



# City of Powder Springs

City of Powder Springs  
4484 Marietta Street  
Powder Springs, GA 30127

## Meeting Agenda

### City Council

*Mayor*

*Albert Thurman*

*Council Members:*

*Henry Lust, Doris Dawkins, Dwayne Green, Patrick Bordelon,  
Patricia Wisdom*

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Tuesday, January 18, 2022

7:00 PM

Patricia Vaughn Cultural Arts Center & VIA ZOOM

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Onsite at Patricia Vaughn Cultural Arts Center - 4181 Atlanta Street

Pre-Meeting 6:30pm

Join Zoom Meeting

Meeting ID: 868 2280 9484

<https://us06web.zoom.us/j/86822809484> Dial: 1 929 205 6099

Pursuant to Mayor Thurman's Executive Order Number 2021-7 renewing his Declaration of Emergency and imposing certain conditions, this public meeting is being conducted via the use of real-time audio-visual technology allowing the public simultaneous access to the public meeting, as well on-site.

Participation in Citizen Comments - as with an On-Site City Council Meeting - requires signing up with the City Clerk prior to the start of the meeting. The first twelve registering at [kaxt@cityofpowdersprings.org](mailto:kaxt@cityofpowdersprings.org) or on-site will have the opportunity to address Mayor and Council for no more than five minutes per speaker. Sign up can be on-site for this meeting or via emails to [kaxt@cityofpowdersprings.org](mailto:kaxt@cityofpowdersprings.org). Registration begins at 6:40 PM thru 7:00 PM the day of the City Council Meeting. Those signing up to speak remotely will need to be participating on the ZOOM Video or Audio call to be recognized.

1. Call to Order

2. Invocation and Pledge of Allegiance

*Invocation by Linked Up Church - Minister Johnny Walker and Pastor Joel Gregory*

### 3. Approval of Minutes

*City Council Work Session Minutes 01/03/22*  
*City Council Agenda Minutes 01/03/22*  
*Special Called City Council Work Session Minutes 01/06/22*  
*City Council Work Session Minutes 01/12/22*

### 4. Mayor's Comments

*Renewing his Declaration of Emergency and imposing certain conditions to conduct public meetings via the use of real-time audio-visual technology allowing the public simultaneous access whether a virtual only or on-site public meeting.*

[2022 -004](#) Executive Order - 22-001

*Attachments:* [Executive Order 2022-001.doc](#)

### 5. Public Reports | Presentations

*A. Annual Comprehensive Financial Report (ACFR) {Formerly CAFR} Presentation by Mauldin and Jenkins*

*B. Employee Recognition*

*Life Saving Award*  
*Sgt. Cheatham*  
*Ofc. Coombe*  
*Ofc. McIntosh*

*Rising Star Award*  
*Ofc. McClendon*

*Valor Award*  
*Lt. Holcombe*  
*Ofc. McClendon*  
*Ofc. Racine*

*Above & Beyond*  
*Kelly Axt*  
*John Brown*  
*Delethia Morris*

### 6. Citizens Comments

*See instructions above.*

### 7. City Attorney

#### A. Consent Agenda

[RES0 22-001](#) A RESOLUTION APPROVING THE MISSIONSQUARE AMENDED AND RESTATED RETIREMENT GOVERNMENTAL PROFIT-SHARING PLAN AND AUTHORIZING THE MAYOR TO EXECUTE AN ADOPTION AGREEMENT AND ANY OTHER DOCUMENTATION NECESSARY TO EFFECTUATE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [FW From MissionSquare Retirement - 401 Restatement - ACTION REQUIRED .msg](#)  
[401 Plan Restatement Email - Action Required.pdf](#)  
[401RestatementPlanSponsorAdoptionPackage.pdf](#)  
[GovernmentalProfitSharingPlan\\_AdoptionAgreement.pdf](#)  
[RESOLUTION 2022 - 001 restated profit sharing plan.DOC](#)

[RES0 22-002](#) A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF ROADS AND PUBLIC SPACES IN OR ADJACENT TO DOWNTOWN TO FACILITATE THE ANNUAL POWDER SPRINGS YOUTH BASEBALL PARADE ON MARCH 5, 2022; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [PSYB Parade.pdf](#)  
[RESOLUTION 2022-002 baseball parade.doc](#)

[RES0 22-003](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH Tunnell-Spangler & Associates d/b/a TSW TO STUDY DIFFERENT DOWNTOWN LOCATIONS FOR TRASH COLLECTION AND GREASE STORAGE GENERATED BY DOWNTOWN BUSINESSES FOR A SUM NOT TO EXCEED \$4500; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [CityofPowderSprings-TrashCollectionStudy.doc](#)  
[RESOLUTION 2022-003 TSW Dumpster location.doc](#)

[RES0 22-004](#) A RESOLUTION APPROVING THE PURCHASE OF FOUR LIDAR SPEED DETECTION DEVICES FOR THE POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [RESOLUTION 2022 - 004 police lidar.DOC](#)

[RES0 22-005](#) A RESOLUTION APPROVING AN INVESTMENT POLICY AND A TRAVEL POLICY FOR THE CITY OF POWDER SPRINGS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [RESOLUTION 2022-005 Investment and Travel Policies.doc](#)

[RES0 22-006](#) A RESOLUTION APPROVING RENEWAL OF THE CITY'S AGREEMENTS WITH HOWARD'S WRECKING SERVICE AND ALL IN ONE TOWING, INC TO PROVIDE ON-CALL WRECKER SERVICES TO THE CITY OF POWDER SPRINGS; AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS TO EFFECTUATE SAME; ESTABLISHING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Howards Wrecker.pdf](#)  
[All Towing.pdf](#)  
[RESOLUTION 2022-006 Wrecker Towing Services.doc](#)

[RES0 22-007](#) A RESOLUTION APPROVING THE SALE OF THE CITY'S CHRISTMAS TREE DISPLAYED IN THURMAN SPRINGS PARK FOR A SUM OF \$800; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [RESOLUTION 2022-007 Tree.doc](#)

[RES0 22-008](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE FRAMEWORK AGREEMENT WITH COBB COUNTY RELATING TO THE TRANSPORTATION IMPROVEMENTS AT POWDER SPRINGS ROAD, FLINT HILL ROAD, AND PINEGROVE ROAD; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [Exhibit B Funding 10-21-21 revised.doc](#)  
[X2312 CFA Amend #1 \(VG Edits 1\) Powder Springs - Pwder Sprgs Rd and Flint Hill R](#)  
[RESOLUTION 2022-008 Funding Amendment Cobb Framework Agreement.doc](#)

[RES0 22-009](#) A RESOLUTION APPROVING A CRIMINAL JUSTICE INFORMATION SYSTEM MANAGEMENT CONTROL AGREEMENT WITH COBB COUNTY E-911 AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE SAME; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

*Attachments:* [PSPD MC agreement.pdf](#)  
[RESOLUTION 2022 - 009 criminal justice information system management control agr](#)

[RES0 22-010](#) A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A CHANGE ORDER TO AN AGREEMENT WITH ARDITO CONSTRUCTION COMPANY, INC. FOR CERTAIN REPAIRS TO A HEADWALL AND THE PUBLIC INFRASTRUCTURE WITHIN A PUBLIC DRAINAGE EASEMENT CONNECTED TO THE PRIVATE RETENTION POND WITHIN THE PEMBROOKE SUBDIVISION FOR AN AMOUNT OF \$13,185; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

**Attachments:** [RESOLUTION 20220010 Pembroke CO.doc](#)  
[Estimate 902.pdf](#)

## **B. Regular Agenda | Public Hearing**

[ORD 22 -001](#) Annexation Petition: Dugger Drive. To consider annexing into the city limits of Powder Springs, the property located at Austell Powder Springs Road, Dugger Drive, Smith Drive, and Frank Aikin Road within the 19th District, 2nd Section, Land Lots 1019 and 1020, Cobb County, Georgia.

First Reading: 01/18/22 Second Reading: 02/07/22

**Attachments:** [ORd 22001.doc](#)  
[Vicinity Map](#)  
[Site Plan - 12-21-2021](#)  
[Survey - Revised - 12-21-2021](#)  
[Application for Annexation \(DDE & DDP\)](#)  
[Application for Annexation \(JSD\)](#)

[ORD 22 -002](#) Annexation Petition: 5550 and 5556 Story Road. To consider annexing into the city limits of Powder Springs, the property located within land lots 820, 821, 883, 882 of the 19th District, 2nd Section, and Cobb County, Georgia.

First Reading: 01/18/22 Second Reading: 02/7/22

**Attachments:** [Ordinance 22-002](#)  
[Vicinity Map - Overall](#)  
[Site Plan - 12-06-2021](#)  
[REVISED ALTA SURVEY - 10-20-21](#)  
[SIGNED Notice of Non-Objection 5550 Story Rd 2022 01.pdf](#)  
[Application for Annexation \(Storey\)](#)  
[Application for Annexation \(Church\)](#)

[PZ 21--045](#) Rezoning: To rezone from NRC and R-20 to PUD-R, property located at 3189, 3215, and 3149 New Macland Road, within land lots 785 and 682 of the 19th District, 2nd Section, and Cobb County, Georgia.

Attachments: [DRAFT MOTION](#)  
[Rezoning Application R-20 to PUD-R](#)  
[Rezoning Application NRC to PUD-R](#)  
[new macland concept plan.pdf](#)  
[American Cancer Society Report on Cell Phone Towers](#)  
[Rendering. Front Elevations](#)  
[Building Plans. Floor Plans: Carlisle, Stafford & Westport.pdf](#)

[PZ 21--049](#) Rezoning Request: 5592 Powder Springs Dallas Road. To consider rezoning from LI to PUD-R

Attachments: [Motion to Table to February 7 2022.pdf](#)  
[Draft Motion](#)  
[Motion to table Jan 18 2022](#)  
[motion to table to Jan 3 2022](#)  
[Application for Rezoning](#)  
[Parcel Map. Powder Springs Dallas Rd.pdf](#)  
[Site Survey - 5592 Powder Springs Dallas Road 07272021](#)  
[Rendering - Elevation \(Front\)](#)  
[Proposed Site Plan 12102021](#)

*Applicant has requested that this matter be tabled to the February 7, 2022 meeting.*

[PZ 21--053](#) Special Use Request: To allow a Convenience Store with gas pumps within a CRC zoned district at 4560 Brownsville Road.

Attachments: [Motion to Withdraw](#)  
[C-Store Rendering Concept.pdf](#)  
[Proposed Site Plan 11.08.2021](#)  
[Completed SUP Application.pdf](#)  
[Emailed Public Comments.pdf](#)

*Applicant is requesting Withdrawal without Prejudice.*

## 8. City Manager and City Council Reports

## 9. Executive Session, if called for purposes of Real Estate, Litigation or Personnel Matters

## 10. Adjournment

*Following adjournment of Council Meetings, the Mayor and various Council Members often remain at the City Hall meeting room podium to sign ordinances, resolutions and contracts, greet and speak with citizens, and discuss current events. To the extent this activity may be considered a meeting under the Georgia Open Meetings Law, the public is hereby notified thereof, and invited to attend.*

*For more information regarding any of actions included on this agenda, please visit [www.cityofpowdersprings.org](http://www.cityofpowdersprings.org) | Agendas & Minutes and select applicable meeting date. Clicking on the blue link will open all detail related to the action. Please note additional supporting information for the City Council Agenda may still be added up through the day of the City Council Meeting.*