

**City of Cumming
Work Session Agenda
February 6, 2024**

- 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 January 16, 2024
 - B. Executive Session of January 16, 2024
- VI. Acknowledgements, Proclamations, Resolutions, etc.
 - A. Key to the City Recognition: Pugh Brothers' Garage-**POSTPONED**
- VII. Old Business
 - A. Planning & Zoning
 - 1. Rezoning Application #2023216- Inline Communications
- VIII. New Business
 - A. Planning & Zoning
 - 1. Resolution- Annual Update of the Capital Improvement Element of The Comprehensive Plan
 - B. Utilities
 - 1. RFP Results- Rubber Tired Loader
 - 2. Emergency Repair- Hickory Oak Hollow Water Improvement
 - 3. GEFA Loan- Settingdown Creek Gravity Sewer Line
 - 4. ROW Deed- Lanier 400 Parkway
- IX. Announcements
 - A. The City's 5th Annual Community Arbor Day Celebration will be on Friday, Feb. 16th from 4 to 5:30 p.m. at the Tax Commissioner's Office, where an oak that fell during last summer's storms will be replaced.
- X. Executive Session (If Needed)
- XI. Adjourn.

**CITY OF CUMMING
COUNCIL MINUTES
WORK SESSION
FEBRUARY 6, 2024**

I. There was a Work Session meeting of the Mayor and Council of the City of Cumming on Tuesday, February 6, 2024 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 Brumbalow presided over the meeting and called the meeting to order.

II. Invocation: Mayor Brumbalow asked City Administrator 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 postpone under **Acknowledgements, Proclamations, Resolutions: A. Key to City Recognition: Pugh Brothers' Garage** until a later date. A motion was made by Christopher Light and seconded by Joey Cochran to amend the agenda 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 Council Meeting of January 16, 2024: A motion was made by Christopher Light and seconded by Jason Evans to approve the minutes of the Regular Council Meeting of January 16, 2024 as presented. The motion carried unanimously.

B. Executive Session Meeting of January 16, 2024: A motion was made by Jason Evans and seconded by Chad Crane to approve the minutes of the Executive Session Meeting of January 16, 2024 as presented. The motion carried unanimously.

VI. Acknowledgements, Proclamations, Resolutions, etc.-Proclamation: A. Key to the City Recognition: Pugh Brothers' Garage: POSTPONED

VII. Old Business: A. Planning and Zoning: 1. Rezoning Application #2023216-Inline Communities: Planning Director Scott Morgan stated that a public hearing for this rezoning request was held on January 16 and there was no recorded opposition. The Planning Commission recommended denial of this request, based on its lack of conformance to our Future Land Use Map. The Council voted to postpone action on this

request. The applicant has submitted a revised zoning plan, conditions and elevations, for your consideration, which are in your packet.

Councilman Christopher Light recused from voting due to a business conflict. After some discussion and site plan clarification, a motion was made by Susie Carr and seconded by Chad Crane to approve Rezoning Application #2023216-Inline Communities with the conditions agreed upon by the applicant. The motion carried 4-0 with Councilman Light recused.

VII. New Business: A. Planning and Zoning: 1. Resolution- Annual Update of the Capital Improvement Element of the Comprehensive Plan: Planning Director Scott Morgan presented for adoption a resolution for the update of the Capital Improvements Element of the Comprehensive Plan. A motion was made by Jason Evans and seconded by Joey Cochran to authorize Mayor Brumbalow to sign the Resolution for the Annual Update of the Capital Improvement Element of the Comprehensive Plan. The motion carried unanimously.

B. Utilities: 1. RFP Results- Rubber-Tire Loader: The Department of Utilities budgeted to purchase a mid-sized Bobcat L-85 Rubber-Tired Loader in the 2024 budget. The following proposals were received:

1. Bobcat of Atlanta	\$91,396.86
2. Dobbs Equipment	\$103,484.44
3. AgPro of Gainesville	\$103,428.76
4. Border Equipt of Connely	\$91,980.00
5. Kobota of Atlanta	\$87,974.00
6. Outdoor Power	\$111,852.00
7. Ascendum Machinery	\$79,501.00
8. Wes Pro JCB of Atlanta	\$78,942.22
9. National Equip Dealers	\$90,833.59

The Department of Utilities recommends accepting the proposal from Bobcat of Atlanta because the machine meets the advertised specifications. A motion was made by Joey Cochran and seconded by Chad Crane to approval the proposal from Bobcat of Atlanta for the L-85 Rubber-Tired Loader in the amount of \$91,396.86. The motion carried unanimously.

2. Emergency Repair- Hickory Oak Hollow Storm Water Improvement: The Department of Utilities requests the council authorize the improvement of the storm drain for Hickory Oak Hollow in the Hickory Ridge Subdivision due to excessive erosion and flooding along Kelly Mill Branch. Three proposals were received as follows:

1. Jasper Grading and Pipeline	\$82,500.00
2. Buckeye Land Management	\$107,793.00
3. Townley Construction	\$114,195.00
4. North Georgia Pipeline, Inc.	\$133,644.00

The Department of Utilities recommends accepting the low proposal from Jasper Grading and Pipeline. A motion was made by Jason Evans and seconded by Chad Crane to accept the low proposal from Jasper Grading and Pipeline in the amount of \$82,500.00. The motion carried unanimously.

3. GEFA Loan- Settingdown Creek Gravity Sewer Line: The Department of Utilities budgeted for a gravity sewer line along Settingdown Creek to serve several hundred acres along the creek. The project is projected to cost \$6,440,000.00 and is being designed by Prime Engineering. A GEFA loan has been secured for this work. The Department of Utilities requests authorization for the Mayor to sign these loan documents to complete the process of securing the loan. A motion was made by Christopher Light and seconded by Jason Evans to authorize Mayor Brumbalow to sign the necessary GEFA loan documents.

4. ROW Deed- Lanier 400 Parkway: The Department of Utilities requests the Mayor to sign a Right-of-Way Deed to create the official ROW for Lanier 400 Parkway. The ROW has been surveyed and verified for any future utility installations. A motion was made by Jason Evans and seconded by Chad Crane to authorize Mayor Brumbalow to sign the ROW Deed for Lanier 400 Parkway. The motion carried unanimously.

IX. Announcements:

- A. The City's 5th Annual Community Arbor Day Celebration will be on Friday, Feb. 16th from 4 to 5:30 p.m. at the Tax Commissioner's Office, where an oak that fell during last summer's storms will be replaced.

X. Executive Session: Mayor Brumbalow stated there was a need for Executive Session to discuss pending and threatened litigation. A motion was made by Joey Cochran and seconded by Chad Crane to recess into Executive Session.

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 unanimously.

XI. Adjournment: A motion was made by Chad Crane and seconded by Christopher Light to adjourn. The motion carried unanimously.

Approved this 20th day of February, 2024.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Attest:

City Clerk

Councilmember