



**Regular Meeting of the Mayor and City Council  
City of Ball Ground, Georgia  
Ball Ground City Hall ~ 7:00 P.M.**

**MINUTES  
October 13, 2022**

**Item 1: Meeting Called to Order by Mayor Rick Roberts**

**Council Members Present: Vicki Benefield, Dennis Nelson, Kristine Rogers and Andrenia Stoner**

**Absent – Council Member Lee Prettyman**

**Staff Present: City Attorney Darrell Caudill, City Manager Eric Wilmarth, Police Chief Bryon Reeves, Finance Director Donna England, City Planner Chris Luly and City Clerk Karen Jordan.**

**Item 2: Pledge of Allegiance**

**Item 3: Approve Agenda**

**Council Member Rogers put forth a motion, Seconded by Council Member Nelson to approve the agenda as submitted.**

**Motion Unanimously Approved.**

**Item 4: Appearances/Public Comments**

**Dennis Holt resident of 343 Old Canton Road addressed the mayor and council concerning what he believes is the need for additional four-way and three-way stops around town to deter speeders. Mr. Holt also expressed his desire for the city to be more ADA-compliant. Mr. Holt further expressed his concern that the proposed distillery would cause mold issues in and around the area where it is being considered.**

**Mayor Roberts thanked Mr. Holt for his comments.**

**Item 5: Announcements/Informational Items**

**October 22 – Movie in the Park  
October 28 – Spooktacular at the Community Center  
November 5 – Ball Ground Rocks Festival  
December 2 – Annual March of the Toys Parade for Toys for Tots**

**Item 6: Consider Approval of Minutes: September 1, Work Session  
September 8, 2022, Council Meeting**

**Council Member Nelson put forth a motion, Seconded by Council Member Rogers to approve the minutes of the September 1, 2022 Work Session and the September 8, 2022, Council Meeting as submitted in writing by the City Clerk.**

**Motion Unanimously Approved.**

## **\* Comprehensive Plan Introduction and Public Hearing – Chris Luly**

Chris Luly gave an overview of the requirements and process of the upcoming public hearings, why we have a Comprehensive Plan and its importance. He stated the City is required to update the plan every 5 years to receive any type of state funding.

Mr. Luly encouraged residents to attend the hearings so they may have input on the future growth and development of the City. The next hearing is scheduled for Tuesday, October 25, 2022 at 6:00 PM in Council Chambers.

No comments received at this hearing.

### **Item 7: Old Business**

- a) **Consider Second Reading of Amendment to The Code of The City of Ball Ground Alcohol Ordinance DIVISION 2. - LICENSES AND SPECIAL PERMITS-Subdivision I. - In General; Sec. 4-54. - Distance of business from schools, churches, etc.**

Council Member Benefield put forth a motion, Seconded by Council Member Rogers to approve the second reading of The Code of The City of Ball Ground Alcohol Ordinance DIVISION 2. - LICENSES AND SPECIAL PERMITS-Subdivision I. - In General; Sec. 4-54. - Distance of business from schools, churches, etc...

**Motion Unanimously Approved.**

- b) **Consider Second Reading of Amendment to The Code of The City of Ball Ground Secs. 26-98—26-110. – Reserved; ARTICLE VI. - ALL-TERRAIN VEHICLES Sec. 26-111. – Definitions (Golf Carts)**

Council Member Nelson put forth a motion, Seconded by Council Member Stoner to approve the second reading of Amendment to The Code of The City of Ball Ground Secs. 26-98—26-110. – Reserved; ARTICLE VI. - ALL-TERRAIN VEHICLES Sec. 26-111. – Definitions (Golf Carts)

**Motion Unanimously Approved.**

- c) **Consider Second Reading of International Property Maintenance Code with Amendments to Section 302.4, Section 304.14, Section 308.2.2, and Other Points of Clarification.**

Council Member Rogers put forth a motion, Seconded by Council Member Nelson to approve the second reading of International Property Maintenance Code with Amendments to Section 302.4, Section 304.14, Section 308.2.2 and Other Points of Clarification.

