

**AGENDA SUMMARY
CITY OF SUGAR HILL
COUNCIL MEETING
MONDAY, AUGUST 14, 2006
7:30 PM COMMUNITY CENTER
1166 CHURCH STREET, SUGAR HILL**

Call to Order – by Mayor Pirkle at 7:30 p.m. Present were Mayor Gary Pirkle, Mayor Pro Tem Nick Thompson and Council Members Marc Cohen, Steve Edwards, Mike Sullivan and Clint Thompson. Also present were City Manager Bob Hail, City Attorney Lee Thompson and City Clerk Jane Whittington.

Pledge of Allegiance to the Flag

Invocation – given by Mayor Pirkle

Approval of Agenda – Agenda was amended to put item #9 Fall Festival Update under Council Member Edwards Council report. Council Member Cohen motioned to approve the amended agenda. Council Member Sullivan seconded the motion. Approved 5-0.

Approval of Minutes - Minutes Council Meeting July 10, 2006 were approved as written. Council Member Edwards motioned to approve the Minutes. Council Member Sullivan seconded the motion. Approved 5-0.

City Attorney's Report

Council Reports

Mayor's Report

City Clerk's Report

City Manager's Report

Consent Agenda

- 1. Resolution – Hazardous Waste Trust Fund**
- 2. Resolution – Pre-Disaster Hazard Mitigation Plan**
- 3. Litter Control Ordinance**
- 4. GA DCA Local Assistance Grant Contract**

The City Manager read the items to be voted on and explained what they were. Council Member Cohen motioned to approve the Consent Agenda. Council Member Sullivan seconded the motion. Approved 5-0.

Citizens and Guests Comments

New Business:

PUBLIC HEARING, Resolution – Solid Waste Short Term Work Program – Hail explained that this is the second required Public Hearing which allows public input regarding the City's Short Term Work Program submittal to the Atlanta Regional Commission and the Department of Community Affairs. The Public Hearing was opened and there were no comments from the public so the Public Hearing was closed. Council Member Cohen motioned to approve the Resolution and direct the City Manager to prepare and submit the documents to the ARC and DCA. Council Member Sullivan seconded the motion. Approved 5-0.

PUBLIC HEARING, RZ-06-005, Tax Parcels in 7-320 and 320A, 14 parcels originally part of a PRD Annexation/Rezoning which was approved by the City Council on February 14, 2005, Case # AX-04-029. This project did not materialize and on July 10, 2006 the Council approved rezoning for Case # RZ-06-003 which included parcels in the original site specific PRD thereby nullifying the remaining parcels of the original PRD - Hail explained that these parcels of land need to be zoned back to their original status before the PRD was approved. The citizens received their tax assessments and they have in some cases tripled. Gwinnett County has agreed to go back to January of 2006 and assess the properties back to their original status making the tax bills decrease. The Public Hearing was opened and there were no comments from the public so the Public Hearing was closed. Council Member N. Thompson expressed concerns that the people who have already purchased property as commercial could be affected by buffers when they develop if the properties go back to residential. The City Manager explained that there was a 25' buffer attached to the zoning so they would only have to have a 25' buffer when they develop next to residential. Council Member Sullivan motioned to approve RZ-06-005. Council Member Cohen seconded the motion. Approved 5-0.

Customer Service Floater Position – City Clerk explained the request for making a current part-time position into a full time position and making this a floater to assist in various duties. Council Member Edwards motioned to approve the request. Council Member Cohen seconded the motion. Approved 5-0.

Mosquito Spraying – Mayor & Council discussed at length the spraying for mosquitoes and whether residents should be allowed to opt out. The Mayor explained that he contacted the GA Department of Agriculture and they had no objections to the pesticide used for spraying. It is a fogging method that would occur at 2:00 a.m. He also contacted a local veterinarian and when he explained that the spraying is UV and water sensitive, the vet felt like it was harmless to the animals. Council Member Cohen stated that the opt-out would not work because the spray might float to them if the street behind them was sprayed.

After considerable discussion the council decided to advertise the schedule of the spraying in every way that they can. The website, the marquee and possibly signs at the entrance of the neighborhoods. This is the first year of the program so they will offer an opt-out if 50% +1 on that particular street signs a petition to do so. The Mayor suggested that an opinion poll be at the Fall Festival so they can gather information after the first spraying. He also wants the label of the chemical used to be on the website for review.

Ms Wilma Arrington spoke in opposition to the spraying. She sent several letters to Mayor & Council expressing her concerns.

Council Member Sullivan motioned to implement the mosquito spraying and also an opt-out option on the streets which submit a petition with 50% +1 property owners/residents of that street signing in objection. The spraying will begin after Labor Day Tuesday, September 5th start date. Council Member C. Thompson seconded the motion. Approved 4-1 with Council Member Cohen voting nay.

Fall Festival Update - Edwards

Executive Session: Legal, Real Estate and/or Personnel: No Executive Session was held.

Adjournment: Council Member Cohen motioned to adjourn at 8:30 p.m. Council Member N. Thompson seconded the motion. Approved 5-0.