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SPECIAL CALLED MEETING AGENDA

Mike Mason, Mayor

Phil Sadd – Post 1, Council Member

Jeanne Aulbach – Post 4, Council Member

James Lowe – Post 2, Council Member

Lorri Christopher – Post 5, Council Member

Alex Wright – Post 3, Council Member

Weare Gratwick – Post 6, Council Member

July 24, 2012

SPECIAL CALLED MEETING

7:30 PM

Robert Fowler YMCA

5600 West Jones Bridge Road, Peachtree Corners, GA 30092

A) CALL TO ORDER

B) ROLL CALL

C) PLEDGE OF ALLEGIANCE

D) MAYOR'S OPENING REMARKS

E) CONSIDERATION OF MINUTES

July 16, 2012 Special Called Meeting

July 17, 2012 Special Called Meeting

F) PUBLIC COMMENT

G) REPORTS AND PRESENTATIONS

Legal

»Presentation of an Overview of the Zoning Ordinance

H) OLD BUSINESS

1. **O2012-07-58** Consideration of Adoption of an Ordinance to Amend the Intergovernmental Agreement with Gwinnett County for Land Use Services and For Other Purposes (**TABLED from 7/12/12; 7/16/12 and 7/17/201**)
2. **ACTION ITEM** Report and Discussion with Consideration to Approve an Agreement Between Pond & Co. and the City of Peachtree Corners, Georgia for Community Development Liaison Services (**TABLED from 7/16/12 and 7/17/21**)
3. **O2012-07-61** **SECOND READ** and **PUBLIC HEARING** and Consideration of Adopting a Zoning Ordinance for the City of Peachtree Corners, Georgia and for Other Purposes
4. **O2012-07-62** **SECOND READ** and **PUBLIC HEARING** and Consideration of Adopting a Sign Ordinance for the City of Peachtree Corners, Georgia and for Other Purposes

I) NEW BUSINESS

1. **ACTION ITEM** Consideration and Authorization to Release a Request for Proposals (RFP) for a Tax Anticipation Note (TAN)
2. **R2012-07-14** Consideration of Resolution to Remove Moratoriums Currently in Place for the City of Peachtree Corners, Georgia and for Other Purposes

J) MAYOR'S COMMENTS

K) EXECUTIVE SESSION

PLACE HOLDER Possible Discussion and Action on Executive Session Item

L) ADJOURNMENT

CITY OF PEACHTREE CORNERS
SPECIAL CALLED MEETING
July 16, 2012 @ 7:30pm

The Mayor and Council of the City of Peachtree Corners held a Special Called Meeting on Monday, July 16, 2012 at 7:30pm. This Special Called Meeting was held at the Hilton Atlanta NE, 5993 Peachtree Industrial Blvd, (Norcross) Peachtree Corners, GA, 30092. The following were in attendance:

Mayor	Mike Mason
Council Member	Phil Sadd - Post 1
Council Member	James Lowe - Post 2
Council Member	Alex Wright - Post 3 - Absent
Council Member	Jeanne Aulbach - Post 4
Council Member	Lorri Christopher - Post 5
Council Member	Weare Gratwick - Post 6 - Absent
Acting City Attorney	Bill Riley
Consultant	John McDonough
Acting City Clerk	Joan Jones

PLEDGE OF ALLEGIANCE: Mayor Mason led the Pledge of Allegiance.

OPENING COMMENTS: Mayor Mason briefly reviewed tonight's agenda items.

MINUTES: Council Member Lowe motioned, seconded by Council Member Christopher to approve the July 12, 2102 Special Called Meeting Minutes as presented. There being no further discussion, the motion carried unanimously.

PUBLIC COMMENT: No Public Comments made.

REPORTS and PRESENTATIONS: BB&T Representative Sarah Sosnowski was introduced by John McDonough. She presented each council with a packet of general banking information along with her business contact information and took a minute to introduce herself and her team at BB&T; explaining she is looking forward to working with the city.

Acting City Attorney Bill Riley reported to council he is still in conversation with the County Attorney, they are solid discussions and there seems to be a consensus a resolution will be reached. However, he does not have an IGA for the council to consider tonight and he requested this item be tabled until the next meeting when it comes up on the agenda.

