



AGENDA

WORK SESSION
OF MAYOR AND COUNCIL
CITY OF SNELLVILLE, GEORGIA
MONDAY, JANUARY 23, 2023

Publication Date: January 19, 2023

TIME: 6:30 p.m.

DATE: January 23, 2023

PLACE: City Hall Conference Room 145

I. CALL TO ORDER

**II. REVIEW REGULAR BUSINESS MEETINGS AND PUBLIC HEARING
AGENDA ITEMS**

III. REVIEW CORRESPONDENCE

IV. CITY ATTORNEY'S REPORT

V. DISCUSSION ITEMS

- a) Update of Ongoing Projects [Bender]
- b) Discussion about Room Rentals in Private Homes [Warner]
- c) Discussion about Package Sales Process [Bender]

VI. EXECUTIVE SESSION

An Executive Session may be called:

- To discuss pending and/or potential litigation, settlement claims, administrative proceedings or other judicial actions, which is exempt from the Open Meetings Act pursuant to O.C.G.A. Section 50-14-2(1).
- To authorize negotiations to purchase, dispose of, or lease property; authorize the ordering of an appraisal related to the acquisition or disposal of real estate; enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote; or enter into an option to purchase, dispose of, or lease real estate subject to approval in subsequent public vote, which is excluded from the Open Meetings Act pursuant to Section 50-14-3(b)(1)(C).
- Upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee, which is excluded pursuant to O.C.G.A. Section 50-14-3(b)(2).

VII. ADJOURNMENT



AGENDA

PUBLIC HEARING & REGULAR BUSINESS MEETING
OF MAYOR AND COUNCIL
CITY OF SNELLVILLE, GEORGIA
MONDAY, JANUARY 23, 2023

Publication Date: January 19, 2023

TIME: 7:30 p.m.

DATE: January 23, 2023

PLACE: Council Chambers

- I. CALL TO ORDER
- II. INVOCATION
- III. PLEDGE TO THE FLAG
- IV. CEREMONIAL MATTERS
PRO 2023-03 – Recognition of the Brookwood Marching Band
- V. MINUTES
Approve the Minutes of the January 9, 2023 Meetings
- VI. INVITED GUESTS
- VII. COMMITTEE / DEPARTMENT REPORTS
Snellville Youth Commission
- VIII. APPROVAL OF THE AGENDA
- IX. PUBLIC HEARING
None
- X. CONSENT AGENDA (Please see *Note)
- XI. OLD BUSINESS
- XII. NEW BUSINESS
 - a) Consideration and Action on Intergovernmental Agreement (IGA) with Gwinnett County for Sidewalk Projects on Skyland Drive and Pinchurst Road [Bender]

PUBLIC HEARING & REGULAR MEETING OF MAYOR AND COUNCIL
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XIII. COUNCIL REPORTS

XIV. MAYOR'S REPORT

XV. PUBLIC COMMENTS

- Section 2-53

Each member of the public who wishes to address the Mayor and City Council in public session must submit their name, address and the topic (be as specific as possible) of their comments to the City Clerk prior to making such comments. Individuals will be allotted five minutes to make their comments and such comments must be limited to the chosen topic. Members of the public shall not make inappropriate or offensive comments at a City Council meeting and are expected to comply with our adopted rules of decorum.

- Decorum

You must conduct yourself in a professional and respectful manner. All remarks should be directed to the Chairman and not to individual Council Members, staff or citizens in attendance. Personal remarks are inappropriate.

XVI. EXECUTIVE SESSION

An Executive Session may be called:

- To discuss pending and/or potential litigation, settlement claims, administrative proceedings or other judicial actions, which is exempt from the Open Meetings Act pursuant to O.C.G.A. Section 50-14-2(1).
- To authorize negotiations to purchase, dispose of, or lease property; authorize the ordering of an appraisal related to the acquisition or disposal of real estate; enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote; or enter into an option to purchase, dispose of, or lease real estate subject to approval in subsequent public vote, which is excluded from the Open Meetings Act pursuant to Section 50-14-3(b)(1)(C).
- Upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee, which is excluded pursuant to O.C.G.A. Section 50-14-3(b)(2).

XVII. ADJOURNMENT

***Note: Items on the Consent Agenda may be read by title only. Upon the request of any Council Member, any item may be removed from the Consent Agenda and placed on the Regular Agenda prior to the adoption of the Regular Agenda. The Consent Agenda, or the remainder thereof omitting the challenged items, shall be adopted by unanimous consent.**

CITY OF SNELLVILLE
MEETINGS AND LOCAL EVENTS
JANUARY 23, 2023

January 23

Council Meeting

Monday, January 23, 2023

6:30 pm Work Session – Conference Room 145, City Hall

7:30 pm Meeting - Council Chambers, City Hall

January 24

Planning Commission

Tuesday, January 24, 2022

7:15 pm Work Session – Council Chambers, City Hall

7:30 pm Meeting – Council Chambers, City Hall

January 28

Mayor & Council Work Retreat

Saturday, January 28, 2023

8 a.m. to 4:45 p.m.

Georgia Municipal Association - 201 Pryor St SW -Main Conference Room, 1st Floor New Bldg, Atlanta, GA 30303

January 29

Broadcast of 1/23/23 Council Meeting

Sunday, January 29, 2023

Watch the broadcast of the 1/23/2023 Council Meeting on Comcast Channel 25 at 6:30 pm

February 13, 2023

Council Meeting

Monday, February 13, 2023

6:30 pm Work Session – Conference Room 145, City Hall

7:30 pm Meeting - Council Chambers, City Hall

February 14

Board of Appeals Meeting - Cancelled

Tuesday, February 14, 2023

7:30 pm – City Hall Room 259, Second Floor

February 15

DDA Meeting

Wednesday, February 15, 2023

4:00 pm – City Hall Room 259, Second Floor

February 19

Broadcast of 2/13/23 Council Meeting

Sunday, February 19 2023

Watch the broadcast of the 2/13/2023 Council Meeting on Comcast Channel 25 at 6:30 pm



CITY OF SNELLVILLE

Proclamation

PRO 2023-03

Recognition of the Brookwood Bronco Marching Band's Participation in the 134th Rose Parade in Pasadena, California
January 23rd, 2023

WHEREAS, Brookwood High School Bronco Marching Band participated in the 134th Rose Parade in Pasadena, California on January 2nd, 2023. Three hundred and thirty-two travelers which included 215 marchers, 20 chaperones, 5 staff members and many family and friends participated in the journey to California.

WHEREAS, Brookwood High School Bronco Marching Band was the only marching band from the state of Georgia represented in the 134th Rose Parade.

WHEREAS, Brookwood High School Bronco Marching Band was the first Gwinnett County Public Schools marching band to participate in The Rose Parade presented by Honda/Tournament of Roses Parade.

WHEREAS, Dr. Laura Moates Stanley in her 20th year of teaching, all at Brookwood High School, began applying for the opportunity in May 2018 and only 3 years later in October 2021 received the acceptance and invitation to perform assisted by Jack Jean, another well-established teacher and in his 5th year at Brookwood.

THEREFORE, I, Barbara Bender, Mayor of the City of Snellville, Georgia, Where Everybody is PROUD to be Somebody, do hereby join with our City Council and the citizens of Snellville to recognize Dr. Laura Moates Stanley, Jack Jean and the Brookwood Bronco Marching Band for their hard work and efforts in their performance at the 134th Rose Parade and making us all proud in the City of Snellville, Gwinnett County and the State of Georgia.

Proclaimed this 23rd day of January, 2023.



ATTEST:

Barbara Bender, Mayor

Tod Warner, Mayor Pro Tem

Solange Destang, Council Member

Dave Emanuel, Council Member

Cristy Lenski, Council Member

Melisa Arnold, City Clerk

Gretchen Schulz, Council Member



SPECIAL CALLED WORK SESSION
OF MAYOR AND COUNCIL
CITY OF SNELLVILLE, GEORGIA
MONDAY, JANUARY 9, 2023

Present: Mayor Barbara Bender, Mayor Pro Tem Dave Emanuel, Council Members Solange Destang, Cristy Lenski, Gretchen Schulz and Tod Warner. Also present City Manager Butch Sanders, Assistant City Manager Matthew Pepper, Assistant City Attorney Jay Crowley with Powell and Edwards Attorneys at Law, Police Chief Greg Perry, Planning and Development Director Jason Thompson, Public Information Officer Brian Arrington, IT Administrator Erika Fleeman and City Clerk Melisa Arnold.

