

**MINUTES OF THE  
REGULAR COUNCIL MEETING  
CITY OF AUSTELL  
JANUARY 5, 2015**

Present: Mayor Joe Jerkins  
Kirsten Anderson  
Ollie Clemons  
Randy Green  
Virginia Reagan  
Scott Thomas  
Suzanne Thomason

The regular meeting of the Mayor and Council was held on Monday, January 5, 2015 at 7:00 P.M. at City Hall.

Also present were: Scott Kimbrough, City Attorney; Carolyn Duncan, City Clerk; Sandra Farmer, Deputy City Clerk; General Administration; Randy Bowens, Public Works Director; Jim Graham, Community Affairs Director; Denise Soesbee, Finance Director; Bob Starrett, Police Chief and Tim Williams, Fire Chief.

**1. CALL TO ORDER**

Mayor Jerkins called the meeting to order and Pastor John R. Bailey gave the Invocation and Mayor Jerkins led the Pledge of Allegiance.

Mayor Jerkins asked if anyone would like to add items to the Agenda. No one did.

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

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

**3. CONSENT AGENDA**

- A. Approve Bills
- B. Approve Legal Bills \$3,655.00
- C. Approve Minutes of Regular Council Meeting December 1, 2014

*Mr. Clemons moved to follow the recommendation of Mayor Jerkins to approve the Consent Agenda. Seconded by Ms. Reagan. Motion passed (6-0).*

**4. EXCEPTION TO CONSENT AGENDA**

**5. CITIZENS REPORT**

Mayor Jerkins asked if anyone would like to speak to the Mayor and Council. Trudie Causey stated her name and stated she had a question. On February 6, 2012 we granted a Special Land Use Permit for East Meets West and that place is beginning to look horrible.

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When they came before us they stated everything would be on the inside because of the larger building not the outside. At the time we promised Ms. Mack we would not let it get out of hand and I think at this time it is beginning to get out of hand. Mayor Jerkins asked which place are you talking about. Ms. Causey stated it was East Meets West down here on Flint Hill Road. It is a recycling place. Mr. Graham stated he would send someone tomorrow and we usually go every three months and because of Christmas we didn't go. We will go down there and see what they are doing. Ms. Causey stated they have a tremendous amount of stuff outside and it is sad when this happens for the residents on that area. Mayor Jerkins thanked Ms. Causey for bringing this to the Mayor and Council's attention.

Ms. Turner stated her name and stated she lived at 5415 Austell-Powder Springs Road. Ms. Turner stated she had a question. Ms. Turner stated she tried to go online this evening to get pictures of the creek from the camera which is supposed to be on the bridge or under the bridge by Legion Park. I could not find it. It is not on or is it not working. I knew better than to look when it's cloudy but the sun was still shining. Mayor Jerkins asked Mr. Bowens if it made pictures. Mr. Bowens stated yes, it does up at the top of the bridge. Ms. Turner stated she knew where it was and is it supposed to be transmitting pictures. Mr. Bowens stated no. Mayor Jerkins stated all it does is let's you know the level of the water. Mr. Bowens stated you can go to the website and click on the camera and view the creek. Mayor Jerkins stated at the bridge and it will show you the level of the bridge. Mr. Bowens stated go to your computer and the particular website and then go to camera and click on that and you can actually view the camera on your computer and you can view up or down at the creek. Ms. Turner stated she did it last year but I have no idea what the website is that I am supposed to go too. I went to the City's website because I had done it that way in the past. Mr. Bowens stated to Ms. Turner to get with Mr. Demeritt and he will direct you. Ms. Thomason stated she thought the link was on the left hand side of the website. Mr. Demeritt stated there is one that says water camera and one that says Flood levels. Mr. Demeritt asked Ms. Turner if she went to the actual camera. Ms. Turner stated she couldn't get anything when she clicked on it. Mr. Demeritt stated the camera operated off of solar power so if the sun is not out sometimes it will not work.

**6. GAS SYSTEM REPRESENTATIVE  
JOE JERKINS**

Mayor Jerkins stated the meeting took place and the natural gas prices are coming down. Not as much as gasoline but it is coming down a good bit.

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Pastor Bailey asked Mayor Jerkins if he could speak for a moment. Pastor Bailey stated he would like to thank the Mayor and Council and all the citizens for the benevolent offerings the City is giving to the churches. I don't know if anyone ever comes back and say thank you. We make sure it gets to the constituents in our church and in the community. Also, I wasn't able to make it after Halloween get together out at the park. The park is not in a good place right now but again thank you for letting us use that park. It is so beneficial and we think we help the kids to get off the streets and keep them safe. For those two things we would like to say thank you. Mayor Jerkins stated ya'll have done a great job and it helps us out a lot also. We do appreciate what you have done.

**7. FINANCE DEPARTMENT  
VIRGINIA REAGAN, CHAIRPERSON  
Denise Soesbee, Finance Director**

A. Financial Report

**8. GENERAL ADMINISTRATION  
KIRSTEN ANDERSON, CHAIRPERSON  
Carolyn Duncan, Director**

A. Approve Qualifying Fees for 2015 Election

Ms. Anderson stated according to the election laws of the State of Georgia, 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 1<sup>st</sup> of each year in which there is a regular election. These fees will be published in the newspaper and posted on our website.

The qualifying fee for Mayor is \$900.00

The qualifying fee for Council Members is \$360.00

*Ms. Anderson moved to follow the recommendation to approve the Qualifying Fees for 2015 Election. Seconded by Mr. Thomas. Motion passed (6-0).*

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**9. POLICE DEPARTMENT  
VIRGINIA REAGAN, CHAIRPERSON  
Bob Starrett, Police Chief**

- A. Police Report
- B. Code Enforcement Report
- C. Privilege License for 2015  
**Beer, Wine and Liquor**

**Package Retail  
Malt Beverages Only**

1. Texaco – 2671 Jefferson Street

**Package Retail  
Malt Beverages and Wine**

1. Stop Buy Food Mart – 2954 Bankhead Highway
2. Austell Food Store – 5565 Austell-Powder Springs Road
3. Austell Beer and Wine – 3034 Bankhead Highway
4. Z's Quick Mart – 4085 Austell-Powder Springs Road
5. Marathon Food Mart – 5184 Austell Road
6. Nathan, LLC D/B/A Texaco – 2671 Jefferson Street
7. Sebo LLC D/B/A Quick Serve – 131 Maxham Road
8. Clipper Petroleum, Inc. – D/B/A Circle M Food Shop – 141 Maxham Road
9. Al's Package Store – 5770 Harris Street

**Package Retail Liquor**

1. Sewani Brothers & Co. D/B/A Joe's Bottle Shop – 3034 Veterans Memorial Highway
2. Al's Liquor – 5770 Harris Street
3. Nana's Liquor – 5770 Harris Street

**Consumption on Premises  
Malt Beer and Wine**

1. Seung H. Lee D/B/A Café Hot Wings – 1951 Veterans Memorial Hwy., Suite, 201

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**Consumption on Premises  
Malt Beverages, Wine and Liquor**

1. B3 Bar and Grill – 2523 Veterans Memorial Highway
2. La Salsa – 2856 Veterans Memorial Highway

**Title Pawn**

1. Austell Gold and Pawn – 6205 Veterans Memorial Highway

**Towing Services**

1. Henson's Wrecker Service – 1975 Veterans Memorial Highway
2. Willie's Wrecker Service – 1930 Royal Industrial Blvd.
3. Dixie Wrecker Service – 7220 Old Beulah Road, Lithia Springs, GA
4. Massey Wrecker Service – 3795 Kings Highway, Douglasville, GA

**Bail Bonding Companies**

1. A – 24 Bonding Company – 2238 Austell Road, Marietta, GA
2. A – Accommodating Bail Bonds

*Ms. Reagan moved to follow the recommendation of the Police Committee to approve the Privilege License. Seconded by Mr. Thomas. Motion passed (6-0).*

**D. Body Cameras Purchase**

Ms. Reagan stated she would like to turn this over to Chief Starrett. Chief Starrett stated we have been looking at body cameras for awhile now and have been discussing with the Mayor. Last week we received from L3 Communications which is a company we have our car cameras with. They told us they have a special purchase on their body cameras for \$399.00 each. The total initial cost will be \$11,234.00 for the cameras and installation of application software.

Quotes received by Captain Henson on December 30, 2014:

|   |                   |
|---|-------------------|
| L3 Communication – Body Vision                  |                   |
| Cameras - \$399.00 Each                         |                   |
| Installation of software application - \$750.00 | TOTAL \$11,234.00 |

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Applied Intel Systems – Vieve LE3  
Cameras - \$899.00 Each  
Video Storage is Cloud Based TOTAL \$23,374.00

Digital Ally – First VU HD – With VU Link  
Cameras \$1200.00/Each  
Video Storage requires specialized software TOTAL \$31,395.00

Chief Starrett stated if Council approves the purchase from L3 for the amount of \$11,234.00 the money will be taken from the Contingency Fund. This will allow the cameras to be used with our current L3 system that we have for our vehicles. According to L3, at some point, depending upon the amount of storage utilized, we may have to purchase additional storage for a cost of approximately \$6,000.00. But we won't know until the system is in place. We can begin using the cameras at this cost, and then later make a decision on additional storage.

*Ms. Reagan moved to follow the recommendation of the Police Committee to approve the purchase from L3, for the amount of \$11,234.00. The money will be taken from the Contingency Fund Line Item 100-3210, 53.1600 Small Equipment. Seconded by Mr. Green. Motion passed (6-0).*

**10. FIRE DEPARTMENT**

**RANDY GREEN, CHAIRPERSON  
Tim Williams, Fire Chief**

A. Fire Report

**11. PUBLIC WORKS DEPARTMENT**

**KIRSTEN ANDERSON, CHAIRPERSON  
Randy Bowens, Director**

A. Jefferson Street Drainage Improvements

Ms. Anderson stated the purpose is to award a contract for drainage improvements on Jefferson Street.

Public Works requested proposals for the installation of approximately 595 linear feet of 18" RCP storm drainage pipe along with all related appurtenances. Proposals were opened and read on Friday, December 19, 2014. The following proposals were received:

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| <b><u>Proposer</u></b>              | <b><u>Bid Amount</u></b> |
|-------------------------------------|--------------------------|
| Butch Thompson                      | \$112,626.00             |
| Carlos Jones Construction Company † | \$120,646.60             |
| D & H Contracting                   | \$122,848.00             |
| KM Davis Contracting Company, Inc.‡ | \$158,350.00             |
| Wade Coots Company, Inc.            | \$173,586.00             |
| C & L Contracting                   | \$177,900.65             |

†Used incorrect bid tabulation form.

‡Error in bid Calculation

*Ms. Anderson moved to follow the recommendation of the Public Works Committee to award a contract to the lowest and most responsive proposer, Butch Thompson Enterprises, in an amount not to exceed \$112,626.00. Further it is the recommendation to authorize necessary signatures on contracts and other related projects by City staff. Funding will come from the Fiscal Year 2014 Special Purpose Local Option Sales Tax in an amount not to exceed \$112,626.00. Seconded by Ms. Reagan. Motion passed (6-0).*

**B. Post-Development Stormwater Management Ordinance**

Ms. Anderson stated the purpose is to approve and adopt a revised Post-Development Stormwater Management ordinance to maintain compliance with certain permit requirements. Ms. Anderson stated at this time she would like to turn this over to Mr. Bowens to elaborate.

On March 1, 2004, City Council approved and adopted the Post-Development Stormwater Management ordinance. The ordinance provides Post-Development Stormwater Management requirements for new development and redevelopment within the City of Austell and defines the requirements for development to address stormwater runoff quality and quantity impacts following construction resulting from the permanent alteration of the land surface as well as the nonpoint source pollution from land use activities.

Mr. Bowens stated this basically is a revision to the existing Stormwater Management Ordinance that we have. Certain items are being changed in that ordinance, to promote the use of green infrastructure techniques which were not in the original ordinance on new and re-development projects in the City of Austell, and to address specific problems that have emerged since the original ordinance was approved and adopted.

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If you turn to the second page of this you will see some of the post development and re-development proposals that will be going into the ordinance. These proposals are to incorporate green space infrastructural improvements for redevelopment and post development improvements as they come forth for the City of Austell for renewal or development. There is quite a long list of them and this is a proposal required by us to incorporate the existing ordinance. We are hoping this will be approved and if you have any questions I will be glad to answer them.

*Ms. Anderson moved to follow the recommendation of the Public Works Committee to approve the Post-Development Stormwater Management Ordinance as presented. Seconded by Mr. Clemons. Motion passed (6-0).*

**12. PARKS DEPARTMENT  
SCOTT THOMAS, CHAIRPERSON  
Jim Graham, Director**

- A. No Report

**13. COMMUNITY DEVELOPMENT  
OLLIE CLEMONS, CHAIRPERSON  
Jim Graham, Director**

- A. CDBG 2015 Subrecipient Agreement

Mr. Clemons stated the Department of Community Affairs recommends approval by Mayor Jerkins and the Council of the attached 2015 CDBG Subrecipient Agreement.

The total amount of this year's funds to be awarded is \$19,696.00 and will be used to construct a new neighborhood playground off of Pinegrove Drive.

*Mr. Clemons moved to follow the recommendation of the Community Development Committee to approve the CDBG 2015 Subrecipient Agreement. Seconded by Ms. Reagan. Motion passed (6-0).*

**14. ATTORNEY, DUPREE & KIMBROUGH**

- A. No Report



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**15. MAYOR'S REPORT**

A. CMA MEETING  
TIME:  
LOCATION:

JANUARY 13, 2015  
6:30 P.M.  
HOSTED BY COBB CHAMBER  
OF COMMERCE

Mayor Jerkins stated we had the closing of the lot across from the cemetery. The attorney put everything together and we closed it and it has been taken care of.

**16. ADJOURN**

*Mr. Thomas moved to follow the recommendation of Mayor Jerkins to adjourn the meeting. Seconded by Ms. Anderson. Motion passed (6-0).*