



LAWRENCEVILLE

GEORGIA

CITY COUNCIL REGULAR MEETING MINUTES

Monday, January 25, 2021
7:00 PM

Council Assembly Room
70 S. Clayton St, GA 30046

Call to Order

PRESENT

Mayor David Still

Council Member Glenn Martin

Council Member Victoria Jones

Mayor Pro Tem Bob Clark

Council Member Keith Roche

Appointment

1. Elect a Mayor Pro Tempore for 2021

Council Member Victoria Jones was elected as the 2021 calendar year Mayor Pro Tem. Mayor Pro Tem Jones thanked her family and friends for all of their support. Mayor David Still thanked and showed his appreciation to Council Member Bob Clark for his service as being the Mayor Pro Tem for calendar year 2020.

Motion to elect Council Member Jones as Mayor Pro Tem for 2021 made by Council Member Clark, Seconded by Council Member Roche.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Prayer

Mayor Pro Tem Jones introduced Dr. Ronald Daniel Dunnigan to give the prayer. Dr. Dunnigan delivered the prayer.

Pledge of Allegiance

Mayor David Still led the group in the Pledge of Allegiance.

Agenda Additions / Deletions

Mayor Still added Recognitions to the agenda.

Motion to approve the agenda as amended made by Council Member Clark, Seconded by Mayor Pro Tem Jones.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Recognitions

Mayor Still recognized Manager of Community Development Jasmine Billings on her recent selection as a mentee in the Colorcomm Women of Color in Communications 2021 Membership Program. There were more than 200 applicants for this program and Manager of Community Development Billings was one of thirty women selected. Colorcomm is the nation's leading platform addressing diversity and inclusion across the communications, marketing, advertising and media industry.

Mayor Still also recognized Coast Guard Petty Officer 2nd Class Andrew Fleming, Marine Scientist Technician from Lawrenceville that has been honored with United Service Organizations Coast Guardsman of the Year for 2020. When Coast Guard Petty Officer 2nd Class Fleming learned of a capsized recreational fishing vessel off the coast of Georgia he quickly responded and was able to resuscitate one of the marines. He also wrapped another marine who was experiencing hypothermia in his own jacket and was able to retain the person's body heat. Coast Guard Petty Officer 2nd Class Fleming safely transferred the mariner's to Station Brunswick. Additionally, during the height of Covid-19 Coast Guard Petty Officer 2nd Class Fleming led efforts to establish protocols for a Remote Facility and Inspection Program to safeguard personnel from exposure to the virus. Coast Guard Petty Officer 2nd Class Fleming currently serves in the New York sector and has received a promotion since he received this honor.

Approval of Prior Meeting Minutes

Motion to approve prior meeting minutes as amended made by Council Member Roche, Seconded by Mayor Pro Tem Jones.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

2. October 26, 2020 Regular Meeting
3. October 28, 2020 Special Call and Executive Session
4. October 29, 2020 Special Call and Executive Session
5. November 2, 2020 Special Call and Executive Session
6. November 11, 2020 Work Session and Executive Session
7. November 18, 2020 Regular Meeting
8. December 9, 2020 Work Session and Executive Session
9. December 11, 2020 City Council Retreat
10. December 16, 2020 Special Call

11. December 16, 2020 Regular Meeting

Announcements

Mayor Pro Tem Jones announced that Code Red is now active on the City's website for weather alerts and other City notifications. Mayor Still announced the PowerPoint slide presented at the meeting for all upcoming City events.

Consent Agenda

These are items on which the Mayor and Council are in agreement to approve and are placed on the agenda to be approved in one vote.

Motion to approve the Consent Agenda as read into record by City Attorney Lee Thompson made by Council Member Martin, Seconded by Council Member Roche.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

12. Mutual Assistance Agreement between GA Power & City of Lawrenceville
13. Electric Cities of Georgia, Engineering Service on an annual contract
14. On-Demand Underground Electric Distribution Cable Installation on an Annual Contract
15. Amend Chapter 26, Section 26-5, Smoking Prohibited on the Campus of Georgia Gwinnett College
16. Amend Chapter 32 – Streets, Sidewalks and Other Public Properties, Article II – Smoking Ordinance
17. Amend Chapter 28, Parks and Recreation Ordinance
18. 2021 Amendment to Building Lease of January, 2011 with Randy's Nursery
19. Ordinance to Set and Publish Qualifying Fees for 2021 / Ordenanza para establecer y publicar tarifas de calificación para 2021

Council Business Old Business

There is no public comment during this section of the agenda unless formally requested by the Mayor and the Council.

20. FY 2021 Mid-Year Budget Adjustment

Finance Director Keith Lee delivered the presentation.

