



The regular meeting of the Mayor and Council was held in the Council room of West Point City Hall April 13, 2009 at 6:00 P.M. with Mayor A. Drew Ferguson IV presiding.

Members Present:

Councilmember Joseph Downs
Councilmember Donald Gilliam
Councilmember M. Darren Kelley
Councilmember Sandra Thornton
Councilmember Annie Wallace

Members Absent:

Councilmember Judy L. Wilkinson

The following public hearing and time for public comments were held prior to opening the Council meeting for business:

Public Hearing to receive comments concerning amending the City of West Point Zoning Ordinance to rezone Map # 077 Parcel #21A Land Lots # 123,163 and 164 from Agriculture/Residential) to MXD-1(Mixed-Use District) located on Webb-Bartley and Old Gabbettville Road owned by West Point Business Park, LLC.

City Planner Sammy Osborne said the Planning Board and Staff recommend making the change to allow the property more flexibility in developing. He stated most of the property surrounding this property is a Mixed-Use Zone.

Mr. Bill Gilmore said it he was not for or against the rezoning but wanted to know was the Planning Board Recommendation requiring performance bond to cover expenses in situations where a developer starts clearing land and then walks away or stop the project for an extended length of time would apply to the zoning. City Planner Sammy Osborne said the performance bond should be a part of the city's regular planning and zoning requirements and not attached to one particular rezoning.

Mrs. Ellen Gilmore asked about the Environmental Protection Division role in land disturbance. City Planner Sammy Osborne said the Environmental Protection Division would have to approve all developers' plans before permitting.

There were no other comments and the Public Hearing was closed

Public Comments Requirement to receive questions or comments concerning The Local Justice Assistant Grant (JAG) The Stimulus Grant Funds is a result of the enactment of the American Recovery and Reinvestment Act.

Chief David Kerr said the funds will be expended in a manner that will allow the department to replace five in-car cameras from the VHS, to a more efficient digital format. Councilmember Sandra Thornton asked if the funds will cover the entire costs of the cameras.

Chief Kerr said the amount the City of West Point would receive will pay all but about thirty one dollars.

There were no comments and the Mayor Closed the Public Comments on the Justice assistant Grant.

Mayor Ferguson called the meeting of the Mayor and City Council to order and welcomed everyone.

Mayor Ferguson called on Dr. Fredrick James from Pilgrim Baptist Church, for opening prayer.

MINUTES

Minutes from the March 9 2009, regular meeting of the City Council were **approved without change.**

FINANCIAL REPORT

Councilmember Sandra Thornton presented the March financial report with the April cash position and forecast and made a motion to accept the report; motion seconded by Councilmember Darren Kelley **passed unanimously.**

PROCLAMATIONS & RESOLUTIONS

Councilmember Sandra Thornton read a proclamation proclaiming the month of April as Keep Troup Beautiful month in the City of West Point. Ms. Michael Markel accepted the proclamation on behalf of the Keep Troup Beautiful Committee and invited everyone to join in the clean up.

Mayor Ferguson read a proclamation proclaiming the week of April 26 through May 2nd as Hike / Bike / Run week in the City of West Point. Mr. Donald Cleveland accepted the proclamation on behalf of Valley Haven.

Mayor Ferguson read a resolution declaring the week of April 19 through April 25th as Georgia Cities Week in the City of West Point. Mr. Joe Hill and Ms. Phyllis Bishop, representing the Downtown Development Authority accepted the resolution.

Mayor Ferguson asked for a motion to adopt a resolution appointing Ed Moon as the City's voting delegate on the Municipal Gas Authority of Georgia's Election Committee, with authority to cast all votes to which the city is entitled and for Sammy Inman be appointed as the alternate voting delegate. Councilmember Joseph Downs made said motion and the motion was seconded by Councilmember Darren Kelley **passed unanimously.**

Mayor Ferguson asked for a motion to adopt a resolution awarding BRI Utility construction, Inc. of Lawrenceville, Georgia the construction contract for constructing the additional pump station in the Northwest Harris County Business Park in the amount of \$184,202.50. Councilmember Darren Kelley made said motion and the motion was seconded by Councilmember Annie Wallace **passed unanimously.**

Ordinance to Rezone Property on Webb-Bartley & Old Gabbettville Road

Mayor Ferguson asked for a motion to rezone Map # 077 Parcel #21A Land Lots # 123,163 and 164 from Agriculture/Residential) to MXD-1(Mixed-Use District) located on Webb-Bartley and Old Gabbettville Road owned by West Point Business Park, LLC. Councilmember Donald Gilliam made said motion and the motion was seconded by Councilmember Sandra Thornton **and passed unanimously.**

Ordinance to Adopt the 2006 International Property Maintenance Code

Mayor Ferguson asked for a motion to amend section 5-70 of the Code of Ordinances of the City of West point, Georgia to include the International property Maintenance Code as an adopted code. Councilmember Darren Kelley made said motion and the motion was seconded by Councilmember Sandra Thornton **and passed unanimously.**

Resolution to Amend the Existing Code of Ordinance, Chapter 4, Article III, Division 2 (Dangerous Dogs)

Mayor Ferguson asked for a motion to amend Chapter 4, Article III, Division 2 the Code of Ordinances of the City of West point, Georgia to change Sec. 4-76 #19 b. to Any animal of the following breed or one that has the appearance and characteristics of or a combination of any of those breeds according to the standards established by the American Kennel Club or the United Kennel Club, excluding bona fide guide dogs, dogs used for search, or dogs used in law enforcement: 1. Pit Bull dog, Bull Terrior, American Pit Bull Terrior, the American Staffordshire Terrier, or Presa Canario. Sec. 4-76. Definition #22 Running at large means any dog not within a proper enclosure or under adequate restraint as defined by this ordinance. Sec. 4-80. Licensing #2 j. Proof of spaying or neutering of vicious dog. (Not required for potentially vicious dog) Sec.4-86. Fines #1 a. Or is declared a nuisance.....Habitual Sec. 4-92. Hearings #1 3 when a dog is a nuisance. Sec.4-93. Compliance 1. Animals will not be released from confinement until proof of vaccination is demonstrated. 2. Persons advised of violations of the following violations will be provided 30 (thirty) days to come within compliance: A. The necessity for insurance. B. Tethering of an animal. C. Restriction on the number of dogs. D. Licensing. E. Proper enclosure. F. Mandatory spaying or neutering (Vicious dog only). Councilmember Annie Wallace made said motion and the motion was seconded by Councilmember Donald Gilliam **and passed unanimously.**

Other Comments

Councilmember Annie Wallace asked if the City could do something about getting a shed for the school children to stand under while waiting for the school bus. She said when raining the children are getting drenched while waiting for the bus. Mayor Ferguson said the issue had come up before and said that it is something that they can look into with Troup County.

Councilmember Donald Gilliam said he wanted to contact our congressman or other representatives to make sure the City is getting all the stimulus monies that are

available. He said some of them have express that they did not agree with the stimulus program but he feels that if monies or available the city needs to take advantage of the opportunities to get funds to better the city. City Manager Ed Moon said that he was working with the State and County to apply for the funds that are available

City Planner, Sammy Osborne said on April 16, 2009 from 4:00 until 7:00 Mac Tech will be at the Technology Building to go over the City's Comprehensive Plan.

ADJOURN

There being no further business, the meeting was adjourned.

Richard McCoy
City Clerk

A. Drew Ferguson IV
Mayor