

Duluth



Nancy Harris, Mayor
Marsha Anderson Bomar, Post 1
Kirkland Carden, Post 2

Billy Jones, Post 3
Kelly Kelkenberg, Post 4
Greg Whitlock, Post 5

**AGENDA
MAYOR AND COUNCIL
CITY OF DULUTH, GA
3167 Main Street
Duluth, GA 30096**

JUNE 11, 2018

CITY HALL - COUNCIL CHAMBERS

7:00 pm

***The leaders and staff of the City of Duluth are dedicated to ensuring that Duluth is:
an Attractive Destination, a Quality Community, a World Class Government,
and promotes a Sustainable Economic Environment.***

6:15 P.M. – AGENDA REVIEW Main Street Conference Room

7:00 P.M. - CALL TO ORDER Mayor Harris or Mayor Pro tem

I. EXECUTIVE SESSION

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

INVOCATION OR MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

II. ANNOUNCEMENTS

1. AGENDA CHANGES (IF NECESSARY)

2. UPCOMING EVENTS - visit www.duluthga.net

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

"Duluth Celebrates America" - Tuesday, July 3. Town Green, 5:30 pm - 10pm.

"Flicks on the Bricks" - July 6. Town Green, movie starts at dusk.

"Whatever Floats Your Boat" (rescheduled Rafting Event) - July 14. Rogers Bridge Park, 9am-4pm.

PLEASE NOTE: This and other city meetings may be audio and/or videotaped for broadcast, transcription and/or archival purposes. As set forth in the Americans with Disabilities act (ADA) of 1992, the City of Duluth government does not discriminate on the basis of disability in the admission or access to or treatment of employment in its programs or activities, and complies with the requirements contained in section 35.107 of the Department of Justice regulations. Any requests for reasonable accommodations required by individuals to fully participate in any open meeting, program, or activity of the City of Duluth government should be made seven days prior to the event. Inquiries should be directed to the ADA Coordinator in the Planning Department, located at 3167 Main Street, Duluth, GA. 30096, telephone (770) 476-1790.

III. CEREMONIAL MATTER/PRESENTATION

1. DULUTH HS STUDENT "LEAD" PROGRAM – 2018 PROJECT PRESENTATION

IV. CONSENT AGENDA

1. APPROVAL OF MAY 14, 2018 MINUTES
2. AUTHORIZATION FOR CONTRACT AMENDMENT – CITY MANAGER COMPENSATION

Approval of this item authorizes Mayor Harris to execute the amended City Manager Employment Agreement, with changes to Section 6 and Section 10 of the City Manager's contract regarding increase in annual base salary and car allowance, effective July 1, 2018.

3. ACCEPTANCE OF PUBLIC ART PARTNER DONATION – \$2,500 - CSC PROPERTIES, LLC.

Approval of this item accepts a public art partner donation in the amount of \$2,500 from CSC Properties, LLC, the developer for a new Popeye's located at 4280 Pleasant Hill Road, to be credited to account 209-371005 (donations).

4. ACCEPTANCE OF DONATIONS/ORD TO AMEND BUDGET - \$350 – COMMUNITY CLEAN UP DAY

On June 16th, the City will once again hold its annual Community Clean-Up Day for Duluth residents. The event will take place from 8am to 5pm at the Duluth Public Works facility located at 2450 Main Street. In support of this event, staff received donations of \$250 from Pond & Co. and \$100 from Wolverton & Associates to help offset the associated cost. Approval of this item authorizes a budget amendment to add \$350 to the Planning & Development - Planning & Development Administration - Community Betterment Program line item.

V. PUBLIC HEARINGS

1. SECOND PUBLIC HEARING - ORDINANCE TO ADOPT THE FY19 BUDGET

The Mayor and Council to consider approval of an ordinance for adoption of the Fiscal Year 2019 City of Duluth Budget. Per the State Code of Georgia, the Mayor and Council to hold a public hearing to receive public comment on the proposed FY19 Annual Operating and Capital Projects Budget. A public hearing was held before the Mayor and Council on May 14th to receive public comments. Prior to the public hearings, staff and council reviewed the proposed FY19 budget in a budget workshop held April 30th which was duly noticed and open to the public.

2. ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE - PUBLIC HEARINGS - TA#2018-002

The Mayor and Council to consider an ordinance to re-adopt the policies and procedures governing the calling and conducting of zoning public hearings as outlined in Section 1104.01 of the Unified Development Code (UDC).

