



# Mayor and City Council Regular Meeting

Thursday, July 06, 2023 at 7:00 PM

Dacula City Hall, Council Chambers

442 Harbins Rd. | P.O. Box 400 | Dacula, Georgia 30019 | (770) 963-7451

## Agenda

### **CALL TO ORDER AND ROLL CALL OF MEMBERS:**

### **INVOCATION:**

### **PLEDGE OF ALLEGIANCE:**

### **RECOGNITION:**

1. Marvin Atherton

### **CONSENT AGENDA:**

2. Approval of the Minutes from the Regular Meeting on June 1, 2023
3. Time lapse waiver request for Stanley Road (Ref: 2022-CD-COC-02)
4. Maple Creek Park Playground Improvement change order
5. Ordinance to transfer unencumbered appropriations
6. Ordinance to amend Section 2-6 Compensation for Elected Officials
7. A Resolution to Regulate and Provide for the calling of a General Municipal Election on Tuesday, November 7, 2023

### **OLD BUSINESS:**

### **NEW BUSINESS:**

### **ARPA UPDATE:**

### **STAFF COMMENTS:**

### **MAYOR AND COUNCIL COMMENT(S):**

### **PUBLIC COMMENTS:**

### **EXECUTIVE SESSION: Personnel matters**

### **ADJOURNMENT:**

**A RESOLUTION  
OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DACULA  
TO RECOGNIZE AND THANK MARVIN ATHERTON**

WHEREAS, the Dacula Memorial Day Parade has become a signature event for our City and Gwinnett County to honor and remember the service of our fallen military personnel, their families and veterans; and

WHEREAS, Marvin Atherton conceived of the parade in the early 1990s. He recognized that our community was lacking a suitable event to remember fallen heroes and to recognize and honor their service. He took the initiative to plan and organize the first parade in 1994. Since then, each year, he has recruited participants and volunteers, to honor the fallen. He has organized floats, bands, military and public safety vehicles, tractors, community groups and more each year since. In 2020, during the Covid pandemic, he organized an online commemoration and “virtual parade” to keep the memorial going; and

WHEREAS, his tireless efforts for thirty years have provided an appropriate memorial for fallen heroes that brings our community together to remember and honor their service. His work has also served to educate the public, and especially young people, about the meaning and significance of Memorial Day and the need and duty to recognize and remember those who sacrificed to secure the rights and privileges we enjoy today.

NOW THEREFORE, THE MAYOR AND COUNCIL OF THE CITY OF DACULA, hereby resolves and ordains that the City offers its recognition and thanks to Marvin Atherton for his faithful leadership and service in planning, promoting, and carrying out the Dacula Memorial Day Parade.

SO RESOLVED, this 6th day of July, 2023 by the Governing Authority of the City of Dacula.

AYES: \_\_\_\_

NAYES: \_\_\_\_

\_\_\_\_\_  
Hugh D. King, III, Mayor  
City of Dacula

\_\_\_\_\_  
Brittni Nix  
City Administrator

**CITY OF DACULA**  
**442 Harbins Rd**  
**P. O. Box 400**  
**Dacula, GA, 30019**

**COUNCIL MEETING**  
**MINUTES**  
**June 1, 2023**

**I. CALL TO ORDER AND ROLL CALL OF MEMBERS:**

Mayor Trey King called the June 1, 2023 Council Meeting to order at 7:00 p.m. and a roll call of the members was taken. A quorum was present. He welcomed everyone to the meeting.

**Council Members Present:**

Trey King, Mayor  
 Sean Williams, Council  
 Daniel Spain, Council  
 Ann Mitchell, Council  
 Denis W. Haynes, Jr., Council

**City Staff Present:**

Brittini Nix, City Administrator  
 Jack Wilson, City Attorney  
 Courtney Mahady, Administrative Clerk  
 Stephen Mayer, Director of Finance  
 Dana Stump, Administrative Assistant for Planning & Zoning  
 Alethia Hyman, City Tax Clerk  
 Amy White, City Marshal

**II. INVOCATION:**

Marshal Amy White gave invocation.

**III. PLEDGE OF ALLEGIANCE:**

Mayor Trey King led the Pledge of Allegiance.

**IV. PUBLIC SERVICE DEDICATION:**

1. Mr. Mike Moon

Mayor Trey King recognized Michael Moon for service to the City of Dacula including over 20 years of service as Councilmember and then as a City employee.

**V. CONSENT AGENDA:**

2. Approval of the Minutes from the Regular Meeting on May 4, 2023
3. Refund authorization request

Councilwoman Mitchell motioned to approve the consent agenda. Councilman Spain seconded. Motion passed unanimously.

**VI. OLD BUSINESS:**

*None*

**VII. NEW BUSINESS:****4. PUBLIC HEARING:** Ordinance to amend Article XII of the Zoning Resolution

Councilman Williams motioned to open the public hearing. Councilman Haynes, Jr seconded. Motion passed unanimously.

City Attorney, Jack Wilson, presented the staff report for the Ordinance to amend Article XII of the Zoning Resolution to allow minor sign variations to be handled administratively. The proposed amendment also updates the application fee. Mr. Wilson stated staff recommend approval of the amendment.

*No comments in favor or opposition*

Councilman Haynes, Jr. motioned to close the public hearing. Councilman Spain seconded. Motion passed unanimously.

**5. Ordinance to amend Article XII of the Zoning Resolution**

Councilman Williams motioned to approve. Councilwoman Mitchell seconded. Motion passed unanimously.

**VIII. STAFF COMMENTS:**

*None*

**IX. MAYOR AND COUNCIL COMMENT(S):**

Councilman Williams thanked everyone involved with the Memorial Day Parade for their hard work in making the parade great this year.

Councilwoman Mitchell stated that the Memorial Day Parade was wonderful this year and is a great way to bring the community together each year.

**X. PUBLIC COMMENTS:**

Wade Anthony, 1717 Rolling View Way, Dacula, Georgia 30019, thanked the Mayor for his service and agreed with the discussion from the Worksession regarding increasing the compensation for Mayor and Council.

Farooq Mughal, State Representative for District 105, thanked the Mayor and Council for their leadership and provided the public with a Legislative update from the State Capital.

**XI. EXECUTIVE SESSION: Personnel matters**

Councilman Spain motioned to exit regular session and enter into executive session. Councilman Haynes, Jr. seconded. Motion passed unanimously. Regular session adjourned and executive session began for the purposes of personnel matters at 7:19 p.m.

Councilman Haynes, Jr. motioned to exit executive session and reconvene regular session. Councilman Spain seconded. Motion passed unanimously. Regular session reconvened at 7:40 p.m.

City Attorney, Jack Wilson, reported there were no votes taken in executive session. The Council met to discuss personnel matters as allowed by the Open Meetings Act.

Mayor King then called for a motion to amend the agenda to add Hiring New Employees.

Councilman Williams motioned to amend the agenda to add hiring new employees. Councilman Haynes, Jr. seconded. Motion passed unanimously.

**XII. APPROVAL TO HIRE NEW EMPLOYEES**

Mayor King called for a motion to hire the following individuals:

- Courtney Work, as Accounts Receivable Clerk at \$18.27/hour with benefits. Ms. Work’s anticipated start date is Monday, June 5, 2023.
- Jennifer Turner, as Accounts Payable Clerk at \$18.27/hour with benefits. Ms. Turner’s anticipated start date is Monday, June 12, 2023.

Councilman Haynes, Jr. motioned to approve hiring the listed individuals. Councilwoman Mitchell seconded. Motion passed unanimously.

**XIII. ADJOURNMENT:**

Councilman Spain motioned to adjourn. Councilwoman Mitchell seconded. Motion passed unanimously. Meeting adjourned at 7:42 p.m.

*Minutes approved*

\_\_\_\_\_

*Date*

\_\_\_\_\_

*Signature*

**TO:** Mayor and City Council of the City of Dacula

**FROM:** Brittni Nix, City Administrator

**DATE:** June 28, 2023

**SUBJECT:** Time lapse waiver request for Stanley Road (Ref: 2022-CD-COC-02)

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Mahaffey Pickens Tucker, LLC has submitted a time lapse waiver request on behalf of Maple Multi-Family Land, LP for Stanley Road (Ref: 2022-CD-COC-02) for your consideration.

On February 2, 2023, City Council considered a change of conditions application for a planned mixed-use development. Application 2022-CD-COC-02 was denied.

The waiver requests permission for the applicant to re-apply prior to the 12-month wait period per Section 1708 of the Zoning Resolution:

Section 1708. Lapse of Time Requirement for an Amendment, Variance or Special Use Permit Re-application. The following shall apply to the applicable re-application:

*If an application is denied by the Mayor and City Council, as appropriate, no application or re-application for the same Zoning Map amendment, Variance, or Special Use Permit affecting the same land or any portion thereof shall be acted upon within twelve (12) months from the date of last action, unless such twelve (12) month period is waived by the Mayor and City Council as appropriate, and in no case may such an application or re-application be reconsidered in less than six (6) months from the date of that action by the City Council, as appropriate. Administrative variances shall not be subject to this time lapse requirement as outlined in Article XV, Section 1508.*

Approval of the waiver would allow the change of conditions application to be heard by City Council as soon as September 7, 2023.

Matthew P. Benson  
Catherine W. Davidson  
Gerald Davidson, Jr.\*  
Brian T. Easley  
Rebecca B. Gober  
Christopher D. Holbrook  
Jessica P. Kelly

Shane M. Lanham  
Jeffrey R. Mahaffey  
Steven A. Pickens  
Gabrielle H. Schaller  
Andrew D. Stancil  
R. Lee Tucker, Jr.

\*Of Counsel

Writer's e-mail: slanham@mptlawfirm.com

June 20, 2023

**VIA EMAIL TO:**

Brittni Nix, City Administrator  
City of Dacula  
442 Harbins Road  
Dacula, Georgia 30019

RE: Our Client/Applicant: Maple Multi-Family Land, LP  
Case # 2022-CD-COC-02

Dear Ms. Nix:

The purpose of this letter is to request that the City Council waive the twelve-month waiting period for our client to re-file a change of conditions application on the property which was the subject of the above-referenced change of conditions application. This application went before the City Council on February 2, 2023 and was denied. Pursuant to Section 1708 of The Zoning Resolution of the City of Dacula, the twelve-month waiting period may be waived by the City Council and a re-application may be considered after at least six months from the date of last action by the City Council.

Sincerely yours,

MAHAFFEY PICKENS TUCKER, LLP

*Shane Lanham*

Shane M. Lanham

Sugarloaf Office || 1550 North Brown Road, Suite 125, Lawrenceville, Georgia 30043

NorthPoint Office || 11175 Cicero Drive, Suite 100, Alpharetta, Georgia 30022

TELEPHONE 770 232 0000

FACSIMILE 678 518 6880

www.mptlawfirm.com

**TO:** Mayor and City Council of the City of Dacula  
**FROM:** Brittni Nix, City Administrator  
**DATE:** June 29, 2023  
**SUBJECT:** Maple Creek Park Playground Improvement change order

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Zaveri Enterprises, Inc. has submitted a change order and schedule of values for the Maple Creek Park Playground Improvement project. Change Order #001R modifies the original design by replacing poured flooring with tile flooring. Tile flooring requires no maintenance, has double the lifespan and provides the possibility to replace individual tiles, if needed.

City staff and Bowman have reviewed Change Order #001R and recommend approval with a credit back to the City in the amount of (\$37,419.00). Staff notes, the change order reflects paying the tile manufacturing fee directly to the vendor. Direct payment will significantly reduce the City's overall cost by removing the sales tax and reducing shipping fees by allowing direct shipping to the site.



**Zaveri Enterprises, Inc.**  
2184 Sugar Springs Drive,  
Lawrenceville, GA. 30043

June 14, 2023

Kevin Whigham, P. E., M.ASCE  
Director, Civil Engineering, BOWMAN  
4174 Silver Peak Pkwy,  
Suwanee, GA 30024

Project: Maple Creek Park Playground Equipment  
Subject: Request for Change Order #001

Dear Mr. Whigham,

This request for change order #001 is submitted to you for the Maple Creek Park Playground equipment project for your review. This addresses our discussions in city hall conference room on 6/13/23 and incorporates the changes outlined in the latest revision of drawings titled 22-0306 Maple Creek Park REV-2 dated 6/14/23.

I have reviewed all changes/additions to the Playground Equipment, Adult Fitness Equipment, and additional benches and do not have any additional credits for the City or funds owed to the Contractor from said playground equipment changes from the City.

- |   |             |
|---|-------------|
| 1. Additional 4" perforated pipe 320' @\$5.00/linear feet   | \$ 1,600.00 |
| 2. a) Storm drainage structure 1-E.1 added @\$2,200.00      | \$ 2,200.00 |
| b) 22' of 6" HDPE connecting 1-E.1 @\$15.00/lf              | \$ 330.00   |
| 3. Additional 30' of chain link fence @\$145.25/linear feet | \$ 4,358.00 |
| 4. 1.5" core drain added every 5' each way,                 |             |

- a total of 240 drains cored in porous concrete @ \$10 each \$ 2,400.00
- 5. a) Additional curb in areas E, Fs and Gs, 300 lf @ \$40/lf \$12,000.00
- b) Areas E, Fs and Gs, a total of 922 square feet graded,  
filled with #89 stone and granite fines @ \$6/sf \$ 5,532.00
- 6. 6,091 square feet of 5" of porous concrete @\$15/sf \$91,365.00
- 7. Less credit for tiles paid by the city directly to Safe Play Solutions (\$140,609.20)
- 8. Safe Play Solutions' credit for substituting tiles for poured surface (\$16,594.80)

**Total of change order request, items 1 through 8 above. (\$37,419.00)**

**Original Contract Amount: \$821,000.00**  
**This change order request: (37,419.00)**  
**Revised contract amount after change order: \$783,581.00**

If you have any questions, please advise.

Sincerely,

Shirish M. Gandhi  
President



**TO:** Mayor and City Council of the City of Dacula  
**FROM:** Stephen Mayer, Director of Finance  
**DATE:** July 6, 2023  
**SUBJECT:** Ordinance to transfer unencumbered appropriations

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On December 25, 2022, Dacula City Hall suffered catastrophic water damage after a pipe burst in three places. As a result, the City had to remediate the rear half of City Hall and file an insurance claim.

The incident was not anticipated and, as such, not included within the FY-2023 Budget. A transfer of appropriations is required per Sec. 20-6 of the Dacula Municipal Code of Ordinances. Section 20-6 allows the Mayor and Council to transfer unencumbered appropriations from one department to another provided the appropriation does not exceed the original budget established by the City Council.

The funds will be allocated from the contingency account to cover the expense of the remediation. The transfer does not exceed the original budgeted amount established by the Council on December 1, 2023.

An Ordinance and revised FY-2023 Budget is attached for your review.

**AN ORDINANCE**

AN ORDINANCE TO TRANSFER UNENCUMBERED APPROPRIATIONS  
WITHIN THE APPROVED FISCAL YEAR BUDGET FOR 2023  
PURSUANT TO SECTION 20-6 OF THE CODE OF ORDINANCES  
FOR THE CITY OF DACULA, GEORGIA

**WHEREAS**, the City Council approved a budget for fiscal year 2023 for the City of Dacula on December 1, 2022; and

**WHEREAS**, the budget is a dynamic rather than static revenue and spending plan which requires adjustment from time to time as circumstances change; and

**WHEREAS**, these adjustments maintain the approved balanced budget for all funds;

**WHEREAS**, pursuant to the Code of Ordinances of City of Dacula, Georgia, Section 20-6, the Mayor and Council are expressly authorized to transfer any unencumbered balance from one department or office to another; and

**WHEREAS**, this transfer does not increase or alter the total budget approved for fiscal year 2023;

**NOW, THEREFORE**, the City Council of the City of Dacula hereby ordains and adopts the budget transfers set out on Attachment A hereto, which attachment is hereby incorporated by reference into this Ordinance.

Read and adopted in the regular meeting of the City Council held on this 6<sup>th</sup> day of July 2023.

\_\_\_\_\_  
By: Hugh D. King, III  
Mayor

\_\_\_\_\_  
Attest: Brittini Nix  
City Administrator

(AFFIX SEAL)

<b>BUDGET FY 2023</b>			
<b>REVENUE</b>	<b>GENERAL FUND - 100</b>		
<b>Account #</b>	<b>Account Description</b>	<b>2023 Amended Budget</b>	<b>2023 Current Budget</b>
311100	Real Property Taxes - Current Year	\$ 1,300,000.00	\$ 1,300,000.00
311300	Personal Property Taxes - Current Year	\$ 60,000.00	\$ 60,000.00
319000	Penalties & Interest Real & Personal Property	\$ 2,000.00	\$ 2,000.00
311310	Motor Vehicle Taxes	\$ 238,000.00	\$ 238,000.00
311320	Mobile Home Taxes	\$ 150.00	\$ 150.00
311340	Recording Tax (Intangibles)	\$ 50,000.00	\$ 50,000.00
311600	Real Estate Transfer Tax	\$ 20,000.00	\$ 20,000.00
311700	Franchise Taxes	\$ 467,000.00	\$ 467,000.00
314200	Alcohol Beverage Excise Tax	\$ 240,000.00	\$ 240,000.00
314300	Alcohol Beverage Tax by the Drink	\$ 20,000.00	\$ 20,000.00
316100	Occupational Tax (Business Licenses)	\$ 100,000.00	\$ 100,000.00
316200	Insurance Premium Tax	\$ 575,000.00	\$ 575,000.00
316300	Financial Institution Tax	\$ 40,000.00	\$ 40,000.00
321100	Alcohol Licenses	\$ 75,000.00	\$ 75,000.00
321700	Insurance Company Licenses	\$ 14,000.00	\$ 14,000.00
322200	Permits issued by Planning Dept.	\$ 350,000.00	\$ 350,000.00
331152	CDBG	\$ 1,274,060.00	\$ 1,274,060.00
334100	LMIG Georgia DOT	\$ -	\$ -
341910	Elections - Qualifying Fee	\$ 600.00	\$ 600.00
351160	Municipal Fines	\$ 20,000.00	\$ 20,000.00
361000	Interest Revenues	\$ 1,700.00	\$ 1,700.00
<b>383000</b>	<b>Reimbursement for Damaged Property</b>	<b>\$ 144,828.96</b>	<b>\$ -</b>

<b>BUDGET FY 2023</b>			
<b>EXPENDITURES</b>	<b>GENERAL FUND - 100</b>		
<b>Account #</b>	<b>Account Description</b>	<b>2023 Amended Budget</b>	<b>2023 Current Budget</b>
	<b>DEPARTMENT: FINANCIAL</b>		
1510	Administration: Salary	\$ 380,000.00	\$ 380,000.00
1510	Administration: Group Health Ins	\$ 123,000.00	\$ 123,000.00
1510	Administration: Taxes: FICA, FUTA, Medicare	\$ 35,000.00	\$ 35,000.00
1510	Administration: Retirement	\$ 41,616.00	\$ 41,616.00
1510	Administration: Travel Expenditures	\$ 4,000.00	\$ 4,000.00
1510	Administration: Education/Training	\$ 6,000.00	\$ 6,000.00
1510	Purchase Services - Accounting, Audits	\$ 30,000.00	\$ 30,000.00
1510	Tax Administration	\$ 15,000.00	\$ 15,000.00
1510	Contract Labor	\$ 5,000.00	\$ 5,000.00
1510	Purchase Services - ADP, Dues & Fees, Security	\$ 30,000.00	\$ 30,000.00
1510	Insurance: Worker's Comp, Fleet, Structure	\$ 150,000.00	\$ 150,000.00
1510	Communications: Telephones, Fax & Internet	\$ 30,000.00	\$ 30,000.00
1510	Advertising	\$ 10,000.00	\$ 10,000.00
1510	Other Purchase Services	\$ 2,000.00	\$ 2,000.00
1510	Purchase Services - Technical	\$ 90,000.00	\$ 90,000.00
1510	CDBG	\$ 1,274,060.00	\$ 1,274,060.00
1510	LMIG GA DOT	\$ 143,357.48	\$ 143,357.48
<b>1510</b>	<b>Contingency</b>	<b>\$ 316,039.17</b>	<b>\$ 465,587.52</b>

<b>BUDGET FY 2023</b>			
<b>EXPENDITURES</b>	<b>GENERAL FUND - 100</b>		
<b>Account #</b>	<b>Account Description</b>	<b>2023 Amended Budget</b>	<b>2023 Current Budget</b>
	<b>DEPARTMENT: CITY HALL</b>		
1565	Property Services	\$ 149,548.35	\$ -
1565	Office Supplies	\$ 20,000.00	\$ 20,000.00
1565	Water	\$ 4,000.00	\$ 1,500.00
1565	Natural Gas	\$ 6,500.00	\$ 6,500.00
1565	Electricity	\$ 125,000.00	\$ 125,000.00
1565	Building Maintenance Supplies	\$ 15,000.00	\$ 15,000.00
1565	Repairs and Maintenance	\$ 25,000.00	\$ 25,000.00
1565	Other supplies not otherwise categorized	\$ 10,000.00	\$ 5,000.00
1565	Capital Outlay/Furniture & Fixtures	\$ 7,600.00	\$ 7,600.00
1565	Capital Outlay Computers	\$ 6,000.00	\$ 3,000.00
1565	Capital Outlay Equipment	\$ 10,000.00	\$ 10,000.00

**AN ORDINANCE TO AMEND THE CITY OF DACULA  
CODE OF ORDINANCES  
SECTION 2-6  
COMPENSATION OF ELECTED OFFICIALS**

WHEREAS, the City's elected officials provide a valuable public service to the citizens of the City; and

WHEREAS, those officials spend numerous hours of their personal time attending meetings, conferring with citizens and others having business with the City, and conducting the business of the City; and

WHEREAS, the compensation for those positions has not been modified since the year 2018; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of the City to compensate City officials fairly and to update the compensation paid to the Mayor, and members of City Council; and

WHEREAS, the City has complied with the advertising, notice and other provisions of State law in proposing and adopting this amendment;

NOW THEREFORE, THE COUNCIL OF THE CITY OF DACULA HEREBY ORDAINS that the existing Section 2-6 of the City of Dacula Code of Ordinances is deleted and the following new Section 2-6 is substituted in its place:

**SECTION 1**

**SECTION 2-6 COMPENSATION FOR ELECTED OFFICIALS**

Compensation for the Mayor of the City of Dacula shall be Twelve Thousand Dollars (\$12,000.00) per year.

Compensation for City Council members of the City of Dacula be Ten Thousand Dollars (\$8,000.00) per year.

Compensation for the Mayor and Council members shall be provided quarterly on the last Friday of March, June, September, and December.



SECTION 2

The City Administrator and Assistant City Administrator are further authorized to correct typographical errors in the text of the existing Code of Ordinances and to produce and publish a final codified version of the City Code with the amendments and revisions outlined herein.

SECTION 3

In the event any Court of competent jurisdiction determines that any portion of the foregoing amendment is invalid, unconstitutional or otherwise illegal, such rulings shall not impair the validity of the rest and remainder of this amendment.

SECTION 4

All laws and parts of laws in conflict with this Ordinance are hereby repealed. All of the rest and remainder of the City Code not specifically amended herein shall continue in full force and effect.

SECTION 5

This Ordinance and the amendments outlined herein shall be effective in accordance with O.C.G.A. Sec. 36-35-4 in January 2024, after the next regular election, when the successors in office of the current elected officials take office.

SO ORDAINED by the governing authority of the City of Dacula, this \_\_\_\_ day of July, 2023.

AYES: \_\_\_\_

NAYES: \_\_\_\_

\_\_\_\_\_  
HUGH D. KING, III  
MAYOR, CITY OF DACULA

ATTEST:

\_\_\_\_\_  
BRITTNI NIX,  
CITY ADMINISTRATOR

## CITY OF DACULA

### A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DACULA TO REGULATE AND PROVIDE FOR THE CALLING OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 7, 2023 TO FILL THE EXPIRED TERMS OF TWO COUNCILMEMBERS.

WHEREAS, in furtherance of City of Dacula Charter, 1978 Ga L. as amended and O.C.G.A. § 21-2-1 et seq. (Georgia Municipal Election Code) the City shall call a general election on the first Tuesday in November to fill the expired term of two Councilmembers.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF DACULA, A GEORGIA MUNICIPAL CORPORATION, AND BY THE AUTHORITY OF THE SAME, AS FOLLOWS:

Section 1. That under and by virtue of the Charter of the City of Dacula, Constitution and laws of the State of Georgia, a general election be, and it is hereby, called to be held in the City of Dacula on November 7, 2023 at which election there shall be submitted to the qualified voters of said City the election for the expired terms of two Councilmembers.

Section 2. That the voting polls shall be opened at 7:00 a.m. and closed at 7:00 p.m., on the said date fixed for the election and said election shall be held at City Hall, 442 Harbins Road, in the City of Dacula. Said election shall be held in accordance and in conformity with the laws of the State of Georgia.

Section 3. Qualifying for said office shall run from Monday, August 21, 2023 through Wednesday, August 23, 2023 from 9:00 a.m. to 5:00 p.m. at Dacula City Hall. Qualifications will close promptly at 4:30 p.m. on Wednesday, August 23, 2023. Individuals intending to qualify shall remit the respective qualification fee in the sum of \$240.00 for the office of City Council member.

Section 4. Registration of an elector to vote in the November 7, 2023 General Election shall close at 5:00 p.m., October 4, 2021;

Section 5. That City staff shall cause a notice of the General Election be advertised at least 30 days previous to the date of the election in the legal organ of the City of Dacula.

Section 6. That the notice of said election shall be in substantially the following form as the attached Exhibit "A."

APPROVED AND ADOPTED THIS \_\_\_\_\_ DAY OF JULY, 2023.

DACULA CITY COUNCIL, A GEORGIA MUNICIPAL CORPORATION

By: \_\_\_\_\_  
Mayor Hugh D. King, III

By: \_\_\_\_\_  
Councilman Sean Williams

By: \_\_\_\_\_  
Councilman Daniel Spain

By: \_\_\_\_\_  
Councilwoman Ann Mitchell

By: \_\_\_\_\_  
Councilman Denis W. Haynes, Jr.

ATTESTED TO BY:

\_\_\_\_\_  
Brittni Nix, City Administrator

APPROVED AS TO FORM BY:

\_\_\_\_\_  
Robert Jackson Wilson, City Attorney

**PUBLIC NOTICE  
MUNICIPAL ELECTION  
CITY OF DACULA**

Notice is hereby given that on **Tuesday, November 7, 2023**, a General Election will be held in the City of Dacula at Dacula City Hall, 442 Harbins Road, Dacula, Georgia to elect two members of Council. Councilman Sean Williams and Councilwoman Ann Mitchell currently occupy the offices.

Those seeking to Qualify as a Candidate in the Election must file a Notice of Candidacy with the Municipal Election Superintendent at Dacula City Hall, 442 Harbins Road, Dacula, Georgia between the hours of **8:30 a.m. and 4:30 p.m.** beginning **Monday, August 21, 2023 and ending Wednesday, August 23, 2023**. Candidates must pay a qualifying fee of \$240.00 for the office of Council.

This Election will be held in the Dacula City Hall located at 442 Harbins Rd., Dacula, Georgia. The polls will open for early/absentee voting on **October 16, 2023 at 9:00 a.m.** and will continue day to day until **5:00 p.m. on November 3, 2023**. In addition, voting will take place on **October 21 and October 28, 2023 from 9:00 a.m. to 5:00 p.m.** The **November 7, 2023** General Election will begin at **7:00 am and close at 7:00 pm.**

To request an absentee ballot by mail, please call 770.963.7451 or email [daculacityhall@daculaga.gov](mailto:daculacityhall@daculaga.gov). Absentee ballot by mail requests will be received from **August 21 to October 27, 2023**. Absentee ballots will be received until **7:00 p.m. on November 7, 2023**.

If no candidate receives a majority vote, then a Runoff Election will be held on **Tuesday, December 5, 2023** at the same location. Those residents desiring to vote in the election, who are not registered, must register no later than **October 11, 2023**. You must reside within the city limits of Dacula to be eligible to vote in City elections.

**NOTICIA PUBLICA  
ELECCION MUNICIPAL  
CIUDAD DE DACULA**

Se da aviso que el **Martes, 7 de Noviembre 2023**, una eleccion General Municipal llevara a cabo en la Municipalidad de Dacula en el Ayuntamiento de Dacula, 442 Harbins Road, para elegir dos Concejales. Las oficinas están ocupadas por concejal Sean Williams y concejal Ann Mitchell.

Aquellos que buscan calificar como candidatos en la eleccion deben presentar una Notificacion de Candidatura en la oficina del Superintendente de Elecciones en el Dacula City Hall, 442 Harbins Road, Dacula GA **entre las horas de 8:30a.m. y 4:30p.m. empezando Lunes, 21 de Agosto 2023 y terminando Miercoles, 23 de Agosto 2023**. Los candidatos deben pagar una cuota de \$ 240.00 para la oficina del Consejo.

Esta Elección se llevará a cabo en el Ayuntamiento de Dacula ubicado en 442 Harbins Rd., Dacula, Georgia. Las encuestas se abrirán para votación anticipada / en ausencia el **16 de octubre de 2023** a las 9:00 am y continuará día a día hasta las 5:00 p.m. el **28 de octubre de 2023**. Además, la votación se llevará a cabo los días **21 y 28 de octubre de 2021 de 9:00 a.m. a 5:00 p.m.** Las elecciones generales del 7 de noviembre de 2023 comenzarán a las 7:00 am y cerrarán a las 7:00 pm.

Para solicitar una boleta de voto en ausencia por correo, llame al 770.963.7451 o envíe un correo electrónico a [daculacityhall@daculaga.gov](mailto:daculacityhall@daculaga.gov). Las solicitudes de boleta de voto ausente por correo se recibirán del 21 de agosto al 27 de octubre de 2023. Las boletas de voto ausente se recibirán hasta las 7:00 p.m. el 7 de noviembre de 2023.

Si ningún candidato recibe una mayoría de votos, se llevará a cabo una segunda vuelta el martes 5 de diciembre de 2023 en el mismo lugar. Aquellos residentes que deseen votar en la elección, que no estén registrados, deben registrarse a más tardar el 11 de octubre de 2023. Debe residir dentro de los límites de la ciudad de Dacula para ser elegible para votar en las elecciones de la ciudad.