

**CITY OF SUGAR HILL
COUNCIL MEETING MINUTES
MONDAY, JULY 11, 2011
7:30 PM CITY HALL ANNEX
4988 WEST BROAD STREET
SUGAR HILL, GEORGIA**

CALL TO ORDER – by Mayor Pirkle at 7:30 p.m. Present were Mayor Gary Pirkle, Mayor Pro Tem Marc Cohen and Council Members Steve Edwards, Susie Gajewski, Curtis Northrup and Mike Sullivan. Also present were City Clerk Jane Whittington and City Attorney Frank Hartley. City Manager Bob Hail was not present.

**PLEDGE OF ALLEGIANCE TO THE FLAG
INVOCATION** – given by Mayor Pirkle.

APPROVAL OF AGENDA – Council Member Sullivan motioned to approve the Agenda as submitted. Council Member Gajewski seconded the motion. Approved 5-0.

APPROVAL OF MINUTES – June 13, 2011 – Council Member Gajewski motioned to approve the minutes as written. Council Member Sullivan seconded the motion. Approved 5-0.

CITY ATTORNEY’S REPORT
COUNCIL REPORTS
MAYOR’S REPORT
CITY CLERK’S REPORT
CITY MANAGER’S REPORT

CITIZENS AND GUESTS COMMENTS – Brenda Johnson spoke regarding the gate and access to the City property off of Island Ford Road. The residents of Laurel Park are concerned about the gate being unlocked and cars going back into the isolated area. This area is adjacent to the residents’ property and causes concerns. The City is working on a daisy chain system with the National Park Service. The gate would then remain locked.

CONSENT AGENDA

**Ordinance Relocate Early Voting to City Hall
Administrative Position City Clerk’s Office, Budget Amendment
Fence Drainage Easement, 1411 Primrose Park Rd.
Fence Drainage Easement, 5277 Blossom Brook Dr.
Fence Drainage Easement, 386 Roberts Run Cove
Fence Drainage Easement, 6751 Pierless Ave.**

Council Member Cohen motioned to approve the items on the Consent Agenda after an explanation of the contents of each item from Mayor Pirkle. Council Member Sullivan seconded the motion. Approved 5-0.

OLD BUSINESS

NEW BUSINESS

PUBLIC HEARING – Resolution Set 2011 Millage Rate – Mayor Pirkle explained that the millage rate has not increased in a number of years. The City is proposing 3.8 mills. The Public Hearing was opened and there were no comments from the public so the hearing was closed. Council Member Sullivan motioned to approve the Resolution setting the 2011 Millage Rate at 3.8 mills. Council Member Cohen seconded the motion. Approved 5-0.

Ordinance Alcohol Sunday Sales – Council Member Cohen explained that this ordinance, if approved by the governing body, would place a referendum on the November 8, 2011 ballot. The question will be whether Sunday Alcohol Sales of Beer and Wine by the Package will be allowed. This will affect businesses such as the Kroger and convenience stores. If the voters approve this referendum, then it would have an effective date of November 15, 2011. The Mayor stated that the laws in effect now are sufficient. He does not feel that this would result in economic gain for the City and that the City should follow the lead of Gwinnett County. Council Member Sullivan stated that the County does not have a scheduled election for this year and would incur too great a cost to add one at this time. The City, however, does have an election this year. Council Member Cohen motioned to approve the Ordinance calling for a referendum to be placed on the November 8, 2011 Municipal Election ballot regarding amending the hours and days of sale for beer and wine package sales on Sunday. Council Member Sullivan seconded the motion. Approved 5-0.

Amend Planning Fee Schedule, Off Site Mobile Home Inspections – Planning Director Awana explained that this will set a rate for the inspection of pre-owned mobile homes inspection before they are moved into the City. If they cannot pass the inspection then the owner will not incur a cost of having to then remove it. Council Member Edwards motioned to approve the Fee Schedule Amendment. Council Member Sullivan seconded the motion. Approved 5-0.

Resolution Hazardous Waste Trust Fund – The City Manager proposed approval of the Resolution and Agreement for the Hazardous Waste Trust Fund. This would reimburse the City for costs incurred in maintaining the closed landfill. The reimbursement is \$33,905. The City Attorney voiced concerns that the agreement states that the City must be in compliance with the Georgia Local Government Services Delivery statutes. His suggestion is that the Mayor sign the agreement after the lawsuit between Gwinnett County and the Cities regarding SDS is resolved. Council Member Cohen motioned to approve the Resolution and Agreement regarding the Hazardous Waste Trust Fund after review and approval from the City Attorney once SDS compliant. Council Member Sullivan seconded the motion. Approved 5-0.

Approval for Intergovernmental Agreement – Water Pipe for W. Broad St. – The City Manager is in negotiations with Gwinnett County Water Resources regarding replacing the existing water pipe on West Broad Street. Gwinnett County Water Resources will supply the pipe, hydrants and fittings. The City of Sugar Hill will install the water pipes during its construction process with Gwinnett Water Resources doing the inspections. The County and City will negotiate an Intergovernmental Agreement for this installation. Since the road project is already underway, this agreement is time sensitive. The City Manager is asking the City Council to authorize the Mayor to sign this agreement

after it has been reviewed by the City Attorney and City Manager. Council Member Sullivan motioned to approve allowing the Mayor to sign the Intergovernmental Agreement with Gwinnett County to supply water pipe and other fixtures to replace the current ones on West Broad Street. This agreement can be signed after review from the City Attorney. Council Member Gajewski seconded the motion. Approved 5-0.

EXECUTIVE SESSION: TO DISCUSS LEGAL, REAL ESTATE AND/OR PERSONNEL

There was no Executive Session held.

PUBLIC ACTION TAKEN OUT OF EXECUTIVE SESSION

ADJOURNMENT: Council Member Cohen motioned to adjourn. Council Member Sullivan seconded the motion. Approved 5-0.

Gary Pirkle, Mayor

Jane Whittington, City Clerk