

**CITY OF SOUTH FULTON, GEORGIA**  
**VIRTUAL - REGULAR COUNCIL MEETING**  
**Tuesday, January 12, 2021, 10:00 AM**



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**REGULAR MEETING MINUTES**

**I. Meeting Called to Order**

Minutes:

**The meeting was called to order by Mayor William Edwards at 10:00 AM.**

**The meeting is being conducted under special emergency circumstances due to the COVID19 (also known as the Coronavirus) pandemic. City Council members and staff are participating via conference call (Zoom). The meeting is being simulcast in realtime via the City's YouTube channel.**

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| Attendee Name          | Title                    | Status  | Arrived  |
|------------------------|--------------------------|---------|----------|
| William "Bill" Edwards | Mayor                    | Present |          |
| Catherine F. Rowell    | District 1 Councilmember | Present |          |
| Carmalitha Gumbs       | District 2 Councilmember | Present |          |
| Helen Z. Willis        | District 3 Councilmember | Present |          |
| Naeema Gilyard         | District 4 Councilmember | Present |          |
| Corey A. Reeves        | District 5 Councilmember | Present |          |
| khalid kamau           | District 6 Councilmember | Present | 10:04 AM |
| Mark Baker             | District 7 Councilmember | Present |          |

**Following the roll call by the City Clerk, a quorum was established.**

**II. Invocation - Pastor Warren L. Henry, Sr., City Chaplain**

Minutes:

**The invocation was rendered by Pastor Warren Henry, Chaplain.**

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**III. Pledge of Allegiance**

Minutes:

#### IV. Adoption of Council Agenda

Motion (Approve): Councilmember Willis

Second: Councilmember Rowell

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to adopt the Regular Meeting agenda.**

**The motion was approved unanimously.**

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#### V. Approval of City Council Meeting Minutes

Motion (Approve): Councilmember Willis

Second: Councilmember Gumbs

[Motion Approved]

Yea: 6 Baker, Gilyard, Gumbs, Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 1 khalid

Minutes:

**A motion was made to approve the following City Council Meeting Minutes:**

**Regular Meeting from December 8, 2020**

**Work Session Meeting from December 8, 2020**

**The motion was approved 6-0-1. Councilmember khalid did not vote.**

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1. Request Council Approval of City Council Work Session Minutes from December 8, 2020 (City Clerk)
2. Request Council Approval of City Council Regular Meeting Minutes from December 8, 2020 (City Clerk)

#### VI. Public Hearing(s)

3. Request Council Approval of Alcohol License for Publix Store #1718 located at 5829 Campbellton Road, Suite 110, Atlanta, GA 30331 (Police)

Motion (Approve): Councilmember Rowell

Second: Councilmember Gumbs

[Motion Approved]

Yea: 5 Baker, Gumbs, Reeves, Rowell, Willis

Nay: 0

Abstain: 1 Gilyard

Not Voting: 1 khalid

Minutes:

**Public Hearing held. No comments were received.**

**A motion was made to approve the Alcohol License for Publix Store #1718 located at 5829 Campbellton Road, Suite 110, Atlanta, GA 30331**

**The motion was approved 5-1-1. Councilmember Gilyard abstained and Councilmember khalid did not vote.**

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4. Z20-003: Request Council to consider a rezoning from AG-1 to SH for property located at 3825 and 3895 Jonesboro Rd for the purpose of developing a Senior Living facility (CDRA)

Motion (Approve w/ Conditions): Councilmember Baker

Second: Councilmember Rowell

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**Public Hearing held. One comment received.**

**Michelle Battle, Attorney for the applicant**

**Michael Venable, District 6: Opposed to application**

**A motion was made to approve Case Z20-003 at 3825 and 3895 Jonesboro Road based upon staff's recommendation and a condition that (a) written confirmation from the Georgia Department of Transportation ("GDOT"), that GDOT has approved the installation of a traffic light or other intersection control device("Traffic Device") at the intersection of Jonesboro Road and Peters Road, which installation shall be scheduled for on or before December 31, 2022, or (b) written confirmation from GDOT approving the Applicant's installation of a traffic light at the intersection of Jonesboro Road and Peters Road at a cost not to exceed \$260,000.00, on or before December 31, 2022.**

**The motion was approved unanimously.**

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5. M20-002: Request Council to consider a Modification for Bedford Estates located off Camp Creek for the purpose of removing an entrance gate requirement (CDRA)

Motion (Approve): Councilmember Gumbs

Second: Councilmember Willis

[Motion Approved]

Yea: 6 Baker, Gilyard, Gumbs, Reeves, Rowell, Willis

Nay: 1 khalid

Abstain: 0

Not Voting: 0

Minutes:

**Public Hearing held. There were no comments received.**

**Michelle Battle, Attorney for the applicant**

**A motion was made to approve modification request M20-002 located at Bedford Estates.**

**The motion was approved 6-1. Councilmember khalid voted in opposition.**

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## VII. Public Comments

Minutes:

**There were 3 speakers who submitted public comment as follows:**

- 1. Michael Carson, District 1: Supports strengthened smoke-free policy for the City**
  - 2. Gregory Bolden, District 4: Supports strengthened smoke-free policy for the City**
  - 3. Sojourner Marable Grimmatt, District 2: Supports strengthened smoke-free policy for the City**
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Minutes:

**Councilmember Willis requested to be recognized for a point of personal privilege.**

**Councilmember Willis announced that January is Human Trafficking Awareness Month. She will be hosting Human Trafficking Community Ambassador Virtual Training on January 19, 2021, at 6:00 PM. All residents are invited and information is available on the City's website.**

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## VIII. Consent Agenda Items

Motion (Approve): Councilmember Willis

Second: Councilmember Reeves

[Motion Approved]

Yea: 5 Baker, Gumbs, Reeves, Rowell, Willis

Nay: 2 Gilyard, khalid

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Consent Agenda - items 6-16.**

**The motion was approved 5-2. Councilmembers Gilyard and khalid voted in opposition.**

**NOTE: At the February 23, 2021 Regular Council Meeting, Councilmember khalid stated for the record that he supports Consent Agenda items 6,8,9,10,11, and 13 from the January 12 Council Meeting Consent Agenda.**

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6. Council Proclamations for Spreading on the Minutes:

- Dr. Joseph Arrington, Sr. ((**Mayor Edwards/Councilmember Willis**))
- Linda Bryant (**Mayor Edwards**)
- Chaplain Training Education Program (**Councilmember Reeves**)
- I. David Daniels (**Councilmember Rowell**)
- Gary “Lil G” Jenkins (**Councilmember Gumbs**)
- Kandi Burruss Tucker (**Councilmember Rowell**)
- Rev. Bettye Holland Williams (**Mayor Edwards/Councilmember Willis**)

Minutes:

**Item approved as a part of Consent Agenda.**

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7. Request Council Approval of Board Appointment:

- **Mayor Edwards** appoints David Rector to the South Fulton Parks Advisory Board

Minutes:

**Item approved as a part of Consent Agenda.**

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8. Request Council Approval to enter into a service contract agreement with ImageTrend for data mitigation and building in an amount not to exceed \$60,000 (Fire)

Minutes:

**Item approved as a part of Consent Agenda.**

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9. Request Council Approval to accept the Georgia Municipal Association's Safety and Liability Management Grant in the amount of \$20,000 (Risk Manager)

Minutes:

**Item approved as a part of Consent Agenda.**

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10. Request Council Approval to award Llano Contractors the contract to construct a concrete foundation for outdoor fitness equipment in an amount not to exceed \$53,406.00 (Parks, Recreation & Cultural Affairs)

Minutes:

**Item approved as a part of Consent Agenda.**

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11. Request Council Approval to enter into an Intergovernmental Agreement extension with Fulton County until February 28, 2021 for Fire Station 11 (City Manager)

Minutes:

**Item approved as a part of Consent Agenda.**

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12. Request Council Approval of a Resolution Designating the 2021 Mayor Pro Tem (**Gumbs, Reeves, Rowell and Willis**)

Minutes:

**Item approved as a part of Consent Agenda.**

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13. Request Council Approval of an Updated COSF 2021 Candidate Qualification and Key Election Dates Resolution (City Clerk)

Minutes:

**Item approved as a part of Consent Agenda.**

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14. Request Council Approval of a Resolution Authorizing Street Light Installation Agreement with GDOT (**Gumbs**)

Minutes:

**Item approved as a part of Consent Agenda.**

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15. Request Council Approval of a Resolution Temporarily Waiving Annexation Fees (**Rowell**)

Minutes:

**Item approved as a part of Consent Agenda.**

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16. Request Council Approval of a Resolution Regarding the Reimbursement of Overtime Pay from External Funding Sources (Human Resources)

Minutes:

**Item approved as a part of Consent Agenda.**

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IX. Previous Agenda Items

17. Second Reading and Request Council Approval of FY21 Budget Amendment 1 Ordinance (Finance)

Motion (Approve): Councilmember Rowell

Second: Councilmember Willis

[Motion Approved]

Yea: 6 Baker, Gilyard, Gumbs, Reeves, Rowell, Willis

Nay: 0

Abstain: 1 khalid

Not Voting: 0

Minutes:

**A motion was made to approve the FY21 Budget Amendment 1 Ordinance.**

**The motion was approved 6-0-1. Councilmember khalid abstained.**

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18. Second Reading and Request Council Approval of Amended Smoking Ordinance (**Rowell, Gumbs Reeves, Baker**)

Motion (Approve as Amended): Councilmember Reeves

Second: Councilmember Rowell

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Amended Smoking Ordinance with the following amendments:**

**Sec. 6-10012 - Change to 20% from 75% for hookahs; and**

**Sec. 6-1003 - add the words "or heated" to the smoking definition for clarification purposes.**

**Add as co-sponsors - Councilmembers Willis and Gilyard to the 4 original co-**

sponsors Councilmembers Rowell, Gumbs, Reeves and Baker.

**The motion was approved unanimously.**

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19. Second Reading and Request Council Approval of Investor Harassment Ordinance **(Baker)**

Motion (Approve): Councilmember Baker

Second: Councilmember Willis

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve the Investor Harassment Ordinance.**

**The motion was approved unanimously.**

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20. Second Reading and Request Council Approval of Street Racing Ordinance **(Rowell and Reeves)**

Motion (Approve): Councilmember Rowell

Second: Councilmember Reeves

[Motion Approved]

Yea: 6 Baker, Gilyard, Gumbs, Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 1 khalid

Minutes:

**A motion was made to approve the Street Racing Ordinance.**

**The motion was approved 6-0-1. Councilmember khalid did not vote.**

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X. Agenda Items

21. Request Council Approval of Council Meeting Schedule for 2021 (Version 2) (City Clerk)

Motion (Approve): Councilmember Willis

Second: Councilmember Gumbs

[Motion Approved]

Yea: 6 Baker, Gilyard, Gumbs, Reeves, Rowell, Willis

Nay: 0

Abstain: 0  
Not Voting: 1 khalid

Minutes:

**A motion was made to approve the Council Meeting Schedule for 2021 (Version 2).**

**The motion was approved 6-0-1. Councilmember khalid did not vote.**

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22. Request Council Approval of a Resolution Authorizing a Change Order in the amount of \$449,900 for additional work to remove unsuitable material underneath the Cascade Road over Branch of Utoy Creek Bridge (Public Works)

Motion (Approve): Councilmember Rowell

Second: Councilmember Gumbs

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to approve a Resolution Authorizing a Change Order in the amount of \$449,900 for additional work to remove unsuitable material underneath the Cascade Road over Branch of Utoy Creek Bridge.**

**Councilmember Rowell requested that the City Manager and Communications staff provide an update to the public regarding this project.**

**The motion was approved unanimously.**

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23. Discussion: Transportation Special Purpose Local Option Sales Tax (TSPLOST) and MARTA Funding (**Mayor Edwards**)

Minutes:

**Mayor Edwards provided an update regarding discussions between the Mayors of Fulton County's 14 cities and Fulton County.**

**David Clark with Fulton County and Eric Boseman with Kimley Horn reviewed the draft timeline for the potential reauthorization of the TSPLOST referendum. Mr. Clark also reviewed the 3 options currently being considered by all of the cities.**

**Mayor Edwards advised that the Fulton County Mayors support the .75 cent TSPLOST; however, there is disagreement regarding whether to include transit.**

**Councilmembers provided comments and preferences regarding the TSPLOST program.**

**The Mayor asked for a consensus vote from the Council regarding the 3 options: The vote was**

as follows:

**Option 3C (1% TSPLOST WITH TRANSIT): Councilmembers Rowell, Gumbs, Willis, Gilyard, and Reeves**

**Option 3B (0.75% TSPLOST WITH TRANSIT): Councilmember khalid  
Councilmember Baker abstained.**

**Mr. Clark advised that 11 cities or 60% of the Fulton County Mayors must agree on an option for the TSPLOST referendum to proceed to the ballot.**

**Mayor Edwards advised he will present the Council's selection of Option 3C at the next Fulton County Mayor's meeting.**

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## XI. Executive Session

Motion (Recess): Councilmember Willis

Second: Councilmember Reeves

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made at 11:32 AM to recess for an Executive Session to begin at 11:47 AM for Litigation, Personnel and Real Estate.**

**The motion was approved unanimously.**

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Motion (Reconvene): Councilmember Baker

Second: Councilmember Willis

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis

Nay: 0

Abstain: 0

Not Voting: 0

Minutes:

**A motion was made to reconvene from Executive Session at 2:01 PM.**

**The motion was approved unanimously.**

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Motion (Approve): Councilmember Rowell

Second: Councilmember Willis

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis  
Nay: 0  
Abstain: 0  
Not Voting: 0

Minutes:

**A motion was made to authorize the City Attorney and Mayor to amend and execute the proposed City Manager contract to allow a 4% additional retirement contribution and prevailing party language up to \$25,000.**

**The motion was approved unanimously.**

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## XII. Adjournment of Meeting

Motion (Adjourn): Councilmember Baker

Second: Councilmember Rowell

[Motion Approved]

Yea: 7 Baker, Gilyard, Gumbs, khalid , Reeves, Rowell, Willis  
Nay: 0  
Abstain: 0  
Not Voting: 0

Minutes:

**A motion was made to adjourn the Regular Meeting at 2:02 PM.**

**The motion was approved unanimously.**



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**Corey E. Adams, Sr., City Clerk**

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