



CITY OF FAIRBURN  
CITY HALL  
56 Malone Street  
Fairburn, GA 30213  
November 26, 2018  
7:00 PM

## *The Honorable Mayor Elizabeth Carr-Hurst, Presiding*

The Honorable Linda J. Davis  
The Honorable Alex Heath  
The Honorable Pat Pallend

The Honorable Hattie Portis-Jones  
The Honorable Ulysses Smallwood  
Mayor Pro-Tem James Whitmore

Keshia McCullough  
Randy Turner

City Clerk  
City Attorney

- I. Meeting Called to Order: The meeting was called to order at 7:00 PM. The Honorable Mayor Carr-Hurst
- II. Roll Call: Keshia McCullough, City Clerk  
All members of Council were present providing the City with a quorum.
- III. Invocation: Reverend Alvin Lingenfelter  
Fairburn United Methodist Church
- IV. Pledge of Allegiance: In Unison
- V. Presentations:
  1. Special Presentation Mayor Pro-Tem James Whitmore

Mayor Pro-Tem Whitmore presented Mayor Carr-Hurst with the Women in Municipal Government (WIMG) Leadership Award. Mayor Carr-Hurst was nominated for her outstanding achievement and leadership in local government during the National League of Cities (NLC). Each year, WIMG and NLC recognizes an individual for this award. All Fairburn Councilmembers, Senator Donzella James, State Representative Derrick Jackson and former State Representative Virgil Fludd were in attendance to congratulate Mayor Carr-Hurst on her achievement.

**Presented**

- VI. Public Comments: Thirty (30) minutes shall be available for public comments. Each speaker shall be limited to three (3) minutes; however, a speaker may transfer his or her three (3) minutes to another speaker, but no speaker shall be permitted to speak for

more than (6) minutes; further in the event, if more than ten (10) speakers desire to speak, each speaker shall be limited to two (2) minutes and no speaker may speak more than four (4) minutes. Issues raised at this time are generally referred to the City Administrator for review. Responses will be provided at a later date.

- James Sumners congratulated Mayor Carr-Hurst on her achievement. He stressed that as an elected official, it is incumbent to listen to the concerns of citizens. He also announced that he will be moving out of the City of Fairburn and will be withdrawing from the Board of Appeals and the Board of Ethics. Lastly, he thanked those members of staff who have assisted him over the past few years.
- Greg Saunders offered a business perspective on the revised proposal for the development of townhomes. He expressed that it was not a good idea and that Fairburn could use other businesses, including decent restaurants.
- Reverend Albert E. Love, CEO of the Voter Empowerment Collaborative, stressed the importance of everyone voting. He stated that there is a run-off election on December 4<sup>th</sup> for the Secretary of State and the Public Service Commissioner for District 3. Lastly, he announced that on November 29<sup>th</sup>, Mayor Carr-Hurst will serve as the guest speaker for the Nonpartisan "Get Out and Vote" meeting. The meeting will be held at Enon Baptist Church in South Fulton, Georgia from 7:00 PM-9:00 PM.
- Pearl Oliphant expressed her opposition to the rezoning of townhomes and single-family homes. She stated that she reviewed the materials received last month and is concerned that the townhomes will undervalue the existing homes in the area. Ms. Oliphant further stated that she does not want traffic or schools impacted. In closing, she raised the question as to why there was not a supermarket on Hwy 74.

VII. Adoption of the Council Agenda: Councilmembers  
Councilman Pallend motioned to adopt the agenda with the following changes:  
moving Item #6 to the December 10<sup>th</sup> meeting or thereafter and adding Item #8-  
Approval of a Resolution Regarding Joint Water Withdrawal Application to the  
Agenda Items. Councilman Smallwood provided the second.

**Motion Carried 6-0**

VIII. Approval of Consent Agenda Items: Councilmembers  
Councilman Pallend motioned to approve Consent Agenda Items #3, 4, 5 and 7.  
Councilman Heath provided the second.

**Motion Carried 6-0**

IX. Approval of October 22, 2018 Minutes: Councilmembers  
Councilwoman Davis motioned to approve the October 22, 2018 minutes. Mayor Pro-  
Tem Whitmore provided the second.

**Motion Carried 6-0**

X. Public Hearings:

**Community Development**

Tarika Peeks

2. Public Hearing for a request to rezone the subject property from R-2 (Single-Family Residential District) to R-CT (Residential Condominium/Townhouse) to allow the development of 232 townhouses and 86 single-family homes on 75.9 acres.

Tarika Peeks, Senior Planner in the Department of Community Development, stated that Staff has requested a continuance to the January 28, 2019 Council Meeting. She indicated that the applicant conducted and submitted a traffic study in October. The applicant has scheduled community meetings with the public during the next couple of weeks. The applicant is also looking to revise the plan to be more suitable to what the community is requesting.

Councilwoman Portis-Jones inquired about citizen concerns as well as the communities that the applicant will be meeting with. Ms. Peeks explained that the biggest issue is the townhouse plan and its impact on traffic and schools. She stated that the applicant will be meeting with Durham Lakes and the Parks at Durham Lakes. Councilwoman Portis-Jones requested that communication be made with homes on Rivertown Road as well as homeowners that are on Virlyn B. Smith. Mayor Pro-Tem Whitmore motioned to continue this Public Hearing to the January 28, 2019 Council Meeting. Councilwoman Davis provided the second.

**Motion Carried 6-0; Continued to January 28, 2019 Council Meeting**

XI. Agenda Items:

**Police Department**

Chief Stoney Mathis

3. Approval of Police Department vehicle purchase in the amount of \$107,311

Councilman Pallend motioned to approve this consent agenda item. Councilman Heath provided the second.

**Motion Carried 6-0**

**Fire Department**

Interim Chief Cornelius Robinson

4. Approval of the Fire Department vehicle purchase in the amount of \$36,793.44

Councilman Pallend motioned to approve this consent agenda item. Councilman Heath provided the second.

**Motion Carried 6-0**

**Community Development/Public Works**

Lester Thompson

5. Approval of Task Order No. 2 with Moreland Altobelli for Professional Engineering Services in an amount not to exceed \$20,000

Councilman Pallend motioned to approve this consent agenda item. Councilman Heath provided the second.

**Motion Carried 6-0**

6. Approval of a Construction Agreement with CSX Transportation for the Downtown LCI Streetscape Project in the amount of \$168,300

**Moved to December 10, 2018 Council Meeting or Thereafter**

7. Approval of a contract award with H.E.H. Paving, Inc. for the East Broad Street Fire Station Parking Lot Resurfacing Project in the amount of \$43,515.98

Councilman Pallend motioned to approve this consent agenda item. Councilman Heath provided the second.

**Motion Carried 6-0**

**Office of the Mayor**

Mayor Elizabeth Carr-Hurst

8. Approval of a Resolution regarding Joint Water Withdrawal Permit application

City Attorney Randy Turner stated that the South Fulton Water Authority was founded in the early 2000s. He relayed that obtaining the permit for water has been difficult over the past decade. Nevertheless, the Environmental Protection Division (EPD) indicated that they are prepared to issue a joint water withdrawal permit.

**Motion Carried 6-0**

9. Council Comments:

Councilmembers

Councilwoman Portis-Jones offered congratulations to Mayor Carr-Hurst on her well-deserved recognition. She stated that the state of Georgia received a lot of awards from the National League of Cities. She further explained that states around the country look to the work that the state of Georgia does through the Georgia Municipal Association.

Councilman Pallend extended congratulations to the Mayor.

Councilman Smallwood congratulated Mayor Carr-Hurst and wished everyone Happy Holidays. He also commended Department Heads for the great job they are doing.

Councilwoman Davis congratulated Mayor Carr-Hurst and gave her kudos on doing the job of the City Administrator. She also thanked Councilmembers for their

collaborations. Lastly, she expressed that she is proud to be a part of the Council and expressed her appreciation of the City.

Councilman Heath wished Happy Holidays to everyone and gave kudos to Mayor Carr-Hurst on her achievement. He mentioned that he visited Plant Vogtle on November 1<sup>st</sup>. He explained that the capacity of the plant could cover the power of over 2 million homes.

Mayor Pro-Tem Whitmore thanked Tom Ridgway for driving Council to Plant Vogtle. He stated that he enjoyed the conference in Los Angeles because it offered him the opportunity to bring fresh ideas back to the City. He reminded everyone that the Christmas Tree Lighting will take place at 6:30 PM on December 1, 2018.

Mayor Carr-Hurst thanked Council and informed them that they are appreciated. She also thanked all Department Heads.

10. Executive Session\*-(1) Litigation City Attorney

Mayor Pro-Tem Whitmore motioned to adjourn into Executive Session for one litigation item at 8:04 PM. Councilwoman Davis provided the second. **Motion Carried.** Mayor Pro-Tem Whitmore motioned to reconvene into Regular Session at 8:20 PM. Councilwoman Davis provided the second. **Motion Carried.**

11. Adjournment Councilmembers

Mayor Pro-Tem Whitmore motioned to adjourn the meeting at 8:20 PM. Councilman Smallwood provided the second. The meeting adjourned at 8:20 PM.

\*When an Executive Session is required, one will be called for the following issues: (1) Personnel (2) Real Estate or (3) Litigation.

  
Elizabeth Carr-Hurst, Mayor

  
Keshia McCullough, City Clerk