

Regular Session of the City of Sandy Springs City Council
Broadcast Via Live Webinar and Teleconference, Tuesday, March 16, 2021
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Regular Session Meeting of the Sandy Springs City Council was held on Tuesday, March 16, 2021 at 7:25 p.m., Mayor Rusty Paul presiding.

I. CALL TO ORDER

Mayor Rusty Paul called the meeting to order at **7:25 p.m.**

II. ROLL CALL AND GENERAL ANNOUNCEMENTS

City Clerk Raquel D. González made called the roll.

Mayor Rusty Paul – present.

Council Members present: Council Member John Paulson, Council Member Steve Soteres, Council Member Chris Burnett, Council Member Jody Reichel, Council Member Tibby DeJulio and Council Member Andy Bauman.

III. PLEDGE OF ALLEGIANCE – Mayor Paul led the Pledge of Allegiance.

IV. PUBLIC COMMENT

There was one (1) public comment, which was published with the meeting agenda.

V. APPROVAL OF THE AGENDA

Motion and Vote: Council Member DeJulio moved that the meeting agenda be approved for Tuesday, March 16, 2021. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

VI. CONSENT AGENDA

A. 2021-093 Meeting Minutes
March 2, 2021 Work Session
March 2, 2021 City Council Meeting
(*Raquel D. González, City Clerk*)

B. 2021-094 Request for Mayor and City Council Consideration of Approval of the Path Easement Agreement with Georgia Power Company for the CDBG/T-0033-7 Roswell Road Streetscape Project (Stewart Drive to Northwood Drive) Phase 2
(*Presented by William H. Martin, Jr., AIA, Public Works Director*)

2021-03-39 RES

C. 2021-095 Request for Mayor and City Council Consideration of Acceptance of a Release of Claims of Property Located in Land Lot 15 of the 17th District, City of Sandy Springs, Fulton County, Georgia
(*Presented by William H. Martin, Jr., AIA, Public Works Director*)

2021-03-40 RES

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Motion and Vote: Council Member Bauman moved to adopt the consent agenda for Tuesday, March 16, 2021. Council Member Reichel seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

VII. Presentations – None.

VIII. Public Hearing

- A. 2021-096** ABL_73261 - Approval of Alcoholic Beverage License Application for LHP HH1, LLC DBA Hyatt House Atlanta Perimeter Center, located at 5785 Peachtree Dunwoody Road, Sandy Springs GA 30342. Applicant is Kevin Brian Richards for Consumption of Wine, Malt Beverages and Distilled Spirits.

Toni Jo Howard, Finance Director presented the application for Consumption on the Premises of Wine, Malt Beverages and Distilled Spirits for LHP HH1, LLC DBA Hyatt House Atlanta Perimeter Center, at 5785 Peachtree Dunwoody Road, Sandy Springs, GA 30342. This business is located at the intersection of Peachtree Dunwoody Road and Lake Hearn Drive NE. The applicant, Kevin Brian Richards, met all requirements and staff recommends approval. The business is located in District 5.

There were no public comments, Mayor Paul closed the public hearing.

Motion and Vote: Council Member DeJulio moved to approve agenda item 2021-096, Alcoholic Beverage License Application for LHP HH1, LLC DBA Hyatt House Atlanta Perimeter Center, located at 5785 Peachtree Dunwoody Road, Sandy Springs GA 30342. Council Member Paulson seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

IX. New Business

- A. 2021-097** Request for Mayor and City Council Consideration of a Resolution to Approve an Intergovernmental Agreement with the Fulton County Board of Education for Shared Use of the Passive Park at Spalding Drive Elementary School and to Authorize the Mayor to Execute the Agreement

Michael Perry, Director of Recreation and Parks presented that the most recent IGA with Spalding Drive Elementary School expired on April 30, 2020. The previous IGA served both bodies by providing the school with needed assistance with park care and maintenance and providing the City with a .6 acre passive park for community use. The proposed IGA will require the City to continue to provide regular maintenance of the passive park for student enjoyment during school hours, as well as public use during non-school hours, weekends and holidays. The new IGA will be for a ten (10) year period of time for longer contractual use and continuity, as previous ones have been for five (5) year periods. While This is an IGA with another governmental body and requires the Mayor's signature , not the signature of the City Manager.

Motion and Vote: Council Member Reichel moved to approve agenda item 2021-097, a resolution to approve an Intergovernmental Agreement with the Fulton County Board of Education for Shared Use of the Passive Park at Spalding Drive Elementary School and to authorize the Mayor to Execute the Agreement. Council Member Burnett seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

2021-03-41 RES

- 101
102 **B. 2021-098** Request for Mayor and City Council Consideration of a Resolution to Approve Award
103 of Contract for Architectural, Engineering, and Construction Administration Services
104 to Hussey Gay Bell for New Fire Station #5; to Authorize the City Manager to Execute
105 Same; and for Other Purposes.
106

107 **David Wells, Deputy City Manager** stated Hussey Gay Bell (HGB) is currently under contract for
108 Architectural, Engineering, and Construction Administration Services in connection with Fire Station #2.
109 HGB was selected for that project pursuant to competitive procurement and deemed to be the most
110 qualified. They provided the lowest cost of services on the short-list firms. Construction of Fire Station #2
111 is expected to begin in the next couple of months. The City has approved acquisition of the property for
112 the purpose of construction of an additional fire station in the panhandle, at 7800 Mt. Vernon Road. The
113 City Purchasing Policy allows that with appropriate approval, a sole source procurement may be made from
114 one vendor among others in a competitive market place which, for justifiable reasons, is found to be the
115 most advantageous for fulfilling a given purchasing need. HGB is currently performing the same basic
116 services for the City in connection with the construction of Fire Station #2. If selected for this additional
117 project, HGB will be able to provide a continuity of services for architectural, engineering, and construction
118 administration of the new Fire Station #5, with consideration for the uniqueness of the property and
119 neighborhood. Staff recommends award of this contract to Hussey Gay Bell in the amount of \$289,885.00
120 for Architectural, Engineering, and Construction Administration Services for New Fire Station #5.
121

122 **Council Member John Paulson** noted that Hussey Gay Bell is not involved with any public meetings.
123 There is a lot of interest in this project. Can we make sure that staff takes the HGB design concepts out to
124 the community?

125 **Deputy City Manager Wells** responded yes.
126

127 **Motion and Vote:** Council Member Paulson moved to approve agenda item 2021-098, Resolution to
128 Approve Award of Contract for Architectural, Engineering, and Construction Administration Services to
129 Hussey Gay Bell for New Fire Station #5; to authorize the City Manager to Execute Same; and for Other
130 Purposes. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried
131 unanimously.
132

133 **2021-03-42 RES**
134

- 135 **C. 2021-099** Request for Mayor and City Council Consideration of Approval to Authorize the City
136 Manager to Execute a Change Order and the Revised Contract for Engineering Design
137 and Construction Services with HNTB for the Northside Drive at Riverview/Old
138 Powers Ferry Road Intersection Improvement Project (TS106)
139

140 **Marty Martin, Director of Public Works** presented the Change Order request, which asks for
141 construction service support through HNTB, the design consultant for TS106, Northside Drive at Riverview
142 / Old Powers Ferry Road Intersection Improvement Project. The consultant is asked to provide a pre-bid
143 meeting, a pre-construction meeting, material submittal review, assistance in RFIs, review of contractor
144 designed soil nail wall plans to include structural support for those reviews, construction site visits and
145 inspections as required to augment staff in delivery of this project. Because of the thresholds involved with
146 approval, this Change Order is for \$57,993.00. We recently completed most of the approvals for ROW
147 acquisition, and we are now posturing with the consultant to be prepared to move forward with construction
148 later this year. This Change Order will bring the total design and construction services contract value to
149 \$246,954.00. Sufficient funds are available in the TSPLOST project TS106 to fund this work.
150

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Motion and Vote: Council Member Reichel moved to approve agenda item 2021-099, Resolution to Authorize the City Manager to Execute a Change Order and the Revised Contract for Engineering Design and Construction Services with HNTB for the Northside Drive at Riverview / Old Powers Ferry Road Intersection Improvement Project (TS106). Council Member Bauman seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

2021-03-43 RES

- D. 2021-100** Request for Mayor and City Council Consideration of Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on Property that Lies within Land Lot 383 of the 6th District of Fulton County, Georgia.

Marty Martin, Director of Public Works reported staff recommends that the Mayor and City Council accept an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement in support of Project TS-169, Dunwoody Club Drive Sidewalk Project. This property is located at 920 Dunwoody Club Drive. The acquisition is 194.03 square feet of Fee Simple Right of Way and 1,578.49 square feet of Temporary Construction Easement. Based upon a staff appraisal of \$8,500, staff was able to negotiate an amicable settlement with the property owner in the amount of \$11K for the required ROW and easement. This parcel is the last parcel remaining on the project that will allow the City to complete sidewalk connectivity from Spalding Drive down to the Dunwoody Country Club. There is also a sidewalk on the City of Dunwoody's side of Dunwoody Club Drive which allows full connectivity to Mt. Vernon Highway. This project should begin within the next 90 days.

Motion and Vote: Council Member Paulson moved to approve agenda item 2021-100, Approval of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on Property that Lies within Land Lot 383 of the 6th District of Fulton County, Georgia. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

2021-03-44 RES

- E. 2021-101** Request for Mayor and City Council Consideration of Acceptance of an Agreement to Purchase Real Estate Property that Lies within Land Lot 13 of the 17th District of Fulton County, Georgia

Marty Martin, Director of Public Works reported the property is owned by the Young Men's Christian Association of Metropolitan Atlanta, Inc. (YMCA), and is located at the intersection of Peachtree Dunwoody Road and Windsor Parkway, within the city limits of Sandy Springs, Georgia. This parcel is the only parcel requiring right of way on the project. The project can now move into the bids advertising stage. The acquisition of 3,691.23 square feet of Fee Simple Right of Way, 2,252.94 square feet of Permanent Easement for the Construction and Maintenance of Stormwater Drainage and 5,760.60 square feet of Temporary Construction Easement on the YMCA property is necessary in order to construct the T-0069 Peachtree Dunwoody Road at Windsor Parkway Intersection Project. The City's appraised fair market value offer is \$41,400.00. Staff was able to negotiate an amicable settlement of \$45,000.00 which includes compensation for the reconstruction / relocation of a fence and landscaping to restore impacted areas.

Motion and Vote: Council Member DeJulio moved to approve agenda item 2021-101, Approval of an Agreement to Purchase Real Estate Property that Lies within Land Lot 13 of the 17th District of Fulton County, Georgia. Council Member Reichel seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

201 2021-03-45 RES

202 X. Reports

203 A. 2021-102 Mayor and Council Report

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206
207 Mayor Rusty Paul read a Proclamation recognizing Deputy Fire Marshall Jesse Bernard who is leaving
208 and moving to Nebraska. Also, in a recent call with the Fulton County Board of Commissioners, the County
209 Manager reported that 80% of the hours donated by city personnel and fire service personnel supporting
210 the County's COVID Vaccination program has come from the City of Sandy Springs.

211
212 Council Member Jody Reichel recognized Recreation and Parks Director Michael Perry, his staff and
213 Sandy Springs Youth Sports for a successful opening day at Morgan Falls.

214
215 Mayor Paul added that the fields look phenomenal and people are delighted with the investment that the
216 City has made. It is a great facility for youth in Sandy Springs.

217
218 A. 2021-103 Staff Reports

219
220 2021-104 1. January 2021 Unaudited Financials

221
222 Finance Toni Jo Howard stated the City is currently at 58.3% complete for FY2021. COVID
223 sensitive revenues are at 67.84%, which is above those same revenues at this point last year, which
224 was at 60.83%. The expenditures related to COVID are currently at 86.53% of budget. On the
225 Local Option Sales Tax, the City is currently slightly under \$11M in collections; compared to
226 \$11.7M this same time last year. The City is currently overall at 82.87% of revenues; compared
227 to 73.9% at the same point last year. For the departments in total, the City is at 41.99% of budget;
228 this same point last year the City was at 49%.

229
230 2021-105 2. COVID Operations Update

231
232 Chief Keith Sanders reported on a downward trend of positive cases in the city. Hospital COVID
233 cases are still trending down and hospital bed availability is continuing to improve. COVID deaths
234 are up by five over the last seven days. COVID vaccine administration is nearing 100K in the last
235 seven days for Fulton County. We assign one engine company a day to the North Fulton Vaccine
236 Center in Alpharetta along with two administrative personnel, Imani White and Sandy Dupree.
237 They work as liaisons in coordinating, scheduling and helping with administration. Other cities
238 participating are Alpharetta, Milton, Roswell and Johns Creek to help in having minimum staffing
239 of five paramedics or EMTs daily at the site. The City also has a large group of Fire Corp members.
240 The volunteers are there weekly serving and we appreciate all of them. Council has been
241 instrumental in encouraging doctors and nurses in our community that wanted to contribute. The
242 vaccination site is averaging 1,000 vaccines per day. Staff received news today that there will be
243 a vaccine mobile program launched in Fulton County and Sandy Springs will be the first site.
244 CORE will coordinate that beginning March 18 and 19 at the 620 Morgan Falls. Their goal is to
245 vaccinate 250 people per day. There will be a pre-registration. The Sandy Springs Police
246 Department is committing three paramedics / EMTs to help administer the vaccine. We are
247 working with Communications to get the information out. The scheduling will focus on churches,

schools and non-profit organizations within the City to reach out to those people who are in risk levels. We are planning to do a concentrated reach out to our Spanish community.

XI. Executive Session – Real Estate

Motion and Vote: Council Member Paulson moved to suspend regular order and enter into Executive Session for the purpose of real estate discussions. Council Member DeJulio seconded. Mayor Paul called for a roll call vote. The motion carried unanimously. Executive Session began at **8:07 p.m.**

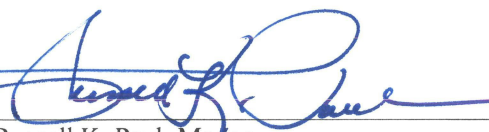
Motion and Vote: Council Member Paulson moved adjourn Executive Session and return to the regular order. Council Member DeJulio seconded. Mayor Paul called for a roll call vote. The motion carried by unanimously (4-0, Present: Council Members Paulson, Soteres, Reichel and DeJulio; Absent: Council Members Bauman and Burnett), Executive Session ended at **9:46 p.m.**

XII. ADJOURNMENT

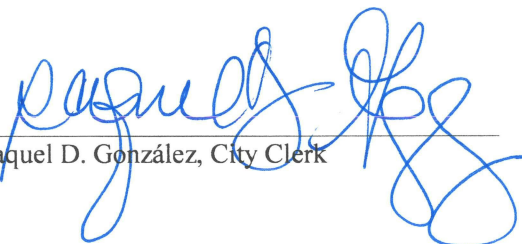
Motion and Vote: Council Member Paulson moved adjourn the meeting. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously (4-0, Present: Council Members Paulson, Soteres, Reichel and DeJulio; Absent: Council Members Bauman and Burnett).

The meeting adjourned at **9:46 p.m.**

Dated approved: April 6, 2021.



Russell K. Paul, Mayor



Raquel D. González, City Clerk