



**MINUTES OF THE
MAYOR AND COUNCIL
CITY OF DULUTH, GA
MARCH 12, 2018**

PRESENT: Mayor Harris, Council members Bomar, Carden, Jones, Kelkenberg and Whitlock, City Manager, Department Directors, City Attorney

A work session was held prior to the regular scheduled meeting to allow the elected officials to discuss this evening's agenda items. No other items were discussed and no action was taken.

Mayor Harris called the meeting to order at 6:20 p.m. and announced that it was necessary to hold an Executive Session on Real Estate, Pending/Potential Litigation and or Personnel.

A motion was made by Councilmember Whitlock, seconded by Councilmember Bomar, to adjourn to executive session at 6:20 p.m. for the purpose to discuss Real Estate, Pending/Potential Litigation and or Personnel Matters.

Those voting for: Council members Bomar, Carden, Jones, Kelkenberg and Whitlock
Motion carried.

After the discussion, a motion was made by Councilmember Kelkenberg, seconded by Councilmember Carden, to adjourn from Executive session and return to regular session at 6:35 p.m.

Those voting for: Council members Bomar, Carden, Jones, Kelkenberg and Whitlock
Motion carried.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE: Charlie Sanderson, Boy Scout Troop 846

I. ANNOUNCEMENTS

1. AGENDA CHANGES (IF NECESSARY)
2. UPCOMING EVENTS - www.duluthga.net/events

MARCH

"Peach State Cornhole" - March 23-May 11 (Fridays), Town Green.

"Mudbugs & Music" - Saturday, March 31, Town Green, 12-8pm.

"Young Professionals" - Tuesday, March 27, Festival Center

"Book Talk & Signing" - Thursday, March 29 Duluth City Hall Council Chambers

"Duluth's Got Talent" - Sunday, March 25 – Red Clay, 5pm

"Women's History" - Tuesday March 20– Duluth Public Library

APRIL

"Rotary Car Show" - Saturday, April 14, Main Street

"Duluth HS Football 5K" - Saturday, April 21

"Art Week" - April 28-May 5

"Duluth Arts Festival" - April 28 and 29, Town Green

"Spring Fling" – April 7th – Duluth Town Green

II. CONSENT AGENDA

1. APPROVAL OF FEBRUARY 12TH/26TH MINUTES

2. ORDINANCE TO APPOINT ALCOHOL BOARD MEMBERS {A}

Approval of this items approves an ordinance to appoint Kimberley Stufflet, Alt 2 (Res) and further approves the reappointments of Joy Thompson and Rod Parris with terms expiring March 31, 2022.

3. ORDINANCE TO APPOINT DOWNTOWN DEVELOPMENT BOARD MEMBERS {B}

Approval of this item approves an ordinance to reappoint Ron Osterloh, Bill Weaver, Pam Smith, and Ken Odum to serve additional four year appointments, expiring March 31, 2022.

4. ORDINANCE TO APPOINT ETHICS BOARD MEMBERS {C}

Approval of this item approves an ordinance to appoint Alexis Server (Bomar), Nathalie Kanani (Carden), Jamie Espinosa (Harris), Jean Harrivel (Kelkenberg), Kristy Lail (Jones), and Chip Sweeney (Whitlock), said terms expiring March 31, 2022, with the further appointment of Larry Cobb (Carden), expiring March 31, 2021 (fills unexpired term of Dugan appointee Jim Penniston).

5. ORDINANCE TO APPOINT FINANCE COMMITTEE MEMBERS {D}

Approval of this item authorizes the Re-appointment of John Monk (business owner), Brandon Odum, Alt 1, and Council members Jones and Kelkenberg, said terms expiring March 31, 2022.

6. ORDINANCE TO APPOINT PARSONS ALLEY DESIGN REVIEW COMMITTEE {E}

Approval of this item approves an ordinance to re-appoint Marsha Bomar (City Council), Greg Whitlock (City Council Alt.), Tim Clark (Dreamland BBQ), Ron Osterloh, (Chair DDA), Gary Canter (Chair PC), Chris Carter (Parsons Alley, LLC).

7. ORDINANCE TO APPOINT PARKS & RECREATION BOARD MEMBERS {F}

Approval of this item approves an ordinance reappointing Mike Humphreys, Sharon Parris, and Mark Carter with terms expiring March 31, 2022. Interviews are ongoing for the board position vacated by Sherry McCann.

8. ORDINANCE TO APPOINT THE URBAN REDEVELOPMENT AGENCY {G}

Approval of this item approves an ordinance to appoint Amy Fuchs to fill the unexpired term of Councilmember Kirkland Carden (McDaniel) with term expiring March 31, 2019.

9. ORDINANCE TO APPOINT MUNICIPAL COURT JUDGES {H}

Approval of this item approves an ordinance to re-appoint Margaret G. Washburn, Claude Mason and Chung Lee as Associate Judges of the Municipal Court.

10. ORDINANCE TO APPOINT PLANNING COMMISSION MEMBERS {I}

Approval of this item approves an ordinance to reappoint Alana Moss and Robert Pennington to the Planning Commission, terms expiring March 31, 2022.

11. ORDINANCE TO APPOINT ZONING BOARD OF APPEALS MEMBERS {J}

Approval of this item approves an ordinance to reappoint Alana Moss and Ken Wilson to the Zoning Board of Appeals, terms expiring March 31, 2022.

