

City Council Meeting Agenda - Final MAYOR AND COUNCIL



A. Max Bacon City Hall
COUNCIL CHAMBERS
2800 King Street SE
Smyrna, Ga 30080

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)

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

August 21, 2023 / 7:00 PM

I. CEREMONIAL MATTERS

1. Roll Call
2. Call to Order
3. Invocation and Pledge of Allegiance
 - A. Pastor Brian Downing, Oakdale Church of God (1631 Cooper Lake Rd)
4. Agenda Changes
5. Mayoral Report
 - A. Introduction of Honorary "Mayor for the Day", Benjamin Mason Rhue, third grade student at St. Benedict's Episcopal School
6. Proclamations and Presentations
 - A. PRC2023-015 Proclamation in Support of Vaping Enforcement Actions
Citywide

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. Z23-005 Public Hearing - Z23-005 - Rezoning from HI to MU-Conditional for a mixed use development with 390 multi-family units, and 5,500 sq. ft. of commercial use, at a density of 13.92 units per acre - Land Lot 284 - 28.01 acres - 6324 & 6330 Riverview Road - Brand Properties LLC.
Ward 7 Councilmember – Kathy Young

- B. **Z23-006** Public Hearing - Z23-006 – Rezoning from R-20 to R-10 Conditional for the development of three single-family homes at a density of 3.29 units per acre - Land Lot 519 - 0.91 acres - 1313 & 1323 Pierce Avenue - Two Windy Hills, LLC
Ward 3 Councilmember - Travis Lindley
- C. **ATH2023-30** Apartment Complex Name Change Request – A request was made to change the name of Alder Park Apartments, 8 Cumberland Way SE, to Elme Cumberland. The applicant is D’Mitri Hart, Community Manager with Elme Communities.
Ward 1 Councilmember - Glenn Pickens
- D. **ORD2023-010** Public Hearing - Approval of Ordinance ORD2023-010 for the amendments to Chapter 106 in relation to tree bank expenditures and authorize the Mayor to sign and execute all related documents.
Citywide

8. **Privilege License and Show Cause Hearing**

9. **Formal Business**

- A. **ATH2023-27** Authorization for installation of “No Parking for Vehicles Over 5 Tons” on River View Road beginning and Nichols Drive up to an including the parking spaces at the dog park.
Ward 7 Councilmember - Kathy Young
- B. **ATH2023-28** Authorization for the installation of installing “No Parking for Vehicles Over 5 Tons” signs on the eastern side of Roswell Street from Hawthorne Avenue up to the Cayce Foods driveway.
Ward 2 Councilmember - Latonia P. Hines
- C. **ORD2023-08** Approval of Ordinance ORD2023-08 for the amendment to Part II, Chapter 46, Environment, Article VI, Stream Buffer Protection and authorize the Mayor to sign and authorize all related documents.
Citywide
- D. **ORD2023-09** Approval of Ordinance ORD2023-09 for the amendment to Part II – Code of Ordinances – Chapter 46 – Environment – Article VII Illicit Discharge and Illegal Connection and authorize the Mayor to sign and execute all related documents.
Citywide
- E. **ORD2023-011** Approval of Ordinance ORD2023-011 for the amendment to Part II – Code of Ordinances – Chapter 86 – Solid Waste – article IV. Litter and authorize the Mayor to sign and execute all related documents.
Citywide

- F. **AGR2023-039** Approval of Intergovernmental Agreement AGRE2023- between Cobb County and the City of Smyrna for the installation and operation of a red-light running photo enforcement system at the intersection of East/West Connector and Sr 280/South Cobb Drive for public safety purposes and authorize the Mayor to sign and execute all related documents.
Ward 7 Councilmember - Kathy Young
Ward 6 Mayor Pro Tem / Councilmember - Tim Gould
- G. **2023-172** Approval to award RFQ 23-028 Call to Artists: Painted Utility Boxes to Elaine Stephenson and Shea O'Connor and to authorize the Mayor to sign and execute all related documents.
Ward 6 Mayor Pro Tem / Councilmember - Tim Gould
- H. **2023-173** Approval to award RFQ 23-029 Call to Artists: Vinyl Wrapped Utility Boxes to Becca McCoy and Wendy Meyer and to authorize the Mayor to sign and execute all related documents.
Ward 3 Councilmember - Travis Lindley
- I. **CHOR2023-004** Authorization of change orders to the approved contracts and budgets for the Downtown Redevelopment projects for a reduction of \$229,507.00 to Ohmshiv Construction LLC. (805 Progress Court, Suite A, Lawrenceville, GA 30043) and an increase of \$229,507 to The Winter Construction Company (5616 Peachtree Road, Suite 100, Atlanta, GA. 30341) based on scope performed and authorize the Mayor to sign and execute all related documents.
Ward 3 Councilmember - Travis Lindley

10. **Consent Agenda**

- A. **MIN2023-081** Approval of the August 3, 2023 Committee of the Whole Minutes
Citywide
- B. **MIN2023-082** Approval of the August 7, 2023 Pre-Council Meeting Minutes
Citywide
- C. **MIN2023-083** Approval of the August 7, 2023 Mayor and Council Meeting Minutes
Citywide
- D. **2023-174** Authorize Atkins Park Tavern Restaurant & Bar to operate a beer and wine trailer/station with sales at the Hispanic Heritage Celebration in the Village Green Park in Downtown Smyrna on September 23, 2023 from 5:00PM - 9:00PM (Set up/break down 3:00PM - 5:00PM and 9:00PM - 11:00PM) and approve application of required Special Event Permit through the Community Development office and the Alcohol Sales approval through the State of Georgia.
Ward 3 Councilmember - Travis Lindley

- E. **2023-175** Approval to hold the remaining 2023 Committee of the Whole meetings (September, November and December) on Wednesdays at 6:30PM. The new dates for these meetings will be as follows:
September 13, 2023, September 27, 2023, October 11, 2023, November 1, 2023, November 15, 2023, November 29, 2023 and December 13, 2023.
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 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