



# City of Powder Springs

City of Powder Springs  
4426 Marietta Street  
Powder Springs, GA 30127  
cityofpowdersprings.org

## Meeting Minutes - Final

### City Council

*Mayor*

*Albert Thurman*

*Council Members:*

*Henry Lust, Doris Dawkins, Dwayne Green, Dwight McMutry, Patricia Wisdom*

Monday, May 20, 2024

7:00 PM

Patricia C. Vaughn Cultural Arts Center  
4181 Atlanta Street | Building 1  
Powder Springs, GA 30127

**Onsite at Patricia Vaughn Cultural Arts Center - 4181 Atlanta Street, Bldg. 2**

#### **Pre-Meeting Discussion at 6:30PM**

**Join Zoom Meeting - <https://us06web.zoom.us/j/89914459326>**

**Meeting ID: 899 1445 9326 Dial: 1-929-205-6099**

### **1. Call to Order**

Mayor Albert Thurman called the meeting to order at 7:00 pm. All Council Members were present on site. Also present on site were City Attorney Julie Livingston and City Manager Pam Conner. City Clerk Kelly Axt was present via Zoom.

Staff in attendance: Lane Cadwell, Jon Gargis, Tina Garver (Zoom), Sam Heaton, Travis Landrum (Zoom), Shaun Myers (Zoom), Tamara Newkirt, Travis Sims (Zoom), and Wayne Wright (Zoom).

**Present** 6 - Al Thurman, Mayor Pro Tem - Ward 1 Henry Lust, Council Member - Ward 2 Doris Dawkins, Council Member - Ward 3 Dwayne Green, Council Member - At Large Post 2 Patricia Wisdom, and Council Member - At Large Post 1 Dwight McMutry

### **2. Invocation and Pledge of Allegiance**

The Invocation was led by Mayor Thurman and the Pledge of Allegiance was led by Council Member Dwight McMutry.

### **3. Approval of Minutes**

[2024 -043](#)

City Council Agenda Minutes 05/06/2024

A motion was made by Council Member - Ward 2 Dawkins, seconded by Council Member - Ward 3 Green, that City Council Agenda Minutes 05/06/2024 be approved. The motion carried

by the following vote:

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

[2024 -045](#) Special Called City Council Work Session Minutes 05/14/2024

**A motion was made by Council Member - Ward 2 Dawkins, seconded by Council Member - Ward 3 Green, that Special Called City Council Work Session Minutes 05/14/2024 be approved. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

#### 4. Mayor's Comments

Mayor Thurman thanked all the involved Staff and City Manager for making the Powder Springs Seafood Festival a success.

#### 5. Citizens Comments

No citizen comments were made.

**Registration to speak at any City Council meeting, per City Charter, is the day of the meeting only beginning 20 minutes prior to the start of the meeting (6:40 - 7:00 PM). The first twelve registering to speak will be given five (5) minutes to address Mayor and Council with their comments. Comments only - this is not a question and answer dialogue.**

**You can register by signing up in person at the Cultural Arts Center located at 4181 Atlanta Street - location of the on site meeting. Only on-site Citizen Comments are available. There are no virtual opportunities to provide Citizen Comments.**

#### 6. Public Reports | Presentations

[2024 -046](#) Proclamation - Older Americans Month

**Attachments:** [Older Americans Month Proclamation](#)

Council Member Patricia Wisdom read and presented the Older Americans Proclamation to Dee Chappell, Senior Center Coordinator.

#### 7. City Attorney

##### A. Consent Agenda

[RES0 24-072](#) A RESOLUTION ACCEPTING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE COBB CHAMBER OF COMMERCE FOR THE PLACEMENT OF AN ADVERTISEMENT IN THE ANNUAL ECONOMIC DEVELOPMENT GUIDEBOOK AND ANNUAL

VISITOR & NEWCOMER GUIDE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [Executed RESO 2024-072](#)  
[Advertising Agreement](#)

approved

[RESO 24-073](#) A RESOLUTION AUTHORIZING THE PURCHASE OF 1500 SANITATION CARTS AT A COST OF \$84,494; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH TOTER TO EFFECTUATE THE PURCHASE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [Executed RESO 2024-073](#)  
[Sanitation Carts](#)

approved

[RESO 24-074](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CORNERSTONE PARKING FOR EVENT PARKING MANAGEMENT SERVICES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [Executed RESO 2024-074](#)

approved

## Approval of the Consent Agenda

A motion was made by Council Member - Ward 2 Dawkins, seconded by Council Member - At Large Post 1 McMutry, to approve the Consent Agenda as read by the City Attorney Julie Livingston. The motion carried by the following vote:

Yes: 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

## B. Regular Agenda | Public Hearing

[ORD 24](#)  
[-004](#) AN ORDINANCE TO ANNEX CERTAIN PROPERTY FROM THE UNINCORPORATED AREAS OF COBB COUNTY TO THE CORPORATE LIMITS OF THE CITY OF POWDER SPRINGS; REPEALING CONFLICTING ORDINANCES; ESTABLISHING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First reading: 2/19/2024; Second Reading: 3/4/2024

**Attachments:** [ORDINANCE 2024 - 004 Annexation Barrett William Brown](#)

[Brown. Annexation Application Redacted](#)

[Brown. Attachments Redacted](#)

[Exhibit A. Legal Discription](#)

[FINAL SIGNED Non-Objection ANN-3-2024 Barrett Pky and Laura Brown Rd Redacted](#)

**A motion was made by Mayor Pro Tem - Ward 1 Lust, seconded by Council Member - At Large Post 1 McMutry, that Ordinance ORD 24 -004 be tabled to the City Council, on 6/17/2024. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

[PZ 24-005](#)

Rezoning Request for an approximate 13.64-Acre Tract from R-20 and CRC (County) to CRC (City). The property is located at 6652 Ernest Barrett Pkwy with land lots 765 and 790, 19th District, 2nd Section, Cobb County, Georgia. PIN: 19079000010. Applicant: William D. Brown.

**Attachments:** [Brown. Rezoning Application Redacted](#)

[Brown. Attachments Redacted](#)

[FINAL SIGNED Non-Objection ANN-3-2024 Barrett Pky and Laura Brown Rd Redacted](#)

[Executed Tabled to 04-01-2024 Motion PZ 24-005](#)

[Signed Tabled Motion to 04-15-24](#)

[Tabled PZ 24-005 to May 20th](#)

[Signed Tabled Motion PZ 2024-005 to June 17, 2024](#)

**A motion was made by Mayor Pro Tem - Ward 1 Lust, seconded by Council Member - At Large Post 1 McMutry, that Rezoning PZ 24-005 be tabled to the City Council, on 6/17/2024. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

[ORD 24  
-006](#)

AN ORDINANCE TO ANNEX CERTAIN PROPERTY FROM THE UNINCORPORATED AREAS OF COBB COUNTY TO THE CORPORATE LIMITS OF THE CITY OF POWDER SPRINGS; REPEALING CONFLICTING ORDINANCES; ESTABLISHING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First reading: 2/19/2024; Second Reading: 3/4/2024

**Attachments:** [ORDINANCE 2024 - 006 Annexation Barrett Vida](#)

[Vida. Annexation Application Redacted](#)

[Vida. Attachments](#)

[Exhibit A. Legal Discription](#)

[FINAL SIGNED ANN-4 Notice of Non-Objection Barrett Pky N of Powder Springs 02Redacted](#)

**A motion was made by Mayor Pro Tem - Ward 1 Lust, seconded by Council Member - At Large Post 1 McMutry, that his Ordinance ORD 24 -006 be tabled to the City Council, on 6/17/2024. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

[PZ 24-007](#) Rezoning Request for an approximate 16.57-Acre Tract from R-20 to MXU (City). The property is located at east side of Ernest Barrett Pkwy within Land Lots 765, 19th District, 2nd Section, Cobb County, Georgia. PIN: 1907900010 (portion). Applicant: Vida Companies, LLC.

**Attachments:** [Powder Springs - Project Examples](#)

[Vida. Rezoning Application Redacted](#)

[Vida. Attachments](#)

[FINAL SIGNED ANN-4 Notice of Non-Objection Barrett Pky N of Powder Springs 02 Redacted](#)

[Executed Tabled to 04-01-2024 Motion PZ 24-007](#)

[Gallery Residential 03.13.2024](#)

[Signed PZ 24-007 Tabled Motion to 04-15-24](#)

[Tabled PZ 24-007 to May 20th](#)

[Signed Tabled Motion PZ 2024-007 to June 17, 2024](#)

**A motion was made by Mayor Pro Tem - Ward 1 Lust, seconded by Council Member - At Large Post 1 McMutry, that this Rezoning PZ 24-007 be tabled to the City Council, on 6/17/2024. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry

[PZ 24-019](#) FINAL PLAT APPROVAL.  
WESTMONT PRESERVE SUBDIVISION PHASE 1  
FKA SILVER CREST AND DUGGER DRIVE.  
WITHIN LL 1019 & 1020.

**Attachments:** [Signed Approval Motion](#)

[SILVER RIDGE SUBDIVISION - FINAL PLAT - 02.13.2024 Redacted](#)

**A motion was made by Council Member - Ward 3 Green, seconded by Council Member - At Large Post 1 McMutry, that Design Review PZ 24-019 be approved. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMurtry

[ORD 24  
-009](#)

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING EXTERIOR ART EXHIBITS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading: April 15, 2024 Second Reading: August 19, 2024

Request to Table to August 19, 2024

**Attachments:** [ORDINANCE 2024 - 009 UDC Amendment relating to Art Exhibits](#)  
[ORD 24-009. Public Art. Exhibits](#)

**A motion was made by Council Member - At Large Post 1 McMurtry, seconded by Council Member - Ward 3 Green, that Ordinance ORD 24 -009 be tabled to the City Council, on 6/3/2024. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMurtry

[ORD 24  
-010](#)

AN ORDINANCE TO AMEND THE BUDGET FOR FISCAL YEAR 2024 TO ALLOCATE RECEIPTS AND EXPENDITURES RELATING TO POLICE DEPARTMENT CADET PROGRAM AND TO THE PUBLIC WORKS RECYCLING PROGRAM; TO REPEAL CONFLICTING ORDINANCES; TO ESTABLISH AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading - 5/6/24 2nd Reading and Public Hearing - 5/20/24

**Attachments:** [Adopted ORD 2024-010](#)  
[Proposed Budget Amendment 5-6-24 and 5-20-24](#)

**A motion was made by Council Member - Ward 3 Green, seconded by Council Member - Ward 2 Dawkins, that Ordinance ORD 24 -010 be adopted. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMurtry

[ORD 24  
-011](#)

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING TO GENERAL PROVISIONS; USE DEFINITIONS; EROSION & SEDIMENT CONTROL; TREE PROTECTION, BUFFERS AND LANDSCAPING; SITE AND ARCHITECTURAL DESIGN REVIEW; LAND DEVELOPMENT; PARKING, ACCESS AND LOADING; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First reading: 5/20/2024. Second Reading: 6/3/2024

Attachments: [ORDINANCE 2024 - 011 UDC Amendments](#)  
[ORD 24-011. Exhibits](#)

**ORD 24-011 was a first reading only. No action was taken.**

[ORD 24](#)  
[-012](#)

AN ORDINANCE TO ANNEX CERTAIN PROPERTY FROM THE UNINCORPORATED AREAS OF COBB COUNTY TO THE CORPORATE LIMITS OF THE CITY OF POWDER SPRINGS; REPEALING CONFLICTING ORDINANCES; ESTABLISHING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading: 05/20/2024. Second Reading: 06/03/2024

Attachments: [ORDINANCE 2024 - 012 Annexation Ordinance Elliott Road](#)  
[Annexation Application - 5500 Elliott Road - 04-23-2024 Redacted](#)  
[Legal Description](#)  
[Site Map Location](#)  
[Site Plan - 04-22-2024 Redacted](#)  
[Survey - 04-03-2024 Redacted](#)  
[Cobb County Notice of Non-Objection 5500 Elliott Rd](#)

**ORD 24-012 was a first reading only. No action was taken.**

## 8. City Manager and City Council Reports

City Manager Pam Conner thanked the Staff for their hard work during the Seafood Festival and the Police Department for their community engagement; reminded everyone that the Movie Night in Thurman Springs Park will be May 23rd at 6:30pm; mentioned that the recycling program will be reconfigured; and provided some details to the budget hearing that will be open to the public June 3rd and June 17th.

Council Member Green shared his peace and blessings.

Council Member Dawkins wished everyone a happy Memorial Day; and welcomed everyone that joined the meeting.

Council Member Lust welcomed everyone that attended the meeting in person and online; and shared that he will be out of town this coming Thursday through Sunday.

Council Member McMutry shared that the Seafood Festival was a wonderful event; and that the Police Department did a great job during the festival.

Council Member Wisdom welcomed everyone that joined in person and online.

Interim Agency Director Sam Heaton shared some preliminary updates from Staff on

the Seafood Festival.

Chief of Police Lane Cadwell congratulated the Parks and Public Works Departments on the clean-up; and shared that there were few parking issues during the festival.

#### **9. Executive Session, if called for purposes of Real Estate, Litigation or Personnel Matters**

No executive session was held.

#### **10. Adjournment**

**A motion was made by Council Member - Ward 3 Green, seconded by Council Member - At Large Post 1 McMutry, that this Adjournment be approved. The motion carried by the following vote:**

**Yes:** 5 - Mayor Pro Tem - Ward 1 Lust, Council Member - Ward 2 Dawkins, Council Member - Ward 3 Green, Council Member - At Large Post 2 Wisdom, and Council Member - At Large Post 1 McMutry