**Motion Unanimously Approved.**

### **Item 8: New Business**

- a) **Consider Partnership Agreement between The Cherokee County Board of Education and City of Ball Ground**

**Council Member Benefield put forth a motion, Seconded by Council Member Rogers to approve entering into a Partnership Agreement between The Cherokee County Board of Education and The City of Ball Ground.**

**Motion Unanimously Approved.**

- b) Consider Application for Alcohol License – Malt Beverages, Wine & Distilled Spirits for Consumption on Premises  
Applicant: Christopher Carter/Les Bon Temps  
Location: 248 Gilmer Ferry Rd.**

**Council Member Rogers put forth a motion, Seconded by Council Member Benefield to approve the request by Christopher Carter/Les Bon Temps for an alcohol license for Malt Beverages, Wine & Distilled Spirits for Consumption on Premises at 248 Gilmer Ferry Road.**

**Motion Unanimously Approved.**

- c) Consider Application for Alcohol License -Retail Package Sales Malt Beverages & Wine  
Applicant: Akber Pirnai/Chevron Food Mart  
Location: 155 Howell Bridge Rd**

**Council Member Rogers put forth a motion, Seconded by Council Member Stoner to approve a request by Akber Pirnai/Chevron Food Mart for an alcohol license for Retail Package Sales Malt Beverages & Wine at 155 Howell Bridge Road.**

**Motion Unanimously Approved.**

- d) Consider Application for Transfer of Alcohol License – Malt Beverages, Wine & Distilled Spirits Consumption on Premises  
Applicant: Guadalupe Fuentes/BG Tavern  
Location: 270 Gilmer Ferry Rd.**

**Council Member Stoner put forth a motion, Seconded by Council Member Nelson to table this item of business.**

**Motion Unanimously Approved.**

- e) Consider First Reading of Annexation Application 2022-A03.  
Applicant Lee Lusk.  
Location TIN: 03N07 044, Address: Unassigned. Given as 315 Ball Ground Road. There is no rezoning application associated with this annexation and no development plans have been submitted.**

**Council Member Stoner put forth a motion, Seconded by Council Member Nelson to approve the first reading of Annexation Petition 2022-A03 as submitted by Lee Lusk identified as TIN 03N07 044.**

**Motion Unanimously Approved.**

- f) Amendment to The Code of The City of Ball Ground Alcohol Ordinance  
DIVISION 2. - LICENSES AND SPECIAL PERMITS; Subdivision I. - In General  
Sec. 4-56. - Transferability of license; change in ownership.**

Council Member Stoner put forth a motion, Seconded by Council Member Benefield to approve the Amendment to the Code of The City of Ball Ground Alcohol Ordinance DIVISION 2. - LICENSES AND SPECIAL PERMITS; Subdivision I. - In General Sec. 4-56. - Transferability of license; change in ownership.

Motion Unanimously Approved.

**Item 9: City Manager Report**

City Manager Wilmarth provided Council Members with an unaudited report of account balances and statement of revenue and expenditures for the month ended September 30 , 2022. The report showed cash on deposit totaled \$2,093,927.09

City Manager Wilmarth also provided Mayor Roberts and Council Members with an update of current and ongoing city projects.

Chief Reeves presented a written report of the Police Department's activities for the month of September 30, 2022.

**Item 10: Mayor Roberts Comments**

Mayor Roberts expressed his intent to create appoint a Historic Preservation Committee to create a Historic Preservation Ordinance by the end of the year. We have a number of historic areas and buildings that are important to the city that we need to preserve.

**Item 11: City Council Comments**

Council Member Benefield extended an invitation to those in attendance to attend the Dedication Ceremony of the Veterans Memorial on Friday, November 11, 2022 at 1:00 PM.

**Item 12: Executive Session (If Needed)**

**Item 13: Adjourn**

There being no further business for mayor and council consideration a motion was duly made and seconded to adjourn at 8:00 PM.

The minutes of this October 13, 2022 City Council Meeting approved this 10<sup>th</sup> Day of November 2022.