



City of Smyrna

2800 King Street
Smyrna, Georgia 30080

Meeting Minutes - Final City Council

Monday, June 17, 2019

7:00 PM

Council Chambers

Roll Call

Present: 7 - Mayor Max Bacon, Councilmember Derek Norton, Councilmember Maryline Blackburn, Councilmember Andrea Blustein, Councilmember Charles Welch, Councilmember Tim Gould and Councilmember Ron Fennel

Absent: 1 - Councilmember Susan Wilkinson

Also Present: 10 - Tammi Saddler Jones, Scott Cochran, Scott Andrews, Terri Graham, Frank Martin, Russell Martin, Kevin Moore, Jennifer Bennett, Landon O'Neal and Davi Santos

Call to Order

Mayor A. Max Bacon called the June 17, 2019 Mayor and Council meeting to order at 7:00 PM.

1. Invocation and Pledge:

Pastor Jeff Pennington, Smyrna First Baptist Church (1275 Church Street) delivered the Invocation and led all in the Pledge of Allegiance.

2. Agenda Changes:

Item 4A will be withdrawn at the request of the applicant.

3. Mayoral Report:

There was no Mayoral Report.

4. Land Issues/Zonings/Annexations:

A. [2019-168](#)

Public Hearing - Zoning Request Z19-010 - Rezoning from R-20 to R-15-Conditional for three single-family homes at a density of 2.93 units per acre - 1.0245 Acres - Land Lot 466 - 990 Pebblebrook Road - Palladian Land, LLC - ***This item will be withdrawn at the request of the applicant.***

Sponsors: Fennel

Councilmember Ron Fennel made a motion to withdraw Zoning Request Z19-010 - Rezoning from R-20 to R-15-Conditional for three single-family homes at a density of 2.93 units per acre - 1.0245 Acres - Land Lot 466 - 990 Pebblebrook Road - Palladian Land, LLC at the request of the applicant. Councilmember Tim Gould seconded the

motion to withdraw.

The motion to withdraw was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

B. [2019-94](#)

Public Hearing - Zoning Request Z19-005 - Rezoning from R-15 to R-10 Conditional for four single family homes at a density of 3.72 units per acre - 1.17 acres - Land Lot 561 - 1420 and 1430 Roswell Street - M. Junger Homes LLC.

Sponsors: Blackburn

City Administrator Tammi Saddler Jones read the agenda title aloud.

Interim Community Development Director Russell Martin provided the background information including the most recent changes and updates. M. Junger Homes LLC is requesting rezoning from R-15 to R-10-Conditional for a property at 1420 and 1430 Roswell Street for the construction of four new single-family residences at a density of 3.72 units per acre. All homes will be accessed from Roswell Street via rear entry-garages. The applicant has submitted building elevations and floor plans for the residences in the rezoning application. The submitted elevations reflect a more traditional style home with a mixture of exterior façade materials and architectural elements. The Planning and Zoning Board recommended to approve the request by a vote of 7-0. The Mayor and City Council heard the zoning request at the April 15, 2019 meeting and tabled the request to the May 20, 2019 meeting to provide additional time for Matt Junger Homes, LLC to work with the Williams Park neighborhood to resolve the issue with the decorative wall along Roswell Street.

Community Development recommended approval of the rezoning from R-15 to R-10-Conditional for the development of four single-family units at a density of 3.72 units per acre with the following conditions (Community Development is proposing changes to the initial conditions to address the preservation of the wall):

Standard Conditions

(Requirement #2, 3, 4, 8, 9, 10, and 12 from Section 1201 of the Zoning Code is not applicable)

1. The composition of the homes in a residential subdivision shall include a mixture of elements including; but not limited to: brick, stone, shake, hardy plank and stucco. No elevation shall be comprised of 100% hardy plank siding. The residences whose lots abut external roadways shall not be permitted to utilize hardy plank for any elevation facing these roads.

2. The retention pond shall be placed and screened appropriately to be unobtrusive to homes inside and outside the development. The storm water detention plan shall be designed to create at least a ten percent reduction in a 100-year storm event. The city engineer shall approve all plans.

3. All utilities within the development shall be underground.

4. The developer shall be responsible for any traffic improvements (including additional right-of-way dedications) deemed necessary by either the City or the County

during construction plan review. Sidewalks shall be provided by the developer inside the subdivision and outside the subdivision adjacent to any public right-of-way consistent with City's requirements for the extent of the development. A grass buffer with a minimum width of 2' shall be provided between the back of curb and sidewalk.

5. No debris may be buried on any lot or common area.

6. The developer will comply with the City's current tree ordinance (unless noted elsewhere). All required tree protection measures shall be adhered to by the developer during construction.

7. All landscape plans must be prepared, stamped, and signed by a Georgia Registered Landscape Architect for any common areas or entrances.

8. All yards and common areas are to be sodded, and landscaped. Irrigate as appropriate.

9. All single family and/or duplex residential lots shall provide the following at the time of certificate of occupancy: either four 3" caliper trees or three 4" caliper trees. The following species of trees may be used: Nuttall Oak, Swamp Chestnut Oak, Allee Elm, and Village Green Zelkova. Other species may be used if approved by the City.

Special Conditions

10. The development shall maintain the following setbacks:

Front - 20'

Exterior Side - 10'

Interior Side - 7.5' (with a minimum of 10' between buildings)

Rear - 15'

11. Driveway - 22' minimum length from garage face to private driveway.

12. The development shall be developed with a minimum lot size of 10,000 square feet.

13. The lots shall be developed with a minimum lot width at the setback line of 50'.

14. The homes shall have a minimum floor area of 1,500 sq. ft.

15. The developer shall provide 5a' sidewalk with a 2' grass buffer along Roswell Street for the length of the development.

16. The developer shall provide a 1 5' stormwater easement along the northern shared property line.

17. The developer shall provide a 5' Right-of-Way dedication along Roswell Street.

18. All structures will be built to a maximum height of 35' as measured from the sidewalk along the front elevation.

19. The maximum allowable lot coverage for the property shall be limited to 35%.

20. The developer shall be responsible for the installation of all water and sewer lines in accordance with the requirements of the Public Works Director.

21. No stormwater management facility or portion thereof shall be located on any portion of the proposed lots. The stormwater management facilities shall be solely located on the HOA's property.

22. All trees within the limits of disturbance and not located within a tree protection area must be removed during the land clearing and grading phase of the development.

23. The location of the shared drive shall be relocated south of the proposed location on the submitted site plan (3/6/2019) to preserve as much of the wall as possible. The location of the shared drive shall be reviewed and approved by the City Engineer. If the new location of the shared drive requires the removal of a portion of the wall, the developer shall be permitted to remove the said portion to provide adequate clearance and sight line along Roswell Road.

24. The individual homes shall provide access to the public sidewalk. If the existing wall should preclude access to the public sidewalk, the developer shall be allowed to provide access through the wall if need be. The access through the wall shall be reviewed and approved by the City Engineer.

25. Approval of the subject property for the -1R0 Conditional (R-10 Conditional) zoning compliance with the submitted site plan dated 3/6/2019 created by Crescent View Engineering LLC and all zoning stipulations above.

26. The applicant shall build the homes in substantial compliance with the building elevations submitted and dated 2/8/2019. Approval of any change to the elevations must be obtained from the Director of Community Development.

Mayor Bacon announced the Public Hearing and three people including the applicant came forward to be sworn in by City Attorney Scott Cochran.

Mr. Ron Davis, 1351 Roswell Street, thanked Mayor and Council for their hard work on the issue of saving the wall.

Ms. Shaun Martin, 2884 Anderson Circle, recommended that the wall be given a marker and a plaque notating the historical significance.

Councilmember Blackburn thanked everyone involved for their patience and willingness to work together to come to a place where everyone is happy and able to move forward.

Councilmember Maryline Blackburn made a motion to approve Zoning Request Z19-005 - Rezoning from R-15 to R-10 Conditional for four single family homes at a density of 3.72 units per acre - 1.17 acres - Land Lot 561 - 1420 and 1430 Roswell Street - M. Junger Homes LLC. Councilmember Derek Norton seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

C. [2019-170](#)

Public Hearing - Zoning Request Z19-009 - Rezoning from LI to MU for

the use of the property as residence and an antique restoration business
- 1.22 Acres - Land Lot 492 - 2201 Dixie Avenue - Gordon and Deanie
Brans

Sponsors: Blackburn

Ms. Tammi Saddler Jones reviewed the pertinent information for this agenda item. Gordon and Deanie Brans are requesting rezoning from LI (Light Industrial) to MU-Conditional (Mixed Use) for the use of the property as a single-family residence and an antique restoration business. The applicants are currently operating their antique restoration business from the accessory building at the rear of the property with the existing residence being vacant. The applicants are requesting to renovate the residence into a new home to eventually live on-site. The Planning and Zoning Board heard the zoning request at the May 13, 2019 meeting and made a recommendation for approval with staff conditions by vote of 7-0. Community Development recommended approval of the rezoning from LI to MU-Conditional on 1.22 acres for the development of a residential unit and the operation of an antique restoration business.

Mayor Bacon announced the Public Hearing, and no one came forward to speak.

The applicants were sworn in by City Attorney Cochran.

Mr. Martin reviewed the information with Mayor and Council. Gordon and Deanie Brans are requesting rezoning from LI (Light Industrial) to MU-Conditional (Mixed Use) for the use of the property as a single-family residence and an antique restoration business. The applicants are currently operating their antique restoration business from the accessory building at the rear of the property with the existing residence being vacant. The applicants are requesting to renovate the residence into a new home to eventually live on-site. They are proposing to replace the existing chain link fence along Dixie Avenue and Davis Road with a new 6' iron/wood fence with masonry columns to secure the site and the business. Finally, they are also proposing to maintain the existing gravel parking area in its current form. The applicants have submitted building elevations with the rezoning application. The submitted building elevations are of the proposed improvements to the existing residence on-site. The applicants are proposing to use a mixture of façade materials for the buildings, including but not limited to brick and lap siding. The Planning and Zoning Board heard the zoning request at the May 13, 2019 meeting and made a recommendation for approval with staff conditions by vote of 7-0. Community Development recommended approval of the rezoning from LI to MU-Conditional on 1.22 acres for the development of a residential unit and the operation of an antique restoration business, including those variances supported by staff as shown above, with the following conditions:

Standard Conditions

Requirements # 1, 2, 3, 4, 5, 8, 9, 10, 12, 16 and 17 from Section 1201 of the Zoning Code are not applicable. The following requirements remain applicable.

- 1. All utilities within the development shall be underground.*
- 2. The developer shall be responsible for any traffic improvements (including additional right-of-way dedications) deemed necessary by either the City or the County during construction plan review.*
- 3. No debris may be buried on any lot or common area.*
- 4. The developer will comply with the City's current tree ordinance. All required tree*

protection measures shall be adhered to by the developer during construction.

5. All landscape plans must be prepared, stamped, and signed by a Georgia Registered Landscape Architect for any common areas or entrances.

6. All yards and common areas are to be sodded, and landscaped. Irrigate as appropriate.

Special Conditions

7. The development shall maintain the following setbacks:

Front - 0'

Side - 0'

Rear - 20'

Building Separation - 20'

8. The developer shall meet all fire access requirements deemed necessary by the Fire Marshal during construction plan review.

9. The developer shall be responsible for any water and sewer improvements deemed necessary by the Public Works Director or Cobb County Water System during construction plan review.

10. The developer shall provide a right-of-way dedication along both Dixie Avenue and Davis Road.

11. The developer shall be permitted to use gravel for the parking area.

12. The developer shall be permitted to construct 6' iron/wood fence with masonry columns in place of the existing chain link fence along Dixie Avenue and Davis Road provided the fence does not impede sight distances on Dixie Avenue. The City Engineer shall review the location of any fencing.

13. Approval of the subject property for the MU-Conditional zoning district shall be conditioned upon the development of the property in substantial compliance with the site plan submitted 4/12/2019 and created by Patrick F. Carey and all zoning stipulations above.

14. The applicant shall be bound to the elevations submitted on 4/12/2019. Approval of any change to the elevations must be obtained from the Director of Community Development.

Applicants Gordon and Deanie Brans came forward to share information about their plans for the property as well as the historical significance of the home.

Councilmember Maryline Blackburn made a motion to approve Zoning Request Z19-009 - Rezoning from LI to MU for the use of the property as residence and an antique restoration business - 1.22 Acres - Land Lot 492 - 2201 Dixie Avenue - Gordon and Deanie Brans. Councilmember Charles "Corkey" Welch seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

5. Privilege Licenses:

There were no Privilege Licenses.

6. Formal Business:

- A. [2019-213](#) Approval of Ward 3 Appointment to the Keep Smyrna Beautiful Board, Leonard Robinson, to fulfill term to expire December 2019

Sponsors: Blackburn

Councilmember Maryline Blackburn made a motion to approve of the Ward 3 Appointment to the Keep Smyrna Beautiful Board, Leonard Robinson, to fulfill term to expire December 2019. Councilmember Ron Fennel seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

- B. [2019-192](#)

Public Hearing - Authorization Apartment Name Change Request 2019-192 - 2085 Lake Park Drive SE- Name change from Village at Lake Park dba Village At Lake Park to Village at Lake Park dba Cortland at the Village with Carman Garrison as agent.

Sponsors: Blustein

City Administrator Tammi Saddler Jones advised Mayor and Council as to the background on the apartment name change. Village at Lake Park located at 2085 Lake Park Dr. SE with Carmen Garrison as agent has recently decided to change the name of the complex to Cortland at the Village. The proper Name Change Application has been reviewed and approved by the Fire Marshal, Building Inspector, City Engineer, 911 Communications, City Marshals as well as reported to the Business License Officer. Staff recommends approval of the name change from Village at Lake Park to Cortland at the Village.

The Mayor announced the Public Hearing and no one came forward to speak.

Councilmember Andrea Blustein made a motion to approve and authorize Apartment Name Change Request 2019-192 - 2085 Lake Park Drive SE- Name change from Village at Lake Park dba Village At Lake Park to Village at Lake Park dba Cortland at the Village with Carman Garrison as agent. Councilmember Maryline Blackburn seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

C. [2019-208](#)

Approval of extended work hours for Balfour Beatty for grading work for King Springs Elementary School - 9.46 Acres - Land Lot 479 - 1041 Reed Road - Balfour Beatty. Proposed new work hours 7:00 AM to 7:00 PM Monday - Saturday from June 18, 2019 to August 3, 2019.

Sponsors: Welch

City Administrator Saddler Jones provided the background information. Balfour Beatty, the general contractor for the construction of Kings Springs Elementary School, is requesting an extension of normal work hours for the completion of a large percentage of site work prior to the start of the new school year. The request is to extend work hours by one hour per day Monday through Friday and three hours per day on Saturdays. The proposed work hours would amount to eight additional work hours per week. The proposed new work hours would be 7:00 a.m. to 7:00 p.m. Monday to Saturday from June 18, 2019 to August 3, 2019. The proposed working hours would provide for five additional working days during that time. The request is to ensure all grading, utility and parking lot extension activities are completed prior to the students returning to campus for the start of the school year. Balfour Beatty has stated that there will be site supervision during extended work hours to ensure all work is performed within the criteria allowed by the City. Community Development recommends extension of work hours from 7:00 a.m. to 7:00 p.m. Monday to Friday and Saturday 9:00 a.m. to 7:00 p.m. from June 18, 2019 to August 3, 2019 for site grading, utility installation and parking lot extension.

The Senior Project Manager was present and came forward. She thanked Mayor and Council for listening and agreed to the request to limit the start time on Saturdays to 9:00am.