OLD BUSINESS:

AMENDING IGA WITH GWINNETT COUNTY: The Second Read of an Ordinance to Amend the Intergovernmental Agreement with Gwinnett County for Land Use Services and for Other Purposes was held. Council Member Christopher motioned, seconded by Council Member Lowe to table this agenda item until the next meeting per the city attorney's request. During discussion, clarification was made for the City Clerk this item to be tabled to tomorrow night's meeting. There being no discussion, the motion carried unanimously. ***(ITEM TABLED)***

AMMENDMENT TO CHAPTER 2: PLANNING COMMISSION: The Second Read of an Ordinance

Creating an Amended Planning Commission for the City of Peachtree Corners was held. Attorney Riley noted to council there has not been any change in this document from the first read. The ordinance amends Article V (Boards and Commission) of Chapter 2: Administration, giving additional guidelines to the appointment of a five member planning commission and the terms the commissioners would serve. Council Member Lowe motioned, seconded by Council Member Christopher to approve Ordinance 2102-07-59 Amending Article V of the Administration Chapter (2) for the Code of Ordinances for the City of Peachtree Corners. There being no further discussion, the motioned carried unanimously. (**Ordinance 2012-07-59**)

NEW BUSINESS:

FIRST READ of 2012 MILLAGE RATE: The First Read of an Ordinance Establishing the 2012 Proposed Millage Rate for the City of Peachtree Corners was held. Attorney Riley explained this is just the first read and the council will have the opportunity for discussion and possible amendment to the ordinance after the third and final public hearing on the millage rate at tomorrow night's meeting. This ordinance has the 1 mill rate as this is what we have advertised, but it can be amended when council makes the determination at their advertised July 17th meeting. (**FIRST READ**)

POND & COMPANY AGREEMENT: As Mr. Kachmar was delayed, Attorney Riley reported to council the negotiation with Pond & Company for Community Development Liaison Services is continuing. He did report they have agreed to start work before August 1st. Council Member Sadd motioned, seconded by Council Member Christopher to table this action item until tomorrow night's meeting. During discussion, Council Member Aulbach requested Mr. Riley send both this agreement and the IGA with Gwinnett County as soon as it becomes available in order to allow council time for review. Council Member Sadd reminded Mr. Riley of the requested cap. There being no further discussion, the motion carried unanimously. (**ITEM TABLED**)

MAYOR'S COMMENTS: Mayor Mason wished everyone a good evening.

EXECUTIVE SESSION: No Executive Session was held. However, Mr. Riley reported Mr. Kachmar was on his way to meet with the committee regarding the city manager. Council Member Aulbach requested Mr. Riley send both this agreement and the IGA with Gwinnett County as soon as it becomes available in order to allow council time for review.

ADJOURNMENT: Council Member Lowe motioned, seconded by Council Member Sadd to adjourn the meeting. There being no further discussion, the motion carried unanimously and the meeting was adjourned.

Approved,

Attest,

Mike Mason, Mayor

Joan C. Jones, Acting City Clerk

CITY OF PEACHTREE CORNERS
SPECIAL CALLED MEETING
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Mayor	Mike Mason
Council Member	Phil Sadd - Post 1
Council Member	James Lowe - Post 2
Council Member	Alex Wright - Post 3
Council Member	Jeanne Aulbach - Post 4
Council Member	Lorri Christopher - Post 5
Council Member	Weare Gratwick - Post 6
Acting City Attorney	Bill Riley
Consultant	John Kachmar
Acting City Clerk	Joan Jones

PLEDGE OF ALLEGIANCE: Mayor Mason led the Pledge of Allegiance.

OPENING COMMENTS: No remarks from the Mayor.

PUBLIC COMMENT: No Public Comments made.

REPORTS and PRESENTATIONS: Acting City Attorney Bill Riley reported to council the IGA is currently with the Gwinnett County attorney for his review; he explained the county has agreed to extend the moratorium to coincide with the city's moratorium. Mr. Riley was hopeful the county feedback will be quick but asked the council to consider tabling this agenda item until time certain when the staff can bring a final agreement back to council.

In addition, Attorney Riley reported he received a contract back from Pond & Company and was not satisfied with the agreement; that he has an appointment with the Vice President of the company tomorrow morning to resolve any last minute issues. He explained that Pond & Company have agreed to start work immediately once everything has been worked out and requested council consider tabling this agenda item to the meeting on the 24th.

OLD BUSINESS:

AMENDING IGA WITH GWINNETT COUNTY: A Second Read of an Ordinance Amending the IGA with Gwinnett County for Land Use Services and Other Purposes was held. Council Member Christopher motioned, seconded by Council Member Gratwick to table this agenda item until time certain when staff can bring back a final agreement for council consideration on another agenda. During discussion, Attorney Riley clarified the motion. There being no discussion, the motion carried unanimously. ***(ITEM TABLED)***

PUBLIC HEARING and SECOND READ of 2012 MILLAGE RATE: The Second Read of an Ordinance Establishing the 2012 Proposed Millage Rate for the City of Peachtree Corners, Georgia and for Other Purposes was held. Mayor Mason opened the Public Hearing on the Proposed 2012 Millage Rate.

There being no public comment made on the proposed millage rate, Mayor Mason closed the Public

Hearing. Attorney Riley asked if council wanted another report, no request was made for another report. He explained the ordinance states 1 mill, as advertised, however; if council is considering a .85 millage rate the motion would be to approve the ordinance with an amendment to set the millage rate at .85mils if that is council's desire. Council Member Sadd motioned, seconded by Council Member Christopher to approve Ordinance 2012-07-60 as amended setting the 2012 millage rate for the City of Peachtree Corners at .85mils. There being no further discussion, the Mayor called the motion. The motion carried 6-1 with Council Members Gratwick, Christopher, Aulbach, Lowe, Sadd and Mayor Mason voting in favor of the motion and with Council Member Wright opposing the motion. (**Ordinance 2012-07-60**)

POND & COMPANY AGREEMENT: Council Member Sadd motioned, seconded by Council Member Christopher to table this item until the July 24th meeting. During discussion Council Aulbach asked that council see the agreement as soon as possible. Council Member Sadd asked if they have the resources. Mr. Kachmar explained they are ready to go. There being no further the motion carried unanimously. (**ITEM TABLED until 7/24/12**)

NEW BUSINESS:

FIRST READ OF ZONING ORDINANCE: The First Read and Consideration to Adopt a Zoning Ordinance for the City of Peachtree Corners, Georgia and for Other Purposes was held. Attorney Riley explained this is a first read and this is a proforma ordinance tonight and we will post this ordinance on the web when review is complete. In addition, he explained this ordinance is having a second tier review as the county is currently in litigation regarding their sign ordinance. Mayor Mason clarified there will be a presentation of both of these ordinances (sign and zoning ordinance) prior to the public hearing on the 24th. (**FIRST READ**)

Council Member Wright asked about the attorney reviewing the sign ordinance, her track record and cost. Mr. Riley gave an overview of the work Laurel Henderson does with GMA, her specialty practice which similar to how Mr. Bergthold specializes in Sexually Oriented Business law. She has litigated multiple cases on sign ordinances. He felt it would be prudent to have the best sign ordinance to start with and she is one of the best lawyers in this field.

FIRST READ OF SIGN ORDINANCE: The First Read of the Consideration to Adopt a Sign Ordinance for the City of Peachtree Corners, Georgia and for Other Purposes was held. (**FIRST READ**)

MAYOR'S COMMENTS: Mayor Mason thanked everyone for attending.

EXECUTIVE SESSION: Attorney Riley requested an Executive Session for discussion of One Litigation Matter. Mr. Riley announced there will not be any action Council Member Christopher motioned, seconded by Council Member Sadd to go into Executive Session for one legal matter. There being no discussion, the motion carried. Attorney Riley explained for the benefit of the audience there will no further business tonight. Mayor Mason wished everyone a good evening.

Council Member Sadd motioned, seconded by Council Member Lowe to come out of Executive Session and resume the special called meeting.

ADJOURNMENT: There being no further business, Council Member Lowe motioned, seconded by Council Member Sadd to adjourn the meeting. There being no further discussion, the motion carried unanimously and the meeting was adjourned.

Approved,

Mike Mason, Mayor

DRAFT 07-17-2012 Special Called Meeting

Attest,

Joan C. Jones, Acting City Clerk

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AN ORDINANCE TO ADOPT AND APPROVE THE ZONING ORDINANCE AND FOR OTHER PURPOSES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA

WHEREAS: The Ordinance relating to Zoning Ordinance for the City of Peachtree Corners, Georgia is hereby adopted and approved; and

WHEREAS: That the First Read was held on July 17, 2012 and the Public Hearing and the Second Read were held on July 24, 2012; and,

WHEREAS: This Ordinance is shall become effective upon its adoption,

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS while in session on July 24, 2012, the Zoning Ordinance adopting the Zoning Regulations for the City of Peachtree Corners is hereby adopted and approved.

SO ORDAINED AND EFFECTIVE this the 24th day of July, 2012.

Approved:

Mike Mason, Mayor

Attest:

Joan C. Jones, Acting City Clerk

Approved as to Form and Content:

Seal

William F. Riley, Acting City Attorney

AN ORDINANCE TO ADOPT AND APPROVE THE SIGN ORDINANCE AND FOR OTHER PURPOSES, PROVIDING FOR INCLUSION AND IDENTIFICATION IN THE CODE OF ORDINANCES FOR THE CITY OF PEACHTREE CORNERS, GEORGIA

WHEREAS: The Ordinance relating to Sign Ordinance for the City of Peachtree Corners, Georgia is hereby adopted and approved; and

WHEREAS: That the First Read was held on July 17, 2012 and the Public Hearing and the Second Read were held on July 24, 2012; and,

WHEREAS: This Ordinance is shall become effective upon its adoption,

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE GOVERNING AUTHORITY OF THE CITY OF PEACHTREE CORNERS while in session on July 24, 2012, the Sign Ordinance adopting the Signage Regulations for the City of Peachtree Corners is hereby adopted and approved.

SO ORDAINED AND EFFECTIVE this the 24th day of July, 2012.

Approved:

Mike Mason, Mayor

Attest:

Joan C. Jones, Acting City Clerk

Approved as to Form and Content:

Seal

William F. Riley, Acting City Attorney