

**CITY OF SUGAR HILL
COUNCIL MEETING MINUTES
MONDAY, DECEMBER 10, 2007
7:30 PM CITY HALL ANNEX
4988 WEST BROAD STREET**

CALL TO ORDER – by Mayor Pirkle at 7:30 p.m. Present were Mayor Gary Pirkle, Mayor Pro Tem Steve Edwards, Council Members Marc Cohen, Mike Sullivan, Clint Thompson and Nick Thompson. Also present were City Manager Bob Hail, City Clerk Jane Whittington and City Attorney Frank Hartley. City Attorney Lee Thompson was not present.

**PLEDGE OF ALLEGIANCE TO THE FLAG
INVOCATION** – led by Mayor Pirkle.

APPROVAL OF AGENDA – Mayor Pirkle stated that the request was made to table Agenda items 9 & 14. Council Member Edwards motioned to approve the amended agenda. Council Member Cohen seconded the motion. Approved 5-0.

APPROVAL OF MINUTES – November 12, 2007 – Council Member Cohen motioned to approve the minutes as written. Council Member Edwards seconded the motion. Approved 5-0.

Mayor Pirkle presented Clint Thompson with a plaque of appreciation for his service as a Council Member. Council Member Thompson did not seek re-election. Council Member Edwards narrated a slide show of Clint Thompson and also thanked him for his contributions.

**CITY ATTORNEY’S REPORT
COUNCIL REPORTS
MAYOR’S REPORT
CITY CLERK’S REPORT
CITY MANAGER’S REPORT**

CITIZENS AND GUESTS COMMENTS – There were no comments from the citizens or guests.

CONSENT AGENDA

- 1. Hazardous Waste Trust Fund Resolution**
- 2. Solid Waste Management Plan Resolution**
- 3. Yard Sale Ordinance Amendment**
- 4. Speed Hump Program Agreement**
- 5. Lake Lanier Pipeline Easement**
- 6. Ordinance State Issued Franchise for Cable Providers**

Mayor Pirkle explained the items on the Consent Agenda. Council Member Cohen motioned to approve the Consent Agenda. Council Member Sullivan seconded the motion. Approved 5-0.

OLD BUSINESS

PUBLIC HEARING, RZ-07-008, The Myrick Company, LLC, Peachtree Industrial Blvd., 45.45 acres from HM-1 to BG, Increase maximum building height – Awana presented the application. The staff recommendation is for approval to rezone to BG with conditions. The Public Hearing was opened and Dick Myrick spoke for the applicant. He stated that they had no problems with the conditions except that #2 should read north side lot lines. The Public Hearing was closed with no comments in opposition. Council Member Cohen motioned to approve RZ-07-008 with staff

conditions changing condition #2 from all side lot lines to north side lot line. Council Member Edwards seconded the motion. Approved 5-0.

PUBLIC HEARING, VAR-07-008, Showcase Community & Villages, 13.28 acres, 6019 Suwanee Dam Rd. – Awana explained that the request from the applicant is to extend the grandfathering of the stream buffer for one year with four conditions. The public hearing was opened and Joe Nodvin spoke in favor of the variance. He stated that they are in favor of all four conditions. An unidentified man spoke regarding encroachment on his property. The Mayor explained that this hearing is for the stream buffer variance. A resident of Eagle Close Lane wanted to make sure that the buffer of the original project would remain unchanged. The public hearing was closed. Council Member Edwards motioned to approve VAR-07-008 with staff conditions. Council Member Cohen seconded the motion. Approved 5-0.

PUBLIC HEARING, Zoning Ordinance Amendment – Town Center Overlay District Design Standards – Tabled.

NEW BUSINESS:

Public Safety – City Marshalls – Clint Thompson explained the history of the police services and the need for public safety. Council Member Cohen motioned to direct the City Manager to investigate the possibility of a City Marshal program. Council Member Clint Thompson seconded the motion. Approved 5-0.

PUBLIC HEARING – 2008 Budget – The Mayor explained that this is the third and final hearing of the 2008 Budget process. The City Manager went over the highlights of the 2008 Budget. He explained that no new employees were included and storm water is broken out in it's own enterprise fund so revenue can be realized. The public hearing was opened and no one spoke in favor or in opposition so the hearing was closed. Council Member Cohen motioned to approve the budget as presented. Council Member Sullivan seconded the motion. Approved 5-0.

PUBLIC HEARING - AX-07-009 ANNEXATION TAX PARCEL 7-347-002B Catherine L. Sudderth requesting to annex and rezone 1.9685 acres at 6135 Hwy 20, currently zoned Single Family Residential (R-100) in Gwinnett County and the applicant requesting a Medium Density Single-Family Residential District (RS-100) zoning classification – Awana explained that the requested zoning is similar to what it is in Gwinnett County. The staff recommends approval with an RS-100 zoning. The public hearing was opened and there were no comments in favor or in opposition of the annexation. Council Member Cohen motioned to approve the annexation with RS-100 zoning. Council Member Sullivan seconded the motion. Approved 5-0.

PUBLIC HEARING ZONING ORDINANCE AMENDMENT CONSERVATION SUBDIVISION DISTRICT The Conservation Subdivision District (CSD) of the Zoning Ordinance amendment to include language required by the Metropolitan North Georgia Planning District, required language references the percentage of Open Space that must be contiguous. – The public hearing was opened and there were no comments in opposition or in favor so the hearing was closed. Council Member Cohen motioned to approve the Ordinance. Council Member Sullivan seconded the motion. Approved 5-0.

PUBLIC HEARING, VAR-07-009, Joe F. O'Kelly, Jr., 1052 Level Creek Rd., reduction in Minimum Area, Front Setback and Side Yard – Tabled

EXECUTIVE SESSION: TO DISCUSS LEGAL, REAL ESTATE AND/OR PERSONNEL: Council Member Clint Thompson motioned to enter Executive Session. Council Member Cohen seconded the motion. Approved 5-0.

ADJOURNMENT: There was no action out of Executive Session so Council Member Clint Thompson motioned to adjourn at 8:50 p.m. Council Member Cohen seconded the motion. Approved 5-0.

Gary Pirkle, Mayor

Jane Whittington, City Clerk