Councilmember Charles "Corkey" Welch made a motion to approve extended work hours for Balfour Beatty for grading work for King Springs Elementary School - 9.46 Acres - Land Lot 479 - 1041 Reed Road - Balfour Beatty. 7:00 AM to 7:00 PM Monday - Friday and 9:00 AM to 7:00 PM Saturday from June 18, 2019 to August 3, 2019. Councilmember Maryline Blackburn seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

D. [2019-211](#)

Authorization of a contract amendment with Boutte Tree, Inc., 2144 Bolton Rd. NW, Atlanta, GA 30318 to increase the hourly rate from \$75/hour to \$100/hour for arborist and landscape consulting services - City of Smyrna

Sponsors: Gould

The background information was presented to Mayor and Council by Ms. Saddler Jones. Boutte Tree, Inc. has requested the hourly rate increase from \$75/hour to

\$100/hour to cover increases in overhead costs and expenses, so they are requesting a contract amendment for arborist and landscape consulting services. The City has contracted with Boutte Tree, Inc. for consulting services at the \$75.00/hour since November 10, 2012. This is the first price increase that the City has received. The proposed contract amendment will run from July 1, 2019 to July 1, 2020. Community Development recommended approval of the contract amendment.

Councilmember Tim Gould made a motion to approve and authorize a contract amendment with Boutte Tree, Inc., 2144 Bolton Rd. NW, Atlanta, GA 30318 to increase the hourly rate from \$75/hour to \$100/hour for arborist and landscape consulting services - City of Smyrna. Councilmember Maryline Blackburn seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

E. [2019-203](#)

Approval of a consulting contract with Tindale-Oliver, 1000 N. Ashley Dr., Suite 400, Tampa, FL. 33602 to conduct the Smyrna Transit Analysis and Feasibility Study allocated from Atlanta Regional Commission (ARC) grant amount of \$300,000 for a total of \$365,020 which includes city matching funds of \$65,020 FY19 CIP and authorize the Mayor to execute all related documents.

Sponsors: Gould

Ms. Tammi Saddler Jones reviewed the pertinent information for this agenda item. The City of Smyrna requested qualifications and cost proposals for consultants to develop the Smyrna Transit Analysis and Feasibility Study. This project is partially funded by a grant from the Atlanta Regional Commission (ARC). Five (5) firms submitted proposals and the proposals were ranked by six evaluators. Following evaluation without costs, the team conducted interviews with the top three firms on May 15, 2019. Based on the results of the firm's proposal, qualifications, interviews, along with pricing submitted, it is the staff team's recommendation the award be made to the most responsive and responsible proposer Tindale Oliver in the amount of \$365,020.00 and authorize the Mayor to execute all related documents.

Councilmember Tim Gould asked for Mr. Russell Martin to step forward and provide some information on the study so that everyone has a better understanding of what will be included.

Mr. Martin explained that this study does not mean the City will have its own transit system. The goal is to study all potential modes of transportation and possible improvements to the City, the County, and the Region as a whole.

Councilmember Tim Gould made a motion to approve a consulting contract with Tindale-Oliver, 1000 N. Ashley Dr., Suite 400, Tampa, FL. 33602 to conduct the Smyrna Transit Analysis and Feasibility Study allocated from Atlanta Regional Commission (ARC) grant amount of \$300,000 for a total of \$365,020 which includes city matching funds of \$65,020 FY19 CIP and authorize the Mayor to execute all related documents. Councilmember Ron Fennel seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

F. [2019-212](#)

Approval of a contract with MaxAir Mechanical, 814 Livingston Court, Marietta, GA 30067, for HVAC preventative maintenance and repair for city buildings for a three year term, with an option to renew annually and authorize the Mayor to execute all related documents.

