



City of Smyrna

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

Meeting Minutes - Final Approved City Council

Monday, July 18, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

Roll Call

Present: 8 - Mayor Derek Norton, Councilmember Glenn Pickens, Councilmember Latonia P. Hines, 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: 8 - Jennifer Bennett, Joe Bennett, Dan Campbell, Jill Head, Russell Martin, Heather Peacon-Corn, Eric Randall and Kristin Robinson

Call to Order

Mayor Derek Norton called to order the July 18, 2022 Mayor and Council meeting held at A. Max Bacon City Hall in Council Chambers at 7:00 PM.

1. Invocation and Pledge:

Rev. Tony Phillips, Bethany United Methodist Church (760 Hurt Rd), led the invocation and the Pledge of Allegiance.

2. Agenda Changes:

There were no agenda changes.

3. Mayoral Report:

Mayor Derek Norton expressed his sadness about the passing of Joe Bland. He stated that Mr. Bland was the Smyrna Housing Authority Chair and a great community representative. His family will be in their prayers.

Mayor Derek Norton invited Eric Randall, City Engineer/Interim Public Works Director, to the podium. Mr. Randall acknowledged the employees in the Sanitation Department who have displayed dedication during a time when they are short-staffed and the heat index is very high. Mr. Randall also announced the passing of Sanitation Department, 22-year employee Samuel "Andy" Jones.

A. [2022-343](#)

Authorization to record the Cobb County Elections Official City Election Results for the Runoff Municipal Election for the City of Smyrna for Ward 2 Council held June 21, 2022 with Ms. Latonia P. Hines earning 51.9% of the vote to be elected Ward 2 Councilmember.

Ward 2 / Councilmember Hines

Joe Bennett, City Administrator, provided the following background:

Following the conclusion of the May 24, 2022 General Election, no candidate earned the required 50% plus one of the votes. The percentage breakdown of the votes was as follows:

- Ms. Latonia P. Hines 31.39%*
- Natalie Keng 28.17%*
- Michael Starks 16.40%*
- Cynthia Wagner 13.88%*
- Natalie E. Jones 10.16%*

This resulted in a runoff and special election between the top two highest earning candidates, Ms. Hines and Ms. Keng. The runoff election was held on June 21, 2022, and 391 total votes were cast. After all in-person, absentee, advanced, and provisional votes were calculated, it was determined that Ms. Hines earned 51.9% of the votes and was elected as the Ward 2 City Councilmember.

The office of Mayor and City Council are elected and serve 4-year terms. Each elected seat runs every four (4) years. The current term of office began in 2020, and the next term will begin January 2024.

Councilmember Travis Lindley made a motion to approve item 2022-343 to record the Cobb County Elections Official City Election Results for the Runoff Municipal Election for the City of Smyrna for Ward 2 Council held June 21, 2022 with Ms. Latonia P. Hines earning 51.9% of the vote to be elected Ward 2 Councilmember; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

B. [PRC2022-14](#)

Proclamation in Recognition of Dr. Jeanne Walker

Mayor Pro Tem/Councilmember Tim Gould read the following proclamation:

*A Proclamation
By the Mayor of the City of Smyrna
In Recognition of Dr. Jeanne Walker*

Whereas: Dr. Jeanne Walker has been a compassionate and dedicated educator in the Cobb County School District for 26 years, serving seven of those as Principal of Campbell High School; and

Whereas: Dr. Jeanne Walker has held a variety of roles including Spanish Teacher at Oakwood High School, Assistant Principal of Sprayberry High School, Principal of Tapp Middle School, and a member of the Cobb County School District's Guiding Coalition; and

Whereas: In her seven years as Campbell High School's principal, Dr. Jeanne Walker is responsible for a graduation rate increase over twenty percent; an athletic program with multiple regional titles and countless state playoff appearances; an outstanding ROTC program with a State Championship; an expanded Fine Arts program inhabiting

a new Performing Arts Center; a school-wide renovation through SPLOST that included a new gym, academic building, Media Center, parking lot, and a host of internal and external campus improvements; and a significant increase in enrollment as CHS and Smyrna have become desired destinations for students and families; and