Motion to approve FY 2021 Mid- Year Budget Adjustment made by Council Member Martin, Seconded by Mayor Pro Tem Jones.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Executive Session – Personnel, Litigation, Real Estate

Motion to enter Executive Session made by Council Member Clark, Seconded by Council Member Roche.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Motion to adjourn Executive Session made by Council Member Roche, Seconded by Mayor Pro Tem Jones.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Report of items discussed in Executive Session

1 Personnel

1 Litigation

2 Real Estate

1 Vote Taken

Public Vote:

1) Enter into the sale of 51 S. Clayton Street with a Quit-Claim Deed for property lines and easement agreements for retaining wall maintenance/ cat walk.

Motion to approve the City enter into the boundary line and easement agreements as described made by Council Member Roche, Seconded by Mayor Pro Tem Jones.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

2) Architectural Review Board Member Linda Nash will be replaced by Jeremy Higginbotham.

Motion to appoint Jeremy Higginbotham to fill the unexpired term of Linda Nash made by Mayor Still, Seconded by Council Member Clark.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Final Adjournment

Motion to adjourn made by Council Member Clark, Seconded by Council Member Martin.

Voting Yea: Mayor Still, Council Member Martin, Mayor Pro Tem Jones, Council Member Clark, Council Member Roche

Minute Signatures

David R. Still, Mayor

Karen Pierce, City Clerk

ORDINANCE ORD-2021-1

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF LAWRENCEVILLE, GEORGIA, CHAPTER 26, SECTION 26-5, SMOKING PROHIBITED ON THE CAMPUS OF GEORGIA GWINNETT COLLEGE

The City Council of the City of Lawrenceville, Georgia hereby ordains that Chapter 26, Section 5, Smoking Prohibited on the Campus of Georgia Gwinnett College of the Code of the City of Lawrenceville, Georgia is hereby amended by deleting Chapter 26, Section 5, Smoking Prohibited on the Campus of Georgia Gwinnett College in its entirety and replacing it with the following:

Sec. 26-5. – Use of tobacco products and other smoking devices is prohibited on the campus of Georgia Gwinnett College.

(a) Purpose.

(1) Studies by the Surgeon General of the United States, the National Academy of Science and other health organizations have linked passive exposure to tobacco smoke (second-hand smoke) to a variety of negative health conditions in nonsmokers.

(2) The Mayor and Council of the City of Lawrenceville, Georgia, seek to strike a reasonable balance between the rights of tobacco product users and nonusers by regulating tobacco product use on certain public properties located within the City of Lawrenceville.

(3) In an effort to provide a safer and healthier environment on the campus of the Georgia Gwinnett College Campus within the City of Lawrenceville, the Mayor and Council of the City of Lawrenceville implement this section restricting tobacco product use on the campus of Georgia Gwinnett College.

(b) Prohibition. The use of all forms of tobacco products on property owned, leased, rented, in the possession of, or in any way used by Georgia Gwinnett College or its affiliates within the City of Lawrenceville is expressly prohibited. For purposes of this ordinance, "Tobacco Products" is defined as cigarettes, cigars, pipes, all forms of smokeless tobacco, clove cigarettes and any other smoking devices that use tobacco such as hookahs or simulate the use of tobacco such as electronic cigarettes. Any advertising, sale, or free sampling of tobacco products on Georgia Gwinnett College properties unless specifically stated for approved educational purposes is prohibited. This prohibition includes but is not limited to all areas indoors and outdoors, buildings and parking lots owned, leased, rented or otherwise used by the Georgia Gwinnett College Community or its affiliates. The use of tobacco products is prohibited in vehicles – private or public vehicles - located on Georgia Gwinnett College campus and/or facilities within the operational control of Georgia Gwinnett College.

(c) Violation, penalty and enforcement.

(1) The use of tobacco products on the campus of Georgia Gwinnett College shall be a violation of this section and shall be punishable by a civil penalty not to exceed \$100.00.

(2) This section may be enforced by the City of Lawrenceville Police or the campus police of the Georgia Gwinnett College.

(3) All citations issued under this section shall be directed to the Municipal Court of the City of Lawrenceville.

IT IS SO ORDAINED, this 25th day of January, 2021.

A handwritten signature in blue ink, appearing to read "David R. Still", written over a horizontal line.

David R. Still, Mayor

Attest:

A handwritten signature in blue ink, appearing to read "Karen Pierce", written over a horizontal line.

Karen Pierce, City Clerk

ORDINANCE ORD-2021-2

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF LAWRENCEVILLE, GEORGIA,
CHAPTER 32. ARTICLE II – TOBACCO USE**

The City Council of the City of Lawrenceville, Georgia hereby ordains that Chapter 32. Article II, – Smoking Ordinance of the Code of the City of Lawrenceville, Georgia is hereby amended by deleting Chapter 32. Article II – Smoking Ordinance in its entirety and replacing it with the following:

**Chapter 32 – Article II. – USE OF TOBACCO PRODUCTS AND OTHER SMOKING DEVICES
PROHIBITED**

Sec. 32-19. – Tobacco products and other smoking devices use prohibited in City buildings, vehicles, property, shops and work areas.

