



## CITY COUNCIL REGULAR SESSION

Monday, May 02, 2022 at 7:00 PM  
Council Chambers and YouTube Livestream

### MISSION STATEMENT

It is the mission of the City of Forest Park to enhance, strengthen, and grow our city by collaborating with our community to provide the highest level of service. Striving to be recognized as a diverse community that values and respects all members. We will strive to provide fair, professional, and courteous service through transparency and open communication. As we work to achieve this mission, we will have integrity beyond reproach while employing fiscal discipline and innovation. In this work there are no praises and raises for mediocrity.

**Website:** [www.forestparkga.gov](http://www.forestparkga.gov)  
**YouTube:** <https://bit.ly/3c28p0A>  
**Phone Number:** (404) 366.1555

**FOREST PARK CITY HALL**  
745 Forest Parkway  
Forest Park, GA 30297

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James  
The Honorable Hector Gutierrez  
The Honorable Allan Mears

The Honorable Dabouze Antoine  
The Honorable Latresa Akins-Wells

Dr. Marc-Antonie Cooper, City Manager  
S. Diane White, City Clerk  
Mike Williams, City Attorney

## AGENDA

### VIRTUAL MEETING NOTICE

**DISCLAIMER:** For in-person attendance, all CDC requirements of Masks and Social Distancing is recommended.

**To watch the meeting via YouTube - <https://bit.ly/3c28p0A>**

The Council Meetings will be livestream and available on the City's

YouTube page - "**City of Forest Park GA**"

**CALL TO ORDER/WELCOME:**

**INVOCATION/PLEDGE:**

**ROLL CALL - CITY CLERK:**

**PRESENTATIONS:**

- 1. Swearing in of Planning Commission Board Member Andy Porter**– Planning & Community Development Department
- 2. Proclamation - Recognizing Municipal Clerks Week** – Executive Office

**Background/History:**

To recognize the vital and appreciated services performed by Municipal and Deputy Clerks in serving the changing needs of their communities.

This May will be the 53rd Annual Professional Municipal Clerks Week, initiated in 1969 by IIMC and is endorsed by all of its members throughout the United States, Canada and 15 other countries. In 1984 and in 1994, Presidents Ronald Reagan and Bill Clinton, respectively, signed a Proclamation officially declaring Professional Municipal Clerks Week the first full week of May and recognizing the essential role Municipal Clerks play in local government.

IIMC is a professional association of City, Village, Town, Township, Borough and County Clerks, Secretaries and Recorders. IIMC prepares its members to meet the challenges of the diverse role of the Municipal and Deputy Clerk by providing services and continuing professional development opportunities to benefit members and the government entities they serve. Founded in 1947 in French Lick, Indiana, IIMC has 14,700 members throughout the United States, Canada and 15 other countries.

## **PUBLIC HEARINGS:**

- 3. Approve Conditional Use Permit at 5370 Ash Street - PUBLIC HEARING** – Planning & Community Development Department

### **Background/History:**

The applicant, Kelvin Waters, is requesting a Conditional Use Permit to operate a church, school, and associated offices at 5370 Ash Street. This property is in the Single-Family Residential District (RS). Places of worship, private schools, and daycares require conditional use permits to operate in the Single-Family Residential District. Currently, the property houses occasional worship services and a virtual learning school.

Staff recommended Approval of Conditional Use Permit to allow a church, school, and a daycare in the Single-Family Residential (RS) District with the following conditions:

The applicant and/or his tenants cannot operate a trucking or freight business in this location.

The applicant and/or his tenants may be allowed to operate a church, school, and a daycare and offices associated with those uses. However, no other offices or commercial uses will be permitted.

Storage of vehicles, trucks, and trailers is prohibited.

Violation of these conditions will result in the loss of the conditional use permit and associated business licenses.

The Planning Commission voted to approve the Conditional Use Permit with Conditions.

- 4. Council Approval of Text Amendments - PUBLIC HEARING** –Planning & Community Development Department

### **Background/History:**

In September 2021, the City Council approved the City of Forest Park's new Zoning Ordinance and Sign Ordinance. With these changes, the Planning & Community Development Department has discovered some areas of these ordinances that need to be amended for clarity. The requested text amendments will

not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.

**5. Council Approval of Technical Map Amendments PUBLIC HEARING**– Planning & Community Development Department

**Background/History:**

The Planning & Community Development Department is proposing several map amendments. PC-2022-02 (MAP) includes changes to the zoning map.

In September 2021, the City of Forest Park City Council adopted a new Zoning Ordinance and new Zoning Map. Staff finds that certain zoning districts as shown on the zoning map are inconsistent with the existing character and development areas in the City. The proposed technical map amendment corrects technical errors to the zoning map that were adopted in September 2021. The requested map amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.

**PUBLIC COMMENTS: (All Speakers will have 3 Minutes)**

**ADOPTION OF THE AGENDA WITH ANY ADDITIONS / DELETIONS:**

**APPROVAL OF MINUTES:**

**6. Council Approval of Council Work Session and Regular Meeting Minutes from April 18, 2022 - City Clerk**

**NEW BUSINESS:**

**7. Council Approval to enter into an Agreement with Clayton County Summer Food Service Program Agreement – Recreation & Leisure Services**

**8. Council Approval of Citywide Janitorial Services Vendor– Various Departments throughout the City**

**CLOSING COMMENTS BY GOVERNING BODY:**

**EXECUTIVE SESSION:** (When an Executive Session is required, one will be called for the following issues: Personnel, Litigation or Real Estate)

**ADJOURNMENT:**

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 404-366-1555.

**File Attachments for Item:**

**1. Swearing in of Planning Commission Board Member Andy Porter– Planning & Community Development Department**



CITY OF  
**FORESTPARK**

# City Council Agenda Item

**Subject:** Swearing in of Planning Commission Board Member Andy Porter– Planning & Community Development Department

**Submitted By:** James Shelby

**Date Submitted:** April 26, 2022

**Work Session Date:** May 2, 2022

**Council Meeting Date:** May 2, 2022

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**Background/History:**

Mayor Butler swears in all board appointees; the following persons are to be sworn in

**Andy Porter to the Planning Commission Board.**

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**Cost:** \$ N/A

**Budgeted for:** \_\_\_\_\_ **Yes** \_\_\_\_\_ **No**

**Financial Impact:**

No financial impact

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**Action Requested from Council:**

Mayor Butler swears in Andy Porter to the Planning Commission Board

**File Attachments for Item:****2. Proclamation - Recognizing Municipal Clerks Week – Executive Office****Background/History:**

To recognize the vital and appreciated services performed by Municipal and Deputy Clerks in serving the changing needs of their communities.

This May will be the 53rd Annual Professional Municipal Clerks Week, initiated in 1969 by IIMC and is endorsed by all of its members throughout the United States, Canada and 15 other countries. In 1984 and in 1994, Presidents Ronald Reagan and Bill Clinton, respectively, signed a Proclamation officially declaring Professional Municipal Clerks Week the first full week of May and recognizing the essential role Municipal Clerks play in local government.

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CITY OF  
**FORESTPARK**

## City Council Agenda Item

**Subject:** Proclamation for Municipal Clerks Week – Executive Office

**Submitted By:** S. Diane White, City Clerk

**Date Submitted:** April 26, 2022

**Work Session Date:** N/A

**Council Meeting Date:** May 2, 2022

### Background/History:

To recognize the vital and appreciated services performed by Municipal and Deputy Clerks in serving the changing needs of their communities.

This May will be the 53<sup>rd</sup> Annual Professional Municipal Clerks Week, initiated in 1969 by IIMC and is endorsed by all of its members throughout the United States, Canada and 15 other countries. In 1984 and in 1994, Presidents Ronald Reagan and Bill Clinton, respectively, signed a Proclamation officially declaring Professional Municipal Clerks Week the first full week of May and recognizing the essential role Municipal Clerks play in local government.

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**Cost: \$**

**Budgeted for:** \_\_\_\_\_ **Yes** \_\_\_\_\_ **No**

**Financial Impact:**

N/A

**Action Requested from Council:**

Present proclamation



CITY OF  
**FORESTPARK**

# PROCLAMATION

**WHEREAS:** The Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world and is the oldest among public servants, and;

**WHEREAS:** The Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies, and agencies of government at other levels, and;

**WHEREAS:** Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and;

**WHEREAS:** The Professional Municipal Clerk serves as the information center on functions of local government and community, and;

**WHEREAS:** Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county, and international professional organizations, and;

**WHEREAS:** It is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.

**NOW, THEREFORE BE IT RESOLVED,** that the City of Forest Park do hereby recognize the week of May 1 through May 7, 2022, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, S. Diane White, and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

**IN WITNESS WHEREOF,** we have hereunto set our hand on this 2<sup>nd</sup> day of May 2022, and have caused the Official Seal of the great City of Forest Park, to be affixed hereto:

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Angelyne Butler, MPA  
Mayor

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Councilmember Kimberly James  
Ward 1

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Councilmember Dabouze Antoine  
Ward 2

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Councilmember Hector Gutierrez  
Ward 3

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Councilmember Latresa Akins-Wells  
Ward 4

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Councilmember Allan Mears  
Ward 5



**File Attachments for Item:****3. Approve Conditional Use Permit at 5370 Ash Street - PUBLIC HEARING** – Planning & Community Development Department**Background/History:**

The applicant, Kelvin Waters, is requesting a Conditional Use Permit to operate a church, school, and associated offices at 5370 Ash Street. This property is in the Single-Family Residential District (RS). Places of worship, private schools, and daycares require conditional use permits to operate in the Single-Family Residential District. Currently, the property houses occasional worship services and a virtual learning school.

Staff recommended Approval of Conditional Use Permit to allow a church, school, and a daycare in the Single-Family Residential (RS) District with the following conditions:

The applicant and/or his tenants cannot operate a trucking or freight business in this location.

The applicant and/or his tenants may be allowed to operate a church, school, and a daycare and offices associated with those uses. However, no other offices or commercial uses will be permitted.

Storage of vehicles, trucks, and trailers is prohibited.

Violation of these conditions will result in the loss of the conditional use permit and associated business licenses.

The Planning Commission voted to approve the Conditional Use Permit with Conditions.



CITY OF  
**FORESTPARK**

## City Council Agenda Item

**Subject:** Approve Conditional Use Permit at 5370 Ash Street – Planning & Community Development Department

**Submitted By:** James Shelby

**Date Submitted:** April 22, 2022

**Work Session Date:** May 2, 2022

**Council Meeting Date:** May 2, 2022

### Background/History:

The applicant, Kelvin Waters, is requesting a Conditional Use Permit to operate a church, school, and associated offices at 5370 Ash Street. This property is in the Single-Family Residential District (RS). Places of worship, private schools, and daycares require conditional use permits to operate in the Single-Family Residential District. Currently, the property houses occasional worship services and a virtual learning school.

Staff recommended Approval of Conditional Use Permit to allow a church, school, and a daycare in the Single-Family Residential (RS) District with the following conditions:

1. The applicant and/or his tenants cannot operate a trucking or freight business in this location.
2. The applicant and/or his tenants may be allowed to operate a church, school, and a daycare and offices associated with those uses. However, no other offices or commercial uses will be permitted.
3. Storage of vehicles, trucks, and trailers is prohibited.
4. Violation of these conditions will result in the loss of the conditional use permit and associated business licenses.

The Planning Commission voted to approve the Conditional Use Permit with Conditions.

**Cost:** \$ N/A

**Budgeted for:** \_\_\_\_\_ **Yes** \_\_\_\_\_ **No**

### **Financial Impact:**

No financial impact

### **Action Requested from Council:**

Vote on the Conditional Use Permit at 5370 Ash Street.





# CITY OF FOREST PARK

Planning & Community Development Department  
 785 Forest Parkway  
 Forest Park, Georgia 30297  
 (404) 608-2300 Fax: (404) 608-2306

## Staff Report – Conditional Use Permit

Public Hearing Date: April 21, 2022

City Council Meeting: May 2, 2022

**Case:** CUP-2022-02

**Current Zoning:** RS – Single-Family Residential District

**Proposed Request:** Requesting a Conditional Use Permit to allow a church, school, daycare, and affiliated offices to be in the RS – Single-Family Residential District

**Staff Report Compiled By:** Caity Chandler

**Staff Recommendation:** Approval of Conditional Use Permit with Conditions

### APPLICANT INFORMATION

<b>Owner of Record:</b>		<b>Applicant:</b>	
<b>Name:</b> Kelvin Waters		<b>Name:</b> Kelvin Waters	
<b>Address:</b> 5370 Ash Street		<b>Address:</b> 5370 Ash Street	
<b>City/State:</b> Forest Park, GA 30297		<b>City/State:</b> Forest Park, GA 30297	

### PROPERTY INFORMATION

<b>Parcel Number:</b> 13079D G010	<b>Acreage:</b> 5.48
<b>Address:</b> 5370 Ash Street	<b>FLU:</b> Institutional

### SUMMARY & BACKGROUND

The applicant is requesting a Conditional Use Permit to operate a church, school, and associated offices at 5370 Ash Street. This property is located in the Single-Family Residential District (RS). Places of worship, private schools, and daycares require conditional use permits to operate in the Single-Family Residential District. Currently, the property houses occasional worship services and a virtual learning school.

#### Property Zoned Single Family Residential (RS)

#### ZONING CLASSIFICATIONS OF CONTIGUOUS PROPERTIES

Direction	Zoning & Use	Direction	Zoning & Use
North	RS- Single Family Residential	East	Clayton County (Morrow)
South	RS- Single Family Residential	West	RS- Single Family Residential

**AERIAL MAP**



**ZONING MAP**



**SITE PHOTOS – MARCH 2022**







### ZONING CRITERIA AND ANALYSIS

1. **Would the proposed amendment be consistent and compatible with the City's land use and development, plans, goals, and objectives?** The proposed use is compatible and consistent with the City's land use and development goals and objectives.
2. **Would the proposed amendment tend to increase, to decrease, or to have no impact on traffic safety and congestion in the streets?** The proposal will not cause a significant impact on the transportation infrastructure.
3. **Would the proposed amendment tend to increase, to decrease, or to have no relationship to safety from fire and other dangers?** The proposed use will have no impact on community facilities
4. **Would the proposed amendment tend to promote, to diminish, or to have no influence on the public health and general welfare of the City?** The proposal development does not appear to be a detriment to the public health, safety, morals, or general welfare if the Conditional Use Permit is granted.
5. **Would the proposed amendment tend to increase, to decrease or to have no influence on the adequacy of light and air?** No impact on light and air quality.
6. **Would the proposed amendment tend to cause, to prevent, or to have no influence on the overcrowding of land?** No.



7. **Would the proposed amendment tend to cause, to prevent, or to have no relationship on the population distribution within the City, thus creating any area so dense in population as to adversely affect the health, safety, and general welfare of the City?** The proposed use will not increase the population or density as to adversely affect the health, safety, and general welfare of the City.
8. **Would the proposed amendment tend to impede, to facilitate, or to have no impact on the adequate provision of transportation, water, sewerage, other public services, utilities, or facilities?** The proposed use will not cause any additional impact on the water/sewer and other utilities or other public services.
9. **Would the proposed amendment tend to be compatible with environmental conditions in light of surrounding developments? If compatible, what factors, if any, would diminish the value, use and enjoyment of surrounding properties?** The subject property value has no existing zoning restriction that would diminish the value and enjoyment of surrounding properties.
10. **Would the proposed amendment tend to promote, to diminish, or to have no influence upon the aesthetic effect of existing and future uses of the property and the surrounding area?** Granting a Conditional Use Permit would not diminish the future uses of the property and surrounding area.
11. **Would the proposed amendment have measurable adverse economic effect on the value of surrounding or adjacent property?** The use appears suitable for the nearby properties. There is no indication of any potential detrimental causes that would decrease the property value of surrounding or adjacent property
12. **Would the proposed amendment create an isolated district unrelated to adjacent and nearby districts?** The Conditional Use Permit would not create an isolated district.

### STAFF RECOMMENDATION

Staff recommends **APPROVAL OF A CONDITIONAL USE PERMIT** to allow a church, school, and a daycare in the Single-Family Residential (RS) District **WITH THE FOLLOWING CONDITIONS:**

1. The applicant and/or his tenants cannot operate a trucking or freight business in this location.
2. The applicant and/or his tenants may be allowed to operate a church, school, and a daycare and offices associated with those uses. However, no other offices or commercial uses will be permitted.
3. Storage of vehicles, trucks, and trailers is strictly prohibited.
4. Violation of these conditions will result in the loss of the conditional use permit and associated business licenses.

Attachments Included:

- Application
- Letter of Intent

**File Attachments for Item:**

**4. Council Approval of Text Amendments - PUBLIC HEARING** –Planning & Community Development Department

**Background/History:**

In September 2021, the City Council approved the City of Forest Park's new Zoning Ordinance and Sign Ordinance. With these changes, the Planning & Community Development Department has discovered some areas of these ordinances that need to be amended for clarity. The requested text amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.



CITY OF  
**FORESTPARK**

# City Council Agenda Item

**Subject:** Approval of Text Amendments–Planning & Community Development Department

**Submitted By:** James Shelby

**Date Submitted:** April 25, 2022

**Work Session Date:** May 2, 2022

**Council Meeting Date:** May 2, 2022

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**Background/History:**

In September 2021, the City Council approved the City of Forest Park’s new Zoning Ordinance and Sign Ordinance. With these changes, the Planning & Community Development Department has discovered some areas of these ordinances that need to be amended for clarity. The requested text amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.

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**Cost:** \$ N/A

**Budgeted for:** \_\_\_\_\_ Yes \_\_\_\_\_ No

**Financial Impact:**

No financial impact

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**Action Requested from Council:**

Approval of the text amendments made to the zoning ordinance

## ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF FOREST PARK, GEORGIA TO PROVIDE FOR CERTAIN TECHNICAL TEXT AMENDMENTS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES**

**WITNESSETH:**

Be it ordained by the Governing Body of the City of Forest Park, Georgia as follows:

**SECTION 1.** That Section 8-3-16 of the Code of Ordinances, City of Forest Park, Georgia, Georgia is hereby amended by deleting said section and replacing it the following in lieu thereof:

*“Sec. 8-3-16. Nonconforming signs.*

*It is the policy of the City of Forest Park to encourage the compliance of all signs within the city with the terms and requirements of this section. The city finds that nonconforming signs may adversely affect the public health, safety, and welfare of the city. Such signs may adversely affect the aesthetic characteristics of the city and may adversely affect public safety due to the visual impact of said signs on motorists and the structural characteristics of said signs.*

*(1) No sign shall be permitted or erected on any lot which has located thereupon an existing nonconforming sign until the nonconforming sign has either been removed or brought into compliance with this section.*

*(2) Maintained. A nonconforming sign shall not be replaced by another nonconforming sign, except that the substitution or interchange of quality material panels, painted boards, or dismountable material on nonconforming signs shall be permitted as long as the nonconforming sign retains its grandfathering rights. All nonconforming signs shall be maintained in good repair, free from peeled paint, rust, missing panels, missing letters, etc. Minor repairs and maintenance of nonconforming signs shall be permitted. However, no structural repairs, changes in shape, size, or design shall be permitted except to make a nonconforming sign comply with all requirements of this section. Repairs; material change. Minor repairs and maintenance of nonconforming signs shall be permitted when the cost of such repair does not exceed twenty-five (25) percent of the replacement cost of the existing sign, provided, however, that no structural repairs or changes in the size or shape of a nonconforming sign shall be permitted except to make the sign comply with the standards of this chapter.*

*(3) Legal-nonconforming or "grandfathering" and provisions. Nonconforming signs may stay in place until one (1) of the following conditions occurs:*

*a. The advertised business ceases at the location for a period of more than thirty (30) days and/or the sign is not used for a period of more than thirty (30) days;*

*b. The deterioration of the sign or damage to the sign makes it a hazard or renders it dilapidated, unsightly, or unkempt;*

*c. The sign has been damaged to such an extent that more than minor repairs (greater than twenty-five (25) percent of the sign replacement cost of the existing sign) or a material change is required to restore the sign. No structural repairs or changes in the size or shape of a nonconforming sign shall be permitted except to make the sign comply with the standards of this chapter; or*

*d. If the business or use for which the nonconforming sign(s) was installed is expanded or modified, and if the value of the expansion or modification exceeds fifty (50) percent of the value of the existing improvements. The sign or signs shall be immediately brought into compliance with this chapter with a new permit secured therefore or shall be removed. All improvements to a single business or use within any 12-month period shall be treated cumulatively in the administration of this subparagraph.*

*(4) In the event that a sign loses its legal-nonconforming (grandfathering) status, the applicant shall not be granted a business license until the nonconforming sign is brought into compliance with the regulations in the Chapter 3. – Signs, otherwise known as the sign ordinance.*

*All signs within the city must be brought into compliance or removed within three (3) years from the adoption of this chapter. At this time, all signs will lose their legal nonconforming status.*

**SECTION 2.** That Section 8-3-23 of the Code of Ordinances, City of Forest Park, Georgia, Georgia is hereby amended by deleting said section and replacing it the following in lieu thereof

***“Sec. 8-3-23. Restrictions based on location.***

*If not otherwise stated, any sign not specifically allowed in a zoning district as provided under this section shall be prohibited in that district, except as otherwise provided for under this chapter. The following standards govern signs within specific zoning districts.*

*The following standards govern signs within specific zoning districts.*

*(1) RS—Single family residential district.*

*a. Entry feature sign/freestanding sign. One (1) maximum thirty-two (32) square foot, freestanding monument sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*

*1. One (1) maximum thirty-two (32) square foot, freestanding monument sign or two (2) single-faced freestanding monument signs not to exceed sixteen (16) square feet for each side of a platted single-family subdivision entrance shall be permitted for each street on which the subdivision has an entrance. If developed with a mixture of detached and attached dwellings in separate pods or phases, an additional sixteen (16) square foot sign shall be permitted for the attached dwelling phase.*

2. *Entry feature signs shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
  3. *Entry feature signs may be attached to a subdivision entrance wall, provided the wall is no more than eight (8) feet in height, and so long as the top of the sign panel is no more than six (6) feet in height.*
- (2) *RT—Two family residential district.*
- a. *Entry feature sign/freestanding sign.*
    1. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
    2. *One (1) maximum thirty-two (32) square foot, freestanding monument sign or two (2) single-faced freestanding monument signs not to exceed sixteen (16) square feet for each side of a platted single-family subdivision entrance shall be permitted for each street on which the subdivision has an entrance. If developed with a mixture of detached and attached dwellings in separate pods or phases, an additional sixteen (16) square foot sign shall be permitted for the attached dwelling phase.*
    3. *Entry feature signs shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
    4. *Entry feature signs may be attached to a subdivision entrance wall, provided the wall is no more than eight (8) feet in height, and so long as the top of the sign panel is no more than six (6) feet in height.*
- (3) *RM—Multiple family residential district.*
- a. *Entry feature sign/freestanding sign.*
    1. *One (1) maximum thirty-two (32) square foot freestanding monument sign shall be permitted for each street on which the multi-family lot has frontage. The sign shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
    2. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
- (4) *MH—Mobile home park district.*
- a. *Entry feature sign/freestanding sign.*
    1. *One (1) maximum thirty-two (32) square foot freestanding monument sign shall be permitted for each street on which the multi-family lot has frontage. The sign shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*

2. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
- (5) *IC—Institutional commercial district.*
- a. *Freestanding signs.*
    1. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per street frontage shall be permitted for each lot which contains less than fifteen (15) acres.*
    2. *For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding monument sign for the primary frontage and one thirty-two (32) square foot, freestanding monument sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot sign may be substituted by two (2) single-faced freestanding monument signs not to exceed thirty-two (32) square feet. The sign shall have a maximum height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.*
    3. *All freestanding monument signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.*
- (6) *GC—General commercial district.*
- a. *Freestanding signs.*
    1. *One (1) maximum thirty-two (32) square foot per street frontage for each lot which contains less than fifteen (15) acres. The freestanding monument sign shall have a maximum height of six (6) feet.*
    2. *For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding monument sign for the primary frontage and one thirty-two (32) square foot, freestanding monument sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot monument sign may be substituted by two (2) single-faced freestanding monument signs not to exceed thirty-two (32) square feet. The sign shall have a maximum*

*height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.*

3. *All freestanding signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding monument sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.*

*(8) UV—Urban village district.*

*a. Freestanding signs.*

1. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per street frontage shall be permitted for each lot which contains less than fifteen (15) acres.*
2. *For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding monument sign for the primary frontage and one thirty-two (32) square foot, freestanding monument sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot monument sign may be substituted by two (2) single-faced freestanding monument signs not to exceed thirty-two (32) square feet. The sign shall have a maximum height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.*

*(9) Industrial districts.*

*b. Freestanding signs.*

1. *One (1) maximum thirty-two (32) square foot, freestanding monument sign shall be permitted for each street on which the lot has up to and including five hundred (500) feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
2. *One (1) maximum sixty-four (64) square foot, freestanding monument sign shall be permitted for each street on which the lot has more than five hundred (500) linear square feet and up to one thousand (1,000) linear feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
3. *One (1) maximum seventy-two (72) square foot, freestanding monument sign shall be permitted for each street on which the lot has more than one thousand (1,000) linear feet of frontage (excludes spin sites and out-parcels). The sign shall have a*



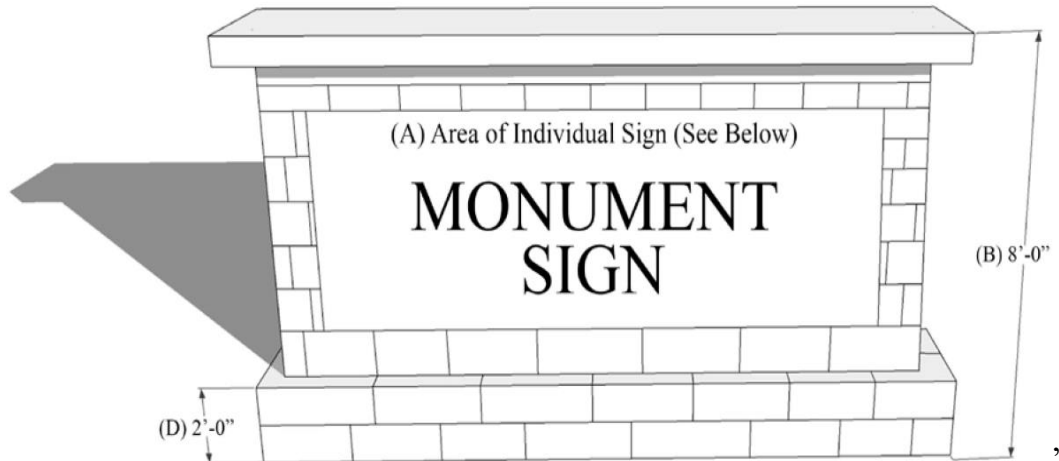
*maximum height of eight (8) feet (see exception) and shall not have changeable copy.*

4. *One (1) maximum thirty-two (32) square foot, freestanding monument sign per spin site or out-parcel which is identified on a site plan approved pursuant to a single zoning case.*
5. *Freestanding monument signs on arterial streets may be ten (10) feet in height.*
6. *All freestanding signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.*

*(10) GZ Gillem zoning district.*

- a. *Billboards. Billboards are prohibited.*
- b. *Freestanding.*
  1. *One (1) maximum thirty-two (32) square foot, freestanding monument sign shall be permitted for each street on which the lot has up to and including five hundred (500) feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
  2. *One (1) maximum sixty-four (64) square foot, freestanding monument sign shall be permitted for each street on which the lot has more than five hundred (500) linear square feet and up to one thousand (1,000) linear feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
  3. *One (1) maximum seventy-two (72) square foot, freestanding monument sign shall be permitted for each street on which the lot has more than one thousand (1,000) linear feet of frontage (excludes spin sites and out-parcels). The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
  4. *One (1) maximum thirty-two (32) square foot, freestanding sign per spin site or out-parcel which is identified on a site plan approved pursuant to a single zoning case.*
  5. *Freestanding signs on arterial streets may be ten (10) feet in height.*
  6. *All freestanding signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the*

increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.



**SECTION 3.** That Section 8-8-77 of the Code of Ordinances, City of Forest Park, Georgia, Georgia is hereby amended by adding the following subsections:

- (18) *Interference.* No equipment or processes shall be used in such home occupation, which creates noise, vibration, glare, fumes, odors, or electrical interference, outside the dwelling unit. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any television or radio receivers off the premises or causes fluctuations in line voltage off the premises.
- (19) *The following are permitted home occupations provided they do not violate any of the provisions of this section or any other section within this Ordinance:*
- a. Dressmaking, sewing and tailoring.
  - b. Painting, sculpturing, writing and other fine arts.
  - c. Telephone answering and marketing.
  - d. Home crafts, such as model making, rug weaving, and lapidary work.
  - e. Instruction or teaching, such as academic, tutoring, performing arts, or fine arts limited to one (1) student at any given time.
  - f. Computer application and internet sales, not including the sale of computers.
  - g. Office uses for consulting professionals, such as attorneys, realtors, insurance agents, engineers, architects, and other consultants, accountants, brokers, etc.
  - h. Administrative or clerical support services, such as transcription, court reporters, stenographers, notary public, or addressing services.
  - i. Repair of clocks, instruments or other small appliances which do not create a nuisance due to noise, vibration, glare, fumes, odors or result in electrical interference.

- j. *Janitorial and cleaning services.*
  - k. *Consultants and representatives for the sales industry, having no product displays onsite.*
- (20) *Due to incompatibility with the residential character and qualities of residential zoning districts, no license shall be issued for a home occupation in any of the following trades or businesses:*
- a. *Automotive repair.*
  - b. *Auto sales.*
  - c. *Firearms and firearms' supplies dealers/sales/service (including gunsmithing).*
  - d. *Group assembly or instruction involving more than four (4) persons.*
  - e. *Dancing or band instrument instruction in groups.*
  - f. *Mobile oil change.*
  - g. *Pest control services.*
  - h. *Septic tank operation or repair.*
  - i. *Taxicab/limousine services.*
  - j. *Transporting autos for dealerships.*
  - k. *Wrecker/towing service.*
  - l. *Florists, flower shops, or greenhouses.*
  - m. *Tearooms and restaurants.*
  - n. *Fish hatcheries, worm farms or bait houses.*
  - o. *Kennels and animal hospitals.*
  - p. *Maintenance or similar operations.*
  - q. *Retail or wholesale shops.*
  - r. *Boarding houses, rooming houses, or other motel type establishments.*
  - s. *Activities that involve the use of chemicals, machinery or matter of energy that may create or cause to be created, noise, noxious odors or hazards that will endanger the health, safety, or welfare of the community."*

**SECTION 4. Intention of the Governing Body.** It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Forest Park, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

**SECTION 5. Approval of Execution.** The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

**SECTION 6. Attestation.** The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

**SECTION 7. Codification and Severability.**

(a) It is hereby declared to be the intention of the City Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are and were upon their enactment believed by the City Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**SECTION 8. Repeal of Conflicting Provisions.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION 9. Effective Date.** This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Forest Park as provided in the City Charter.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor Angelyne Butler

\_\_\_\_\_  
Council Member Kimberly James, Ward 1

\_\_\_\_\_  
Council Member Dabouze Antoine, Ward 2

\_\_\_\_\_  
Council Member Hector Gutierrez, Ward 3

\_\_\_\_\_  
Council Member Latresa Wells, Ward 4

\_\_\_\_\_  
Council Member Allan Mears, Ward 5

ATTEST:

\_\_\_\_\_  
City Clerk (SEAL)

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney



## STAFF REPORT – Text Amendments

Public Hearing Date: April 21, 2022

City Council Meeting: May 2, 2022

**Case:** PC-2022-03

**Proposed Request:** Text Amendments

**Staff Report Compiled By:** Caity Chandler

### PROPOSED TEXT AMENDMENTS

The Planning & Community Development Department is proposing several text amendments. The proposed code amendments are considered maintenance revisions, or minor clean-up actions, such as typographical errors, and updates for clarity. PC-2022-03 (TEXT) includes a typographical update to *Sec. 8-8-38. Institutional Commercial District (IC)*. Also included is an update to the *Sec. 8-3-16. Nonconforming Signs* section of the Sign Ordinance and updated language for freestanding signs under *Sec. 8-3-23. Restrictions Based on Location*. Additionally, *Sec. 8-8-77. Home Occupation Standards* section of the Zoning Ordinance will be updated for clarity.

### BACKGROUND

In September 2021, the City Council approved the City of Forest Park’s new Zoning Ordinance and Sign Ordinance. With these changes, the Planning & Community Development Department has discovered some areas of these ordinances that need to be amended for clarity. The requested text amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner. The following text amendments have been proposed:

1. An update to a scrivener’s error in *Sec. 8-8-38. Institutional commercial district (IC)*. During the drafting or submittal of the new Zoning Ordinance, a typographical error was made. In the list of permitted uses for the IC District, the scrivener recorded “Professional offices pub and tavern” under the same bullet point. These uses should be included under two different bullet points, as they are different uses.

**Current:** • *Professional offices pub and tavern*

**Corrected:** • *Professional offices*  
• *Pubs and Taverns*

2. An update to *Sec. 8-3-16. Nonconforming Signs*. A new subsection of the Legal Nonconforming section of the Sign Ordinance has been proposed. It states that a business must bring their sign

into compliance once the sign loses its legal nonconforming status before the applicant can be issued a business license. This portion is intended to address dilapidated and noncompliant signs in the city. It also gives the City the ability to more easily enforce the standards set forth in this section. The new subsection states (see highlighted sections for updates):

**Sec. 8-3-16. Nonconforming signs.**

*It is the policy of the City of Forest Park to encourage the compliance of all signs within the city with the terms and requirements of this section. The city finds that nonconforming signs may adversely affect the public health, safety, and welfare of the city. Such signs may adversely affect the aesthetic characteristics of the city and may adversely affect public safety due to the visual impact of said signs on motorists and the structural characteristics of said signs.*

*(1) No sign shall be permitted or erected on any lot which has located thereupon an existing nonconforming sign until the nonconforming sign has either been removed or brought into compliance with this section.*

*(2) Maintained. A nonconforming sign shall not be replaced by another nonconforming sign, except that the substitution or interchange of quality material panels, painted boards, or dismountable material on nonconforming signs shall be permitted as long as the nonconforming sign retains its grandfathering rights. All nonconforming signs shall be maintained in good repair, free from peeled paint, rust, missing panels, missing letters, etc. Minor repairs and maintenance of nonconforming signs shall be permitted. However, no structural repairs, changes in shape, size, or design shall be permitted except to make a nonconforming sign comply with all requirements of this section. Repairs; material change. Minor repairs and maintenance of nonconforming signs shall be permitted when the cost of such repair does not exceed twenty-five (25) percent of the replacement cost of the existing sign, provided, however, that no structural repairs or changes in the size or shape of a nonconforming sign shall be permitted except to make the sign comply with the standards of this chapter.*

*(3) Legal-nonconforming or "grandfathering" and provisions. Nonconforming signs may stay in place until one (1) of the following conditions occurs:*

*a. The advertised business ceases at the location for a period of more than thirty (30) days and/or the sign is not used for a period of more than thirty (30) days;*

*b. The deterioration of the sign or damage to the sign makes it a hazard or renders it dilapidated, unsightly, or unkempt;*

*c. The sign has been damaged to such an extent that more than minor repairs (greater than twenty-five (25) percent of the sign replacement cost of the existing sign) or a material change is required to restore the sign. No structural repairs or changes in the size or shape of a nonconforming sign shall be permitted except to make the sign comply with the standards of this chapter; or*

*d. If the business or use for which the nonconforming sign(s) was installed is expanded or modified, and if the value of the expansion or modification exceeds fifty (50) percent of the value of the existing improvements. The sign or signs shall be immediately brought into compliance with this chapter with a new permit secured therefore or shall be removed. All improvements to a single business or use within any 12-month period shall be treated cumulatively in the administration of this subparagraph.*

***(4) In the event that a sign loses its legal-nonconforming (grandfathering) status, the applicant shall not be granted a business license until the nonconforming sign is brought into compliance with the regulations in the Chapter 3. – Signs, otherwise known as the sign ordinance.***

*All signs within the city must be brought into compliance or removed within three (3) years from the adoption of this chapter. At this time, all signs will lose their legal nonconforming status.*

3. An update to the language for freestanding signs under Sec. 8-3-23. *Restrictions Based on Location*. The intent of the Sign Ordinance update was to strengthen the standards for signs in the community and create a sense of consistency, to enhance the aesthetics of the city. Part of this enhancement included putting restrictions on freestanding signs due to the overconcentration of large pole signs throughout the city. The solution was to restrict freestanding signs, only allowing for new monument signs to be erected in place of pole signs. This will increase visibility and enhance the appearance of Forest Park. The update to the ordinance did not, however, explicitly state that the freestanding signs must be monument signs, despite that being the intent of the ordinance. The following section Sec. 8-3-23. has been updated to reflect the intent of the Sign Ordinance (see sections):

***Sec. 8-3-23. Restrictions based on location.***

*If not otherwise stated, any sign not specifically allowed in a zoning district as provided under this section shall be prohibited in that district, except as otherwise provided for under this chapter. The following standards govern signs within specific zoning districts.*

*The following standards govern signs within specific zoning districts.*

*(1) RS—Single family residential district.*

- a. *Entry feature sign/freestanding sign. One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*

1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign or two (2) single-faced freestanding **monument** signs not to exceed sixteen (16) square feet for each side of a platted single-family subdivision entrance shall be permitted for each street on which the subdivision has an entrance. If developed with a mixture of detached and attached dwellings in separate pods or phases, an additional sixteen (16) square foot sign shall be permitted for the attached dwelling phase.*
2. *Entry feature signs shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
3. *Entry feature signs may be attached to a subdivision entrance wall, provided the wall is no more than eight (8) feet in height, and so long as the top of the sign panel is no more than six (6) feet in height.*

*(2) RT—Two family residential district.*

- a. *Entry feature sign/freestanding sign.*



1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
  2. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign or two (2) single-faced freestanding **monument** signs not to exceed sixteen (16) square feet for each side of a platted single-family subdivision entrance shall be permitted for each street on which the subdivision has an entrance. If developed with a mixture of detached and attached dwellings in separate pods or phases, an additional sixteen (16) square foot sign shall be permitted for the attached dwelling phase.*
  3. *Entry feature signs shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
  4. *Entry feature signs may be attached to a subdivision entrance wall, provided the wall is no more than eight (8) feet in height, and so long as the top of the sign panel is no more than six (6) feet in height.*
- (3) *RM—Multiple family residential district.*
- a. *Entry feature sign/freestanding sign.*
    1. *One (1) maximum thirty-two (32) square foot freestanding **monument** sign shall be permitted for each street on which the multi-family lot has frontage. The sign shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
    2. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
- (4) *MH—Mobile home park district.*
- a. *Entry feature sign/freestanding sign.*
    1. *One (1) maximum thirty-two (32) square foot freestanding **monument** sign shall be permitted for each street on which the multi-family lot has frontage. The sign shall have a maximum height of six (6) feet, may be externally illuminated, and shall not have changeable copy.*
    2. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per lot occupied with an institutional use shall be permitted for each street on which the lot has frontage. The sign may have sign panels.*
- (5) *IC—Institutional commercial district.*
- a. *Freestanding signs.*
    1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per street frontage shall be permitted for each lot which contains less than fifteen (15) acres.*

2. For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding **monument** sign for the primary frontage and one thirty-two (32) square foot, freestanding **monument** sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot sign may be substituted by two (2) single-faced freestanding **monument** signs not to exceed thirty-two (32) square feet. The sign shall have a maximum height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.
  3. All freestanding **monument** signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.
- (6) GC—General commercial district.
- a. Freestanding signs.
    1. One (1) maximum thirty-two (32) square foot per street frontage for each lot which contains less than fifteen (15) acres. The freestanding **monument** sign shall have a maximum height of six (6) feet.
    2. For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding **monument** sign for the primary frontage and one thirty-two (32) square foot, freestanding **monument** sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot **monument** sign may be substituted by two (2) single-faced freestanding **monument** signs not to exceed thirty-two (32) square feet. The sign shall have a maximum height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.
    3. All freestanding signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding **monument** sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.
- (8) UV—Urban village district.

a. *Freestanding signs.*

1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per street frontage shall be permitted for each lot which contains less than fifteen (15) acres.*
2. *For lots that contain more than fifteen (15) acres, one (1) maximum sixty-four (64) square foot, freestanding **monument** sign for the primary frontage and one thirty-two (32) square foot, freestanding **monument** sign for each street on which the lot has secondary frontage. If the primary frontage of the lot is five hundred (500) linear feet or more and if the lot has two (2) or more entrances on the street on which it has primary frontage, the one (1) maximum sixty-four (64) square foot **monument** sign may be substituted by two (2) single-faced freestanding **monument** signs not to exceed thirty-two (32) square feet. The sign shall have a maximum height of six (6) feet if thirty-two (32) square feet or less and eight (8) feet if sixty-four (64) square feet or less.*

(9) *Industrial districts.*

b. *Freestanding signs.*

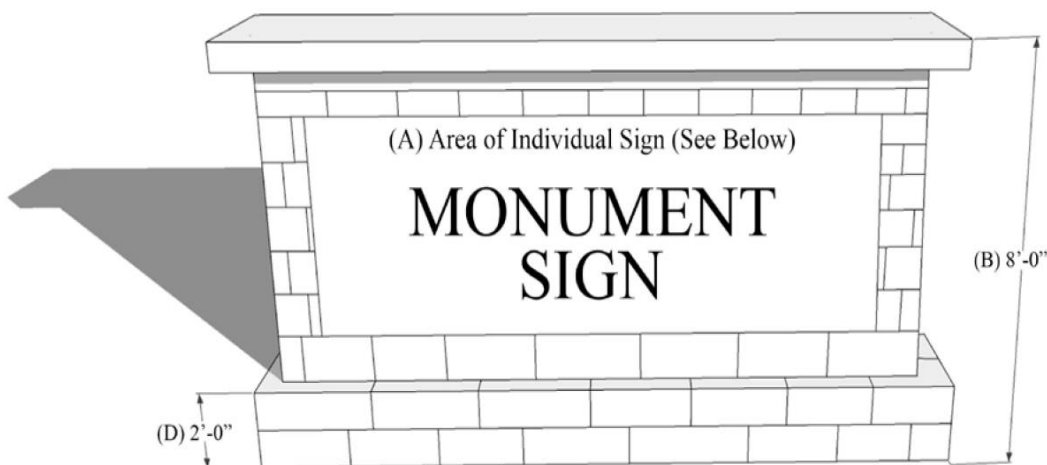
1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has up to and including five hundred (500) feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
2. *One (1) maximum sixty-four (64) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has more than five hundred (500) linear square feet and up to one thousand (1,000) linear feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
3. *One (1) maximum seventy-two (72) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has more than one thousand (1,000) linear feet of frontage (excludes spin sites and out-parcels). The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
4. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign per spin site or out-parcel which is identified on a site plan approved pursuant to a single zoning case.*
5. *Freestanding **monument** signs on arterial streets may be ten (10) feet in height.*
6. *All freestanding signs may be internally or externally lighted. Each sign may have sign panels. If constructed as part of a brick or stone wall, at least thirty (30) feet in length, the sign face may double the allowable size, and sign panels may be measured separately rather than as part of a continuous polygon as required by Section 23 hereof. If the freestanding sign is constructed on a wall with the increased sign size allowance, the parcel shall not be permitted to construct a separate directory sign. The freestanding sign size may be increased by thirty-two (32) square feet if the owner of the parcel opts to not construct a separate directory sign.*

(10) *GZ Gillem zoning district.*

a. *Billboards. Billboards are prohibited.*

b. *Freestanding.*

1. *One (1) maximum thirty-two (32) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has up to and including five hundred (500) feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
2. *One (1) maximum sixty-four (64) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has more than five hundred (500) linear square feet and up to one thousand (1,000) linear feet of frontage. The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
3. *One (1) maximum seventy-two (72) square foot, freestanding **monument** sign shall be permitted for each street on which the lot has more than one thousand (1,000) linear feet of frontage (excludes spin sites and out-parcels). The sign shall have a maximum height of eight (8) feet (see exception) and shall not have changeable copy.*
4. *One (1) maximum thirty-two (32) square foot, freestanding sign per spin site or out-parcel which is identified on a site plan approved pursuant to a single zoning case.*
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4. *An update to Sec. 8-8-77. Home Occupation Standards. The current Home Occupation Standards section is not explicit in the allowable uses for home occupations, nor does it list the*

prohibited uses. The proposed update clearly lists the allowable and prohibited uses for home occupations. The following changes have been proposed (see highlighted sections).

**Sec. 8-8-77. Home occupation standards.**

*Home occupations are those which meet the following standards: representing requirements which permit minimal business practices in certain residential zoning districts while maintaining residential character.*

- (1) *Location. Home occupation shall be conducted only within the principal residential structure, including garage area, and only if garage door remains closed.*
- (2) *Use of premises. An area equal to not more than twenty-five (25) percent of the full area of the principal structure and garage area may be utilized for home occupational purposes.*
- (3) *Group instruction/assembly. No home occupation shall be permitted wherein group instruction or group assembly, or activity is involved.*
- (4) *Employees. Only members of a family residing on the premises may be employed on the premises in pursuit of the business, trade, or occupation or profession.*
- (5) *Commodity. No commodity shall be sold on the premises.*
- (6) *Outdoor storage. No outdoor storage of any items related to the business, trade, profession, or occupation shall be allowed in connection with any home occupation.*
- (7) *Maintenance of residential character. No alteration of the residential character of the premises may be made, and the home occupation shall not be allowed to create a nuisance or to create any undue disturbance.*
- (8) *Signs. No signs relating to the home occupation shall be allowed on the premises.*
- (9) *Noise. No business, trade, profession, or occupation shall qualify as a home occupation if the pursuit of such generates noise which is audible beyond the property lines of the property upon which the premises is located.*
- (10) *Vehicles.*
  - a. *No business, trade, profession, or occupation which generates vehicular trips or nonresidents to the premises exceeding ten (10) per day shall qualify as a home occupation. No business delivery may be made to the premises holding the home occupation license by any semi-tractor trailer.*
  - b. *For purposes of this paragraph, the term "common carrier" shall include any delivery vehicle having more than two (2) axles.*
- (11) *Vehicle advertising. No vehicles which display advertising relating to an occupation, business, trade, or profession carried on the premises of a home occupation may be utilized in such a manner to avoid the restriction on signs contained above.*
- (12) *Vehicle limitations. No more than one (1) vehicle displaying advertising relating to the business, trade, profession, or occupation carried on the premises may be parked on or about the premises at any one (1) time. Off street parking must be provided on paved surfaces.*
- (13) *Storage or parking of equipment. Except as allowed by item (12) above, no business, trade, occupation, or profession otherwise qualifying as a home occupation shall be permitted to park or store any vehicular or motorized equipment, including, but not limited to, trucks, vans,*

tractors, earth moving equipment, construction vehicles, trailers, or like items used in conducting of such business on the premises.

- (14) *Chemicals.* No business, trade, occupation, or profession which would otherwise qualify as home occupation may store any chemical not normally used for common household purposes on the premises.
- (15) *Inspections.* As a condition for the granting of the home occupation license, the licensee agrees the city shall conduct an inspection during normal business hours for the purpose of determining whether the provisions of this Code section are being complied with.
- (16) *Occasional use.* The occasional use of portions of the premises for the receipt of telephone calls, of consultation with clients, or the maintenance of a home office by an employee or owner of a business which maintains an active office location in a properly zoned area shall not require a home occupation permit, provided that all the other limitations of this section shall control.
- (17) *Produce.* Nothing contained within this chapter shall prohibit the occasional sales of seasonal produce grown entirely upon the premises from a home garden.

**(18) Interference. No equipment or processes shall be used in such home occupation, which creates noise, vibration, glare, fumes, odors, or electrical interference, outside the dwelling unit. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any television or radio receivers off the premises or causes fluctuations in line voltage off the premises.**

**(19) The following are permitted home occupations provided they do not violate any of the provisions of this section or any other section within this Ordinance:**

- a. Dressmaking, sewing and tailoring.**
- b. Painting, sculpturing, writing and other fine arts.**
- c. Telephone answering and marketing.**
- d. Home crafts, such as model making, rug weaving, and lapidary work.**
- e. Instruction or teaching, such as academic, tutoring, performing arts, or fine arts limited to one (1) student at any given time.**
- f. Computer application and internet sales, not including the sale of computers.**
- g. Office uses for consulting professionals, such as attorneys, realtors, insurance agents, engineers, architects, and other consultants, accountants, brokers, etc.**
- h. Administrative or clerical support services, such as transcription, court reporters, stenographers, notary public, or addressing services.**
- i. Repair of clocks, instruments or other small appliances which do not create a nuisance due to noise, vibration, glare, fumes, odors or result in electrical interference.**
- j. Janitorial and cleaning services.**
- k. Consultants and representatives for the sales industry, having no product displays onsite.**

**(20) Due to incompatibility with the residential character and qualities of residential zoning districts, no license shall be issued for a home occupation in any of the following trades or businesses:**

- a. Automotive repair.**

- b. Auto sales.
- c. Firearms and firearms' supplies dealers/sales/service (including gunsmithing).
- d. Group assembly or instruction involving more than four (4) persons.
- e. Dancing or band instrument instruction in groups.
- f. Mobile oil change.
- g. Pest control services.
- h. Septic tank operation or repair.
- i. Taxicab/limousine services.
- j. Transporting autos for dealerships.
- k. Wrecker/towing service.
- l. Florists, flower shops, or greenhouses.
- m. Tearooms and restaurants.
- n. Fish hatcheries, worm farms or bait houses.
- o. Kennels and animal hospitals.
- p. Maintenance or similar operations.
- q. Retail or wholesale shops.
- r. Boarding houses, rooming houses, or other motel type establishments.
- s. Activities that involve the use of chemicals, machinery or matter of energy that may create or cause to be created, noise, noxious odors or hazards that will endanger the health, safety, or welfare of the community.

**File Attachments for Item:****5. Council Approval of Technical Map Amendments PUBLIC HEARING**– Planning & Community Development Department**Background/History:**

The Planning & Community Development Department is proposing several map amendments. PC-2022-02 (MAP) includes changes to the zoning map.

In September 2021, the City of Forest Park City Council adopted a new Zoning Ordinance and new Zoning Map. Staff finds that certain zoning districts as shown on the zoning map are inconsistent with the existing character and development areas in the City. The proposed technical map amendment corrects technical errors to the zoning map that were adopted in September 2021. The requested map amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.





CITY OF  
**FORESTPARK**

# City Council Agenda Item

**Subject:** Approval of Technical Map Amendments–Planning & Community Development Department

**Submitted By:** James Shelby

**Date Submitted:** April 25, 2022

**Work Session Date:** May 2, 2022

**Council Meeting Date:** May 2, 2022

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**Background/History:**

The Planning & Community Development Department is proposing several map amendments. PC-2022-02 (MAP) includes changes to the zoning map.

In September 2021, the City of Forest Park City Council adopted a new Zoning Ordinance and new Zoning Map. Staff finds that certain zoning districts as shown on the zoning map are inconsistent with the existing character and development areas in the City. The proposed technical map amendment corrects technical errors to the zoning map that were adopted in September 2021. The requested map amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.

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**Cost:** \$ N/A

**Budgeted for:** \_\_\_\_\_ Yes \_\_\_\_\_ No

**Financial Impact:**

No financial impact

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**Action Requested from Council:**

Approval of the technical map amendments

**ORDINANCE NO.**

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP, CITY OF FOREST PARK, GEORGIA; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**WHEREAS**, the governing authority of the City of Forest Park is the Mayor and Council thereof;

**WHEREAS**, the governing authority of the City of Forest Park, Georgia desires amend the official zoning map pursuant to Section 8-8-191 of the City of Forest Park Zoning Ordinance to provide for certain technical amendments; and,

**WHEREAS**, the health, safety, and welfare of the citizens of Forest Park, Georgia, will be positively impacted by the adoption of this Ordinance.

BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF FOREST PARK, GEORGIA, and by the authority thereof:

**Section 1.** The technical map amendments shown as Exhibit “A,” a copy of which is attached hereto and incorporated herein by reference, are hereby adopted as amendments to the official zoning map of the City of Forest Park pursuant to Section 8-8-191 of the City of Forest Park Zoning Ordinance.

**Section 2.** The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section 3.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section 4.** All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

**Section 5.** Penalties in effect for violations of the City of Forest Park Zoning Ordinance at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

**Section 6.** The effective date of this Ordinance shall be the date of adoption unless otherwise specified herein.

SO ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor Angelyne Butler

\_\_\_\_\_  
Council Member Kimberly James, Ward 1

\_\_\_\_\_  
Council Member Dabouze Antoine, Ward 2

\_\_\_\_\_  
Council Member Hector Gutierrez, Ward 3

\_\_\_\_\_  
Council Member Latresa Wells, Ward 4

\_\_\_\_\_  
Council Member Allan Mears, Ward 5

ATTEST:

\_\_\_\_\_  
City Clerk (SEAL)

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

**EXHIBIT "A"**  
**Technical Zoning Map Amendments**



## STAFF REPORT – Technical Map Amendments

Public Hearing Date: April 21, 2022

City Council Meeting: May 2, 2022

Case: PC-2022-02

**Proposed Request:** Technical Map Amendments

**Staff Report Compiled By:** Caity Chandler

### BACKGROUND

The Planning & Community Development Department is proposing several map amendments. PC-2022-02 (MAP) includes changes to the zoning map.

In September 2021, the City of Forest Park City Council adopted a new Zoning Ordinance and new Zoning Map. Staff finds that certain zoning districts as shown on the zoning map are inconsistent with the existing character and development areas in the City. The proposed technical map amendment corrects technical errors to the zoning map that were adopted in September 2021. The requested map amendments will not be injurious to the public health, safety, morals, and general welfare of the community, and the use will not be affected in a substantially adverse manner.

### TECHNICAL MAP AMENDMENTS

The following map amendments have been proposed:

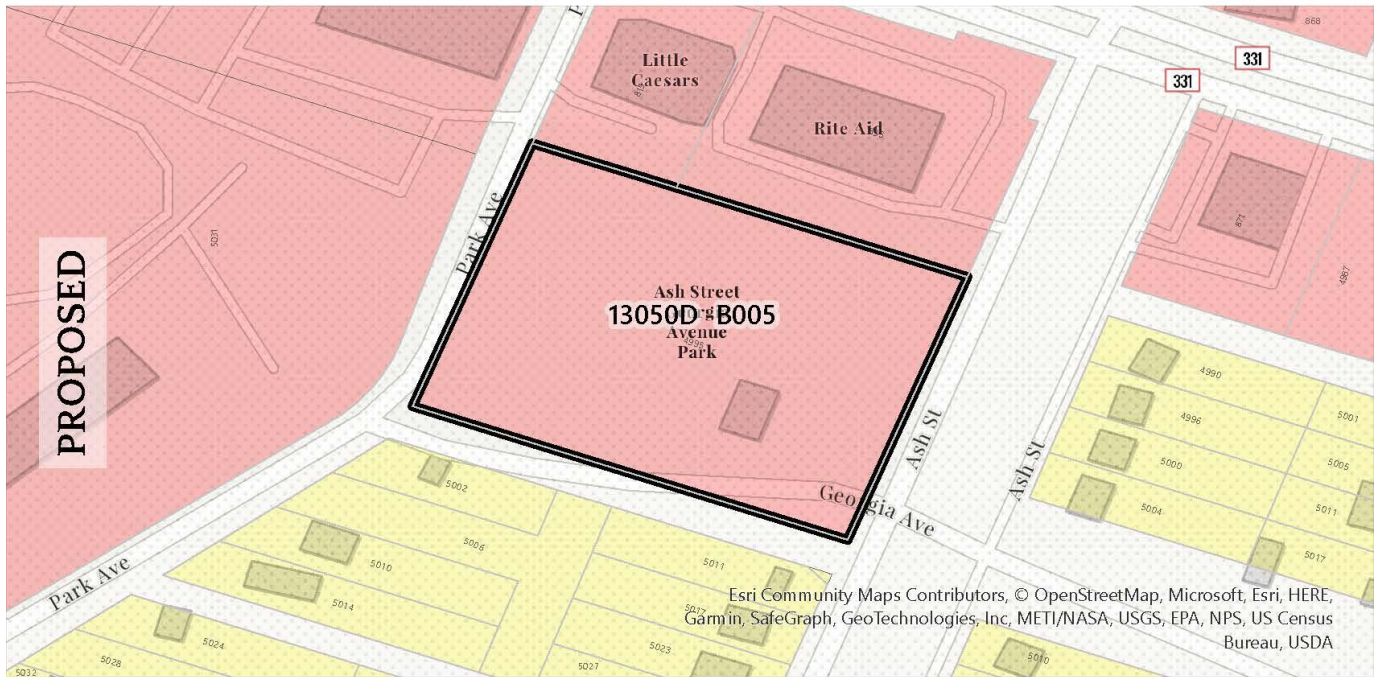
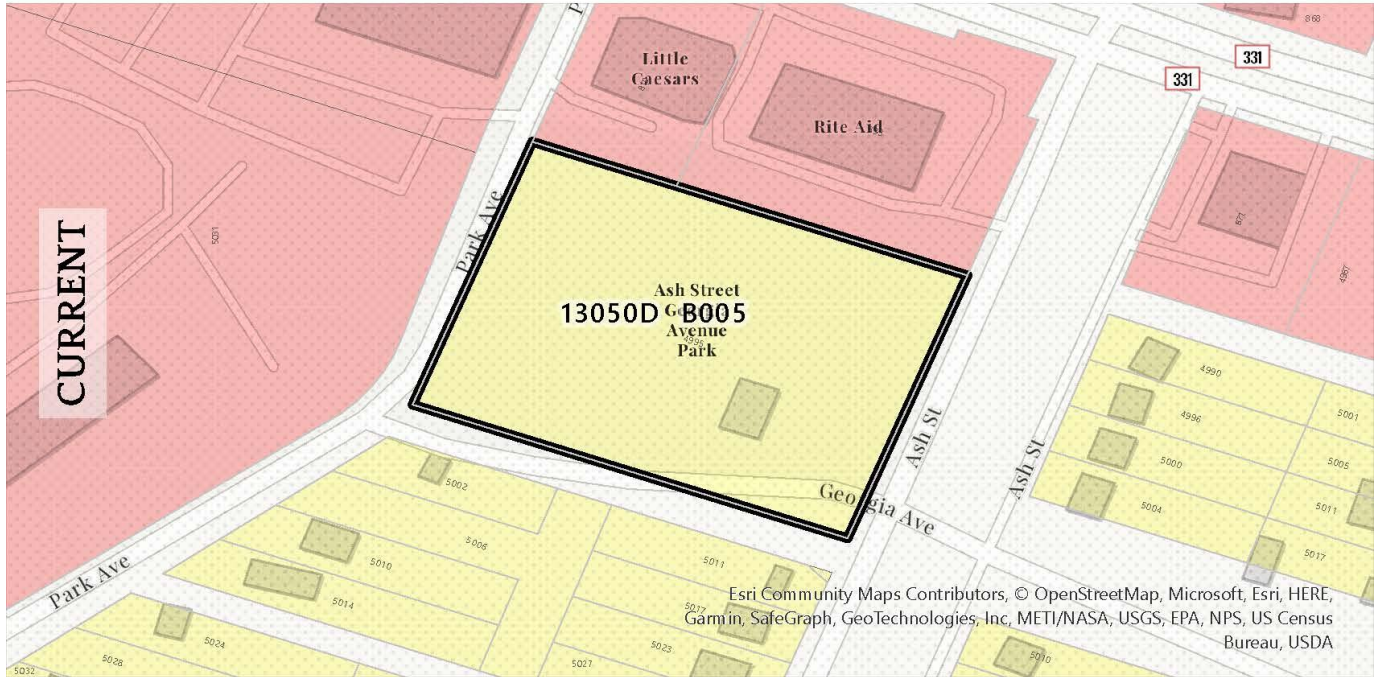
- 1. Starr Park Soccer Fields:** Technical Map Correction-The current zoning shown on the Zoning Map for this area is RS (Single-Family Residential). The soccer field is part of Starr Park. The current and future uses for this property are IC (Institutional Commercial). The zoning map change will reflect the current and future land uses.
- 2. West Starr Park Neighborhood:** Technical Map Correction. The zoning and character of this area has always been single-family residential. The current zoning shown on the Zoning Map for this area is RM (Multiple-Family Residential). The proposed zoning map change will better reflect the current and future land uses.
- 3. Forest Park Middle School:** Technical Map Correction. The current zoning shown on the Zoning Map for this area is RM (Multiple-Family Residential) and GC (General Commercial). However, this area is an institutional area, (public school) and will continue to function as such. The proposed zoning map change to IC (Institutional Commercial) will better reflect the current and future land uses.
- 4. Ernest Drive:** Technical Map Correction. The zoning and character of this area has always been single-family residential. The current zoning shown on the Zoning Map for this area is GC (General Commercial) The proposed zoning map change will better reflect the current and future land uses.

5. **Ruskin Drive: Technical Map Correction.** The current zoning shown on the Zoning Map for this area is LI (Light Industrial). However, this portion of Ruskin Drive houses several commercial businesses. Thus, the GC (General Commercial) District designation is more appropriate and reflects the current and future land uses.
  
6. **West Main Street: Technical Map Correction.** The current zoning for this area is both LI (Light Industrial) and RM (Multiple-Family Residential). However, this parcel on the west end of Main Street is surrounded by industrial uses on the northwest and southeast of the property. The double zoning of this property was done in error. The LI (Light Industrial) District designation is more appropriate for the current and future land uses.

# Zoning Change Map

Parcel(s): 13050D B005

Current Zoning: RS  
Proposed Zoning: IC



- RS | Single-family Residential
- RT | Two-family Residential
- RM | Multiple-family Residential
- MH | Mobile Home Residential
- IC | Institutional Commercial
- GC | General Commercial
- DM | Downtown Mainstreet
- HI | Heavy Industrial
- PI | Planned Industrial
- LI | Light Industrial
- GZ | Gillem District
- UV | Urban Village

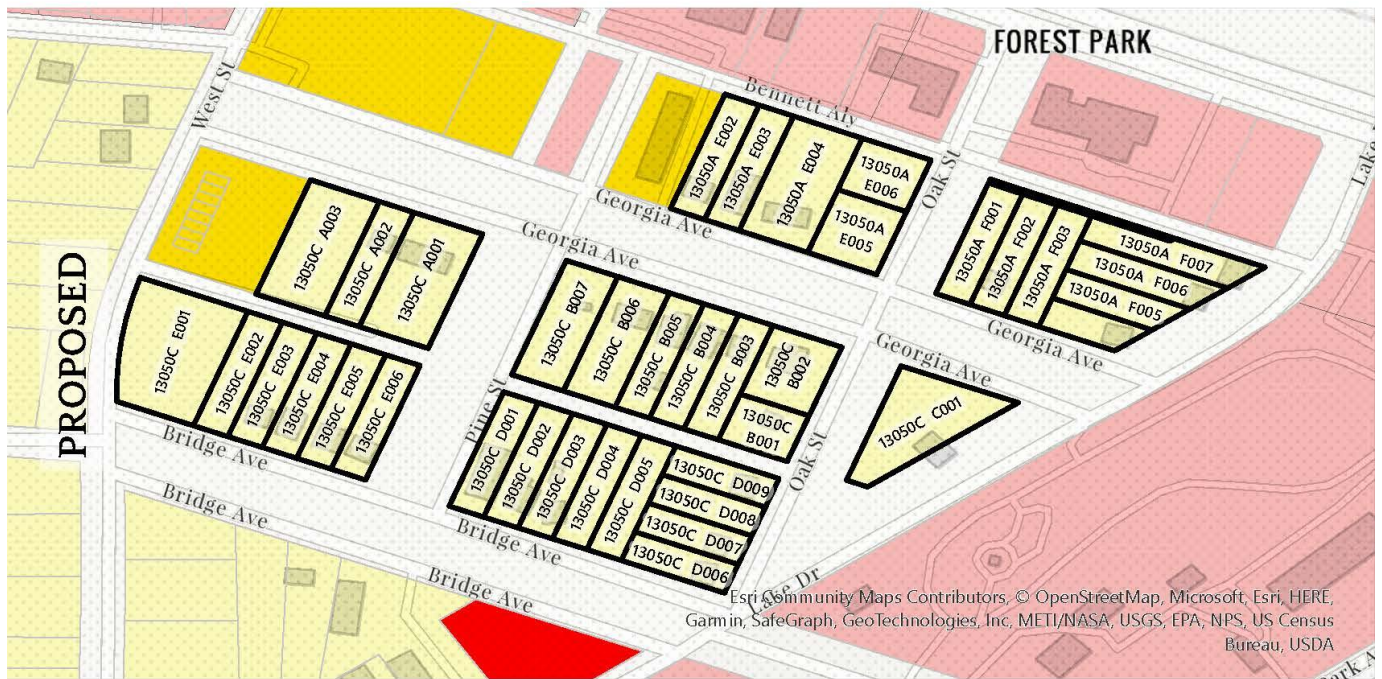
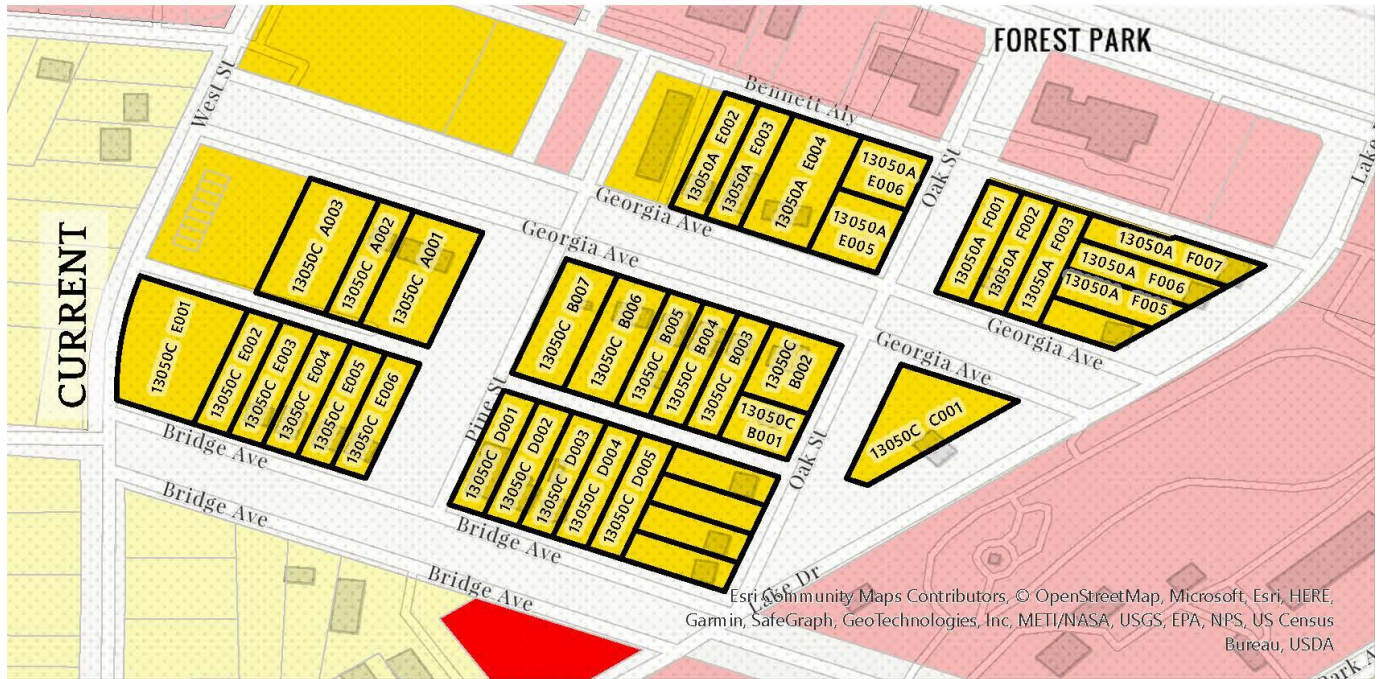




# Zoning Change Map

West Starr Park Neighborhood

Current Zoning: RM  
Proposed Zoning: RS



- |  |   |  |
|--|---|--|
| <span style="display:inline-block; width:15px; height:15px; background-color:yellow; border:1px solid black;"></span> RS   Single-family Residential   | <span style="display:inline-block; width:15px; height:15px; background-color:lightcoral; border:1px solid black;"></span> IC   Institutional Commercial | <span style="display:inline-block; width:15px; height:15px; background-color:purple; border:1px solid black;"></span> PI   Planned Industrial    |
| <span style="display:inline-block; width:15px; height:15px; background-color:yellow; border:1px solid black;"></span> RT   Two-family Residential      | <span style="display:inline-block; width:15px; height:15px; background-color:red; border:1px solid black;"></span> GC   General Commercial              | <span style="display:inline-block; width:15px; height:15px; background-color:lightpurple; border:1px solid black;"></span> LI   Light Industrial |
| <span style="display:inline-block; width:15px; height:15px; background-color:yellow; border:1px solid black;"></span> RM   Multiple-family Residential | <span style="display:inline-block; width:15px; height:15px; background-color:magenta; border:1px solid black;"></span> DM   Downtown Mainstreet         | <span style="display:inline-block; width:15px; height:15px; background-color:teal; border:1px solid black;"></span> GZ   Gillem District         |
| <span style="display:inline-block; width:15px; height:15px; background-color:orange; border:1px solid black;"></span> MH   Mobile Home Residential     | <span style="display:inline-block; width:15px; height:15px; background-color:purple; border:1px solid black;"></span> HI   Heavy Industrial             | <span style="display:inline-block; width:15px; height:15px; background-color:lightblue; border:1px solid black;"></span> UV   Urban Village      |

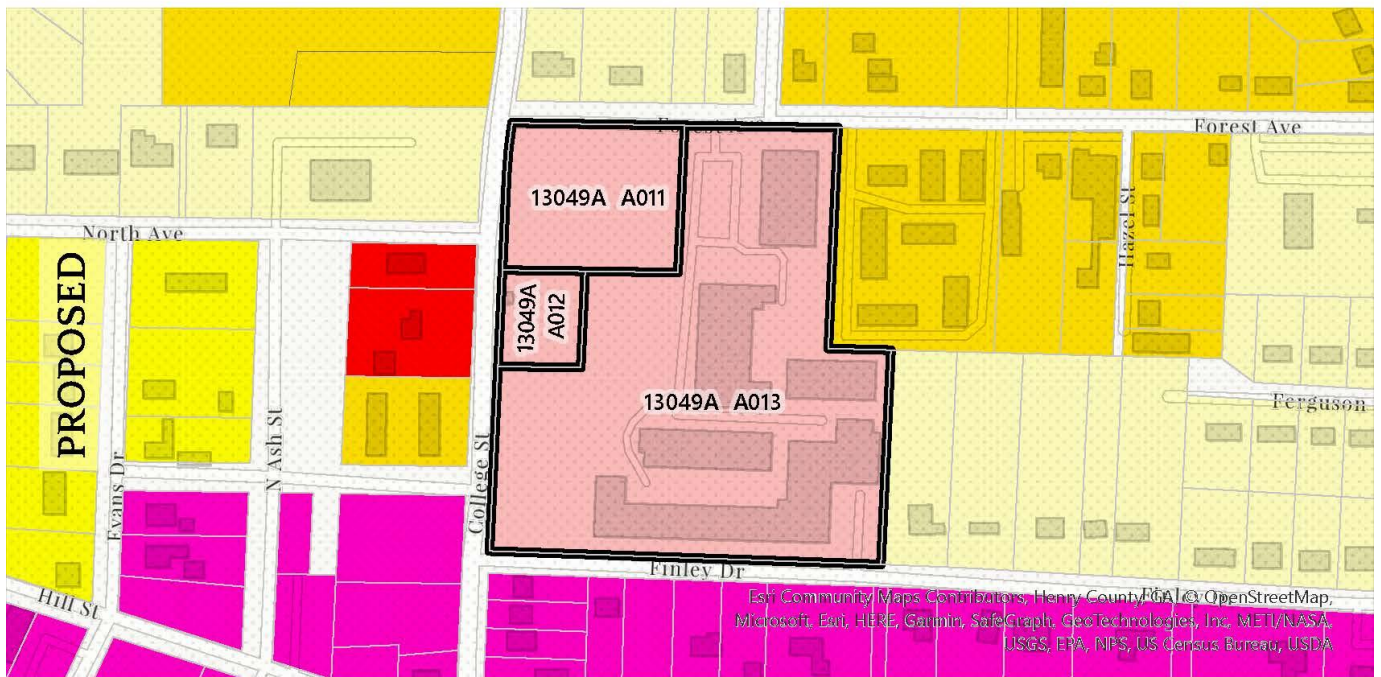
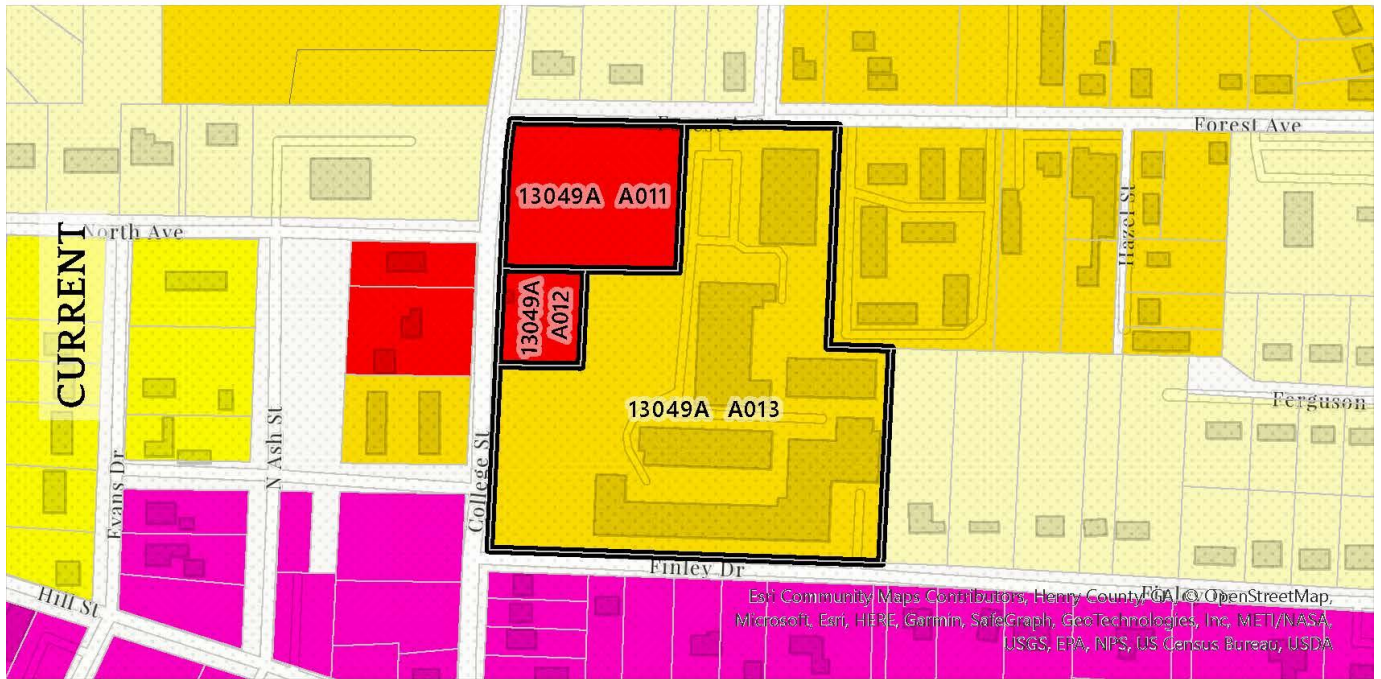


# Zoning Change Map

Current Zoning: RM/GC

Proposed Zoning: IC

Parcel(s): 13049A A013, 13049A A012, 13049A A011



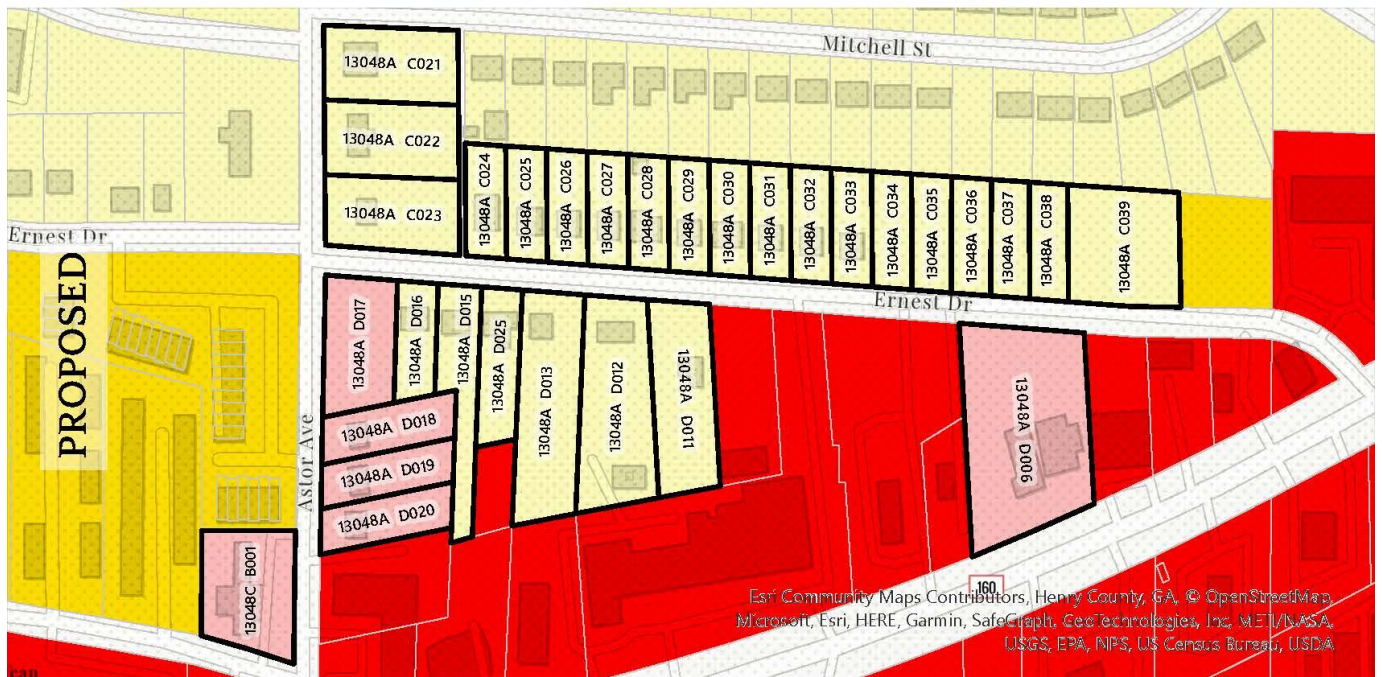
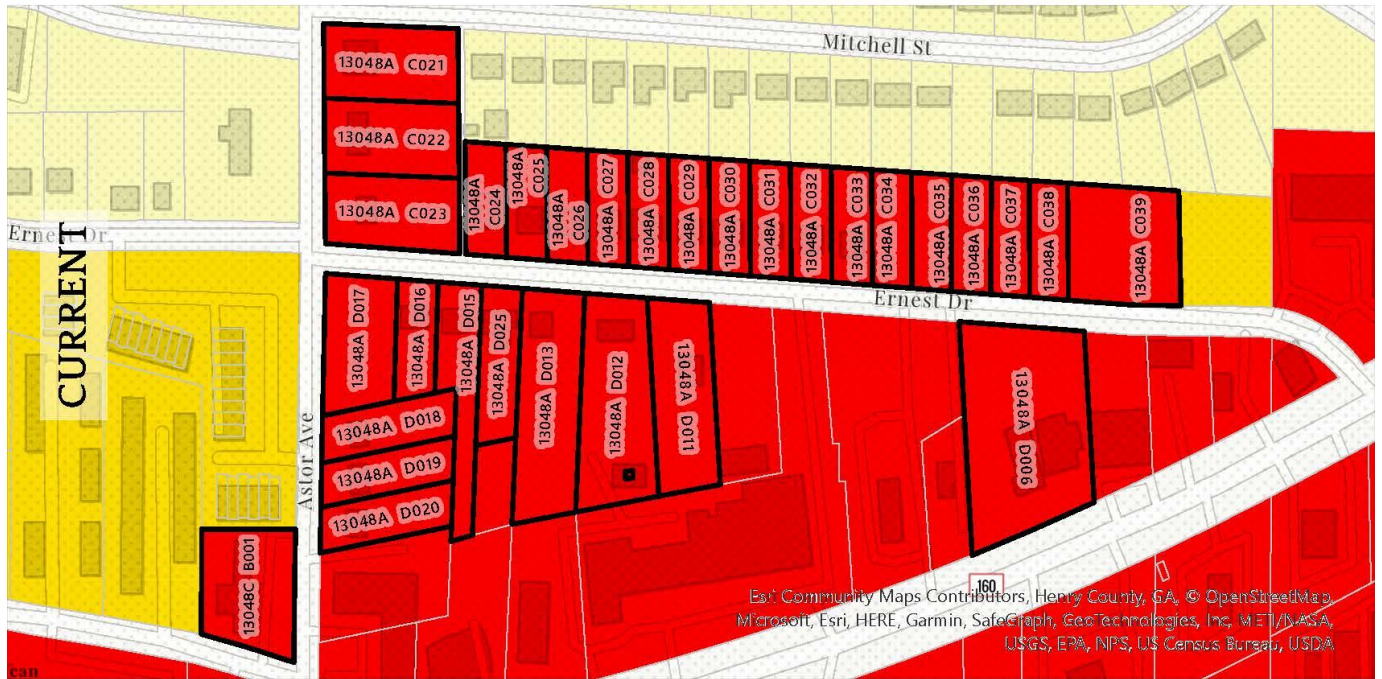
- |   |  |  |
|---|--|--|
| <span style="display: inline-block; width: 15px; height: 15px; background-color: #ffffcc; border: 1px solid black; margin-right: 5px;"></span> RS   Single-family Residential   | <span style="display: inline-block; width: 15px; height: 15px; background-color: #f08080; border: 1px solid black; margin-right: 5px;"></span> IC   Institutional Commercial | <span style="display: inline-block; width: 15px; height: 15px; background-color: #ccccff; border: 1px solid black; margin-right: 5px;"></span> PI   Planned Industrial |
| <span style="display: inline-block; width: 15px; height: 15px; background-color: #ffff00; border: 1px solid black; margin-right: 5px;"></span> RT   Two-family Residential      | <span style="display: inline-block; width: 15px; height: 15px; background-color: #ff0000; border: 1px solid black; margin-right: 5px;"></span> GC   General Commercial       | <span style="display: inline-block; width: 15px; height: 15px; background-color: #d8bfd8; border: 1px solid black; margin-right: 5px;"></span> LI   Light Industrial   |
| <span style="display: inline-block; width: 15px; height: 15px; background-color: #ffcc00; border: 1px solid black; margin-right: 5px;"></span> RM   Multiple-family Residential | <span style="display: inline-block; width: 15px; height: 15px; background-color: #ff00ff; border: 1px solid black; margin-right: 5px;"></span> DM   Downtown Mainstreet      | <span style="display: inline-block; width: 15px; height: 15px; background-color: #008080; border: 1px solid black; margin-right: 5px;"></span> GZ   Gillem District    |
| <span style="display: inline-block; width: 15px; height: 15px; background-color: #ff8c00; border: 1px solid black; margin-right: 5px;"></span> MH   Mobile Home Residential     | <span style="display: inline-block; width: 15px; height: 15px; background-color: #4b0082; border: 1px solid black; margin-right: 5px;"></span> HI   Heavy Industrial         | <span style="display: inline-block; width: 15px; height: 15px; background-color: #add8e6; border: 1px solid black; margin-right: 5px;"></span> UV   Urban Village      |



# Zoning Change Map

Current Zoning: GC  
 Proposed Zoning: RS & IC

Parcel(s): Ernest Dr & Astor Ave Properties



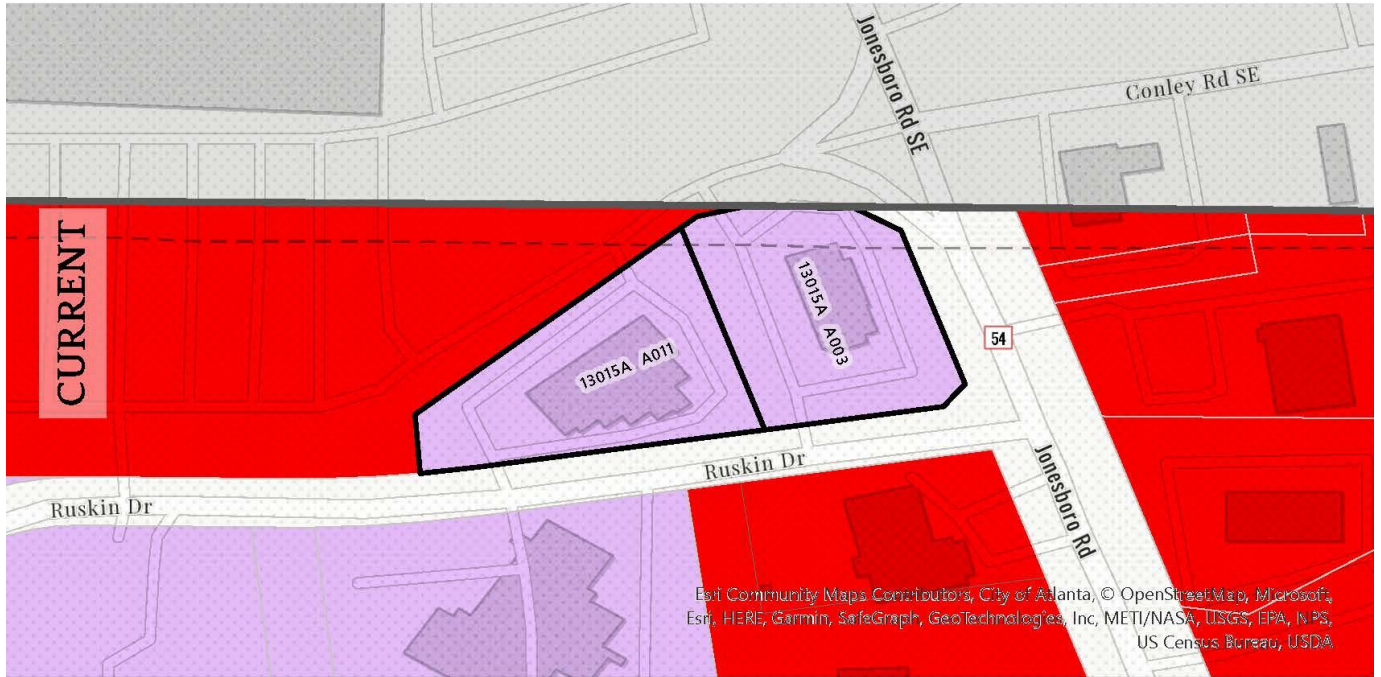
- |                                  |                               |                         |
|----------------------------------|-------------------------------|-------------------------|
| RS   Single-family Residential   | IC   Institutional Commercial | PI   Planned Industrial |
| RT   Two-family Residential      | GC   General Commercial       | LI   Light Industrial   |
| RM   Multiple-family Residential | DM   Downtown Mainstreet      | GZ   Gillem District    |
| MH   Mobile Home Residential     | HI   Heavy Industrial         | UV   Urban Village      |



# Zoning Change Map

Parcel(s): 13015A A011 & 13015A A003

Current Zoning: LI  
Proposed Zoning: GC



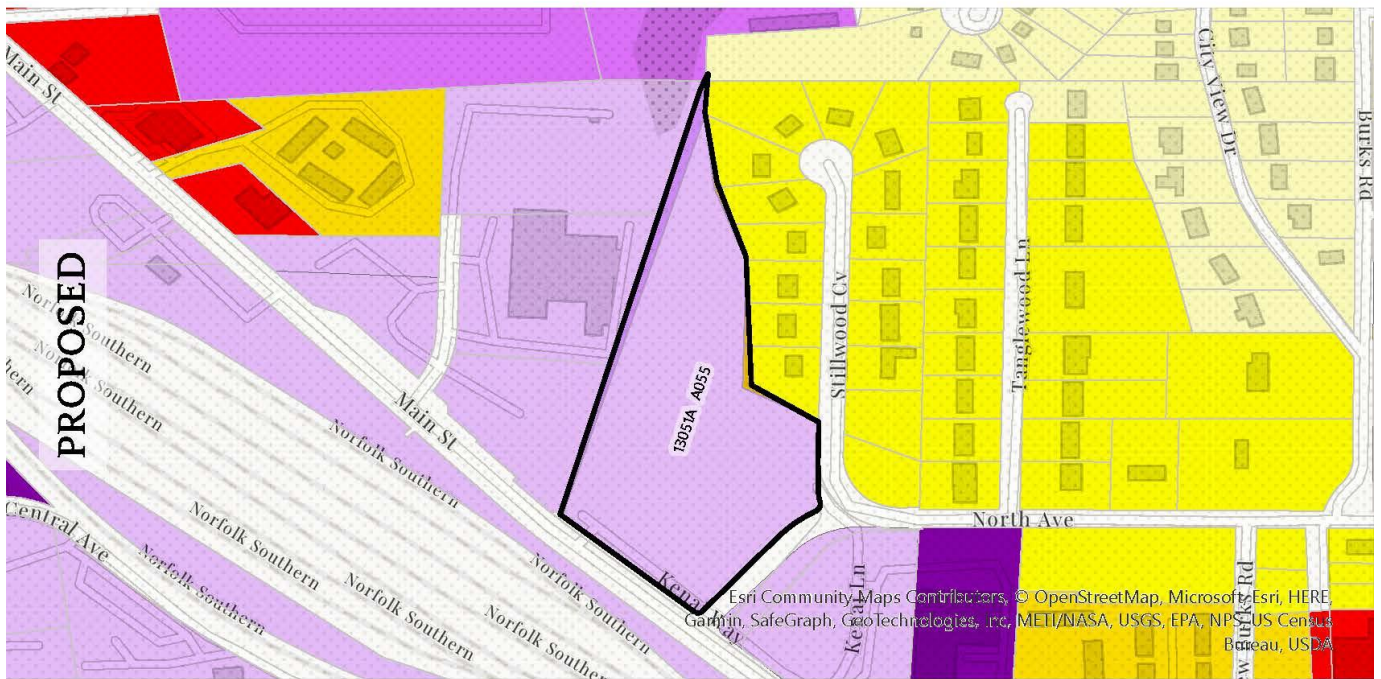
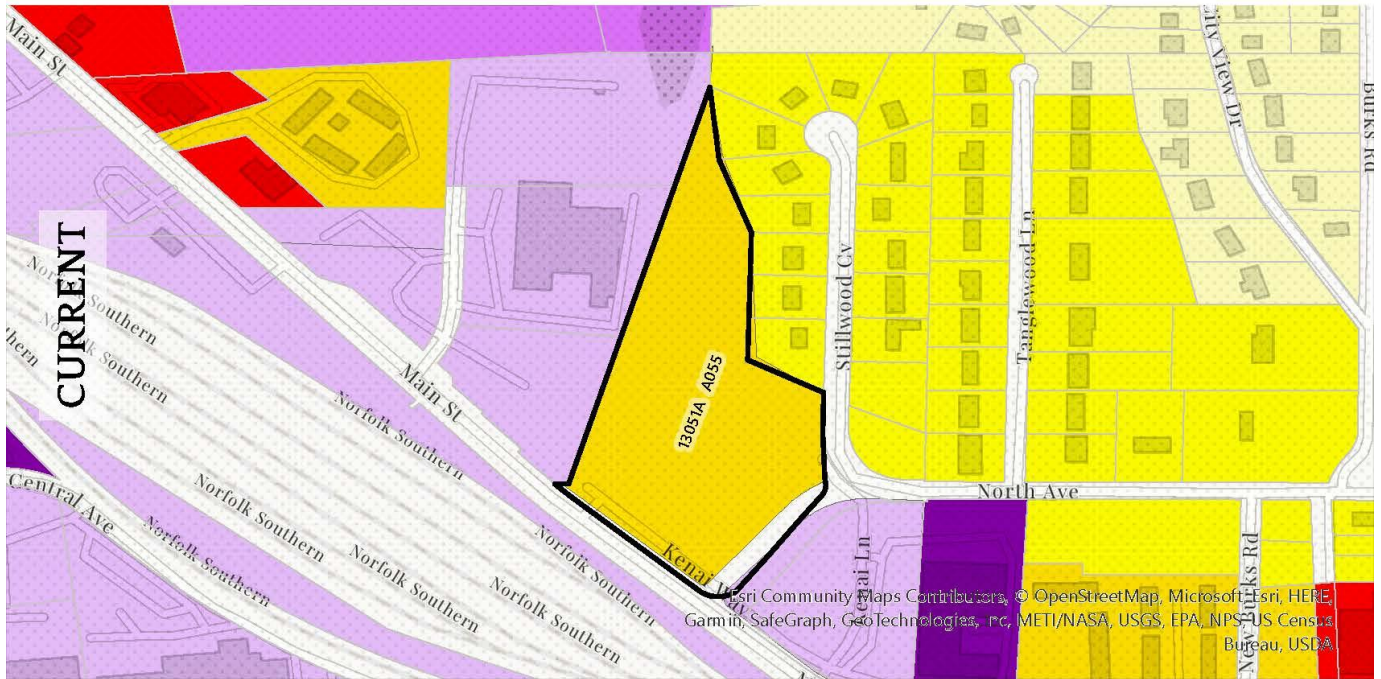
- RS | Single-family Residential
- RT | Two-family Residential
- RM | Multiple-family Residential
- MH | Mobile Home Residential
- IC | Institutional Commercial
- GC | General Commercial
- DM | Downtown Mainstreet
- HI | Heavy Industrial
- PI | Planned Industrial
- LI | Light Industrial
- GZ | Gillem District
- UV | Urban Village



# Zoning Change Map

Current Zoning: RM  
Proposed Zoning: LI

Parcel(s): 13051A A055



- |                                  |                               |                         |
|----------------------------------|-------------------------------|-------------------------|
| RS   Single-family Residential   | IC   Institutional Commercial | PI   Planned Industrial |
| RT   Two-family Residential      | GC   General Commercial       | LI   Light Industrial   |
| RM   Multiple-family Residential | DM   Downtown Mainstreet      | GZ   Gillem District    |
| MH   Mobile Home Residential     | HI   Heavy Industrial         | UV   Urban Village      |



**File Attachments for Item:**

**6. Council Approval of Council Work Session and Regular Meeting Minutes from April 18, 2022 -**  
City Clerk



# CITY COUNCIL WORK SESSION

Monday, April 18, 2022, at 6:00 PM  
Council Chambers and YouTube Livestream

## MISSION STATEMENT

It is the mission of the City of Forest Park to enhance, strengthen, and grow our city by collaborating with our community to provide the highest level of service. Striving to be recognized as a diverse community that values and respects all members. We will strive to provide fair, professional, and courteous service through transparency and open communication. As we work to achieve this mission, we will have integrity beyond reproach while employing fiscal discipline and innovation. In this work there are no praises and raises for mediocrity.

**Website:** [www.forestparkga.gov](http://www.forestparkga.gov)  
**YouTube:** <https://bit.ly/3c28p0A>  
**Phone Number:** (404) 366.1555

**FOREST PARK CITY HALL**  
745 Forest Parkway  
Forest Park, GA 30297

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James  
The Honorable Hector Gutierrez  
The Honorable Allan Mears

The Honorable Dabouze Antoine  
The Honorable Latresa Akins-Wells

Dr. Marc-Antonie Cooper, City Manager  
S. Diane White, City Clerk  
Mike Williams, City Attorney

## DRAFT MINUTES

### VIRTUAL NOTICE

**CALL TO ORDER/WELCOME:** The meeting was called to order by Mayor Pro Tem Hector Gutierrez at 6pm and he read the Mission Statement.

**ROLL CALL - CITY CLERK:** A quorum was established.

Attendee's Name	Title	Absent	Present
Angelyne Butler, MPA	Mayor, At-Large (arrived 6:07pm)		✓
Kimberly James	Council Member, Ward 1		✓
Dabouze Antoine	Council Member, Ward 2		✓
Hector Gutierrez	Council Member, Ward 3, Mayor Pro-Tem		✓
Latresa Akins-Wells	Council Member, Ward 4 -		✓
Allan Mears	Council Member, Ward 5		✓

**DIRECTORS PRESENT:** Chiquita Barkley, Finance Director, Darquita Williams, Deputy Finance Director; Kim Trawick, Human Resources Generalist, Bruce Abraham, Director Economic Development, Tarik Maxell, Director of

Recreation & Leisure, Bobby Jinks, Director of Public Works, James Shelby, Planning & Community Development Director, Nathaniel Clark, Chief of Police and Javon Lloyd, PIO Director

**CITY MANAGER'S REPORT:** Dr. Marc-Antonie Cooper, City Manager

**COMMUNITY INFORMATION/REMINDERS:**

- Forest Park Ministers Association and the City of Forest Park will host its Southside of the City Clean Up on April 23, 2022, from 8:00am – 12:00pm. Social distancing and facemasks will be mandatory. Hand sanitizers and gloves will be provided. Volunteers will meet at the Ash Street Baptist Church, 5370 Ash St in the Fellowship Hall. For more information contact Edie Yongue (770)-289-4640 or Dr. Leon Beeler (678) 207-8904.
- The Clayton County Water Authority will be holding its annual Household Hazardous Waste Collection Day, April 23, 2022, from 10:00am – 2:00pm for Clayton County Residents. A driver's license or utility bill is required as proof of residency. For more information residents can call 770-960-5200 or visit [www.CCWA.us](http://www.CCWA.us)
- The City issued a press release, and it was published with the Clayton Daily News informing residents that beginning April 20<sup>th</sup>, a portion of Cynthia Lane between Old Dixie Road and Pineridge will be closed to through traffic to install new piping in the immediate area. Detour signs will be installed for the duration of the roadway closure which is expected to last approximately 40 days. If the roadway closure needs to be extended or additional closures are necessary, another public notice will be issued.
- The senior living facility being built on College Street in the City of Forest Park is a private development. The city has no information or input on rentals or occupation at the facility. We have received numerous inquiries and we just want to remind everyone that the developer stated when they are close to completion, they will put their rental office at the property. If the city receives any information, we will ensure that it is posted and sent out via our contacts list for those interested.
- Over the past several months, the City of Forest Park has been dealing with several stalled trains owned and operated by Norfolk Southern Railway. According to officials from the rail company, the stalled trains are a result of numerous ongoing supply chain issues, which have been exacerbated tremendously due to the pandemic. Additional reasons for the stalled trains expressed by the company include crew shortages, weather, and even other logistical problems at neighboring rail yards in cities like East Point, Morrow, and Atlanta – all of which unfortunately impacts us here locally. The city unfortunately has no authority to regulate, ticket or force any actions on the rail system through our city. Congress is the only entity with authority over the train system, we have escalated our concerns to our congressional representative, and continue to file complaints every time the train is stalled. We need all residents to file complaints when this occurs, there is power in numbers. Anyone can submit an official complaint or report a blocked railroad crossing to the Federal Railroad Administration by visiting [www.fra.dot.gov/blockedcrossings](http://www.fra.dot.gov/blockedcrossings).

**CITY OPERATIONS:**

- Champions of Forest Park Series is a vignette series featuring key community stakeholders sharing why they believe "Forest Park is on the move." To view the series please visit [www.forestparkga.gov/bc-dda](http://www.forestparkga.gov/bc-dda)

**EMPLOYEE SPOTLIGHT:**



- Congratulations to Mr. Brad Munroe, Public Works Division, on his promotion to Building Maintenance Supervisor. Mr. Munroe replaces Mr. Nigel Wattley, who was recently promoted to the Deputy Director position.
- Congratulations to Mr. Marcus Porter, Public Works Division, on his promotion to Park Supervisor. Since the supervisor position had been vacated Mr. Porter step up to the task and ensure the park division kept moving seamlessly.
- Congratulations Ms. Tonya Thomas and Mr. Bobby Jinks, who completed the 5 (five) required certifications for the city to officially apply and become Local Administered Projects (LAP) certified again. This is a certification that must be completed every 3 years and individuals must stay updated on any changes throughout the process. Once the city's application is approved this will open the door to Federal Funding to leverage the cost of street repairs/repaving and more. These are projects that the city was trying to cover from general fund dollars. We have others going through the certification process to ensure we retain our LAP certification long into the future.

## PRESENTATION(S):

### 1. **Third Quarter Budget Update** – Chief Executive Office/Finance

#### Background/History:

The City of Forest Park is committed to fiscal responsibility and ensuring our operations stay on track with our goals of balancing revenue collections and expenses, while ensuring we appropriate spending that enhances the safety and well-being of our community. With these goals in mind the Department of Finance presents our 3rd quarterly budget update.

Darquita Williams, Deputy Director of Finance & Chiquita Barkley, Director of Finance

**Darquita Williams, Deputy Director of Finance** – This is our 3<sup>rd</sup> quarter financial report, and we are a little shy of where we should be on our revenue goals, however we do have some regular items that normally come in the fourth quarter that we are expecting from sales tax and franchise taxes that should close us out where we should be. Ms. Barkley, Dr. Cooper, and I are monitoring this very closely as we close out the year and will be allocating funds across the departments, as we prepare to pass our new budget.

#### Comments/Discussion from Governing Body:

**Councilmember James** – 75% is where we should be in the third quarter as it relates to revenues. Going over the numbers are we going to be able to meet our goals, because there are several different departments that are under the 75% threshold; we got legislative, chief executive, finance; and finance is low, is there a reason for that and do we have the revenues?

**City Manager** – the revenues are showing at the top

**Councilmember James** – It is a collective, we do not have it broken down individually by department

**City Manager** – No

**Councilmember James** – So, we do not know which department may be lacking with their revenues and where they are standing?

**Chiquita Barkley, Director of Finance** – (Inaudible) for the revenues that are due to be collected for the city.

**Councilmember James** – For example, the judge, their expenditures are way over budget, I would assume with 91%?

**Director of Finance** – The judge is one of those salary accounts that is reimbursed to the city and those figures must have a journal entry to correct that so that it will show in our revenues; that is not a concern, because it is really a wash.

**Councilmember James** – What about Economic Department?

**Director of Finance** – the same applies to them.

**Councilmember James** – So, from your perspective, we

**Director of Finance** – We are on target, as far as the department heads and leads they are doing exceptionally well. When you see expenditures at, we are in the third quarter, and they are below 75% and that is good.

**Councilmember Gutierrez** – For a presentation, I can see what you are saying CM James. When you say we finance collects for everyone, so we in essence it is the only department that collects revenues?

**City Manager** – All the revenues go into the general funds.

2. **Council Discussion on MARTA's Transit Supportive Land Use Study** – Department of Planning & Community Development

**Background/History:**

To conclude the Clayton County Transit Supportive Land Use Study, MARTA is providing each jurisdiction with zoning recommendations for better alignment with transit supportiveness, as well as additional station area planning strategies. The recommended approach for implementing transit supportive land uses in Forest Park is to integrate key components of MARTA's TOD-Core Redevelopment/ New Build model ordinance into the City's current zoning ordinance. The creation of a new residential overlay based on the Residential Support model ordinance is also recommended.

No Action Needed.

**James Shelby, Director of Planning & Community Development** – This evening's presentation by MARTA and its consultants, we have been working with them for over two-years and have been working very closely with them to the point where some of the recommendations, that they will be talking about, are included in our current zoning ordinance that was recently passed. Ms. Allison Harrison, one of the consultants working with MARTA, is here to explain the transit supportive land use study.

**Ms. Allison Harrison** – It is a pleasure to be here tonight with MARTA and I would like to commend the City of Forest Park, you have been early adopters of our recommendations, so, thank you so much and thank you Mr. Shelby and staff. (Ms. Harrison shared a slide presentation and gave a summary of slides)

MARTA has been working very hard the past couple of years to be advancing high-capacity transit into Clayton County. We have been looking specifically at two different lines, one that travels along State Route 54 and one that we call the Southlake BRT. The one that is here in Forest Park is outlined in blue that says State Route 54, (she referenced the slide and information in packet). They have been working the past couple of years in collaboration with a number of jurisdictions in Clayton County and Southern Fulton and focused on what we call the big five of transit support on land use, we are looking at density and intensity, mixed uses, walkability, people-friendly design, and managed parking. We have been looking at places like Forest Park and other communities in Clayton County. We have drafted ordinances promoting something that is incremental, but flexible, we want development and we do not want it to be so difficult to come here and build in Forest Park that nobody wants to come so, we are trying to strike that balance with those recommendations. Forest Park's key recommendations are 1) deferring to the LCI Plan and zoning re-write processes underway; 2) Integration with Aerotropolis Greenways plans and 3) Redevelopment opportunities are greater closer to Jonesboro Road and the major recommendations are: 1) Integrate key components to redevelopment/new build model ordinance into the city's zoning re-write; 2) establish a residential overlay based on the residential support model ordinance and 3) collaborate with partner jurisdictions in future station area planning. The next steps are: from MARTA to prepare for National Environmental Protection Act Planning (NEPA); Forest Park – 2023 Comprehensive Plan Update to update the character area map to reflect station areas; and include key public infrastructure projects in the Community Work Program to support station area development; after the NEPA is done, work to establish station area working groups; and coordinate with other jurisdictions on the alignment for a corridor-wide LCI update.

**Comments/Discussion from Governing Body:**

**Mayor Butler** – There was talk of MARTA purchasing on Main Street, I believe on this end of Main Street, Lake, and Main Street, is that still in the works, because I know we have been holding off on selling that land with the anticipation of MARTA purchasing it, can you address that at all?

**Tracy Roberson, MARTA** – In the Clayton Transit System Plan there are several different areas that we are intending to develop transit hubs, and Forest Park has been identified as one of those locations. The transit system plan and all the different transit hubs that we are going to implement have not officially gone through the board approval process, but we are intending for Forest Park to be one of those locations. It is possible we will need that property, we have not gone through the detailed analysis to determine location yet, but we make sure that it is on our real estate team's radar. I will be more than happy to reach back out to you with any updates from the real estate team.

**NEW BUSINESS:**

- 3. Council Discussion on the Appointment of a New City Solicitor to the Municipal Court – Chief Executive Office**

**Background/History:**

The former solicitor for the City of Forest Park's Municipal Court has been appointed a Judgeship within the Clayton County Juvenile Courts. The City Manager is requesting that Council considers the candidacy of Assistant Solicitor Andres Marierose to the position of City Solicitor.

**Comments/Discussion from the Governing Body:**

We will have a formal discussion in Executive Session, but Mr. Andres Marierose is present and if you would like to introduce yourself, you have the floor.

**Andres Marierose** – I am Andres Marie Rose, my first name is Renee, so I abbreviate that because I want people to understand that I am male not female so, usually I have to explain the spelling is different, but I welcome the opportunity to come and serve in the city and you have seen my resume, I have been doing this for over 20 years as a prosecutor in different positions, but I am very familiar with Forest Park, I love the people here and the officers. I propose the clerk, court, and judge, that I would be happy to come here and serve in anyway that I can, but my skill set is better for the solicitor's position. If you have any questions, concerns, or comments, I would be glad to answer them.

**Councilmember James** – I will say that I know you are highly recommended; we like the fact that you are bilingual as well and thank you for serving Forest Park.

**4. Council Discussion on On-Call Real Estate Appraisals and Right of Way Acquisition Consultant Services** – Public Works/PBZ/Procurement Division

**Background/History:**

The Executive Offices on behalf of the Procurement Division, Public Works and Planning, Building, and Zoning Departments is requesting approval to enter into a contractual agreement with Colliers Engineering and Design, Inc. The Procurement Division conducted a request for proposals for On- Call Real Estate Appraisals and Right of Way Acquisition Consultant Services to assist the City with acquiring property and easements for projects including those that are Federally Funded. Projects with Federal and State funding must follow the procedures required by both GDOT and Federal Highway Administration Real Estate Division. Having this consultant firm will allow us to move forward with the City's sidewalk projects and be in compliance with the Federal Highway Administration and GDOT's requirements. The initial term of the contract will be for three (3) years, with the option to renew for three (3) additional twelve-month periods if the City wants to continue with the firm based on their performance.

**Comments/Discussion from Governing Body:**

**Mayor Butler** – In the contract, will there be a right of termination, if we are not pleased with their services?

**City Attorney** - Yes

**5. Council Discussion on Math Trail Memorandum of Understanding** – Chief Executive Offices

**Background/History:**

The Clayton County Board of Education's Mathematics Department would like to "STEMulate" a few community spaces for their new Community MathTalk Trail and is seeking support for a location in the City of Forest Park.

Clayton County Schools in collaboration with MathTalk PBC, Clayton County Parks and Recreation, and the Clayton County Community is building a community Math Trail. Clayton County will be one of only four communities in the country to feature a customized MathTalk Math Trail. Math Trail installations include math themed art, games, and structures designed by our students and community members and installed in community spaces with signage to provide game directions and conversation starters. Math Trails spark playful opportunities for open-ended math exploration and conversation. They are designed and located in

places that provide natural opportunities for families to engage with math content in ways that build interest, confidence, and enthusiasm for math.

The City Manager is seeking City Councils' approval to enter into an agreement with Clayton County Schools to include Starr Park as a featured location.

**Comments/Discussion from Governing Body:**

**Councilmember James** – This is very exciting, and I think that those contributing to this, I noticed that there will be special revenues, donations, and grant funds through the Clayton County public school system, but I am excited about this project and glad Forest Park was selected.

**Mayor Butler** – With the renovation of Starr Park, how will this affect the Math Trial?

**Dr. Cooper** – That is something that we will have to discuss once we begin conversation about the agreement, they are aware that there will be renovations, it will not be the full-fledged map until after the renovations are completed. It would give them the agreement to know that as they are planning, Starr Park will be a location.

**6. Council Discussion on Entering an Agreement with Laron Harlem for a Forest Park Mural Project – Procurement Division**

**Background/History:**

The Executive Offices and the Division of Procurement on behalf of the City is seeking councils' direction regarding a contractual agreement with Laron Harlem, Jr., Artist and Owner of A Bucket and A Dream. The Procurement Division conducted a request for qualifications for The Mural Project. The artist will produce a mural on three outdoor retainer walls located at Conley Rd and at the intersection on Pineridge Rd & Alder Dr. The mural project seeks to bring beauty to what would otherwise be a cold, blank wall and celebrate the energy and diversity of the local area. Given the wide range of potential visitors and diverse cultures of the residents that travels our streets, the mural will celebrate the "coming together" of all these diverse groups and highlight Forest Park's rich cultural history while developing new expressions for the current times and enthusiasm about its future. This mural will transform these walls into vibrant, colorful, and welcoming elements to Forest Park with the intent to deter graffiti. A Bucket and A Dream was the only artist to submit a proposal and their submission is within what was budgeted. We are seeking councils' direction on how they would like to proceed in this matter. The contract and project installation of the artwork would continue until artist completion.

**Comments/Discussion from Governing Body:**

**Dr. Cooper** – The artist is not here tonight, and we are looking for direction as to whether council would like to go with this artist or if you would want us to put it out again for bid.

**Councilmember Gutierrez** – What was this because I was not aware of it? And is it budgeted for?

**Dr. Cooper** – It was placed on the website where we post all proposals and requests for bids. There is money in the budget that was set aside for council to talk about doing murals on different walls, on Connelly and it was by the cemetery.

**Mayor Butler** – Have we seen examples of his work?

**Councilmember Gutierrez** – I am super excited about this because that is a blank wall that has a lot of potential. I do want to put all the money into one artist, or I would love to hear from more, because I would have promoted something like this. I did not know about, but I am not opposed to it.

**Councilmember Antoine** – Mr. Geeter, what are your recommendations?

**Arthur Geeter, Purchasing Director** – I think we should move forward, he had some good artwork that he submitted with his proposal, good samples, so, it is not like he has not done this before, he has done it in other areas of the city of Atlanta.

**City Manager** – and there are photos of his work on his website that was sent out to council to review but again this was council's direction to us, and this was the only person to submit.

**Councilmember James** – Are we going to have a discussion with him, for me, in particularly the wall on Conley Road and the history behind the wall to be able to capture that; so, we are not talking about a blanket of whatever he wants to put up but a collaboration with council as to what goes up.

**City Manager** – Yes, the plan here is if council wanted to move forward with this vendor is to actually have him, because he has already looked at the areas, to have him submit sketches of the proposed art that he would do for each area and bring back to council to say what is he envisioning for the area based on the area itself. We did tell him that part of this was to capture not only the history of the city but to commemorate what was going on and we talked about the cemetery as well.

**Councilmember Antoine** – Is he familiar with painting streets? And can anyone tell me what happened to the mural that got erased by the foundation?

**Purchasing Director** – Yes, and they are to maintain the work.

**Councilmember James** – It is not erased but pulled down.

**Councilmember Gutierrez** – I will be honest about this, I am super excited about this, but I am a little bit disappointed in us and the communication of this, because with the youth committee, we identified like eight potential spaces, and now we are only talking about three roads, I think there are the special spaces. I had talks with Mrs. Gardiner, about establishing an art committee, so involving the people in this would also be great.

**Mayor Butler** – All is not lost councilmember and there are still opportunities for future are projects.

**Councilmember Akins-Wells** – I agree with Councilmember Gutierrez, it is a great thing that will add to the city, but I would like to have been notified as well, because you have several different schools, you have artists in schools that could have been used and gotten different input from the community and I was not aware of it either.

**Dr. Cooper** – I just want to remind council that this has been discussed and that is the reason the project was actually put together to put out, because of previous discussion and I know there was talk about the areas and everything else; so, when we put the RFP together and out like we do any RFP and we did target certain artists and different things that we know of and then it was left out for anyone else to submit and this is the only submission. We followed our policy for RFP, and I apologize if I did not submit it to each of you to say this is what we are doing, but we followed the process that we were asked to do.

**Councilmember Akins-Wells** – I am not opposed to it, just thinking it would mean a little bit more if some kids or people from the community could have been involved and it would have saved some money as well.

**7. Council Discussion of On-Premises Consumption of Alcohol at Entertainment Venues – Legal**

**Background/History:**

It is proposed that the City amend the licensing requirements for the on-premises consumption of alcohol only to allow entertainment venues, such as concert halls, comedy clubs, dinner theaters and similar establishments to be permitted to sell alcohol during their events. The proposed ordinance would allow on-premises alcohol sales one hour before and after such events and require food to be made available during their hours of operation. Adult entertainment establishments would not be included within the definition of an entertainment venue.

**Comments/Discussion from Governing Body:**

**Councilmember James** – I am not in favor of the one hour after, because if the event is over and on your way home, you should not be allowed to drink anymore that time. I am okay with the hour before, but I just cannot agree with the hour after.

**Councilmember Akins-Wells** – Because we do have some community building centers, does that mean if someone wants to have an event, they can sell alcohol at those events?

**City Attorney** – No, this would be for dedicated business, if you are a concert venue or comedy club, etc., this would be distinguished from a banquet hall or anything like that, that would have private events.

**8. Council Discussion of Amendment of Pay Period for Council Members – Legal**

**Background/History:**

It is proposed that the City amend the pay period for Council Members and the Mayor so that they are paid at the same time as City employees. Currently, City Employees are paid once a week while Council Members are paid once a month. The proposed ordinance would allow Council Members to be paid once a week but would not change the amount of their compensation in any way.

**Comments/Discussion from Governing Body:**

**Councilmember Akins-Wells** – First, I would like to know who put this on the agenda and two, we are not employees of the city, we are elected officials, and it is not going to change the pay, why is it so important to get paid weekly, we are not employees. We do not get all the benefits of any employee. I think this is a waste of time, if you need money every week then you go get a job that pays every week but, this is a part-time job, and we are not employees.

**Councilmember Gutierrez** – I would like to know the reason also, is it easier for staff, was this brought up by you Dr. Cooper?

*City Manager* – No, it was not brought up by me, but it is not more work for the staff, it is just changing the schedule and adding council to the weekly pay schedule. But is up to the discretion of council.

**Councilmember Akins-Wells** – Whoever asked for this to be added to agenda and need their changed, can you change theirs and keep everyone else the same. I do not have to be paid every week; I am not an employee.

**Councilmember Gutierrez** – I could go either way.

**Councilmember Antoine** – I think it is a good idea.

**EXECUTIVE SESSION:** (When an Executive Session is required, one will be called for the following issues: Personnel, Litigation or Real Estate)

It was moved to recess into Executive Session for Personnel, Litigation or Real Estate at 6:41pm.

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

Voting Yea: Mayor Butler, Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

It was moved to reconvene back into Work Session at 6:53pm.

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

Voting Yea: Mayor Butler, Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

#### **ADJOURNMENT:**

It was moved to adjourn the Council Work Session at 6:53pm.

Motion made by Councilmember James, Seconded by Councilmember Mears.

Voting Yea: Mayor Butler, Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears





# CITY COUNCIL REGULAR SESSION

Monday, April 18, 2022, at 7:00 PM  
 Council Chambers and YouTube Livestream

## MISSION STATEMENT

It is the mission of the City of Forest Park to enhance, strengthen, and grow our city by collaborating with our community to provide the highest level of service. Striving to be recognized as a diverse community that values and respects all members. We will strive to provide fair, professional, and courteous service through transparency and open communication. As we work to achieve this mission, we will have integrity beyond reproach while employing fiscal discipline and innovation. In this work there are no praises and raises for mediocrity.

**Website:** [www.forestparkga.gov](http://www.forestparkga.gov)  
**YouTube:** <https://bit.ly/3c28p0A>  
**Phone Number:** (404) 366.1555

**FOREST PARK CITY HALL**  
 745 Forest Parkway  
 Forest Park, GA 30297

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James  
 The Honorable Hector Gutierrez  
 The Honorable Allan Mears

The Honorable Dabouze Antoine  
 The Honorable Latresa Akins-Wells

Dr. Marc-Antonie Cooper, City Manager  
 S. Diane White, City Clerk  
 Mike Williams, City Attorney

## DRAFT REGULAR MINUTES

**CALL TO ORDER/WELCOME:** The meeting was called to order by Mayor Butler at 7:00pm

**INVOCATION/PLEDGE:** Minister Cook of Rock Church Atlanta

**ROLL CALL - CITY CLERK:** A quorum was established.

Attendee's Name	Title	Absent	Present
Angelyne Butler, MPA	Mayor, At-Large		✓
Kimberly James	Council Member, Ward 1		✓
Dabouze Antoine	Council Member, Ward 2		✓
Hector Gutierrez	Council Member, Ward 3, Mayor Pro-Tem		✓
Latresa Akins-Wells	Council Member, Ward 4 -		✓
Allan Mears	Council Member, Ward 5		✓

**DIRECTORS PRESENT:** Chiquita Barkley, Finance Director, Darquita Williams, Deputy Finance Director; Kim Trawick, Human Resources Generalist, Bruce Abraham, Director Economic Development, Tarik Maxell, Director of

Recreation & Leisure, Bobby Jinks, Director of Public Works, James Shelby, Planning & Community Development Director, Nathaniel Clark, Chief of Police and Javon Lloyd, PIO Director

**PUBLIC COMMENTS: (All Speakers will have 3 Minutes)**

There were three (3) speakers:

**LaWanda Folami** – In the last meeting, I made an error in a comment that I made; about Seven Pillars Academy Boys basketball team, they are located on Hendrick's Drive, and I said Rock Cut; which they did make it to the playoffs. I would like to thank the 60-70 people who came out Mar. 8<sup>th</sup> -31<sup>st</sup> at Unidos Dual Language and each day from the 9<sup>th</sup> through the 31<sup>st</sup>, we had at least four readers present per day. I would like to give kudos to you. There was a new bill signed into law, the constitution of carrying law. This is something my city neighbors we should pay close attention to, Senate Bill 319, House Bill 218, we really need to pay close attention to these; I am talking with the colleagues, and I will be calling on some of you to be a part of this, we need to look at how to buy back guns. We have households that do not know the safety and know how to handle a weapon; and we wake up and we hear of an insensibly death has arrived. You are going to be hearing more, it is not about me, it is about us as a team, I would be Mr. Cooper, Chief and those in the county, we all can work collectively to do a buy back. So, Mrs. Gardiner, if you can find some grant money, go ahead and start looking because we are to really need this.

**Justin Cook** – I am Minister Cook, representing the Forest Park Ministers Association to invite you all and let you all know that this Saturday, April 23<sup>rd</sup> we will be doing our annual pray and clean event. We will be cleaning the southside of the city. We are partnering with the city and other local businesses. It will start Sat., 8am at Ash Street Baptist Church, 5370 Ash Street, we will meet there for breakfast and directions on how we are going throughout the city. We also have lunch sponsored and getting some cleaning done along with prayer. So come out meet the neighbors, get out in the sun, and get some exercise and this would be a great opportunity, so this is your official invite.

(The mayor and city attorney step away for about 2 minutes)

**Samuel Ibanez** – Thank you public servants that are with us today. There was a lot of things I wanted to talk about but there is a picture in the front office when I came in asking questions, I saw a picture on the floor of all of you and it was full of dust. The video and audio are not clear. If you get paid weekly, it may not make a difference you get paid every two weeks. You choose to be a servant and thank you, but we need you to come out and look at the businesses to find out what they need, because as customers we are left behind and a lot of people choosing to go to other businesses in other cities, because we do not have that support.

**ADOPTION OF THE AGENDA WITH ANY ADDITIONS / DELETIONS:**

It was moved to adopt the Council Agenda as printed.

Motion made by Councilmember Mears, Seconded by Councilmember James.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

**APPROVAL OF MINUTES:**

1. **Council Approval of Council Work Session and Regular Meeting Minutes from April 4, 2022 - City Clerk**

It was moved to approve the Council meeting minutes from April 4, 2022, with corrections and additions.

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

## NEW BUSINESS:

2. **Council Approval of the Appointment of a New City Solicitor to the Municipal Court – Chief Executive Office**

It was moved to appoint Andres Marierose as the new City Solicitor.

Motion made by Councilmember James, Seconded by Councilmember Akins-Wells.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

3. **Council Approval of On-Call Real Estate Appraisals and Right of Way Acquisition Consultant Services – Public Works/PBZ/Procurement Division**

It was moved to approve the On-Call Real Estate Appraisals and ROW Acquisition Consultant Services.

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

4. **Council Approval of Math Trail Memorandum of Understanding – Chief Executive Offices**

It was moved to approve the MOU on the Math Trail

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

5. **Council Approval on Entering an Agreement with Laron Harlem for a Forest Park Mural Project – Procurement Division**

It was moved to approve to enter into an agreement with Laron Harlem to do a Mural Project.

**Councilmember Gutierrez** – Will this come back to Council with the amount of the agreement?

**City Manager** – Once the design is done, we will bring it back to council with the cost.

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Mears

Voting Abstaining: Councilmember Akins-Wells

6. **Council Approval to Adopt an Amendment to the Entertainment Venues Ordinance 22-05 for On-Premises Consumption of Alcohol – Legal**

It was moved to adopt the Ordinance Amendment 22-05 for On-Premises Consumption of Alcohol for Entertainment Venues excluding the "hour after venue"

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

**Councilmember Gutierrez** – The recommendation is hour, so why no “hour after venue”?

**Councilmember James** – I am saying not an hour after because, typically when a venue ends people are going home and to be able to consume alcohol again and you are going home, it puts not only the person consuming in danger but also puts the public in danger. I would rather for them to arrive to their destination alive and others to arrive alive as well. That is why I do not want the hour after.

**Councilmember Akins-Wells** – We are saying “after the venue closes” that they can still sell alcohol an hour after?

**City Attorney** – No. We looked around saw how other cities regulate these and so, that is where the “hour before and after” came from. The current ordinance the hours of operation for on-premises consumption is 2am on the weekdays and 12:30am on Sundays, this would be more restrictive of that. If it is a dinner theater and it ends at 10pm, under the way it is drafted, they could go until 11pm, which is still earlier than what is permitted for everyone else, but with that change, basically upon the end of the performance, no further alcohol sales and that is something that I am sure they would be able to live with.

**Councilmember Gutierrez** – So, the cutoff is still the same, it would not be like, if somewhere the 2am, is the cutoff, our cutoffs are the cutoffs, it is not going to extend an hour to like 3am?

**City Attorney** – No. They would otherwise have to comply with that strict cutoff, if it is for whatever reasons, it is a very late-night performance, like a comedy club or whatever, just for this specific type, this would not apply to anything else. But if it was a late night, let’s just say the performance ended at 5am, they would have had to have stopped sales at the regular time.

**Mayor Butler** – I will call for the vote

**Councilmember Gutierrez** – What are we voting on?

**Mayor Butler** - the motion was to adopt the Ordinance Amendment 22-05 for On-Premises Consumption of Alcohol for Entertainment Venues excluding the "hour after venue".

**Councilmember Mears** – That does not include clubs that we have open now?

**City Attorney** – This only applies to this new definition of entertainment venue.

**Councilmember Mears** – his comments were inaudible

**Councilmember Akins-Wells** – Why Councilmember James wants to take the hour away and make sure I understand. Like you stated, if the show or whatever is over at 11pm, how it is written right now, if they go over, they can sell until 12am. And if we take that out it means at 10pm when the venue is supposed to close that is it?

**City Attorney** – Whenever the performance ends as soon as the performance is over no further alcohol sales.

**Councilmember Akins-Wells** – Okay

**Councilmember Antoine** – And it does not affect the businesses that is already here? This is for the Main Street area, correct?

**City Attorney** – No, because none of the existing businesses that have on-premises consumption, would qualify under this definition. The entertainment venue definition is not limited to that area, we certainly could do that, if that was the will of council. This could be wherever you have a commercial facility that meets the definition and would not have to be limited to that entertainment district.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Mears.

Voting Nay: Councilmember Gutierrez, Councilmember Akins-Wells

There were several councilmembers speaking at the same time, the Mayor asked for the vote

**City Attorney** – the vote was 3 to 2, and it passes

**Councilmember James** – I just want to say, that all it means, in case you do not understand, I will say it again clearly, if you have entertainment or whatever and it ends at 10pm you can still have still have the entertainment go on to 11pm or 12am or whatever, but you cannot sell alcohol during that time. That is all.

**City Attorney** – The way you worded that is not the way I think, was not the way it was interpreted. So as long as there is a performance going on, whatever type it is, they can sell alcohol, an hour before and the until that performance ends, whatever that is, if it ends as 12am, they can sell until 12am. One thing they cannot do is go past the global prohibition of 2am.

**Mayor Butler** – Dr. Cooper

**Councilmember Gutierrez** – This is just medieval, how are people going to come here with more. If they have a performance and then it is over, we are not going pass our time, those times are already set. I feel

**Mayor Butler** – We already have a vote, if you want to bring it back up again for further discussion, then we could put it back on next meeting's agenda.

There were several councilmembers speaking at the same time

**Mayor Butler** - Unless Councilmember James, who made the motion, wants to rescind it, or is it if someone who votes in favor of it.

**City Attorney** – They can move to reconsider the vote.

There were several councilmembers speaking at the same time

**Councilmember Mears** – I would like to have more discussion on the situation, but

**City Attorney** – Formally, you would have to make a motion to reconsider the vote and would have to be seconded and they you would vote on that motion and if it...

It was moved to reconsider the previous vote with discussion.

Motion made by Councilmember Mears, Seconded by Councilmember Gutierrez.

Voting Yea: Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells,

Councilmember Mears  
Voting No: Councilmember James

**City Attorney** – That passes, so now you have the issue back on the table, the initial vote still passed but you can reconsider the issue and vote again.

**Mayor Butler** – Is there a motion on this item?

**Councilmember Akins-Wells** – A motion on the item that is on the agenda?

**Mayor Butler** – Yes

**Councilmember Akins-Wells** – Yes, I so move

**Councilmember Gutierrez** – Second

**City Attorney** – to be clear are you moving to approved it as written?

**Councilmember Akins-Wells** – Yes

**Mayor Butler** – Councilmember Akins-Wells made the motion and Councilmember Gutierrez seconded, are there any further discussions?

**Councilmember Antoine** – Point of Order – If there was a motion to table this due to the fact that we do not know all the details behind it?

**City Attorney** – You must dispense the pending motion.

**Councilmember James** – Let me just have clarity on this item, once again City Attorney. The proposal is for a venue that is having an entertainment or whatever, will be able to sell one hour before the venue starts and when the venue ends will be able to sell one hour after the venue ends.

**City Attorney** – That would be the hard cutoff, yes.

**City Manager** – I think there is confusion with this, let us not say the venue, because the thing is, let us just you are at a play, I am going to give you a scenario, you can buy alcohol starting an hour before the play starts, the play is for two hours, you start at 6pm and goes to 8pm; basically what your motion was is that at 8pm, once that play ends and curtain closes there is no more alcohol sale, everybody goes home. But what the ordinance is stating, is that basically when it says until an hour after, is that if the play ends at 8pm and you are having a reception for people to attend, you could still sell alcohol in your venue for an hour after that. Now your reception may go until 11pm, but you would only be able to sell alcohol for an hour after that, because your play ended at 8pm. If that makes sense.

**Councilmember Gutierrez** – It is not like a club, which is different.

**City Attorney** – Even at a comedy club, you have set performances that happen and at the end of those set performances what your motion was, is that at the end of those set performances, when that last person walks off the stage, no more alcohol sales, everybody goes home, but as written, we said that if you are there and a lot times the entertainers come out and want to talk/sell their stuff and they want to do all this and what you are telling the venue, is that you can continue to sell alcohol up to an hour the performance ended.

**Councilmember James** – So, the ordinance that is written is allowing; if it ends, then it ends, I do not understand what the hour after, so, it is the performance, your performance ends then you can continue to sell alcohol one hour after the performance.

**City Manager** – Correct, because most performances and event venues such as this, they have receptions after the fact.

**Councilmember Akins-Wells** – I will give an example, because I go out and I have drinks, because I am young, and I enjoy myself. So just this past weekend, we went to a Blues concert, the event was over 10pm, but there were entertainers coming out to sign autographs, sell CDs, t-shirts and people fellowshiping in the lobby. People may want to have a casual drink, you are saying no, you got to get out of here, there is nothing else to do, you must leave.

**Councilmember James** – I was saying that because I did not realize I was saying I am cutting off your event. The item on the agenda says an hour after so that is where I was getting the confusion, so it is not an hour after the event it is after they are done, it while they are still doing their entertainment or still in their venue.

**Mayor Butler** – It is like an extension

**Councilmember Antoine** – Thank you Dr. Cooper for clarifying this for us, that is why I wanted us to at least know more details about it.

**Mayor Butler** – We are going to call for the vote now.

It was moved to adopt the Ordinance Amendment 22-05 for On-Premises Consumption of Alcohol for Entertainment Venues as written.

Motion made by Councilmember Akins-Wells, Seconded by Councilmember Gutierrez.

Voting Yea: Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

Voting Abstain: Councilmember James

#### 7. **Council Approval of Amending Ordinance 22-06 Pay Period for Council Members** – Legal

It was moved to adopt the Ordinance Amending 22-06 pay period for Council Members to be changed from monthly to weekly.

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Mears

Voting Nay: Councilmember Akins-Wells

Voting Abstain: Councilmember Gutierrez

It was moved to amend the Agenda to present a proclamation to Clayton County Youth Commission.

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Mears

Voting Nay: Councilmember Gutierrez, Councilmember Akins-Wells

#### **ADDENDUM:**

8. Presentation of Proclamation to Clayton County Youth Commission

Council presented a proclamation to Clayton County Youth Commission

**CLOSING COMMENTS BY GOVERNING BODY:**

**Mayor Butler** – Councilmember Mears, I heard that you have something to be proud of, so we are going to start Council comments with you.

**Councilmember Mears** – I am the proud great grandparent of a little baby girl, born Lindsay Pitts, 7 pounds, 22 inches long. She is doing well, with a head full of hair she is our new addition. I understand I missed a big Easter egg event; Mr. Maxwell did an extremely job with the egg hunt, fun and games and all and I hope everyone had a blessed Easter and appreciate you coming out, your attention and diligence, and we are going to try to do better every week so bear with us, thank you.

**Councilmember Gutierrez** – Thanks to everyone that attended, shout out to the Clayton County Youth Commission, they could not be here last time when we recognized them, they are doing a lot of good stuff and I am always about celebrating what they do; they did a few voters registrations last year and they are just out there. We had to postpone our wellness day be on the lookout for the new date; our Food Truck Friday will be a mother's day/teacher appreciation theme, because teacher's appreciation is the first of May, so save that in your calendars to come out. I would like to give shout out to Forest Park High School Boys Soccer Team, they are the last 16 top 60 in the state and will play tomorrow. I was at Babb Middle School we secured a donation for their soccer program. Soccer is not a funded sport in our county, so, I am going to gather some people together and we are going to the school board to advocated for that, because that needs to be a school funded sport. Thanks again for coming out and please reach out to us.

**Councilmember Antoine** – Happy Easter to everyone and thank you for showing up. God bless you all.

**Councilmember James** – Congratulations to the Recreation Department on their Easter Egg Extravaganza on Saturday, and Free Wishes Foundation on an excellent job. After you do the clean and pray on Saturday, I invite you to come out to Forest Park High School, they have a pop-up shop for those that want to sell their items, they will be there until 3pm. This Thursday, April 21<sup>st</sup> is the Ward Meeting, it will be virtual and will be broadcast from the high school, because I have another meeting. If you would like to come out, it will be at 5pm, but it will be online as well. Thank everyone for coming out, we appreciate you.

**Councilmember Akins-Wells** – Thanks to everyone for coming out and to let you know that Fun Fridays are on its way back and that is whether or not it is taken out of the budget, it is coming back, because we have sponsors ready to keep the community going and concerts going; June the 3<sup>rd</sup> Friday will be the first concert. Congratulation to Mr. Tarik Maxwell for a job well done for bring so much excitement, entertainment to our great city. I would also say I had the opportunity to go and speak to some Seniors at Lovejoy High School, because it is bigger about me, Forest Park, it is about our youth, that is coming behind us, an opportunity to speak about their future and importance of voting, because we are responsible for who we put in office and a lot of people are here that want to help the community, bring good to the community and do right by the people; and then you have some people, not just in Forest Park, but all over, that have agendas, ulterior motives and the people are the last thing that is on their mind, so I think if you have an opportunity and run across a kid that has not voted or has not registered to vote talk to them about that importance. Because these kids did not know what councilmember do, what the local mayors do, did not know the ordinances could be changed by governing body members, but there are so many more important things that we can focus on besides when we get paid. Some are here for the money, and some are not, and that was ridiculous for us to pass out of all the things that we can talking about and moving forward on, that is what we have on the agenda to get paid every week. Thank you all so much and have a good night and hope everyone had a happy and blessed Easter.



**Mayor Butler** – I do want to say that we are doing better, a lot better than we were a few years ago and we are getting better each and every day; the publicity speaks for itself so, I do not want us to understand the significance of all the progress and work we are making and I definitely do not want it to go unnoticed, because it took a lot of effort to get us where we are. I also want to share that April 26<sup>th</sup> the Forest Park High Chorus department is going to have a virtual concert and called “Together Again” and will be at 11:30 am and we will make sure the flyer is posted and sent out to everyone to enjoy the great sound of the Forest Park Chorus. I would like Chief Clark to speak about the instances that have taken place in the city over the past few weeks, so I ask that the Chief of Police to touch upon what you can because there are ongoing investigations for some of it but, to provide some solace maybe to the community and insight to what is going on.

**Nathaniel Clark, Chief of Police** – Our city has experienced some violent incidents recently due to gunfire and I am sure most if not all here tonight knows the pain that you feel when you lose a loved one; rest assured that the loss of a loved one, any one person is one person too many. Here are some things we are doing, the arrests we have made and ongoing process:

**Operation Clean Sweep:**

- Addressed violence in part reference gunfire (*loss of one life is one to many*)
- Redeploying resources and overtime will be used to enhance visibility
- Met with another regional agency last week regarding patrol strategies / establishment of a Task Force
- Formed partnership with Clayton County Schools to address gun safety/violence with our youth
- Continue to hold gun safety training for our adults and enhance community partnerships
- Created Special Response Team to augment field operations and Part-A crimes
- Addressed recent shootings (Rockcut Rd. and Ash/Longleaf Drive)
- Enhance our relationship with the community

Will continue to request of the Governing Body/City Manager enhanced training, equipment, and technology which is paramount to 21<sup>st</sup> Century Policing and the success of any police department.

The incident that occurred last Thursday the 14<sup>th</sup>; we had four young men, 2 black and 2 Hispanic males that knew each other; they were in a house for hours smoking marijuana and then left. During the course of them leaving, one picked up belongings that belonged to another one and shortly thereafter a fight ensued, racial language ensued and then there was gunfire.

If we go back to the incident on Rock Cut Road, we had several young youths between the ages of 14 and 16, performing some illegal acts. Again, they knew each other, they attempted to take actions against one another, and gunfire ensued. On this particular case, we have arrested one male, identified another one so, one at large and waiting to apprehend him. We are doing things a little different, and when you do different things, you get complaints. So, I am telling the governing body that you might get some complaints, but you have elected for me to serve in this position, as your police chief, we are going to do things a little different. We refuse to allow anyone to take control of our city, let us do some things differently.

**Councilmember Antoine** – Thank you for demonstrating your own confidence and I am 100% confident in your plan and it is effective and that is why we elected you to come in this position. The constitutional carry law makes it hard on police to regulate such type of law; you do not even need a permit to carry a gun anymore so, is violence going to increase or decrease. The police department needs not only resources, but it also needs our help to be vigilant and to educate our young people on how to not use gunfire.

**Councilmember Gutierrez** – As an educator, this is too close to home, black and brown kids, our community just killing each other and that is not good. I just want to challenge our citizens here in the city, we must step up; it takes

a village to raise these children. Sometimes children have children, young youth having babies, single parent home, grandma home, and it is hard growing up in this generation, it is not like when we grew up. Social media has it where you are connected to the world from these devices, but you are really disconnected from the person next to you, because you do not effectively communicate. I am sure most of these arguments happened because there is not effective communication, they just do not know how communicate and things escalate; when you do not have nothing, respect and pride is all you have so, no one is going to take that from you. We need more mentorship programs.

**Councilmember James** – I would just piggyback on some comments previously stated, the access to guns and drugs is a big major thing. I am looking to the Drug Task Force, because someone is supplying the kids with these things, and we have to get a handle on it. Kudos to you and I know that you have a lot of work to do, and I feel bad about what happened, it was not my decision, we just must make sure that those that do have guns know how to safely keep the guns away from kids.

**Councilmember Akins-Wells** – I know that violence is going to happen everywhere, things are going to happen everywhere and that is something we cannot control. But I will say that you have some officers and people that get out here, I saw a video of you Sgt. Lewis that went viral, of you on Facebook, getting out the car dancing with the kids, just little small stuff like that makes a difference. So, we are hearing and seeing what is going on in the community that I grew up in and the changes that have been made, there use to be a group called something like the brotherhood/Big Brother, that took young men and talked with them, we need that back in the communities, and not just with young boys, or black kids, with kids period, we need that. That is something that I to work on, maybe Sgt. Lewis, I know you are good with getting out into the community and fellowshiping, maybe we can get together and come up with some kind of program, that is not costly, to these youths together in the community and make an impact and just not talk about it, but actually be about it. If anyone would like to work with this, this is something everyone would be inclined to work together on and definitely think it is something we need to do, because we have a voice and we need to use our voices to be a part of the change.

**Mayor Butler** – I would like to join you also, but in part of the conversation with Senator Ossoff today, the topic of the guns and mental health came up. So, there is some funding that the county is going to receive help and hopefully it will funnel down to the cities, or we do a joint initiative with the county in general. But to address the mental health aspect that goes into these situations because for someone to resort to violence versus a conversation to handle a dispute there is a disconnect somewhere. And so there is no one magical answer, I think there is a lot of mitigating circumstances that lead to unfortunate instances like this but it is going to take a collective effort to try to bring some resolve and I think what you are hearing today is that the council is committed to assisting you chief, and bringing some resolve to our community.

**Councilmember Mears** – you are headed in the right direction, but remember, trouble is like a rolling stone, you have to keep it moving and I would be interested in knowing the people that caused most of the shootings if they are from Forest Park or are they transients. The problem to me seems that we have people on the west and east of us, use Forest Park in the middle back and forth looking for guns here and there, and if you keep them moving and do not let them settle in. Could you give us, collectively, idea whether these persons live in Forest Park is making the crime or are they outside coming in.

**Chief of Police** – Yes, some are externals coming into the city. We have been working on as far as gathering the intel with a database to have stored and with the Task Force, we will be focusing on using that intel to deploy our resources.

**Mayor Butler** – I would like to say, we do have someone here who is certified to assist with the mental health aspect and that is our very own Nashe Jones and so she has done a lot in the community and then also the mental health

aspect for our officers, because that goes overlooked sometimes as well, so it is going to be a comprehensive initiative to bring forward.

**EXECUTIVE SESSION:** (When an Executive Session is required, one will be called for the following issues: Personnel, Litigation or Real Estate)

There was no Executive Session.

**ADJOURNMENT:**

It was moved to adjourn the Council Regular meeting at 7:54pm

Motion made by Councilmember Akins-Wells, Seconded by Councilmember James.  
Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez, Councilmember Akins-Wells, Councilmember Mears

DRAFT ACTIONS

**File Attachments for Item:**

**7. Council Approval to enter into an Agreement with Clayton County Summer Food Service Program Agreement – Recreation & Leisure Services**



# CLAYTON COUNTY PUBLIC SCHOOLS

## Nutrition Services

• 218-B Stockbridge Road • Jonesboro, GA 30236 • (678) 479-0171 • FAX (678)-479-0181 •

• [www.clayton.k12.ga.us](http://www.clayton.k12.ga.us) •

**Dr. Morcease J. Beasley**  
*Superintendent*

**Audrey A. Hamilton**  
*Nutrition Services Director*

### Partnership Agreement

between

**City of Forest Park  
and  
Clayton County Public Schools**

for the

### **SUMMER FOOD SERVICE PROGRAM**

This Partnership Agreement (hereinafter the “Agreement”) is entered into between **CITY OF FOREST PARK**, (the “City”), and **CLAYTON COUNTY PUBLIC SCHOOLS**, through its Nutrition Services Department (“CCPS”).

The purpose of this Agreement is to memorialize a partnership between the entities noted above in connection with the Summer Food Service Program (the “Program”), in which children (18 years of age and under) in the community are provided free breakfast and lunch meals from June 6, 2022 through July 22, 2022 at the Forest Park Community Recreation Center.

**Whereas**, CCPS will be utilizing the ‘Seamless Summer Option’ (SSO) for its summer feeding program, which is funded and regulated by the United States Department of Agriculture (USDA) through the Georgia Department of Education; and

**Whereas**, the SSO allows CCPS to provide free summer meals in low-income areas during the traditional summer vacation periods; and

**Whereas**, under the SSO, CCPS is required to follow meal patterns described in 7 CFR 210.10 and 7 CFR 220.8; and

***“Fueling Student Achievement through Proper Nutrition”  
“This Institution is an Equal Opportunity Provider”***

**Whereas,** CCPS can sponsor non-school sites operated by other non-profit organizations and sites may include parks, recreation centers, libraries, mobile feeding sites and other indoor and outdoor locations; and

**Whereas,** the Nutrition Services Department of CCPS has agreed to serve as a sponsor for the City of Forest Park, whereby the Nutrition Services Department will utilize the Forest Park Community Recreation Center as a feeding site for the SSO, and the city has agreed to allow CCPS to serve its constituents in such capacity.

Listed below are the roles and responsibilities as agreed upon by each of the named entities:

**Clayton County Public Schools agrees to:**

- Serve as a sponsor for the City of Forest Park whereby the Nutrition Services Department will utilize the Forest Park Community Recreation Center as a feeding site for the SSO.
- Serve meals to all needy children 18 years of age and under (or persons 19 and over who are mentally or physically disabled and participating in a public or private nonprofit school program for the mentally or physically disabled).
- Serve breakfast meals from 8:00 a.m. to 8:30 a.m. and lunch meals from 11:00 a.m. – 12:00 p.m. that meet the minimum meal pattern requirements daily.
- Provide adequate supervision of the actual meal service.
- Ensure program compliance with all district, state and federal regulations.

**City of Forest Park agrees to:**

- Pick up breakfast and lunch meals from a designated CCPS site within 30mins of meals service
- Allow children 18 years of age and under, as well as those persons 19 years of age and over who meet the State of Georgia agency’s definition of mentally or physically disabled, from the community to participate in the Program during the time periods indicated above.
- Provide adequate supervision of the facility during the meal service.
- Maintain and submit such reports and records that CCPS requires.
- Report any other problems regarding the meal services.

**Amendment of Agreement**

This agreement cannot be changed or modified except by a written instrument executed and signed by all parties hereto.

**Assignment/Subcontracting Clause**

Each of the parties hereto shall ensure that all of its assignees or subcontractors, if any, comply with the terms of this Agreement.

***“Fueling Student Achievement through Proper Nutrition”***  
***“This Institution is an Equal Opportunity Provider”***

**Entire Agreement**

This Agreement represents the entire understanding of the parties regarding the Program and it supersedes any previous documents, correspondence, conversations or other oral or written understanding of the parties.

**Choice of Law and Jurisdiction for Disputes**

This Agreement shall be governed by and construed under the laws of the State of Georgia without regard to its choice of law rules.

**Independent Parties**

The parties hereto are independent, contracting entities, and neither is authorized to act as an agent, employee, or legal representative of the other. Neither party nor its respective employees shall be considered employees of the other. The method and manner of performance of the food service shall be under the exclusive control of CCPS.



\_\_\_\_\_  
Dr. Morcease J Beasley  
Superintendent of Schools  
Clayton County Public Schools

March 31, 2022 | 4:57:21 PM EDT

\_\_\_\_\_  
Date

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Angelyne Butler, MPA  
Mayor  
City of Forest Park

\_\_\_\_\_  
Date

\_\_\_\_\_  
Dr. Marc-Antonie Cooper, ICMA-CM  
City Manager  
City of Forest Park

\_\_\_\_\_  
Date

***“Fueling Student Achievement through Proper Nutrition”  
“This Institution is an Equal Opportunity Provider”***