

City of Cumming
Regular Meeting Agenda
September 19, 2023

- 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 August 15, 2023
 - B. Executive Session Meeting of August 15, 2023
- VI. Acknowledgements, Proclamations, Resolutions, etc.
 - A. Hispanic Heritage Month
 - B. Childhood Cancer Awareness Month
 - C. SAA Artist Chosen for Governor’s “Art of Georgia” Exhibit
- VII. Old Business
- VIII. New Business
 - A. Police
 - 1. Swearing-In of New Officers
 - 2. Swearing-In of Reserve Officers
 - 3. Sargent Promotions
 - B. Planning and Zoning
 - 1. Impact Fee amendment (Public Hearing)
 - C. Utilities
 - 1. Leak Study
 - 2. Bethelview Downs Gravity Sewer Upgrade Contract
 - 3. Security Gate and Fence at Distribution Pipe Yard
- IX. Announcements
 - A. Municipal Election Early Voting begins on October 16, 2023, and ends on November 3, 2023, at the Forsyth County Department of Voter Registrations & Elections, 1201 Sawnee Drive, Cumming, GA 30040. Election Day is November 7, 2023, at Cumming City Hall.
- X. Executive Session (If Needed)
- XI. Adjourn.

**CITY OF CUMMING
COUNCIL MINUTES
REGULAR MEETING
SEPTEMBER 19, 2023**

I. There was a regular meeting of the Mayor and Council of the City of Cumming on Tuesday, September 19, 2023, 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: A motion was made by Joey Cochran and seconded by Jason Evans to adopt the agenda as presented. The motion carried 4-0 with Chad Crane absent.

V. Consider for adoption the following meeting minutes: A. Regular Meeting of August 15, 2023: A motion was made by Joey Cochran and seconded by Jason Evans to approve the minutes of the Regular Meeting of August 15, 2023 as presented. The motion carried 4-0 with Chad Crane absent.

B. Executive Session Meeting of August 15, 2023: A motion was made by Jason Evans and seconded by Joey Cochran to approve the minutes of the Executive Session Meeting of August 15, 2023. The motion carried 4-0 with Chad Crane absent. Chad Crane joined the meeting at 6:05 pm.

VI. Acknowledgements, Proclamations, Resolutions, etc.: A. Hispanic Heritage Month- Mayor Brumbalow read aloud a proclamation proclaiming September 15 through October 15, 2023 as National Hispanic Heritage Month in the City of Cumming.

B. Childhood Cancer Awareness Month: Mayor Brumbalow read aloud a proclamation proclaiming the week of September 25 through September 29, 2023 as Childhood Cancer Awareness Week in the City of Cumming in support of the American Cancer Society's "School vs. Cancer" program and Relay for Life.

C. SAA Artists Chosen for Governor's "Art of Georgia" Exhibit: Mayor Brumbalow read aloud a proclamation recognizing the four local Sawnee Association of the Arts

members whose art was selected for the “Art of Georgia” exhibit. Taylor Hess, Vicki Gladden, Bert Grant and Dianne Lacefield, are the artists whose art will be on display in the Office of the Governor in the Georgia Capitol as well as the Governor’s Mansion.

VII. Old Business: None

VIII. New Business: A. Police: 1. Swearing- In of New Officers: Cumming Chief of Police P.J. Girvan administered the Oath of Office for new officers: Michael Bernieri, Raed ElMansy, Julian Lee-Foon and Gabe Bunch.

2. Swearing- In of Reserve Officers: Cumming Chief of Police P.J. Girvan administered the Oath of Office for Reserve Officers: Patrick Kane and Nina Lee.

3. Sargent Promotions: Cumming Chief of Police P.J. Girvan recognized the following officers for their promotion to Sargent: Jonathan Fitzpatrick, Tyler Burns and Shaw Bowman.

B. Planning and Zoning: 1. Impact Fee Amendment (Public Hearing): City Attorney Kevin Tallant presented an ordinance to amend the Impact Fee Ordinance of the City of Cumming. He explained that as part of the LOST agreement, the City of Cumming and Forsyth County entered into an intergovernmental agreement regarding the collection and distribution of impact fees for library, fire, and emergency services.

A motion was made by Jason Evans and seconded by Christopher Light to open the public hearing. The motion carried unanimously. No one spoke in favor of or opposition to the Impact Fee Amendment. A motion was made by Jason Evans and seconded by Joey Cochran to close the public hearing. The motion carried unanimously.

C. Utilities: 1. Leak Study: The Department of Utilities budgeted to perform leak detection on 1/3 of the water system as per state water loss requirements. The Department advertised for proposals (RFP) for this service on the State Procurement Website and received the following five (5) proposals:

1. American Leak Detection	\$49,500.00
2. Consulting Engineering, Inc.	\$35,000.00
3. McKim and Creed	\$40,000.00
4. WachsWater	\$46,900.00
5. Water Loss Systems, Inc.	\$27,300.00

The Department of Utilities recommends accepting the Proposal from McKim and Creed in the amount of \$40,000.00. The City worked with his group last year and had excellent service and results from them. A motion was made by Linda Ledbetter and seconded by Christopher Light to accept the proposal from McKim and Creed in the amount of \$40,000.00. The motion carried unanimously.

2. Bethelview Downs Gravity Sewer Upgrade Contract: The Department of Utilities requested earlier this year to upgrade a gravity sewer line that crosses Bethelview Downs Subdivision down off Bennett Parkway. This 8-inch gravity sewer line is surging and threatening a major overflow. The City advertised for proposals and received the following two (2) proposals:

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|----------------------------------|-----------------------|
| 1. RDJE | \$1,951,796.00 |
| 2. Site Engineering, Inc. | \$2,187,840.00 |

The Department of Utilities recommends accepting the Proposal from RDJE in the amount of \$1,951,796.00. A motion was made by Jason Evans and seconded by Chad Crane to accept the Proposal from RDJE in the amount of \$1,951,796.00. The motion carried unanimously.

3. Security Gate and Fence at Distribution Pipe Yard: The Department of Utilities advertised for proposals for security fencing and a gate for five (5) acres of the Mountain Road Materials Storage Facility and receive the following four (4) proposals:

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|------------------------|---------------------------------------|
| 1. Foster Fence | \$95,700.00 |
| 2. Hasbun Fence | \$95,829.00 |
| 3. Howell Fence | \$101,387.15 |
| 4. Bravo Fence | (Void) Bid was for wrong gauge |

The Department of Utilities recommends accepting the low proposal from Foster Fence in the amount of \$95,700.00. A motion was made by Christopher Light and seconded by Jason Evans to accept the low bid from Foster Fence in the amount of \$95,700.00. The motion carried unanimously.

IX. Announcements:

- A. Municipal Election Early Voting begins on October 16, 2023, and ends on November 3, 2023, at the Forsyth County Department of Voter Registrations & Elections, 1201 Sawnee Drive, Cumming, GA 30040. Election Day is November 7, 2023, at Cumming City Hall.

X. Executive Session: Mayor Brumbalow stated there was a need for Executive Session to discuss pending and threatened litigation and real property. A motion was made by Chad Crane and seconded by Jason Evans to recess into Executive Session. The motion carried unanimously.

After a brief Execution Session, a motion was made by Christopher Light and seconded by Chad Crane to reopen the regular meeting. The motion carried 3-0.

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

Approved this 3rd day of October, 2023.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Attest:

City Clerk

Councilmember