

**MINUTES OF CITY COUNCIL WORK SESSION MEETING
CITY OF KENNESAW
Council Chambers
(2529 J.O. Stephenson Avenue, Kennesaw, GA 30144)
February 26, 2024
6:30 PM**

Present Mayor Derek Easterling
 Mayor Pro Tem Antonio Jones
 Councilmember Madelyn Orochena
 Councilmember Tracey Viars
 Councilmember Pat Ferris
 City Clerk Lea Alvarez
 City Manager Jeff Drobney
 City Attorney Randall Bentley, Sr.

1. Invocation

2. Pledge of Allegiance

Boy Scout Troop #002 led the Pledge of Allegiance.

3. Call to Order

Mayor Easterling called the meeting to order at 6:30 p.m.

4. Announcements

- A. This public meeting is being conducted via the use of real-time telephonic technology allowing the public simultaneous access to the public meeting. You may also attend in person with limited seating available at both the Council Chambers and the Ben Robertson Community Center, if needed. Mayor and Council will be conducting their meeting via real-time telephonic technology using Zoom Meeting and Facebook Live. You can access the meeting via the following link: <https://www.facebook.com/CityofKennesaw/>
- B. If you are not able to attend a meeting in-person and would like to provide public comment on a specific agenda item, you can email kennesawcouncil@kennesaw-ga.gov no later than 6:00 PM the night of the regular meeting. Your comments on a specific agenda item will be read aloud or grouped into categories for the record. **Facebook Live is not monitored for public comment.**

5. Presentations

6. Public Comment/Business from the Floor

7. Old Business

8. New Business

B. Resolution: Conveyance of Property at 1920 Twelve Oaks Circle for Driveway Relocation

Approval of a Resolution to convey a section of the City owned property at 1920 Twelve Oaks Circle in fee simple to Harold and Patricia Anderson.

Mayor Easterling asked the Council to take the agenda out of order to allow Legal to present item 15. B first.

Attorney Linda Brunt from Bentley, Bentley, and Bentley presented a resolution to convey a section of the city-owned property at 1920 Twelve Oaks Circle in fee simple to Harold and Patricia Anderson. Ms. Brunt shared that this was a housekeeping item regarding a matter that came before the Council at the beginning of December. However, the agenda item and resolution at that time did not include a legal description of the green shaded area on the attached plat. She explained that Mr. and Mrs. Anderson's driveway is being closed, and they need title to the green area for their new driveway to access the public road system. Ms. Brunt asked the Council to approve the conveyance of the green area and authorize the Mayor to sign the quit claim deed and revised exchange agreement with the Andersons.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

9. Committee and Board Reports

A. Road Closures: Big Shanty Festival

Approval of road closures to support the Big Shanty Festival on April 19-21, 2024.

Assistant to the City Manager and Events Committee Chair James Friedrich presented the proposed road closures to support the Big Shanty Festival on April 19 - 21, 2024.

The road closures are as follows:

From Friday, April 19, 2024, at 6:00 p.m. to Sunday, April 21, 2024, at 8:00 p.m., J.O. Stephenson Avenue, Cherokee Street, Watts Drive, and Lewis Street, at their various intersections, will be closed. On Saturday, April 20, 2024, at 6:00 a.m. until Sunday, April 21, 2024, at 8:00 p.m., Main Street from Summer Street to Moon Station Road will be closed. For the parade, on Saturday, April 20, 2024, Main Street will also be closed from Park Drive to Watts Drive from 9:15 a.m. to 10:45 a.m. Watts Drive will be closed from the entrance to Adams Park to Main Street from 9:15 a.m. to 10:30 a.m.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

10. Public Hearing(s)

A. Ordinance: Charter Amendment to Section 3.04 "Oath of Office"

FIRST PUBLIC HEARING

Consideration of approval of an ordinance to amend the City of Kennesaw Charter § 3.04, "Oath of Office."

City Clerk Lea Alvarez presented an ordinance to amend the City of Kennesaw Charter § 3.04, "Oath of Office." This amendment codifies the oaths and filing processes necessary before a person takes any elected office in the city government. Specifically, the oaths shall be administered before an officer of the state authorized to administer oaths at an open public meeting of the Mayor and City Council. The oaths shall be filed with the Cobb County Probate Court.

Ms. Alvarez explained that this charter amendment must be read at two regular consecutive meetings of the Mayor and City Council. The first public hearing will be held on March 4, 2024, at 6:30 p.m., and the final public hearing will be held on March 18, 2024, at 6:30 p.m., where final action will take place.

B. Ordinance: Oaths for Boards, Commissions, and Authorities

Consideration of approval of an ordinance to adopt an oath as prescribed by the Code of Ordinances of the City of Kennesaw, Georgia § 2-71(f) and O.C.G.A § 45-3-1; and the Loyalty Oath as set forth in O.C.G.A § 45-3-13.

