

**CITY OF SUGAR HILL
COUNCIL MEETING MINUTES
MONDAY, AUGUST 12, 2013, 7:30 P.M.
CITY HALL
5039 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 Susie Gajewski, Council Members Marc Cohen, Steve Edwards, Curtis Northrup and Mike Sullivan. Also present were City Manager Bob Hail, City Clerk Jane Whittington and City Attorney Frank Hartley and City Attorney Lee Thompson.

PLEDGE OF ALLEGIANCE TO THE FLAG

INVOCATION – Mayor Gary Pirkle gave the invocation.

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

APPROVAL OF MINUTES – Council Meeting July 8, 2013, Work Session July 1, 2013, Council Member Cohen motioned to approve the Minutes as written. Council Member Northrup seconded the motion. Approved 5-0.

CITY ATTORNEY'S REPORT

COUNCIL REPORTS

MAYOR'S REPORT

CITY CLERK'S REPORT

CITY MANAGER'S REPORT

PROCLAMATIONS

Michael Mawson Eagle Scout

Eric Hoell Eagle Scout

Council Member Cohen read the proclamations and presented them.

CITIZENS AND GUESTS COMMENTS – Tommy Brightwell spoke regarding the limbs and landscape material pick-up. He also requested that the City get its own zip code.

CONSENT AGENDA

OLD BUSINESS

RZ 13-003, JW Trucks, Rezone to HM-1 and remove the parcels from Town Center Overlay – Tabled to September Meeting – Council Member Cohen motioned to table until the September meeting. Council Member Sullivan seconded the motion. Approved 5-0.

NEW BUSINESS

PUBLIC HEARINGS, VAR-13-003 13-004 – Fence in Front Yard of Corner Lot, 5807 Avonley Creek Dr. – Director Awana explained that this request is for a corner lot. The Public Hearing was opened and the applicant spoke regarding this variance request. He has to walk his dog on a leash and would prefer a fenced yard for the dog. Also the way the lot is shaped, the fence would be just in the back yard. No one spoke in opposition so the hearing was closed. Council Member Edwards motioned to approve VAR-13-004. Council Member Cohen seconded the motion. Approved 5-0.

Drainage Easement Encroachment, 6697 Barker Station Walk – Director Awana explained that there is a fence already there. He has explained the process to the applicant and they understand that if there are issues with the storm drain the City could have to take down a portion of the fence to access it. Repairs would be at their expense. The City Attorney Frank Hartley stated that the Consent Agreement should reflect plat book not deed book as it states currently. Council Member Cohen motioned to approve the Drainage Easement with the stated changes. Council Member Edwards seconded the motion. Approved 5-0.

Charter Amendment Elections Sections 2.11 and 5.10 – Council Member Northrup found an inconsistency in the City Charter regarding Elections Sections 2.11 and 5.10. The Council names and/or posts were not correct. It was agreed that the current Council names and posts would be reflected in the amendment. This Charter Amendment was advertised and must be adopted at two consecutive meetings. Council Member Sullivan motioned to approve as written and submitted. Council Member Cohen seconded the motion. Approved 5-0.

Intergovernmental Agreement for Proceeds of SPLOST Referendum – The City Manager explained that this would be a continuation of the Gwinnett County SPLOST one penny sales tax not an additional tax. Council Member Edwards motioned to approve. Council Member Cohen seconded the motion. Approved 5-0.

Call for Municipal Election, Set Qualifying Dates – The City Clerk as Election Superintendent requested that the Council call for the November 5, 2013 Municipal Election and set the Qualifying dates as Monday, August 26, 2013 until Friday, August 30, 2013 between the hours of 8:30 a.m. until 4:30 p.m. Council Member Cohen motioned to approve the call for election and to set the qualifying dates as stated above. Council Member Gajewski seconded the motion. Approved 5-0.

Moratorium Primrose Creek – This Resolution places a hold on the acceptance of building permits applications for new buildings within the Primrose Creek subdivision.

Moratorium Sugar Hill Overlook – This Resolution places a hold on the acceptance of building permit applications for new buildings within the Sugar Hill Overlook subdivision.

Council Member Sullivan motioned to approve both Resolutions Adopting Moratoriums for the acceptance of building permits for new buildings within Primrose Creek and Sugar Hill Overlook. Council Member Cohen seconded the motion. Approved 5-0.

EXECUTIVE SESSION: TO DISCUSS LEGAL, REAL ESTATE AND/OR PERSONNEL

Council Member Cohen motioned to enter Executive Session. Council Member Sullivan seconded the motion. Approved 5-0.

PUBLIC ACTION TAKEN OUT OF EXECUTIVE SESSION – there was no action taken out of Executive Session.

ADJOURNMENT: Council Member Edwards motioned to adjourn. Council Member Sullivan seconded the motion. Approved 5-0.

Gary Pirkle, Mayor

Jane Whittington, City Clerk