(a) *Purpose.*

- (1) Studies by the Surgeon General of the United States, the National Academy of Sciences, and other health organizations have linked passive exposure to tobacco smoke (second-hand smoke) to a variety of negative health conditions in nontobacco users.
- (2) The Mayor and Council of the City of Lawrenceville, Georgia, seek to strike a reasonable balance between the rights of tobacco users and nonusers by regulating tobacco use in and on certain City property.
- (3) In an effort to provide a safer and healthier environment in the City of Lawrenceville, the Mayor and Council of the City of Lawrenceville implement the following article restricting tobacco use in and on certain City property.

(b) *Prohibition.* For purposes of this ordinance, “Tobacco Products and other smoking devices” is defined as cigarettes, cigars, pipes, all forms of smokeless tobacco, clove cigarettes and any other smoking devices that use tobacco such as hookahs or simulate the use of tobacco such as electronic cigarettes. No person shall use tobacco products in any of the following areas: City buildings, City vehicles, City shops, property and work areas.

(c) *Designated tobacco use areas.* The City Manager may designate tobacco use areas outside of City buildings and vehicles in which tobacco use may be permitted. Department directors shall inform employees of this article and of the location of designated tobacco use areas. Tobacco use will not be permitted in any area which has not been designated as a tobacco use area.

(d) *Violation, penalty and enforcement.*

- (1) Tobacco use in a City building, vehicle, shop, property or work area shall constitute a violation of this article.
- (2) Any person who violates this article shall be liable for a civil penalty not to exceed \$100.00. Each day such violation continues shall constitute a separate offense.
- (3) Persons found in violation of this article shall be issued a Municipal Court citation, which shall direct the person to appear in the Municipal Court at the time and date designated on the citation. The citation shall further inform the person that the fine for violation of the City's tobacco use ordinance may be paid prior to the hearing date, in which event there shall be no further need to appear. In the event that there is no prepayment or appearance on the scheduled hearing date, the Municipal Court Administrator shall, via certified mail, return receipt requested, mail the person a notice advising him of a second hearing date before the Judge of the Municipal Court. This notice will further advise the person that the fine may be paid in lieu of the court appearance. In the event the person fails to appear on the court date as specified in the certified letter or fails to pay the fine, then a subpoena will be issued by the Judge of the Municipal Court requiring the person to appear before the Judge of the Municipal Court. This subpoena shall be personally served. In the event the person fails to appear on the date specified in the subpoena, then the Judge of the Municipal Court will issue a bench warrant for contempt of court.
- (4) It is the responsibility of all employees of the City of Lawrenceville to adhere to strict enforcement of this Ordinance.
- (5) Employees are encouraged to assist in the implementation of this Ordinance by informing the visiting public of tobacco and other smoking devices restrictions and providing direction to areas where such use is permitted, if any.

IT IS SO ORDAINED, this 25th day of January, 2021.



David R. Still, Mayor

Attest:



Karen Pierce, City Clerk

ORDINANCE ORD-2021-3

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF LAWRENCEVILLE, GEORGIA, CHAPTER 28 RELATED TO PARKS AND RECREATION

The City Council of the City of Lawrenceville hereby ordains that Chapter 28 of the Code of Ordinances City of Lawrenceville is hereby amended by repealing Chapter 28 in its entirety and replacing it with the following new Chapter 28.

CHAPTER 28 – PARKS AND RECREATION

ARTICLE I. - IN GENERAL

Sec. 28-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alcoholic beverage means intoxicating beverage, malt beverage, wine or any other beverage containing any alcohol whatsoever.

Building means any structure attached to the ground which has a roof and which is designed for the shelter, housing or enclosure of persons, animals or property of any kind.

Director means either the City Manager, or his authorized designee, or the Director of the Gwinnett County Department of Community Services or her authorized designee. In the case of park facilities owned and operated by the City, the term "Director" means the City Manager or his authorized designee. In the case of park facilities owned or operated by Gwinnett County, such as the Historic Courthouse and Rhodes Jordan Park, the term "Director" means the Director of the Gwinnett County Department of Community Services or h authorized designee.

Dog Park means a fenced in outdoor area designated as a "Dog Park" with signage, for dogs to exercise and play off leash under the close supervision of their owner or handler.

Handler means a person aged sixteen (16) or older who is not the owner of the dog they are with, but who is in charge of the care of the dog.

