



## REGULAR COUNCIL MEETING

MONDAY, MAY 06, 2024 at 7:00 PM

THREADMILL COMPLEX

### MINUTES

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**Present: Mayor, Council Members, City Attorney, Directors & Deputy Chief Harrell**

**Absent: Marlin Lamar & Chief Scott Hamilton**

#### 1. CALL TO ORDER

- A. Invocation - Pastor Dorcas Rodriguez - Austell First United Methodist Church
- B. Pledge of Allegiance
- C. Add Items to Agenda
  - 9 C - Motorcycle Purchase VIN Error Update
  - 15 A - SDS Resolution

Motion made to approve by Anderson, Seconded by Myrick.

Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

#### 2. CONSENT AGENDA – INFORMATION AND UPDATE

(No action required by Council – See Specific Department Director before a Meeting)

#### 3. CONSENT AGENDA

- A. Approve Bills
- B. Approve Legal Bills
- C. Approve Minutes of Regular Council Meeting

Motion made to approve by Anderson, Seconded by Myrick.

Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

#### 4. EXCEPTION TO CONSENT AGENDA

Attorney Kimbrough stated the need to go into executive session for a potential legal matter.

Mr. Myrick made a motion to go into executive session. Seconded by Mrs. Adams. 5-0

No motions were made, and no votes were taken.

#### 5. CITIZENS REPORT

Derrick Caffee thanked everyone who came to the Austell downtown walk. He asked if there was an update on the Railroad Quiet Zone and the city manager position. Mayor Clemons stated that the

Quiet Zone issue is moving faster and is still being discussed and the City Manager position is in the legislative portion due to the form of government having to change, therefore our charter must change.

**6. GAS SYSTEM REPRESENTATIVE**

**Ollie Clemons**

Attorney Kimbrough stated we are slightly over from where we were in 2023 and the rates have decreased going into summer.

**7. FINANCE REPORT**

**Valerie Anderson, Chairperson**

**Denise Lowe, Director**

A. Monthly Financial Report

**8. GENERAL ADMINISTRATION**

**Devon Myrick, Chairperson**

**Elizabeth Young, Director**

A. No Report

**9. POLICE DEPARTMENT**

**Sandra Leverette, Chairperson**

**Scott Hamilton, Police Chief**

A. Patrol & CIU Stats

B. Request for Central Square Records Management System Purchase

Chief Hamilton is requesting approval to purchase the Central Square Records Management System. The vendor approval, price quote, and payment breakdown have been provided.

Motion made to approve by Leverette, Seconded by Myrick  
Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

C. Motorcycle Purchase VIN Error Update

On March 6, 2023, the Austell City Council members approved the surplus sale of two (2) motorcycles: 1) 2008 Harley Davidson -VIN# 1HD1FHM148Y637165 and 1) 2008 Harley Davidson – VIN# 1HD1FHM138Y636024.

After being sold on March 22, 2023, it was later discovered that the actual VINs were different from those listed above.

The correct and accurate information for the two (2) motorcycles sold are 1) 2010 Harley Davidson Motorcycle VIN# 1HD1FHM15AB618584 AND 1) 2010 Harley Davidson Motorcycle VIN# 1HD1FHM16AB621591. This information has been thoroughly verified and is now the official record.

This memo is a document that serves to rectify the minutes and ensure they accurately reflect the correct information regarding the motorcycles sold.

Motion made to approve by Leverette, Seconded by Anderson  
Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

**10. FIRE DEPARTMENT**

**Meredith Adams, Chairperson**  
**Brandon Merritt, Fire Chief**

A. Monthly Run Report

**11. PUBLIC WORKS DEPARTMENT**

**Marlin Lamar, Chairperson**  
**Bo Garrison, Director**

A. No Report

**12. PARKS DEPARTMENT**

**Devon Myrick, Chairperson**  
**Darrell Weaver, Director**

A. No Report

**13. COMMUNITY AFFAIRS**

**Melanie Elder, Chairperson**  
**Darrell, Weaver, Director**

A. April 2024 Code Enforcement Report

B. Public Hearing: 2024-01 SLUP request by All-Star Truck & Auto Repair, LLC for vehicle and truck storage located at 2955 Line Street, Austell, GA.

Attorney Kimbrough opened the public hearing.

Mrs. Anderson recused herself due to a conflict of interest with the applicant. Mr. Kimbrough swore in the applicant. Attorney Charles Black was representing the applicant. The applicant spoke regarding compliance issues on the property. Councilmembers asked questions of the applicant. Ms. Nikki Elder spoke in opposition to this request.

Mr. Myrick made a motion to close the public hearing. Seconded by Sandra Leverette.  
Motion passed 4-0.

Mr. Myrick made a motion to deny the request. Seconded by Mrs. Leverette. Motion passed 3-1.

Voting Yea to deny: Leverette, Myrick, Elder  
Voting Nay: Adams

C. Public Hearing: 2024-02 SLUP request by Brittany Hoke (One Two Tree) for equipment and truck parking/storage located at 5387 Austell Powder Springs Road, Austell, GA.

Attorney Kimbrough opened the public hearing and swore in the applicant, Brittany Hoke. Ms. Hoke explained why she needed this space. Council members asked questions of Ms. Hoke. Mrs. Ann Turner spoke in favor of this request. Ms. Stephanie Sewell spoke in opposition of this request.

Ms. Elder made a motion to close the public hearing. Seconded by Mrs. Adams. Motion passed 5-0

Ms. Elder made a motion to deny the request. Seconded by Mr. Myrick. Motion passed 5-0

Voting Yea to deny: Anderson, Leverette, Myrick, Adams, Elder

D. Threadmill Complex Tenant List

E. Public Hearing for 2024-03R & 2024-04A - Causey Road

Attorney Kimbrough opened the rezoning public hearing and swore in Keith Cannon, the representative for the applicant.

Mr. Cannon described the development and council members asked questions regarding the development. Mr. William Carroll had concerns regarding development.

Mr. Myrick made a motion to close the rezoning public hearing. Seconded by Mrs. Anderson. Motion passed 5-0.

Ms. Elder motioned to approve the rezoning of 2024-03R & 2024-04A - Causey Road. Seconded by Mrs. Anderson. Motion passed 5-0.

Attorney Kimbrough opened the annexation public hearing. No one spoke in opposition.

Mr. Myrick made a motion to close the annexation public hearing. Seconded by Ms. Elder. Motion passed 5-0.

Ms. Elder motioned to approve the annexation of 2024-03R & 2024-04A Causey Road. Seconded by Mr. Myrick. Motion passed 5-0.

## **14. HUMAN RESOURCES**

A. No Report

## **15. ATTORNEY, DUPREE & KIMBROUGH**

A. SDS Resolution

Motion made to approve by Elder, Seconded by Anderson.  
Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

**16. MAYOR'S REPORT**

- A. Mayor Clemons made everyone aware of the Mayor's 5K on May 18 and thanked everyone who participated in the Dragon Boat Race.

**17. ADJOURN**

Motion made to adjourn by Myrick, Seconded by Anderson  
Voting Yea: Anderson, Leverette, Myrick, Adams, Elder

Mayor

Ollie Clemons

Attest

Edyathell Jones

Date

6-6-2024