

AGENDA
BOARD OF CITY COMMISSIONERS
TUESDAY, MARCH 23, 2010
8:00 PM

INVOCATION: Pastor Steven Waldron, New Life of Albany

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING

I. Citizen Appearance – Harry Prisant re: Consideration of Bid

PUBLIC HEARINGS

1. Zoning Case #10-003 – Janet Woodward/Owner; Terry Thomas and Kurt Jurado/Applicant; request to rezone property located at 1906 N. Slappey Blvd., from C-2 to C-3. PC approved 8-0 **conditional** – WARD 2
2. Zoning Case #10-006 – Bonnie Sharp/Owner; Beverly Espy/Applicant; request to rezone property located at 2112 Palmyra Rd., from C-1 to C-2 PC approved 8-0 **conditional** – WARD 2
3. Zoning Case #10-007 – Eugene and James Cline/Owners; SOWEGA Autism Resources, Inc./Applicant; request to rezone property located at 1509 W. 3rd Ave., from C-5c to C-5c PC approved 8-0 **conditional** – WARD 3
4. Zoning Case #10-021 – Richard Boyd, Owner/Applicant; request to rezone property located at 911 N. Slappey Blvd., from C-1 to C-2. (PC approved 7-0) WARD 3
5. Zoning Case #10-024 – Grove Park, Inc./Owner; Bright Meyers Albany Assoc..., L.P./Applicant; request to rezone property located on the SW Intersection of Clark Ave., and N. Cherokee Dr., from C-7 to C-3. (PC approved 7-0 WARD 1)
6. Zoning Case #10-026 – William White/Owner; Wayne Bruce/Applicant; request to rezone property located at 1009 Radium Springs Rd., from C-5, C-3 and FH to C-3. (PC approved 9-0 WARD 6)
7. Special Approval Case #10-008 – Eugene and James Cline/Owners; SOWEGA Autism Resources, Inc./Applicant; request to allow the operation of a school of autism in the C-5c District at property located at 1509 3rd Ave. PC 8-0 approved **conditional** – WARD 3

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PUBLIC HEARINGS - continued

8. Special Approval Case #10-017 – Robert N. Brooks, Owner/Applicant request to allow property to be used as a church in the C-3 Commercial Dist., at property located at 1508 W. Broad Ave., (PC approved 9-0 WARD 3)
9. Special Approval Case #10-022 – Chick-fil-A, Inc./Owner; David Millican/Applicant; request to allow a building addition to property in the C-7 Dist., to property located at 2703 Dawson Rd. (PC approved 9-0 WARD 5)
10. Amending Zoning Ordinance re: Fences and Walls

IV. REPORT OF COMMITTEE OF THE WHOLE – MAYOR WILLIE ADAMS, JR., CHAIRMAN

- A. Recommendation of the Committee of the Whole to approve the following Alcohol License Transfers:
 1. Duttatrey, Inc., d/b/a AJAX Liquor Store; 1301 E. Broad Ave., transfer beer package, wine and liquor retail license to D. Patel
 2. Duttatrey, Inc., d/b/a Applejax Sports Bar & Lounge; 1303 E. Broad Ave., transfer consumption license to D. Patel
- B. Recommendation of the Committee of the Whole to approve the following Alcohol License Applications:
 1. Coaches Corner, 2530 Stuart Ave., S. Daniel, Agent; consumption
- C. Recommendation of the Committee of the Whole to approve the following One Day Alcohol License Applications
 1. St. Teresa's Catholic School, J. A. Meier, Agent; Funding raising activities, Glover Dental Corp., Center; 2824 Gillionville, Rd., Saturday, April 17, 2010, 6:00-11:59 p.m.
 2. Albany Community Chorus, d/b/a The Albany Chorale, B. Smith, Agent; Fundraiser, Theatre Albany, 514 Pine Ave., Saturday, April 10, 2010 7:00-10:00 p.m.

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IV. REPORT OF COMMITTEE OF THE WHOLE – continued

D. Consideration to grant special approval to the following applications:

1. Special Approval Case #10-008 – Eugene and James Cline/Owners; SOWEGA Autism Resources, Inc./Applicant; request to allow the operation of a school of autism in the C-5c District at property located at 1509 3rd Ave. PC 8-0 approved **conditional** – WARD 3
2. Special Approval Case #10-017 – Robert N. Brooks, Owner/Applicant request to allow property to be used as a church in the C-3 Commercial Dist., at property located at 1508 W. Broad Ave., (PC approved 9-0 WARD 3)
3. Special Approval Case #10-022 – Chick-fil-A, Inc./Owner; David Millican/Applicant; request to allow a building addition to property in the C-7 Dist., to property located at 2703 Dawson Rd. (PC approved 9-0 WARD 5)

E. Recommendation of the Committee of the Whole to approve the following current bid:

1. Vehicle Purchases (11); Allan Vigil Ford, Morrow, GA

Total expenditure	\$240,009.00
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V. ORDINANCES AND RESOLUTIONS

NOTE: THE MOTION FOR APPROVAL OF AN ORDINANCE IS AS FOLLOWS: "I OFFER THE ORDINANCE AND ASK FOR UNANIMOUS CONSENT TO DISPENSE WITH THE SECOND READING AND ASK FOR ITS ADOPTION"

A. ORDINANCES

1. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at 1906 N. Slappey from C-2 to C-3 (conditional)
2. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at 2112 Palmyra Rd., from C-1 to C-2 (conditional)
3. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at 1509 W. Third Ave., from C-5 (conditional) to C-5 (conditional)
4. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at 911 N. Slappey Blvd., from C-1 to C-2
5. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at SW Intersection of Clark Ave., and N. Cherokee Dr., from C-7 to C-3
6. Amending the Zoning Ordinance and Map of the City to Albany to change the status of property located at 1009 Radium Springs Rd., from C-5, C-3 and FH to C-3.
7. Amending the City of Albany's Zoning Ordinance to provide for Walls and Fences
8. Restating the City of Albany's Pension Ordinance
9. Adopting a Small Business Procurement Program for the City of Albany
10. Providing for Sunday sales at the James H. Gray Civic Center
11. Amending the City of Albany's FY 2010 Budget

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B. RESOLUTIONS

NOTE: THE MOTION FOR APPROVAL OF A RESOLUTION IS AS FOLLOWS: 'I OFFER THE RESOLUTION AND ASK FOR ITS ADOPTION'

1. Authorizing the Filing of an Application with the Dept. of Transportation, USA and GDOT for a Grant under Title 49 CSC, Sect. 5307 re: Transit bus replacements
2. Authorizing the Filing of an Application with the US Dept. of Transportation, FTA for Federal Transit Assist., authorized by 49 USC Chapter 53, Title 23 re: Transit capital/operating grant
3. Authorizing use of SPLOST V Funds to pave six alleys
4. Affirming the Determination of the Albany/Dougherty Historic Preservation Commission; Authorizing Planning & Development Services to issue a Certificate of Appropriateness for 216 W. Broad Ave.
5. (CONDITIONAL) Responding to the Office of Legislative Counsel's February 15, 2010 letter to Senator Freddie Sims

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CONSENT AGENDA

I Recommendation of the Committee of the Whole to approve the following current bids:

1. Vehicle purchases (4 Ford Pickups), Sunbelt Ford-Town, Albany, GA  

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| Total expenditure | \$51,567.92 |
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2. Vehicle purchases (14 mid-size passenger vehicles), Ford Town, Albany, GA  

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|-------------------|--------------|
| Total expenditure | \$240,322.04 |
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II. OTHER BUSINESS

III. **ADJOURN**