CALL TO ORDER

Mayor Bender called the meeting to order at 5:32 p.m.

REVIEW REGULAR BUSINESS MEETINGS AND PUBLIC HEARING AGENDA ITEMS

During review of the agenda City Manager Sanders asked that the regular meeting agenda be amended to include a resolution to provide the local funding for a Georgia Transportation Infrastructure Bank (GTIB) Grant Application for the North Road at Wisteria Drive intersection improvements. Consensus of Council was to move forward with the amendment to add RES 2023-02.

REVIEW CORRESPONDENCE

None

CITY ATTORNEY'S REPORT

Attorney Crowley advised their office received a check for attorney fees related to the ongoing litigation involving the opioid crisis and that the check is being turned over to the City as the fees have already been paid.

DISCUSSION ITEMS

Update of Ongoing Projects [Bender]

City Manager Sanders gave an update on several ongoing projects. He advised an executive session would be needed to discuss a Town Center real estate issue.

Discussion about Room Rentals in Private Homes [Warner]

Council Member Warner asked that this be moved to the next work session agenda.

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EXECUTIVE SESSION

Mayor Bender read the closed meeting notice into the record as follows:

- To authorize negotiations to purchase, dispose of, or lease property; authorize the ordering of an appraisal related to the acquisition or disposal of real estate; enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote; or enter into an option to purchase, dispose of, or lease real estate subject to approval in subsequent public vote, which is excluded from the Open Meetings Act pursuant to Section 50-14-3(b)(1)(C).

Upon a motion by Mayor Pro Tem Emanuel, 2nd by Council Member Schulz, the meeting was closed, with all Council Members and the Mayor present and voting in favor.

The meeting was closed at 5:53 p.m.

The meeting reconvened at 6:20 p.m.

ADJOURNMENT

Mayor Pro Tem Emanuel made a motion to adjourn, 2nd by Council Member Schulz; voted 6 in favor and 0 opposed, motion approved. The meeting adjourned at 6:20 p.m.

Barbara Bender, Mayor

Melisa Arnold, City Clerk



**SPECIAL CALLED PUBLIC HEARING & REGULAR BUSINESS MEETING
OF MAYOR AND COUNCIL
CITY OF SNELLVILLE, GEORGIA
MONDAY, JANUARY 9, 2023**

Present: Mayor Barbara Bender, Mayor Pro Tem Dave Emanuel, Council Members Solange Destang, Cristy Lenski, Gretchen Schulz and Tod Warner. Also present City Manager Butch Sanders, Assistant City Manager Matthew Pepper, Assistant City Attorney Jay Crowley with Powell and Edwards Attorneys at Law, Police Chief Greg Perry, Planning and Development Director Jason Thompson, Public Information Officer Brian Arrington, IT Administrator Erika Fleeman and City Clerk Melisa Arnold.

CALL TO ORDER

Mayor Bender called the meeting to order at 6:30 p.m.

INVOCATION

Chaplain Jackie Turner gave the invocation.

PLEDGE TO THE FLAG

Landon Bland led the Pledge of Allegiance.

CEREMONIAL MATTERS

PRO 2023-01 – Dr. Martin Luther King Jr

Council Member Destang read the proclamation into the record and it was presented to Ms. Barbara Harrison of the King Center and Gwinnett County District Attorney Patsy Austin-Gatson.

PRO 2023-02 – 7th Annual Festival of Trees Winner

Mayor Bender read the proclamation into the record and it was presented to the parishioners of St. Oliver Plunkett Catholic Church.

MINUTES

Approve the Minutes of the December 12, 2022 Meetings

Mayor Pro Tem Emanuel made a motion to approve the December 12 minutes with one correction to the regular meeting minutes, 2nd by Council Member Destang; voted 6 in favor and 0 opposed, motion approved.

INVITED GUESTS

South Gwinnett High School Music Students

Prhust Saleh – Violist and Mai Tolar - Violinist performed a duet honoring Dr. Martin Luther King Jr.

City of Snellville Administration Department

2342 Oak Road Snellville, GA 30078 770-985-3500 770-985-3525 Fax www.snellville.org

COMMITTEE / DEPARTMENT REPORTS

None

APPROVAL OF THE AGENDA

Council Member Lenski made a motion to approve the agenda with the addition of New Business item "e" Consideration and Action on a Resolution Approving the Georgia Transportation Infrastructure Bank (GTIB) Application to the State Regional Transportation Authority (SRTA), 2nd by Council Member Warner; voted 6 in favor and 0 opposed, motion approved.

PUBLIC HEARING

2nd Reading UDO 22-03 – Consideration and Action on text amendments to The Unified Development Ordinance ("UDO") for the City of Snellville, Georgia, adopted 10-26-2020 and last amended 11-28-2022. The proposed amendment is to establish definitions and regulations for certain zoning classes for "Build to Rent" developments. Articles and Chapters which may be affected by the amendment include: Article 3 of Chapter 100 (General Provisions); Articles 1, 2, 6, and 7 of Chapter 200; (Zoning and Land Use); and Article 1 of Chapter 400 (Land Development) [Bender]

Planning Director Thompson gave an overview of the application and advised that several changes were made to improve regulations and reduce the harmful impacts of certain types of developments.

Mayor Bender advised that the City is the applicant in this case and opened the floor to public comment. No one came forward so public comment was closed.

Council Member Warner made a motion to approve UDO 22-03 text amendments to the UDO, 2nd by Council Member Schulz.

Mayor Bender spoke about the negative effects these types of developments can have on the community and the residents.

The motion was voted 6 in favor and 0 opposed, motion approved. (A copy of UDO 22-03 is attached to and made a part of these minutes.)

CONSENT AGENDA

None

OLD BUSINESS

None

NEW BUSINESS

Consideration and Action on Election of Mayor Pro Tempore [Bender]

Mayor Pro Tem Emanuel nominated Council Member Warner to be Mayor Pro Tem, 2nd by Council Member Schulz; voted 5 in favor and 1 opposed with Council Member Destang casting the opposing vote, motion approved.

Consideration and Action on RES 2023-01 – Fixing of Qualifying Fees for the November 7, 2023 General Election [Bender]

Council Member Emanuel made a motion to approve RES 2023-01, 2nd by Council Member Lenski.

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Mayor Bender explained this is for the 2023 election for the Mayor's seat and two Council Posts and that the law requires qualifying fees be set.

The motion was voted 6 in favor and 0 opposed, motion approved. (A copy of RES 2023-01 is attached to and made a part of these minutes.)

Consideration and Action on Surplus of Police Department Gym Equipment [Bender]

Council Member Schulz made a motion to approve the surplus of the Police Department gym equipment, 2nd by Council Member Emanuel; voted 6 in favor and 0 opposed, motion approved.

Consideration and Action on Approval of the 2023 Snellville Tourism and Trade Contract [Bender]

Council Member Emanuel made a motion to approve the 2023 STAT Contract, 2nd by Council Member Lenski; voted 6 in favor and 0 opposed, motion approved.

Consideration and Action on a Resolution Approving the Georgia Transportation Infrastructure Bank (GTIB) Application to State Regional Transportation Authority (SRTA)

Mayor Bender explained that this grant application is to help fund capital improvements to the intersection of North Road and Wisteria Drive.

Council Member Lenski made a motion to approve RES 2023-02, 2nd by Council Member Destang; voted 6 in favor and 0 opposed, motion approved.

COUNCIL REPORTS

Council Member Destang gave a report.

MAYOR'S REPORT

Mayor Bender gave a report.

PUBLIC COMMENTS

The following people spoke:

Catherine Hardrick, 2280 Buckley Trail, Snellville.

Tom Flynn, 2358 Eastwood Drive, Snellville.

EXECUTIVE SESSION

None

ADJOURNMENT

Council Member Emanuel made a motion to adjourn, 2nd by Council Member Destang; voted 6 in favor and 0 opposed, motion approved. The meeting adjourned at 7:15 p.m.

Barbara Bender, Mayor

Melisa Arnold, City Clerk

INTERGOVERNMENTAL AGREEMENT BETWEEN GWINNETT COUNTY, GEORGIA AND
THE CITY OF SNELLVILLE REGARDING SIDEWALKS ON SKYLAND DRIVE AND
PINEHURST ROAD

This Agreement (hereinafter referred to as "AGREEMENT"), made and entered into by and between Gwinnett County, Georgia, a political subdivision of the State of Georgia headquartered at 75 Langley Drive, Lawrenceville, Georgia 30046, (hereinafter referred to as "COUNTY") and the City of Snellville, a municipal corporation chartered by the State of Georgia and headquartered at 2342 Oak Road, Snellville Georgia 30078 (hereinafter referred to as "CITY") each of whom has been duly authorized to enter into this AGREEMENT.

WITNESSETH

WHEREAS, the parties to this AGREEMENT are governmental units located within Gwinnett County, Georgia and authorized by law to enter into intergovernmental agreements; and

WHEREAS, the parties hereto desire to serve the needs of the citizens of Gwinnett County and the City of Snellville by providing safe and efficient roadway and pedestrian improvements within the COUNTY and CITY; and

WHEREAS, both parties believe that it would be in the interest of the health, safety, and welfare of the citizens of the COUNTY and the CITY to combine their resources and efforts to undertake a joint transportation project;

NOW, THEREFORE, in consideration of the mutual promises, covenants, and undertakings set forth herein and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the parties hereto do consent and agree as follows:

1. The CITY and the COUNTY have agreed to fund a transportation project (hereinafter referred to as the "Project") to install sidewalks on Skyland Drive between Eldorado Place and Rockdale Circle and on Pinehurst Road between North Road and Knob Creek Road.
2. The COUNTY shall contribute EIGHT HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$800,000.00) to the Project. The current estimated cost of the Project is ONE MILLION NINE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$1,900,000.00).
3. The CITY will manage the Project and is responsible for the remaining Project costs. In no event shall the COUNTY's contribution exceed \$800,000.
4. The COUNTY's payment to the CITY shall be in the form of a reimbursement. Upon receipt of an invoice from the CITY, the COUNTY shall remit payment within 30 days.

As to the Project, the parties agree that neither the COUNTY nor the CITY shall indemnify or hold harmless the other party's agents, inspectors, servants, and employees, past and present. Both the CITY and the COUNTY, if requested, shall assume, and defend at their own cost, any suit, action, or other legal proceeding arising out of this AGREEMENT or the Project.

All notices pursuant to this AGREEMENT shall be served as follows: As to the COUNTY, Chairwoman, Gwinnett County Board of Commissioners, 75 Langley Drive, Lawrenceville, Georgia 30046. As to the CITY, Mayor, City of Snellville, 2342 Oak Road, Snellville Georgia 30078.

This AGREEMENT constitutes the entire written agreement between the parties hereto as to all matters contained herein. All subsequent changes to this contract must be in writing and signed by both parties. This AGREEMENT is for the benefit of the parties hereto only and is not intended to benefit any third party or to give rise to any duty or causes of action for any third party, and no provisions contained within this AGREEMENT are intended to nor shall they in any way be construed to relieve any contractor performing services in connection with the Project of any liability or to complete the work in a good, substantial, and workmanlike manner. No provision in this AGREEMENT is intended to nor shall it be construed to in any way waive immunities or protections provided to either the COUNTY or to the CITY by the Constitution and laws of the State of Georgia.

IN WITNESS WHEREOF, the parties hereto acting through their duly authorized agents have caused this AGREEMENT to be signed and delivered on the date set forth below.

This _____ day of _____, 202____.

GWINNETT COUNTY, GEORGIA

CITY OF SNELLVILLE, GEORGIA

By: _____
NICOLE L. HENDRICKSON

By: _____

Title: CHAIRWOMAN

Title: _____

ATTEST:

ATTEST:

By: _____

By: _____

Title: County Clerk/Deputy County Clerk (SEAL)

Title: _____

APPROVED AS TO FORM:

Senior Assistant County Attorney