



# City of Smyrna

2800 King Street  
Smyrna, Georgia 30080

## Action Summary - Final City Council

Monday, December 21, 2015

7:30 PM

Council Chambers

### Roll Call

**Present:** 8 - Mayor Max Bacon, Mayor pro tem/Councilmember Melleny Pritchett, Councilmember Andrea Blustein, Councilmember Teri Anulewicz, Councilmember Charles Welch, Councilmember Susan Wilkinson, Councilmember Wade Lnenicka and Councilmember Ron Fennel

**Also Present:** 9 - Scott Cochran, Mike L Jones, Terri Graham, Ken Suddreth, Russell Martin, Steve Ciaccio, Jennifer Bennett, Kristen Robinson and Dan Campbell

### Call to Order

Mayor Max Bacon called the meeting of the Mayor and Council for December 21, 2015 to order at 7:30PM.

#### 1. Invocation and Pledge:

Councilmember Ron Fennel asked members of Boy Scout Troop 11 to come forward to receive a city flag for retirement. Mayor Bacon asked them to explain the retirement ceremony and the troop members led all in the Pledge of Allegiance. Mayor Bacon also invited Pastor Lee Dellbridge of Smyrna Christian Church, located at 910 Concord Road, to lead all in the invocation.

#### 2. Agenda Changes:

There were no agenda changes.

#### 3. Mayoral Report:

##### A. Southeast Capital Presentation to Mayor Bacon

Southeast Capital made a plaque presentation to the city and Mayor Bacon thanking them for the opportunity to develop Smyrna Grove.

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

##### A. **Public Hearing** - Zoning Request Z15-021 - Approval of a campus master plan for Whitefield Academy - 77.76 Acres - Land Lots 538, 539, 542, 543, 610, 611 - 1 Whitefield Drive - Whitefield Academy

**Sponsors:** Fennel

A motion was made by Councilmember Ron Fennel to approve item 2015-395 for a zoning request (Z15-021) for the approval of a campus master plan for Whitefield Academy on 77.76 Acres, Land Lots 538, 539, 542, 543, 610, 611 located at 1 Whitefield Drive for the applicant Whitefield Academy; seconded by Mayor Pro Tem / Councilmember Melleny Pritchett. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

- B.** Approval of Ordinance 2015-22 - Annexation request (100% owners requesting annexation) - of all tract of land lying and being in 539, 17th District, 2nd Section, Cobb County, Georgia, a total of 0.80 acre tract, parcel # 17053900530 - 1259 Pebblebrook Rd. Mableton, GA 30126. Effective date January 1, 2016.

**Sponsors:** Fennel

A motion was made by Councilmember Ron Fennel to approve item 2015-417 for the approval of Ordinance 2015-22, an annexation request (100% owners requesting annexation) of all tract of land lying and being in 539, 17th District, 2nd Section, Cobb County, Georgia, a total of 0.80 acre tract, parcel # 17053900530 located at 1259 Pebblebrook Rd. Mableton, GA 30126 with an effective date of January 1, 2016; seconded by Councilmember Wade Lnenicka. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

- C.** Approval of subdivision plat for two residential lots in the R-15 zoning district - 0.843 Acres - Land Lot 525 - 3420 Lee Street - Paramount Realty Group, LLC

**Sponsors:** Lnenicka

A motion was made by Councilmember Wade Lnenicka to approve item 2015-421 for the approval of the subdivision plat for two residential lots in the R-15 zoning district on 0.843 Acres, Land Lot 525 located at 3420 Lee Street by applicant Paramount Realty Group, LLC.; seconded by Councilmember Charles "Corkey" Welch. The motion carried by the following vote:

\*Clerks Note: Councilmember Ron Fennel stepped away from the dias for a moment. He returned shortly after the vote was taken.

**Aye:** 6 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson and Councilmember Lnenicka

**Absent:** 1 - Councilmember Fennel

## 5. Privilege Licenses:

- A.** Public Hearing - Privilege Licenses Request 2015-404 - Beer, Wine,

Liquor Pouring - 821 Concord Road - Ramirez & Sons LLC dba  
Mariscos Las Islitas with Jaime S Ramirez as agent

**Sponsors:** Anulewicz

*Public hearing is announced no one came forward*

A motion was made by Councilmember Teri Anulewicz to approve item 2015-404 for a privilege license request (2015-404) for Beer, Wine, Liquor Pouring located at 821 Concord Road by applicant Ramirez & Sons LLC dba Mariscos Las Islitas with Jaime S Ramirez as agent; seconded by Mayor Pro Tem / Councilmember Melleny Pritchett. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

## 6. Formal Business:

### A. Final FY 15 Budget Amendment

**Sponsors:** Anulewicz

A motion was made by Councilmember Teri Anulewicz to approve item 2015-416 a final FY 15 budget amendment; seconded by Councilmember Charles "Corkey" Welch. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

### B. Approval to upgrade one Part-time Lifeguard position to Full time Status to become effective January 1, 2016.

**Sponsors:** Wilkinson

A motion was made by Councilmember Susan Wilkinson to approve item 2015-419 for the approval to upgrade one Part-time Lifeguard position to Full time Status to become effective January 1, 2016; seconded by Councilmember Ron Fennel. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

### C. Authorize the acquisition of real property, by all lawful means, for improvements to Spring Road. The property is situated adjacent to the existing right of way and within an area stretching from its intersection with Cobb Parkway to its intersection with Bell Drive. This authorization includes adopting a Resolution and Declaration of Taking for the following parcels, and authorizing the mayor to execute such documents and all other documents incident to these acquisitions: 2482 Spring Rd (Parcel No. 1)

2520 Spring Rd (Parcel 3)  
 2550 Spring Rd (Parcel 4 "A")  
 2550 Spring Rd (Parcel 4 "B")  
 2543 Spring Rd (Parcel No. 5)  
 8 Cumberland Way (Parcel 6)  
 2590 Spring Rd (Parcel 9)  
 2585 Spring Rd (Parcel 10)  
 2654 Spring Rd (parcel 14)  
 2855 Spring Hill Pkwy (Parcel 16)  
 2697 Spring Rd (Parcel No.17)  
 2810 Spring Rd (Parcel 18)

**Sponsors:** Anulewicz

*Ron Fennel recuses himself from this vote*

A motion was made by Councilmember Teri Anulewicz for the approval of item 2015-441 to authorize the acquisition of real property, by all lawful means, for improvements to Spring Road. The property is situated adjacent to the existing right of way and within an area stretching from its intersection with Cobb Parkway to its intersection with Bell Drive. This authorization includes adopting a Resolution and Declaration of Taking for the following parcels, and authorizing the Mayor to execute such documents and all other documents incident to these acquisitions:

2482 Spring Rd (Parcel No. 1)  
 2520 Spring Rd (Parcel 3)  
 2550 Spring Rd (Parcel 4 "A")  
 2550 Spring Rd (Parcel 4 "B")  
 2543 Spring Rd (Parcel No. 5)  
 8 Cumberland Way (Parcel 6)  
 2590 Spring Rd (Parcel 9)  
 2585 Spring Rd (Parcel 10)  
 2654 Spring Rd (parcel 14)  
 2855 Spring Hill Pkwy (Parcel 16)  
 2697 Spring Rd (Parcel No.17)  
 2810 Spring Rd (Parcel 18); seconded by Mayor Pro Tem / Councilmember Melleny Pritchett. The motion carried by the following vote:

**Aye:** 6 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson and Councilmember Lnenicka

**Recuse:** 1 - Councilmember Fennel

- D.** Approve a Quit Claim Deed From the City of Smyrna to Halpern Enterprises, Inc. for the property on the South side of Spring Rd between the required right of way of Spring Road and the existing boundary of Property owned by Halpern Enterprises, Inc and authorize the mayor to execute such deed.

**Sponsors:** Anulewicz

A motion was made by Councilmember Teri Anulewicz to approve item 2015-442 to approve a Quit Claim Deed From the City of Smyrna to Halpern Enterprises, Inc. for the property on the South side of Spring Rd between the required right of way of Spring Road and the existing boundary of Property owned by Halpern Enterprises, Inc and authorize the Mayor to execute such deed; seconded by Councilmember Charles "Corkey" Welch. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

**E.** Approval of Zip Code Resolution to change the zip code in the Ward 7 District to be Smyrna addresses

**Sponsors:** Fennel

A motion was made by Councilmember Ron Fennel to approve item RES2015-05 for the approval of a Zip Code Resolution to change the zip code in the Ward 7 District to be Smyrna addresses; seconded by Councilmember Wade Lnenicka. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

**7. Commercial Building Permits:**

There were no Commercial Building Permits.

**8. Consent Agenda:**

A motion was made by Councilmember Wade Lnenicka to approve the consent agenda as read aloud; seconded by Mayor Pro Tem / Councilmember Melleny Pritchett. The motion carried by the following vote:

**Aye:** 7 - Mayor pro tem/Councilmember Pritchett, Councilmember Blustein, Councilmember Anulewicz, Councilmember Welch, Councilmember Wilkinson, Councilmember Lnenicka and Councilmember Fennel

**A.** Approval of the December 7, 2015 Mayor and Council Meeting Minutes

**Sponsors:** City Council

**B.** Approval of renewal with Georgia Municipal Association for 2016 Worker's Compensation Insurance Coverage and Administration and authorize Mayor to sign any related documents

**Sponsors:** Lnenicka

**9. Committee Reports:**

**10. Show Cause Hearings:**

There were no Show Cause Hearings.

**11. Citizen Input:**

**12. Adjournment:**

The December 21, 2015 meeting of the Mayor and Council was adjourned at 8:40PM.