

Regular Session Meeting of the Sandy Springs City Council was held on Tuesday, August 17, 2021 immediately following the Public Facilities Authority Special Called Meeting, Mayor Rusty Paul presiding.

I. Invocation

Rabbi Joshua Heller provided the invocation.

II. Call to Order

Mayor Rusty Paul called the meeting to order at 6:09 p.m.

III. Roll Call and General Announcements

Members Present: Mayor Rusty Paul, Council Member John Paulson, Council Member Andrew Bauman, Council Member Chris Burnett, Council Member Steve Soteres, Council Member Jody Reichel, and Council Member Tibby DeJulio

IV. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

V. Public Comment

Gina White, 705 Hammond Drive, Sandy Springs, GA, 30314

VI. Approval of Meeting Agenda

Motion and vote: A motion was made by Council Member Tibby DeJulio, seconded by Council Member John Paulson, to approve the meeting agenda. The motion carried by unanimous vote.

VII. Consent Agenda

Motion and vote: A motion was made by Council Member Jody Reichel, seconded by Council Member Steve Soteres, to approve the Consent Agenda. The motion carried by unanimous vote.

- A. **2021-230** Meeting Minutes
August 3, 2021 Special Called Meeting
August 3, 2021 City Council Meeting
- B. **2021-231** Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on Property Located at 6256 Mt. Vernon Oaks Drive in Land Lot 36 of the 17th District, City of Sandy Springs (Tax ID# 17-0036-0001-054-8)

Resolution No. 2021-08-102

- C. **2021-232** Request for Mayor and City Council Consideration of a Memorandum of Agreement for the Community Development Assistance Program with the Atlanta Regional Commission

VIII. Presentations

There were no presentations.

IX. Public Hearing

- A. **2021-233** ABL_78569 - Approval of Alcoholic Beverage License Application for Plant Based Pizzeria and More, LLC d/b/a Plant Based Pizzeria and More – 8540 Roswell Road, Ste. 100, Sandy Springs, GA 30350. Applicant is Plant Based Pizzeria and More, LLC d/b/a Plant Based Pizzeria and More; Paul M. Jordan, Jr. for Consumption on the Premises of Wine, Malt Beverages, and Distilled Spirits.

Motion and vote: A motion was made by Council Member Steve Soteres, seconded by Council Member John Paulson, to approve ABL_78569 - Approval of Alcoholic Beverage License Application for Plant Based Pizzeria and More, LLC d/b/a Plant Based Pizzeria and More – 8540 Roswell Road, Ste. 100, Sandy Springs, GA 30350, applicant Plant Based Pizzeria and More, LLC d/b/a Plant Based Pizzeria and More; Paul M. Jordan, Jr., for Consumption on the Premises of Wine, Malt Beverages, and Distilled Spirits. The motion carried by unanimous vote.

- B. **2021-234** ABL_79052- Approval of Alcoholic Beverage License Application for Aria Spirits, LLC – 6600 Alastair Drive, Ste. 100, Sandy Springs, GA 30328. Applicant Aria Spirits, LLC; Brandon Wheelless for Package of Wine, Malt Beverages, and Distilled Spirits and Wine and Malt Beverage Tasting.

Motion and vote: A motion was made by Council Member Jody Reichel, seconded by Council Member Chris Burnett, to approve ABL_79052 Alcoholic Beverage License Application for Aria Spirits, LLC – 6600 Alastair Drive, Ste. 100, Sandy Springs, GA 30328; applicant Aria Spirits, LLC; Brandon Wheelless, for Package of Wine, Malt Beverages, and Distilled Spirits and Wine and Malt Beverage Tasting.. The motion carried by unanimous vote.

- C. **2021-235** Request for Mayor and City Council Consideration of Approval of River Corridor Review RC21-0002, for Property Located at 245 Landfall Road

Motion and vote: A motion was made by Council Member Chris Burnett, seconded by Council Member Jody Reichel, to approve the River Corridor Review RC21-0002, for property located at 245 Landfall Road. The motion carried by unanimous vote.

- D. **2021-236** Request for Mayor and City Council Consideration of Approval of a Resolution for Transmittal of the Annual Capital Improvements Element Update

Motion and vote: A motion was made by Council Member John Paulson, seconded by Council Member Tibby DeJulio, to approve the resolution for Transmittal of the Annual Capital Improvements Element Update. The motion carried by unanimous vote.

RESOLUTION NO. 2021-08-103

- E. **2021-237** Ad Valorem Tax Rate Public Hearing 3 and Set the Millage Rate for Fiscal Year 2022

Motion and vote: A motion was made by Council Member Jody Reichel, seconded by Council Member John Paulson, to approve the Ad Valorem Tax Rate and Set the Millage Rate for Fiscal Year 2022. The motion carried by unanimous vote.

ORDINANCE NO. 2021-08-28

X. New Business

- A. **2021-238** Request for Mayor and City Council Consideration of an Ordinance: to Amend Article V. – Parking at City Springs of the City of Sandy Springs Code of Ordinances; to Provide for Repeal of Conflicting Ordinances; to Provide for Adoption and Effective Date; to Provide for Codification; and to Provide for Other Lawful Purposes

Motion and vote: A motion was made by Council Member Chris Burnett, seconded by Council Member Jody Reichel, to approve the ordinance to Amend Article V. – Parking at City Springs of the City of Sandy Springs Code of Ordinances; to Provide for Repeal of Conflicting Ordinances; to Provide for Adoption and Effective Date; to Provide for Codification; and to Provide for Other Lawful Purposes, effective upon the signature of the Mayor. The motion carried by unanimous vote.

ORDINANCE NO. 2021-08-29

- B. **2021-239** Request for Mayor and City Council Consideration of Approval of T0067 Mt Vernon Hwy at Dupree Drive Construction Award

Motion and vote: A motion was made by Council Member Andrew Bauman, seconded by Council Member Tibby DeJulio, to approve the T0067 Mt Vernon Hwy at Dupree Drive Construction Award. The motion carried by unanimous vote.

RESOLUTION NO. 2021-08-104

- C. **2021-240** Request for Mayor and City Council Consideration of the Acceptance of an Agreement to Purchase Temporary Construction Easement on Property Located at 6296 Mt. Vernon Oaks Drive in Land Lot 36 of the 17th District, City of Sandy Springs (Tax ID# 17-0036-0001-064-7)

Motion and vote: A motion was made by Council Member Jody Reichel, seconded by Council Member Chris Burnett, to approve the Acceptance of an Agreement to Purchase Temporary Construction Easement on Property Located at 6296 Mt. Vernon Oaks Drive in Land Lot 36 of the 17th District, City of Sandy Springs (Tax ID# 17-0036-0001-064-7). The motion carried by unanimous vote.

RESOLUTION NO. 2021-08-108

- D. **2021-241** Request for Mayor and City Council Consideration of the Acceptance of an Agreement to Purchase Temporary Construction Easement on Property Located at 6308 Mt. Vernon Oaks Drive in Land Lot 36 of the 17th District, City of Sandy Springs (Tax ID# 17-0036-0001-067-0)

Motion and vote: A motion was made by Council Member Jody Reichel, seconded by Council Member Chris Burnett, to approve the Acceptance of an Agreement to Purchase Temporary Construction Easement on Property Located at 6308 Mt. Vernon Oaks Drive in Land Lot 36 of the 17th District, City of Sandy Springs (Tax ID# 17-0036-0001-067-0). The motion carried by unanimous vote.

RESOLUTION 2021-08-105

- E. **2021-242** Request for Mayor and City Council Consideration of an Ordinance to Amend Chapter 38, Offenses and Miscellaneous Provisions, Article III, Offenses Involving Public Peace, Order And Safety, Division 1, Generally, of the City of Sandy Springs Code of Ordinances: to Adopt an Ordinance Against Maintaining a Disorderly House; to Provide for Penalties; to Provide for Repeal of Conflicting Ordinances.

Motion and vote: A motion was made by Council Member Tibby DeJulio, seconded by Council Member Andrew Bauman, to approve the Ordinance to Amend Chapter 38, Offenses and Miscellaneous Provisions, Article III, Offenses Involving Public Peace, Order And Safety, Division 1, Generally, of the City of Sandy Springs Code of Ordinances: to Adopt an Ordinance Against Maintaining a Disorderly House; to Provide for Penalties; to Provide for Repeal of Conflicting Ordinances.. The motion carried by unanimous vote.

ORDINANCE NO. 2021-08-30

- F. **2021-243** Request for Mayor and City Council Consideration of the Settlement of the Purchase of Certain Property Rights and Interests Located at 7300 Spalding Drive NE, Sandy Springs, Georgia

Motion and vote: A motion was made by Council Member John Paulson, seconded by Council Member Steve Soteres, to approve the Request for Mayor and City Council Consideration of the Settlement of the Purchase of Certain Property Rights and Interests Located at 7300 Spalding Drive NE, Sandy Springs, Georgia, Senior Holdings. The motion carried by unanimous vote.

RESOLUTION NO. 2021-08-106

- G. **2021-244** Request for Mayor and City Council Consideration and Acceptance of the Settlement and Purchase of Right-of-Way and Easements Related to a Portion of Land Located in Land Lot 92 in the 17th District of Fulton County, Georgia, Parcel No: 17-009200060452 for the T-0033-7 CDBG Roswell Road Sidewalks Project

Motion and vote: A motion was made by Council Member Steve Soteres, seconded by Council Member Andrew Bauman, to approve the Acceptance of the Settlement and Purchase of Right-of-Way and Easements Related to a Portion of Land Located in Land Lot 92 in the 17th District of Fulton County, Georgia, Parcel No: 17-009200060452 for the T-0033-7 CDBG Roswell Road Sidewalks Project. The motion carried by unanimous vote.

RESOLUTION NO. 2021-08-107

XI. Reports

- A. **2021-245** Mayor and Council Report
- B. **2021-246** Staff Reports
1. **2021-247** June 2021 Unaudited Financials
 2. **2021-248** COVID-19 Staff Report

XII. Executive Session

Motion and vote: A motion was made by Council Member John Paulson, seconded by Council Member Chris Burnett, to suspend regular order and enter Executive Session for the purpose of real estate discussions.

Passed Yes 6, No 0, Abstained 0

Yeas: John Paulson, Andrew Bauman, Chris Burnett, Tibby DeJulio, Jody Reichel, Steve Soteres

Nays: None

The Executive Session began at 7:38 p.m.

Motion and vote: A motion was made by Council Member John Paulson, seconded by Council Member Tibby DeJulio, to adjourn the Executive Session and return to regular order.

Passed Yes 6, No 0, Abstained 0

Yeas: John Paulson, Andrew Bauman, Chris Burnett, Tibby DeJulio, Jody Reichel, Steve Soteres

Nays: None

The Executive Session ended at 7:47 p.m.

XIII. Adjournment

Motion and vote: A motion was made by Council Member Tibby DeJulio, seconded by Council Member John Paulson, to adjourn the meeting. The motion carried by unanimous vote.

The meeting adjourned at 7:47 p.m.