



## CITY OF STONECREST, GEORGIA

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*Honorable Mayor Jason Lary, Sr.*

*Council Member Jimmy Clanton, Jr. – District 1    Council Member Rob Turner - District 2*

*Council Member Jazzmin Cobble – District 3    Council Member George Turner - District 4*

*Council Member Tammy Grimes – District 5*

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### CITY COUNCIL VIRTUAL MEETING - *AGENDA*

Monday September 27, at 6:00 P.M.

Citizen Access: [Stonecrest YouTube Live Channel](#)

**I. CALL TO ORDER:** George Turner, Mayor Pro-Tem

**II. ROLL CALL:** Sonya Isom, Deputy City Clerk

**III. INVOCATION**

**IV. PLEDGE OF ALLEGIANCE**

**V. APPROVAL OF THE AGENDA**

**VI. REVIEW AND APPROVAL OF MINUTES**

- a. **Approval** – of the August 23, City Council Meeting Minutes

**VII. PUBLIC COMMENTS**

*(This meeting will be conducted virtually, the public comments received via email by 4 pm on the day of the meeting will be read or played via voice memo or video into the minutes by the City Clerk)*

*There is a three (3) minute time limit for each speaker during public comment.*

**VIII. PUBLIC HEARINGS**

*(This hearing will be conducted virtually, the public comments received via email in advance of the meeting will be read or played via voice memo or video into the minutes by the City Clerk)*

*There is a three (3) minute time limit for each speaker during all public hearings.*

**IX. CONSENT AGENDA**

**X. ANNOUNCEMENTS**

**XI. REPORTS & PRESENTATIONS**

- a. **Proclamation** –Councilman Jimmy Clanton for Mr. Samuel Wyatt



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### XII. OLD BUSINESS:

- a. **Appointment** – to the Board of the East Metro Dekalb CID – *Jonathan Bartlett*
- b. **Approval** – of Parks and Recreation Phase 3 Reopening Re-evaluation – *Brandon Riley*
- c. **Approval** – of RZ-21-002, Alphabet Day Care – *Jim Summerbell*

### XIII. NEW BUSINESS:

- a. **Approval** – of Dekalb Municipal Association Invoice – *Gia Scruggs*
- b. **Approval** – of FY22 Budget Calendar – *Gia Scruggs*
- c. **Approval** – of City Hall Lease Amendment – *Janice Allen Jackson/Jim Nichols*
- d. **Appointment** – of Municipal Court Judge(s) - *Mayor Pro Tem George Turner*
- e. **Approval** – of Vehicle for Multi-department Use – *Mayor Jason Lary*

### XIV. CITY MANAGER UPDATE

- a. COVID Update
- b. American Rescue Plan Update

### XV. MAYOR AND COUNCIL COMMENTS

### XVI. EXECUTIVE SESSION:

*(When an executive session is required, one will be called for the following issues: 1) Personnel, 2) Litigation, 3) Real Estate)*

### XVII. ADJOURNMENT

#### Americans with Disabilities Act

*The City of Stonecrest does not discriminate on the basis of disability in its programs, services, activities and employment practices.*

*If you need auxiliary aids and services for effective communication (such as a sign language interpreter, an assistive listening device or print material in digital format) or reasonable modification to programs, services or activities contact the ADA Coordinator, Sonya Isom, as soon as possible, preferably 2 days before the activity or event.*



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*Honorable Mayor Jason Lary, Sr.*

*Council Member Jimmy Clanton, Jr. – District 1    Council Member Rob Turner - District 2*

*Council Member Jazzmin Cobble – District 3    Council Member George Turner - District 4*

*Council Member Tammy Grimes – District 5*

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### CITY COUNCIL VIRTUAL MEETING MINUTES

August 23, 2021, at 6:00 P.M.

Citizen Access: [Stonecrest YouTube Live Channel](#)

#### **I. CALL TO ORDER**

Mayor Pro Tem George Turner called meeting to order at 6:00pm.

#### **II. ROLL CALL**

Deputy City Clerk Sonya Isom determined that there was a quorum.  
Mayor and all Councilmembers were virtually present.

#### **III. INVOCATION**

Councilmember Rob Turner gave invocation.

#### **IV. PLEDGE OF ALLEGIANCE**

#### **V. LOCAL STATE OF EMERGENCY DECLARATION**

**Discussion** - City Attorney Winston Denmark provided update of Local State of Emergency for Stonecrest information and consideration of Mayor and City Council possibly declaring a Local State of Emergency for Stonecrest, considering the ongoing Covid-19 pandemic in the local region.

This allowance will provide the City to take certain steps relative to City operations that will assist in maintaining the health of staff, constituents, citizens, such as the continuance of virtual meetings.

City Manager's Office will monitor the infection data rate of infection, as it relates to the City of Stonecrest. At minimum, an update will be provided weekly, with assistance of the DeKalb County Health Department.

**Motion 1** – made by Councilmember Jazzmin Cobble to approve the Ordinance of City Council requiring face coverings to be worn on property owned or leased by The City Of Stonecrest, to include a fourteen (14) day minimum where the cases will need to be below per 100 residents. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

#### **VI. APPROVAL OF THE AGENDA**

**Motion 1** – made by Councilmember Rob Turner to adopt the agenda with the following modifications:



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1. To move New Business Item C, Approval of Procurement of temporary personnel, to Executive Session.
2. To approve Public Hearing Item A RZ-21-002 - Alphabet Daycare c/o Shanteria Vaughn, and Titus Hood - 3174 Miller Rd., Item B TMOD-21-005 – Car Dealerships, and Item C TMOD-21-006 - Replacing outdated references Chapter 27, Article 3, Division 5, Stonecrest Overlay District as these items are heard.

Seconded by Councilmember Tammy Grimes.

**Motion passed unanimously.**

### VII. REVIEW AND APPROVAL OF MINUTES

- a. **Approval** – of the July 26, 2021, City Council Meeting Minutes.

**Motion 1** – made by Councilmember Rob Turner to approve the July 26, 2021 City Council Meeting Minutes. Seconded by Councilmember Tammy Grimes.

**Motion passed unanimously.**

### VIII. PUBLIC COMMENTS

Public comments received via email in advance of the meeting and read into the minutes by Deputy City Clerk Sonya Isom.

1. Faye Cofield

### IX. PUBLIC HEARINGS

- a. RZ-21-002 - Alphabet Daycare c/o Shanteria Vaughn, and Titus Hood - 3174 Miller Rd.

**Motion 1** – made by Councilmember Rob Turner to go into Public Hearing for RZ-21-002/Alphabet Daycare. Seconded by Councilmember Jimmy Clanton.

**Motion passed unanimously.**

Public Hearing discussion led by Planning Director Summerbell. Applicant not present. No one present in opposition. No one present in support of application.

**Motion 2** – made by Councilmember Jimmy Clanton to close Public Hearing RZ-21-002. Seconded by Councilmember Jazzmin Cobble.

**Motion passed unanimously.**

Further discussion led by Mayor *Pro Tem* Turner and Councilmembers, to include concerns and inquires answered by Planning Director Summerbell.

Per Planning Director Summerbell, applicant was made aware of Public Hearing and would like to move forward with approval. Application has not been withdrawn.



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**Motion 3** - made by Mayor *Pro Tem* George Turner to table RZ-21-002 until the September 27, 2021 Regular City Council Meeting. Seconded by Councilmember Rob Turner.

**Motion passed 4-1; Councilmember Jimmy Clanton opposed.**

- b. TMOD-21-005 – Car Dealerships.

Staff dissertation provided by Planning Director Jim Summerbell. Representative Jahnee Prince virtually present on behalf of the applicant.

**Motion 1** made by Councilmember Jimmy Clanton to open Public Hearing TMOD-21-005. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

Representative Jahnee Prince spoke in support of application. No one present in oppose to application.

**Motion 2** - made by Councilmember Jimmy Clanton to close Public Hearing TMOD-21-005. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

Further discussion led by Mayor *Pro Tem* George Turner, Councilmembers, Planning Director Summerbell, and Representative Jahnee Prince.

**Motion 3** – made by Councilmember Jimmy Clanton to approve TMOD-21-005, as modified and appearing on screen. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

- c. TMOD-21-006 - Replacing outdated references Chapter 27, Article 3, Division 5, Stonecrest Overlay District.

Staff dissertation provided by Planning Director Jim Summerbell.

**Motion 1** - made by Councilmember Rob Turner to open Public Hearing TMOD-21-006. Seconded by Councilmember Tammy Grimes.

**Motion passed unanimously.**

No one present to support this item. No one present in opposition of this item.

**Motion 2** - made by Councilmember Jimmy Clanton to close Public Hearing TMOD-21-006. Seconded by Councilmember Jazzmin Cobble.

**Motion passed unanimously.**

Inquiry made by Councilmember Clanton for Planning Director Summerbell.



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**Motion 3** - made by Councilmember Jimmy Clanton to approve TMOD-21-006 - Replacing outdated references Chapter 27, Article 3, Division 5, Stonecrest Overlay District. Seconded by Councilmember Jazzmin Cobble.

**Motion passed unanimously.**

### X. CONSENT AGENDA

No Action. No Discussion.

### XI. ANNOUNCEMENTS

- a. Acknowledgement of recent committee appointments – Mayor *Pro Tem* George Turner  
Acknowledgment made by Mayor *Pro Tem* George Turner.
- b. Construction Board of Appeals – Mayor *Pro Tem* George Turner  
Mayor *Pro Tem* George Turner announced the members of the Construction Board of Appeals and Zoning Board of Appeals.

#### **Construction Board of Appeals Members**

- 1. Kerry Williams
- 2. H. Leroy Lark
- 3. Clara Black-Delaney
- 4. Mike Burdett
- 5. Gregory Maxwell

#### **Zoning Board of Appeals Members**

<b>District</b>	<b>Name of Appointee</b>	<b>Term of Office</b>
One	Erica Williams – Chairman	January 1, 2021 – December 31, 2022
Two	Dwight Jones	January 1, 2021 – December 31, 2022
Three	Sonja Hicks – Secretary	January 1, 2021 – December 31, 2022
Four	Michael Armstrong – Vice Chairman	January 1, 2021 – December 31, 2022
Five	Louise Alexander	January 1, 2021 – December 31, 2022

Councilmember Grimes publicly thanked Lisa Wright for her volunteerism.

Mayor Lary commented that consideration was not made from him to appoint anyone to the Boards. Mayor *Pro Tem* George Turner provided response that council would look at the way the bylaws are written and consult with Legal.



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### XII. REPORTS & PRESENTATIONS

None.

### XIII. OLD BUSINESS:

- a. **Approval** – of The Backbone Infrastructure Contract Amendment – *Gia Scruggs*.

At the April 26, 2021 City County Meeting, Backbone Infrastructure was approved by City Council as the recommended vendor to construct the Marta Bus pads. Additional work is necessary to properly construct the bus pads. Approval for additional work is required by City Council. Finance Director Scruggs led discussion.

**Motion 1** – made by Councilmember Jazzmin Cobble to approve The Backbone Infrastructure Contract Amendment as presented. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

### XIV. NEW BUSINESS:

- a. **Approval** – of the Acme Auto Leasing, LLC. Contract – *Gia Scruggs*.

The City of Stonecrest is in transition from the government manages service contract with Jacobs Engineering. Finance Director Scruggs desires to enter a contract with Acme Auto Leasing, LLC, a State of Georgia approved vendor for auto leasing.

Discussion led by Finance Director Scruggs and City Council. Inquires made by Councilmembers and City Managers. Finance Director Scruggs addressed all inquiries.

City Manager and/or CFO has the latitude to add to the Contract, within the contract amount approved by City Council.

**Motion 1** – made by Councilmember Jazzmin Cobble to approve the Acme Auto Leasing, LLC as presented. Seconded by Councilmember Rob Turner.

**Motion passed unanimously.**

- b. **Approval** – of The Municode Contract Amendment – *Gia Scruggs*.

Finance Director Scruggs requested approval to amend the contract with Municode, to include the Meeting & Agenda Management Solutions. Request includes the expansion of the contract and dollar amount.

- Current Codification Contract Amount - \$4, 580.00 Annually
- New Contract Amount - \$15, 000.00 Annually, to include Onetime Fee of \$1, 500 to import data.

Discussion led by Finance Director Scruggs and City Council. Acting City Manager Jackson mentioned that this feature will allow the City to be efficient and transparent.

**Motion 1** – made by Councilmember Cobble to approve the Municode Contract Amendment, to include Meeting & Agenda Management Solutions as presented. Seconded by Councilmember Tammy Grimes.



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### **Motion passed unanimously.**

- c. **Approval** – of Procurement of temporary personnel – *Gia Scruggs*.

This is a single source procurement for Talantage, an Acting Human Resources Director, to assist with various duties as needed to prepare City of Stonecrest for the transition from contracted city services currently provided by Jacobs Engineering.

Item C. Procurement of temporary personnel moved to Executive Session.

- d. **Approval** – of Extension of Browns Mill Aquatic Center Closing Date – *Brandon Riley*.

Parks & Recreation Department sought approval from City Council to approve the extension of the September 4, 2021 Labor Day Weekend Close Down to the Weekend of September 18, 2021. Discussion led by Parks & Recreation Director Riley and City Council.

**Motion 1** – made by Councilmember Rob Turner to approve extension of Brown Mill Aquatic Center closing date. Seconded for discussion by Councilmember Jazzmin Cobble.

### **Councilmember Rob Turner withdraws motion.**

- e. **Approval** – of RZ-21-002 - 3174 Miller Rd – *Jim Summerbell*.

Item E. RZ-21-002 – 3174 Miller Rd. moved to Public Hearing

- f. **Approval** – of TMOD-21-005 – *Jim Summerbell*.

Item F. TMOD-21-005 moved to Public Hearing

- g. **Approval** – of TMOD-21-006 – *Jim Summerbell*.

Item G. TMOD-21-006 moved to Public Hearing

## **XV. CITY MANAGER UPDATE**

Update provided by Acting City Manager Janice Allen Jackson.

## **XVI. MAYOR AND COUNCIL COMMENTS**

Mayor *Pro Tem* George Turner made inquiry to City Attorney Denmark. City Attorney provided general response. Additional comments made by Mayor Jason Lary, Councilmember Clanton, Councilmember Turner, Councilmember Cobble, Councilmember Grimes, and Mayor *Pro Tem* Turner.

## **XVII. EXECUTIVE SESSION:**

**Motion 1** – made by Councilmember Jazzmin Cobble moved to go into Executive Session. Seconded by Councilmember Jimmy Clanton.

### **Motion passed unanimously.**

Those present included Mayor and Council, Acting City Manager, Acting City Clerk, City Attorney, and Mr. Nichols.

**Motion 2** – made by Councilmember Rob Turner to return to the Virtual City Council Meeting. Seconded by Councilmember Jazzmin Cobble.





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**Motion passed unanimously.**

Finance Director provided purpose of Item C. Approval – of Procurement of temporary personnel.

**Motion 3** – made by Councilmember Jazzmin Cobble to approve Item C. Approval – of Procurement of temporary personnel. Tammy Grimes.

**Motion passed unanimously.**

### XVIII. ADJOURNMENT

**Motion 1** – made by Mayor *Pro Tem* George Turner to adjourn the meeting. Seconded by Councilmember Tammy Grimes.

**Motion passed unanimously.**

Meeting adjourned at 9:02pm.



## CITY COUNCIL AGENDA ITEM

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**SUBJECT: Appointment to the Board of the East Metro Dekalb CID**

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**AGENDA SECTION:** *(check all that apply)*

PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: Click or tap here to enter text.

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**CATEGORY:** *(check all that apply)*

ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: **Board Appointment**

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**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

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**Previously Heard Date(s):** 08/9/21 & Click or tap to enter a date.

**Current Work Session:** Click or tap to enter a date.

**Current Council Meeting:** Monday, September 27, 2021

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**SUBMITTED BY:** Jonathan Bartlett, Economic Development Director

**PRESENTER:** Jonathan Bartlett

**PURPOSE:** To appoint a member to the East Metro Dekalb CID

**FACTS:** The City established a CID Advisory Committee to, among other things, identify an appointee to the East Metro Dekalb CID's Board of Directors. The City of Stonecrest has the right to appoint a member to the board, with that appointee serving at the pleasure of Council. The City of Stonecrest CID Advisory Committee met on September 14 and voted to recommend Mr. Cornell McBride, Jr. for consideration by Council, to serve on the East Metro CID Board through 12/31/21.

**OPTIONS:** Approve, Approve with Modifications, Table, Deny, or Defer Click or tap here to enter text.

**RECOMMENDED ACTION:** Approve

**ATTACHMENTS:**

- (1) Attachment 1 - CID Committee Resolution
- (2) Attachment 2 - Cornell McBride Bio

STATE OF GEORGIA  
COUNTY OF DEKALB  
CITY OF STONECREST

**RESOLUTION NO. 2021-\_\_\_\_\_**

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE STONECREST  
COMMUNITY IMPROVEMENT DISTRICT (CID) ADVISORY COMMITTEE

OF THE CITY OF STONECREST, GEORGIA AND APPOINTING THE

INITIAL MEMBERS; TO REPEAL CONFLICTING RESOLUTIONS; TO PROVIDE FOR

SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE AND FOR OTHER LAWFUL PURPOSES.

**WHEREAS**, the governing authority of the City is authorized by O.C.G.A. § 36-35-3 to adopt ordinances and resolutions relating to its property, affairs, and local government; and

**WHEREAS**, Mayor and Council for the City of Stonecrest is the governing authority of the City; and

**WHEREAS**, Mayor and City Council are authorized by the City Charter, as amended by Senate Bill 21, adopted April 1, 2021, to adopt ordinances and resolutions for the administration of the City and to create and appoint members to Committees, commissions, and committees concerning the affairs of the City; and

**WHEREAS**, the City Charter grants the City the power to exercise and enjoy all other powers, functions and rights necessary or desirable to promote the general welfare of the City and its inhabitants; and

**WHEREAS**, the city council shall have the power by ordinance or resolution to establish oversight, policy, and standing committees of the council; and

**WHEREAS**, the governing authority of the City has determined that it is in the best interest of the City and its citizens to establish an advisory committee known as the Stonecrest CID Advisory Committee of the City of Stonecrest, Georgia; and

**WHEREAS**, it is the governing authority's desire that the CID Advisory Committee provide a forum for discussing best practices and to advise the Mayor and City Council regarding best practices with respect to strategies for interaction with the existing East Metro CID jurisdiction and the proposed

formation of the Stonecrest Lithonia Industrial Park Community Improvement District (SLIPCID) or other such Districts within the City.

**NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF STONECREST, GEORGIA,** as follows:

### **SECTION I**

#### ESTABLISHMENT OF THE STONECREST CID ADVISORY COMMITTEE AND AUTHORIZATION

In response to the City of Stonecrest's community values and changing needs of the City's population, Mayor and Council hereby create a CID Advisory Committee to advise and engage with the business and industrial community for such duration as Mayor and Council may desire (hereinafter referred to as the "CID Committee"). Creating this Committee is an opportunity for the City to affect substantive improvements to the City's commercial areas and to transform our City into one defined by the collective pursuit of a high quality of life for all residents.

### **SECTION II**

#### MISSION AND DUTIES

- (a) The mission of the CID Advisory Committee is to include the citizens of the City of Stonecrest to address the need of improving and sustaining the City's commercial areas.
  - (b) The CID Advisory Committee is a recommending body whose purpose is to meet on a regular basis to investigate, listen, and contribute ideas from City residents, business owners, conservation groups, and others with an interest in the industrial and commercial facilities within the City.
  - (c) It is intended that the meetings of the CID Advisory Committee shall provide a forum for the discussion of the subjects that are pertinent for the time and result in ideas to maintain a well-rounded and established commercial property ecosystem within the City.
- The CID Advisory Committee members, individually and collectively, are expected to:

1. Express the ideas, concerns, and interests of the residents and other entities with an interest in the City's industrial parks and commercial areas regularly to the City Council.
  2. Enhance discussion by researching innovative ideas applicable to revitalization, community longevity and sustainable principals.
  3. Promote an atmosphere of respect and fairness.
  4. Strive to reach consensus within the Committee.
  5. To provide as necessary and appropriate advice, reviews, reports and recommendations to the City Council.
- (d) Further, this committee will assist City Council in identifying an appropriate member to serve on the East Metro CID board, or to engage with the member so named, in order to:
1. Finalize an intergovernmental agreement with the East Metro CID for City Council Consideration.
  2. Maintain and improve quality of life for the community through shared benefits with the East Metro CID.

### **SECTION III**

#### **MEMBERSHIP**

The CID Advisory Committee shall be composed of seven (7) members, two (2) of which shall be Councilmembers appointed by the City Council. The City Council shall establish qualifications for members of the CID Advisory Committee except that each CID Advisory Committee member must be either a resident of the City or an owner or officer of a business domiciled in the City. Each Committee person shall be nominated and approved by the City Council. Should the Committee member move out of the City or no longer be an owner or an officer of a business domiciled in the City, he/she may remain active until the City Council appoint his/her replacement. Members must attend two-thirds (2/3) of the CID Advisory Committee meetings in a calendar year.

Failure to do so warrants removal from the Committee.

#### **SECTION IV**

##### TERMS

Each member shall serve for a term of one (1) year. Members filling vacancies shall serve the remainder of the term to which they were appointed. A consecutive appointment is permissible. Members whose terms expire shall continue to serve until a replacement is appointed or a consecutive appointment is made. Any member may be removed with or without cause by the City Council.

#### **SECTION V**

##### COMPENSATION

CID Advisory Committee members will serve without compensation. Reasonable expenses for travel and Committee related expenses may be reimbursed pursuant to a policy to be established by the City Manager and approved by the City Council.

#### **SECTION VI**

##### QUORUM

A majority of the actual number of CID Advisory Committee members establishes a quorum. Any action taken requires a majority of affirmative votes of the quorum present.

#### **SECTION VII**

##### GOVERNANCE

The CID Advisory Committee may create bylaws for the governance of the Committee. The CID Advisory Committee shall set its own meeting schedule and establish the meeting agendas. Meetings shall be governed in accordance with the Open Meetings Act found within the Official Code of Georgia Annotated. The CID Advisory Committee shall meet at least four times annually, having one meeting in each quarter of a calendar year.

All meetings shall be open to the public and all records maintained by the CID Advisory Committee shall be public records unless expressly exempted by a provision of the Georgia Open Records Act. The CID Advisory Committee shall keep minutes of its proceedings, showing the vote of each member upon each question, and shall maintain records of its examinations and other official actions all of which shall be filed in the office of the City Clerk. Copies of the minutes shall be sent to the Mayor and each member of the City Council. At each meeting, the public shall be granted time for public comment.

The CID Advisory Committee shall elect a chairman to conduct meetings and a vice chairman to conduct meetings in the absence of the chairman. Elections shall be held at the first regular meeting of the calendar year. The chairman shall serve for one (1) year or until re-elected or a successor is elected. The vice chairman shall serve for one (1) year or until re-elected or a successor is elected. The Committee shall select one of its members to be the secretary.

### **SECTION VIII**

#### **INITIAL MEMBERS**

The initial members of the CID Advisory Committee shall be as follows:

1. Jim Kelly
2. Cornell McBride
3. Michael McClinton
4. Matthew Hampton
5. Bernard Night
6. Councilman Jimmy Clanton D1
7. Councilman Rob Turner D2

Ex Officio (non-voting) Members:

1. City of Stonecrest Economic Development Director
2. Executive Director of the East Metro Dekalb CID

### **SECTION IX**

#### **ENFORCEMENT AND SEVERABILITY**

(a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Resolution shall remain valid, constitutional, enforceable, and of full force and effect.

**SECTION X**

**REPEAL OF CONFLICTING RESOLUTIONS**

All resolutions and parts of resolutions in conflict herewith are hereby expressly repealed.

**SECTION XI**

**EFFECTIVE DATE OF RESOLUTION**

This Resolution shall become effective upon the date of approval and execution by the Mayor and Council of the City of Stonecrest, Georgia.

**SO RESOLVED, this \_\_\_\_\_ day of \_\_\_\_\_, 2021.**

**CITY OF STONECREST, GEORGIA**

\_\_\_\_\_  
**George Turner, Mayor Pro Tempore**



**ATTEST:**

\_\_\_\_\_  
**Patricia Wheeler, Acting City Clerk**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Attorney** **City**

DRAFT

# CORNELL MCBRIDE JR.

Much can be said about Cornell McBride Jr., President and Chief Executive Officer of McBride Research Laboratories (MRL)-- manufacturer for leading haircare brands Design Essentials® Salon System and Design Essentials® *Natural*. However, a career of longevity with proven success strategies that led Design Essentials® through innovative breakthroughs, financial growth, global expansion and major retail distribution better summarizes his incredible impact.

Upon graduating from Howard University and earning an MBA from Georgia State University, Cornell immediately followed in the footsteps of his father, Cornell McBride Sr., by taking charge of the family business where he worked his way up to general manager of Design Essentials® in 1990 and then to president in 2010. Under Cornell's leadership, Design Essentials® products have undergone two decades of immense sales growth contributed by increased global distribution, new and innovative product collections and retail expansion. Cornell has kept Design Essentials® legacy intact by committing to the brand's original mission of supporting the business success of hairstylists while making salon quality products accessible and available to all at affordable prices.

## **CORNELL'S LEADERSHIP ACHIEVEMENTS:**

- Proven executive management track record and two decades of experience driving sales growth in the hair care business.
- Expanded distribution of the Design Essentials® *Naturals* line into major retail outlets including: Target, Walmart, CVS, Walgreens and Sally Beauty.
- Cornell is the mastermind behind catapulting Design Essentials into a global network of educators, retailers and distributors throughout North America, South America, Europe, and Africa.

## **CORNELL'S EDUCATION BACKGROUND:**

Cornell is the proud graduate of Howard University, and earned his MBA from Georgia State University

## **CORNELL'S PERSONAL PASSIONS:**

Family, education and health and wellness

## **CORNELL'S AFFILIATIONS:**

Cornell serves as President of the Global Beauty Alliance, and is also an active member of the DeKalb Chamber of Commerce.



## CITY COUNCIL AGENDA ITEM

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**SUBJECT: Parks and Recreation Phase 3 Reopening Re-evaluation**

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**AGENDA SECTION:** *(check all that apply)*

PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: [Click or tap here to enter text.](#)

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**CATEGORY:** *(check all that apply)*

ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: **Approve, Deny, Defer**

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**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

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**Previously Heard Date(s):** 05/10/21 & [Click or tap here to enter text.](#)

**Current Work Session:** [Click or tap to enter a date.](#)

**Current Council Meeting:** Monday, September 27, 2021

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**SUBMITTED BY:** Brandon Riley, Parks and Recreation Director

**PRESENTER:** Brandon Riley, Parks and Recreation Director

**PURPOSE:** The Parks and Recreation Department is seeking approval from the Mayor Pro Tem and Council regarding re-evaluating the 3<sup>rd</sup> phase reopening plan that would increase the number of indoor participants from 50 to 100 people and allow open gym in the Browns Mill Recreation Center after the Labor Day weekend.

**FACTS:** Currently the protocol to hold events in the Browns Mill Recreation Center must be under 50 people to prevent any super spreader events from occurring within close quarters. At the time of planning and presenting the phased reopening plan, COVID cases were on the decline which provided the department a solid path on how to proceed regarding facility usage. Since our reopening in June, we have remained vigilant by constantly disinfecting surfaces, reducing the number of people inside the building, and encouraging social distancing as much as possible. However, the trend in COVID cases in our region have reversed and we are now seeing the infection rate on the rise. This has led staff to re-evaluate our position on increasing our facility occupancy numbers. Therefore, we are recommending that we remain at the 50-person limit within the recreation center until further notice.



## CITY COUNCIL AGENDA ITEM

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**OPTIONS:** Approve, Deny, Defer [Click or tap here to enter text.](#)

**RECOMMENDED ACTION:** Approve, Deny, Defer

**ATTACHMENTS:** N/A



## CITY COUNCIL AGENDA ITEM

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**SUBJECT: RZ-21-002, Alphabet Day Care**

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**AGENDA SECTION:** *(check all that apply)*

**PRESENTATION**     **PUBLIC HEARING**     **CONSENT AGENDA**     **OLD BUSINESS**  
 **NEW BUSINESS**     **OTHER, PLEASE STATE:** Click or tap here to enter text.

---

**CATEGORY:** *(check all that apply)*

**ORDINANCE**    **RESOLUTION**    **CONTRACT**    **POLICY**    **STATUS REPORT**  
 **OTHER, PLEASE STATE: Rezoning, RZ-21-002**

---

**ACTION REQUESTED:**     **DECISION**     **DISCUSSION ONLY**

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**Date Submitted:** Thursday, September 16, 2021

**Current Work Session:** Click or tap to enter a date.

**Current Council Meeting:** Monday, September 27, 2021

**Previously Heard Date(s):** 03/22/21 - 08/23/21

---

**SUBMITTED BY:** Jim Summerbell, AICP – Planning & Zoning Director

**PRESENTER:** Jim Summerbell

**PURPOSE:** To take action on a rezoning request for 3174 Miller Road. The applicant is requesting to rezone from Residential Med Lot (R-100) to Office Institutional (OI) to operate a Child Day Care Center.

**FACTS:** See attached staff report.

**OPTIONS:** Approve, Approve with Modifications, Table, Deny, or Defer Click or tap here to enter text.

**RECOMMENDED ACTION:** Approval with Conditions

### ATTACHMENTS:

- (1) Attachment 1 - RZ-21-002 Alphabet Childcare 3174 Miller Rd Staff Report
- (2) Attachment 2 - Public Notice of the Public Hearing for August 23, 2021
- (3) Attachment 3 - Click or tap here to enter text.
- (4) Attachment 4 - Click or tap here to enter text.
- (5) Attachment 5 - Click or tap here to enter text.



**PLANNING & ZONING STAFF REPORT**

RZ-21-002

**City Council Regular Meeting – September 27, 2021**

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**GENERAL INFORMATION**

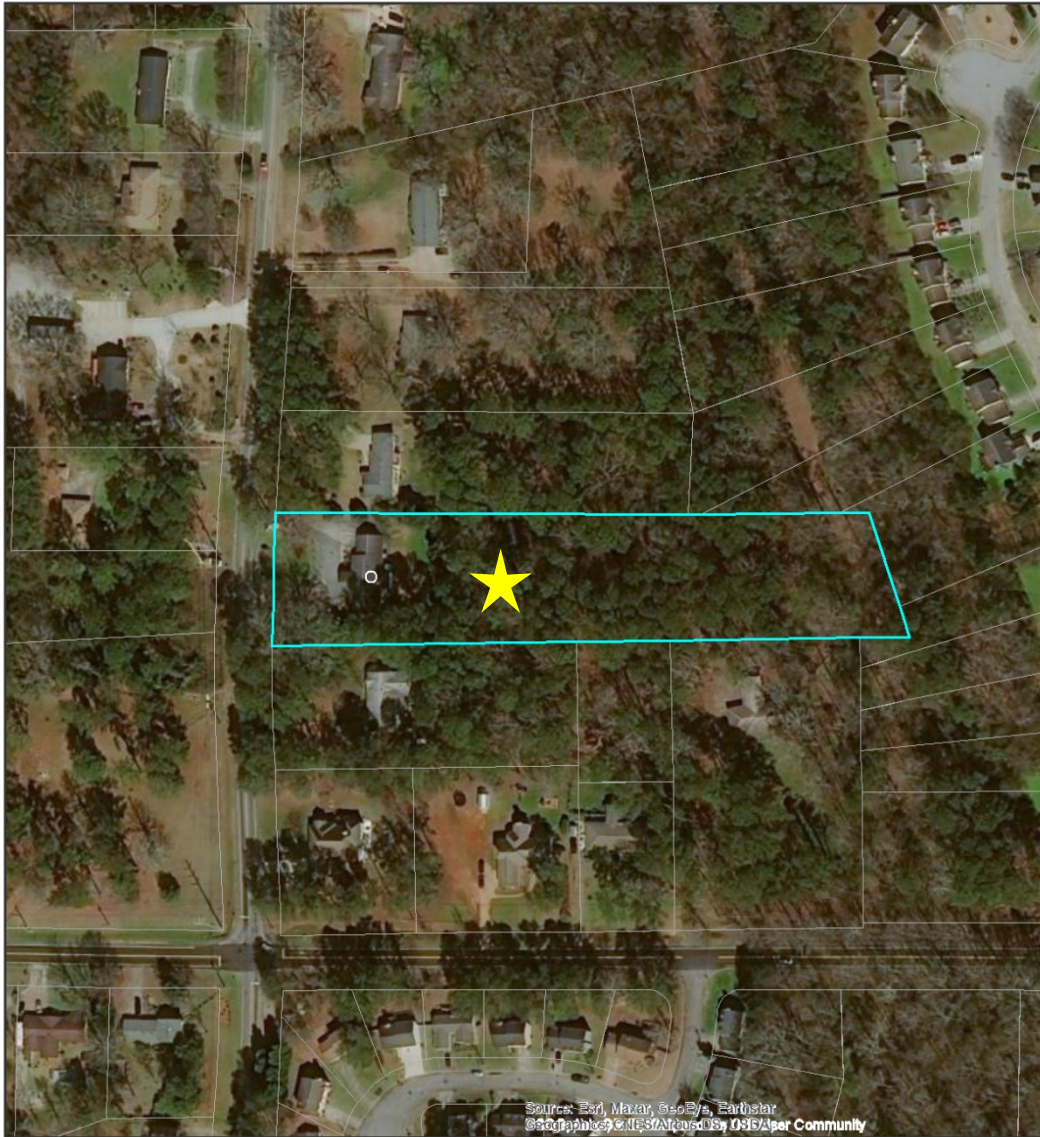
<b>Petition Number:</b>	RZ-21-002
<b>Applicant:</b>	Alphabet Daycare c/o Shanteria Vaughn and Titus Hood
<b>Owner:</b>	Wilson Academy Incorporated
<b>Project Location:</b>	3174 Miller Rd
<b>District:</b>	District 2 – Rob Turner
<b>Acreage:</b>	Approximately 2.5 acres
<b>Existing Zoning:</b>	R-100 (Residential Med Lot) District
<b>Proposed Zoning:</b>	OI (Office Institutional) District
<b>Comprehensive Plan Community: Area Designation</b>	Urban Neighborhood
<b>Proposed Development/Request:</b>	The applicant is requesting to rezone the subject properties from R-100 (Residential Med Lot) to OI (Office Institutional) District to operate a Childcare Center.
<b>Previous Action:</b>	Planning Commission recommended approval of a rezoning of the subject property to RSM with a Special Land Use Permit, SLUP21-002 for a day care center on February 2, 2021. The case was then heard by the City Council at their March 22 and May 24, 2021 regular meetings. On May 24, City Council referred the case back to the Planning Commission for full cycle deferral. Planning Commission reheard the case on August 3, 2021 and recommended approval with conditions. City Council heard the case again on August 23, and deferred taking action until their next meeting.
<b>Staff Recommendation:</b>	<b>Approval with conditions</b>
<b>Planning Commission Recommendation:</b>	<b>Approval with conditions</b>



## PLANNING & ZONING STAFF REPORT

RZ-21-002

### Aerial Map



Source: Earthstar, Georgia, Earthstar  
© 2021 Google LLC, All Rights Reserved. User Community

ZONING CASE: **RZ-21-002**

ADDRESS: **3174 Miller Road**

CURRENT ZONING: **R-100 (Residential Med Lot) District**

FUTURE LAND USE: **Urban Neighborhood**

**Subject Property**

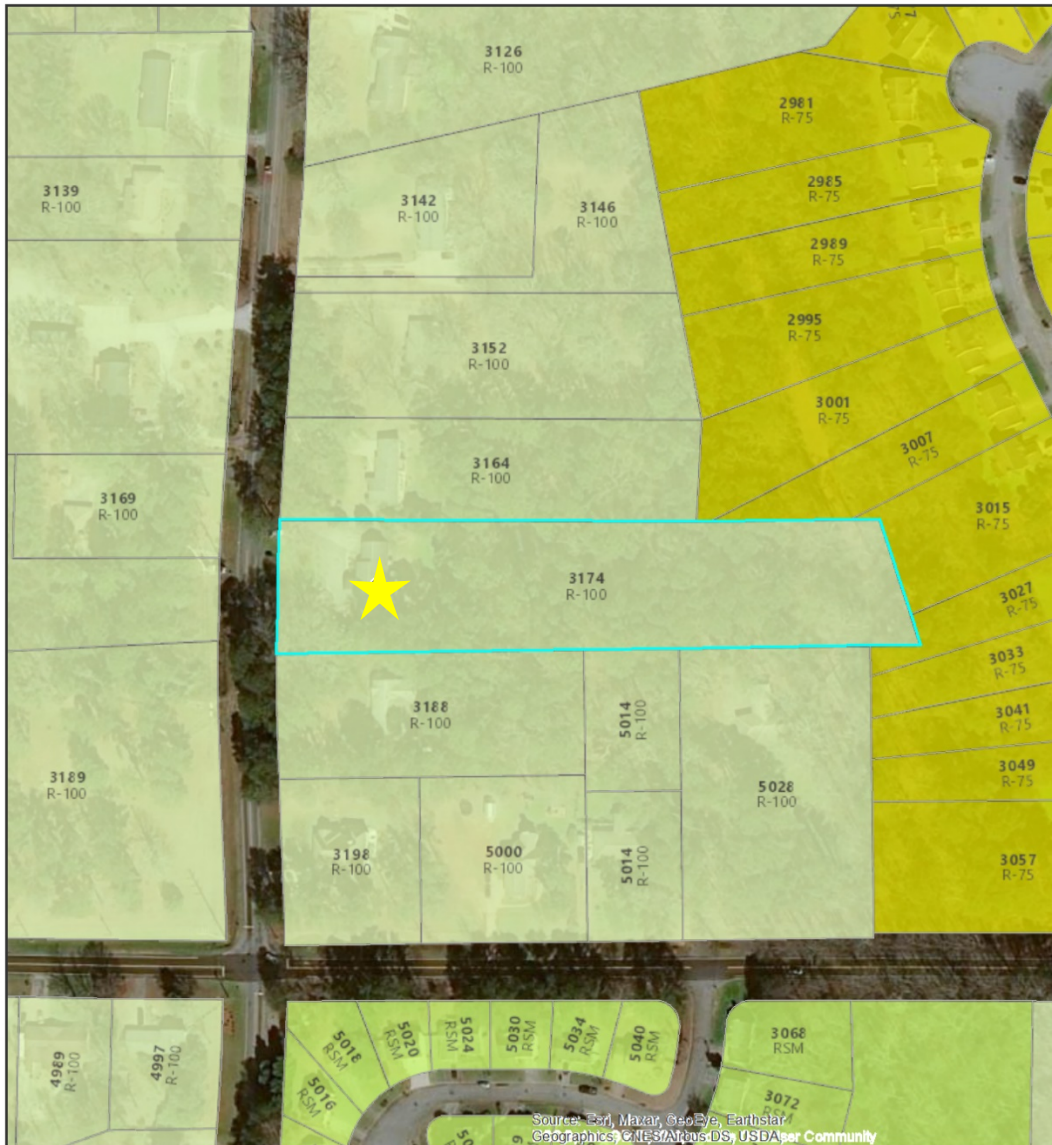
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## PLANNING & ZONING STAFF REPORT

RZ-21-002

### Zoning Map



**ZONING CASE: RZ-21-002**

**ADDRESS: 3174 Miller Road**

**CURRENT ZONING: R-100 (Residential Med Lot) District**

**FUTURE LAND USE: Urban Neighborhood**







## PLANNING & ZONING STAFF REPORT

RZ-21-002

### PROJECT OVERVIEW

#### **Location**

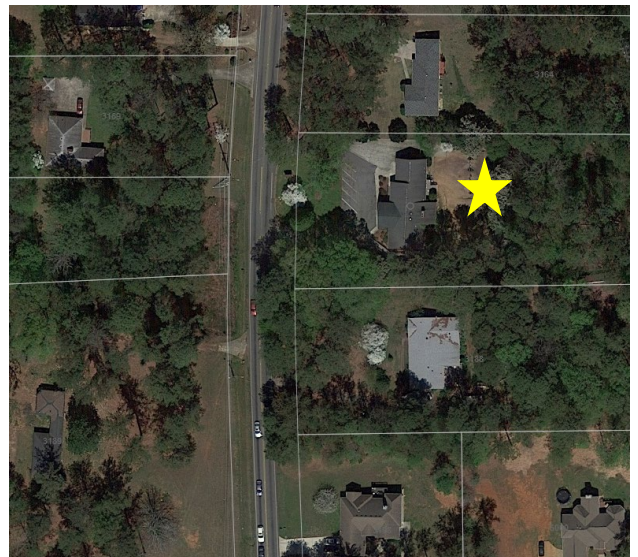
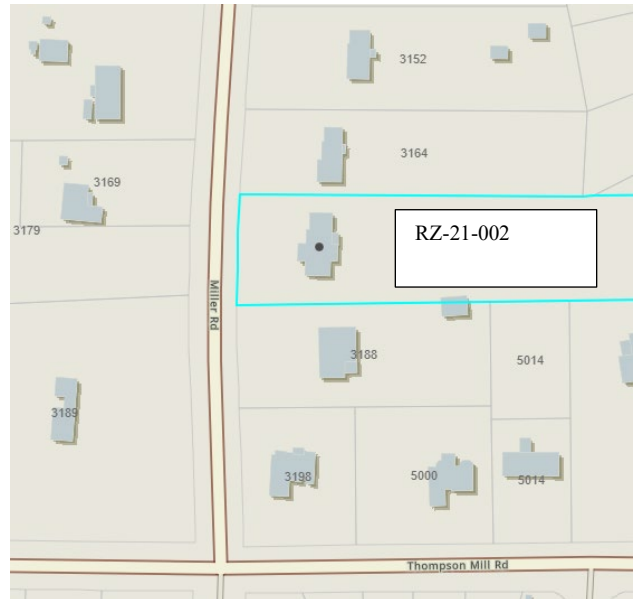
The subject property is located at 3174 Miller Road. The property is approximately 378 feet north of Miller Road and Thompson Mill Rd intersection.

The property is bounded by Miller Road to the west and single family homes to the north, south and east. Woodgrove residential subdivision is located to the east.

#### **Background**

Currently, the property is vacant, and zoned for single-family residential, R-100. The subject property was previously used for the Wilson Academy, a private school for K-12. The school structure on the property looks like a single family home consistent with the character of the neighborhood.

The topography of the property relatively level sloping away from Miller Road toward a floodplain and is heavily wooded.



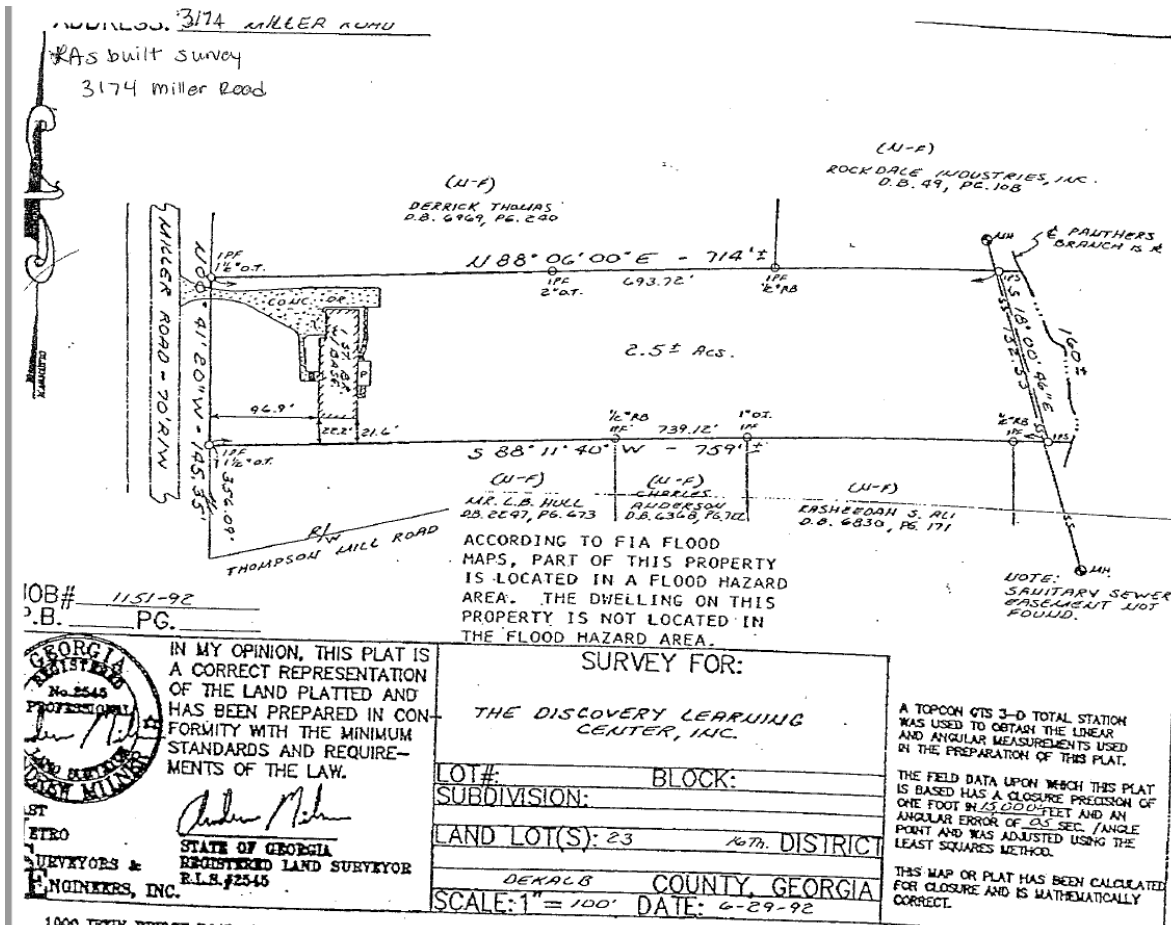
**PLANNING & ZONING STAFF REPORT**

RZ-21-002

**Rezoning Request**

The applicant is requesting to rezone the subject property from R-100 to OI (Office Institutional) District to operate a child day care center. The day care center will run out of the existing 5,000 square foot building. The applicant intends to supervise children ages infant to ten (10) years old. The reason this case is coming back before the Planning Commission for reconsideration is that the intent of maintaining child day care center is only allowed in non-residential districts, the original request of being rezoned to RSM with a SLUP, would not have granted the applicant the land use rights they were seeking.

**Conceptual Site Plan**



PLANNING & ZONING STAFF REPORT

RZ-21-002

**Elevations**



PLANNING & ZONING STAFF REPORT

RZ-21-002



**Public Participation**

Property owners within 500 feet of subject property were mailed notices of the proposed rezoning in January and June. The community meeting was held on December 21<sup>st</sup>, 2020, at 7:00 pm via zoom.com. Several residents show up at the community meeting regarding the rezoning application. There were several concerns from residents regarding the homeless residing in the vacant building. Many residents express a desire for a business to start operating on the property.



**PLANNING & ZONING STAFF REPORT**

RZ-21-002

**STANDARDS OF REZONING REVIEW**

Section 7.3.5 of the Stonecrest Zoning Ordinance list eight factors to be considered in a technical review of a zoning case completed by the Planning and Zoning Department and Planning Commission. Each element is listed with staff analysis.

**A. Whether the zoning proposal is in conformity with the policy and intent of the comprehensive plan.**

The subject property is located within the Urban Neighborhood character area of the Stonecrest Comprehensive Plan. The character area intends to limit small-scale goods and services to meet the needs of the surrounding residents.

The proposed zoning is in an area transitioning from low-density housing to medium density housing. The current character of the area shows many of the surrounding properties to be single-family detached. The proposed zoning change and development of institutional use would be in keeping with the policy and intent of the comp plan.

**B. Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property or properties.**

As shown in the table below, the subject property is surrounded by low density housing, see previous zoning map.

<b>Adjacent &amp; Surrounding Properties</b>	<b>Zoning (Petition Number)</b>	<b>Land Use</b>	<b>Density Non-Residential (SF/Acre) Residential (Units/Acre)</b>
Subject Property	R-100, proposed O-I	Child Day Care Center, previously private school	One 5,000 sf building or 1,960 sf per acre
Adjacent: North	R-100 (Residential Med Lot) District	Residential (Detached Single Family Home)	1.0 unit/acre
Adjacent: West	R-100 (Residential Med Lot) District	Residential (Detached Single-Family Home)	1.0 unit/acre
Adjacent: East	R-75 (Residential Med Lot) District	Residential (Parks of Stonecrest)	4-8 units/acre
Adjacent: South	R-100 (Residential Med Lot) District	Residential (Detached Single-Family Home)	1.0 units/acre
Nearby: South	R-100 (Residential Med Lot) District	Residential (Detached Single-Family Home)	1.0 unit/acre



## PLANNING & ZONING STAFF REPORT

RZ-21-002

The proposed change in zoning would permit a use that would be suitable in view and development of the nearby properties. The OI Zoning classification would allow operation of a child day care center (more than 7 children, operating less than 24 hours a day), which would be similar to the previous use.

**C. Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.**

The property is currently zoned R-100, which permits the development of detached single-family home development with a minimum lot size of 15,000 square feet. The property does have reasonable economic use as currently zoned. The property sits along Miller Road, which is a collector road in a suburban neighborhood.

**D. Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property or properties.**

The proposed zoning proposal is not anticipated to have a negative impact on the existing use or usability of adjacent or nearby properties. Staff believes the suggested zoning for a daycare would complement the area by allowing the surrounding residential development access to small scale goods and services.

**E. Whether there are other existing or changing conditions affecting the use and development of the property, which gives supporting grounds for either approval or disapproval of the zoning proposal.**

There are no changing conditions affecting the use and development of the property, which give supporting grounds for either approval or disapproval of the zoning proposal. There are existing conditions that would provide supporting grounds for approval of the zoning change as the property was previous use for a private school.

**F. Whether the zoning proposal will adversely affect historic buildings, sites, districts, or archaeological resources.**

There are currently no historic buildings, sites, districts, or archaeological resources on the subject property.

**G. Whether the zoning proposal will result in a use that will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.**

Access to the property will be Miller Road, which is a collector road that staff believes would have the traffic capacity to handle the volume of traffic generated by the zoning change. The zoning proposal will not cause an excessive or burdensome on utilities as Dekalb County states the property has the sewer capacity for the intended use. The proposed use will not have harmful or oppressive use of schools.

**H. Whether the zoning proposal adversely impacts the environment or surrounding natural resources. The zoning proposal will not adversely impact the environment or surrounding natural resources.**



## PLANNING & ZONING STAFF REPORT

RZ-21-002

### STAFF RECOMMENDATION

The applicant meets all the criteria for approval. Therefore, staff recommends **APPROVAL** of **RZ-21-002** the following conditions:

1. Access shall be limited to the existing curb cut off Miller Rd.
2. All refuse containers shall be screened from public view except during pick up.
3. The applicants shall secure the necessary certification by the State of Georgia, and the license of business required building permits and certificates of occupancy from the city of Stonecrest.
4. The property shall only be used as a Childcare Center or a Private kindergarten, elementary, middle or high school, as it was in the past.
5. Any future modifications or improvements to the existing structure will be consistent with the residential character of the surrounding neighborhood, and for all outward appearances, except signage and driveway configuration will look like a single-family home.
6. If a business license is not applied for within a year for a child day care or private school, or if such a business license is not renewed for a child care center or private school within a year of expiration that the rezoning would revert back to R-100.

6/15/2021

To: Jim Summerbell, AICP  
Stonecrest Planning and Zoning Director  
Stonecrest City Hall  
3120 Stonecrest Blvd, Suite 190  
Stonecrest, GA 30038

Mr. Summerbell,

In response to the actions of the City Council at their May 24, 2021 regular meeting with regard to RZ-21-002 for the parcel located at 3174 Miller Road, we respectfully request to modify our application. We would like to apply for OI zoning with the intent to operate a Child Day Care Center. We are requesting that this matter be taken up at the next Planning Commission meeting on July 6, 2021.

In apart of this effort requesting a change in building classification, I would like to add my partner Titus Hood as an applicant. Thank you for all that you do for The City of Stonecrest, Ga.

Kind Regards,

Shanteria Vaughn

C: Titus Hood





## Rezoning Application Checklist

(Incomplete applications will not be accepted)

Completed on w/  
11/2/2020 Wheeler  
Daniel

- Pre-application meeting (A staff-signed pre-application form must be submitted with application)
- Completed application with all applicable information
- Letter of intent
- Public Participation Plan
- ~~Environmental Site Analysis Form~~
- Complete and detailed site plan of the proposed use prepared, signed and sealed by an architect, landscape architect or engineer licensed in the State of Georgia, showing the following, as relevant:
  - All buildings and structures proposed to be constructed and their location on the property;
  - Height of proposed building(s);
  - Proposed use of each portion of each building;
  - All driveways, parking areas, and loading areas;
  - Location of all trash and garbage disposal facilities;
  - Setback and buffer zones required in the district in which such use is proposed to be located;
  - Landscaping plan for parking areas; and
  - All additional requirements outlined under page 4 (Site Plan Checklist)
  - Topographic survey with 2' contours encompassing 200' beyond property boundaries
- Written legal description which includes a narrative of the metes and bounds of the property matching the site plan. (as built survey)
- Building elevations (attached residential & non-residential) \*pictures of front/back both sides
- Signed and notarized affidavits of all owners. Use attached sheet.
- Signed and notarized affidavits of all applicants. Use attached sheet.
- Electronic version of the entirety of your application submittal, saved as a single PDF.

Please respond to the following criteria based on the nature of your request, as required by state law and City of Stonecrest Zoning Ordinance (use additional pages where necessary).

### Comprehensive Plan Land Use Map Amendments

Analyze the impact of the proposed rezoning and provide a written point-by-point response to the following questions:

- a. Whether the proposed land use change will permit uses that are suitable in view of the use and development of adjacent and nearby property;
- b. Whether the proposed land use change will adversely affect the existing use or usability of adjacent or nearby property;
- c. Whether the proposed land use change will result in uses that will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities or schools;
- d. Whether the amendment is consistent with the written policies in the comprehensive plan text;
- e. Whether there are environmental impacts or consequences resulting from the proposed change;
- f. Whether there are impacts on properties in an adjoining governmental jurisdiction in cases of proposed changes near city boundary lines;
- g. Whether there are other existing or changing conditions affecting the use and development of the affected land areas that support either approval or denial of the proposed land use change; and



## Rezoning Application

Owner Information

Owner's Name: <u>Byron Wilson</u>		
Owner's Address: <u>3174 Miller Rd. Stonecrest, GA. 30038</u>		
Phone: <u>678-615-3536</u>	Fax: <u>678-615-3503</u>	Email: <u>headmaster@thewilsonacademy.org</u>
Property Address: <u>3174 Miller Rd. Stonecrest, GA. 30038</u>		Parcel Size: <u>3</u> acres
Parcel ID: <u>1602302031</u>		
Current Zoning Classification: <u>R-100</u>		
Requested Zoning Classification: <u>RSM</u>		

Property Information

Name: <u>Shanteria Vaughn</u>	
Address: <u>5259 Winding Glen Dr. Lithonia, GA. 30038</u>	
Phone: <u>229-329-3192</u>	Fax: <u>N/A</u>
Cell: <u>404-918-0451</u>	Email: <u>alphakidsecla@gmail.com</u>

Is this development and/or request seeking any incentives or tax abatement through the City of Stonecrest or any entity that can grant such waivers, incentives, and/or abatements?  
 Yes       No

Questionnaire

1. Will the zoning proposal permit a use that is suitable in view of the use and development of adjacent and nearby properties?  
See attached "Zoning Map Amendments Written Point-by-Point response!"

2. Will the affected property of the zoning proposal have a reasonable economic use as currently zoned?  
See attached "Zoning Map Amendments Written Point-by-Point response!"

3. Will the zoning proposal adversely affect the existing use or usability of adjacent or nearby property?  
See attached.

4. Are other existing or changing conditions affecting the existing use or usability of the development of the property which give supporting grounds for either approval or disapproval of the zoning proposal?  
See attached.

5. Will the zoning proposal adversely affect historic buildings, sites, districts, or archaeological resources?  
See attached.

6. Will the zoning proposal result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities or schools?  
See attached.



Affidavit

To the best of my knowledge, this zoning application form is correct and complete. If additional materials are determined to be necessary, I understand that I am responsible for filing additional materials as specified by the City of Stonecrest Zoning Ordinance.

Shanteria Vaughn

Applicant's Name: Shanteria Vaughn / Shanteria Vaughn

Applicant's Signature: Shanteria Vaughn Date: 11/4/20

Sworn to and subscribed before me this 4th Day of Nov 20 20

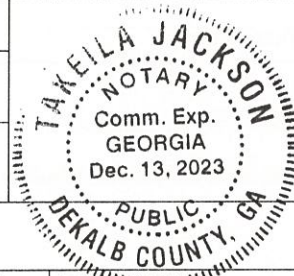
Notary

Takeila Jackson

Notary Public: Takeila Jackson

Signature: Takeila Jackson

My Commission Expires: 12-13-2023



Application Fee  Sign Fee  Legal Fee

Fee

Fee: \$ \_\_\_\_\_ Payment:  Cash  Check  CC

Date: \_\_\_\_\_

Approved  Approved with Conditions  Denied

Date: \_\_\_\_\_

**\*One sign is required per street frontage and/or every 500 feet of street frontage**

## Zoning Map Amendments / Questionnaire

1. Will the zoning proposal permit a use that is suitable in view of the use and development of adjacent and nearby properties? The zoning proposal permit is suitable in view of use and development of adjacent and nearby properties by providing a place of care for children 6 weeks – 12 years of age while parents/guardians are at their place of employment. The zoning proposal will benefit adjacent and nearby properties by providing quality education and preparing children readiness for grade school. Strong neighborhood learning centers attract families looking for a top-quality education for their children. The zoning proposal and increased enrollment will deliver subsequent population increase in the neighborhood, businesses will soon follow, all while boosting the local economy in Stonecrest, Georgia.
2. Will the affected property of the zoning proposal have a reasonable economic use as currently zoned? No, the affected property of the zoning proposal does not have a reasonable economic use as currently zoned. The current zoning is R-100 which is residential and the property has been ran as a commercial business for the last 15 years having no one to reside residentially on the property. The previous owners Sharon E. Howard and Lorraine Ross utilized the property for 10 plus years as an academy titled “Discovery Academy Foundation LLC.” The current owner Mr. Byron Wilson utilized the property for 5 plus years also as an academy titled “The Wilson Academy Incorporated”.
3. Will the zoning proposal adversely affect the existing use or usability of adjacent or nearby property? The zoning proposal will not adversely affect the existing use or usability of adjacent or nearby properties. I believe rezoning the property will add value to the community as nothing accommodates a community as childcare.
4. Are other existing or changing conditions affecting the existing use or usability of the development of the property which give supporting grounds for either approval or disapproval of the zoning proposal? Being that the property was utilized as an Academy for 15 plus years, there will be no existing or changing conditions that will affect the existing use or usability of the development of the property other than the need for rezoning. Some supportive grounds for approval for the zoning proposal would be, a need for quality childcare, a permitted and approved inspection from Dekalb County Fire Marshal Division, and the property is currently meeting commercial requirements and having all safety features and guidelines for a successful operation.
5. Will the zoning proposal adversely affect historic buildings, sites, districts, or archaeological resources? No, the zoning proposal will not adversely affect historic buildings, sites, districts, or archaeological resources. There will be no major changes being made or demolishing taking place.
6. Will the zoning proposal result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities or schools? The zoning proposal will not result or cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools. Transportation is made very convenient due to the property meeting building codes for safe childcare drop off and pick up.



### Campaign Disclosure Statement

Have you, within the two years immediately preceding the filing of this application, made campaign contributions aggregating \$250.00 or more to a member of the City of Stonecrest City Council or a member of the City of Stonecrest Planning Commission?

Yes  No

<b>Applicant / Owner</b>	Signature: <i>Christopher Wagner</i>
	Address: 5259 Winding Glen Dr. Lithonia, GA. 30038
	Date: 11/04/2020

If you answered yes above, please complete the following section:

Date	Government Official	Official Position	Description	Amount

**Shanteria Vaughn**

5259 Winding Glen Drive  
Stonecrest, Georgia 30038  
(404) 918-0451

**Mr. Christopher Wheeler**  
Planning and Zoning Director  
City of Stonecrest  
3120 Stonecrest Blvd  
Stonecrest, GA 30058

Re: Letter of Intent

Dear Mr. Wheeler;

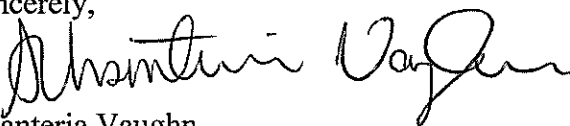
My name is Shanteria Vaughn and I am proposing to open and operate a Childcare Learning Center for more than six children. Currently the property is located at 3174 Miller Road and is zoned residential. The property is located in Dekalb County, Stonecrest, GA. Please accept this letter as my intent to acquire a Special Land Use Permit in order to operate a Childcare Learning Center.

I am an Educator who has worked in the Education Sector for over six years, and have earned my Specialist in Educational Leadership. I have worked with children on various levels and have a sincere passion to help children become the best and brightest learners they can be. As an educator, I have seen first-hand how children who have not received a quality primary education, fall behind once they matriculate to traditional school settings. I endeavor to provide children a firm foundation in their learning, so they are able to achieve continued success. My intention is to immerse the children in Science, Technology, Reading, Engineering, Arts & Mathematics (S.T.R.E.A.M). With a commitment to excellence and knowing what children are required to know once they enter Elementary School, I recognize the need for quality childcare services in the Stonecrest area.

It is my intention to provide a safe, comfortable, and enriching environment for every child enrolled in the Childcare and Learning Center. The Childcare and Learning Center will seek National Accreditation as well as Quality Rated Credentialing to ensure each child is given a successful foundation in our Center. We intend to abide by the State Rules and Regulations as specified by Georgia's Bright From The Start, Department of Early Care and Learning.

Thank you for your time and consideration,

Sincerely,

  
Shanteria Vaughn

**Shanteria Vaughn**  
5259 Winding Glen Drive  
Stonecrest, Georgia 30038  
(404) 918-0451

Greetings Neighbor,

My name is Shanteria Vaughn and I am interested in opening and operating a Childcare Learning Center. I will be hosting a meeting to discuss my plans with all of you. Due to the current state of COVID-19 the meeting will be virtually via zoom. The meeting date will be Monday December 21, 2020 at 7:00 p.m. Please be in attendance as I would love to answer any questions you may have, and address any concerns.

Thank you,

  
Shanteria Vaughn



Shanteria Vaughn is inviting you to a scheduled Zoom meeting.

Topic: Community Meeting for 3174 Miller Road

Time: Monday Dec 21, 2020 07:00 PM Eastern Time (US and Canada)

**Join Zoom Meeting**

**<https://tinyurl.com/y4yfg73a>**

**Meeting ID: 374 032 4795**

## **Community Meeting Sign in Sheet**

Due to the current state of COVID-19 the Sign in sheet has to be completed electronically. Please use your **smart device to scan the QR Code below** OR sign in via **Zoom** Community meeting.

<https://tinyurl.com/y4yfg73a>



**SCAN ME**



Shanteria Vaughn is inviting you to a scheduled Zoom meeting.

Topic: Community Meeting for 3174 Miller Road

Time: Monday Dec 21, 2020 07:00 PM Eastern Time (US and Canada)

**Join Zoom Meeting**

<https://tinyurl.com/y4yfg73a>

**Meeting ID: 374 032 4795**



# THE WILSON ACADEMY

## FOR

OWNER: BYRON F WILSON  
3174 MILLER ROAD  
LITHONIA GA 30038

### ABBREVIATIONS

A/C - AIR CONDITION  
A.C.T. - ACQUISITION COLUMN  
A.F.F. - ABOVE FINISH FLOOR  
ALUM. OR AL. - ALUMINUM  
ANOD. - ANODIZED  
APPROX. - APPROXIMATE  
BD. - BOARD  
BLDG. - BUILDING  
BOT. - BOTTOM  
C.O. - CASSED OPENING  
C.J. - CONTROL JOINT  
C.T. - CERAMIC TILE  
C. - CENTER LINE OR COLUMN LINE  
CLG. - CEILING  
CLR. - CLEAR  
COL. - COLUMN  
CONC. - CONCRETE  
CONT. - CONTINUOUS

D.S. - DOWNSPOUT  
DBL. - DOUBLE  
DEM. - DEMOLITION  
DEPT. - DEPARTMENT  
D.F. - DRAINING FOUNTAIN  
DIA. - DIAMETER  
DIM. - DIMENSION  
DISP. - DISPENSER  
DISP. - DISPOSAL  
DINGS - DRAWINGS  
DTL. - DETAIL  
E.I.F.S. - EXTERIOR INSULATION FINISH SYSTEM  
EA. - EACH

EQ. - EQUAL  
ELEC. - ELECTRICAL  
ELEV. - ELEVATION  
EQUIP. - EQUIPMENT  
EXIST. - EXISTING  
EXT. - EXTERIOR  
F.D. - FLOOR DRAIN  
F.E. - FIRE EXTINGUISHER  
F.F. - FINISH FLOOR  
F.O.B. - FACE OF BRICK  
F.O.C. - FACE OF CONCRETE  
F.O.M. - FACE OF MASONRY  
F.O.S. - FACE OF STUD

F.R.P. - FIBERGLASS REINFORCED PANELS  
FLR. - FLOOR  
FOUND. OR FDN. - FOUNDATION  
FTG. - FOOTING  
FT. - FOOT  
G.C. - GENERAL CONTRACTOR  
GP. BD. - GYPSSUM WALL BOARD  
H. - HIGH  
H. OR H.C. - HANDICAP

H. NO. - NUMBER  
HCA - HANDICAP ACCESSIBLE  
H.B. - HARPIN-BAR  
H.D. - HUB DRAIN  
HORIZ. - HORIZONTAL  
HT. - HEIGHT  
INSUL. - INSULATION  
JST. - JOIST  
JT. - JOINT  
L.F. - LINEAR FOOT  
L.L.V. - LONG LEG HORIZONTAL  
L.V. - LONG LEG VERTICAL  
LAV - LAVATORY

DEPARTMENT OF PLANNING, SUSTAINABILITY, AND DEVELOPMENT  
330 WINDY HILL AVENUE  
DECATUR, GA 30030

PLANNING SERVICES: 404-371-2185  
PERMITS: 404-371-4615  
STRUCTURAL INSPECTOR: 404-371-2317

PROJECT SCOPE: Obtain C/O for existing business - The Wilson Academy School - with NO remodel or new construction work, building structure or site.

