



City of Powder Springs

City of Powder Springs
4426 Marietta Street
Powder Springs, GA 30127

Meeting Minutes - Final Council Work Session

Wednesday, August 10, 2022

5:00 PM

Ford Center Reception Hall
4181 Atlanta Street, Building 2
Powder Springs, GA 30127

Location Information:

Onsite: Ford Center Reception Hall, 4181 Atlanta St., Powder Springs, GA 30127

Zoom Meeting Link: <https://us06web.zoom.us/j/84873990900>

Meeting ID: 848 7399 0900 Dial: 1-929-205-6099

Call to Order

Mayor Thurman called the meeting to order at 5:00 pm. Council Members Bordelon, Dawkins, Green, and Lust were in person. Council Member Wisdom was absent. Also present on site were City Attorney Julie Livingston, City Manager Pam Conner and City Clerk Kelly Axt.

Staff in attendance: Lance Cadwell, Dwayne Eberhart, Tina Garver, Travis Landrum, Eric Meyer, Shaun Myers, Rosalyn Nealy, Tamara Newkirt, Travis Sims and Bill Tanks.

Present 5 - Mayor Al Thurman, Mayor Pro Tem - Ward 1 Henry Lust, Council Member - Ward 2 Doris Dawkins, Council Member - Ward 3 Dwayne Green, and Council Member - At Large Post 1 Patrick Bordelon

Absent 1 - Council Member - At Large Post 2 Patricia Wisdom

Mayor's Comments

Mayor Thurman shared that he had a productive lunch with Chairwoman Lisa Cupid to catch her up on the progress in Powder Springs and she shared her support.

Work Session Matters

Bill Tanks Agency Director, lead the work session meeting.

[RPT 22-079](#) Austell Powder Springs Road Trail presentation

Eric Myer, Agency Director, introduced Patrick Peters with the consulting firm helping to manage the Austell Powder Springs trail.

Patrick Peters, of Heath & Lineback Engineers Inc., provided a presentation update,

overview, purpose of the project, scope, schedule, public engagement and the next steps of the Austell Powder Springs Road Trail.

Laura Beall, of Cobb County DOT, stated that she looks forward to working with both the City of Powder Springs and City of Austell on the project.

Council asked where the trail comes into Powder Springs heading towards the Silver Comet Trail will go around or along side the proposed round a about. Mr. Peters relied that the exact location has yet to be determined.

[RPT 22-080](#)

Warren Farm Road stop sign presentation

Eric Meyer, Agency Director, introduced a community concern with an installed stop sign by Croy Engineering and their perspective on possibly removing the sign.

Chris Rideout, of Croy Engineering provided the history and reasoning of the stop sign. Mr. Rideout stated the main goal was to connect the two neighborhoods together to the Silver Comet Trail by way of a sidewalk. He does not recommend removing the stop sign.

Council asked what can the engineers do to address the safety issue for drivers and pedestrians; is there adequate signage leading up the location. Chad Kastner, of Croy Engineering replied that the engineering perspective is for pedestrian crossing and slowing down the drivers; Mr. Rideout further added that the sign is not the issue and it's more of an enforcement issue; and there is adequate signage based on the curb design requirements.

Pam Conner, City Manager, asked for direction on completing a pedestrian study for any interest in creating another type of crosswalk.

[RPT 22-081](#)

GMC Report

Tina Garver, Community Development Director, introduced the presenter that will provide an update on the storm water software program. Mrs. Garver added that GMC has helped with the storm water maintenance plan and the updating the GIS to an online platform.

Ed DiTommaso, of Goodwyn Mills Cawood, provided a presentation of the storm water web software that will help run the program more efficiently and streamline the type of work the City does.

No discussion was held.

[RPT 22-082](#)

Skatepark presentation

Chad Kastner, introduced the presenter that provided an presentation of the survey results of the proposed skate park.

Zack Wormhoudt, of California Skatepark, provided an overview of the survey results, where the project stands and the next steps going forward.

Jaxson, of California Skatepark, added a concept design presentation.

No discussion was held.

[RES0 22-114](#)

A RESOLUTION APPROVING AND AUTHORIZING THE PAYMNET OF BUSINESS GRANT FUNDS IN THE AMOUNT OF \$49,353 UNDER THE AMERICAN RESCUE PLAN ACT TO BUSINESSES OR NONPROFITS LICENSED BY THE CITY OF POWDER SPRINGS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Wayne Wright, ARPA Program Manager, discussed the application process and review of submittals. Mr. Wright went on to explain that the grants were to off set some economic impact of the pandemic to local businesses.

