

Meeting of the Sandy Springs City Council was held on November 7, 2023 Following Work Session, Mayor Rusty Paul presiding.

I. Call to Order

Mayor Rusty Paul called the meeting to order at 6:49 p.m.

II. Roll Call and General Announcements

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

Members Absent: Councilmember Jody Reichel

III. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

IV. Public Comment

1. **Masoud Zahedi, 5801 Roswell Road, Atlanta** - Sidewalk work on Carpenter Drive
2. **Lawrence Kass, 7246 Thornhill Lane, Sandy Springs** - Construct the 7236 Thornhill Lane Drainage Improvement Project
3. **Jane Kelley, 4590 Windsor Park Place, Sandy Springs** - Code Changes
4. **Tochie Blad, 7320 Hunters Branch Drive, Sandy Springs** - Community Concern
5. **Susan Maziar, 5350 Timber Trail, Atlanta** - Development Code Update
6. **Karen Meizen McEnerny, 4604 Meadow Valley Drive, Sandy Springs** - Development Code Regarding Set Back Changes
7. **Sallie Duncan, 475 Pine Forest Road, Atlanta** - Development Code Update

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. The motion carried by unanimous vote.

VI. Consent Agenda

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

- A. **2023-304** Meeting Minutes
October 17, 2023 City Council Meeting

VII. Presentations

There were no presentations.

VIII. Public Hearing

- A. **2023-305** ABL # 97016
Request for Mayor and City Council Consideration of Approval of Alcoholic Beverage License Application for TOHC Operations, LLC d/b/a The Original Hot Chicken / Inked Tacos – 6650 Roswell Rd Suite 40, Sandy Springs GA 30328.

Applicant is James M Isaacson for Consumption on the Premises Wine, Malt & Distilled Spirits.

Toni Carlisle, Chief Financial Officer, presented a recommendation to approve the application for Consumption on the Premises Wine, Malt & Distilled Spirits for TOHC Operations, LLC d/b/a The Original Hot Chicken / Inked Tacos – 6650 Roswell Rd Suite 40, Sandy Springs GA 30328. This is a New Application for Consumption on the Premises Wine, Malt & Distilled Spirits. The applicant submitted a completed application on September 1, 2023 and has passed the background investigation.

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

Motion and vote. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Melody Kelley** to approve the application of Consumption of the Premises Wine, Malt & Distilled Spirits for TOHC Operations, LLC d/b/a The Original Hot Chicken / Inked Tacos – 6650 Roswell Rd Suite 40, Sandy Springs GA 30328. Vote on the motion. The motion carried by unanimous vote.

- B. **2023-306** ABL #103876
Request for Mayor and City Council Consideration of Approval of Alcoholic Beverage License Application for Righteous Bar and Grill LLC d/b/a Righteous Bar and Grill / 1155 Mount Vernon Hwy NE Suite 1030, Sandy Springs GA 30338.

Applicant is Latonya Hope-Mitchell for Consumption on the Premises Wine, Malt & Distilled Spirits.

Toni Carlisle, Chief Financial Officer, presented a recommendation to approve the application for Consumption on the Premises Wine, Malt & Distilled Spirits for Righteous Bar and Grill LLC d/b/a Righteous Bar and Grill / 1155 Mount Vernon Hwy NE Suite 1030, Sandy Springs GA 30338. The applicant submitted a completed application on September 1, 2023 and has passed the background investigation.

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

Motion and vote. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Melody Kelley**, to approve the application Consumption on the Premises Wine, Malt & Distilled Spirits for Righteous Bar and Grill LLC d/b/a Righteous Bar and Grill / 1155 Mount Vernon Hwy NE Suite 1030, Sandy Springs GA 30338. Vote on the motion. The motion carried by unanimous vote.

IX. New Business

- A. **2023-307** Request for Mayor and City Council Consideration of a Resolution Establishing the Authorized Uses of the City of Sandy Springs Tree Fund Policy

William Park, Urban Forest Coordinator, presented a recommendation to approve a resolution establishing the authorized uses of the City of Sandy Springs Tree Fund Policy.

The Tree Fund is funded through land development and construction permits, by developers, builders, contractors and homeowners on sites that cannot meet the requirements of the Tree Conservation Ordinance (Div. 9.3. of the Development Code). The appropriate uses of the Fund however, are not officially defined. This policy establishes guidance on the activities eligible for funding.

The Tree Fund is currently used for a handful of activities: tree planting, surveying and maintenance, including invasive plant species control on City property, community education, and the Urban Forest Coordinator position. Given feedback from the City Council, Staff may propose moving the Urban Forest Coordinator position to the General Funds if the cumulative salary and benefits is greater than 20% of the Tree Fund Balance.

The policy proposes the expansion of the approved uses to include forest restoration, proactive pest insect management and acquisition of forested property for conservation. The Tree Fund is funded through permits issued by Community Development. The current available balance is near \$1,000,000.

Motion and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve a resolution establishing the authorized uses of the City of Sandy Springs Tree Fund Policy.

Councilmember Andy Bauman stated that while I will vote for this, I am concerned about a slippery slope. The source of funds for the Tree Fund is from lost tree canopy in the City and paid by property owners. The intent is to use funds for the preservation of canopy and the replanting of canopy. I encourage us to keep really good metrics. It is hard to see a saved tree, while it is easy to see a cut tree.

Keeping good records and metrics is important, particularly with new positions. When we get away from tree replacement, which is funded by those that have unpaid into the Tree Fund for general purposes. I draw the line in the absence of some more detail with the conversation acquisitions. I think that generally needs to come from General Funds, though I may be convinced. I hope we are taking into consideration the areas of the City where canopies are being lost, and this fund is the result. Thank you for the great work that you have done.

Councilmember Melody Kelley asked will the Tree Fund Policy be housed in in the Technical Manual or the general Code?

Urban Forest Coordinator Park replied the Tree Fund Policy will not be codified, as it is an internal document.

Councilmember Kelley asked which of the outlined uses in the presentation are ongoing costs?

Urban Forest Coordinator Park reviewed each of the presented uses and their ongoing expenses. Community Education and Proactive Pest Insect Management are examples of a one-time cost. To date, there have been no conservation property acquisitions, but it is hopeful that the use is available in case the perfect scenario arises. The next step would be to incorporate these uses into the program, possibly beginning next year.

Councilmember Kelley asked would this be presented in a master plan?

Urban Forest Coordinator Park advised he is currently developing a canopy report. Afterwards, the City could create a forest master plan that incorporates what the City is doing and its goals over the next two decades.

Councilmember Kelley asked what is the plan for sustainability, should the fund run out?

Urban Forest Coordinator Park replied if we do the job correctly, then we should not be creating more work in future years because you set it up for success. The associated maintenance cost should go down over time. We are more fiscally responsible when we are proactive and not reactive.

Councilmember Bauman stated the Tree Fund Policy is for dedicated use, and does not absolve the City of its General Fund obligations. The City also prioritizes other green initiatives, but, the Tree Fund money is part of best practices for quality development. And, it is meant to be a disincentive for those who are clearcutting trees.

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

Resolution No. 2023-11-161

- B. **2023-308** Request for Mayor and City Council Consideration of a Resolution to Award a Contract to OpenGov for Community Development Permitting Software

Ginger Sottile, Director of Community Development, presented a recommendation to approve a resolution to award a contract to OpenGov for Community Development Permitting Software.

On December 07, 2022, the Community Development Department released a Request for Proposal to replace the existing Permitting Software Company presently servicing the Sandy Springs Community Development Department. In total, we received 11 responses and of those, the selection team chose four finalists: Avocette Technologies (Acella); Online Solutions (Citizenserve); OpenGov; and Sages Networks (SagesGov). After an intensive review of the potential candidates, the committee recommends City Council approve a contract award to OpenGov for Community Development Permitting Software.

Some of the considerations had to do with ease of in-the-field inspection functionality, with virtually instant results for the contractor/homeowner, inspection photos and reports uploaded directly to the permit remotely with or without internet connectivity. In areas that have spotty connectivity, the documents will be uploaded automatically when the iPad comes into internet range.

Another major factor in our decision making process is the ease with which the permitting platforms can be developed. No coding ability is required, as it is a drag-and-drop interface that allows someone with little computer savvy to make changes to the system.

Another cost-saving factor considered is the ability of the new software to eliminate the need for a separate software to handle the work of Plan Sandy Springs. The questions as shown, are part of the new OpenGov software solution. This will provide a significant savings to the City.

Starting this year, the City was to finance a move to the Cloud, which is about an additional \$100,000 per year extra to run our existing software. With our new selection, the Cloud hosting cost is built into the

overall subscription costs.

Total Cost Comparison Energov vs OpenGov

Permitting and Licensing Software Subscription Year	EnerGov Annual Cost (3% increase)	OpenGov Annual Cost (5% increase)	Plan Sandy Springs Annual Cost	Fee Savings (EnerGov + Plan - OpenGov)
FY 2024	\$100,496.38	\$221,042.00	\$60,000.00	-\$60,545.62
FY 2025	\$259,285.27	\$83,290.20	\$60,000.00	\$239,995.07
FY 2026	\$267,063.83	\$87,454.71	\$60,000.00	\$299,609.12
Total	\$626,845.48	\$391,786.91	\$180,000.00	\$415,058.57

- **EnerGov**, beginning FY 2025, Community Development will have to incorporate EnerGov Cloud Migration, an additional annual cost of \$155,774.00 (See table below for more info).
- **OpenGov** is already a cloud-incorporated software and does not charge additional for using cloud servers. There will be a one-time professional services cost for the development, installment, data migration, and training of this new software (See table below for more info).
- **Plan Sandy Springs**, Community Development currently pays around \$60,000 for the annual subscription. If we adopt the OpenGov Software, it can perform similar functions, hence not requiring the need for plan Sandy Springs software.

Motion and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Melody Kelley**, to approve a resolution to award a contract to OpenGov for Community Development Permitting Software.

Councilmember Paulson asked does this system do everything our current system does, and those mentioned in addition? Is there a good transition plan?

Community Development Director Sottile replied yes, it has all the functionality that we currently have today. The Department will have eight months to implement the new software. There will be several months of development, and then Staff will test the new system for some time, by running it in the background, while still working with the current system.

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

Resolution No. 2023-11-162

- C. **2023-309** Request for Mayor and City Council Consideration of a Contract Award to Kimley-Horn & Associates, Inc. for Design Services as it Relates to the Long Island Drive at Mount Vernon Highway Intersection Improvement Project 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 to Kimley-Horn & Associates, Inc. for Design Services as it relates to the Long Island Drive at Mount Vernon Highway Intersection Improvement Project and to authorize the City Manager to execute the contract.

The objective of the Project is to improve the efficiency, safety, and overall functionality of the intersection located at Long Island Drive and Mount Vernon Highway (the "Intersection"). The overall plan for the Project includes the realignment of the driveway to Arlington Memorial Park and Long Island Drive, into a signal-controlled intersection, optimizing traffic flow as well as improving sight distance along Long Island Drive. The Project further aims to address specific challenges, such as notable queuing and delay issues associated with left-turn conflicts observed at the Long Island Drive approach. The planned improvements are a direct response to the community's expressed need for increased traffic efficiency and a safer, more reliable intersection.

Kimley Horn previously completed a traffic analysis and a conceptual design for the Intersection in 2021 as a part of the Mount Vernon Highway and Long Island Drive Intersection Traffic Study (Project No. T-7247).