Litter means garbage, refuse, paper, rubbish, debris, trash and all other waste material whether natural or artificial.

Park and/or recreation facility means all recreation areas in parks, including land, buildings, lakes, ponds, streams, swimming pools, sports fields, cemeteries, and all other property and buildings owned, leased, or managed by the city, the county, the county recreation authority, the

designated agents or departments of the city, the county or the county recreation authority, and including all recreation areas and parks in the city owned by the state or federal government and managed by the county or the city.

Personal watercraft means as defined by the U.S. Coast Guard any craft which is less than 16 feet in length and designed to be operated by person or persons sitting, standing or kneeling in the hull.

Tobacco use means the use of the tobacco plant leaf and any tobacco product including smoking cigarettes, cigars, chewing tobacco and vaping.

Vehicle means any motor-driven or engine-driven equipment, such as an automobile, truck, motorcycle, bicycle, sled, go-cart, scooter, skateboard, ATV, child's toy vehicle, or Segway.

Weapon means firearm, rifle, pistol, revolver, paintball gun, or any weapon designed or intended to propel a shot, bullet, or other missile of any kind, or any device capable of discharging a projectile by air, spirit, gas or explosive, or any explosive substance or harmful solid, liquid and gaseous substance, or any spear, arrow, bow and arrow, slingshot, crossbow, spear or spear gun, or any knife, as defined by state law, dirk, Bowie knife, switchblade knife, ballistic knife, or any other knife, straight-edged razor, spring stick, metal knuckles, blackjack, any bat, club or other bludgeon-type weapon, or any flailing instrument or any disk which is designed to be thrown or propelled and which may be known as a throwing star or oriental dart, or any weapon of like kind, and any stun gun, taser or similar device.

Sec. 28-2. - Enforcement of chapter.

This chapter shall be enforced by any authorized law enforcement officer of the city or county unless otherwise stated. Where there has been a violation of any provisions of this chapter, the law enforcement officer in his discretion may issue a citation, warning and/or order the person to leave the park or recreation area.

Sec. 28-3. - Penalties for violation of chapter.

- (a) Any person found to have violated any provision of this chapter shall be punished by a fine and/or imprisonment in accordance with the maximum limits established in O.C.G.A. § 36-1-20.
- (b) Any person convicted of a violation of this chapter may further be denied any park permit or other permission to utilize the facilities of any park or recreation facility for a period of 60 days following such conviction.

Secs. 28-4—28-26. - Reserved.

ARTICLE II. - USE OF RECREATION FACILITIES

Sec. 28-27. - Littering prohibited.

It shall be unlawful for any person to throw or deposit litter on the grounds, streets, sidewalks, fountains, ponds, lakes, swimming pools, streams or other body of water in any park or recreation facility, except within public receptacles and in such a manner that the litter will be prevented from being carried or deposited by the elements upon any part of the park or recreation facility. Where public receptacles are not provided, all such litter shall be carried away from the park or recreation facility by the person responsible for its presence and shall be properly disposed of elsewhere. It shall be unlawful to take into, carry through, or put into a park or recreation facility, any litter generated outside the park or recreation facility.

Sec. 28-28. - Discharging weapons prohibited.

It shall be unlawful for any person to discharge any weapon or similar device in a park or recreation facility.

Sec. 28-29. - Throwing objects prohibited.

It shall be unlawful for any person to throw any stone or missile at any person or at any public or private building in a park or recreation facility.

Sec. 28-30. - Improper use of sound producing devices.

It shall be unlawful for any person to operate or use any sound producing or motorized equipment, including, but not limited to, generators and vehicles, or play or operate any sound amplification devices, including, but not limited to, radios, television sets, stereos, musical instruments, public address systems and the like, in such a manner as to unreasonably annoy, disturb, injure, or endanger reasonable persons, or to otherwise destroy the comfort, repose, peace or safety of other reasonable persons in a park or recreation facility.

Sec. 28-31. - Improper personal conduct.

It shall be unlawful for any person to engage in any violent, abusive, lewd, profane, vulgar, wanton, obscene or otherwise disorderly speech or conduct that is or may be disturbing or annoying to other persons, or that could cause injury to other persons while in a park or recreation facility, which conduct may include, but is not limited to, loitering, fighting, throwing or breaking articles, indecent exposure, inappropriate sexual acts, urinating or defecating in public, or public drunkenness. No person shall upon or in connection with a recreation facility by

act or speech willfully or unreasonably hinder, interrupt or interfere with any duly permitted activity or unreasonably or willfully intrude on any areas or into the structures designated for the use of a certain person or persons to the exclusion of others by written permit of the director.

Sec. 28-32. - Fires restricted.

