

Buford City Commission

December 14, 2020

The regular monthly meeting was held on December 14, 2020 at Buford City Arena and all Commission members were present.

Chairman Beard called the meeting to order at 7:00 p.m. and members of Buford Middle School FBLA led the Pledge of Allegiance.

Motion by Mr. Weeks, seconded by Mr. Burge to approve the agenda for the December 14, 2020 Commission meeting as presented.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to adopt the minutes from the November 2, 2020 regular meeting as presented by staff.

Ayes 3
Nays 0

Chairman Beard stated that this portion of the meeting would be set aside for public hearings.

Rezoning:

Motion by Mr. Burge, seconded by Mr. Weeks to table the annexation and rezoning request for Plat #590: ACM Satilla LN V, LLC, Plat #591: Ronald Cropper, Nancy Evans, Cathy Cropper and William Cropper, Plat #592: ACM Satilla LN V, LLC and #Z-20-14: Kilburn Commercial Properties, LLC.

Ayes 3
Nays 0

Special Use Permit:

#SUP-20-14: Susan Lewis requests a special use permit for the property located at 406 E. Shadburn Avenue. The special use permit requested is to allow outside special events. The applicant was not present. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following conditions:

1. Outdoor activity that generates noise or the use of a PA system shall be limited between the hours of 9:00 a.m. and 10:00 p.m.
2. All parking shall be within designated parking spaces on concrete or asphalt. On-street parking on public right-of-way shall be prohibited.
3. City Hall shall be notified at least 10 business days prior to events that are large enough to require traffic control measures as hiring off-duty police officers and/or shuttle services to and from a larger parking lot.



Ayes 3
Nays 0

#SUP-20-15: ALM Holding, LLC requests a special use permit for the property located at 4250 Buford Drive. The special use permit requested is to allow expansion of Atlanta Luxury Motors used car business. Mitch Peevy spoke on behalf of the applicant. He stated they are proposing to build a new building and are requesting three (3) years to complete the development and to be allowed to only do temporary paving and minimal landscaping until the new plans are finalized and construction started for the new building. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following conditions:

1. The owner shall start the development within a year or the special use permit is void and shall comply with the City of Buford Development and Zoning Regulations.
2. The owner shall maintain the access easement and paving in front of the property.
3. Prior to the completion of the parking expansion construction, the applicant shall combine the two parcels into one.
4. The owner shall submit plans to the Planning Director for approval.

Ayes 3
Nays 0

Annexations:

Plat #593: P&B Georgia LT I, LLC requests annexation and zoning for the property located on East Maddox Road, being parcel 7-227-009, containing 7.677 acres from R-100 to R-100. Ronnie Rodriguez spoke on behalf of the applicant. Gwinnett County did not object to this annexation and zoning. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request with the following conditions:

1. Prior to the approval of any future building permits, owner(s) shall submit a minor subdivision plat for review and approval by the City of Buford.
2. The minor subdivision plat shall include verification of all existing state waters and associated buffers and impervious setbacks.
3. Lots 4 through 5 shall be required to have residential drainage plans per City of Buford standards submitted with the building permit application for review and approval of the permit.
4. All homes shall have a minimum gross heated floor area of 3000 square feet exclusive of garages or basements. All homes shall have a minimum two (2) car garage.
5. All homes shall have three (3) sides brick or stone with accents not to exceed 40%. Accents shall include brick, stucco, rock, stone, hardiplank, shakes and concrete siding.
6. To reduce the road frontage on Lot 1 from 100 feet to 99.44 feet. To reduce the road frontage on Lots 2 through 5 from 100 feet to 15.35 feet.
7. To provide a 30-foot ingress/egress and utility easement for Lots 2 through 5. The driveway width shall be a minimum 20 feet.



8. Install 5-foot sidewalk with 2-foot landscape strip along roadway and 4-foot sidewalk along the access drive to the homes with a 2-foot landscape strip.

Ayes 3
Nays 0

Plat #594: Patsy Jean Thornton requests annexation and zoning for the property located at 5459 Shadburn Ferry Road from R-100 to R-100. The applicant was not present. No one spoke against the request. Gwinnett County did not object to this annexation and zoning. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request. If the existing home is removed, the new home shall comply with the following conditions:

1. Ranch homes shall have a minimum of 2600 square feet and two-story homes shall have a minimum of 2800 square feet exclusive of garage or basement and shall have a two-car garage.
2. The residential dwelling front and side elevations shall be a minimum of 40% brick or stone with accents not to exceed 60%. Accents shall include brick, stone, rock, stucco, shakes, hardiplank and concrete siding.
3. Driveways shall be a minimum of 18 feet in width.
4. All yards shall be sodded and shall have a minimum of two (2) 2-inch caliper ornamental trees planted in the front yard.
5. Install curb and gutter and 5-foot sidewalk with 2-foot landscape strip.

