

Meeting of the Sandy Springs City Council was held on June 7, 2022 at Following Work Session, Mayor Rusty Paul presiding.

I. Call to Order

Mayor Pro Tempore John Paulson called the meeting to order at 7:57 p.m.

II. Roll Call and General Announcements

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

Members Absent: Mayor Rusty Paul

III. Pledge of Allegiance

Mayor Pro Tempore John Paulson led the Pledge of Allegiance.

III. Public Comment

1. **Jane Kelley, 590 Windsor Park Place, Sandy Springs** - Arts Education at Abernathy
2. **Tricia Gephardt, 5595 Whitner Drive, Sandy Springs** - Budget and Gun Violence
3. **Leslie Mullis, 235 Brandon Pl, Sandy Springs** - Recent Gun Violence
4. **Shea Roberts, 340 Riverhill Drive, Sandy Springs** - A call to action on gun violence
5. **Trisha Thompson, 145 River North Drive, Sandy Springs** - Abernathy Arts Center
6. **Ronda Smith, 76 Long Island Pl, Sandy Springs** - Stormwater Regs
7. **Melanie Couchman, 8899 Huntcliff Trace** - Gun Issue
8. **Junnel Brown, 15 Morgan Falls Road #8304, Sandy Springs** - Purchasing a Home in Sandy Springs
9. **Megan Harris, 9165 Carroll Manor Dr, Sandy Springs** - General Inquiries: Next Ten, D/I Task Force, Safety/Security
10. **Dontaye Carter, 300 Nesbit Lake Court, Sandy Springs** - Public Safety and Council Discussion Item

IV. Approval of Meeting Agenda

Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember Jody Reichel, to approve remove item XI (Executive Session) from the agenda, and approve the agenda as amended.. The motion carried by unanimous vote.

V. Consent Agenda

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

**Meeting of the City of Sandy Springs City Council
Studio Theatre, Sandy Springs City Hall and Broadcast Via Live Webinar and Teleconference
June 7, 2022 at Following Work Session
Page 2 of 9**

- A. **2022-137** Meeting Minutes
May 17, 2022 FY2023 Budget Workshop 2
May 17, 2022 City Council Work Session
May 17, 2022 City Council Meeting
May 24, 2022 FY2023 Proposed Budget Presentation
- B. **2022-138** Request for Mayor and City Council Consideration of Acceptance of a Temporary Driveway Easement on Property Located at 755 Mt. Vernon Highway in Land Lot 35 of the 17th District, City of Sandy Springs (Tax ID# 17-0035- LL-089-7); TS-192 Mt. Vernon Corridor Improvements Project

Resolution No. 2022-06-63

- C. **2022-139** Request for Mayor and City Council to Authorize a Contract Award to Rubio and Son Interiors, Inc. for City Green Stage Improvements and Authorizing the City Manager to Execute a Contract

Resolution No. 2022-06-64

VI. Presentations

There were no presentations.

VII. Public Hearing

- A. **2022-140** First Public Hearing on FY 2023 Budget and Discussion

Eden Freeman, City Manager, presented the FY 2023 Budget Public Hearing I. The FY2023 Proposed General Fund Revenues is \$ 109,690,420 and General Fund Expenditures is \$130,619,972. The FY 2023 Summary of All Funds is \$995,347,649, which includes several multi-year funds.

City Manager Freeman continued to share responses to questions from the May 24, 2022 Budget Workshop:

Why do we show the full value of previously completed projects in the Public Facilities Authority Fund?

Auditor has advised that as a multi-year fund with project linked budgets, we must show the cumulative amounts in the budget, since debt service will continue, City Springs project will remain until satisfied.

Can Tree Fund dollars be used for personnel?

City Attorney's Office has opined that the funds are to be used for the purposes of replacing tree canopy or canopy preservation, and that the ordinance does not limit use of funds to the purchase of trees.

Can we participate in fuel hedging?

We continue to research options, but preliminary indications are that our consumption volume is too small compared to amounts required.

When did we adopt the Five-Year CIP?

As part of the FY2022 Budget. However, it is a planning document only and the amounts that were specified for the FY2022 project allocations are the only amounts that were included in the ordinance adopting the FY2022 Budget.

Do we have information on SB 361 – Law Enforcement Strategic Support Act?

Law takes effect on July 1, 2022 and is applicable to tax years beginning on or after January 1, 2023. Places a limit on deductions at \$3 million/calendar year for qualified law enforcement foundations.

Breakdown of Costs for Veterans Park (as presented April 19) :

Questions from Workshop 3

- Breakdown of Costs for Veterans Park (as presented April 19)

PROJECT BUDGETS		
VETERANS PARK	PARK AREA TSPLOST	TS-191 OVERALL PROJECT
\$4,747,802	\$729,217	\$25,300,000

Veterans Park Sandy Springs, Georgia Opinion of Probable Construction Costs - Schematic Design Date: 4/11/2022		BARGE DRAFT	
		TOTALS VETERANS PARK	TOTALS TSPLOST
Utilities	\$	45,000	\$
Earthwork	\$	122,766	\$
Demolition	\$	10,720	\$
Erosion Control	\$	17,000	\$
Electrical/Comm/Security	\$	606,429	\$
Storm Drainage	\$	48,553	\$
Vehicular Paving	\$		9,095
Hardscape	\$	230,301	\$
Walks	\$	341,046	\$
Water Features	\$	1,326,847	\$
Programmed Improvements	\$	86,500	\$
Site Furnishings	\$	63,600	\$
Landscape & Irrigation	\$	301,196	\$
Wayfinding	\$	15,000	\$
General Requirements	\$	119,304	\$
Construction Subtotal Cost	\$	3,104,235	\$
Design Contingency	\$	150,000	\$
General Conditions	\$	410,000	\$
Total Estimated Construction Cost	\$	3,664,235	\$
Additional Project Costs	\$	729,217	\$
Project Total Cost	\$	4,393,452	\$

This "Opinion of Probable Construction Costs" is made on the basis of judgment as experienced and qualified professionals generally familiar with site development projects. Cost items and estimated quantities have been determined from a conceptual schematic design drawing. BARGE Design Solutions, Inc. does not guarantee that proposals, bids, or actual construction cost will not vary from this Opinion of Probable Construction Costs.

Capital Projects Funding Summary

**Capital
 Projects
 Funding
 Summary**

Fiscal Year	Capital Project Fund	Stormwater Fund	TSPLOST	Total
2006				
2007	\$ 6,180,936	\$ 0		\$ 6,180,936
2008	15,540,483	450,000		15,990,483
2009	29,152,474	1,800,000		30,952,474
2010	23,647,716	500,000		24,147,716
2011	14,900,001	1,800,000		16,700,001
2012	12,320,198	2,500,000		14,820,198
2013	26,571,822	2,500,000		29,071,822
2014	24,336,631	1,600,000		25,936,631
2015	29,428,429	1,750,000		31,178,429
2016	29,904,824	2,550,000		32,454,824
2017	15,723,455	2,500,000	\$ 387,040	18,223,455
2018	15,747,490	2,000,000	3,755,417	17,747,490
2019	15,695,325	1,500,000	7,772,568	17,195,325
2020	19,425,000	1,750,000	10,924,185	21,175,000
2021	4,052,500	1,225,000	7,042,842	5,277,500
2022	15,725,971	1,720,000	6,713,107	17,445,971
Total	\$298,353,255	\$26,145,000	\$36,595,159	\$361,093,414

• FY 2022 is projected

Mayor Pro Tempore John Paulson opened the public hearing.

Opposition

1. **Tochie Blad, 7320 Hunters Branch Drive, Sandy Springs**
2. **Leslie Mullis, 235 Brandon Pl, Sandy Springs**

There being no more public comment, **Mayor Pro Tempore Paulson** closed the public hearing.

Councilmember Melody Kelley stated the nonprofit recreation grant program should be fully funded.

City Manager Freeman advised that to make up for the \$75K funding different between FY 2022 and what is proposed for FY 2023, the Council could reduce some other items in the proposed budget. Reducing the fund balance allocation would be easiest. However, Staff waiting until mid-year to review whether to contribute more to the recreation non-profit grant program.

Councilmember Andy Bauman stated Staff could get the program started early in the fiscal year and revisit the need for additional funds later in the year. Additionally, Council should be provided the opportunity to visit all of the currently funded nonprofit recreation program.

Kristin Smith, Assistant City Manager, stated yes, the solicitation to participate in the FY 2023 nonprofit recreation grant program will be out early in year. The Council can also amend the budget at the time of award recommendation based on applications received and the requested need.

Councilmember Tibby DeJulio stated the City Sandy Springs has always included everyone in our events, regardless if individuals have the funds to participate. It is the City's policy to include everyone, especially with children in the parks.

Councilmember Bauman stated, but also, much of the City's programming is done through partner organizations. Could should review what are the City's partner programs' scholarships opportunities.

Councilmember Jody Reichel stated the proposed budget still includes the water feature.

City Manager Freeman replied there has been no decision on the water feature, so it remains as a budgeted item in case the Council chooses to move forward with it.

Mayor Pro Tempore Paulson asked if the City should bring back the Serving Sandy Springs grant program. Maybe the option to bring it back should be revisited in the fall.

City Manager Freeman stated Staff will circulate the former grant program details to the Council for review.

- B. **2022-141** ABL # 95666 - Alcoholic Beverage License Application for Farsikitchen LLC d/b/a Farsikitchen 8540 Roswell Rd, Suite 400 Sandy Springs, GA 30350, applicant Amir Hassandoolabi, for Consumption on the Premises of Distilled Spirits, Wine, & Malt Beverages.

Toni Carlisle, Interim Finance Director, presented ABL # 95666, and Alcoholic Beverage License Application for Farsikitchen, LLC d/b/a Farsikitchen at 8540 Roswell Rd, Suite 400 Sandy Springs, GA 30350. Applicant Amir Hassandoolabi has met all requirements for Consumption on the Premises of Distilled Spirits, Wine, & Malt Beverages. Staff recommends approval.

There were no public comments. **Mayor Pro Tempore John Paulson** closed the public hearing.

Motion and vote. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Melissa Mular, to approve the ABL # 95666 - Alcoholic Beverage License Application for Farsikitchen LLC d/b/a Farsikitchen at 8540 Roswell Rd, Suite 400 Sandy Springs, GA, 30350, applicant Amir Hassandoolabi, for Consumption on the Premises of Distilled Spirits, Wine, & Malt Beverages. The motion carried by unanimous vote.

- C. **2022-142** Request for Mayor and City Council Consideration to Approve a Metropolitan River Protection Act Certificate for River Corridor Review RC22-0004, for Property Located at 8980 River Run

Michele McIntosh-Ross, Planning and Zoning Manager, presented a Metropolitan River Protection Act Certificate for River Corridor Review RC22-0004, for property located at 8980 River Run. Properties within 2,000 feet of the Chattahoochee River are subject to the Metropolitan River Protection Act. The regulations call for review and approval by the Atlanta Regional Commission (ARC), a public hearing and approval by the local governing authority, and issuance of a Metro River Certificate. The review focuses on whether the project is consistent with the Chattahoochee Corridor Plan, which limits clearing and impervious surface within the corridor. The property owner proposes to extend the concrete driveway and add a patio and deck. The site is located in Vulnerability Category "D" with a proposed impervious area of 5,293 square feet. ARC reviewed the proposal and found that the project is consistent with the Chattahoochee River Corridor Plan. Staff recommends approval.

There were no public comments. **Mayor Pro Tempore John Paulson** closed the public hearing.

Motion and vote. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Jody Reichel, to approve the Metropolitan River Protection Act Certificate for River Corridor Review RC22-0004, for property located at 8980 River Run. The motion carried by unanimous vote.

Resolution No. 2022-06-65

- D. **2022-143** Request for Mayor and City Council Consideration to Approve a Metropolitan River Protection Act Certificate for River Corridor Review RC22-0005, for Property Located at 35 River Court Parkway

Michele McIntosh-Ross, Planning and Zoning Manager, presented the Metropolitan River Protection Act Certificate for River Corridor Review RC22-0005 for property located at 35 River Court Parkway. Properties within 2,000 feet of the Chattahoochee River are subject to the Metropolitan River Protection Act. The regulations call for review and approval by the Atlanta Regional Commission (ARC), a public hearing and approval by the local governing authority, and issuance of a Metro River Certificate. The review focuses on whether the project is consistent with the Chattahoochee Corridor Plan, which limits clearing and impervious surface within the corridor. The property owner proposes the construction of a pool. The site is located in Vulnerability Category "D" with a proposed impervious area of 6,766 square feet. ARC staff have completed a review of the application for a MRPA Certificate for the proposed project. ARC's finding is that the project is consistent with the Chattahoochee River Corridor Plan. Staff recommends approval.

There were no public comments. **Mayor Pro Tempore John Paulson** closed the public hearing.

Motion and vote. A motion was made by Councilmember Melissa Mular, seconded by Councilmember Jody Reichel, to approve the Metropolitan River Protection Act Certificate for River Corridor Review RC22-0005, for property located at 35 River Court Parkway. The motion carried by unanimous vote.

Resolution No. 2022-06-66

IX. New Business

- A. **2022-144** Request for Mayor and City Council Consideration of an FY 2022 Budget Amendment

Eden Freeman, City Manager, presented the FY2022 Budget Amendment. On June 15, 2021, the City adopted the City's Fiscal Year 2022 Budget. In preparing for the City's Fiscal Year 2023 budget, Finance and Management discovered that three funds (Funds) were not properly appropriated and reflected in the FY22 Budget Ordinance. The omitted Funds include TSPLOST (2016) and TSPLOST (2021) funds (together, TSPLOST Funds), the City of Sandy Springs Development Authority fund (Development Authority Fund), and the City of Sandy Springs Public Facilities Authority fund (PFA Fund). The City has concluded that the appropriation of funds for TSPLOST (2016) was likely delayed in anticipation of the results of the referendum for TSPLOST (2021), and auditors have approved moving forward at this time with such appropriations by amending the FY22 Budget. Appropriations for the Development Authority and the PFA, as component units of the City for budgeting purposes, should be approved by the City within its budget for FY22, requiring an amendment to the FY22 Budget. This amendment to the FY22 Budget Ordinance will approve the appropriations stated in the City's FY22 Budget for the TSPLOST Funds, the Development Authority Fund, and the PFA Fund.

Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember Melody Kelley, to approve the FY 2022 Budget Amendment. The motion carried by unanimous vote.

Ordinance No. 2022-06-03

- B. **2022-145** Request for Mayor and City Council Consideration to Authorize the Sandy Springs Police Department to Continue Participation in the Federal Bureau of Investigation - Atlanta Metro Major Offender Task Force and to Authorize the City Manager and Police Chief to Take Actions to Effectuate Participation

Ken DeSimone, Sandy Springs Police Department, Chief, presented the request to authorize the Sandy Springs Police Department (SSPD) to continue participation in the Federal Bureau of Investigation - Atlanta Metro Major Offender Task Force. The mission of the Task Force is to identify and target for prosecution criminal enterprise groups responsible for drug trafficking, money laundering, alien smuggling, crimes of violence such as murder and aggravated assault, robbery, and violent street gangs, as well as to intensely focus on the apprehension of dangerous fugitives where there is or may be a federal investigative interest. The Task Force enhances the effectiveness of federal/state/local law enforcement resources through a well-coordinated initiative seeking the most effective investigative/prosecutorial avenues by which to convict and incarcerate dangerous offenders. SSPD has had a detective assigned to the Task Force for a number of years. SSPD would like to continue and enhance its partnership with the FBI by again assigning a full time SSPD detective to the Task Force. Continued partnership will enhance the SSPD's investigative abilities by providing access to federal resources, federal prosecution, asset forfeiture sharing, and reimbursement for overtime and investigative expenses. The continued and enhanced partnership will benefit Sandy Springs and provide additional resources to all law enforcement agencies participating in the Task Force. Documentation of the partnership will: delineate the responsibilities of Task Force personnel; formalize relationships between participating agencies for policy guidance, planning, training, public and media relations; maximize inter-agency cooperation; provide eligibility for the SSPD to receive an equitable share of forfeited proceeds; and provide for the FBI to pay overtime and investigative expenses for SSPD. There is no cost to the City of Sandy Springs to assign a full-time detective to the Task Force. If approved, such participation will be renewed annually without requiring annual Council approval until such time as the City Manager and Police Chief determine to cease participation. SSPD further recommends that the City Manager and the Police Chief be authorized to enter into such documentation as may be required to effectuate continued participation, subject to approval of the City Attorney's Office.

Motion and vote. A motion was made by Councilmember Jody Reichel, seconded by Councilmember Tibby DeJulio, to authorize the Sandy Springs Police Department to continue participation in the Federal Bureau of Investigation - Atlanta Metro Major Offender Task Force and to authorize the City Manager and Police Chief to take actions to effectuate participation. The motion carried by unanimous vote.

Resolution No. 2022-06-67

- C. **2022-146** Request for Mayor and City Council to Authorize the Submission of an Application to the FY 2022 COPS Hiring Program (CHP) Grant Program

Andrew Spears, Sandy Springs Police Department, Captain, presented a request to authorize the submission of an application to the FY 2022 COPS Hiring Program (CHP) grant program. The FY 2022 COPS Hiring Program provides funding to hire or rehire additional career law enforcement officers in an attempt to increase community policing capacity and crime prevention efforts. Funding will be applied to three positions with the Create a Parks/Trail Unit and an additional three positions within patrol. These

positions must be added to the current allocation used for Community Policing duties and must be retained for 12 months after the three-year federal funding period ends. The FY 2022 COPS Hiring Program award will cover up to 75 percent of the entry-level salary for each approved position for a three-year funding period, with a minimum 25% local match requirement. The City is responsible for retaining the positions funded by this program for a minimum of 12 months following the three-year funding period. Funding under this program will support three years of salaries within a five-year period (allowing for an additional 12 months for recruitment and the hiring process). With these six positions, the estimated total amount requested in the application is \$710,658 (\$118,443 for each position). The City of Sandy Springs will be responsible for the remaining 25 % as well as costs associated with benefits, overtime, hiring, uniforms, equipment, weapons, technology, and training (vehicles not included).

Motion and second. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember Andrew Bauman, to authorize the submission of an application to the FY 2022 COPS Hiring Program (CHP) Grant Program.

Councilmember Tibby DeJulio stated Sandy Springs police officers starting salary is \$52K per year. If the officer rate of pay increases, will grant pay the new rate?

Eden Freeman, City Manager, replied Staff will clarify if the grant will cover projected cost of living adjustments.

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

Resolution No. 2022-06-68

- D. **2022-147** Request for Mayor and City Council Consideration to Authorize the Submission of an Application to the Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Program

Andrew Spears, Sandy Springs Police Department, Captain, presented a request to authorize the submission of an application to the Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Program. The BVP program partially reimburses the cost of body armor vests purchased by the City for law enforcement officers. The City of Sandy Springs has had 12 unexpected vest replacements in the last six months. The City's application will request funds to cover up to 50% of the cost of these vests. The application will include 12 vests at a cost of \$970 each. Under the FY 2022 BVP guidelines, the City is eligible to receive up to \$5,820 in reimbursement of the total cost of \$11,640. The City is responsible for the remaining costs.

Motion and second. A motion was made by Councilmember Andrew Bauman, seconded by Councilmember Melody Kelley, to authorize the submission of an application to the Patrick Leahy Bulletproof Vest Partnership (BVP) Grant Program.

Councilmember Tibby DeJulio asked do officers keep their vests when they leave the department.

Captain Spears replied that vests are custom sized for officers, but the Department does try to reissue vests when possible.

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

Resolution 2022-06-69

X. Reports

A. 2022-148 Mayor and Council Report

There were no Mayor and Council Reports.

B. 2022-149 Staff Reports

There were no Staff Reports.

XI. Executive Session

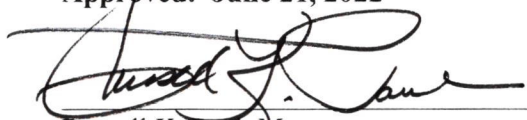
There was no executive session.

Adjournment

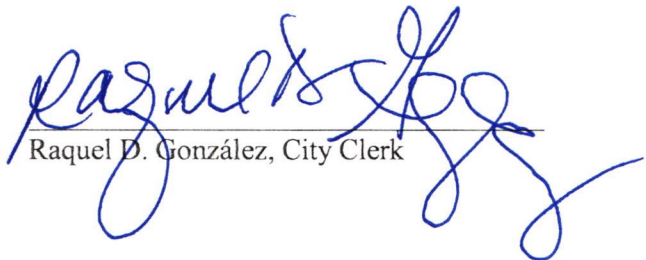
Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember Jody Reichel, to adjourn the meeting. The motion carried by unanimous vote.

The meeting adjourned at 9:20 p.m.

Approved: June 21, 2022



Russell K. Paul, Mayor



Raquel D. González, City Clerk