



AGENDA

Gainesville Work Session
Thursday, May 16, 2019, 9:00 AM
Administration Building, Board Room
300 Henry Ward Way, 3rd Floor
Mayor or Mayor Pro Tem Presides

DEPARTMENT ISSUES

Water Resources Resolution: Riverstone Medical Water Main Extension Nick Swafford
Reimbursement

CITY MANAGER ISSUES

Ordinance: Amend Section 10-1-2 Entitled Hotel-Motel Excise Tax Bryan Lackey

MAYOR/COUNCIL ISSUES

Ex-Officio Report(s)

CITY ATTORNEY ISSUES

CITY CLERK ISSUES

EXECUTIVE SESSION

ADJOURNMENT

Final: Tuesday, May 14, 2019, 1:40 PM

CITY OF GAINESVILLE

WORKSESSIONREQUEST

Date Submitted: 5/3/2019

Presenter: Nick Swafford

Item of Business: Resolution: Riverstone Medical Water Main Extension
Reimbursement

Meeting Date: 5/16/2019

Purpose of Request:

To obtain approval from Council to authorize reimbursement to a developer for costs incurred from increasing the size of their water main extension from 8-inch to 12-inch per the City's request.

History/Background:

The developer, Foresight, LLC., has developed a medical office park located at the intersection of Old Winder Highway (SR 211) and Friendship Road (SR 347) which required an 8-inch water main to serve the development. The Department of Water Resources (DWR) requested that the developer increase the size of the proposed water main from an 8-inch to 12-inch main in order to meet DWR's water service master plan.

Facts & Issues for Consideration:

City ordinances specify that developers are to be reimbursed for system improvements required by the City that are in excess of those needed for their specific development. Increasing the water main size resulted in an additional cost to the developer of \$33,190.07.

Department Recommendation:

Approve reimbursement to the developer in the amount of \$33,190.07.

Department Director:

Linda MacGregor

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

Yes

Amount Requested:

\$33,190.07

Source of Funds:

Department of Water Resources Fund

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ Riverstone Medical Water Main Extension Reimbursement	Resolution
☐ Exhibit A - Change Request	Attachments/Exhibits

RESOLUTION BR-2019 - ____

RIVERSTONE MEDICAL WATER MAIN EXTENSION REIMBURSEMENT

WHEREAS, the City of Gainesville owns and operates a water distribution system; and

WHEREAS, Gainesville Department of Water Resources (GDWR) intends to provide its customers with a reliable and dependable water distribution system; and

WHEREAS, the Property Owner of land located at 1255 Friendship Road requires a water main extension in order to connect to the City of Gainesville water distribution system to serve their medical park development; and

WHEREAS, the GDWR Master Water Service Plan requires a 12-inch water main along Friendship Road in lieu of an 8-inch water main which would be adequate for the development; and

WHEREAS, City ordinances specify developers are to be reimbursed for “system improvements” required by the City that are in excess of those needed for their specific development; and

WHEREAS, GDWR staff received a change request from the developer’s contractor detailing the additional costs incurred as shown on attached “Exhibit A”, in the amount of \$33,190.07; and

WHEREAS, GDWR staff has reviewed said change request and concurs with the reasonable nature of the request.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body for the City of Gainesville hereby authorizes reimbursement to Foresight, LLC in the amount of \$33,190.07.

BE IT FURTHER RESOLVED THAT said expenditure shall be paid from the Department of Water Resources Fund.

BE IT FURTHER RESOLVED THAT the Mayor, City Manager and/or City Attorney are authorized to execute such documents as may be necessary to complete this reimbursement.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body

Adopted this ____ day of _____, 2019.

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

"EXHIBIT A"

CHANGE REQUEST

CR# AFE # 10 r1

Project Name: Riverstone Medical Development

Braselton, GA



TO: Katie Leonard
BDR

DATE: 5/1/2015

RE: Water & Fire Site Utilities

SUBJECT: Water and Fire Line Utility Revisions Rquired by Hall County

REASON FOR CHANGE:

During the site permit process Hall County required the water / fire line to be up sized to 12" diameter system.

COST OF CHANGE: \$ **33,190**

SUBCONTRACTED WORK

ITEM	DESCRIPTION	Vendor/Sub	QTY	UNIT	U/P	LABOR	U/P	MAT	U/P	SUB	TOTAL
1	Domestic Water & Fire Line Revisions (See Simpson's Detail Breakdown)	Simpson	1	LS					30,838.00	30,838.00	30,838.00
										-	-
										-	-
SUBTOTAL A						\$ -		\$ -		\$ 30,838.00	\$ 30,838.00

SELF PERFORMED WORK

ITEM	DESCRIPTION	Vendor/Sub	QTY	UNIT	U/P	LABOR	U/P	MAT	U/P	SUB	TOTAL
1						-				-	0.00
2										-	0.00
SUBTOTAL						-		-		-	-
SALES TAX AT - - - 9.25%								-			-
PAYROLL TAX & INS. @ 28%						-					-
SUBTOTAL B						\$ -		\$ -		\$ -	-

SUBTOTAL C = (SUBTOTAL A + B)										\$	30,838.00
LIABILITY INSURANCE		\$2/1000								\$	185.03
BUILDERS RISK		\$1.2/1000								\$	37.01
COMPLETED JOB RESERVE		0.100%								\$	40.38
SUB BONDS		1.0000%								\$	308.004
SUBTOTAL D = (SUBTOTAL A + B + C)										\$	31,408.42
Fee - GC Self Performed		15%								\$	85.56
Fee - Subcontractors		5.5%									\$1,696.09
TOTAL										\$	33,190.07

SCHEDULE EXTENSION REQUIRED:

T.B.D.

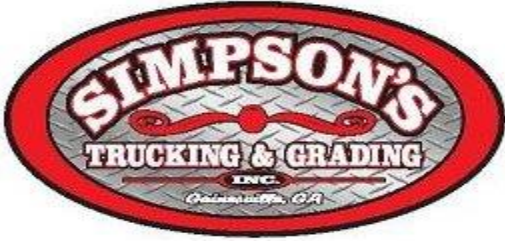
PREPARED BY: R. Wilson

APPROVED BY: _____

CC: Superintendent
COP File

Steve McCulloch

"EXHIBIT A"



Simpson Trucking & Grading, Inc.
1364 Candler Road
Gainesville, GA 30507

Phone 770-536-4731
Fax 770-503-0289
www.simpsontrucking.com

Pricing Revision

General Contractor: Freese Johnson, LLC

Project Name: Riverstone Medical Development

Date: April 28, 2015

Location: Braselton, GA

Plans Prepared by: Carter Engineering Consultants

Plans Received on: December 11, 2014

Line No.	Item Description	Quantity	Unit	Price	Amount
Changes to Water Line per Hall County Comments					
1	DEDUCT 8" DIP PC350	-380	LF	\$ 27.40	\$ (10,412.00)
2	ADD 12" DIP PC350	820	LF	\$ 38.90	\$ 31,898.00
3	ADD 12" DIP Bends	3	EA	\$ 690.00	\$ 2,070.00
4	DEDUCT 8" Gate Valve	-1	EA	\$ 1,335.00	\$ (1,335.00)
5	ADD 12" Gate Valve	1	EA	\$ 2,352.00	\$ 2,352.00
6	ADD 12" Water Main Termination per Detail	1	EA	\$ 4,900.00	\$ 4,900.00
7	Additional Testing & Chlorination	700	LF	\$ 1.95	\$ 1,365.00
Total:					\$ 30,838.00

Notes:

1. This quote is an ADDITION to the original Proposal, dated 11/5/2014.

Acceptance of Work Request Authorization

Owner:

Freese Johnson, LLC
Company Name

Signature

Printed Name & Title

Date

Contractor:

Simpson's Trucking & Grading, Inc
Company Name

A handwritten signature in blue ink that reads "Marc Smith".

Signature

Marc Smith
Printed Name & Title

4/28/2015

Date

CITY OF GAINESVILLE

WORKSESSIONREQUEST

Date Submitted: 5/6/2019

Presenter: Bryan Lackey

Item of Business: Ordinance: Amend Section 10-1-2 Entitled Hotel-Motel Excise Tax

Meeting Date: 5/16/2019

Purpose of Request:

The purpose of this request is to increase the current hotel-motel excise tax from 6% to 8% with the proceeds to be used for the promotion of tourism, conventions, and trade shows, as well as tourism product development, including but not limited to the promotion and development of Lake Lanier Olympic Park.

History/Background:

With the recent annexation into the City of Lake Lanier Olympic Park, this increase in the City's Hotel-Motel tax rate will help fund future capital improvements at the Park.

Facts & Issues for Consideration:

Increasing the hotel-motel excise tax will bring Gainesville in-line with surrounding municipalities, and will provide staff with additional resources to promote convention and tourism in Gainesville as well as improving local tourism venues.

Department Recommendation:

Approval

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
☐ Ordinance: Hotel/Motel Tax Excise Tax	Ordinance
☐ BR-2019-10 Resolution as Adopted	Backup Material

Passed: _____

AN ORDINANCE

No. 2019-

AN ORDINANCE TO AMEND SECTION 10-1-2, ENTITLED “HOTEL-MOTEL EXCISE TAX,” OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE BY ELIMINATING IT IN ITS ENTIRETY AND SUBSTITUTING IN ITS PLACE THE LANGUAGE SET FORTH BELOW; TO AMEND SECTION 2-1-35, ENTITLED “PROCEEDS OF THE TAX” OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE BY ELIMINATING IT IN ITS ENTIRETY AND SUBSTITUTING IN ITS PLACE THE LANGUAGE SET FORTH BELOW TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

SECTION I.

