



**CITY OF FOREST PARK MAYOR & COUNCIL
CITY COUNCIL REGULAR SESSION**

Monday, August 16, 2021 at 7:00 PM
Council Chambers and YouTube Livestream

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

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

AGENDA

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James	The Honorable Dabouze Antoine
The Honorable Hector Gutierrez	The Honorable Latresa Akins-Wells
The Honorable Allan Mears	

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

VIRTUAL NOTICE

DISCLAIMER: For in person attendance 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".
Please Subscribe to our YouTube page for notifications!

CALL TO ORDER/WELCOME:

INVOCATION/PLEDGE:

ROLL CALL - CITY CLERK:

PUBLIC COMMENTS: (All Speakers will have 3 Minutes)

ADOPTION OF THE AGENDA WITH ANY ADDITIONS / DELETIONS:

APPROVAL OF MINUTES:

- [1.](#) **Council Approval of Council Work Session and Regular Meeting Minutes from August 2, 2021 - S.**
Diane White, Interim City Clerk

OLD BUSINESS:

- [2.](#) **Council Approval Resolution 2021-29 of Cemetery Initiative – City Attorney**

NEW BUSINESS:

- [3.](#) **Approval of Resolution 2021-27 LCI-Transportation Grant - Economic Development**
- [4.](#) **Approval of Budget Amendment - Darquita Williams, Interim Finance Director**
- [5.](#) **Approval of Budget Amendment - Darquita Williams, Interim Finance Director**
- [6.](#) **Approval of Resolution 2021-28 & IGA - S. Diane White, City Clerk**

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. Council Approval of Council Work Session and Regular Meeting Minutes from August 2, 2021 - S.**
Diane White, Interim City Clerk



CITY OF FOREST PARK MAYOR & COUNCIL CITY COUNCIL WORK SESSION

Monday, August 02, 2021, at 6:00 PM
Council Chambers and YouTube Livestream

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

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

DRAFT WORK SESSION MINUTES

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James The Honorable Dabouze Antoine
The Honorable Hector Gutierrez The Honorable Latresa Akins-Wells
The Honorable Allan Mears

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

CALL TO ORDER/WELCOME: The meeting was called to order at 6:00pm by Mayor Butler.

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, Mayor Pro-Tem		✓
Hector Gutierrez	Council Member, Ward 3		✓
Latresa Akins-Wells	Council Member, Ward 4		✓
Allan Mears	Council Member, Ward 5		✓

DIRECTORS PRESENT: Darquita Williams, Interim Finance Director; Bruce Abraham, Director Economic Development, Bobby Jinks, Director Public Works, Tarik Maxwell, Director of Parks and Recreation, Diane

Lewis, Deputy Director of HR, Major Sandra Johnson, Police Department and Latosha Clemons, Deputy Fire Chief

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

COMMUNITY INFORMATION/REMINDERS:

- The City of Forest Park still would like to hear from our residents and stakeholders on ideas for utilizing the American Rescue Plan Funds most effectively for our community. Please visit www.forestparkga.gov and click on the banner at the top of the page titled "American Rescue Fund Survey – let your voice be heard". The survey is formatted to be accessible from all cell phones, tablets, and computers.
- During these times things can get hard or maybe even unbearable for some. COVID-19 has affected all of us differently, but just know if you need emotional support or help there are options available. You can check with your employer regarding Employee Assistance Programs (EAP) for you or a loved one or contact the National Suicide Prevention Lifeline 1-800-273-TALK (8255), which is a national network of local crisis centers that provides free and confidential emotional support to people in suicidal crisis or emotional distress 24 hours a day, 7 days a week.

CITY OPERATIONS:

- It's a great day in the City of Forest Park – the Atlanta Business Chronicle for July 16-22, 2021, Southside Market Report shined a spotlight on our city and highlighted many of the great things happening. It speaks of the hundreds of millions of dollars in investment flowing into the southside and how the City of Forest Park is playing a predominate roll in this investment.

EMPLOYEE SPOTLIGHT:

Forest Park Public Safety Building at Gillem Logistics:

- On Monday July 26, the City of Forest Park held a groundbreaking ceremony for our new Public Safety Building at Gillem Logistics. This was an outstanding event that truly shows the significant progress of our city. I would like to thank Mayor Angelyne Butler and the City Council for supporting this endeavor. The Dynamic Duo of Director James Shelby of Planning and Zoning and Director Bruce Abraham, Economic Development for organizing and bring this to fruition. The Public Works team for doing the impossible and making this happen out of thin air, you all are awesome. Director Bobby Jinks, Mr. Vincent Hicks, and his crew. The Collaborative Firm, Mr. Michael Hightower and Ms. Kathy Warren and Mr. Kenneth Brown for the positive public engagement and marketing around this event. It's a great day in Forest Park with many more great days ahead.

Forest Park Police Department

- KUDO Officer Morgan for his extreme professionalism in handling a traffic stop. The resident admitted to being apprehensive whenever they are stopped by the police. Although they admitted to the infraction and the stop was justified the resident stated that the interaction was refreshing and their interaction with Office Morgan was a game changer for them. So much so they called the watch commander to give praise to the officer. Thank you, Officer Morgan, for your professionalism and pride in serving the Forest Park Community.
- And for those looking for a rewarding career consider applying for the Forest Park Police Department or Forest Park Fire Department. For more information or to apply for any positions please visit www.forestparkga.gov/hr

Executive Offices

- KUDO to Council Aide Ms. Tenisha Dixon, she has been phenomenal in helping with the Council Member's events, since we are down one council aide – She worked some miracles with the Back School and Teen Night

event. Ms. Dixon pick-up where some things were left and did an outstanding job coordinating these events to ensure their success. GREAT JOB TENISHA!

COVID-19 UPDATE: Deputy Fire Chief Clemons

The Delta Variant and what we know:

1. Delta Variant is 51.7% more transmissible and, currently, the most dominant strain of the Covid 19 variants.
2. It has rapidly overtaken the Alpha Variant or B.1.1.7, which had been dominant in the U.S. since March and dropped to 28.7% of Covid-19 infections during the same period.
3. Covid-19 vaccines available in the U.S. protect against the Delta variant, but the virus is of great risk to people who aren't vaccinated, according to public-health and infectious-disease experts. It is estimated to be at least 50% more transmissible than the Alpha variant and in unvaccinated people it is more likely to cause severe disease requiring hospitalization.
4. The Centers for Disease Control and Prevention (CDC) estimates the Delta variant accounts for 78% of new COVID cases in Georgia, making vaccination more urgent than ever. The Delta variant spreads more than twice as easily from one person to another, compared with earlier strains. The highest spread of cases and severe outcomes are happening in places with low vaccination rates, and virtually all hospitalizations and deaths continue to be among the unvaccinated.
5. If you receive either Moderna or Pfizer vaccine, you must get your second dose to ensure you are fully protected. Individuals are considered fully vaccinated two weeks after their final dose of vaccine.
6. People who are unvaccinated or skip their second dose of vaccine are targets for infection

As of August 1, 2021, Clayton County has 25,637 cases of 2019 Novel Coronavirus (Covid-19) and 498 confirmed deaths. There were 426 new positive Covid-19 tests reported in Clayton County between July 24 and July 30th. Clayton County continues to account for 2.7% of the total cases in Georgia, and Forest Park representing 9.3% of cumulative Cases. Between July 26th and August 1st there have been at least 24 new cases in Forest Park.

- In Clayton County 104,667 residents (37%) have received at least one dose of the Covid-19 vaccine and 91,359 (32%) have been fully vaccinated.
- 5.9% of the positive cases in Clayton County have been hospitalized and 2.0% of positive cases in Clayton County have died.
- The average percent of Positive PCR tests in Clayton County over the last 7 days is 10.4%.
- The total number of cases (PCR and Antigen) per 100,000 people in Clayton County is 9,226. Blacks still represents the highest number of Covid cases varying roughly 57.4%
- Overall, in Georgia ages 18-29 have tested positive for Covid
- Ages 80 and older have died
- Ages 60-69 have been hospitalized
- The Georgia Department of Public Health (DPH) is urging Georgians to get vaccinated as the number of new COVID-19 cases increases daily and the Delta variant spreads.

Continue wearing masks, social distancing, washing your hands and seriously considered being vaccinated.

The Clayton County Health District continues to encourage and make available opportunities for the public to receive the vaccine at a location in Jonesboro. They also have a program for providing homebound individuals with the vaccine in their own homes. Both are available through pre-registration with the Health District. More information available on the [CCHD website](#).

Questions from Governing Body:

Mayor Butler – With the increase and variance and everything of that nature, I know you and Dr. Cooper are monitoring the data, but just let us know at any time if we need to revise our practices.

Deputy Chief Clemons – Yes, will do. With the Fire Department, I have talked with Division Chief Turner, who is over the tracking of data, from employees and things of that nature so, he and I are working on a process and a selection to keep everyone informed.

PRESENTATION(S):

1. Façade Grant Program – Economic Development Department

Background/History:

The Development Authority of the City of Forest Park recently approved a Facade Grant program to assist local businesses in improving the exteriors of their buildings. The Development Authority is utilizing its own funds for the program. No action by the City Council is necessary.

Bruce Abraham, Economic Development Director – Explained the Façade Grant Program and the application process on the city's website. If you receive calls about this, please refer them to me. This will cover the Main Street area from West Street to College Street and this is the first phase, and the Development Authority has allocated \$200,000.00 for this area, which is \$25,000 in grants, which would give us eight grants. There are approximately 12 properties that are probably eligible for this money on Main Street to fix up their properties for painting, structural stabilization, canopies, awnings, gutters, downspouts, exterior doors and windows and landscaping.

Comments from Governing Body: There were no comments

OLD BUSINESS:

2. Discussion to approve a Sister Cities Program Budget – Department

Background/History:

On September 8, 2020, the City Council Approved resolution no. 20-21 giving the city authorization to participate in Sister Cities International with 3 cities in Haiti, Ghana, and Senegal. In the initial request the budgeted dollar amount approved was \$15,000.

Comments from Governing Body:

Councilmember Antoine – This is going to be the same as before, tablets, iPhones and book bags and laptops. I am asking the mayor and council, so we do not have to come back each year, that we put in the budget so, we will not have to do this each year.

Councilmember Mears – I can understand the need for the help for this program, but I think we need to make it a moderate amount so that we can use more money that we have or will have and resources to help the people in the City of Forest Park. We have a lot of needy people living in homes they should not be living in and a lot of things, I know it is bad over there, but if you ride around here, just a mile from here you will see a lot of places that are atrocious so, I would like the council to take that in consideration if and when we come up with an amount for this program.

Councilmember Akins-Wells – I agree with Councilmember Mears, I am all for Sister City, but I am also for taking care of home first. I would like to know, who is making sure that the funds are being distributed the way they should be and that the items are getting to the proper places? Who is in control of that?

Councilmember Antoine – The two schools that chose, there are two principals, both have responsibility of their school; there is 250 kids in one school and 300 kids in the other school.

Councilmember Akins-Wells – No, my question is who from the city making sure that the funds are being distributed the way they should be and that the items are getting to the proper places? So, we are just approving this and do not know what is going on with it? Who else beside you, Councilmember Antoine is making sure things are being distributed?

Councilmember Antoine – We've seen the pictures I sent, I sent videos to most of the councilmembers. I was in contact with the principal while he made sure each kid is still using the tablets and they are functioning; they have internet access.

Mayor Butler – Attorney Williams, can you elaborate on the process you went through to verify who these items were being sent to?

Attorney Williams – The local government there does not have an internet presence, so, it was hard to sort of identify specifically the counterpart, their city manager or what have you. So, Mr. Francois Iverson is one of the primary contacts along with the principals, that we have relied on, their efforts to confirm that the items have been received at the right place. As the Councilmember has indicated, he has seen that but beyond that, it is very difficult for us here to confirm exactly what is happening on the ground there.

Councilmember Akins-Wells – I think it should be difficult for us to be so quick to send stuff until we know what is doing on.

Councilmember Mears – Rumors are like noses, everybody got one, I would like some confirmation on the authenticity on the point that we are in the Sister City management group. I do not know, rumor has it that investigations have shown that they have no proof that we are in that group. Can somebody explain to us why we are not on their roster or registered to the point where they cannot give some information. I know the children and these countries need help, but I heard the latest on what congress did this afternoon about evicting people from their home. I am not opposed to giving some type of relief fund to this group on a basis, but we are about to get in a crisis here in Forest Park, so, we got to keep that in mind, we need to take care of home first and I agree we need assist Sister City.

City Manager – I can respond to that, we did get that information, but we did get confirmation from Sister Cities International, that the City of Forest Park is a partner with them. We that to send, which was not done when the initial request was done, we must send the letters to them, stating that we have approved being a part of their organization. So, we are in the process of correcting that now, but we are a part of Sister Cities International.

Councilmember James – I am not opposed to this, initially I thought when we first signed up for the Sister Cities, that it was an annual budget amount, but one thing that is not clear to me now is, are we focused on one of the cities as opposed to all three of the cities that we initially signed up for. I want to make sure, even if we approve the budget amount, I don't think it should be the exact same thing as far as the allocation is concerned what we did the last time; I think we had an actual line-item of what was going to be spent and what funds were going to be used for so, I think that's important to make sure that we identify first of all which city we are going to be supporting in the next year and also to identify what specific needs those that

specific city is in need of. I am not for a blanket \$15,000 for what we did last time I would rather be \$15,000 set aside in the budget for sister cities, but make sure that we are spreading the love to all the cities that we signed up for.

Councilmember Akins-Wells - I agree with what Councilman Mears said about city of Forest Park, because that's my main focus I'm not completely opposed to it but I wish we put some of the same effort into our own people and like Councilmember Mears was saying we are getting ready to have a disaster here so, is there some type of program that we can come up so we can make sure that these families right here, the people who we work for are taken care of.

City Manager - Madam Mayor and Council, I apologize but I need to bring up Major Johnson from the Forest Park Police Department to introduce some new recruits to the City Council as we do with the fire recruits.

Major Johnson - I am here on behalf of Chief Clark, who's on vacation he will return on tomorrow. I have the pleasure of introducing the police department's five new employees three of them are civilians and two of them are police officers and they are all here with us tonight. Ms. Yalanda Green was hired on July the 21st as the records supervisor. She has an extensive background in law enforcement, has worked with numerous law enforcement entities in her career. She has worked with Georgia Bureau of Investigations as a secretary with GC IC and she's an experienced crime analyst and an ex-employee of the Forest Park Police Department where she worked in the records division; she was blessed enough to get the opportunity to apply for records supervisor and is now our records supervisor. Ms. Lena Adams who was hired on July 14th. Ms. Adams is our police analyst, she's a retired police officer from the Miami Dade Police Department in Florida where she held numerous positions there, including police analyst. Ms. Adams is also a certified schoolteacher and is fluent not only in English but also Spanish and Creole. Ms. Lakeya Payton was hired July 14th as well, she is now under the supervision of Ms. Green as an office assistant. She came to the state of Georgia from Michigan; when she was in Michigan she worked as a clerk with the Kent County Sheriff's Department. Now we have our mandated officers; we have senior police officer, Das Sager who was hired in December of 2020 he came to Forest Park from the Clayton County Sheriff's Office where he was a correctional sergeant; he has successfully completed the requirements at the Fulton County public safety training center on July 9th and graduated with the distinction of class corporal and he is assigned to Charlie Team. And finally, we have senior police officer Joshua Cruzleon, who was hired in April of this year he is an active member of the Georgia Army National Guard. He also successfully completed the requirements for the Fulton County public safety training center on July 9th and he is assigned to the Delta Team, if you would please welcome our new employees.

NEW BUSINESS:

3. Discussion to Approve Rezoning at 4914 West Street from Commercial to Residential– PBZ

Background/History:

The Planning Commission held a public meeting on July 15, 2021, to discuss rezoning the property at 4914 West Street from Commercial to Residential to build 18 multi-family units. The Planning Commission Board approved the rezoning at 4914 West Street. The property is currently zoned C-1, due to a rezoning several years ago. Prior to this rezoning, it was zoned RM-85. The property currently houses a daycare and several offices. The owners would like to develop the land behind the existing building. They would like to build multi-family units on the property and eventually rehabilitate the building.

James Shelby, Director of PB&Z – The applicant is requesting a rezoning from Commercial to Residential and are here for any questions you may have. There will be a Public Hearing during the Regular Council meeting.

Comments from Governing Body:

Councilmember Mears – The size and type houses, the remodeling updates they have made on the apartments at the end of Moore are spectacular; is the housing that they are planning to put on that property, would be somewhere in the area or close to the houses.

Randy Pemsler, Pemsler Haas Architects – I am not familiar with the project that you are speaking of. These units are proposed to be approximately 600 sq. ft in area, one-bedroom flats, fully accessible ground floor and two units above accessed via stairway. We are not seeking supportive housing or any kind of funding, these will be market rate units. Not sure that I can compare this project to that project that you are speaking of, because I am not familiar with that development. They would wrap round the existing commercial building and would have their own separate curb cuts and dumpster and open space that would be in the rear of the building.

Councilmember Mears – (comments were inaudible) when we have different people coming in with different building strategies, it would be a shame to downgrade what they have spent over there with a substandard building over here that just my concern, that it would be somewhere in line, value wise with both places so they would simultaneously somewhat be the same.

James Shelby – I am familiar with both projects that you are speaking of, and we worked very hard to get them to that point so, we will not let that good work go to waste. I am familiar with this project, it would be similar or better than the other project and not only will we pay attention to the landscaping, but also to the elevations will look like. We have had good discussion with the applicant so, I think you will be pleasantly surprised at the outcome.

Councilmember Akins-Wells – I have a question about the existing building, what will that be once the apartments are built?

James Shelby – It will be two phases; first phase will be the construction of the apartments and the second phase will be renovation of the existing building. We have discussed apartments or lofts; The existing tenants would remain, the accounting office and the childcare facility.

4. Discussion on the Changing of the Organizational Chart for PB&Z - Planning Building and Zoning

Background/History:

The Department of Planning Building and Zoning is currently advertising for a Planner I. Since the advertisement, we have gotten only three applications. In the field of Planning, Planner I is considered an entry level position, and the duties aligned with the current position are more aligned with a Planner II position. The department is requesting to change the title of the position from Planner I to City Planner to reflect the current duties and needs of the department. The current salary range is competitive with surrounding jurisdictions for a City Planner. The request will not have an impact on the budget.

Comments from Governing Body: There were no comments

5. Discussion on Noah's Ark and Forest Avenue Tank Reconditioning – Public Works Department

Background/History:

The Clayton County Water Authority is about to enter into a contract with an experience and qualified contractor to recondition five ground storage tanks, three of which are located at 1101 Forest Avenue, Forest Park, GA (Forest Avenue Tanks). The City of Forest Park desires to utilize the Authority's contractor to paint its city logo on one of the three Forest Avenue Tanks. The Authority with its own resources has already bid and awarded Sothern Tank & Tower, Inc as the lowest responsible bidder to complete the project. The Authority will pay for the upfront costs, including labor, materials, and equipment to begin the project, in which Forest Park will reimburse the Authority for our portion of our logo totaling \$14,000.00.

Arthur Geeter, Procurement Manager – It was brought to our attention that the Clayton County Water Department was going to paint all their water towers and we caught them at the right time so, that we could place our new City logo and say welcome to Forest Park on the water tank, for viewers to see when entering the city. The total bill is \$400,000 for all towers and we will reimburse them \$14,000 for placing our logo.

Comments from Governing Body:

Councilmember Gutierrez – In the bidding, we found a company that does art, and this is their cost?

Procurement Manager – Clayton County Water did the procurement.

Councilmember Gutierrez – In the future if we would want to decorate those in a different way, is that possible, or would we have to go through Clayton County?

Procurement Manager – We would have to do a change order and we would have to inquire what exactly would you want to change and hopefully we could catch them before they begin the work, and it would be an additional fee.

Councilmember Gutierrez – They are beautiful, and it a huge canvas and it is one that was identified with the Teen Council and Director Jinks mentioned that something was in the works of putting our nice new logo out there, but if we can get the other two that would be beautiful.

Councilmember James – The water tower that is on Conley Road, is it included.

Bobby Jinks, Director of Public Works – No, it was not scheduled to be painted. The three to be painted are located where the American Flag is located, which is the main focal point of the intersection, and they will put their logo on a different tank further back.

6. Downtown Development Authority and Urban Redevelopment Authority Board Appointments – Economic Development Department

Background/History:

There are vacancies on the DDA which also serves as the board for the URA pursuant to O.C.G.A. 35-61-18(b) which states that " If the governing body of a municipality designates members of a downtown development authority as an urban redevelopment agency, the method of appointment, number of commissioners, and terms of office shall be in conformity with the requirements of Code Section 36-42-4."

This item will be discussed during Executive Session.

7. Discussion to Approve the Confirmation of Fire Chief – Executive Offices

Background/History:

Discussion to approve the confirmation of the City of Forest Park, Georgia Fire Chief

City Manager – We did a nationwide search for the City of Forest Park Fire Chief and had a panel of outside deputy fire chiefs and city managers that sat on the panel with me to interview four (4) highly qualified candidates, one backed out, but we still had three candidates and we all agreed at the end of the interviews that we had the best candidate all along which is something that just confirmed it for us all. Madam Mayor and City Council I will be bringing forth out Interim Fire Chief Latosha Clemons as our fire chief nominee for confirmation.

Comments from Governing Body: There was no discussion

8. **Discussion to approve Resolution 2021-26 with Family Literacy of Georgia to accept a donation of a Little Free Library** – Legislative

Background/History:

It is proposed that the City of Forest Park accept a donation of a Little Free Library from Family Literacy of Georgia for placement at Starr Park. The resolution authorizes the Little Free Library at that location and the terms of the partnership agreement with Family Literacy of Georgia and the Little Free Library Read in Color program.

Comments from Governing Body:

Councilmember James – I did not get a chance to contact the young lady about the donation, it is a powerful opportunity and Councilmember Gutierrez was able to sit in the meeting with her. It is free to the city, they are a nationwide partnership and will supply all the books and equipment, we will provide the location. They will put it on their GPS, so when people are traveling through and want to find a little library, they will find Forest Park on the nationwide GPS. This is a great opportunity to partnership with this organization.

Councilmember Mears – Do we have any accessibility or places to go ahead and put this in, a general location? Will this be a building?

Mayor Butler / Councilmember James – Starr Park and would be somewhere by one of the benches that already exist.

Councilmember Gutierrez – I have one in my Ward; I am waiting on a piece of the bench for the other one; one on South Avenue and the other one at Parkwood Drive. It is a little house sitting on a pole, and it on the honor system, where you go and take a book and leave a book to promote literacy.

Mayor Butler – The residents at Park at Fort Gillem are wanting something for their children there so, can we add a location or with the setup you currently have you thought about expanding there?

Councilmember Gutierrez – Yes, that is something we could do. We would just have to purchase one

Mayor Butler - Have we identified that staff who will be responsible for fulfilling all our requirements for the program? It says Forest Park will create activities to encourage clients to take a book, stock the structure with the books they provide.

Councilmember Gutierrez – The way I did it, I identified neighbors that would keep an eye on it and if they it is getting low, they would replace the books or let us know, because we have some book donations for replenishing. But that could be something that parks, and rec can do to promote it.

City Manager – We are looking at how we partner with the community in the areas where the books would be located to speak with them about helping along the lines of restocking and keeping it stocked with books.

9. Discussion to Approve the Abandonment of Portion of JG Glover Court - Legislative

Background/History:

The northern portion of JG Glover Court is not needed as a public road by the City of Forest Park. The adjacent property owner has requested that the City abandon the road and sell it to them so that they can further develop their property.

Attorney Williams – This has been previously discussed, it is the very northern portion of JG Glover Court from the cul-de-sac and then there is an unpaved section that goes to the border of Gillem Logistic center that is no longer needed for a public road. The property owner, that owns property on both sides would like that piece abandoned so they could round out their property.

Comments from Governing Body: There was no discussion.

10. Discussion for an Ordinance 2021-10 Amending the FY22 Budget for the Approval of an Employee Premium Pay – Executive Offices

Background/History:

For the fiscal year ending June 20, 2021, the city received funds from the American Rescue Plan Act (ARPA) in the amount of \$3,738,098.00. Under the United States Department of Treasury guidelines Employee Premium Pay is an acceptable use of this funds. This is an ordinance request for a one-time Employee Premium Payment to those on our current payroll in the amount of \$2,500.00 each as of the approval date of the ordinance.

Comments from Governing Body:

Councilmember Akins-Wells – I would like to thank whoever came up with this idea, because our employees, who a lot of them are underpaid and overworked. This is huge and I would like to say thank you to whoever was responsible, and I am sure the employees will appreciate and would also appreciate a raise when time permits.

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

ADJOURNMENT:

It was motioned to adjourn the Council Work Session of August 2, 2021, at 6:47pm

Motion made by Councilmember Mears, Seconded by Councilmember James.

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

DRAFT



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CITY COUNCIL REGULAR SESSION**

Monday, August 02, 2021, at 7:00 PM
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Phone Number: (404) 366.1555

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DRAFT REGULAR MEETING MINUTES

The Honorable Mayor Angelyne Butler, MPA

The Honorable Kimberly James The Honorable Dabouze Antoine
The Honorable Hector Gutierrez The Honorable Latresa Akins-Wells
The Honorable Allan Mears

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

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

INVOCATION/PLEDGE: The invocation and pledge of allegiance was led by Councilmember Antoine.

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, Mayor Pro-Tem		✓
Hector Gutierrez	Council Member, Ward 3		✓
Latresa Akins-Wells	Council Member, Ward 4		✓
Allan Mears	Council Member, Ward 5		✓

DIRECTORS PRESENT: Darquita Williams, Interim Finance Director; Bruce Abraham, Director Economic Development, Bobby Jinks, Director Public Works, Tarik Maxwell, Director of Parks and Recreation, Diane Lewis, Deputy Director of HR, Major Sandra Johnson, Police Department and Latosha Clemons, Deputy Fire Chief

PUBLIC COMMENTS: (All Speakers will have 3 Minutes)

There were two (2) speakers:

Dianne Lunsford – I was not aware of the American Rescue Fund survey until Saturday, when Trudy introduced me to it while we were talking about Ft. Gillem. I did not go to the survey, and I saw it tonight, but I was wondering if city council would consider possibly putting up a privacy fence, once you come into Gillem, if you go straight you go to Kroger, this is residential behind us and their property pitiful. Can we spruce up Ft. Gillem, by putting up a privacy fence, so we do not have to see their backyards all the way to Technique? Would be a good idea and make it less that an eyesore for that particular property.

Lawanda Folami - I am here on behalf of myself; I am so disturbed in my spirit, my spiritual woman is disturbed to feel that I must get permission to meet with anyone in the city and I am being stalked, I do not like being stalked. I am almost 65 years old and learned a long time ago about a man name Baylor who rode a donkey. I understand by pictures, Madam Chair directed to you only, that one or two of these councilmembers are stalking me, I do not do that well, I have never brought any harm to either of you and what I will not do is sleep with one eye open and one eye closed, I am going to rest. So, if you choose your fight, listen very closely, make sure you know the door that you are going to knock on. I am going to do the chain of command; you will see me again.

ADOPTION OF THE AGENDA WITH ANY ADDITIONS / DELETIONS:

It was motioned to amend the Council Agenda by moving Item No. 7 Confirmation of Fire Chief to the first item under New Business.

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

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

APPROVAL OF MINUTES:

1. **Council Approval of Council Regular Meeting Minutes from July 6, 2021, and July 19, 2021 - S.**
Diane White, City Clerk

It was motioned to approve the Council Regular Meeting Minutes from July 6th and 19th as presented.

Motion made by Councilmember Mears, Seconded by Councilmember Gutierrez.

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

Voting Abstaining: Councilmember James

OLD BUSINESS:

2. **Council Approval of Sister Cities Program Budget - Legislative**

It was motioned to approve the Sister Cities budget request of \$15,000 with the condition that budgeted amount expensed be itemized and brought back to the city.

There was discussion on the motion

Councilmember Gutierrez – I just want to make sure because it says three (3) countries here if we are just picking one country to take that out, so it is official. I just want for the record that we are committing funds to other places if we are not going to give them money.

Mayor Butler – Or if we are just doing this for Haiti, you want it not to say the other three countries.

Councilmember Akins-Wells – the agreement is for the three cities?

City Manager – That is in the original agreement and would have to go back and change that if I am not mistaken.

Attorney Williams – The motion as stated would allow you to later determine exactly (inaudible)

Councilmember Gutierrez – So it is okay like this, we just choose one of them?

Attorney Williams – When you go to spend the money (inaudible)

Councilmember Gutierrez – Okay, I just want to make sure we are doing what we say we are going to do.

Councilmember Akins-Wells – So, the previous \$15,000 went to just one country? Well, nobody knows where it went, because nobody can say. What about the other countries?

Mayor Butler – It went to Haiti and this item here is also for Haiti.

Councilmember Antoine – Yes

Councilmember James – Point of clarity, I thought the item was to approve the budget for Sister Cities for all three countries, not just Haiti?

City Manager – The original that was done in 2020, stated the three countries; the issue here is that you are approving the budget for Sister Cities International, which includes all three of those countries, however, with the amendment that was asked about the line item purchase, then that would come back to the council to say that we spending \$5k in Haiti, if we go \$6k, the council does have the option to say “no” we are going to spend \$5k in Haiti, because we need \$5k for the other two countries to split it evenly, if that make sense.

Mayor Butler – I need clarification, because I thought that this item was just for Haiti, is that how you intended Councilmember Antoine?

Councilmember Antoine – No, it is for all three, but we are just choosing Haiti, because that is the country that we help. But it is for all three countries.

Councilmember Gutierrez – I want to say, just because we are approving this item, doe not mean that we are not supporting our people here, I know that our council is more than willing to help our community if you propose a program or one of us start supporting a program, like Councilmember Mears said earlier, this is an established partnership within cities, we are not giving to something to take away from something else, just us giving back.

Mayor Butler – So the motion on the floor, if I am correct, is to approve this item with the condition of a line-item budget being submitted to the governing body prior to any purchases are made.

Councilmember James – Responded yes.

Motion made by Councilmember James, Seconded by Councilmember Antoine.

Voting Yea: Councilmember James, Councilmember Antoine, Councilmember Gutierrez

Voting Nay: Councilmember Akins-Wells, Councilmember Mears

NEW BUSINESS:

3. Council Approval of the Planning Commission Rezoning - PB&Z

It was motion to open the Public Hearing for the rezoning of 4914 West Street from Commercial to Residential.

Motion made by Councilmember James, Seconded by Councilmember Mears.

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

There were no comments for or against the Rezoning.

It was motion to close the Public Hearing

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

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

It was motioned to approve the rezoning of 4914 West Street from Commercial to Residential

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

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

4. Council Approval of PB&Z Organizational Chart Change - PB&Z

It was motioned to approve the Planning Zoning & Building Organizational Chart Change

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

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

5. Council Approval for Noah's Ark and Forest Avenue Tank Reconditioning - Public Works Department

It was motioned to approve the reconditioning of the tank at Noah's Ark and Forest Avenue

Motion made by Councilmember Mears, Seconded by Councilmember James.

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

6. Council Approval of Downtown Development Authority and Urban Redevelopment Authority Board Appointments - Economic Development

It was motioned to table this item until Executive Session

Motion made by Councilmember James, Seconded by Councilmember Gutierrez.

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

7. Council Approval to Confirm the Fire Chief - Executive Offices

It was motioned to confirm the appoint of Latosha Clemons as the new Fire Chief.

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

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

The mayor administers the Oath of Office to Latosha Clemons as Fire Chief.

City Manager – Thank you mayor and council, we just made history the first female Fire Chief for the City of Forest Park.

Chief Clemons – Thank God, have been on this road and in this business for 26 years and have had her share of ups and downs, but through it all stayed steadfast and upheld her moral and values as a person and will continue to do that here. Thank the council and city manager for giving me the opportunity.

8. Council Approval of Resolution 2021-26 Approving a Little Free Library - Legislative

It was motioned to approve Resolution 2021-28 for the Little Free Library

Motion made by Councilmember James, Seconded by Councilmember Antoine.

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

9. Council Approval to Abandoned the Northern Portion of JG Glover Court - Legislative Offices

It was motioned to approve the abandonment of the northern portion of JG Glover Court

Motion made by Councilmember James, Seconded by Councilmember Mears.

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

10. Council Approval to Adopt Ordinance 2021-10 Budget Amendment to Authorize Employee Premium Pay - Executive Offices

It was motioned to adopt the Ordinance 2021-10 Budget Amendment to authorize Employee Premium Pay

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

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

CLOSING COMMENTS BY GOVERNING BODY:

Councilmember James – Thank you all for showing up this evening. Congratulations to Fire Chief Clemons. I wanted to make a note about the COVID-19 and spoke about her son getting COVID and doing better now. It is very important that we are taking care of one another, doing what we can to be safe, and to get the information for ourselves, if you chose not, it is still your own personal decision, just make sure that you are doing whatever you can to stay protected and keep others protected as well. Remind everyone that we have the upcoming Neighborhood meeting for the month on third Thursday, make sure you come out, we will be at 696 Main Street, and we will also be virtual, it will be a hybrid meeting; mark your calendars for October 9th, we will be having the homecoming parade, it is going to be an awesome time.

Councilmember Antoine – To the new recruits that came in, welcome to the best city in this country and I have the best Ward, so welcome. Kudos to our new Fire Chief Clemons, thank you, and I know you are grateful and that you will do a great job. Ask that everyone please mask up, because the Delta virus is getting worse and school started today and we are hoping that this virus does not get worse, because the kids are all in one classroom, so continue to wear your face masks, washing your hands and staying safe. Thank you, mayor, and council, for approving the Sister City budget, this is a huge success because Sister Cities is a partnership that was founded by President Eisenhower back in the 1950s, many cities are throughout this whole country partner up with this organization, they are based in Washington and a lot of countries are in this program and I am glad that we could think outside the box. We all here love you and making sure we have the best city, we have the best city manager that is providing services, we have our director Maxwell that provides services to our community, we know when it comes to our streets our public works they are doing great, you see signs, brand new signs throughout the city, roads are being paved; we are giving back, this is that we do without thinking. So, for anyone to say we are not giving back; we help, we might not do as much as we can. We all know that the community center is giving out the energy assistance, \$800 towards your Georgia power bill, all you need is your license, your bill and social security card. One of my concerns with the relief money coming in, maybe we can do something about the trees behind homes being removed, that a big concern for the city. Day-by-day we will continue doing what is right, we welcome your advice, because no one here has it all, I need all your advice and together we can make a difference.

Councilmember Gutierrez – Thank everyone for coming out, I appreciate each and everyone of you devoting your time to come here and listening, this was a very productive meeting, I do not think we spent time on the stuff that does not deserve as much attention as we give it. I would like to welcome the new employees, we are here to serve you and any type of suggestions you may have that you might bring from other places and if you live here great, I am always willing to listen and just improving our city. Congratulation Chief Clemons, I happy that a person like you, is in a position of power. You are making history here with our city and I know you can work anywhere else, but you chose Forest Park and so happy that you are here with us. I will not be here this Friday for the Food Truck event, but we are still having it and will be giving away school supplies. My condolences to the family of Mr. David Rashmir, who was a contributor to the city. The cleanup for has been moved to Aug. 14th and make sure you fill out the survey about the monies the city is receiving and how best to use those funds. To our downtown businesses please be sure to take advantage of the Façade Grants. To the employees we appreciate you and it is an honor to be able to give you this small token of appreciation.

Councilmember Akins-Wells - I would also like to thank you for coming out. Congratulations to a great person, Chief Clemons, thank you for being willing to serve our community and I know you will do a great job. The back-to-

school drive, my ninth one, was started off in my ward and then I changed it city-wide event gave out 300+ book bags, so, I would like to give a huge shout out to the Fire Department, Chief Clemons in your absence, you sent a great group of guys who participated fully in the event. Social media has been talking about the energy and the great job that the firefighters did distributing the supplies; the public works department, my husband, and Mr. Wells, who did a phenomenal job and Ms. Tenisha Dixon who did an amazing job organizing it all. Thank you from myself and the community. We have an additional 200 bags which was given by David Rashmir, who has been giving back from day one since I have been in office, he has been giving, giving, to this community and I know the family and the community is having a hard time, because he made such a great impact on our city, so my deepest condolences to his family. We have Teshan Gwen's foundation, Mr. Gwen was an army vet and killed several years away, but grew up in the City of Forest Park, gives back to the community each year, and this year they gave out tennis shoes, book bags, school supplies the day after the Forest Park School Drive, I would just like to thank them for thinking about their community. Thanks to Mr. Maxwell for securing the DJ for the event and Brittany Sparks from the Police Department. With everything so positive, I do not want to forget to answer the concerns of the people, so Dr. Folami, who has gone, but I want to address her concerns, because I do not throw rocks and hide my hand. But one thing I do, is work for the citizens of Forest Park, so when they have an issue their issue becomes my issue, because that is who I work for. Yes, I did receive pictures wondering, I am not sure if you have notice, but our Police Chief has not been to a council meeting in a long time and so, the residents were complaining and saying he had time to sit and meet with people that is involved in politics, but he does not have time to address our concerns and why so many police officers are leaving, he does not even attend the meetings. So, I sent that to the mayor, and that is probably who put it out, but that is okay because it was not a secret. But the residents' concerns are my concerns and if our police chief is not visible in our community and they send me pictures, then yes, I am going to send pictures and ask questions and tell someone to investigate it why our police chief is so political. That is my response to her, and I am not stalking you. Have a good night and do not forget Fun Friday, August 20th and Forest Park Day, August 21st.

Councilmember Mears – I would like to congratulate Ms. Clemons, the Fire Chief. I know we have new fire equipment coming, that has always been one of my concerns, gotten new turnout gear and ambulances. We are trying to get with the police department to get what they need, because I feel you need a strong infrastructure of fire and police to keep a safe community here in the City of Forest Park. Mr. Rashmir was a great fellow and did a lot for the city and we want to hold his family in prayer and thank everyone for coming out.

Mayor Butler - Brittany Sparks is also a chaplain, who is a sergeant, so, we need to recognize her on becoming a chaplain. I too, want to congratulate our new fire chief, Ms. Clemons and I expect nothing but greatness from you and your department. To the new employees, welcome aboard.

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

It was motioned to recess into Executive Session at 7:37pm.

Motion made by Councilmember James, Seconded by Councilmember Mears.

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

It was motioned to reconvene back into the Regular Meeting at 7:55pm

Motion made by Councilmember Mears, Seconded by Councilmember James.

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

It was motioned to approve the appointments of Jacklyn Faith and Nancy Howard to the Downtown Development and Urban Redevelopment Authority Boards.

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

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

It was motioned to extend the moratorium on applications for group homes in the city until such time the new Zoning Ordinance is adopted by council.

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

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

Voting Nay: Councilmember James

It was motioned to authorize payment of six months severance pay for former City Manager Albert Baker as set forth in his contract.

Councilmember James – For the record, I think this is ridiculous to extend six monthly of salary to someone that we dismissed for a lot of valid reasons and cause; and to now come with this is ridiculous and I hope that the motion fails.

Councilmember Gutierrez – I respectfully disagree Councilmember James, I personally did not vote to fire this individual, because I did not think we had the causes, I think they were things that could have been fixed. I did not bring it up before because I felt it was very wrong to fire him and hope that we can give him what he deserves and that was in his contract.

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

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

Voting Nay: Councilmember James, Councilmember Mears

ADJOURNMENT:

It was motioned to adjourn the Council Regular meeting at 8:03pm.

Motion made by Councilmember James, Seconded by Councilmember Mears.

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

File Attachments for Item:

2. Council Approval Resolution 2021-29 of Cemetery Initiative – City Attorney

RESOLUTION NO. 2021-29

**A RESOLUTION TO AUTHORIZE MAINTENANCE OF CERTAIN
CEMETERIES WITH THE CITY LIMITS OF FOREST PARK**

WHEREAS, the City of Forest Park (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with being fiscally responsible concerning the use and expenditure of all public funds; and

WHEREAS, there exist certain cemeteries within the corporate limits of the City that are not being maintained and appear to be abandoned inasmuch as they show signs of neglect including, without limitation, the unchecked growth of vegetation, repeated and unchecked acts of vandalism, or the disintegration of grave markers or boundaries and for which no person can be found who is legally responsible and financially capable of the upkeep of such cemeteries;

WHEREAS, O.C.G.A. § 36-72-3 authorizes counties and municipalities to preserve and protect any abandoned cemetery or any burial ground which the county or municipality determines has been abandoned or is not being maintained by the person who is legally responsible for its upkeep, whether or not that person is financially capable of doing so, to expend public money in connection therewith, to provide for reimbursement of such funds by billing any legally responsible person or levying upon any of his property as authorized by local ordinance, and to exercise the power of eminent domain to acquire any interest in land necessary for that purpose; and

WHEREAS, it is proposed that the City take certain steps (i) to declare such cemeteries abandoned, (ii) to begin maintaining such cemeteries by keeping them clean and free from unchecked growth of vegetation, and (iii) to exercise the power of eminent domain for such purposes;

THEREFORE, THE CITY COUNCIL OF THE CITY OF FOREST PARK HEREBY RESOLVES:

SECTION 1. Declaration of Abandonment. The cemeteries listed on the attached Exhibit “A” are hereby declared abandoned.

SECTION 2. Authorization of Maintenance. The City Manager is authorized to direct the Public Works staff and/or the City’s on-call landscape maintenance vendors to maintain said cemeteries by keeping them clear of unchecked vegetation, trash, and debris.

SECTION 3. Eminent Domain. The City Manager is authorized to initiate such steps as are necessary to provide for the acquisition of the abandoned cemeteries by eminent domain. The City Manager and the City’s outside legal counsel are further authorized to identify and engage appraisers, surveyors, and other consultants to provide appraisal reports, trade fixture reports, sign appraisals, title reports, surveys, legal descriptions, environmental assessments, moving estimates and any other reports (collectively “Reports”) that are necessary or desirable to quantify the nature

and extent of the potential acquisition the abandoned cemeteries. Any engaged Consultants are authorized to enter private property on the City's behalf to survey, inspect and appraisal such property for the purpose of quantifying the nature and extent of the potential acquisition of private property rights and to determine just and adequate compensation for such potential acquisition.

SECTION 3. Public Record. This document shall be maintained as a public record by the City Clerk and shall be accessible to the public during all normal business hours of the City of Forest Park.

SECTION 4. Authorization of Execution. The mayor or is hereby authorized to sign all documents necessary to effectuate this Resolution.

SECTION 5. 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 6. Effective Date. This resolution 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.

[SIGNATURE APPEAR ON FOLLOWING PAGE]

SO REOLVED this 16th day of August 2021.

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

Listing of Abandoned Cemeteries

1. Rock Springs Church Cemetery located at 730 Conley Road
2. Forest Park Lodge of Odd Fellows Cemetery located at 732 Conley Road
3. Macedonia Cemetery located at 734 Conley Road

File Attachments for Item:

3. Approval of Resolution 2021-27 LCI-Transportation Grant - Economic Development

**STATE OF GEORGIA
COUNTY OF CLAYTON**

RESOLUTION NO.: _____

A RESOLUTION BY MAYOR AND CITY COUNCIL OF FOREST PARK, GEORGIA TO SUPPORT THE SUBMISSION OF A LIVABLE CENTERS INITIATIVE-TRANSPORTATION PROGRAM GRANT APPLICATION FOR PRELIMINARY ENGINEERING TO THE ATLANTA REGIONAL COMMISSION WHICH REQUIRES A 20% LOCAL MATCH, FOR THE FOREST PARKWAY-STATE ROUTE 331 PEDESTRIAN OVERPASS BRIDGE, CROSSING FROM STARR PARK TO THE MAIN STREET MODEL MILE GREENWAY TRAIL IN AN AMOUNT NOT TO EXCEED \$200,000.00: AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta Regional Commission (ARC) announced a call for funding for Livable Centers Initiative (LCI)-Transportation projects for Preliminary Engineering (PE) proposals only and requires a 20% local match; and

WHEREAS, applications are due by August 27, 2021, and will be competitively selected for awards based on predetermined selection criteria; and

WHEREAS, the LCI grant program has existed to empower communities across Metro Atlanta to become more livable, walkable, and sustainable; and

WHEREAS, the LCI program was created to allocate federal transportation dollars for planning in local communities; and

WHEREAS, the grants are designed to help communities become more vibrant, walkable places that offer increased mobility options, encourage healthy lifestyles, and provide improved access to jobs and services; and

WHEREAS, the submission of an application for funding assistance, if awarded, will aid in preliminary costs associated with engineering and design of the pedestrian overpass bridge; and

WHEREAS, if awarded, the grant agreement will impose certain oversight conditions upon the City of Forest Park.

NOW THEREFORE, BE IT RESOLVED that the City of Forest Park City Council supports the submission of an LCI-Transportation grant application to the ARC for the aforementioned project in an amount not to exceed \$200,000.00.

Section 1. The Mayor and City Council of Forest Park, Georgia hereby authorizes the submittal of appropriate documents to the Atlanta Regional Commission to apply for the LCI-Transportation grant. Furthermore, approval is hereby granted for the acceptance of funding from the ARC for the purposes as specified if funding is awarded to the City of Forest Park.

Section 2. If any section, sentence, clause, or phrase of this Resolution is for any reason held to be invalid or unconstitutional by a decision of the court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution, and such remainder shall remain in full force and effect.

Section 3. This resolution shall be in full force and effect immediately upon and after its final passage.

SO RESOLVED, this _____ day of _____, 2021.

CITY OF FOREST PARK

Angelyne Butler, Mayor

Kimberly James, (Ward 1)

Antoine Dabouze, (Ward 2)

Hector Gutierrez, (Ward 3)

Latresa Akins-Wells, (Ward 4)

Alan Mears, (Ward 5)

ATTEST:

CITY CLERK

(THE SEAL)

Approved as to form:

CITY ATTORNEY

File Attachments for Item:

6. Approval of Resolution 2021-28 & IGA - S. Diane White, City Clerk

STATE OF GEORGIA
COUNTY OF CLAYTON
CITY OF FOREST PARK

Adopted by the Forest Park Mayor and Council on this ____ day of _____, 2021.

Resolution No. 2021-28

A RESOLUTION CALLING FOR THE CITY COUNCIL OF THE CITY OF FOREST PARK, GEORGIA, TO AUTHORIZE CITY OFFICIALS TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CLAYTON COUNTY BOARD OF ELECTIONS AND REGISTRATION FOR ELECTION EQUIPMENT AND TO PROVIDE FOR AN EFFECTIVE DATE.

WHEREAS, Forest Park is permitted to conduct municipal elections; and

WHEREAS, the City of Forest Park has its own Electronic Voting Units and requests the use of the Board's equipment to accommodate the electors of the city; and

WHEREAS, the Constitution of the State of Georgia provides that governments and public agencies may contract with one another to provide services, facilities, or equipment pursuant to Article IX, Section 3, Paragraph 1(a) and (b); and

WHEREAS, the Clayton County Board of Elections and Registration is the custodian of certain State owned election equipment that can be loaned to various municipalities in Clayton County to conduct elections.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize the entry of the attached Intergovernmental Agreement with Clayton County Board of Elections and Registration for Election equipment; authorize the Mayor to execute the document on behalf of the City; and provide for an effective date.

SO RESOLVED, this ____ day of _____, 2021.

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:

(SEAL)
City Clerk

APPROVED AS TO FORM:

City Attorney

INTERGOVERNMENTAL AGREEMENT

This agreement made and entered into this _____ by and between Clayton County Board of Elections and Registration (hereinafter referred to as “the Board”) and the City of Forest Park, a political subdivision of the State of Georgia (hereinafter referred to as “Forest Park”).

ARTICLE 1

PURPOSE OF AGREEMENT

The purpose of Intergovernmental Agreement is to provide the City of Forest Park with equipment to conduct its municipal election with State owned equipment on loan from the Clayton County Board of Elections. In order to facilitate the City of Forest Park’s municipal election process the parties have agreed as follows:

1. Responsibilities of Parties

A. The County Election Superintendent shall supply the following equipment to the City of Forest Park:

1. (8) Image Cast X (ICX)
2. (8) Ballot Marking Printer
3. (4) Uninterrupted Power Supply (UPS)
4. (4) Memory Cards (2 per ICP)
5. (2) Poll Worker Smart Cards
6. (1) Audio Tactile Interface Kit (ATI) which includes the following:
 - ATI USB,
 - ATI cable
 - ATI headphones
8. (2) Technician Smart Cards
9. (40) Voter Smart Cards
10. (2) Image Cast Precinct Scanner (ICP)
11. (2) Ballot Plastic Box for ICP
12. (1) USB Flash Drive
13. (10) Privacy Screen
14. (2) ICP Scanner Paper Roll
15. And other peripherals associated with the ICX Voting System (Dominion Voting System)

B. The County Election Superintendent shall supply to the City of Forest Park one (1) Ballot Marking Device and all equipment needed to be used as a Demonstrator Unit.

- C. The County Election Superintendent shall designate a date, time and place for the City of Forest Park to retrieve and return the items listed under Section 1(A) of this agreement.
- D. A state Election Equipment Log, attached herein as “Exhibit A” shall be maintained by both parties of this agreement.
- E. _____ will be the contractor for the City of Forest Park to supply the following:
 - 1. Provide programming services.
 - 2. Training of Election Superintendent, Deputy Election Superintendent, Poll Manager, two (2) Assistant Managers and two (2) Clerks.
 - 3. Conducting the Logic and Accuracy Testing.
 - 4. Technical Support on Election Day.
 - 5. Chain of Custody report, attached herein as “Exhibit B” shall be executed.
- F. The City of Forest Park shall be responsible for retrieving and returning voting equipment.
- G. The City of Forest Park shall be responsible for the printing of Absentee Ballots.
- H. The City of Forest Park shall hire an experienced poll manager and two assistant managers
- I. The City Election Superintendent shall train the Poll Clerks.
- J. The Elections Superintendent and staff shall attend the state mandated training prior to the election.
- K. All City of Forest Park election’s staff shall sign an Oath of Custodians and Deputy custodians of Ballot Marking Devices as required by the Georgia Elections Code, attached herein as “Exhibit C.”

2. Costs to the City of Forest Park:

- A. There is no charge to Forest Park for actual use of the state owned voting systems.
- B. Forest Park is responsible for any damage to the voting units and peripherals in its possession that is not covered under the State of Georgia’s warranty. (Note: The voting machines are no longer under warranty with the State)

ARTICLE II

DURATION OF AGREEMENT

This Agreement shall be effective from _____, 2021 to December 31, 2021. This Agreement shall terminate absolutely and without further obligation on the part of either party upon expiration of aforementioned period.

ARTICLE III

- 1. This Agreement in no way is deemed to create a debt incurred by the City of Forest Park for the payment of any sum.

2. This Agreement constitutes the entire Agreement and understanding among the parties hereto and supersedes and revokes any prior agreement or understanding relating to the subject matter of this Agreement. No change, amendment, termination, or attempted waiver of any of the provisions herein shall be binding upon the other parties unless reduced to writing and signed by all parties hereon.
3. Nothing contained in the Agreement shall create a contractual relationship with or a cause of action in favor of a third party against Forest Park.
4. This Agreement may not be assigned by either party hereto without written agreement by both parties. This Agreement and the rights of the parties hereunder shall be binding upon and inure to the benefit of the parties hereto and their respective successors and, if applicable, or assigns.
5. Any notices or communications required or permitted hereunder shall be sufficiently given if sent by Registered or Certified Mail, Return Receipt Requested, Prepaid Postage, and addressed as follows:

As to the Clayton County Board of Elections and Registration:

Shauna Dozier, Director of Elections and Registration
 Jonesboro Historical Courthouse
 Main Floor
 121 South McDonough Street
 Jonesboro, Georgia 30236

As to the City of Forest Park, Georgia:

Dr. Marc-Antonie Cooper, City Manager
 745 Forest Parkway
 Forest Park, Georgia 30297

S. Diane White, City Clerk
 745 Forest Parkway
 Forest Park, Georgia 30297

6. The captions used in this Agreement are inserted for convenience only and shall not constitute a part hereof.
7. No waiver by either party of any default by the other party in the performance of any provision of this Agreement shall operate as to be construed as a waiver of any future default, whether like or difference in character.
8. This Agreement shall be governed and construed in accordance with the laws of the State of Georgia.

9. If any provision of this Agreement, or application thereof to any person or circumstance, shall to any extent be invalid, then such provision shall be modified if possible, to fulfill the intent of the parties as reflected in the original provision, the remainder of this Agreement or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby, and each provision of this Agreement shall be valid and enforced to the fullest extent permitted by law.

IN WITNESS WHEREOF, the parties hereto have each executed and delivered this Agreement on this _____ day of _____ 2021.

CITY OF FOREST PARK

By: _____
Angelyne Butler, Mayor

Attested by: _____
S. Diane White, City Clerk

Approved as to form: _____
Mike Williams, City Attorney

CLAYTON COUNTY BOARD OF ELECTIONS AND REGISTRATIONS

By: _____
Clayton County Board of Elections and Registration

Attested by: _____
Shauna Dozier, Director

Approved as to form: _____
E. Charles Reed, Jr., Chief Staff Attorney