

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 minutes of the December 17, 2008 Executive Session, the January 5, 2009 Regular and Executive Sessions and the January 21, 2009 Work Session and Executive Session. Mr. Martin made a motion to approve the minutes as recorded. The motion was seconded by Ms. Beiser. The motion carried unanimously.

Mayor Millsaps asked if there were any additions to the agenda. Mr. Baroni asked that approval of the landscaping bids be added to the agenda. The council agreed.

Mayor Millsaps presented the Consent Agenda.

### CONSENT AGENDA

1. Approval of the agreement attached hereto as Exhibit "A" between Lawrenceville and Utility Support Systems, Inc. for maintenance and improvements to the City's electric system.
2. Approval of the elimination of the position "Economic Analyst" from the Gas Department's job classifications, all as more particularly described on the correspondence attached hereto as Exhibit "B".
3. Approval of the revised Police Department Operations Manual attached hereto as Exhibit "C".

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

### PUBLIC HEARINGS – OLD BUSINESS

Mr. Jason Marabella presented a rezoning request for Mr. John B. Williams' property located at the northwest corner of Highway 29 and Hosea Road. Mr. Marabella stated that Mr. Williams is requesting that the property be rezoned from HSB to L&M. Mr. Marabella stated that it would be very difficult to comply with the stipulations requested by the Planning Commission especially with the requirement to pave the entire tract. After much discussion, Mr. Marabella asked that his rezoning request be withdrawn. Mr. Martin then made a motion to approve the withdrawal. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the second reading of the amendment to the Zoning Ordinance, Article X, Sections 10.1, 10.2, 10.4, 10.5 and 10.9 – Signs. Mayor Millsaps asked if there was any discussion. There was none. Ms. Beiser then made a motion to approve the second reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mr. Gussio explained the second reading of the amendment to the Zoning Ordinance, Article VII, Sections 7.1, 7.3, 7.3.1 and 7.4 – Accessory Uses. After the brief explanation by Mr. Gussio, Mr. Martin made a motion to approve the ordinance amendment. 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 34-101 of the Code of Ordinances. Mr. Gussio explained that the amendment basically changes the fee for outdoor patio-type sales of alcohol and the time frame for getting the license. This amendment would eliminate the approval of the Planning Commission and the second reading. Mr. Clark then made a motion to approve the amendment as presented. The motion was seconded by Mr. Crow. 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.

Mayor Millsaps called for the first reading of the rezoning request by Mr. Michael Salvo for the property at 526 Lyle Circle. He requested that the property be rezoned from RS-150 to BG. Mr. Clark made a motion to approve the first reading. The motion was seconded by Mr. Martin. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps called for the first reading of the Special Use Permit at 417 Buford Highway. The applicant plans to use the location as a used auto sales and a repair business. Mr. Clark made a motion to approve the first reading. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

#### COUNCIL BUSINESS MEETING – NEW BUSINESS

Ms. Christie Sims of Hayes, James & Associates presented the Phase II Heritage Trail agreement for design services for council approval. Ms. Sims stated that the agreement is in the amount of \$166,600.00 for the engineering work for the TE Grant of \$400,000.00. Mr. Martin made a motion to approve the agreement. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Gussio presented the GEFA loan resolution and contract for council approval. Mr. Gussio stated that the City could use this is a draw-down type loan for the Water Department. Ms. Beiser made a motion to approve the contract and GEFA loan resolution. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the resolution of the council adopting the six goals approved at the recent retreat. Ms. Beiser made a motion to approve the resolution. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the first reading of the amendments to Chapter 3-501 of the Code of Ordinances. Mr. Crow made a motion to approve the first reading. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the first reading of the amendments to Chapter 11-107 of the Code of Ordinances. Mr. Crow made a motion to adopt the first reading. The motion was seconded by Mr. Clark. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the first reading of the amendments to Chapter 31-114 of the Code of Ordinances. Mr. Crow made a motion to approve the first reading. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the first reading of the amendments to Chapter 46 of the Code of Ordinances. Mr. Martin made a motion to approve the first reading. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mayor Millsaps presented the landscaping bids for 2009 City work projects. Mayor Millsaps stated that five people picked up the bid packet, three attended the mandatory pre-bid conference and one bid was submitted by Leach Landscaping in the amount of \$67,728.86. Mayor Millsaps stated that the bid was in line with what was spent during the previous years. Mr. Martin then made a motion to approve the landscaping bid. The motion was seconded by Mr. Crow. The motion carried unanimously. (See Exhibit File)

Mr. Gussio asked that the council adjourn into Executive Session to discuss four property acquisition issues and one potential litigation matter. Mr. Crow then made a motion to adjourn into Executive Session. The motion was seconded by Ms. Beiser. The motion carried unanimously. (See Exhibit File)

After the Executive Session, Mr. Gussio explained to those present that four matters of property acquisition and one litigation matter were discussed. No action was taken.

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

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Rex Millsaps, Mayor

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Robert P. Baroni, City Clerk