### BUILDING CODE:

PROJECT CRITERIA: PLAN REVIEW IS BASED ON THE FOLLOWING INFORMATION:

- STRL' ENG.: MACON E. GOOCH, III, PHONE #: 678-442-1198, GA. STATE REGS. #8889.
- A. OCCUPANCY CLASSIFICATION: GROUP E (INSTITUTIONAL EDUCATION)
- B. TYPE OF CONSTRUCTION: V - SPRINKLERED (YES OR NO): YES
- C. SEISMIC HAZARD EXPOSURE GROUP I - SEISMIC DESIGN CATEGORY: C SITE CLASS: D
- D. TOTAL INTERIOR FINISH AREA IN SQUARE FEET: 5,760 SF
- E. FLOOR LEVEL: [TOTAL NUMBER OF STORES IN BUILDING - 2 ]
- F. CALCULATED OCCUPANCY LOAD: 160 APPROX AREA - 5,760 SQ. FT. (160) - (66) OCCUPANTS - PLUS - PORCH -
- G. REQUIRED MINIMUM FLOOR LIVE LOADS (P.S.F.): 80 PSF
- H. ALL BUILDINGS DESCRIBED IN THESE PLANS SHALL BE CONSTRUCTED IN COMPLIANCE WITH THE DEKALB COUNTY CONSTRUCTION CODE AND INCLUDES REVISIONS, AMENDMENTS AND APPENDICES TO THE FOLLOWING LISTED CODES:

- 1) INTERNATIONAL BUILDING CODE - 2006 EDITION WITH 2007, 2009, & 2010 GEORGIA AMENDMENTS
- 2) INTERNATIONAL MECHANICAL CODE - 2006 EDITION WITH 2007, 2009, 2010, & 2012 GEORGIA AMENDMENTS
- 3) INTERNATIONAL FUEL GAS CODE - 2006 EDITION WITH 2007, 2009, 2010, & 2012 GEORGIA AMENDMENTS
- 4) INTERNATIONAL PLUMBING CODE - 2006 EDITION WITH 2007, 2009, 2010, 2011 & 2012 GEORGIA AMENDMENTS
- 5) NFPA NATIONAL ELECTRIC CODE - 2011 EDITION W/10 AMENDMENTS
- 6) INTERNATIONAL ENERGY CONSERVATION CODE - 2009 EDITION WITH 2011 & 2012 GEORGIA AMENDMENTS
- 7) STANDARD SWIMMING POOL CODE - 1994 EDITION WITH 2008, 2009, 2010, 2011 & 2012 GEORGIA AMENDMENTS
- 8) INTERNATIONAL RESIDENTIAL CODE - 2006 EDITION WITH 2007, 2009, 2010, 2011 & 2012 GEORGIA AMENDMENTS
- 9) GEORGIA EROSION AND SEDIMENTATION ACT OF 1975, THIRD EDITION, 1992.
- 10) NFPA FOR FIRE PROTECTION AND LIFE SAFETY NFPA 101 2000 EDITION
- 11) NFPA CODES AND STANDARDS AS ADOPTED AND MODIFIED BY THE STATE FIRE MARSHAL TITLE 25 OCCA, TITLE 30 OCCA GEORGIA ACCESSIBILITY CODE.
- 12) INTERNATIONAL FIRE CODE 2006 EDITION WITH 2007 & 2010 GEORGIA AMENDMENTS
- 13) ALL DISABLED ACCESSIBLE REQUIREMENTS SHALL REFERENCE THE GEORGIA ACCESSIBILITY CODE, 120-3-3.

ALL DISABLED ACCESSIBLE REQUIREMENTS SHALL REFERENCE THE GEORGIA ACCESSIBILITY CODE, 120-3-3.

### GENERAL NOTES:

- 1. IDENTIFICATION OF FIRE BARRIERS SHALL BE BY SIGN OF STENCILING PERMANENTLY INSTALLED ABOVE ANY DECORATIVE CEILING AND/OR IN CONCEALED SPACES. THE LETTERING SHALL BE 2" IN HEIGHT AND SPACED EVERY 12 FT. THE FOLLOWING WORDING IS RECOMMENDED: "1 HOUR FIRE AND SMOKE BARRIER, PROTECT ALL OPENINGS" (TITLE 25 STATE FIRE MARSHAL'S RULES AND REGULATIONS CHAPTER 120-3-3).

### NOTE:

EACH WINDOW AND DOOR LOCATED IN WALLS WHICH SEPARATE CONDITIONED AND UNCONDITIONED SPACE (INCLUDING BUILDING EXTERIOR) SHALL BE LABELED BY THE MANUFACTURER TO CERTIFY COMPLIANCE WITH THE REQUIREMENTS OF NATIONAL PENETRATION RATING COUNCIL PER NFRC-100 AND 200 FOR FIELD VERIFICATION BY THE INSPECTOR (CMC SECTION 102.3). AS AN ALTERNATIVE, SPECIFY THE THERMAL TRANSMITTANCE (U-VALUE) FOR EACH DOOR AND WINDOW WHICH SHALL NOT BE LESS THAN THE APPLICABLE DEFAULT VALUE LISTED IN CMC TABLE 102.3.

### NOTES

- 1. SIGNS ARE NOT REQUIRED WITHIN THE SCOPE OF THIS BUILDING PERMIT. A SEPARATE SIGN LOCATION PERMIT IS REQUIRED FOR EACH SIGN.
- 2. SMOKING IS PROHIBITED IN ALL ENCLOSED PUBLIC PLACES AND IN ALL ENCLOSED AREAS WITHIN PLACES OF EMPLOYMENT IN ACCORDANCE WITH DEKALB COUNTY CLEAN INDOOR AIR ORDINANCE.
- A SIGN CLEARLY STATING THAT "SMOKING IS PROHIBITED SHALL BE CONSPICUOUSLY POSTED BY THE BUILDING OWNER, AGENT, OPERATOR, PERSON IN CHARGE OR PROPRIETOR AT EACH ENTRANCE OR IN A POSITION CLEARLY VISIBLE UPON ENTRY INTO THE BUILDING IN ACCORDANCE WITH GEORGIA SMOKEFREE AIR ACT OF 2005. ACCEPTABLE SIGNS SHALL DISPLAY EITHER "NO SMOKING" OR THE INTERNATIONAL "NO SMOKING" SYMBOL CONSISTING OF A PICTORIAL REPRESENTATION OF A BURNING CIGARETTE ENCLOSED IN A RED CIRCLE WITH A RED BAR ACROSS IT).
- 3. NO CONSTRUCTION TRAILER WILL BE USED ON THIS SITE.
- 4. FE 2 PABEDS FIRE EXTINGUISHER BEING 46" A.F.F. TO TOP OF EXTINGUISHER. LOCATE ONE FIRE EXTINGUISHER PER UNIT.
- 5. NO STORAGE SHELVING INCLUDED UNDER THIS PERMIT APPLICATION. TENANT SHALL SUBMIT SEPARATE APPLICATION FOR STORAGE SHELVING TO WALTON COUNTY BUILDING DEPARTMENT.
- 6. ALL CONSTRUCTION SHALL COMPLY WITH SECTIONS 102.2.2, 701.2 AND TABLE 701 OF IBC WITH GEORGIA SUPPLEMENTS AND AMENDMENTS.
- 7. NO INTERIOR FINISH UNDER THIS PERMIT EXCEPT AS INDICATED.
- 8. INDIVIDUAL SITES SHALL OBTAIN SEPARATE (INDIVIDUAL) LIFTIT PERMIT PRIOR TO CONSTRUCTION.
- 9. FIRE SPRINKLER CONTRACTOR SHALL OBTAIN A FIRE SPRINKLER SYSTEM PERMIT FROM THE COUNTY FIRE MARSHAL. SPRINKLER PLANS INCLUDED IN THIS SET OF PLANS ARE FOR REFERENCE ONLY - NOT FOR PERMIT. CONTACT THE MARSHAL'S OFFICE FOR INDIVIDUAL, ANY PLANS FOR FIRE-PROTECTION SPRINKLER PERMITS INCLUDING SEISMIC SUPPORT DETAILS SHALL BE SUBMITTED AND APPROVED BY THE WALTON COUNTY FIRE MARSHAL'S OFFICE, PRIOR TO INSTALLATION, FOR COMPLIANCE WITH SEC. 161.2.5 AND WPA 15.
- 10. GENERAL CONTRACTOR SHALL PROVIDE SUITE DESIGNATION STORAGE ON ALL EXTERIOR DOORS. STORAGE SHALL BE A MINIMUM SIZE OF 4'.

### FIRE MARSHAL INSPECTION:

CONTACT THE DEKALB COUNTY FIRE MARSHAL'S (INSPECTION REQUEST LINE) AT (404) 371-6208 FOR INSPECTIONS AT 50% 80% AND 100% COMPLETION. NOTE: (50%) INSPECTION OF FLOOR, CEILING PENETRATIONS. (80%) INSPECTION OF ANY FIRE RATED BARRIERS, FLOOR OR CEILING. (100%) FINAL INSPECTION. ALL SYSTEMS, EQUIPMENT INSTALLED AND OPERATING, READY FOR OCCUPANCY. THE INSPECTION REQUEST MUST BE PHONED IN BEFORE 2:00 PM THE DAY PRIOR TO THE DATE THE INSPECTION IS NEEDED.

### OWNER/DEVELOPER:

BYRON F WILSON  
3174 MILLER ROAD  
LITHONIA, GEORGIA 30038  
PH: 770-679-0645  
FAX: 678-591-1044

### MECHANICAL, ELECTRICAL AND PLUMBING

MACON E. GOOCH III  
BUILDING CONSULTANTS, INC.  
1383 DUNCAN LANE  
AUBURN, GA 30011  
CONTACT: DON AKEN  
PH: 678-442-1188  
FAX: 678-975-7485

### STRUCTURAL

MACON E. GOOCH III  
BUILDING CONSULTANTS, INC.  
1383 DUNCAN LANE  
AUBURN, GA 30011  
CONTACT: DON AKEN  
PH: 678-442-1188  
FAX: 678-975-7485

### ARCHITECTURAL

MACON E. GOOCH III  
BUILDING CONSULTANTS, INC.  
1383 DUNCAN LANE  
AUBURN, GA 30011  
CONTACT: RANDALL HEINLEY  
PH: 770-539-7957

### DRAWING INDEX

#### GENERAL DRAWINGS

- G1 - COVER SHEET
- G2 - GENERAL NOTES

#### ARCHITECTURAL DRAWINGS

- A1 - EXISTING MAIN FLOOR PLAN
- A2 - EXISTING BASEMENT FLOOR PLAN

MACON E. GOOCH III  
BUILDING CONSULTANTS  
1383 DUNCAN LANE  
AUBURN, GEORGIA 30011  
TEL: 678-442-1188  
FAX: 678-975-7485



THE WILSON ACADEMY  
3174 MILLER ROAD  
LITHONIA, GEORGIA 30038

DESIGN	RH	3/12/2014
DRAWN	RH	3/12/2014
CHECKED	MEG	3/12/2014
PROJECT #:		
SHEET		

ISSUED FOR CONSTRUCTION

G1 OF

859547-R

REVISION	DATE	APPROVED	DESCRIPTION

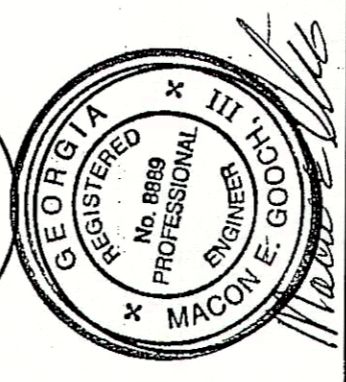
THESE CONSTRUCTION DOCUMENTS AND PERMITTED REVISIONS, IN WHOLE OR IN PART ARE INSTRUMENTS OF SERVICE AND THE SOLE PROPERTY OF MACON E. GOOCH III BUILDING CONSULTANTS UNLESS OTHERWISE AGREED TO IN WRITING. REVISIONS AGREED TO THEY SHALL NOT BE REPRODUCED OR COPIED IN ANY MANNER NOR ARE THEY TO BE USED FOR ANY OTHER PROJECTS OTHER THAN THAT SPECIFICALLY INDICATED HEREIN WITHOUT WRITTEN PERMISSION FROM MACON E. GOOCH III BUILDING CONSULTANTS. MACON E. GOOCH III BLDG CONSULTANTS

PROJECT #:  
SHEET

A1

DESIGN	JDA	3/17/2014
DRAWN	CAD	3/17/2014
CHECKED	MEG	3/17/2014

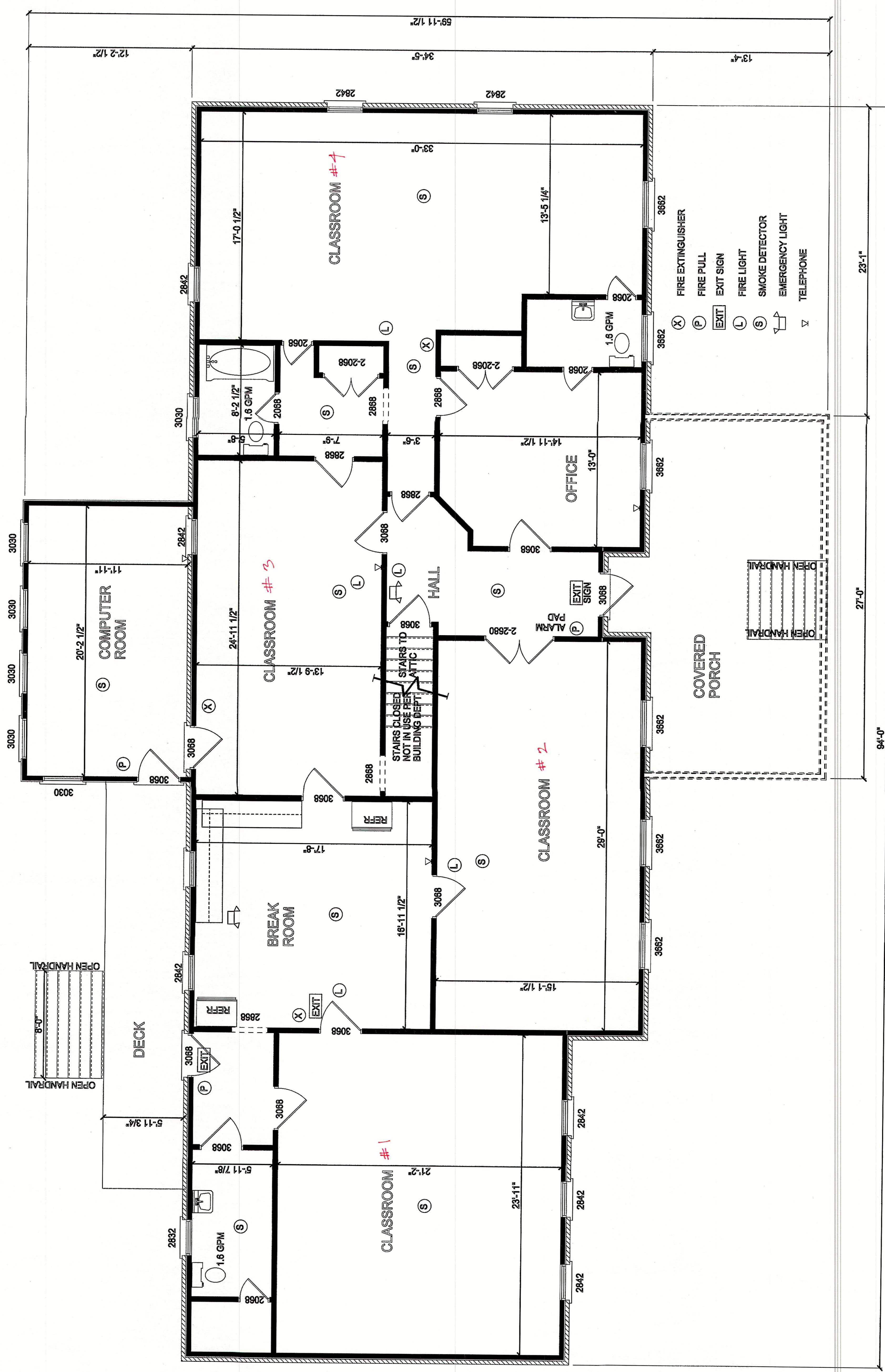
The Wilson Academy  
Byron F. Wilson  
3174 Miller Road  
Lithonia, Ga 30038  
770-679-0645  
678-591-1044  
headmaster@thewilsonacademy.org



