

**CITY OF SUWANEE, GEORGIA
CITY COUNCIL MEETING
MARCH 27, 2007**

Meeting Location: *Crossroads Center (323 Highway 23)*

Attendees: Nick Masino, Mayor
Jace Brooks, Councilmember
Jimmy Burnette, Mayor Pro Tem
Dan Foster, Councilmember
Jeannine Rispin, Councilmember
Hardin Watkins, City Manager
Elvira Rogers, Administrative Services Director
Gregory Jay, City Attorney

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

Mayor Masino opened the Public Hearing at 6:32 P.M. Hardin Watkins read the procedures for Public Hearings for the record.

- 1. AN-2007-001 - Applicant: Evergreen Presbyterian Church. Owner: Byungho Kim. Requests annexation and rezoning from R-100 (Gwinnett County) to R-100 (City of Suwanee) to allow for a church and related facilities. Site is located in Land Lot 212 of the 7th District on Smithtown Road between White Sands Way and Suwanee Creek Court and contains approximately 12.65 acres**

- 2. RZ-2007-001 - Applicant: Evergreen Presbyterian Church. Owner: Byungho Kim. Requests annexation and rezoning from R-100 (Gwinnett County) to R-100 (City of Suwanee) to allow for a church and related facilities. Site is located in Land Lot 212 of the 7th District on Smithtown Road between White Sands Way and Suwanee Creek Court and contains approximately 12.65 acres**

Council addressed both cases simultaneously. Marty Allen stated this is a proposed annexation and zoning of a piece of property located on Smithtown Road to allow for construction of a 50,000 square foot church. The Planning Commission reviewed the case at their regular meeting and voted to postpone action until the next regular scheduled meeting. It is the practice of the City to postpone Council action in response to a decision by the Planning Commission.

Support: No audience participation

Opposition:

- Tom McConnell, 3795 Smithtown Road, Suwanee, GA. Mr. McConnell stated there have been meetings with the church, the architect and contractor to work out some of the concepts. There was a request to the Planning & Zoning Commission to table the

request. At this time, it is requested that City Council table the request and vote at a future time.

There being no additional comments, the Public Hearing closed at 6:38 P.M.

7:00 P.M.
CITY COUNCIL MEETING

1. Call To Order

Mayor Masino called the meeting to order at 7:00 P.M.

2. Announcements

- The Suwanee Smooth Jazz 107.5 WJZZ Concert Series begins this spring where if left off in the fall, with two area jazz favorites taking to the Town Center Park stage with free performances. Electric violinist *Ken Ford* and *Brian Clay & Kompani* will kick off the 2007 concert series at 7 p.m. Friday, April 6. The series will bring exciting jazz performers to the Town Center stage the first Friday of each month, April-October. Bring blankets, chairs, picnics, and friends to the concert; however, no alcohol may be brought into Town Center Park. Food, beer, and wine will be available for purchase, with vendors set to open at 5:30 p.m.
- The Suwanee Big Splash Interactive Fountain will be on again beginning Saturday, March 31. Splashguards will be on duty weekends until school is out and then daily throughout the summer break, beginning May 24. Splashguard and fountain hours are 9 a.m.-10 p.m.
- The Suwanee Day planning committee seeks submissions of original artwork or graphic design for use as its official 2007 festival logo. The artist/designer of the selected artwork will receive a \$500 cash prize, and their design will be used on this year's Suwanee Day t-shirts, posters, and other promotional materials. The submission deadline is June 1. The Suwanee Day festival, an annual "celebration of community," will be held Saturday, September 15, at Town Center Park. For an application and information of all upcoming events, visit www.suwanee.com.
- Mayor Masino announced that long time Suwanee resident and past Councilmember James Burnette, Sr., passed away. Mr. Burnette had previously served the Council for 32 years.

3. Pledge of Allegiance

Scout Troops 54 and 827 from St. Monica's were present and assisted Mayor Masino.

4. Approval of Minutes

A. 2/21/07 Called Meeting

Motion by Councilmember Foster to approve the 2/21/07 Called Meeting Minutes, second by Councilmember Brooks and so carried 3-0-1 (Rispin abstained).

B. 2/27/07 Council Meeting

Motion by Councilmember Brooks to approve the 2/27/07 Council Meeting Minutes, second by Councilmember Foster and so carried 4-0.

