



AGENDA

Gainesville Mayor/Council Meeting
Tuesday, May 16, 2017, 5:30 PM
Public Safety Complex (Gainesville Justice Center)
Municipal Court Room, 701 Queen City Parkway
Mayor or Mayor Pro Tem Presides

INVOCATION:

PLEDGE OF ALLEGIANCE:

PRESENTATION(S):

- A. You're the Reason Scholarship Awards
- B. Post-Employment Service Recognition
- C. Proclamation: National Public Works Week

COUNCIL ANNOUNCEMENTS:

PUBLIC COMMENTS: (20 minutes maximum)

CONSENT AGENDA:

Minutes

- A. April 27, 2017 Work Session

Resolutions

- A. BR-2017-26 Chattahoochee Golf Course Additional Personnel
- B. BR-2017-27 Purchase and Development of City of Gainesville Owned Property - Main Street Lots
- C. PR-2017-14 Cleveland Highway Bridge Replacements Utilities Relocation - Contract Item Agreements with GDOT
- D. PR-2017-15 FY2016 Water Main Extensions and Improvements - Phase II
- E. PR-2017-16 Land Acquisition and Easement Rights to Construct Turn Lanes on State Route 369

ANNEXATION/ZONING:

- A. **Second Reading: Ordinance No. 2017-07**
Rezone 0.42± acre at 418 Boulevard

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 0.42± ACRE TRACT LOCATED ON THE EAST SIDE OF BOULEVARD, NORTH OF ITS INTERSECTION WITH PARK STREET (A/K/A 418 BOULEVARD NE) FROM RESIDENTIAL-II (R-II) TO RESIDENTIAL AND OFFICE, WITH CONDITIONS (R-O-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

CITY MANAGER ISSUES:

CITY ATTORNEY ISSUES:

CITY CLERK ISSUES:

EXECUTIVE SESSION:

ADJOURNMENT:

Final: Friday, May 12, 2017, 11:00 AM

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/9/2017
Presenter: Catiel Felts
Item of Business: You're the Reason Scholarship Awards
Meeting Date: 5/16/2017

Purpose of Request:

To recognize the following applicants of the You're the Reason scholarship:

Andria Jimenez- Daughter of Hector Jimenez, Police
Alyssa Gee- Daughter of Jason Gee, Water Resources
Jayce Johnson - Son of Tammy Johnson, Cemetery
Austin Montecalvo- Son of Paul Montecalvo, Water Resources
Grayson Patterson - Daughter of Jason Patterson, Fire
Alyssa Yarck - Daughter of Dale Yarck, Fire

History/Background:

The *You're the Reason Scholarship* Fund was established in 2011 by employees of the City of Gainesville who give annually to the Community Trust Fund. More than \$10,000 has been awarded to City of Gainesville families since 2012.

Facts & Issues for Consideration:

Catiel Felts will present the "Big Check" to the overall winner and envelopes to the other 5 applicants telling them the amount of scholarship they will receive.

Department Recommendation:

Department Director:

Catiel Felts

If funding is involved, are funds approved within the current budget?

N/A

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/9/2017
Presenter: Danny Dunagan
Item of Business: Post-Employment Service Recognition
Meeting Date: 5/16/2017

Purpose of Request:

To recognize the following retirees for their service:
1. Linda Stephens (Water Resources) 26 years, 5 months, 9 days
2. David Dockery (Public Works) 25 years, 4 months, 19 days

History/Background:

Facts & Issues for Consideration:

Department Recommendation:

Department Director:

Janeann Allison

If funding is involved, are funds approved within the current budget?

N/A

Amount Requested:

Source of Funds:

General Fund, i.e., Mayor/Council Budget

Finance Comments:

Administrative Comments:

Funding is included through the annual budget process.

ATTACHMENTS:

Description	Type
☐ Retiree Statistical Sheet	Backup Material
☐ Linda Stephens - Testimonial	Backup Material
☐ David Dockery - Testimonial	Backup Material



The City of Gainesville Retired Employees

**Linda Stephens
Water Resources**

**26 years, 5 months, 9 days
10/22/1990 – 03/31/2017**

**David Dockery
Public Works**

**25 years, 4 months, 19 days
08/12/1991 – 12/31/2016**

Total Accumulated Services: 51 years, 9 months, and 28 days



Linda J. Stephens

Your retirement, after 26 years, 5 months and 9 days of service to the Gainesville City Government, is an occasion which fully merits a formal and sincere expression of the appreciation for the sterling qualities of mind and spirit which have been reflected in your devotion to the citizens of our City.

As Council Members, we are acutely aware that progress in municipal government is largely predicated upon the loyalty and effectiveness of its employees in faithfully carrying out the acts of the Council, and efficiently delivering the services provided by the departments in which they are employed.

Let it be further known, that the City of Gainesville takes great pleasure in the caliber of employees such as yourself, whose records of service have contributed substantially to the stature of our City as one of the most progressive of Georgia's municipalities.

Therefore, the governing body of the City of Gainesville issues this "Testimonial" in grateful appreciation for your loyalty and dedication to the City of Gainesville during your long and honorable record of service.

Executed this 16th day of May 2017.

Mayor C. Danny Dunagan, Jr.

Council Member W. Samuel Couvillon

Mayor Pro Tem Ruth H. Bruner

Council Member Zack Thompson

Council Member George Wangemann

Council Member Barbara B. Brooks



David Dockery

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Council Member George Wangemann

Council Member Barbara B. Brooks

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/5/2017
Presenter: Danny Dunagan
Item of Business: Proclamation: National Public Works Week
Meeting Date: 5/16/2017

Purpose of Request:

Acknowledge the vital services provided by the public works managers, engineers and employees who are responsible for ensuring our community is sustainable, and to recognize the substantial contributions they have made to the health, safety and well-being of the citizens of Gainesville.

History/Background:

Facts & Issues for Consideration:

Department Recommendation:

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

Amount Requested: **Source of Funds:**

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ National Public Works Week Proclamation	Presentation



PROCLAMATION

WHEREAS: *public works infrastructure, facilities and services are of vital importance to sustainable communities and to the health, safety and well-being of the people of Gainesville; and*

WHEREAS: *such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, managers and employees from state and local units of government and the private sector, who are responsible for and must plan, design, build, operate, and maintain the transportation systems, solid waste and recycling, cemetery, vehicles and equipment, public buildings, and other structures and facilities essential to serve our citizens; and*

WHEREAS: *it is in the public interest for the citizens and civic leaders in the United States of America to gain knowledge of and to maintain a progressive interest and understand the importance of public works and public works programs in their respective communities; and*

WHEREAS: *the year 2017 marks the 57th annual National Public Works Week sponsored by the American Public Works Association.*

NOW, THEREFORE, BE IT RESOLVED, *that I, C. Danny Dunagan, Jr., Mayor and the Gainesville City Council, do hereby proclaim the week May 21–27, 2017 as*

“National Public Works Week”

and urge all our people to join with representatives of the American Public Works Association and government agencies in activities and ceremonies designed to pay tribute to our public works professionals, engineers, managers and employees and to recognize the substantial contributions they have made to our national health, safety, welfare and quality of life.

Presented this 16th day of May, 2017

C. Danny Dunagan, Jr., Mayor
City of Gainesville

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/12/2017

Presenter:

Item of Business: Consent Agenda Items

Meeting Date: 5/16/2017

Purpose of Request:

The following appointments, minutes and/or resolutions are being considered under the Consent Agenda Section. These items were previously distributed for review and/or discussed. Unless otherwise directed by Mayor and Council, they will not be discussed during this meeting.

If you have questions regarding these documents, please feel free to contact the City Clerk's Office during normal business hours (Monday through Friday from 8:00 AM to 5:00 PM) at 770-535-6865 or via email to cityclerk@gainesville.org.

History/Background:

Facts & Issues for Consideration:

Department Recommendation:

Department Director:

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/11/2017
Presenter: Denise Jordan
Item of Business: April 27, 2017 Work Session
Meeting Date: 5/16/2017

Purpose of Request:

The purpose of this request is to allow the governing body to approve the minutes from the referenced meeting.

History/Background:

Facts & Issues for Consideration:

Draft minutes were distributed to the governing body, City Manager, City Attorney and Department Directors for an opportunity to present comments/corrections.

Department Recommendation:

Approve the minutes accepting edits as presented.

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

N/A

Amount Requested: **Source of Funds:**

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description

Type

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 4/19/2017
Presenter: Bryan Lackey
Item of Business: BR-2017-26 Chattahoochee Golf Course Additional Personnel
Meeting Date: 5/16/2017

Purpose of Request:

To request approval from the Mayor and Council to hire an additional employee that will serve in the position of Assistant Golf Professional.

History/Background:

The Director of Golf has served as the only employee handling the operations of the golf course for the past 8 years. The golf course is becoming more and more successful which increases the need to an additional staff person to ensure the same level of good management and customer service is given. There is also a need for succession planning.

Facts & Issues for Consideration:

The Part Time staff hours for the Golf Course will be reduced to help offset the costs of the new Full Time position.

Department Recommendation:

Approval of Resolution.

Department Director:

Rodger Hogan

If funding is involved, are funds approved within the current budget?

Amount Requested:	Source of Funds:
\$31,657.00 plus benefits	Golf Fund

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ BR-2017-26 Chattahoochee Golf Course Additional Personnel	Resolution

RESOLUTION BR-2017-26

**CHATTAHOOCHEE GOLF COURSE
ADDITIONAL PERSONNEL**

WHEREAS, the City of Gainesville owns and operates the Chattahoochee Golf Course; and

WHEREAS, it is the mission of the Chattahoochee Golf Course to enhance the quality of life for our citizens by providing affordable golf through first class customer service and quality golf course conditions; and

WHEREAS, as the Golf Course continues to be more and more successful, increased staffing is necessary to ensure the same level of good management and customer service; and

WHEREAS, succession planning is very important to all City departments and is critical to ensure that the Golf Course is prepared with a future plan to support service continuity; and

WHEREAS, it is necessary to add a position of Assistant Golf Professional in an effort to meet goals and enhance customer satisfaction, to achieve the same excellent management that is currently in place and as part of the succession plan in an effort to meet goals and enhance customer satisfaction.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body hereby authorizes the addition of one staff member to the current FY17 budget.

Adopted this _____ day of _____, 2017.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 5/5/2017

Presenter: Bryan Lackey

Item of Business: BR-2017-27 Purchase and Development of City of Gainesville Owned Property - Main Street Lots

Meeting Date: 5/16/2017

Purpose of Request:

The purpose of this request is for the approval of a resolution to award the Request for Proposal for the Purchase and Development of City of Gainesville, Georgia Owned Property (Main Street Lots aka Greater South Lots) to the partnership of Carroll Daniel Construction Company and Knight Commercial Real Estate.

History/Background:

RFP 17022 was issued on January 25, 2017 defining the goals and vision for the development of property located at the intersection of the Main Street and Jesse Jewell Parkway. March 10, 2017 was the deadline for submitting proposals. Four responses were received and evaluated.

Facts & Issues for Consideration:

The purchase price included in the selected proposal is \$745,000.

Department Recommendation:

Adopt the proposed resolution.

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ BR-2017-27 Purchase & Development of the Main Street Lots (aka Greater South Lots)	Resolution

RESOLUTION BR-2017-27

**AWARD OF RFP #17022
PURCHASE AND DEVELOPMENT OF
CITY OF GAINESVILLE, GEORGIA - OWNED PROPERTY**

WHEREAS, the City of Gainesville owns four tax parcels near Main Street and Jesse Jewell Parkway with tax identification numbers 01006 005001, 01006 004004, 01006 004006, and 01006 004002; and

WHEREAS, the City of Gainesville recently solicited proposals for the purchase and development of these City owned parcels pursuant to the Midtown Redevelopment Plan on January 23, 2017 under the Request for Proposal # 17022 (the "RFP"); and

WHEREAS, the City of Gainesville received four responses to the RFP; and

WHEREAS, responses to the RFP were opened on March 10, 2017 and thoroughly reviewed; and

WHEREAS, interviews were held with each of the four respondents on March 28, 2017; and

WHEREAS, after review, staff recommends awarding the Request for Proposal for the Purchase and Development of City of Gainesville, Georgia Owned Property to the partnership of Carroll Daniel Construction Company and Knight Commercial Real Estate who offered a purchase price of \$745,000 and development proposal for the property which best fit the goals of the Midtown Redevelopment Plan.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body for the City of Gainesville hereby authorize the Mayor, the City Attorney and/or City Manager to approve and sign all documents and agreements that may be necessary to complete this project.

Adopted this ____ day of May 2017.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 4/26/2017

Presenter: Bryan Lackey

Item of Business: PR-2017-14 Cleveland Highway Bridge Replacements Utilities Relocation - Contract Item Agreements with GDOT

Meeting Date: 5/16/2017

Purpose of Request:

To request authorization to execute two Contract Item Agreements (CIA) with the Georgia Department of Transportation (GDOT) for relocation of existing utilities associated with replacement of two bridges on Cleveland Highway.

History/Background:

Gainesville City Council adopted Resolution PR-2016-49 authorizing staff to proceed with engineering and design for the utility relocation associated with GDOT's Cleveland Highway (SR 11) bridge replacements project. Staff forwarded completed construction plans to GDOT to be included in their contract as a Contract Item Agreement. GDOT has now forwarded two CIA's that set forth conditions for the utility relocation work to be performed by their contractor and reimbursement for said work by the City of Gainesville. A total of \$4,125,000.00 will be required to complete the utility relocation work which includes contingency, staff salaries, legal fees and other project expenditures.

Facts & Issues for Consideration:

Relocation of existing utilities associated with this project will allow the City of Gainesville to provide adequate capacity for existing and future developments in the area.

Department Recommendation:

Authorize staff by resolution to proceed with execution of the two CIA's for relocation of existing utilities required by GDOT.

Department Director:

Linda MacGregor

If funding is involved, are funds approved within the current budget?

Amount Requested:

\$4,125,000.00

Source of Funds:

Department of Water Resources Capital Projects Fund

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
 PR-2017-14 Cleveland Highway Bridge Replacements Utilities Relocation Contract Item Agreement	Resolution
 Cleveland Highway Bridge Replacements Utilities Relocation CIP Summary	Attachments/Exhibits
 Cleveland Highway Bridge Replacements Utilities Relocation Memo To Director	Cover Memo
 GDOT CIA Chattahoochee River Estimate 122064	Backup Material
 GDOT CIA East Fork LittleRiver Estimate 122066	Backup Material

RESOLUTION PR-2017-14

CLEVELAND HIGHWAY BRIDGE REPLACEMENTS UTILITIES RELOCATION CONTRACT ITEM AGREEMENT WITH GDOT

WHEREAS, the City of Gainesville owns and operates a water distribution system that serves a large portion of Hall County; and

WHEREAS, the Georgia Department of Transportation (GDOT), is planning to replace the two existing bridge structures on Cleveland Highway (SR 11) over portions of Lake Lanier, one designated as East Fork Little River Bridge and the other as Chattahoochee River Bridge; and

WHEREAS, the governing body for the City of Gainesville in its regular meeting on November 15, 2016 adopted Resolution PR-2016-49 authorizing staff to proceed with design and engineering to produce construction drawings for utility relocations to be bid as part of GDOT's Cleveland Highway Bridge Replacements projects; and

WHEREAS, GDOT will bid the bridges as two separate contracts including water and sewer mains to be installed on behalf of the City of Gainesville through execution of a Contract Item Agreement (CIA); and

WHEREAS, GDOT has forwarded two (2) CIA's that set forth the conditions under which GDOT agrees to have its contractors perform the utility relocation work on each bridge and requires the City of Gainesville to reimburse GDOT for said work; and

WHEREAS, the CIA's provide a cost estimate of \$1,517,740.00 for the East Fork Little River Bridge and \$2,032,692.00 for the Chattahoochee River Bridge, for a total of \$3,550,432.00 for the utility relocation work for both bridge replacement projects; and

WHEREAS, GDOT will notify the City of Gainesville in writing of the actual amount due after acceptance of bids; and

WHEREAS, the City agrees to pay GDOT the full bid amount for the utility relocation work within sixty (60) days of notification; and

WHEREAS, staff has reviewed the CIA's and in a memo dated April 26, 2017, recommends the estimated amount above be authorized plus an additional 10% contingency of \$355,043.20 for a total of \$3,905,475.20 for reimbursement to GDOT for the utility relocation work.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body for the City of Gainesville hereby authorizes the above recommended amount plus an additional \$219,524.80 to cover legal fees, staff time and other miscellaneous project expenditures for a total not to exceed amount of \$4,125,000.00.

BE IT FURTHER RESOLVED THAT an expenditure of \$4,125,000.00 shall be from the Department of Water Resources Capital Projects Fund.

BE IT FURTHER RESOLVED THAT the Mayor, City Manager and City Attorney are authorized to sign such documents that may be necessary to complete these projects.

RESOLUTION PR-2017-14

**CLEVELAND HIGHWAY BRIDGE REPLACEMENTS UTILITIES RELOCATION
CONTRACT ITEM AGREEMENT WITH GDOT**

Adopted this _____ day of _____, 2017.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

CAPITAL IMPROVEMENTS PROJECT SUMMARY REQUEST

PROJECT NAME:		Cleveland Highway Bridge Replacements Utilities Relocation	
PROJECT NUMBER:		18881	PROJECT DEPARTMENT Water Resources
RESOLUTION NUMBER:		PR-2017-14	LOCATION: 4440.00
PROJECT MANAGER:		Joel Altherr	
CHECK ONE: NEW PROJECT:		☐ ADDITIONAL FUNDING ☒	

CODE	ACCOUNT NUMBER	AMOUNT REQUEST
SWB - CITY PROVIDED PROJECT MANAGEMENT		
1100	Salaries and Wages	511100.XXX to 511150.XXX \$160,000.00
1101	Overtime Earnings	511300.XXX to 511350.XXX
1110	Health and Life Insurance Premiums	512100.000
1140	Social Security and Medicare Expense	512200.000
1171	Retirement Contribution - Plan A	512400.001
	SUBTOTAL	\$160,000.00
PDD - PROJECT DEVELOPMENT & DESIGN		
8101	Project Development	541000.001
8102	Facility Design/Bidding Service	541000.002
8103	Geotechnical	541000.003
8104	Laboratory	541000.004
8105	Survey	541000.005
8106	Other	541000.011
8107	Legal Services	541000.006
	SUBTOTAL	\$0.00
LAND - LAND/EASEMENT ACQUISITION		
8201	Survey	541100.003
8202	Legal Services	541100.004 \$25,000.00
8203	Land Agent Services	541100.005 \$5,000.00
8204	Land Purchase	541100.001
8205	Easement Acquisition	541100.002 \$20,000.00
	SUBTOTAL	\$50,000.00
CON - CONSTRUCTION		
8301	Construction Admin. Services	541000.007
8302	Resident Inspection Services	541000.008
8303	Legal Services	541000.006 \$8,000.00
8304	Contracted Construction Cost	541000.009 \$3,905,475.20
8305	City-Furnished Materials	541000.010
8306	Other	541000.011 \$1,524.80
8308	Furnishings and Equipment (Taggable Assets)	531600.002
	SUBTOTAL	\$3,915,000.00
MEQ - MACHINERY AND EQUIPMENT		
2000	Equipment	542000.000
2200	Vehicles	542200.000
	SUBTOTAL	\$0.00
INT - INTANGIBLES		

5431	Master Plans & Studies	543000.001	
5432	Software	543000.002	
5433	Other	543000.003	
	SUBTOTAL		\$0.00
RMT - REPAIRS AND MAINTENANCE			
5201	Annual Maintenance Contracts	522200.001	
5202	General Repairs and Maintenance	522200.002	
5203	Equipment Repairs	522200.003	
5204	Vehicles	522200.004	
5205	Tires	522200.005	
5206	Streets	522200.006	
5207	Sidewalks	522200.007	
5208	Bridges	522200.008	
5209	Stormwater	522200.009	
	SUBTOTAL		\$0.00
	TOTAL		\$4,125,000.00



CITY OF GAINESVILLE

DEPARTMENT OF
WATER RESOURCES

757 Queen City Parkway, SW
Gainesville, Georgia 30501-4358
Telephone: 770.535.6892
Fax: 770.538.2411
Web Site: www.gainesville.org

memo

TO: Linda MacGregor, Department of Water Resources Director
Don Dye, Department of Water Resources Assistant Director

FROM: Jason Perry, P.E., Civil Engineer III

SUBJECT: Cleveland Highway Bridge Replacements Utilities Relocation

DATE: April 26, 2017

The Georgia Department of Transportation (GDOT) has approved the utility relocation construction plans prepared by the Department of Water Resources staff and will include them in their contracts currently scheduled to bid in May 2017. GDOT will bid these as two separate projects, requiring two Contract Item Agreements (CIA), which set forth conditions under which GDOT agrees to have its contractors perform the utilities relocation work and be reimbursed by the City of Gainesville for said work.

In summary, the CIA's state that GDOT will bid the utility relocation work, currently estimated at \$3,550,432.00 (\$1,517,740.00 for the East Fork Little River Bridge and \$2,032,692.00 for the Chattahoochee River Bridge), as part of their contract. Upon acceptance of bids by GDOT, the City will be notified of the bid amounts associated with the utility relocation and be required to pay the amount in full within sixty (60) days. Once the projects are complete, the actual cost of the utility relocation work will be determined by actual installed quantities. GDOT will then refund or request additional payment for the difference between the amounts previously paid by the City and actual cost of construction. The refund or additional payment shall be made by either party within sixty (60) days of project completion.

Enclosed is a resolution which authorizes the City to reimburse GDOT for the utility relocation work with an additional \$574,568.00 for contingency, legal fees, staff time and other miscellaneous project expenditures for a total amount of \$4,125,000.00. This resolution also authorizes the Mayor, City Manager and City Attorney to sign such documents that may be necessary to complete the projects. If authorized, I will forward three copies of the CIA's to the City Manager for execution by the Mayor.

Please let me know if you have any questions.

CC: Myron Bennett, Engineering and Construction Division Manager
Matt Henderson, Design & Permitting Section Chief
Barclay Fouts, Project and Construction Services Section Chief

SUMMARY ESTIMATE SHEET

Chattahoochee River Bridge Utilities Relocation

PI # 122064

Date: November 30, 2016

				Engineers Estimate	
ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
600-0001	FLOWABLE FILL	CY	79	\$300.00	\$23,700.00
615-1000	JACK & BORE, 16 IN STEEL CASING, .250 IN	LF	150	\$216.00	\$32,400.00
615-1000	JACK & BORE, 18 IN STEEL CASING, .250 IN	LF	80	\$252.00	\$20,160.00
615-1000	JACK & BORE, 30 IN STEEL CASING, .312 IN	LF	380	\$420.00	\$159,600.00
660-0812	SAN. SEWER PIPE, 12 IN DUCTILE IRON	LF	1,620	\$180.00	\$291,600.00
670-1060	WATER MAIN, 6 IN, CL 350, DIP	LF	140	\$50.00	\$7,000.00
670-1080	WATER MAIN, 8 IN, CL 350, DIP	LF	1,540	\$65.00	\$100,100.00
670-1200	WATER MAIN, 20 IN, CL 350, DIP	LF	6,964	\$160.00	\$1,114,240.00
670-1600	CUT & PLUG EXISTING WATER MAIN	EA	2	\$1,440.00	\$2,880.00
670-2060	GATE VALVE, 6 IN	EA	4	\$1,320.00	\$5,280.00
670-2080	GATE VALVE, 8 IN	EA	11	\$1,800.00	\$19,800.00
670-2120	GATE VALVE, 12 IN	EA	2	\$2,880.00	\$5,760.00
670-2200	GATE VALVE, 20 IN	EA	10	\$4,440.00	\$44,400.00
670-3015	8 IN TAPPING SLEEVE ASSEMBLY & VALVE	EA	2	\$4,560.00	\$9,120.00
670-4000	FIRE HYDRANT	EA	6	\$3,552.00	\$21,312.00
670-4505	CONCRETE THRUST COLLAR, 6 IN PIPE	EA	1	\$960.00	\$960.00
670-4510	CONCRETE THRUST COLLAR, 8 IN PIPE	EA	4	\$960.00	\$3,840.00
670-4520	CONCRETE THRUST COLLAR, 12 IN PIPE	EA	2	\$1,440.00	\$2,880.00
670-4540	CONCRETE THRUST COLLAR, 20 IN PIPE	EA	3	\$3,840.00	\$11,520.00
670-5000	WATER SERVICE LINE, 3/4 IN	L.F.	160	\$67.50	\$10,800.00
670-5010	WATER SERVICE LINE, 1 IN	L.F.	40	\$80.00	\$3,200.00
670-7000	STEEL CASING 16 IN, .250 IN	L.F.	150	\$96.00	\$14,400.00
670-7000	STEEL CASING 18 IN, .250 IN	L.F.	285	\$108.00	\$30,780.00
670-7000	STEEL CASING 30 IN, .312 IN	L.F.	590	\$144.00	\$84,960.00
670-9920	REMOVE FIRE HYDRANT	EA	4	\$3,000.00	\$12,000.00
BASE BID TOTAL				\$2,032,692.00	

SUMMARY ESTIMATE SHEET

East Fork River Bridge Utilities Relocation

PI# 122066

Date: November 30, 2016

				Engineers Estimate	
ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
600-0001	FLOWABLE FILL	CY	27	\$300.00	\$8,100.00
615-1000	JACK & BORE, 16 IN STEEL CASING, .250 IN	LF	60	\$216.00	\$12,960.00
615-1000	JACK & BORE, 30 IN STEEL CASING, .312 IN	LF	170	\$420.00	\$71,400.00
660-0812	SAN. SEWER PIPE, 12 IN DUCTILE IRON	LF	1,640	\$180.00	\$295,200.00
670-1060	WATER MAIN, 6 IN, CL 350, DIP	LF	40	\$50.00	\$2,000.00
670-1080	WATER MAIN, 8 IN, CL 350, DIP	LF	820	\$65.00	\$53,300.00
670-1120	WATER MAIN, 12 IN, CL 350, DIP	LF	220	\$78.00	\$17,160.00
670-1200	WATER MAIN, 20 IN, CL 350, DIP	LF	4,950	\$160.00	\$792,000.00
670-1600	CUT & PLUG EXISTING WATER MAIN	EA	4	\$1,440.00	\$5,760.00
670-2060	GATE VALVE, 6 IN	EA	7	\$1,320.00	\$9,240.00
670-2080	GATE VALVE, 8 IN	EA	5	\$1,800.00	\$9,000.00
670-2120	GATE VALVE, 12 IN	EA	5	\$2,880.00	\$14,400.00
670-2200	GATE VALVE, 20 IN	EA	13	\$4,440.00	\$57,720.00
670-3015	6 IN TAPPING SLEEVE ASSEMBLY & VALVE	EA	2	\$4,560.00	\$9,120.00
670-3015	8 IN TAPPING SLEEVE ASSEMBLY & VALVE	EA	1	\$4,560.00	\$4,560.00
670-4000	FIRE HYDRANT	EA	5	\$3,552.00	\$17,760.00
670-4510	CONCRETE THRUSTCOLLAR, 8 IN PIPE	EA	2	\$960.00	\$1,920.00
670-4520	CONCRETE THRUSTCOLLAR, 12 IN PIPE	EA	3	\$1,440.00	\$4,320.00
670-4540	CONCRETE THRUSTCOLLAR, 20 IN PIPE	EA	2	\$3,840.00	\$7,680.00
670-5000	WATER SERVICE LINE, 3/4 IN	L.F.	120	\$67.50	\$8,100.00
670-7000	STEEL CASING 16 IN, .250 IN	L.F.	120	\$96.00	\$11,520.00
670-7000	STEEL CASING 18 IN, .250 IN	L.F.	140	\$108.00	\$15,120.00
670-7000	STEEL CASING 30 IN, .312 IN	L.F.	600	\$144.00	\$86,400.00
670-9920	REMOVE FIRE HYDRANT	EA	1	\$3,000.00	\$3,000.00
BASE BID TOTAL				\$1,517,740.00	

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 4/28/2017
Presenter: Bryan Lackey
Item of Business: PR-2017-15 FY2016 Water Main Extensions and Improvements - Phase II
Meeting Date: 5/16/2017

Purpose of Request:

To request authorization to award construction contract to Griffin Bros., Inc. for construction of the FY2016 Water Main Extensions and Improvements - Phase II project.

History/Background:

On October 6, 2015, Gainesville City Council adopted resolution PR-2015-30 authorizing Department of Water Resources (DWR) staff to proceed with in-house surveying and design services for the FY2016 Water Main Extensions & Improvements project. The resolution also authorized staff to obtain and evaluate bids for performing this water main work and acquire all necessary easements, permits and licenses. Bids were received on April 27, 2017 with the lowest acceptable bid submitted by Griffin Bros., Inc. in the amount of \$1,147,310.18.

Facts & Issues for Consideration:

This project will address water main extension requests received from property owners and perform distribution system upgrades identified by DWR staff.

Department Recommendation:

Authorize staff by resolution to award construction contract to Griffin Bros., Inc. for the construction of FY2016 Water Main Extensions & Improvements - Phase II project.

Department Director:

Linda MacGregor

If funding is involved, are funds approved within the current budget?

Amount Requested:

\$1,380,000.00

Source of Funds:

Department of Water Resources Capital Projects Fund

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description

Type

BR-2017-15 FY2016 Water Main Extensions and Improvements - Phase II	Resolution
FY2016 WMEI Phase II CIP Summary	Attachments/Exhibits
FY2016 WMEI Phase II Recommendation Memo to Director	Cover Memo
FY 2016 WMEI Phase II Bid Tab	Backup Material

RESOLUTION PR-2017-15

**FY2016 WATER MAIN EXTENSIONS AND IMPROVEMENTS - PHASE II
AWARD OF CONTRACT**

WHEREAS, the City of Gainesville owns and operates a water system that serves the City of Gainesville and portions of Hall County; and

WHEREAS, the Department of Water Resources (DWR) has determined locations in its service area where new water service is required due to water main extension requests received from property owners and/or distribution system upgrades; and

WHEREAS, Gainesville City Council in its regular meeting on October 6, 2015 adopted Resolution PR-2015-30 authorizing DWR staff to proceed with in-house surveying and design, apply for and obtain all necessary permits and licenses, obtain bids from pre-qualified contractors, and make recommendation of award to the City Council for the FY2016 Water Main Extensions and Improvements Phase II project; and

WHEREAS, bids from pre-qualified construction contractors were received for the FY2016 Water Main Extensions and Improvements – Phase II project on April 27, 2017; and

WHEREAS, the lowest acceptable bid for construction of the FY2016 Water Main Extensions and Improvements - Phase II project was submitted by Griffin Bros. Inc., in the amount of \$1,147,310.18; and

WHEREAS, DWR staff has reviewed and evaluated the bids and recommends the construction contract be awarded to Griffin Bros. Inc. in the amount of \$1,147,310.18, plus an additional 10% contingency of \$114,731.02, for a total construction amount of \$1,262,041.20.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body for the City of Gainesville hereby authorizes award of the construction contract to Griffin Bros. Inc. in the above recommended amount. An additional \$117,958.80 to cover legal fees, staff time and other miscellaneous project expenditures for the project is also authorized.

BE IT FURTHER RESOLVED THAT the total authorized expenditure shall not exceed \$1,380,000.00 and that said expenditure shall be from the Department of Water Resources Capital Projects Fund and/or other funding sources as required.

BE IT FURTHER RESOLVED THAT the Mayor, City Manager and City Attorney are authorized to sign such documents that may be necessary to complete this project.

RESOLUTION PR-2017-15

**FY2016 WATER MAIN EXTENSIONS AND IMPROVEMENTS - PHASE II
AWARD OF CONTRACT**

Adopted this ____ day of _____, 2017.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

PROJECT NAME:		FY2016 Water Main Extensions and Improvements - Phase II	
PROJECT NUMBER:	18811	PROJECT DEPARTMENT Water Resources	
RESOLUTION NUMBER:	PR-2017-15	LOCATION:	4440.00
PROJECT MANAGER:	JASON PERRY		
CHECK ONE: NEW PROJECT: _____ ADDITIONAL FUNDING _____X_____			
CODE	ACCOUNT NUMBER		AMOUNT REQUEST
SWB - CITY PROVIDED PROJECT MANAGEMENT			
1100	Salaries and Wages	511100.XXX to 511150.XXX	\$100,000.00
1101	Overtime Earnings	511300.XXX to 511350.XXX	
1110	Health and Life Insurance Premiums	512100.000	
1140	Social Security and Medicare Expense	512200.000	
1171	Retirement Contribution - Plan A	512400.001	
	SUBTOTAL		\$100,000.00
PDD - PROJECT DEVELOPMENT & DESIGN			
8101	Project Development	541000.001	
8102	Facility Design/Bidding Service	541000.002	
8103	Geotechnical	541000.003	
8104	Laboratory	541000.004	
8105	Survey	541000.005	
8106	Other	541000.011	
8107	Legal Services	541000.006	
	SUBTOTAL		\$0.00
LAND - LAND/EASEMENT ACQUISITION			
8201	Survey	541100.003	
8202	Legal Services	541100.004	\$5,000.00
8203	Land Agent Services	541100.005	\$2,000.00
8204	Land Purchase	541100.001	
8205	Easement Acquisition	541100.002	\$5,000.00
	SUBTOTAL		\$12,000.00
CON - CONSTRUCTION			
8301	Construction Admin. Services	541000.007	
8302	Resident Inspection Services	541000.008	
8303	Legal Services	541000.006	\$5,000.00
8304	Contracted Construction Cost	541000.009	\$1,262,041.20
8305	City-Furnished Materials	541000.010	
8306	Other	541000.011	\$958.80
8308	Furnishings and Equipment (Taggable Assets)	531600.002	
	SUBTOTAL		\$1,268,000.00
MEQ - MACHINERY AND EQUIPMENT			
2000	Equipment	542000.000	
2200	Vehicles	542200.000	
	SUBTOTAL		\$0.00
INT - INTANGIBLES			

5431	Master Plans & Studies	543000.001	
5432	Software	543000.002	
5433	Other	543000.003	
	SUBTOTAL		\$0.00
RMT - REPAIRS AND MAINTENANCE			
5201	Annual Maintenance Contracts	522200.001	
5202	General Repairs and Maintenance	522200.002	
5203	Equipment Repairs	522200.003	
5204	Vehicles	522200.004	
5205	Tires	522200.005	
5206	Streets	522200.006	
5207	Sidewalks	522200.007	
5208	Bridges	522200.008	
5209	Stormwater	522200.009	
	SUBTOTAL		\$0.00
	TOTAL		\$1,380,000.00



CITY OF GAINESVILLE
•
DEPARTMENT OF
WATER RESOURCES
•

757 Queen City Parkway, SW
Gainesville, Georgia 30501-4358
Telephone: 770.538.2466
Fax: 770.535.5634
Web Site: www.gainesville.org

memo

TO: Linda MacGregor, Department of Water Resources Director
Don Dye, Department of Water Resources Assistant Director
FROM: Jason Perry, Civil Engineer III
SUBJECT: FY2016 Water Main Extensions and Improvements – Phase II
DATE: April 28, 2017

Bids were received from pre-qualified contractors for the referenced project on April 27, 2017. The lowest three bid amounts are as follows:

CONTRACTOR	TOTAL BID AMOUNT
Griffin Bros. Inc.	\$1,147,310.18
Strickland & Sons Pipeline Inc.	\$1,159,451.00
Anderson Grading and Pipeline, LLC	\$1,275,700.00

A table is enclosed that tabulates all bids received on a cost-per-item basis and summarizes the final bid amounts. This tabulation verifies that Griffin Bros. Inc., is the acceptable low bidder for this project. Please note that our estimated construction cost for this project was \$1,393,927.00

We have reviewed the bid documents submitted by the acceptable low bidder, Griffin Bros. Inc., and find them to be in order. We therefore recommend that Griffin Bros. Inc. be awarded the construction contract for the FY2016 Water Main Extensions and Improvements – Phase II project in the amount of \$1,147,310.18.

Griffin Bros. Inc. has confirmed that Great American Insurance Company will furnish payment and performance bonds for this project. Great American Insurance Company is listed in the current version of the U.S. Department of the Treasury Circular (NAIC #16691). They are shown as being licensed in the State of Georgia with an underwriting limitation that is greater than the bond amount. They also have a current A.M. Best Rating of “A+” and a current Standard and Poor’s Rating of “A+”.

Please note that upon receipt of performance and payment bonds, we will request that Griffin Bros. Inc. provide us a verification of bond authenticity and a history of claims against the bonding company, if any.

Upon approval by the governing body of the City of Gainesville for authorization of award, I will notify the contractor and transmit the conformed documents for execution and attachment of bonds and insurance.

Please let me know if you have any questions.

Attachment:

CC: Myron Bennett, Engineering and Construction Division Manager
Matt Henderson, Design & Permitting Section Chief
Barclay Fouts, Project and Construction Services Section Chief

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 4/25/2017

Presenter: Bryan Lackey

Item of Business: PR-2017-16 Land Acquisition and Easement Rights to Construct Turn Lanes on State Route 369

Meeting Date: 5/16/2017

Purpose of Request:

Project be advertised in the legal organ of the County for four consecutive weeks. Ability to sign any documents to complete the acquisition of the property required for the project.

History/Background:

Resolution PR-2013-38 authorized grant application for the Georgia Transportation Infrastructure Bank funds and authorized the Public Works Department to submit the said grant application to the State Road & Tollway Authority. Resolution PR-2014-41 authorized the acceptance of the Georgia Transportation Infrastructure Bank funds and authorized for the project to proceed.

Facts & Issues for Consideration:

Clark Patterson Lee was awarded the professional services. BM&K was awarded the Right-of-Way appraisal/acquisition. City Attorneys office, Tom Fitzgerald, is working with BM&K for the acquisition of property needed to construct the right turn lanes for the project. Parcels include:

1. Parcel 1 Cidmon Guven Tax Parcel 1124-2005
2. Parcel 2 Cidmon Guven Tax Parcel 0124-2006
3. Parcel 3 WHG SU Gainesville, LLC Tax Parcel 1125-1011

Department Recommendation:

Approve resolution to move forward with the right-of-way acquisition process.

Department Director:

Chris Rotalsky

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

93093 GTIB Grant - SR 369 Improvements

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
 PR-2017-16 Land Acquisition & Easement for SR369 Turn Lane Improvements	Resolution

RESOLUTION PR-2017-16

LAND ACQUISITION AND EASEMENT RIGHTS TO CONSTRUCT TURN LANES ON STATE ROUTE 369

WHEREAS, in order to maintain the projected schedule of road construction, the City of Gainesville has determined that it is necessary and in the public interest to acquire certain tracts of land as part of a Project to construct turn lanes on State Route 369, immediately and without delay, such project being in the public interest of the citizens of the City of Gainesville; and

WHEREAS, Article 9, Section 2, Paragraph 5 of the Georgia Constitution authorizes municipalities to exercise the power of eminent domain for any public purpose; and

WHEREAS, the governing body for the City of Gainesville determined the original approval and location of the project known as the Project to construct turn lanes on State Route 369, by resolution dated October 15, 2013; and

WHEREAS, this project is located in Land Lot 166 of the 9th Land District in Hall County, Georgia; and

NOW, THEREFORE, BE IT RESOLVED, and it is resolved, the City of Gainesville finds that the project to construct turn lanes on State Route 369 is necessary to serve a public purpose, and in furtherance of that public purpose has determined to use its power of eminent domain to acquire certain property rights through the condemnation process in the event that the necessary property rights cannot be acquired by voluntary negotiation and sale. The acquisition procedure shall proceed under Title 32 of the Official Code of Georgia, as the project schedule of completion requires acquisition of all parcels quickly, and without delay. Time is of the essence; and

BE IT FURTHER RESOLVED THAT the Gainesville City Manager and the employees and agents may negotiate for and acquire the property needed for the project by gift, sale, or condemnation, and that the City Attorney and the employees and agents of the City of Gainesville, are hereby directed to prepare the necessary deeds, easements, closing documents, petitions, declarations of taking, orders, and any other documents required to effectuate the foregoing; and

BE IT FURTHER RESOLVED THAT the governing body for the City of Gainesville, the City Manager, the City Attorney, and the employees and agents of the City of Gainesville, are authorized to sign any of the documents referenced in the preceding paragraph on behalf of the City of Gainesville, Georgia to complete the acquisition of the property required for this project; and

BE IT FURTHER RESOLVED THAT said location of the Project be advertised in the legal organ of the County, commencing immediately, for four consecutive weeks, and that the plans be kept on file at the City of Gainesville Public Works Department, and that any interested party may obtain a copy of same by writing to the City of Gainesville Public Works Department at 300 Henry Ward Way, Suite 302, P.O. Box 2496, Gainesville, GA 30503, and paying a nominal cost therefore.

RESOLUTION PR-2017-16

**LAND ACQUISITION AND EASEMENT RIGHTS TO
CONSTRUCT TURN LANES ON STATE ROUTE 369**

Adopted this ____ day of _____, 2017.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 4/17/2017

Presenter: Danny Dunagan

Item of Business: **Second Reading: Ordinance No. 2017-07**
Rezone 0.42± acre at 418 Boulevard

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 0.42± ACRE TRACT LOCATED ON THE EAST SIDE OF BOULEVARD, NORTH OF ITS INTERSECTION WITH PARK STREET (A/K/A 418 BOULEVARD NE) FROM RESIDENTIAL-II (R-II) TO RESIDENTIAL AND OFFICE, WITH CONDITIONS (R-O-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Meeting Date: 5/16/2017

Purpose of Request:

First Reading: 05/02/2017

The applicant is proposing to rezone the subject property from Residential-II (R-II) to Residential and Office (R-O) for an insurance and real estate office. The property contains a two-story, 3,738± square foot, residential duplex structure and a detached two-story garage. The applicant states that the two residential apartments on the upper floor will eventually be renovated for additional office space. Proposed modifications to the site include converting 2,205 square feet of the first floor to office space and the addition of 11 new gravel parking spaces to the rear of the structure to consist of concrete and pea gravel.

The existing driveway access will remain the same but will be slightly widened. Surrounding uses include single-family homes, multi-family apartments, and various professional office uses.

History/Background:

Facts & Issues for Consideration:

Department Recommendation:

To hold second reading on Ordinance 2017-07.

Department Director:

Rusty Ligon

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
 Ordinance 2017-07 W. L. Norton Agency, Inc.	Ordinance

AN ORDINANCE

No. 2017-07

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 0.42± ACRE TRACT LOCATED ON THE EAST SIDE OF BOULEVARD, NORTH OF ITS INTERSECTION WITH PARK STREET (A/K/A 418 BOULEVARD NE) FROM RESIDENTIAL-II (R-II) TO RESIDENTIAL AND OFFICE, WITH CONDITIONS (R-O-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

(Amendment to Zoning Map)

BE IT HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF GAINESVILLE, GEORGIA, AS FOLLOWS:

SECTION I.

That from and after the passage of this Ordinance the following described lands shall be zoned and so designated on the Zoning Map of the City of Gainesville as **Residential and Office, with conditions (R-O-c)**.

Conditions

- 1. Any new or replacement structure(s), exterior facade change(s), and/or future development at this location shall be of a single-family residential appearance and be characteristic of the surrounding historic properties, and shall be subject to the Community Development Director approval.**
- 2. Any fire escape addition shall be located to the rear of the existing structure.**
- 3. Any proposed new parking areas or potential storm water management areas shall be located to the rear of the structure and shall be adequately screened from the adjacent residential uses located along the south and east property lines. The buffer area shall consist of an opaque fence, a minimum of 6 feet in height, and evergreen shrubs or trees. The final installation, placement, maintenance and type of the buffer shall be subject to the Community Development Director approval.**
- 4. The subject property shall be limited to no more than 13 total parking spaces including handicapped parking. This shall not include parking within the proposed detached garage. The use of pervious material within the parking area shall require approval by the Department of Water Resources.**
- 5. The subject property shall be limited to one (1) monument sign for a future office use not to exceed five (5) feet in height and twenty (20) square feet in size.**

ORDINANCE NO. 2017-07

- 6. An updated as-built boundary survey/plat of the subject property, indicating existing conditions and all improvements, shall be recorded prior to obtaining a Certificate of Occupancy for the future professional office use.**
- 7. The applicant will construct an 8-foot pressure treated wooden fence from the corner of the existing garage to the existing side-fence on the south side of the property and shall regularly maintain the structure, integrity and appearance of the fence.**
- 8. At the existing tree, the fence shall split and brackets shall be installed to preserve the tree and allow for tree growth.**
- 9. The applicant shall, at his expense, install a vegetative buffer between the rear fence and the neighboring property to the east. The type of buffer shall be approved by the Community Development Department Director. Additional vegetation may be planted within this buffer area by the neighboring property owner at their expense.**
- 10. Concrete bumper guards will be installed along fence area for protection of wooden fence from vehicles.**
- 11. Low level exterior lights will be placed in parking area for security. The lighting shall be designed so as to minimize light spillage along the exterior of the development to not more than one .25 foot candle.**
- 12. The applicant shall use their main campus dumpster for trash disposal rather than having an onsite commercial dumpster.**

Legal Description

All that tract or parcel of land lying and being in G.M.D. 411, City of Gainesville, Hall County, Georgia, being 0.408 acres as per plat for Jack H. Pyburn and Robin Pyburn by Henry Bailey, R.L.S. #1586, dated May 18, 1987 and being more particularly described as follows:

Beginning at an iron pin set on the northeasterly side of Boulevard, N.E. (50' R/W), 135.80 feet from the centerline of the intersection of Park Street and the northeasterly right-of-way of Boulevard; thence North 21 degrees 49' 49" West 100.75 feet along the northeasterly right-of-way of Boulevard, N.E. to and iron pin set; thence North 59 degrees 31' 41" East 178.10 feet to an iron pin found and corner; thence South 22 degrees 12' 18" East 100.82 feet to an iron pin set and corner: thence South 59 degrees 34' 57" West 178.74 feet to an iron pin set and the point of beginning.

This being the same property conveyed to Edward Shannon, Jr. in Warranty Deed recorded in Deed Book 879, Page 616 of the Hall County, Georgia Deed Records and conveyed by Edward Shannon, Jr. to Jack H. Pyburn and Robin R. Pyburn at Deed Book 1122, Pages 186-187, aforesaid records.

SECTION II.

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

ORDINANCE NO. 2017-07

SECTION III.

If any portion of this Ordinance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair the remaining portions unless it clearly appears that such other parts are wholly and necessarily dependent upon the part held to be invalid or unconstitutional.

SECTION IV.

This Ordinance is enacted as an amendment to the Code of the City of Gainesville, Georgia, and is to be codified as a part of Section 9-1-1-5.

SECTION V.

The effective date of this Ordinance shall be upon approval by the governing body of the City of Gainesville, Georgia.

C. Danny Dunagan, Jr., Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk