers and Commercial Vehicles Which Would Allow for the Applicant to Park Their 20' Camper in Their Driveway in Front of Their Home. -

Ms. Pamela Gaitley, 107 Chestnut Court addressed the Mayor and City Council. Ms. Gaitley stated that she and her husband went before the Zoning Commission and advised them of the hardship with Mr. Gaitley having cancer and other conditions.

He has numerous trips to the VA and they stay in their trailer as opposed to a hotel. Ms. Gaitley is asking for this Variance because of their numerous trips to the VA and the hardship this would create if they had to park their trailer away from their home.

No one else came forward to speak.

5. Public Hearing on a Variance Request from Andrew and Jackie Lambert at 138 Lake Ashley Drive. the Request is for a Variance to the Kingsland Zoning and Land Development Ordinance, Article V., Sec. 58 - Storage and Parking of Trailers and Commercial Vehicles Which Would Allow for the Applicant to Park an Enclosed Race Car Hauler in Their Driveway in Front of Their Home. -

Mr. Andrew Lambert, 138 Lake Ashley Drive addressed the Mayor and Council. Mr. Lambert stated he asked for a Variance because of the way his driveway is set-up. Mr. Lambert stated he cannot park his trailer on the side of his house because of the lawn and pipes beneath it, he needs to keep it on concrete.

No one else came forward to speak.

Mayor Day closed the Public Hearings at 6:08PM.

II. CALL TO ORDER AND WELCOME GUESTS

Mayor Day opened the regular scheduled meeting at 6:08 PM.

III. INVOCATION AND PLEDGE TO THE FLAG

1. Dr. Brian Parker, First Baptist Church -
2. Girl Scout Troop 30192 -

The Invocation was given by Dr. Brian Parker, First Baptist Church and Girl Scout Troop 30192 led the audience in the Pledge to the Flag.

IV. ROLL CALL

Alex Blount
James W Galloway
Michael J McClain
LaMar Stokes
Charles Grayson Day Jr.

Mayor Pro Tem
Councilman
Councilman (Absent)
Councilman
Mayor

V. CONSENT DOCKET

RESULT: **APPROVED [UNANIMOUS]**

MOVER: LaMar Stokes, Councilman

SECONDER: Alex Blount, Mayor Pro Tem

AYES: Blount, Galloway, Stokes

ABSENT: McClain

- A. Approve the Council Minutes of the last regular Council Meeting
- B. Approve the Agenda as Presented
- C. Approve the Payments of Accounts Payable as Due and Funds Available

VI. GRANTING AUDIENCE TO THE PUBLIC

No one came forward to speak.

VII. OLD BUSINESS

1. Approval Of: Variance, William and Pamela Gaitley, 107 Chestnut Court. Mr. and Mrs. Gaitley Are Requesting a Variance to Kingsland Zoning and Land Development Ordinance, Appendix A, Article V, Sec 58 - Storage and Parking of Trailers and Commercial Vehicles. the Purpose of the Request is for the Applicant to be Able to Park Their 20' Camper in the Driveway in Front of the Home at 107 Chestnut Court (Lakeside Subdivision), Map and Parcel 107F 026, Zoning is PD/R-1. the Gaitley's Also Put an Extension to Their Existing Driveway Without Notifying the City Planning Department and is Using the Space to Park the Camper. -

Planning Commission recommends approval.

Councilman Stokes made a motion to bring this item back to the floor. Councilman Galloway seconded the motion. The motion was approved unanimously. Councilman Stokes made a motion to approve the Variance, Councilman Galloway seconded the motion. The motion was approved unanimously.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: LaMar Stokes, Councilman

SECONDER: James W Galloway, Councilman

AYES: Blount, Galloway, Stokes

ABSENT: McClain

VIII. PLANNING AND ZONING

1. Approval Of: Amendment to Ordinance 2002-08 Kingsland Zoning and Land Development, Section 61.1 C-1 Business District. the Amendment Will Prohibit Additional Uses in the Section 61.1, C-1 Business District. the Amendment Will Also Allow the Inclusion of Multi-Use Dwellings and Eliminate the Allowance of Multi-Family Dwellings in the C-1 Central Business District and the C-1A Commercial Corridor District. -

Planning Commission recommends approval with items removed from C-1 are added to C-2.

This item has been deferred until questions have been resolved.

RESULT:	DEFERRED [UNANIMOUS]
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	James W Galloway, Councilman
AYES:	Blount, Galloway, Stokes
ABSENT:	McClain

2. Adoption Of: Ordinance #2020-02 Amend Ordinance #2002-08, Kingsland Zoning and Land Development Ordinance. -

This item has been deferred until all amendment questions have been answered.

RESULT:	DEFERRED [UNANIMOUS]
MOVER:	Alex Blount, Mayor Pro Tem
SECONDER:	James W Galloway, Councilman
AYES:	Blount, Galloway, Stokes
ABSENT:	McClain

3. Approval Of: Boundary Expansion of C-1A Commercial Corridor District. the Downtown Development Authority (DDA) Has Acquired an 80 Acre Parcel, 094 039H and is Requesting to Include the Parcel in the C-1A Commercial Business Corridor District. This Parcel is Connected to the South End of the Fairground Property that the DDA Owns. -

Planning Commission recommends approval.

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

4. Approval Of: Variance, Andrew and Jackie Lambert, 138 Lake Ashley Drive. Andrew and Jackie Lambert Are Requesting a Variance to Kingsland Zoning and Land Development Ordinance, Appendix A, Article V, Sec. 58 - Storage and Parking of Trailers and Commercial Vehicles. the Purpose of the Request is for Applicants to be Able to Park Their Enclosed Car Hauler in the Driveway Located in Front of the Home Due to Hardship in the Topography of Their Lot at 138 Lake Ashley Drive (Lake Ashley Subdivision). Parcel Number is 107J 026, Zoning is PD/R-1. -

Planning Commission recommends denial.

RESULT: DEFEATED [UNANIMOUS]
MOVER: LaMar Stokes, Councilman
SECONDER: James W Galloway, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

5. Approval Of: Home Occupation Permit, Mr. David Purkey, 102 W. Victoria Blvd. Mr. David Purkey Has Filed a Home Occupation Application for "Deep Six Engraving, LLC" at 102 W. Victoria Blvd. on Tax Parcel 082J 002B, Zoning is R-1. the Purpose of the Business Will be to Provide an Engraving Service and the Sale of Handmade Leather Goods. Applicant Has Been Notified and Agrees to Have No Customer Contact on the Property, No Advertisement Material on the Property, and Any Equipment Associated with the Business Must be Stored in an Enclosed Area. -

Planning Commission recommends approval.

RESULT: APPROVED [UNANIMOUS]
MOVER: LaMar Stokes, Councilman
SECONDER: James W Galloway, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

6. Approval Of: Home Occupation Permit, Ms. Brittany Goldstein, 268 Daniel Trent Way. Ms. Goldstein Has Filed a Home Occupation Application for Goldecon at 268 Daniel Trent Way on Tax Parcel 107Z 064. Zoning is PD/R-1. the Purpose of the Business Will be to Clean and Decontaminate Crime Scenes & Trauma Events. Applicant Has Been Notified and Agrees to Have No Customer Contact on the Property, No Advertisement Material on the Property, and Any Equipment Associated with the Business Must be Stored in an Enclosed Area. -

Planning Commission recommends approval with the following conditions. Biohazard chemicals and Biohazard waste are not allowed to be stored at the home occupation property.

This item has been approved with the following conditions: Biohazard chemicals and biohazard waste are not allowed to be stored at the home occupation property.

RESULT: APPROVED AS AMENDED [UNANIMOUS]
MOVER: James W Galloway, Councilman
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

7. Approval Of: Preliminary Plat, Waters Edge, Phase 5. Mr. Bill Gross Has Applied for a Preliminary Plat for Waters Edge, Phase 5, Parcel Number is 108 071, Zoning is PD/R-1. Number of Proposed Lots is 43, 1 Tract on 10.84 Acres. the Waters Edge Area of the City Continues to be a Popular Place to Live in the City. This Phase of the Waters Edge Development Follows the Same PD (Plan Development) that was Originally Submitted When the Project was First Developed. with This Phase of the Development, the Developer Wishes to be Approved for 43 More Lots on 10.84 Acres. Water and Sewer Service Are Available for the Site at the Right-Of-Way. -

Planning Commission recommends approval.

