

**CITY OF SUWANEE, GEORGIA
CITY COUNCIL MEETING
JULY 25, 2005**

Meeting Location: Suwanee City Hall

Present: Nick Masino, Mayor
Jace Brooks, Mayor Pro Tem
Carol Hassell, Councilmember
Jimmy Burnette, Councilmember
Alan Landers, Councilmember
Jeannine Rispin, Councilmember
Hardin Watkins, City Manager
Elvira Rogers, City Clerk

Absent: Gregory Jay, City Attorney

**5:30 P.M.
DINNER SESSION**

City Council Informal Session

Informal discussion among City Councilmembers and staff. Food provided for Elected Officials and staff. No action to be taken during session.

**6:30 P.M.
PUBLIC HEARING**

The Public Hearing was opened by Mayor Masino at 6:40 P.M. Hardin Watkins read the procedures for public meetings for the record.

- 1. RZ-2001-009 (Remanded) – Applicant: Hathaway Development Co. Owner: Carriage Hill Associates, Inc. Requests rezoning from M-1 to RM-8 for an apartment community. Site is located in Land Lots 170 and 171 of the 7th District along Old Peachtree Road and contains approximately 37.26 acres.**
- 2. RZ-2005-006 – Applicant/Owner: J. Ronald Stephens. Requests annexation and rezoning from M-1 (Gwinnett County) and R-100 (Single-Family Residence) (Gwinnett County) to RM-8 (Multi Family Residence)(City of Suwanee) for an apartment community. Site is located in Land Lot 150 of the 7th District, located at 192 Old Peachtree Road and contains approximately 4.55 acres.**
- 3. AN-2005-001 – Applicant/Owner: J. Ronald Stephens. Requests annexation and rezoning from M-1 (Gwinnett County) and R-100 (Single-Family Residence) (Gwinnett County) to RM-8 (Multi Family Residence)(City of Suwanee) for an apartment**

community. Site is located in Land Lot 150 of the 7th District, located at 192 Old Peachtree Road and contains approximately 4.55 acres.

Marty Allen stated that the applicant requests that cases 1-3 be postponed one month while they finalize the development plans for the property. There was no audience participation in these cases.

- 4. RZ-2005-005 – Applicant/Owner: Martin Farm LLC. Requests rezoning from M-1 (Light Industrial District) to C-2 (General Commercial District) to allow for an indoor recreation facility. The site is located in Land Lots 194 of the 7th District along Martin Farm Road and contains approximately 1.30 acres.**

Marty Allen stated that the applicant is no longer pursuing this request.

- 5. Application for License to Sell Beer, Wine, and Distilled Spirits to be Consumed on the Premises: Margarita Jones (previously J and J's Sports Bar), 2855 Lawrenceville-Suwanee Road, Suite 800. Applicant: Maria Vasquez. [P50]**

Hardin Watkins stated that Margarita Jones Restaurant (called J and J's Sports Bar when submitted at the Workshop) is going in the Publix shopping center on the other side of I-85, behind Chic-fil-a. They have requested a license to serve beer, wine, and distilled spirits on the premises. Maria Vasquez is the licensee. Both GBI and FBI prints have been returned, showing no record. The Finance Department is recommending approval. The applicant was not present. There was no audience participation.

The Public Hearing closed at 6:44 P.M.

7:00 P.M.

CITY COUNCIL MEETING

1. Call To Order

The meeting was called to order by Mayor Masino at 7:00 P.M.

2. Announcements

- The Suwanee/Duluth Farmer's Market is ongoing every other Saturday at Town Center Park through September. The August dates are the 13th and the 27th, from 8am to 12:00noon.
- The Annual State of the City Address will be given by Mayor Nick Masino on Wednesday, August 10th. It will be held at the Chattahoochee Run Clubhouse at 6:30pm. This event is hosted by the Suwanee Business Alliance.
- The City will host a concert event on Saturday, August 27th at Town Center Park. The music starts at 7:00pm and Cowboy Mouth will be the headliner. Free shuttle transportation will be provided.

