

City of Norcross

65 Lawrenceville Street
Norcross, GA 30071



Meeting Agenda

Tuesday, January 3, 2012

7:00 PM

Council Chambers

Mayor and Council

Mayor Bucky Johnson

Mayor Pro Tem Ross Kaul

Council Member Craig Newton

Council Member David McLeroy

Council Member Charlie Riehm

Council Member Andrew Hixson

A. Call to order by Mayor Bucky Johnson

PLEASE TURN OFF ALL CELL PHONES AND ELECTRONIC DEVICES

B. Prayer

C. Pledge of Allegiance to the Flag of the United States of America

D. Roll Call (recorded)

E. Presentation of previous meetings minutes for acceptance and acceptance of the agenda as presented for scheduled meeting.

[11-3133](#)

Approval of Previous Meeting Minutes

Attachments: [RWS_Agenda Meeting Minutes.pdf](#)
[RCM Meeting_Minutes.pdf](#)
[SCM Meeting_Minutes 12-12-11.pdf](#)
[SCM Meeting_Minutes12-19-11.pdf](#)
[PWS Meeting_Minutes.pdf](#)

[11-3136](#)

Approval of the Agenda

F. Ceremonial Presentations, Recognitions, and Swearing In Ceremonies

[11-3120](#)

Inauguration of Mayor Bucky Johnson

Attachments: [oathofficejohnson.pdf](#)

[11-3118](#)

Inauguration of Councilmember Craig Newton

Attachments: [oathofficenewton2012.pdf](#)

[11-3119](#)

Inauguration of Councilmember Charlie Riehm

Attachments: [oathofficeriehm2012.pdf](#)

[11-3121](#)

Appointment of Mayor Pro Tem for 2012

[11-3132](#)

Swearing in of Chief Warren Summers

Attachments: [Oath of Office - Warren Summers.pdf](#)

G. Floor Open to Citizens Desiring to Address the Governing Authority

- a. The floor is open to citizens desiring to address the governing authority
- b. Comments by Council

H. Public Hearings**I. Reports of the Mayor and Council Members****a. General Announcements**

** A special thanks to all Norcross residents who participated in the many activities such as the Tree Lighting and arrival of Santa, Carriage Rides, and the Celebration of Lights. As always, the 2011 Christmas Season was special for all because of all the hard work and effort by city employees and volunteers.*

** The Mayor and Council Winter Retreat will be held Monday, January 9, 2012 at the Norcross Cultural Arts and Community Center beginning at 4:00 pm for the discussion of agenda items and projects for the New Year.*

The business offices of the City of Norcross will be closed on Monday, January 16th, in observation of the Martin Luther King holiday. Due to the holiday, the Policy Work Session meeting has been moved to Tuesday, January 17th. The Department of Public Safety (Police Department) will be open twenty-four hours a day receiving any and all emergency calls.

In January, most events are taking place indoors where it's warm. January 28th is a busy date with the Kiwanis of Norcross doing a fundraiser at 45 South Café, turning it into a disco club! January 28th is also the grand opening of The Nest, Norcross' newest cultural arts hub located at 17 College Street. This is a fundraiser for the Norcross Arts Alliance (NAA) - from 7pm – 10pm you can participate in an interactive sculpture building project, and shop at the new art gallery. RSVP's are requested – for details please visit NorcrossArtsAlliance.org. And don't forget that Downtown Historic Norcross is always a hopping place with live music, art exhibits and other fun things to do during the week and weekend. For a complete calendar of events, visit www.aplacetoimagine.com.

J. Consent Agenda**1. [11-3122](#) City Manager Contract Renewal**

Attachments: [Memo -City Manager Contract Renewal.pdf](#)

2. [11-3101](#) **Revision to Erosion and Sedimentation Control Ordinance, Related to Compliance with GA EPD Request for Modifications**
Attachments: [mccrary MEMO 11-11-29](#)
 [ORDINANCE - 15-2011 sec 109 mayor sig](#)

3. [11-3102](#) **Speed Zone Ordinance Additions and Modifications**
Attachments: [ORDINANCE 01-2012 SEC 34-35.pdf](#)

4. [11-3123](#) **Police Department Surplus Vehicle**
Attachments: [Surplus Vehicle Memo.pdf](#)

5. [11-3124](#) **Revision to Chapter 13, Section 8. Compensatory Time Off (Comp Time)**
Attachments: [Comp Time Revision.pdf](#)

K. **Items for Discussion**

L. **Adjourn in memory of**

Signed by _____ Mayor Bucky Johnson



Legislation Details (With Text)

File #: 11-3133 **Version:** 1

Type: Approval of the Minutes **Status:** Agenda Ready

File created: 12/27/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Approval of Previous Meeting Minutes

Sponsors:

Indexes:

Code sections:

Attachments: [RWS_Agenda_Meeting_Minutes.pdf](#)
[RCM_Meeting_Minutes.pdf](#)
[SCM_Meeting_Minutes_12-12-11.pdf](#)
[SCM_Meeting_Minutes12-19-11.pdf](#)
[PWS_Meeting_Minutes.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Approval of Previous Meeting Minutes

Motion
A motion to approve the December 5th Regular Work Session, Regular Council Meeting, December 12th Special Called Meeting, December 19th Special Called Meeting and Policy Work Session.

City of Norcross

*65 Lawrenceville Street
Norcross, GA 30071*



Meeting Minutes - Final

Monday, December 5, 2011

6:30 PM

2nd Floor Conference Room

Work Session

Roll Call

Present 6 - Council Member Charlie Riehm; Mayor Bucky Johnson; Council Member Craig Newton; Council Member Andrew Hixson; Council Member David McLeroy and Mayor Pro Tem Ross Kaul

PH. [11-3094](#)

FY 2012 Budget Resolution

Attachments: [2011 Budget Memo \(2\).pdf](#)
[2012 Annual Budget.pdf](#)
[2012 Budget Resolution.pdf](#)

This item has been Moved to Public Hearing Mayor and Council due back on 12/5/2011

1. [11-3095](#)

Amendment to NDA Board Members and Policy

Attachments: [Memorandum for Redeveloping the NDA REVISED.pdf](#)

This item has been Moved to Discussion Mayor and Council due back on 12/5/2011

2. [11-3086](#)

Appointment of Retained Professionals

Attachments: [2012 Appointed Officials.pdf](#)
[Auditing Service Recommendation.pdf](#)
[City of Norcross.pdf](#)
[City of Duluth.pdf](#)
[City of Forest Park.pdf](#)
[City of Peachtree City.pdf](#)
[Engagement Letter_001.pdf](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

3. [11-3087](#)

Fund Balance Policy - GASB 54

Attachments: [Fund Equity Policy.pdf](#)
[Fund Balance Policy 54 GASB.pdf](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

4. [11-3085](#)

Amendment to Rules of Procedure Ordinance

Attachments: [Memo - Rules of Procedure](#)
[Amendment to Rules of Procedure Ordinance - XX-2011](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

5. [11-3096](#) **Disbursement of Accrued Vacation and Comp Time Leave**

Attachments: [Vacation pay memo.pdf](#)
[Employee vacation pay request.pdf](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

6. [11-3092](#) **Text Amendment to Section 115-5, Definitions. Adding definitions for Business Park and Industrial Park.**

Attachments: [Section 115-5 Definitions - Business Park - Industrial Park](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

7. [11-3093](#) **Annexation of a Partial Building @ 2055 Beaver Ruin Road**

Attachments: [Notification letter Gwinnett 2201_001](#)
[Report Map survey](#)

This item has been Moved to Consent Mayor and Council due back on 12/5/2011

8. [11-2961](#) **Revision of Article V. Commercial Filming Operations**

Attachments: [Community Development Director's Memo Public Hearing Memo Meeting 11 Gwinnett film permit guidelines TEMPLATE.pdf](#)
[Gwinnett film Permit Application TEMPLATE.pdf](#)
[Ordinance - Commercial Filming Ordinance 11-28-2011](#)

This item has been Moved to Discussion Mayor and Council due back on 12/5/2011

Adjourn to Executive Session for Personnel, Real Estate and Legal

City of Norcross

*65 Lawrenceville Street
Norcross, GA 30071*



Meeting Minutes - Final

Monday, December 5, 2011

7:00 PM

Council Chambers

Mayor and Council

A. Call to order by Mayor Bucky Johnson

PLEASE TURN OFF ALL CELL PHONES AND ELECTRONIC DEVICES

B. Prayer

C. Pledge of Allegiance to the Flag of the United States of America

D. Roll Call (recorded)

Present 6 - Mayor Bucky Johnson, Mayor Pro Tem Ross Kaul, Council Member Craig Newton, Council Member Charlie Riehm, Council Member David McLeroy and Council Member Andrew Hixson

E. Presentation of previous meetings minutes for acceptance and acceptance of the agenda as presented for scheduled meeting.

[11-3103](#)

Approval of Minutes of Previous Meetings

Attachments: [RWS Meeting Minutes.pdf](#)
[RCM Meeting Minutes.pdf](#)
[PWSMeetingMinutes22-Nov-2011-09-23-14.pdf](#)

A motion was made by Mayor Pro Tem Kaul, seconded by Council Member Hixson, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

[11-3104](#)

Approval of the Agenda

A motion was made by Council Member Newton, seconded by Mayor Pro Tem Kaul, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

F. Ceremonial Presentations, Recognitions, and Swearing In Ceremonies

[11-3098](#)

Swearing in of Officer Jimmy D. Chilton

Attachments: [Oath of Office - Jimmy Chilton.pdf](#)

Acknowledged

G. Floor Open to Citizens Desiring to Address the Governing Authority

a. The floor is open to citizens desiring to address the governing authority

b. Comments by Council

H. Public Hearings

PH. [11-3094](#) FY 2012 Budget Resolution

Attachments: [2011 Budget Memo \(2\).pdf](#)
[2012 Annual Budget.pdf](#)
[2012 Budget Resolution.pdf](#)

A motion was made by Mayor Pro Tem Kaul, seconded by Council Member Hixson, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

I. Reports of the Mayor and Council Members

a. General Announcements

J. Consent Agenda

Approval of the Consent Agenda

A motion was made by Council Member McLeroy, seconded by Mayor Pro Tem Kaul, to Approve the Consent Agenda. The motion carried by the following vote:

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

2. [11-3086](#) **Appointment of Retained Professionals**

Attachments: [2012 Appointed Officials.pdf](#)
[Auditing Service Recommendation.pdf](#)
[City of Norcross.pdf](#)
[City of Duluth.pdf](#)
[City of Forest Park.pdf](#)
[City of Peachtree City.pdf](#)
[Engagement Letter 001.pdf](#)

The Agenda Item was Approved by consent vote.

3. [11-3087](#) **Fund Balance Policy - GASB 54**

Attachments: [Fund Equity Policy.pdf](#)
[Fund Balance Policy 54 GASB.pdf](#)

The Agenda Item was Approved by consent vote.

4. [11-3085](#) **Amendment to Rules of Procedure Ordinance**

Attachments: [Memo - Rules of Procedure](#)
[Amendment to Rules of Procedure Ordinance - XX-2011](#)

The Agenda Item was Approved by consent vote.

5. [11-3096](#) **Disbursement of Accrued Vacation and Comp Time Leave**

Attachments: [Vacation pay memo.pdf](#)
[Employee vacation pay request.pdf](#)

The Agenda Item was Approved by consent vote.

6. [11-3092](#) **Text Amendment to Section 115-5, Definitions. Adding definitions for Business Park and Industrial Park.**

Attachments: [Section 115-5 Definitions - Business Park - Industrial Park](#)

The Agenda Item was Approved by consent vote.

7. [11-3093](#) **Annexation of a Partial Building @ 2055 Beaver Ruin Road**

Attachments: [Notification letter Gwinnett](#)
[2201_001](#)
[Report_Map](#)
[survey](#)

The Agenda Item was Approved by consent vote.

K. Items for Discussion

1. [11-3095](#) **Amendment to NDA Board Members and Policy**

Attachments: [Memorandum for Redeveloping the NDA REVISED.pdf](#)

A motion was made by Mayor Pro Tem Kaul, seconded by Council Member Newton, that this Agenda Item be Tabled to the Policy Work Session, due back on 1/16/2012. The motion PASSED by the following vote.

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

8. [11-2961](#) **Revision of Article V. Commercial Filming Operations**

Attachments: [Community Development Director's Memo Public Hearing Memo Meeting 11 Gwinnett film permit guidelines TEMPLATE.pdf](#)
[Gwinnett film Permit Application TEMPLATE.pdf](#)
[Ordinance - Commercial Filming Ordinance 11-28-2011](#)

A motion was made by Mayor Pro Tem Kaul, seconded by Council Member Hixson, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 5 - Mayor Pro Tem Kaul, Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

L. Adjourn in memory of

[11-3080](#) **Proclamation Honoring Deceased Resident Darryl Benjamin McLeroy**

Attachments: [DECEASED RESIDENT PROCLAMATION Darryl McLeroy.pdf](#)

Acknowledged

Signed by _____ Mayor Bucky Johnson

City of Norcross

*65 Lawrenceville Street
Norcross, GA 30071*



Meeting Minutes - Final

Monday, December 12, 2011

6:30 PM

SPECIAL CALLED MEETING

Council Chambers

Mayor and Council

A. Call to order by Mayor Bucky Johnson

PLEASE TURN OFF ALL CELL PHONES AND ELECTRONIC DEVICES

B. Roll Call (recorded)

Present 5 - Mayor Bucky Johnson, Mayor Pro Tem Ross Kaul, Council Member Craig Newton, Council Member Charlie Riehm and Council Member David McLeroy

Absent 1 - Council Member Andrew Hixson

C. Public Hearings

11-3115 **PUBLIC HEARING - Land Acquisition**

This agenda item has been Referred to the **SPECIAL CALLED MEETING** due back on 12/19/2011

D. Items for Discussion

11-3116 **Budget Amendment**

Attachments: [Land Acquisition Amendment](#)

This agenda item has been Referred to the **SPECIAL CALLED MEETING** due back on 12/19/2011

Signed by _____ **Mayor Bucky Johnson**

City of Norcross

*65 Lawrenceville Street
Norcross, GA 30071*



Meeting Minutes - Final

Monday, December 19, 2011

6:30 PM

SPECIAL CALLED MEETING

Council Chambers

Mayor and Council

A. Call to order by Mayor Bucky Johnson

PLEASE TURN OFF ALL CELL PHONES AND ELECTRONIC DEVICES

B. Roll Call (recorded)

- Present** 5 - Mayor Bucky Johnson, Council Member Craig Newton, Council Member Charlie Riehm, Council Member David McLeroy and Council Member Andrew Hixson
- Absent** 1 - Mayor Pro Tem Ross Kaul

C. Public Hearings

11-3115 **PUBLIC HEARING - Land Acquisition**

A motion was made by Council Member McLeroy, seconded by Council Member Riehm, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 4 - Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

D. Items for Discussion

11-3116 **Budget Amendment**

Attachments: [Land Acquisition Amendment](#)

A motion was made by Council Member Riehm, seconded by Council Member Hixson, that this Agenda Item be Approved. The motion PASSED by the following vote.

Aye: 4 - Council Member Newton, Council Member Riehm, Council Member McLeroy and Council Member Hixson

Abstain: 0

Signed by _____ Mayor Bucky Johnson

City of Norcross

*65 Lawrenceville Street
Norcross, GA 30071*



Meeting Minutes - Final

Monday, December 19, 2011

6:30 PM

2nd Floor Conference Room

Policy Work Session

ROLL CALL

- Present** 5 - Council Member Charles Riehm, Council Member Andrew Hixson, Mayor Bucky Johnson, Council Member David McLeroy and Council Member Craig Newton
- Absent** 1 - Mayor Pro Tem Ross Kaul

General Updates

General Discussion

Board Appointments

1. [11-3117](#) **Electronic Voting Machines**

This agenda item was Referred to the Retreat due back on 1/9/2012

2. [11-3122](#) **City Manager Contract Renewal**

Attachments: [Memo -City Manager Contract Renewal.pdf](#)

This agenda item was Moved to the Work Session due back on 1/3/2012

3. [11-3101](#) **Revision to Erosion and Sedimentation Control Ordinance, Related to Compliance with GA EPD Request for Modifications**

Attachments: [mccrary MEMO 11-11-29](#)
 [ORDINANCE - 15-2011 sec 109 mayor sig](#)

This agenda item was Moved to the Work Session due back on 1/3/2012

4. [11-3102](#) **Speed Zone Ordinance Additions and Modifications**

Attachments: [Resolution Speed Zone Ordinance 2011](#)

This agenda item was Moved to the Work Session due back on 1/3/2012

5. [11-3123](#) **Police Department Surplus Vehicle**

Attachments: [Surplus Vehicle Memo.pdf](#)

This agenda item was Moved to the Work Session due back on 1/3/2012

6. [11-3124](#) **Revision to Chapter 13, Section 8. Compensatory Time Off (Comp Time)**

Attachments: [Comp Time Revision.pdf](#)

This agenda item was Moved to the Work Session due back on 1/3/2012

Adjourn to Executive Session for Personnel, Real Estate and Legal

Signed by:



Legislation Details (With Text)

File #: 11-3136 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/27/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Approval of the Agenda

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
Approval of the Agenda

Motion
A motion to Approve the Agenda as presented with the following items being moved to discussion:



Legislation Details (With Text)

File #: 11-3120 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/12/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Inauguration of Mayor Bucky Johnson

Sponsors:

Indexes:

Code sections:

Attachments: [oathofficejohnson.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Inauguration of Mayor Bucky Johnson

City of Norcross
Oath of Office
Mayor Bucky Johnson

“I, **Bucky Johnson**, do solemnly swear (or affirm) that I will faithfully perform the duties of Mayor of the City of Norcross, Georgia, and that I will support and defend the Charter and Code thereof as well as the Constitution and laws of the State of Georgia and of the United States of America.”

“ I, **Bucky Johnson**, swear (or affirm) that I am not incumbent in any office of trust under the government of the United States, any other state, or any foreign state which by the laws of the State of Georgia I am prohibited from holding and should I seek such, my resignation from office shall be instant;”

“I further swear (or Affirm) that I am not the holder of any unaccounted for public money due this or any other State or political subdivision or authority thereof;”

“I further swear (or affirm) I am qualified to hold the office for which I have been elected, and for so long as I am serving as the Mayor of the City of Norcross, Georgia, I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States of America and the Constitution of the State of Georgia, and I will faithfully perform and discharge the duties of my elected office, conscientiously and without malice or partiality, to the best of my ability;”

So Help Me God.

January 3, 2012

Judge Kenneth Wickham

Attest: Susan Wuerzner, City Clerk



Legislation Details (With Text)

File #: 11-3118 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/12/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Inauguration of Councilmember Craig Newton

Sponsors:

Indexes:

Code sections:

Attachments: [oathofofficenewton2012.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Inauguration of Councilmember Craig Newton

City of Norcross
Oath of Office
Council Member Craig Newton

“I, **Craig Newton**, do solemnly swear (or affirm) that I will faithfully perform the duties of Council Member of the City of Norcross, Georgia, and that I will support and defend the Charter and Code thereof as well as the Constitution and laws of the State of Georgia and of the United States of America.”

“ I, **Craig Newton**, swear (or affirm) that I am not incumbent in any office of trust under the government of the United States, any other state, or any foreign state which by the laws of the State of Georgia I am prohibited from holding and should I seek such, my resignation from office shall be instant;”

“I further swear (or Affirm) that I am not the holder of any unaccounted for public money due this or any other State or political subdivision or authority thereof;”

“I further swear (or affirm) I am qualified to hold the office for which I have been elected, and for so long as I am serving as a Council Member of the City of Norcross, Georgia, I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States of America and the Constitution of the State of Georgia, and I will faithfully perform and discharge the duties of my elected office, conscientiously and without malice or partiality, to the best of my ability;”

So Help Me God.

January 3, 2012

Judge Kenneth Wickham

Attest: Susan Wuerzner, City Clerk



Legislation Details (With Text)

File #: 11-3119 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/12/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Inauguration of Councilmember Charlie Riehm

Sponsors:

Indexes:

Code sections:

Attachments: [oathofficeriehm2012.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Inauguration of Councilmember Charlie Riehm

City of Norcross
Oath of Office
Council Member Charlie Riehm

“I, **Charlie Riehm**, do solemnly swear (or affirm) that I will faithfully perform the duties of Council Member of the City of Norcross, Georgia, and that I will support and defend the Charter and Code thereof as well as the Constitution and laws of the State of Georgia and of the United States of America.”

“ I, **Charlie Riehm**, swear (or affirm) that I am not incumbent in any office of trust under the government of the United States, any other state, or any foreign state which by the laws of the State of Georgia I am prohibited from holding and should I seek such, my resignation from office shall be instant;”

“I further swear (or Affirm) that I am not the holder of any unaccounted for public money due this or any other State or political subdivision or authority thereof;”

“I further swear (or affirm) I am qualified to hold the office for which I have been elected, and for so long as I am serving as a Council Member of the City of Norcross, Georgia, I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States of America and the Constitution of the State of Georgia, and I will faithfully perform and discharge the duties of my elected office, conscientiously and without malice or partiality, to the best of my ability;”

So Help Me God.

January 3, 2012

Judge Kenneth Wickham

Attest: Susan Wuerzner, City Clerk



Legislation Details (With Text)

File #: 11-3121 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/12/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Appointment of Mayor Pro Tem for 2012

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
Appointment of Mayor Pro Tem for 2012



Legislation Details (With Text)

File #: 11-3132 **Version:** 1

Type: Swearing In **Status:** Agenda Ready

File created: 12/22/2011 **In control:** Mayor and Council

On agenda: 1/3/2012 **Final action:**

Title: Swearing in of Chief Warren Summers

Sponsors:

Indexes:

Code sections:

Attachments: [Oath of Office - Warren Summers.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Swearing in of Chief Warren Summers

OATH OF OFFICE

I, Warren Summers, swear (or affirm) that I am not incumbent in any office of trust in this State, of the United States or of any foreign State and should I seek such, my separation here from shall be instanter;

I further swear (or affirm) that I am not the holder of any public monies due this or any other State or political subdivision unaccounted for;

I swear (or affirm) I am qualified to hold the office to which I am appointed, and for so long as I am employed with the City of Norcross Police Department, I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States of America and the Constitution of the State of Georgia, and I will faithfully perform and discharge the duties of my position, conscientiously and without malice or partiality, to the best of my ability;

I further swear (or affirm) to obey, to adhere to, to uphold and to enforce the laws of the United States of America, of the State of Georgia, and of the City of Norcross at all times;

So Help Me God.

Mayor

Date

Signature

Warren Summers

Name Typed

Notary Public



Legislation Details (With Text)

File #: 11-3122 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/12/2011 **In control:** Work Session

On agenda: 1/3/2012 **Final action:**

Title: City Manager Contract Renewal

Sponsors:

Indexes:

Code sections:

Attachments: [Memo -City Manager Contract Renewal.pdf](#)

Date	Ver.	Action By	Action	Result
12/19/2011	1	Policy Work Session	Moved to the	

Title
City Manager Contract Renewal

Drafter
Mayor Bucky Johnson

Motion
A motion to Approve the Renewal of the City Manager's contract for a three-year term with no amendments.



MEMORANDUM

FROM: Mayor and Council

DATE: December 14, 2011

SUBJECT: City Manager Contract Renewal

The City Manager's contract will expire on December 31, 2011. If approved, the contract will be renewed for a three-year term with no amendments.



Legislation Details (With Text)

File #: 11-3101 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 11/29/2011 **In control:** Work Session

On agenda: 1/3/2012 **Final action:**

Title: Revision to Erosion and Sedimentation Control Ordinance, Related to Compliance with GA EPD Request for Modifications

Sponsors:

Indexes:

Code sections:

Attachments: [mccrary MEMO 11-11-29](#)
[ORDINANCE - 15-2011 sec 109 mayor sig](#)

Date	Ver.	Action By	Action	Result
12/19/2011	1	Policy Work Session	Moved to the	

Title
Revision to Erosion and Sedimentation Control Ordinance, Related to Compliance with GA EPD Request for Modifications

Drafter
Jeff Mueller

Motion
A Motion to Approve the attached Soil Erosion, Sedimentation and Pollution Control Ordinance with the enacting clause as follows:

ENACTING CLAUSE. THE COUNCIL OF THE CITY OF NORCROSS, GEORGIA HEREBY ORDAINS that the provisions of Chapter 109, Article VIII, "Soil Erosion and Sedimentation Control," of the Code of Ordinances of the City of Norcross shall be amended by replacing Section 109-434, "Definitions"; Section 109-452 (1), "Exempt Land-disturbing Activities"; and Section 109-490(d), "Permit Requirements"



CITY OF NORCROSS

Community Development Department

TO: Chris McCrary, Community Development Director/City Planner

FM: Jeff Mueller, City Engineer

DATE: November 29, 2011

RE: City Council Agenda Item(s), Approval of Revisions to Erosion and Sedimentation Control Ordinance, Related to Compliance with GA EPD Request for Modifications

Chris,

This ordinance is forwarded to you for the consideration of the Mayor and City Council in response to a request of the GA EPD to make subsequent modifications to our local Erosion Control Ordinance (Chapter 109, Article VIII of the City Code). These modifications are necessary under our continuing certification obligation under O.C.G.A. 12-7-8(a)(2), the Georgia Erosion and Sedimentation Control Act of 1975, as amended. This amended state act requires all Local Issuing Authorities of land disturbing permits to keep their local ordinances in accord with amendments to the state act. Accompanying this memo is the resolution modifying the ordinance. The practical changes to the ordinances include:

1. Remove the definition "Qualified Personnel" in Section 109-434. This definition is presently obsolete as the definition "certified personnel" has been established and is intended to supersede the "qualified personnel" definition.
2. Correct the Name of the Act referenced in Section 109-452(1) to "The Georgia Surface Mining Act of 1968."
3. Revise the language in Section 109-490(d) by removing limitations on the size of projects to be reviewed by the Gwinnett County Soil and water Conservation District (the "District"). This means that all applications for a land disturbance permit will be reviewed by the District, and not just projects over one acre in size.

Please do not hesitate to let me know if you have any questions.

Ordinance No. 02-2012

An Amendment to the City Code of Ordinance

CHAPTER AND PURPOSE. Chapter 109, Article VIII of the Code of the City of Norcross.

ENACTING CLAUSE. THE COUNCIL OF THE CITY OF NORCROSS, GEORGIA HEREBY ORDAINS that the provisions of Chapter 109, Article VIII, "Soil Erosion and Sedimentation Control," of the Code of Ordinances of the City of Norcross shall be amended by replacing Section 109-434, "Definitions"; Section 109-452(1), "Exempt Land-disturbing Activities"; and Section 109-490(d), "Permit Requirements"; which shall read as follows:

PART I

Section 109-434 Definitions

Qualified personnel means any person who meets or exceeds the education and training requirements of O.C.G.A. § 12-7-19. (Delete in its entirety)

Section 109-452 Exempt Land-Disturbing Activities

- (1) Surface mining, as the same is defined in O.C.G.A. § 12-4-72, "~~Mineral Resources and Caves Act;~~" "**The Georgia Surface Mining Act of 1968;**"

Section 109-490 Permit Requirements

- (d) *Review by the District.* ~~For any project involving one (1) acre or more of disturbed area, or within 200 feet of the bank of any state water, as defined in Section 109-434,~~ immediately upon receipt of an application and plan for a permit, the Local Issuing Authority shall refer the application and plan to the District for its review and approval or disapproval concerning the adequacy of the erosion, sedimentation and pollution control plan. The District shall approve or disapprove a plan within 35 days of receipt. Failure of the District to act within 35 days shall be considered an approval of the pending plan. The results of the District review shall be forwarded to the Local Issuing Authority. No permit will be issued unless the plan has been approved by the District, and any variances required by Sections 109-471-15 and 109-471-16 has been obtained, all fees have been paid, and bonding, if required as per Section 109-490 (j), have been obtained. Such review will not be required if the Local Issuing Authority and the District have entered into an agreement which allows the Local Issuing Authority to conduct such review and approval of the plan without referring the application and plan to the District. The Local Issuing Authority with plan review authority shall approve or disapprove a revised Plan submittal within 35 days of receipt. Failure of the Local Issuing Authority with plan review authority to act within 35 days shall be considered an approval of the revised Plan submittal.

PART II

It is hereby declared to be the intention of the Mayor and City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance be severable. If any provision of this section or the application of any provision hereof to any circumstance is adjudged to be illegal, invalid or unenforceable for any reason whatsoever by a court of competent jurisdiction, such invalidity shall not affect the balance of the terms and provision of the section or the application of the provision in question to any other circumstance, all of which shall continue in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and caused this seal to be affixed.
This 3rd day of January, 2012.

Bucky Johnson, Mayor

Attest: Susan Wuerzner, City Clerk



Legislation Details (With Text)

File #: 11-3102 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 11/30/2011 **In control:** Work Session

On agenda: 1/3/2012 **Final action:**

Title: Speed Zone Ordinance Additions and Modifications

Sponsors:

Indexes:

Code sections:

Attachments: [ORDINANCE 01-2012 SEC 34-35.pdf](#)

Date	Ver.	Action By	Action	Result
12/19/2011	1	Policy Work Session	Moved to the	

Title
Speed Zone Ordinance Additions and Modifications

Drafter
Jeff Mueller

Motion

Motion to Approve an Amendment to Chapter 34, Traffic and Vehicles with the enacting clause as follows:

The Council of the City of Norcross, Georgia, Hereby ordains that the adopted Code of Ordinances, is hereby amended as more particularly set forth herein. It is the intention of the Mayor and the Council, and it is hereby ordained that the following provisions shall become and be made a part of the Code of the City of Norcross, and the Sections of the Code in the Ordinance may be renumbered to accomplish that intention.

Ordinance No. 01-2012

**Chapter 34, Article II
Traffic Control Devices**

CHAPTER AND PURPOSE. Chapter 34, Article II of the Code of the City of Norcross.

ENACTING CLAUSE. THE COUNCIL OF THE CITY OF NORCROSS, GEORGIA HEREBY ORDAINS that the provisions of Article II, Chapter 34, "Traffic Control Devices," of the Code of Ordinances of the City of Norcross shall be amended by replacing Section 34-35, "Speed-detection devices", which shall read as follows:

PART I

Section 34-35. Speed Detection Devices **/Approved Maximum Speed Limits**

~~The City of Norcross is hereby requesting that the following roadways be approved for the use of speed detection devices:~~ **The limits specified in this Code section shall be the maximum lawful vehicle speeds, and the City of Norcross shall be authorized to run speed detection devices in accord with O.C.G.A. 40-14-2.**

Roadway Modifications					
Road Name	Within the City Limits of	From	To	Length in Miles	Speed Limit
OFF SYSTEM					
Brookhollow Parkway	Norcross	Indian Trail-Lilburn Road	Norcross City Limits Jimmy Carter Blvd	0.67 2.16	45
Cemetery Street	Norcross	South Peachtree Street Buford Highway	end	0.18 0.45	25
Holcomb Bridge Road	Norcross	South Peachtree Street Buford Highway	West Peachtree Street	00.10 0.30	25
Marshes Glenn Drive	Norcross	500 feet North of Everglades Trail	Marshes Glenn Drive	00.29 0.96	25
Mitchell Road	Norcross	Lawrenceville Street	Reeves Street Brookhollow Parkway	00.68 1.92	35

Ordinance No. 01-2012

Roadway Additions

Road Name	Within the City Limits of	From	To	Length in Miles	Speed Limit
ON SYSTEM					
SR 140 (Jimmy Carter Blvd)	Norcross	I-85 bridge	Peachtree Industrial Blvd	3.17	45
OFF SYSTEM					
Anamanda Close	Norcross	Western Hills Drive	end	0.27	25
Ballard Way	Norcross	Mitchell Road	end	0.20	25
Center Way	Norcross	Brookhollow Pkwy	I-85 bridge	0.11	35
Charmaine Way	Norcross	Mitchell Road	Mitchell Road	0.26	25
Crest Hollow Court	Norcross	Hollow Trace Way	end	0.04	25
Crest Trace Court	Norcross	Hollow Ridge Lane	end	0.02	25
Everglades Lane	Norcross	Marshes Glenn Drive	Marshes Glenn Drive	0.15	25
Everglades Trail	Norcross	Everglades Lane	end	0.57	25
Executive Way	Norcross	Mitchell Road	end	0.21	25
Financial Drive	Norcross	Jimmy Carter Blvd	Brookhollow Pkwy	0.35	25
Glenn Hollow Court	Norcross	Marshes Glenn Drive	end	0.04	25
Glenn Hollow Lane	Norcross	Marshes Glenn Drive	Marshes Glenn Drive	0.22	25
Goshen Springs Road	Norcross	Jimmy Carter Blvd	Center Way	0.69	35
Hammond Drive	Norcross	Lanier Blvd	end	0.83	25
Hickory Springs Drive	Norcross	Western Hills Drive	end	0.20	25
Hollow Ridge Lane	Norcross	Hollow Trace Way	end	0.13	25
Hollow Trace Way	Norcross	Brookhollow Pkwy	end	0.14	25
Hoot Owl Cove	Norcross	Hoot Owl Trail	end	0.02	25
Hoot Owl Trail	Norcross	Station Circle	end	0.20	25
Kimberly Lane	Norcross	Sharon Drive	Hammond Drive	0.23	25
Landings Court	Norcross	Ballard Way	end	0.13	25
Lanier Boulevard	Norcross	Jimmy Carter Blvd	Hammond Drive	0.57	25
Lanier Terrace	Norcross	Hammond Drive	end	0.04	25
Marshes Glenn Court	Norcross	Glenn Hollow Lane	end	0.04	25
Rails Way	Norcross	Mitchell Road	Station Circle	0.68	25
Rockies Court	Norcross	end	end	0.09	25
Sharon Drive	Norcross	Hammond Drive	end	0.15	25
Shawnee Trail	Norcross	Charmaine Way	Summertown Drive	0.17	25
Sierra Drive	Norcross	Western Hills Drive	end	0.12	25
Station Circle	Norcross	Mitchell Road	Rails Way	0.73	25
Summertown Drive	Norcross	Charmaine Way	end	0.52	25
Unity Drive	Norcross	Goshen Springs Road	end	0.24	25
Wade Drive	Norcross	Hammond Drive	end	0.04	25
Westberry Lane	Norcross	Summertown Drive	end	0.09	25
Western Hills Drive	Norcross	N Norcross Tucker Road	end	0.84	25
Williams Place	Norcross	Lanier Blvd	end	0.30	25
Woodvalley Close	Norcross	Woodvalley Trace	end	0.04	25
Woodvalley Trace	Norcross	Western Hills Drive	end	0.15	25

Ordinance No. 01-2012

PART II

It is hereby declared to be the intention of the Mayor and City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and, if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused this seal to be affixed. This _____, 2012.

Bucky Johnson, Mayor

Attest: Susan Wuerzner, City Clerk



Legislation Details (With Text)

File #: 11-3123 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/13/2011 **In control:** Work Session

On agenda: 1/3/2012 **Final action:**

Title: Police Department Surplus Vehicle

Sponsors:

Indexes:

Code sections:

Attachments: [Surplus Vehicle Memo.pdf](#)

Date	Ver.	Action By	Action	Result
12/19/2011	1	Policy Work Session	Moved to the	

Title
Police Department Surplus Vehicle

Drafter
Dallas Stidd

Motion
A motion to Approve the attached surplus list for auction due to age, high mileage or part replacement costs.



Norcross Police Department

TO: Rudolph Smith

FROM: Dallas Stidd

DATE: 11-22-2011

SUBJECT: Memorandum For Surplus Vehicle Sale

The following vehicle is currently in the Police Fleet and needs to be removed due to high mileage and poor mechanical condition. I am requesting this vehicle be removed from the inventory and sold as surplus. This vehicles is beyond economical repair.

Unit 949 – 2004 Dodge Intrepid, 98,375 miles, purchased 5/19/2003

Vin: 2B3HD46V14H627567



Legislation Details (With Text)

File #: 11-3124 **Version:** 1

Type: Agenda Item **Status:** Agenda Ready

File created: 12/14/2011 **In control:** Work Session

On agenda: 1/3/2012 **Final action:**

Title: Revision to Chapter 13, Section 8. Compensatory Time Off (Comp Time)

Sponsors:

Indexes:

Code sections:

Attachments: [Comp Time Revision.pdf](#)

Date	Ver.	Action By	Action	Result
12/19/2011	1	Policy Work Session	Moved to the	

Title
Revision to Chapter 13, Section 8. Compensatory Time Off (Comp Time)

Drafter
Susan Wuerzner

Motion
A motion to Approve the attached revision to Chapter 13, Section 8. Compensatory Time Off as presented.

8. Compensatory Time Off (Comp Time)

In lieu of wages paid for overtime, an employee may accrue compensatory time off at a rate of one and one half hours for each hour of overtime worked. Compensatory time off ~~may be accrued to a limit of 240 hours and the City expects that accrued time will be taken by the employee as soon as practical. must be taken during the pay period earned or paid out as overtime.~~ ~~Unused comp time will be paid out at termination.~~