

Mayor Millsaps called the regularly scheduled meeting to order at 7:00 P.M. with all Council Members present.

Mayor Millsaps called for the approval of the minutes of the April 18, 2007 Executive Session, May 7, 2007 Regular and Executive Sessions, May 16, 2007 Special Call and Executive Sessions and the May 25, 2007 Special Call Meeting. Mr. Crow made a motion to approve the May 7, 2007 Regular and Executive Session minutes as recorded with the following changes to the May 7, 2007 Regular Session:

- (1) Mr. Crow's motion on Mr. Swanson's rezoning request is amended by adding on front or side,
- (2) Mr. Crow's motion on Mr. Smith's rezoning request is amended by adding facing road after berm,

and any typos. The motion was seconded by Dr. Johnson. The motion carried unanimously.

Mr. Crow made a motion to approve the minutes of the April 18, 2007 Executive Session, May 16, 2007 Special Call and Executive Sessions and the May 25, 2007 Special Call Meeting as recorded with the correction of any typos. The motion was seconded by Dr. Johnson. The motion carried unanimously.

PUBLIC HEARINGS – OLD BUSINESS

Mr. Luis Ramirez requested council approval for a massage therapy license. Mayor Millsaps asked for the City Attorney's report on whether his qualifications meet our ordinance. Ms. Glouton informed the council that under the current ordinance, he needs 500 hours of training to qualify and he does not meet that requirement. Dr. Johnson made a motion to deny the request since he does not meet our ordinance requirements. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps informed the council that Titlemax has withdrawn their Special Use Permit request at 465 West Pike Street (See Exhibit File)

Mayor Millsaps called on Mr. Rod Britton to present the second reading of his Special Use Permit request for townhomes at 279 West Crogan Street. Mr. Britton stated that he has resolved the residential parking issue and has enough for that purpose. He is planning to utilize his East Pike Street lot next to the Aurora Theatre for commercial parking. Mr. Clark made a motion to approve the Special Use Permit with the stipulation that any utility relocation costs be paid by the developer. However, if he is short a place or two, Mr. Britton can work this out with Mr. Leonard. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. David Kenney presented a request to have his property located at 85 Benson Street rezoned from RS150 to BG for the purpose of opening a beauty shop at that location. After Mr. Kenney explained his request, Mayor Millsaps asked if there is any opposition from the audience. There was none. Mayor Millsaps then asked Mr. Leonard for the Planning Commission's recommendation. Mr. Leonard stated that the Planning Commission recommended denial since the land use plan shows residential use on this site. Mr. Clark made a motion to deny the rezoning request. The motion died due to the lack of a second. Mr. Crow then made a motion to approve the rezoning request to O&I with the following conditions: any changes to the property would require that they follow all O&N codes; the entrance must be on E. Pike Street; and that directions should be sent to the Planning Commission to modify the Land Use Map to show O&I with O&N stipulations. The motion was seconded by Mr. Martin. The motion carried with Mr. Martin, Mr. Crow and Dr. Johnson voting for the motion. Mr. Clark voted in opposition to the motion. (See Exhibit File)

Mr. Sudhir Malhotra asked that the council rezone 330 Scenic Highway from RS180 to O&N. He stated that he is planning to locate an insurance or real estate office on this site. After some discussion, Dr. Johnson made a motion to approve the rezoning request with a requirement of 9 parking places and a 15' buffer along the residential property line. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps asked for a motion to table the second reading of the alcohol ordinance amendment at the request of the City Attorney. Mr. Clark made a motion to table this ordinance amendment for action in a special call meeting on June 21, 2007. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps asked for a motion to table the second reading of the animal control ordinance amendment at the request of the City Attorney. Mr. Crow made a motion to table this ordinance for action in a special call meeting on June 21, 2007. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps asked for a motion to table the second reading of the alcohol ordinance at the request of the City Attorney. Mr. Crow made a motion to table this ordinance for action in a special call meeting on June 21, 2007. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING - NEW BUSINESS

Mr. Leonard presented that the first reading of LBGM Associates' request for a rezoning from RS150 to O&I at 846 North Clayton Street. Mr. Leonard stated that the Planning Commission recommended denial. Mr. Crow made a motion to approve the first reading. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

Mr. Powell presented the first reading of the Caswell Realty rezoning on Ruth Street. Mr. Powell stated that this was remanded from Superior Court. Mr. Powell stated that the applicant is requesting that the property be rezoned from RS180 to R60 as it was prior to the ordinance changes. Mr. Powell said that the second reading will be heard at the August City Council meeting. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Leonard presented nuisance complaint NC-07-08 for the property located at 1451 Daniel Lane. After a brief discussion on the condition of the property, Dr. Johnson made a motion to proceed with the nuisance complaint. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Leonard presented nuisance complaint NC-07-09 for the property located at 147 Caldwell Road. After a brief discussion on the condition of the property, Dr. Johnson made a motion to proceed with the nuisance complaint. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps asked for a motion to adjourn into Executive Session to discuss a personnel issue. Dr. Johnson made a motion to adjourn into Executive Session. The motion was seconded by Mr. Martin. The motion carried unanimously.

After the Executive Session, Mr. Powell explained to those present that two matters were discussed, one personnel issue and one real estate issue and that one vote was taken. The vote was unanimous.

There being no further business, the meeting was adjourned.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk