



# City of Smyrna

2800 King Street  
Smyrna, Georgia 30080

## Meeting Minutes - Final City Council

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Monday, July 6, 2015

7:30 PM

Council Chambers

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### 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:** 4 - Toni Jo Howard, Ken Suddreth, Scott Cochran and Heather Corn

### Call to Order

Mayor Max Bacon called the meeting of the Mayor and Council for Monday, July 6, 2015 to order at 7:31PM.

#### 1. Invocation and Pledge:

Mayor Max Bacon called upon Elder Tim Miles, Cumberland Community Church (3110 Sports Avenue) to give the invocation and lead all in the Pledge of Allegiance.

#### 2. Agenda Changes:

Item 4A will be tabled until the July 20, 2015 meeting of the Mayor and Council. Item 4B and 4C will be tabled until the August 3, 2015 meeting of the Mayor and Council.

#### 3. Mayoral Report:

There was no Mayoral Report.

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

##### A. Public Hearing - Zoning Request Z15-002 - Rezoning of the subject property from Residential Townhouse District (RTD) to General Commercial (GC) for use of the property for commercial purposes - 5.039 Acres - Land Lot 342 - Vacant landlocked property off South Cobb Drive at the terminus of Ask-Kay Drive - William L. Askea.

Sponsors: Wilkinson

A motion was made by Councilmember Susan Wilkinson to table until the July 20, 2015 Mayor and Council meeting, item 2015-124, a zoning request (Z15-002) for rezoning of the subject property from Residential Townhouse District (RTD) to General Commercial (GC) for use of the property for commercial purposes on 5.039 Acres, Land Lot 342; Vacant landlocked property off South Cobb Drive at the

terminus of Ask-Kay Drive by William L. Askea, applicant; seconded by Councilmember Teri Anulewicz. 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.** Public Hearing - Zoning Request Z15-009 - Rezoning from R-15 to RAD-Conditional for the development of two single-family homes - 0.35 Acres - Land Lot 489 - 2680 Grady Street - Pritchard Builders, Inc.

The applicant has requested that this zoning request be tabled indefinitely.

**Sponsors:** Anulewicz

A motion was made by Councilmember Teri Anulewicz to table until the August 3, 2015 Mayor and Council meeting, item 2015-165 a zoning request (Z15-009) a rezoning from R-15 to RAD-Conditional for the development of two single-family homes on 0.35 Acres, Land Lot 489 located at 2680 Grady Street by Pritchard Builders, Inc.; seconded by Mayor Pro tem 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

**C.** Public Hearing - Zoning Request Z15-008 - Rezoning from R-15 to RAD-Conditional for the development of five single-family homes - 1.27 Acres - Land Lot 488 - 1091, 1107 & 1121 Bank Street - Pritchard Brothers, Inc. The applicant has requested to table this item to October 5, 2015.

**Sponsors:** Anulewicz

A motion was made by Councilmember Teri Anulewicz to table until the August 3, 2015 Mayor and Council meeting, item 2015-166 zoning request (Z15-008) a rezoning from R-15 to RAD-Conditional for the development of five single-family homes on 1.27 Acres, Land Lot 488 located at 1091, 1107 & 1121 Bank Street by applicant Pritchard Brothers, Inc.; seconded by Mayor Pro tem 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

## 5. Privilege Licenses:

There were no Privilege Licenses.

## 6. Formal business:

**A.** Accept the provisions of the Cobb County Comprehensive Transportation Plan 2040 Resolution and authorize the Mayor to execute any related documents.

**Sponsors:** Welch

Mayor Bacon asked Interim City Administrator, Toni Jo Howard, to read the background for this item. She stated that Cobb County DOT had recently completed the Comprehensive Transportation Plan Update 2040, and had requested that all Cities and the County formally accept the CTP. The infrastructure plan would enable us to meet the changing needs of our community through a performance based approach to system investments, improving access, safety and security, managing congestion, driving economic competitiveness and leading with cost effective solutions. The projects included in the CTP that impact Smyrna specifically have already been included in our SPLOST programming, and so have indirectly been accepted. This effort will formally accept the CTP via resolution.

Councilmember Welch remarked that table 15 would be included with the resolution which is the itemization of all projects.

It was noted by Councilmember Anulewicz that the Council had approved nearly all of the projects with the 2016 SPLOST program. There would be buses that link through Smyrna and link with MARTA. In the metro area there were major employers who have closed their businesses citing a lack of access to MARTA, especially for employees. It would be cheaper to be proactive for the City.

A motion was made by Councilmember Charles "Corkey" Welch to approve item RES2015-02 to accept the provisions of the Cobb County Comprehensive Transportation Plan 2040 Resolution and authorize the Mayor to execute any related documents; seconded by Councilmember Ron Fennel. The motion passed 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 Resolution R2015-03 extending the emergency 911 surcharge**Sponsors:** City Council

Interim City Administrator, Toni Jo Howard, was asked by Mayor Bacon to read aloud the background for this item. She remarked that during May of 2001, the City Council approved a resolution authorizing the City to collect a \$1.50 monthly fee from telephone subscribers within the City to offset the costs of providing 911 telephone service to residents. This resolution must be extended annually to continue the surcharge.

A motion was made by Councilmember Ron Fennel to approve item RES2015-03 for the approval of resolution (R2015-03) extending the emergency 911 surcharge; seconded by Councilmember Charles 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

**C.** Approve the Renewal of SunTrust Corporate Resolution R2015-04 and Certificate of Incumbency**Sponsors:** City Council

Mayor Bacon asked Toni Jo Howard, Interim City Administrator to read the

background. She stated that the City updates this information annually to identify officials responsible for the use of this credit card.

A motion was made by Councilmember Teri Anulewicz to approve item RES2015-04 to the approve the Renewal of SunTrust Corporate Resolution (R2015-04) and Certificate of Incumbency; seconded by Councilmember Charles 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

## 7. Commercial Building Permits:

There were no Commercial Building Permits.

## 8. Consent Agenda:

A motion was made by Councilmember Charles "Corkey" Welch to approve the Consent Agenda items; seconded by Mayor Pro tem 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 Mayor and Council Meeting Minutes for June 15, 2015

**Sponsors:** City Council

### B. Award RFP 15-043 Flat Body Dump Truck to the lowest bidder Wade Ford for \$45,544.00 and authorize the Mayor to execute any related documents.

**Sponsors:** Welch

### C. Award RFP 15-041 Crew Cab Truck for the Water Sewer Department to the lowest bidder Wade Ford for \$61,960.00 and authorize the Mayor to execute any related documents.

**Sponsors:** Welch

### D. Award RFP 15-042 Knuckle Boom Trash Loader to the second lowest bidder, Consolidated Disposal, meeting specifications for \$129,312.00 and authorize the Mayor to execute any related documents.

**Sponsors:** Welch

### E. Award RFP 15-044 Two 2016 F-750 Dump Trucks to the lowest bidder Wade Ford for \$78,877.00 each and authorize the Mayor to execute any related documents.

**Sponsors:** Welch

**9. Committee Reports:**

Councilmember Fennel remarked that all was quiet, for the 4th of July holiday. The Smyrna Fire Department reported no serious accidents with the first holiday allowing a broader range of fireworks. He noted the Smyrna Police Department had their body camera policy in place and a full complement of cameras. All uniformed patrol officers carried the cameras as well as support staff. Detectives had cameras to check out as needed. He opined that the cameras would provide a higher degree of confidence with the public. Finally he made mention of his upcoming Town Hall Meeting at Fire Station #5 at 7:00pm on July 14th.

Councilmember Wade Lnenicka attended several Fourth of July events and thanked all for the invites. He spoke about the new state law where the legislature had approved various fireworks for use. A citizen was recently fined for plinking chipmunks and squirrels off of his birdfeeders with a BB Gun in his backyard. He opined that it seemed odd that folks could shoot M-80's, bottle rockets or roman candles but it is not lawful to fire a BB gun, which would seem a whole lot better. He also remarked about the 2:00am cut off time for fireworks. He thanked Pastor Shell Osborne for hosting the graduation and promotional ceremony for the Smyrna Fire Department.

Councilmember Susan Wilkinson reminded everyone of the concert series at the Smyrna Market Village on July 11th. There would be a Movie by Moonlight on July 18th and the movie top be shown was Annie. She announced a Ward 5 meeting Saturday, July 11th at 10:30am at The Wolfe Center. She would be talking about the rezoning on Askea Drive.

Councilmember Charles "Corkey" Welch remarked that the Fresh Market was still ongoing at First Baptist Church of Smyrna on Saturdays and the Recycling Center was accepting most all plastics and other recyclables.

Councilmember Teri Anulewicz gave the information regarding the submitted plans for the Jonquil Plaza project. The meeting would be held on July 9th from 7:00pm - 9:00pm at the Community Center. It would be an open house, drop in format with Halpern in attendance to answer all questions. Members of City staff would also be in attendance. There was specific information on her Facebook Page. (Facebook.com/TeriWard3) There would be a concert on the green Saturday, July 11th. Finally, she would not be in attendance for the July 20th Council Meeting but would return for the August 3rd meeting of the Mayor and Council.

Councilmember Blustein spoke about the fireworks going off in her neighborhood until 2:00am and it frightening her dog. Hopefully when the legislature reconvenes they will change the law to 12:00am.

Mayor Pro tem / Councilmember Melleny Pritchett commented on the Ward 1 Town Hall meeting that was held and stated that it was very informative. She also invited anyone wanting to view the Spring Road improvements, to call her so that she could set up an appointment for them to view the plans in her office at City Hall. She thanked participating staff for their participation as well.

**10. Show Cause Hearings:**

There were no Show Cause Hearings.

**11. Citizen Input:**

Mr. Alex Backry spoke about the comments made by Councilmember Welch regarding Concord Road. He spoke about some of the inconveniences of areas having to do U-turns to get to some roads and shops. Also some of the quaint little shops were sitting empty. This project has not improved traffic for the area and the center medians were a disaster in that project. Nothing was done for through traffic. There had been some incidents of people almost having accidents because of others doing U-turns. He also mentioned term limits and wanting to see a referendum on the ballot for a vote in November.

Ms. Maryline Blackburn spoke about the Public Safety Foundation Board and wanted to personally invite the Mayor and Council to the Country Chic Heroes Benefit Gala on September 12th, 2015. She noted it is important to show our public safety personnel our appreciation.

Mr. Doug Stoner announced he was running for the Ward 6 council seat. He is the Vice Chair of the Downtown Development Authority and has served as a State Senator and State Representative for the residents of Smyrna. He has a lot of great relationships from his previous years of service and he hoped to continue that as the new Councilmember for Ward 6.

## **12. Adjournment:**

The July 8, 2015 meeting of the Mayor and Council was adjourned at 8:00pm by Mayor Max Bacon.