Ayes 3
Nays 0

Zoning Modifications:

#ZM-20-07: Rachael Jones, 2136 Sterling Parks, Enclave at Morningside, Lot #56, requests to reduce the front setback from 15 feet to 10 feet for a covered entry way. No one spoke against the request. Motion by Mr. Burge, seconded by Mr. Weeks to approve the request.

Ayes 3
Nays 0

#ZM-20-08: Rachael Jones, 2251 Kate Moore Way, Olde Town Estates Subdivision, Lot #48, requests to reduce the rear setback from 25 feet to 19 feet for a rear patio. No one spoke against the request. Motion by Mr. Weeks, seconded by Mr. Burge to approve the request.

Ayes 3
Nays 0

#ZM-20-09: Brightwork Real Estate, 4040 South Bogan Road, Holland Point Shopping Center, Outparcel #1, request to allow a car wash with store front glass to extend to the sidewalk in lieu of a 1-foot contrasting base as per the code and to encroach into the undisturbed buffer as per the site plan submitted. The total buffer increases from 13,130' to 13,815' (685'). The encroachment is a maximum of 13.75 feet and a total encroachment of 1098 square feet. Jeff Pruitt spoke on behalf of the Applicant.

Neighbors Jason Mosley, Mrs Lulkowski spoke against along with Heritage Crest resident Ben Haynes.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to deny the request.

Ayes 3
Nays 0

Chairman Beard stated at this time there would be a public hearing regarding the removal of #SUP-10-10 issued on April 1, 2010 to America's Best Automotive at 4525 South Lee Street. Tim Houghton, owner of the property, and Wes Burk, Store Manager, were present. Mitch Peevy spoke on behalf of the owner. After a brief discussion, Motion by Mr. Weeks, seconded by Mr. Beard to revoke the special use permit. Mr. Burge abstained.

Ayes 2
Nays 0
Abstained 1

Chairman Beard stated that this concludes the public hearing portion of the meeting.

Motion by Mr. Burge, seconded by Mr. Weeks to certify the election results from the November 3, 2020 special municipal election.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to adopt the Bond Resolution for Refunding of Revenue Bonds Series 2021 and Intergovernmental Agreement between the Board of Education of the City of Buford and the City of Buford.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize City Manager and City Attorney to purchase properties located on Moreno Street.

Ayes 3
Nays 0

Mr. William Cross spoke regarding the Swimming Pool property surplus located adjacent to his Uncle's house and the ownership claim by the City. He said that he submitted a bid on the property for his Uncle in the belief that his Uncle owned the property, however, he would purchase the property for his Uncle to settle the matter. Chairman Beard said that the City would further research ownership. Motion by Mr. Weeks, seconded by Mr. Burge to deny all bids for surplus property located on Old Swimming Pool Road.



Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to approve bid for surplus property located on Mount Salem Road.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize Chairman to enter into an agreement with the City of Calhoun for purchase of excess reserve power capacity.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize Chairman and City Manager to sign election forms with MEAG Power to place off-system energy sales margins for the power supply year of 2021.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to approve low bid for Bona Road sidewalk improvement project.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to approve donation of Christmas decorations, 12 days of Christmas or similar, by Stacy Britt and authorize City Manager to issue donation letter.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to amend FY2021 budget for employee pay raises and pay rate increases.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize release of pledged funds with Peoples Bank & Trust. Mr. Beard abstained.

Ayes 2
Nays 0
Abstained 1



Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment #5 for Church Street stormwater improvements project in the amount of \$35,023.63.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #2 for Moreno street water improvements project in the amount of \$241,608.50.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #26 for the Buford parking deck project in the amount of \$373,332.00.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment #14 for the legion fields improvements project in the amount of \$863,370.00.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #6 (final) for Buford Multi-Use Trail project in the amount of \$22,179.76.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #1 in the amount of \$91,129.41 and payment #2 in the amount of \$10,125.49 for SR13 left turn lane extension project.

Ayes 3
Nays 0

Motion by Mr. Weeks, seconded by Mr. Burge to authorize payment of invoice #3 for Buford Water Works replacement membrane filtration systems project in the amount of \$14,762.60.

Ayes 3
Nays 0

Motion by Mr. Burge, seconded by Mr. Weeks to authorize payment #2 (invoice #1531) in the amount of \$1,605.45 and payment #5 in the amount of \$99,785.70 for Southside Wastewater Plant Flow Diversion Structure.

Ayes 3
Nays 0



Mr. Kerlin gave the City Manager's Report.

Mr. Jay, City Attorney, was absent.

After a brief discussion with the audience, motion by Mr. Burge, seconded by Mr. Weeks to adjourn.

Ayes 3

Nays 0



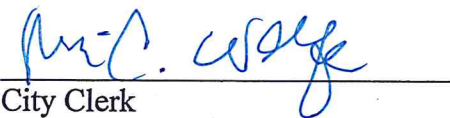
Phillip Beard, Chairman



Chris Burge, Vice-Chairman



Bradley W. Weeks, Commissioner


City Clerk

12-14-2020
Date