On August 22, 2023, the City requested a quote from Kimley-Horn for the full design of the Project utilizing the On-Call Signal Design Contract. A proposal by Kimley-Horn in the amount of \$151,414.00 was received on September 20, 2023. This is in line with a staff estimate of \$150,000.00 for these services.

Below are the included tasks and cost breakdown from the proposal.

Project Scope	Proposed Fee
Task 1 – Project Management	\$ 19,080.00
Task 2 – Concept Validation	\$ 13,647.00
Task 3 – Preliminary Design Development and R. W Plat	\$ 48,944.00
Task 4 – Final Plans	\$ 44,473.00
Task 5 – Bid Support and Limited Construction Phase Services	\$ 15,270.00
<u>Task 6 – Miscellaneous Services (as directed)</u>	<u>\$ 10,000.00</u>
TOTAL:	\$ 151,414.00

Staff recommends that contract award be made to Kimley-Horn in the amount of \$151,414.00 due to a demonstrated understanding of the scope along with familiarity and past performance on the Project. There are adequate funds in the budget for Project T-2403 to execute a Contract for this work.

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Andy Bauman**, to approve a contract to Kimley-Horn & Associates, Inc. for Design Services as it relates to the Long Island Drive at Mount Vernon Highway Intersection Improvement Project and to authorize the City Manager to execute the contract.

Councilmember Mular asked when the design will be completed, and when will the project be completed.

Public Works Director Martin replied the design should take one year. The City will have to work in partnership with Arlington Park. It is too early to say what construction will look like. We do not yet know the utility impact.

Councilmember Mular stated when people make the right turn at the intersection they go really fast and pedestrians are impacted. Can we do anything to slow that down?

Public Works Director Martin replied that when the signal-control intersection is implemented with the stop-go feature. Currently, there is just a yield.

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

Resolution No. 2023-11-163

- D. **2023-310** Request for Mayor and City Council Consideration of a Resolution Authorizing a Contract Award to Vertical Earth, Inc. to Construct the 7236 Thornhill Lane

Drainage Improvement Project

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve a contract award to Vertical Earth, Inc. ("Vertical Earth") for the construction of a stormwater drainage improvement project as it relates to the 7236 Thornhill Lane Drainage Improvement Project (the "Project").

In 2021, the City of Sandy Springs (the "City") engaged an engineering firm to develop plans for the construction of a stormwater management pond at 7236 Thornhill Lane, Sandy Springs, GA. The Project increases storage capacity by installing retaining walls to create additional stormwater storage capacity and improve the runoff rates. The Project scope consists of:

- Install approx. 300 LF of retaining wall with concrete flume.
- Replace existing 30" RCP with double elliptical 48" by 30" RCP pipes.
- Install a minor drainage structure and conduit pipe.
- Regrade and reconstruct concrete driveway.
- Install headwall with stacked stone veneer.
- Install 280 LF of shadowbox privacy fence with gate access.
- Clear and remove underbrush and trees.
- Erosion Control

To advance the Project, the City issued a Request for Quote ("RFQ") on September 14, 2023 seeking bids from qualified contractors to construct the Project. Bids from two (2) contractors were received on September 29, 2023. Bid results were as follows:

Upon review of the bids, City Staff recommends that contract award be made to the responsible and responsive bid of Vertical Earth in the amount of \$799,029.88. There are adequate funds available in the Stormwater Capital Maintenance and Improvements Account budget to award this contract.

Motion and second. A motion was made by **Councilmember Melody Kelley**, seconded by **Councilmember Melissa Mular**, approve a contract award to Vertical Earth, Inc. ("Vertical Earth") for the construction of a stormwater drainage improvement project as it relates to the 7236 Thornhill Lane Drainage Improvement Project (the "Project"). Vote on the motion.

Councilmember Kelley asked does the City have an account number for stormwater capital maintenance and improvement?

Toni Carlisle, Chief Financial Officer, stated the City has a stormwater fund.

Councilmember Tibby DeJulio asked why is this project the responsibility of the City when it only addresses one home?

Dan Lee, City Attorney, stated the stormwater discussions are intricate. Many people believe stormwater is something the City is supposed to be involved in. Also, it is impossible, most of the time, for stormwater to affect only one property owner. This was put out for bid, and no bids were received. The proposed contract is something the Public Works Department solicited, and it is negotiated. The City's liability in this is related to some work that the City did 14 years ago off this property that has exacerbated the flow of water by this property. This project is intended to correct that problem. The general rule is if the City impacts the flow of water then it must do something about the water flow as it

passes by.

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

Resolution No. 2023-11-164

- E. **2023-311** Request for Mayor and City Council Consideration of an Ordinance to Amend the City of Sandy Springs FY 2024 Budget for the Public Safety and Community Violence Reduction Grant Program for the Law Enforcement Staffing and Equipment and Technology Projects

Dan Nable, Major, Sandy Springs Police Department, presented a recommendation to approve amendments to the City of Sandy Springs FY 2024 Budget for the Public Safety and Community Violence Reduction Grant Program for the Law Enforcement Staffing and Equipment and Technology Projects.

The Governor's Office of Planning and Budget (OPB) appropriated approximately \$100,000,000 to be awarded for violent crime reduction programs, law enforcement staffing, equipment and technology, and community violence intervention programs that address the increase of violent gun crime and community violence or the decrease in law enforcement staffing as a result of the COVID-19 pandemic.

The City of Sandy Springs submitted a Law Enforcement Staffing application and Equipment and Technology application in November 2022. In June 2023, the Office of Planning and Budget awarded the City \$752,514.40 for the equipment and technology required for the development of the VCRT and \$869,675.40 for necessary staffing, which the City accepted in July 2023.

To initiate the implementation of the Violent Crime Reduction Team, the City must allocate additional funds to cover project expenses, which will subsequently be reimbursed by the OPB.

Motion and vote. A motion was made by **Councilmember Tibby DeJulio**, seconded by **Councilmember John Paulson**, to approve amendments to the City of Sandy Springs FY 2024 Budget for the Public Safety and Community Violence Reduction Grant Program for the Law Enforcement Staffing and Equipment and Technology Projects. Vote on the motion. The motion carried by unanimous vote.

Ordinance No. 2023-11-19

- F. **2023-312** Request for Mayor and City Council Consideration of a Resolution to Approve a Memorandum of Understanding by and between the City of Sandy Springs, the Sandy Springs Police Department and Fulton County Schools for the Collaborative Initiative to Provide Emergency Response Operations Between the Parties

Michael Lindstrom, Major, Sandy Springs Police Department, presented a recommendation to approve a Memorandum of Understanding by and Between the City of Sandy Springs, the Sandy Springs Police Department and Fulton County Schools for the collaborative initiative to provide emergency response operations between the parties.

The City and the Sandy Springs Police Department (the "SSPD") share mutual concern relating to the safety of students, school staff and first responders during emergencies and collaboratively desire to

response to school emergencies in the quickest and most efficient manner possible. The Parties wish to continue with the already cooperative and beneficial relationship between all Parties by establishing procedures relating to emergency services to schools within the City.

This MOU will allow SSPD to collaborate with FCS law enforcement in order to cooperatively respond to emergency situations on school property, establishes and maintains ongoing communications between the Parties, establishes a primary point of contact during school based and community-based emergencies that may impact school operations. The MOU also includes procedural directives in doing so.

This MOU formalize the partnership already established between the City and Fulton County Schools for emergency response operations.

Mayor Rusty Paul stated it is important to have a formal outline. I want to thank the Police Department and Fulton County Schools for their perseverance with this. The types of emergencies that this MOU addresses can happen in any community. Hopefully, it never happens here.

Motion and vote. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve a Memorandum of Understanding by and Between the City of Sandy Springs, the Sandy Springs Police Department and Fulton County Schools for the collaborative initiative to provide emergency response operations between the parties. Vote on the motion. The motion carried by unanimous vote.

Resolution No. 2023-11-165

- G. **2023-313** Request for Mayor and City Council Consideration of a Resolution Approving a Memorandum of Understanding by and between the City of Sandy Springs, Sandy Springs Police Department and Fulton Schools for the Sharing of School Zone Speed Detection Devices Located in Fulton County School Zones

Michael Lindstrom, Major, Sandy Springs Police Department, presented a recommendation to approve a Memorandum of Understanding by and between the City of Sandy Springs, Sandy Springs Police Department and Fulton Schools for the sharing of School Zone Speed Detection Devices Located in Fulton County school zones.

The City and SSPD previously entered into intergovernmental agreements to provide FCS with emergency services, including police, fire, and paramedic services.

Cooperation between the Parties established through this MOU is an important component for the protection of students, visitors, FCS employees and the general public, by maintaining safe environments in and around Fulton County Schools, particularly areas with higher vehicular traffic.

In 2018, legislation was enacted authorizing photographic enforcement of speeding violations in school zones. (O.C.G.A. § 40-14-18). Each school within those school zones where such automated traffic enforcement safety device is to be placed, must first apply for and secure a permit from the Georgia Department of Transportation for the use of such device. Permits will be provided for by FCS in exchange the City will post the Devices in legally permitted areas only, maintain good working order of the Devices, self-test the Devices every thirty (30) days, perform calibrating test to the Devices every twelve (12) months/one (1) year, as well as maintain logs of self tests and calibration for three (3) years.

The cameras are LPR that detect speeds. The cameras only operate during approved times, which is one

hour before and after school starts. Citations are civil citations.

Mayor Rusty Paul stated that in addition to controlling speed through school zones, these LPR cameras could help the Department identify miscreants proving some advance notice.

Councilmember John Paulson asked where would the cameras be located?

Major Lindstrom advised they would be located wherever a study determines is the best location. At North Springs High School, they would be along Roswell Road. At Dunwoody Springs Elementary School, they would be at Roberts Drive.

Motion and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve a Memorandum of Understanding by and between the City of Sandy Springs, Sandy Springs Police Department and Fulton Schools for the sharing of School Zone Speed Detection Devices Located in Fulton County school zones.

Major Lindstrom clarified that the school zone cameras would be in areas identified by signage. Cameras would be located in about the same areas as those signs that currently exist advising when one is entering a school. They would not be on side streets.

Councilmember Andy Bauman stated the City has LPRs, cameras, speed limit signs, etc... all over the place. The difference with these, and why they need to be identified, is that we can issue civil citations. The City does not take action of intersection cameras. The distinction here is the City can take action during these time periods.

Councilmember Melissa Mular asked will there be additional signage to those signs already in place around the school zone. Also, is this for all Fulton schools? What is the rollout?

Major Lindstrom replied yes. And, in addition, there will be a period of notification. There will also be an initial time period where they are only issuing warnings. The Department identified three schools in the Sandy Springs area that there have been more traffic infractions. Private schools may be brought on board, and the school will have to approve. There is a lot of work to do to get the program started, particularly around notifications.

Councilmember Melody Kelley asked what is the process for ticketing and fines. What percentage of the fines will go to the City?

Major Lindstrom advised initially the City will start with warnings. The camera will identify the license plate, and the registered owner of the vehicle will get the ticket. It will be up to the registered owner to prove if they were not driving. The first ticket is \$75.00. The following ticket is \$100.00. The revenue generated will be used for public safety initiative. The Department's plan is to purchase additional cameras with the revenue generated.

Dan Lee, City Attorney, stated 100% of the revenue will go to the City.

Councilmember Kelley asked will this replace traditional patrolling and speed interventions?

Major Lindstrom advised no. These are civil related tickets. If the Department is utilizing laser devices, and stops a driver for speeding, then the Department knows who is driving, so it would be a criminal defense.

Councilmember Kelley asked what are the specific metrics or goals we trying to receive.

Major Lindstrom stated the goal is to improve safety in the school zones by getting people to slow down.

Mayor Paul stated we will be accused that we are doing this to generate revenue, but that is not the case. We are trying to get people to slow down.

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

Resolution No. 2023-11-166

H. **2023-314** Request for Mayor and City Council Consideration to Approve Participation in the Federal IJIA State and Local Cybersecurity Grant Program and to Enter into a Memorandum of Understanding with the Georgia Emergency Management and Homeland Security Agency to Accomplish this Purpose

Jonathan Crowe, IT Director, Information Technology, presented a recommendation to approve participation in the Federal IJIA State and Local Cybersecurity Grant Program and approve entering a Memorandum of Understanding with the Georgia Emergency Management and Homeland Security Agency to accomplish this purpose.

In September 2022, the Department of Homeland Security announced a cybersecurity grant program for eligible state, local, and territorial governments across the country to address cybersecurity risks and threats to information systems. Shortly after, the State of Georgia announced their plans to establish the Georgia SLCGP Planning Committee to develop and implement a State Cybersecurity Plan. In March 2023, the City of Sandy Springs (City) submitted the final FY 2022 State and Local Cybersecurity Grant Program Project Plan Worksheet to the Georgia Technology Authority, which outlined the City's request to conduct an Information Technology Risk Assessment to analyze potential threats and vulnerabilities.

To manage and reduce systemic cyber risk over the next several years, the City of Sandy Springs identified the need to conduct an Information Technology Risk Assessment to analyze potential threats and vulnerabilities. Last completed in 2020, an Information Technology Risk Assessment will allow the City to assess and mitigate cybersecurity risks and threats to critical infrastructure key resources. This assessment will include contracting a cybersecurity consultant to provide on-site assessments for up to six days, interviewing stakeholders and performing testing, and completing a comprehensive report defining actions and recommendations, including a framework for an effective mitigation strategy. The City anticipates project completion within 30 days once the report has been finalized.

This grant program requires a 10% local cost share requirement. The City has requested the maximum funding of \$69,650.00 from the Georgia Emergency Management and Homeland Security Agency, with a maximum amount of \$7,738.00 funded by the City.

The City does not enter into an agreement with the Georgia Emergency Management and Homeland Security Agency for the FY 2022 SLCGP Grant Program. However, if this is the outcome, the City will forfeit the direct allocation of funds and perhaps endanger any future awards under this program.

Motion and second. A motion was made by Councilmember Melissa Mular, seconded by Councilmember Melody Kelley, to approve participation in the Federal IJIA State and Local

Cybersecurity Grant Program and approve entering a Memorandum of Understanding with the Georgia Emergency Management and Homeland Security Agency to accomplish this purpose.

Councilmember Melissa Mular asked will this include intrusion testing.

Information Technology Director Crowe stated the City regularly conducts penetration testing. This is a more wholistic testing that the Department tries to conduct every three to five years.

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

Resolution No. 2023-11-167

- I. **2023-315** Request for Mayor and City Council Consideration of a Resolution to Approve an Agreement Between the City of Sandy Springs, Art Sandy Springs and Selected Artists As It Relates to the Veterans Park Project

Cheri Morris, President, Art Sandy Springs, reviewed the selected sculptures for the Veterans Park, which will be dedicated in 2024.

Given the sites topography, there is an opportunity to do a monumental piece. The recommended pieces provide a monumental, contemporary piece as well as a touchable sculpture, collectively evoking the City's gratitude for veterans.

Curtis Pittman and Kevin Chambers



Curtis Pittman's *Be the Light*, and internal flame, is over 33' tall. It is constructed of coated steal pipe and large panels. The panels deploy three zones of LED lights that will be prograded with color and sequences, creating a kinetic expression. The seven spires represent the collaborative effort of the seven branches of the United States military. Fire is the symbol of freedom, as well as a symbol of remembrance. Views of the fountain, memorial garden and flag poles are purposeful intended to be framed through the art.

Curtis Pittman



Kevin Chambers' *Three Generations* is cast in bronze. The figurative sculptures are positioned so they look up at the flames.

Kevin Chambers



Estimated Costs and Installation Schedule

Estimated Cost – Provided by ArtSS

Curtis Pittman	Kevin Chambers
Concept Design Fee	\$12,000
Materials and Pipe Bending	\$45,000
Fabrication	\$80,000
Paint/Coating	\$35,000
Lighting	\$55,000
Delivery, Travel, and Installation	\$35,000
Engineering	\$95,000
Project Insurance	\$5,000
Computer Modeling and Working Drawings	\$13,000
Artist Wages + Profit + Overhead	\$80,000
Total	\$385,000.00

2024 Construction Schedule – Curtis Pittman Provided by ArtSS

January	Signed Contract
February to March	Working Drawings and Stamped Engineering Drawings
March to May	Materials Ordered and Delivered
June to August	Fabrication
August to September	Coatings and Lighting Fit Out
October 2 to 10	Delivery and Installation
October to November	Final Hardscape Finishes

Motions and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve the resolution to Approve an Agreement Between the City of Sandy Springs, Art Sandy Springs and Selected Artists As It Relates to the Veterans Park Project.

Councilmember Paulson thanked the Mayor, Cheri Morris and the Committee for their work on the project. The presented combination of the pieces gives the size and stature of the eternal flame type and, the touchable moment of the veteran and his daughter walking towards it.

Councilmember DeJulio stated the eternal flame is exactly what is needed. Originally, I was opposed to the cost of this but, there have been commitments for almost all of the money needed from supporters in Sandy Springs. On Friday, there will be an announcement about how others can contribute as well. I have known a lot of people that have had those folded flags. Especially this crazy world like we live in today, it is important we step up and show the world that in Sandy Springs we are support of our people and in support of our veterans and in support of our country. Thank you.

Mayor Rusty Paul thanked everyone involved, including the artists, for their willingness to collaborate. This will be an iconic, showstopping piece. Recently we have had a local person lose their life in an Israeli uniform, and an American fighting in Israel. A young, twenty-year-old girl. There are people making the ultimate sacrifice for freedom around the world. The group came up with a magnificent solution.

Councilmember Paulson recognized Chief DeSimone, Dave Wells and Katrina Bruce for their work on the committee.

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

Resolution No. 2023-11-168

X. Reports

A. 2023-316 Mayor and Council Report

Mayor Rusty Paul reported the City will host its Veterans Day celebration on Friday, November 10. Following the event in Byer's Theatre, the City will host the Veterans Park dedication, which will include the flag raising.

This upcoming weekend, there will be several performances: George Thurgood, Stomp and Hunter Hase.

There will be an ice rink on the City Green. There will be a test on Wednesday, November 15. This is a free event, and registration is required for the two available sessions.

Councilmember Tibby DeJulio reported that he attended the High Point Civic Association's Daffodil Project program. 500 daffodils were planted between High Point Elementary School and Ridgeview Middle School. The daffodils represent the 1,500,000 children murdered during the holocaust.

B. 2023-317 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 real estate and litigation discussions. The motion carried by unanimous vote.

Passed Yes 5, No 0, Abstained 0

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

Nays: None

The Executive Session began at 8:33 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 5, No 0, Abstained 0

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

Nays: None

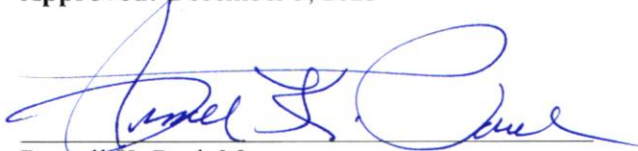
The Executive Session ended at 8:45 p.m.

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 8:45 p.m.

Approved: December 5, 2023



Russell K. Paul, Mayor



Raquel D. González, City Clerk