

**CITY OF BERKELEY LAKE
COUNCIL MEETING & PUBLIC HEARING
4040 SOUTH BERKELEY LAKE ROAD
BERKELEY LAKE, GEORGIA 30096
FULL MINUTES
SEPTEMBER 19, 2019**

ATTENDANCE

Mayor: Lois Salter

Council Members: Scott Lee, Bob Smith, Rebecca Spitler, Chip McDaniel, Rodney Hammond

City Officials: Tom Rozier - City Administrator, Pat Chapman - Deputy City Administrator

Richard Carothers – City Attorney

Members of the Public: 5

Members of the Press: 0

WORK SESSION

The mayor and council reviewed the meeting agenda and materials with staff.

CALL TO ORDER

Salter called the meeting to order at 8:00 PM at 4040 South Berkeley Lake Road. A quorum of council members was in attendance.

AGENDA

Salter solicited motions regarding the agenda.

Spitler made a motion to accept the agenda as submitted. Hammond seconded the motion. All council members were in favor and the motion passed.

PUBLIC HEARING

- a) O-19-225: Require Conveyor Car Washes to Use 50% Recycled Water

Salter solicited comments from the public regarding the proposed ordinance O-19-225. There were no comments.

CONSENT AGENDA

Salter noted the following as items on the consent agenda and solicited a motion:

- a) Minutes of August 12, 2019 Council Meeting
- b) Financial Reports: July 2019, Unaudited
- c) Operations Activity Reports: August 2019
- d) Lease of Property at Corner of Ridge and North Berkeley Lake Roads
- e) Landscaping Maintenance Proposal: Property at Corner of Ridge and N. Berkeley Lake Roads
- f) R-19-07: Appointment of Absentee Ballot Clerk for November 5th Special Election

Smith made a motion to approve all items on the consent agenda. McDaniel seconded the motion. All were in favor and the motion passed.

OLD BUSINESS

- a) O-19-225 – Require Conveyor Car Washes to Use 50% Recycled Water

Chapman: O-19-225 is an amendment to Chapter 78, the zoning ordinance, establishing water recycling standards for conveyor-type commercial car washes. It was requested by the North Georgia Metro Water Planning District following the 2019 audit cycle to bring the city into conformance with the regional Water Resource Management Plan. The language of this amendment mirrors Gwinnett County's ordinance. As a zoning ordinance amendment, it was presented to the Planning and Zoning Commission in August and received a recommendation for approval. Following tonight's public hearing, it is ready to be considered for second reading and adoption.

Lee made a motion to place O-19-225, an ordinance to amend Code of Ordinances of the City of Berkeley Lake to establish water recycling standards for conveyor-type commercial car washes, to repeal conflicting ordinances, to provide for an effective date and for other purposes, on second read and to adopt the measure. Hammond seconded the motion. All were in favor and the motion passed.

- b) O-19-226 – Mobile Food Units Ordinance

Chapman: O-19-226 is an ordinance amending Chapter 34, Article II, of the Code of Ordinances of the City of Berkeley Lake to add a new Division 5 entitled "Mobile Food Units" to enable the city to regulate this growing trend in food service.

McDaniel made a motion to place O-19-226, an ordinance amending Chapter 34, Article II, of the Code of Ordinances of the City of Berkeley Lake to add a new Division 5 entitled "Mobile Food Units", to repeal conflicting ordinances, to provide for an effective date and for other purposes, on second read. Spitler seconded the motion. All were in favor and the motion passed.

O-19-227 – Septic Systems Ordinance: Remove Requirement for Original Documents

Chapman: *O-19-227 is an ordinance amending Chapter 58, Septic Systems, by deleting the provision that the required forms be original documents. Doing so will make it easier for owners who live out of town to complete the requirements.*

Spitler made a motion to place O-19-227, an ordinance amending Chapter 58-Septic Systems, Section 58-2 Routine Inspection, Maintenance, Repair and Reporting, of the Code of Ordinances of the City of Berkeley Lake by deleting paragraph (6) requiring that the required forms be original documents, to repeal conflicting ordinances, to provide for an effective date and for other purposes, on second read and to adopt the measure. Smith seconded the motion. All were in favor and the motion passed.

c) O-19-228 – Animals: Correct Reference

Chapman: *O-19-228 is an ordinance amending Chapter 10 – Animals, Wildlife Section 10-2 to correct a typographical error that created an erroneous reference.*

Lee made a motion to place O-19-228, an ordinance amending Chapter 10, Animals, Wildlife Section 10-2 (c) of the Code of Ordinances of the City of Berkeley Lake to correct an erroneous reference, to repeal conflicting ordinances, to provide for an effective date and for other purposes, on second read and to adopt the measure. Hammond seconded. All were in favor and the motion passed.

NEW BUSINESS

a) Public Works: Contract with Highway Services, Inc. for Replacement of Signs

Chapman: *As you may recall, the city replaced 44 road signs in poor or fair condition as part of a road maintenance project completed in 2015. For your consideration tonight is a contract with Highway Services, Inc. for replacement of the remaining 203 city-owned road signs that do not meet the current retro-reflectivity standard and the installation of an absent street name sign. Our City Engineer's firm, Keck & Wood, solicited quotes for this project. Two companies responded. Keck & Wood recommends that the work be awarded to Highway Services, Inc. with the lowest bid. This company has done work for the City of Berkeley Lake in the past and the city engineer has had satisfactory experience with them on other projects.*

Staff is requesting that the contract with Highway Services, Inc. be approved with an added 10% contingency in the amount not to exceed \$44,833.00.

Hammond made a motion to accept the recommendation of Keck & Wood, Inc. to award the contract for the replacement of road signs and posts as described to Highway Services, Inc. and to authorize the mayor to enter into a contract with the company on behalf of the city in the amount of \$ 40,756.92 with an added 10% contingency not to exceed \$44,833.00, subject to approval as to form by the city attorney. Lee seconded the motion. All were in favor and the motion passed.

b) O-19-229 – 2020 Budget

Rozier: O-19-229 is the proposed budget for 2020. The measure as presented anticipates no increase in the real property tax millage rate for 2020 over the rollback rate for 2019. The measure is presented for first read consideration.

McDaniel made a motion to place O-19-229, an ordinance to establish the budget for the year 2020, to repeal conflicting ordinances, to provide for an effective date and for other purposes, on first read and to schedule a public hearing on the matter for Thursday, October 17th at 8:00 PM. Smith seconded the motion. All were in favor and the motion passed.

PUBLIC COMMENTS

Floyd Scott, candidate for sheriff, introduced himself to the council.

ADJOURNMENT

There being no further business to discuss, Spitler moved to adjourn. Lee seconded the motion. All were in favor and the motion passed.

Salter adjourned the meeting at 8:12 PM.

Submitted by:



Tom Rozier
City Clerk

