

**AGENDA SUMMARY
COUNCIL MEETING
CITY OF SUGAR HILL
COUNCIL CHAMBERS
5039 WEST BROAD STREET
SUGAR HILL, GEORGIA
MONDAY, APRIL 11, 2022, 7:30 P.M.**

CALL TO ORDER – by Mayor Brandon Hembree. Present were Mayor Hembree, Mayor Pro Tem Taylor Anderson, Council Members Marc Cohen, Alvin Hicks, Mason Roszel and Jenn Thatcher, City Manager Paul Radford, Assistant City Manager Troy Besseche, City Clerk Jane Whittington and City Attorney Frank Hartley.

PLEDGE OF ALLEGIANCE TO THE FLAG

INVOCATION – given by Council Member Roszel.

OATH OF OFFICE Council Member Alvin Hicks – Mayor Hembree administered the Oath of Office to Council Member Hicks.

APPROVAL OF AGENDA – Council Member Cohen motioned to approve the agenda as submitted. Council Member Roszel seconded the motion. Approved 5-0.

APPROVAL OF MINUTES – Regular Meeting March 14, 2022, Work Session & Executive Session March 7, 2022 – Council Member Thatcher motioned to approve the minutes as written. Mayor Pro Tem Anderson seconded the motion. Approved 5-0.

AWARDS/PRESENTATIONS/PROCLAMATIONS

Proclamations, Dallas Gillespie 2022 Outstanding National Art Honor Society Sponsor of the Year, Annie Park 2022 Southeastern Region Middle Level Art Educator of the Year – Council Member Cohen stated that Dallas Gillespie was not able to attend the meeting tonight. Annie Park was present and Council Member Cohen read the proclamation and presented it to Ms. Park.

Community Garden Board Update – City Manager Paul Radford recognized Steve Graessle, President of the Community Garden Board. Steve introduced the other board members and gave an update on the garden. He thanked the recreation staff for the contributions to the garden such as fencing and irrigation. Steve presented a large thank you card to the city staff, Mayor and Council.

REPORTS

**CITY ATTORNEY
COUNCIL
MAYOR
CITY CLERK
CITY MANAGER
YOUTH COUNCIL**

CITIZENS AND GUESTS COMMENTS – Shawn Still spoke regarding his candidacy for State Senate District 48. Myron Frady, 5508 Sycamore Rd., spoke regarding RZ-21-01. He stated that he is opposed because of the stormwater run-off and blasting of dynamite required for construction.

CONSENT AGENDA

OLD BUSINESS

RZ-21-011, Elmington Residential, Sycamore Rd., 27.724 Acres, Rezone from RS-100 to RS-72 (public hearing held 3-14-22) – Planning Director Awana explained that this application was tabled from the March meeting where the public hearing was held. The property was 27.7 acres with a proposed 86 single-family detached rental homes. The staff has proposed seven conditions that the applicant does not have opposition to. The homes have four different elevations with seven color combinations. Council Member Cohen motioned to approve RZ-21-011 with the conditions as presented. Mayor Pro Tem Anderson seconded the motion for discussion. The project can proceed without rezoning, but it would be restricted to 60 lots instead of 86. The motion and second stands. The motion to approve failed with a 2-3 vote. Council Member Cohen and Mayor Pro Tem Anderson voting yea and Council Members Hicks, Roszel and Thatcher voting nay. There was no subsequent motion so RZ-21-011 will return on the agenda in May.

NEW BUSINESS

Public Hearing, DRB CBD 22-002, NGI Acquisitions, LLC, Design Review Approval, Stanley Street Extension, Residential Component of phased Mixed-Use Development – Planning Director Awana explained that the public hearing will be combined with VAR-22-002. The city received an application from NGI Acquisitions, LLC requesting design review board approval for a proposed development with multi-family residential and townhomes. Staff has proposed six conditions. Council Member Roszel asked if Council would have the opportunity to weigh in on the road and streetscape. Director Awana said that the road would be Phase II. Council Member Cohen wanted the Arts Commission to be able to give final approval on the art for the project. Shane Latham of Mahaffey, Pickens Tucker spoke for the applicant. The public hearing was closed. Council Member Thatcher motioned to approve DRB CBD 22-002. Mayor Pro Tem Anderson stated point of order was that motion with conditions. Council Member Thatcher stated the motion was with the six conditions. Mayor Pro Tem Anderson seconded the motion. Approved 5-0.

Public Hearing, VAR-22-002, NGI Acquisitions, LLC, Variances related to Town Center Overlay and Central Business District Use Provisions, Design Criteria and Standards, Stanley Street Extension - Planning Director Awana stated that this was a combined public hearing. Mayor Pro Tem Anderson motioned to approve VAR-22-002 with the modified conditions. Council Member Cohen seconded the motion. Approved 5-0.

Public Hearing, VAR-22-001, Derek Dill, Stream Buffer Variance, Stanley Street Extension, Residential Component of Mixed-Use Development – Planning Director Awana that NGI Acquisitions is requesting a stream buffer variance to allow disturbance of the 50-foot undisturbed stream buffer and the construction of impervious surfaces within the 75-foot impervious surface set-back. The improvements would include paving for sidewalks and parking, building construction, storm water facilities a multi-use path and associated grading. The public hearing was opened, and Shane Latham spoke for the applicant. He stated that encroachment into the stream buffer required mitigation. The applicant can identify areas of mitigation as they apply for a permit. There were no other comments, so the hearing was closed. Council Member Cohen motioned to approve VAR-22-001 stream buffer variance with condition that on-site mitigation is accomplished in accordance with the procedures provided in the Gwinnett County Stream Water Design Manual prior to receiving a land disturbance permit. Council Member Roszel seconded the motion. Approved 5-0.

Intergovernmental Agreement with Gwinnett County - Communications – the City Manager explained that this intergovernmental agreement will allow the Marshals office to have radio contact with Gwinnett County. It is an eleven-year IGA and staff recommends approval. Council Member Cohen asked if it would affect E911 and Chief King stated that it would not. Gwinnett County will still be the recipient of 911 calls, but the Marshals can hear what it is going on. Mayor Pro Tem Anderson asked if the radio equipment is in the budget and the City Manager stated that it was. Council Member Cohen motioned to approve the Intergovernmental Agreement with Gwinnett County for communications. Council Member Thatcher seconded the motion. Approved 5-0

Solid Waste & Recycling Collection Contract Extension – Assistant City Manager Besseche explained that the city’s current solid waste and recycling contract with Waste Management is set to expire October 31, 2022. He explained the current industry conditions and the terms that Waste Management has offered to extend their current contract. There would be an increase in the residential rate, cost of bags and commercial rate effective June 1, 2022. Effective November 1, 2022, the recycling would move in-house for Waste Management and go to every other week. The bag service would no longer be available. It also contained some change in terms for the spring-cleaning event. Council Member Cohen expressed concerns about not having a smaller cart service that would be more affordable. Council Member Thatcher had questions regarding the bulk service if bags were not an option. Mayor Pro Tem Anderson suggested to table to allow more time to negotiate and have answers to the questions posed from Council. Council Member Cohen motioned to table this agenda item to allow more answers to questions brought forward. Council Member Roszel seconded the motion. Approved 5-0.

EXECUTIVE SESSION: TO DISCUSS LEGAL, REAL ESTATE AND/OR PERSONNEL – there was no Executive Session held.

PUBLIC ACTION TAKEN OUT OF EXECUTIVE SESSION

ADJOURNMENT – Council Member Thatcher motioned to adjourn. Council Member Hicks seconded the motion. Approved 5-0.