

**MINUTES
CITY OF SUWANEE, GEORGIA
CITY COUNCIL PUBLIC HEARING & MEETING
DECEMBER 20, 2011**

Meeting Location: City Hall, 330 Town Center Avenue

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

**5:30 P.M.
CALLED MEETING
BIG SPLASH ROOM, #2302**

1. Call to Order

Mayor Pro Tem Brooks called the meeting to order at 5:32 P.M.

2. Executive Session – Personnel

Motion to Enter Executive Session for Personnel Matters by Mayor Elect Burnette, second by Councilmember Foster and so carried 5-0.

Motion to Enter Executive Session by Councilmember McOmber, second by Mayor Elect Burnette and so carried 6-0

No Action Taken

3. Adjournment

Motion to Adjourn by Mayor Elect Burnette, second by Councilmember McOmber and so carried 6-0.

5:40 P.M.
(or upon adjournment of Called Meeting)
DINNER SESSION
BIG SPLASH ROOM, #2302

4. 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
Council Chambers

Mayor Williams opened the Public Hearing and read the procedures for Public Meetings for the record.

5. Request for Alcohol Beverage License: Tavern Beverage Company, 2855 Lawrenceville Suwanee Road, John H. Hersker - Licensee

Movie Tavern will be locating in the former Publix. They have applied for an on-premise consumption license for beer, wine, and distilled spirits, with John H. Hersker as the licensee. Staff has reviewed the application and recommends approval. Gregory Jay, City Attorney, stated that all documents are in order. There was no audience comment.

6. RZ-2011-005 & SUP-2011-003 – Applicant and Owner: McGinnis Ferry Self Storage. Requests a rezoning from PMUD (Planned Mixed Use Development) to PMUD to eliminate a prohibition of vehicular related uses and a special use permit to allow for automotive rental.

The site is located in Land Lot 209 of the 7th District at 3900 McGinnis Ferry Road and contains approximately 3.95 acres.

Josh Campbell, Planning Director, presented the staff analysis as follows: These cases are related to a request for a truck rental facility. In 2005 this site was rezoned as PMUD that included a condition on zoning that precluded automotive usage. There is interest for the site for automotive rental and the condition would need to be removed via Special Use Permit. Staff recommends limiting the site to five vehicles and removing the prohibition of vehicular related uses.

Support: Marti Jordan, 900 Secret Cove Drive, Sugar Hill, GA. U-Haul trucks are already on the property. Would like to rent then and keep the revenue at McGinnis Ferry. There will be no more than 5 trucks and they will be kept in the rear.

Opposition: No audience comment.

7. SUP-2011-004 – Applicant: Green Global Group, Inc. Owner: Arms Investment, Inc. Requests a special use permit to allow for automotive rental.

The site is located in Land Lot 194 of the 7th District at 45 Satellite Boulevard and contains approximately 1.10 acres.

Josh Campbell, Planning Director, presented the staff analysis to include the following: This request for an automotive repair facility. They are seeking to open a 1200 sq. ft. space in a retail shop and would like to keep 7-10 vehicles on the site. This is a highly commercialized intersection. Staff reviewed the request and recommends approval with conditions. One condition will limit them to a maximum of 7 vehicles on the site, no on-site maintenance and cleaning of vehicles and the vehicles are to be parked in designated spots as designated on the plan. The Planning Commission recommended approval.

Support: No audience comment.

Opposition: No audience comment.

8. SUP-2011-005 – Applicant: Nadeem Raza. Owner: Old Peachtree Properties, LLC. Requests a special use permit to allow for an automotive repair shop.

The site is located in Land Lot 151 of the 7th District at 50 Old Peachtree Road and contains approximately 3.57 acres.

Josh Campbell, Planning Director, presented the staff analysis to include the following: Staff recommends approval. This request is for automotive repair in a C-2 district. The property is surrounded by commercial and industrial uses. The site was formerly used as a motorcycle repair shop. Staff and Planning Commission recommend approval.

Support: No audience comment.

Opposition: No audience comment.

7:00 P.M.
CITY COUNCIL MEETING
Council Chambers

9. Call to Order

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

10. Announcements

- It's time to submit your best shot of Suwanee for our annual **Snap Suwanee** contest. December 31st is the deadline to turn in your photos of the Suwanee community. Approximately a dozen photos will be selected for display in City Hall. The application form can be downloaded at www.suwanee.com.

- The Downtown Development Authority has sold **Pierce's Corner** to a business focused on constructing, remodeling, and retrofitting buildings using green practices. The new owner, Deming LLC, will remodel the building using techniques designed to achieve LEED certification. Design for the remodel is expected to begin in early 2012.
- Suwanee was recently named **Marketer of the Year** by the Gwinnett Convention & Visitors Bureau. In announcing the award, GCVB noted, "Memorable marketing is crucial to the success of each of our organizations. This year we have chosen to highlight a city that continuously works to maximize achievements in creative and new ways. This city leads Gwinnett in innovation and vision. In an effort to focus on the arts, this city has incorporated the visual arts into their downtown and has encouraged local businesses to follow suit. City officials continue a path of smart growth, making sure that their downtown space is not just filled, but that it is filled with a mix of retail, dining and office space that will draw in both residents and visitors."

11. Pledge of Allegiance

12. Approval of Minutes

a) November 17, 2011 Called Council Meeting

Motion to approve by Mayor Elect Burnette, second by Councilmember Goodman and so carried 6-0.

b) November 29, 2011 Council Meeting

Motion to approve by Councilmember Goodman, second by Mayor Pro Tem Brooks and so carried 6-0.

13. Special Recognition

a) **Captain Clyde Byers** – Chief Jones and Mayor Williams recognized Captain Byers for 20 years of service to the City of Suwanee and Suwanee Police Department.

b) **Aurora Theatre** – Mr. Anthony Rodriguez was recognized for the efforts of Aurora Theatre (based in Lawrenceville) partnering with the City of Suwanee to produce "Terror on the Trail" at Sims Lake Park. Mayor Williams read and presented a proclamation to Mr. Rodriguez and the Aurora Theatre.

c) **Friends of Suwanee** – Senator Don Balfour was recognized as a Friend of Suwanee. This is the highest honor presented to an individual or group by the City of Suwanee.

14. Adoption of Agenda

Motion to adopt by Councilmember Foster, second by Councilmember Goodman and so carried 6-0.

15. Presentation: FY 2011 Annual Audit

Joel Black, with Mauldin and Jenkins, presented the annual audit report for FY 2011.

16. Consider 2012 Appointments

Motion to approve by Mayor Pro Tem Brooks with 2 additions: Elizabeth Sawicki to the Planning Commission for a 2 year term to end 12/31/2013; Kenneth Torrens to the Zoning Board of Appeals for a 2 year term to end 12/31/2013 , second by Councilmember McOmber and so carried 6-0. (A listing of 2012 Appointments will be attached to the Minutes for the record.)

17. Audience Participation

Rose Mary Volhmer, 4040 Stonecypher Road, Suwanee, GA. Ms. Volhmer shared thanks and praise for the Suwanee Police Department for their professionalism and care taken during an incident that impacted her family.

OLD BUSINESS

- 18. Consider RZ-2011-005 – Applicant and Owner: McGinnis Ferry Self Storage.**
Requests a rezoning from PMUD (Planned Mixed Use Development) to PMUD to eliminate a prohibition of vehicular related uses.

Motion to approve RZ-2011-005 by Councilmember Goodman, second by Mayor Elect Burnette for discussion. Friendly amendment to include staff recommendations by Councilmember Goodman, second by Mayor Elect Burnette and so carried 6-0.

- 19. Consider SUP-2011-003 – Applicant and Owner: McGinnis Ferry Self Storage.**
Requests a special use permit to allow for automotive rental.

Motion to approve SUP-2011-003 by Mayor Pro Tem Brooks with staff and Planning Commission conditions, second by Councilmember McOmber and so carried 6-0.

NEW BUSINESS

- 20. Consider Request for Alcohol Beverage License: Tavern Beverage Company, 2855 Lawrenceville Suwanee Road, John H. Hersker – Licensee**

Motion to approve by Councilmember Foster, second by Councilmember Goodman and so carried 6-0.

- 21. Consider SUP-2011-004 – Applicant: Green Global Group, Inc. Owner: Arms Investment, Inc. Requests a special use permit to allow for automotive rental.**

Motion to approve SUP-2011-004 by Mayor Elect Burnette, second by Councilmember Foster. Discussion by Mayor Pro Tem Brooks – to include conditions. Friendly amendment to approve with staff and Planning Commission conditions by Mayor Elect

Burnette, second by Councilmember Foster and so carried 6-0.

- 22. Consider SUP-2011-005 – Applicant: Nadeem Raza. Owner: Old Peachtree Properties, LLC. Requests a special use permit to allow for an automotive repair shop.**

Motion to approve SUP-2011-005 by Councilmember Goodman, second by Mayor Elect Burnette and so carried 6-0.

23. City Manager Presentation

Council, staff and public officials recognized Mayor Williams for his service to the City as Mayor.

24. Oath of Office

The oath of office was administered for Jimmy Burnette (Mayor), Dick Goodman (Council post #2), and Doug Ireland (Council post #1) by City Attorney Gregory Jay.

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

Motion to Enter Executive Session by Councilmember Goodman, second Councilmember Foster and so carried 6-0.

Motion to Exit Executive Session by Councilmember Goodman, second by Councilmember Foster and so carried 6-0.

26. Adjournment

Mayor Pro Tem chaired the remainder of the meeting. Motion to Adjourn by Mayor Williams, second by Mayor Elect Burnette and so carried 6-0.

Approved 01/24/2011

Board Appointments for Appointment 2012

Board/Entity	Recommended Appointee	Term Expiration
2 year Terms		
Planning Commission	Pete Charpentier	12/31/12
Planning Commission	Anthony Manners	12/31/12
Planning Commission	Larry Pettiford	12/31/13
Planning Commission	Jodi Nevels	12/31/13
Planning Commission	Elizabeth Sawicki	12/31/13
2 Year Terms		
ZBA	Bob Hogberg	12/31/12
ZBA	Carolyn Harvey Appointed 3/10/2011	12/31/12
ZBA	Ryan Neilan	12/31/13
ZBA	Kenneth Torrens	12/31/13
ZBA	Rob Sumner	12/31/13
Established Seats/4 Year Terms		
DDA – Seat 1	Kevin O’Brien	12/31/15
DDA – Seat 2	Robert Rohloff	12/31/13
DDA – Seat 3	Julie Perdue	12/31/15
DDA – Seat 4	Beth Hilscher	12/31/13
DDA – Seat 5	James Davenport	12/31/15
DDA – Seat 6	Dax Flinn	12/31/13
DDA – Seat 7	Jimmy Burnette	12/31/15
2 Year Terms		
Public Arts Comm.	Dick Goodman	12/31/13
Public Arts Comm.	Cherie Heringer	12/31/13
Public Arts Comm.	Linnea Miller	12/31/13
Public Arts Comm.	Earl Mitchell	12/31/13
Public Arts Comm.	Vickie Johnson	12/31/12
Public Arts Comm.	John Peed	12/31/12
Public Arts Comm.	Vacant	12/31/12
2 Year Terms		
URA	Alex Stone	12/31/12
URA	Jerry Little	12/31/12
URA	Sandra Watson	12/31/13
URA	Carol Hassell	12/31/13
URA	Bill Thee	12/31/13
2 Year Terms		
Harvest Farm	Cris Koenigs	12/31/13
Harvest Farm	Jeannine Haynes	12/31/13
Harvest Farm	Julie Chahboune	12/31/13
Harvest Farm	Vacant	12/31/13
Harvest Farm	Kim Thompson	12/31/12
Harvest Farm	Sara Kleinfeld	12/31/12
Harvest Farm	Stephen Kenney	12/31/12

Annual Appointment		
City Attorney	Gregory Jay	12/31/12
Annual Appointment		
Election Superintendent	Elvira Rogers	12/31/12
Annual Appointment		
Municipal Court: Chief Judge	Mark Lewis	12/31/12
Municipal Court: Assistant Chief Judge	Bill Brogdon	12/31/12
Municipal Court: Associate Judge	Laura Tate	12/31/12
Annual Appointment		
Municipal Court: Chief Solicitor	Elizabeth Reisner	12/31/12
Court: Assoc. Solicitor	Ramon Alvarado	12/31/12
Court: Assoc. Solicitor	Kimberly McCluney	12/31/12
Court: Assoc. Solicitor	James Miskell	12/31/12
Court: Assoc. Solicitor	Jennifer White	12/31/12