

Mayor Millsaps called the regularly scheduled meeting to order at 7:00 P.M. with all council members present.

Mayor Millsaps called for the reading of the minutes of the October 6, 2008 Regular Session and the October 15, 2008 Special Call meeting. Mr. Martin made a motion to approve the minutes as recorded. The motion was seconded by Mr. Clark. The motion carried unanimously.

Mayor Millsaps presented the Consent Agenda.

1. Approval of a new agreement between the City of Lawrenceville and the Georgia Municipal Association for services in regard to the Hotel-Motel Tax, subject to final approval by the Lawrenceville Tourism and Trade Association of the contract attached hereto as Exhibit "A".
2. Approval of the payment of all per drink excise tax revenue collected since the inception of the tax and all such revenue collected in the future to the City's Downtown Development Authority in accordance with the agreement attached hereto as Exhibit "B".
3. Approval of the agreement with the Municipal Electric Authority of Georgia titled the Second Amendment to the Declaration of Trust The Municipal Competitive Trust, attached hereto as Exhibit "C", and the corresponding Resolution attached hereto as Exhibit "D".
4. Approval of the expenditure of up to five thousand dollars (\$5,000.00) for the toilet replacement program as required by the City's participation in the Metro North Georgia Water Planning District Water Supply and the Water Conservation Plan, all as more particularly described on the documents attached hereto as Exhibit "E".
5. Approval of a new agreement with Rock, Paper, Scissors for website design and consulting services in the amount of five thousand four hundred dollars (\$5,400.00), the form of which is attached hereto as Exhibit "F".
6. Approval of the expenditure of up to two hundred thousand dollars (\$200,000.00) from the asset forfeiture account to purchase six (6) vehicles and equipment for the Police Department.
7. Approval of the advertisement for bids for the annual paving and resurfacing project, using the bid and contract documents attached hereto as Exhibit "G".
8. Approval of an increase in the City's payments to election officials in the total amount of three hundred five dollars (\$305.00), which shall result in the following new pay scale: Manager - \$250; Assistant Manager - \$165; Workers \$110.

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

PUBLIC HEARINGS – OLD BUSINESS

Mr. Leonard presented the second reading of the amendment to Sections 6.2 and 7.1 of the Zoning Ordinance. After some discussion, Mr. Crow made a motion to table the amendments until the December meeting and to continue to receive comments from our citizens for discussion at the next work session and to extend the moratorium for thirty more days. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Randy Sutt presented his request for a special use permit for a wine shop in the overlay District and to serve alcohol in the supplemental zone. Mr. Clark made a motion to approve the special use permit (SU-08-06) with the following conditions:

- 1) All conditions that are required by Chapter 34 of the City of Lawrenceville General Code of Ordinances (the "Alcohol Ordinance") are incorporated into this special use except any conditions explicitly contradicted by the special use permit approved by this resolution.
- 2) The hours of operation for the sale of bottles of wine to be taken off-premises (the "retail" portion of the use) shall be identical to the State requirements with the following exception: no retail sales shall be made after 10 PM. The hours of operation for the remaining portions of the use shall be governed by the alcohol ordinance of the City of Lawrenceville.
- 3) This special use permit shall be exclusive to the applicant, Honest Alley, LLC and Randy Sutt; it is not transferable or assignable under any circumstances without coming back to the council.

The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARINGS – NEW BUSINESS

Mr. Baroni informed the audience that the council is required to answer ethics questions on zoning issues. For the following rezoning requests, all council members including the Mayor, answered "no" to all the ethics questions. Mr. Baroni stated that the council's affidavits are on file in the Planning and Zoning office.

Mr. Leonard presented the first reading of Special Use Permit requested by the United Cerebral Palsy of Georgia for a group home. Dr. Johnson made a motion to approve the first reading. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Leonard presented the first reading of Special Use Permit requested by the Sunrise Baptist Church for an electronic message board. Dr. Johnson made a motion to approve the first reading. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Leonard presented a request from Precision Planning for approval of a recombination plat for Pike Office Plaza. Mr. Leonard stated that the staff recommends approval. Mr. Crow made a motion to approve the plat. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Paul Hoover, Precision Planning, Inc., requested council approval of addendums IV & V to the agreement for engineering services for the new Police Department. Mr. Martin made a motion to approve the addendums. The motion was seconded by Mr. Crow. The motion carried with Mr. Crow, Mr. Clark and Mr. Martin voting for the motion. Dr. Johnson voted in opposition to the motion. (See Exhibit File)

Mr. Powell presented the ARC Pay and Classification Determination. Mr. Powell informed the council that this agenda item only deletes the pay scale. Mr. Crow made a motion to approve this agenda item. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – NEW BUSINESS

Chief Johnson presented a resolution for the National Incident Management System. Mr. Clark made a motion to approve the resolution. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

Chief Johnson also presented a resolution for the City to be included in the Gwinnett County Emergency Management Plan. Mr. Clark made a motion to approve the resolution. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

Mr. David Gussio presented the first reading of an amendment to amend the City's budget ordinance. Mr. Gussio said this amendment would save the City money by eliminating some of the advertising requirements. Dr. Johnson made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Mike Bowie presented an amendment to the Water Ordinance. Mr. Bowie stated that this is the first reading of an amendment to pass on a wholesale water rate increase from Gwinnett County. Dr. Johnson made a motion to approve the first reading. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. David Gussio presented the first reading of the amendment to Section 34-104 of the Code of Ordinances. Mr. Gussio stated that this amendment shortens the application process on certain alcohol permits. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Jim Sunta of Precision Planning presented and asked for Council approval of addendums II and III to contract for engineering services with the City's water treatment system. Mr. Crow made a motion to approve the addendum with the understanding that they add installation of potable water casings, gas and additional casings at the railroad crossings. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Powell presented the Plant Vogtle resolution from MEAG for the bond issue. Mr. Powell said this is presented for informational purposes and that no action is required. (See Exhibit File)

Mr. Joe Walters of Precision Planning asked for council approval of a resolution to apply for an LCI grant to study the college connectivity issue. Mr. Crow made a motion to approve the resolution. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. David Gussio presented the first reading of amendments to Chapters 3, 32, and 43 of the Code of Ordinances regarding new immigration requirements. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. David Gussio asked for council approval of the first reading of the amendments to allow for Technical Revisions to the Code of Ordinances. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps stated that the City Council needs to adjourn into Executive Session to discuss six items of litigation and two real estate issues. Mr. Clark made a motion to adjourn into Executive Session. The motion was seconded by Mr. Martin. The motion carried unanimously.

After the Executive Session, Mr. Powell explained to those present that the council discussed six matters of litigation and two real estate issues. No action was taken.

There being no further business, the meeting was adjourned.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk