

**City of Cumming**  
**Regular Meeting Agenda**  
**October 15, 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 October 1, 2019
- VI. Acknowledgements, Proclamations, Resolutions, etc.
  - A. Hispanic Heritage Month Proclamation
- VII. Old Business- None
- VIII. New Business
  - A. Parks and Recreation
    - 1. Request to Purchase New Vehicle
  - B. Planning and Zoning
    - 1. Rezoning Application #2018320- Central Forsyth Properties (Public Hearing)
    - 2. Request for Administrative Variance- Forsyth County Board of Education
  - C. Utilities
    - 1. Bid Results- Ronald Reagan Boulevard Pump Station Auger Monster
    - 2. Request to Advertise for Bids- Ventura Drive Gravity Sewer Extension
- IX. Announcements
  - A. Due to Election Day falling on November 5, 2019, the November Work Session will be held on Wednesday, November 6, 2019.
  - B. Upcoming Fairgrounds Events
    - 1. Cumming Scare Fair- Oct. 18, 19, 25, 26; 7-11 p.m. nightly
    - 2. Forsyth County Trunk or Treat Event- Oct. 19, 4-9 p.m.
    - 3. Fast Pace Race for Prostate Cancer Research- Oct. 26, 7 a.m.
    - 4. Wounded Warrior Cornhole Tournament- Oct. 26, 3-7 p.m.
- X. Executive Session (If Needed)
- XI. Adjourn.

**CITY OF CUMMING  
COUNCIL MINUTES  
REGULAR MEETING  
OCTOBER 15, 2019**

**I.** There was a regular meeting of the Mayor and Council of the City of Cumming on Tuesday, October 15, 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 with the exception of Councilman Christopher Light. 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 Linda Ledbetter and seconded by Lewis Ledbetter to approve the agenda as presented. The motion carried 4-0 with Councilman Christopher Light absent.

**V. Consider for adoption the following meeting minutes: A. Work Session Meeting of October 1, 2019:** A motion was made by Lewis Ledbetter and seconded by Chad Crane to approve the minutes of the Work Session Meeting of October 1, 2019 as presented. The motion carried 4-0 with Councilman Christopher Light absent.

**VI. Acknowledgements, Proclamations, Resolutions, etc.- A. Hispanic Heritage Month Proclamation-** Mayor Brumbalow read aloud and presented a proclamation proclaiming September 15 thru October 15, 2019 as **Hispanic Heritage Month** in the City of Cumming.

**VII. Old Business- None**

**VIII. New Business A. Parks and Recreation 1. Request to Purchase New Vehicle-** Recreation Director Greg Little stated that the Cumming Recreation and Parks Department has solicited bids for 2019 standard cab, two-wheel drive pickup to replace a 2006 Ford Ranger. This was a 2019 budgeted item. Three bids were received ranging from \$21,183.00 to \$25,653.00. It is the recommendation of the Recreation and Parks Department to accept the low bid from Billy Howell Ford. A motion was made by Lewis Ledbetter and seconded by Linda Ledbetter to authorize the purchase of a 2019 standard cab, two-wheel drive

pickup from Billy Howell Ford for the low bid of \$21,183.00. The motion carried 4-0 with Councilman Christopher Light absent.

**B. Planning and Zoning- 1. Rezoning Application #2018320- Central Forsyth Properties (Public Hearing)** Planning Director, Scott Morgan read the staff report as follows: *The agent had made application, on behalf of the property owners, to rezone 55.60 acres, more or less, from a combination of Restricted Industrial (M-1) and Highway Business (HB) to Planned Unit Development (PUD), for the purpose of developing a mixed-use project, including: retail/flex space, self-storage units, senior living units, leasable residential units, single-family homes, attached townhomes, residential amenity, civic space, community amenity/green space and an extension of Buford Dam Road, as a main thoroughfare through the project, to Veterans Memorial Boulevard. This proposed rezoning is in conformance with the City's Future Land Use Plan (Mixed Use). The agent has previously submitted zoning conditions, exhibits and a zoning plan (ZP-15), illustrating the various uses proposed within the project. These recently-submitted zoning conditions have been reviewed and revised, but may require further revision between the City and the applicant. Staff recommends approval of the rezoning application to PUD, according to the revised zoning conditions and the zoning plan ZP-15.*

*The Planning Commission held a public hearing for this requested rezoning on August 19 and listened to public comment. On September 17, after revisiting zoning conditions, they voted unanimously to recommend approval of the PUD, with the above-referenced zoning conditions, exhibits and plan.*

A motion was made by Linda Ledbetter and seconded by Jason Evans to open the public hearing. The motion carried 4-0 with Councilman Christopher Light absent.

Representing the applicant, Mr. Emory Lipscomb asked if anyone present had any questions about the project. No one spoke for or against Rezoning Application #2018320.

A motion was made by Jason Evans and seconded by Chad Crane to close the public hearing. The motion carried 4-0 with Councilman Christopher Light absent. A motion was made by Jason Evans and seconded by Chad Crane to table any action on Rezoning Request # 2018320- Central Forsyth Properties, LLC until the November 6, 2019 Work Session.

The motion carried 4-0 with Councilman Christopher Light absent.

## **2. Request for Administrative Variance-Forsyth County Board of Education**

Planning Director Scott Morgan explained that FCBOE Facilities Planning has requested an administrative height variance, from our Department, for their new Academy of Creative Education (see attached). Given the proposed building height, plus a roof-top equipment screen, the total height will be 50'. In our Institutional Zoning District, the height limit is 40'. Given the location of the building and the need to protect the roof-top equipment, staff recommends approval of the administrative height variance, as requested.

A motion was made by Jason Evans and seconded by Chad Crane to approve the ten (10) feet height variance for the FCBOE Academy of Creative Education. The motion carried 4-0 with Councilman Christopher Light absent.

C. Utilities 1. Bid Results- Ronald Reagan Boulevard Pump Station Auger Monster: Utilities Director Jon Heard explained that five (5) bids had been received for the Pump Station Auger Monster ranging from \$473,950.00 to \$582,000.00. The Department of Utilities recommends to accept the low bid from Reynolds Construction of Georgia, LLC. A motion was made by Linda Ledbetter and seconded by Jason Evans to award the bid for the Ronald Reagan Boulevard Pump Station Auger Monster to Reynolds Construction, LLC for the low bid of \$473,950.00. The motion carried 4-0 with Councilman Christopher Light absent.

2. Request to Advertise for Bids- Ventura Drive Gravity Sewer Extension- Director of Utilities Jon Heard requested to advertise for bids the Ventura Drive Gravity Sewer Extension Project. A motion was made by Linda Ledbetter and seconded by Chad Crane to authorize the Department of Utilities to advertise for bids the Ventura Drive Gravity Sewer Extension. The motion carried 4-0 with Councilman Christopher Light absent.

## **IX. Announcements**

A. Due to Election Day falling on November 5, 2019, the November Work Session will be held on Wednesday, November 6, 2019.

B. Upcoming Fairgrounds Events

1. Cumming Scare Fair- Oct. 18, 19, 25, 26; 7-11 p.m. nightly
2. Forsyth County Trunk or Treat Event- Oct. 19, 4-9 p.m.
3. Fast Pace Race for Prostate Cancer Research- Oct. 26, 7 a.m.
4. Wounded Warrior Cornhole Tournament- Oct. 26, 3-7 p.m.

**X. Executive Session** Mayor Brumbalow stated there was a need for Executive Session to discuss property acquisition. A motion was made by Linda Ledbetter and seconded by

Jason Evans to recess into Executive Session. The motion carried 4-0 with Councilman Christopher Light absent. After a brief Executive Session, a motion was made by Linda Ledbetter and seconded by Chad Crane to open the regular meeting. The motion carried 4-0 with Councilman Christopher Light absent.

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

**Approved this 6th day of November, 2019.**

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**Mayor**

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**Councilmember**

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**Councilmember**

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**Councilmember**

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**Councilmember**

**Attest:**

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**City Clerk**

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**Councilmember**