

City of Cumming
Regular Meeting Agenda
December 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. Work Session Meeting of December 5, 2023

VI. Acknowledgements, Proclamations, Resolutions, etc.

VII. Old Business

A. Administration

1. 2024 Budget and Budget Resolution
2. 2023 Budget Amendment

VIII. New Business

A. Administration

1. Consider Agreement with First Baptist Church
2. Consider Agreement with Beltan Properties

B. Planning and Zoning

1. Annexation #2023161- SD Reality, LLC (Public Hearing)

IX. Announcements

- A. All Non-Essential City Offices will be closed on December 25th and 26th for Christmas and January 1st for the New Year Holiday.

X. Executive Session (If Needed)

XI. Adjourn.

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

I. There was a regular meeting of the Mayor and Council of the City of Cumming on Tuesday, December 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. 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. Boy Scout Troop 254 led everyone in the Pledge to the American Flag.

IV. Consider Agenda for Adoption: A motion was made by Chad Crane, and seconded by Joey Cochran to adopt the agenda as presented. The motion carried unanimously.

V. Consider for adoption the following meeting minutes: A. Work Session Meeting of December 5, 2023: A motion was made by Joey Cochran, and seconded by Jason Evans to approve the minutes of the Work Session Meeting of December 5, 2023 as presented. The motion carried unanimously.

VI. Acknowledgements, Proclamations, Resolutions, etc.: None

VII. Old Business: 1. Administration: 1. 2024 Budget and Budget Resolution: City Administrator Phil stated that a budget hearing was held at the December 5th, 2023 Work Session Meeting, so the 2024 Budget is ready for adoption. A motion was made by Joey Cochran and seconded by Christopher Light to authorize Mayor Brumbalow to sign the Budget Resolution adopting the City of Cumming 2024 Budget. The motion carried unanimously.

2. 2023 Budget Amendment: City Administrator Phil Higgins explained that the City of Cumming, in order to comply with State of Georgia Audit regulations, has to amend its 2023 Budget to account for any increases/decreases in revenue received or any unexpected expenditures. A motion was made by Jason Evans and seconded by Chad Crane approving the 2023 Budget Amendment. The motion carried unanimously.

VIII. New Business: A. Administration: 1. Consider Agreement with First Baptist Church: City Administrator Phil Higgins presented an Easement and Maintenance agreement with First Baptist Church to place a sign for the church on Vision Parkway at

their access point. In exchange for permission to place the sign on City ROW the church is offering to do all the landscaping and maintenance to the ROW from Sawnee Drive to the area where the sign is located. The church will supply a rendering of the sign for city approval and follow all requirements of the Sign Ordinance. A motion was made by Joey Cochran and seconded by Jason Evans to authorize Mayor Brumbalow to sign the easement and maintenance agreement with First Baptist Church. The motion carried unanimously.

2. Consider Agreement with Beltan Properties: City Administrator Phil Higgins presented a Supplemental Construction Agreement with Beltan Properties for acting as General Contractor for the Municipal Building project. Beltan is the current general contractor for the Cumming City Center. All material and labor would be competitively quoted as needed. Their fee would be 12.5% of the project cost. Mr. Higgins explained this was for information only until the architect came back with additional information. No action was taken.

B. Planning and Zoning: 1. Annexation #2023161- SD Reality, LLC (Public

Hearing): Planning Director Scott Morgan read into the record the following staff report:

The applicant has made application, on behalf of the property owner, to annex 9.306 acres, more or less, and rezone from County Lake Residential (LR) to City Highway Business (HB), for the purpose of constructing a commercial development. There is existing HB zoning directly adjacent to the north and future land use indicates commercial throughout the area. Therefore, the requested rezoning is conformance with the City's Comprehensive Plan. The County has stated they have no objection to the proposed annexation of the property (enclosure).

The Planning Commission held a public hearing November 21, 2023 and with no derogatory public comments, recommended approval of the requested annexation/rezoning, with the attached conditions, as agreed to by the applicant and property owner.

A motion was made by Jason Evans and seconded by Chad Crane to open the public hearing. The motion carried unanimously. Representing the applicant was Mr. Jason May. Mr. May explained this was commercial-only project that was an island surrounded by City property on all sides. No other public comments were made. A motion was made by Jason Evans and seconded by Joey Cochran to close the public hearing. The motion

carried unanimously. A motion was made by Jason Evans and seconded by Chad Crane to approve Annexation #2023161- SD Reality, LLC with the conditions recommended by the Planning Commission. The motion carried unanimously.

IX. Announcements:

A. All Non-Essential City Offices will be closed on December 25th and 26th for Christmas and January 1st for the New Year Holiday.

X. Executive Session: Mayor Brumbalow stated there no need for Executive Session.

XI. Adjourn: A motion was made by Jason Evans and seconded by Joey Cochran to adjourn the meeting. The motion carried unanimously.

Approved this 2nd day of January, 2024.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Attest:

City Clerk

Councilmember