

City Council Meeting Agenda - Final MAYOR AND COUNCIL



Derek Norton, Mayor
Tim Gould, Mayor Pro Tem (Ward 6)
Glenn Pickens (Ward 1)
Latonia P. Hines (Ward 2)
Travis Lindley (Ward 3)
Charles "Corkey" Welch (Ward 4)
Susan Wilkinson (Ward 5)
Kathy Young (Ward 7)

Smyrna Community Center
MAGNOLIA ROOM
1250 Powder Springs, Street SE
Smyrna, GA 30080

City Attorney Scott Cochran
Asst. City Attorney Jeffrey Tucker
City Administrator Joseph Bennett
City Clerk Heather K. Peacon-Corn

**December 18, 2023
7:00 PM**

I. CEREMONIAL MATTERS

1. Roll Call
2. Call to Order
3. Invocation and Pledge of Allegiance
 - A. Dr. Jeff Pennington, Smyrna First Baptist Church (1275 Church Street)
4. Agenda Changes
5. Mayoral Report
6. Proclamations and Presentations

II. DISCUSSION / ACTION ITEMS

*Public comment during this portion of the Agenda must be limited to matters on the Agenda for action. If you wish to be heard, please sign up with the City Clerk, come to the podium when called by the Mayor, state your name and address for the record and make your remarks. The time allotted for each speaker is as follows: **Public Hearing - Five (5) Minutes***

7. Community Development Items
 - A. **CNV2023-002** Authorize the City of Smyrna to abandon and dedicate certain right of way on Watkins Road and Mitchell Road to facilitate the construction and alignment of roadway at these specific locations as depicted on the attached exhibits and legal descriptions.
Ward 7 Councilmember - Kathy Young
8. Privilege License and Show Cause Hearing

9. Formal Business

A. AGR2023-045

Approval of the Memorandum of Understanding (MOU) between The City of Smyrna and Georgia Emergency Management and Homeland Security Agency (GEMA/HS) to accept future DHS FEMA grant awards using their online Georgia EM Grants Manager System and authorize the Mayor to execute any related documents.

Citywide

B. AGR2023-046

Approval to renew the contract on the Omnia Partners Cooperative with Mansfield Oil, Gainesville, Georgia, to provide the City with gasoline and diesel fuel and authorize the Mayor to sign and execute all related documents.

Citywide

C. RES2024-02

Approval of Resolution RES2024-02 imposing a 911 charge on postpaid wireline, wireless, and voice over internet protocol (V.O.I.P.) telephone service at the answering point at the rate of \$1.50 per month received by a municipality and authorize the Mayor to sign and execute all related documents.

Citywide

D. RES2024-03

Approval of Resolution RES2024-03 imposing a 911 charge on prepaid wireless service at the retail point of sale at the rate of \$1.50 per retail transaction and revenues received by a municipality and authorize the Mayor to sign and execute all related documents.

Citywide

E. RES2024-04

Approval of Resolution RES2024-04 reaffirms the necessity for the \$1.50 911 charge on telephone subscribers served by the enhanced 911 system for the fiscal year.

Citywide

F. AGR2023-048

Approval to award to K.M. Davis Contracting Co. Inc, 3259 Austell Road, Marietta, Ga 30008, in the amount of \$69,265.00 to be funded from Stormwater CIP for the construction of a storm drain system behind the residences at 4650 and 4670 Derby Lane and 4700 Harness Court.

Ward 4 Councilmember - Charles "Corkey" Welch

G. ATH2023-58

Authorization for the purchase of the Pool Pak Dehumidification System Unit for the Wolfe Recreation Center from Insight Partners, LLC (1225 Old Alpharetta Road, Suite 245, Alpharetta, GA 30005) in the amount of \$288,990 to be funded by General Fund Reserves and authorize the Mayor to sign and execute all related documents. Additional authorization to amend the General Fund Budget to increase transfer out to General Fund CIP (370) and amend the GF CIP budget to add a transfer in from GF and create a project expense budget in the amount of \$288,990.

Citywide

- H. **ATH2023-099** Approval of the FY 2024 Pay Scale Adjustments, Cost of Living (COLA) Pay Adjustments, and Staff Merit Increases effective the January 11, 2024 payroll (Pay Period: December 25, 2023 - January 7, 2024) and authorization to amend the adopted FY 2024 budgets in the General Fund, Water Sewer Fund, E911 Fund, and the Hotel/ Motel Tax Fund to decrease the budget for the contingency line item in each fund, and to increase the full time salaries, part time salaries and FICA line item balances in each fund.
Citywide
- I. **ATH2023-60** Authorization to use General Fund Reserve balance as the funding source and amend the FY 2024 Adopted General Fund budget to increase transfers out to the Capital Improvements Projects (CIP) Fund (Fund 370), to amend the adopted CIP Fund budget to increase transfers in from GF, and create the Turf Field Project expenditure budget in the CIP Fund all in the amount of \$3,070,950.00.
Citywide
- J. **ATH2023-63** Authorization to amend the FY 2023 adopted annual budget for the American Rescue Plan Act (ARPA) Fund.
Citywide

10. **Consent Agenda**

- A. **MIN2023-124** Approval of the November 29, 2023 Committee of the Whole Meeting Minutes.
- B. **MIN2023-125** Approval of the December 4, 2023 Pre-Council Meeting Minutes.
- C. **MIN2023-126** Approval of the December 4, 2023 Mayor and Council Minutes.
- D. **BCA2023-15** Approval of the re-appointment of Ward 1 resident, Mr. Nicholas Bergeron, to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2025.
Ward 1 Councilmember - Glenn Pickens
- E. **BCA2023-16** Approval of the re-appointment of Ward 3 resident, Ms. Tobi North, to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2025.
Ward 3 Councilmember - Travis Lindley
- F. **BCA2023-17** Approval of the re-appointment of Ward 1 resident, Mr. Charles Phillips, to the Smyrna Planning and Zoning Commission. This is a two-year term to expire December 31, 2025.
Ward 1 Councilmember - Glenn Pickens
- G. **BCA2023-18** Approval of the re-appointment of Ward 3 resident, Mr. Keith Bentley, to the Smyrna Planning and Zoning Commission. This is a two-year term to expire December 31, 2025.
Ward 3 Councilmember - Travis Lindley

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- H. **BCA2023-19** Approval of the re-appointment of the Downtown Development Authority (DDA) members as follows: Heather Bacon, Ron Davis, Kevin Drawe, Jim Duelmer, Kimberly Gangemi and Jason Saliba, with Mayor Derek Norton serving as Chairman. This is a one-year term that will expire December 31, 2024.
Citywide
- I. **BCA2023-20** Approval of the re-appointment of the Urban Design Commission (UDC) members as follows: Heather Bacon, Ron Davis, Kevin Drawe, Jim Duelmer, Kimberly Gangemi, Jason Saliba, Chuck Young and Greg Teague, with Mayor Derek Norton serving as Chairman. This is a one-year term that will expire December 31, 2024.
Citywide
- J. **BCA2023-21** Approval of the appointment of Mr. Tarun Ganeriwal to the Downtown Development Authority (DDA) and Urban Design Commission (UDC) for a one-year term, January 1, 2024 thru December 31, 2024.
Citywide
- K. **BCA2023-22** Approval of the re-appointment of Ward 7 resident, Mr. Kennall Mond, to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2025.
Ward 7 Councilmember - Kathy Young
- L. **BCA2023-23** Approval of the re-appointment of Ward 7 resident, Henriette Ostrzega, to the Smyrna Planning and Zoning Commission. This is a two-year term to expire December 31, 2025
Ward 7 Councilmember - Kathy Young
- M. **BCA2023-24** Approval of the re-appointment of Ward 2 resident, Lisa Castleberry, to the Keep Smyrna Beautiful Board. This is a two-year term to expire December 31, 2025
Ward 2 Councilmember - Latonia P. Hines
- N. **BCA2023-025** Approval of the appointment of Ward 6 resident, Sabrina Crawley, to the Smyrna Tree Board, to fulfill term through August 31, 2024.
Ward 6 Mayor Pro Tem / Councilmember - Tim Gould
- O. **BCA2023-026** Approval of the re-appointment of Ward 4 resident, Blake Rogers, to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2025
Ward 4 Councilmember - Charles "Corkey" Welch
- P. **BCA2023-027** Approval of the appointment of Ward 4 resident, Dawn McLaughlin, to the Keep Smyrna Beautiful Board. This is a two-year term to expire December 31, 2025
Ward 4 Councilmember - Charles "Corkey" Welch

- Q. **BCA2023-028** Approval of the re-appointment of Ward 4 resident, Mr. Earl Rice, to the Smyrna Planning and Zoning Commission. This is a two-year term to expire December 31, 2025
Ward 4 Councilmember - Charles “Corkey” Welch
- R. **BCA2023-029** Approval of the re-appointment of Ward 6 resident, Mr. Michael Seagraves, to the Smyrna Planning and Zoning Commission. This is a two-year term to expire December 31, 2025.
Ward 6 Councilmember / Mayor Pro Tem Tim Gould
- S. **BCA2023-030** Approval of the appointment of Ward 6 resident, Mr. Nick Diluzio, to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2025.
Ward 6 Councilmember / Mayor Pro Tem Tim Gould
- T. **ATH2023-57** Request to extend work hours to expedite artificial turf field construction at Riverline Park, 6043 Oakdale Road, as requested by Deluxe Athletics, 80 Scott Drive, Marietta, GA 30067, from January 2, 2024 through March 15, 2024, Monday through Saturday, 7 am to 7 pm, and Sunday 10 am to 7 pm as weather permits.
Ward 7 Councilmember - Kathy Young
- U. **ATH2023-61** Authorization to accept the awarded Edward Byrne Memorial Justice Assistance Grant (JAG), award number 15PBJA-23-GG-03323-JAGX in the amount of \$18, 532 to be used for the advancement of technology through the addition of Flock License Plate Reader technology and expansion of the current program and authorize the Mayor to sign and execute all related documents.
Citywide

11. Ward and Staff Reports

III. **CITIZEN PARTICIPATION**

*Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the City Council. No subject may be acted upon by the City Council unless that subject is on the agenda and is scheduled for action. If you wish to be heard, please sign up with the City Clerk, come to the podium when called by the Mayor, state your name and address for the record and make your remarks. The time allotted for each speaker is as follows: **Public Comment - Three (3) Minutes***

12. Public Comment

13. Adjournment

Facilities are provided throughout City Hall for the convenience of persons with disabilities.

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS IN ACCORDANCE WITH THE NOTICING STANDARDS AS OUTLINED IN O.C.G.A. 50-14-3:

The City of Smyrna website – www.smyrnaga.gov / City Hall, 2800 King Street SE, Notice Boards