

CITY OF SUGAR HILL COUNCIL MEETING
DECEMBER 13, 1999
7:30 PM COMMUNITY CENTER

The City of Sugar Hill held its regular council meeting on Monday December 13, 1999 at 7:30 PM in the Community Center.

Notice of the meeting was placed on the doors at City Hall. Notice was placed on the board at Peachtree Industrial Blvd and Alton Tucker Blvd. Notice was sent to the local news media.

Those present at the meeting were Mayor Roberta Crabb, Mayor Pro-Tem Bailey, Council Members Reuben Davis, Chris Abbey, and Gary Pirkle. Also present were City Attorney Lee Thompson, registered guests, citizens and employees of Sugar Hill. Absent was Council Member Mike Mosley.

CALL TO ORDER, PLEDGE OF ALLEGIANCE TO THE FLAG AND INVOCATION:

Mayor Crabb called the meeting to order at 7:30 PM and led the Pledge of Allegiance to the Flag. Council Member Pirkle gave the Invocation.

APPROVAL OF THE AGENDA:

Mayor Pro-Tem Bailey made the motion to approve the agenda. Council Member Pirkle made the second. Motion passed unanimously by those present to vote. 4-0

APPROVAL OF THE MINUTES:

Council Member Pirkle made the motion to approve the minutes of the previous meeting. Council Member Abbey made the second. Motion passed unanimously by those present to vote. 4-0

RECOGNITION OF OUTGOING COUNCIL MEMBERS:

Council Member Abbey presented plaques to outgoing council members Reuben Davis and Steven Bailey. Mr. Davis had served as a council member for 12 years and Mr. Bailey had served as a council member for 8 years.

SWEAR IN NEW COUNCIL MEMBERS: MEG AVERY, KIM HALL AND CHRIS ABBEY:

Mayor Crabb administered the oath of office to the new council members. Meg Avery will replace Reuben Davis, Kim Hall will replace Steven Bailey, and Chris Abbey will retain his position.

OLD BUSINESS:

A: APPROVAL OF PERSONNEL POLICIES:

City Attorney Lee Thompson gave a brief description of each ordinance, one was for the Personnel Policies of the City of Sugar Hill and the other was an amendment to the ordinance on the duties of the City Manager. Council Member Pirkle made the motion to approve the ordinance on the Personnel Policies. Mayor Pro-Tem Bailey made the second. Motion passed unanimously by those present to vote. 4-0.

Council Member Pirkle made the motion to approve the ordinance for the duties of the City Manager. Mayor Pro-Tem Bailey made the second. Motion passed unanimously by those present to vote. 4-0.

B: ORDINANCE ON DISPOSAL OF REMNANT PROPERTY:

City Attorney Thompson explained that this ordinance will authorize the City Manager to sell small or narrow strips of land owned by the city and which are of no use to the City. This property can be sold without taking sealed bids or at auction. Council Member Pirkle made the motion to approve the ordinance. Council Member Abbey made the second. Motion passed unanimously by those present to vote. 4-0.

CITIZENS AND GUESTS COMMENTS:

THERE WERE NO COMMENTS FROM THE CITIZENS OR GUESTS.

NEW BUSIENSS:

**A: PUBLIC HEARING: RZ-99-006 RICHLAND CREEK DEV.,LLC:
REQUESTING TO REZONE 168.10 ACRES OFF SOUTH RICHLAND CREEK FROM
HM-1 TO HM-2 WITH A SPECIAL USE PERMIT TO OPERATE A CONSTRUCTION AND
DEBRIS (C&D) LANDFILL AND/OR INERT LANDFILL:**

Mayor Pro-Tem Bailey made a motion to go into Public Hearing for RZ-99-006 Richland Creek Development, LLC requesting to rezone from HM-1 to HM-2 with a special use permit to operate a construction and debris landfill. Council Member Abbey made the second. Motion passed 4-0.

Mayor Pro-Tem Bailey made a motion to limit each side to twenty (20) minutes for their presentations. Council Member Pirkle made the second. Motion passed 4-0.

Doug Stacks gave the staff report on this rezoning issue. Speaking in favor of the rezoning and special use permit were Wayne Lancaster, Don McFarland and John Ross. Speaking in opposition of the rezoning and special use permit were Pierce Husley, Walter Horton, Michael Warner, Karen Brown. Mayor Pro-Tem Bailey made the motion to return to regular session. Council Member Davis made the second. Mr. Bailey and Mr. Davis voted for the motion. Mr. Pirkle and Mr. Abbey were opposed to the motion. Mayor Crabb cast the tiebreaker voting in favor of the motion. Motion passed 3-2. Meeting returned to regular session. Mayor Pro-Tem Bailey made a motion to table this item until the next council meeting and allow a two-week time period for written comments to be received by the council. Motion died for lack of a second. Council Member Davis made a motion to table this issue until the January meeting to allow the new council to vote on this matter. Mayor Pro-Tem Bailey made the second. Mr. Davis and Mr. Bailey voted in favor of the motion. Mr. Pirkle and Mr. Abbey voted in opposition to the motion. Mayor Crabb cast the tiebreaker in favor of the motion. Motion passed 3-2. Mr. Thompson asked if there was to be another Public Hearing in January or would they just vote on the issue at that time. Council Member Davis felt they should have another Public Hearing. This item was tabled until the January meeting.

A TEN-MINUTE BREAK WAS TAKEN. TIME 8:50 PM
MEETING RECONVENED AT 9:00 PM

**B: PUBLIC HEARING: RZ-99-003 MICHAEL B. SEALE REQUESTING TO
REZONE 13.3 ACRES ON TENCH ROAD FROM HM-1, LIGHT INDUSTRY
DISTRICT, TO RM/PUD, MULTI-FAMILY PLANNED UNIT DEVELOPMENT
DISTRICT:**

Council Member Pirkle made the motion to go into Public Hearing for RZ-99-003. Mayor Pro-Tem Bailey made the second. Motion passed 4-0. Mr. Seale stated he was requesting to withdraw this rezoning request from HM-1 to RM/PUD with the provision that he is allowed to come back with a rezoning request for office or light industry. Mayor Pro-Tem Bailey made a motion to return to regular session. Council Member Pirkle made the second. Motion passed 4-0. Mayor Pro-Tem Bailey made the motion to accept the withdrawal. Council Member Pirkle made the second. Motion passed 4-0.

**C: PUBLIC HEARING: RZ-99-004 MICHAEL B. SEALE: REQUESTING TO REZONE
5.9 ACRES AT TENCH ROAD AND PEACHTREE IND BLVD FROM HM-1, LIGHT
INDUSTRY DISTRICT, TO BG, GENERAL BUSINESS DISTRICT:**

Mayor Pro-Tem Bailey made the motion to enter into Public Hearing for RZ-99-004. Council Member Pirkle made the second. Motion passed 4-0. There were no comments from the Public. Mayor Pro-Tem Bailey made the motion to return to regular session. Council Member Pirkle made the second. Motion passed 4-0. Mayor Pro-Tem Bailey made the motion to grant the rezoning request for RZ-99-004 from HM-1 to BG, General Business. Council Member Davis made the second. Motion passed 4-0.

**D: PUBLIC HEARING: RZ-99-005 MAGRUDER PROPERTIES, INC:
REQUESTING TO REZONE 16.96 ACRES AT DISPAIN ROAD FROM AF,
AGRICULTURAL & FOREST DISTRICT, TO RS100, SINGLE FAMILY
RESIDENTIAL DISTRICT FOR THE PURPOSE OF A RESIDENTIAL S/D:**

Mayor Pro-Tem Bailey made the motion to enter into Public Hearing for RZ-99-005. Council

