



City of Smyrna

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

Meeting Minutes - Final City Council

Monday, September 19, 2022

7:00 PM

A. Max Bacon City Hall - Council Chambers

Roll Call

Present: 6 - Councilmember Glenn Pickens, Councilmember Latonia P. Hines, Councilmember Travis Lindley, Councilmember Charles Welch, Councilmember Susan Wilkinson and Mayor Pro Tem / Councilmember Tim Gould

Absent: 2 - Mayor Derek Norton and Councilmember Lewis Wheaton

Also Present: 1 - Scott Cochran

Staff: 11 - Jennifer Bennett, Joe Bennett, Lisa Collins, Jill Head, Dat Luu, Russell Martin, Penny Mocer, Heather Peacon-Corn, Enoch Serna, Joey Staubes and Ashley Youmans

Call to Order

Mayor Pro Tem Tim Gould called to order the September 19, 2022 Mayor and Council Meeting held at A. Max Bacon City Hall in Council Chambers at 7:00 PM.

1. Invocation and Pledge:

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

2. Agenda Changes:

3. Mayoral Report:

Mayor Pro Tem Tim Gould stated that earlier in the day they presented a proclamation in recognition of National Recovery Month. September is an important month to recognize those who are battling substance abuse issues and who are in recovery. State Rep. Erick Allen and Cobb County Commissioner Jerica Richardson were in attendance to present the proclamation to representatives from the Council on Substance Abuse.

Councilmember Latonia P. Hines asked for a moment of silence for Dep. Jonathan Koleski and Dep. Marshall Ervin, Jr. of the Cobb County Sheriff's Department who were killed in the line of duty on September 8, 2022. She thanked all public safety personnel and first responders and asked for prayers for their families.

A. [PRC2022-16](#)

Proclamation in Recognition of Hispanic Heritage Month
Ward / Citywide

Bryan Almanza, a member of the Hispanic Heritage Planning Committee and Smyrna

resident, introduced the Hispanic Heritage Celebration taking place on October 15, 2022 and invited all to join in the celebration.

*Councilmember Susan Wilkinson read the proclamation aloud in English.
Bryan Almanza read the proclamation aloud in Spanish.*

The proclamation was presented to members of the Hispanic Heritage Planning Committee who were present:

*Bryan Almanza
Andres Sandate
Enoch Serna
Hector Toscano*

Members Absent:

*Helen Archer
Karen Garcia
Shawn Garcia
Andre Gomez
Shanna Greenwalt
Laura Mireles*

B. [PRC2022-18](#)

Proclamation in Recognition of Constitution Week, September 17 - 23, 2022, Fielding Lewis Chapter, National Society Daughters of the American Revolution

Ward / Citywide

Linda Lopez of the Fielding Lewis Chapter of the Daughters of the American Revolution spoke the following:

On Saturday, September 17, we celebrated the signing of our Constitution 235 years ago in Philadelphia. We want to remember our duty to protect and defend the Constitution and be ever mindful that this document established the basis for the heritage of our country and the foundation of our way of life. The Constitutional Convention had its share of discussions, and the final Constitution incorporated many of those differing points of view. The men who framed this document understood that in order to ratify this document, the 13 states would have to know that their voices were heard. I'm proud to say that Georgia was the 4th state to ratify the constitution with a unanimous vote by the Georgia delegates.

It is our duty as citizens to study the constitution and educate ourselves and our communities about our rights and responsibilities.

Thank you to the Smyrna Mayor and City Council for your recognition of Constitution Week.

Councilmember Charles Welch read aloud the Proclamation in Recognition of Constitution Week and presented it to members of the Daughters of the American Revolution.

C. [2022-458](#)

Smyrna Arts Council Artist Recognition for the new City Hall exhibit

Ward / Citywide

Joe Bennett, City Administrator, introduced the artists for the current art display in City Hall:

The Smyrna Arts Council and the City of Smyrna have launched a new exhibit of fine art to be displayed in City Hall from August through October 2022. The exhibit features 17 pieces from 8 talented local artists:

Mary Belle Cordell - an award-winning nationally recognized porcelain tile artist, new to our community;

Veena Raj - a watercolor artist frequently featured in exhibits throughout Cobb County;

Justin Groom - an illustrator exhibiting a large-scale hand-drawn pen and ink piece;

Paula Winter - a former Cobb County teacher creating unique collage art;

Becca McCoy - a photographer specializing in nature and travel photography;

Nannette Perez - a fabric artist with a quilt on display;

Jason Walesh - a pop-culture designer and recycled materials collagist; and

Lyiness - a full-time multi-disciplinary artist and Creative Director of Mutiny Artwrx.

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.

The applicant requests to table to the October 17, 2022 meeting of Mayor & Council.

Ward 1 / Councilmember Pickens

Councilmember Glenn Pickens made a motion to table item 2022-145 until the October 17, 2022 Council Meeting at the applicant's request, 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 Charles Welch.

The motion to table until the October 17, 2022 Council Meeting at the applicant's request carried with the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

B. [2022-408](#)

Public Hearing - Z22-008 - Rezoning from R-15 to R-10 for a two lot single-family subdivision at a density of 3.6 units per acre - 0.548 acres - Land Lot 561 - 2625 Highland Avenue - Joe Callahan

Ward 3 / Councilmember Lindley

Joey Staubes, Planner II, presented the following background:

Joe Callahan is requesting a rezoning from R-15 (Residential) to R-10 (Residential) for a two-lot single-family detached subdivision. The subject property is zoned R-15 and is occupied with a single-family home. The applicant plans to retain the existing home and build one new single-family detached home on the new lot. Storm Water management for the project will be provided on the new and existing lot by a infiltration facility on each lot. The minimum lot size will be 10,000 sq. ft. The proposed setbacks

for the homes are consistent with the R-10 zoning district and surrounding properties. The proposed new home will face Highland Avenue with a side-entry garage entering from Old Roswell Road. The existing home will retain driveways on both Highland Avenue and Old Roswell Road.

The City Engineer has reviewed the proposed rezoning with respect to storm water management and stream buffer issues, and in general believes that it meets city requirements. There are no stream buffers affecting the property. Engineering is requiring an infiltration facility for both the existing lot and the proposed lot due to the topography of the subject property.

The City Engineer has reviewed the proposed rezoning with respect to transportation and in general believes that it meets city requirements and is requesting five feet of right-of-way dedication along Highland Avenue and Old Roswell Road as well as a five foot sidewalk with two foot grass buffer along Highland Avenue.

The Fire Marshal's office has reviewed the current proposal and in general believes that it meets the Fire Code requirements for fire truck access.

Community Development has reviewed the zoning proposal against the City's 2040 Comprehensive Plan and Future Land Use Plan. The zoning proposal to R-10 maintains a future land use designation of MODR (Moderate Density Residential) under four and a half (4.5) units per acre. The proposed lot sizes and widths are in line with other nearby developments.

Community Development has reviewed the proposed development against the zoning standards of the recent nearby rezoning's and found the proposed development to be compatible. The subdivision and construction of one new single-family home results in a density of 3.6 units per acre on the subject property. The applicant is requesting a rezoning from R-15 to R-10 and the proposed zoning is in line with the infill development patterns for this neighborhood and is in compliance with the City's 2040 Comprehensive Plan.

Community Development staff is supportive of the rezoning from R-15 to R-10 as it is consistent with the density allowed in the MODR Future Land Use and zoning requirements of R-10 Zoning District.

The zoning proposal is consistent with the City's Comprehensive Plan and the Future Land Use Plan. Therefore, Community Development recommends approval of the rezoning from R-15 to R-10 with a density of 3.6 units per acre at 2625 Highland Avenue with the following conditions:

Standard Conditions

Requirements # 2, 3, 4, 5, 8, 9, 10, 12, and 17 from Section 1201 of the Zoning Code are not applicable. The following requirements remain applicable.

1. The composition of the homes in a residential subdivision shall include a mixture of elements including; but not limited to: brick, stone, shake, hardy plank and stucco. No elevation shall be comprised of 100% hardy plank siding. The residences whose lots abut external roadways shall not be permitted to utilize hardy plank for any elevation facing these roads.
2. All utilities within the development shall be underground.
3. The developer shall be responsible for any traffic improvements (including additional right-of-way dedications) deemed necessary by either the City or the County during construction plan review. Sidewalks shall be provided by the developer inside the

subdivision and outside the subdivision adjacent to any public right-of-way consistent with city's requirements for the extent of the development. A grass buffer with a minimum width of two feet shall be provided between the back of curb and sidewalk.

4. No debris may be buried on any lot or common area.

5. The developer will comply with the City's current tree ordinance. All required tree protection measures shall be adhered to by the developer during construction.

6. All yards and common areas are to be sodded, and landscaped. Irrigate as appropriate.

7. All single-family and/or duplex residential lots shall provide the following at the time of certificate of occupancy: either four 3" caliper trees or three 4" caliper trees. The following species of trees may be used: Nuttall Oak, Swamp Chestnut Oak, Allee Elm, and Village Green Zelkova. Other species may be used if approved by the City.

Special Conditions

8. The development shall maintain the R-10 setbacks:

Front – 25'

Side – 7.5'

Rear – 25'

9. The minimum lot size shall be 10,000 sq. ft.

10. The minimum lot width shall be 50 feet.

11. Driveway – 22' minimum length from building face to back of sidewalk.

12. The developer shall provide 5' of right-of-way dedication on Highland Avenue.

13. The developer shall provide 5' of right-of-way dedication on Old Roswell Road.

14. A 5-foot sidewalk and 2-foot grass strip shall be required for the length of the property along Highland Avenue.

15. All structures will be built to a maximum height of 35' as measured from the sidewalk along the front elevation.

16. The developer shall meet all fire access requirements deemed necessary by the Fire Marshal during construction plan review.

17. The developer shall be responsible for any water and sewer improvements deemed necessary by the Public Works Director during construction plan review.

18. The developer shall be responsible for any storm water improvements deemed necessary by the City Engineer.

19. Approval of the subject property for the R-10 zoning district shall be conditioned upon the development of the property in substantial compliance with the site plan submitted 7/31/22 and created by SJMurphy, LLC. and all zoning stipulations above.

20. Approval of the subject property shall be conditioned upon substantial compliance with the elevations submitted on 7/8/22.

Sean Murphy - 3282 Lee Street - representing the applicant came forward. He stated that the existing house will remain and is not being redeveloped. The new lot created will have one new house on it. Throughout the process, they made two changes: 1) rotated the house toward the west, and 2) utilized a side-entry garage plan. Mr. Murphy asked to stipulate placing the storm water facilities as shown on the plan.

Russell Martin, Community Development Director, stated that if Council wants to provide staff the latitude, they can work with the applicant to determine the best plan forward concerning the storm water facilities.

Councilmember Lindley asked if the initial concerns that had been raised had been resolved. Mr. Murphy stated they have addressed any concerns that have been raised. The owner of the existing house stated he is in favor of this request.

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

Councilmember Travis Lindley made a motion to approve item 2022-408, a public hearing and rezoning (Z22-008) from R-15 to R-10 for a two lot single-family subdivision at a density of 3.6 units per acre on 0.548 acres on land lot 561 located at 2625 Highland Avenue by applicant Joe Callahan; seconded by Councilmember Charles Welch.

The motion to approve carried with the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

C. [2022-451](#)

Plat Approval - Approval for a three lot subdivision under the R-15 zoning requirements - Land Lot 384 - 1.87 acres - 825 Austin Drive - Sue Varon

Ward 4 / Councilmember Welch

Joey Staubes, Planner II, presented the following background:

Sue Varon is requesting approval to subdivide property at 825 Austin Drive into three single-family residential lots. The applicant plans to subdivide the property within the requirements of the R-15 zoning district, so no rezoning is required. The subject property is 2.0 acres in size and is zoned R-15 (single-family residential). The proposed subdivision will result in three new lots with each being approximately 28,000 sq. ft. in size.

Community Development has reviewed the proposed subdivision against the requirements of the R-15 zoning district. Staff believes the proposed subdivision meets the intent of the requirements of the R-15 zoning district. The subdivision proposal depicts side-entry garage house plans with a driveway width of 18.5'. While the zoning ordinance does not regulate driveway geometry, Community Development recommends a driveway width of a minimum 22' for side-entry garages. Community Development recommends approval of the requested land subdivision.

Councilmember Wilkinson asked if the surrounding areas are also zoned R-15 to which Mr. Staubes answered in the affirmative.

Councilmember Charles Welch made a motion to approve item 2022-451, a plat approval for a three lot subdivision under the R-15 zoning requirements on land lot 384 on 1.87 acres located at 825 Austin Drive by applicant Sue Varon; seconded by Councilmember Travis Lindley.

The motion to approve carried with the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

D. [ORD2022-18](#)

Approval of Ordinance ORD2022-18 - Annexation request (100% owners requesting annexation) - all tract or parcels as attached and defined in the issue and background of land lying and being in Land Lots 396, 397, 398, 399 of the 17th District, 2nd Section, Cobb County, Georgia; 80.31

acres across eight (8) parcels known as Pebblebrook Road to be effective October 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:

The applicant is seeking approval for annexation of all that tract or parcel of land lying and being in Land Lots 396, 397, 398, 399 of the 17th District, 2nd Section, Cobb County, Georgia; 80.31 acres across eight (8) parcels known as Pebblebrook Road, Smyrna, GA. Effective date October 1, 2022. Certified letters were sent by the City Clerk to the Cobb County Clerk's Office and the Cobb County Community Development Planning Division on August 22, 2022 and a letter of non objection was received from Cobb County on September 6, 2022. This property is located in Ward 7. Staff recommends approval of Ordinance ORD2022-18 - Annexation request (100% owners requesting annexation)

Mayor Pro Tem Gould asked if the landowners would like to speak. They declined but said they are there to answer any questions the Council may have.

Councilmember Glenn Pickens made a motion to approve item ORD2022-18, an ordinance (ORD2022-18) for the annexation request (100% owners requesting annexation) of all tract or parcels as attached and defined in the issue and background of land lying and being in land lots 396, 397, 398, 399 of the 17th District, 2nd Section, Cobb County, Georgia; 80.31 acres across eight (8) parcels known as Pebblebrook Road to be effective October 1, 2022 and part of Ward 7 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 Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

E. [ORD2022-21](#)

Public Hearing - Approval of ORD2022-21 for code amendments to Appendix A of the Zoning Ordinance pertaining to townhome design standards with an effective date of October 1, 2022 and authorize the Mayor to review and sign all documents related thereto.

Ward / Citywide

Joe Bennett, City Administrator, presented the following background:

Mayor & Council adopted a moratorium on townhome development on March 15, 2021, to provide an opportunity for the city to review the current standards for townhomes and determine if additional standards are required. The Committee on Townhome Development was created in Spring of 2021 and met six times over the past 18 months. The Committee has researched and reviewed townhome standards for many cities and counties in the Metro Atlanta area. The Committee developed the proposed townhome design standards to raise the architectural quality and development of townhomes in the city. The proposed ordinance has been posted for the public to review, and a townhall meeting was held on August 23, 2022. The Planning & Zoning Commission recommended approval by a vote of 7-0 at the September 12, 2022 meeting.

Russell Martin, Community Development Director, provided the following information:

The committee has reviewed the city's existing townhome regulations and proposed the following code amendments: (1) adding definitions in Article IV; (2) townhome architectural design standards in Article V; (3) amending Article VII so the townhome standards apply for any townhome use; (4) amending the townhome setbacks in Article VIII; and (5) amending parking ratios for townhome developments in Article IX. The purpose and intent of the proposed ordinance is to regulate the siting and design of townhomes in pursuit of cohesive and walkable development patterns.

The purpose and intent of these changes: These requirements are intended to regulate the site plan and architectural design of townhome projects in pursuit of cohesive design and walkable development patterns within the City of Smyrna, and to define elements of the development that supports both horizontal and vertical articulations and variations among units that provide architectural interest and reinforce high quality and responsible site development practices to meet the goals and policies of the City's Comprehensive Plan.

What's in the proposed ordinance?

**Definitions - This section adds architectural definitions to the Zoning Ordinance to clearly define the architectural elements used in the townhome design standards. It also eliminates the numbering system for the definitions within the Zoning Ordinance.*

**Applicability - The proposed ordinance applies to all new townhome developments unless exempted elsewhere in the Zoning Ordinance. Also, if there are conflicts with this section and the Zoning Ordinance, the townhome design standards shall apply.*

**Minimum Architectural Design Requirements - This section provides minimum design requirements for the townhome buildings. These requirements primarily deal with facade materials, building articulation, roof pitches, roof styles, garage design, window requirements and screening of mechanical equipment.*

**Design Elements Catalogue - Each townhome is required to provide a minimum of one element from each of the categories. The categories include private outdoor space, architectural projections, roof element and unit or facade variation.*

**Bulk Standards - This section provides the spatial requirements for townhome buildings. These requirements deal specifically with building setbacks, building separations, building height, unit floor area, unit width and lot configuration.*

**Live-work Units - This section establishes minimum requirements for Live-work units where property owners may operate business in the bottom floor of the residence. Only allowed in CBD & MU districts.*

**Site Development Standards - This section provides the minimum design requirements for site development. These requirements primarily deal with use of the unit, building orientation, driveways, street design, open space, utilities, parking, fire protection and accessibility and HOA requirements.*

**Zoning Application Requirements - Any application for a townhome project shall include certain information so a clear and accurate understanding of the proposed project elements can be evaluated during the legislative review process.*

Councilmember Lindley noted that the last moratorium on townhomes was set to expire September 20, 2022, and he wondered if the motion should include an amended date so it becomes effective on September 20, 2022. City Attorney Scott Cochran stated that would be the safest thing to do.

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

Councilmember Travis Lindley made a motion to approve item ORD2022-21, a public

hearing and ordinance (ORD2022-21) for code amendments to Appendix A of the Zoning Ordinance pertaining to townhome design standards with an amended effective date of September 20, 2022 and authorize the Mayor to review and sign all documents related thereto; seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

5. Privilege Licenses:

6. Formal Business:

- A. [ORD2022-19](#)** First approval of charter amendment adopting the redistricting plan subsequent to the 2020 decennial census and authorize the mayor to sign and execute all related documents.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

As a result of the 2020 Census, the boundaries of the City of Smyrna, Georgia's seven-councilperson wards require redistricting in accordance with applicable state and federal law. The Mayor and City Council ("Governing Body") of the City have engaged redistricting legal experts and consultants to assist the City in its redistricting efforts and, the Governing Body now desires to amend the city charter to adopt this redistricting plan.

Authorize the amendment of Article III, Division 1, Section 6 (c) of its Charter of the Smyrna City Charter to adopt this redistricting plan made subsequent to the 2020 decennial census and authorize the Mayor to sign and execute all related documents.

Councilmember Travis Lindley made a motion to approve item ORD2022-19, the first approval of two of a charter amendment adopting the redistricting plan subsequent to the 2020 decennial census 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: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

- B. [2022-462](#)** Authorization for Change Order #1000 in the amount of \$56,285.90 to Ardito Construction (1290 Austell Road SE, Marietta, Ga. 30008) for the drainage work at 3307 Fieldwood Drive and 3309 Fieldwood Drive, Smyrna to be paid from Capital Outlay - Stormwater Infrastructure / Stormwater Project and authorize the Mayor to sign and execute all related documents.

Ward 6 / Councilmember Gould

Joe Bennett, City Administrator, provided the following background:

The City had to expand the original scope of work from what was originally approved due to adverse conditions from neighboring properties. The City realized the project was much larger once work began and in addition, a large rain event brought these issues further to light. While onsite it was deemed necessary to resolve all issues at once. Correcting the original approved scope of work was not sufficient and would not have resolved the additional issues. Public Works and Purchasing recommend authorization for this change order.

Councilmember Glenn Pickens made a motion to approve item 2022-462, Change Order #1000 in the amount of \$56,285.90 to Ardito Construction (1290 Austell Road SE, Marietta, Ga. 30008) for the drainage work at 3307 Fieldwood Drive and 3309 Fieldwood Drive, Smyrna to be paid from Capital Outlay - Storm Water Infrastructure / Storm Water 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: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

C. [RFQ23-003](#)

Approval to award RFQ 23-003 City wide resurfacing project bid to Magnum Paving LLC, 140 Baker Industrial Ct. Villa Rica, GA 3018, in the amount of \$1,328,883.10 and authorize a total of up to \$1,434,145.00 (\$523,031.85 LMIG and \$911,113.15 SPLOST) for paving and resurfacing of fourteen (14) city streets (Vineyard Way, Bordeaux Walk, Lake Drive, Terry Meyer Drive, Emory Road, Wooddale Drive, Cliff Crest Drive, Mill Pond Road, Afton Way, Woodruff Drive, Cumberland Valley Drive, Shenandoah Valley Lane, Nappa Valley Court, Laurel Springs Way) and authorize the Mayor to sign and execute all related documents.

Ward / Citywide

Joe Bennett, City Administrator, provided the following background:

The City of Smyrna requested bids for various resurfacing projects per the City's time frame. Two (2) bids were received on Friday, August 5, 2022:

Magnum Paving, LLC bid \$1,694,603.45

C.W. Matthews Contracting Co. Inc. bid \$1,784,129.86

Due to budget limitations, the City requested line-item pricing from the low bidder to complete fourteen (14) roads (Vineyard Way, Bordeaux Walk, Lake Drive, Terry Meyer Drive, Emory Road, Wooddale Drive, Cliff Crest Drive, Mill Pond Road, Afton Way, Woodruff Drive, Cumberland Valley Drive, Shenandoah Valley Lane, Nappa Valley Court, Laurel Springs Way).

The total cost for this work is \$1,328,883.10. Public Works is requesting approval of the full budget amount of \$1,434,145.00 for contingency.

Public Works and Purchasing recommend approval to award RFQ 23-003 City wide resurfacing project bid to Magnum Paving LLC, 140 Baker Industrial Ct. Villa Rica, GA

30180, in the amount of \$1,328,883.10 and authorize a total of up to \$1,434,145.00 (\$523,031.85 LMIG and \$911,113.15 SPLOST) for paving and resurfacing of fourteen (14) city streets (Vineyard Way, Bordeaux Walk, Lake Drive, Terry Meyer Drive, Emory Road, Wooddale Drive, Cliff Crest Drive, Mill Pond Road, Afton Way, Woodruff Drive, Cumberland Valley Drive, Shenandoah Valley Lane, Nappa Valley Court, Laurel Springs Way) and authorize the Mayor to sign and execute all related documents.

Councilmember Susan Wilkinson made a motion to approve item RFQ23-003 to award Citywide resurfacing project bid (RFQ 23-003) to Magnum Paving LLC, 140 Baker Industrial Ct. Villa Rica, GA 30180, in the amount of \$1,328,883.10 and authorize a total of up to \$1,434,145.00 (\$523,031.85 LMIG and \$911,113.15 SPLOST) for paving and resurfacing of fourteen (14) city streets (Vineyard Way, Bordeaux Walk, Lake Drive, Terry Meyer Drive, Emory Road, Wooddale Drive, Cliff Crest Drive, Mill Pond Road, Afton Way, Woodruff Drive, Cumberland Valley Drive, Shenandoah Valley Lane, Nappa Valley Court, Laurel Springs Way) 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: 5 - Councilmember Pickens, Councilmember Hines, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 2 - Mayor Norton and Councilmember Wheaton

D. [2022-474](#)

Authorization for emergency sewer lining of Concord Road, Manson Avenue, Fawn Lane, Highview Drive, and Rosedale by Utility Asset Management, Inc. (Perry, GA, 31069) in the amount of \$104,705.00 to be paid for out of the Water/Sewer CIP fund.

Ward 4 / Councilmember Welch

Mayor Pro Tem Gould noted that Councilmember Hines had to leave the meeting at 7:57 PM. She will be absent for the remainder of the meeting.

Joe Bennett, City Administrator, provided the following background:

The Public Works Water Distribution and Collection ten-year plan includes up to 25 miles each year of inspection and cleaning and emergency repairs. We will follow that up with preventative maintenance and repairs. These emergency repairs consisted of 1,600 linear feet out of the 130,000 linear feet inspected.

Councilmember Charles Welch made a motion to approve item 2022-474, and authorization for emergency sewer lining of Concord Road, Manson Avenue, Fawn Lane, Highview Drive, and Rosedale by Utility Asset Management, Inc. (Perry, GA, 31069) in the amount of \$104,705.00 to be paid for out of the Water/Sewer CIP fund; seconded by Councilmember Susan Wilkinson.

The motion to approve carried with the following vote:

Aye: 4 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch and Councilmember Wilkinson

Absent: 3 - Mayor Norton, Councilmember Hines and Councilmember Wheaton

7. Commercial Building Permits:

8. Consent Agenda:

City Administrator Joseph Bennett read aloud the consent agenda for Council approval.

Councilmember Travis Lindley made a motion to approve the Consent Agenda;
seconded by Councilmember Glenn Pickens.

The motion to approve carried with the following vote:

Aye: 4 - Councilmember Pickens, Councilmember Lindley, Councilmember Welch
and Councilmember Wilkinson

Absent: 3 - Mayor Norton, Councilmember Hines and Councilmember Wheaton

- A.** [MIN2022-62](#) Approval of the August 11, 2022 Committee of the Whole Meeting Minutes.
Ward / Citywide
These Minutes were Approved on the Consent Agenda.
- B.** [MIN2022-63](#) Approval of the August 15, 2022 Pre-Council Meeting Minutes.
Ward / Citywide
These Minutes were Approved on the Consent Agenda.
- C.** [MIN2022-64](#) Approval of the August 15, 2022 Mayor and Council Meeting Minutes.
Ward / Citywide
These Minutes were Approved on the Consent Agenda.
- D.** [2022-456](#) Approval of the Appointment of Ward 5 resident, Corey Ingram, to the Parks & Recreation Commission to fulfill the term that expires 12/31/2023.
Ward 5 / Councilmember Wilkinson
This Appointment was Approved on the Consent Agenda.
- E.** [2022-435](#) Approval to use Council Chambers for Concord Lake Village Annual HOA Meeting, Thursday, November 10, 2022, 7:00 pm
Ward 3 / Councilmember Lindley
This Authorization was Approved on the Consent Agenda.
- F.** [2022-436](#) Authorization for the installation of stop signs at the intersection of Gilbert St & Rileys Walk and authorize the Mayor to sign and execute any related documents.
Ward 3 / Councilmember Lindley
This Authorization was Approved on the Consent Agenda.
- G.** [2022-437](#) Approval of raised pedestrian crossing on King Springs Road in the vicinity of Brinkley Park and Tolleson Park and authorize the Mayor to

sign and execute all related documents.

Ward 3 / Councilmember Lindley

This Authorization was Approved on the Consent Agenda.

- H. [2022-439](#) Approval of speed humps on Wells Drive and authorize the Mayor to sign and execute all related documents.

Ward 5 / Councilmember Wilkinson

This Authorization was Approved on the Consent Agenda.

- I. [2022-438](#) Authorize Atkins Park Tavern (Kevin Drawe), Zucca Bar & Pizzeria/Vintage Tavern/The Corner Taqueria (Tim Langell), The Stout Brothers (Brandon King), Cafe Lucia (David Jackson), and The Vineyard Wine Market/Smyrna Village Bourbon & Cigar (Anthony Alvarez) to operate alcohol sales stations / trailer(s) outside of their respective businesses (beyond / adjacent to their licensed place of business) at the following approved event: City of Smyrna Culture & Spirit Festival and 150th Birthday Celebration to be held from 11:00 am until 10:00 pm on Saturday, October 8, 2022.

Ward 3 / Councilmember Lindley

This Authorization was Approved on the Consent Agenda.

- J. [2022-459](#) Approval of 2022 Hispanic Heritage Celebration Street Closings for the starting Friday, October 14, 2022 at 6:00 a.m. until Saturday, October 15, 2022 at 11:59 p.m. at King Street from Bank Street to Stephens Street, at Bank Street from Village Walk to King Street, and at W. Spring Street.

Ward 3 / Councilmember Lindley

This Authorization was Approved on the Consent Agenda.

- K. [2022-460](#) Approval of the 2022 modified Crown Castle Site Lease Agreement BU 844202 / GA2383 Smyrna Police Fire / 2646 Atlanta Road, Smyrna Ga. (Site Lease Agreement, dated January 9, 1997) and authorize the Mayor to sign and execute all related documents.

Ward 3 / Councilmember Lindley

This Authorization was Approved on the Consent Agenda.

- L. [2022-472](#) Authorization for temporary closure of the crossover for Ward Street at Windy Hill for utility and shoring construction from 9/17/2022 to 10/2/2022.

Ward 3 / Councilmember Lindley

Ward 5 / Councilmember Wilkinson

This Authorization was Approved on the Consent Agenda.

9. Ward / Committee Reports:

Councilmember Pickens - Reminded all there will be a Joint Town Hall for Wards 1, 2, & 3 on October 18, 2022 at 7:00 PM in Council Chambers.

Councilmember Lindley - Reiterated the Joint Ward Town Hall. He mentioned that he and Mayor Pro Tem Gould attended the Griffin Middle School 50th Anniversary. And lastly, he stated that he just traveled abroad, but it was great to come home to Smyrna.

Councilmember Wilkinson - She stated that the Ward 5 neighborhood meeting this past Sunday was successful. She thanked those who attended and City staff that gave updates: Russell Martin, Community Development Director, Lt. Louis Defense, and Paul Osburn, Assistant Public Works Director. Ms. Wilkinson also thanked Bryan Almanza for reading the Hispanic Heritage Month Proclamation in Spanish, and she thanked the artists in attendance.

10. Show Cause Hearings:

11. Citizen Input:

Krissa Blue - 231 Windy Ridge Lane - Ms. Blue presented information regarding the benefits of community gardens. Her organization would like to repurpose vacant rooftops and vacant land for the purpose of creating community gardens. She would like to partner with the City of Smyrna. Mayor Pro Tem Gould expressed that these efforts are a wonderful idea, and he encouraged Ms. Blue to contact City staff and Keep Smyrna Beautiful.

12. Adjournment:

Mayor Pro Tem Tim Gould adjourned the Mayor and Council meeting at 8:12 PM.