



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, August 16, 2021

7:00 PM

Municipal Courts & VIA ZOOM

ONSITE AT MUNICIPAL COURTS-4483 Pine View Dr.

City Council Meeting & 6:30 PM Pre- Meeting

Join Zoom Meeting

VIDEO <https://zoom.us/j/97479591586> Meeting ID: 974 7959 1586

AUDIO 1-929-205-6099 Meeting ID: 974 7959 1586

Pursuant to Mayor Thurman's Executive Order Number 2021-1 renewing his Declaration of Emergency and imposing certain conditions, 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.

1. Call to Order

2. Invocation and Pledge of Allegiance

Minister Philip Hazard, Jr. with Atlanta North Christadelphians

3. Approval of Minutes

Special Called City Council Meeting Minutes 07/19/2021 at 6:00pm

City Council Meeting Minutes 07/19/2021

City Council Work Session Minutes 08/11/2021

4. Mayor's Comments

Executive Order 21-002 - Renewing his Declaration of Emergency

EXECUTIVE ORDER NO. 2021-3

BY THE MAYOR PRO TEM ACTING AS MAYOR

AN EXECUTIVE ORDER OF THE MAYOR OF THE CITY OF POWDER SPRINGS RENEWING HIS DECLARATION OF EMERGENCY AND IMPOSING CERTAIN CONDITIONS AS A RESULT OF THE CURRENT DECLARED STATE OF EMERGENCY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the City of Powder Springs, Cobb County, the state of Georgia and the United States have experienced an event of critical significance as a result of the novel coronavirus (COVID-19) pandemic in 2020, with its effects continuing and vaccination rates remaining low; and

WHEREAS, as of Friday, August 13, 2021, 48.1% of Georgians have received at least one dose of the COVID-19 vaccine, while 39.4 % are fully vaccinated. Cobb County's vaccination rates are outpacing the state, with 52.3% of the county's residents having received at least one dose and 47% fully vaccinated.

WHEREAS, the City will continue to do its part to increase vaccine rates by continuing to partner with Cobb & Douglas Public Health through offering free COVID-19 vaccinations; and

WHEREAS, pursuant to the Code of Ordinances, the Mayor is vested with the power to declare an emergency until the conditions requiring the declaration are abated, and to implement local emergency measures to protect life and property, or to bring the emergency situation under control; and

WHEREAS, the Mayor did previously issue a Declaration of Emergency relative to the COVID-19 pandemic after which the Governor of the State of Georgia issued a series of Executive Orders providing for measures to be observed statewide in response to such public health emergency; and

WHEREAS, in the informed judgment of the Mayor, there continue to exist emergency circumstances throughout the City as a result of the COVID-19 pandemic warranting a renewed Declaration of Emergency and requiring extraordinary and immediate corrective actions for the protection of the health, safety, and welfare of the citizens of the City of Powder Springs, Cobb County, Georgia; and

WHEREAS, a critical component of the public response to the COVID-19 pandemic is to wear masks and practice "social distancing" by minimizing contact between people residing in different households as much as possible;

NOW, THEREFORE, pursuant to the authority vested in me by local and state law;

IT IS HEREBY DECLARED that a local state of emergency exists and shall continue until the conditions requiring this declaration are abated.

WHEREFORE, I hereby issue the following Executive Order:

SECTION ONE

The declaration of emergency includes the implementation of Powder Springs Code Sections 19-1 through 19-7, inclusive.

SECTION TWO

Beginning on August 19, 2021 at 12:01 am and continuing for thirty (30) days, unless renewed or until terminated, revoked or amended by subsequent action, the following restrictions, made pursuant to the Mayor's authority shall be imposed in the City:

- Any person showing symptoms recognized by the CDC as indicators of COVID-19 shall refrain from entering public buildings, restaurants, shops, other businesses, public transportation facilities and all other areas where the public ingresses or egresses. Such person should seek medical attention and follow the directions of their Primary Care Physician until given the clearance to return to public interaction.*

- *All individuals in public places must maintain and restrict in person contact as much as possible and maintain distance between individuals, and all individuals entering city facilities shall wear a mask.*
- *All public meetings of the City of Powder Springs and its boards, commissions and committees may be conducted by way of teleconference pursuant to the provisions of O.C.G.A. §50-14-1 (g) via Zoom or similar platform as well as in-person, subject to social distancing, masks and screening protocols of each attendee.*

SECTION THREE

This Executive Order shall be effective immediately and shall remain in effect only for the time allowable under the Code of Ordinances, and it is not intended to, and does not, create any right, benefit, claim, cause of action, substantive or procedural, enforceable at law or in equity by any party against the City of Powder Springs, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

SO ORDERED this 16th day of August, 2021.

*Henry Lust, Mayor Pro Tem, acting on behalf
Al Thurman, Mayor, City of Powder Springs, Cobb County, Georgia*

5. Public Reports | Presentations

[PR 21-005](#) Presentation – student award

Attachments: [ShopLocal_logo-01.png](#)

6. Citizen Comments

7. City Attorney

A. Consent Agenda

[RES0 21-112](#) A RESOLUTION APPROVING AND AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH SAFEUILT, INC. TO PROVIDE CERTAIN CODE ENFORCEMENT SERVICES FOR AN ANNUAL SUM OF \$168,000; AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH SAFEUILT, INC.; RATIFYING THE ACTION OF THE MAYOR EXECUTING SAID AMENDMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Powder Springs, GA \(City\) Amend One \(CE\) DRAFT 07.28.21VR1.doc](#)
[RESOLUTION 2021-112 SAFEuilt Code Enf.doc](#)

[RES0 21-113](#) A RESOLUTION AUTHORIZING THE SURPLUSING AND SALE OF FILE CABINETS WHICH ARE NO LONGER NEEDED FOR COMMUNITY DEVELOPMENT OR OTHER MUNICIPAL PURPOSES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [File Cabinet Images.pdf](#)
[RESOLUTION 2021-113 surplus of file cabinets.doc](#)

[RES0 21-114](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH S.H. CREEL CONTRACTING FOR A SUM OF \$8,750 TO DEMOLISH AND REMOVE A DILAPIDATED FENCE AROUND A CITY-OWNED DETENTION POND AND INSTALL A REPLACEMENT SIX-FOOT BLACK CHAIN LINK FENCE; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Estimate 1014 from SH Creel Contracting.pdf](#)
[Estimate 1015 from SH Creel Contracting.pdf](#)
[RESOLUTION 2021-114 Detention Pond Fence.doc](#)

[RES0 21-117](#) A RESOLUTION RENEWING THE APPOINTMENT OF ANITA BOOKER TO THE DOWNTOWN DEVELOPMENT AUTHORITY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-117 Board Appointments DDA.doc](#)

[RES0 21-118](#) A RESOLUTION RENEWING THE APPOINTMENT OF KRYSTAL WATTLE, MARIE CETRULO AND TRACY REESE TO THE DEVELOPMENT AUTHORITY OF POWDER SPRINGS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-118 Board Appointments DAPS.doc](#)

[RES0 21-119](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF SMYRNA TERMINATING SMYRNA'S 911 EMERGENCY CALL ANSWERING SERVICES AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A NEW INTERLOCAL AGREEMENT WITH COBB COUNTY TO PROVIDE SUCH 911 EMERGENCY CALL ANSWERING SERVICES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [911 Termination Agreement.pdf](#)
[RESOLUTION 2021-119 termination of 911 Agreement with Smyrna.DOC](#)

[RES0 21-121](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A DEDUCTIVE CHANGE ORDER TO THE AGREEMENT WITH BARTOW PAVING RELATING TO THE INTERSECTION IMPROVEMENTS AT RICHARD D SAILORS PARKWAY AND US278; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [CO 1 Final to Bartow Paving cc Pam Conner.pdf](#)
[RESOLUTION 2021-121 Bartow Deductive Change order.doc](#)

[RES0 21-122](#) A RESOLUTION APPROVING AND AUTHORIZING A TEMPORARY EVENT PERMIT FOR THE USE OF BROAD STREET ON SEPTEMBER 4, 2021 FROM 10AM TO 9PM FOR THE PURPOSE OF ACCOMMODATING AN EVENT TO CELEBRATE THE ONE YEAR ANNIVERSARY OF THE BUSINESS OPENING; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Application Temp Event - Rooted - Sept 4th.pdf](#)
[RESOLUTION 2021-122 Rooted temp event.doc](#)

[RES0 21-123](#) A RESOLUTION SUSPENDING A POLICY RELATING TO THE FREE USE OF THE FORD CENTER RECEPTION HALL AND CULTURAL ARTS CENTER; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-123 Suspension of Free Use Policy.doc](#)

[RES0 21-125](#) A RESOLUTION APPROVING AND AUTHORIZING THE USE OF PUBLIC PROPERTY ON SEPTEMBER 26, 2021 FROM 8:00 AM TO 3:00 PM FOR THE PURPOSE OF ACCOMMODATING THE ANNUAL BICYCLE RIDE ACROSS GEORGIA; AUTHORIZING THE TEMPORARY CLOSURE OF HOPKINS AND MACEDONIA ROADS AND THE WILD HORSE TRAIL; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [Application Temp Event Recreation 2021.pdf](#)
[RESOLUTION 2021-125 BRAG bike event.doc](#)

[RES0 21-126](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE APPLICATIONS FOR FUNDING ASSISTANCE FOR PROJECTS IDENTIFIED BY THE CITY OF POWDER SPRINGS IN ITS LIVABLE CENTERS INITIATIVE PLAN, SPECIAL PURPOSE LOCAL OPTION SALES TAX PROGRAM OR ITS COMPREHENSIVE PLAN; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-126 Grant Applications.doc](#)

[RES0 21-127](#) A RESOLUTION ADOPTING THE COBB COUNTY HAZARD MITIGATION PLAN PREPARED BY THE COBB COUNTY EMERGENCY MANAGEMENT AGENCY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-127 hazard mitigation plan.doc](#)

[RES0 21-128](#) A RESOLUTION APPROVING AND AUTHORIZING THE REALLOCATION OF CAPITAL PROJECTS FUNDS FROM THE LINEAR PARK TRAFFIC SIGNAL TO CERTAIN OTHER ONE-TIME EXPENDITURES; DIRECTING THE CITY MANAGER TO DEDUCT \$150,943 FROM THE LINEAR PARK SIGNAL BUDGET FOR CERTAIN ONE-TIME PURCHASES; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-128 capital purchases.doc](#)

[RES0 21-129](#) A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR CERTAIN PROFESSIONAL SERVICES RELATED TO IMPLEMENTATION OF THE CITY'S ANNEXATION PLAN AND STRATEGY FOR A SUM OF \$30,000; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Attachments: [RESOLUTION 2021-129 Implement Annexation Professional Services.doc](#)

B. Regular Agenda | Public Hearing

[PZ 21--033](#) Site Plan Review – Downtown Development Project

Attachments: [Draft Motion](#)
[Downtown Development Overlay Site Design Review Application Form- NGI Powder.](#)

[MOT 21 -005](#) ANTE LITEM ACTION

[MOT 21 -006](#) ANTE LITEM ACTION

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.