CITY OF SUGAR HILL COUNCIL MEETING
DECEMBER 13, 1999
7:30 PM COMMUNITY CENTER

Member Davis made the second. Motion passed 4-0. The Planning Commission had recommended approval with conditions. Speaking in opposition of the rezoning were Hope Curtis, Derrick Mooney, and Toni Knapp. Mayor Pro-Tem Bailey made the motion to return to regular session. Council Member Davis made the second. Motion passed 4-0. Council Member Pirkle made the motion to approve the rezoning request with the conditions set by the Planning Commission. but to allow access in the construction buffer to remove junk vehicles but no grading or cutting of trees should occur in the buffer. Mayor Pro-Tem Bailey made the second. Motion passed 3-1. Council Member Abbey was opposed to the motion.

E: RENEW OR REPLACE PLANNING COMMISSION MEMBERS: JAY ASGARI TERM ENDS 12/31/99, JIM PARRISH TERM ENDS 12/31/99:

Council Member Abbey made the motion to extend the terms of Jay Asgari and Jim Parrish. Council Member Davis made the second. Motion passed 4-0.

F: RENEW OR REPLACE APPEAL BOARD MEMBERS: J.C. KNIGHT TERM EXPIRES 12/31/99, NANCY FRENCH TERM EXPIRES 12/31/99, OLIN HOLLY TERM EXPIRES 12/31/99:

Council Member Pirkle made a motion to extend the term for J.C. Knight. Council Member Davis made the second. Motion passed 4-0. Council Member Pirkle made a motion to table until the January meeting the selection of two new members for the Appeals Board. Council Member Davis made the second. Motion passed 4-0.

G: RESOLUTION ON CDBG SUBRECIPIENT AGREEMENT:

City Manager Frank Ginn stated this Resolution would allow the Mayor to sign the Subrecipient Agreement for the CDBG Funds to do ADA improvements to City Hall and the Community Center. Council Member Pirkle made the motion to approve the resolution. Council Member Davis made the second. Motion passed 4-0.

CITY ATTORNEY'S REPORT: NO REPORT

COUNCIL MEMBERS REPORT:

Council Member Pirkle thanked the departing council members and welcomed the new council members.

Council Member Abbey wished the departing council members well.

Mayor Pro-Tem Bailey stated he would miss everyone.

Council Member Davis stated it had been a privilege and honor to serve on the council and wished the new council members good luck during their term of office.

MAYOR'S REPORT:

Mayor Crabb stated she would miss Mr. Bailey and Mr. Davis.

CITY CLERK'S REPORT:

The City Clerk stated she would miss the departing council members.

CITY MANAGER'S REPORT:

City Manager Ginn gave the following report: He had a meeting with the new District Engineer for the Georgia DOT on Tuesday at 11:00 AM. He had a list of items he would be discussing with him. The Propagation Study for the FCC License at City Hall had been completed. Georgia Power had agreed to set the pole. A Public Hearing for the budget had been set for Monday December 27, 1999. Council Member Pirkle asked if this could be changed to Monday January 3, 2000 because some people would be out of town. He reported there was a problem with the spray irrigation field at the golf course, one of the connections had blown off. He had been in contact with the Postal Service regarding the Sugar Hill Post Office contract but had not heard from them. The state contract on vehicles had been awarded to various dealers around the state. He planned to purchase some vehicles and sell some of the obsolete vehicles that the city owned at auction. New heating and air had been installed in the Community Center along with a new water heater. He had a copy of the new Personnel Policies if anyone wished to see them. He was

CITY OF SUGAR HILL COUNCIL MEETING

DECEMBER 13, 1999

7:30 PM COMMUNITY CENTER

reviewing these policies with some of the staff members and they would probably be adopted internally after the first of the year.

ADJOURNMENT:

Mayor Pro-Tem Bailey made the motion to adjourn the meeting. Council Member Davis made the second. Motion passed 4-0. Meeting adjourned at 9:40 PM.

DATE APPROVED: _____

MAYOR

ATTEST:

CITY CLERK