

**AGENDA SUMMARY
CITY OF SUGAR HILL
COUNCIL MEETING
MONDAY, JANUARY 9, 2006
7:30 PM COMMUNITY CENTER
1166 CHURCH STREET, SUGAR HILL**

Oath of Office – Mayor Gary Pirkle, Council Member Mike Sullivan, Council Member Nick Thompson

Call to Order – Mayor Pirkle. Present were Council Members Marc Cohen, Steve Edwards, Mike Sullivan and Nick Thompson. Council Member Clint Thompson was not present. Also present were City Manager Bob Hail, City Attorney Lee Thompson and City Clerk Jane Whittington.

**Pledge of Allegiance to the Flag
Invocation**

Approval of Agenda – The City Manager requested that Item #6 be tabled for 30 days to allow a meeting with the County. Council Member Cohen motioned to approve the Agenda as amended. Council Member Sullivan seconded the motion. Approved 4-0.

Approval of Minutes - Minutes of Council Meeting December 12, 2005. Council Member Edwards motioned to approve the Minutes as written. Council Member Sullivan seconded the motion. Approved 4-0.

**City Attorney's Report
Council Reports
Mayor's Report
City Clerk's Report
City Manager's Report**

Unfinished Business

PUBLIC HEARING VAR-05-011, Showcase Communities, 7-347-004, 136 & 138, Reduce Buffers - Schultz explained the variance and changes brought forward from the Work Session. He called 11 adjoining property owners and some of them objected to the variance as presented. Staff recommends denial but if the Council chooses to approve then he has set 5 conditions on approval. The Public Hearing was opened and Joe Nodvin spoke for the project and explained the changes in the buffer requests. J.W. Bailey spoke regarding requests he would have of the variance was approved. Michele Sneikowski, Roseview Dr. presented a petition signed by 14 residents buffering the project. They are in opposition to the 15' buffer and to the walkway. They agree to the Planning Staff's conditions with modifications. They want a 25' undisturbed buffer. Several other residents spoke in opposition to the variance, Don Shaw, Rouhangiz Vakili, 825 Links View Dr.

Mr. Nodvin's reply to the undisturbed buffer was that several of the homeowners have already disturbed the buffer so 25' of the 50' buffer would not be able to be undisturbed in some areas. Council agreed that the screening would be uniform and replanting might be necessary in some areas. The Planning Department will determine where plantings need to occur. Council Member Edwards motioned to approve VAR-05-011 with staff conditions reducing the buffer from 75' to 50' all the way around; additionally deleting the walkway. Council Member Cohen seconded for discussion and stated that the Bridge property had requested that the buffer be undisturbed around their property line. They added condition #6 and #7. Council Member Cohen's second stands. Approved 4-0.

Citizens and Guests Comments

New Business:

Chief Judge & Associate Judge Appointments – Council Member Cohen motioned to appoint Margaret Washburn as Chief Judge and Chris Adams and Charles Barrett as Associate Judges. Council Member seconded the motion. Approved 4-0. Judge Washburn requested that since the City now has 2 Code Enforcement Officers that court should be held once a month instead of every other month. The City Attorney stated that the court is set by ordinance and would have to be amended. They will prepare an amendment and have ready for the February Council meeting.

Mayor Pro Tem Appointment – Council Member Edwards nominated Nick Thompson as Mayor Pro Tem. There were no other nominations so the nomination was approved 3-0-1 with Council Member Nick Thompson abstaining. Mayor Pirkle swore him in as Mayor Pro Tem.

Planning Commission Appointments – There are 2 Commission seats expiring. Granville Betts does not want to continue to serve and Chadd Hall does want to continue to serve on the Commission. Council Member Edwards nominated Kim Hall to serve in the Post currently held by Granville Betts. There were no other nominations and it was approved 4-0.

Council Member Nick Thompson nominated Chadd Hall to continue to serve in his current seat. There were no other nominations so it was approved 4-0.

PUBLIC HEARING AX-05-009 & RZ-05-013 to be heard as one project

AX-05-009, Tax Parcel: 7-319-025, Plantation Associates, LLC requesting to rezone .57 acre to RS-100/PRD to be included with RZ-05-013. Original annexation was AX-04-028 annexed and rezoned on March 14, 2005 known as the Daniel Creek Development. Property currently zoned R-100 in Gwinnett County located off Suwanee Dam Rd. – Schultz

RZ-05-013, Tax Parcel: 7-319-023, 024, 025 & 026, Plantation Associates, LLC requesting to modify and existing RS-100/PRD by including parcel 7-319-026, Annexation AX-05-009. Original annexation was AX-04-028 annexed and rezoned March 14, 2005. Development known as Daniel Creed will contain 9.25 acres located off Suwanee Dam Rd. – Schultz explained that this project was previously approved and this portion of land was not included when they came for approval. They are requesting to be grandfathered as part of the conditions and zoning of the current subdivision. The Public Hearing was opened and Robert Bondi spoke for the applicant. No one spoke in opposition to the project so the Public Hearing was closed. Council Member Sullivan had questions regarding the placement of the school bus shelter. Council Member N. Thompson asked if any of the lots would have restricted access because of the gate and it was explained that they would not. Council Member Cohen motioned to approve AX-05-009 and RZ-05-013 with the staff recommendations. Council Member Sullivan seconded. Approved 4-0.

AX-05-010, Tax Parcel: 7-321-018 & 028, Jarod A. “Jay” Stephens requesting to annex and rezone 2.87 acres to HSB with a Special Use Permit for a landscaping business. Property located at 5442 GA Hwy 20 and currently zoned R-75 in Gwinnett County. – **Tabled for 30 Days.**

RFP – West Broad Street Design – Council Member Cohen motioned to direct the City Manager to prepare and advertise for RFP’s to be submitted for the design of West Broad Street improvements in accordance with the City’s Town Center Master Plan. Council Member N. Thompson seconded the motion. Approved 4-0.

Executive Session: Legal, Real Estate and/or Personnel: Council Member N. Thompson motioned to enter Executive Session at 9:10 p.m. Council Member Cohen seconded the motion. Approved 4-0.

Adjournment: The meeting was reconvened and there was not action from Executive Session. Council Member Sullivan motioned to adjourn at 9:40 p.m. Council Member Cohen seconded the motion. Approved 4-0.

Jane Whittington, City Clerk