

Meeting of the City of Sandy Springs City Council – SUMMARY MINUTES
Studio Theatre, Sandy Springs City Hall and Broadcast Via Live Webinar and Teleconference
January 17, 2023 Following Work Session
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Meeting of the Sandy Springs City Council was held on January 17, 2023 Following Work Session, Mayor Rusty Paul presiding.

I. Call to Order

Mayor Rusty Paul called the meeting to order at 6:44 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; and Councilmember Andrew Bauman

III. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

IV. Public Comment

1. Shante Dingle, 7904 Briar Villa Place, Sandy Springs - The closing of Phoenix Gymnastics.

Shante Dingle, a long-term resident of the City of Sandy Springs, expressed concern and sadness over the contract termination of Phoenix Gymnastics. She and other parents desire that the decision be turned over in support of their children, the owner and staff who are affected by the closing. They are prepared to assist in any way possible.

Mayor Rusty Paul replied that their concerns are being seriously considered. The issue they are facing is there is an agreement with the organization and the City and the organization is not in compliance. Once in compliance, the City will take that strongly into consideration.

V. Approval of Meeting Agenda

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

VI. Consent Agenda

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

A. 2023-012 Meeting Minutes
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VII. Presentations

There were no presentations.

VIII. Public Hearing

- A. **2023-013** ABL_BILL# 97661
Request for Mayor and City Council Consideration of Approval of Alcoholic Beverage License Application for Wagyu LLC d/b/a Top Korean BBQ & Hot Pot - 6340 Peachtree Dunwoody Rd, Sandy Springs GA 30328. Applicant is Chongyu Tang for Consumption on the Premises Wine & Malt Beverages.

Toni Carlisle, Chief Financial Officer, presented a recommendation to approve the application Consumption on the Premises Wine & Malt Beverages for Wagyu LLC d/b/a Top Korean BBQ & Hot Pot located at 6340 Peachtree Dunwoody Rd, Sandy Springs GA 30328. This is located in Councilmember Melissa Mular's district. The applicant submitted a completed application on December 6th, 2022 and has passed the background investigation. This is a new application for Consumption on the Premises Wine & Malt Beverages. The financial impact is \$2,750 in revenue.

There being no public comment, **Mayor Rusty Paul** closed the public hearing.

Motion and vote. A motion was made by Councilmember Melissa Mular. Councilmember Melody Kelley seconded the motion. The motion carried by unanimous vote.

- B. **2023-014** TA22-0006
Request for Mayor and City Council consideration of an Amendment to the City of Sandy Springs Code of Ordinances Chapter 46 – Solid Waste Section 22. Scope and nature of operation.

Catherine Mercier-Baggett, Sustainability Manager, presented an amendment to the City of Sandy Springs Code of Ordinances Chapter 46 – Solid Waste Section 22. Scope and nature of operation. Staff recommends approval of text amendment TA22-0006.

Municipalities that provide or require contractors to offer residential (Measure 57) and nonresidential customers (Measure 59) are eligible for 10 points on the Green Communities certification program by the Atlanta Regional Commission. The services must be curbside for residential customers, and on-site for all others. The purpose of these measures is to ensure that all residents and businesses have convenient access to recycling services, and ultimately, to reduce the volume of waste sent to landfills. This amendment was presented to Council as part of the overall discussion on the City's Green Communities recertification priorities in March and August 2022. The proposed amendment requires waste haulers to offer recycling services to their customers. However, it does not obligate customers to sign up for the service and recycle. All haulers currently operating regular waste collection services in Sandy Springs (thus excluding specialty services like junk haulers) appear to offer the option to recycle, with the exception of a single company. That hauler reported having a total of 20 customers in Sandy Springs in the third quarter of 2022 and is no longer accepting new customers. This hauler will be "grandfathered" and may continue to operate in the same manner. Several cities and counties in the region have adopted such requirements already, including the City of Milton that has a system similar to Sandy Springs' where waste collection is directly contracted between customers and haulers.

Proposed additional text to Sec. 46-22. Scope and nature of operation, (a) Residential and commercial refuse waste:

- (2) The company must offer a curbside recycling collection program for residential single-family

customers, and curbside/on-site recycling for multifamily and non-residential customers. The recycling program must include the regular collection of at least one category of commonly recyclable goods (ex: paper and cardboard; plastics #1-7; aluminum and steel cans, etc.). The recyclable materials collected must be delivered ultimately to a licensed Material Recovery Facility (MRF), and not disposed of at a landfill.

(3) Notwithstanding any other provision of this section, a company in good standing and authorized to do business in the city as of April 3, 2023, but does not offer a recycling collection program for residential customers on April 3, 2023, shall not be required to comply with the requirements of subparagraph (a)(2) above.

There being no public comment, **Mayor Rusty Paul** closed the public hearing.

Motion and second. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Melissa Mular, to approve TA-0006, an amendment to the City of Sandy Springs Code of Ordinances Chapter 46 – Solid Waste Section 22. Scope and nature of operation.

Councilmember Melody Kelley asked if the amendment applies to both single-family and multi-family.

Sustainability Manager Mercier-Baggett replied yes.

Councilmember Kelley asked if there was one company that would be grand-fathered in.

Sustainability Manager Mercier-Baggett replied yes.

Councilmember Tibby DeJulio remarked that the City often gets complaints from citizens about collecting trash. He has seen haulers put recycling in the same bin and truck as the trash. How the City prevents this from happening?

Sustainability Manager Mercier-Baggett replied the City can ask for receipts for delivery to the Material Recovery Facility (MRF).

Councilmember Jody Reichel asked if there are companies that are threatening to stop collecting recyclables, because that would be disastrous.

Sustainability Manager Mercier-Baggett replied we have not heard that there are companies that are stopping recycling. Staff reached out to the companies over the summer to ensure they were already in compliance.

Councilmember John Paulson remarked he had the same concerns as Councilmember Jody Reichel and asked when this would go into effect.

Sustainability Manager Mercier-Baggett replied April 3rd it will go into effect.

Councilmember Paulson said he wants everyone to be able to review. If the companies do not like something, the City has an opportunity to talk to them before they pull out.

Sustainability Manager Mercier-Baggett stated the current contracts are renewed on July 1st.

Mayor Rusty Paul stated we should communicate with companies immediately to ensure compliance.

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

Ordinance No. 2023-01-01

- C. **2023-015** TA22-0009
Request for Mayor and City Council Consideration of an Amendment to Development Code Section 1.2.1. Districts Established and Section 10.3.1. Blocks.

Michele McIntosh-Ross, Planning & Zoning Manager, presented an amendment to Development Code Section 1.2.1. Districts Established and Section 10.3.1. Blocks. Staff recommends approval of TA22-0009. The Planning Commission unanimously recommended approval of text amendment TA22-0009 at the December 21, 2022 meeting.

In December of 2021, the North End Mixed Use (NEX-) zoning district was established in the City's Development Code after much public input and discussion with City Staff, consultants, and elected officials. While the district has yet to be established on a property within Sandy Springs through the rezoning process, the district standards strive to have a positive impact on a variety of large, underutilized properties in the City's North End. This text amendment includes two small, yet essential additions related to the NEX- district including: adding NEX- to the list of established zoning districts; and establishing the specific block face distance requirement to ensure continued incremental street grid expansion as sites continue to develop and redevelop over time. Staff believes the edits provided in this proposal are appropriate in that they substantially conform with the Comprehensive Plan and stated purpose and intent of the Development Code. The edits were oversights which were realized after the NEX district initial adoption, so they also correct errors. They do not contradict the intent or application of the Code but clarify and enhance what is existing.

There being no public comment, **Mayor Rusty Paul** closed the public hearing.

Motion and second. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Melissa Mular, to approve TA22-0009, an amendment to Development Code Section 1.2.1. Districts Established and Section 10.3.1. Blocks.

Councilmember Melody Kelley asked how will the amendment impact the current pending rezoning.

Planning & Zoning Manager McIntosh-Ross replied the applicant is following the requirements.

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

Ordinance No. 2023-01-02

IX. New Business

- A. **2023-016** Request for Mayor and City Council Consideration to Authorize the Sandy Springs Police Department to Continue Participation in the Department of Justice, Drug Enforcement Administration's Organized Crime Drug Enforcement Task Force and to Authorize the City Manager and Police Chief to Take Actions to Effectuate Participation

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Kenneth DeSimone, Police Chief, presented a recommendation to authorize the Sandy Springs Police Department to continue participation in the Department of Justice, Drug Enforcement Administration's Organized Crime Drug Enforcement Task Force and to authorize the City Manager and Police Chief to take actions to effectuate participation.

The Sandy Springs Police Department ("SSPD") recommends that Council authorize SSPD to continue its relationship with the Department of Justice, Drug Enforcement Administration ("DEA") in the Organized Crime Drug Enforcement Task Force, Atlanta Field Division Strike Force Group One ("Task Force"). SSPD recommends that such participation shall continue 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. The mission of the Task Force is to: disrupt the illicit drug traffic in the greater Atlanta, Georgia, metropolitan area by immobilizing targeted violators and trafficking organizations; gather and report intelligence data relating to trafficking in narcotics and dangerous drugs; and conduct undercover operations where appropriate and engage in other traditional methods of investigation in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the State of Georgia. 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 detectives assigned to the Task Force for a number of years. SSPD would like to continue and enhance its partnership with the DEA by again assigning SSPD detective(s) 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 DEA to pay overtime and investigative expenses for SSPD.

Motion and second. A motion was made by Councilmember John Paulson, seconded by Councilmember Andy Bauman, to authorize the Sandy Springs Police Department to continue participation in the Department of Justice, Drug Enforcement Administration's Organized Crime Drug Enforcement Task Force and to authorize the City Manager and Police Chief to take actions to effectuate participation.

Councilmember John Paulson asked if anything is changing going forward.

Police Chief DeSimone replied this is a continuation of the City's participation, active for the last decade. Also, the Department has detectives assigned to several task forces, including the DEA, FBI, ATF, Homeland Security Investigations and one part-timer in Secret Services.

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

Resolution No. 2023-01-06

- B. **2023-017** Request for Mayor and City Council Consideration of an Amendment to the City of Sandy Springs Fiscal Year 2023 CDBG Grant and Project Budgets

Toni Carlisle, Chief Financial Officer, presented a recommendation for an amendment to the City of

Sandy Springs Fiscal Year 2023 CDBG Grant and Project Budgets.

Staff recommends that the Mayor and City Council adjust budgeted revenues and expenses for the CDBG program to 1) replace estimated carryforward grant and project amounts, and 2) add budget for new activities per the previously approved CDBG action plan. The City has participated for over ten years in the Federal-funded Community Development Block Grant (CDBG) program to build sidewalks in eligible census tracts within the City. The program is funded by annual grants as well as a Section 108 Loan received during FY 2019. The CDBG program is a multi-year program where building projects and grant funding span several fiscal years. Budget preparation requires estimates of end-of-year carryforward amounts. Significant differences can arise between actual expenses and revenues and the estimated amounts. In order to reconcile the City's recorded grant activities with the Federal grant system, the previous estimates need to be replaced with the actual carryforward amounts as of the start of the fiscal year. In addition, new sidewalk projects have been approved for the City's CDBG action plan. These projects now need to be reflected in the City's budget. The City has adequate funding from previous grants and loans to cover each new project, either entirely or through the design phases. There is no current financial impact to the City, as the adjusted amounts simply reflect more accurate figures from grants previously awarded, and phase budgets for the new projects are funded with previously received grants and Section 108 Loan proceeds.

Motion and second. A motion was made by Councilmember John Paulson, seconded by Councilmember Melody Kelley, to approve an amendment to the City of Sandy Springs Fiscal Year 2023 CDBG Grant and Project Budgets.

Councilmember John Paulson asked how different the estimates were from the actual.

Chief Financial Officer Carlisle asked Michael Hietter, Budget Manager, to come forward.

Michael Hietter, Budget Manager, replied the exact numbers will be provided at a later time. Estimates are determined and actual amounts are provided as the budget gets close to approval. For revenues, \$500,000 was estimated for the grant, but it's actually \$550,000. For expenses, there was an estimate of \$1,400,000 for one project, which increased to \$2,100,000 for right-of-way problems. Public Works staff adjusted the amount by re-scoping the project according to the City Manager's directive. There was some cushion for this increase from what was already received. Estimates done every year did not change much. Other CDBG approved projects not funded at the time were added when the budget was flushed out.

Councilmember Melody Kelley asked if the \$1,000,000 difference was for the Roswell Road Phase II project.

Budget Manager Hietter replied yes that project was tied up with right-of-way and utility issues but is moving.

Councilmember Kelley asked if the amendment will add line items for the Long Island Northwood and Hope Road projects.

Budget Manager Hietter replied that is correct.

Councilmember Kelley asked why is there a difference of \$3,000 between the actual interest and the budgeted interest of \$3000.

Budget Manager Hietter replied it was due to a misread of the amortization schedule.

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

Ordinance No. 2023-01-03

- C. **2023-018** Request for Mayor and City Council Consideration of Amendments to the City of Sandy Springs Fiscal Year 2023 Budget to Amend the 2016 and 2021 TSPLOST Project Budgets

Toni Carlisle, Chief Financial Officer, presented a recommendation for amendments to the City of Sandy Springs Fiscal Year 2023 Budget to amend the 2016 and 2021 TSPLOST Project Budgets.

Staff recommends that the Mayor and City Council remove funding for design and right-of-way for the Boylston Road intersection and streetscape project under the TSPLOST-2016 Program and to reallocate sidewalk project budgets for the TSPLOST 2021 Program. The TSPLOST-2016 Program was approved by Fulton County voters in November 2016. On June 22, 2022, the Mayor and City Council approved the FYE2023 TSPLOST-2016 Program Budget, which included \$1,160,000 re-allocated from “uncommitted” TSPLOST-2016 funds for the Boylston Drive Streetscape project. However, this was also funded by \$1.2M of Impact Fees budgeted for FYE2023 under Project T0058 of the City’s “C-I-P” Capital Projects Fund. The TSPLOST-2021 Program was approved by Fulton County voters in November 2021 and collections began in April 2022. On June 22, 2022, the Mayor and City Council Approved an \$114,000,000 TSPLOST-2021 Program Budget, of which \$11,000,000 was allocated for the Sidewalk program. This Budget identified sidewalk projects without funding specific allocations and left the \$11,000,000 under “unassigned” funding. Impact Fees have a limited time period to be spent, as opposed to TSPLOST funding, which remains available indefinitely; therefore, it is more effective to fund Boylston Drive with Impact Fees under “C-I-P” than within TSPLOST-2016. To correct the funding issue and free up TSPLOST funding for other projects, the Finance Department proposes a Budget Amendment to shift the \$1,160,000 allocated to Boylston Drive back to “uncommitted” TSPLOST funds. As the Department of Public Works moves into design procurement for the TSPLOST-2021 Sidewalk Program, the Finance Department proposes a Budget Amendment to shift the unassigned funds to specific projects. The proposed Budget Amendment will also consolidate some projects for more effective execution. There are adequate TSPLOST-2016 funds available for this recommendation (funds returning to the “uncommitted” category will increase the contingency for all open TSPLOST-2016 projects). There are adequate TSPLOST-2021 funds available for these recommendations (\$80,000 will remain in the “unassigned” category after the proposed reallocation as a contingency for all Sidewalk projects under TSPLOST-2021).

Motion and vote. A motion was made by Councilmember Melissa Mular, seconded by Councilmember Melody Kelley, to approve amendments to the City of Sandy Springs Fiscal Year 2023 Budget to amend the 2016 and 2021 TSPLOST Project Budgets. The motion carried by unanimous vote.

Resolution No. 2023-01-04

- D. **2023-019** Request for Mayor and City Council Consideration of an Amendment to the City of Sandy Springs Fiscal Year 2023 Budget to Increase the Number of Code Enforcement Full Time Employees

Ginger Sottile, Director of Community Development, presented a recommendation for an amendment

to the City of Sandy Springs Fiscal Year 2023 Budget to increase the number of Code Enforcement full-time employees.

There are nearly 100 apartment complexes with over 25,000 individual units within the City of Sandy Springs. The City has always taken the lead on policies and programs that work to ensure the safety of its residents. During the August 16, 2022, Mayor and City Council Work Session, staff presented an overview of the Property Maintenance Program and options to expand the program.

Staff recommends increasing the enforcement of the existing Multi-family Housing Ordinances and programming by adding two additional full-time Code Enforcement Officers. The added personnel will allow the team to conduct inspections of 100% of the City's multifamily complexes annually, as compared to the team's current capacity to inspect 20% annually. The added personnel will provide inspection services, as well as educational materials to both tenants and apartment management. The team will have greater capacity to build relationships and regular interactions with property management. Staff anticipate the added personnel costs for the remainder of Fiscal Year 2023 can be absorbed within the existing Community Development Salary Budget.

Motion and second. A motion was made by Councilmember Melody Kelley, seconded by Councilmember Jody Reichel, to approve an amendment to the City of Sandy Springs Fiscal Year 2023 Budget to increase the number of Code Enforcement full-time employees.

Councilmember Melody Kelley asked if the two code enforcement officers would create a formal separate division.

Director of Community Development Sottile replied yes. The majority of their tasks will be associated with the apartment complex program. There will be some education and inspection components too. The job description requires experience in that area.

Councilmember Kelley asked if the officers are required to have multi-family skills.

Director of Community Development Sottile stated Staff has developed job description that advises experience is needed.

Councilmember Tibby DeJulio asked how many officers does the City current have. The City receives many complaints. It is a good idea to increase staff.

Director of Community Development Sottile replied there are six officers for each division.

Mayor Rusty Paul stated this is important. We have seen the challenges the City of Atlanta had. It can be overwhelming to get ahead of those problems. People have the right to live in safe, decent, clean and well-suited housing.

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

Resolution No. 2023-01-05

- E. **2023-020** Request for Mayor and City Council Consideration to Approve a Certain Purchase and Sale Agreement for the Purchase of Certain Property Located at 441 Mt. Vernon Highway, in Land Lot 71, 17th Land District (Tax Parcel 17-0071-0001-035-3) in Sandy Springs, Fulton County, Georgia; to Authorize the City Manager to Execute Same; and for Other Purposes

Dan Lee, City Attorney, presented a recommendation to approve a certain purchase and sale agreement for the purchase of certain property located at 441 Mt. Vernon Highway, in land lot 71, 17th land district (tax parcel 17-0071-0001-035-3) in Sandy Springs, Fulton County, Georgia; to authorize the City Manager to execute same; and for other purposes.

The City Manager and the City Attorney recommend the Mayor and City Council accept and approve the Purchase and Sale Agreement (“Agreement”) for the property located at 441 Mt. Vernon Highway, Land Lot 71, 17th Land District (Tax Parcel 17-0071-0001-035-3) (“Property”), owned by Anna Cathleen (Ganas) Aiken, as Executor of the estate of Doris Waddell Spruill (“Owner”), and authorize the City Manager to execute the Agreement. In an effort to support the need to promote development in the downtown area of the City, staff has identified the Property as a necessary acquisition to construct a connector road between Johnson Ferry Road and Mt. Vernon Highway. The City Manager and City Attorney have negotiated in good faith to come to the terms and conditions of the Agreement, which includes sale of the Property. Currently there are a house and other structures on the Property that are in direct conflict with the connector road associated with the TS-191 Project. These structures will be demolished prior to commencement of construction of the connector road. Staff negotiated the Agreement pursuant to which the City may acquire the Property for the purchase price of \$2,200,000. There are adequate funds in TS191 for the purchase. The closing is anticipated to occur on February 28, 2023. Imbedded in this cost is a trade. Part of this property won't be used for the road or reminent. The west of this property will be traded to the presbyterial church for a regained value of \$380, 000.

Motion and vote. A motion was made by Councilmember Melissa Mular, seconded by Councilmember Jody Reichel, to approve a certain purchase and sale agreement for the purchase of certain property located at 441 Mt. Vernon Highway, in land lot 71, 17th land district (tax parcel 17-0071-0001-035-3) in Sandy Springs, Fulton County, Georgia; to authorize the City Manager to execute same; and for other purposes. The motion carried by unanimous vote.

Resolution No. 2023-01-07

- F. **2023-021** Request for Mayor and City Council Consideration to Approve a Certain Purchase and Sale Agreement for the Purpose of Certain Property Located at Mt. Vernon Highway, in Land Lot 35, 17th Land District in Sandy Springs, Fulton County, Georgia; and Owned by the Autumn Chace Homeowners Association, Inc.; and to Authorize the City Manager to Execute Same; and for Other Purposes

Dan Lee, City Attorney, presented a recommendation to approve a certain purchase and sale agreement for the purpose of certain property located at Mt. Vernon Highway, in land lot 35, 17th land district in Sandy Springs, Fulton County, Georgia; and owned by the Autumn Chace Homeowners Association, Inc.; and to authorize the City Manager to execute same; and for other purposes.

The City Manager and the City Attorney recommend the Mayor and City Council accept and approve the Purchase and Sale Agreement (“Agreement”) for the property located at Land Lot 35, 17th Land District, Mt. Vernon Highway in Sandy Springs, Fulton County, Georgia (“Property”), owned by Autumn Chace Homeowners Association, Inc. (“Owner”), and authorize the City Manager to execute the Agreement. In an effort to support the need to promote development in the downtown area of the City, staff has identified the Property as a necessary acquisition to construct a road improvement on Mt. Vernon Highway. The City Manager and City Attorney have negotiated in good faith to come to the terms and conditions of the Agreement, which includes sale of the Property.

The property included in this proposal is the common area of the Autumn Chace Homeowners Association, Inc. and the price included is additional compensation to the HOA for the loss of landscaping and hardscapes disturbed by the road project. Staff negotiated the Agreement pursuant to which the City may acquire the Property for the purchase price of \$313,000.00. The closing is anticipated to occur before February 28, 2023.

Councilmember Melissa Mular recused herself from voting due to a conflict of interest, as she resides in the Autumn Chace Subdivision.

Motion and vote. A motion was made by Councilmember Jody Reichel, seconded by Councilmember John Paulson, to approve a certain purchase and sale agreement for the purpose of certain property located at Mt. Vernon Highway, in land lot 35, 17th land district in Sandy Springs, Fulton County, Georgia; and owned by the Autumn Chace Homeowners Association, Inc.; and to authorize the City Manager to execute same; and for other purposes. The motion carried 5/0/1.

Resolution No. 2023-01-08

X. Reports

A. 2023-022 Mayor and Council Report

Mayor Rusty Paul provided the following reports:

1. The GA State Legislature is in session. There are concerns that the Legislature will limit the City's ability to manage land use and housing. Announced the session will adjourn by March 29. The speaker and lieutenant-governor are both new. The main leadership is very new. New committee chairs and committee assignments will be announced next week. It is expected to be a slow start to the session, and challenging for local governments. The governor, senate and house leadership have determined they would like to see less regulation of housing of all types. Federal, state and local government regulations add 28% to the cost of housing, but we know there are other significant factors: land, materials and labor. There has not yet been discussion about giving local governments the tools to manage those types of situations. Sandy Springs is not immune to those problems. The City Staff has been diligent, keeping us ahead.
2. The Georgia Municipal Association's Cities United Summit is next weekend in Atlanta, Georgia. It will be very busy.

3. It is City Manager Eden Freeman's first anniversary at the City of Sandy Springs. Thank you for your service.

Councilmember Melody Kelley extended gratitude to the Events Staff for the Martin Luther King Day event. The young people there really enjoyed the activities. There were families who traveled quite a distance to attend the event. Sandy Springs was the only city to offer something indoors and kid friendly.

Mayor Paul stated this is the longest continual event in the City's history.

Eden Freeman, City Manager, noted the event was at capacity. Pre-registration was closed at approximately 250. A final tally can be provided at a later time.

B. 2023-023 Staff Reports

Eden Freeman, City Manager, stated qualifications have been met on the application to the Georgia Municipal Association to declare Sandy Springs a Certified City of Ethics. The City will be recognized at the City's United Summit next week.

1. Unaudited November 2022 Financial Report

Toni Carlisle, Chief Financial Officer, presented the review for the November 2022 unaudited financials as follows. The City is at 41.67% of the fiscal year. Revenues are at 60.16% and expenditures are at 36.56% of the budget. The major revenue stream which increased revenues is the \$28,000,000 received from property taxes. Alcohol Beverage Licenses had a nice increase because of the renewal deadline occurring on December 15, 2022 and the building permits continue to do well at 75% of the budget. Interest Revenue continues to do well also with the increases in interest rates, showing 557.19 % over budget. The expenditures for each department are trending as expected. The package includes the total cash balances as of the November 30th and a L.O.S.T. schedule providing a trend of revenues for the past four years. As of November, the collection \$11,600,000 was greater than the amount collected in 2019 & 2020 prior to the introduction of the pandemic.

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 litigation and real estate discussion. The motion carried by unanimous vote.

Passed Yes 6, No 0, Abstained 0

Yeas: John Paulson, Melody Kelley, Melissa Mular, Jody Reichel, Tibby DeJulio, Andrew Bauman

Nays: None

The Executive Session began at 7:35 p.m.

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

Passed Yes 6, No 0, Abstained 0

Yeas: John Paulson, Melody Kelley, Melissa Mular, Jody Reichel, Tibby DeJulio, Andrew Bauman
Nays: None

The Executive Session ended at 7:50 p.m.

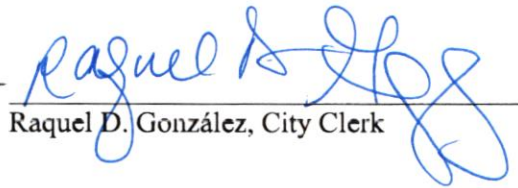
XII. Adjournment

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 7:50 p.m.

Approved: February 7, 2023



Russell K. Paul, Mayor

Raquel D. González, City Clerk