

Duluth



**MINUTES OF THE
MAYOR AND COUNCIL
CITY OF DULUTH, GA
SEPTEMBER 10, 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 6:21 p.m.

I. EXECUTIVE SESSION

It was necessary to hold an executive session on Real Estate, Pending/Potential Litigation, Personnel.

A motion was made by Councilmember Kelkenberg, seconded by Councilmember Whitlock, to adjourn to executive session at 6:21 p.m.

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

After the discussion, a motion was made by Councilmember Bomar, seconded by Councilmember Jones, to return to regular session at 6:40 p.m.

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

INVOCATION OR MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

II. ANNOUNCEMENTS

1. AGENDA CHANGES—Add ceremonial matters; move Consent #7 to Matters from Dept. Heads
2. UPCOMING EVENTS - visit www.duluthga.net/events

"Fridays N Duluth," Food Truck Fridays. May 3 - September 21, Downtown Duluth from 6pm-9pm.

"The Restoration Story of 9/11 Tribute" with guest speaker Moises Gomez representing the Port Authority of NY & NJ and painter/sculptor, Kathy Fincher.

11am-1pm: The Hudgens Center, TOLD WITH THE ORIGINAL PAINTING

6:00pm: Town Green, THE STORY OF THE MONUMENT

6:30pm: Red Clay Theatre, PRESENTATION BY MOISES GOMEZ

Duluth Fall Festival "SummerStage Concert" featuring *Rupert's Orchestra*, September 22, Town Green, 8:00-10:00pm. *Opening Act: 6:30pm.

"Duluth Fall Festival," September 29-30, Downtown Duluth, www.duluthfallfestival.org.

"Duluth Beer & Wine Festival," October 6, Town Green, 12:00-5:00pm.

"STEAM/Art Walk/Food Trucks," The Duluth school cluster will showcase their project-based learning projects and DFAL will host an Art Walk, October 12, Town Green, 6:00-8:00pm.

"S'mores and Snores," Camping at Rogers Bridge Park, October 13, Rogers Bridge Park, 6:00pm October 13 to 10:00am October 14. Reservations required.

"Howl on the Green," Spooky fun for the entire family, October 26, Town Green, 6:00-10:00pm.

III. CEREMONIAL MATTERS

1. PROCLAMATION – SOUTHEASTERN RR MUSEUM/SMITHSONIAN NATIONAL MUSEUM DAY

Mayor Harris proclaimed September 22nd as "Southeastern Railway Museum/Smithsonian National Museum Day" and presented it to Randy Pirkle and Marty Dorfman.

2. GWINNETT DAILY POST – 2018 READERS'S CHOICE AWARDS

Mayor Harris announced that the City won two Readers' Choice awards for 2018; "Best Park/Outdoor Space" Duluth Town Green and "Best Downtown" Duluth.

IV. CONSENT AGENDA

1. APPROVAL OF AUGUST 13TH/27TH MINUTES

2. AUTHORIZATION FOR CONTRACT – TRANSFER OF RAILROAD STREET

{A}

Approval of this item authorizes the Mayor and or City Manager to execute documents for the transfer of Railroad Street to McDaniel Enterprises, Inc. consistent with past agreements. Concurrently, McDaniel Enterprises, Inc. will transfer title to a .045 acre property near the intersection of SR 120 and Main Street to the City of Duluth.

3. BILL OF SALE – GWINNETT COUNTY TRANSIT BUS TRANSFER

{B}

Approval of this item authorizes the Mayor and or City Manager to execute a Bill of Sale, in exchange for consideration of \$1.00 and other valuable consideration, the receipt and sufficiency of which is acknowledged, hereby does grant, sell, transfer and deliver to the Southeastern Railway Museum ("Purchaser") the following vehicle: 2003 30 foot Orion Bus, Vehicle ID Number 1VHGD3C2X26700307.

4. AUTHORIZATION FOR CONTRACT AMENDMENT/CONTINGENCY REQUEST – GLASS RECYCLING {C}

Approval of this item authorizes the Mayor and/or City Manager to execute an amendment to the current contract between the City and BFI Waste Services, LLC, d/b/a Republic Services of Georgia to provide a glass recycling pilot program on a month to month basis. Approval also authorizes a contingency request on the amount of \$3,035 to cover delivery fee, up to eight hauls and monthly rental. The pilot program will begin in January 2019.

5. AUTHORIZATION FOR EASEMENT – GEORGIA POWER {D}

Approval of this item authorizes the Mayor and or City Manager to execute an underground easement with Georgia Power for the placement of a transformer on city property on the 3137 Main St distribution line on tax parcel 6293A 025.

