

**MINUTES OF THE
REGULAR COUNCIL MEETING
CITY OF AUSTELL
CITY HALL BUILDING
MONDAY, JUNE 7, 2021**

Present:

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

Also, present: Scott Kimbrough, City Attorney; Denise Lowe, 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, gave the invocation & led the Pledge of Allegiance. Mayor Clemons asked if anyone had items to add to the agenda. No one had items to add.

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 - \$2,780.10
- C. Approve Minutes of Regular Council Meeting May 3, 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

A. Reappointments for Gas Board Members

The following Austell Gas Board members appointments will expire 7/31/2021:

Grant Rainwater

Robert McField

Brittney Rasmuson

It is the recommendation that the Council approve the reappointment of the Austell Gas Board members.

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

Mr. Rob Register, CEO of Austell Gas was present & stated that April was a good month & we are ahead from last year.

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

A. Financial Report

B. Public Hearing 2021-22 2nd Reading of 2021-22 Final Budget

Mr. Kimbrough open the public hearing & asked if anyone had questions. No one spoke.

Mrs. Anderson moved to follow the recommendation of Mr. Kimbrough to close the public hearing. Seconded by Mr. Myrick. Motion passed. (6-0)

The purpose is to present the City of Austell 2021-22 Final Fiscal Year Budget. The City of Austell Finance Committee would like to hold a public hearing for the second & final reading of the 2021-22 Fiscal Year Budget. The following items have been reflected in the 2020-21 Preliminary Budget:

- Increase in healthcare premiums of 10% beginning January 1, 2022
- Completion of Removal of last two pump stations

These increases will primarily be funded by additional franchise fees and property tax revenue. It is the recommendation to conduct the public hearing for the 2nd reading of the 2021-22 Final Fiscal Year Budget & approve the attached 2021-22 Final Fiscal Year Budget.

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the 2021-22 Final Budget. 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

10. FIRE DEPARTMENT

MARLIN LAMAR, CHAIRPERSON
Brandon Merritt, Fire Chief

A. Fire Report

11. PUBLIC WORKS DEPARTMENT

SANDRA LEVERETTE, CHAIRPERSON
Bo Garrison, Director

A. Commercial Car Wash Requirements/Ordinance

It is the recommendation of the Public Works Department to accept and approve the Commercial Car Wash Requirements.

The purpose of the ordinance is to reduce water consumption from commercial car wash facilities by requiring all new conveyor car washes to install operational recycled water system and to require a minimum of 50 percent of the water utilized to be recycled.

Mrs. Leverette moved to follow the recommendation of Mayor Clemons to approve the Commercial Car Wash Ordinance. Seconded by Ms. Elder. Motion passed. (6-0)

B. Purchase of New Lawn Mowers & Mulching Kits

It is the recommendation of the Public Works Department to purchase 2 (two) new ExMark lawn mowers and 2 (two) mulching kits from Douglasville Ace Hardware for \$20,330.02 to be added to the street department.

Purchase includes 2 (two) ExMark lawn mowers 60” Lazer S and 2 (two) mulching kits.

Quote received:

- Douglasville Ace Hardware: \$20,330.02
- Lost Mountain Outdoor: \$20,874.28
- Towne Lake Outdoor: \$21,347.90

The funds will come from SPLOST, 335-4200-54-2500.

Mrs. Leverette moved to follow the recommendation of Mayor Clemons to approve the purchase of lawn mowers & mulching kits. Seconded by Mr. Myrick. Motion passed. (6-0)

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. Rezone Austell Gas Parcels

The Department of Community Affairs has received a request from Austell Natural Gas System, to rezone the property located at 15 Hutcheson Drive, LL 1310 of the 19th District, 5770 Joe Jerkins Blvd., LL1310 of the 19th District, 0 Joe Jerkins Blvd, LL 1311 of the 19th District, parcel 19131100030, 0 Joe Jerkins Blvd, LL 1311 of the 19th District, parcel 19131100020 of the 2nd Section of Cobb County from R-20 to Light Industrial.

Mrs. Anderson turned it over to Mr. Kimbrough for a public hearing. Mr. Kimbrough stated this is a public hearing for the addresses Mrs. Anderson stated. Mr. Kimbrough asked if anyone was here to speak on the rezoning. Mr. Rob Register, CEO General Manager of Austell Gas came forward. Mr. Kimbrough swore Mr. Register in. Mr. Register stated the reason for the rezoning was because years ago part of the property behind the gas building was never annexed into the city & was not zoned appropriately. There are some isolated islands with zoning issues & this is a housekeeping issue to get it all cleaned up. Mr. Kimbrough asked if anyone had questions. No questions were asked.

Mrs. Anderson moved to follow the recommendation of Mr. Kimbrough to close the public hearing. Seconded by Mr. Green. Motion passed. (6-0)

The Community Affairs Department recommends approving this request.
The Planning and Zoning Board voted (5-0) to approve the rezoning.

Mrs. Anderson moved to follow the recommendation of Mayor Clemons to approve the rezoning of Austell Gas Parcels. Seconded by Mr. Green. Motion passed. (6-0)

C. Annex Austell Gas Parcels

The Department of Community Affairs has received a request from Austell Natural Gas System, to hear a request for annexation of the property located at 5997 Hutcheson Drive Parcel # 18002200300, 5723 Joe Jerkins Blvd, Parcel # 18002200020, 0 Joe Jerkins Blvd, Parcel # 19131100030, 0 Joe Jerkins Blvd, Parcel # 19131100020, 5770 Joe Jerkins Blvd, Parcel # 18002200240.

Mrs. Anderson turned it over to Mr. Kimbrough for a public hearing. Mr. Kimbrough stated this is a public hearing for the addresses Mrs. Anderson stated. Mr. Kimbrough asked if anyone was here to speak on the rezoning. Mr. Rob Register stated the addresses with a 0 address are surrounded by other properties and does not have any road frontage. This was overlooked years ago, and they are trying to get it cleaned up.

Mrs. Leverette moved to follow the recommendation of Mr. Kimbrough to close the public hearing. Seconded by Mr. Myrick. Motion passed. (6-0)

The Community Affairs Department recommends approving this request.

The Planning and Zoning Board voted (5-0) to approve the annexation.

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

D. SLUP 9E Ink

The Department of Community Affairs has received a request from Shawn Roberts, owner of 9E Ink, to hear a request for a Special Land Use Permit, for the purpose of a tattoo parlor located at 2787 Veterans Memorial Hwy, Austell, GA. 30168.

Mrs. Anderson turned it over to Mr. Kimbrough for a public hearing. Mr. Kimbrough stated this is a public hearing for Mr. Shawn Roberts of 9E Ink. Mr. Kimbrough asked who was here to speak on behalf of Mr. Roberts. No one came forward. Mr. Kimbrough asked if anyone was here to speak in opposition. Mr. Joel Gibbs came forward. Mr. Kimbrough swore him in. Mr. Gibbs stated he doesn't see that we need this in downtown Austell & in the future would there be another tattoo parlor allowed in the city? Mayor Clemons stated it is a zoning issue. Mayor Clemons turned it over to Mr. Weaver. Mr. Weaver stated tattoo parlors have not had an incremental use in this district where this business is trying to operate out of. The city is going through a LCI study now to see what permitting and business uses make sense today. Once the study is completed, we will have a more robust list of permitted uses specifically in the downtown area.

Mrs. Anderson moved to follow the recommendation of Mr. Kimbrough to close the public hearing. Seconded by Mr. Myrick. Motion passed. (6-0)

The Community Affairs Department recommends denial of this request.

The Planning and Zoning Board voted (5-0) to deny the request.

Mrs. Anderson moved to follow the recommendation to deny the SLUP application. Seconded by Mrs. Leverette. Motion passed. (6-0)

E. Privilege License

The Community Affairs Department has received an application from Sona Shah, H.B. Food Mart, for a privilege license, located at 4805 Austell Powder Springs Rd. They have requested to sell beer, wine & Sunday sales.

Mrs. Anderson moved to follow the recommendation to approve the privilege license. Seconded by Ms. Elder. Motion passed. (5-1)

14. ATTORNEY, DUPREE & KIMBROUGH

A. No Report

15. MAYOR'S REPORT

A. CMA Meeting – June 8, 2021

6:30 Hosted by City of Acworth at Acworth Community Center
4361 Cherokee Street
Acworth, GA 30101

16. ADJOURN

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

Ollie Clemons, Jr.
Mayor

Elizabeth Young
Attest

July 13, 2021
Date