MEG III  
BUILDING CONSULTANTS  
MACON E. GOOCH III  
1383 DUNCAN LANE  
AUBURN GEORGIA 30011  
TEL: 678-442-1198  
FAX: 678-975-7485

REVISION	DATE	APPROVED	DESCRIPTION

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© MACON E. GOOCH III BLDG CONSULTANTS ALL RIGHTS RESERVED

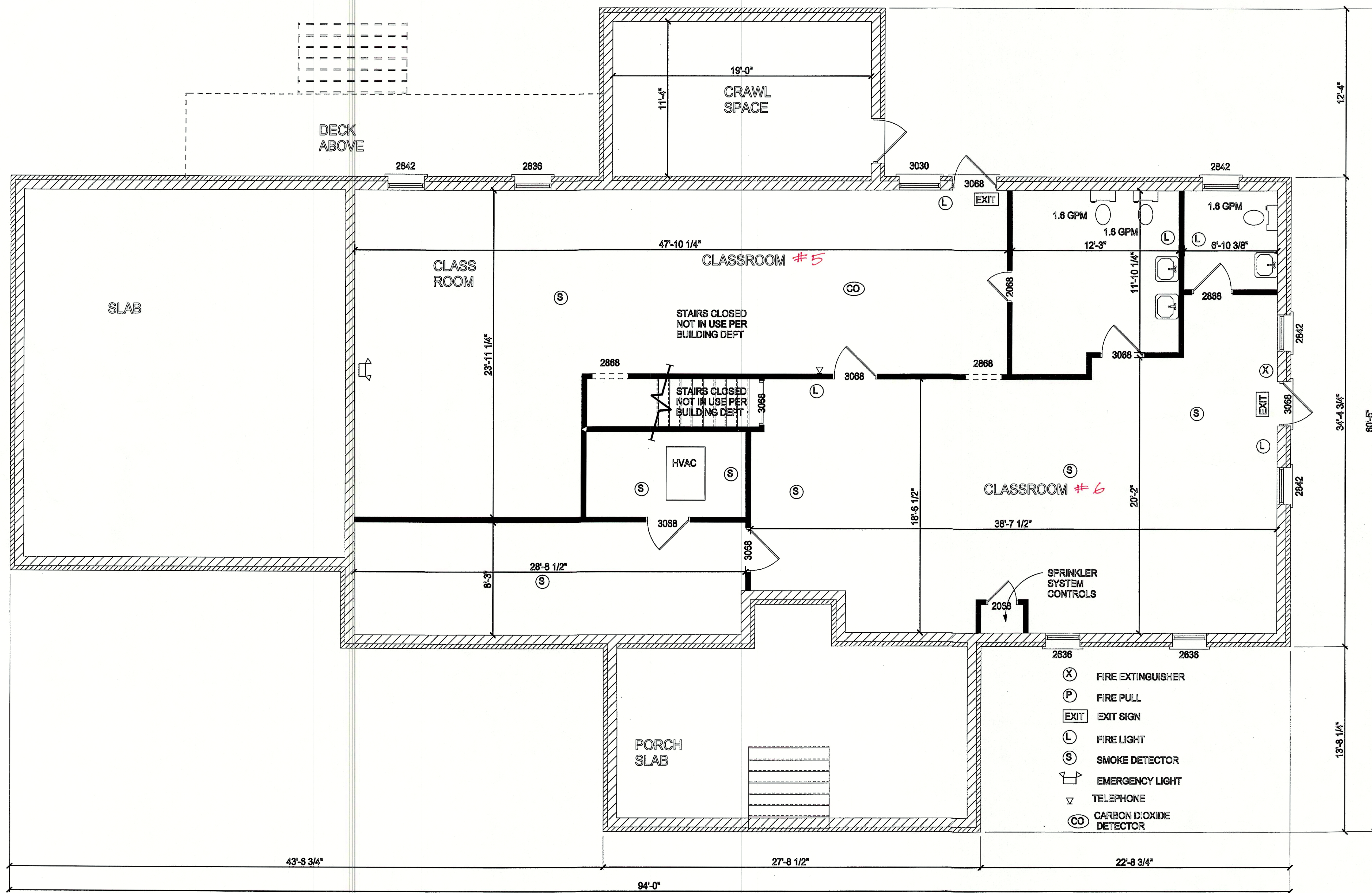


EXISTING MAIN FLOOR PLAN

SCALE: 1/4" = 1'-0"

OCCUPANT LOAD 96  
MAIN FLOOR 3364 HEATED SF  
BASEMENT 2396 HEATED SF  
FRONT PORCH 366  
CONSTRUCTION TYPE SPRINKLED, PROTECTED  
OCCUPANCY TYPE

C:\Softplan12\Softplan12-HP\Projects - HP1 - Softplan12-2005-Macon Gooch\MEGill\_24x36-1.dwg Tue, 02/11/14 11:21 AM



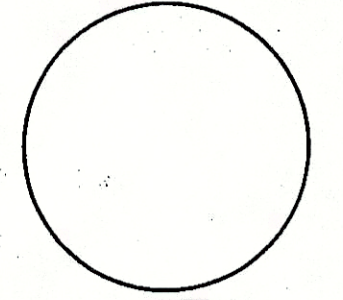
EXISTING BASEMENT FLOOR PLAN

SCALE: 1/4"=1'-0"

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REVISION	DATE	APPROVED	DESCRIPTION

MACON E. GOOCH III  
BUILDING CONSULTANTS  
1383 DUNCAN LANE  
AUBURN GEORGIA 30011  
TEL: 678-442-1188  
FAX: 678-975-7485



The Wilson Academy  
Byron F. Wilson  
3174 Miller Road  
Lithonia, Ga 30038  
770-679-0645  
678-591-1044  
headmaster@thewilsonacademy.org

DESIGN	JDA	3/17/2014
DRAWN	CAD	3/17/2014
CHECKED	MEG	3/17/2014

PROJECT #:  
SHEET

A2

3174 MILLER ROAD  
 AS built survey  
 3174 Miller Road



IN MY OPINION, THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF THE LAW.

*Robert M. [Signature]*

STATE OF GEORGIA  
 REGISTERED LAND SURVEYOR  
 R.E. #2545

1000 TERRY DRIVE

OB# 1151-92  
 PG.

ACCORDING TO FIA FLOOD MAPS, PART OF THIS PROPERTY IS LOCATED IN A FLOOD HAZARD AREA. THE DWELLING ON THIS PROPERTY IS NOT LOCATED IN THE FLOOD HAZARD AREA.

SURVEY FOR:

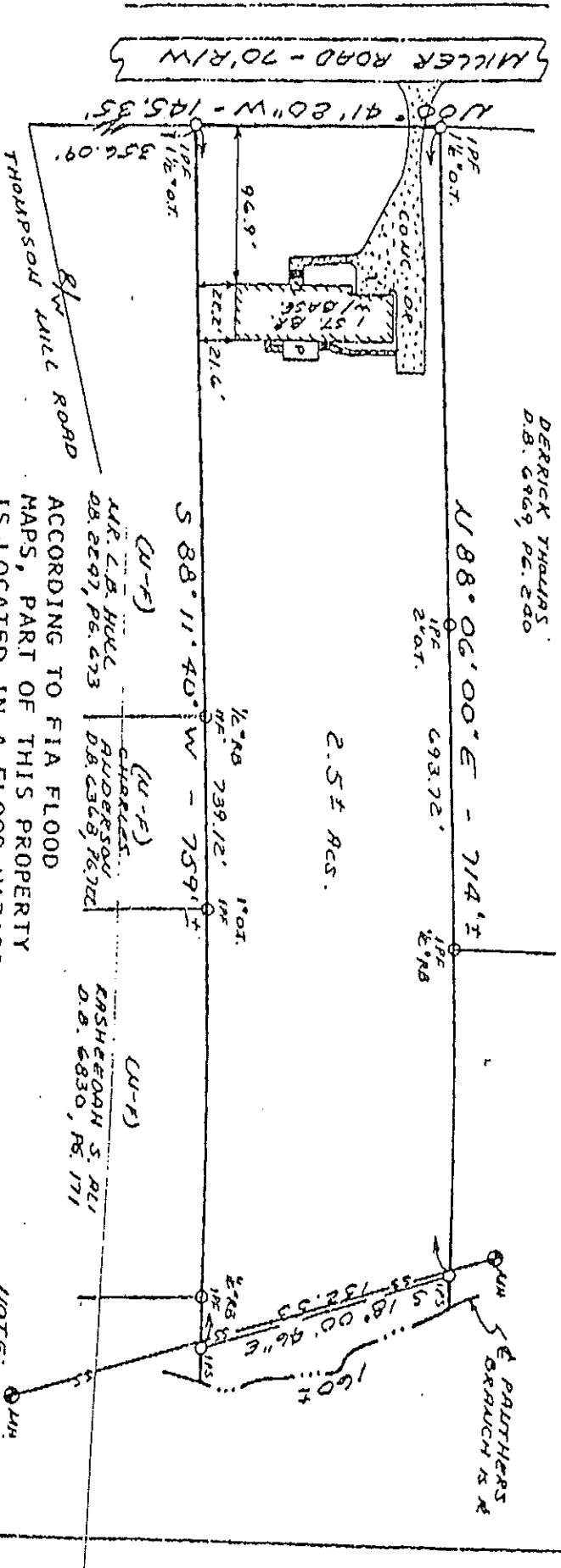
THE DISCOVERY LEARNING CENTER, INC

LOT#	BLOCK:
SUBDIVISION:	
LAND LOT(S): 23	7th DISTRICT
DEKROB	COUNTY, GEORGIA
SCALE: 1" = 100'	DATE: 6-29-92

NOTE: SAUTTER'S BRANCH & SANITARY SEWER FOUND.

A TOPCON GTS 3-D TOTAL STATION WAS USED TO OBTAIN THE LINEAR AND ANGULAR MEASUREMENTS USED IN THE PREPARATION OF THIS PLAT. THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A CLOSURE PRECISION OF ONE FOOT IN 25 000 FEET AND AN ANGULAR ERROR OF 0.5 SEC / ANGLE POINT AND WAS ADJUSTED USING THE LEAST SQUARES METHOD.

THIS MAP OR PLAT HAS BEEN CALCULATED FOR CLOSURE AND IS MATHEMATICALLY CORRECT.



(U-F)  
 DERRICK THOMPSON  
 D.B. 6969, PG. 240

(U-F)  
 ROCKDALE INDUSTRIES, INC.  
 D.B. 49, PG. 108

(U-F)  
 MR. C.B. HULL  
 D.B. 2291, PG. 423

(U-F)  
 CHARLES ANDERSON  
 D.B. 2368, PG. 102

(U-F)  
 FASHTEGON S. RLI  
 D.B. 6830, PG. 171

SAUTTER'S BRANCH & SANITARY SEWER FOUND.













## Property Owner(s) Notarized Certification

The owner and petitioner acknowledge that this Zoning Map Petition application form is correct and complete. By completing this form, all owners of the subject property certify authorization of the filing of the application for zoning amendment, and authorization of an applicant or agent to act on their behalf in the filing of the application including all subsequent application amendments.

Property Owner (If Applicable)	Signature:		Date: 1/14/2020
	Address: 3174 MILLER RD	City, State: LITHONIA GA	Zip: 30038
	Phone: 678-615-3886		
Property Owner (If Applicable)	Sworn to and subscribed before me this 14 day of January, 2020		
	Notary Public:		
Property Owner (If Applicable)	Signature:		Date:
	Address:	City, State:	Zip:
	Phone:		
Property Owner (If Applicable)	Sworn to and subscribed before me this _____ day of _____, 20____		
	Notary Public:		
	Signature:		Date:
Property Owner (If Applicable)	Address:	City, State:	Zip:
	Phone:		
	Sworn to and subscribed before me this _____ day of _____, 20____		
Notary Public:			



### Applicant/Petitioner Notarized Certification

Petitioner states under oath that: (1) he/she is the executor or Attorney-In-Fact under a Power-of- Attorney for the owner (attach a copy of the Power-of-Attorney letter and type name above as "Owner"); (2) he/she has an option to purchase said property (attach a copy of the contract and type name of owner above as "Owner"); (3) he/she has an estate for years which permits the petitioner to apply (attach a copy of lease and type name of owner above as "Owner").

<b>Applicant / Petitioner</b>	Signature: <u>Alhambra Najar</u>	Date: <u>11-4-20</u>
	Address: <u>5259 Winding Glen Dr.</u> City, State: <u>Lithonia, GA</u>	Zip: <u>30038</u>
	Phone: <u>404-918-0451</u>	
Sworn to and subscribed before me this <u>4th</u> day of <u>NOV</u> , 20 <u>20</u>		
Notary Public:		
<b>Attorney / Agent</b>	Signature: <u>Takeela Jackson</u>	Date: <u>11-4-20</u>
	Address: <u>600 South Central</u> City, State: <u>Hapeville</u>	Zip: <u>30354</u>
	Phone: <u>470 747-6550</u>	
Sworn to and subscribed before me this <u>4th</u> day of <u>NOV</u> , 20 <u>20</u>		
Notary Public:		



**Shanteria Vaughn**

5259 Winding Glen Drive  
Stonecrest, Georgia 30038  
(404) 918-0451

Greetings Neighbor,

My name is Shanteria Vaughn and I am interested in opening and operating a Childcare Learning Center. We will be hosting a meeting to discuss our plans with all of you. Due to the current state of COVID-19 our meeting date will be determined at a later date. Please be on the lookout for another notice from us as we would love to answer any questions you may have, and address any concerns.

Thank you,

Shanteria Vaughn

## **Community Meeting Sign in Sheet**

*If you wish to sign in electronically, please use your smart device to scan the QR Code below OR sign in via Zoom Community meeting (TBA):*

<https://tinyurl.com/y4yfg73a>



Shanteria Vaughn is inviting you to a scheduled Zoom meeting.

Topic: Community Meeting for 3174 Miller Road

Time: Dec 21, 2020 07:00 PM Eastern Time (US and Canada)

**Join Zoom Meeting**

<https://tinyurl.com/y4yfg73a>

**Meeting ID:** 374 032 4795

**Shanteria Vaughn**  
(404) 918-0451

The Community Meeting for 3174 Miller Road Stonecrest, Georgia was Monday Dec 21, 2020 07:00 PM Eastern Time. There were five residents in attendance each over the age of 18. I have attached a generated copy of the sign in excel document. In this meeting I discussed my business plans for the property. I asked the residents if they had any concerns with what I informed them on. Later in the meeting, I asked the residents if they had any concerns about the property and I was informed that since the property had been vacant for over a year, many homeless individuals have made the property their home. The residents stated that they were ready for the building to become operable because they are seeing a lot of homeless individuals lingering around and the sight of it is unpleasant for their kids to see. I informed them that I would inform the owner and try to work quickly as possible to get the building up and running.

