



City of Powder Springs

City of Powder Springs
4484 Marietta Street
Powder Springs, GA 30127

Meeting Agenda

City Council

Mayor

Albert Thurman

Council Members:

*Henry Lust, Doris Dawkins, Nancy Farmer, Patrick Bordelon,
Patricia Wisdom*

Monday, July 20, 2020

7:00 PM

Municipal Courtroom & Via ZOOM Meetings

7PM CITY COUNCIL ZOOM MEETING

VIDEO <https://zoom.us/j/94600531724> | **AUDIO** 1-929-205-6099 Meeting ID: 946 0053 1724

Pre - Meeting Changed to 4:30 PM on July 20, 2020 via ZOOM

Join Zoom Meeting

<https://zoom.us/j/91301636378> Meeting ID: 913 0163 6378

1-929-205-6099 Meeting ID: 913 0163 6378

Pursuant to Governor Kemp's Executive Order Number 03.14.20.01 declaring a Public Health State of Emergency and in accordance with O.C.G.A. §50-14-1, this public meeting is only being conducted via the use of real-time audio-visual technology allowing the public simultaneous access to the public meeting.

Participation in Citizen Comments - as with an On-Site City Council Meeting - requires signing up with the City Clerk prior to the start of the meeting. The first twelve registering at kaxt@cityofpowdersprings.org or on-site will have the opportunity to address Mayor and Council for no more than five minutes per speaker. Sign up can be on-site for this meeting or via emails to kaxt@cityofpowdersprings.org. Registration begins at 6:40 PM thru 7:00 PM the day of the City Council Meeting. Those signing up to speak remotely will need to be participating on the ZOOM Video or Audio call to be recognized.

1. Call to Order

2. Invocation and Pledge of Allegiance

Invocation led by Dwayne Terry, Lead Pastor of Westgate Church

3. Approval of Minutes

City Council Meeting 6/15/20
City Council Work Session 07/15/20
Special Called City Council Meeting for Millage - 7/13/20 at 12PM
Special Called City Council Meeting for Millage - 7/13/20 at 6:30 PM

4. Mayor's Comments

5. Public Reports | Presentations

6. Citizens Comments

See Instructions Above

7. City Attorney

A. Consent Agenda

[RES0 20-109](#) A RESOLUTION DIRECTING THE RELEASE OF ESCROWED FUNDS TO VINEYARDS AT NEW MACLAND HOMEOWNERS ASSOCIATION, INC.; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-109 release of escrowed funds Vineyards at New Macland.doc](#)
[Re Vineyards 6121.pdf](#)
[20-06-29 RWC Letter to Eldon Bahasm re. Vineyard @ Macland HOA.DOC](#)
[Escrow Agreement signed by Arbor and 1499, Inc..pdf](#)

[RES0 20-110](#) A RESOLUTION REAPPOINTING SUSAN SMELSER AND DWAYNE GREEN TO THE DOWNTOWN DEVELOPMENT AUTHORITY; APPOINTING RICK STANDARD TO THE DOWNTOWN DEVELOPMENT AUTHORITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-110 Board Appointments DDA.doc](#)
[Rick Standard Application June 2020_Redacted.pdf](#)

[RES0 20-111](#) A RESOLUTION APPOINTING JANAY READMAN TO THE DEVELOPMENT AUTHORITY OF POWDER SPRINGS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-111 Board Appointment DAPS.doc](#)
[DAPS application.pdf](#)

[RES0 20-112](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ROOTED TRADING COMPANY, LLC TO FACILITATE USE OF CITY RECREATIONAL PROPERTY ON A NON-EXCLUSIVE BASIS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-112 Rooted agreement to use city recreational property.doc](#)
[agreement with Rooted for use of pond.DOCX](#)
[agreement with Rooted for use of pond.pdf](#)

[RES0 20-113](#) A RESOLUTION ACCEPTING A QUOTE FROM MARTIN-ROBBINS FENCE COMPANY FOR GUARDRAIL REPAIRS ON POWDER SPRINGS DALLAS ROAD AT FINCH ROAD AT A COST OF \$9,840.00; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO EFFECTUATE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-113 guardrail repair.doc](#)
[Quotes on Guardrail.pdf](#)

[RES0 20-115](#) A RESOLUTION APPROVING AND AUTHORIZING THE RENTAL OF PUBLIC PROPERTY FOR EIGHT WEEKS BEGINNING AUGUST 3, 2020 IN THE EVENINGS FROM 4:30PM TO 7:30PM FOR THE PURPOSE OF ACCOMMODATING A TEMPORARY CLASS EVENT AT THE DOWNTOWN PARK BY TOTAL KIDS RUN CLUB; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-115 Total Kids Run Club class.doc](#)
[Total Kids Run Club_Redacted.pdf](#)

[RES0 20-116](#) A RESOLUTION APPROVING AND AUTHORIZING THE USE OF PUBLIC PROPERTY ON SEPTEMBER 15 AND 29 AND OCTOBER 6 AND 20, FROM 10:30AM TO 12:30PM FOR THE PURPOSE OF ACCOMMODATING A TEMPORARY EVENT FOR A SIDEWALK SCIENCE PROJECT AT THE DOWNTOWN PARK BY JJs CHILDREN'S MUSEUM; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-116 JJs Childrens Museum temp event.doc](#)
[JJs Childrens Museum Application for Sidewalk Science_Redacted.pdf](#)
[JJs Childrens Museum Sidewalk ScienceSummary_Redacted.pdf](#)

[RES0 20-117](#) A RESOLUTION ACCEPTING THE PROPOSAL OF SPECIAL BLENDS MOBILE BARTENDING, LLC TO PROVIDE ADULT BEVERAGE SALES AT SELECT DOWNTOWN PARK EVENTS; APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO EFFECTUATE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020- 117 adult beverage sales at downtown park events.doc](#)

[RES0 20-118](#) A RESOLUTION UPDATING THE CITY OF POWDER SPRINGS FEE SCHEDULE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-118 Fee Schedule.doc](#)
[Exhibit A Fee Schedule Proposed Revision 072020.xls](#)

[RES0 20-119](#) A RESOLUTION APPOINTING MARINE HOLTZCLAW TO THE ARTS AND CULTURAL AFFAIRS COMMISSION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-119 Arts Commission Appointment.doc](#)
[Maxine Holtzclaw Arts application_Redacted.pdf](#)

[RES0 20-120](#) A RESOLUTION APPROVING AN AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH THE POWDER SPRINGS DOWNTOWN DEVELOPMENT AUTHORITY AND THE DOUGLAS ASSETS COMPANY WITH REGARD TO A TOWNHOUSE PROJECT AND THE CONSTRUCTION AND DEDICATION OF A NEW PUBLIC ROAD; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-120 Douglas amendment.doc](#)
[Douglas Douglas Assets - 6th Amendment to Agreement with Powder Springs .docx](#)
[Douglas Douglas Assets - 6th Amendment to Agreement with Powder Springs .pdf](#)

[RES0 20-121](#) A RESOLUTION ACCEPTING AND APPROVING THE BID QUOTATION FROM ALL HVAC SERVICES FOR HEATING, VENTILATION AND AIR CONDITIONING SERVICES FOR CITY FACILITIES FOR AN AMMOUNT OF \$9,500 FOR PREVENTATIVE MAINTENANCE; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO EFFECTUATE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [HVAC Bid Tabulation Sheet - Maintenance Contract.doc](#)
[RESOLUTION 2020-121 HVAC Services.docx](#)

[RES0 20-122](#) A RESOLUTION AUTHORIZING THE SURPLUSING AND SALE OF FIREARMS HELD BY THE POLICE DEPARTMENT WHICH HAVE EITHER BEEN ABANDONED OR USED IN A CRIMINAL PROSECUTION AND ARE NO LONGER NEEDED FOR SUCH PURPOSES TO SMYRNA POLICE DISTRIBUTORS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-122 surplus of firearms.doc](#)

[RES0 20-123](#) A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF ROADS AND PUBLIC SPACES IN OR ADJACENT TO THE DOWNTOWN PARK TO FACILITATE THE CITY OF POWDER SPRINGS CONCERT SERIES ON AUGUST 15 AND OCTOBER 3 AND THE SEAFOOD FESTIVAL PARK GRAND OPENING SEPTEMBER 11 TO SEPTEMBER 13; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [071020_Council Road Closure Requests.pdf](#)
[RESOLUTION 2020-123 Road Closures.doc](#)

[RES0 20-124](#) A RESOLUTION ACCEPTING THE CONVEYANCE OF PROPERTY FROM COBB COUNTY THAT IS LOCATED ON HOPKINS ROAD AND WAS ACQUIRED UNDER THE HAZARD MITIGATION GRANT PROGRAM AS A RESULT OF PAST FLOODING; AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS REQUIRED TO ACCEPT THE CONVEYANCE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020 124 Quitclaim Deed to City.doc](#)
[2020-07-16 Quitclaim Deed - 3504 Hopkins Road.pdf](#)

[RES0 20-125](#) A RESOLUTION AUTHORIZING THE CITY MANAGER TO COMPLETE AND SIGN CERTAIN FORMS PROVIDED BY THE GEORGIAL MUNICIPAL EMPLOYEE BENEFIT SYSTEM THAT ARE REQUIRED TO FILE A DETERMINATION LETTER FROM THE INTERNAL REVENUE SERVICE APPROVING PROVISIONS CONTAINED IN THE CITY OF POWDER SPRINGS GENERAL ADDENDUM TO DEFINED BENEFIT RETIREMENT PLAN DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020 125 IRS forms.doc](#)

[ORD 20 -014](#) AN ORDINANCE AMENDING THE CODE OF ORDINANCES RELATING TO VEHICLE WEIGHT LIMITS ON CERTAIN ROADS; REPEALING CONFLICTING ORDINANCES; ESTABLISHING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading - 6/15/20 2nd Reading - 7/20/20

Attachments: [Sec. 17.24. Commercial vehicle routes weight limits on city streets..doc](#)
[ORDINANCE 2020-014 Weight Limits.doc](#)

B. Regular Agenda | Public Hearing

[PZ 20--016](#) Variance: Reduce Rear setback for garage at 4321 Atlanta Street, Lot # 903

Attachments: [Draft Motion to Approve.pdf](#)
[Variance application - Garage Lolita.pdf](#)
[Site Plan/Survey](#)

[PZ 20--020](#) Design review: Pear Tree Wall sign located at 4440 Marietta Street, LL 875.

Attachments: [Draft Motion Peartree.pdf](#)
[Sign Plan](#)

[PZ 20--024](#) Design Review – Creekwood Plat

Attachments: [DRAFT MOTION](#)
[Creekwood final plat.pdf](#)

[ORD 20 -016](#) AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING TO THE OPERATION OF EMISSIONS FACILITIES IN THE NEIGHBORHOOD RETAIL COMMERCIAL DISTRICT AND THE OPERATION OF OUTDOOR CAFES ACCESSORY TO RESTAURANTS; TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING TO THE USE OF FIREWORKS IN THE CITY OF POWDER SPRINGS; TO AMEND THE CODE OF ORDINANCES RELATING TO THE NOISE REGULATIONS AND THE USE OF FIREWORKS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

1st Reading 7/20/20 2nd Reading 8/17/20

Attachments: [ORD 2020 - UDC and Code Amendments .doc](#)
[Sidewalk Cafe.doc](#)
[EMISSIONS.doc](#)
[Fireworks.pdf](#)

[ORD 20 -017](#) AN ORDINANCE AMENDING THE CODE OF ORDINANCES RELATING TO THE POWDER SPRINGS ALCOHOLIC BEVERAGE ORDINANCE TO AUTHORIZE DELIVERIES OF ALCOHOLIC BEVERAGES BY THE PACKAGE; TO CHANGE THE HOURS DURING WHICH PACKAGE SALES MAY TAKE PLACE ON SUNDAYS; REVISING PROVISIONS RELATED TO THE ENTERTAINMENT DISTRICT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

1st Reading 7/20/20 2nd Reading 8/17/20

Attachments: [ORDINANCE NO 2020-017 amendments to alcohol ordinance.DOC](#)

[ORD 20 -018](#) AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING TO THE STORAGE OF RECREATIONAL VEHICLES AND BOATS IN THE HEAVY INDUSTRIAL ZONING DISTRICT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

1st Reading 7/20/20 2nd Reading 8/17/20

Attachments: [ORDINANCE 2020-18 UDCAmendments RV Storage .doc](#)
[RV and Boat Storage.pdf](#)

[RES0 20-108](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CROY ENGINEERING TO PREPARE PLANS TO IMPROVE THE PEDESTRIAN CROSSING AT OLD AUSTELL ROAD AND MARIETTA STREET FOR AN AMOUNT NOT TO EXCEED \$5,400.00; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020-108 Old Austell Crossing.doc](#)

Table to August 17, 2020

[RES0 20-093](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH NATIONAL SIGN PLAZA TO DESIGN, MANUFACTURE AND INSTALL NEW AND REPLACEMENT WAYFINDING SIGNAGE AT THE CEMETERIES LOCATED WITHIN THE CITY CONSISTENT WITH THE APPROVED BRANDING DESIGN GUIDELINES AND UTILIZING THE APPROVED LOGO; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2020- 093 Cemetery Signage.doc](#)
[PS.QUOTE 2020-03 - CEMETERYSIGNS.pdf](#)

Table to September 21, 2020

8. Oaths of Office

9. City Manager and City Council Reports**10. Executive Session, if called for purposes of Real Estate, Litigation or Personnel Matters****11. Adjournment**

Following adjournment of Council Meetings, the Mayor and various Council Members often remain at the City Hall meeting room 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 | 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.