- For a complete list of events being held at Suwanee Parks, go to www.suwanee.com.

3. Pledge of Allegiance

4. Approval of Minutes

A. 6/9/05 Called Meeting

Motion to approve the 6/9/05 Called Meeting Minutes by Mayor Pro Tem Brooks, second by Councilmember Rispin and so carried 5-0-1 (Councilmember Hassell).

B. 6/21/05 Council Meeting

Motion to approve the 6/21/05 Council Meeting Minutes by Councilmember Hassell, second by Councilmember Burnette and so carried 5-0-1 (Councilmember Landers).

5. Adoption of Agenda as Presented

Motion to Adopt the Agenda as presented by Councilmember Hassell, second by Mayor Pro Tem Brooks and so carried 6-0.

6. Special Recognition

A. Jaryd Green, Gwinnett Daily Post Scholarship Recipient

B. Mayor Pro-Tem Jace Brooks and Councilmember Jimmy Burnette

- Mayor Pro Tem Brooks has completed 42 hours training for elected officials.
- Councilmember Burnette has completed 120 hours training for elected officials.

C. Vicki Keyser, Events Coordinator

Mrs. Keyser, was presented a Proclamation in recognition for her service to the City as Events Coordinator. Also, July 29, 2005 was declared Vicki Keyser day. Mrs. Keyser and her family are relocating to California.

7. Appointments to Boards

A. Urban Redevelopment Agency

- Bill Thee's term has expired and he has expressed an interest in continuing in this position. The new term would expire in August 2007.
- Meredith Chastain's term has expired and she has expressed an interest in continuing in this position. The new term would expire in August 2007.
- George Watson's position needs to be filled. Sandra Watson has expressed an interest in serving on this committee. This term would expire in August 2007.

Motion by Councilmember Burnette to appoint Bill Thee, Meredith Chastain and Sandra Watson to the Urban Redevelopment Agency with terms to expire in August 2007, second by Councilmember Rispin and so carried 6-0.

8. Audience Participation – None.

9. OLD BUSINESS

- A. RZ-2001-009 (Remanded) – Applicant: Hathaway Development Co. Owner: Carriage Hill Associates, Inc. Requests rezoning from M-1 to RM-8 for an apartment community. Site is located in Land Lots 170 and 171 of the 7th District along Old Peachtree Road and contains approximately 37.26 acres.**

Staff Recommendation: Approval as RM-6 with conditions. Planning Commission Recommendation: Approval with conditions. ACTION: Consider the rezoning.

Motion by Councilmember Hassell to postponed RZ-2001-001 (Remanded) to the August Council Meeting, second by Mayor Pro Tem Brooks and so carried 6-0.

10. NEW BUSINESS

- A. RZ-2005-006 – Applicant/Owner: J. Ronald Stephens. Requests annexation and rezoning from M-1 (Gwinnett County) and R-100 (Single-Family Residence) (Gwinnett County) to RM-8 (Multi Family Residence)(City of Suwanee) for an apartment community. Site is located in Land Lot 150 of the 7th District, located at 192 Old Peachtree Road and contains approximately 4.55 acres.**

Staff Recommendation: Approval as RM-6 with conditions. Planning Commission Recommendation: Approval with conditions. ACTION: Consider the rezoning.

Motion by Councilmember Burnette to postpone RZ-2005-006 to the August Council Meeting, second by Councilmember Rispin and so carried 6-0.

- B. AN-2005-001 – Applicant/Owner: J. Ronald Stephens. Requests annexation and rezoning from M-1 (Gwinnett County) and R-100 (Single-Family Residence) (Gwinnett County) to RM-8 (Multi Family Residence)(City of Suwanee) for an apartment community. Site is located in Land Lot 150 of the 7th District, located at 192 Old Peachtree Road and contains approximately 4.55 acres.**

This annexation request corresponds with RZ-2005-006. ACTION: Consider the annexation.

Motion by Councilmember Hassell to postpone AN-2005-001 to the August Council Meeting, second by Mayor Pro Tem Brooks and so carried 6-0.