Council asked why did one of the business owners receive \$4,353 while the other listed business received \$5,000. Mr. Wright replied that the business in question did have a 10% revenue loss, but their revenue was relatively small and there would be no justification for providing a grant larger than their actual loss.

[RPT 22-083](#)

ARPA Update including Tapp middle school grocery review

Wayne Wright, ARPA Program Manager, provided a presentation of the ARPA projects and the impact on the recovery to date.

Mr. Wright also reviewed the GoodR contract to provide food distribution store at Tapp Middle School to address food insecurity.

Council asked why is Powder Springs Elementary missing from the food bank distribution list; and are there any refrigerated food at the food banks. Mr. Wright replied that Powder Springs Elementary didn't want this exact food program but they are working with Reflections of Trinity on other options; and yes there are meats and dairy included in the food banks.

[RPT 22-084](#)

Parks update

Travis Landrum, Parks Recreation and Cultural Affairs Director, provided an update on the event season, basketball court assessment at Linear Park and program offerings to the community.

Council asked where does Parks and Recreation stand in terms of staffing. Mr. Landrum replied that the department currently has two vacancies and are doing an assessment to make sure the staffing they are going to need for the department meets the departments operations.

[RPT 22-085](#)

Police update

Lane Cadwell, Chief of Police, provided an overview of the last year, current status and plans going forward. Chief Cadwell highlighted staffing, certifications, vehicle program and crime updates.

Council asked what is the ideal number of police officers the City should have and currently stand; what does it mean to the City to have the police department certified; and asked that the officers stay up to date on active shooting training to protect our schools. Chief Cadwell replied that the police department currently has 28 sworn officers and just 5 away from the goal; the state certification does not prevent the department from policing the City, it does provide access to grants through the State and Federal Government, it shows that the State standards are being met and are in place, and added that out of almost 300 police departments statewide roughly 169 are state certified; and that by filling in the Police Captains position the hired person will be able to provide in house training.

[RES0 22-115](#)

A RESOLUTION AUTHORIZING THE SALE OF CERTAIN SURPLUS WATER AND SEWER SYSTEM SUPPLIES TO THE CITY OF AUSTELL; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Eric Meyer, Agency Director, stated that during the time of the sell of the water system to Cobb County Water System they did not take all of the inventory. Mr. Meyer recommends that the City sell the water inventory to the City of Austell for \$15,000.

No discussion was held.

[RES0 22-116](#)

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH GEORGIA POWER COMPANY FOR THE PROVISION OF OVERHEAD LIGHTING WITHIN THE PARKING LOTS ON JACKSON WAY AND MURRAY AVENUE FOR A MONTHLY SERVICE FEE OF \$164.00; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Chad Kastner, of Croy Engineering, discussed that Georgia Power is to put in two

lights on Jackson Way dead spots and one bright light on Murray Avenue near the temporary parking lot.

Pam Conner, City Manager, added that there is also discussion for potential additional lighting at a later date near the Bookworm Store and at the potential recycling drop off are.

No discussion was held.

[RES0 22-117](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ARDITO CONSTRUCTION COMPANY, INC. TO REPAIR CURBING AND SIDEWALK AT THE SOUTHWEST INTERSECTION OF MARIETTA STREET AND LEWIS ROAD FOR AN AMOUNT NOT TO EXCEED \$3,014.40; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Dwayne Eberhart, Public Works Director, discussed the recommendation to award Ardito Construction to repair the broken curbs at Lewis Road and Marietta Street near the Bookworm Store.

No discussion was held.

[RES0 22-118](#) A RESOLUTION APPROVING AND RATIFYING THE MAYOR'S SIGNATURE TO EFFECT REPAIRS AT THE CITY'S SPLASH PAD IN THURMAN SPRINGS PARK AND TO CONDUCT REGULAR INSPECTIONS AND SERVICE CALLS TO MAINTAIN THE FOUNTAIN IN GOOD WORKING ORDER; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Travis Landrum, Parks Recreation and Cultural Affairs Director, discussed the request to have a vendor available to provide maintenance services throughout the calendar year, and to provide training for staff to assist.

No discussion was held.

[RES0 22-119](#) A RESOLUTION APPROVING A TEMPORARY PRIVATE BIRTHDAY EVENT AT THURMAN SPRINGS PARK AND THE HARDY FAMILY AUTOMOTIVE GROUP AMPHITHEATER; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Travis Landrum, Parks Recreation and Cultural Affairs Director, discussed the request for approval for a private birthday party at Thurman Springs Park on September 30th during the hours of 3:00pm - 10:00pm.

No discussion was held.

[RES0 22-120](#) A RESOLUTION APPROVING A TEMPORARY RECREATION EVENT PERMIT FOR THE CYSTIC FIBROSIS FOUNDATION CYCLE FOR LIFE EVENT AT THE HARDY FAMILY AUTOMOTIVE GROUP AMPHITHEATER; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Travis Landrum, Parks Recreation and Cultural Affairs Director, discussed the application request to utilize the Thurman Springs Park for the Cystic Fibrosis Foundation Cycle. Mr. Landrum added that the event is a 10, 25 and 50 mile ride beginning at 5:00am - 2:00pm.

Mayor asked will the participants be utilizing the Silver Comet Trail. Mr. Landrum replied that they will utilize the Oakview and Pineview Silver Comet Trail entrances.

Dinner Recess at 6:40pm

A motion was made by Council Member - Ward 2 Dawkins, seconded by Council Member - At Large Post Bordelon, that this Dinner Reces at 6:40PM be approved. The motion carried by the following vote:

Yes: 4 - Henry Lust, Doris Dawkins, Dwayne Green, and Patrick Bordelon

Absent: 1 - Patricia Wisdom

Dinner to Conclude at 7:10pm

A motion was made by Council Member - Ward 2 Dawkins, seconded by Council Member - Ward 3 Green, that this Conclusion of Dinner Recess at 7:10PM be approved. The motion carried by the following vote:

Yes: 4 - Henry Lust, Doris Dawkins, Dwayne Green, and Patrick Bordelon

Absent: 1 - Patricia Wisdom

[RES0 22-121](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LICENSE AGREEMENT WITH THE PROPERTY OWNER OF 4451 MARIETTA STREET, THE BOOKWORM, FOR THE REPLACEMENT AND EXTENSION OF THE DECK ON CITY PROPERTY ADJACENT TO THE CITY PARKING LOT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Tina Garver, Community Development Director, discussed the recommended agreement with The Bookwork business owner to replace and expand the existing deck that does encroach on the City's property.

Pam Conner, City Manager, added that this is similar to the license agreement the Mayor and Council approved for the Woodbridge Sign that encroached on City's property.

[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.

Shaun Myers, Planning and Zoning Manager, stated that the application was tabled at Planning and Zoning until September. Mr. Myers also mentioned that the applicant needed more time to revise site plans with the recommendations from TSW.

No discussion was held.

[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.

Shaun Myers, Planning and Zoning Manager, discussed that there is a request to table the application to September 19, 2022 to allow the applicant to revise, incorporate TSW's recommendations and continue further discussions with GDOT on access points.

Council asked are there any limit on times to table an application. Mr. Myers replied that he is not sure that there is a limit.

[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

Tina Garver, Community Development Director, stated that the City did a major amendment to the Code of Ordinances last December and hasn't been fully codified on the web. Mrs. Garver is recommending tabling to September 19, 2022 to make sure the last ordinance is complete before any changes to the existing ordinance.

No discussion was held.

[RES0 22-122](#)

A RESOLUTION AUTHORIZING THE SURPLUS AND SALE OF

TECHNOLOGY EQUIPMENT NO LONGER FUNCTIONAL OR NEEDED FOR MUNICIPAL PURPOSES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Kelly Axt, Administrative Services Director, discussed that there are some technology equipment no longer useful to the City and has been placed on GovDeals to auction for revenue. Mrs. Axt added that hard drives are removed so there are no compromised data.

No discussions held.

[RES0 22-123](#) Lobbying Proposal

Pam Conner, City Manager, received a proposal from a vendor to assist with discussions with GDOT, State Legislatures, businesses and strategic planning for transportation projects. Mrs. Conner also mentioned that their proposed fee would be at a cost \$20,000 however the Staff recommends narrowing down their proposals to GDOT and State Legislatures discussions by way of a down payment and remaining payment for success of project.

Mayor and Council agrees with the Staff's recommendation to narrow their proposal.

[RES0 22-125](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF AGREEMENT WITH COBB COUNTY WATER SYSTEM REGARDING THE ADJUSTMENT OR RELOCATION OF COUNTY WATER AND SEWER FACILITIES DURING CITY IMPROVEMENT PROJECTS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Chad Kastner, of Croy Engineering, discussed the letter of understanding between Cobb County Water System and the City of Powder Springs. Mr. Kastner mentioned that there are utilities that need to be relocated in the Powder Springs Road Project and that the City's contractor can move the utilities to stay on schedule and the County will reimburse the City for the cost.

No discussion was held.

[RES0 22-126](#) A RESOLUTION ACCEPTING AND APPROVING AN AMENDMENT TO THE COBB COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR PROGRAM YEAR 2022; AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT; RATIFYING EXECUTION OF SAID AMENDMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Pam Conner, City Manager, stated that the annual amendment to the CDBG

agreement is to establish Powder Springs as an entitlement city with an estimated amount until the amount is established through the Federal process.

No discussion held.

[RES0 22-127](#) A RESOLUTION AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 3800 BROWNSVILLE ROAD FOR THE SUM OF \$100,000; AUTHORIZING THE CITY ATTORNEY AND CITY MANAGER TO TAKE THE STEPS NECESSARY TO PURCHASE AND USE SAID PROPERTY; AUTHORIZING THE MAYOR TO EXECUTE DEEDS OR OTHER DOCUMENTS NEEDED TO COMPLETE SAID PURCHASE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

The matter was discussed during Executive Session.

[RPT 22-086](#) MITS present

Pam Conner, City Manager, discussed requesting a formal resolution to adopt the MITS (Most Important Tasks) to provide a formal direction.

No discussion was held.

[RPT 22-087](#) sanitation billing

Eric Meyer, Agency Director, discussed the sanitation consultant presentation of the sanitation delinquency rates, the impact on collections and possibility of increasing rates further. Mr. Meyer also mentioned internal discussions of adding the sanitation billing to the property tax bills. He went to state that other Counties and Cities presently does this type of billing which means one bill instead of four quarterly bill and lower delinquencies.

Mayor and Council asked how would you separate the homeowners from the renters; what is the delinquency percentage; and are there other billing options. Mr. Meyer replied that the homeowner would pay the tax bill with the sanitation billing added to it and recoup the cost from their tenant during the monthly rental fees; that there are roughly 5,800 billed customers and about 1,200-1,400 are not paying on time by the 15th; and that there have been discussions of auto pay enrollment incentives. City Manager Pam Conner added that the belief is that the percentages will go down by adding the sanitation bills to the tax bills or going forward the City may have to look at raising rates to cover expenses.

[RES0 22-128](#) A RESOLUTION AUTHORIZING THE COMMUNITY DEVELOPMENT DIRECTOR TO ISSUE A CERTAIN PERMIT TO POUR CONCRETE AT DOWNTOWN DEVELOPMENT SITES OUTSIDE NORMAL DEVELOPMENT HOURS UNDER CERTAIN CIRCUMSTANCES;

PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Pam Conner, City Manager, stated that there is a request from the downtown developer to do a concrete pour before 7am for couple of days as they are putting in the foundation for the buildings, pads and the walls. Mrs. Conner also mentioned that the intent is to have less of an impact in the downtown area.

Council asked will this create a noise issue for downtown residents. Mrs. Conner replied that it is not anticipated that it would create noise issues but did offer that they could do a limited approval if need be.

[ORD 22](#)
[-017](#)

Ordinance - Amendment to capital budget

Pam Conner, City Manager, the request is to table this matter to September 19, 2022 to allow time for her and the Finance Director to gather more information.

Travis Sims, Finance Director, provided a brief preview of the what to expect with the capital budget process.

Executive Session was called for the purpose of Real Estate, Litigation and Personnel Matters

A motion was made by Mayor Pro Tem - Ward 1 Lust, seconded by Council Member - Ward 2 Dawkins, that this Executive Session for Real Estate, Litigation and Personnel Matters be approved. The motion carried by the following vote:

Yes: 4 - Henry Lust, Doris Dawkins, Dwayne Green, and Patrick Bordelon

Absent: 1 - Patricia Wisdom

Executive Session concluded from the purpose of Real Estate, Litigation and Personnel Matters

A motion was made by Council Member - Ward 3 Green, seconded by Council Member - Ward 2 Dawkins, that this recess from Executive Session for Real Estate and Personnel matters was approved. The motion carried by the following vote:

Yes: 4 - Henry Lust, Doris Dawkins, Dwayne Green, and Patrick Bordelon

Absent: 1 - Patricia Wisdom

City Manager and Council Reports

Council Member Dawkins made no board reports or comments.

Council Member Lust attended the CMA monthly meeting in Smyrna and heard the discussion about affordable housing from Chairwoman Lisa Cupid.

Council Member Bordelon made mention that during the upcoming CMA Legislation Session home builder are trying to work around Planning and Zoning rules and strip cities of their building codes. Mr. Bordelon suggested lobbying efforts to maintain any legislative rights regarding Planning and Zoning.

Council Member Green thanked the staff and presenters in putting forth effort in making things happen in Powder Springs.

Recess to Next Scheduled City Council Meeting

A motion was made by Council Member - At Large Post Bordelon, seconded by Council Member - Ward 3 Green, that this Recess to August 15, 2022 at 6:30PM be approved. The motion carried by the following vote:

Yes: 4 - Henry Lust, Doris Dawkins, Dwayne Green, and Patrick Bordelon

Absent: 1 - Patricia Wisdom