Section 10-1-2 of the Code of Ordinances of the City of Gainesville, Georgia is hereby amended to read as follows:

Sec. 10-1-2. – Hotel-motel excise tax.

As provided in Chapter 2-1, there is hereby set and levied on each occupant of a guest room of any hotel located within the corporate limits of the city a tax in the amount of eight (8) percent of the rent of such occupancy.

SECTION II.

Section 2-1-35 of the Code of Ordinances of the City of Gainesville, Georgia is hereby amended to read as follows:

Sec. 2-1-35. – Proceeds of the tax.

The proceeds of this tax shall be used in accordance with O.C.G.A. § 48-13-51(b).

SECTION III.

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

SECTION IV.

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.

ORDINANCE NO. 2019-

SECTION V.

The ordinance is enacted as an amendment to Sections 2-1-35 and 10-1-2 of the Code of Ordinances of the City of Gainesville, Georgia.

SECTION VI.

The effective date of this ordinance shall be July 1, 2019.

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 ordinance was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

RESOLUTION BR-2019-10

Hotel-Motel Excise Tax

WHEREAS, the governing body of the City of Gainesville, Georgia (the "City") has a desire to continue its efforts to promote tourism; and

WHEREAS, pursuant to O.C.G.A. § 48-13-51 and Sec. 10-1-2 of the City Code of Ordinances, the City currently levies a hotel-motel excise tax in the amount of six (6) percent; and

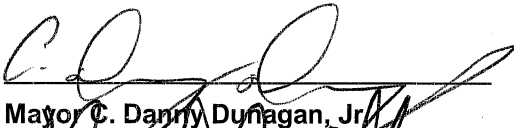
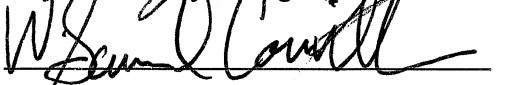
WHEREAS, pursuant to O.C.G.A. § 48-13-51(b)(2), the City wishes to increase the hotel-motel excise tax to eight (8) percent of the charge for furnishing for value to the public any room or rooms, lodgings, or accommodations; and

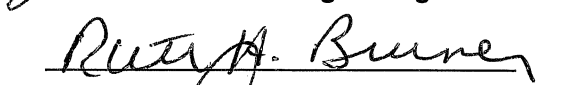
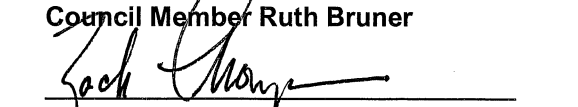
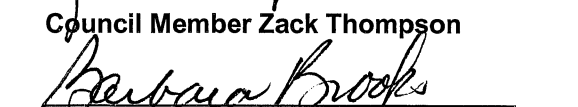
WHEREAS, the City shall utilize the proceeds from the hotel-motel excise tax for the promotion of tourism, conventions, and trade shows, as well as tourism product development, including but not limited to the promotion and development of Lake Lanier Olympic Park; and

WHEREAS, in each fiscal year during which the hotel-motel tax is collected, an amount equal to not less than fifty (50) percent of the total amount of taxes collected that exceed the amount of taxes that would be collected at the rate of five (5) percent shall be expended for promoting tourism, conventions, and trade shows by the City's designated destination marketing organization, and the remaining amount of taxes collected that exceed the amount of taxes that would be collected at the rate of five (5) percent which are not otherwise expended for promoting tourism, conventions, and trade shows shall be expended for tourism product development, including the development and implementation of the Corps of Engineers approved Lake Lanier Olympic Park Master Plan, including boathouse renovations, picnic pavilions, public restrooms, venue management buildings, and race control docks.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body for the City of Gainesville hereby supports the amendment of the hotel-motel excise tax from six (6) percent to eight (8) percent, with the proceeds thereof to be used as set forth above, and directs the Mayor, the City Manager and the City Attorney to execute such documents and agreements that may be necessary to effectuate the terms of this Resolution.

Adopted this 19th day of March, 2019.


Mayor C. Darryl Dunagan, Jr.

Mayor Pro Tem W. Samuel Couvillon


Council Member George Wangemann

Council Member Ruth Bruner

Council Member Zack Thompson

Council Member Barbara Brooks

RESOLUTION BR-2019-10

Hotel-Motel Excise Tax

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:


Alisa Grayson, Deputy City Clerk

