

**MINUTES OF THE  
REGULAR COUNCIL MEETING  
CITY OF AUSTELL  
CITY HALL BUILDING  
MONDAY, JANUARY 9, 2023**

Present:

Mayor Ollie Clemons  
Valerie Anderson  
Melanie Elder  
Devon Myrick  
Sandra Leverette  
Meredith Adams  
Marlin Lamar

Absent: Brandon Merritt, Fire Chief

Also, present: Denise Lowe, Finance Director; Bo Garrison, Public Works Director; Ken Strong, Assistant Fire Chief; Scott Hamilton, Police Chief, Darrell Weaver, Community Affairs Director, Elizabeth Young, City Clerk and Scott Kimbrough, Attorney

**1. CALL TO ORDER**

Mayor Clemons called the meeting to order. Pastor Hooper gave the invocation & Mayor Clemons led the Pledge of Allegiance. Mayor Clemons asked if anyone had items to add to the agenda. No items were added.

**2. CONSENT AGENDA – INFORMATION AND UPDATE**

(No Action Required by Council – See Specific Department Director before a Meeting.)

**2. CONSENT AGENDA**

- A. Approve Bills
- B. Approve Legal Bills - \$5,258.86
- C. Approve Minutes of Regular Council Meeting December 5, 2022

*Mrs. Anderson made a recommendation to approve the Consent Agenda. Seconded by Mr. Myrick. Motion passed. (6-0)*

**4. EXCEPTION TO CONSENT AGENDA**

**5. CITIZENS REPORT**

Mrs. Ann Turner had concerns about lights being out at Legion Field. Mr. Garrison stated he would follow up with Georgia Power on this.

**6. GAS SYSTEM REPRESENTATIVE**

**OLLIE CLEMONS, MAYOR**

Mr. Kimbrough stated that it has been a good year so far. As of right now we are ahead of where we were in 2021.

**7. FINANCE DEPARTMENT**

**VALERIE ANDERSON, CHAIRPERSON**

**Denise Lowe, Finance Director**

A. Financial Report

**8. GENERAL ADMINISTRATION**

**MELANIE ELDER, CHAIRPERSON**

**Elizabeth Young, Director**

A. 2023 Qualifying Fees for Election

According to the election laws of the State of Georgia (Reference O.C.G.A. §21-2-131), municipalities are required to publish the qualifying fees for each office in an election year.

Qualifying fees for nonpartisan municipal offices in Georgia are 3% of the previous year's gross salary for the office and are to be set and published no later than February 1st of each year in which there is a regular election. These fees will be published in the MDJ newspaper and posted on our website.

The qualifying fee for Mayor is \$1,080.00.

The qualifying fee for Council Members is \$432.00.

*Ms. Elder made a recommendation to approve the 2023 Qualifying Fees for Election. Seconded by Mrs. Leverette. Motion passed. (6-0)*

**9. POLICE DEPARTMENT**

**DEVON MYRICK, CHAIRPERSON**

**Scott Hamilton, Police Chief**

A. Police Report

B. Surplus Confiscated Vehicles

Chief Hamilton is requesting to surplus the following confiscated vehicles:

YEAR	MAKE	MODEL	VIN	MILEAGE
2010	Chevrolet	HHR	3GNBABDB9AS600773	Unknown (instrument cluster doesn't work)
1991	Acura	Legend	JH4KA8264MC000964	264,730

The above confiscated vehicles were inspected by Austell Public Works. The recommendation was for the police department to sell both vehicles due to the condition. The cost of repair would outweigh the usefulness and longevity of the vehicles. Cost for repair on the Acura would exceed \$2500 simply to make the car run again. Cost to bring the HHR up to par would be in the \$1500-\$2000 range. Due to the length the vehicles have been in storage, reliability still can't be guaranteed. The vehicles would be sold on the government auction site (GovDeals) or donated to the Austell Fire Department for training purposes.

*Mr. Myrick made a recommendation to approve the Surplus Confiscated Vehicles. Seconded by Mr. Lamar. Motion passed. (6-0)*

**10. FIRE DEPARTMENT**

**MARLIN LAMAR, CHAIRPERSON**

**Brandon Merritt, Fire Chief**

A. Fire Report

**11. PUBLIC WORKS DEPARTMENT**

**SANDRA LEVERETTE, CHAIRPERSON**

**Bo Garrison, Director**

A. No Report

**12. PARKS DEPARTMENT**

**MEREDITH ADAMS, CHAIRPERSON**

**Darrell Weaver, Director**

A. Christmas Parade & Tree Lighting (Information Only)

The Parks Department assisted in organizing and overseeing the Parade of Lights with our Mayor and Council leading the way on their lighted golf carts. The parade was a huge success, as we closed out the night with Mayor Clemons lighting the Christmas tree. We would like to thank everyone who participated.

### 13. COMMUNITY AFFAIRS

**VALERIE ANDERSON, CHAIRPERSON**

**Darrell Weaver, Director**

A. Code Enforcement Report

B. 1371 Quality Way & Timothy Lane – Rezoning & Annexation

*Application 2022-26R & 2022-27A:* by American Contractors Supply, LLC to rezone and annex approximately 6.848 acres located at 1371 Quality Way and an unaddressed parcel on Timothy Lane (ID##02581820002, 03101820003 and 1802500310) from HI and C-H (heavy industrial and heavy commercial – Douglas County) and R-20 (residential – Cobb County) to HI (heavy industrial– city) for the purpose of building administrative offices and outdoor storage. Mr. Kimbrough opened for a public hearing. Attorney Kevin Moore came to speak on behalf of the above-mentioned property. Mr. Moore stated there is already industrial property in that area, so it is a good spot for this.

*Mrs. Anderson made a motion to close the rezoning public hearing. Seconded by Mr. Myrick. Motion passed. (6-0)*

*Mrs. Anderson made a motion to approve the rezoning. Seconded by Mr. Myrick. Motion passed. (6-0)*

Mr. Kimbrough opened up for a public hearing. No questions were asked.

*Mrs. Anderson made a motion to close the annexation public hearing. Seconded by Mr. Myrick.*

*Mrs. Anderson made a motion to approve the annexation. Seconded by Mrs. Leverette. Motion passed. (6-0)*

C. Privilege License Approvals

Attached is a listing of Alcohol Privilege License Renewal requests received as well as a new Alcohol Privilege License request from Frog Rock Brewing located at 2764 Broad Street. Each applicant has conducted and passed the required background checks by the Austell Police Department. Staff recommends approval of each of the requests listed.

**Alcohol Privilege License Renewal**

El Galaxy (Germain Estrada) 5055 Austell Road, Suites 175 & 181, Austell GA  
Austell Food Store (Fareed Sevani) 5565 Austell Powder Springs Rd, Austell GA  
Clipper #71 (Thomas Bower, III) 141 Maxham Rd, Austell GA  
Chevron Food Mart (Tibebu Amenie) 2920 Veterans Memorial Hwy, Austell GA  
Austell Texaco (Tesfaye Mekonnen) 2671 Jefferson St, Austell GA  
Joe’s Bottle Shop (Abdul Sewani) 3034 Veterans Memorial Hwy, Austell GA  
SEBO/Quick Serve (Deedarali Boricha) 131 Maxham Rd, Austell GA

Café Hot Wing (Seung H. Lee) 1951 Veterans Memorial Hwy, Austell GA  
South Cobb Diner (Matthew Hsiao) 5850 Love St, Austell GA  
H.B. Mart (Sona H. Shah) 4805 Austell Powder Springs Rd, Austell GA  
Austell Marathon (Akshay Patel) 5184 Austell Rd, Austell GA  
Taqueria La Tecampana (Lily M. Hernandez) 1936 Veterans Memorial Highway,  
Austell GA

**Alcohol Privilege License - New**

Frog Rock Brewing (Andrew Lundstrom) 2764 Broad St, Austell GA

*Mrs. Anderson made a recommendation to approve the Privilege License. Seconded by Mrs. Leverette. Motion passed. (6-0)*

**14. ATTORNEY, DUPREE & KIMBROUGH**

A. No Report

**15. MAYOR'S REPORT**

A. No Report

**16. ADJOURN**

*Mr. Myrick made a recommendation to adjourn the meeting. Seconded by Mrs. Leverette. Motion passed. (6-0)*

Oliver Clemens Jr.  
Mayor  
2-9-2023  
Date

Elizabeth Yancy  
Attest