

City of Cumming
Regular Meeting Agenda
July 19, 2022

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 June 21, 2022

B. Add-on: Executive Session Minutes of June 21, 2022

VI. Acknowledgements, Proclamations, Resolutions, etc.

VII. Old Business

A. Utilities

1. Water Storage Subcontract-State of Georgia and City of Cumming/Forsyth County

VIII. New Business

A. Administration

1. Report of Proposals-Resurfacing of Buford Dam Road

B. Utilities

1. Report of Proposals-Renovation and Painting of South Ridge Tanks
2. Report of Proposals-Lanier 400 Parkway Water Booster Station and Elevated Tank

C. Planning and Zoning

1. Comprehensive Plan Update (Public Hearing)
2. PUD Multi-Family Zoning Condition Update-The Foundry at Mashburn Village (Public Hearing)

IX. Announcements

X. Executive Session (If Needed)

XI. Adjourn.

**CITY OF CUMMING
COUNCIL MINUTES
REGULAR MEETING
JULY 19, 2022**

I. There was a regular meeting of the Mayor and Council of the City of Cumming on Tuesday, July 19, 2022, 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: Mayor Brumbalow requested to add under **V. Consider for Adoption the Following Meeting Minutes: B. Executive Session Minutes of June 21, 2022.** A motion was made by Chad Crane and seconded by Jason Evans to revise the minutes as requested by Mayor Brumbalow and adopt the remainder of the agenda as presented. The motion carried unanimously.

V. Consider for adoption the following meeting minutes: A. Regular Meeting of June 21, 2022: A motion was made by Chad Crane and seconded by Jason Evans to approve the minutes of the Regular Meeting of June 21, 2022 as presented. The motion carried unanimously.

B. Executive Session Minutes of June 21, 2022: A motion was made by Joey Cochran and seconded by Christopher Light to approve the Executive Session Minutes of June 21, 2022. The motion carried unanimously.

VI. Acknowledgements, Proclamations, Resolutions, etc.- none

VII. Old Business: Utilities 1. Water Storage Subcontract- State of Georgia and City of Cumming/Forsyth County: City Attorney Kevin Tallant explained that this is the same agreement presented to the Council back in October 2021. This contract between the State of Georgia, represented by the Environmental Protection Division, and The Forsyth County Board of Commissioner and the City of Cumming allocates water storage space within Lake Sidney Lanier. After some discussion, a motion was made by Joey

Cochran and seconded by Jason Evans to approve the Water Storage Agreement. The motion carried unanimously.

II. New Business- A. Administration: 1. Report of Proposals- Resurfacing of Buford

Dam Road: City Administrator Phil Higgins explained that an RFP was sent out on 05/18/22 for street resurfacing. The results were as follows:

1. Stewart Brothers Paving \$455,444.00
2. Allied Paving Contractors, Inc. \$395,435.00
3. Baldwin Paving \$479,755.38
4. Blount Construction Co. \$418,368.19

After consulting with our engineer and negotiating with the contractors, it is the recommendation of the City staff to recommend the low proposal from Allied Paving Contractors, Inc. Mr. Higgins stated that the City had received \$78,297.23 in GDOT LMIG for paving within the City. A motion was made by Jason Evans and seconded by Chad Crane to approve the low proposal from Allied Paving Contractors, Inc. in the amount of \$395,435.00. The motion carried unanimously.

B. Utilities: 1. Report of Proposals- Renovation and Painting of South Ridge Water

Tanks: The Department of Utilities advertised for RFP's for the Renovation and Painting of the South Ridge Water Tanks. Seven (7) bids were received ranging from \$378,181.50 to \$754,423.00. The Department of Utilities recommends accepting the low proposal from Onyx Blasting and Coatings. A motion was made by Joey Cochran and seconded by Christopher Light to accept the low proposal from Onyx Blasting and Coatings in the amount of \$378,181.50. The motion carried unanimously.

2. Report of Proposals- Lanier 400 Parkway Water Booster Station and Elevated

Tank: The Department of Utilities advertised for RFP's for the Lanier 400 Parkway Water Booster Station and Elevated Tank and received three (3) bids ranging from \$4,426,715.63 to \$4,829,898.00. After a negotiation in the bid price the Department of Utilities recommends accepting the second lowest proposal from Sol Construction, LLC. This was a 2022 budgeted item. The cost will be offset by water and sewer capacity sales from the Sawnee Village Development on Pilgrim Mill Road. A motion was made by Jason Evans and seconded by Chad Crane to accept the second lowest proposal from Sol Construction, LLC in the amount of \$4,497,773.00. The motion carried unanimously.

C. Planning and Zoning- 1. Comprehensive Plan Update (Public Hearing): Planning Director Scott Morgan presented Mr. Jerry Weitz whose firm drafted the 5-year update of the Comprehensive Plan and the Capital Improvement Element Guide as required by the Department of Community Affairs for the City to remain a Qualified Local Government. These public hearings are required before the plan update can be submitted to the Atlanta Regional Commission for further review. A motion was made by Joey Cochran and seconded by Christopher Light to open the public hearing. After some discussion, a motion was made by Christopher Light and seconded by Joey Cochran to close the public hearing. A motion was made by Christopher Light and seconded by Joey Cochran to adopt the resolution to send the Comprehensive Plan update draft to ARC and DCA for their reviews and comments. The motion carried unanimously.

2. PUD Multi-Family Zoning Condition Update- The Foundry at Mashburn Village (Public Hearing): Planning Director Scott and Mayor Brumbalow explained that the Planned Unit Development (PUD) projects, The Foundry at Mashburn Village and 400 Union Apartments, have requested to amend their respective zoning conditions, to allow for a discounted rate for their residential units, to law enforcement officers. A motion was made by Joey Cochran and seconded by Chad Crane to open the public hearing. The motion carried 4-0 with Councilmember Light recused. Representing The Foundry and 400 Union was Mr. Emory Lipscomb who stated his clients were in favor of the change. No other public comments were recorded. A motion was made by Chad Crane and seconded by Jason Evan to close the public hearing. The motion carried 4-0 with Councilmember Light recused. A motion was made by Jason Evans and seconded by Joey Cochran to revise the PUD Multi-Family Zoning Conditions to allow the reduction in rental fees for law enforcement. The motion carried 4-0 with Councilmember Light recused.

IX. Announcements: None

X. Executive Session: Mayor Brumbalow stated there was a need to have Executive Session to discuss threatened litigation. A motion was made by Chad Crane and seconded by Jason Evans to recess into Executive Session. The motion carried unanimously. After a brief Executive Session, a motion was made by Chad Crane and seconded by Jason Evans to reopen the regular meeting. The motion carried 3-0.

XI. Adjourn: A motion was made by Chad Crane and seconded by Jason Evans to adjourn the meeting. The motion carried 3-0.

Approved this 2nd day of August, 2022.

Mayor

Councilmember **Councilmember**

Councilmember **Councilmember**

Attest:

City Clerk **Councilmember**