

Mayor Pro Tem Rodriguez called the meeting to order at 7:00 P.M. with all Council Members present.

Mayor Pro Tem Rodriguez called for the approval of the July 10, 2006 Regular Session minutes and the July 19, 2006 Executive Session minutes. Mr. Martin asked that the council consider changing the July 10, 2006 minutes to reflect that natural stone was included in his motion with regard to the definition section 6.2. Mr. Clark made a motion to approve the minutes as recorded with the recommended change by Councilman Martin. The motion was seconded by Dr. Johnson. The motion carried unanimously.

Mayor Pro Tem Rodriguez requested that the council take action on Mayor Sikes' appointment of David Mellard to fill the vacancy on the Zoning Board of Appeals. Mr. Martin made a motion to appoint Mr. Mellard for the vacancy. The motion was seconded by Mr. Clark. The motion carried unanimously.

CONSENT AGENDA

Mr. Powell presented the following Consent Agenda:

1. Approval of Agreement for Engineering Services between the City of Lawrenceville, the Downtown Development Authority for the City of Lawrenceville, and Tunnell-Spangler-Walsh & Associates, Inc. See Agreement for Engineering Services, attached hereto as Exhibit "A."
2. Approval of Phase I of the Walking Trails design presented by Hayes James & Associates and proceeding with acceptance of the TE Grant for the project. See sketch of Phase I Walking Trails design, attached hereto as Exhibit "B."
3. Approval of Proposal from Johnson Controls, Inc. for the HVAC design, fire alarm layout, fire protection layout, controls work, and startup on existing air handling unit in the amount of \$93,650.00 for the build out on the fourth floor of Lawrenceville City Hall. See Proposal from Johnson Controls, Inc. attached hereto as Exhibit "C."

There was some discussion about item #2 not being properly portrayed. After the Mayor Pro Tem pointed out that the item was not properly portrayed to the council, Mr. Clark made a motion to approve the Consent Agenda with the exception of item #2, which will be carried forward to the September meeting. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING – OLD BUSINESS

Mr. Baroni informed the council that the representative for the Smith/Swanson annexation and rezoning request is requesting that action on the annexation and rezoning be tabled until the September meeting. Dr. Johnson made a motion to table both items until the

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

Mr. Leonard presented the second reading of Zoning Ordinance Amendment Article VII, Section 7.5 dealing with RM zoning. Mr. Martin made a motion to approve the ordinance amendment with up to 25% stone. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

Mr. Powell presented the second reading of the Ad Valorem Tax Ordinance. Mr. Powell stated that this ordinance amendment brings the City's Taxation Ordinance into compliance with the recent contract with Gwinnett County for the billing of City taxes. Mr. Martin made a motion to approve the second reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Powell presented the second reading of the City's Body Art Ordinance. Mr. Powell stated that this ordinance amendment is at the request of the Health Department. Mr. Baroni stated that they are requesting that the City adopt the ordinance to make everyone in Gwinnett County follow the same health regulations. Mr. Clark made a motion to approve the Body Art Ordinance. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Powell also presented the second reading of the amendment to Article XXI, Section 21.29 of the Development Regulations. Mr. Powell reiterated that that this change increases the potential jail time from 60 days to 12 months. After some discussion, Dr. Johnson made a motion to approve the amendment. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING – NEW BUSINESS

Mr. G. William Kingsbury requested that his property located at 264 Pineview Drive be rezoned from RS180 to O&N. Mr. Leonard was asked for the Planning Commission's recommendation. Mr. Leonard stated that the Planning Commission recommended approval with a 15' buffer with vegetation in the buffer. With no one in opposition, Dr. Johnson made a motion to approve the recommendation of the Planning Commission. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Rodriguez called on the City Enclave rezoning request. Mr. Lee Tucker requested that the council approve the rezoning request that was presented by Forest Adair to change the zoning conditions of the property located on Gwinnett Drive. Mr. Tucker asked for the approval of the following three items: 25' rear yard buffer, uniform building setback lines of around 40' and the buffer located within the setback. Mr. Leonard informed the council that the request was denied by the Planning Commission. The following individuals spoke in opposition to the request: Regina Van Dyke; Teresa Bond; Gene Haga and Mary Griffin.

requirements and requested that any buffers be left natural, that a different plat was now used from the one they originally discussed with the developer and a concrete barrier is located between their properties. Mr. Martin made a motion to approve the request with the stipulations requested by the developer. The motion died due to the lack of a second. Mr. Clark then made a motion to send the request back to the Planning Commission since a new plat was presented. The motion was seconded by Mr. Martin. The motion carried with Mr. Martin, Mr. Clark voting for the motion. Dr. Johnson voted in opposition to the motion. (See Exhibit File)

Mr. Powell presented the first reading of the Water Conservation Ordinance. Mr. Powell stated that this ordinance was requested by the Water Department to encourage water conservation measures. Mr. Clark made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Powell presented the first reading of the Conservation Subdivision Ordinance. Dr. Johnson made a motion to approve the first reading of the ordinance. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Ms. Kathy Fritz presented a request for a massage therapy license. Mr. Leonard stated that Ms. Fritz' application meets all City requirements. Ms. Fritz stated that she has been in business for 10 years and will be working for The Miracle of Massage on the square. Mr. Martin made a motion to approve Ms. Fritz' massage therapy license. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – NEW BUSINESS

Mr. Paul Austin presented the following list of streets to be included under the Local Assistance Road Program (LARP) for Mr. Jim Steadman: Three Oakes Drive, Blazing Ridge East, Stanley Court, Bedford Bay Trail, Nash Street and Professional Drive. Dr. Johnson made a motion to approve the list of streets. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Chief Johnson presented for council approval the list of streets on the State Highway System where laser and radar can be used. Mr. Martin made a motion to approve the streets. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Brad Leonard presented the demolition bids for 149 Honeysuckle Avenue. Mr. Leonard stated that the low and only bid is from Abatech Diversified Industry, Inc. for \$11,400.00. Mr. Clark made a motion to approve the low bid and proceed with the demolition of this property. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Baroni stated that the City has received a \$15,000.00 local assistance grant for its downtown revitalization effort. Mr. Baroni requested that the council utilize the grant to fund the City's portion of the Downtown Center study by Tunnell, Spangler and Walsh. Mr. Baroni also stated that the Downtown Development Authority will be funding another \$15,000.00 for the study. Dr. Johnson made a motion to approve applying the local assistance grant funding to the City's portion of the Tunnell, Spangler and Walsh study. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Baroni presented the election notice calling for the election and giving pertinent dates and fees for the various offices. Mr. Clark made a motion to approve the notice. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File)

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

After the Executive Session, the City Attorney explained to those present what occurred in the Executive Session.

There being no further business, the meeting was adjourned.

David Rodriguez, Mayor Pro Tem

Robert P. Baroni, City Clerk