

**MINUTES OF THE
REGULAR COUNCIL MEETING
CITY OF AUSTELL
THREADMILL COMPLEX
MONDAY, AUGUST 2, 2021**

Present:

Mayor Ollie Clemons
Valerie Anderson
Melanie Elder
Devon Myrick
Sandra Leverette
Randy Green
Marlin Lamar

Absent: Scott Kimbrough & Denise Lowe

Also, present: Rachel Yarbrough, Assistant Finance Director; Bo Garrison, Public Works Director; Brandon Merritt, Fire Chief; Bob Starrett, Police Chief, Darrell Weaver, Community Affairs Director and Elizabeth Young, City Clerk

1. CALL TO ORDER

Mayor Clemons called the meeting to order, Pastor John Bailey gave the invocation & Mayor Clemons led the Pledge of Allegiance. Mayor Clemons asked if anyone had items to add to the agenda. Mr. Green added item 9D, Disorderly Conduct Ordinance. *Mrs. Anderson moved to follow the recommendation of Mayor Clemons to add item 9D. Seconded by Ms. Elder. Motion passed. (6-0)* Mrs. Anderson added item 13D, Solicitation Ordinance Moratorium. *Mrs. Leverette moved to follow the recommendation of Mayor Clemons to add item 13D. Seconded by Mr. Myrick. Motion passed. (6-0)*

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 - \$2,307.50
- C. Approve Minutes of Regular Council Meeting July 12, 2021

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the Consent Agenda. Seconded by Mrs. Leverette. Motion passed. (6-0)

4. EXCEPTION TO CONSENT AGENDA

5. CITIZENS REPORT

6. GAS SYSTEM REPRESENTATIVE OLLIE CLEMONS, MAYOR

Mayor Clemons stated that Mr. Kimbrough attended the gas board meeting, and everything is going well.

7. FINANCE DEPARTMENT VALERIE ANDERSON, CHAIRPERSON Denise Lowe, Finance Director

A. Financial Report

B. 2021-22 American Rescue Plan Act (ARPA) Budget Revisions

The purpose is to adjust budget amounts to reflect the acceptance of funds from the American Rescue Plan Act (ARPA).

The City has been awarded \$2,677,539 in federal monies from the American Rescue Plan Act (ARPA) passed on March 3, 2021. Over the past several months, cities and counties nationwide have been negatively impacted financially by the Covid-19 pandemic. The federal government through ARPA, has given cities and counties money to respond to the Covid-19 public health emergency and its economic impacts through four categories of eligible uses. This money is to recover a portion of lost revenue due to the pandemic to fund ongoing operations, provide an opportunity to reach those in the community who have been most affected, respond to the pandemic, and invest in water and sewer infrastructure projects. In accordance with these guidelines, please consider our following recommendation.

It is the recommendation to transfer \$1M to the General Fund to address the negative economic and community impacts created by the Covid-19 pandemic. The impacts include the following: 1) The need for funding designed to reach those most negatively affected by the pandemic, 2) Costs of additional supplies and equipment directly attributed to responding to the pandemic, 3) Deferment of employee merit raises due to lack of funding.

Remaining funds will assist in the completion of citywide water and sewer infrastructure projects in accordance with ARPA guidelines.

Also, add a new fund 230 American Rescue Plan Act Fund, and approve amendments to the 2021-22 Fiscal Budget seen below:

	<u>From</u>	<u>To</u>
230-0000-33-2000 American Rescue Plan	0	\$2,677,539
230-9110-62-2100 Transfers to General Fund	0	\$1,000,000

230-4310-54-1200 Infrastructure	0	\$1,677,539
100-0000-39-3200 Transfers from ARPA	0	\$1,000,000
100-1510-57-9000 ARPA Funds	0	\$1,000,000

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the 2021-22 ARPA Budget Revisions. Seconded by Mr. Myrick. Motion passed. (6-0)

8. GENERAL ADMINISTRATION

MELANIE ELDER, CHAIRPERSON

Elizabeth Young, Director

A. No Report

9. POLICE DEPARTMENT

RANDY GREEN, CHAIRPERSON

Bob Starrett, Police Chief

A. Police Report

B. Car Wash Bid for Cleaning City Vehicles

Due to storm water restrictions the Police department is unable to continue washing vehicles in the city. Although the city is researching solutions for the future, at this time the Police department has no option but to use a commercial car wash paying for the car washes out of our vehicle maintenance line-item fund. According to City Attorney Scott Kimbrough, this transaction is not involving a contract and requires no vote from Council. However, I do want Council's approval, and have received costs from the following car washes.

Paradise Falls (4350 Austell Rd.) - \$18.00 per month per vehicle, unlimited washes

Wash Barn Car Wash (620 Veterans Memorial Hwy. Mableton) -\$19.00 per month per vehicles limited to 5 washes per month.

Peach Clean Express Car Wash (369 Westfork Ct. Lithia Springs) – Failed to respond with a price

The Police department will be using Paradise Falls car wash at a cost of \$18.00 a month per vehicle unless Council has any objections. This location is also on a route used regularly by Officers while transporting persons to and from the Cobb County jail and attending Cobb County court.

This was for informational purposes only & did not require Council's vote.

C. Vehicle Purchase

The Police Department is in need of three vehicles to replace ones that are having problems and replacing one that was damaged. Finance Director, Denise Lowe and Captain Randy Henson have been working on a vehicle purchase proposal. Due to the shortage of vehicles at this time, bids were only received from Casey Jackson Ford. This company has the vehicles in stock and available at this time. This is the same company the city of Austell has purchased vehicles from in the last few years. The total cost for four vehicles, this includes the one that was damaged, is \$219,510.91 minus \$38,034.75, the reimbursement from the insurance company. This includes equipment from Diversified Electronics, Safe Fleet, and graphics from Gregory's. These vehicles will be purchased through SPLOST. Information is attached.

Mr. Green moved to follow the recommendation of Mayor Clemons to approve the purchase of 4 vehicles. Seconded by Mr. Lamar. Motion passed. (6-0)

D. Disorderly Conduct Ordinance

Per reviewing the city's code of ordinances, it was discovered that the City of Austell is in need of an ordinance that addresses disorderly conduct. Please see attached ordinance.

Mr. Green moved to follow the recommendation of Mayor Clemons to approve the Disorderly Conduct Ordinance. Seconded by Mr. Myrick. Motion passed. (6-0)

10. FIRE DEPARTMENT

MARLIN LAMAR, CHAIRPERSON

Brandon Merritt, Fire Chief

A. Fire Report

B. Hazard Mitigation Plan Resolution

This resolution is updated every 2-5 years through Cobb County. See attached resolution.

Mr. Lamar moved to follow the recommendation of Mayor Clemons to approve the resolution. Seconded by Mr. Green. Motion passed. (6-0)

11. PUBLIC WORKS DEPARTMENT

SANDRA LEVERETTE, CHAIRPERSON

Bo Garrison, Director

A. No Report

12. PARKS DEPARTMENT

DEVON MYRICK, CHAIRPERSON

Darrell Weaver, Director

A. No Report

13. COMMUNITY AFFAIRS

VALERIE ANDERSON, CHAIRPERSON

Darrell Weaver, Director

A. Code Enforcement Report

B. Planning & Zoning Board Members & Terms

The following are the new Planning & Zoning Board members. These are 2-year terms & their appointments will expire 7/31/2023:

Joy Anderson – Ward 2

Angela Glover – Ward 3

The following are the reappointments for the Planning & Zoning Board members.

These are 2-year terms & their appointments will expire 7/31/2023:

Sara Shurden – Ward 1

Robert McField – Ward 2

It is the recommendation that Council approve the new appointments & reappointments of the P & Z Board members.

Mrs. Leverette moved to follow the recommendation of Mayor Clemons to approve the P & Z Board Members and Terms. Seconded by Mr. Myrick. Motion passed. (6-0)

C. Variance Board Members & Terms

The following are the new Variance Board members. These are 2-year terms & their appointments will expire 7/31/2023:

Natasha Dyer – Ward 2

Chrystian Woods – Ward 1

James Jones – Ward 4

Jonathan Foster – Ward 3 (term expires July 31, 2022)

The following is a reappointment for the Variance Board member. This is a 2-year term & the appointment will expire July 31, 2022:

Quila Lee – Ward 1

It is the recommendation that Council approve the appointments & reappointment of the Variance Board members.

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the Variance Board Members & Terms. Seconded by Mr. Green. Motion passed. (6-0)

D. Solicitation Ordinance Moratorium

The Community Affairs Department continues to receive request from for-profit companies to permit door to door solicitation within the city limits of Austell. Current city ordinances only reference a permit process for “Charitable Solicitations”, (Sec. 10-290) and does not reference a process for other for-profit businesses.

Due to the lack of clarity, the Community Affairs Department recommends a three (3) month moratorium on the issue of door-to-door solicitation permits. This will give the department the opportunity to give study to a new ordinance for both charitable and for-profit organizations seeking permission to solicit or canvas door-to-door within the city. Once completed, the Community Affairs Department will present to Mayor & Council for approval.

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the Moratorium. Seconded by Mrs. Leverette. Motion passed. (6-0)

14. ATTORNEY, DUPREE & KIMBROUGH

A. No Report

15. MAYOR’S REPORT

A. CMA Meeting
August 17, 2021 @ 6:30 pm
City of Smyrna/Atkins Park
2840 Atlanta Road
Smyrna, GA 30080

16. ADJOURN

Mr. Myrick moved to follow the recommendation of Mayor Clemons to adjourn the meeting. Seconded by Mr. Green. Motion passed. (6-0)

Ollie Clemons, Jr.
Mayor

Elizabeth Young
Attest

SEPT. 16. 2021
Date