



# City of Powder Springs

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

## Meeting Agenda

### City Council

*Mayor*

*Albert Thurman*

*Council Members:*

*Henry Lust, Doris Dawkins, Dwayne Green, Patrick Bordelon,  
Patricia Wisdom*

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Monday, September 19, 2022

7:00 PM

Patricia C. Vaughn Cultural Arts Center & VIA ZOOM

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Onsite at Patricia Vaughn Cultural Arts Center - 4181 Atlanta Street

Pre-Meeting Discussion at 6:30PM

Join Zoom Meeting - <https://us06web.zoom.us/j/87945766961>

Meeting ID: 879 4576 6961 Dial: 1-929-205-6099

#### 1. Call to Order

#### 2. Invocation and Pledge of Allegiance

#### 3. Approval of Minutes

[2022 -016](#) Council Meeting Minutes 08/15/2022

*Attachments:* [08-15-2022 Council Meeting Minutes](#)

[2022 -017](#) Special Called Council Minutes 08/31/2022

*Attachments:* [08-31-2022 Special Called Council Minutes](#)

[2022 -018](#) Council Work Session Minutes 09/14/2022

*Attachments:* [09-14-22 Work Session Meeting Minutes](#)

#### 4. Mayor's Comments

#### 5. Public Reports | Presentations

Employee Recognitions

#### 6. Citizens Comments

**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. You can register by signing up in person at the Cultural Arts Center located at 4181 Atlanta Street - location of the on site meeting or by emailing [kaxt@cityofpowdersprings.org](mailto:kaxt@cityofpowdersprings.org) between 6:40 and 7:00 PM to register to speak.**

## 7. City Attorney

### A. Consent Agenda

[RES0 22-131](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH CROFT AND ASSOCIATES AS THE ARCHITECT AND ENGINEER FOR THE NEW MUNICIPAL BUILDING; DIRECTING THE CITY MANAGER TO INITIATE THE PROCESS TO SOLICIT PROPOSALS TO QUALIFY CONTRACTORS FOR THE CONSTRUCTION OF THE NEW MUNICIPAL BUILDING; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Executed RESO 2022-131](#)

[RES0 22-133](#) A RESOLUTION APPROVING A TEMPORARY RECREATION EVENT PERMIT FOR THE LINKEDUP CHURCH CONNECT TO HEALTH 5K RUN/WALK IN THE DOWNTOWN ON OCTOBER 1, 2022; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Sponsors:* Parks and Rec Department

*Attachments:* [LinkedUp5kRequest - 2021](#)  
[Connect 2 Health - LinkedUp Church](#)  
[Connect to Health 5K Course Map](#)  
[Application Temp Event\\_Rally.pdf](#)  
[Executed RESO 2022-133](#)

[RES0 22-134](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SPARROW'S NEST TO PLAY TO USE THE PASSIVE PARK SPACE FOR A NATURE PLAY AFTER SCHOOL PROGRAM; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [New Program Flyer](#)  
[Powder Springs Passive Area Proposal Renewal](#)  
[Executed RESO 2022-134](#)

[RESO 22-135](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SAMSARA FOR THE INSTALLATION AND MAINTENANCE OF A FLEET MANAGEMENT SYSTEM FOR AN AMOUNT NOT TO EXCEED \$50,000; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [Request for Proposals^J Fleet Management System](#)  
[Executed RESO 2022-135](#)

[RESO 22-136](#) A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF MARIETTA STREET FROM OAKVIEW DRIVE TO PINEVIEW DRIVE FROM 8AM-5PM ON NOVEMBER 26 AND 5PM-10PM ON DECEMBER 9, 16 AND 23 TO ACCOMMODATE DOWNTOWN BUSINESS EVENTS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Police Department

**Attachments:** [Executed RESO 2022-136](#)

[RESO 22-137](#) A RESOLUTION APPROVING AN UPDATED LIST OF PROJECTS APPROVED FOR FUDNING ASSISTANCE UNDER THE AMERICAN RESCUE PLAN ACT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Administration

**Attachments:** [Recommendation memo - updated ARPA project list.pdf](#)  
[Updated ARPA project list 9-12-22.pdf](#)  
[Executed RESO 2022-137](#)

[RESO 22-138](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH S.H. CREEL CONTRACTING FOR A SUM OF \$102,500 TO COMPLETE CERTAIN REPAIRS TO A FAILED DETENTION POND IN THE PINEBLUFF SUBDIVISION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Community Development Department

**Attachments:** [Copy of Pine Bluff Bid Tabulation](#)  
[Pine bluff Plat](#)  
[Executed RESO 2022-138](#)

[RESO 22-139](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH MAULDIN AND COOK FENCE COMPANY TO REPAIR AND REPLACE FENCING AT CERTAIN DETENTION PONDS FOR AN AMOUNT OF \$23,690 FOLLOWING COLLECTION OF FUNDS FROM OWNERS OF PROPERTIES WITHIN SUBDIVISION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Community Development Department

**Attachments:** [Powder Springs Pond Repair](#)  
[Executed RESO 2022-139](#)

[RESO 22-140](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SOUTHERN GREEN, INC. TO PUMP THE GREASE TRAP AND WASTE LINES ON BROAD STREET FOR A FEE OF \$540 EACH PUMP OR \$6480 ANNUALLY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [Grease Trap quote Southern green inc](#)  
[Executed RESO 2022-140](#)

[RESO 22-141](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH S.H. CREEL CONTRACTING FOR STORMWATER REPAIRS ON MUSTANG DRIVE IN THE AMOUNT OF \$40,702.20; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

**Attachments:** [DOC090622-09062022094138](#)  
[Executed RESO 2022-141](#)

[RESO 22-142](#) A RESOLUTION APPROVING AND AUTHORIZING THE FINANCE DIRECTOR TO MERGE THE GENERAL LEDGER ACTIVITY OF UNCOLLECTED WATER AND SEWER DEBT INTO THE GENERAL FUND TO CLOSE OUT APPROXIMATELY \$158,952 IN DELINQUENT ACCOUNTS; MERGING THE PROCEEDS FROM THE SALE OF THE SYSTEM INTO THE GENERAL FUND BUT RETAINED AND ACCOUNTED FOR IN A SEPARATE ACCOUNT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Sponsors:** Finance Department

**Attachments:** [Water & Sewer Aging Summary](#)  
[Executed RESO 2022-142](#)

[RESO 22-143](#) A RESOLUTION APPROVING AND AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH SAFE BUILT, INC. TO PROVIDE ADDITIONAL CODE ENFORCEMENT SERVICES FOR AN ADDITIONAL SUM OF \$48,000; AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH SAFE BUILT, INC.; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Executed RESO 2022-143](#)

[RESO 22-144](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CIVICPLUS TO PUBLISH AND REGULARLY UPDATE THE UNIFIED DEVELOPMENT CODE AS PART OF THE CITY CODE OF ORDINANCES FOR A SUM NOT TO EXCEED \$20,000; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Executed RESO 2022-144](#)

[RESO 22-145](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH BOLDPLANNING, INC. TO PROVIDE CONSULTING SERVICES TO ASSIST IN THE UPDATE OF ITS CONTINUITY OF OPERATIONS PLAN AND PROVIDE IMPLEMENTATION TRAINING FOR THE SUM OF \$23,363.00; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Sponsors:* Administration

*Attachments:* [2022-07-29 City of Powder Springs COOP Services Quote](#)  
[Executed RESO 2022-145](#)

[RESO 22-146](#) A RESOLUTION AUTHORIZING THE SURPLUSING AND DISPOSAL OF 60 TASER CARTRIDGES AND 18 BATTERIES HELD BY THE POLICE DEPARTMENT WHICH ARE NO LONGER NEEDED AND TRANSFER SAME TO THE CITY OF HIRAM POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [20 Batteries.jpg](#)  
[50 x 26 cartridge.jpg](#)  
[cartridge 1.jpg](#)  
[Executed RESO 2022-146](#)

[RESO 22-147](#) A RESOLUTION AUTHORIZING THE ACQUISITION OF RIGHT OF WAY NEEDED TO COMPLETE THE ACCESS ROAD PARALLEL TO POWDER SPRINGS ROAD FROM FOREST HILL TO THE RESIDENTIAL DEVELOPMENT AT CREEKWOOD FOR AN AMOUNT OF \$42,500; AUTHORIZING THE MAYOR TO EXECUTE DEEDS OR OTHER DOCUMENTS NEEDED TO COMPLETE CLOSING AND CONVEYANCE TRANSACTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

***Attachments:*** [RESO 2022-147 Parcel 009 Exhibit](#)  
[Executed RESO 2022-147](#)

[RESO 22-148](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A DEDUCTIVE CHANGE ORDER WITH CMC, INC. FOR AN AMOUNT OF \$11,625.72; AUTHORIZING THE PUBLIC WORKS DIRECTOR AND DEVELOPMENT AND INFRASTRUCTURE EXECUTIVE DIRECTOR TO EXECUTE ALL DOCUMENTS TO CLOSE OUT THE FLORENCE ROAD INTERSECTION IMPROVEMENTS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

***Attachments:*** [CO 1 Final - Letter to CMC](#)  
[Executed RESO 2022-148](#)

[RESO 22-149](#) A RESOLUTION APPROVING CERTAIN PROGRAM AND PROJECT GOALS AND TASKS FOR THE REMAINING PERIOD OF FISCAL YEAR 2023; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

***Attachments:*** [City Council MIT 2022-23](#)  
[City Council most important tasks fall 2020](#)  
[Copy of PRIORITIES WORKSHEET](#)  
[Executed RESO 2022-149](#)

[RESO 22-150](#) APPROVING AN AUTHORIZING A FIRST AMENDMENT TO THE INTERGOVERNMENTAL REDEVELOPMENT COOPERATION AND ASSISTANCE AGREEMENT BETWEEN THE CITY AND THE POWDER SPRINGS DOWNTOWN DEVELOPMENT AUTHORITY; AUTHORIZING THE MAYOR TO EXEUCTE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

***Attachments:*** [First Amendment to Intergovernmental Redevelopment Cooperation and Assistance Ag](#)  
[Supplemental Certificate as to Arbitrage Matters \(2005 Bond\) - 2022 - Powder Springs |](#)  
[Supplemental Tax Certificate \(2005 Bond\) - 2022 - Powder Springs DDA \(Tax Advice |](#)  
[Executed RESO 2022-150](#)

[RES0 22-151](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH BROTHERS CONSTRUCTION GROUP, LLC TO INSTALL SPEED TABLES ON WARREN FARM ROAD FOR AN AMOUNT OF \$48,680 USING THE SPECIAL PURPOSE LOCAL OPTION SALES TAX PROGRAM; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Powder Springs-Warren Farm Road](#)  
[Speed Tables Award Letter - 9-14-2022](#)  
[Executed RESO 2022-151](#)

[RES0 22-152](#) A RESOLUTION DESIGNATING ANNUAL CITY HOLIDAYS; AUTHORIZING AND APPROVING PAID TIME OFF FROM WORK; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Executed RESO 2022-152](#)

[RES0 22-153](#) A RESOLUTION AUTHORIZING AND APPROVING A LICENSE FOR USE OF THE CITY OF POWDER SPRINGS LOGO IN CERTAIN CIRCUMSTANCES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [RESOLUTION 2022-153 Exhibit License to Use Powder Springs\\_ Logo](#)  
[Executed RESO 2022-153](#)

## **B. Regular Agenda | Public Hearing**

[PZ 22--003](#)

Rezoning Request: Lewis / Oglesby Road. To consider rezoning from CRC to PUD-R, the property located at 4596 Lewis Road and 4401 Oglesby Road (portion) and C.H. James parkway, within the 19th District, 2nd Section, Land Lots 1049 and 1050, Cobb County, Georgia.

**Attachments:**

[Product Images.](#)

[Product Images. Rear entry. Pool and cabana](#)

[Vicinity Map. Lewis / Oglesby](#)

[Signed Motion to table to 06-06-2022](#)

[Site Plan with rear loaded units 7.14.22 Redacted](#)

[Renderings. Perimeter Screening.pdf Redacted](#)

[Site Plan 122321 Redacted](#)

[Application for Rezoning \(w-attachments\) - 12-23-2021.pdf Redacted](#)

[Signed Motion to table to 09-19-2022](#)

[Signed Motion to table to 08-15-2022](#)

[Signed Motion to table to 07-18-2022](#)

[Signed Motion to table to 05-16-2022](#)

[Signed Motion to table to 04-18-2022](#)

[Signed Motion to table to 03-21-2022](#)

[Current Site plan dated. 08162022](#)

[Renderings. Perimeter Screening.pdf](#)

[Site Plan with rear loaded units 7.14.22](#)

[Site Plan 122321](#)

[Application for Rezoning \(w-attachments\) - 12-23-2021.pdf](#)

[Executed Motion PZ 22-003](#)



[PZ 22--022](#) Rezoning Request: C.H. James Parkway. To consider a request to rezone from MXU to PUD-R. The property located at C.H. James Parkway, Florence Road and Carrington Drive within Land Lot 732 of the 19th District, 2nd Section, Cobb County, Georgia.

***Sponsors:*** Community Development Department

***Attachments:*** [PZ 22 - 022. DRAFT MOTION 09192022](#)

[Carrington Park - Elevations](#)

[Carrington Park - Floor Plans](#)

[Letter from the property owner to PZ Commission and Council. PZ 22\\_002. 8.10.2022 I](#)

[Rezoning Request Application and Statement of Intent Redacted](#)

[Deferral Request for C.H. James Redacted](#)

[Second Deferral Request for C.H. James Redacted](#)

[Signed Motion to table to 08-15-2022](#)

[Signed Motion to table to 09-19-2022](#)

[Carrington Park - Site Plan 8.12.2022](#)

[PZ 22--025](#) Variance: 3000 Spring Industrial Drive. To consider a request vary Table 2-4 of the UDC to reduce the minimum required side setback. The property is zoned Light Industrial and located at 3000 Spring Industrial Drive, within land lot 674 of the 19th District, 2nd Section, and Cobb County, Georgia.

***Sponsors:*** Community Development Department

***Attachments:*** [Vicinity map and proposed building addition](#)

[Site Survey](#)

[Variance Application](#)

[Executed Motion PZ 22-025](#)

[PZ 22--026](#) City Initiated Variance, Special Use, and Change in Zoning Conditions: To address non-conforming privacy fences at 4184 and 4185 Lilycrest Way, within the Vineyards Subdivision, privacy fences that front sections of New Macland Road, within land lot 651 of the 19th District, 2nd Section, and Cobb County, Georgia. PINs: 19065100810 and 19065100800.

***Sponsors:*** Community Development Department

***Attachments:*** [Vicinity Map](#)

[Plat. Reference Lot 46 and Lot 47.](#)

[Executed Motion PZ 22-026](#)

[PZ 22--029](#) Rezoning: New Macland Road. To consider a change in zoning conditions. The property is located at 3189, 3215, and 3149 New Macland Road. PINs: 19072500020, 19072500090, 19068200030.

**Sponsors:** Community Development Department

**Attachments:** [Applicant 's Current Site Plan Version 08122022](#)  
[TSW and Staff Recommended Revision](#)  
[TSW recommended site plan.05.26.2022. New Macland](#)  
[Typical Street Section. 50-27 section](#)  
[Notification Letter. New Macland Rd. Rezoning](#)  
[Staff Report PZ 22-029. Change in zoning conditions. New Macland Rd](#)  
[TSW Memo. New Macland Rd Tract Memo 5.26.22](#)  
[Executed Motion PZ 22-029](#)

[ORD 22 -015](#) An Ordinance to amend the Unified Development Code Article 15 relating to drainage easements.

1st Reading August 15, 2022 2nd Reading September 19, 2022

**Sponsors:** Community Development Department

**Attachments:** [Exhibit A Drainage Easements](#)  
[Executed ORD 2022-015](#)

[ORD 22 -016](#) AN ORDINANCE AMENDING THE CODE OF ORDINANCES RELATING TO THE POWDER SPRINGS ALCOHOLIC BEVERAGE ORDINANCES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading - July 18,2022 2nd Reading - August 15, 2022

**Attachments:** [Exhibit A](#)  
[Executed ORD 2022-016](#)

[ORD 22 -017](#) AN ORDINANCE TO AMEND THE CAPITAL PROJECT BUDGETS; TO REPEAL CONFLICTING ORDINANCES; TO ESTABLISH AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading 8/15/22 - Tabled to 9/19/22

2nd Reading 10/3/22

**Attachments:** [Capital Projects All Funds](#)  
[ORDINANCE 2022 - 017 Capital Project Budgets Amendment](#)

## 8. City Manager and City Council Reports

**9. Executive Session, if called for purposes of Real Estate, Litigation or Personnel Matters****10. Adjournment**

Following adjournment of Council Meetings, the Mayor and various Council Members often remain at the City Council meeting location podium to sign ordinances, resolutions and contracts, greet and speak with citizens, and discuss current events. To the extent this activity may be considered a meeting under the Georgia Open Meetings Law, the public is hereby notified thereof, and invited to attend.

For more information regarding any of actions included on this agenda, please visit [www.cityofpowdersprings.org](http://www.cityofpowdersprings.org) | Agendas & Minutes and select applicable meeting date. Clicking on the blue link will open all detail related to the action. Please note additional supporting information for the City Council Agenda may still be added up through the day of the City Council Meeting.