

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 September 8, 2008 Regular and Executive Session minutes and the September 17, 2008 Special Call meeting minutes. Dr. Johnson made a motion to approve the minutes as recorded. The motion was seconded by Mr. Crow. The motion carried unanimously.

Mayor Millsaps asked for any agenda additions or deletions. Mr. Baroni asked that a resolution on the Comprehensive Plan update be added at the request of Precision Planning. The council agreed.

PUBLIC HEARINGS – OLD BUSINESS

Mr. Leonard presented the second reading of an 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. Leonard informed the council that these amendments deal with accessory buildings and essentially eliminates special exceptions. After some discussion, Mr. Martin made a motion to approve all sections with the exception of 6.2 and 7.1. The motion was seconded by Dr. Johnson. The motion carried unanimously. (See Exhibit File) Mr. Martin then made a motion to table 6.2 and 7.1 to the work session. The motion was seconded by Mr. Clark. The motion carried unanimously.

Mr. Jason Marabella presented the second reading of the rezoning request for the property located at the corner of Springlake and Paper Mill Roads. Mr. Marabella stated that the owner plans to open and operate a Mexican restaurant on the site. He also stated that she is using cash and is not financing the project. Mayor Millsaps asked if there was any opposition from the audience. There was none. Mr. Martin then made a motion to approve the rezoning subject the following:

- a) per the attached three-building site plan – stipulations supercede site plan.
- b) building façade shall consist of brick, stack stone and not be more than 15% stucco per façade.
- c) residential treatments shall be used in order to blend development with surrounding neighborhoods.
- d) final building plans and elevations should be approved by the Mayor and City Council before development permits are issued.
- e) include 10' landscape strip.
- f) applicant shall install street trees along the length of Paper Mill Road; street trees shall be 3" caliper and install every 35' on center.
- g) a 40' buffer with detention outside the buffer.
- h) 5' sidewalk along the frontage.
- i) 15' landscape strip.

Mr. Powell stated that prior to a permit being issued, the plans need to flow through the Planning Commission and the Mayor and Council. Mr. Martin amended his motion to reflect Mr. Powell's instruction. The motion was seconded by Mr. Clark. The motion carried with Mr. Clark, Mr. Crow and Mr. Martin voting for the motion. Dr. Johnson voted in opposition to the motion. (See Exhibit File)

PUBLIC HEARINGS – NEW BUSINESS

Mr. Leonard presented the first reading of SU-08-06 for the Wine Shop in the Downtown Overlay district and serving alcohol in a supplemental zone. Dr. Johnson made a motion to proceed to the second reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – NEW BUSINESS

Mr. Farmer explained the Gas Supply Portfolio III and asked that a resolution approving it be adopted.

Mr. Farmer stated that the resolution includes the first amendment to supplemental contract Gas Portfolio III project and second amendment to the gas supply contract between the Municipal Gas Authority and the City of Lawrenceville. Dr. Johnson made a motion to approve the resolution. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Paul Hoover presented addendums IV & V to the Agreement for Engineering Services with Precision Planning for the Police Department building. Mr. Martin made a motion to table this matter until the work session. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Gussio asked that the council adopt a resolution to condemn property for a gas easement located at the corner of State Route 20, Old Peachtree Road and Swing Circle. Mr. Gussio stated that he hopes to resolve this matter without condemnation but would need the resolution in case the negotiations failed. Mr. Clark made a motion to adopt the resolution for the condemnation of a gas easement. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the first reading of the FACT Act ordinance. Dr. Johnson made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File) The Council agreed to address the second reading at the Special Call meeting on October 15, 2008.

Mr. Gussio presented a contract for the mapping services. Mr. Gussio gave the background concerning the bid and the need to negotiate with the second bidder. Mr. Gussio stated that the bid price is now \$179,234.00. Mr. Crow made a motion to approve the mapping services bid with Utility Support Systems. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Steve Sappington of Precision Planning presented the Comprehensive Plan resolution for council approval. Mr. Clark made a motion to table this matter until the Special Call meeting since the draft of the changes was not received. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Powell stated that since the Accessory Use Ordinance was tabled, the council should extend the moratorium on adding accessory use buildings until November. Mr. Crow made a motion to extend the moratorium. The motion was seconded by Mr. Clark. The motion carried unanimously.

Dr. Johnson made a motion to adjourn into Executive Session to discuss one real estate issue and two matters of litigation. The motion was seconded by Mr. Crow. The motion carried unanimously.

After the Executive Session, Mr. Powell explained that two matters of litigation and one real estate issue were discussed. No vote was taken.

There being no further business, the meeting was adjourned.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk