

**MINUTES OF THE
REGULAR COUNCIL MEETING
CITY OF AUSTELL
MONDAY, APRIL 2, 2018**

Present: Mayor Joe Jerkins
Marlin Lamar
Valerie Anderson
Ollie Clemons
Randy Green
Sandra Leverette
Scott Thomas

Also present were: Hylton Dupree, City Attorney; Denise Soesbee, Finance Director; Bo Garrison, Public Works Director; Jim Graham, Community Development Director; Pat Maxwell, Fire Chief, Bob Starrett, Police Chief and Elizabeth Young, City Clerk

1. CALL TO ORDER

Mayor Jerkins called the meeting to order and Pastor Tim Ridgeway gave the Invocation and Mayor Jerkins led the Pledge of Allegiance. Mayor Jerkins presented Matt Landrum with his 5 years of service pin and congratulated Matt on doing a good job for the City of Austell.

2. CONSENT AGENDA – INFORMATION AND UPDATE

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

3. CONSENT AGENDA

- A. Approve Bills
- B. Approve Legal Bills \$2,785.00
- C. Approve Minutes of Regular Council Meeting April 2, 2018

Mr. Scott Thomas moved to follow the recommendation of Mayor Jerkins to approve the Consent Agenda. Seconded by Mr. Randy Green. Motion passed (6-0).

4. EXCEPTION TO CONSENT AGENDA

5. CITIZENS REPORT

Ms. Ann Turner asked to speak regarding the area that had the Chrome Shop. She stated this has been graveled and asked if this was to make it a better parking lot. Mr. Jim Graham stated that is the purpose of putting down tunnel rock is to make it a better parking lot.

**6. GAS SYSTEM REPRESENTATIVE
JOE JERKINS**

The Gas System had their meeting last week and the sales are way above last years, we have had a pretty good winter so far.

7. FINANCE DEPARTMENT

OLLIE CLEMONS, CHAIRPERSON

Denise Soesbee, Finance Director

A. Financial Report

8. GENERAL ADMINISTRATION

SANDRA LEVERETTE, CHAIRPERSON

Elizabeth Young, Director

A. Assistant Director/General Administration Kiona Warren

I would like to make an announcement in reference to the Mayor's office. As of March 7, 2018 Kiona Warren has replaced Elizabeth Young as Assistant Director and Human Resources Department. We would like to welcome this dedicated employee in her new position and wish her well.

9. POLICE DEPARTMENT

RANDY GREEN, CHAIRPERSON

Bob Starrett, Police Chief

A. Police Report

B. Alcohol License – Circle K

There was no one present representing the Circle K. This item was tabled to next month.

Mr. Randy Green made a motion to table this item for May 7, 2018 Council Meeting. Seconded by Ms. Sandra Leverette. Motion passed (6-0).

C. Variance Request – Server Permit

City Attorney Hylton Dupree asked Ms. Ashlyn Osborne to come forward. Mr. Dupree stated that we did your background check & it indicated you had an arrest back in 2015. Ms. Osborne said yes. Mr. Dupree asked Ms. Osborne to tell us what that was about. Ms. Osborne stated she was in Gwinnett County and went out that night and ended up getting pulled over. There was a bottle of alcohol in the car and I was also under age at the time, so I got charged with both of those. That was my one and only time of getting in trouble. Mr. Dupree stated you originally had a conditional discharge is that correct? Ms. Osborne stated yes that was correct. Mr. Dupree stated you were later sentenced to probation for 12 months? Ms. Osborne stated yes. Mr. Dupree

asked if that was the only charge you have ever had? Ms. Osborne stated yes. Mr. Dupree asked at this particular job you will be serving alcohol? Ms. Osborne stated yes. Mr. Dupree asked if there were any further questions. Ms. Leverette asked Ms. Osborne where will you be working. She stated she will be working at La Salsa. Chief Starrett asked if she had had any trouble since that time. She stated no she had not. Mr. Dupree stated in the ordinance, any conviction within 10 years may be a bar to issuing a servers permit, however you do have the right to reconsider it based on the information you received tonight. Mr. Green stated he knows the applicant personally and he thinks this is a onetime incident with her.

Mr. Randy Green made a recommendation to approve the server permit. Seconded by Mr. Scott Thomas (6-0)

D. Metal Detector

Mr. Green asked Chief Starrett to explain about the metal detectors. Chief Starrett stated there has been discussion about having the metal detectors at council meetings. We have had certain things come up in our department and also the Gas Company. We want to purchase the metal detectors you walk through, I told the Council and they were in favor of it. If we purchase 2 of them we get a special rate. We will have it at the door to utilize for Council meetings for people to walk through and we will have an officer there to check people. Most of the other Councils have it at their meetings. The cost would be \$3,200.00 each there may be shipping or may not be.

Mr. Randy Green made a motion to approve the purchase of 2 metal detectors. Seconded by Mr. Ollie Clemons. (6-0)

10. FIRE DEPARTMENT

MARLIN LAMAR, CHAIRPERSON
Pat Maxwell, Fire Chief

A. Fire Report

11. PUBLIC WORKS DEPARTMENT

VALERIE ANDERSON, CHAIRPERSON
Randy Bowens, Director

A. Agreement for Transportation Enhancement Activities between DOT State of Georgia and the City of Austell

It is the recommendation of Public Works Department to accept the agreement to receive federal funds for Transportation Enhancement Activities for Georgia. The funds will impact the quality of the transportation in the City of Austell.

Ms. Anderson made a motion. Seconded by Ms. Leverette. (6-0)

12. PARKS DEPARTMENT

SCOTT THOMAS, CHAIRPERSON

Jim Graham, Director

A. Purchase of Portable Stage

It is the recommendation of the Parks committee to purchase a 20'x16' portable stage from Staging Dimensions. This stage will be used for various city events.

The price of this stage is \$9,025.50 and the funds will come from parks budget 6210-54.2500, other equipment.

Mr. Scott Thomas made a motion to purchase the Portable Stage. Seconded by Mr. Randy Green. Motion passed (6-0).

13. COMMUNITY AFFAIRS

OLLIE CLEMONS, CHAIRPERSON

Jim Graham, Director

A. Code Enforcement Report

B. 0 Spring Street Annexation/Rezoning

The Department of Community Affairs has received a request from Trina Johnson to annex and rezone the property located at 0 Spring Street in LL 205, parcel 24 of the 182 District of Douglas County, from Agricultural to Neighborhood Shopping (NS). The proposed use of the property will be assemblage for a new Day Care/Pre-School.

The Planning and Zoning Board voted 6-0 in favor of the proposed annexation and rezoning. We now need to have 2 public hearings, the first will be the rezoning followed by the annexation. Mr. Clemons turned it over to our City Attorney Hylton Dupree.

Mr. Dupree asked Ms. Trina Johnson to come up. Mr. Dupree swore Ms. Johnson in. Mr. Dupree asked that she was seeking the rezoning of this property for the use of a daycare. Ms. Johnson stated yes. Mr. Dupree asked if there was anything she would like to add to the application. Ms. Johnson stated it is 2.61 acres, and most of the acres are in Cobb County, there is a small portion in Douglas and we are trying to annex it all. Mr. Dupree asked what was decided to do with the house that was on the property. Ms. Johnson stated it is being renovated now and we will use it as an office. Mr. Dupree asked if any one signed up in opposition. No one opposed.

Mr. Ollie Clemons made a motion to close the Public Hearing. Seconded by Randy Green. (6-0)

Mr. Ollie Clemons made a motion to approve the rezoning of the property located at 0 Spring Street, LL 205 parcel 24 of the 182 District of Douglas County from Agricultural to Neighborhood Shopping. Seconded by Randy Green. (6-0)

Mr. Clemons stated he would turn it over to our City Attorney Hylton Dupree for our 2nd public hearing. Mr. Dupree stated a portion of the property is in Cobb and a portion is in Douglas County. Ms. Johnson stated yes. He asked that she wanted it all in Cobb in the City of Austell and she stated yes. The Mayor stated that we cannot change the Douglas County part but we can put it inside the City of Austell. Mr. Dupree stated it will still be partially in both counties. Mr. Jim Graham stated Douglas County is not in opposition, they already thought it was in the city.

Mr. Ollie Clemons made a motion to close the public hearing. Seconded by Ms. Valerie Anderson. Motion passed (6-0).

Mr. Ollie Clemons made a motion to approve the annexation for the same property. Seconded by Randy Green. Motion passed (6-0).

14. ATTORNEY, DUPREE & KIMBROUGH

A. No Report

15. MAYOR'S REPORT

A. Comcast Resolution

(GMA is suggesting we perform a Franchise Fee Compliance Review of Comcast and AT & T for the City. This could result in recovering some underpayments the city has not been receiving.

It is the recommendation to approve the Franchise Fee Review for Comcast and AT & T.)

Mr. Ollie Clemons made a motion to approve the Comcast Resolution. Seconded by Mr. Randy Green. Motion passed (6-0).

16. ADJOURN

Mr. Randy Green moved to follow the recommendation of Mayor Jerkins to adjourn the meeting. Seconded by Ms. Sandra Leverette. Motion passed (6-0).