Planning Commission recommended approval of Case TA#2018-002 as presented by staff at the June 4, 2018 hearing, and staff also recommends re-adoption of the policies and procedures governing the calling and conducting of zoning public hearings as presented in the attached ordinance.

A staff report, Planning Commission minutes and public hearing advertisements are attached for consideration.

3. ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE – ZONING POWERS – TA#2018-003

The Mayor and Council to consider an ordinance to re-adopt the standards governing the exercise of zoning power as outlined in Section 1104.02 of the Unified Development Code (UDC).

Planning Commission recommended approval of Case TA#2018-003 as presented by staff at the June 4, 2018 hearing, and staff also recommends re-adoption of the standards governing the exercise of zoning power as presented in the attached ordinance.

A staff report, Planning Commission minutes and public hearing advertisements are attached for consideration.

4. ORDINANCE TO AMEND THE UDC & ADOPTION OF OFFICIAL ZONING MAP – CASE TA#2018-004

The Mayor and Council to consider an ordinance to amend various sections the Unified Development Code (UDC) and re-adopt the official Zoning Map of the City of Duluth.

Planning Commission recommended approval of Case TA#2018-004 with modifications at the June 4, 2018 hearing, and Staff recommends amending and re-adopt the City of Duluth's official Unified Development Code and the official Zoning Map as presented in the attached ordinance.

A staff report, Planning Commission minutes, Zoning Map and public hearing advertisements are attached for consideration.

VI. NEW BUSINESS

1. AWARD OF BID – SR 120 SIDEWALKS/BUFORD HWY TO CLAIBORNE DRIVE

Mayor and Council to consider awarding a bid for the SR120 sidewalk project, City project CD#66.

In 2014, the City entered into an intergovernmental agreement with Gwinnett County to design and construct sidewalks on SR 120. Per the agreement, 81% of the costs to design, purchase right of way for, and construct this project will be borne by Gwinnett County, and 19% by the City of Duluth. Phase I (the section to the east) was designed first and advertised for construction with bids due on May 16, 2018. A total of nine bids were received as follows:

Ohmshiv Construction - \$982,217.15
CMES - \$990,638.00
CMEC - \$1,071,273.42
Archimetric Design & Construction - \$1,102,735.35
Construction 57, Inc - \$1,110,835.25
Georgia Development Partners - \$1,161,357.64
Tri-Scapes, Inc - \$1,273,750.80
Southern Premier Contractors - \$1,299,466.50
A1 Contracting - \$1,440,213.00

Per the bid package and the advertisement, it is the City's intention to award the construction to the lowest responsible bidder. Staff reviewed all bid packages and checked references for the lowest bidder. Staff recommends award to Ohmshiv Construction in the amount of \$982,217.15.

Should Council approval the award, additional matching funds of \$171,290 will be required for the City's 19% matching of the sidewalk construction cost. Staff recommends \$83,940 come from unallocated 2014 SPLOST Transportation funds and \$87,350 come from unallocated 2017 SPLOST Transportation funds. These funds will be added to the Abbotts Bridge Road Improvements - Roadway & Walkways - Professional Services line item.

Staff requests the Mayor and Council to consider approval of award to Ohmshiv Construction in the amount of \$982,217.15, and authorize a budget amendment to cover the City's share of matching funds for construction costs, CE&I costs, Engineering Services costs, and a contingency.

2. AWARD OF BID – PUBLIC SAFETY PARKING LOT REPAIRS

Mayor and Council to consider awarding a bid for the crack filling, seal coating and striping of the Public Safety Building parking lot. A total of four bids were received as follows:

Prime Paving - \$ 9,000.00
Ed's Paving - \$ 17,000.00
All -Brite Striping - \$ 14,000.00
Ace Paving - \$ 24,899.76

Staff recommends award to Prime Paving Contractor, Inc. in the amount of \$9,000.

VII. MATTERS FROM DEPT HEADS/CITY ATTORNEY

VIII. MATTERS FROM CITIZENS

IX. MATTERS FROM COUNCIL

X. MATTERS FROM CITY MANAGER

XI. ADJOURNMENT

The next scheduled meeting of the Mayor and Council will be held on July 9, 2018 at 7:00 p.m.