



Small town. Big difference.

## City of Lilburn

City Hall  
76 Main Street  
Lilburn, GA 30047

### City Council Meeting

Meeting Minutes – Draft

Auditorium  
Monday, July 11, 2016  
7:30 p.m.

#### Council

Johnny Crist, Mayor  
Brian Burchik, 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.

**I. CALL TO ORDER** – Mayor Pro-tem Tim Dunn called the meeting to order at **7:30 p.m.**

**II. ROLL CALL**

**PRESENT:** Council members Dunn, Burchik, and Price, City Manager Johnsa, Department Heads, City Attorney, City Clerk.

**Absent:** Mayor Johnny Crist, Council member Batterton

**III. PLEDGE TO THE FLAG**

**IV. APPROVAL OF AGENDA**

- Consideration of the City Council Agenda for July 11, 2016, meeting – **Motion to approve as presented, with no additions, was made by Council member Burchik, seconded by Council member Price. Motion passed with 3-0 Vote.**

**V. ANNOUNCEMENTS – NONE**

**VI. CEREMONIAL MATTER**

**VII. PUBLIC COMMENT – NONE**

**VIII. APPROVAL OF MINUTES**

- A motion to approve as presented, with no additions the following minutes: City Council Regular meeting minutes from June 13, 2016, Public Hearing Minutes from June 30, 2016, 10 am & 6 pm, and Public Hearing minutes from July 11, 2016, 6 pm., **was made by Council member Price, Seconded by Council member Burchik. Motion passed with 3-0 Vote.**

**IX. PUBLIC HEARING – NONE**

**X. AGENDA**

**1. LILBURN EXXON LLC – APPEAL OF ARB HEARING AND SUPERVISED ACTION PLAN – FINANCE DIRECTOR**

The Alcohol Review Board met on May 19, 2016 Mohammed Moshin, on behalf of Lilburn Exxon did not appear for the Show Cause Hearing. The ARB imposed a Supervised Action Plan that included three day suspension. On May 24, 2016 the location was observed selling alcohol during their suspension. On May 31, 2016 a special called meeting was held concerning Lilburn Exxon violating the Supervised Action Plan. At that time the ARB suspended the location for thirty days. As a result of the afore-mentioned, Mohammed Moshin on behalf of Lilburn Exxon filed an appeal to be heard by the Mayor and Council.

Mr. Moshin will need to appear at the next 3 ARB meetings. Council member Eddie Price stated that the ARB could have revoked his alcohol license.

**A motion to uphold the ARB decision to suspend Lilburn Exxon for 30 days, starting Monday, July 18, 2016 through Tuesday, August 16, 2016 was made by Council member Price, Seconded by Council member Burchik. Motion passed with 3-0 vote.**

**2. SET 2016 TAX YEAR MILLAGE RATE FOR THE CITY OF LILBURN – RESOLUTION #2016-05 – FINANCE DIRECTOR**

The Code of Georgia requires the City Council to set its millage rate annually for the upcoming year as it applies to real and personal property within the City's corporate limits. At 4.43 mills, the 2016 millage will remain the same as the 2015 millage rate of 4.43.

**A motion to approve Resolution #2016-05 setting the annual millage rate for 2016 at 4.43 mills was made by Council member Burchik, Seconded by Council member Price. Motion passed with 3-0 vote.**

**3. GOLF CART DESIGNATION (PERSONAL TRANSPORTATION VEHICLES) – CITY OF LILBURN – CITY MANAGER**

As discussed last month, please find attached applicable state laws regarding the use of Personal Transportation Vehicles.

**There was no motion made by the City Council. Staff will be continued to work on a plan.**

**4. QUIT CLAIM DEED – 98 & 104 FIRST AVENUE FROM CITY OF LILBURN TO LILBURN DOWNTOWN DEVELOPMENT AUTHORITY – DIRECTOR OR PLANNING & ECONOMIC DEVELOPMENT**

As part of the redevelopment efforts of downtown Lilburn, the City proposes to transfer to the DDA ownership of two parcels of land on First Avenue – the Planning & Economic Development Office and the vacant lot it adjoins. Combined, the properties total approximately 1 acre and were recently rezoned to Mixed Use.

Sewer is in the right-of-way adjoining the properties and, with over 300' of road frontage, should be easily developed.

**A motion to authorize the Mayor to execute the appropriate documents to transfer ownership to the Lilburn Downtown Development Authority and reimburse to the Public Safety Fund, was made by Council member Price, seconded by Council member Burchik. Motion passed with 3-0 vote.**

**5. INTERGOVERNMENTAL AGREEMENT FOR USE AND DISTRIBUTION OF PROCEEDS GENERATED BY THE 2016 SPECIAL PURPOSE LOCAL OPTION SALES TAX REFERENDUM – CITY MANAGER**

State statute requires an Intergovernmental Agreement between the Municipalities within Gwinnett County and Gwinnett County regarding the distribution of proceeds related to the 2016 SPLOST referendum.

City Manager, Bill Johnsa, stated that the City of Lilburn will receive an estimated total of \$11,593,456 in the following categories and amounts:

<b>Public Safety facilities and equipment</b>	<b>- \$6,376,401 (55%)</b>
<b>Recreation facilities</b>	<b>- \$811,542 (7%)</b>
<b>Roads, Streets and Bridges</b>	<b>- \$4,405,513 (38%)</b>

Additionally, the City will receive funding for joint City/County projects in the amount of \$1,909,228. Of which \$1,400,000 will be utilized for Transportation (19% City match); \$509,228 will be utilized for Recreation (24.6% City match).

**A motion to approve an Intergovernmental Agreement for use and distribution of proceeds generated by the 2016 Special Purpose Local Options Sales Tax Referendum and authorize the Mayor to execute all documents**

on behalf of the City of Lilburn was made by Council member Burchik, Seconded by Council member Price. Motion passed with 3-0 vote.

**6. ACCEPTANCE OF DONATION MADE TO LILBURN POLICE DEPARTMENT – CHIEF OF POLICE**

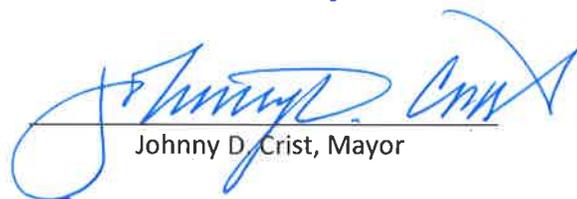
D & P Auto Body Collision Repair, Inc. presented a donation of \$500.00 to Lilburn Police Department for appreciation of service and community partnership to be spent on behalf of the Police Department.

**A motion to accept donation and increase budget expenditure and revenue by \$500 was made by Council member Price, Seconded by Council member Burchik. Motion passed with 3-0 vote.**

**XI. ADJOURNMENT**

There being no further business, Council member Burchik made a motion to adjourn at 7:57 p.m., seconded by Council member Price. Motion carried unanimously.

Approved this 8 day of August, 2016.

  
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Johnny D. Crist, Mayor

ATTEST:

  
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Melissa L. Penate, City Clerk