

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 then called for the approval of the minutes of the November 9, 2009 Regular and Executive Sessions and the November 18, 2009 Special Call and Executive Sessions. Ms. Beiser made a motion to approve the minutes as recorded. The motion was seconded by Mr. Crow. The motion carried unanimously.

Mayor Millsaps then presented the Consent Agenda which is as follows:

CONSENT AGENDA

1. Approval of the posting of the Director of Planning and Zoning and Economic Development Officer job openings on the City and Georgia Municipal Association websites, instead of hiring a headhunter to fill those positions.

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

PUBLIC HEARING - OLD 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. Michael Sullivan presented the second reading of the tall structure permit request on the Central Baptist Church property for the T-Mobile Corporation. Mr. Sullivan discussed the balloon test that was requested by the council and advised those present that the tower will be 827 feet from the nearest residents. Mayor Millsaps asked if there was any opposition to be heard prior to the vote. Mr. Rodney Camren, 271 Sherwood Drive, asked the council to address health concerns from radio waves. Mr. Camren indicated that most authorities feel that the towers need to be at least 1500 feet from residences. The council asked the possibility of an 85-foot tower versus 190-foot tower. Mr. Butler Fevier of T-Mobile Corporation stated that to do this would require at least two to four towers. Mr. Sullivan then addressed Mr. Camren's statement concerning the health issues. He stated that World Health Organization feels there is no health hazard from radio emission exposure from cell towers. Mr. Sullivan stated that the tower height is determined by the area needed to be serviced. After a lengthy discussion, Mr. Martin made a motion to approve the request with the condition that it be dismantled if not in use for 12 months and that the entrance road be paved, allowing access to the City property. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Ms. Tracy Blasi presented a Special Use Permit at the northeast corner of Gwinnett Drive and Scenic Highway. Ms. Blasi stated that her client is planning to take over the carwash and add emissions testing. She stated that there would be no addition to the building. Mr. Crow inquired about the availability of sanitary facilities at this location. Ms. Blasi indicated that she does not know but that she will find out. Mr. Doug Nash spoke in opposition to the Special Use Permit. After some discussion, Mr. Crow made a motion to table this matter until the next meeting. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mr. William Walgren presented a Special Use permit for a game/billiards room at 102 Stanley Court, Suite D. Mayor Millsaps asked for opposition. There was none. Mr. Crow then made a motion to approve the Special Use Permit with the conditions set by the Planning Commission. (Two signs posted one stating no alcohol to be sold or brought in and one stating no gambling allowed.) The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Mark Merritt presented a Special Use Permit for automotive sales and repairs at Suite C, 693 Grayson Highway. Mr. Merritt stated that he was trying to bring the entire complex into zoning compliance with his request. He informed the council that Suite C will be used for a repair shop only. Mayor Millsaps asked for opposition. There was none. Mr. Martin made a motion to approve the Special Use Permit with one used auto sales unit and one auto repair shop allowed on the site. The motion was seconded by Mr. Crow. The motion carried unanimously.

PUBLIC HEARING - NEW BUSINESS

Mayor Millsaps presented the first reading of the amendment to the Group Home Ordinance. Mr. Crow made a motion to approve the first reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Jay Markwalter presented a Special Use Permit for a beer garden on Perry Street for December 31, 2009. Mr. Markwalter stated that this Special Use Permit is exactly the same as the one used at the Rock & Rib Fest. The layout and type of events will be the same. Mr. Markwalter also requested that the council waive the fee for this event. Mr. Crow made a motion to approve the request. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

COUNCIL BUSINESS MEETING – OLD BUSINESS

Mr. Martin presented the Web Hosting Agreement between the City of Lawrenceville and Rock, Paper, Scissors. Mr. Martin then made a motion to approve the agreement with the gold package. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the second reading of the amendment to Chapter 17 of the General Code of Ordinances; amendment to Article XXI of the Development Regulations and the Amendment to Chapter 11 of the Code of Ordinances. Mr. Gussio stated that the objective of the amendments is to move Quality of Life issues from the Development and Zoning Regulations to the City Code of Ordinances. Mr. Gussio stated that the amendments make a substantial change to the nuisance procedure and bring the procedure into compliance with the State law. Mr. Crow then made a motion to approve the amendments as presented by Mr. Gussio. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Ms. Melody Glouton presented the status of the vacant positions of the Planning and Zoning Director and Economic Development Officer. No action was taken due to the current economic situation.

