

Meeting of the Sandy Springs City Council was held on March 7, 2023 at 6:00 P.M., Mayor Rusty Paul presiding.

I. Call to Order

Mayor Rusty Paul called the meeting to order at 6:00 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 Andy Bauman

III. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

IV. Public Comment

1. **Brandon Lee, 5755 Glenridge Drive, Sandy Springs** – Stay or move from Sandy Springs
2. **Drew Early, 5220 High Point Road, Sandy Springs** – Veterans Fountain
3. **Furman Wood, 725 Clubside Drive, Roswell** – Veterans Park
4. **Patrick Hill, 7705 Jett Ferry Road, Sandy Springs** – Veteran Park Fountain

V. Approval of Meeting Agenda

Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember John Paulson, to approve the meeting agenda and move item 2023-071 to the first item under New Business. 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. **2023-066** Meeting Minutes
February 21, 2023 City Council Work Session
February 21, 2023 City Council Meeting
- B. **2023-067** Request for Mayor and City Council Consideration to Accept an Agreement to Donate Real Estate on Property Located at 14 Brandon Ridge Drive NW in Land Lot 126 of the 17th District, City of Sandy Springs (Tax ID# 17-0126-0004-014-0); TS-172 Brandon Mill Road Sidewalks – Lost Forest Drive to Brandon Ridge Project

Resolution No. 2023-03-27

VII. Presentations

There were no presentations.

VIII. Public Hearing

There were no public hearings.

IX. New Business

- D. **2023-071** Request for Mayor and City Council Consideration to Approve Final Design for Construction of the Veterans Park Project; to Approve a Guaranteed Maximum Price of up to \$5,739,764.00; and to Authorize the City Manager to Execute an Amendment to the Contract by Change Order

Dave Wells, Director of Facilities/Capital Construction and Building Operations, presented a recommendation to approve the final design for construction of the Veterans Park project ("Project") and a Guaranteed Maximum Price ("GMP") of up to \$5,739,764.00 (depending on option chosen by Council as described below). Staff also recommends that City Council authorize the City Manager to execute a change order consistent with the requirements of the contract for construction of the Project.

In 2019, City Council authorized City management to move forward with a plan to develop the Project on the triangle property across Roswell Road from the City Springs campus. To advance that direction, the City issued a purchase order in the amount of \$22,524.00 to Barge Design Solutions, Inc. ("Barge") to begin a preliminary concept plan. Based on the preliminary concept plan presented by Barge and feedback from City staff and Mayor and Council, three (3) more specific plans were created by Barge. A change order in the amount of \$29,987.00 was issued in December of 2020 for these additional design plans. On March 16, 2021, staff and Barge presented to Council the refined conceptual drawings along with the individual components of the Project, including the fountain and memorial area. Based on the outcome of the meeting, staff proceeded with the construction drawings into the next phase.

On April 19, 2022, staff and Barge presented to Council a draft budget, overview of the Project layout, and pedestrian bridge concepts. During this presentation, staff showed two (2) options for the fountains. The first option was the original design with an estimated cost of \$1,300,000.00. The second option did not include a fountain but instead included a large planter bed at approximately \$300,000.00. Staff was directed to collect more data regarding the modification of the fountain design, possibly reducing its size. On September 6, 2022, during work session, staff presented a Project overview to Council. The topics of the presentation were the fountain and memorial area, pedestrian bridge over Roswell Road, and an update on the art selection process. Staff presented three (3) fountain options to Council. The first option was the original design at \$1,333,344.00, the second option was a smaller fountain at \$644,724.00, and the third option was the removal of the fountain and replacing it with a large planter bed at \$280,000.00. When staff asked Council for design direction, three (3) members were in favor of the original design, one (1) member was in favor of the smaller fountain, and two (2) members did not desire the fountain in the design. On December 20, 2022, at regular Council meeting, City Council adopted a resolution approving a contract with Reeves Young, LLC ("Contract") to perform construction manager at risk

("CM@R") services for final construction of the Project.

In accordance with Contract provisions, Reeves Young submitted two (2) options: (1) a GMP of \$5,739,764.00 for Option A, which is a design to include a fountain; and (2) a GMP of \$5,050,424.00 for Option B, which is a design with no fountain. A Change Order meeting the requirements of the Contract will be prepared for the option selected by Council. When executed, the Change Order will effectively amend the Contract in the amount and scope consistent with the option chosen by Council. If Option A is selected, the CM@R's GMP pricing is \$5,739,764.00. The Project currently has \$3,130,551.00 in existing funding, giving the Project a deficit of \$2,609,212.26 if Option A is chosen. As part of the Five - Year Capital Improvement Plan of the FY23 Budget, Council approved the assumption of \$2,000,000.00 for FY24. Staff will formally request the \$2,000,000.00 as a part of the FY24 Budget request to Council. If Option B is selected, the CM@R's GMP pricing is \$5,050,424.00. The Project currently has \$3,130,551.00 in existing funding, giving the Project a deficit of \$1,919,873.00 if Option B is chosen. City Council may decide not to move forward with either Option A or Option B as recommended and provide further guidance to staff. However, in order to meet a November 1 final completion schedule, Council must give staff a formal decision as soon as possible.

Mike Lezzi, Reeves Young Project Executive, provided a project update.

Motion and second (Main Motion). A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, to approve the final design for construction of the Veterans Park project ("Project") and a Guaranteed Maximum Price ("GMP") of up to \$5,739,764.00 (depending on option chosen by Council as described below). Staff also recommends that City Council authorize the City Manager to execute a change order consistent with the requirements of the contract for construction of the Project.

Councilmember John Paulson stated he is in support of the fountains. There have been four separate Councils over the 10-year life of the project. Because many people do not know the background, George Bushey, the City Springs architect, is present to share what the original plan was in the design from 2012.

Architect George Bushey said this started with the Goody Clancy Master Plan for the City of Sandy Springs. City Hall was planned to be on Roswell Road at a key intersection. First discussed in the planning process was to embrace Roswell Road and open the City Center there. It is the highest point on the ridge for the city, a major intersection of Roswell Road and Johnson Ferry, and creates a sense of arrival at City Center. The Performing Arts Center (PAC) in the architectural master plan was done in 2014, and the PAC needed a civic presence on Roswell Road. So, the elevation as curved so one can see into the park from the PAC. There needed to be a sense of arrival to the City Center when people came up Roswell Road and slowed down at the traffic lights. To that end, working with John Fish and Steve Provost, a concept of dual fountains was designed, one on each side. When arriving at Sandy Springs, people will know it is Sandy Springs between those two fountains. The curve in the pack is the counter curve that generated the geometry of the fountains seen in the renderings. The idea was to bring a civic statement into civic prominence. Also, it dealt even-handedly with the pack on one side of Roswell Road and Triangle Park on the other side to create a sense that they were all part of City Center. This is the background of how we moved into Veterans Park and the importance became on what the fountain brought there.

Councilmember Paulson said he recalls during the public everyone embraced the idea of water features on the City Springs complex. Do you recall this focus on having water features here in the City of Sandy Springs?

Architect Bushey said the idea was a kinetic attraction for people to sit next to it. Fountains would also softened Roswell Road. The idea was that you could not mask the sound from the fountain when sitting there. There will be a similar situation when you create Veterans Park. You are going to want to bring that sound level down on the street as it brings an interesting character.

Councilmember Jody Reichel asked has it always been called Veterans Park? I know there is a veterans memorial.

Architect Bushey replied a master plan for the project was done and went through an extensive pricing and drawing exercise before moving into schematic design (SD). It was Triangle Park in the initial master plan. In the design phase, many citizens were interested and made contributions the City considered, including a veterans memorial. Other groups were inquiring as well. We thought Triangle Park would be great to transform into Veterans Park and this happened in the SD phase of the project.

John Fish, Barge Design Solutions, Consultant, said there was an interim step. It was initially Triangle because of the shape but in the master planning process it became the Gateway Park. More recently the idea of Veterans Park was incorporated.

Councilmember Reichel asked was this on the original master plan? Very interested in it being part of a master plan. Did the original master plan have a fountain on it?

Architect Bushey replied yes. The first master plan done in 2014 had the fountains on both sides of the street.

Councilmember Andy Bauman said John McDonough started the veterans piece around 2017 or 2018. I am thrilled we are supporting veterans, though not sure if it is a memorial or a salute. I support the \$630,000. How far is the veteran's piece from Roswell Road? The rendering does not look very integrated to the fountains. We are conflating a couple of things. Is it roughly 20 feet away?

Consultant Fish said the renderings predate this plan. Part of the evolution of this plan included the expansion of that core area. The courtyard became bigger and as a result got closer to the fountain.

Councilmember Bauman said he will ultimately defer to where our veterans want it. What other locations in the city were considered for Veterans Park? Was there analysis of other spaces?

Architect Bushey replied he cannot speak for other locations of Veterans Park. We considered what to do with some memorials in Market Square and if there were other places in and around City Center. When it came up, we asked if this could be a place for Veterans Park.

Councilmember Bauman said renderings allude there is parking. Is side-by-side parking originally in the plan?

Director of Facilities/Capital Construction and Building Operations Wells replied there will be parking on the south portion where the temporary fire station was.

Councilmember Bauman asked will that be a permanent parking lot? Has that been approved by Council?

Eden Freeman, City Manager, replied this has not but is the current plan.

Councilmember Bauman inquired on the accessibility of the location versus some potential sites on the City Center. We want to get this done by Veterans Day. Are we doing the Veterans Day program out here?

City Manager Freeman said the topography will not allow us to set up chairs. The actual Veterans Day program will most likely be inside the Byers Theatre, but we would have a formal opening as part of the Veterans Day ceremony.

Councilmember Bauman said there is some temporary parking across the street for a handful of spaces. What is access like? How are people getting to this park?

Architect Bushey said people would park in the underground deck, use the elevator next to the PAC and walk across the street to the park.

Director of Facilities/Capital Construction and Building Operations Wells said you can also walk up to the park if walking by the library.

The City Council reviewed a video recording of Roswell Road, taken from the park area with a view of the PAC across the street (the east side of Roswell Road facing the west).

Councilmember Paulson continued we have talked a lot about the ability of the fountains to mask Roswell Road noise. This project is dragging along, as this is the fourth City Council to weigh in. This has taken a long time, and there are reasons why such as the issue with Georgia Power for instance. But, the Councils from three previous administrations have supported this. We do not want to revisit every decision that Council has made in the past. I suggest future councils weigh carefully what we decide here before making changes. A lot goes into making these decisions.

This is personal. People talk all the time about their support for veterans. Several veterans who commented tonight were part of the Vietnam War, including myself and Councilmember Tibby DeJulio. In supporting veterans, this was not something in the lexicon when we got out. It is fantastic to hear people support veterans. There are two veterans on this Council that support both this park and the fountain concept. Would like to see that true support for the veterans is what we hold up tonight and what we decide. It has been referred to as Veterans Park and morphed into that over the last couple of years.

Tonight, I propose this Council formally name this the Sandy Springs Veterans Park and open for Veterans Day.

Councilmember Reichel said she wholeheartedly supports veterans as many family members served in various branches. Would support doing a monument or a part of a park. Would vote for spending \$600,000 for the memorial but cannot support spending millions of dollars on either a fountain or flowers. But this does not take away from supporting veterans. We could do the flowers at a lot less than the proposed amount. Hammond Park and Morgan Falls Park are in desperate need of new baseball fields or new soccer fields for children in the City of Sandy Springs to play sports here, not other places. Would like to go back to the drawing board and see what else we can put out there that wouldn't cost as much money for the taxpayer.

Councilmember Tibby DeJulio thanked George Bushey for being the historian of this project. We always wanted our own identification for Sandy Springs. Part of the reason that we built this building is

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because we were in a rented building. We wanted our own identity and our own home. The master plan had fountains on both sides of it to create a sense of coming home and a sense of Sandy Springs identity. If you drive onto Roswell Road to the fountains, you will know you are in Sandy Springs. The fountains have no connection to the veteran's memorial but has to do with the welcome to Sandy Springs and quieting it down. It's calming and peaceful. The veterans part was added several years ago. We need to finish the original concept and design of the fountains we had for the City of Sandy Springs because we felt at that time it was the right way to go. Still feel it's the right way to go and progress here.

Councilmember Bauman thanked Councilmember DeJulio for the additional clarity on the connection of the fountains to the memorial. There is not much connection but it is all one park and agree we can call it Veterans Park if we do this. Also agree with Councilmember Reichel that whether one supports fountains or not, it is not indicative of their support for veterans. There is no correlation. Thankful for each of my colleagues and the gentlemen who spoke earlier. Thank you for your service. Fountains are lovely and I enjoy them. The history of this also includes an eminent domain where we voted to condemn this property in December of 2014 and my vote was the lone dissenting vote and a reason we did not have Veterans Park on our mind. Another reason was it was an open-ended cost. We thought we wanted it for a master plan and while there was some history and attachment to Eddie's Automotive, government should not be condemning it. Turned out we did not have to go through that process. We bought it around 2017 or 2018 for nearly \$5,000,000 and at that time the sense was we were buying this just for a park. If we pause for a moment, we paid nearly \$5,000,000 for this property then we had to spend some money to get it to the shape. This will cost another \$5,800,000 and that does not buy everything including the removal of the utility poles and, we have got probably millions more for the part of the park too. Fountains are lovely but we have adopted some policies since that time. For example, fostering environmental sustainability in all City actions and water conservation. Hopefully the cistern will mitigate it but by your own estimates this is going to use eight to nine hundred thousand gallons of water per year if it's over 2000 gallons a day. We have the massive fountain across the street, another small fountain in another fountain and another fountain by Mount Vernon, which is the entrance to the City Center, not off Roswell Road. We are probably approaching one and a half to two million gallons per year. Ultimately this is a city founded on fiscal responsibility and this has gotten out of hand. Different facts have emerged from what we saw in December. Looking at the numbers, this is \$450 a square foot and 800,000 gallons a year. We have a Cadillac plan and even without the fountain we are turning it into a gold-plated Bentley. As Councilmember Reichel said, we do not have unlimited resources and there is a lot of work to be done at other City parks that people will use. I have been to a lot of veteran memorials and many are real destinations. Not talking about DC or New York. They are done in North Fulton with many placed at existing big parks. Our equivalent may be Morgan Falls Overlook Park. Deeply troubled other spots were not considered because we are doing a disservice but, if this is what the veterans want, then that is what we will do. We tend to go really slow on some things, but we do have a somewhat artificial deadline. A few months ago, we were told about the planting alternative, which was the alternative to then \$1,300,000 fountain, which is now a \$1,400,000 fountain, was going to be \$280,000 in plantings. Well, that has now tripled, and maybe with some good reason. But, as a decision maker, comparing the \$280,000 versus \$1,400,000 is a big difference. Maybe split the difference to get the fountain. But, I remain very concerned about the access.

Motion and second (Substitute Motion). Councilmember Andy Bauman made a motion to divide the main motion. The first is to support our veterans and the \$630,000 for a veteran's memorial.. Followed by consideration of the remaining balance. Councilmember Jody Reichel seconded the substitution motion.

Councilmember Bauman stated my intent is that you divide the question that the remaining \$5,100,000 be the second part of the question. I am not offering a substitute. I am offering to divide the question.

Dan Lee, City Attorney, asked what about the declaration to build Veterans Park?

Councilmember Bauman said the second part of the question would be to build it at the proposed location.

Councilmember Reichel asked can we vote on the building of the memorial in the park? A separate vote would be on the building of the flowers or the fountain.

Attorney Lee said you can vote on anything, but the problem is the clarity of the substitute motion.

Councilmember Paulson said there is an implication that if we build this park then a child is not going to be able to play ball somewhere because money is not available for them. Is this your understanding City Manager Freeman?

City Manager Freeman said we have multiple competing priorities. This has been a long-standing priority of Council to get this park project across the finish line. We are working on the FY24 budget process this year and we will be evaluating the capital requests that will be proposed by The Parks and Recreation Department. As all of you know, Old Riverside Park is still in the planning phases, and we are about to kick off a master plan process for Hammond Park. I cannot tell you what the budget would be for Hammond Park at this point.

Councilmember Paulson said this started with Triangle Park with fountains. Over the last couple of years, the idea of a Veterans Park tied in here. Over the years, every time this concept drawing has been shown to this community and to the veteran community it has included the fountains. The veterans have rightly or wrongly tied the two of them together. When people talk about Veterans Park, fountains are now tied in with or connected to the fact that there is a veteran's memorial. Fountains enhance the power of the veteran's memorial. To break this up into two pieces, where one part gets approved, and the other part doesn't, throws us back. We would have to start this whole Triangle Park in this Veterans Park concept over again. We have spent years putting this together and now we are trying to separate it because there is a belief there are enough people on this Council that don't want the fountain part voted on. Veterans and others have said it. They want this whole package. They want Veteran Park, the Triangle Park and the veteran piece in the fountains tied together. That is the motion we need to vote on. If it does not pass, we go back to square one.

Councilmember Bauman said it is simple what we are voting on. What we are voting on is a budget increase. The architect's estimate was \$4,700,000. We currently have \$5,100,000 without the fountains. And now we want \$5,700,000 with the fountains. Could have made a different motion to table this, instead the motion made gets us to where we want to be to get the project done.

Mayor Paul said the motion on the floor is that we separate \$630,000 out of the budgeted \$5,739,000 for a veteran's memorial to be decided. If we do this and nothing else, we will be spending \$630,000. If it is rejected, we return to the main motion.

Vote on the substitute motion. The motion failed.

Yes 3, No 4, Abstained 0

Yeas: Melody Kelley, Jody Reichel, Andy Bauman

Nays: John Paulson, Melissa Mular, Tibby DeJulio, Rusty Paul

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Mayor Paul stated we are voting on agenda item 2023-071, and Councilmember John Paulson's main motion. This is the total package.

Vote on the main motion. The motion carried.

Yes 4, No 2, Abstained 0

Yeas: John Paulson, Melody Kelley, Melissa Mular, Tibby DeJulio,

Nays: Jody Reichel, Andy Bauman

Resolution No. 2023-03-31

- A. **2023-068** Request for Mayor and City Council Consideration to Approve an AT&T Commercial License Agreement for Structure Access for the Peachtree Dunwoody Road and Windsor Parkway Fiber Project (T0069) and to Authorize the City Manager to Execute the Agreement

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve the Commercial License Agreement for Structure Access ("Agreement") with AT&T in the amount of \$2,000 for the T0069 Peachtree Dunwoody Road and Windsor Parkway Fiber Project ("Project") and authorizing the City Manager to execute the Agreement.

The City identified the need to expand the traffic fiber network along Windsor Parkway between Roswell Road and Peachtree Dunwoody Road as well as along Peachtree Dunwoody Road between Windsor Parkway and Glenridge Drive to create a complete system with redundancy. This area of the City was lacking any traffic fiber or communications capabilities. The redundancy will also allow uninterrupted communications when other fiber paths are down. Wilburn Engineering provided the City with plans to construct the fiber network and identified AT&T infrastructure (conduits and utility poles) that the City would need to utilize to install the fiber line.

The City started the joint-use/make-ready process with AT&T for structure access in January 2022. The City identified two (2) poles and eight hundred (800) linear feet of AT&T conduit along Windsor Parkway that the City would need to use to successfully install the fiber system. These structures are located on and around the Windsor Parkway bridge that crosses State Route 400. The make-ready work will be performed by AT&T to prepare for the City to attach its fiber line to the poles and inside the conduit crossing the bridge. Once AT&T receives the signed commercial license agreement and payment, they will begin the work needed to make-ready the utility poles and conduit. The City will then attach to the infrastructure and will have joint-use rights.

The cost for AT&T to execute the Agreement and perform the work needed is \$2,000.00. There are sufficient funds in the T0069 budget to cover the cost of this Agreement. The alternative is the City could redesign and install City-owned utility poles and conduits, adding time and cost to the Project.

Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Melody Kelley, to approve the Commercial License Agreement for Structure Access ("Agreement") with AT&T in the amount of \$2,000 for the T0069 Peachtree Dunwoody Road and Windsor Parkway Fiber Project ("Project") and authorizing the City Manager to execute the Agreement. The motion carried by unanimous vote.

Resolution No. 2023-03-28

- B. **2023-069** Request for Mayor and City Council Consideration to Approve a Contract Award to Lowe Engineers for Design Services for the Peachtree Dunwoody and Lake Hearn Connectivity Improvements Project (T2208) and to Authorize the City Manager to Execute the Contract

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve a contract award of the T2208 Peachtree Dunwoody and Lake Hearn Connectivity Improvements project (“Project”) to Lowe Engineers in the amount of \$911,960.59 and to authorize the City Manager to execute the contract.

The goal of the Project is to improve bicycle and pedestrian facilities between the Dunwoody and Medical Center MARTA stations for the extended network through connectivity to existing facilities. The Project will also help relieve congestion at the Peachtree Dunwoody Road at Lake Hearn Drive intersection. The Project includes a twelve (12) foot wide multi-use path with a five (5) foot wide landscape buffer, and a minimum one (1) foot back of path buffer to be added on the west side of Peachtree Dunwoody Road from Hammond Drive to the north side of the I-285 bridge. This will tie to the multi-use path to be constructed by the GDOT “Transform 285-400” project

To advance the Project, the City issued its Request for Qualified Contractors (“RFQC”) on October 5, 2022, to select a qualified consultant to provide design services for the Project. Due to the expected duration of the Project and multiple unknowns, the design services were separated into five (5) tasks, identified as follows:

Tasks 1 and 2: Survey and Concept Design Services: In the initial phase of the Project, relevant data is collected to include field survey work and studies, and conceptual plans are prepared for the City’s review.

Task 3: Preliminary Design Services: The preliminary design begins once the preferred concept is selected. This phase includes activities such as environmental reporting as required by Federal Transit Administration (“FTA”), initial utility coordination, right-of-way acquisition, and constructability reviews. In addition, the plan development for permitting begins.

Task 4: Final Design Services: This is the final stage of plan development to include special provision/specification preparation, plan permitting, final cost estimating, and bidding for construction.

Task 5: Post Design Services: During this phase, once the Project has been let to a contractor, the designer (consultant) will perform product submittal reviews and answer requests for information, as well as redesign any unexpected issue that results in a change order.

In response to the RFQC, the following contractors submitted responses (“Responses”):

1. Lowe Engineers
2. Moffat & Nichol
3. Columbia Engineering
4. Croy Engineering
5. Prime Engineering

Proposals were evaluated by a committee of six (6) staff members (“Evaluation Committee”):

- Marty Martin, Director of Public Works

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- Wesley Waters, CIP Unit Manager
- David Sustaita, CIP Project Manager
- Ko Seo, CIP Project Manager
- Bebe Lee, CIP Project Manager
- David Low, Senior Traffic Transportation Engineer

CRITERIA	DESCRIPTION	POINTS
Quality of Project Manager and Key Team Leaders proposed to manage this Project	The credentials and experience of the person(s) assigned to our relationship and management team. Provide professional qualifications and description of experience for principal Project staff. The Project Manager's resume must be included. (At this stage, firms are asked for information on lead staff only, but may list qualifications and experience on more than one lead individual who are being proposed for services to the City. (If the firm is selected as a finalist, the City may request detailed information on the exact proposed expanded team and their relevant experience).	20 points
Prime Consultant Experience	Provide information on the firm's experience with clients of similar type, size, function, and complexity. Describe no more than five (5) accounts, in order of most relevant to least relevant, which demonstrate the firm's capabilities to perform services for the City. For each account, the following information should be provided: A. Client name, locations and dates during which services were performed. B. Clear description of overall project and services performed by your firm. C. Client's stated satisfaction with service of your firm. (Include letters from clients, if available). Client (s) current contact information.	30 points
Resources	Organizational chart which identifies the Project Manager, Prime Key Team Leaders, support personnel, reporting structure and percent availability for each member. Primary Office – Identify and discuss the primary office that will be responsible for handling the specific project and the number and types of staff within the office, as well as how this office could benefit the Project and promote efficiency. Narrative on Additional Resource Areas and Ability – Respondents are allowed one page to	10 points

	provide information regarding additional resource areas identified as important to the Project, to discuss how the key areas will integrate and work together on the Project, and to discuss any information that is pertinent to these areas. Respondents may discuss the advantages of the team and the abilities of the team members which will enable the Project to meet the proposed schedule.	
Technical Approach	Consultants are required to describe the procedures and methods that the firm will use to achieve success in this Project. Describe your firm's general design understanding with respect to: All aspects of sidewalk design as well as, but not limited to storm water design, retaining wall design to include foundation investigation, traffic signal modification/design and utility adjustments, and specialized expertise as needed. Coordination of design related to ROW/easement negotiations with impacted property owners. A. City of Sandy Springs Development Code and Technical Manual. B. ADA design requirements. C. Development of Project cost estimates and Project cost management. D. Developing construction documents for bidding, to include preparing special provisions and assessment of contractor bids, as well as to include bid tabulation. Base Data Coordination/Survey Environmental Coordination ROW Acquisition/Coordination Services Lighting Design and Inspection Landscape Architecture Public Involvement	40 points

The Evaluation Committee reached the following consensus results:

RESPONDENT	CONSENSUS RESPONSE SCORE	RANKING
Lowe Engineers	95.00	1
Columbia	92.00	2

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Engineering		
Moffatt & Nichol	86.67	3
Prime Engineering	73.17	4
Croy Engineering	71.33	5

The Evaluation Committee invited the three (3) highest-ranking contractors for in-person interviews. These interviews were held on December 14, 2022.

Based upon the review and scoring of Responses by staff and additional information obtained during in-person interviews, staff determined that Lowe Engineers was most qualified to perform design services and requested a fee proposal. Lowe Engineers has provided an estimated fee proposal of \$911,960.59. The Evaluation Committee believes that the Response submitted by Lowe Engineers is in the best interest of the City and that, therefore, Lowe Engineers should be awarded the contract for Project design services.

The estimated fee provided by Lowe Engineers is \$911,960.59. Adequate funds have been budgeted and allocated to fund this planned design utilizing transit funding via a FTA grant, with MARTA acting as the sponsor (80%) and with the balance of the funding being provided by the Fulton Perimeter Center Improvement District (PCID) (20% local match). The City has agreements for this Project with MARTA and PCID.

Motion and second. A motion was made by Councilmember John Paulson, seconded by Councilmember Melody Kelley, to approve a contract award to Lowe Engineers for design services for the Peachtree Dunwoody and Lake Hearn Connectivity Improvements Project (T2208) and to authorize the City Manager to execute the contract.

Councilmember John Paulson asked is everything designed and funded to the northern side of I-285, above the box on the graphic?

Public Works Director Martin said the boxed area on the graphic is the portion that is designed and to be constructed with the I-285-400 project. The linear work at the intersection of Lake Hearn Drive and Peachtree Dunwoody Road, and the line on Peachtree Dunwoody, north of the box, up to Hammond Drive, are to be developed with this project.

Councilmember Paulson asked is it for everything below and above the box? Is the box already done?

Public Works Director Martin replied yes the box is done.

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

Resolution No. 2023-03-29

- C. **2023-070** Request for Mayor and City Council Consideration to Approve Lighting Services Agreement for Georgia Power Company to Install Pedestrian Scale Lighting for Project TS192, Mt. Vernon Highway Corridor Multiuse Path Project

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve the Lighting Services Agreement (“Agreement”) with Georgia Power Company (“GPC”) to install, operate, and maintain pedestrian scale lighting on both sides of Mt. Vernon Highway from Vernon Trace NE to Barfield Road (“Project”), and authorize the City Manager to execute the Agreement.

The City has previously entered into agreements with GPC to obtain pedestrian scale lighting along sidewalks and side paths. Pursuant to the Agreement, GPC will provide design and construction of the lighting installation. The City will provide support to the GPC lighting installation where site adjustments are required. Upon completion of installation, GPC will operate and maintain the lighting.

The scope of work for the Project includes the following:

1. Install 97 Standard Direct Burial Mid-Block Lights
2. Install 28 Standard Intersection Direct Burial Lights
3. Install all Underground Feeds to Lights

The quoted cost of \$998,875 is an upfront contribution for installation. There is a monthly lease cost of \$3,033.75 for these lights to cover the ongoing cost of equipment, energy, and maintenance. There are adequate funds available for the Agreement in Project TS192.

Motion and second. A motion was made by Councilmember Jody Reichel, seconded by Councilmember Melissa Mular, to approve the Lighting Services Agreement (“Agreement”) with Georgia Power Company (“GPC”) to install, operate, and maintain pedestrian scale lighting on both sides of Mt. Vernon Highway from Vernon Trace NE to Barfield Road (“Project”), and authorize the City Manager to execute the Agreement.

Councilmember Jody Reichel said this is exciting. When will they start?

Public Works Director Martin replied lighting installation is the last piece to the overall project. We forecast this project will be for let in the next 60 days given the pace of the right-of-way acquisitions.

Councilmember Reichel asked is still a lot of rights-of-way to acquire?

Public Works Director Martin replied there is a little and time is needed to get final pieces.

Councilmember Melissa Mular said there are many homes where the lighting is going up. We have Mount Vernon Park, Glenridge Cloves and Autumn Chase. What will be done to shield homes from the lights? For instance, lights down Barfield Road have shields to block lights from going into homes.

Public Works Director Martin said we have ability to provide shielding from the lights from his understanding.

Councilmember Mular asked how is that determination made? Is it with the residents?

Public Works Director Martin replied this is City standard lighting. As this project is finalized, a big part is working with the lighting engineer with Georgia Power Company as we define the location with proximity to homes.

Councilmember Mular asked can the shield be put up afterwards should a resident complain? Concerned if some of the lights will be placed closer to homes or the road.

Public Works Director Martin said he does not recall a resident with a light intrusion concern. If a resident had a complaint, staff would work with Georgia Power to resolve.

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

Resolution No. 2023-03-30

E. **2023-072** Request for Mayor and City Council Consideration to Approve the Fiscal Year 2023 Nonprofit Arts and Recreation Grant Awards

Michael Perry, Director of Recreation and Parks, presented a recommendation for approval of Nonprofit Arts and Recreation Grant Awards. Based upon evaluation of the Proposals in accordance with the criteria and process described in the RFP, the Evaluation Committee recommends award of Nonprofit Arts and Recreation Grant ("NARG") funds to the below-named nonprofit organizations in the amounts and for the purposes described in the results table.

The City of Sandy Springs ("City") created a program ("Program") to collaborate with duly organized nonprofit organizations to offer new programming or to expand eligible existing recreational programs targeted to underserved populations and low-income communities within the City. To advance the Program, Mayor and City Council allocated \$75,000 for a Nonprofit Arts and Recreation Grant ("NARG") program for Fiscal Year 2023-24. \$160,000 of funding requests are eligible for consideration, and a budget amendment is needed should City Council wish to fully fund all eligible applications. Two types of grants were offered this year; category one grants were for partial funding of the previous year's grants, while category two grants were for "new" programs. All grants were targeted towards Sandy Springs' underserved and low-income populations.

On September 28, 2022, the City issued a Request for Proposals #23-001 ("RFP") to solicit responses ("Proposals") from qualified nonprofit organizations ("Offerors") to partner with the City's Recreation and Parks Department to provide programs and recreational activities for the benefit of residents of the City. Each eligible nonprofit organization proposing and meeting the requirements of the RFP were allowed to request up to \$15,000 (Category One – Continuation Programs) and \$25,000 (Category Two – New Programs) in NARG funding. Proposals were due on November 3, 2022.

The City formed a team of City personnel ("Evaluation Committee") to evaluate Proposals using the criteria set forth in the RFP, and to recommend qualified nonprofit organizations to receive funds from the NARG for specific eligible programs. The Evaluation Committee consisted of the following individuals:

1. Raquel Gonzalez, City Clerk
2. Jane Jarrett, Recreation and Parks Program Coordinator
3. Major Mike Lindstrom, Police Department
4. Michael Perry, Recreation and Parks Director
5. Kristin Smith, Assistant City Manager

On November 3, 2022, the City received Proposals from the following seven (7) Offerors:

1. Sandy Springs Youth Sports
2. Horizons Atlanta

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3. Catalyst Sports
4. Los Ninos Primero
5. Northside Youth Organization
6. Phoenix Gymnastics
7. The Healthy Youth USA Foundation

The proposal submitted by Phoenix Gymnastics was deemed non-responsive to the requirements of the RFP. As a result, the aforementioned Offeror was eliminated from consideration for funding.

Evaluation Criteria

Pursuant to Section 4 of the RFP, the City ranked Proposals according to the following criteria:

Criteria for Consideration (Category one)	Weight in Evaluation
Providing creative programs to meet the needs of underserved, diverse, and low to moderate income Sandy Springs residents	40%
Impact (number of Sandy Springs residents served)	30%
Program performance measures	15%
Financial reports	5%
Program Partnerships (two or more nonprofits)	5%
Matching funding	5%
Criteria for Consideration (Category two)	Weight in Evaluation
Providing creative programs to meet the needs of underserved, diverse, and low to moderate income Sandy Springs residents	40%
Impact (number of Sandy Springs residents served)	20%
Program performance measures	15%
Financial reports	10%
Tenure of nonprofit(s)	5%
Program partnerships (two or more nonprofits providing programs together)	5%
Matching funding	5%

Results

Following individual Proposal review and scoring, the Evaluation Committee members met as a group to discuss the Proposals. Following discussion and final scoring, the Evaluation Committee recommends funding for the following nonprofit organizations for the programming indicated:

Nonprofit Organization	Category 1 Program (CONTINUATION)	Amount
Horizons Atlanta	Support cohort continuation of students (rising	\$15,000

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	first grad) at the Holy Innocents' Episcopal School summer learning program. Offerings include academics with an emphasis on literacy and STEAM, field trips, swimming, yoga, art dance, physical education, and music. Horizons students all qualify for free or reduced lunch, and no tuition is required to participate in the program.	
Northside Youth Organization ("NYO")	\$15,000 to provide scholarships for children to cover the registration, and equipment needs to be involved in the selected sport	\$15,000*
The Healthy Youth USA Foundation	\$15,000 for a continuation of June summer camp program for elementary age children. The program requires student to provide free or reduced lunch verification or other explanation of need to qualify and is provided at no cost.	\$15,000
	TOTAL	\$45,000
Nonprofit Organization	Category 2 Program (NEW)	Amount
Horizons Atlanta	Support cohort continuation of students (rising first grade) at the Holy Innocents' Episcopal School summer learning program. Offerings include academics with an emphasis on literacy and STEAM, field trips, swimming, yoga, art dance, physical education, and music. Horizons students all qualify for free or reduced lunch, and no tuition is required to participate in the program.	\$25,000
Catalyst Sports	Seeking funding to provide river programming to their target population with disabilities. Grant funding would support outreach and marketing, staff and overhead, equipment purchases, staff training, and program implementation.	\$25,000
Sandy Springs Youth Sports ("SSYS")	SSYS is requesting \$15,000 for program registration and associated sports equipment. An additional \$10,000 is requested to fund FREE sports camps and clinics for the youth of Sandy Springs.	\$25,000*
Los Niños Primero	Requested funding to provide Swim, Paddle, and Wilderness Discovery programs to low-income and Latino families in Sandy Springs. The provider plans to partner with local NPO's Paddle4Tomorrow, Chattahoochee Nature Center, Chattahoochee Riverkeeper, and Solidarity Sandy Springs to provide these experiences.	\$25,000

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The Healthy Youth USA Foundation	\$15,000 for scholarship to July summer camp program for elementary age children. The program requires students to provide free or reduced lunch verification or other explanation of need to qualify and is provided at no cost.	\$15,000
Phoenix Gymnastics	Not responsive	0
	TOTAL	\$115,000

The recommended grant awards total \$160,000, which is over the budgeted \$75,000.00 for the program. Should the Council desire to award as recommended, a subsequent budget amendment of \$85,000 will be necessary to fully fund the awards.

Motion and second. A motion was made by Councilmember Andy Bauman, seconded by Councilmember Melody Kelley, to approve the Nonprofit Arts and Recreation Grant Awards.

Councilmember Andy Bauman said we had the benefit of a year. Did you review data and paperwork? What goes into your process for the review to ensure what was committed is being done?

Director of Recreation and Parks Perry replied the past grant cycle ended December 31st. Each respondent was asked to submit a program narrative and a set of matrix data. To date this was done. The middle school had dollars allocated to spring sports and not fully complete but, will be complying. We toured each program, and most councilmembers were there.

Councilmember Bauman said we allocated \$75,000 this year out of caution. Is the \$85,000 a net increase of \$10,000 over the prior fiscal year?

Director of Recreation and Parks Perry said this is correct.

Councilmember Tibby DeJulio said there is an organization wholly outside the City of Sandy Springs and wholly inside the City of Atlanta. Why are we subsidizing organizations in the City of Atlanta? Can they meet their obligations there?

Director of Recreation and Parks Perry said when the program was put together, they wanted organizations in the City of Sandy Springs or that served significant number of Sandy Springs residents. That organization met our criteria and justified the award.

Councilmember Bauman asked are they using those dollars for Sandy Springs residents? Is this a renewal?

Director of Recreation and Parks Perry said yes that is correct. There is a renewal and they did not ask for any additional funding. They had youth sports camps and registrations they paid for from the City of Sandy Springs. We depend on the validity of the reporting received.

Councilmember Jody Reichel asked is Catalyst Sports located outside of the City of Sandy Springs? Do they offer one day in the City? What are their plans to expand? Would love to visit them.

Director of Recreation and Parks Perry replied they may have an Atlanta address and not certain if it

is a P.O. Box. Catalyst is a new provider. They are a program partner for the City and we have a contract with them to provide services. They came several times and one day is not accurate. Their grant funds paid for equipment, kayaks, canoes, launching equipment, etc. and many activities in the City. We will only pay for activities in the City of Sandy Springs.

Kristin Byars Smith, Assistant City Manager said Catalyst hopes to provide a weekly 90-minutes of service in the City. This would be a large increase in the amount of time spent in the City at Morgan Falls Park.

Councilmember Melody Kelley said she is pleased with the support for youth in this discussion. Also happy with the support for veterans in the earlier discussion.

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

Resolution No. 2023-03-32

X. Reports

A. 2022-073 Mayor and Council Report

Mayor Rusty Paul reported yesterday was Crossover Day at the State Capitol, and providing the following legislative updates:

- Senate Bill 16 allowing cities to set up its own ambulance did not pass.
- Senate Bill 62 allowing cities to enforce anti-camping laws passed.
- Senate Bill 121 stating cities cannot bar someone on an acre or larger lot from drilling a well passed.
- Senate Bill 136 permitting cities to waive impact fees for the construction of workforce housing passed.
- House Bill 42 which capped the tax commissioner's fees from collecting city taxes failed again.
- House Bill 189 on truck weights increase to 88,000 pounds passed by three votes.
- House Bill 193 raised the fee the City must bid from \$100,000 to \$250,000 passed.
- House Bill 200, the instant runoff, bill failed.
- House Bill 206 which allows commercial construction to self-tax for energy and environmental upgrades passed
- House Bill 348 allows speed cameras in school zones. If the school is on both sides of the road, speed cameras can be all day. On one side, allows for 30-minutes before and 30-minutes after. It passed.
- House Bill 451 for first responders suffering from PTSD. There is an insurance program to cover the costs for treatment. It passed.
- House Bill 514 limits building moratoriums to 180 days with no renewal for another 180 days except for during the course of an emergency or natural disaster. It passed.
- House Bill 517 did not get out of committee, and is probably dead for the year.
- Senate Resolution 214 is for a LOST study committee and passed the Senate. It will be a joint resolution and must be passed by the House. The study community would three senators, three House members, two mayors and county commissioners to look at changes to the LOST.
- House Bill 374 passed. It allows ten parcels at one-time to de-annex at the owners' requests and if the County agrees to take back them back. You cannot create an island. And, the city can

refuse to provide services if they do de-annex.

- House Bill 30, on antisemitism, passed the House with a bi-partisan vote 136-22. There was a standing ovation at the House and salute to primary co-sponsors John Carson and Esther Panitch, of Sandy Springs, and Majority Leader Chuck Efration who shepherded it through the House with all the issues around it.

City of Atlanta Mayor Dickens praised the City of Sandy Springs council and staff for their support to the Atlanta Police Department in very difficult times. We will continue the ongoing relationship building. Thank you to our first responders who have been there providing equipment and personnel during a very trying time for their first responders. A note was sent to Mayor Dickens that the City of Sandy Springs is here to help in any way they can, and he responded with appreciation.

The budget comes out tomorrow. We are hoping for money for a couple of Sandy Springs projects.

B. 2022-074 Staff Reports

There were no Staff Reports.

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 xxx 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 7:34 p.m.

Motion and vote. A motion was made by Councilmember John Paulson, seconded by Councilmember Tibby DeJulio, 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

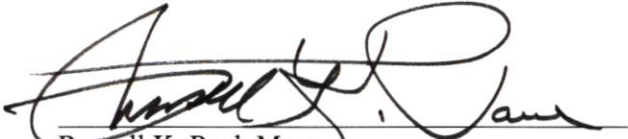
The Executive Session ended at 8:13 p.m.

XII. Adjournment

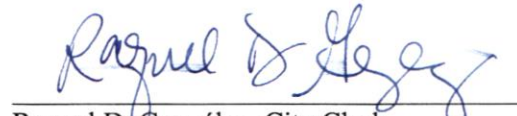
Motion and vote. A motion was made by Councilmember Tibby DeJulio, seconded by Councilmember John Paulson, to adjourn the meeting. The motion carried by unanimous vote.

The meeting adjourned at 8:13 p.m.

Approved: March 21, 2023



Russell K. Paul, Mayor



Raquel D. González, City Clerk