Timestamp	Resident First Name	Resident Last Name	Resident Address
12/21/2020 19:18:48	Geno	Olivacce	3164 Miller Road
12/21/2020 19:22:26	Cavar	Olivacce	3164 Miller Rd Lithonia GA
12/21/2020 19:24:04	Donna	Innocent	3164 Miller Rd, LITHONIA
12/22/2020 0:15:48	Geno	Olivacce	3164 Miller Road
12/22/2020 11:14:19	Kiana	Collins	5259 Winding Glen Drive S

30038

Ga 30038

Stonecrest, GA 30038

**CITY OF STONECREST CITY COUNCIL,  
PUBLIC HEARING: MONDAY, AUGUST 23, 2021 AT 6:00 P.M. \*VIRTUAL MEETING  
STONECREST CITY HALL, 3120 STONECREST BLVD, SUITE 155  
STONECREST, GA 30038**

The following petitions/amendments within the City of Stonecrest are scheduled for Public Hearings as stated above.

*Citizens wishing to activity participate and make a comment during the public hearing portion of the meeting please submit their request via email address [cityclerk@stonecrestga.gov](mailto:cityclerk@stonecrestga.gov) by noon the day of the hearing, August 23, 2021, and a zoom link for the meeting will be sent to you, or you also submit comments and questions to the same email address by the same deadline to be read into the record at the meeting.*

**LAND USE PETITION:** RZ-21-002  
**PETITIONER:** Alphabet Daycare c/o Shanteria Vaughn, and Titus Hood  
**LOCATION:** 3174 Miller Rd  
**PROPOSED AMENDMENT:** Proposed rezoning from R-100 (Residential Medium Lot) to OI (Office-Institutional) for a child day care center.

**LAND USE PETITION:** TMOD-21-005  
**PETITIONER:** Ashbury Automotive Group  
**LOCATION:** Stonecrest Overlay District  
**PROPOSED AMENDMENT:** Amendment Stonecrest Zoning Ordinance, Chapter 27, Article 3, Division 5, Stonecrest Area Overlay District text to allow automotive dealerships as a permitted use in Tiers 1 and 2, and to amend Article 4, Division 2, Supplemental Use Regulations to update supplemental regulations for Automotive and truck sales.

**LAND USE PETITION:** TMOD-21-006  
**PETITIONER:** Planning & Zoning Department  
**LOCATION:** Stonecrest Overlay District  
**PROPOSED AMENDMENT:** Replacing outdated references in the Stonecrest Zoning Ordinance, Chapter 27, Article 3, Division 5, Stonecrest Overlay District text to the OCR (Office-Commercial-Residential) District with MU-4 (Mixed Use High Density) District, and RM-HD (Multifamily Resident High Density with HR-2 (High Density Residential-2) District.





## CITY COUNCIL AGENDA ITEM

---

**SUBJECT: DeKalb Municipal Association Invoice Approval**

---

**AGENDA SECTION:** *(check all that apply)*

- PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: Click or tap here to enter text.
- 

**CATEGORY:** *(check all that apply)*

- ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: **Invoice Approval**
- 

**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

---

**Previously Heard Date(s):** Click or tap here to enter text. & Click or tap to enter a date.

**Current Work Session:** Click or tap to enter a date.

**Current Council Meeting:** Monday, September 27, 2021

---

**SUBMITTED BY:** Gia Scruggs, Finance Director

**PRESENTER:** Gia Scruggs, Finance Director

**PURPOSE:** The DeKalb Municipal Association (DMA) allows cities within DeKalb county to pay a membership dues. The purpose of the Association is to foster better understanding between government authorities of all levels of government and to effect ways and means of providing maximum efficiency and economy of government to citizens of the municipalities located in DeKalb County. The Association also promotes vibrant downtowns and healthy communities, according to an website

**FACTS:** The Finance Department received an invoice for 2021 DMA dues in the amount of \$38,432.10. This dues is calculated based on a Per Capita fee: 54,903 @ \$.70 A presentation of the DeKalb Municipal Association was given to Council at the September 13, 2021 Work Session. The Finance Director is seeking approval to pay the invoice presented.

**OPTIONS:** Approve, Deny, Defer Click or tap here to enter text.

**RECOMMENDED ACTION:** Approve



## CITY COUNCIL AGENDA ITEM

---

### **ATTACHMENTS:**

- (1) Attachment 1 - DeKalb Municipal Association Invoice
- (2) Attachment 2 - Click or tap here to enter text.
- (3) Attachment 3 - Click or tap here to enter text.
- (4) Attachment 4 - Click or tap here to enter text.
- (5) Attachment 5 - Click or tap here to enter text.



Mr. Plez A. Joyner  
City of Stonecrest  
Deputy City Manager  
Stonecrest, GA 30038

Invoice #: DMADues 2021  
Invoice Date: 2/3/2021  
Due Date: 2/28/2021  
Customer #: 102343

BILLING DESCRIPTION	AMOUNT
<b>DMA 2021 Dues</b>	
Per Capita fee: 54,903 @ \$ 0.70	<u>\$38,432.10</u>
 Total DMA Dues	 <u>\$38,432.10</u>

Make checks payable to: DeKalb Municipal Association  
Attn: Finance Dept.  
PO Box 105377  
Atlanta, GA 30348



## CITY COUNCIL AGENDA ITEM

---

**SUBJECT: FY22 Budget Calendar**

---

**AGENDA SECTION:** *(check all that apply)*

**PRESENTATION**     **PUBLIC HEARING**     **CONSENT AGENDA**     **OLD BUSINESS**  
 **NEW BUSINESS**     **OTHER, PLEASE STATE:** Click or tap here to enter text.

---

**CATEGORY:** *(check all that apply)*

**ORDINANCE**     **RESOLUTION**     **CONTRACT**     **POLICY**     **STATUS REPORT**  
 **OTHER, PLEASE STATE: Presentation**

---

**ACTION REQUESTED:**     **DECISION**     **DISCUSSION ONLY**

---

**Date Submitted:** Friday, September 17, 2021

**Current Work Session:**

**Current Council Meeting: Monday, September 27, 2021**

**Previously Heard Date(s):** Click or tap to enter a date. - Click or tap to enter a date.

---

**SUBMITTED BY:** Gia Scruggs

**PRESENTER:** Gia Scruggs

**PURPOSE:** Discussion of the 2022 Budget Calendar

**FACTS:** The Finance Director and City Manager worked together to put together an annual budget process calendar. This calendar is designed to be a guide for the steps involved in moving the budget from proposal to adoption by the City Council. The current Charter states that the City Manager shall submit to Council a proposed operating and capital budget for the ensuing fiscal year by November 1. The calendar presented ensures that responsibility will be upheld.

**OPTIONS:** Choose an item. Click or tap here to enter text.

**RECOMMENDED ACTION:** Decision

**ATTACHMENTS:**

- (1) Attachment 1 - FY22 Budget Calendar
- (2) Attachment 2 - Click or tap here to enter text.



## FY22 Budget Calendar

### **August 2021**

- August 9 Mid - year Budget Review
- August 16 Distribution of Budget Instructions, worksheets, and Revenue projections to department heads
- August 16 5 year CIP Planning Process begins

### **September 2021**

- September 13 Council Discussion of Fiscal Year 2022 priorities
- September 14-17 Departmental Meetings with Finance Team
- September 21 Preliminary Budget Draft sent to City Manager
- September 22-24 Department Directors present budget recommendations to Finance Committee
- September 27-30 Final Department Review and Revisions

### **October 2021**

- October 8 Advertise Budget Public Hearing for November 8, 2021
- October 11 Proposed budget presented to Council w/ Finance Committee recommendations
- October 25 City Manager presents official proposed budget presentation to Council
- October 26-29 Any adjustments made based on Council and Special Hearing results

### **November 2021**

- November 8 Special Budget Public Hearing
- November 22 Council approves FY22 Budget

### **January 2022**

- January 1 Fiscal Year 2022 begins



## CITY COUNCIL AGENDA ITEM

---

**SUBJECT: City Hall Lease Amendment**

---

**AGENDA SECTION:** *(check all that apply)*

- PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: Click or tap here to enter text.
- 

**CATEGORY:** *(check all that apply)*

- ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: Lease Amendment
- 

**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

---

**Previously Heard Date(s):** Click or tap to enter a date. & Click or tap to enter a date.

**Current Work Session:** Click or tap to enter a date.

**Current Council Meeting:** Monday, September 27, 2021

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**SUBMITTED BY:** Jim Nichols, Deputy City Manager

**PRESENTER:** Janice Allen Jackson, ACM/Jim Nichols, DCM

**PURPOSE:** Consider an amendment to our current lease with Stonecrest Center for additional space at 3120 Stonecrest Boulevard, the location of the current City Hall.

**FACTS:** The Stonecrest City Hall is rapidly running out of space for current employees. This situation has been tempered by the adjusted work schedule enacted by the Acting City Manager however, as employees begin returning to the work place and as the City hires additional staff as part of the transition from Jacobs Engineering, there will not be enough room for all of the City functions to take place. Though Sam's Club was purchased as a potential City Hall replacement, if that option is pursued, it is years from completion and occupancy. Additional space is needed now. The Acting City Manager and Deputy City Manager have engaged with the landlord (Ashley Capital) of the current City Hall building and discussed securing additional space to accommodate our needs. There is a small wing on the 1<sup>st</sup> floor of the building that is available for the City's use. This wing contains more than 2,200 usable sq ft of space that is anticipated to include cubicles, offices, conference space and storage. We estimate that the space will hold approximately 15 – 18 staff members, which should cover the upcoming needs as we prepare to expand the City staff in



## CITY COUNCIL AGENDA ITEM

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anticipation of the upcoming transition. The amendment would take effect on or around January 2022. The amendment would extend our current lease by 5 years and the lease rate would increase by \$3,287 per month after the second month. The landlord has agreed to a rent abatement for the first 2 months of occupancy in the new space. We believe this is a worthwhile opportunity that meets a current space need and buys us time while we consider the long-term options for the Stoncrest City Hall. We recommend approval of this amendment.

**OPTIONS:** Approve, Deny, Defer [Click or tap here to enter text.](#)

**RECOMMENDED ACTION:** Approval

### ATTACHMENTS:

- (1) Attachment 1 - Lease Amendment
- (2) Attachment 2 - [Click or tap here to enter text.](#)
- (3) Attachment 3 - [Click or tap here to enter text.](#)
- (4) Attachment 4 - [Click or tap here to enter text.](#)
- (5) Attachment 5 - [Click or tap here to enter text.](#)

**CITY OF STONECREST  
FIRST AMENDMENT TO LEASE**

This First Amendment to Lease is entered into as of the date below between Stonecrest Center, LLC (“Landlord”) and City of Stonecrest (“Tenant”).

**RECITALS**

**WHEREAS**, on the 1st day of October 2017, Landlord and Tenant entered into a Lease agreement (“Lease”) for space known as 3120 Stonecrest Blvd, Suite 190, Stonecrest, GA, consisting of approximately twelve thousand, five hundred sixty-nine rentable square feet (12,569 RSF), and more particularly described in said Lease (the “Premises”); and

**WHEREAS**, Landlord and Tenant now wish to modify and amend said Lease as follows:

**WITNESSETH**

**NOW, THEREFORE**, in consideration of the mutual covenants set forth below, Landlord and Tenant agree to expand and extend the Lease as follows:

1. **TERM:** Effective upon substantial completion of Landlord’s work (“Expansion Commencement Date”), the term of the Lease shall be extended by 60 months and shall expire on the last day of the 60<sup>th</sup> month from the Expansion Commencement Date.
2. **RENTABLE AREA OF PREMISES:** Effective on the Expansion Commencement Date, the size of the Premises shall be increased by two thousand, five hundred seventy-nine rentable square feet (2,579 RSF), two thousand, two hundred seventy-one usable square feet (2,271 USF). The revised Rentable Area of the Premises shall be fifteen thousand, one hundred forty-eight rentable square feet (15,148 RSF) as reflected on Exhibit A-1.
3. **PROPORTIONATE SHARE:** Effective on the Expansion Commencement Date, Tenant’s Proportionate Share shall be 27.9 %.
4. **BASE RENT:** Effective on the Expansion Commencement Date, the Base Rent Schedule shall be as follows:

	<u>Annual</u>	<u>Monthly</u>
Months 1 - 2	\$ 167,652	\$ 13,971 *
Months 3 - 12	\$ 207,096	\$ 17,258
Months 13 - 24	\$ 212,268	\$ 17,689
Months 25 - 36	\$ 217,572	\$ 18,131
Months 37 - 48	\$ 223,008	\$ 18,584
Months 49 - 60	\$ 228,588	\$ 19,049

\* NET RENT ABATEMENT. Net Rent shall be abated for the two (2) month period from the Expansion Commencement Date through the end of the second month of the term on the expansion area of 2,579 RSF only. Although Tenant shall not be required to pay Net Rent on the expansion space during this abatement period, Tenant shall be required to pay Additional Rent as stated in Article 1 of the Lease and electrical services as stated in Article 7 of this Amendment.

5. **FORCE MAJEURE:** Upon full execution of this 1<sup>st</sup> Amendment, Article 28d (“Force Majeure”) shall be replaced in its entirety with the following:



“The term "**Force Majeure**" shall mean strikes, riots, acts of God, shortages of labor or materials, war, acts of terrorism, governmental laws, regulations or restrictions, including but not limited to, disruption caused by any public health crisis or pandemic, including COVID-19 or any other cause whatsoever beyond the control of Landlord or Tenant as the case may be.

Whenever a period of time is herein prescribed for the taking of any action by Landlord or Tenant (other than the payment of Rent and all other such sums of money as shall become due hereunder), such party shall not be liable or responsible for, and there shall be excluded from the computation of such period of time, any delays due to events of Force Majeure.”

6. **PARKING:** Effective on the Expansion Commencement Date, Tenant’s designated number of non-exclusive parking spaces shall be increased from fifty (50) spaces to sixty-one (61) spaces.
7. **USE OF ELECTRICAL SERVICES BY TENANT:** Effective on the Expansion Commencement Date, Tenant’s Suite electric shall be increased from \$1,613.79 per month to \$1,944.98 per month (an annualized rate of \$1.75 PUSF).
8. **LANDLORD’S WORK:** Landlord shall provide a turn-key build-out of the expansion space, Suite 125, as shown on attached Exhibit A-1 in the configuration shown on the attached Exhibit B-1 (space plan by FBR Designs dated 09/01/2021). The space shall be constructed to Ashley Capital’s construction standards using Ashley Capital standard finishes.
9. **COMPLIANCE WITH O.C.G.A §36-60-13:** As required by O.C.G.A §36-60-13 the total obligation of the municipality for each year of the lease as shown in Article 5G shall be replaced in its entirety with the following:

Calendar Year	Maximum Amount including Early Termination Cost Reimbursement Amount
2022	\$491,858.21
2023	\$473,968.48
2024	\$447,526.06
2025	\$418,941.84
2026	\$388,044.00

If Tenant exercises its Option to Extend the Lease Term pursuant to Article 12 of this Amendment and Paragraph 2 of Exhibit E of the Lease

Calendar Year	Maximum Amount
2027	\$409,752
2028	\$433,200
2029	\$439,260
2030	\$458,544
2031	\$464,760

10. **EARLY TERMINATION COST REIMBURSEMENT:** Effective on the Expansion Commencement Date, the Early Termination Cost Reimbursement Amounts shown on Exhibit G shall be replaced with the following:

Calendar Year of Termination	Early Termination Cost Reimbursement Amount
2022	\$-0-
2023	\$182,424.21
2024	\$141,940.48
2025	\$98,218.06
2026	\$50,997.84
2027	\$-0-

11. **DEFINITIONS:** Article 1.T. of the Lease shall be replaced in its entirety with the following: “Notice Addresses” shall mean the addresses for Tenant and Landlord as shown in the signature blocks below on this Amendment with copies to:

As to Landlord, copies to:

Stonecrest Center, LLC  
c/o Ashley Capital, LLC  
2195 Eastview Parkway, Suite 100  
Conyers, GA 30013

As to Tenant, copies to:

[Tenant to insert]

12. **OPTION TO EXTEND:** Tenant shall have one (1) “Option to Extend” the term of this lease for one (1) additional five (5) year term subject to Article 3.E and Exhibit E, Article 2 of the Lease.
13. **OPTION TO TERMINATE:** If Tenant exercises its Option to Extend as outlined in this Amendment Article 12, Tenant shall have one (1) “Option to Terminate” this Lease during the extension term provided: (a) Tenant is not in default; and (b) Tenant provides written notice to Landlord 6 months prior to Tenant’s desired termination date.

This Amendment modifies and supersedes the Lease, to the extent stated herein only. In any case of inconsistency between the Lease and this Amendment, this Amendment shall control. All other provisions and covenants of the Lease shall remain in full force and effect.

The Lease and this Amendment represent the entire agreement of the parties and neither has made or relied upon any representations, warranties, promises, covenants or undertaking other than those expressly set forth herein.

