



# City of Smyrna

A. Max Bacon City Hall  
Council Chambers  
2800 King Street SE  
Smyrna, GA. 30080

## Meeting Agenda - Final

### City Council

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Monday, December 5, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

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#### Roll Call

#### Call to Order

#### 1. Invocation and Pledge:

*Pastor Shell Osbon, Life Church Assembly of God (4100 King Springs Rd)*

#### 2. Agenda Changes:

#### 3. Mayoral Report:

- A. [2022-573](#) Smyrna Education Foundation Report and Check Presentation from JRM Management

**Attachments:** [2022-573 Smyrna Education Check Presentation.pdf](#)

- B. [2022-574](#) Recognition of Campbell High School JROTC Lady Spartan Raiders and Male Spartan Raiders

**Attachments:** [Spartan Raiders 2022 State Championship.docx](#)

[Lady and Male Spartan Raiders Grp Picture.jpg](#)

[Spartan Raiders\\_Grp Picture Names Order.docx](#)

#### 4. Land Issues/Zonings/Annexations:

*Speaking time for the public hearing related to the following land issues/zonings/annexations will be (5) five minutes.*

- A. [2022-481](#) Public Hearing - Appeal the denial by the License and Variance Board for Variance Request V22-055 - Allow encroachment into the 75-foot impervious surface area setback - Lot 696 - 1921 Sadler Drive - Eddie Karr by Wayne S. Melnick who resides at 1921 Sadler Drive SE, Smyrna, GA 30080 as filed with the City Clerk's office on September 1, 2022 at 4:12 PM via electronic email.

**Ward 6 / Mayor Pro Tem/Councilmember Gould**

**Attachments:** [Issue Sheet 2022-481 LVB Appeal.pdf](#)

[VarmemoV22-055\\_V3\\_Appeal.pdf](#)

[Appeal Letter\\_V22-055.pdf](#)

[Application\\_V22-055.pdf](#)

[City of Smyrna Variance Request Letter, Melnick, 1921 Sadler Drive, 8.22.22.pc](#)

[Elevation\\_V22-055.pdf](#)

[Site Plan\\_V22-055.pdf](#)

- B. [2022-544](#) Authorization to submit the Comprehensive Plan Update to Department of Community Affairs for review and authorize the Mayor to sign and execute all related documents.

**Ward/ Citywide**

**Attachments:** [Issue Sheet 2022-544 Comprehensive Plan.pdf](#)

[2040 Comp Plan Update Chapter 1.pdf](#)

[2040 Comp Plan Update Chapter 2.pdf](#)

[2040 Comp Plan Update Chapter 3.pdf](#)

[2040 Comp Plan Update Appendix A.pdf](#)

[2040 Comp Plan Update Appendix B Part 1.pdf](#)

[2040 Comp Plan Update Appendix B Part 2.pdf](#)

[2040 Comp Plan Update Appendix C.pdf](#)

- C. [Z22-011](#) **Public Hearing** - Zoning Request - Z22-011 - Allow a rezoning from R-15 to NS for an 8,000 sq. ft. retail business - 0.91 acres - Land Lot 700 - 3410 Atlanta Road - Grow Smyrna.

***This item will be tabled to the January 17, 2023 Mayor and Council meeting at the request of staff.***

**Ward 6 / Mayor Pro Tem/Councilmember Gould**

**Attachments:** [Issue Sheet Z22-011 - Neighbors Feed and Seed.pdf](#)

[Staff Memo\\_Z22-011\\_M&C.pdf](#)

[Site Plan V4\\_Z22-011.pdf](#)

[Zoning Map\\_Z22-011.pdf](#)

[Land Use Map\\_Z22-011.pdf](#)

[Application\\_Z22-011.pdf](#)

[Tree Plan\\_Z22-011.pdf](#)

[City Tax\\_Z22-011.pdf](#)

[County Tax\\_Z22-011.pdf](#)

[Deed\\_Z22-011.pdf](#)

[Hydrology\\_Z22-011.pdf](#)

[Neighbors Feed and Seed.jpg](#)

[Owner Auth\\_Z22-011.pdf](#)

[Owner Authorization\\_Z22-011.pdf](#)

[Water Sewer Availability Letter\\_Z22-011.pdf](#)

[Zoning Disclosure\\_Z22-011.pdf](#)

[Zoning Disclosure2\\_Z22-011.pdf](#)

[Legal Ad.pdf](#)

**5. Privilege Licenses:****6. Formal Business:**

- A. [RES2023-02](#) Approval of Resolution RES2023-02 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.

**Ward / Citywide**

**Attachments:** [Issue Sheet RES2023-02 911 Post Paid.pdf](#)

[RES2023-02 - 911 Post Paid Wireless Service.pdf](#)

- B. [RES2023-03](#) Approval of Resolution RES2023-03 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.

**Ward / Citywide**

**Attachments:** [Issue Sheet RES2023-03 911 PrePaid.pdf](#)

[RES2023-03 - 911 Pre Paid Wireless Service.pdf](#)

- C. [RES2023-04](#) Approval of Resolution RES2023-04 reaffirms the necessity for the \$1.50 **911** charge on telephone subscribers served by the enhanced **911** system for the fiscal year.

**Ward / Citywide**

**Attachments:** [Issue Sheet RES2023-04 Charges.pdf](#)

[RES2023-04 - 911 Emergency 911 Telephone Service.pdf](#)

- D. [2022-585](#) Approval of the FY 2023 staff merit increases, cost of living adjustment (COLA), an adjustment to the pay bands, and an additional supplement for certified public safety positions effective the first payroll subsequent to January 1, 2023.

**Ward / Citywide**

**Attachments:** [Issue Sheet 2022-585 - Merit and COLA 2023.pdf](#)

- E. [CON2022-13](#) Approval of the contract with Dynamix Consulting Group Personal Services (PO Box 68, Lake Alfred, Florida, 33850) to perform a Community Risk Assessment in phases as outlined in the attached Scope of Work document for a fee not to exceed \$47,500.00 and authorize the Mayor to sign and execute all related documents.

**Ward / Citywide**

**Attachments:** [Issue Sheet CON2022-13 Dynamix.pdf](#)

[Dynamix Consulting Group Personal Services Contract - FD - 12.05.2022 - PRII](#)

[Dynamix Community Risk Assessment Standards of Cover Proposal - FD - 12.0](#)

- F. [2022-607](#) Approval to amend the FY 2023 ARPA fund project budget for the Council Chamber Audio/ Visual update in the amount of \$15,000 for the

purchase of additional equipment needed to complete the project.

**Ward 3 / Councilmember Lindley**

**Attachments:** [Issue Sheet 2022-607 - Council Chambers Laptop Purchase.pdf](#)

[Dell Technology Council Computer Upgrade - Jan 2023 - ARPA Funds - 12.05.2](#)

- G. [2022-606](#) Approval of a budgeted amendment to the adopted FY 2023 budget to increase the project budget for the Village Green park in the amount of \$500,000 to be funded by a use of the fund balance (reserves) in the General Fund.

**Ward 3 / Councilmember Lindley**

**Attachments:** [Issue Sheet 2022-606 Downtown Park Project Budget Amendment.pdf](#)

[Richard Garland-Bethany Proposal 11.4.22b.pdf](#)

[Natural Playground 5.jpg](#)

7. **Commercial Building Permits:**

8. **Consent Agenda:**

- A. [MIN2022-85](#) Approval of the November 17, 2022 Committee of the Whole Meeting Minutes  
**Ward / Citywide**  
**Attachments:** [11-17-2022 November 17, 2022 COW Meeting Minutes - FINAL.pdf](#)
- B. [MIN2022-86](#) Approval of the November 21, 2022 Pre-Council Meeting Minutes  
**Ward / Citywide**  
**Attachments:** [11-21-2022 November 21, 2022 Pre-Council Meeting Minutes - FINAL.pdf](#)
- C. [MIN2022-87](#) Approval of the November 21, 2022 Mayor and Council Meeting Minutes  
**Ward / Citywide**  
**Attachments:** [11-21-2022 November 21, 2022 M&C Meeting Minutes - FINAL.pdf](#)
- D. [2022-572](#) Request to extend work hours for concrete pours at 1885 Mitchell Road as requested by the Conlan Company (Land Lot 684 & 685, 11.42 acres, The Conlan Company) from December 15, 2022 through February 15, 2023, Monday through Saturday ( No work on Sundays) 10:00 PM - 7:00 AM with a total of 30 pours.  
**Ward 7 / Councilmember Wheaton**  
**Attachments:** [Issue Sheet 2022-572 Concrete pour extension.pdf](#)  
[1885 Mitchell Rd. SE - Noise Variance.pdf](#)  
[Staff Memo Work Hours 1885 Mitchell Road\\_V2.pdf](#)
- E. [2022-577](#) Approval of the re-appointment of Ward 1 resident, Shawn Garcia, to the Keep Smyrna Beautiful Board. This is a two-year term that expires 12/31/2024.  
**Ward 1 / Councilmember Pickens**
- F. [2022-578](#) Approval of the re-appointment of Ward 6 resident, Nell Robinson, to

the Keep Smyrna Beautiful Board. This is a two-year term that expires 12/31/2024.

**Ward 6 / MayorProTem/Councilmember Gould**

- G. [2022-579](#) Approval of the re-appointment of the Mayor's Appointee, Ms. Cheri Harrington , to the Smyrna Parks and Recreation Commission. This is a two-year term to expire December 31, 2024.

**Ward / Citywide**

- H. [2022-580](#) Approval of the re-appointment of the Mayor's appointee, Mr. Joel Powell, to serve as Chairman of the Smyrna Planning and Zoning Commission for a two-year term to expire December 31, 2024.

**Ward / Citywide**

- I. [2022-581](#) Approval of the re-appointment of Ward 3 resident, Lem Ward, to the Smyrna Housing Authority. This is a five-year term that expires 12/31/2027.

**Ward 3 / Councilmember Lindley**

- J. [2022-603](#) Approval of the appointment of Ward 5 resident, Tonya Brinkley, to the Smyrna Housing Authority to fulfill term that expires 5/31/2023.

**Ward 5 / Councilmember Wilkinson**

9. **Ward / Committee Reports:**

10. **Show Cause Hearings:**

11. **Citizen Input:**

*Speaking time for citizen input will be limited to three minutes.*

12. **Adjournment:**