



City of Powder Springs

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

Meeting Agenda

City Council

Mayor

Albert Thurman

Council Members:

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

Monday, April 1, 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/84301989674>

Meeting ID: 843 0198 9674 Dial: 1-929-205-6099

2. Invocation and Pledge of Allegiance

3. Approval of Minutes

[2024 -030](#) City Council Agenda Minutes 03/18/2024

[2024 -031](#) City Council Work Session Minutes 03/27/2024

4. Mayor's Comments

5. 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.

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 -032](#) Proclamation - Safe Digging

Attachments: [Proclamation Safe Digging.doc](#)

7. City Attorney

A. Consent Agenda

[RES0 24-036](#) A RESOLUTION APPROVING THE PROPOSAL SUBMITTED BY HARDY FAMILY AUTOMOTIVE GROUP TO SECURE NAMING RIGHTS FOR THE AMPHITHEATER IN THURMAN SPRINGS PARK; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Bid Tab - Naming Rights at Amphitheater](#)
[Hardy Family Automotive Bid - Amphitheater Naming Rights Redacted](#)
[RESOLUTION 2024 - 036 Naming Rights Hardy Family](#)

[RES0 24-045](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS REQUIRED FOR ADDITIONAL WORK NEEDED TO COMPLETE THE NEW MUNICIPAL COMPLEX AT THE MUNICIPAL COURT PROPERTY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2024 - 045 Municipal Complex](#)

[RES0 24-047](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH SPINNAKER INSURANCE COMPANY FOR CYBER COVERAGE WITH FOR AN ANNUAL PREMIUM OF \$2034; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2024 - 047 Cyber Coverage](#)
[RESO 2024 - 047 Cyber](#)

[RES0 24-048](#) A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF VARIOUS ROADS WITHIN DOWNTOWN POWDER SPRINGS TO ACCOMMODATE CITY EVENTS AND CITY PARTNERSHIP EVENTS SCHEDULED FOR CALENDAR YEAR 2024; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2024 - 048 Event Road Closures](#)

[RES0 24-049](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A RENEWAL AGREEMENT WITH WAYNE WRIGHT TO CONTINUE TEMPORARY PROFESSIONAL SERVICES REQUIRED AS EXECUTIVE DIRECTOR FOR INFRASTRUCTURE AND DEVELOPMENT FOR A MONTHLY FEE OF \$6000; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

Attachments: [RESOLUTION 2024 - 049 Wayne Wright renewal temporary agency director](#)

[RES0 24-050](#) A RESOLUTION APPROVING AND ADOPTING A DIVERSITY, EQUITY, AND INCLUSION PROGRAM APPLICABLE TO CITY OF POWDER SPRINGS OPERATIONS, INCLUDING HIRING AND PROCUREMENT PRACTICES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

Attachments: [RESO 2024 - 050 EXHIBIT A DEI Program](#)
[RESO 2024 - 050 EXH B DEI PROCLAMATION](#)
[RESOLUTION 2024 - 050 DEI program](#)

B. Regular Agenda | Public Hearing

[AL-24-003](#) Alcohol Pouring License: Beer, Wine, Spirituous, and Sunday Sales. Havana Haven Restaurant. 4093 Marietta Street SW, Suite C.

Attachments: [AL24-003. Motion to Approve. 04012024](#)
[2024 alcohol app cassandra dallas HAVANA HAVEN LLC_Redacted](#)
[2024 alcohol app edward dallas HAVANA HAVEN LLC_Redacted](#)
[Survey_4093 Marietta Street_204859 Redacted](#)

[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: [Brown. Annexation Application Redacted](#)
[Brown. Attachments Redacted](#)
[Exhibit A. Legal Discription](#)
[ORDINANCE 2024 - 004 Annexation Barrett William Brown](#)
[FINAL SIGNED Non-Objection ANN-3-2024 Barrett Pky and Laura Brown Rd Redact](#)

The recommendation is to table ORD 24-004 to April 15, 2024. Related to agenda item PZ 24-005.

[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: [PZ24-005. Motion to TABLE. 04012024](#)
[Brown. Rezoning Application Redacted](#)
[Brown. Attachments Redacted](#)
[FINAL SIGNED Non-Objection ANN-3-2024 Barrett Pky and Laura Brown Rd Redact](#)
[Executed Tabled to 04-01-2024 Motion PZ 24-005](#)

The recommendation is to table PZ 24-005 to April 15, 2024. Related to agenda item ORD 24-004.

[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: [Vida. Annexation Application Redacted](#)
[Vida. Attachments](#)
[Exhibit A. Legal Discription](#)
[ORDINANCE 2024 - 006 Annexation Barrett Vida](#)
[FINAL SIGNED ANN-4 Notice of Non-Objection Barrett Pky N of Powder Springs](#)

The recommendation is to table ORD 24-006 to April 15, 2024. Related to agenda item PZ 24-007.

[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: 19079000010 (portion). Applicant: Vida Companies, LLC.

Attachments: [PZ24-007. Motion to TABLE. 04012024](#)
[Powder Springs - Project Examples](#)
[Vida. Rezoning Application Redacted](#)
[Vida. Attachments](#)
[FINAL SIGNED ANN-4 Notice of Non-Objection Barrett Pky N of Powder Springs](#)
[Executed Tabled to 04-01-2024 Motion PZ 24-007](#)
[Gallery Residential 03.13.2024](#)

The recommendation is to table PZ 24-007 to April 15, 2024. Related to agenda item ORD 24-006.

[ORD 24 -007](#) AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE RELATING TO PERMITTED AND SPECIAL USES, SPECIFIC USE PROVISIONS, VARIANCE STANDARDS, AND HOME OCCUPATIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.
1st reading April 1, 2024; 2nd reading April 15, 2024.

Attachments: [Exhibit B. Home occupations](#)

[ORD 24 -008](#) AN ORDINANCE AMENDING THE CODE OF ORDINANCES WRECKER SERVICES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

1st Reading and Introduction: April 1, 2024 2nd Reading and Public Hearing: April 15, 2024

Attachments: [ORDINANCE 2024 - Wrecker Service](#)

[PZ 24-008](#) Special Use Request to allow a car wash in a CRC zoned district. The property is located at 3915 Austell Powder Springs Road (Stars Car Wash), within land lot 905 of the 19th District, 2nd Section, Cobb County, Georgia. PIN: 19090500060.

Attachments: [PZ24-008. Motion to APPROVE. 04012024](#)
[Special Use Application Redacted](#)
[Site Plan](#)
[Executed Tabled to 04-01-2024 Motion PZ 24-008](#)

[PZ 24-010](#) Special Use Request for Kathy's Overstock to operate used merchandise sales within a portion of the principal building. The property is located at 3982 Austell Powder Springs Road, within land lot 905 of the 19th District, 2nd Section, Cobb County, Georgia. PIN: 19090500190.

Attachments: [PZ 24-010. Motion. 04012024](#)
[SU Application Package Redacted](#)

[PZ 24-011](#)

Appeal of Administrative Decision. Administrative Design Review for GA Grooming Academy, 3911 Dillard Street.

Motion to suspend action on design review under PZ-24-011 at 3911 Dillard Street for the dog sculpture on display at said location and to suspend the enforcement action currently on file as it pertains to said structure until standards are developed for the placement of this and other accessory structures as yard displays. The effect is that the existing dog structure will be allowed to remain as placed and formal action on the request or appeal will occur when those standards are adopted.

Attachments:

[MOTION PZ 24-011](#)

[Appeal Application Redacted](#)

[Dog Location](#)

[Artistic Dog Installation.](#)

[Plan Comment Letter 24PDR-ADR00006 \(24-02-19\)](#)

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 | 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.

ADA Statement - Accessibility to meetings: If you need the City to provide special accommodations in order to participate in the above meeting, please call Tamara Newkirt, Deputy City Clerk, at 770-943-1666, ext.303 or tnewkirt@cityofpowdersprings.org at least 48 hours before that meeting.