



**CITY OF FAIRBURN
CITY HALL
56 Malone Street
Fairburn, GA 30213
December 14, 2015
7:00 P.M.**

The Honorable Mayor Mario Avery

The Honorable Ron Alderman
The Honorable Alex Heath
The Honorable Marian Johnson

The Honorable Lydia Glaize
The Honorable Elizabeth Hurst
The Honorable Hattie Portis-Jones

Tom Barber
Brenda B. James
William Randy Turner

City Administrator
City Clerk
City Attorney

- I. MEETING CALLED TO ORDER: by the Honorable Mayor Mario Avery.**
- II. ROLL CALL:** All members were present which constituted a quorum.
- III. INVOCATION:** was provided by Council Member Ron Alderman.
- IV. PLEDGE OF ALLEGIANCE:** was recited in unison.
- V. PRESENTATION:**

Mayor Avery read into the record the proclamation recognizing Council Members Ron Alderman and Marian Johnson.

Whereas, Council Member Marian Johnson has diligently served the City of Fairburn as a Council Member for 14 years; and

Whereas, Council Member Marian Johnson is from Edwardsville, Illinois; and

Whereas, Council Member Marian Johnson has been married to her husband Roger for 58 years and four children were produced from their union, and they also have four grandchildren; and

Whereas, Council Member Marian Johnson graduated from Georgia State University with a degree in Music Education; and

Whereas, Council Member Marian Johnson has been a resident of Fairburn for 57 years; and

Whereas, Council Member Marian Johnson taught music education in the Fayette County School System and plays the piano and organ for her church, Fairburn United Methodist; and

Whereas, Council Member Marian Johnson has a history of giving back to her community, providing piano lessons to children and as an actor, director, treasurer and president with the Southside Theatre Guild for over 40 years; and

Whereas, Council Member Marian Johnson began her political career in 2002 to complete a partial term and was reelected to City Council in 2003; and

Whereas, Council Member Marian Johnson, through her business acumen, has provided invaluable assistance with the massive economic development the City has experienced.

NOW, THEREFORE, I, Mario B. Avery and the remaining members of the City Council for the City of Fairburn do congratulate Council Member Marian Johnson on 14 years of outstanding service and do hereby proclaim December 15, 2015 as Marian Johnson day in the City of Fairburn.

We recognize with gratitude and appreciation
your leadership and dedication
on behalf of the City of Fairburn and its citizens

MARIAN JOHNSON
City Council Member

For 14 Years of Excellence in Service
December 2015

Whereas, Council Member Ronald "Ron" Alderman has diligently served the City of Fairburn as a Council Member for 15 years; and

Whereas, Council Member Ron Alderman is from Valdosta, GA where he attended elementary and high school; and

Whereas, Council Member Ron Alderman graduated from Georgia State University with a degree in Business Administration, he also holds a Master in Divinity from New Orleans Baptist Theological Seminary and a Juris Doctorate from Woodrow Wilson Law School; and

Whereas, Council Member Ron Alderman has been married to his wife Eleanor for 53 years and two children were produced from their union, Ronald Jr. and Jennie and they also have two grandchildren; and

Whereas, Council Member Ron Alderman has been a resident of Fairburn for 48 years; and

Whereas, Council Member Ron Alderman has a history of serving others, to include in the office of Pastor at several churches in Coweta County; and

Whereas, Council Member Ron Alderman began his political career in 1988 and was reelected to City Council in 2003; and

Whereas, Council Member Ron Alderman has attained Diamond Cum Laude certification from the National League of Cities, an organization dedicated to helping city leaders build their strength in Leadership, Management, Engagement and Expertise; and

Whereas, Council Member Ron Alderman, through his expertise, has provided the immense support necessary to bring massive economic development and phenomenal growth to the City.

NOW, THEREFORE, I, Mario B. Avery and the remaining members of the City Council for the City of Fairburn do congratulate Council Member Ron Alderman on 15 years of outstanding service and do hereby proclaim December 16, 2015 as Ron Alderman day in the City of Fairburn.

We recognize with gratitude and appreciation
your leadership and dedication
on behalf of the City of Fairburn and its citizens

RONALD ALDERMAN
City Council Member

For 15 Years of Excellence in Service
December 2015

VI. PUBLIC COMMENTS:

1. James Summers, 112 Shannon Chase Court Fairburn, Georgia, spoke on the positive development that has taken place in the city. He thanked the administration and staff for the great work.
2. Charles Atkins, 163 Cole Street Fairburn Georgia, wanted to know when he will receive a response to his questions. He said that he posed questions to the Council

and has not received a response. He reiterated his concerns to Mayor and Council pertaining to a street light being out and curb signage on Cole Street. He also addressed his concerns with the traffic due to the increased tractor trailer presence on Bay Street. He acknowledged Council Members Alderman and Johnson and stated with these two leaving, there will be some big shoes to fill.

3. Horace Cooper, 880 Buckingham Cove Fairburn, Georgia, spoke on Mr. Eric Berry. He requested Mayor and Council to consider honoring Mr. Eric Berry for his endeavors and commitment to the City of Fairburn.
4. Chrissy Mingo, 1775 Crosswinds Walk Fairburn, Georgia, said a creek is flooding in the Saint John neighborhood. She said when it rains, the creek floods. She said there are now beavers building dams and rodents due to the problem. She said the trees in the community are also dying. She requested Mayor and Council to provide assistance with the maintenance.
5. Gloria Sanders, 1770 Crosswinds Walk Fairburn, Georgia, did not speak, but distributed more photos of the creek in the Saint John neighborhood to Mayor and Council.
6. Melinda Jackson, Parks at Durham Lake Fairburn, Georgia spoke on damage left after the recent storm. She acknowledged the Street, Fire and Police departments by presented each of them with a certificate of appreciation for assisting residents with the cleanup.

VII. ADOPTION OF THE COUNCIL AGENDA:

Council Member Alderman made a motion to adopt the Council Agenda with Consent Items #5, #6, #7, #8, #10, #11 and #13 with Council Member Jones providing the second. **The motion carried.**

VIII. CONSENT ITEMS:

Council Member Glaize made a motion to approve the Consent Agenda Items #5, #6, #7, #8, #10, #11 and #13 with Council Member Jones providing the second. **The motion carried.**

IX. APPROVAL OF CITY COUNCIL MINUTES: Council Minutes of November 9, 2015

Council Member Alderman made a motion to approve the City Council Minutes of November 9, 2015 with Council Member Portis-Jones providing the second.

Council Member Hurst stated there were corrections on pages (1) and (8). On page (1) the correct spellings of the word is laude and not lade; to include a correction on page 8 the word *Marriott* should be *Marietta*. The corrections were noted. **The motion carried.**

X. PUBLIC HEARINGS:

1. Text Amendment: 15TA-011 Section 80-89(f) Highway 29 Overlay District

Mayor Avery opened the Public Hearing on Text Amendment: 15TA-011 Section 80-89(f) Highway 29 Overlay District and asked all of those that are in favor to come forward.

Speakers For: There were no speakers.

Speakers Against: There were no speakers.

Mayor Avery closed the Public Hearing on Text Amendment: 15TA-011 Section 80-89(f) Highway 29 Overlay District.

Council Member Glaize made a motion to approve the Text Amendment: 15TA-011 Section 80-89(f) Highway 29 Overlay District with Council Member Heath providing the second. **The motion carried.**

2. Text Amendment: 15-TA-007 Section 80-431 Sign Regulations

Tarika Peeks provided Mayor and Council with an overview of Text Amendment: 15-TA-007 Section 80-431 Sign Regulations.

Mayor Avery opened the Public Hearing on Text Amendment: 15-TA-007 Section 80-431 Sign Regulations and asked those that are in support of the amendment to come forward.

Speakers For: There were no speakers.

Speakers Against: There were no speakers.

Mayor Avery closed the Public Hearing on Text Amendment 15-TA-007 Section 80-431 Sign Regulations.

Council Member Johnson made a motion to approve Text Amendment: 15-TA-007 Section 80-431 Sign Regulations with Council Member Jones providing the second.

Council Member Hurst asked if the amendment would allow only 25% of the window be covered with signage. She inquired about the windows at the banquet hall. She said they can place more signage in the window because of the total number of windows they have.

Tarika Peeks said the more windows, the more signage that can be placed.

Council Member Heath asked if the amendment could be modified to give businesses more ability to advertise.

Council Member Glaize wanted to know if Section 80-431-B6 could be removed and consider the rest of the text amendment.

Council Member Johnson made a motion to approve the Text Amendment 15-TA-007 Section 80-431 Sign Regulations.

After some discussion, Council Member Glaize made a substitute motion to remove Section 80-431-B6 and approve all others with Council Member Portis-Jones providing the second. **The motion carried.**

3. Use Permit: 15U-002 308 Bay Street

Linda Abaray provided Mayor and Council with an overview of the Use Permit request for 15U-002 308 Bay Street and the trade school that will located on the premises.

Mayor Avery opened the Public Hearing on the Use Permit for 15U-002 308 Bay Street and asked all of those that are in support to please come forward.

Speakers For: There were no speakers.

Speakers Against: There were no speakers.

Mayor Avery closed the Public Hearing on the Use Permit for 15U-002 308 Bay Street.

Council Member Johnson to approve the Use Permit for 15U-002 308 Bay Street with Council Member Portis-Jones providing the second.

Council Member Heath said this is a great opportunity for the community. He wanted to know if the school would be utilized for CDL training.

Council Member Glaize said there are different codes for the State of Georgia and wanted to know if the school has its certification from the GDOT.

Mr. Knight said the city would have to approve the site prior to receiving Department of

Driver Service approval. He said there are classrooms located inside the building and there are two buildings that will be used as a warehouse to house the trucks.

Council Member Glaize inquired about the State of Georgia Fire Code. Does the building meet the State of Georgia Fire Code requirements?

Mr. Knight said the complete package must be submitted to the State and once approved there will be an inspection of the premises.

Council Member Glaize asked if this would be for educational use only.

Mr. Knight said the curriculum is controlled by DDS. He said there will be forklift training; security training and curriculum training by the company. He said the school will be different from Georgia Military College.

City Attorney Randy Turner stated the owner of the building must go through the process with the first step being approval by the city for the land and use permit.

Council Member Hurst wanted to know if the property was zoned commercial residential and how many people will be employed by the school.

Mr. Knight acknowledged his primary staff that sat in the audience. He said there will only be nine involved with the school. After some discussion, **the motion carried.**

XI. AGENDA ITEMS:

4. Plat Review: OCP Fairburn

Council Member Heath made a motion to approve the Plat Review: OCP Fairburn with Council Member Alderman providing the second. **The motion carried.**

9. Professional Services Agreement with the Collaborative Firm

Council Member Portis-Jones made a motion to approve a (3) year Professional Services Agreement with the Collaborative Firm in the amount of \$72.50 per hour to include the scope of work, with Council Member Hurst providing the second.

Council Member Glaize wanted to know if the scope of work would be provided in 2016.

Council Member Hurst stated she did not want to lock the agreement in for (3) years at \$72.50. The firm is only asking for a \$10.00 increase in a few years. However, she does believe we should look at what the scope is going to be. If the firm is going to

be doing anything other than what we are discussing \$72.50 is not enough.

Council Member Portis-Jones said we do not have an Economic Development plan in place for the scope of work.

City Administrator Tom Barber said there has not been an Economic Development Plan in Fairburn. We do not own any land to develop. He said he has responded to most inquiries for economic development opportunities.

Council Member Portis-Jones requested for staff to develop an Economic Development Plan.

Council Member Alderman said Mr. Pat Pallend as the Economic Development person worked on Economic Development plan for a few months and requested him to come before the Council and share his findings.

Council Elect Pat Pallend provided an overview of projects that were submitted while he was serving in his capacity and included the process. He said there is not a plan in place, but you can have a vision. After some discussion, **the motion carried.**

12. Acceptance of Deed of Gift

Council Member Heath made a motion to authorize the Acceptance of Deed of Gift for land along Highway 74 under and adjacent to the transmission line running between Plantation Road and Highway 74 with Council Member Johnson providing the second. **The motion carried.**

14. Approve MAAI Task Order 14- Right of Way Acquisition for Aderhold Street Sidewalks

Council Member Glaize made a motion to approve MAAI Task Order 14- Right of Way Acquisition for Aderhold Street Sidewalks with Council Member Heath providing the second. **The motion carried.**

15. Approve Task Order FDC 2015-14- Design Survey and Right of Way Plats for Aderhold Street Sidewalks

Council Alderman made a motion to approve Task Order FDC 2015-14 Design Survey and Right of Way Plats for Aderhold Street Sidewalks in the amount of \$6,100.00 to Falcon Design Consultants with Council Member Hurst providing the second. **The motion carried.**

16. Task Order FCD 2015.15 for Campus Build-Out

Council Member Glaize made a motion to approve Task Order FCD 2015.15 for Campus Build-Out with Council Member Heath providing the second. **The motion carried.**

17. Contract Modification with Waterworks

Council Member Heath made a motion to approve the Contract Modification with Waterworks with Council Member Johnson providing the second. **The motion carried.**

18. Resolution to Modify the Fee Schedule for the City's FOG Program

Council Member Johnson made a motion to approve the Resolution to Modify the Fee Schedule for the City's FOG Program with Council Member Heath providing the second. **The motion carried.**

19. Appointment to the Planning and Zoning Commission

Council Member Johnson made a motion to appoint Homer Knight to the Planning and Zoning Commission with Council Member Alderman providing the second. **The motion carried.**

20. Agreement between the City of Fairburn and the South Fulton Little League for Use of Fields and Facilities at Duncan Park

Council Member Heath made a motion to approve the Agreement between the City of Fairburn and the South Fulton Little League for Use of Field and Facilities at Duncan Park with Council Member Glaize providing the second. **The motion carried.**

21. Facilities Use Agreement with Southside Kickers

Council Member Alderman made a motion to approve the Facilities Use Agreement with Southside Kickers and the City of Fairburn with Council Member Glaize providing the second. **The motion carried.**

22. Lease Agreement with Kevin & Sharia West on Behalf of Charis Fellowship Church

Council Member Alderman made a motion to approve the Lease Agreement with Kevin & Sharia West on Behalf of Charis Fellowship Church with Council Member

Heath providing the second. **The motion carried.**

23. Discussion of Content on Welcome Signs

Mayor and Council had discussion on the city's Welcome Signs.

24. Discussion of Ancillary Benefits for City Council

Mayor and Council had discussion on the city's Ancillary Benefits for City Council.

XII. COMMENTS FROM COUNCIL:

Council Member Johnson was overwhelmed by the festivities. She said she was not expecting all of this. She said this is a great community and this is a bitter sweet moment.

Council Member Alderman was lost for words. He spoke about all of his friends here in the city; life works and education.

Council Member Heath thanked everyone for coming out. He wished everyone a Merry Christmas. He thanked the managers, employees and the Mayor and Council for their efforts. He said he is going to truly miss Council Member Alderman and wished everyone a Happy New Year.

Council Member Hurst bid Council Members Alderman and Johnson farewell. She said she is going to miss them both and wished them grace, mercy and continued success. She said as we end 2015, we will enter into a new chapter here in the City of Fairburn. She said we are going to welcome the challenges and ideas. Council Member Hurst said she is excited to be returning and wished everyone a very Merry Christmas and a Happy New Year. She sent prayers out to the Mayor of Clarksdale's family; God's blessing & God Speed to the Clarksdale Family.

Council Member Glaize wished everyone a very Merry Christmas and a Happy New Year. She thanked Mayor, Council and staff for all that they do. She spoke on how the house fire has made a difference in the lives of some of Fairburn residents. She said we have established a Go-Fund Me account to assist them. The fund is now at \$4,500.00. She said the entire community and the City of Fairburn is on the move. She acknowledged the years of service to the City of Fairburn by Council Members Johnson and Alderman and thanked them.

Council Member Portis-Jones said both Council Members Johnson and Alderman are only leaving their chairs and not the City of Fairburn. She urged them both to continue to stay involved in the community. She expressed her gratitude as to how the city has

rallied around the family that was burned out. She also gave very positive comments about the tree lighting event. She welcomed the new Council Members Pat Pallend and James Whitmore and wished everyone Happy Holidays.

Mayor Avery thanked all the businesses and schools located within the city. He thanked Ms. Glass the HOA President of Durham Lakes Subdivision. Mayor Avery also thanked the employees for using the pictures of all the department heads when they were kids for the Employee Christmas Luncheon game. He announced his twin sister got married. He spoke on the meeting with all the Georgia Mayors and legislators to discuss the transportation plan. He thanked all of the Department Heads, City Administrator and City Attorney. He said 2015 was great.

XIII. ADJOURN:

Council Member Alderman made a motion to adjourn with Council Member Jones providing the second. **The motion carried.** The meeting adjourned at 10:35pm.

City Clerk, Brenda James

Mayor, Mario Avery