

Regular Meeting

July 9, 2012

City Council for City of Duquesne met in Regular Session at 7:15 p.m. on Monday, July 9, 2012, at City Hall.

Mayor Denny White called meeting to order. City Clerk gave invocation.

Roll call was taken. Mayor Denny White, Aldermen Dale Daniels, Frank Herron, George Reeve, Lisa Daugherty were present. Absent: none. City Attorney Mike Talley, Police Chief Kitch and 26 visitors were also present. David Weaver arrived late.

Agenda: Motion made by George Reeve, seconded by Dale Daniels, to approve agenda. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Minutes from June 18 Regular Meeting were presented to Board prior to meeting. No changes or corrections minutes were approved as presented.

Financial report for June was presented. Approved and filed for audit.

Court report for June was presented. As there were no changes or corrections, report was approved.

Public Hearing for Rezoning Request: At 7:20 PM, Mayor opened Public Hearing. Because property was not posted for at least 15 days prior to hearing, motion was made by George Reeve, seconded by Frank Herron, to continue hearing until July 23 at 6:20 PM. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. Motion made by George Reeve, seconded by Dale Daniels, to close current public hearing, amend agenda by moving Arnold Terry's appeal to public hearing and open new public hearing to hear his appeal. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

At 7:25 PM, new public hearing opened. Mayor stated Planning & Zoning Commission held its public hearing earlier this evening and by 6 to 4 vote recommended Board approve rezoning request for 1704 and 1706 Melissa Terry Lane be rezoned from R1 Residential to R2 Duplex. Arnold Terry presented letter of appeal, documents from 6 of 7 property owners within 185' of property that had no objections for rezoning requests and picture of proposed duplexes. Units would be one bedroom homes between approximately 1,000 to 1,100 square feet. His personal residence is directly across street from proposed rezoning property.

Ed Shea, who owns commercial property at 1711 S Duquesne Road, across street from proposed rezoning, stated Mr. Terry's 2 rental properties that were previously located on said property and subsequently destroyed in May 2011 tornado, had

never posed any traffic problems with egress for his business and he did not oppose rezoning requests.

Debra Giddens, 3838 E 16th, expressed her concerns about traffic on 16th Street, property values of surrounding properties.

Melissa Wakefield, 3801 E 16th, spoke against multi-family homes in her neighborhood. Bryan Low at 3726 E 16th preferred area stay R1 Residential. As there were no other comments, motion was made by Dale Daniels, seconded by George Reeve, to approve rezoning requests. Ayes: Aldermen Daniels, Reeve. Nays: Aldermen Herron, Daugherty. Mayor broke tie and voted aye. Motion carried.

As there were no other comments, motion was made by Dale Daniels, seconded by George Reeve, to close public hearing. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 8:00 PM, public hearing closed and Board resumed regular session.

Gary Heilbrun at 4015 E 25th: Driveway Issue: Repair to his driveway damaged by WIB workers had been repaired with cold patch. It's new asphalt driveway. Mayor stated Cecil Brill, who did repair work, had met with him earlier today and intends to do hot patch repair as soon as he has hot mix job in area.

Motion was made by Dale Daniels, seconded by George Reeve, to adjourn meeting and reconvene at continued public hearing at 6:15 PM on Monday, July 23. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried. Unfinished agenda business will be considered at July 23 meeting. At 8:10 p.m. meeting adjourned.

Terry Ingram, City Clerk