5. Adoption of Agenda as Presented

Motion by Councilmember Foster to approve the agenda as presented, second by Councilmember Rispin and so carried 4-0.

6. Special Recognition

A. Officer of the Year, Civilian of the Year, Chief's Award

- Officer of the Year – Elton Hassell
- Civilian of they Year – Melinda Brazzell
- Chief's Award – Lieutenant Cass Mooney and Sergeant Brian Hickey received this award. They were instrumental in scheduling and ensuring that every City of Suwanee officer re-qualified with their firearm and met new requirements established by the state.

Merit Awards – recognition of officer outstanding performance.

- Sergeant Jeff Dickens, Corporal Nick Jacobs, Corporal Black and Officer Rob McCoy were recognized for their efforts in apprehending a burglary suspect on July 28, 2006 at Sun Suites Hotel.
- Officer Rob McCoy was recognized for apprehension of a suspect involved in multiple robberies throughout the Gwinnett area in October 2006.
- Sergeant Jeff Dickens was recognized for apprehending a suspect who was responsible for cloning vehicles (copying VIN numbers and placing them on an identical car) and providing valuable information to the DEA in recovering 300 lbs. of marijuana.
- Corporal Dwayne Black was recognized for apprehending a suspect in the robbery of the RBC Ventura Bank in March 2007.

B. Introduction of New Police Officers

- Susan Roetzer
- Robert Thompson
- Brandon O'Donnell
- Chris Harmon

C. Alan Landers, Former Councilmember

Alan Landers served the City of Suwanee as Councilmember for five years. Council recognized him for this service to the City.

7. Audience Participation – None.

8. OLD BUSINESS – None.

9. NEW BUSINESS

- A. AN-2007-001 - Applicant: Evergreen Presbyterian Church. Owner: Byungho Kim. Requests annexation and rezoning from R-100 (Gwinnett County) to R-100 (City of Suwanee) to allow for a church and related facilities. Site is located in Land Lot 212 of the 7th District on Smithtown Road between White Sands Way and Suwanee Creek Court and contains approximately 12.65 acres
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Items 9A and 9B were addressed simultaneously. Motion by Councilmember Foster to table AN-2007-001 and RZ-2007-001 to the next Council Meeting, second by Councilmember Brooks and so carried 4-0.

- C. Consideration of an Ordinance Calling for June 19, 2007 Special Municipal Election and Establishing Qualifying Dates

Due to Councilmember Landers resignation of his post on City Council, a special election needs to be held to fill this post. The resolution will call for the election and establish the time the voting polls will be open, the qualification period and fees, the deadline for voter registration and the compensation for poll workers. ACTION: Consider the ordinance.

Motion by Councilmember Rispon to adopt an Ordinance Calling for a June 19, 2007 Special Municipal Election and Establishing Qualifying Dates, second by Councilmember Foster and so carried 4-0.

- D. Consideration of a Resolution to Increase Compensation for the Mayor and City Council

At the February Workshop, staff provided comparative data from other metro-Atlanta cities on compensation for Mayors and Councilmembers. The cities chosen for comparison were those that are participating in the ICMA Performance Measurement Consortium. The data was evaluated and Council has indicated an interest in proceeding with increasing the compensation for the Mayor and Councilmembers. The required legal ads have been run in the Gwinnett Daily Post. ACTION: Consider the resolution.

Motion by Councilmember Brooks to approve a Resolution to increase compensation for the Mayor and City Council, second by Councilmember Foster and so carried 3-1 (Rispin opposed).

- E. Consideration of Third Quarter Budget Adjustments

The third quarter budget adjustments include: multiple proposed adjustments in relation to the 2002 GO Bond refinance and the 2006 URA Bond issue; a couple of adjustments

related to workers compensation claims in the Police Department; line item reclassifications in two funds that do not increase or decrease total expenditures (Suwanee Day Fund and Municipal Court Fund); and creation of a new budget for the Long Beach, MS funds which were raised the end of last fiscal year and distributed this fiscal year. ACTION: Consider the third quarter budget adjustments.

Motion by Councilmember Foster to approve the Third Quarter Budget Adjustments, second by Councilmember Brooks and so carried 4-0.