Sponsors: Welch

The background information on the item was presented by City Administrator Saddler Jones. The City of Smyrna has contracted with Johnson Controls since 2004 for heating, ventilation and air condition preventative maintenance and repair for city buildings. Our public works staff requested proposals from Johnson Controls (Sourcewell cooperative) and MaxAir Mechanical (NCPA cooperative). Staff found that MaxAir Mechanical is the contracted vendor for Cobb County Government and they are a participating vendor on National Cooperative Purchasing Alliance (NCPA.) It is the recommendation of Public Works Director and the Purchasing Manager to award the HVAC contract to MaxAir Mechanical (Midwest Mechanical) for a 3-year contract with option to renew each year in the amount \$481,936.00 and authorize the Mayor to execute all related documents.

Councilmember Charles "Corkey" Welch inquired as to the presence of a cancellation clause in the contract. Mr. Frank Martin answered that there is a cancelation clause included.

Councilmember Charles "Corkey" Welch made a motion to approve a contract with MaxAir Mechanical, 814 Livingston Court, Marietta, GA 30067, for HVAC preventative maintenance and repair for city buildings for a three year term, with an option to renew annually and authorize the Mayor to execute all related documents. Councilmember Maryline Blackburn seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

G. [ORD2019-11](#)

Approval to amend the City of Smyrna Code of Ordinances, Chapter 98 by adding section 98-41 regulating storage and use of Shareable Mobility Devices on Public right-of-way.

Sponsors: Norton

Ms. Saddler Jones advised Mayor and Council as to the background. The City has a substantial interest in regulating how private operators of Shareable Mobility Devices operate on the public rights-of-way. Safety is our top priority and one of the main reasons for our ordinance. The general provisions of this new ordinance make it unlawful to provide or offer for use a Shareable Powered Mobility Device anywhere within the City. It makes it unlawful to park, leave standing, leave lying, abandon, or

otherwise place a Shareable Powered Mobility Device in a public right-of-way or on public property anywhere within the City. It makes it unlawful to operate a Shareable Powered Mobility Device in a public right-of-way or on public property anywhere within the City. For purposes of this ordinance, Shareable Powered Mobility Device means an electric/motorized or human-powered device that permits an individual user to move or be moved freely. City staff we want to address this matter before it becomes a bigger problem in our community. Our neighboring City of Marietta also recently enacted an ordinance. Our Police Chief and city staff recommended adoption of the ordinance.

Councilmember Derek Norton made a motion to approve and amend the City of Smyrna Code of Ordinances, Chapter 98 by adding section 98-41 regulating storage and use of Shareable Mobility Devices on Public right-of-way. Councilmember Charles "Corkey" Welch seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

- H. [ORD2019-13](#) Approve the amendment to the City of Smyrna's Code of Ordinance Chapter 102 by adding, Article V, Water System to include Sections 102-48, 49, 50, 51, 52, 53, 54, 55, 56, and 57. These updates are to satisfy mandatory requirements set forth by the Metropolitan North Georgia Water Planning District (MNGWPD) and Georgia Environmental Protection Agency (EPA) and request the Mayor and Council approve updates to Article V Water System to include new sections in the City's Code of Ordinances.

Sponsors: Welch

Councilmember Charles "Corkey" Welch made a motion to approve the amendment to the City of Smyrna's Code of Ordinance Chapter 102 by adding, Article V, Water System to include Sections 102-48, 49, 50, 51, 52, 53, 54, 55, 56, and 57. These updates are to satisfy mandatory requirements set forth by the Metropolitan North Georgia Water Planning District (MNGWPD) and Georgia Environmental Protection Agency (EPA) and request the Mayor and Council approve updates to Article V Water System to include new sections in the City's Code of Ordinances. Councilmember Derek Norton seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

- I. [2019-204](#) Award RFQ 19-021 Water Line Installation State Route 280 to the lowest bidder K.M. Davis Contracting Co. Inc., 3259 Austell Road, Marietta, Ga. 30008 for \$377,545.00 from Water CIP and authorize the Mayor to execute all related documents.

Sponsors: Welch

Councilmember Charles "Corkey" Welch made a motion to approve and award RFQ 19-021 Water Line Installation State Route 280 to the lowest bidder K.M. Davis Contracting Co. Inc., 3259 Austell Road, Marietta, Ga. 30008 for \$377,545.00 from Water CIP and authorize the Mayor to execute all related documents. Councilmember Tim Gould seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

J. [2019-198](#)

Award RFQ 19-020 Durley Lane Storm Drainage Rehabilitation to the lowest bidder TyBe Company, LLC, P. O. Box 276, Newbern, TN 38059 for the amount of \$199,390.15 from Stormwater fund and authorize the Mayor to execute all related documents.

Sponsors: Fennel

Councilmember Charles "Corkey" Welch made a motion to approve and award RFQ 19-020 Durley Lane Storm Drainage Rehabilitation to the lowest bidder TyBe Company, LLC, P. O. Box 276, Newbern, TN 38059 for the amount of \$199,390.15 from Stormwater fund and authorize the Mayor to execute all related documents. Councilmember Ron Fennel seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

7. Commercial Building Permits:

There were no Commercial Building Permits.

8. Consent Agenda:

Councilmember Tim Gould made a motion to approve the consent agenda as read aloud by City Administrator Tammi Saddler Jones. Councilmember Ron Fennel seconded the motion to approve.

The motion to approve was carried by the following vote:

Aye: 6 - Councilmember Norton, Councilmember Blackburn, Councilmember Blustein, Councilmember Welch, Councilmember Gould and Councilmember Fennel

Absent: 1 - Councilmember Wilkinson

A. [2019-205](#)

Approval of the June 3, 2019 Mayor and Council Meeting Minutes.

- B. [2019-206](#) Approval of the June 3, 2019 Pre-Council Meeting Minutes.
- C. [2019-210](#) Approval of the May 30, 2019 Committee of the Whole Meeting Minutes.
- D. [2019-209](#) Fiscal Year 2019 Budget Amendment

Sponsors: Fennel

9. Committee Reports:

Mr. Ron Fennel congratulated the Finance team for their work on the budget and let everyone know that the budget will be tweaked as needed so that the City can remain fiscally responsible. The Smyrna Blue 12U baseball team played in the State Championship recently. He announced that Riverview Landing is having a hard hat tour on Sunday, July 23, 2019 and encouraged everyone to take part.

Mr. Tim Gould offered his congratulations to the new Assistant City Engineer Ashley White.

Mr. Charles "Corkey" Welch thanked the local Masonic Lodge and Boy Scout troop for inviting him to a flag retirement ceremony. It was a memorable experience and he suggested that others attend the ceremony when possible.

Ms. Maryline Blackburn welcomed Assistant City Engineer Ms. Ashley White to the City. She also sent out a big congratulations to Mr. Jason York who is a fifth grade teacher at Smyrna Elementary and was recently awarded as teacher of the year. Ms. Blackburn recently attended the Philippine Independence Day celebration and said it was a wonderful event.

Ms. Tammi Saddler Jones offered her condolences for HR Director Kay Bolick who recently lost her mother.

Mayor Bacon talked about the recent boil water advisory and the events surrounding that.

10. Show Cause Hearings:

There were no Show Cause Hearings.

11. Citizen Input:

Mr. Leonard Robinson, 1809 Teasley Drive SE, thanked everyone for the appointment to the Keep Smyrna Beautiful Board. He spoke about the upcoming name change to the Department currently known as Keep Smyrna Beautiful. Mr. Robinson asked for more transparency and for Sustainable Smyrna to be recognized as an advisory committee to the City.

Ms. Jenny Bartee, 4094 Laurel Springs Way, signed up to speak about sustainability. She volunteers with Keep Smyrna Beautiful throughout the year and thinks it is a great organization. Ms. Bartee made some suggestions including changing the lighting in the parks to LED, offering incentives to encourage people to recycle more and throw away less trash, and utilizing compost bins at festivals and events.

Ms. Pat Burns, 10 Concord Road, spoke about wanting to see a connection built between Keep Smyrna Beautiful and Sustainable Smyrna. She has lived in the City many years and would like to see sustainability as a priority.

12. Adjournment:

Mayor Bacon adjourned the June 17, 2019 Mayor and Council meeting at 8:20 PM.