

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

Mayor Millsaps called for the approval of the minutes from the August 3, 2009 Regular and Executive Session; August 19, 2009 and August 26, 2009 Special Call and Executive Sessions; and the August 31, 2009 Special Call Meeting. Mr. Crow made a motion to approve the minutes as presented. The motion was seconded by Ms. Beiser. The motion carried unanimously.

Mayor Millsaps asked that the Council add Item #4 as Council Business Meeting - New Business - Compliance Policy to help with Federal Requirements for the Water Grant. The council agreed.

Mr. Clark asked that Item #4 on the Consent Agenda be removed and placed on the Council Business Meeting – New Business agenda. Mayor Millsaps stated that this would be Item #5 under Council Business Meeting - New Business. The council agreed.

Mayor Millsaps read a proclamation on National Preparedness Month. (See Exhibit File)

Mayor Millsaps presented the amended Consent Agenda.

#### CONSENT AGENDA

1. Approval of the agreement between Lawrenceville and Kimley-Horn and Associates, Inc. in the amount of \$29,470.00 for professional traffic and engineering services attached hereto as Exhibit "A".
2. Approval of the franchise agreement between Lawrenceville and Jackson EMC attached hereto as Exhibit "B".
3. Approval of the agreement between Lawrenceville and MERS for owner information on abandoned and unmaintained properties.

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

#### PUBLIC HEARING - OLD BUSINESS

Mayor Millsaps stated that this item of business is the second reading of an amendment to the Zoning Ordinance concerning signs. Mayor Millsaps stated that the staff is recommending tabling for further discussion at the Work Session. Mr. Crow made a motion to table this matter. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Chris Metzler presented a Special Use Permit to sell beer and wine at his pizza establishment at 3157 Sugarloaf Parkway. Mr. Leonard stated that this is the second reading and that the Planning Commission recommended approval of the permit. Ms. Judy Malley of 562 Bellbrook Court spoke in opposition to the permit application. Ms. Malley stated that this was within 270 feet of a daycare center, that Mr. Metzler knew of the restriction on alcohol before he bought the location. Mayor Millsaps asked if there was any other opposition to the application. There was none. Mr. Clark then made a motion to approve the Special Use Permit. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

#### PUBLIC HEARING - NEW BUSINESS

Mr. Jay Markwalter presented an application for a Special Use Permit for the outside sale of alcohol for an LTTA event on October 17, 2009. Mr. Markwalter asked that the council approve the Special Use Permit as drawn, waive the fees and request that the staff work on ordinance amendments to streamline this process. After some discussion, Ms. Beiser made a motion to approve the Special Use Permit as requested by Mr. Markwalter. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

#### COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Gussio presented the second reading of the amendments to Section 32-224 of the City Code of Ordinances. Mr. Gussio stated that the City's old ordinance was too generic for the current state of technology and that this ordinance amendment helps rectify that. Mr. Crow then made a motion to approve the ordinance as presented. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented and explained the DDA lease agreement for the Welcome Center. Mr. Crow made a motion to approve the lease agreement. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

#### COUNCIL BUSINESS MEETING – NEW BUSINESS

Mayor Millsaps presented the first reading of the alcohol ordinance amendment. 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. Austin presented the Forest Hills/Carver Circle paving project. Mr. Austin stated that previously the City looked at paving both streets with curb & gutter. The City earlier agreed to compensate the property owners for rights of way, however, we met with resistance. Mr. Austin recommended that the paving be done on existing right of way and include milling the streets. Mr. Crow then made a motion to approve both projects

under the City's paving contract and include milling. Mr. Crow also asked that this project be included under the SPLOST program. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented four emergency nuisance complaints for the following properties: 210 Dogwood Lane, 55 Village Way, 314 Chestnut Street and 801 Scenic Park Court. Mr. Gussio stated that all properties have high weeds and clutter and that they are unable to contact any owner. Mr. Crow made a motion to designate the properties as a nuisance. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the City's proposed Compliance Property for 40 C.F.R., Parts 5 & 7, Grievance Procedure. Mayor Millsaps stated that this Compliance Policy is required to receive federal funding for the water lines. Ms. Beiser made a motion to approve the policy. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. Steadman presented Phase II of the City's Road Paving Project. Mr. Steadman recommended extending Gary's Grading and Pipeline Company's contract. After some discussion, Mr. Martin made a motion to approve the first two-thirds of the schedule as presented. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Crow then made a motion to adjourn into Executive Session to discuss two matters of real estate, one litigation and one personnel matter. The motion was seconded by Ms. Beiser. The motion carried unanimously.

After the Executive Session, Mr. Gussio explained that two votes were taken. One vote was unanimous, the second passed with one abstention.

Mr. Gussio asked that the City Council approve the Mayor's signature on the MEAG Bond Validation documents subject to the City Attorney's review and approval. Mr. Clark made a motion to approve the Mayor executing the documents subject to Mr. Gussio's approval. The motion was seconded by Mr. Crow. The motion carried unanimously.

Mr. Crow then made a motion to adjourn. The motion was seconded by Mr. Clark. The motion carried unanimously.

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Rex Millsaps, Mayor

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Robert P. Baroni, City Clerk