



City of Smyrna

Action Summary - Final City Council

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

Monday, March 7, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

Roll Call

Present: 6 - Councilmember Glenn Pickens, Councilmember Travis Lindley, Councilmember Charles Welch, Councilmember Susan Wilkinson, Mayor pro tem / Councilmember Tim Gould and Councilmember Lewis Wheaton

Also Present: 1 - Scott Cochran

Staff: 6 - Joe Bennett, Penny Moceri, Heather Peacon-Corn, Jill Head, Russell Martin and Dan Campbell

Call to Order

Mayor Derek Norton called the March 7, 2022 meeting of the Mayor and Council to order at 7:00 PM.

1. Invocation and Pledge:

Pastor Dyke Verkerk of Life Church Smyrna Assembly of God (4100 King Springs Rd) led the invocation and Pledge of Allegiance.

2. Agenda Changes:

A. 2022-130 Authorization to add an item to formal business to change the meeting time of the Committee of the Whole meeting to a start time of 6:30PM and to make this a permanent change.

Councilmember Travis Lindley made a motion to approve item 2022-130 to add an item to formal business to change the meeting time of the Committee of the Whole meeting to a start time of 6:30 PM and to make this a permanent change; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

3. Mayoral Report:

A. 2022-112 Introduction of the Smyrna Arts Council Spring Exhibit Artists: The nine local artists featured are Aida Arias, Helen Dubiner, Justin Groom, @iLyiness, Becca McCoy, Juliette McKinley, Courtney Moyers, Veena Raj and Ashley L. Schick.

Ward / Citywide**4. Land Issues/Zonings/Annexations:**

A. [ORD2022-05](#) **Public Hearing** - Approval of Ordinance ORD2022-05 for a zoning code amendment to Section 501 of the Zoning Ordinance pertaining to accessory structures with an effective date of July 1, 2022 and authorize the Mayor to sign and execute any related documents.

This item will be tabled until the March 21, 2022 Mayor and Council meeting.

Ward / Citywide

Councilmember Travis Lindley made a motion to table until the March 21, 2022 Mayor and Council meeting item ORD2022-05, a public hearing and ordinance (ORD2022-05) for a zoning code amendment to Section 501 of the Zoning Ordinance pertaining to accessory structures with an effective date of July 1, 2022 and authorize the Mayor to sign and execute any related documents; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to table until the March 21, 2022 Mayor and Council meeting carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

B. [ORD2022-07](#) Approval of Ordinance ORD2022-07 - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17034001010) of land lying and being in Land Lot 340 of the 17th District, 2nd Section, Cobb County, Georgia; a total of 0.19 acre, being known as Common Area #3, Smyrna, GA 30080, will be effective April 1, 2022 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item ORD2022-07 an ordinance (ORD2022-07) - Annexation request (100% owners requesting annexation) - all tract or parcel (Parcel #17034001010) of land lying and being in Land Lot 340 of the 17th District, 2nd Section, Cobb County, Georgia; a total of 0.19 acre, being known as Common Area #3, Smyrna, GA 30080, will be effective April 1, 2022 and part of Ward 3 and authorizes the Mayor to sign and execute all related documents; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

C. [RES2022-07](#) Approval of Resolution RES2022-07 for a continuance of the moratorium as previously approved (RES2021-06 - September 16, 2021 - March 15, 2022) on the acceptance of rezoning and variance applications seeking

to develop or otherwise use the property as a townhome or for a townhome development from March 16, 2022 to September 15, 2022 and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Councilmember Travis Lindley made a motion to approve item RES2022-07 a resolution (RES2022-07) for a continuance of the moratorium as previously approved (RES2021-06 - September 16, 2021 - March 15, 2022) on the acceptance of rezoning and variance applications seeking to develop or otherwise use the property as a townhome or for a townhome development from March 16, 2022 to September 15, 2022 and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

D. RES2022-09

Approval of Resolution RES2022-09 in support of the Cumberland CID (CCID) and Cobb County's submission of a Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant application to the U.S. Department of Transportation for the construction of the Cumberland Sweep planning project and authorize the Mayor to sign and execute all related documents.

Ward 1 / Councilmember Pickens

Councilmember Glenn Pickens made a motion to approve item RES2022-09 a resolution (RES2022-09) in support of the Cumberland CID (CCID) and Cobb County's submission of a Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant application to the U.S. Department of Transportation for the construction of the Cumberland Sweep planning project and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Travis Lindley.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

E. 2022-103

Approval for the closing of parts of Village Green Circle and part of King Street beginning March 21, 2022 through March 14, 2023 for construction of the downtown redevelopment project and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item 2022-103 to close parts of Village Green Circle and part of King Street beginning March 21, 2022 through March 14, 2023 for construction of the downtown redevelopment project and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Lewis Wheaton.

The motion to approve carried with the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Nay: 1 - Councilmember Wilkinson

5. Privilege Licenses:

There were no privilege licenses.

6. Formal Business:

A. ORD2022-03 Approval of Ordinance ORD2022-03, to amend Section V, an ordinance of the City of Smyrna Mayor and City Council, "FLOODS" of the code of Ordinances, as Amended, to delete Article V, Chapter 54 in its entirety, including any amendments thereto, and replace it with new Article V, Chapter 54 "FLOODPLAIN MANAGEMENT" to repeal conflicting provisions; and for other purposes and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Mayor Pro Tem/Councilmember Tim Gould made a motion to approve item ORD2022-03, an ordinance (ORD2022-03) to amend Section V, an ordinance of the City of Smyrna Mayor and City Council, "FLOODS" of the code of Ordinances, as Amended, to delete Article V, Chapter 54 in its entirety, including any amendments thereto, and replace it with new Article V, Chapter 54 "FLOODPLAIN MANAGEMENT" to repeal conflicting provisions; and for other purposes and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

B. ORD2022-04 Approval of Ordinance ORD2022-04, to amend Section V, an ordinance of the City of Smyrna Mayor and City Council, "STORMWATER MANAGEMENT" of the code of Ordinances, as Amended, to amend Article V, Section 46-148 (f) and (g), including any amendments thereto, and for other purposes, and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Councilmember Charles Welch made a motion to approve item ORD2022-04, an ordinance (ORD2022-04) to amend Section V, an ordinance of the City of Smyrna Mayor and City Council, "STORMWATER MANAGEMENT" of the code of Ordinances, as Amended, to amend Article V, Section 46-148 (f) and (g), including any amendments thereto, and for other purposes, and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Glenn Pickens.

A motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

C. 2022-074 Approval to purchase a Pierce 110' Aerial Fire Truck in the amount of \$1,179,656.00 to be purchased from Ten-8 Fire and Safety (1591 Collier Rd. Forsyth, Ga.) using the NPPgov cooperative contract, funded from the American Rescue Plan Act of 2021 (ARPA), and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Councilmember Travis Lindley made a motion to approve item 2022-074 to purchase a Pierce 110' Aerial Fire Truck in the amount of \$1,179,656.00 to be purchased from Ten-8 Fire and Safety (1591 Collier Rd. Forsyth, Ga.) using the NPPgov cooperative contract, funded from the American Rescue Plan Act of 2021 (ARPA), and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

D. 2022-129 Approval to change the meeting start time of the Committee of the Whole meeting from 6:00 PM start time to 6:30 PM and to make this a permanent time change for this meeting.

Councilmember Travis Lindley made a motion to approve item 2022-129 to change the meeting start time of the Committee of the Whole (COW) meeting from 6:00 PM start time to 6:30 PM and to make this a permanent time change for this meeting; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

7. Commercial Building Permits:

A. 2022-097 Approval of the issuance of a commercial building permit for construction of a new independent senior housing development - 685 Smyrna Hill Drive - Prestwick Construction Company and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item 2022-097 the issuance of a commercial building permit for construction of a new independent senior housing development - 685 Smyrna Hill Drive - Prestwick Construction Company and authorize the Mayor to sign and execute all related documents; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould, Councilmember Wheaton and Councilmember Wilkinson

8. Consent Agenda:

A motion was made by Councilmember Lindley, seconded by Councilmember Pickens, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Nay: 1 - Councilmember Wilkinson

A. [MIN2022-13](#) Approval of the February 17, 2022 Committee of the Whole Meeting Minutes
Ward / Citywide
These minutes were approved.

B. [MIN2022-11](#) Approval of the February 21, 2022 Pre-council Meeting Minutes.
Ward / Citywide
These minutes were approved.

C. [MIN2022-14](#) Approval of the February 21, 2022 Mayor and Council Meeting Minutes.
Ward / Citywide
These minutes were approved.

D. [AGR2022-03](#) Approval of the Lighting Services Agreement with Georgia Power for pedestrian lighting on Village Green Circle in the amount of \$252,360.00 to be paid out of 2022 SPLOST and authorize the Mayor to sign and execute all related documents.
Ward 3 / Councilmember Lindley
This agreement was approved.

E. [AGR2022-04](#) Approval of the Lighting Services Agreement with Georgia Power for pedestrian lighting on Windy Hill in the amount of \$71,631.00 to be paid out of 2016 SPLOST and authorize the Mayor to sign and execute all related documents.
Ward 3 / Councilmember Lindley
Ward 5 / Councilmember Wilkinson
This agreement was approved.

F. [2022-105](#) Approval of the Smyrna Little League Opening Day Parade on Saturday, March 19, 2022 at 7:30 am with rolling road closures and police presence following the attached route from Campbell Middle School to Brinkley Park.

Ward 3 / Councilmember Lindley
Ward 6 / Mayor Pro Tem / Councilmember Gould

This item was approved.

G. 2022-115 Approval of “No Parking” signs along Dunton Drive beginning at Concord Road and ending at South Sherwood Road.

Ward 3 / Councilmember Lindley

This item was approved.

H. 2022-128 Authorize JRM Management to conduct and manage alcohol sales at the Spring Jonquil Festival taking place on Saturday, April 23, 2022 and Sunday, April 24, 2022 with active times on each day as follows: Saturday, April 23 from 10:00 am until 6:00 pm and Sunday, April 24 from noon until 5:00 pm, and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

This item was approved.

9. Ward / Committee Reports:

10. Show Cause Hearings:

There were no show cause hearings.

11. Citizen Input:

12. Adjournment:

Mayor Derek Norton adjourned the March 7, 2022 meeting of the Mayor and Council at 7:38 PM.