

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

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

Not Present: Scott Thomas and Elizabeth Young

Also present were: Scott Kimbrough, 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 Kiona Warren, Assistant Director/General Administration

1. CALL TO ORDER

Mayor Jerkins called the meeting to order and Reverend David Pearce gave the Invocation and Mayor Jerkins led the Pledge of Allegiance. Mayor Jerkins asked if there was any 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.)

3. CONSENT AGENDA

- A. Approve Bills
- B. Approve Legal Bills \$2,172.50
- C. Approve Minutes of Regular Council Meeting June 4, 2018

Ms. Anderson moved to follow the recommendation of Mayor Jerkins to approve the Consent Agenda. Seconded by Ms. Leverette. Motion passed (5-0).

4. EXCEPTION TO CONSENT AGENDA

5. CITIZENS REPORT

Mayor Jerkins asked if anyone would like to speak to the Council. Mr. Paul Stewart and Ms. Robinson came forward. Mr. Stewart stated they are both Directors of The Extension. The Extension is a resident treatment facility for drug and alcohol addicted people and homeless people. We are based in Marietta and we have 2 homes, one for males and one for females. We wanted to make everyone aware of who and what we are.

6. GAS SYSTEM REPRESENTATIVE
JOE JERKINS

City Attorney, Scott Kimbrough stated the gas rates are flat as we are in the summer months. We are hoping for another good winter like we had last year.

7. FINANCE DEPARTMENT
OLLIE CLEMONS, CHAIRPERSON
Denise Soesbee, Finance Director

A. Financial Report

8. GENERAL ADMINISTRATION
SANDRA LEVERETTE, CHAIRPERSON
Elizabeth Young, Director

A. No Report

9. POLICE DEPARTMENT
RANDY GREEN, CHAIRPERSON
Bob Starrett, Police Chief

A. Police Report
B. Vehicle Purchase

The Police Department requests Council to approve the purchase of four vehicles. These will replace three older ones which have become non cost effective to maintain utilized by detectives and one for Code Enforcement, Bids are attached. Code Enforcement has some money in their budget for a vehicle, but the Police Department will make up the difference. All bids have not been received. Complete bids and other information will be provided before the Council meeting.

The funding for the purchase of these vehicles will be taken from approved 2011 SPLOST funds.

*Mr. Green made a motion to approve the purchase of four (4) vehicles.
Seconded by Mr. Clemons. Motion passed (5-0).*

10. FIRE DEPARTMENT

MARLIN LAMAR, CHAIRPERSON
Pat Maxwell, Fire Chief

A. Fire Report

Mr. Lamar stated the new fire truck has arrived and it looks good.

11. PUBLIC WORKS DEPARTMENT

VALERIE ANDERSON, CHAIRPERSON
Bo Garrison, Director

A. No Report

12. PARKS DEPARTMENT

SCOTT THOMAS, CHAIRPERSON
Jim Graham, Director

A. No Report

13. COMMUNITY AFFAIRS

OLLIE CLEMONS, CHAIRPERSON
Jim Graham, Director

A. HB 489

The Department of Community Affairs recommends the adoption of HB 489 Intergovernmental Agreement Amendments on Land Use. See attached amendments provided in this packet. Community Affairs has looked over the amendments and there was a couple of minor changes.

Mr. Clemons made a motion to approve HB 489. Seconded by Ms. Anderson. Motion passed (5-0).

B. Annexation – 2381 Clay Road

The Department of Community Affairs has received a request from Mathew P. Chandy to annex the property located at 2381 Clay Rd. in LL 1157, parcel (16) of the 19th district 2nd Section of Cobb County. The proposed use of the property will be assemblage for a new Full service gas station with convenience store and additional retail space. Mr. Clemons turned it over to Mr. Kimbrough for a public hearing. Mr. Kimbrough asked if Mr. Chandy would come forward. Mr. Chandy stated the reason for the annexation is because the property next door, the gas station burned down in January. He stated he is building a 6,000 square foot building for a full service convenient

store and additional retail space. Mr. Kimbrough asked if there were any questions. Ms. Anderson asked if he was going to tear down the mechanic shop. Mr. Chandy stated not right now, possibly in the future. Mr. Clemons asked what the condition is of the mechanic shop building. Mr. Chandy stated it was in good condition. Mr. Clemons stated it had been said the building was not in good condition and you had stated you was going to tear the building down. Mr. Clemons asked what is the timeline in tearing that building down and rebuilding something that is more suitable. Mr. Chandy stated he does not have a timeline right now because this is a big project. Mr. Clemons stated we need a definitive answer if we are going to take this into our city. Mr. Chandy stated there is nothing wrong with the building. Mr. Clemons stated the Fire Marshal said the building was in terrible condition. Mr. Chandy stated he could do some work to make the building look better. Mr. Clemons asked our Fire Chief Pat Maxwell what he thinks of the building. Mr. Maxwell stated they looked in the building and there are life safety code issues throughout and we have talked to Cobb County and they are having issues with it as well. There are rooms you cannot hardly get into or they are dilapidated and the wiring is not up to date. Mr. Maxwell stated it's in pretty rough shape. Mr. Clemons stated it would not make sense for us to take it in that condition without knowing when you are going to repair or tear it down. Mr. Chandy stated that was the truth and all he could tell them. Mr. Lamar asked if he currently owned the auto repair building. Mr. Chandy stated yes. Mr. Kimbrough stated we need a motion to close the public hearing.

Mr. Green made a motion to close the public hearing. Seconded by Mr. Clemons. Motion passed (5-0).

Mr. Clemons stated that we love new businesses in the city and we have the Austell Business Association that is thriving and doing well. We see you have a plan but you cannot give us a timeline, maybe sometime in the future we can revisit this.

Mr. Clemons made a recommendation to deny the annexation. Seconded by Mr. Green. Motion denied (5-0).

C. Code Enforcement Report

14. ATTORNEY, DUPREE & KIMBROUGH

A. No Report

15. MAYOR'S REPORT

A. MDA Proclamation

Mayor Jerkins asked Mr. Clemons to read the Proclamation. Mr. Clemons stated the Proclamation is for Firefighter Appreciation Month for July from

MDA (Muscular Dystrophy Association). Mr. Clemons asked firefighter Tim Dobbs and Abby from MDA to come forward. Mr. Clemons asked Mr. Dobbs to give some background information regarding MDA. Mr. Dobbs stated every year we raise money for MDA. We have met people that have benefited from us standing in the street for hours and these people have to live a life with this disease. The money is used for people with the disease to modify their homes and help get what they need in order to live. This year we raised \$5,579.41 altogether. Mr. Clemons proceeded to read the Proclamation. (see attached)

B. Resolution for Sunday Alcohol Sales (time change)

Cobb County is wanting to change the time to buy alcohol by the drink on Sunday's. The new time will be 11:00 am instead of 12:30 pm. This will be on the ballot in the November election.

Ms. Anderson made a motion to approve the Sunday alcohol sales. Seconded by Mr. Clemons. Motion passed (5-0).

C. Renewal Agreement for Cobb-Marietta Coliseum & Exhibit Hall & City of Austell

This is a renewal agreement between Cobb-Marietta Coliseum & Exhibit Hall & the City of Austell for the hotel motel taxes.

Mr. Clemons made a motion to approve the renewal agreement. Seconded by Ms. Anderson. Motion passed (5-0).

16. ADJOURN

Ms. Leverette moved to follow the recommendation of Mayor Jerkins to adjourn the meeting. Seconded by Ms. Anderson. Motion passed (5-0).