

**MINUTES
CITY OF SUWANEE, GEORGIA
CITY COUNCIL MEETING
APRIL 28, 2009**

Meeting Location: City Hall Council Chambers, 330 Town Center Avenue

Attendees: Dave Williams, Mayor
Jimmy Burnette, Mayor Pro Tem
Jace Brooks, Councilmember
Daniel F. Foster, Councilmember
Kevin McOmber, Councilmember
Jeannine Rispin, Councilmember
Marty Allen, City Manager
Elvira Rogers, City Clerk
Gregory Jay, City Attorney

Meeting Location: City Hall Council Chambers, 330 Town Center Avenue

**5:30 P.M.
DINNER SESSION
Room 2302**

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 PM
PUBLIC HEARING
Council Chambers – Room 2101**

The Public Hearing opened at 6:34 P.M. Mayor Williams read the Procedures for Public Meetings for the Record.

1. AMD 2009-002: Proposed Amendment to the City of Suwanee Zoning Ordinance to Modify Article III Definitions and Article VI General Development Regulations to Create Section 616. Home Occupations

This is an amendment to the Zoning Ordinance which modifies the City's home occupation regulations. The Planning Commission reviewed this item at their March and April meetings and recommends approval.

Josh Campbell, Planning Director, presented the staff analysis as follows: This item would be an amendment to the Zoning Ordinance. Staff examined the Home Occupational Ordinances for several of the jurisdictions surrounding the City of Suwanee and around the country. The hope is to accomplish a list of standards to provide the

guidance needed for property uses. The topic was presented to P&Z last month and tabled to the April Meeting. At the last meeting P&Z addressed a number of issues and recommended approval by a vote of 5-0. The goal is to have a performance based Ordinance that provides standards for home occupations. Mr. Campbell stated, since the P&Z recommendation, there have been edits. There were no questions from Council and no audience comment. Mayor Williams stated this is a project that has been underway for some time. There is still some work to be done. The Public Hearing closed at 6:40 PM and the Council Meeting will convene at 7 PM.

7:00 P.M.
COUNCIL MEETING
Council Chambers – Room 2101

2. Call To Order

Mayor Williams called the meeting to order at 7:05 P.M.

3. Announcements

- *The first weekend in May marks the beginning of two popular summer ongoing events in Suwanee. The Summer Concert Series kicks off on Friday, May 1 with Ken Ford as the featured performer for the first concert of the MAJIC 107.5/97.5 series. Three additional concerts throughout the summer will showcase the music of other adult contemporary R&B performers. The concerts will all be held at Town Center Park, beginning at 7:00 pm. The concerts are free and open to the public. Food and beverages, including beer and wine, will be available for purchase. Bring chairs, blankets, picnics, friends, and neighbors, but no alcohol please. The Majic concert series replaces the Suwanee Smooth Jazz series and features some of the area's top adult contemporary rhythm and blues artists. The series includes three additional Friday-night concerts, to be held on June 5, August 7, and September 4.*
- *The Suwanee Farmers Market opens for the season on Saturday, May 2. The market will offer in-season produce, herbs and plants, free-range meat and eggs, baked goods, and jams and jellies from 8 a.m. to noon every Saturday through October 17 at Town Center Park. Approximately 20 vendors will participate in the Suwanee market each week. Among the produce typically available in May are lettuce, broccoli, spring onions, strawberries, turnips, herbs, perennials, radishes, and beets.*
- *Art on a Limb, an annual program designed to celebrate the arts and nature, is about to bloom in Suwanee once again. Daily throughout the month of May, two pieces of artwork will be placed along the Suwanee Creek Greenway – and this year art will appear along the trail at the new Sims Lake Park as well. Those who find the artwork may keep it. This year's art pieces are mixed media, historic collages created by local artist Melody Orr. Fashioned as magnets, the pieces feature historic Suwanee photos that were archived during the City's recent local*

history project.

- *Congratulations to the Suwanee Police Department and our PACT communities. The PACT program was featured in the April issue of Police Chief magazine, a monthly publication of the International Association of Chiefs of Police. PACT stands for Police and Citizens Together and is a program through which a specific officer is assigned as a personal liaison to each Suwanee homeowners association and neighborhood. The Suwanee PACT program includes 40 residential subdivisions, as well as a business group in the Suwanee Gateway. Those interested in reading the article can view it at www.policechiefmagazine.com.*

4. Pledge of Allegiance

Brownie Troop #1035 will be present to lead the Pledge.

5. Approval of Minutes

a) March 6, 2009 Called City Council Meeting

Motion by Councilmember Foster to approve the March 6, 2009 Called Meeting Minutes, second by Councilmember Rispin and so carried 6-0.

b) March 12, 2009 Called City Council Meeting

Motion by Councilmember Brooks to approve the March 12, 2009 Called Meeting Minutes, second by Mayor Pro Tem Burnette and so carried 6-0.

c) March 24, 2009 City Council Meeting

Motion by Councilmember McOmber to approve the March 24, 2009 City Council Meeting Minutes, second by Councilmember Brooks and so carried 6-0.

6. Adoption of Agenda as Presented

Motion by Councilmember Rispin to amend and adopt the agenda as follows: Insert new item before the Consent Agenda to read: Authorize the Mayor to enter into an Engineering Services Agreement with Rindt-McDuff Associats, Inc., on an hourly basis not to exceed \$60,595 for water system enhancements, second by Councilmember McOmber and so carried 6-0.

