

**CITY OF SUGAR HILL
COUNCIL MEETING MINUTES
MONDAY, SEPTEMBER 10, 2012
7:30 PM CITY HALL ANNEX
4988 WEST BROAD STREET
SUGAR HILL, GEORGIA**

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

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

APPROVAL OF AGENDA – Proclamation for Benton House added and #5 Contract with Gwinnett County for utility line relocation for Highway 20. Council Member Cohen motioned to approve the amended agenda. Council Member Sullivan seconded the motion. Approved 3-0.

APPROVAL OF MINUTES – Council Meeting August 13, 2012; Work Session August 6, 2012 – Council Member Northrup motioned to approve the minutes as written. Council Sullivan seconded the motion. Approved 3-0.

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

PROCLAMATIONS/AWARDS – Mayor Pirkle read the proclamation for Assisted Living Week September 10th – 14th and urged citizens to visit friends and loved ones who reside in these facilities such as the Benton House in Sugar Hill.

CITIZENS AND GUESTS COMMENTS – Jeanne Ferguson spoke regarding the Eagle Flight Program out of Briscoe Field. This program is for adults who have an interest in becoming a pilot.

OLD BUSINESS

NEW BUSINESS

SUP-12-001, Jason Pilcher, 5256 Under Way, Accessory Structure 10’ X 10’ Storage building within the front yard of a corner lot – Planning Director Awana explained that because this is a corner lot the storage unit is considered to be in a front yard. The applicant Jason Pilcher thanked the Council for the consideration. The City Attorney clarified that the packet has modifications to item #2 that are not showing on the screen. The packet is what is to be part of the motion to approve. Council Member Sullivan motioned to approve SUP-12-001 with the 3 staff recommendations as written in the packet material. Council Member Cohen seconded the motion. Approved 3-0.

Zoning Ordinance Amendment – Use Provisions Table, Article 4-Zoning Districts, Article 6-General Provisions, Article 9-Use Provisions, Article 10, Table of Contents and Addenda – Planning Director Awana explained the changes and the Provisions table. The Public Hearing was opened and there were no comments from the public so the hearing was closed. Council Member Cohen motioned

to approve the Zoning Ordinance Amendment – Use Provisions Table. Council Member Sullivan seconded the motion. Approved 3-0.

Waiver of Development Regulations, Unique Refinishers – Planning Director Awana explained the application. The Mayor explained that they will be taken out when the Highway 20 road widening begins. They are requesting a temporary building and driveway. Council Member Northrup stated that the driveway would have to take up over and over because of construction. After the construction easement is done, it will be given back to Unique Refinishers and they could build a permanent structure at that time. Council Member Cohen stated they could have to come back to the Council because of time restraints with the road construction. The City Attorney cautioned the Council on making a waiver contingent on the easement being given back. It should be time sensitive and some of the easements could extend through 2018. Council Member Cohen motioned to approve the Waiver of Development Regulations for Unique Refinishers as presented by staff. Council Member Sullivan seconded the motion. Approved 3-0.

Right-of-Way Dedication – The City Manager explained that in the agreement with Gwinnett County and the State DOT the City will build an access road at Burnette Trail where it adjoins the City's 90 acre property. The Georgia DOT will construct a median cut adjacent to this access road and also grant the City permission to construct a monument sign at Highway 20 in the state right of way. As part of this agreement, the City has to dedicate about two acres of land for this construction. Council Member Sullivan motioned to approve the Right of Way Dedication. Council Member Northrup seconded the motion. Approved 3-0.

Adopt Contract for Moving the Natural Gas Distribution lines to the Highway 20 improvement project. When Highway 20 is widened the City has to move its natural gas distribution lines to the edge of the new right of way location. The State DOT contract must be signed by the City for the cost of this relocation. The contract includes that the City complies with all Georgia required contractor affidavits and verification documents. The City Manager asked that an addendum be approved allowing the additional cost for relocation of the major steel lines at Buford Dam Rd. and Highway 20. Council Member Cohen motioned to approve the contract and incorporate the addendum and allow the Mayor and/or City Manager to sign and execute it.

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 Cohen motioned to adjourn at 8:30 p.m. Council Member Sullivan seconded the motion. Approved 3-0.

Gary Pirkle, Mayor

Jane Whittington, City Clerk