

Mayor
Derek Easterling
City Manager
Jeff Drobney, ICMA-CM
City Clerk
Lea Alvarez, CMC



Council
Mayor Pro-Tem, James Eaton
Tracey Viars
Pat Ferris
Antonio Jones
Trey Sinclair

**City Council
Meeting Agenda
January 18, 2022 6:30 PM
Council Chambers**

I. INVOCATION

II. PLEDGE OF ALLEGIANCE

III. CALL TO ORDER

IV. ANNOUNCEMENTS

- A. This public meeting is being conducted via the use of real-time telephonic technology allowing the public simultaneous access to the public meeting. You may also attend in person with limited seating available at both the Council Chambers and the Ben Robertson Community Center, if needed.

Mayor and Council will be conducting their meeting via real-time telephonic technology using Zoom Meeting and Facebook Live. You can access the meeting via the following link: <https://www.facebook.com/CityofKennesaw/>

- B. If you are not able to attend a meeting in-person and would like to provide public comment on a specific agenda item, you can email kennesawcouncil@kennesaw-ga.gov no later than 6:00 PM the night of the regular meeting. Your comments on a specific agenda item will be read aloud or grouped into categories for the record. **Facebook Live is not monitored for public comment.**

V. PRESENTATIONS

VI. PUBLIC COMMENT/BUSINESS FROM THE FLOOR

VII. OLD BUSINESS

VIII. NEW BUSINESS

IX. COMMITTEE AND BOARD REPORTS

X. PUBLIC HEARING(S)

Swearing-in of any witnesses or individuals offering comments on any of the following items.

XI. CONSENT AGENDA

A. Approval of the January 3, 2022 Mayor and Council meeting A and B minutes.

B. Approval of RESOLUTION to Accept Dedication of Streets in Retreat at McGuire's Ridge.

The Developer of Retreat at McGuire's Ridge has requested the dedication of its streets to the City of Kennesaw. The streets to be dedicated are Chase Ridge, an area of 0.860 acres with 50' of Right of Way and Jiles Rd, an area of 0.062 acres (decel lane);. The construction of the streets and the installation of the storm system were inspected by the City while the development was being built to insure that all was to City standards and specifications. All inspections were passed and approved. The streets have since gone through the one-year warranty period and re-inspection. Public Works is now satisfied that the streets can be accepted. The Public Works Director recommends the acceptance of the streets and requests the Mayor and Council approve the Resolution for dedication of the streets.

RESOLUTION NO. 2022-06, 2022

C. Approval of RESOLUTION for bid and award contract for 2021 Wrens Way and Lullwater Main Pipe Rehabilitation Project.

Request for Bids were advertised to repair failing storm water pipes throughout the City. The locations for repair are on Lullwater Main and Wrens Way. Five (5) bids were received: RDJE Inc. - \$285,600.00; Proshot Concrete, Inc. - \$395,840.00; Utility Asset Management, Inc. - \$443,635.00; Vortex Services, LLC - \$624,685.00; and Ruby-Collins, Inc. - \$702,710.00. The lowest bid from RDJE, Inc. was rejected due to an incomplete bid submittal. The Public Works Director recommends approval of bids, awarding the contract to Proshot Concrete, Inc. for \$395,840.00, and for the Mayor to sign the attached Contract and Resolution.

560.4320.54.142000.00000 Storm Water Construction & Improvement

560.0000.39.400000.00000 Use of Prior Year Reserve

RESOLUTION NO. 2022-07, 2022

D. Approval of a plat application submitted by Wilson Development Group, LLC for parcel split of property located at 4194 Jiles Road identified as parcel number 20009203850. Zoning case #PS2021-14.

Plat submitted by Wilson Development Group, LLC to split parcel containing total of 2.099 acres and zoned Community Retail Commercial (CRC). This

parcel split will create two lots known as Lot 1 and Lot 2. Lot 1 is 0.933 acres and will be known as 4192 Jiles Road. Lot 2 is 1.166 acres and will be known as 4194 Jiles Road. The intent of the parcel split is to construct an eating and drinking establishment on one of the lots. The Plan Review Committee reviewed the final plat for compliance and recommends approval. The Zoning Administrator, Darryl Simmons, recommends approval of the parcel split plat.

- E. Approval of a plat application submitted by Travis Pruitt & Associates, Inc. for parcel split of property located at 2570 N Cobb Parkway. Zoning case #PS2021-15.

Plat submitted by Travis Pruitt & Associates, Inc. to split parcel containing total of 2.675 acres and zoned Highway General Business (HGB). This parcel split will create two lots known as Tract 1 and Tract 2. Tract 1 is 1.417 acres and will be known as 2570 N Cobb Parkway. Tract 2 is 1.258 acres and will be known as 2610 Keene Street. The intent of the parcel split is to construct a retail/commercial building on Tract 1, and a self-storage establishment on Tract 2. The Plan Review Committee reviewed the plat for compliance and recommends approval. The Zoning Administrator, Darryl Simmons, recommends approval of the parcel split plat with following condition:

1. Upon approval by Mayor and Council , the applicant will record the plat at Cobb County after the sale of property.

- F. Final plat application submitted by Traton Homes for 1630 Stanley Road. Case #FP2021-16.

This plat depicts Phase 2 of the proposed Haven at Stanley Road residential subdivision. Phase 2 contains a total of thirty-five (35) single-family attached townhomes. Phase 1 was approved by Mayor and Council on December 6, 2021 and recorded by the applicant. This development was rezoned from R-20 (Single-Family) to Fee-Simple Townhome (FST) with conditions in August 2020 (ORD. #2020-08). This final plat submittal is intended to enact Phase 2 and consists of lots one (1) through thirty five (35). Amenities within the development contain a clubhouse, ample green space and guest parking throughout. The Plan Review Committee reviewed the plat for compliance and has recommended approval. The Zoning Administrator recommends approval.

Motion by Mayor Pro Tem Eaton to approve the Consent Agenda engross, seconded by Councilmember Viars. Vote taken, approved unanimously, 5-0. Motion carried.

DEPARTMENT REPORTS

XII. GENERAL AND ADMINISTRATIVE

GINA AULD, Finance Director

- A. Consideration for approval of an Alcohol License for Beer, Wine, Liquor and

Sunday Sales for Tacos Del Chavo LLC d/b/a Tacos Del Chavo located at 3055 North Main Street, Suite 106, Kennesaw, GA 30144. Applicant: Andy Arzave.

The applicant has completed the required alcohol workshop per Sec. 6-69. Signs have been posted and it has been properly advertised per Sec. 6-36. Current application, background check and fingerprint results are on file. Sec. 6-42 refers to all locations within 300 feet of a private residence. This location is within 300 feet of a private residence. Sec. 6-42 states the Mayor and Council may waive the distance requirement if the quiet enjoyment of the premises by the residents thereof shall not be adversely affected and the granting of such license shall not have any adverse effect on the private residence. Finance Director recommends approval.

100.0000.32.1100 Application Fee \$350

Motion by Councilmember Viars to approve an Alcohol License for beer, wine, liquor and Sunday sales for Tacos Del Chavo LLC d/b/a Tacos Del Chavo located at 3055 North Main Street, Suite 106, Kennesaw, GA 30144, seconded by Mayor Pro Tem Eaton. Vote taken, approved unanimously, 5-0. Motion carried.

XIII. PUBLIC SAFETY

BILL WESTENBERGER, Police Chief
NIKKI MCGRAW, 911 Communications Director

XIV. INFORMATION TECHNOLOGY

RICK ARNOLD, Operations Specialist
JOSHUA GUERRERO, Systems Administration Specialist

XV. PUBLIC WORKS

RICKY STEWART, Public Works Director
ROBBIE BALENGER, Facilities Manager

XVI. RECREATION AND CULTURE

RICHARD BANZ, Museum Director
STEVE ROBERTS, Parks and Recreation Director
ANN PARSONS, Smith-Gilbert Gardens Director

XVII. COMMUNITY DEVELOPMENT

LUKE HOWE, Economic Development Director
DARRYL SIMMONS, Zoning Administrator
SCOTT BANKS, Building Official

XVIII. PUBLIC COMMENT/BUSINESS FROM THE FLOOR

XIX. CITY MANAGER'S REPORT (Jeff Drobney)

- A. City Manager reports, discussions and updates.

XX. MAYOR'S REPORT

- A. Mayor and Council (re)appointments to Boards and Commissions. This item is for (re)appointments made by the Mayor to any Board, Committees, Authority or Commission requiring an appointment to fill any vacancies, resignations, and to create or dissolve committees, as deemed necessary.

Motion by Councilmember Viars to reappoint Nimesh Patel from the Kennesaw Development Authority to the Kennesaw Downtown Development Authority with a term ending in December 2025, seconded by Mayor Pro Tem Eaton. Vote taken, approved unanimously, 5-0. Motion carried.

Motion by Mayor Pro Tem Eaton to appoint Councilmember Jones and Councilmember Sinclair as voting delegates for the Cobb Municipal Association, seconded by Councilmember Viars. Vote taken, approved unanimously, 5-0. Motion carried.

XXI. COUNCIL COMMENTS

XXII. EXECUTIVE SESSION - Land, Legal, Personnel

Pursuant to the provisions of O.C.G.A. 50-14-3, the City Council could, at any time during the meeting, vote to close the public meeting and move to executive session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney; and/or personnel matters; and/or real estate matters

XXIII. ADJOURN

Mayor Easterling adjourned the meeting at 6:50 P.M. The next regularly scheduled meeting will be held Monday, February 7, 2022 at 6:30 P.M. in the Council Chambers. The public is encouraged to attend or view via Facebook Live.