Mr. Powell presented a report to the council on the Mayor's action regarding Precision Planning. Mr. Clark made a motion to accept the report and have a Special Call meeting December 16, 2009 to hear the Mayor's response. The motion was seconded by Mr. Martin. Mr. Crow asked that the Mayor have ample time for a review. After some discussion, the motion failed with Mr. Clark voting for the motion. Mr. Martin, Ms. Beiser and Mr. Crow voted in opposition to the motion. Mr. Martin then made a motion to carry this item to the January meeting with the stipulation that the Mayor may request more time if needed. The motion was seconded by Ms. Beiser. The motion carried unanimously.

COUNCIL BUSINESS MEETING – NEW BUSINESS

A brief discussion was held concerning annual employee raises. No action was taken. The Mayor recused himself from the next two items concerning the Police Building and left the room. This was due to his relationship with Precision Planning, Inc.

Mr. Doug Bristol presented the council with the results of his negotiations to lower the bid price of the Low Voltage System for the Police building. Mr. Bristol stated that the negotiations went from \$992,948.09 to \$919,134.70. Mr. Martin indicated that he thought the insurance bond was excessive and to have an invoice at the work session. No action was taken on the report.

Mr. Paul Hoover presented the bid recommendations for the furniture in the Police Department. Mr. Hoover recommended that the City accept the following bids:

General Furniture and Work Station Systems - DeKalb Office	\$414,185.79
Specialty Storage - Walter Hopkins	103,300.93
Specialty 911 Work Stations - Watson Dispatch	33,496.95
Exercise Equipment - Fitco Fitness	<u>27,799.39</u>
Total	\$578,783.06

Ms. Beiser made a motion to accept Mr. Hoover's bid recommendations. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps called on Mr. Baroni to present the insurance recommendation. Mr. Baroni asked that the item be tabled. Mr. Crow made a motion to table this matter. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the pole Agreement with Charter Communications. Mr. Crow asked that the City get a good contact number for Charter. Mr. Clark then made a motion to approve the pole agreement. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Baroni presented the following 2009 election results:

November 3, 2009 General Election:

Council Post 3

John Merrill	261
Doug Nash	201
Katie Hart Smith	399

Council Post 4

Peter "P.K." Martin, IV	481
Rodney Lee Camren	390

December 1, 2009 Run-Off:

Council Post 3

John Merrill	201
Katie Hart Smith	222

Mr. Crow made a motion to certify the 2009 election results. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Markwalter presented the LTTA contract; hotel/motel tax budget and funding of the Visitors Center staffing. Mr. Clark then made a motion to approve all three items. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mr. Clark presented a budget/audit resolution. The resolution is to create a budget and audit committee. Mr. Clark made a motion to adopt the resolution. The motion was seconded by Mr. Martin. The motion failed with Mr. Clark and Mr. Martin voting for the motion. Mr. Crow and Ms. Beiser voted in opposition to the motion. Mayor Millsaps broke the tie in opposition to the resolution. (See Exhibit File)

December 7, 2009

Page 5 of 5

Mr. Crow made a motion to adjourn into Executive Session to discuss two litigation matters and one attorney client privilege. The motion was seconded by Mr. Clark. The motion carried unanimously.

After the Executive Session, Mr. Gussio stated that three votes were taken. Two votes were unanimous. One vote passed with one Council Member voting in opposition.

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

Rex Millsaps, Mayor

Robert P. Baroni, City Clerk