Whereas: Dr. Jeanne Walker has, for over a decade, served as a vocal and visible supporter of Campbell's International Baccalaureate Diploma Program as she witnessed hundreds of Cobb County students, including her own two children, achieve at the highest level in CCSD's first academic magnet program. With her unwavering enthusiasm, Campbell IB has expanded program opportunities and increased student enrollment while sustaining its legacy of exemplary international performance; and

Whereas: Dr. Jeanne Walker was most recently named Distinguished Administrator of the Year by the Georgia Library Media Association, a testament to the respect she has earned among her staff whom she guides daily to impact "Every Student, Every Day"; and

Whereas: Dr. Jeanne Walker has been a resident of Smyrna for over three decades, her servant leadership will continue to inspire her colleagues, teachers, students, and community members for years to come; NOW

Therefore: I, Derek Norton, Mayor of the City of Smyrna, Georgia, do hereby recognize Dr. Jeanne Walker for her outstanding service and many contributions to Campbell High School and the City of Smyrna.

Mayor Derek Norton presented Dr. Walker with a glass jonquil. Dr. Walker expressed that this has been one of the most challenging but happiest years in school administration. She further stated that one of the best relationships has been with the City of Smyrna and its Mayor and Council who have been so supportive.

4. Land Issues/Zonings/Annexations:

A. [2022-145](#)

Public Hearing - Zoning Request - Z22-005 - Allow rezoning from GC & OI to TS-Conditional for the development of a 107 room hotel and rebranding of a 135 room hotel - 3.115 acres - Land Lots 846, 880 & 881 - Mogar Farms Funding LLC - 2855 Spring Hill Pkwy & 2685 Spring Rd. - ***This item will be tabled to the September 19, 2022 meeting at the request of the applicant.***

Ward 1 / Councilmember Pickens

Councilmember Glenn Pickens made a motion to table to the August 15, 2022 Mayor and Council meeting at the request of the applicant item 2022-145, a public hearing and zoning request (Z22-005) to allow rezoning from GC & OI to TS-Conditional for the development of a 107 room hotel and rebranding of a 135 room hotel on 3.115 acres on land lots 846, 880 & 881 located at 2855 Spring Hill Pkwy & 2685 Spring Rd. by applicant Mogar Farms Funding LLC; seconded by Councilmember Travis Lindley.

The motion to table to the August 15, 2022 Mayor and Council meeting carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

B. [ORD2022-12](#)

Public Hearing - Approval of Ordinance ORD2022-12 - Annexation request (60% owners requesting annexation) - all tract or parcels as attached and defined in the issue and background section, of land lying and being in Land Lot 191, 242 and 243 of the 17th District, 2nd Section, Cobb County, Georgia; a subdivision known as Heritage Mill Subdivision to be effective August 1, 2022 and part of Ward 4 and authorizes the Mayor to sign and execute all related documents.

Ward 4 / Councilmember Welch

Joe Bennett, City Administrator, provided the following background:

Heritage Mill (Formerly Norton Place) has the required contiguity with the existing Smyrna boundary for annexation. No unincorporated islands would be created or extended with the proposed annexation. Sixty percent of the resident electors and the owners of sixty percent of the total acreage of land to be annexed have signed written applications. There are no county buildings or facilities on these properties; the property is an existing single family subdivision. Cobb County issued a letter of non-objection on June 23, 2022.

The following are the addresses for annexation:

*Norton Place : 4049, 4056, 4068, 4064, 4051, 4054, 4055, 4078, 4053, 4050, 4088, 4082, 4065, 4059, 4057, 4061, 4075, 4052, 4076, 4066, 4058, 4070, 4085, 4074, 4072, 4092, 4060, 4094, 4063, 4071, 4077, 4086, 4062, 4081, 4080, 4083, 4084, 4090
Bennell Court: 4019, 4020, 4015, 4025, 4013, 4011, 4017, 4023, 4012, 4021, 4010, 4014, 4029, 4026, 4018, 4027, 4030, 4031
Fawn Lane: 4347, 4345, 4344, 4341*

A public hearing was called, and no one came forward in favor of or in opposition to this item.

Councilmember Charles Welch made a motion to approve item ORD2022-12, a public hearing and ordinance approval (ORD2022-12) for validation of the annexation request (60% owners requesting annexation) of all tract or parcels as attached and defined in the issue and background section, of land lying and being in Land Lot 191, 242 and 243 of the 17th District, 2nd Section, Cobb County, Georgia; a subdivision known as Heritage Mill Subdivision to be effective August 1, 2022 and part of Ward 4 and authorizes the Mayor to sign and execute all related documents; seconded by Councilmember Travis Lindley.

The motion to approve carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

C. [ORD2022-15](#)

Public Hearing - Approval of Ordinance ORD2022-15 - Annexation request (60% owners requesting annexation) - all tract or parcels as attached and defined in the issue and background of land lying and being in Land Lot 466 and 471 of the 17th District, 2nd Section, Cobb County, Georgia; a subdivision known as Vining Brooke Subdivision to be effective August 1, 2022 and part of Ward 7 and authorizes the Mayor to

sign and execute all related documents.

Ward 7 / Councilmember Wheaton

Joe Bennett, City Administrator, provided the following background:

Vinings Brooke has the required contiguity with the existing Smyrna boundary for annexation. No unincorporated islands would be created or extended with the proposed annexation. Sixty percent of the resident electors and the owners of sixty percent of the total acreage of land to be annexed have signed written applications. There are no county buildings or facilities on these properties; the property is an existing single family subdivision. Cobb County issued a letter of non-objection on June 23, 2022.

The following are the addresses for annexation:

Bluestone Circle SE (5265, 5287, 5335, 5353, 5314, 5317, 5323, 5377, 5389, 5275, 5416, 5311, 5392, 5383, 5356, 5259, 5281, 5386, 5320, 5371, 5365, 5293, 5305, 5308, 5299, 5404, 5398, 5359, 5302, 5374, 5347, 5341, 5413, 5329, 5407, 5401 and two parcel id's for Vinings Brooke Homeowners' Association.

A public hearing was called, and no one came forward in favor of or in opposition to this item.

Councilmember Lewis Wheaton made a motion to approve item ORD2022-15, a public hearing and ordinance approval (ORD2022-15) for validation of the annexation request (60% owners requesting annexation) of all tract or parcels as attached and defined in the issue and background of land lying and being in Land Lot 466 and 471 of the 17th District, 2nd Section, Cobb County, Georgia; a subdivision known as Vinings Brooke Subdivision to be effective August 1, 2022 and part of Ward 7 and authorizes the Mayor to sign and execute all related documents; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to approve carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

5. Privilege Licenses:

- A.** [LIC2022-09](#) Privilege License Request LIC2022-09 - Beer, Wine, and Liquor (retail pouring) - 300 Village Green Circle SE, Suite 110 - GKM Smyrna, LLC dba Good Kitchen with Peter Tompkins as agent.

Ward 3 / Councilmember Lindley

Joe Bennett, City Administrator, provided the following background:

Peter Tompkins as registered agent for GKM Smyrna, LLC dba Good Kitchen requests privilege license for the sale of Beer, Wine, and Liquor (retail pouring) at 300 Village Green Circle SE, Suite 110. Peter Tompkins will be the registered agent responsible for the sale of alcohol at the referenced location. Mr. Tompkins has been given a copy of the Alcoholic Beverage Ordinance and attended the mandatory alcohol awareness workshop.

The Smyrna Police Department approved the issuance of this license. Peter Tompkins has agreed to abide by the guidelines set forth by the City of Smyrna ordinance

governing the sale of alcohol.

Peter Tompkins, applicant, stated that he currently has a restaurant near Kennestone Hospital and has been there for the past three years. They serve breakfast, lunch, and dinner with an 80% food / 20% alcohol split. Mr. Tompkins stated that he and his wife are both cancer survivors, so clean eating was a goal. They do a lot of work with the non-profit organization Courageous Kids. They are moving into the old Porch Light location. They target opening Labor Day weekend and look forward to being part of the community.

Councilmember Travis Lindley made a motion to approve item LIC2022-09, a privilege license request (LIC2022-09) for beer, wine, and liquor (retail pouring) at 300 Village Green Circle SE, Suite 110 by applicant GKM Smyrna, LLC dba Good Kitchen with Peter Tompkins as agent; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

6. Formal Business:

A. [2022-348](#)

Public Hearing for the 2022 Millage rate; there will be no vote on this date.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

The FY23 budget approved by council included revenue projections for property taxes based on 8.99 mills. This is the first of three required public hearings before the formal adoption of the 8.99 millage rate. Tax information was received from Cobb County on June 23, 2022. Per the information provided, the City would need to roll back the millage rate to 8.048 to not advertise a tax increase. In comparison, last year's millage rollback was calculated at 8.468.

The official notice, and all required information, was posted in the Marietta Daily Journal on July 8, 2022. It will be posted again on July 17, 2022. A press release was sent to the Marietta Daily Journal on July 7, 2022. It has also been posted on the City website. This is the first required public hearing. Additional hearings will be held at 10 am and 6:45 pm on Aug 1, 2022. The adoption of the millage rate will be an agenda item on the 6:45 meeting on Aug 1, 2022.

Mayor Derek Norton noted that the millage rate has not been raised since 1993.

A public hearing was called.

Ken Segal, 4245 Parkside Drive, came forward. Mr. Segal stated that because of the additional revenue coming in from Truist Park, he asked that the Council consider reducing the millage rate, hiring additional officers, providing pay raises for first responders, and reducing the tax rate in order to help struggling families. The public hearing was closed.

B. [2022-352](#)

Authorization for the approval for a Feasibility Study for 14.02 undeveloped acres (Parcel #17061300020) by Foley Design (21 Puritan

Mill, 950 Lowery Blvd NW, Atlanta, GA 30318) in the amount of \$14,000.00 to be paid from Parks and Recreation budgeted funds for the development of a Nature Center and potential other uses at the site located on Oakdale Road and authorize the Mayor to sign and execute all related documents.

Ward 7 / Councilmember Wheaton

Joe Bennett, City Administrator, provided the following background:

Pursuant to your recent request for proposal, Foley Design proposes to provide conceptual for a 14.02 acre site located at parcel number 17061300020 on Oakdale Road, Smyrna, GA .

The development will consist of a Police Station, Fire Station and a Nature Center. This scope of work is limited to basic conceptual site planning to assess the feasibility of the undeveloped property in terms of program element location and grading evaluation. Building information shown on the site will be limited to footprint location. Site improvements indicated will consist of roads, sidewalks, paths, terraces, and patio areas associated with the building.

Councilmember Lewis Wheaton stated that one of the important aspects missing from Ward 7 is a community gathering space. This feasibility study will assist with finding opportunities to being responsive to the needs of the residents.

Councilmember Lewis Wheaton made a motion to approve item 2022-352 for a Feasibility Study for 14.02 undeveloped acres (Parcel #17061300020) by Foley Design (21 Puritan Mill, 950 Lowery Blvd NW, Atlanta, GA 30318) in the amount of \$14,000.00 to be paid from Parks and Recreation budgeted funds for the development of a Nature Center and potential other uses at the site located on Oakdale Road 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

C. [2022-367](#)

Approval of Pay and Pay Band adjustments to the UGA Classification and Compensation Study and Pay and Pay Band Adjustments related to the FY 23 Budget and authorization to amend the FY 2023 budget by increasing the departmental salary and FICA line item budgets in the amount of \$43,785 and reducing the budgeted contingency and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

As we work with UGA to finalize the pay study, we have identified some corrections or needed adjustments based on feedback submitted by the departments. Additionally, we are including additions and changes to the pay plan that were adopted in the FY23 budget, as well as a new reclassification requests from Administration and the Police

Department.

Councilmember Travis Lindley made a motion to approve item 2022-367 for pay and pay band adjustments to the UGA Classification and Compensation Study and Pay and Pay Band Adjustments related to the FY 2023 Budget and authorization to amend the FY 2023 budget by increasing the departmental salary and FICA line item budgets in the amount of \$43,785.00 and reducing the budgeted contingency 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

D. [CON2022-07](#)

Approval to purchase a Pierce Velocity Fire Engine in the amount of \$718,243 from Ten-8 Fire and Safety (1591 Collier Rd. Forsyth, Ga.) using the NPPgov cooperative contract, funded from the Vehicle Replacement Fund (VRF), and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

The 1999 American LaFrance Fire Engine has exceeded the 10-year age and mileage criteria and is scheduled to be replaced in FY 2024. Pierce Manufacturing has increased their costs by 3% annually and has now increased their costs to 6% due to steel and aluminum tariffs. The anticipated spec, build and delivery is exceeding the traditional 8-12 months and is now 25-26 months.

Councilmember Latonia P. Hines made a motion to approve item CON2022-07 to purchase a Pierce Velocity Fire Engine in the amount of \$718,243.00 from Ten-8 Fire and Safety (1591 Collier Rd. Forsyth, Ga.) using the NPPgov cooperative contract, funded from the Vehicle Replacement Fund (VRF), 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

E. [RFQ22-033](#)

Approval to award RFQ 22-033 Creatwood Trail Area Waterline Replacement project to the lowest bidder, Ardito Construction Company, Inc. (1290 Austell Rd SE, Marietta, GA 30008) in the amount of \$742,200.00 to be funded out of the Water/Sewer CIP fund and authorize the Mayor to sign and execute all related documents.

Ward 6 / Mayor Pro Tem / Councilmember Gould

Joe Bennett, City Administrator, provided the following background:

The City of Smyrna requested bids for a unit-price contract for the installation of approximately 6,500 linear feet of new 6-inch PVC, 4,800 linear feet of new 8-inch PVC

and reconnections of existing water mains, service laterals and fire hydrants. Six (6) contractors submitted, and the low bidder is Ardito Construction Company, Inc. in the amount of \$742,200.00. This project is managed by Croy Engineering.

Mayor Pro Tem/Councilmember Tim Gould made a motion to approve item RFQ22-033 to award RFQ 22-033 Creatwood Trail Area Waterline Replacement project to the lowest bidder, Ardito Construction Company, Inc. (1290 Austell Rd SE, Marietta, GA 30008) in the amount of \$742,200.00 to be funded out of the Water/Sewer CIP fund 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

F. [RFQ22-034](#)

Approval to award RFQ 22-034 Highlands Drive Waterline Replacement project to the lowest bidder, Ardito Constructions Company, Inc.(1290 Austell Rd SE, Marietta, GA 30008) in the amount of \$677,525.00 to be funded out of the Water/Sewer CIP fund and authorize the Mayor to sign and execute all related documents.

Ward 2 / Councilmember Hines

Joe Bennett, City Administrator, provided the following background:

The City of Smyrna requested bids for a unit-price contract for the waterline replacement of approximately 9,800 linear feet of new 6-inch PVC and reconnections of existing water mains, service laterals and fire hydrants. Six (6) contractors submitted, and the low bidder is Ardito Construction Company, Inc. in the amount of \$677,525.00. This project is managed by Croy Engineering.

Councilmember Latonia P. Hines made a motion to approve item RFQ22-034 to award RFQ 22-034 Highlands Drive Waterline Replacement project to the lowest bidder, Ardito Constructions Company, Inc.(1290 Austell Rd SE, Marietta, GA 30008) in the amount of \$677,525.00 to be funded out of the Water/Sewer CIP fund 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

G. [RFP22-036](#)

Approval to award RFP 22-036 for the Residential Municipal Solid Waste Disposal contract to Smyrna Transfer Station, LLC. (4696 South Cobb Drive SE, Smyrna, Ga 30080) and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

Three (3) proposals were received on Wednesday, June 15, 2022, for RFP 22-036 Residential Municipal Solid Waste (MSW) Disposal. Through this process, Transfer

Station, LLC, Smyrna, GA was the lowest responsive bidder.

Councilmember Travis Lindley made a motion to approve RFP22-036 to award RFP 22-036 for the Residential Municipal Solid Waste Disposal contract to Smyrna Transfer Station, LLC. (4696 South Cobb Drive SE, Smyrna, Ga 30080) 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: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

H. [2022-372](#)

Approval of an amendment to 2022 SPLOST project-length budgets to increase the project-length budget for the Downtown and South Cobb Improvement projects by \$3.4 million, \$1.7 million for Downtown and \$1.7 million for South Cobb Improvements, and decrease the project-length budget for the Cobb Parkway Pedestrian Bridge to the Battery by \$3.4 million.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

During FY 2022 a budget amendment was approved to establish project-length budgets for the 2022 SPLOST for amounts that were advertised and approved by the voters. Downtown and South Cobb were combined into one line item with a total budget of \$12.27 million. It was the intent of Council for that amount to split equally among the two projects so each one had a budget of \$6,135,000. The Downtown project was split into two projects that were to be bid out and contracted separately.

The Site and Roadway Improvements contract was awarded previously and work is in process. Staff has been working on the Greenspace contractor to bring forward a guaranteed not to exceed contract. During these contract discussions and recognizing the economic circumstances and their impact on prices, it has come to staff's attention that to fulfill the vision of the citizens and the Downtown Task Force, additional funding is needed. The initial amount budgeted for the Greenspace contract was approximately \$2.25 million. The current estimate is approximately \$3.79 million. We also are considering some minor change orders on the Site and Roadway contract that need to be considered. Staff is recommending an additional \$1.7 million of funding will be needed to complete this project.

As mentioned above, the intent of Council was to keep Downtown and South Cobb Improvements budgets equal, so we also need to add \$1.7 million to the South Cobb Improvements budget.

The anticipated date for construction on the pedestrian bridge is several years out and we are optimistic that some matching grant funding will come through to assist with that project. Based on this we are recommending moving budgeted funds of \$3.4 million from the Pedestrian Bridge project into the Downtown and South Cobb project.

Councilmember Travis Lindley stated that the Downtown Redesign Task Force is watching expenses closely during these times of inflation.

Councilmember Travis Lindley made a motion to approve item 2022-372 an amendment to the 2022 SPLOST project-length budgets to increase the project-length budget for the Downtown and South Cobb Improvement projects by \$3.4 million, \$1.7 million for Downtown and \$1.7 million for South Cobb Improvements, and decrease the project-length budget for the Cobb Parkway Pedestrian Bridge to the Battery by \$3.4 million; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 6 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

Nay: 1 - Councilmember Wilkinson

7. Commercial Building Permits:

There were no Commercial Building Permits.

8. Consent Agenda:

A motion was made by Councilmember Latonia P. Hines, seconded by Councilmember Glenn Pickens, to approve the Consent Agenda. The motion carried with the following vote:

Aye: 7 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor Pro Tem / Councilmember Gould and Councilmember Wheaton

A. [MIN2022-47](#) Approval of the June 16, 2022 Committee of the Whole Meeting Minutes
Ward / Citywide

These Minutes were approved on the Consent Agenda.

B. [MIN2022-48](#) Approval of the June 20, 2022 Pre-Council Meeting Minutes
Ward / Citywide

These Minutes were approved on the Consent Agenda.

C. [MIN2022-49](#) Approval of the June 20, 2022 Mayor and Council Meeting Minutes
Ward / Citywide

These Minutes were approved on the Consent Agenda.

D. [CON2022-08](#) Approval for the contract with FOX Environmental (262 Forkner Drive, Decatur, Ga 30030) to continue providing technical service s for MS4 Phase I permitted compliance for the period of July 1, 2022 through June 30, 2023 for an amount not to exceed \$64,000 with annual renewals for the same amount up to a period of five (5) years as detailed in the agreement and authorize the Mayor to sign and execute all related documents.
Ward / Citywide

This contract was approved on the Consent Agenda.

- E. [POL2022-05](#) Approval to reinstate Personnel Policies and Procedures - LVE 1.04 Annual Leave Sell Back policy
Ward / Citywide
This policy was adopted on the Consent Agenda.
- F. [AGR2022-23](#) Authorization for retroactive emergency approval to enter into an agreement with RingCentral (Ring Central, Inc., 20 Davis Drive, Belmont, CA, 94002) to provide phone service for the City of Smyrna in the amount of \$47,142.00 to be covered by the IT expense budget and \$42,370.00 to be funded from CIP budgeted phone replacement funds for an initial term of 60 months with 12-month annual renewals and authorize the Mayor to execute all related documents.
Ward / Citywide
This agreement was approved on the Consent Agenda.
- G. [AGR2022-25](#) Authorization to approve the Quote (Q000010787) and Agreement with Advantage Sport and Fitness, Inc. (2255 N. Triphammer Road, Ithaca, NY 14850-1576) for the 5 year lease with MacroLease (185 Express Street, Suite 100, Plainview, NY 11803) for replacement of fitness equipment at the Community Center for a total of \$52,244.50 to include a 5-year parts and labor warranty and authorize the Mayor to sign and execute all related documents.
Ward 3 / Councilmember Lindley
This agreement was approved on the Consent Agenda.
- H. [AGR2022-26](#) Approval of the Master Services Agreement with Munission, LLC. (1225 Avenue, Ponce De Leon PH894, San Juan PR 00907) for the renewal of the E-Gov Citizen Experience Management Platform in the amount of \$4,861.00 and authorize the City Administrator to sign and execute all related documents.
Ward / Citywide
This agreement was approved on the Consent Agenda.
- I. [AGR2022-27](#) Authorization to approve a Parks Maintenance lease with Jerry Pate Turf and Irrigation (5350 Tulane Drive, Atlanta, Ga 30336) for the Toro Reelmaster 3100-D Sidewinder, Multi Pro 1750 and Groundmaster 3500-D using Georgia State Contract #99999-001-SPD0000177-0014 in the amount of a monthly lease amount of \$4,164.25 for 48 months and authorize the Mayor to sign and execute all related documents.
Ward / Citywide
This agreement was approved on the Consent Agenda.

- J. [AGR2022-28](#) Authorization to renew and extend the cell tower lease agreement between the City of Smyrna and American Tower (10 Presidential Way, Woburn, MA 01801) for cell tower #412399 located at Belmont Hills, Smyrna in the amount of \$36,000.00 annual rent, with a \$50,000.00 signing bonus 3% annual escalator and 20 year term and authorize the mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

This agreement was approved on the Consent Agenda.

9. Ward / Committee Reports:

Councilmember Charles Welch left the Council Meeting at 7:44 PM.

Mayor Pro Tem/Councilmember Tim Gould expressed his thanks to city staff for the terrific concert from the summer concert series. He also mentioned that the residents from Ridge Road had a traffic calming meeting today to discuss traffic calming in that area.

Councilmember Susan Wilkinson agreed with Mr. Gould about the concert. She also welcomed Councilmember Hines and stated she looks forward to working with her.

Councilmember Travis Lindley welcomed Councilmember Hines and stated he looks forward to working with her. He also echoed Mayor Norton's sentiments about the passing of Joe Bland who was a dedicated Kiwanis member.

Councilmember Latonia P. Hines thanked everyone for their warm welcome. She stated that she will be organizing a Ward 2 town hall toward the end of August.

Councilmember Glenn Pickens also welcomed Councilmember Hines and looks forward to serving on the Council with her.

Mayor Derek Norton announced there will be a State of the City Address next week on Wednesday, July 27, 2022 at 5:30 PM in the Community Center.

10. Show Cause Hearings:

There were no Show Cause Hearings.

11. Citizen Input:

Deena Levine, 232 Doeskin Lane, came forward. She lives in Ward 4 in the Deerwood Subdivision. The area has no sidewalks, and the traffic and speed of the traffic is very dangerous for the neighborhood children. She asked that the Council consider adding speed humps to slow traffic. She stated that the sanitation trucks "barrel" down the roadways, and some residents are afraid to walk to their mailboxes because of the speed of the traffic. Ms. Levine submitted to the City Clerk examples of the dangerous road sections and examples of speed hump alternatives.

12. Adjournment:

Mayor Derek Norton adjourned the July 18, 2022 Mayor and Council meeting at 7:53

PM.