**Landlord:**

**STONECREST CENTER, LLC**

9810 S. Dorchester Avenue

Chicago, Illinois 60628

By: Ashley Capital, LLC, Its Agent

By: \_\_\_\_\_

Its: \_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

**Tenant:**

**CITY OF STONECREST**

3120 Stonecrest Blvd, Suite 190

Stonecrest, GA 30038

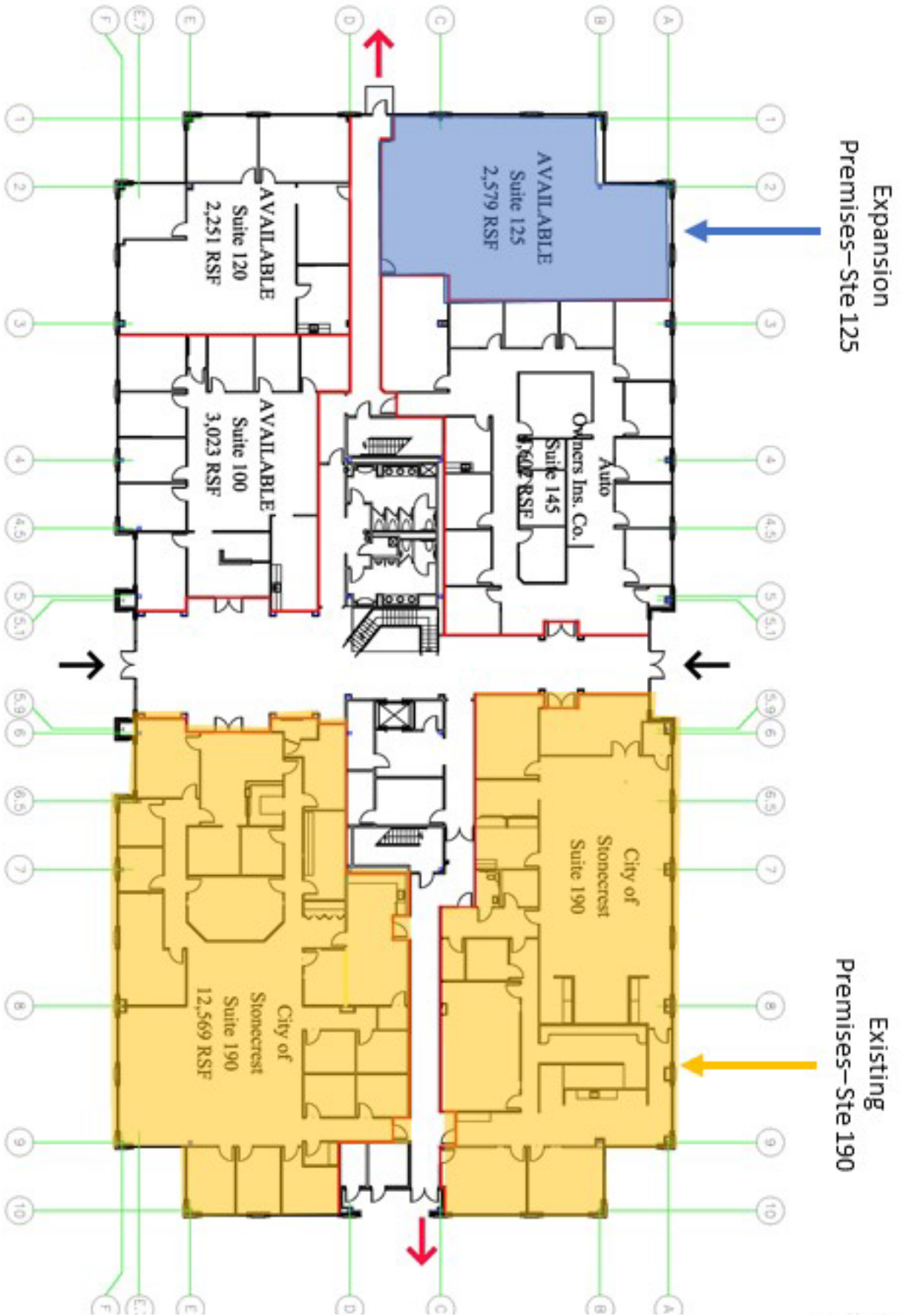
By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Dated: \_\_\_\_\_

Exhibit A-1





City of Stonecrest Expansion | 3120 Stonecrest Blvd, Suite #125

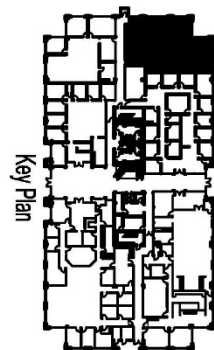
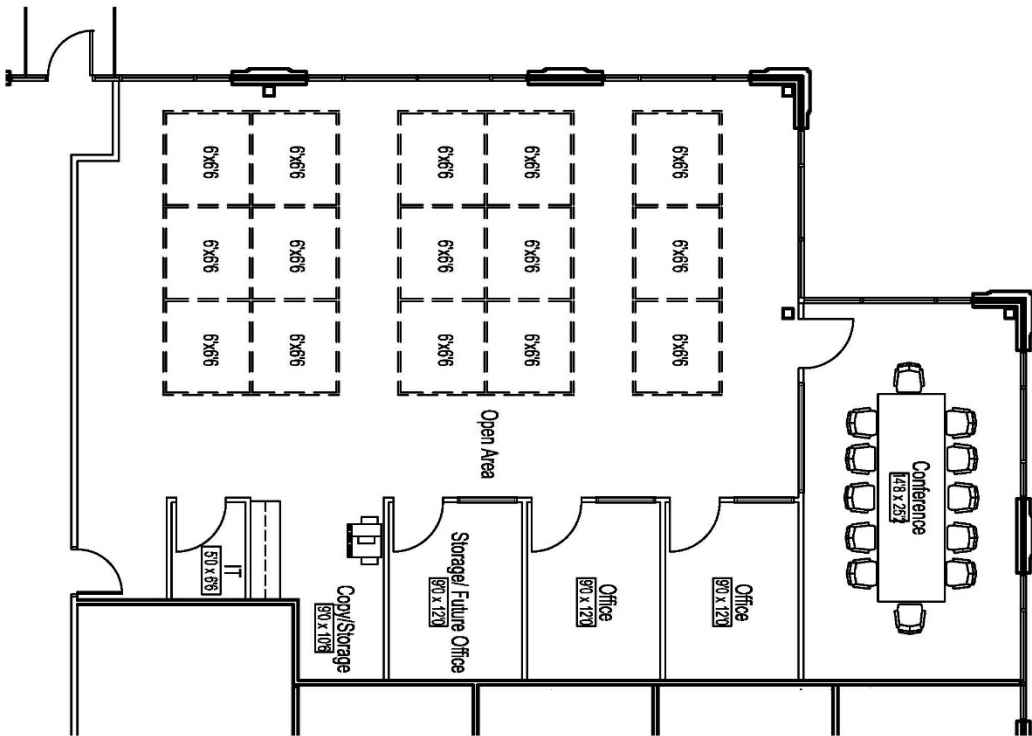
Preliminary Plan- Option 1- Rev. 1

3/32" = 1'-0"

2,579 RSF



September 1, 2021\_L2101.0005





## CITY COUNCIL AGENDA ITEM

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**SUBJECT: Municipal Court Judge(s)**

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**AGENDA SECTION:** *(check all that apply)*

PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: [Click or tap here to enter text.](#)

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**CATEGORY:** *(check all that apply)*

ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: **Appointment of Judges**

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**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

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**Previously Heard Date(s):** 09/13/21 & [Click or tap to enter a date.](#)

**Current Work Session:** [Click or tap to enter a date.](#)

**Current Council Meeting:** Monday, September 27, 2021

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**SUBMITTED BY:** Janice Allen Jackson, Acting City Manager

**PRESENTER:** George Turner, Mayor Pro Tem

**PURPOSE:** To appoint Municipal Court Judge(s)

**FACTS:** We have determined that the current two municipal judges for Stonecrest were appointed to serve for 4 years. That period has expired. Further, we have been offered an opportunity to expand the number of qualified municipal judges for the city with the training and qualifying at the expense of the DeKalb State Court. City Attorney Winston Denmark has provided legal guidance regarding this offer of assistance, which is attached.

**OPTIONS:** Approve, Deny, Defer [Click or tap here to enter text.](#)

**RECOMMENDED ACTION:** [Click or tap here to enter text.](#)

**ATTACHMENTS:**

- (1) Attachment 1 - Memo from Fincher Denmark regarding Municipal Court Judges
- (2) Attachment 2 - List of interested candidates
- (3) Attachment 3 - [Click or tap here to enter text.](#)
- (4) Attachment 4 - [Click or tap here to enter text.](#)

## MEMO TO FILE

TO: Hon. George Turner, Mayor Pro Tempore, City of Stonecrest  
Winston Denmark, Managing Partner, Fincher Denmark, LLC

FROM: Kareemah Lewis, Associate Attorney

DATE: September 9, 2021

RE: Enlarging Municipal Court Judges

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**\*\*\*CONFIDENTIAL/ATTORNEY WORK PRODUCT\*\*\***

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This memo provides an analysis of DeKalb County’s proposal to enlarge the number of municipal court judges for the City of Stonecrest in order to assist in the elimination of the DeKalb County State Court case backlog.

### **I. FACTS**

As a result of the COVID-19 pandemic and judicial holds due to the global health emergency, DeKalb County has incurred a case backlog. On August 20, 2021, DeKalb County State Court Judge, Ronald Ramsey (Judge Ramsey) offered the City of Stonecrest (“City”) an opportunity to expand the number of qualified municipal judges for the City. Specifically, Judge Ramsey proposes to utilize pro hac judges to assist in eliminating the State Court backlog (the “Proposal”). Per Judge Ramsey, DeKalb County State Court pro hac judges must first be certified as municipal court Judges. Accordingly, Judge Ramsey requests that the City certify four (4) candidates as City municipal court judges. These judges will be trained, supervised, and compensated by the State Court of DeKalb County. In return, the County will allow the City, upon request, to utilize these judges to preside over its Municipal Court.

The City is interested in this offer, however it seeks to verify whether such a proposal is authorized under local and state law.

## II. LEGAL STANDARD

There is no state law that prohibits the Proposal. While state law does not address the issue directly, there is evidence that this agreement is supported. Pursuant to O.C.G.A. § 15-7-80, the City can enter into a contract with the County to provide municipal court services. While the statute does not define “services” outright, it does specifically grant State Court judges the authority to serve as municipal court judges. It logically follows that municipal courts can provide services in the form of judicial support to County led courts. *Id.*

There is no City charter provision or ordinance that prohibits the Proposal. If the City were to proceed with this Proposal, it should appoint and certify the named candidates as Judges pro tempore. City Municipal Code Section 9-2, allows for the service of judges pro tempore for a term of four years. Judges pro tempore serve as requested by the City judge(s) and are subject to the same qualifications as City judges. *Id.* The City should ensure that the named candidates meet the remaining requirements of Section 9-2, which mandates that City judges are at least 28 years of age, have been a member of the State Bar of Georgia for a minimum of three years, and are nominated and approved by City Council. City Municipal Code Section 9-2(a)-(d). There is no City ordinance that prohibits Judges pro tempore from serving as Judges pro hac for DeKalb County, once certified as municipal court judges.

The City should review the proposed candidates and if necessary, propose its own candidates for these pro tempore positions. The City should also reduce its agreement with the County to writing. The City may want to consider carving out a precise number of days in which it intends to utilize these pro tempore judges. As the backlog in DeKalb County grows, it may become difficult for the County to review and/or approve of the City’s request to utilize these judges. Importantly, the City plans on incorporating a traffic court in the very near future and will



need the assistance of these pro tempore judges. Thus, setting concrete terms as to the manner in which the City can use of these Judges is highly encouraged.

### **III. CONCLUSION**

The City is authorized to enter into the Proposal with the County; however it should appoint these officials as judges pro tempore, reduce the proposed agreement to writing, research the proposed candidates and if necessary make counter proposals. Lastly, the City should specify concrete terms of the County's use of these pro tempore officials.

**Persons interested in appointment to Municipal Court Judgeship**

- 1. Latasha V. Barnes, Esquire**
- 2. Janet C. Scott, Esquire**
- 3. Curtis W. Miller**



## CITY COUNCIL AGENDA ITEM

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**SUBJECT: Vehicle for Mult-department Use**

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**AGENDA SECTION:** *(check all that apply)*

PRESENTATION     PUBLIC HEARING     CONSENT AGENDA     OLD BUSINESS  
 NEW BUSINESS     OTHER, PLEASE STATE: Click or tap here to enter text.

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**CATEGORY:** *(check all that apply)*

ORDINANCE     RESOLUTION     CONTRACT     POLICY     STATUS REPORT  
 OTHER, PLEASE STATE: Click or tap here to enter text.

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**ACTION REQUESTED:**  DECISION     DISCUSSION,     REVIEW, or     UPDATE ONLY

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**Previously Heard Date(s):** Click or tap to enter a date. & Click or tap to enter a date.

**Current Work Session:** Click or tap to enter a date.

**Current Council Meeting:** Monday, September 27, 2021

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**SUBMITTED BY:** Janice Allen Jackson

**PRESENTER:** Mayor Jason Lary

**PURPOSE:** To get action from Council on Mayor Lary's request to purchase a vehicle for use by departments as referenced on the email thread attached.

**FACTS:** N/A

**OPTIONS:** Approve, Deny, Defer Click or tap here to enter text.

**RECOMMENDED ACTION:** Click or tap here to enter text.

**ATTACHMENTS:**

- (1) Attachment 1 - Emails between Mayor and Acting City Manager dated August 25-August 28
- (2) Attachment 2 - Click or tap here to enter text.
- (3) Attachment 3 - Click or tap here to enter text.
- (4) Attachment 4 - Click or tap here to enter text.
- (5) Attachment 5 - Click or tap here to enter text.

## Jason Lary

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**From:** Jason Lary <[JLary@stonecrestga.gov](mailto:JLary@stonecrestga.gov)>

**Sent:** Wednesday, August 25, 2021 1:04 PM

**To:** Janice Allen Jackson <[jallenjackson@stonecrestga.gov](mailto:jallenjackson@stonecrestga.gov)>; Gia Scruggs <[gscruggs@stonecrestga.gov](mailto:gscruggs@stonecrestga.gov)>

**Subject:** Vehicle for Multi-department use

Ms. Scruggs and Ms. Jackson:

I am following up on the conversation regarding the requested vehicle for the various functional departments for 2022. Councilwoman Cobble made the suggestion that the requested vehicle could be used for multiple departments, such as:

1. Economic Development - We have running tours throughout the month for interested businesses relocating to the commercial and industrial park. Oftentimes, we've had to borrow the SUV of certain attorney's and employee personnel to make the tours happen. Very unprofessional and unreliable if the persons were not available.
2. Mayor's Office - Oftentimes, my office is charged with picking dignitaries and important persons up from the airport that are visiting our city. Once again, we had to borrow an employee's SUV (who no longer works at Stonecrest) to accommodate the request.
3. Community and Cultural Affairs - Even if we reinstate or don't reinstate this department, the burden will fall on the Mayor's office as the "ceremonial leader" of the city. This requires my "double duty" as representation for both. Oftentimes I must travel to churches and short destinations to handle the representation of the city.
4. Business Development - Once again, even if we don't reinstate this department, the need for transportation is still there. This is visiting our current businesses for commercial and industrial retention for Stonecrest.
5. Communications - Oftentimes when our communications department covered an event, they needed a vehicle to transport the recording equipment to the event site. This was an often occurrence before the Pandemic. We should now be ramping up to do the same for 2022.

The original budget was for two Chevy Tahoe's to be shared amongst the departments. I'm requesting one Chevy Tahoe (a Surburban would be best, if the price is close) to cover these aforementioned functional areas. These are areas that can share the vehicle for whatever functions are necessary (as Councilwoman Jazzmin Cobble suggested). The Economic Development department and the Mayor's office should easily justify this expenditure (even if you take it from the office of the Mayor's budget). I do not want to climb into a code enforcement vehicle with mud on the floorboards or a parks and recreation vehicle that covered with dog hair. And this has been my real-life experience at Stonecrest when trying to borrow a vehicle for our professional services.

I hope this is enough information to justify why we need a dedicated, executive vehicle. Please feel free to contact me for any further clarity. This is timely as you are ordering the vehicles as we speak and by admission of council, you both have the authority to grant my request.

Mayor