



CITY OF FAIRBURN
CITY HALL
56 Malone Street
Fairburn, GA 30213
January 28, 2019
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
The Honorable 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: All members of Council were present providing Council with a quorum. Keshia McCullough, City Clerk
- III. Invocation: Bishop Aaron Lackey
Temple of Prayer Family Worship
Cathedral
- IV. Pledge of Allegiance: In Unison
- V. Presentations: None
- 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 will be referred to the City Administrator for review and a response within 10 business days.
 - Rebecca Hellgath spoke on the condition of the area that she lives in off of Gullatt Road. She stated that there is trash on the side of the road and also a bed that has been there for almost a year. She stated that her road is so dark that she is looking to spend \$1000 to put up a light on her street.

- Todd Ireland spoke about his new Coin Laundry that opened up at 274 Senoia Road. He stated that the business aims to be customer friendly and that they have all new, fast machines. He ended in saying that he and his wife are happy to be a part of the community and that there will be a grand opening of his Coin Laundry on March 30, 2019.
- Lissa Corcoran has a horse farm on Gullatt Road that uses horse therapy programs for adolescents and adults that are healing from trauma. She is very grateful to be apart of the City of Fairburn and is looking forward to that continuing.

VII. Adoption of the Council Agenda: Councilmembers
 Councilman Whitmore motioned to adopt the Council Agenda. Councilwoman Davis provided the second.

Motion Carried 6-0

VIII. Approval of Consent Agenda Items: Councilmembers
 Councilman Whitmore motioned to approve Consent Agenda Items #10-14.
 Councilwoman Davis provided the second.

Motion Carried 6-0

IX. Approval of December 10, 2018 Minutes: Councilmembers
 Councilman Smallwood motioned to approve the December 10, 2018 minutes.
 Councilman Heath provided the second.

Motion Carried 6-0

X. Appointments:

Office of the Mayor

Mayor Elizabeth Carr-Hurst

1. Appointment of Linda J. Davis as Mayor Pro Tem for 2019
 Councilman Whitmore motioned to appoint Linda J. Davis as Mayor Pro Tem for the City of Fairburn for 2019. Councilman Heath provided the second.

Motion Carried 6-0

2. Appointment of Randy Turner (Turner Ross & Germain LLC) as City Attorney for 2019
 Councilman Pallend motioned to appoint Randy Turner (Turner Ross & Germain LLC) as City Attorney for the City of Fairburn for 2019. Councilwoman Davis provided the second.

Motion Carried 6-0

3. Appointment of Keshia McCullough as City Clerk for 2019
 Councilman Smallwood motioned to appoint Keshia McCullough as City Clerk for the City of Fairburn for 2019. Councilman Heath provided the second.

Motion Carried 6-0

4. Appointment of Stoney Mathis as Police Chief for 2019
Councilman Smallwood motioned to appoint Stoney Mathis as Police Chief for the City of Fairburn for 2019. Councilwoman Davis provided the second.

Motion Carried 6-0

5. Appointment of Cornelius Robinson as Fire Chief for 2019
Councilman Whitmore motioned to appoint Cornelius Robinson as Fire Chief for the City of Fairburn for 2019. Councilman Smallwood provided the second.

Motion Carried 6-0

6. Appointment of South Fulton Neighbor Newspaper as the Legal Organ of the City of Fairburn for 2019
Councilman Heath motioned to appoint the South Fulton Neighbor Newspaper as the Legal Organ for the City of Fairburn for 2019. Councilman Whitmore provided the second.

Motion Carried 6-0

XI. Public Hearings:

Planning & Zoning/Community Development Tarika Peeks

7. Use Permit 18U-003-Exeter Bohannon Land, LLC
Councilman Whitmore motioned to open the Public Hearing and Councilwoman Davis provided the second. **The motion carried 6-0.** Senior Planner Tarika Peeks stated that staff is requesting a continuance of the Use Permit 18U-003 as well as the rezoning 18RZ-004 with a Concurrent Use Permit 18RZ-004 to the February 5, 2019 Planning and Zoning Commission Meeting. The requested traffic impact study from the applicant was reviewed by staff and the applicant was provided with feedback. Ms. Peeks stated that the Planning Commission reviewed the petition from the applicant on January 8, 2019 and they recommended a continuance to the February 5, 2019 Planning and Zoning Commission meeting.

Speakers in Favor:

- Adam Duerr with the Exeter Property Group stated that he is happy to sit down and talk with anyone who would like to discuss the projected development.

Speakers in Opposition

- Derrick Jones, the President of Asbury Park HOA, said that he has worked to get his neighborhood fully improved. He stated that he planned to make Asbury Park the first solar property. He is hoping that Council rejects the proposal for Exeter Bohannon because the property value will go down and it's not needed in the City.

- Joe Lowe said that he has lived on Creekwood for 25 years and in that time, he has seen a lot of businesses be developed. He stated that if Council approves this project, there will be no way for the residents to get the emergency help they need.
- Ron Godby stated that enough is enough. He said that he and his wife moved to Fairburn to retire, however, they have had it with all of the warehouses.
- Mr. Harvey warned all of the residents of how a development can destroy the value of your home. He stated that Asbury Park is within 150 feet of the trucks. He said that the only people who will benefit from the warehouse is Exeter and the residents who plan on selling their homes.
- Robbie Hanley stated that he lives immediately next door to the proposed property. He strongly opposes having the development to the west and south of his home.
- Margarita Sorens objected to Adam Duerr because she stated that he and his attorneys reached out to her to talk about the development. She said that there is a blind spot where the development would be and that warehouses bring in drugs. She further stated that nothing will be done about the erosion of the creek. She closed by saying that the development would be a negative impact because home values will go down and drugs will be brought into the neighborhood.
- Onnie Lawson said that she has lived in the Line Creek Community for the past 23 years. She stated that if she had the money to move, she would. The trucks that come down her street on a daily basis are a hinderance and her property value has gone down. Lastly, she said that she doesn't want anymore warehouses in the Line Creek Community.

Councilman Whitmore motioned to close the Public Hearing and Councilwoman Davis provided the second. **Motion Carried 6-0.** Councilman Heath motioned to continue the Public Hearing of the Use Permit 18U-003 as well as the rezoning 18RZ-004 with a Concurrent Use Permit 18RZ-004 to the February 5, 2019 Planning and Zoning Commission Meeting. Councilman Whitmore provided the second. **Motion Carried 6-0.**

Continued to February 5, 2019 Planning and Zoning Commission Meeting

8. Rezoning 18RZ-004 with a Concurrent Use Permit 18RZ-004-Exeter Bohannon Land, LLC

Councilman Heath motioned to continue the Public Hearing of the Use Permit 18U-003 as well as the rezoning 18RZ-004 with a Concurrent Use Permit 18RZ-004 to the February 5, 2019 Planning and Zoning Commission Meeting. Councilman Whitmore provided the second. **Motion Carried 6-0.**

Continued to February 5, 2019 Planning and Zoning Commission Meeting

9. Rezoning 18RZ-005-South Fulton, LLC
Councilwoman Davis motioned to open the Public Hearing and Councilman Whitmore provided the second. **Motion Carried 6-0.** Senior Planner Tarika Peeks stated that the applicant for the South Fulton, LLC has withdrawn his application and will come back in two months with a single-family home petition. There were no speakers in favor or opposition of the Public Hearing. Councilwoman Davis made motion to close the Public Hearing and Councilman Whitmore provided the second. **Motion Carried 6-0.**

Withdrawn

XII. Agenda Items:

City Clerk

Keshia McCullough

10. Approval of the 2019 Council Meeting Schedule

Councilman Whitmore motioned to approve the consent agenda item.
Councilwoman Davis provided the second.

Motion Carried 6-0

Police

Chief Stoney Mathis

11. Approval of the lease purchase agreement between the City of Fairburn and Motorola for the purchase of necessary communication radios in the amount of \$113,708

Councilwoman Davis asked Chief Mathis about the cost of the insurance for the radios. Chief Mathis stated that he did not know the cost and that they have never paid insurance on the radios because the radios were previously leased through Fulton County. Councilwoman Davis pointed out in the lease agreement where it states that the City is expected to have insurance on the radios. City Attorney Randy Turner said that he will work with Chief Mathis to approach the broker and ensure that the insurance is provided.

Councilman Whitmore motioned to approve the consent agenda item.
Councilwoman Davis provided the second.

Motion Carried 6-0

Parks and Recreation

Chapin Payne

12. Approval of the South Fulton Little League contract to utilize Duncan Park's baseball fields for the Spring 2019 season

Councilman Whitmore motioned to approve the consent agenda item.
Councilwoman Davis provided the second.

Motion Carried 6-0

Fire Department

Interim Chief Cornelius Robinson

13. Approval of the Physio Control service agreement for cardiac monitors in the amount of \$5,821.20

Councilman Whitmore motioned to approve the consent agenda item.

Councilwoman Davis provided the second.

Motion Carried 6-0

Property Management

Harvey Stokes

14. Approval of the lease agreement between the City of Fairburn and Armando Mexican Restaurant

Councilman Whitmore motioned to approve the consent agenda item.

Councilwoman Davis provided the second.

Motion Carried 6-0

15. Council Comments:

Councilmembers

Councilwoman Davis thanked Parks and Recreation Director Chapin Payne for hosting the first MLK Day of Service project that was held on January 21, 2019.

Councilman Whitmore thanked the Mayor and Council for allowing him to serve as Mayor Pro Tem for 2018. He stated that he has learned a lot and that they've grown together as a City. He commended Mayor Carr-Hurst and said that it was a pleasure to serve under her. Lastly, he stated that Linda J. Davis will do a great job as Mayor Pro Tem.

Mayor Carr-Hurst thanked the Council for making 2018 a year of prosperity and stated that she is looking forward to working with Councilwoman Davis.

16. Executive Session*

None

17. Adjournment

Councilmembers

Councilman Smallwood motioned to adjourn the meeting. Councilman Heath provided the second. **Motion Carried 6-0.**

The meeting adjourned at 7:59 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