

CITY OF RICHMOND HILL
CITY COUNCIL MEETING
March 5, 2019

Mayor Carpenter called meeting to order at 7:00 p.m.

Chief Mitch Shores did the invocation and led the Pledge of Allegiance

Approval of Minutes February 19th: Motion made by Councilmember Fesperman, second by Jan Bass, motion carried.

Planning & Zoning:

1. Planning Commission/Architectural Review Board Verbal Report. Mr. Allison noted the Planning Commission was held last Monday and you have Public Hearing Minutes in your packets. and they approved the unconditional use for a new carwash.

The ARB met today and they reviewed an upcoming variance for a freestanding sign for Cross Road South which is Malcojohn and also reviewed a sign for a Salon at the shopping center where Goodwill is located.

2. First Reading of the petition filed with the City of Richmond Hill by Ford Park of Commerce POA requesting to rezone Ford Park of Commerce, which consists of 22 lots along Thunderbird Drive, from C-1 General Commercial to PUD Planned Unit development. Mr. Allison noted this will be the first reading of this item. Mr. Allison noted the minutes are in Council's packet.

City Manager Topics:

1. Approval/disapproval of city charter amendments.

City Manager Lovell noted this is actually first reading and no action is needed tonight. It will be brought back to next council meeting.

2. Closed session

Mayor Carpenter noted they would be going into Closed Session for a minor item.

Motion to Enter Into a Closed Meeting of a City Council

Council member Baraniak makes the following motion:

(1) That this Mayor and Council now enter into closed session as allowed by O.C.G.A. §50-14-4 and pursuant to advice by the City Attorney, for the purpose of discussing the following: Personnel and legal matters.

(2) That this body, in open session, adopt a resolution authorizing and directing the mayor or presiding officer to execute an affidavit in compliance with O.C.G.A. §50-14-4, and that this body ratify the actions of the council taken in closed session and confirm that the subject matters of the closed session were within exceptions permitted by the open meetings law, said resolution to be in the form as attached hereto.

Motion Approved

Those voting in favor of the motion for closure: Council Members Fesperman, and Bass.

Affidavit

Personally appeared before the undersigned-attesting officer, duly authorized to administer oaths, Russ Carpenter, who, after being duly sworn, deposes and on oath states the following:

(1) I was presiding officer of a meeting of the Richmond Hill City Council held on the 5th day of March, 2019.

(2) That it is my understanding that O.C.G.A §50-14-4(b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exceptions.

(3) The subject matter of the closed meeting or closed portion of the meeting held on the 5th of March, 2019, which was closed for the purpose(s) of discussion of Real Estate as allowed by O.C.G.A, Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

(4) This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. §50-14-4(b) that such an affidavit be executed.

This 5th day of March, 2019.

Council member Baraniak makes the following motion. The motion was seconded by Councilmember Bass. Motion carried.

Mayor/Presiding Officer

Sworn to and subscribed before me

this 5th day of March, 2019.

Notary Public_____

Resolution of the Richmond Hill City Council

BE IT RESOLVED by the Richmond Hill City Council as follows: At the meeting held on the 5th day of March 5th, 2019, the Council entered into closed session for the purpose of discussing Personnel and legal matters. At the close of the discussions upon this subject, the Council did vote to re-enter into open session and herewith takes the following action in open session:

- (1) The actions of the Council and the discussions of the same regarding the matter set forth for closed session purposes are hereby ratified.
- (2) Each member of this body does hereby confirm that to the best of his or her knowledge, based upon the advice of the City Attorney, the said subject matter of the meeting and of the closed session portion was devoted to matters within the specific relevant exception(s) as set forth above.
- (3) The Mayor, or presiding officer, is hereby authorized and directed to execute an affidavit, with full support of the members of this Council, in order to comply with O.C.G.A. §50-14-4(b).
- (4) The affidavit shall be included and filed with the official minutes of the meeting and shall be in a form as required by the statute, which shall be substantially as follows:

Approved this 5th day of March, 2019.

_____, Mayor

Attest

Mayor Carpenter stated Councilmember John Fesperman would like to make a statement. Mr. Fesperman stated he would like to let everyone know he would be resigning from his seat as Councilmember Post 3, effective immediately after tonight's meeting.

Mayor Carpenter stated this seat will be open for appointment beginning tomorrow through Tuesday March 12, 2019. This appointment will run through December.

Mayor Carpenter and staff wished Mr. Fesperman well in his new endeavors.

3. Approval/Disapproval of appointee to fill vacancy for Post 4

Councilmember Fesperman made a motion nominate Les Fussell to Post 4. The motion was seconded by Councilmember Baraniak and carried by all.

4. Swearing in of appointed Councilmember. Mayor Carpenter gave Oath of Councilmember to Mr. Les Fussell.

5. Communications:

Early voting for Post 1 continues through March 15th, Election Day is Tuesday, March 19, 2019.

6. New Business

7. Unfinished Business

8. Public Comments:

Mayor Carpenter ask Council for a motion to close the meeting at 7:44 p.m.

Motion made by Councilmember Baraniak, second by Councilmember Fesperman, motion carried.