

**CITY OF SUGAR HILL
COUNCIL MEETING MINUTES
MONDAY, MAY 9, 2016, 7:30 P.M.
CITY HALL COUNCIL CHAMBERS
5039 WEST BROAD STREET
SUGAR HILL, GEORGIA**

CALL TO ORDER - by Mayor Edwards. Present were Mayor Steve Edwards, Mayor Pro Tem Brandon Hembree, Council Members Marc Cohen, Susie Gajewski, Curtis Northrup and Mike Sullivan. Also present were City Manager Paul Radford, Assistant City Manager Troy Besseche, City Clerk Jane Whittington and City Attorneys Frank Hartley and Lee Thompson.

PLEDGE OF ALLEGIANCE TO THE FLAG – led by Nick Revand, Boy Scout Troop 419.

INVOCATION – given by Mayor Edwards.

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

APPROVAL OF MINUTES – Council Meeting April 11, 2016; Work Session April 4, 2016 – Mayor Pro Tem Hembree motioned to approve the minutes as written. Council Member Gajewski seconded the motion. Approved 5-0.

AWARDS/PRESENTATIONS/PROCLAMATIONS

Relay for Life, Paint Gwinnett Purple – the Gwinnet Municipal Association requested that the Gwinnett cities approve a proclamation of support of Relay for Life and the fight for cancer. Mayor Edwards read the proclamation.

REPORTS

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

CITIZENS AND GUESTS COMMENTS

Jay Zeman, Vice-President of the Barrington Estates Homeowners Association requested that the Council table the Barrington Estate road dedication another month to allow legal review.

Scott Urbizo, a Pulte Homes representative, stated that Pulte has done everything that the city requested of them. They had a list and have completed everything to the city's satisfaction. They are asking for the road acceptance so they can move forward.

CONSENT AGENDA

OLD BUSINESS

Public Hearing, RZ-16-001, Home South Communities, Rezone 11.1 acres from BG/OI/RS100/RS150 to Residential Multifamily for 79 unit townhome development – The applicant requested that his be tabled. Council Member Cohen motioned to table this item. Council Member Sullivan seconded the motion. Approved 5-0.

Right of Way Dedication and Acceptance, Barrington Estates Unit 3 – Director Awana explained that the city put together a list of items that needed to be corrected. The streets might not look aesthetically pleasing but they are up to standard. The Street Supervisor Joe Appling has looked at them and inspected them and agrees that they are up to standard. The staff recommends approval as long as Pulte repairs the catch basin at 675 Binkley Trail. Council Member Cohen motioned to approve the Right of Way and dedication and Acceptance, Barrington Estates Unit 3 with one condition, that Pulte Homes repair the catch basin at 675 Binkley Trail to the satisfactory inspection by the city. Council Member Sullivan seconded the motion. Approved 5-0.

NEW BUSINESS

Public Hearing, VAR-16-001, Fischer Homes, proposed stream buffer variance for encroachment into 75' impervious surface setback for new house at **1389 Avalon Creek Rd.** – the City Planner, Susan Puri, explained the application. This is for 1389 Avalon Creek Road; they will encroach 470 square feet into the 75' impervious buffer. The staff recommends approval with one condition; on-site mitigation is accomplished in accordance with the procedures set up in the Gwinnett County Storm Water Design Manual prior to receiving a land disturbance permit. The public hearing was opened and Joe Hiott of Fischer Homes stated that they are in agreement with the planning staff to the one condition. There were no other comments so the hearing was closed. Council Member Cohen motioned to approve VAR-16-001 with one condition; on-site mitigation is accomplished in accordance with the procedures set up in the Gwinnett County Storm Water Design Manual prior to receiving a land disturbance permit. Mayor Pro Tem Hembree seconded the motion. Approved 5-0.

Public Hearing, VAR-16-002, Fischer Homes, proposed stream buffer variance for encroachment into 75' impervious surface setback for new house at **1399 Avalon Creek Rd.** – City Planner Puri explained that this is for 1399 Avalon Creek Road and they are requesting to encroach 222 square feet within the 75' buffer. The staff recommends approval with the same condition as VAR-16-001. The public hearing was opened and Joe Hiott stated that they are in agreement with the condition that staff is recommending. There were no other comments so the hearing was closed. Mayor Pro Tem Hembree motioned to approve VAR-16-002 with the condition that on-site mitigation is accomplished in accordance with the procedures set up in the Gwinnett County Storm Water Design Manual prior to receiving a land disturbance permit. Council Member Cohen seconded the motion. Approved 5-0.

Public Hearing, Zoning Ordinance Amendment, Water Recycling for conveyor type car washes – Director Awana explained that this ordinance change. The EPD recently completed an audit of the City's compliance with the District's Long Term Wastewater Management Plan, Supply and Water Conservation Plan, and the District-Wide Watershed Management Plan. The audit concluded that "Sugar Hill is complying and implementing most provisions of these plans and making a good faith effort to comply". However, two items were noted as needing to be completed: 1) completion of audit and installation of High Efficiency Toilets/Urinals in Government buildings, and 2) an ordinance requiring all new conveyor type car washes to recycle water. The public hearing was opened and there were no comments for or against the zoning ordinance amendment so the hearing was closed. Council Member Cohen motioned to approve the Zoning Ordinance amendment requiring new commercial conveyor type car washes to install recycled water systems, as mandated by the Metropolitan North Georgia Water Planning District. Council Member Sullivan seconded the motion. Approved 5-0.

Program Management Contract, City Capital Projects – Assistant City Manager Besseche explained that staff began seeking an outsourced solution for the aggressive capital improvement program last fall when it became apparent that the current staff could not manage contracts associated with the work without compromising schedule. The program manager, as an extension of staff, will be

responsible for managing the scope, schedule and budget throughout the design, bid, construction, contract close-out and commissioning phases to deliver the projects on time and on budget. The staff went through an RFP, interviews and has selected Clark, Patterson Lee of Suwanee. Council Member Northrup motioned to award the program manager contract to Clark Patterson Lee to manage the five-year capital program in an on-call capacity with cost and scope to be determined with each project. Council member Sullivan 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 – Council Member Cohen motioned to approve the Settlement Agreement in regards to the Quiet Title for the property known as E.E. Robinson Park. Council Member Northrup seconded the motion. Approved 5-0.

ADJOURNMENT – Mayor Pro Tem Hembree motioned to adjourn. Council Member Sullivan seconded the motion. Approved 5-0.

Steve Edwards, Mayor

Jane Whittington, City Clerk