

Meeting of the Sandy Springs City Council was held on Tuesday, February 15, 2022 following the City Council Work Session, Mayor Rusty Paul presiding.

I. Call to Order

Mayor Rusty Paul called the meeting to order at 7:23 p.m.

II. Roll Call and General Announcements

Members Present: Mayor Rusty Paul, Councilmember John Paulson, Councilmember Melody Kelley, Councilmember Melissa Mular, Councilmember Jody Reichel, Councilmember Tibby DeJulio, Councilmember Andrew Bauman

III. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

IV. Public Comment

1. **Joe Fitzgerald, 945 Redding Drive** - pedestrian lights on Johnson Ferry
2. **Bill Cleveland, 6441 Wright Road** - tree canopy

V. Approval of Meeting Agenda

Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember Melissa Mular, to approve the meeting agenda. The motion carried by unanimous vote.

VI. Consent Agenda

Motion and vote. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Melissa Mular, to approve the Consent Agenda. The motion carried by unanimous vote.

- A. **2022-37** Meeting Minutes
February 1, 2022 City Council Work Sessions
February 1, 2022 City Council Meeting

VII. Presentations

There were no presentations.

VIII. Public Hearing

- A. **2022-38** ABL_BILL# 94265
Request for Mayor and City Council Consideration of Approval of Alcoholic Beverage License Application for 301 Sandy Springs, Inc., d/b/a Yuka Sushi Bar.
6125 Roswell Rd #900, Sandy Springs, GA 30328

Toni Jo Howard, Finance Director, presented the Alcoholic Beverage License Application for 301 Sandy Springs, Inc., doing business as Yuka Sushi Bar, at 6125 for Roswell Road, # 900, Sandy Springs, GA 30328 for Consumption on the Premises of Wine, Malt Beverages, and Distilled Spirits. The applicant met all requirements. The business is located in District 3.

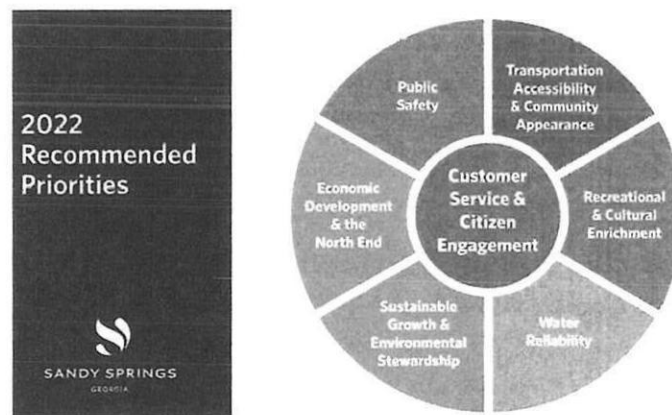
There were no public comments. **Mayor Rusty Paul** closed the public hearing.

Motion and vote. A motion was made by Councilmember Melissa Mular, seconded by Councilmember Jody Reichel, to approve the ABL_BILL# 94265, Alcoholic Beverage License Application for 301 Sandy Springs, Inc., d/b/a Yuka Sushi Bar at 6125 Roswell Rd #900, Sandy Springs, GA 30328, for the Consumption on the Premises of Wine, Malt Beverages, and Distilled Spirits. The motion carried by unanimous vote.

IX. New Business

- A. **2022-39** Request for Mayor and City Council Consideration of a Resolution to Adopt 2022 Priorities

Eden Freeman, City Manager, presented the proposed 2022 City Council Priorities. At the annual Mayor and City Council Retreat on February 3, 2022, staff provided an update on the City's 2021 adopted priorities and recommended 2022 priorities for Council's consideration.



Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, to approve the City of Sandy Springs 2022 Priorities. The motion carried by unanimous vote.

Resolution No. 2022-02-20

- B. **2022-40** Request for Mayor and City Council Consideration of a Resolution to Approve the Second Amendment to Project Specific Agreement for NeighborWoods Right-of-Way Trees with Trees Atlanta, Inc.

Catherine Mercier-Baggett, Sustainability Manager, presented the Second Amendment to Project Specific Agreement for NeighborWoods Right-of-Way Trees with Trees Atlanta, Inc. The City has partnered with Trees Atlanta, Inc. since the 2019-2020 planting season to supplement the tree canopy along public

rights-of-way and in parks. Since then, Trees Atlanta volunteers have planted over 400 trees on City property. The Payment Terms included in Project Specific Agreement CA2019-191 Exhibit B split the payment for a planting season in four instalments spread over two years: 50% of the total contract value ahead of the planting season, 25% after the trees are planted and verified by City Staff, 17% after the first year of maintenance and 8% after the second year of maintenance. This methodology complicates accounting, especially when not all 200 trees are planted but have already been paid for at a 50% rate.

Trees Atlanta proposes to change the Payment Terms to a single payment (100%) after City Staff verified the trees were properly planted. This amendment would not relieve Trees Atlanta from their two-year maintenance responsibilities or any other stipulations of the contract. The amount of the contract would remain the same: up to \$50,000 annually for 200 trees.

Motion and second. A motion was made by Councilmember Andrew Bauman, seconded by Councilmember Melody Kelley, to approve the Second Amendment to Project Specific Agreement for NeighborWoods Right-of-Way Trees with Trees Atlanta, Inc.

Councilmember Andy Bauman asked is the City maximizing its contracted trees?

Sustainability Manager Mercier-Baggett replied yes for the NeighborWoods right-of-way agreement, but not for the NeighborWoods front yard trees agreement.

Vote on the motion. The motion carried by unanimous vote.

Resolution No. 2022-02-21

- C. **2022-41** Request for Mayor and City Council Consideration of a Resolution to Approve the First Amendment to Project Specific Agreement for NeighborWoods Front Yard Trees with Trees Atlanta, Inc.

Catherine Mercier-Baggett, Sustainability Manager, presented the First Amendment to Project Specific Agreement for NeighborWoods Front Yard Trees with Trees Atlanta, Inc. The City has partnered with Trees Atlanta, Inc. since the 2018-2019 planting season to provide front yard trees free of charge to residential property owners. Since then, Trees Atlanta has worked with nearly 50 property owners. The Payment Terms included in Project Specific Agreement CA2019-192 as Exhibit B split the payment for a planting season in four instalments spread over two years: 50% of the total contract value ahead of the planting season, 25% after the trees are planted and verified by City Staff, 17% after the first year of maintenance and 8% after the second year of maintenance. This methodology complicates accounting, especially when not all 200 trees are planted but have already been paid for at a 50% rate.

Trees Atlanta proposes to change the Payment Terms to a single payment (100%) after City Staff has verified the trees were properly planted. This amendment would not relieve Trees Atlanta of their two-year maintenance responsibilities or any other stipulations of the contract. The amount of the contract would remain the same: up to \$50,000 annually for 200 trees.

Motion and vote. A motion was made by Councilmember Andrew Bauman, seconded by Councilmember Melody Kelley, to approve the First Amendment to Project Specific Agreement for NeighborWoods Front Yard Trees with Trees Atlanta, Inc.. The motion carried by unanimous vote.

Resolution No. 2022-02-02

- D. **2022-42** Request for Mayor and City Council Consideration of a Resolution to Approve an Intergovernmental Agreement between the Georgia Department of Transportation and the City of Sandy Springs, Georgia, for Traffic Signal Operations Program Coordination

Kristen Wescott, Traffic/Transportation Unit Manager, Public Works, presented the Intergovernmental Agreement between the Georgia Department of Transportation ("GDOT") and the City of Sandy Springs, Georgia, for Traffic Signal Operations Program ("SigOps") Coordination. The primary purpose of the SigOps program is to facilitate cooperation and coordination across jurisdictional boundaries to effect signal operational efficiencies. The program has expanded the geographic scope of its support to potentially include all signals off of the state system. In redefining the program, the focus has shifted from corridors and zones to regions. Sandy Springs will be included in the Central Metro region, which includes Central Fulton and portions of DeKalb County north of I-285. Within the SigOps program, GDOT provides staff resources through contracted services to support signal monitoring, develop or modify signal timing plans, provide special events signal timing adjustments, perform troubleshooting and maintenance tasks as well as provide training and support. There is no fee for the City to participate in the state-run SigOps program. The City will experience indirect costs for staff coordination time.

Motion and second. A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, to approve the intergovernmental agreement between the Georgia Department of Transportation and the City of Sandy Springs, Georgia, for Traffic Signal Operations Program Coordination.

Councilmember John Paulson asked will the City lose control of some of the signals it currently manages.

Traffic Unit Manager Westcott replied no.

Vote on the motion. The motion carried by unanimous vote.

Resolution No. 2022-02-23

- E. **2022-43** Request for Mayor and City Council Consideration of an Agreement for Automatic Aid By and Among the North Fulton County Cities of Alpharetta, Johns Creek, Milton, Roswell and Sandy Springs and to Authorize the Mayor and the Fire Chief to Execute the Same

Keith Sanders, Fire Chief, presented the Agreement for Automatic Aid by and among the North Fulton County Cities of Alpharetta, Johns Creek, Milton, Roswell and Sandy Springs. The City of Sandy Springs and the City of Roswell have had an "Automatic Aid" Mutual Aid Agreement with each other since 2016. The proposed Agreement for Automatic Aid ("Agreement") expands "Automatic Aid" to include the other North Fulton cities of Alpharetta, Johns Creek, and Milton. The Agreement will significantly improve the Sandy Springs Fire Department's ability to handle major incidents by seamlessly working with the other fire departments through mutual training, operational policies, communication, Automatic Vehicle Location within CAD, and other aspects of incident management. This regional approach will necessitate CAD to CAD (Computer Aided Dispatch) interface between all three (3) PSAP's (Public Safety Answering Points) in North Fulton. Currently, there is CAD to CAD integration between the Roswell and Alpharetta PSAP, but not between the Roswell and Chattcom PSAP. The Chattahoochee River Authority Technical Advisory Committee has approved a Decision Request and Task Order that outlines the necessary Scope of Work to complete the CAD to CAD integration project. The Integration Task Order will be presented at the next

Chattahoochee River Authority quarterly meeting. This Automatic Aid concept has been implemented in other jurisdictions, including metro Chicago and the metro Phoenix area, where it was highlighted as a best practice by ICMA at its 2021 conference.

The project cost will be funded by the Chattahoochee River 911 Authority.

Interface Cost:	\$ 13,155.00
Cisco Router:	\$ 3,614.00
Network Vendor:	\$ 825.00

Annual Recurring Costs

Interface Annual	\$ 1,500.00
Maintenance:	
Cisco Support:	\$ 560.00
AT&T:	\$ 3,930.96

Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember John Paulson, to approve an agreement for automatic aid by and among the North Fulton County Cities of Alpharetta, Johns Creek, Milton, Roswell and Sandy Springs and to authorize the Mayor and the Fire Chief to execute the same. The motion carried by unanimous vote.

Resolution No. 2022-02-24

- F. **2022-44** Request for Mayor and City Council Consideration of the Appointments of Members to the Next Ten Comprehensive Plan Five-Year Update Advisory Committee

Mayor Rusty Paul presented a slate of nominees to appoint to the City of Sandy Springs Next Ten Comprehensive Plan Five-Year Update Advisory Committee. Nominees include Evan Barron, Sandy Springs Board of Ethics; Andy Bauman, Sandy Springs City Council; Kim Gay, Sandy Springs Board of Ethics; Sequoia Hanneman, Citizen Member; and Julie Smith, Citizen Member.

Motion and vote. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Melissa Mular, to approve the member appointments to the Next Ten Comprehensive Plan Five-Year Update Advisory Committee. The motion carried by unanimous vote.

Resolution No. 2022-02-25

- G. **2022-45** Request for Mayor and City Council Consideration of a Resolution Opposing HB 1093 and SB 494 and Opposing Limitations on a Municipality's Authority to Make Housing, Land Use and Zoning Decisions within a Local Government's Geographical Boundaries

Mayor Rusty Paul presented a resolution stating the City of Sandy Springs' opposition to HB 1093 and SB 494 and opposition to limitations on a municipality's authority to make housing, land use and zoning decisions within a local government's geographical boundaries. Companies, hedge funds and major corporations are buying up housing that are generally fee-simple to turn them into rentable units only. The presented bills are another effort by the Georgia General Assembly to strip local governments of their constitutional authority to manage land use. This effort is being pushed by homebuilders and realtors. A

house is more than a shelter. It is an asset, supporting retirements, college and new businesses for many families.

Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Andrew Bauman, to approve the resolution memorializing the City's opposition to HB 1093 and SB 494 and limitations on a municipality's authority to make housing, land use and zoning decisions within a Local Government's Geographical Boundaries. The motion carried by unanimous vote.

Resolution No. 2022-02-26

X. Reports

A. 2022-46 Mayor and Council Report

Mayor Rusty Paul reported on activities at the Georgia General Assembly. The Georgia General Assembly is reviewing several legislation proposals that take away a local government's authority to regulate party houses, short-term rentals, and long-term rentals. There is also a bill that proposes to limit a local government's authority to regulate annexations. Finally, HB 302 would require that local jurisdictions charge no more than what it cost to conduct the government's permitting work for permits. But, such an action may actually result in some governments, such as the City of Sandy Springs, increasing its permitting fees to cover the City's actual costs to issue permits.

B. 2022-47 Staff Reports

1. Unaudited December 2021 Financials

Toni Jo Howard, Finance Director, presented the Unaudited December 2021 Financials. The City has received five months of LOST collections, and is trending ahead of last year's collections. The City has received the bulk of current year property taxes, and will continue to collect through March, 2022. Building permits are performing strongly, and transfers from Hotel/Motel have exceeded the budgeted amount. At half way through the fiscal year, revenues are at 61.81% of budget and expenditures are at 37.42%.

Mayor Rusty Paul advised the Local Option Sales Tax is up for renewal this year. Countywide negotiations begin in March, 2022, and should be settled by June, 2022. If no agreement is reached by December, 2022, those taxes will go away.

XI. Executive Session

Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, to recess from regular order and enter executive session for the purposes of real estate discussions. The motion carried by unanimous vote.

The executive session began at 8:09 p.m.

Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, to end the executive session return to regular order. The motion carried by unanimous vote.

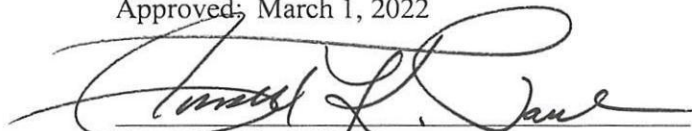
The executive session ended at 9:30 p.m.

XII. Adjournment

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

The meeting adjourned at 9:30 p.m.

Approved: March 1, 2022



Russell K. Paul, Mayor

Raquel D. Gonzalez, City Clerk