- C. RZ-2005-005 – Applicant/Owner: Martin Farm LLC. Requests rezoning from M-1 (Light Industrial District) to C-2 (General Commercial District) to allow for an indoor recreation facility. The site is located in Land Lots 194 of the 7th District along Martin Farm Road and contains approximately 1.30 acres.**

Staff Recommendation: Denial. Planning Commission Recommendation: Denial.
ACTION: Consider the rezoning.

Motion by Councilmember Landers to deny RZ-2005-05 in accordance with staff and Planning Commission recommendations, second by Mayor Pro Tem Brooks and so carried 6-0.

D. Consideration of the Issuance of an Alcohol License: Margarita Jones (previously J and J's Sports Bar). Applicant: Maria Vasquez.

Margarita Jones Restaurant (called J and J's Sports Bar when submitted at the Workshop) is going in the Publix shopping center on the other side of I-85, behind Chic-fil-a. They have requested a license to serve beer, wine, and distilled spirits on the premises. Maria Vasquez is the licensee. Both GBI and FBI prints have been returned, showing no record. The Finance Department is recommending approval.

ACTION: Consider issuing the alcohol license.

Motion by Councilmember Hassell to postpone the Issuance of an Alcohol license: Margarita Jones (previously J and J's Sports Bar), Applicant: Maria Vasquez to the August Council Meeting, second by Councilmember Rispin and so carried 6-0.

E. Consideration of Issuance of a Temporary Alcohol Permit to Wild Wing Cafe for August 27th Concert Event

The City has approached Wild Wing Café to be a sponsor/vendor at the August 27th concert event at Town Center Park. They will serve food and alcoholic beverages. Per the City's event policy, the City Council has to approve alcohol sales for a temporary alcohol permit to be issued. ACTION: Consider issuing the temporary alcohol permit.

Motion by Councilmember Rispin to approve issuing a Temporary Alcohol Permit to Wild Wing Café for the August 27th concert event at Town Center Park, second by Councilmember Burnette and so carried 6-0.

11. CONSENT AGENDA

A. Consideration of Approval of an Anti-Graffiti Ordinance

The Police Department worked with City Attorney Gregory Jay to draft a graffiti ordinance. This item was discussed at the City Council Retreat and Council received a draft at the Workshop. ACTION: Consider approval of the ordinance.

B. Consideration of Change Order #2 for the Sims Lake Dam Rehabilitation Project

There are three additions included in change order #2 to the Willow Construction contract for the Sims Lake Dam Rehab. There is a \$12,240 addition for the extra volume of blanket drain on the backside of the dam. Conditions on-site were wetter than

anticipated and slope slides were occurring. The agreed upon solution was to add an additional 204 cubic yards of blanket drain material. There is a \$12,366 addition for 4-inch PVC conduits to be installed in the dam. This will allow for power and phone lines to be pulled from the main line to an out building close to the cottage if needed in the future. The last addition is \$6,087 for a gate valve on the siphon. The original plans called for a screw cap on the end of the siphon. If the City needed to open the siphon, it would be more time consuming to get a screw cap off than if a gate valve were used. There is also a request for an additional 14 days, due to weather and the installation of the conduits. The substantial completion date is set for July 29. ACTION: Consider the change order.

C. Authorization for the Mayor to Enter into an Intergovernmental Agreement between the City of Suwanee and the Suwanee Downtown Development Authority

In April, Council was presented with a Memorandum of Understanding between the City and the DDA regarding the DDA Manager position. Gregory Jay has suggested it become an Intergovernmental Agreement and be adopted by both parties. ACTION: Consider authorizing the Mayor to enter into an intergovernmental agreement with the Suwanee Downtown Development Authority.

Motion by Mayor Pro Tem Brooks to approve the Consent Agenda, second by Councilmember Burnette and so carried 6-0.

12. City Manager's Report – None.

13. Adjournment – Time: 7:20 P.M

Motion to Adjourn by Councilmember Rispin, second by Councilmember Burnette and so carried 6-0.

Approved August 16, 2005