



City of Smyrna

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

Action Summary - Final City Council

Monday, February 7, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

Roll Call

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

Absent: 1 - Councilmember Glenn Pickens

Also Present: 1 - Scott Cochran

Staff: 6 - Joe Bennett, Penny Mocer, Jennifer Bennett, Dat Luu, Julie Barwig and Lisa Collins

Call to Order

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

1. Invocation and Pledge:

2. Agenda Changes:

- A. [2022-067](#) Approval to add item 2022-68 for road closure to the consent agenda.

Councilmember Travis Lindley made a motion to approve item 2022-067 to add item 2022-68 for road closures to the consent agenda; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

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

Absent: 1 - Councilmember Pickens

3. Mayoral Report:

- A. [PRC2022-01](#) Proclamation in Recognition of Black History Month

- B. [2022-036](#) Performance by Mike and Mikari Tarpley from The Breakthrough Fellowship in honor of Black History Month

- C. [PRC2022-02](#) Proclamation in Recognition of Georgia Arbor Day 2022

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

- A. [2021-600](#) **Public Hearing** - Zoning Request - Z21-014 - Allow rezoning from GC to MU-Conditional for the development of 163 multi-family units, 20,409 sq. ft. of commercial/restaurant space, and 7,700 sq. ft. clubhouse space at a density of 23.5 units per acre - 6.9 acres - Land Lot 751 & 752 - S Cobb Drive & Oakdale Road - Arris Holdings.

Ward 7 / Councilmember Wheaton

Councilmember Lewis Wheaton made a motion to table item 2021-600, a public hearing and zoning request (Z21-014) to allow rezoning from GC to MU-Conditional for the development of 163 multi-family units, 20,409 sq. ft. of commercial/restaurant space, and 7,700 sq. ft. clubhouse space at a density of 23.5 units per acre on 6.9 acres on land lot 751 & 752 locate at S Cobb Drive & Oakdale Road by applicant Arris Holdings; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to table carried with the following vote:

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

Absent: 1 - Councilmember Pickens

5. **Privilege Licenses:**

6. **Formal Business:**

- A. [2022-046](#) Approval to award the contract for Downtown Improvements - Site and Roadway to the lowest bidder, Ohmshiv Construction, LLC, 805 Progress Court, Suite A, Lawrenceville, GA 30043, in the amount of \$2,438,999.56 to be paid out of 2022 SPLOST funds.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve 2022-046 to award the contract for Downtown Improvements - Site and Roadway to the lowest bidder, Ohmshiv Construction, LLC, 805 Progress Court, Suite A, Lawrenceville, GA 30043, in the amount of \$2,438,999.56 to be paid out of 2022 SPLOST funds; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The motion to approve carried with the following vote:

Aye: 4 - Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Nay: 1 - Councilmember Wilkinson

Absent: 1 - Councilmember Pickens

- B.** [2022-038](#) Approval to amend the FY 2022 budget for debt service (interest) payment for the Smyrna Downtown Development Authority (GA) Revenue Bonds (City of Smyrna Projects), Series 2021 in the amount of \$658,384.03 to be funded from General Fund Reserves.

Ward / Citywide

Councilmember Travis Lindley made a motion to approve item 2022-038 to amend the FY 2022 budget for debt service (interest) payment for the Smyrna Downtown Development Authority (GA) Revenue Bonds (City of Smyrna Projects), Series 2021 in the amount of \$658,384.03 to be funded from General Fund Reserves; seconded by Mayor Pro Tem/Councilmember Tim Gould.

The vote to approve carried with the following vote:

Aye: 4 - Councilmember Lindley, Councilmember Welch, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Nay: 1 - Councilmember Wilkinson

Absent: 1 - Councilmember Pickens

- C.** [2022-023](#) Approval to award Lichy Commercial Construction, Inc. (3445 Buffington Center, Atlanta, GA 30349) for the addition of a unisex family restroom on the east side of the existing Wolfe Adult Recreation Center using \$188,806.00 of Smyrna Parks & Recreation funds from Community Development Block Grant (CDBG) Public Facilities balance and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item 2022-023 to award Lichy Commercial Construction, Inc. (3445 Buffington Center, Atlanta, GA 30349) for the addition of a unisex family restroom on the east side of the existing Wolfe Adult Recreation Center using \$188,806.00 of Smyrna Parks & Recreation funds from Community Development Block Grant (CDBG) Public Facilities balance 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: 5 - Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Absent: 1 - Councilmember Pickens

- D.** [AGR2022-02](#) Authorization for the City of Smyrna to continue as a Sub Recipient of the Cobb County Community Development Block Grant (CDBG) Program PY2022, to receive the grant amount of \$261,658.67 for Public Facility Projects and Administration and Planning, authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Councilmember Travis Lindley made a motion to approve item AGR2022-02 for the City of Smyrna to continue as a Sub Recipient of the Cobb County Community

Development Block Grant (CDBG) Program PY2022, to receive the grant amount of \$261,658.67 for Public Facility Projects and Administration and Planning, authorize the Mayor to sign and execute the all related documents; seconded by Councilmember Lewis Wheaton.

The motion to approve carried with the following vote:

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

Absent: 1 - Councilmember Pickens

- E. [RES2022-04](#) Approval of Resolution RES2022-04 in support of the City's acceptance of a \$30,000.00 grant from the National Fitness Campaign to install an outdoor Fitness Court®, provide match funding in the approximate amount of \$155,000 to complete the project through CDBG PY20 and CDBG-CV funds, and authorize the Mayor to sign and execute all related documents.

Ward 1 / Councilmember Pickens

Councilmember Susan Wilkinson made a motion to approve item RES2022-04, a resolution (RES2022-04) in support of the City's acceptance of a \$30,000.00 grant from the National Fitness Campaign to install an outdoor Fitness Court®, provide match funding in the approximate amount of \$155,000 to complete the project through CDBG PY20 and CDBG-CV funds, 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: 5 - Councilmember Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Absent: 1 - Councilmember Pickens

- F. [2022-062](#) Approval to award the Council Chamber Audio/Video Update project to NetPlanner / Presidio (3340 Peachtree Road, Suite 1700, Atlanta, Ga. 30326) for an amount not to exceed \$100,000.00 paid with funds from American Rescue Plan Act (ARPA) on Georgia State Contract (99999-SPD-SPD0000048-0001), amend the FY 2022 budget to establish a project in the ARPA Fund and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item 2022-062 to award the Council Chamber Audio/Video Update project to NetPlanner / Presidio (3340 Peachtree Road, Suite 1700, Atlanta, Ga. 30326) for an amount not to exceed \$100,000.00 paid with funds from American Rescue Plan Act (ARPA) on Georgia State Contract (99999-SPD-SPD0000048-0001), amend the FY 2022 budget to establish a project in the ARPA Fund 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 Lindley, Councilmember Welch, Councilmember Wilkinson, Mayor pro tem / Councilmember Gould and Councilmember Wheaton

Absent: 1 - Councilmember Pickens

G. [2022-063](#)

Authorization to continue the process to solicit proposals for the sale and removal of Aunt Fanny's Cabin building (2875 Atlanta Road, Smyrna, Ga. 30080) until 10:00am on Wednesday, March 16, 2022, when further discussion will occur at the Committee of the Whole Meeting on Thursday, March 17, 2022 regarding received responses and the final decision regarding the cabin will be decided and voted on at the March 21, 2022 Meeting of the Mayor and Council.

Ward 3 / Councilmember Lindley

Councilmember Travis Lindley made a motion to approve item 2022-063 to continue the process to solicit proposals for the sale and removal of Aunt Fanny's Cabin building (2875 Atlanta Road, Smyrna, Ga. 30080) until 10:00am on Wednesday, March 16, 2022, when further discussion will occur at the Committee of the Whole Meeting on Thursday, March 17, 2022 regarding received responses and the final decision regarding the cabin will be decided and voted on at the March 21, 2022 Meeting of the Mayor and Council; seconded by Councilmember Lewis Wheaton.

The motion to approve carried with the following vote:

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

Absent: 1 - Councilmember Pickens

7. Commercial Building Permits:

8. Consent Agenda:

A motion was made by Mayor pro tem / Councilmember Gould, seconded by Councilmember Lindley, to approve the Consent Agenda. The motion carried by the following vote:

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

Absent: 1 - Councilmember Pickens

A. [MIN2022-02](#)

Review and approval of the January 13, 2022 Mayor and Council Committee of the Whole Meeting Minutes.

Ward / Citywide

These Minutes were approved.

B. [MIN2022-03](#)

Review and approval of the January 18, 2022 Mayor and Council Pre-Council Meeting Minutes.

Ward / Citywide

These Minutes were approved.

- C. [MIN2022-04](#) Review and approval of the January 18, 2022 Mayor and Council Meeting Minutes.

Ward / Citywide

These Minutes were approved.

- D. [2022-047](#) Approval to use Council Chambers for a Joint Ward 3 and Ward 6 Neighborhood Meeting, April 24, 2022, 4:00pm at A. Max Bacon City Hall, 2800 King Street SE, Smyrna Ga. 30080.

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

This Authorization was approved.

- E. [2022-068](#) Approval for a road closure on Windy Hill Road at Burbank Circle for the dates 02/09/2022 through 02/10/2022 for the construction of the Windy Hill Blvd Improvements.

Ward 5 / Councilmember Wilkinson

This Authorization was approved.

9. Ward / Committee Reports:**10. Show Cause Hearings:****11. Citizen Input:****12. Adjournment:**

Mayor Derek Norton made a motion to adjourn the February 7, 2022 Mayor and Council meeting at 8:23 PM.