

Mayor Millsaps called the regularly scheduled meeting of the City Council to order at 7:00 P.M. with all Council Members present.

Mayor Millsaps then called for the approval of the March 2, 2009 Regular and Executive Session minutes, the March 10, 2009 Special Call meeting minutes, and the March 18, 2009 Special Call meeting and Executive Session minutes. Mr. Crow made a motion to approve the minutes as recorded. The motion was seconded by Ms. Beiser. The motion carried unanimously.

Mayor Millsaps informed the council that two items have been presented as additions to the agenda. The items are a Community Development Block Grant resolution and a moratorium on metal buildings in Lawrenceville. The council agreed to place both items on the agenda.

Mayor Millsaps read a proclamation entitled Donate Life Month and read the changes to the July meeting dates for the purpose of public notification.

Mayor Millsaps presented his appointment for the unexpired term of Marie Beiser's post on the Downtown Development Authority. His appointment is Meg Earhart. Mr. Clark made a motion to approve the Mayor's appointment. The motion was seconded by Mr. Martin. The motion carried unanimously.

Mayor Millsaps presented the Consent Agenda items which are as follows:

CONSENT AGENDA

1. Approval of Police Station Right of Way Dedication to the Georgia Department of Transportation attached hereto as Exhibit "A".
2. Approval of a Franchise Agreement with Walton EMC, attached hereto as Exhibit "B", subject to the addition of a provision restricting the franchise to areas designated to Walton EMC in the Georgia Territorial Electric Service Act.

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

PUBLIC HEARINGS – OLD BUSINESS

Mr. Eric Johanson presented the second reading of the Special Use Permit for Gobran Auto Sales at 417 Buford Drive. He is asking for a used auto sales lot. Mayor Millsaps asked if there was any opposition from the audience. There was none. Mayor Millsaps then called for a motion. Ms. Beiser made a motion to approve the Special Use Permit with the following conditions:

1. The monument sign shall match the building architecture and be finished with the same building masonry elements.
2. The SUP shall immediately expire if the applicant vacates the property or if the property owner changes.
3. All repair work in the associated automotive garage shall be limited to that of the used cars for sale on the same property.
4. The proposed access driveway to the rear of the Subject Property shall be removed.
5. The Subject Property shall be granted an SUP approval for both used car sales and used car service. The used car service shall be limited to that of the cars for sale on the Subject Property.
6. The proposed building shall be finished with four sides of masonry elements and limited to either traditional brick or natural stone. The service portions of the building will be permitted to have two metal roll-up garage doors on both sides of the building and the sales portion of the building shall be allowed to have traditional store front window treatments and other metal accents. No EIFS shall be permitted on the proposed building. The roof shall be pitched and treated with a standing seam metal roof.
7. The automotive service garage areas shall be equipped with floor drains and connected to a minimum 500 gallon oil/water separator to treat any garage surface runoff prior to entry of the sanitary sewer system.
8. Provide insulation along all interior walls and roof portions of the service portions of the proposed building to aid in the abatement of sound being emitted.
9. Provide a 25 foot re-graded and re-planted residential buffer immediately adjacent to the common property line separating the RS-150 and BG properties. The 25 foot re-graded and re-planted residential buffer shall include a minimum 3 to 4 foot tall earthen berm and three staggered rows of evergreen trees, minimum 8 to 10 feet tall at time of planting and spaced on 12 foot centers. The evergreen trees shall contain an equal distribution of Leyland Cypress, Nellie R. Stevens Hollies and Southern Magnolias.
10. Provide a 5 foot landscape strip on the side property lines separating the Subject Property and the other commercially zoned properties. The 5 foot landscape strip shall be planted with a single row of "Natchez" Crape Myrtle trees, minimum 6 foot tall at time of planting and spaced on 15 foot centers.
11. Provide a 15 foot landscape strip outside the right of way of Buford Drive to be planted with a double staggered row of 3 inch caliper street trees. The street trees will be deciduous trees and intended to improve the aesthetics from Buford Drive.
12. Construction to be site and building plan specific.
13. Repair the fence along the property line of the neighbors that is broken.

The motion was seconded by Mr. Martin. The motion carried with Ms. Beiser, Mr. Crow and Mr. Martin voting for the motion. Mr. Clark voted in opposition to the motion. (See Exhibit File)

Mr. Gene Brinkley presented the Special Use Permit request for the Quinn House. Mr. Brinkley asked for a change of conditions, particularly the extension of Condition 8 that required they vacate the Perry Street location within six months and asked for an extension to 21 months. Mayor Millsaps asked if there was any opposition from the audience. There was none. Mr. Martin then made a motion to approve the time extension. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the second reading of the amendment to Section 4-102 of the Development Regulations. Mr. Gussio stated that the only change from the first reading was the pole option and a minimum of 20 feet in height. Mr. Crow then made a motion to approve the amendment to Section 4-102 of the Development Regulations. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

PUBLIC HEARING - 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. Marcus Schwab presented a Special Use Permit for the Italia Café. Mr. Schwab requested on behalf of Italia Café a permit to serve alcohol within the supplemental zone. Mr. Martin made a motion to approve the request subject to it being for beer and wine only. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Gussio explained the provisions of the WRT contract. He asked that the contract be approved subject to the final land swap with Gwinnett County. Mr. Crow made a motion to approve the contract. The motion died due to the lack of a second.

COUNCIL BUSINESS MEETING – NEW BUSINESS

Mr. Hoover explained Addendum VI of Precision Planning Inc.'s agreement for the construction phase of the police building. Mr. Gussio stated that this is the same agreement that he passed out at the last work session. The total contract price is \$227,447.50. After a brief discussion, Mr. Martin made a motion to approve Addendum VI. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Captain Jeff Smith presented the Justice Assistance Grant for council approval. The council unanimously instructed Captain Smith to move forward with the grant application process. (See Exhibit File)

Mr. Gussio presented the first reading of an amendment to the City Charter regarding council voting. Mr. Gussio was instructed to add "if four members are present with an abstention". 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. Baroni presented a resolution authorizing him to apply for Community Development Block Grant funds for 2010. The funding will be used for handicapped sidewalks and street paving in the housing authority. Mr. Clark made a motion to approve the resolution. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Clark asked for a moratorium on metal buildings in the City of Lawrenceville. A discussion of the recently approved project of G.S. Construction Company on Lyle Circle followed. The council agreed that this project fell under the provision outlined in the moratorium and did not apply to that project. Mr. Clark made a motion to approve the moratorium. The motion was seconded by Ms. Beiser. The motion carried with Mr. Clark, Ms. Beiser, Mr. Martin voting for the motion. Mr. Crow abstained. (See Exhibit File)

Ms. Beiser made a motion to adjourn into Executive Session to discuss five matters of litigation and four real estate issues. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

After the Executive Session, Mayor Millsaps re-convened the regularly scheduled council meeting. Mr. Gussio then explained that five matters of litigation and four real estate issues were discussed. No action was taken.

Mayor Millsaps stated that since the City is requiring through the Special Use Permit process for the Quinn House that security checks be done on all residents, he is requesting that the fee from the Police Department be reduced to \$7.50. The council agreed.

There being no further business, Mr. Martin made a motion to adjourn. The motion was seconded by Mr. Clark. The motion carried unanimously.

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk