



November 22, 2011

CITY OF MORROW, GEORGIA
Regular Meeting

7:30 pm

CALL TO ORDER: Mayor Millirons
PLEDGE OF ALLEGIANCE: All
INVOCATION: Mayor Millirons

1. **ROLL CALL**

2. **APPROVAL OF MEETING AGENDA:**

To add or remove items from the Agenda:

3. **CONSENT AGENDA:**

(Agenda Item 11-11-301)

1. Approval of the October 25, 2011 Regular and Work Session Meeting Minutes.
2. Approval for Councilman Bob Huie to perform the duties of Mayor Pro Tem for the remainder of 2011 due to Mayor Pro Tem and Councilman Mason Barfield's retirement.

4. **APPOINTMENTS:**

(Agenda Item 11-11-302)

1. Appointment of Larry Ferguson as Councilmember to fulfill the unexpired term of retired Councilman Mason Barfield.

5. **ADMINISTER OATH OF OFFICE:**

(Agenda Item 11-11-303)

1. Swearing in of Councilman Larry Ferguson
(Performed by Judge Ronald Freeman)

6. **REPORTS AND PRESENTATIONS:**

1. Official Results from the November 8, 2011 City of Morrow General Election
(Presented by Evyonne Browning, City Clerk and Election Superintendent)
2. Presentation to Mark Herendeen in the designation of Chief Fire Officer by the Commission on Professional Credentialing dated November 15, 2011. *(Presented by Jeff Eady, City Manager)*
3. Presentation of 15 year pin to Lieutenant Scott Olson with the Morrow Police Department
(Presented by Commander Greg Tatroe)

4. Staff Recommendation from Planning and Zoning meeting held November 15, 2011, regarding amendments to the City of Morrow Sign Ordinance.

(Presented by Michael McLaughlin, Economic Development and Planning and Zoning Director)

5. Financial Update *(Presented by Dan Defnall, Finance Officer)*

7. **FIRST PRESENTATION:**

(Agenda Item 11-11-304)

1. An Ordinance Entitled an Ordinance to Amend the Code of Ordinances of the City of Morrow, Georgia, as amended, concerning Title 2, General Government, Chapter 3, Article D, Section 2-3-31 – Departments Established; To repeal conflicting Ordinances; and for other purposes.

8. **OLD BUSINESS:** None at this time

9. **NEW BUSINESS:**

(Agenda Item 11-11-305)

1. Approval a Resolution to re-affirm that a certain Intergovernmental Contract entered into as of May 1, 2008 between the Downtown Development Authority of the City of Morrow and the City of Morrow, Georgia as Security for the Downtown Development Authority of the City of Morrow Revenue Bond (Conference Center Project), Series 2008 in the original principal amount of \$10,000,000. *(Presented by Jeff Eady, City Manager)*

(Agenda Item 11-11-306)

2. Approval of a Resolution authorizing the submission of a Grant Application to the Georgia Department of Natural Resources and the Georgia Recreational Trails Grant Program. *(Presented by City Manager Jeff Eady)*

10. **GENERAL COMMENTS:**

Citizens-
City Manager-
Mayor and Council –

11. **EXECUTIVE SESSION:** (To Discuss Legal and Personnel Matters)

12. **ADJOURN EXECUTIVE SESSION**

13. **RECONVENE REGULAR MEETING**

14. **ADJOURNMENT:**

CITY OF MORROW, GEORGIA
PLANNING AND ZONING BOARD
1500 MORROW, ROAD, MORROW, GA 30260

NOVEMBER 15, 2011

Staff Recommendation
Sign Ordinance Amendment for Special Banners

PURPOSE:

To provide for the use of temporary banners for businesses located inside the City of Morrow.

STAFF RECOMMENDATION:

The City of Morrow desires to accommodate permanent and temporary businesses in the City in a way that enables businesses to thrive without compromising our standards of quality.

The Planning and Economic Development Department handles an increasing number of requests for temporary signs. The allowance of standardized special banners will enable both temporary businesses and permanent businesses to advertise their location and service through temporary banners. Holding these banners to a standard of quality that parallels our existing permanent sign requirements will ensure that we maintain the same level of quality for all businesses, both temporary and permanent.

The staff recommends that the Planning and Zoning Board further recommend this sign ordinance amendment to the City Council as an important tool to manage are current commercial environment.

Sylvia A. Redic, GPC
Grants and Zoning Administrator

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF MORROW, GEORGIA, AS AMENDED, CONCERNING TITLE 2, GENERAL GOVERNMENT, CHAPTER 3, ARTICLE D, SEC. 2-3-31. DEPARTMENTS ESTABLISHED; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF THE CITY OF MORROW, GEORGIA, AND BY THE AUTHORITY OF THE SAME, IT IS HEREBY ORDAINED THAT THE FOLLOWING AMENDMENTS SHALL BE MADE TO TITLE 2, CHAPTER 3, ARTICLE D OF THE CITY CODE OF ORDINANCES:

SECTION 1:

Title 2, Chapter 3, Article D, Sec. 2-3-31 – Departments Established is amended as follows:

(a) The following departments of the city are hereby established:

1. Administration
2. Police
3. Fire
4. Public Works and Services
5. Administration Support
6. Planning and Economic Development

(b) The supervision and control of each department is vested in an administrative head that is subject to the direction of the city manager.

SECTION 2:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are, to the extent of such conflict, hereby repealed.

SECTION 3:

This ordinance is hereby enacted and shall be of full force and effect from this the 13th day of December, 2011.

Approved this 13th day of December, 2011.

Jim Millirons, Mayor

Attest:

Evyonne Browning, City Clerk
(Seal)

First Reading: November 22, 2011
Second Reading: December 13, 2011

**CITY OF MORROW
STATE OF GEORGIA**

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MORROW TO RE-AFFIRM THAT CERTAIN INTERGOVERNMENTAL CONTRACT ENTERED INTO AS OF MAY 1, 2008 BETWEEN THE DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF MORROW AND THE CITY OF MORROW, GEORGIA AS SECURITY FOR THE DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF MORROW REVENUE BOND (CONFERENCE CENTER PROJECT), SERIES 2008 IN THE ORIGINAL PRINCIPAL AMOUNT OF \$10,000,000.

WHEREAS, the Downtown Development Authority of the City of Morrow (“Issuer”) has issued its Revenue Bond (Conference Center Project) Series 2008 (“2008 Bond”) in the principal amount of \$10,000,000; and

WHEREAS, such 2008 Bond was validated by the Superior Court of Clayton County on May 27, 2008; and

WHEREAS, the repayment of such 2008 Bond is to be effected by the pledge by the Issuer of certain revenues including the revenues derived from an Intergovernmental Contract entered into as of May 1, 2008 (“Intergovernmental Contract”) between the Issuer and the City of Morrow (“City”); and

WHEREAS, pursuant to the Intergovernmental Contract, the City is obligated to make payments to the Issuer on or before June 10 and December 10 of each year in an amount not exceeding the principal and interest payment due on the 2008 Bond required on the next succeeding June 15 or December 15, as the case may be; and

WHEREAS, the City, pursuant to the Intergovernmental Contract, has pledged to levy an annual tax as may be necessary so as to enable the City to make the Contract Payments at such rate or rates within the three mill limitation authorized pursuant to O.C.G.A. § 48-5-350, as amended (the “Development Tax Law”), on all property located within the boundaries of the City subject to taxation for such purpose, or, in the alternative, to pay such scheduled Contract Payments out of general funds or from other sources lawfully available for such purpose; and

WHEREAS, the 2008 Bond was originally issued to refund the Issuer’s Revenue Bond (Conference Center Project), Series 2007 in the principal amount of \$10,000,000 which was issued to provide funds for the acquisition by the Issuer from the City of approximately 5.69 acres of land constituting paved parking and a portion of a building and the land thereunder for use as a conference center and related facilities (the “2007 Project”); and

WHEREAS, the conference center anticipated by the 2007 Project was built by the City within the same building, but in a different portion of the building, than originally envisioned; and

WHEREAS, the Issuer now has the opportunity to sell the 2007 Project to a commercial entity which will facilitate the property's return to commercial operations, will support and enhance the tax base of the City, and will provide for the location of new industry, trade and commerce within the City; and

WHEREAS, the City wishes to re-affirm its intentions to continue operation of the conference center at its present location and to continue to honor its obligations under the Intergovernmental Contract for periodic Contract Payments in support of the 2008 Bond, notwithstanding the proposed sale of the original property designated as the 2007 Project;

NOW THEREFORE BE IT RESOLVED by the Governing Authority of the City of Morrow, Georgia, that:

Section 1. The preceding recitals are incorporated in their entirety into and form a part of this Resolution.

Section 2. The City hereby re-affirms all duties and obligations ascribed to it under the Intergovernmental Contract entered into May 1, 2008 and provided as security for the Issuer with respect to the 2008 Bond.

Section 3. The City possesses authority to adopt this Resolution and to affirm the duties referenced herein and, further, adopts this Resolution in support of the efforts by the Issuer to sell the 2007 Project for the purposes of furthering new industry, trade and commerce within the City.

SO RESOLVED this 22nd day of November, 2011.

Jim Millirons, Mayor

Attest:

Evyonne Browning, City Clerk
(Seal)

**RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO
THE GEORGIA DEPARTMENT OF NATURAL RESOURCES AND THE GEORGIA
RECREATIONAL TRAILS GRANT PROGRAM.**

WHEREAS: The Mayor and Council of the City of Morrow recognize the importance of the Jester's Creek path system, its safety, its role in our economic development, its enhancement to our community and the need to ensure all users can access the path, stay safe on the path and find their way on the path;

WHEREAS: The Jester's Creek Path System will be further developed to promote the convergence of arts, education, fitness, leisure and connectivity between residential neighborhoods, educational campuses, natural resources, greenspace and community activities;

WHEREAS: Through the Recreational Trails Grant program, the City of Morrow will be able to make minor improvements, enhance accessibility, create identifying features for emergency response, install an effective way find signage system and strengthen neighborhood links to the overall path system network;

WHEREAS: The Mayor and Council understand that this grant program requires a local commitment of 20% of the project cost with a \$25,000 project cost minimum and a target limit of \$100,000.

SO RESOLVED in a lawfully convened open session this 22nd day of November 2011.

Jim Millirons, Mayor

Attest:

Evyonne Browning, City Clerk
(Seal)