12. ORDINANCE TO AMEND THE DULUTH CODE–SEC 2-270 -PUBLIC ART COMMISSION {K}

As discussed during the January 29 work session, approval of this item approves an ordinance to amend Section 2-270 of the Duluth Code regarding the composition and authority of the Duluth Public Art Commission.

13. ORDINANCE TO APPOINT DPAC MEMBERS – CHANGE IN TERMS/EXPIRATION DATES {L}

In keeping with the above amendment, if approved, approval of this item establishes current DPAC membership and terms.

14. AUTHORIZATION FOR SALES AGREEMENT – RETIRED POLICE CANINE {M}

Approval of this item authorizes the sell and transfer of ownership of the City's police dog known as Alf to K9 Officer Misty Howell. The City desires to retire the services of Alf due to health reasons. Officer Howell served as Alf handler and upon execution of the agreement, agrees to assume total responsibility for the proper care of Alf.

15. ACCEPTANCE OF DONATION - \$4,154 - ORDINANCE TO AMEND FY18 BUDGET {N}

The City of Duluth Police Department has received \$4,153.38 in donations from various merchants and citizens for the purpose of holding their annual police banquet. Approval of this item accepts the donations and a corresponding budget amendment to add \$4,154 to the COPS Fundraiser/Donations - Donations line item 581-371005 and also to the Supplies line item 581-3225-531104.

16. ORDINANCE TO AMEND THE FY18 BUDGET - \$9,845 – SIGN REPLACEMENT {O}

On February 12, 2016, a Duluth police officer reported the City's wayfinding sign on Pleasant Hill Road had been damaged by a hit and run driver. The incident was documented, along with a police report, pictures and a sign replacement quote. A claim was filed with our insurance carried and a settlement of \$9,845 was received. Approval of this item authorizes a budget amendment to add \$9,845 to the Public Information/Marketing - Downtown/Main Street - Signs/Banners line item for the replacement of the sign by Image Manufacturing Group.

17. ORDINANCE TO AMEND FY18 BUDGET - \$5,000 – SIGNAL WARRANT STUDY {P}

The Mayor and Council to consider an ordinance to amend the FY18 budget. Currently, staff is working with Kimley Horn to conduct a signal warrant study at the intersection of SR120 and George Rogers Avenue. The warrant study is complete, however additional funding is needed for Kimley Horn to perform project coordination, submittal of ICE information to GDOT, and the re-submittal of the TE study to GDOT. This project is one of the Jointly Funded 2017 SPLOST projects with Gwinnett County and therefore is funded 81% with 2017 County SPLOST and 19% with 2017 City SPLOST. Staff is requesting that a budget amendment be approved to add \$950 in unallocated City 2017 SPLOST Transportation and \$4,050 in Gwinnett County 2017 SPLOST to the SR 120 Realignment - Traffic Engineering - Professional Services line item.

A motion was made by Councilmember Carden, seconded by Councilmember Kelkenberg, to approve the Consent Agenda as presented.

Those voting for: Council members Bomar, Carden, Jones, Kelkenberg and Whitlock
Motion carried.

III. MATTERS FROM DEPT HEADS/CITY ATTORNEY

1. ORDINANCE TO AMEND THE FY18 BUDGET - \$20,000 – 2009 SPLOST PARKING {Q}

The City of Duluth's Downtown Development Authority is currently working to finalize a Purchase/Sale Agreement between the Authority and SH Duluth to locate a shared parking deck and downtown hotel on a 2+ acre site in downtown. The parking deck portion of the project includes both public and hotel parking. The public portion of the parking deck is being funded by the City as a SPLOST capital project.

In order to finalize the Purchase/Sale Agreement, additional agreements need to be developed at this time that will govern the operation and maintenance of the project once it is complete. Staff is currently working with various outside professionals to develop these agreements. For this reason, staff is requesting that a budget amendment be approved to add \$20,000 in unallocated 2009 SPLOST Parking Facilities funds to the Downtown Parking Facility - Parking - Professional Services line item.

A motion was made by Councilmember Bomar, seconded by Councilmember Kelkenberg, to approve the ordinance to amend the FY18 budget as presented.

Those voting for: Council members Bomar, Carden, Jones, Kelkenberg and Whitlock
Motion carried.

IV. MATTERS FROM CITY MANAGER

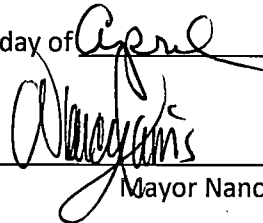
1. Notice received today - FY17 Audit received with no findings.
2. Staff will be presenting at the Ga. Planning Association Meeting in Gainesville later this month and at the Congress of New Urbanism conference in May.
3. Parking lot behind Pure – paving and striping complete (weather permitting) by end of March
4. Buford Highway – milling, paving and striping complete (weather permitting) by first part of April

VIII. ADJOURNMENT

A motion was made by Councilmember Whitlock, seconded by Councilmember Carden, to adjourn at 7:10 pm.

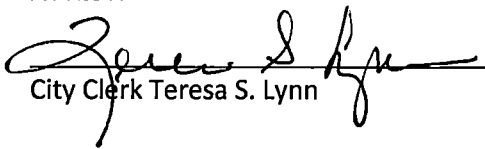
Those voting for: Council members Bomar, Carden, Jones, Kelkenberg and Whitlock
Motion carried.

Approved this 9 day of April, 2018.



Mayor Nancy Harris

ATTEST:



City Clerk Teresa S. Lynn