It shall be unlawful for any person to build or maintain a fire in a park or recreation facility except in designated areas which are clearly marked by signs or defined with fire rings, fireplaces, grills or other facilities designated for the purpose of safely maintaining a fire, except by written permit by the director. Fires shall be confined to those areas so designated, shall not be left unattended and must be completely extinguished prior to departure.

Sec. 28-33. - Damaging or removal of any park property or vegetation prohibited.

It shall be unlawful for any person to deface, graffiti, harm or damage any park buildings, wildlife, property, equipment or signs; or dig up, cut, damage or remove any trees, tree limbs, shrubbery, flowers, rocks, mulch, water, historical artifacts or other vegetation in a park or recreation facility except in special designated areas such as Food Forest and Community Gardens or if personnel are employed or the organization was granted permission by the director or director's agent to engage in a county approved project for the enhancement of a park or other areas owned or operated by the county.

Sec. 28-34. - Possession, use or consumption of alcoholic beverages.

It shall be unlawful for any person to possess, use, sell or consume any alcoholic beverage in a park or recreation facility, other than, an indoor publicly-owned civic and cultural center/arena or publicly-owned stadium or when approved, by permit, at the Lawrenceville Lawn, Gwinnett Historic Courthouse, Lawrenceville Female Seminary, Bicentennial Plaza, Isaac Adair House and Preservation Lawn.

Sec. 28-35. - Vehicles restricted.

It shall be unlawful for any person to drive any unauthorized vehicle in a park or recreation facility except upon designated roadways and parking areas maintained for vehicular traffic. Approved personal mobility devices for those persons with disabilities are allowed on pedestrian trails and walkways or when permitted and approved by the director. Law enforcement or other public safety officials, and parks and recreation employees whose duties require them to drive maintenance vehicles and equipment shall be exempt from the limitations set forth in this section. All persons operating any vehicle in a park or recreation facility upon roadways designated and maintained for vehicular traffic must operate such vehicle in a safe manner and

must obey all posted speed limits and traffic signs. It shall be a violation of this article for any person to operate any vehicle in a park and/or recreation facility at an excessive speed, in a reckless and unsafe manner, or in violation of posted traffic signs.

Sec. 28-36. - Parking restricted.

It shall be unlawful to park a vehicle in a park or recreation facility except in those areas designated by the appropriate signs as vehicle parking areas or in marked parking spaces. It shall be unlawful to leave a vehicle standing or parked in a park or recreation facility during hours when the park or recreation facility is closed. It is unlawful for any person to park a vehicle in a parking space or location designated for handicapped parking unless the vehicle properly displays a handicapped parking permit. In all such instances, the vehicle may be towed and impounded from the park or recreation facility at the owner's expense.

Sec. 28-37. - Parking limited to park and recreation facility users.

It shall be unlawful for any person to park in a park or recreation area if the owner of the vehicle is not utilizing the park or recreation facility unless authorized by the director or the director's agent. It shall be unlawful for persons to congregate within a parking area of a park or recreation facility so as to disrupt traffic or other persons, or so as to create a safety hazard.

Sec. 28-38. - Commercial activity restricted.

It shall be unlawful for any person to sell or offer for sale any merchandise or operate or attempt to operate a concession or engage in any commercial activity in a park or recreation facility unless approved by permit, by the director or the director's agent.

Sec. 28-39. - Hours open to public restricted.

- (a) It shall be unlawful for any person or vehicle to enter or be within a park or recreation facility outside of the posted hours of operation unless approved by permit, by the director or unless such person is participating in authorized and scheduled programs, classes, special events or meetings.
- (b) Park hours of operation are sunrise until 11:00 p.m., or sunrise to sunset, as determined by the park designation, unless posted otherwise as authorized by the director.

Sec. 28-40. - Golfing regulated.

It shall be unlawful for any person to practice, play or otherwise participate in the game of golf, except at a park or recreation facility designated for such use and only in accordance with the rules, regulations and restrictions promulgated by the director or the director's agent.

Sec. 28-41. - Swimming and watercraft regulated.

- (a) It shall be unlawful for any person not to leave a swimming area when so directed by a lifeguard on duty or not to cease any activity which would be hazardous to others when so directed by a lifeguard. It is unlawful for any person to engage in any activity within a swimming pool or swimming area that could cause injury or damage to a person or to other persons using the swimming facility.
- (b) It shall be unlawful for any person to launch or travel in watercraft, swim, bathe or wade in any body of water in a park or recreation facility unless designated for such use and then only in accordance with the rules, regulations and restrictions promulgated and posted at the recreation area.

Sec. 28-42. - Violation of facility regulations.

It shall be unlawful for any person to violate any rules or regulations relating to the use of the park or recreation facility as established by the director or by the City of Lawrenceville Council.

Sec. 28-43. - Animals.