- F. Consideration of Proposed Amendments to the Regulatory Sign Map: Stop Sign at the intersection of Village Crest Drive and Cotton Mill Place/Village Field Court and Stop Sign at the intersection of Chattahoochee Run Drive and River Bluff Run Way

Individuals from Chattahoochee Run and Village Grove have requested the addition of stop signs in their neighborhood. The first request is for a stop sign at the intersection of Chattahoochee Run Drive and River Bluff Run Way. This serves as a bus stop for the local schools. The HOA Board has considered the request and supports it. The second request is for a stop sign at the intersection of Village Crest Drive and Cotton Mill Place/Village Field Court. The City Engineer has reviewed both requests and ruled they were not warranted, but he does not object to their placement. The addition of these two signs requires an amendment to the regulatory sign map, which requires a vote by Council. ACTION: Consider the amendments to the regulatory sign map.

Motion failed resulting in equivalent of denial.

- G. Consideration of Issuance of a Temporary Alcohol Permit to Wild Wing Café for the April 28th Mural Unveiling and Georgia Music Hall of Fame Concert and the May 19th Star 94 Petapalooza

The City is sponsoring a Georgia Music Hall of Fame Concert in conjunction with the unveiling of the mural for the amphitheatre. The concert will be April 28th. The City is also co-sponsoring Petapalooza with Star 94 radio station. This event will be May 19th. City Council has to approve the license for alcohol to be sold at events. Both events will have Wild Wing Café as the vendor for alcohol. ACTION: Consider issuing a temporary alcohol permit to Wild Wing Café for the April 28th and May 19th events.

Motion by Councilmember Rispin to approve issuance of a Temporary Alcohol Permit to Wild Wing Café for the April 28th Mural Unveiling and Georgia Music Hall of Fame Concert and the May 19th Star 94 Petapalooza, second by Councilmember Foster and so carried 4-0.

- H. Consideration of Authorizing the Mayor to Enter into Agreement with Norfolk Southern Regarding the Pedestrian Underpass

Norfolk Southern Railroad has given approval for right-of-entry for completion of the Pedestrian Underpass. They have supplied an agreement with the financial consideration

attached. They are estimating a total of \$157,987 for their services, some of which is contracted with Ralph Whitehead Associates. This number is based on 180 days of work which staff believes is more than enough time to complete the project. Though these fees are more than originally estimated, they are still within budget. ACTION: Consider authorizing the Mayor to enter into agreement with Norfolk Southern regarding the pedestrian underpass.

Motion by Councilmember Foster to approve authorizing the Mayor to enter into Agreement with Norfolk Southern regarding the Pedestrian Underpass, second by Councilmember Brooks and so carried 4-0.

I. Consideration of Authorizing the Mayor to Enter into Agreement with Redpepper for the Suwanee Gateway Branding Campaign

Six proposals were submitted for the Suwanee Gateway Branding Campaign. A selection committee, made up of Mayor Nick Masino, Councilmember Dan Foster, Bill Rau from Mitsubishi HVAC, Mike Eddy from the Suwanee Sports Academy, Marty McFarland from Opus South, Lynne DeWilde, Public Information Officer and Denise Brinson, Economic and Community Development Manager, reviewed the proposals and narrowed it down to three firms to interview. After holding interviews on February 26th, the committee is recommending the firm Redpepper to complete the campaign. The campaign includes brand platform development and a strategic plan for marketing and advertising. The contract cost is not to exceed \$40,000. Once the contract is approved, the branding campaign should be completed in six (6) months. ACTION: Consider authorizing the Mayor to enter into agreement with Redpepper for the Suwanee Gateway Branding Campaign.

Motion by Councilmember Foster to approve authorizing the mayor to enter into Agreement with Redpepper for the Suwanee Gateway Branding Campaign, second by Councilmember Brooks and so carried 4-0.

J. Consideration of Change Orders #2 and #3 to the City Hall Design Services Contract with BRPH

Change Order #2 is for the amount of \$23,400 and 30 additional days for the tower studies. The architect was asked to study the feasibility of making the tower on the City Hall building publicly accessible. Change Order #3 is for BRPH to provide furniture selection, specifications, and installation oversight for the City Hall. The amount of the change order is \$26,325. This service is included in the budget (at \$25,000) but was not part of the original contract with BRPH. ACTION: Consider the change orders.