RESULT: APPROVED [UNANIMOUS]
MOVER: LaMar Stokes, Councilman
SECONDER: James W Galloway, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

8. Approval Of: Final Plat, Settlers Hammock, Phase 2. AKM Surveying, Inc., Mr. Jeff Foster Has Applied for a Final Plat on Behalf of LSSD Settlers Hammock, LLC, the Parcel Number is 107 023C001, Zoning is PD/R-1. the Settler's Hammock Development was Started Prior to the Recession of 2008. Building in the Development Picked Up Again in 2015. the Developer Submitted a Preliminary Plat for Development of Phase II that Consisted of 113 Single Family Lots on 113 Acres. that Plat was Approved in January of 2019 and the Phase II was Rezoned to PD/R-1 in February of 2019. in Order to Keep from Having to Bond the Entire Phase II, the Developer Resubmitted a Preliminary Plat in June for Phase IIA-1C Showing 28 Lots on 14.85 Acres. the Preliminary Plat was Approved at City Council on October 15, 2019. the Only Change to the Final Plat is the Numbering of the Lots. the Final Plat for Settler's Hammock Phase IIA-1C Consists of 28 Single Family Lots on 14.85 Acres of the Original Settler's Hammock Plan the Developer Has Followed the Previously Established PD Agreement. -

Planning Commission recommends approval.

RESULT: APPROVED [UNANIMOUS]
MOVER: James W Galloway, Councilman
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

IX. NEW BUSINESS

1. Approval Of: Alcohol Beverage License for the Purpose of Considering the Sale of Beer/Wine, Liquor on Premise Consumption with Food, from Kingsland D&M, LLC, Owner, Milinkumar Patel. Location of Business is 1301 East King Avenue, Kingsland, Georgia 31548. -

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

2. Joint Proclamation: Declaring Saturday, March 28, 2020, Earth Hour Between 8:30 PM - 9:30 PM -

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

3. Approval Of: GDOT Transportation Alternatives Program (TAP) Award Agreement -

To accept grant funding in the amount of \$353,940 for Phase I of the Boone Street Corridor Pedestrian and Bicycle Improvement Project. Required match funding of 20% (\$70,788) is budgeted in SPLOST funds.

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: James W Galloway, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

4. Approval Of: Bid Award Hwy 40/I95 Lighting Repairs and Upgrades -

This project is budgeted in SPLOST VII for \$40,964. Additional funds are available in SPLOST pending approval of reallocation. *Staff recommends low bid, Trinity Electrical Services, Inc.*

Councilman Blount asked City Manager, Mr. Lee Spell if staff had received answers to Georgia Power's questions. Mr. Spell stated he had not yet heard from Public Works Director on this. Councilman Blount stated he wanted it noted that before this is awarded if the vendor does not meet GDOT specifications on lighting issue the vendor will be held accountable; the Finance Department will make sure before we award.

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: LaMar Stokes, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

5. Approval Of: Amendment to the Kingsland Employee Handbook Vacation Policy -

6. Approval Of: Amendments to City of Kingsland Travel Policy -

To allow for employees to utilize a per diem for meals and incidental expenses not to exceed the current rates established by the General Services Administration when traveling on official authorized City business.

RESULT: APPROVED [UNANIMOUS]
MOVER: James W Galloway, Councilman
SECONDER: Alex Blount, Mayor Pro Tem
AYES: Blount, Galloway, Stokes
ABSENT: McClain

7. Adoption Of: Ordinance #2020-03, to Repeal and Replace in Its Entirety Chapter 15, Article III, Section 15-49, Discharge of Firearms and Pellet Guns -

RESULT: APPROVED [UNANIMOUS]
MOVER: Alex Blount, Mayor Pro Tem
SECONDER: James W Galloway, Councilman
AYES: Blount, Galloway, Stokes
ABSENT: McClain

8. Adoption Of: Resolution #2020-03 to Declare the City of Kingsland a Second Amendment Sanctuary City -

Mayor Day stated that with current events in our country being as they are and the potential political changes that can come, it would seem, like the wind - it is important for our citizens to know that their Mayor and Councilmen hold their/our constitutional rights dear.

Part of our role as governmental representatives is to use our influence to ensure that these inalienable rights are protected and preserved.

With that in mind, I asked this council to consider the possibility of Kingsland becoming a Second Amendment Sanctuary City.

The prospect, thankfully, was welcomed at which time our City Manager was charged with working with our City Attorney to draw up the following Resolution for consideration tonight.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	LaMar Stokes, Councilman
SECONDER:	James W Galloway, Councilman
AYES:	Blount, Galloway, Stokes
ABSENT:	McClain

X. MAYOR AND COUNCIL ANNOUNCEMENT

Councilman Stokes reminded everyone to continue to wash their hands.

XI. ADJOURNED

Councilman Blount made a motion to adjourn. Councilman Stokes seconded the motion.

The meeting adjourned at 6:37 PM.

Dr. C. Grayson Day, Jr., Mayor

ATTEST:

Linda M. O'Shaughnessy, City Clerk