(1) Animals Restricted

- (a) It shall be the duty of every animal owner or custodian whose animal is in a park or recreation facility to have physical control of the animal by leash or lead line at all times unless in designated dog park areas where off leash is permitted or approved otherwise, by permit, by the director or the director's agent. It shall be unlawful for any person with an animal, other than service animals (such as guide dogs) as necessary, to access areas of a park or recreation facility which are restricted to animals. It shall be the duty of every animal owner or custodian of any animal whose animal is in a park or recreation facility to immediately and properly dispose of solid waste deposited by the animal, except for horses on designated equestrian trails.
- (b) It shall be the duty of every animal owner or custodian of any animal whose animal is in a recreation facility to have in their possession proof of a current rabies vaccination as required by State law for their animal. It shall be the duty of every horse owner or

custodian whose horse is in a park or recreation facility to have in their possession proof of a current negative Coggins test vaccination as required by State law for their horse.

- (c) It shall be the duty of every animal owner or custodian of such animal in a park or recreation facility to immediately remove from such park or recreation facility such animal upon such animal exhibiting aggressive behavior toward any person or toward any other domesticated animal. For the purposes of this subsection, aggressive behavior includes, but is not limited to, barking, growling, baring of teeth or fangs, biting or attempts to bite, or any other behavior that could reasonably be expected to scare or intimidate any person or domesticated animal and includes but is not limited to pinning down or attacking.
- (d) This section shall be equally enforceable by any authorized law enforcement officer as well as Animal Control Officers.

(2) Dog Park Rules

- (a) Animal Control Officers shall have the right to enforce any and all provisions of these rules by removing the dog from the dog park or from the larger park wherein the dog park is contained. Animal control officers also have the right to issue warnings and citations for enforcement of these provisions. In the discretion of the Animal Control Officer, a dog may also be permanently banned from the dog park and/or be required to wear a cage-style muzzle to the dog park, if the Animal Control Officer deems the muzzle and/or the ban necessary to protect the public safety.
- (b) The following are prohibited in the dog park and will subject a dog to removal from the park, and will subject the dog owner and/or handler to the issuance of a warning or citation from an Animal Control Officer.
 - (i) A dog who has or appears to have a contagious health condition;
 - (ii) A dog who is exhibiting aggressive behavior as described herein in Section 28-43(1)(c) toward a person or other dog;
 - (iii) A dog who while unprovoked, has inflicted any physical injury on a person or another dog while in the dog park, or while in the larger park wherein the dog park is contained;
 - (iv) A dog wearing one or any combination of the following collars: spiked, choke or pronged;
 - (v) Any dog on a leash that is longer than six (6) feet in length or on a retractable leash;
 - (vi) A dog that is in heat;

- (vii) A dog that is less than six (6) months old;
 - (viii) Dog treats or any type of food;
 - (ix) Dog toys or any type of toys;
 - (x) Vehicles or bicycles;
 - (xi) Glass containers;
 - (xii) Excessive barking such that another user of the dog park complains to the park staff or to an Animal Control Officer, or if witnessed by an Animal Control Officer without any such complaint;
 - (xiii) Digging holes;
 - (xiv) Any animal other than a dog;
 - (xv) Any child under the age of ten (10) years.
- (c) The dog owner or handler must closely supervise their dog in order to prevent injuries to another person or dog. The owner or handler must hold the dog's leash at all times, to enable the dog to be under their control.
- (d) If the dog park contains more than one area for dogs such that there are two (2) separate fenced areas one designated for "Small Dogs" and the other designated for "Large Dogs" owners and handlers shall abide by any guidelines for dog weight and/or height noted on those signs in relation to which area their dog may use for recreation.
- (e) Any child between the ages of ten (10) and sixteen (16) who is in the dog park must be accompanied and properly supervised by an adult.
- (f) No more than two (2) dogs are permitted to be brought into the dog park by any one owner or handler.
- (g) All dogs in the dog park must wear a collar at all times, with the current rabies tag attached.
- (h) City of Lawrenceville, its agents and employees are not liable for any injuries sustained by any dog or person in the use of any dog park. All persons and dogs enter and use the dog park at their own risk.

Sec. 28-44. - Pyrotechnics restricted.

It shall be unlawful for any person to possess, display, use, set off or attempt to ignite any firecracker, fireworks, smoke bombs, rockets, black powder guns or other pyrotechnics, unless approved by written permit by the director or the director's agent.

Sec. 28-45. - Engine powered models or toys restricted.

It shall be unlawful for any person to start, fly or use any fuel powered engine, jet-type or electric powered model aircraft, drone, boat or rocket or like powered toy or model, except at those areas designated by the director for such use and then only in accordance with such rules, regulations and restrictions promulgated by the director or the director's agent.

Sec. 28-46. - Launching hot air balloons and hobby rockets restricted.

It shall be unlawful for any person to launch hot air balloons and hobby rockets from a park or recreation facility unless approved by written permit by the director or the director's agent.

Sec. 28-47. - Park and recreation facility restrictions.

It shall be unlawful for anyone to enter a locked or closed park or recreation facility, including any sports field (by field closed signage), unless approved by permit, by the director or the director's agent.

Sec. 28-48. - Use or possession of controlled substance.

No person shall possess or use any drug or any other controlled substance, as defined in the laws of this state, except as permitted by the laws of this state, in any park or recreation facility.

Sec. 28-49. - Camping.

It shall be a violation of this article for persons to camp in a park or recreation facility, except at sites or areas specifically designated for camping within the park or recreation facility, and unless such person has first purchased or obtained a permit to camp in the park or recreation facility from the director or his designee.

Sec. 28-50. – Use of Tobacco prohibited.

It shall be a violation of this article for persons to use any form of tobacco including E-Cigarettes and smokeless tobacco at any City or County owned or operated indoor and/or outdoor recreational facilities, including but not limited to the restrooms, athletic fields, beaches, aquatic areas, parks, walking/hiking trails, agency owned vehicles, bodies of water, spectator and concession areas.

Sec. 28-51. - Hunting and trapping prohibited.

It shall be a violation of this article for any person to hunt or trap animals, or attempt to hunt or trap animals, within a park or recreation facility except where the director or the director's agent has authorized said action to remove said animals from within a county owned or operated park or recreation facility.

Secs. 28-52—28-75. - Reserved.

ARTICLE III. - PERMITS

Sec. 28-76. - Guidelines for issuance.

Permits for special events in a park or recreation facility shall be obtained by application to the director or employees under the direction of the director. Guidelines for the issuance of permits by the director include:

- (1) That the proposed activity or use of the park or recreation facility will not unreasonably interfere with or detract from the enjoyment of the park or recreation facility;
- (2) That the proposed activity or use of the park or recreation facility will not unreasonably interfere or detract from the promotion of public health, welfare, safety and recreation of a park or recreation facility;
- (3) That the proposed activity or use of the park or recreation facility is not reasonably anticipated to incite violence, crime, or disorderly conduct;
- (4) That the proposed activity or use of the park or recreation facility will not entail unusual, extraordinary, or burdensome expenses or policy operation by the city or the county;
- (5) That the proposed activity or use of the park or recreation facility will not conflict with existing parks and recreation services;
- (6) That the proposed activity or use of the park or recreation facility desired has not been reserved for other use;
- (7) That the permitting person or persons will abide by all other state, county, city and parks and recreation laws, ordinances, rules and regulations and shall be liable for any loss, damage, or injury sustained by any person whatsoever by reason of negligence of the person or persons to whom such permit shall have been issued;
- (8) That the director or the director's agent shall have the authority to revoke any permit upon the finding of a violation of any laws, ordinances, rules or regulations or upon good cause shown; and

- (9) Persons may apply for a permit for a proposed activity or use of the park or recreation facility under the following categories: picnicking, fundraising, special event, food service for approved activities, and park or recreation facility rentals.

IT IS SO ORDAINED, this 25th day of January, 2021.

A handwritten signature in blue ink, appearing to read "D. R. Still", written over a horizontal line.

David R. Still, Mayor

Attest:

A handwritten signature in blue ink, appearing to read "Karen Pierce", written over a horizontal line.

Karen Pierce, City Clerk

ORDINANCE ADM-ORD-2021-1

2021 ELECTION – APPOINTMENTS/QUALIFYING DATES & FEES

WHEREAS, the regularly scheduled municipal election for the City of Lawrenceville is scheduled for November 2, 2021; and

WHEREAS, the terms of offices for; Post 3, currently held by Council Member Robert Clark; and Post 4 currently held by Council Member Keith Roche end on January 1, 2022 and their successors are required to be elected in the municipal election scheduled for November 2, 2021; and

WHEREAS, it is necessary for the City Council to fix and publish the qualifying fees for these offices and to make other provisions for the municipal election; and

WHEREAS, the Georgia Municipal Election Code requires that the Mayor and Council appoint certain officials prior to the election, including a Superintendent, Chief Registrar, and an Absentee Ballot Clerk; and

WHEREAS, the Election Superintendent shall take such action as is necessary to properly call the municipal election scheduled for November 2, 2021, including, but not limited to, properly publishing a public notice to notify the public of said election. The City Clerk and/or the Election Superintendent shall take such other actions as necessary and appropriate to make certain that the election is conducted in accordance with, and in conformity with, the laws of the State of Georgia, the Lawrenceville City Charter and Lawrenceville Ordinances.

NOW THEREFORE, the City Council of the City of Lawrenceville hereby ordains that City Clerk Karen Pierce is hereby appointed to the position of Municipal Superintendent; the Gwinnett Board of Registration and Elections is hereby appointed as Chief Registrar; Amanda Harp is hereby appointed as Assistant Superintendent and Absentee Ballot Clerk. The Assistant Absentee Ballot Clerks, Poll Manager and Assistant Poll Manager and Poll Workers to be appointed by the Superintendent of Elections at a later date.

THE CITY COUNCIL OF THE CITY OF LAWRENCEVILLE FURTHER ORDAINS that all persons desiring to run for the offices of City Council Members shall qualify in the office of the City Clerk of the City of Lawrenceville located at 70 South Clayton Street, Lawrenceville, Georgia 30046, beginning at 8:30 a.m. on Monday, August 16th 2021 and ending at 4:30 p.m. on Wednesday, August 18th 2021. Those who desire to run for the position of Council Member shall pay a qualifying fee of \$306.00. When qualifying, the candidate shall designate whether they seek the position of Council member presently held by the incumbents; Robert Clark, (Post 3), or

Keith Roche (Post 4). All qualifying fees shall be paid at the time of qualifying and shall be paid by cash or check.

IT IS SO ORDAINED this 25th day of January 2021.



David R. Still, Mayor

ATTEST:



Karen Pierce, City Clerk

ORDENANZA _____

ELECCIÓN 2021 - NOMBRAMIENTOS / FECHAS Y TARIFAS DE CALIFICACIÓN

CONSIDERANDO que las elecciones municipales programadas regularmente para la ciudad de Lawrenceville están programadas para el 2 de noviembre de 2021; y

CONSIDERANDO, que los términos de los cargos para; Puesto 3, actualmente ocupado por el concejal Robert Clark; y puesto 4 actualmente ocupado por el concejal Keith Roche terminan en Enero 1, 2022 y sus sucesores deben ser elegidos en las elecciones municipales programadas para el 2 de noviembre de 2021; y

CONSIDERANDO que es necesario que el Concejo Municipal fije y publique las tarifas de calificación para estos cargos y tome otras disposiciones para la elección municipal; y

CONSIDERANDO que el Código de Elecciones Municipales de Georgia requiere que el Alcalde y el Concejo designen a ciertos funcionarios antes de la elección, incluyendo un Superintendente, un Registrador Jefe y un Secretario de Votación en Ausencia; y

CONSIDERANDO que el Superintendente de Elecciones tomará las medidas necesarias para convocar correctamente las elecciones municipales programadas para el 2 de noviembre de 2021, incluyendo pero sin limitarse a la publicación adecuada de un aviso público para notificar al público de dicha elección. El Secretario de la Ciudad y / o el Superintendente de Elecciones tomarán las otras acciones necesarias y apropiadas para asegurarse de que la elección se lleve a cabo de acuerdo y en conformidad con las leyes del Estado de Georgia, los Estatutos de la Ciudad de Lawrenceville y las Ordenanzas de Lawrenceville.

AHORA POR LO TANTO, el Concejo Municipal de la Ciudad de Lawrenceville por la presente ordena que la Secretaria Municipal Karen Pierce se designe por la presente para el cargo de Superintendente Municipal; por la presente se designa a la Junta de Registro y Elecciones de Gwinnett como Registrador Jefe; Por la presente se designa a Amanda Harp como Asistente del Superintendente y Secretaria de Votación en Ausencia. Los secretarios auxiliares de votación en ausencia, el director de votación y el director de votación auxiliar y los trabajadores electorales serán nombrados por el Superintendente de Elecciones en una fecha posterior.

EL CONSEJO DE LA CIUDAD DE LAWRENCEVILLE ADEMÁS ORDENA que todas las personas que deseen postularse para los cargos de Miembros del Concejo Municipal deberán calificar en la oficina del Secretario Municipal de la Ciudad de Lawrenceville ubicada en 70 South Clayton Street, Lawrenceville, Georgia 30046, comenzando a las 8:30 am el Lunes 16 de Agosto de 2021 y terminando a las 4:30 pm el Miércoles 18 de Agosto de 2021. Aquellos que deseen postularse para el puesto de Miembro del Consejo deberán pagar una tarifa de calificación de \$ 306.00. Al calificar, el candidato deberá designar si busca el puesto de miembro del Consejo que ocupa actualmente el titular; Robert Clark, (Puesto 3) o Keith Roche

(Puesto 4). Todas las tarifas de calificación se pagarán en el momento de la calificación y se pagarán en efectivo o cheque.

ASÍ SE ORDENA el día 25 de enero de 2021.

— S —

David R. Still, Alcalde

DOY FE:

— S —

Karen Pierce, Secretaria Municipal