

**MINUTES  
CITY OF SUWANEE, GEORGIA  
PUBLIC HEARING & CITY COUNCIL MEETING  
TUESDAY, MAY 22, 2012  
5:30 P.M.**

*Meeting Location: City Hall, 330 Town Center Avenue*

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

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**5:30 P.M.  
DINNER SESSION  
BIG SPLASH ROOM, #2302**

**A. 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 Burnette opened the Public Hearing at 6:40 P.M. and read the procedures for public meetings for the record.

**B. RZ-2012-001 – Applicant/Owner: Suwanee Creek Station, LLC. Requests a rezoning from PMUD (Planned Mixed Use Development) to PMUD to modify the conditions of zoning to allow for restaurants with drive-through windows that include external intercom/speakers.**

The site is located at 3429 Lawrenceville-Suwanee Road and contains approximately 2.81 acres. Both the Planning Commission and staff recommend approval with conditions.

Josh Campbell, Planning Director, presented the staff analysis as follows: This request is to modify a previous zoning to eliminate outdoor speakers. This small area of the City

has changed dramatically since 2003 when the site rezoning was originally requested. Many of the shopping centers or restaurants were not developed. At the time, there was a single-family residence located to the south of the subject property, but that house has since been removed and the property rezoned to a commercial district. The Planning Commission recommended approval with conditions.

**Support:** Brian Sullivan, Suwanee Creek Station, 4151 Ashford Dunwoody Road. Mr. Sullivan stated that Jimmy John's sandwich shop is interested in space at the end of the shopping center and would like to have a menu board with external speaker. The applicant agrees with staff and Planning Commission recommended conditions.

There were no questions from Council and no audience participation.

The Public Hearing was closed at 6:40 P.M.

**7:00 P.M.**  
**COUNCIL MEETING**  
**COUNCIL CHAMBERS**

**C. Call to Order**

Mayor Burnette called the meeting to order at 7:00 p.m.

**D. Announcements**

- 1) For nearly a year, the City of Suwanee has worked with area residents through a strategic planning process to craft a vision for the kind of community Suwanee should be in the next decade. Citizens now have one final chance to offer feedback on the draft plan before City Council considers adopting the 20/20 Vision at its June 26 meeting. Drafts of the strategic plan executive summary and full plan are available at [www.suwanee.com](http://www.suwanee.com). Citizens may offer feedback by sending an email to [jroth@suwanee.com](mailto:jroth@suwanee.com) by May 31. Some 435 people participated in 10 different activities at the strategic plan open house last July; six community focus groups discussed issues related to their particular demographic; 100 conversations were held by 25 roundtable groups through the fall and winter; and about 175 people attended the community picnic and unveiling of the strategic plan draft in April.
- 2) As has become tradition in Suwanee, art has blossomed along Suwanee's trails and Greenway throughout the month of May. Through its Art on a Limb program, the City of Suwanee "hides" two pieces of original artwork daily along trails throughout the City; those who find an art piece get to keep it. This year's Art on a Limb pieces are mugs created by Dacula-based artist Sandra Nissen, which include impressions of leaves picked up along the Suwanee Creek Greenway. Be on the lookout for Nissen's mugs over the next nine days.
- 3) Good news! The Suwanee Farmers Market is officially in business at Town Center Park for the season. The market is open from 4-7 pm Tuesdays (through August 7)

and 8 am-noon Saturdays (through October 6). About 20-25 vendors will be at each market offering fresh, in-season produce, salsa, jellies, sauces, bread, eggs, meat, baked goods, and other natural products.

**E. Pledge of Allegiance**

Pledge led by Evan Daniel of Troop 513.

**F. Approval of Minutes**

- 1) **April 12, 2012 Called Council Meeting**
- 2) **April 24, 2012 Council Meeting**

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

**G. Special Recognition**

**Level Creek Elementary School**

Council recognized Level Creek for being named a Georgia School of Excellence. Mayor Burnette presented a Proclamation and declared Wednesday, May 23, 2012 as Level Creek Elementary School Day in the City of Suwanee.

**H. Adoption of Agenda**

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

**I. Audience Participation**

- Tommy Lee Brightwell, 4625 Alison Drive, Sugar Hill, GA. Mr. Brightwell shared information regarding volunteer opportunities at George Pierce Park, Gwinnett Senior Learning Center. Opportunities available in the Fall.

**NEW BUSINESS**

**J. Consider RZ-2012-001 – Applicant/Owner: Suwanee Creek Station, LLC.**

**Requests a rezoning from PMUD (Planned Mixed Use Development) to PMUD to modify the conditions of zoning to allow for restaurants with drive-through windows that include external intercom/speakers**

*Motion to approve RZ-2012-001 with Planning Commission conditions by Mayor Pro Tem Foster, second by Councilmember Brooks and so carried 6-0.*

**K. Consider ORD-2012-001**

This is a proposed amendment to the local modifications of the International Property Maintenance Code and Section 34-175 Penalties of the City of Suwanee Code of Ordinances to change notification procedures required to abate nuisances related to grass and weeds and to amend the regulations for penalties and violations.

*Motion to approve ORD-2012-001 by Councilmember McOmber, second by Councilmember Ireland and so carried 6-0.*

**L. Consider Authorizing the Mayor to Execute Documents with Gwinnett County for Right-of-Way and Easements**

Gwinnett County is constructing a sidewalk project on Suwanee Dam Road between Main Street and Peachtree Industrial Blvd. In order to complete the project, they need right-of-way and easements on two parcels owned by the City.

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

**M. Consider Adoption of 4th FY 2012 Quarter Budget Adjustments**

Staff has prepared the recommended 4<sup>th</sup> quarter budget adjustments, which are as follows:

- 1) General Fund Budget Reclassifications – Reclassification of line item expenditures for individual accounts; this proposal does not increase the budget in total.
- 2) General Fund Budget Adjustment: Increase the general fund budget by \$700,000 to allow for funding of the following FY 13 capital projects: accounting software; sidewalk gap projects in the Pedestrian Bicycle Plan; Buford Highway sidewalks project; I-85 streetscape project; wayfinding signage project; and railroad bank landscaping project.
- 3) Suwanee Day Budget Adjustment: Increase the Suwanee Day fund by \$19,250; this fund is self-supporting and will fund the 2012 event.

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

**N. Consider Adoption of an Ordinance/Resolution to Amend the Code of Ordinances to Provide for a Change in the Regular Monthly Meeting Time of City Council, to Provide for the Order of the Agenda, and Other Purposes**

The ordinance/resolution will change the start time of regular City Council meetings to 6:30 pm on the fourth Tuesday of each month and make minor revisions to the order of the agenda for meetings.

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

**O. Consider Authorizing the Mayor to Execute an Agreement with Meggitt Training Systems for Maintenance of the Equipment in the Police Substation & Training Center**

This agreement outlines the maintenance requirements of both the City and Meggitt for the firing range equipment that is being installed in the Police Substation & Training Center.

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

**P. Consent Agenda**

**1) Authorize Mayor to Execute an Intergovernmental Agreement with Gwinnett County to Provide for an Inmate Work Crew**

The existing Intergovernmental Agreement (IGA) with Gwinnett County that provides for a County inmate work crew in the City expires on July 17, 2012. Staff recommends that this program be continued.

**2) Authorize the Mayor to Execute a Contract with Georgia Department of Transportation for the 2012 Local Maintenance and Improvement Grant Program**

The Georgia Department of Transportation has notified the City they will provide up to \$160,000 as part of the 2012 LMIG (Local Maintenance and Improvement Grant Program). These funds will be used to resurface a total of approximately 2.5 miles.

**3) Authorization to Resolve Claim of Communication Supply Corporation Arising from Video Surveillance Equipment Installation**

This will settle a claim by a vendor for non-payment by the contractor Advergens, related to the video surveillance equipment.

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

**Q. Executive Session: Legal, Personnel, and/or Real Estate Issues – No Session**

**R. Adjournment**

*Motion to Adjourn by Councilmember Brooks, second by Mayor Pro Tem Foster and so carried 6-0.*

*Approved 06/26/2012*