

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 August 4, 2008 Regular Session and the August 20, 2008 Special Call meeting and Executive Session. Mr. Martin made a motion to approve the minutes as recorded. The motion was seconded by Mr. Crow. The motion carried unanimously.

Mayor Millsaps then presented the Consent Agenda.

CONSENT AGENDA

1. Approval of the recombining of two lots along Hurricane Shoals Road as shown on the recombination plat attached hereto as Exhibit "A".
2. Approval of payments to Stormwater Utility Authority Members, from Stormwater Utility Enterprise funds, in the amount of Seventy-Five Dollars (\$75.00) per meeting, pursuant to the draft amendment to the Stormwater Utility Ordinance attached hereto as Exhibit "B".
3. Approval of the amendment to the City's internal operating policies to increase the current meter connection and disconnection fees as follows: the after hours connection fee will be raised from \$30.00 to \$45.00, the connection fee for customers inside the City limits will be raised from \$20.00 to \$30.00, and the connection fee for customers outside the City limits will be raised from \$25.00 to \$30.00.
4. Approval of a street and drainage improvement project in the Forest Hills neighborhood pursuant to the specific plans presented at the August 20, 2008 City Council Work Session and authorization for the City Engineer to move forward with the acquisition of right-of-way and the bid process necessary for construction of the project.

Mr. Crow made a motion to approve the Consent Agenda as presented. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARINGS – OLD BUSINESS

Mr. Tom Sheppard presented a rezoning request for the Gwinnett Hospital System's property located at 1000 Medical Center Boulevard. Mr. Sheppard asked that the property be rezoned from LM to O&I to accommodate a medical office building. Mr. Crow made a motion to approve the rezoning as requested. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

Mr. Matt Benson, North Brown Road, Lawrenceville, Georgia presented a rezoning request for Ms. Kathy Bumgarner for the property located at the intersection of Springlake and Paper Mill Roads. Mr. Benson asked that the 6.1-acre tract be rezoned from RM to BN. Mr. Benson stated that they are planning to construct a strip center with a 10,000 sq. ft. restaurant and the balance of the structure being utilized by 3,000 to 4,000 sq. ft. shops. Mayor Millsaps called on Mr. Leonard for the Planning Commission's recommendation. Mr. Leonard informed the council that the Planning Commission recommended approval with the following stipulations: The buffers should be 40' wide on all sides, and the retention pond should NOT be within the buffers. The buffer should contain a 15' landscaped, sloped area to screen the development from current and future residential uses. Landscaping within the development should be required. Sidewalks are also required along Paper Mill Road. In addition, the project should be of the architectural scale and character as set forth in the Comprehensive Plan Update and should be presented before approval is given. Mr. Leonard indicated that the staff recommendation is for denial. Mr. Benson informed the council that his client could live with the stipulations requested by the Planning Commission. Mayor Millsaps asked if there was any opposition in the audience. There was none. Mr. Martin made a motion to table this matter for one month and have a plan presented that could be utilized as site plan specific. Mr. Crow asked that Mr. Martin add to the motion "and require a list of façade materials, architectural standards and an architectural rendering". Mr. Martin agreed to the amendment. The motion was seconded by Mr. Crow. Mr. Terrance Perry of Paperwood Drive appeared before the council and stated that he was concerned about the size of the commercial project. Mayor Millsaps then called for a vote. 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. Gussio presented the second reading of the amendment to Section 6.2 of the Zoning Ordinance relating to the definition of yards. Mr. Crow made a motion to approve the second reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARINGS – NEW BUSINESS

Mayor Millsaps presented the first reading of the amendment to Sections 5.3, 6.2, 7.1, 7.2, 7.3, 7.3.1, 7.5, 7.5.1, 7.5.3, 7.7.1, 7.8, 7.9, 7.10, 7.11, 7.13, 7.15, 11.2, and 16.3 of the Zoning Ordinance – Group Homes, Accessory Use Buildings and Special Exceptions. Mr. Crow made a motion to proceed to the second reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Powell presented the SOQ's from area engineers on Phase II of the Heritage Trail Development. Mr. Powell stated that the following companies submitted qualifications:

Bron Cleveland Associates, Inc.
 Hayes, James & Associates
 IBI Group, Inc.
 MACTEC
 QK4
 RSH
 Southern Engineering, Inc.
 Williams & Associates

He also stated that they had narrowed the companies to three, however their recommendation is that the council appoint Hayes, James & Associates for the project since they have extensive experience on the City's trail system. Mr. Crow made a motion to discuss the SOQ's at the September Special Call Meeting. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – NEW BUSINESS

Mr. Baroni presented a memo outlining the following vehicles to be declared surplus property for the purpose of auction.

DEPT	DESCRIPTION	YEAR	MAKE	MODEL	SERIAL #
Electric	3/4 Ton Truck	1999	Dodge	2500	1066
Gas	Truck	1987	Chevrolet	C-60	8826
Gas	Truck	1985	Chevrolet	C-60	1410
Gas	Truck	1994	Ford	F-700	2251
Street	Dump Truck	1974	Ford	F-650	90142
Police	Car	1994	Ford	Crown Vic	20231

Mr. Crow made a motion to approve the vehicle schedule. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the Water Treatment Facility Design: Addendum II for council approval. After some discussion, Mr. Martin made a motion to approve the addendum to the contract. The motion was seconded by Mr. Crow. The motion carried with Mr. Martin and Mr. Crow voting for the motion. Mr. Clark and Dr. Johnson voted in opposition to the motion. Mayor Millsaps broke the tie in favor of the motion. (See Exhibit File) (See Correction at Special Call City Council meeting minutes on September 17, 2008.)

Mr. Powell presented the Department of Transportation Project Management Agreement for the Downtown Lawrenceville Police Department Improvements and one-way pair project. Mr. Powell stated that this is part of the City's downtown plan to tone down the traffic flow in that area. After some discussion, Mr. Clark made a motion to approve the

management agreement. The motion was seconded by Mr. Martin. The motion passed with Mr. Clark, Mr. Martin and Mr. Crow voting for the motion. Dr. Johnson abstained stating that she had not received her package in time to review the agreement.

Mr. Baroni presented a resolution appointing election officials and setting salaries for the election workers. Mr. Baroni asked that the council approve the following:

Mr. Robert P. Baroni, Lawrenceville City Clerk, is hereby appointed to the position of Municipal Superintendent and Registrar; Gwinnett Board of Registration and Elections as Chief Registrar; Ms. Karen Pierce as Assistant Municipal Superintendent; Ms. Donna Wiernik as Absentee Ballot Clerk with authority to appoint an Absentee Ballot Clerk in her absence; and Mrs. Emily Powell as Poll Manager. Poll Manager or Superintendent to choose qualified poll workers as per Georgia Municipal Election Code. The compensation of managers and clerks serving in elections shall be fixed and paid by the governing authority. The compensation shall be \$175.00 for Poll Manager, \$125.00 for the Assistant Managers and \$95.00 for the Poll Workers. Absentee Ballot Clerk, Deputy Registrar and other assistants to be paid for hours above the regular eight hours at overtime rate. Mr. Clark made a motion to approve the resolution. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

PUBLIC COMMENT

Mary Thompson asked that the council approve giving the DDA funding from the liquor by the drink tax. Council took this matter under advisement.

Mr. Powell then asked that the council adjourn into Executive Session to discuss eight matters, five litigation and three real estate. Dr. Johnson made a motion to adjourn into Executive Session. The motion was seconded by Mr. Crow. The motion carried unanimously. After the Executive Session, Mr. Powell reported that five matters of litigation and three real estate matters were discussed. No action was taken.

Dr. Johnson then made a motion to adjourn. The motion was seconded by Mr. Martin. The motion carried unanimously.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk