

**City of Cumming**  
**Work Session Agenda**  
**August 4, 2020**

- 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. Regular Meeting of July 21, 2020
  - B. Executive Session Meeting of July 21, 2020
- VI. Acknowledgements, Proclamations, Resolutions, etc.
- VII. Old Business
  - A. Planning & Zoning
    - 1. Amendment to Zoning Ordinance (Public Hearing)
- VIII. New Business
  - A. Administration
    - 1. Central Forsyth Properties- Contract for Buford Dam Road Extension Project
    - 2. Land Donation- Roberts Properties- **Removed**
  - B. Planning & Zoning
    - 1. Alcohol License Application- Annunziata's Pizza & Pasta
  - C. Municipal Court
    - 1. Fee Ordinance
  - D. Utilities
    - 1. Ground Lease- State of Georgia Properties Commission
- IX. Announcements
- X. Executive Session (If needed)
- XI. Adjourn.

**CITY OF CUMMING  
COUNCIL MINUTES  
WORK SESSION  
August 4, 2020**

**I.** There was a Work Session meeting of the Mayor and Council of the City of Cumming on Tuesday, August 4, 2020, 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 Chad Crane. 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-** Mayor Brumbalow requested to remove under New Business, A. Administration 2. Land Donation- Roberts Properties. A motion was made by Christopher Light and seconded by Jason Evans to remove the item requested by Mayor Brumbalow and adopt the remainder of the agenda as presented. The motion carried 4-0 with Chad Crane absent.

**V. Consider for adoption the following meeting minutes: A. Regular Council Meeting of July 21, 2020:** A motion was made by Christopher Light and seconded by Jason Evans to approve the minutes of the Regular Council Meeting of July 21, 2020 as presented. The motion carried 4-0 with Chad Crane absent.

**B. Executive Session Meeting of July 21, 2020:** A motion was made by Christopher Light and seconded by Jason Evans to approve the minutes of the Executive Session Meeting of July 21, 2020 as presented. The motion carried 4-0 with Chad Crane absent.

**VI. Acknowledgements, Proclamations, Resolutions, etc.**

**VII. Old Business- A. Planning & Zoning 1. Amendment to Zoning Ordinance**

**(Public Hearing)** City Attorney Kevin Tallant presented the following: **AN**

**ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF CUMMING, GEORGIA, TO REGULATE USES IN THE CENTRAL BUSINESS DISTRICT (CBD); TO REGULATE AND FURTHER DEFINE SITUATIONS CREATING LEGAL NON-CONFORMING USES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

A motion was made by Christopher Light and seconded by Jason Evans to open the public hearing for the Amendment to Zoning Ordinance. The motion carried 4-0 with Chad Crane absent. No one spoke in opposition. A motion was made by Jason Evans and seconded by Christopher Light to close the public hearing. The motion carried 4-0 with Chad Crane absent. A motion was made by Jason Evans and seconded by Linda Ledbetter to approve the Amendment to the Zoning Ordinance. The motion carried 4-0 with Chad Crane absent.

**VIII. New Business A. Administration: 1. Central Forsyth Properties- Contract for Buford Dam Road Extension Project** City Attorney Kevin Tallant presented the contract to proceed with the extension of Buford Dam Road from its current terminus at Atlanta Road in Cumming, Georgia, to a new terminus at Veterans Memorial Boulevard and to install thereunder a water line and stormwater drainage line. A motion was made by Jason Evans and seconded by Joey Cochran to authorize Mayor Brumbalow to sign the necessary documents to execute the contract for the Buford Dam Road Extension Project only after the City is provided the final engineering design for the road extension. The motion carried 3-0 with Christopher Light recused and Chad Crane absent.

**2. Land Donation- Roberts Properties: Removed from agenda**

**B. Planning & Zoning: 1. Alcohol License Application- Annunziata's Pizza & Pasta-** Code Enforcement Officer Lenny Mancinelli stated that the Department of Planning and Zoning had received an Alcoholic Beverage License application for the sale of malt beverages and wine for consumption on the premises for the business of Annunziata's Pizza & Pasta located at 111 W Courthouse Square, Cumming, GA. A background check was conducted on the license applicant, Gregg Motielall, and no issues were found to deny the applicant the license. Additionally, the applicant has met all the requirements of the application process and has paid all fees due the City. It is the recommendation of the Department of Planning and Zoning that the applicant be granted the requested license stated Mancinelli. A motion was made by Linda Ledbetter and seconded by Jason Evans to approve the Alcohol License for Annunziata's Pizza & Pasta for the sale of malt beverages and wine for consumption on the premises. The motion carried 4-0 with Chad Crane absent.

**C. Municipal Court: 1. Fee Ordinance:** City Attorney Kevin Tallant presented the following: **AN ORDINANCE OF THE CITY OF CUMMING, GEORGIA TO**

**PROVIDE FOR THE ASSESSMENT AND PAYMENT OF AUTHORIZED COSTS RELATED TO MUNICIPAL COURT MATTERS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

The initial processing fee would be \$12/case and would be adjusted annually according to the number of cases processed. A motion was made by Christopher Light and seconded by Linda Ledbetter to adopt the revised Fee Ordinance for the Cumming Municipal Court.

**D. Utilities: 1. Ground Lease- State of Georgia Properties Commission:** City Attorney Kevin Tallant presented the proposed Ground Lease between the City of Cumming and the State of Georgia Properties Commission for the placement of the Cumming Utilities' two-million-gallon water storage tank, concrete detention pond, water and stormwater drainage improvements, paving and fencing. The annual lease payment would be \$10,600.00 payable to the State of Georgia Properties Commission. A motion was made by Christopher Light and seconded by Joey Cochran to approve the Ground Lease with the State of Georgia Properties Commission. The motion carried 4-0 with Chad Crane absent.

**IX. Announcements-none**

**X. Executive Session** Mayor Brumbalow stated there a need to have Executive Session to discuss personnel and property lease or acquisition. A motion was made by Jason Evans and seconded by Linda Ledbetter to recess into executive session.

Councilman Chad Crane attended the Executive Session. After a brief executive session, a motion was made by Christopher Light, seconded by Linda Ledbetter and unanimously passed to reopen the regular meeting.

**XI. Adjournment:** A motion was made by Chad Crane, seconded by Jason Evans, and unanimously passed to adjourn the meeting.

**Approved this 18<sup>th</sup> day of August, 2020.**

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**Mayor**

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**Councilmember**

**Councilmember**

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**Councilmember**

**Councilmember**

**Attest:**

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**City Clerk**

**Councilmember**