



REGULAR COUNCIL MEETING
MONDAY, NOVEMBER 06, 2023 at 7:00 PM
CITY HALL BUILDING
MINUTES

1. CALL TO ORDER

- A. Pastor Malcom Lewis - Beacon of Light Church
 - B. Pledge of Allegiance
 - C. Add Items to Agenda
 - 13 D - Privilege License
 - 14 B - SDS Independent Contractor Agreement
 - 14 C - Austell Gas Franchise Agreement/City of Mableton
- Motion made by Anderson, Seconded by Myrick.
Voting Yea: Leverette, Adams, Elder, Lamar

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 by Anderson, Seconded by Adams
Voting Yea: Leverette, Myrick, Elder, Lamar

4. EXCEPTION TO CONSENT AGENDA

5. CITIZENS REPORT

Joy Anderson read an email regarding East Meets West. Attorney Kimbrough stated this is in litigation and cannot be discussed.

Derek Caffee stated that Create Austell is planning a walking tour through Austell in early 2024.

6. GAS SYSTEM REPRESENTATIVE

Ollie Clemons

Attorney Kimbrough stated we are a little behind last year by about 1 1/2 days and everything else is going good.

7. FINANCE REPORT

Valerie Anderson, Chairperson

Denise Lowe, Director

A. Monthly Financial Report

8. GENERAL ADMINISTRATION

Melanie Elder, Chairperson

Elizabeth Young, Director

A. No Report

9. POLICE DEPARTMENT

Devon Myrick, Chairperson

Scott Hamilton, Police Chief

A. Stats

B. BVP (Bulletproof Vest Partnership) Grant Approval - For Informational Purposes Only
The Bureau of Justice Assistance (BJA) awarded the Austell Police Department \$7,000 in federal funding to assist in purchasing ballistic vests and vest carriers. The Bulletproof Vest Partnership grant is a possible continuous annual grant opportunity for the police department.

C.RMS (Record Management System) PowerPoint - For Informational Purposes Only
PowerPoint presentation was presented at pre-agenda.

D. Demonstration of newly assigned Rifles & Less Lethal Shotguns by Lt. Taylor

10. FIRE DEPARTMENT

Marlin Lamar, Chairperson

Brandon Merritt, Fire Chief

A. Fire Report

11. PUBLIC WORKS DEPARTMENT

Sandra Leverette, Chairperson

Bo Garrison, Director

A. No Report

12. PARKS DEPARTMENT

Meredith Adams, Chairperson

Darrell Weaver, Director

A. No Report

13. COMMUNITY AFFAIRS

Valerie Anderson, Chairperson
Darrell, Weaver, Director

A. Code Enforcement Report

B. Threadmill Complex HVAC Replacement Bid Approval

It is the recommendation of the Community Affairs Department to accept and approve the bidding of Maxair Mechanical as the lowest bidder in the amount not to exceed \$1,119,899.00 which includes \$1,023,761.00 for the HVAC System, \$76,138.00 for extra boilers to retain as backups and \$20,000.00 as a contingency for potential increases.

Bidders:

Name	Amount
Maxair Mechanical	\$1,023,761.00 HVAC System \$76,138.00 extra boilers \$20,000.00 contingency \$1,119,899.00 total
Caliber 1	\$1,750,167.00 HVAC System \$133,012.00 extra boilers \$50,000.00 contingency \$1,933,179.00 total

The funds will be disbursed from SPLOST.

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

C. Austell Powder Springs Multi-Use Trail Concept Report Adoption

Beginning in the Spring of 2022, Staff has worked with Cobb County, Powder Springs, Heath and Lineback and Perez Planning to complete an in-depth study to create a multi-use trail along Austell Powder Springs Road from downtown Austell (Broad Street) connecting to the Silver Comet Trail in Powder Springs. After a series of public input meetings, stakeholder meetings and staff meetings, the feasibility study is now complete and approved by the Cobb County Board of Commissioners at their October 10, 2023 Board meeting. Austell and Powder Springs will now need to approve the document to move forward into the funding stages to complete the project. Staff is recommending approval of the feasibility study as completed. The study is attached for your reference.

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

D. Alcohol Privilege License Approval for Maxham BP, Inc. & Pat Maxwell's Place

Attached is an Alcohol Privilege License request received from Maxham BP, Inc. located at 141 Maxham Road, Austell, GA 30168, and Pat Maxwell's Place, located at 2710 Jefferson St., Austell, GA 30168. The applicants are the new owners of the business and have conducted and passed the required background check by the Austell Police Department. Staff recommends approval of the requests listed.

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

14. ATTORNEY, DUPREE & KIMBROUGH

A. Ethics Resolution

This resolution is due for renewal every 4 years per GMA.

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

B. Independent Contractor Agreement

Every 4-5 years we must renew the Service Delivery Strategy agreement with Cobb County. Balli Law Firm has been hired to facilitate this with all of Cobb cities.

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

C. Franchise Agreement – City of Mableton & Austell Gas System

This has been approved by the City of Mableton Mayor and Council and there is a 3% franchise fee for all the customers that are in the City of Mableton.

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

15. MAYOR'S REPORT

A. Civility Resolution

Becoming a City of Civility involves adopting a civility resolution that aligns with the recommendations approved by the GMA Board of Directors and agreeing to the civility pledge based on the nine pillars of civility.

In April, the initiative was expanded to include local government non-profit associations. There are now 89 Cities of Civility and four Organizations of Civility in the program.

The process has three steps a city should follow to become a “City of Civility”:

1. Download the model Resolution on the GMA [website](#).
2. Adopt the Resolution at a Council Meeting.
3. Email a scanned and signed copy of the Resolution to gcs@gacities.com

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

B. A.A.C.I.C. Request for Funds

Attached is the A.A.C.I.C. request for funds from our annual committee meeting.

Motion made by Myrick, Seconded by Leverette

Voting Yea: Anderson, Elder, Adams, Lamar

Attorney Kimbrough stated we need to go into executive session for an employee matter and litigation.

Motion made by Anderson, Seconded by Adams

Voting Yea: Leverette, Elder, Myrick, Lamar

Mayor Clemons stated that no motions were made & no votes were taken.

16. ADJOURN

Motion made by Myrick, Seconded by Adams

Voting Yea: Anderson, Elder, Leverette, Lamar

Mayor

Attest

Date