

City of Cumming
Regular Meeting Agenda
September 17, 2019

I. Meeting Called to Order-Troy Brumbalow, Mayor.

II. Invocation

III. Pledge to Flag

IV. Consider Agenda for Adoption

V. Consider for adoption the following meeting minutes:

A. Work Session Meeting of September 3, 2019

VI. Acknowledgements, Proclamations, Resolutions, etc.

A. Retired Educators Day

B. Disabled Veterans Day

VII. Old Business- None

VIII. New Business

A. Administration

1. Appointment of New Member to Downtown Development Authority and
Development Authority

B. Planning and Zoning

1. Transfer of Alcohol License- Country Corner Citgo

2. Annexation #2019372- Forsyth County Board of Education

3. Annexation #2019373- Williams Estate

IX. Announcements

A. Upcoming Fairgrounds Events

1. Fridays at the Fairgrounds- Sept. 20, 5-10 p.m.

2. Farmers' Market Last Day of Season- Sept. 28

3. Cumming Country Fair & Festival- Oct. 3-13

X. Executive Session (If Needed)

XI. Adjourn.

**CITY OF CUMMING
COUNCIL MINUTES
REGULAR MEETING
SEPTEMBER 17, 2019**

I. There was a regular meeting of the Mayor and Council of the City of Cumming on Tuesday, September 17, 2019, at 6:00 P.M., at City Hall in Cumming, Georgia. The Mayor and all Council Members were properly notified as required by law and all were present. Mayor Troy Brumbalow presided over the meeting and called the meeting to order.

II. Invocation: Mayor Brumbalow asked Mr. Phil Higgins to deliver the invocation.

III. Pledge to the Flag. Mayor Brumbalow led everyone in the Pledge to the American Flag.

IV. Consider Agenda for Adoption A motion was made by Chad Crane, seconded by Jason Evans, and unanimously passed to approve the agenda as presented.

V. Consider for adoption the following meeting minutes: A. Work Session Meeting of September 3, 2019: A motion was made by Lewis Ledbetter, seconded by Chad Crane, and unanimously passed to approve the minutes of the Work Session Meeting of September 3, 2019 as presented.

VI. Acknowledgements, Proclamations, Resolutions, etc.- A. Retired Educators Day- Mayor Brumbalow read aloud and presented a proclamation proclaiming November 3, 2019 as **Retired Educators Day** in the City of Cumming.

B. Disabled Veterans Day- Mayor Brumbalow read aloud a proclamation proclaiming June 30th as **Disabled Veterans Day** in the City of Cumming, Georgia.

VII. Old Business- None

VIII. New Business A. Administration 1. Appointment of New Member to Downtown Development Authority and Development Authority- Mayor Troy Brumbalow recommended appointing Mr. David Evans to replace current member Eric Bennett on the Downtown Development Authority and Development Authority. A motion was made by Christopher Light, seconded by Chad Crane, and unanimously passed to replace Eric Bennett on the Downtown Development Authority and Development Authority with Mr. David Evans.

B. Planning and Zoning- 1. Transfer of Alcohol License- Country Corner Citgo- City of Cumming Code Enforcement Officer Lenny Mancinelli explained that Diamond Citgo

LLC/ Sreenivasa Lokasani has applied for a change of ownership for the business of Country Corner Citgo located at 602 Dahlonega Street, Cumming, GA 30040. Diamond Citgo and Mr. Lokasani have met all the requirements of the application transfer process and have paid all fees due the City. Mr. Mancinelli recommended that the applicant be granted the requested license transfer request. A motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to approve the license transfer for Country Corner Citgo.

2. Annexation #2019372- Forsyth County Board of Education The following staff report was read into record: *The property owner has made application to annex and rezone to Institutional (INST), 11.881 acres, more or less, for the purpose of constructing additional education facilities on their property. The subject property is currently vacant and is zoned County Agricultural (A-1). Of the 29.951, more or less, which the FCBOE owns, this is the remaining portion which is not in the city limits. The rezoning to INST is in conformance with the City Future Land Use Plan. Forsyth County stated they neither object nor approve of the proposed annexation and indicated they are not aware of any county-owned facilities on the subject property. The Planning Commission held a public hearing on August 20, 2019 and with no opposition present, unanimously recommended approval of the annexation and rezoning to INST with the following condition: 1. All future facilities constructed on the subject property must be permitted, without charge, and inspected by the City Department of Planning & Zoning.*

A motion was made by Linda Ledbetter, seconded by Chad Crane, and unanimously passed to open the public hearing. Mr. Tim Amerson, Director of Facilities Planning, with the Forsyth County Board of Education, stated that this request was to bring the entire tract of FCBOE property into the city limits. No one spoke in opposition. A motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to close the public hearing. A motion was made by Christopher Light, seconded by Jason Evans, and unanimously passed to approve Annexation #2029372- Forsyth County Board of Education with the condition recommended by the Planning Commission.

3. Annexation #2019373- Williams Estate- The following staff report was read into the record: *The property owner has made application to the proper authorities, to annex*

and rezone to Annexed Property (AP) 1.703 acres, more or less, to accompany the 74.15 acres, more or less, which they previously annexed and rezoned to AP on July 16, 2019. This property is part of a land exchange between the Williams Estate and the FCBOE. This property is currently vacant and is zoned County Agricultural (A-1). The rezoning to AP is in conformance with the City Future Land Use Plan. Forsyth County stated they neither object nor approve of the proposed annexation and indicated they are not aware of any county-owned facilities on the subject property. The Planning Commission held a public hearing on August 20, 2019 and with no opposition present recommended approval of the proposed annexation and rezoning, with the following condition: 1. Any future improvements to the annexed property must be approved by the Mayor, or his designated representative, before any grading or building permits are issued.

A motion was made by Christopher Light, seconded by Jason Evans, and unanimously passed to open the public hearing. No one spoke in opposition. A motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to close the public hearing. A motion was made by Jason Evans, seconded by Lewis Ledbetter, and unanimously passed to approve the rezoning and Annexation #202937- Williams Estate with the condition recommended by the Planning Commission.

IX. Announcements

A. Upcoming Fairgrounds Events

1. Fridays at the Fairgrounds- Sept. 20, 5-10 p.m.
2. Farmers' Market Last Day of Season- Sept. 28
3. Cumming Country Fair & Festival- Oct. 3-13

X. Executive Session Mayor Brumbalow stated there was a need for Executive Session to discuss pending and threatened litigation. A motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to recess into Executive Session. After a brief Executive Session, a motion was made by Christopher Light, seconded by Chad Crane, and unanimously passed to open the regular meeting.

XI. Adjourn: A motion was made by Chad Crane, and seconded by Linda Ledbetter to adjourn the meeting.

Approved this 1st day of October, 2019.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Attest:

City Clerk

Councilmember