Motion by Councilmember Brooks to approve Change Orders #2 and #3 to the City Hall Design Services Contract with BRPH, second by Councilmember Rispin and so carried 4-0.

K. Consideration of Authorizing the Mayor to Execute Documents for a Pedestrian Access Easement for Pedestrian Bridge Project

The design for the trail between the Pedestrian Bridge and Shadowbrook neighborhood calls for the bicycle path to veer off from the sidewalk and go onto Portland Trail Drive. To complete this connection, an access easement is needed from the homeowner on each side of the alleyway between the trail and Portland Trail Drive. ACTION: Consider authorizing the Mayor to execute documents for a pedestrian access easement for pedestrian bridge project.

Motion by Councilmember Foster to approve authorizing the Mayor to execute documents for a pedestrian access easement for the Pedestrian Bridge Project, second by Councilmember Rispin and so carried 4-0.

L. Consideration of Authorizing the Mayor to Execute Documents for the Revised Sewer Easement to McGinnis Reserve

The developers of McGinnis Reserve, Precision Design and Development, have requested a revised sewer easement to avoid cutting down a significant amount of trees. ACTION: Consider authorizing the Mayor to execute documents for the revised sewer easement to McGinnis Reserve.

Motion by Councilmember Brooks to approve authorizing the Mayor to execute documents for the Revised Sewer Easement to McGinnis Reserve, second by Councilmember Rispin and so carried 4-0.

10. CONSENT AGENDA

A. Authorize Mayor to Enter into Lease Agreement with Electro Graphics Products for a Copy Machine

Staff is recommending the purchase of a Kyocera Mita KM-8530 copy machine from Electro Graphics Products. The total cost is approximately \$36,000 but the machine will be paid through a three-year lease. ACTION: Authorize the Mayor to enter into lease agreement with Electro Graphics Products for a copy machine.

B. Approve the Revised Event Policy

Staff has drafted changes to the Special Event Policy. At the end of last event season, staff from the Police Department, Public Works Department and Economic and Community Development Department met to discuss event processes and day-of activities to see if any changes were needed. As a result, minor changes were made to the policy and other event documents were created or modified. Per the discussion at the Workshop, language was also added regarding parking options behind the businesses at Town Center. ACTION: Approve the revised event policy.

C. Approve the 2007-2011 Short Term Work Program

The 2007-2011 Short Term Work Program has been drafted from the discussion at the City Council Retreat. ACTION: Approve the 2007-2011 Short Term Work Program.

D. Authorize Mayor to Execute Documents for a Permanent Sign Easement to Madison Retail for Town Center Signage

Madison Retail has drafted an agreement to place signs in the right-of-way or on other city property in the Town Center area. ACTION: Authorize the Mayor to execute documents for a permanent sign easement to Madison Retail for Town Center signage.

E. Approve the Reclassification of Three Staff Positions and the Related Budget Adjustment

The Administrative Services Department is recommending three position reclassifications. They are: a status change from part-time to full-time for the Public Information Officer, a status change from court clerk to supervisor for one Court Clerk, to be named Court Services Supervisor (also includes change in title of other Court Clerks to Deputy Court Clerks), and a status change from part-time to full-time for another Court Clerk (due to a workers compensation case outcome). There is also one budget adjustment needed for the Public Information Officer reclassification. ACTION: Approve the reclassification of three staff positions and the related budget adjustment.

Motion by Councilmember Foster to approve the Consent Agenda, second by Councilmember Brooks and so carried 4-0.

11. City Manager's Report – None.

12. Executive Session: Personnel Issues and Legal Matters

Motion by Councilmember Foster to ENTER into Executive Session to discuss Personnel and Legal Matters, second by Councilmember Rispin and so carried 4-0. Time: 7:45 PM

Note: Mayor Masino had to leave for an appointment.

Motion by Councilmember Foster to EXIT Executive Session, second by Councilmember Rispin and so carried 3-0. Time: 8:34 PM

No action taken.

13. Adjournment – Time: 8:35 P.M.

Motion by Councilmember Foster to Adjourn, second by Councilmember Rispin and so carried 3-0.

Approved 04/24/2007