City Clerk Lea Alvarez presented an ordinance to adopt an oath as prescribed by the Kennesaw Code of Ordinances § 2-71(f) and O.C.G.A § 45-3-1 as well as the inclusion of the Loyalty Oath as set forth in O.C.G.A § 45-3-13. Ms. Alvarez explained that this ordinance codifies the oaths and filing processes necessary before a person assumes office as a member of a board, commission, or authority. Specifically, the oaths shall be administered before the mayor, municipal court judge, associate judge, or an officer of the state authorized to administer oaths at an open public meeting of the Mayor and City Council. The oaths shall be filed with the Cobb County Probate Court.

Because this is an ordinance amendment, only one public hearing is required. The public hearing and final action will take place at the March 4, 2024, regular meeting of the Mayor and City Council at 6:30 p.m.

Councilmember Ferris asked why the members are required to take their oath at a regular meeting of the Mayor and City Council. He said we should be more accommodating to them and did not mind the oaths being administered in the Mayor's office at their convenience. Ms. Alvarez said the language was a carry over from the charter amendment, but was not necessary. She will strike that language out before the amendment is considered for adoption at the regular meeting.

11. Consent Agenda

A. Minutes: February 12, 2024, City Council Work Session

Approval of the February 12, 2024, City Council work session minutes.

B. Minutes: February 12, 2024, City Council Executive Session

Approval of the February 12, 2024, City Council executive session minutes.

C. Minutes: February 19, 2024, City Council Regular Meeting

Approval of the February 19, 2024, City Council regular meeting minutes.

12. General and Administrative

13. Public Safety

14. Information Technology

15. Public Works

A. Resolution: CDBG Subrecipient Agreement

Approval of a Resolution for the 2024 Community Development Block Grant (CDBG) Subrecipient Agreement between Cobb County and the City of Kennesaw.

Public Works Ricky Stewart presented a resolution for the 2024 Community Development Block Grant (CDBG) Subrecipient Agreement between Cobb County and the City of Kennesaw. Mr. Stewart stated the city enters into this agreement annually with the county each year, so instead of going through the state's CDBG process, the county will receive the funds from the state and disburse it to the cities, if participating. This year, Kennesaw's appropriation is a minimum of \$113,360.85. However, adjustments will be made as the county finalizes their numbers. Mr. Stewart confirmed this grant will be used for new sidewalk installation in Woodland Acres subdivision.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

16. Recreation and Culture

A. Resolution: Sports Association Facility Use Agreement

Approval of a Resolution to authorize the Mayor to execute a Sports Association Facility Use Agreement between the Kennesaw Baseball and Softball Association (KBSA) and the City of Kennesaw.

Parks and Recreation Director Bill McNair presented a resolution authorizing the Mayor to execute a Sports Association Facility Use Agreement with the Kennesaw Baseball and Softball Association for an additional one-year term.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

17. Community Development

18. Public Comment/Business from the Floor

19. City Manager's Report

A. Reports, Discussions, and Updates

Update to 489 - haven't made headway in negotiations

B. Resolution: Revenue Administration Policy

Approval of a Resolution to adopt the City of Kennesaw's Revenue Administration Policy.

City Manager Jeff Drobney presented a resolution adopting the City of Kennesaw's Revenue Administration policy. Dr. Drobney explained that this policy provides direction for the application, acceptance, and administration of the various revenues the city receives.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

C. Resolution: Debt Management Policy

Approval of a Resolution to adopt the City of Kennesaw's Debt Management Policy.

City Manager Jeff Drobney presented a resolution to adopt the City of Kennesaw's Debt Management policy. The intent of this policy is to ensure the city issues and manages its debt prudently in order to maintain a sound financial position and protect its credit rating.

After receiving confirmation from the Council, Mayor Easterling suggested moving the item to the Consent Agenda for the regular meeting.

20. Mayor's Report

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

21. Council Reports & Discussions

A. Discussion: First Light Technologies

Requested by Mayor Pro Tem Antonio Jones regarding the use of solar lighting.

The City Council listened to a brief presentation from Jesse Leimer of First Light Technologies, which is a manufacturer of solar lighting in Canada and Victoria, British Columbia. Mr. Leimer went over various solar lighting products with the Council that could be used to light smaller neighborhood parks.

22. Executive Session

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

23. Adjourn

Mayor Easterling adjourned the meeting at 7:05 p.m. The next regular meeting will be

held on Monday, March 4, 2024, at 6:30 p.m. in the Council Chambers. The public is encouraged to attend or view via Facebook Live.

Lea Alvarez, City Clerk

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