6. ORDINANCE TO AMEND THE FY19 BUDGET – \$22,000 - ROGERS BRIDGE RD/MAIN ST SIGNAL {E}

As discussed at the August 27th work session, Mayor and Council approved the traffic signal as the preferred alternative for the Rogers Bridge Road at Main Street intersection and advised staff to move forward with design. Staff has negotiated a scope, schedule, and fee for the design phase with Wolverton and Associates and therefore is requesting a total of \$22,000 for design fees. This budget amendment includes a base task order for Wolverton in the amount of \$20,000 and a \$2,000 contingency and will allow the designer to move forward with construction plans. The project is a joint City (19%) and County (81%) funded project. Approval of this ordinance adds budget expenditure funds to Rogers Bridge Road Main Street Intersection - Traffic Engineering - Professional Services line item. Budget revenue funds will be added to Rogers Bridge Road Main Street Intersection - Gwinnett County Grant \$17,820 and SPLOST 2017 \$4,180 line items for CD-72.

A motion was made by Councilmember Whitlock, seconded by Councilmember Kelkenberg, to approve items 1-6 of the consent agenda, and to transfer item 7 to “Matters from Council and Department Heads” for discussion later in this meeting.

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

V. MATTERS FROM DEPT HEADS/CITY ATTORNEY

1. WILLBROOKE PEDESTRIAN TRAIL – DESIGN CONCEPTS {E}

Planning Director Bill Aiken presented concepts for the development of the Willbrooke Pedestrian Trail for Mayor and Council review. This path will add another 297 single family homes (22% increase) in residences that are “walkable” to downtown (within ¼ mile). Traffic calming methods and lighting options were also discussed.

Council preferred concept 1, which had more of a winding path, no gravel trail, and without the expense of the bridge covering the drainage. They also supported the taller downward projecting lights (not the waist-high nor the ones matching Willbrooke, downtown or Lennar homes).

This concept will be presented to the Willbrooke HOA at a meeting in early November (to be scheduled immediately after closing on the property at 3545 McClure Woods Drive). The timeline of this project is tentatively set for demolition of the house in February, construction to begin in March and could be open by next May.

2. ORDINANCE TO AMEND THE FY19 BUDGET – \$55,000 - MAIN ST PATIO

{F}

The Mayor and Council considered approval of a project to enhance a City-owned property at the corner of Main Street/SR 120/West Lawrenceville Street. The project requires a budget amendment in the amount of \$55,000 for construction of the proposed enhancements. Approval of this ordinance adds \$55,000 in unallocated 2017 Transportation SPLOST funds to the Downtown Parking - Sidewalks/Crosswalks - Infrastructure line item for this capital project.

Councilmember Whitlock said he likes the idea of lighting this area and programming it for more city visibility, as a “mini-activity area,” etc. Councilmember Kelkenberg felt like the proposed wall would be more of an opportunity for a Duluth monument sign and give a lot more attention to the downtown entrance.

Councilmember Carden said he is looking into the future and having this improvement with more usable space this area would be more desirable.

Councilmember Bomar was concerned with the perception of spending city dollars on an area for potentially leasing to a current business owner for their personal use. Councilmember Jones had the same concerns, as there appears to be one entrance to the space through a private business. He felt that enclosing this area looks like it was built by them, for them.

Councilmember Whitlock asked if the City could retain partial rights for use even if we did extend lease options to the current business. City Attorney Stephen Pereira said that Council could condition any type of lease negotiations.

Councilmember Carden asked if that the current owner of Pure had been contacted to determine any interest in purchasing this property and completing the improvements themselves. City Manager James Riker said that they had been contacted but were not interested at this time.

A motion was made by Councilmember Whitlock, seconded by Councilmember Kelkenberg, to approve the project to enhance the city-owned property at the corner of Hwy 120 and Main Street and West Lawrenceville with a budget amendment of \$55,000 for the construction of the enhancements from unallocated 2017 SPLOST.

Those voting for: Council members Carden, Kelkenberg and Whitlock

Those voting against: Council members Bomar, Jones

Motion carried.

VI. MATTERS FROM COUNCIL

Councilmember Carden thanked police department staff who assisted with the STRAP program last weekend. It was very well-attended by our youth community.

Councilmember Kelkenberg wanted to ensure that flags were lowered to half-staff for 9/11.

VII. MATTERS FROM CITY MANAGER

City Manager James Riker announced that the HVAC systems in City Hall and the Festival Center have been repaired.

Public Works Staff is testing different lighting options for darker areas in downtown.

The Downtown Development Authority authorized a partnership with ride share company Uber to and from downtown on Thursdays beginning September 20th for a two month period.

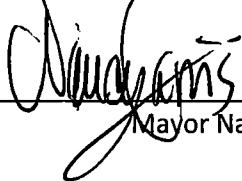
VIII. ADJOURNMENT

A motion was made by Councilmember Whitlock, seconded by Councilmember Carden, to adjourn at 7:38 pm.

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

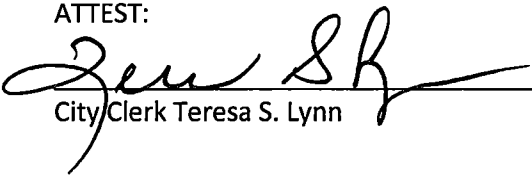
KM 9/11/18

Approved this 8 day of October, 2018.



Mayor Nancy Harris

ATTEST:



City Clerk Teresa S. Lynn