7. Special Recognition

a) Hardy Delay

Mayor Williams stated that due to illness, Mr. Delay was unable to attend. Mr. Delay served on the Planning Commission for approximately 20 years.

8. Audience Participation

- Richard Trice, 5155 Meadowbrook Circle, Suwanee, GA. Former Mayor Trice stated he had two items to address before the Council: 1) The annual Annandale Village Fundraiser was the same date as a City sponsored event (Backyard Bash). Mr. Trice stated he'd like to see the City not have competing events with other organizations; 2) He has received numerous phone calls about the Suwanee Farms area development

issues. He requested the City find a way to make the residents aware of what is going on. There are many rumors that need to be dispelled.

Mayor Williams stated it was not the City's intent to impact the Annandale Fundraiser. Annandale is a long time institution in the City and is highly valued. It is not the intent of the City to erode the support. Mayor Williams inquired about the 2010 date and asked that the date be shared with staff.

As for the Suwanee Farms matter, Mayor Williams encouraged that the residents contact staff.

NEW BUSINESS

- 9. AMD 2009-002: Proposed Amendment to the City of Suwanee Zoning Ordinance to Modify Article III Definitions and Article VI General Development Regulations to Create Section 616. Home Occupations**

Motion by Mayor Pro Tem Burnette to postpone AMD-2009-002 to the June 25th Council Meeting, second by Councilmember Foster and so carried 6-0.

- 10. Consider Authorizing Mayor to Execute a Contract with Koryn Rolstad in an Amount Not to Exceed \$78,000 for Installation of Public Art in City Hall**
Council provided consent at the April workshop for staff to negotiate a contract with Koryn Rolstad for installation of a kinetic piece of art in the City Hall lobby. Since the workshop, staff has continued discussions with Ms. Rolstad to prepare a draft contract.

Dick Goodman, Chairman of the Public Art Commission, made a presentation to Council and attendees.

Motion by Councilmember Rispin to authorize the Mayor to execute a contract with Koryn Rolstad in an amount not to exceed \$78,000 for installation of public art in City Hall, second by Mayor Pro Tem Burnette and so carried 6-0.

- 11. Consider Authorizing Mayor to Enter into Agreement with Firm(s) for On-Demand Design/Build Services of Phase II of the Alternate Transportation Plan**
The City received 10 submittals to the Request for Qualifications to provide on-demand design/build services for this project.

Motion by Councilmember Rispin to authorize the Mayor to enter into agreement with three firms (Bron Cleveland & Associates, JHC Corporation and Pond & Company) for On-Demand Design/Build Services of Phase II of the Alternate Transportation Plan, second by Councilmember McOmber and so carried 6-0.

- 12. Consider Authorizing Staff to Execute a Worksite Agreement with the Atlanta Regional Workforce Board for the 2009 Summer Jobs for Youth Program**
As detailed in the workshop notes, staff recommends participating in the Summer Jobs for

Youth program. The program is funded by the American Recovery and Reinvestment Act (ARRA), with ARC paying the employees and providing worker's compensation insurance. Staff proposes hiring temporary manual laborers for Public Works, as well as clerical employees for the Administrative Services, Finance, Chief Executive, and Economic & Community Development departments. Staff has met with the Atlanta Regional Workforce Board, who administers the program, and they have provided a Worksite Agreement that will finalize our participation.

Motion by Councilmember Brooks to authorize staff to execute a Worksite Agreement with the Atlanta Regional Workforce Board for the 2009 Summer Jobs for Youth Program, second by Councilmember McOmber and so carried 6-0.

13. Consider Authorizing the Mayor to enter into an Engineering Services Agreements with Rindt McDuff Associates, Inc., on an hourly basis not to exceed \$60,595 for Water System Enhancements

Motion by Councilmember Foster to enter into an Engineering Services Agreement with Rindt McDuff Associates, Inc., for an amount not to exceed \$60,595 for Water System Enhancements, second by Councilmember Burnette and so carried 6-0.

14. Consent Agenda

a) Approval of Resolution in Support of Application for Urban & Community Forestry Funding from the Georgia Forestry Commission

Staff has prepared an application for \$7,500 in Urban & Community Forestry grant funding through the Georgia Forestry Commission in order to complete a tree inventory on City properties and in the right-of-way. The estimated cost for this survey is \$15,000 and the U&CF grant will match 50%. The resolution committing to the project and monetary match is included in Tab 13 of the packet. Funding for this project will come from the FY10 Arbor Day allocation.

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

15. City Manager's Report

Mr. Allen stated he has three items: 1) Work should begin on a project to connect sidewalks on Main Street where it currently terminates at the tunnel project. This should begin in the next couple weeks. 2) The Eva Kennedy Road project is substantially complete. Preliminary statistics reflected the 85th percentile speed went from 43-44 mph to 37-38 mph. The project is working as hoped. 3) New version of SEE Online (customer service tracking system) is up and running. The new version is more user friendly and much more effective for staff.

16. Executive Session: Legal, Personnel, and/or Real Estate Issues (if necessary)

Motion by Mayor Pro Tem Burnette to ENTER Executive Session for Legal Matters, second by Councilmember McOmber and so carried 6-0. Time: 7:47 P.M.

Motion by Mayor Pro Tem Burnette to EXIT Executive Session, second by Councilmember Foster and so carried 6-0. Time: 8:01 P.M.

No Action Taken

17. Adjournment – Time: 8:01 P.M.

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

Approved 05/26/2009