



**City of Lilburn
City Council Meeting Agenda**

**March 11, 2019 at 7:30 p.m.
Lilburn City Hall, 340 Main St., Lilburn, GA 30047**

*Council Members:
Johnny Crist, Mayor
Lindsay Voigt, Post 1
Scott Batterton, Post 2
Eddie Price, Post 3
Tim Dunn, Post 4*

I. Executive Session (If Necessary)

II. Call To Order

III. Roll Call

IV. Pledge To The Flag

V. Approval Of Agenda

VI. Announcements

1. City Events

- Lilburchaun Parade
March 16, 2019, 4:00 PM - 6:00 PM @ City Park
- Great American Cleanup
March 30, 2019, 8:00 AM - 11:00 AM @ Lilburn City Hall parking lot
- Easter Egg Hunt
April 13, 2019, 10:00 AM - 12:00 PM @ City Park

VII. Ceremonial Matter

1. Council Member Tim Dunn Training Recognition

VIII. Public Comment

IX. Approval Of Minutes

1. City Council Draft Meeting Minutes And Executive Draft Meeting Minutes From February 11, 2019

Department:

City Clerk

Presenter: Melissa Penate, City Clerk
Staff
Recommendations: Motion to approve the City Council Draft Meeting Minutes from February 11, 2019.
Department Head B. Johnsa
Approval:
Mayor's Signature Yes
Required:

Documents:

[CC DRAFT MINUTES 02 11 2019.PDF](#)

X. Public Hearing

1. RZ-2018-04 From OI & R1 To R2, Medium Density Residential To Allow A Townhome Development On Approximately 4.89± Acres Of Property At 5284 Lawrenceville Highway, Being Identified As Tax Parcels 6136 003, 036, And 042.

At the applicant's request, the Planning Commission tabled action until their March 28, 2019 meeting.

Public Hearing (Y/N) Y
Department: Planning & Economic Development
Presenter: Joellen Wilson, City Planner
Staff
Recommendations: A motion to postpone this public hearing until the April 8, 2019 City Council meeting
Department Head Doug Stacks
Approval:

Documents:

[PH ITEM 1 - AGENDA FORM - RZ-2018-04.PDF](#)

2. RZ-2018-05 From CB And R2 To CB With A Special Use Permit (SUP) To Allow A Residential Townhome Development In A Commercial District With Retail And Restaurants On Approximately 11.87± Acres Of Property At 5125 & 5175 Lawrenceville Highway, Being Identified As Tax Parcels 6146 013 & 431.

At the applicant's request, the Planning Commission tabled action until their March 28, 2019 meeting.

Public Hearing (Y/N) Y
Department: Planning & Economic Development
Presenter: Joellen Wilson, City Planner
Staff
Recommendations: A motion to postpone this public hearing until the April 8, 2019 City Council meeting.
Department Head Doug Stacks
Approval:

Documents:

[PH ITEM 2 - AGENDA FORM - RZ-2018-05.PDF](#)

XI. Agenda

1. Resolution Opposing HB 302 - Ratification

Ratification of City Resolution opposing HB 302 is necessary as to preserve the public record. House Bill 302 would prohibit the City of Lilburn and other local governments from regulating building design elements of single or family dwellings in our jurisdiction.

Public Hearing (Y/N) N
Department: City Manager
Presenter: Bill Johnsa, City Manager
Staff Recommendations: Motion to ratify Resolution opposing House Bill 302.
Department Head Approval: B. Johnsa
Mayor's Signature Required: Yes

Documents:

[AGENDA ITEM 1 - AGENDA FORM HB 302 OPPOSITION.PDF](#)
[AGENDA ITEM 1 - ATTACH 1 - HB-302-RESOLUTION.PDF](#)

2. Award Of Bid – P.I. No. 0010638 JACKSON CREEK TRAIL – COL# 8.1.2018

Staff seeks approval to award the above-referenced bid to _____ in the amount of \$_____ pertaining to the Jackson Creek Trail project. This Transportation Enhancement Grant Funded project consists of 0.824 miles of clearing & grubbing, sidewalk, landscape and furniture fixtures, and installation of two pedestrian bridges along the south side of US 29 from Killian Hill Road to Postal Way. All references have been checked and _____ is qualified to provide the required work. Additionally, staff recommends as part of the motion, to include the award of bid to the next lowest responsible bidder (should the primary contractor default).

Department: Planning & Economic Development
Presenter: Doug Stacks, Director of Planning & Economic Development
Staff Recommendations: To be discussed.
Department Head Approval: B. Johnsa
Mayor's Signature Required: Yes
Budgeted: Yes
Fund Name & Code: Transportation Enhancement
City Manager's Initials: BJ

Documents:

[ITEM 2 - AGENDA FORM JACKSON CREEK TRAIL.PDF](#)
[AGENDA ITEM 2 - ATTTACH 1 - BID SPREADSHEET-BLANK.PDF](#)

XII. Adjournment

As set forth in the Americans with Disabilities Act of 1990, the City of Lilburn does not discriminate on the basis of disability in the admission or access to, or treatment or employment in its programs or activities. Doug Stacks, 340 Main Street, Lilburn, GA 30047 has been designated to coordinate compliance with the non-discrimination requirements contained in section 13.107 of the Department of Justice regulations, information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

The City of Lilburn will assist citizens with special needs given proper notice (seven working days). Any requests for reasonable accommodations required by individuals to fully participate in any open meeting, program or activity of the City of Lilburn should be directed to Doug Stacks, 340 Main Street, Lilburn, GA 30047, telephone number 770-921-2210.



**City of Lilburn
City Council Meeting Minutes**

DRAFT

**February 11, 2019 at 7:30 p.m.
Lilburn City Hall, 340 Main St., Lilburn, GA 30047**

*Council Members:
Johnny Crist, Mayor
Lindsay Voigt, Post 1
Scott Batterton, Post 2
Eddie Price, Post 3
Tim Dunn, Post 4*

A work session was held prior to the regular scheduled meeting, at 6:30 p.m., to allow the elected officials to discuss this evening's agenda items. No other items were discussed and no actions were taken.

2/11/2019 - Minutes

I. Executive Session (If Necessary)

Council member Price called the meeting into executive session to discuss litigation at 7:02 p.m., seconded by Council member Dunn.

Motion passed with a 4-0 vote.

Council member Dunn called to move out of executive meeting at 7:27 p.m., seconded by Council member Batterton.

Motion passed with a 4-0 vote.

II. Call To Order

The meeting was called to order by Mayor Crist at 7:33 p.m.

III. Roll Call

Present:

- Mayor Johnny Crist
- Council member Lindsay Voigt
- Council member Scott Batterton
- Council member Eddie Price
- Council member Tim Dunn

IV. Pledge To The Flag

Led by Mayor Crist.

V. Approval Of Agenda

A motion to approve the February 11, 2019 City Council agenda was made by Council member Price, seconded by Council member Voigt.

Motion passed with a 4-0 vote.

VI. Announcements

None.

VII. Ceremonial Matter

None.

VIII. Public Comment

None.

IX. Approval Of Minutes

1. City Council Draft Meeting Minutes From January 14, 2019

A motion to approve the January 14, 2019 City Council draft meeting minutes was made by Council member Dunn, seconded by Council member Batterton.

Motion passed with a 4-0 vote.

X. Public Hearing

1. RZ-2018-04 From OI & R1 To R2, Medium Density Residential To Allow A Townhome Development On Approximately 4.89± Acres Of Property At 5284 Lawrenceville Highway, Being Identified As Tax Parcels 6136 003, 036, And 042.

At the applicant's request, the Planning Commission tabled action until their February 28, 2019 meeting.

Motion to table this public hearing until the March 11, 2019 City Council meeting was made by Council member Dunn, seconded by Council member Batterton.

Motion passed with a 4-0 vote.

2. RZ-2018-05 From CB And R2 To CB With A Special Use Permit (SUP) To Allow A Residential Townhome Development In A Commercial District With Retail And Restaurants On Approximately 11.87± Acres Of Property At 5125 & 5175 Lawrenceville Highway, Being Identified As Tax Parcels 6146 013 & 431.

At the applicant's request, the Planning Commission tabled action until their February 28, 2019 meeting.

Motion to table this public hearing until the March 11, 2019 City Council meeting was made by Council member Voigt, seconded by Council member Price.

Motion passed with a 4-0 vote.

XI. Agenda

- 1. Hwy. 29 Multi-Use Path Intergovernmental Agreement- City Of Lilburn And Lilburn Community Improvement District

In 2013, the City entered into an agreement with the Lilburn Community Improvement District for the above-referenced project. A revised agreement is necessary (due to section 9) to extend the effective date of the original agreement.

Motion to approve revised intergovernmental agreement between the City of Lilburn and the Lilburn Community Improvement District regarding responsibilities and funding of the Highway 29 multi-use path project, and further, authorize the Mayor to execute all contracts on behalf of the City of Lilburn, was made by Council member Price, seconded by Council member Voigt.

Motion passed with a 4-0 vote.

- 2. Lilburn Community Garden Lease - Renewal

Lilburn Community Garden Lease to renew in 2019 (last renewed in 2016). Mayor Crist will meet with Lilburn Community Garden representatives and submit a revised lease for consideration.

Motion to approve 2019 lease between the City of Lilburn and the Lilburn Community Garden and further authorize the Mayor to execute the lease on behalf of the City of Lilburn, was made by Council member Dunn, seconded by Council member Batterton.

Motion passed with a 4-0 vote.

- 3. Approval Of Appointment Of Angela Couch As Assistant Solicitor For Lilburn Municipal Court
Motion to approve the appointment of Angela Couch as assistant solicitor for Lilburn Municipal Court effective January 1, 2019 was made by Council member Price, seconded by Council member Batterton.

Motion passed with a 4-0 vote.

XII. Adjournment

There being no further business, Council member Batterton made a motion to adjourn at 7:43 p.m., seconded by Council member Price.

Motion passed with a 4-0 vote.

Approved this _____ day of _____, 2019.

Johnny D. Crist, Mayor

ATTEST:

Melissa L. Penate, City Clerk
(Seal)

CITY OF LILBURN
PUBLIC HEARING ITEM 1

Date:	March 11, 2019	To:	Mayor and Council
From:	Joellen Wilson	Department:	Planning & Econ Dev't
Work Session Date:	March 11, 2019	Presenter:	Joellen Wilson
Agenda Title:	RZ-2018-04 from OI & R1 to R2, Medium Density Residential to allow a townhome development on approximately 4.89± acres of property at 5284 Lawrenceville Highway, being identified as Tax Parcels 6136 003, 036, and 042.		
Audio/Visual Req'ts:		Meeting Date:	March 11, 2019
Agenda Item (Background/History/Details):			
At the applicant's request, the Planning Commission tabled action until their March 28, 2019 meeting.			

Staff Recommendation:			
Staff recommends: "A motion to postpone this public hearing until the April 8, 2019 City Council meeting."			
Department Head Approval:	Doug Stacks		
Mayor's Signature Required:	<u>YES</u>	NO	
List Attachments:			

CITY OF LILBURN
PUBLIC HEARING ITEM 2

Date:	March 11, 2019	To:	Mayor and Council
From:	Joellen Wilson	Department:	Planning & Econ Dev't
Work Session Date:	March 11, 2019	Presenter:	Joellen Wilson
Agenda Title:	RZ-2018-05 from CB and R2 to CB with a Special Use Permit (SUP) to allow a residential townhome development in a commercial district with retail and restaurants on approximately 11.87± acres of property at 5125 & 5175 Lawrenceville Highway, being identified as Tax Parcels 6146 013 & 431.		
Audio/Visual Req'ts:		Meeting Date:	March 11, 2019
Agenda Item (Background/History/Details):			
At the applicant's request, the Planning Commission tabled action until their March 28, 2019 meeting.			

Staff Recommendation:			
Staff recommends: "A motion to postpone this public hearing until the April 8, 2019 City Council meeting."			
Department Head Approval:	Doug Stacks		
Mayor's Signature Required:	<u>YES</u>	NO	
List Attachments:			

**CITY OF LILBURN
AGENDA ITEM 1**

Date:	3/5/19	To: Mayor and Council	3/6/19
From:	Bill Johnsa	Department:	City Manager
Work Session/Reg. Mtg. Date Requested:	3/11/19	Presenter:	Bill Johnsa
Agenda Title:	Resolution opposing HB 302 - Ratification		
Audio/Visual Requirements:	n/a	Deadline Date:	n/a

Agenda Item (Background/History/Details):
Ratification of City Resolution opposing HB 302 is necessary as to preserve the public record. House Bill 302 would prohibit the City of Lilburn and other local governments from regulating building design elements of single or family dwellings in our jurisdiction.

Staff Recommendations:
Staff recommends the following: “Motion to ratify Resolution opposing House Bill 302.”

Department Head Approval:	B. Johnsa
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Mayor/Council Signature Required:	YES	NO
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List Attachments:
1. Resolution expressing opposition to House Bill 302

Financial Information (For Financial Services Use Only)

Budgeted Yes/No	Fund Name & Code	Current Balance	Requested Allocation	City Manager's Initials
N/A				BJ

RESOLUTION

Resolution expressing opposition to House Bill 302

WHEREAS, House Bill 302 would prohibit City of Lilburn and other local governments from regulating building design elements of single or double family dwellings in our communities. This could negatively impact economic development efforts and harm competitiveness. Local design standards and land use policies create a diverse, stable, profitable and sustainable development landscape; and

WHEREAS, House Bill 302 would severely erode the ability of all 536 Georgia cities and 159 counties to address unique quality-of-life issues. This bill also undermines the public's desire to establish community standards. Local officials are elected in part to make decisions about the aesthetics of their communities, which foster economic development and preserve the history and character of communities; and

WHEREAS, local governments also use design standards to protect property values, attract high quality builders and block incompatible development. City of Lilburn and other governments spend time and resources studying, surveying, crafting and defining our vision and development strategies to best fit our communities. These design standards are an integral part of attracting residents, businesses and a well-trained workforce; and

WHEREAS, development and redevelopment efforts should reflect the community and its vision, while simultaneously creating a sense of place. House Bill 302 would transfer the decision-making power from duly-elected local leaders to outside groups with little to no stake in the future success of municipalities, including real estate developers and homebuilders; and

WHEREAS, building standards neither discourage nor favor affordable housing, nor prevent the availability of certain housing types, which supporters of the bill purport. Local governments can provide more affordable housing options without sacrificing unique character or threatening economic development. By limiting the ability of local governments to enforce design standards in single or double family dwellings, House Bill 302 would negatively impact quality-of-life issues, including economic growth and the safety and welfare of our residents; so

NOW THEREFORE, we, the City of Lilburn City Council, do hereby resolve to strongly oppose House Bill 302 because it preempts local control of building design standards. We request the bill not be considered any further.

This, _____ day of _____, 2019.

Mayor Johnny D. Crist

Council member Scott Batterton

Mayor Pro-Tem Tim Dunn

Council member Eddie Price

Council member Lindsay Voigt

**CITY OF LILBURN
AGENDA ITEM 2**

Date:	3/6/19	To: Mayor & Council	
From:	Doug Stacks	Department:	Planning & ED
WS/Regular Mtg. Date Requested:	3/11/19	Presenter:	Doug Stacks
Agenda Title:	Award of Bid – P.I. No. 0010638 JACKSON CREEK TRAIL – COL# 8.1.2018		
Audio/Visual Req'ts:	n/a	Deadline Date:	n/a

Agenda Item (Background/History/Details):	
<p>Staff seeks approval to award the above-referenced bid to _____ in the amount of \$_____ pertaining to the Jackson Creek Trail project. This Transportation Enhancement Grant Funded project consists of 0.824 miles of clearing & grubbing, sidewalk, landscape and furniture fixtures, and installation of two pedestrian bridges along the south side of US 29 from Killian Hill Road to Postal Way. All references have been checked and _____ is qualified to provide the required work. Additionally, staff recommends as part of the motion, to include the award of bid to the next lowest responsible bidder (should the primary contractor default).</p>	

Staff Recommendations:
Staff recommends the following: "To be discussed."

Department Head Approval:	B. Johnsa
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Mayor/Council Signature Required:	YES	NO
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List Attachments:
1. Bid tabulation

Financial Information (For Financial Services Use Only)

Budgeted Yes/No	Fund Name & Code	Current Balance	Requested Allocation	City Manager's Initials
YES	Transportation Enhancement		\$	BJ

