

Meeting of the Sandy Springs City Council was held on December 19, 2023 6:00 PM, 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 Andrew Bauman

III. Pledge of Allegiance

Mayor Rusty Paul led the Pledge of Allegiance.

IV. Public Comment

1. **Theodore Davis III, 5230 Green Oak Court, Sandy Springs** – Agenda Item 2023-352. Not Opposition, just wanting more details re: differences in bid and estimate

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 Jody Reichel**, seconded by **Councilmember Melissa Mular**, to approve the consent agenda. The motion carried by unanimous vote.

- A. **2023-340** Meeting Minutes
December 5, 2023 City Council Work Session
December 5, 2023 City Council Meeting
December 7, 2023 City Council Special Called Meeting
- B. **2023-341** Request for Mayor and City Council Consideration of Acceptance of an Indemnification, Maintenance, and Land Use Agreement for the Private Improvement with Fulton County on Properties Lying in Land Lots 23, 24, 30, 31 in the 17th District of Fulton County Georgia Related to Construction of Future Trail Segment 2E

Resolution No. 2023-12-179

VII. Presentations

A. 2023-342 Flag Certificate Presentation - Sons of the American Revolution

David Wellons, President, Sons of the American Revolution – Mount Vernon Chapter said the National Society of the Sons of the American Revolution (SAR) was founded by Congress in 1889. It is a non-profit nonpartisan organization dedicated to promoting patriotism, preserving American history, and promoting education about the founding principles of America to future generations. We are one of thirty-five SAR Chapters in Georgia. Membership is open to any male whose ancestry fought as a patriot in the American Revolution or provided support to the American side regardless of race, religion, or ethnic background. An example of a service we did with Sandy Springs was presenting the Liberty Tree of Trident Maple currently at Veteran's Triangle Park. Interestingly there is a patriot, Private James Hooper, buried in Sandy Springs about a half mile away. Also, as a patriotic organization, we recognize organizations that properly display the American flag. Today we are presenting two certificates to the City of Sandy Springs. One is for the City itself and the other is for Veteran's Park across the street.

B. 2023-343 FY2023 Annual Audit and Comprehensive Financial Report

Adam Fraley, Engagement Partner, Mauldin & Jenkins, stated this is the annual audit for the City of Sandy Springs for the fiscal year ending June 30, 2023. The packet includes the Annual Audit, Comprehensive Financial Report, and the report in accordance with government auditing standards, the Single Audit Act and Uniform Guidance. The presentation highlights the audit and results. Mauldin & Jenkins audit on the City was performed in accordance with GAAS and Government Auditing Standards. We issued a required unmodified and fair opinion based on basic financial statements. We also issued compliance reports in accordance with Government Auditing Standards and Uniform Guidance. This includes a Single Audit Report on Coronavirus State & Local Fiscal Recovery Fund and the Community Development Block Grant Program. We are required to communicate any disagreements or difficulties with conducting the audit. Everyone was forthcoming in providing what we needed, and we were able to issue the reports on time with state guidelines. There were no unrecorded or passed audit adjustments. In accordance with AICPA professional standards, Mauldin & Jenkins is independent regarding the City and their financial reporting process.

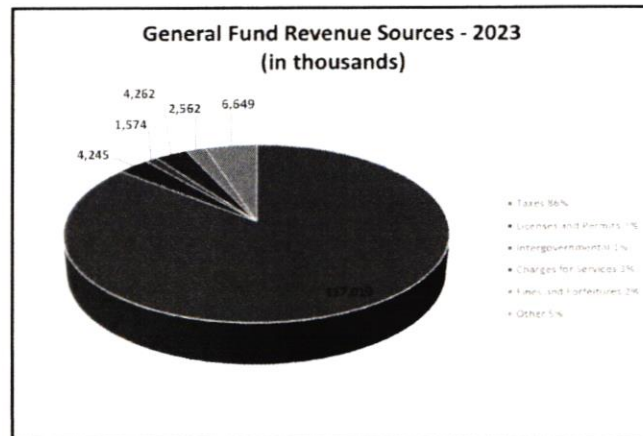
Highlights for the City through June 30, 2023 include:

- **Assets.** Total assets and deferred outflows increased from approximately \$786,614,000 to \$831,503,000.
Cash and cash equivalents increased from approximately \$188,773,000 to \$206,943,000.
Capital assets net of accumulated depreciation and amortization increased from approximately \$522,187,000 to \$540,962,000.
- **Liabilities.** Total liabilities and deferred inflows decreased from approximately \$269,508,000 to \$267,739,000.
- **Net Position.** The City's net position (or equity) increased from approximately \$517,106,000 to \$563,764,000. This increase is reconciled on the City's "Statement of Revenues, Expenses and Changes in Net Position".
Approx. \$77,732,000 of the City's net position is restricted.
Approx. \$367,043,000 of the City's net position represents the City's investment in capital assets, net of related debt.

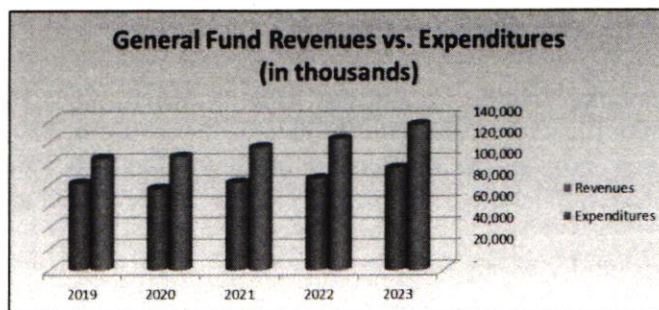
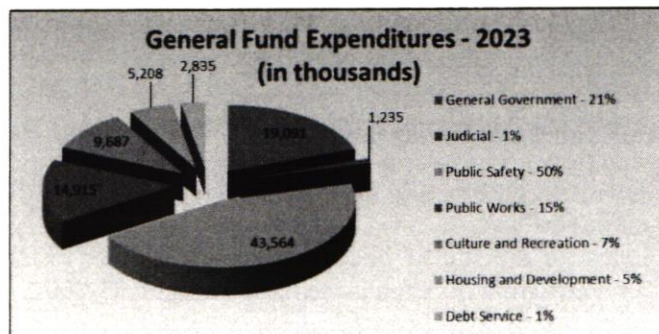
Operations

Total program revenues increased from approximately \$43,203,000 to \$48,538,000 .
 Total program expenses increased from approximately \$128,204,000 to \$130,594,000.
 Total general revenues increased from approximately \$117,199,000 to \$128,713,000.
 The change in net position (i.e., net income) amounted to an increase of approximately \$46,658,000.

General Fund



(Corrected)



There were no findings noted in FY23. Congratulations to Finance for an excellent job in making sure the data was accurate.

VIII. Public Hearing

- A. **2023-344** U23-0002 – 6420 Roswell Road - Request for Mayor and City Council Consideration of a Conditional Use Permit to Allow for a Drive-through Facility in the CX-3 District at 6420 Roswell Road.

Michele McIntosh-Ross, Planning & Zoning Manager, presented a recommendation to approve a Conditional Use Permit (CUP) to Allow for a Drive-through Facility in the CX-3 District at 6420 Roswell Road.

The applicant requests a Conditional Use Permit for a drive-through facility in the CX-3 zoning district, accessory to a bank establishment. The parcel was last home to an adult entertainment establishment (Flashers). However, the vacant building was demolished after a fire left it in disrepair in 2020, leaving only the unsightly concrete pad. The property is mostly covered with impervious surfaces such as asphalt and concrete.

One of the major objectives of The Next Ten Comprehensive Plan is to see Roswell Road aesthetically and functionally overhauled, or improved. This project helps to accomplish the goal incrementally by improving what is otherwise a derelict site with an aesthetically pleasing bank building and an almost unnoticeable drive-through facility (screened and to the rear of the site).

Functionally, the proposed site plan more than accounts for the proposed uses' impact on the area. With a right-in/right-out access only on Roswell Road that spans the depth of the site (east to west) and an interparcel access alley buffering the site to the west (going north to south), traffic impacts due to the new use (including the drive-through) are sufficiently addressed.

Staff recommends approval with the following conditions:

1. That this Conditional Use Permit only be valid while permitting a drive-through as an accessory use to a bank as a principal use.
2. That the development of the site be done substantially similar to the site plan provided as an integral part of this application for Conditional Use Permit U23-0002.

At its October Public Hearing, the Planning Commission recommended Approval of Conditional Use Permit U23-0002 with staff's recommended Conditions.

Baxter Russell, Attorney and Zoning Consultant, Dillard Sellers, together with **Jeff Wagner, Vice President and Real Estate Director, Fifth Third Bank** and **Mara Betti, Project Manager and Design Expert, Moody Nolan** represented the applicant Fifth Third Bank to request Council approval for Conditional Use Permit U23-0002 for a drive-through to allow for development of new branch bank.

Dillard Sellers Attorney and Zoning Consultant Russell said the property located at the corner of Roswell Road and Chaseland Road is a vacant parcel backing up to a residential neighborhood. Our desire is to achieve balance at this site between the residential property we back up to, the Whispering Pines neighborhood, and the commercial designation of this property. Office uses such as a bank are permitted by right on this property and we are requesting the CUP for the drive-through component of our bank. This is an opportunity to bring a new high quality, but low impact bank use with a drive-through to this property. The site on Roswell Road has been unused and overlooked since 2018 and allows more intense commercial uses by right as currently zone than what we are proposing.

Considering some elements of our site, the detached drive-through is located centrally on our site behind the building away from the street frontage on Roswell Road. There are two drive-through lanes, one for the ATM and one for VAT system tubes that run from the drive-through to the bank itself. The drive-through lanes are over 50 feet away from the closest residential property and the drive-through components itself is over 100 feet away from the adjacent residential property. The wooded area at the rear of our site will remain and be infilled with additional trees to provide additional wooded buffering. We will also have a six-foot screening wall to providing an additional opaque barrier between drive aisles, parking lot, and the Whispering Pines neighborhood. The site was carefully designed with no additional variances requested.

Fifth Third Bank, the fourteenth largest bank in the country, is seeking to bring a new bank prototype to this property. There will be no teller windows and long queue lines and the focus is an open floor plan. The branch is intended for open public engagement with quality customer service and more windows than a typical branch bank. It is intended to resemble a retail atmosphere that provides opportunities for employee engagements and conversations with bank employees. Additionally, we have enhanced the landscaping on the site, and along the frontages on both Chaseland and Roswell to set the tone for design and landscaping for new development along this important corridor.

This is a low impact but high-quality use. The hours of operation are Monday through Thursday 9:00 am To 5:00 pm, Friday 9:00 am to 6:00 pm, Saturday 9:00am to 12:00pm. There will be no early mornings and late evenings, and three hours of operation on the weekends. Since it is not a traditional retail restaurant or other use that would be permitted here, there is no similar commercial deliveries, noises, or smells associated with some of those uses. The drive-through we are requesting is a necessary component of this branch and cannot be developed without that. It provides customers with the important option to transact business from their car.

We appreciate the positive community meetings in the Sandy Springs application process and appreciate staff's recommendation of approval for our request. The applicant is supportive of the proposed conditions for approval. We believe it provides assurances to the community and neighborhood that only a bank drive-through will be here and not another type. We provided sufficient application submission satisfying the City's criteria for a Conditional Use Permits and are seeking Council approval.

Mayor Rusty Paul opened the public hearing.

Support

1. **Allen Andrew, 154 Chaseland Road, Sandy Springs**

Opposition

1. **Rhonda Smith, 76 Long Island Place, Sandy Springs**

Mayor Rusty Paul closed the public hearing.

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Melody Kelley**, to approve a Conditional Use Permit to Allow for a Drive-through Facility in the CX-3 District at 6420 Roswell Road.

Councilmember Mular asked why was this site selected versus a vacant bank that already has a drive-

through?

Dillard Sellers Attorney and Zoning Consultant Russell said **Fifth Third Bank Vice President and Real Estate Director Wagner** looked at different bank sites throughout the City and can address your question. I know some sites were not open for being transacted and that was the case with the site you are referring to.

Fifth Third Bank Vice President and Real Estate Director Wagner said we spent the last three years trying to find a site in the Roswell Corridor in proximity to downtown Sandy Springs, our target area as part of our broader expansion plans in metro Atlanta. There were two available bank facilities we inquired about but had to go back to the drawing board. One about a quarter mile of the site discussing was consolidated into Truist out of BB&T, and Regions Bank was able to secure that site before we had an opportunity. The other facility is not available as it was consolidated through another bank acquisition. It has seven years left on the lease and the bank acquiring it is still paying, and the landlord is interested in finding a restaurant that is willing to pay a higher price. We looked further north and found the property discussing tonight. We try to find existing branch properties if and as much as possible but, in this case, there was nothing available for us.

Councilmember Mular asked if the CUP is granted, what happens to the property if the bank is closed or sold?

Planning & Zoning Manager McIntosh-Ross said the CUP is only associated with a bank. Another bank can be there and operate under a different name with the exact site plan. If the site plan or use changed substantially, they will need to apply for another CUP to keep the drive-through.

Councilmember Jody Reichel said if Fifth Third Bank is approved for a drive-through, there could be a merger and another empty bank in Sandy Springs. Do we already have two available banks?

Planning & Zoning Manager McIntosh-Ross said something else could go there that does not require a drive-through. It does not have to be a bank.

Councilmember Reichel asked does this open the City for lots of applications along Roswell Road for more drive-throughs?

Planning & Zoning Manager McIntosh-Ross said the parcels in question are CX Commercial Mixed-Use that allows a drive-through by CUP. That zoning district goes to Sandy Springs Circle. South of that is CS City Springs and there are no drive-throughs allowed with CUP.

Councilmember Reichel asked **Rhonda Smith, President, Sandy Springs Council of Neighborhoods**, why are you speaking in opposition when Whispering Pines is in favor?

Sandy Springs Council of Neighborhoods President Smith said my comment spoke more to the element of the drive-through as opposed to the use. We do not disagree with Whispering Pines with respect to how the applicant engaged. We know elements such as streetscape, neighborhood transition buffer, and more will be fulfilled regardless of the use because of code requirements. We attended the community meetings to ensure we were consistent with respect to our posture on drive-throughs.

Councilmember Reichel asked has there been a lot of opposition?

Sandy Springs Council of Neighborhoods President Smith said there has not been a lot of opposition.

Our board voted to be consistent on our posture on drive-throughs.

Councilmember Reichel asked how many neighborhoods does the board represent?

Sandy Springs Council of Neighborhoods President Smith said we represent neighborhoods as the time arises. We are the umbrella advocacy group for matters of land use and policy. We represent anyone who comes to us regarding their HOA, Condo, or Neighborhood Association, whether they are a member of Council of Neighborhoods or not.

Councilmember John Paulson asked is the Planning Commission in favor of this?

Planning & Zoning Manager McIntosh-Ross said yes. They unanimously agreed with the conditions and recommend approval.

Councilmember Bauman asked **Dan Lee, City Attorney**, what is Council's posture on weighing in on CUP's and giving reasons to arbitrary?

City Attorney Lee said it is within Council's discretion to approve or deny without reason.

Councilmember Reichel asked **Ginger Sottile, Director of Community Development** how many banks are in the City of Sandy Springs along Roswell Road?

Director of Community Development Sottile said this information is not available tonight.

Councilmember Paulson said sometimes Council is faced with denying a request that does not look imposing in hopes that something else comes along in the future. I am not a big fan of that. This is a relatively straightforward application and a reasonable use.

Councilmember Bauman said there is not a compelling reason to say no, and my vote will be yes.

Vote on the motion. The motion carried 5-1 with **Councilmember Jody Reichel** voting in opposition.

Ordinance No. 2023-12-26

IX. New Business

- A. **2023-345** Request for City Council Consideration of a Resolution to Appoint a Member to the Sandy Springs Board of Appeals - Susan Maziar

Rusty Paul, Mayor, presented a recommendation to appoint a member to the Sandy Springs Board of Appeals - Susan Maziar.

For the last eight years, Mel Mobley has served as Chair for the Board of Appeals and asked not to be considered for reappointment. Please consider Susan Maziar who is well known and has been active in the Sandy Springs community for some time.

Motion and second. A motion was made by **Councilmember Tibby DeJulio**, seconded by **Councilmember John Paulson**, to appoint a member to the Sandy Springs Board of Appeals - Susan Maziar.

Councilmember DeJulio said it is my pleasure to support Susan Maziar as I have known her since the City was being formed. She is a tremendous asset with knowledge of the City of Sandy Springs and will do an excellent job.

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

Resolution No. 2023-12-180

- B. **2023-346** Request for Mayor and City Council Consideration of a Resolution to Authorize the Submission of an Application to the Arbor Day Foundation's Tree City USA and Tree City of the World Programs

William Park, Urban Forest Coordinator, presented a recommendation to authorize the submission of an application to the Arbor Day Foundation's Tree City USA and Tree City of the World Programs.

The Arbor Day Foundation created the Tree City USA and Tree City of the World programs to encourage communities to maintain and grow their tree cover and promote the benefits of an urban forestry program. The City of Sandy Springs has received recognition as a Tree City USA for 14 years and Tree City of the World for 4 years, providing public attention and national recognition for the City's urban forestry program.

The City currently meets the four required standards of Tree City USA, including maintaining a tree board or department, having a community tree ordinance, spending at least \$2 per capita on urban forestry, and celebrating Arbor Day.

The City has a recent tree inventory and assessment that serves as a basis for long-term maintenance, the additional standard for Tree City of the World recognition.

There is no cost related to the application process or receiving Tree City USA or Tree City of the World status.

Motion and second. A motion was made by **Councilmember Jody Reichel**, seconded by **Councilmember Melody Kelley**, to authorize the submission of an application to the Arbor Day Foundation's Tree City USA and Tree City of the World Programs.

Councilmember Andy Bauman stated there is a beautiful documentary on HBO called Trees and Other Entanglements and I recommend watching.

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

Resolution No. 2023-12-181

- C. **2023-347** Request for Mayor and City Council Consideration of a Resolution to a Award Contract to Advanced Sports Group for Turf Installation as it Relates to the City Green Turf Conversion Project and to Authorize the City Manager to Execute the Contract

Dave Wells, Director of Facilities/Capital Construction and Building Operations, presented a recommendation to award a contract to Advanced Sports Group for turf installation as it relates to the City Green Turf Conversion Project and to authorize the City Manager to execute the contract.

In October of 2022 the City of Sandy Springs (the "City") contracted with Breedlove Land Planning, Inc ("Breedlove") to professionally design and assist the City with its City Green Turf Conversion Project, (the "Project") of the City Green at City Springs. The Project consists of a new synthetic turf lawn area of approximately 21,000 Linear Square Feet.

Improvements included in the Project scope are:

1. Improved usability of the field surface for events and activities;
2. Added conduit pathways for event cable management; and
3. Improved aesthetic and visibility of the complex.

In selection of the turf product, Staff toured three facilities to compare the quality, comfort and durability of the synthetic turf:

1. Lake Forrest Elementary – Nationwide Turf
2. PACE Academy – Burke Turf
3. The Battery/Georgia Power Pavilion – Shaw Turf

From the three (3) products presented to Staff, the Shaw Meraki Craze Two Inch (2") Thick Turf (the "Shaw Product"), produced by Shaw Integrated and Turf Solutions, Inc. ("Shaw") appeared to be the best value for the City Green usage. It was the most resilient to heavy traffic and aesthetically natural in appearance. Staff and Breedlove recommend using the Shaw Product.

The City has sought pricing for the Shaw product using the statewide consortium contract pricing method. Shaw was an awardee of Sourcewell Contract No. 060518-SII through a Request For Proposal ("RFP") process. The current termination date for the consortium is May 5, 2026. Usage of the consortium contract method guarantees best pricing and experience in providing specifically desired turf field construction services and products.

As a preferred Shaw Product installer, Advanced Sports Group ("ASG") has provided to the City a proposal in the amount of \$406,448.00.

The total proposed synthetic turf installation costs are \$406,448.00. There is adequate funding available in Capital Improvements Project Account F2302 to fund the Project.

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Melody Kelley**, to award a contract to Advanced Sports Group for turf installation as it relates to the City Green Turf Conversion Project and to authorize the City Manager to execute the contract.

Councilmember Mular asked must ongoing daily maintenance be performed on the turf?

Director of Facilities/Capital Construction and Building Operations Wells said there will be daily maintenance. Part of the proposal is for staff to help maintain the equipment. In addition, there is contracted service for damage and more.

Councilmember Mular asked will there be a special cutout to access the cistern?

Director of Facilities/Capital Construction and Building Operations Wells said yes. The cistern's access points are by the restroom building by the hardscapes. There were multiple access points put into the bypass system and the reason we waited for the full design of this project.

Councilmember Mular asked will tents be anchored?

Chip Brown, President, Breedlove Land Planning said we had extensive conversation with the turf developer and City staff. The method for anchoring is with concrete blocks with ropes or cables that hold the tent. It is for limited use and will not damage the turf.

Councilmember Mular asked are there any current uses that will be altered because of the turf?

Director of Facilities/Capital Construction and Building Operations Wells said no. There is an improved ability to have events. We do not allow anyone to penetrate the soil and there is an irrigation system there.

Councilmember John Paulson asked who solicited the Sourcewell contract?

Breedlove Land Planning President Brown said the Sourcewell contract was bid out competitively statewide.

Mayor Rusty Paul said the state, like the GSA, often bids out different kinds of material and can be bought off state contract. They must guarantee it will not be sold to anyone else at a lower price. This is applicable here.

Director of Facilities/Capital Construction and Building Operations Wells said when Council allocated money to this project in budget season last year, Breedlove provided us with an estimate.

Councilmember Jody Reichel asked where will the skating rink be located?

Eden Freeman, City Manager, said we are still discussing that location. We tentatively planned to move it over to the serpentine area, in front of City Bar behind the pop-up.

Councilmember Andy Bauman said the sample appears very plush. Is it compatible with playing sports?

Breedlove Land Planning President Brown said yes. This is considered landscape-playground turf. Competitive athletic turfs are similar but not as plush. This turf was chosen as it is like the one at Truist Park.

Councilmember Andy Bauman asked how much heat is retained in 100-degree weather? Do you recommend hosing it to cool it off?

Breedlove Land Planning President Brown said that is an option in extremely dry conditions. This turf is a sand-filled system with a hydro-chill that drops the turf temperature from twenty-five to thirty degrees.

Councilmember Kelley asked why is this a Council item and not a PFA?

Dan Lee, City Attorney, said the biggest difference is the PFA has no money. Generally, the City rents the facility from the PFA, acting as a tenant.

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

Resolution No. 2023-12-182

- D. **2023-348** Request for Mayor and City Council to Approve a Contract Award to Vertical Earth, Inc. for the Construction of the Crest Valley Drive Drainage Maintenance and Improvement Project

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve a contract award to Vertical Earth, Inc. for the construction of the Crest Valley Drive Drainage Maintenance and Improvement Project.

In 2023, the City of Sandy Springs (the "City") engaged an engineering firm to develop plans for embankment stabilization, as well as repair and/or replacement of a culvert headwall upstream of the roadway between 1025 Crest Valle Drive and 1075 Crest Valley Drive. The Project aims to protect the existing City infrastructure, replace the failing culvert headwall, and bring the drainage system up to City standards. The Project scope consists of the following:

- Tree removal and clearing
- Demolition and removal of existing 84" CMP pipe brick headwall
- Construction of a reinforced concrete headwall with stone veneer
- Replacement of 22 LF of 18" CMP with 18" RCP
- Filling voids around 84" CMP with chemical grout
- Rehabilitation of damaged 84" CMP culvert pipe
- Riprap installation at pipe headwall
- Installation of erosion control best management practices
- Final restoration of construction areas

On October 11, 2023, the City issued an Invitation to Bid ("ITB") No. 24-027 seeking bids from qualified contractors to perform construction services for the Project. Purchasing conducted a non-mandatory pre-proposal meeting on October 24, 2023. The following two (2) responses were received by the November 13, 2023, deadline:

Company	Amount
Projected Estimate for the Project	\$404,844.00
Vertical Earth, Inc.	\$386,401.14
Site Engineering, Inc.	\$551,320.00

Upon review of the responses, Staff recommends that award be made to the most responsible and responsive bid from Vertical Earth, Inc. in the amount of \$386,401.14. The construction budget for the project is \$400,000.00.

There are adequate funds available in the Stormwater Capital Maintenance and Improvements Account budget to award this contract.

Motion and vote. A motion was made by **Councilmember Andy Bauman**, seconded by **Councilmember Jody Reichel**, to approve a contract award to Vertical Earth, Inc. for the construction of the Crest Valley Drive Drainage Maintenance and Improvement Project. The motion carried by unanimous vote.

Resolution No. 2023-12-183

- E. **2023-349** Request for Mayor and City Council Consideration of Approval for the Mayor to Sign the LMIG Application Signature Page and Cover Letter for Submittal by Public Works to the Georgia Department of Transportation for the Fiscal Year 2024 Local Maintenance and Improvement Grant

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve the Local Maintenance and Improvement Grant ("LMIG") Application and Cover Letter for consideration by the Georgia Department of Transportation (GDOT) for the Fiscal Year 2024 LMIG.

On an annual basis GDOT allows submissions by local governments for funding of needed projects within city, county or state rights-of-way. In furtherance of Operation Pave On, the Public Works Department has compiled a list of roads in need of resurfacing to submit to GDOT for funding under the LMIG. The prioritized project list is due to GDOT by February 1, 2024.

The attached list represents approximately 3.56 miles of roads that are in need of resurfacing. The list was compiled using the 2021 pavement condition index (PCI). The streets to be submitted represent those with low PCI scores within the City's network and those that are logical to complete in conjunction with the lower ranked streets.

There is a required 30% match to the LMIG. The City's LMIG distribution is \$1,021,911.35. The estimated amount to complete this work, which includes all items necessary to complete the resurfacing of these roads, is \$1,336,553.73. It is recommended that the City submit work in excess of the necessary amount to insure expenditure of the entire grant, plus the required 30% match.

Proposed Street List

Road Name	Beginning	Ending	Length (Miles)
HIGH BROOK DR	HIGH POINT RD	CUL-DE-SAC	0.56
JETT FERRY RD	SPALDING DR	JETT FERRY MANOR	0.71
MONTICELLO DR	OLD DOMINION DR	SPALDING DR	0.35
N MILL RD	JOHNSON FERRY RD NW	MARSH CT	0.76
POWERS FERRY RD	NORTHSIDE DR	CITY LIMITS	0.74
SKYRIDGE DR	BALL MILL RD	CUL-DE-SAC	0.44
			3.56 mi.

If the City chooses to submit the attached list of roads, the financial impact to the City will be a 30% required match, in an amount of \$306,573.41, plus any funds that may be above and beyond that amount to complete the submitted list.

Motion and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve the Local Maintenance and Improvement Grant ("LMIG") Application and Cover Letter for consideration by the Georgia Department of Transportation (GDOT) for the Fiscal Year 2024 LMIG.

Councilmember Melody Kelley asked can LMIG funds be used for sidewalks?

Public Works Director Martin said yes. The funds can be used for other City programs.

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

Resolution No. 2023-12-184

- F. **2023-350** Request for Mayor and City Council Consideration to Approve Contract Award to Blount Construction Company, Inc. for FY 2024 Local Maintenance Improvement Grant Paving and to Authorize the City Manager to Execute the Contract

William H. Martin, Jr., AIA, Public Works Director, presented a recommendation to approve contract award to Blount Construction Company, Inc. for FY 2024 Local Maintenance Improvement Grant Paving and to authorize the City Manager to execute the contract.

At the June 15, 2021 City of Sandy Springs (the "City") Council meeting, the City's consultant, MDS Technologies, Inc. ("MDS"), presented its findings for the FY2021 Pavement Condition Index ("PCI") study performed on all City-owned streets. Based on these findings, MDS recommended a list of streets by year for resurfacing. Pavement condition index scores for the FY2024 streets ranged from 38 to 58, and streets were identified to be the next priority for resurfacing in the continuation of Operation Pave On.

Seeking a qualified contractor to perform all of the subsurface, resurfacing, striping, and related work on the approved streets ("Project"), the City issued an Invitation to Bid ("ITB") 24-016 for the Project on September 13, 2023. A pre-bid conference was held on September 26, 2023. The following six (6) bids were received prior to the October 27, 2023, deadline:

Firm	Total Bid
Blount Construction Company, Inc.	\$7,972,142.84
NWGP, Inc.	\$8,595,220.00
Vertical-Earth Inc.	\$10,099,847.31
Stewart Bros., Inc.	\$10,449,905.00
Magnum Paving LLC	\$10,545,275.00
E.R. Snell Contractor, Inc.	\$10,976,485.00

The bids received were evaluated by staff. Based on review and analysis, staff recommends that the City award a contract to Blount, who submitted the lowest, most responsive and responsible bid in the amount of \$7,972,142.84.

The City will be responsible for all work associated with the Project. There are adequate funds in Project T-3000 to award this contract. The Staff-prepared estimate for the Project is \$7,550,000.00.

The City may choose not to award to Blount and to apply the LMIG funds toward another approved use such as intersection improvements, storm drainpipes or culvert replacement, bridge repair or replacement, and/or signal installation.

Motion and second. A motion was made by **Councilmember John Paulson**, seconded by **Councilmember Tibby DeJulio**, to approve contract award to Blount Construction Company, Inc. for FY 2024 Local Maintenance Improvement Grant Paving and to authorize the City Manager to execute the contract.

Councilmember Paulson asked is \$1,000,000 in addition to, or part of the overall budget?

Public Works Director Martin said \$1,000,000 will be companion to the overall \$7,550,000 in the T-3000 budget for paving.

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

Resolution No. 2023-12-185

G. **2023-351** Request for Mayor and City Council Consideration of an Ordinance to Amend the FY 2024 City of Sandy Springs TSPLOST Project Budgets

Toni Carlisle, Chief Financial Officer, presented a recommendation to approve an ordinance to amend the FY 2024 City of Sandy Springs T-SPLOST project budgets.

The TSPLOST-2016 Program was approved by Fulton County voters in November 2016. In June 2023, the Mayor and City Council approved the FYE2024 TSPLOST-2016 Program Budget. One of the approved projects is the Johnson Ferry-Mount Vernon Road intersection improvement project (Project TS191).

Additional right-of-way needs have been identified; the low bid for project construction has exceeded original budgeted estimates; and the necessity of adding project management services has been determined. Consequently, the project requires \$1M of additional funding to cover all future anticipated project costs, as shown on the attached budget amendment worksheet.

There are adequate TSPLOST-2016 funds available for this recommendation in the “uncommitted” category (currently \$1,900,000), which can be allocated to any other TSPLOST-2016 project; consequently, this proposal results in no financial impact to the City.

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember John Paulson**, to approve to an ordinance to amend the FY 2024 City of Sandy Springs T-SPLOST project budgets.

Councilmember Paulson said there is \$1,900,000 left of T-SPLOST funds and we are spending \$1,000,000. How many more 2016 projects are left to fund?

Public Works Director Martin said there may be three projects left. Peachtree Dunwoody Road Side Path, Brandon Mills Sidewalk, and TS192.

Councilmember Paulson said I am concerned we will run out of T-SPLOST money. Are those three projects funded?

Public Works Director Martin said yes. We anticipate great cost growth and will seek other funding avenues.

Eden Freeman, City Manager, said we are working on uncompleted projects or those that have cost savings to return to Council for discussion. We are also seeking outside funding activities to bridge the gap. There has been significant cost growth due to the pandemic and inflation over the last few years.

Councilmember Paulson said that presentation should include the status of 2016 and how to deal with what remains.

Mayor Rusty Paul said there has been substantial inflation in the last three years and a significant amount of material cost. When projects come in, we likely need to dip into other capital funds to complete. There are not enough funds in T-SPLOST 2016 funds to complete these projects. We must be prepared for this discussion.

Councilmember Jody Reichel asked will we need more than \$1,900,000 to make up the difference for Project TS191?

Public Works Director Martin said \$1,000,000 covers estimated expenses for TS191 to date which includes right of way and support costs.

Councilmember Jody Reichel asked will the remaining \$900,000 need Council approval for TS191?

Public Works Director Martin said it may be required to finish off real estate for TS191 should cost go up, or for other outstanding projects in the 2016 program.

Councilmember Mular asked since it took so long to complete projects as costs increased, how can we ensure projects are completed faster to not face the rising cost?

Public Works Director Martin said construction inflation was unprecedented and the pandemic impacted the supply chain over the last few years.

Mayor Paul said we must accept we lost eighteen to twenty-four months to the pandemic when nothing was happening, and it is nobody's fault. Cost have increased due to pandemic disruptions. Council will need to discuss if or how we complete projects. We currently have funds to complete important projects and we will see what the cost for the other three projects will be. We must make smart decisions.

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

Ordinance No. 2023-12-27

- H. **2023-352** Request for Mayor and City Council Consideration to Approve Contract Award to Vertical Earth, Inc. to Construct the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project (TS-191) 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 to Vertical Earth, Inc. to Construct the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project (TS-191) and to authorize the City Manager to execute the contract.

At the June 15, 2021 City of Sandy Springs (the “City”) Council meeting, the City’s consultant, MDS Technologies, Inc. (“MDS”), presented its findings for the FY2021 Pavement Condition Index (“PCI”) study performed on all City-owned streets. Based on these findings, MDS recommended a list of streets by year for resurfacing. Pavement condition index scores for the FY2024 streets ranged from 38 to 58, and streets were identified to be the next priority for resurfacing in the continuation of Operation Pave On.

Seeking a qualified contractor to perform all of the subsurface, resurfacing, striping, and related work on the approved streets (“Project”), the City issued an Invitation to Bid (“ITB”) 24-016 for the Project on September 13, 2023. A pre-bid conference was held on September 26, 2023. The following six (6) bids were received prior to the October 27, 2023, deadline:

Firm	Total Bid
Blount Construction Company, Inc.	\$7,972,142.84
NWGP, Inc.	\$8,595,220.00
Vertical-Earth Inc.	\$10,099,847.31
Stewart Bros., Inc.	\$10,449,905.00
Magnum Paving LLC	\$10,545,275.00
E.R. Snell Contractor, Inc.	\$10,976,485.00

The bids received were evaluated by staff. Based on review and analysis, staff recommends that the City award a contract to Blount, who submitted the lowest, most responsive and responsible bid in the amount of \$7,972,142.84.

The City will be responsible for all work associated with the Project. There are adequate funds in Project T-3000 to award this contract. The Staff-prepared estimate for the Project is \$7,550,000.00.

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Jody Reichel**, to approve approve a contract award to Vertical Earth, Inc. to Construct the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project (TS-191) and to authorize the City Manager to execute the contract.

Councilmember Mular said the engineering estimate was \$9,500,000. What is accounting for the difference?

Public Works Director Martin said we asked our consultants to review this in detail. The difference in these bids includes grading cost item and traffic control. Material costs are at not great in variance against those such as concrete and steel for example. This is a complex project within an already undeveloped portion of the City with a potential for delay and cost increase. This is one of the City’s biggest transportation projects. Earlier this year we invited all contractors we did business with to hear about our projects including this one. Unfortunately, we only received two bidders from that outreach within a 60-day bidding period. Both have delivered quality services for the City in the past.

Allen Johnson, T-SPLOST Program Manager, said other T-SPLOST jurisdictions have the same issues. As mentioned, concrete and steel are at a record high. The grade incomplete is a big factor in what

the contractors gave us and the engineering estimate. Traffic control is another issue as well as many contractors are waiting on GDOT contracts.

Councilmember Mular said the project budget is \$10,000,000 but approving \$15,000,000. Why are we approving more than the budget?

T-SPLOST Program Manager Johnson said the amount remaining covers the current bid. With the other projected right of way costs, the construction budget is \$10,000,000.

Councilmember Reichel said it is important to communicate with as many people possible to provide the status of this project as there is so much traffic.

Public Works Director Martin said there is a staged plan to organize and have traffic control while new roadways are built. We will provide a message to everyone as we go through each step of the process.

Councilmember Reichel asked will there be designated bike lanes?

Public Works Director Martin said it is part of the multi-modal side path. The two on the inside of Johnson Ferry and Mount Vernon Highway will be bike ped facilities combined.

Councilmember Reichel asked is it possible for the plan to have one half for bikes and the other for pedestrians?

Public Works Director Martin said this has not been implemented yet. We have already implemented multi-purpose paths around City Springs without the need for that. We will consider that as we explore paths throughout the network.

Councilmember Reichel said we need to explore that as it is dangerous, particularly with electric bikes that move fast.

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

Resolution No. 2023-12-186

- I. **2023-353** Request for Mayor and City Council Consideration of an Ordinance to Amend the FY 2024 City of Sandy Springs Budget for the Purposes of an Increase in Fulton County Animal Control Services

Toni Carlisle, Chief Financial Officer, presented a recommendation to approve an ordinance to amend the FY 2024 City of Sandy Springs Budget for the purposes of an increase in Fulton County Animal Control Services.

The City of Sandy Springs IGA with Fulton County animal control services ended December 2022. Fulton County extended our agreement through December 2023 while releasing an RFP for a service provider. Fulton County has also built a new animal services facility which was recently completed and will improve animal care, improve citizen experiences and animal welfare.

After analyzing the total cost of shelter and field operation services, the annual cost is more than

\$12,100,000 to fund this service, of which 3.2% is allocated to the City based on responses within our Sandy Springs. The IGA increased our cost for services to an estimated \$396,000 of which \$225,000 was budgeted in FY2024. The new IGA is for five (5) years of service, effective January 1, 2024 and ends on December 31, 2028. A mutual agreement is required to extend these services at the end of the contract term.

The FY2024 budget was increased from \$150,000 to \$225,000 to cover the cost of the projected increase in costs for animal control services. The additional funding necessary to achieve the IGA cost is \$171,000 and is recommended to be sourced from fund balance.

Motion and second. A motion was made by **Councilmember Melody Kelley**, seconded by **Councilmember Melissa Mular**, to approve approve an ordinance to amend the FY 2024 City of Sandy Springs Budget for the purposes of an increase in Fulton County Animal Control Services.

Mayor Rusty Paul said Fulton County built a new animal shelter off Fulton Industrial Boulevard and there has been a lot of discussion about this with all Fulton County cities, particularly with north Fulton, on alternatives. It is a significantly more expensive facility than the past. We do not have time this year to identify any options other than budget the funds as the City is required to have animal control.

Councilmember Kelley asked how much in the fund balance?

Chief Financial Officer Carlisle said I do not have exact data but based on what was received from the auditors, I am confident we have more than \$100, 000 available for this request.

Councilmember Kelley asked what does animal control services do?

Eden Freeman, City Manager, said for example when a resident calls Fulton County Animal Control to report a stray animal, they have twenty-four hours to respond to the City. If an animal has been struck, police respond to the issue. We are working on having a better sense of call volume as the numbers fluctuate from year to year. The IGA allows for residents to call Animal Control directly rather than 911.

Mayor Paul said in my experience, a stray dog will not be there twenty-four hours later. The service response is also a concerning issue. Many issues will be addressed as we go forward.

Councilmember Tibby DeJulio asked how many calls for animal control service were there in the past twelve months?

City Manager Freeman said Fulton County data provided there were 567 responses to the City of Sandy Springs last year, coming in fifth to other Fulton Cities. The City of Atlanta had 9399, South Fulton 3509, East Point 1149, and Union City 801.

Mayor Paul said we charge per call. There are many questions about this and neither staff nor I are happy to recommend this for Council approval. We have twelve months to start having conversations with our allies on the north end and maybe other parts of Fulton County about other options. We will see where that leads.

Councilmember Andy Bauman asked who does road cleanup?

City Manager Freeman said this a subcontract and paid for through Public Works.

Councilmember John Paulson said we have twelve months to reevaluate this contract. Can we get out of this?

City Manager Freeman said we can.

Councilmember Jody Reichel asked are residents charged for each phone call?

City Manager Freeman said they are charged per response.

Mayor Paul said they may respond to several phone calls that may be the same animal. It is hard to know.

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

Ordinance No. 2023-12-28

J. **2023-354** Request for Mayor and City Council Consideration of a Resolution to Approve an Intergovernmental Agreement with Fulton County, Georgia for the Provision of Animal Control Services and to Authorize Execution of the Same

Ryan Finley, Captain-Administration, Sandy Springs Police Department, presented a recommendation to approve an intergovernmental agreement with Fulton County, Georgia for the provision of animal control services and to authorize execution of the same.

On July 1, 2014, the City of Sandy Springs (City) entered into an Intergovernmental Agreement with Fulton County (County) for the purpose of authorizing the County to provide animal control services to the City. The current agreement was extended through December 31, 2023 via Council Resolution 2022-12-184.

The County has calculated an amount of \$12,103,840 as the total annual shared costs of the program for 2024, with each jurisdiction responsible for a payment amount based on its proportional monthly calls for service. The cost of Shelter and Field Operations Services as well as the payment amounts for each jurisdiction can be found below:

Shelter and Field Operations Services

2024 Animal Services Contract Amount	\$9,080,000
Annual Maintenance and Operations Cost	\$1,625,840
Capital Repairs	\$500,000
Animal Cruelty Investigation and Prosecution Unit	\$287,000
Vehicle Replacement	\$270,000
Animal Services Administrator	\$177,000
Call Taking and Dispatch Services (24/7/365)	\$164,000
2024 Annual Shared Costs	\$12,103,840

Payment Amount for Each Jurisdiction

Jurisdiction	Responses Per Jurisdiction	% of Jurisdiction Responses	Shelter and Field Operations Services
Atlanta	9,399	54.22%	\$ 6,562,298
South Fulton	3,509	20.24%	\$ 2,449,952
East Point	1,149	6.63%	\$ 802,222
Union City	801	4.62%	\$ 559,251
Sandy Springs	567	3.27%	\$ 395,874
Fairburn	419	2.42%	\$ 292,542
Roswell	365	2.11%	\$ 254,840
Alpharetta	273	1.57%	\$ 190,606
Johns Creek	248	1.43%	\$ 173,151
Milton	149	0.86%	\$ 104,030
Palmetto	132	0.76%	\$ 92,161
Chattahoochee	128	0.74%	\$ 89,368
College Park	71	0.41%	\$ 49,572
Hapeville	65	0.37%	\$ 45,382
Fulton Industrial District	53	0.31%	\$ 37,004
Mountain Park	8	0.05%	\$ 5,586
Total	17336	100%	\$ 12103840

If approved, the County will be responsible for providing animal control services to the City, including, but not limited to, enforcement of the Georgia Animal Control Act, responding to requests for animal control services, providing rabies control, investigating cruelty complaints and animal bites, and operating an animal shelter. The new agreement is for twelve months from January 1, 2024 to December 31, 2024, with four automatic renewals commencing on January 1 of each year, terminating on December 31, 2028. A mutual agreement is required to extend these services at the end of the contract term.

The cost of services have increased to an estimated \$396,000 of which \$225,000 was budgeted in Fiscal Year 2024. A companion budget amendment is on this meeting agenda to cover the funding shortfall from fund balance.

Motion and second. A motion was made by **Councilmember Melody Kelley**, seconded by **Councilmember Jody Reichel**, to approve an intergovernmental agreement with Fulton County, Georgia for the provision of animal control services and to authorize execution of the same.

Councilmember Kelley asked will Animal Control address issues on private property?

Police Captain Finley said yes.

Councilmember Kelley asked how many calls are misplaced for example about a dead animal?

Eden Freeman, City Manager, said there were conversations with other north Fulton managers on this topic. We are not able to provide this information but are doing our best to.

Councilmember John Paulson asked if there is an animal problem, does the call center call Fulton County? What is the best way to do this to avoid confusion?

Eden Freeman, City Manager, said both can be done. If someone prefers to call 911, ChatComm will either give the caller the number for Animal Control or route the call there. Some residents call Animal Control directly. We want them to do what is easiest to get the assistance.

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

Resolution No. 2023-12-187

- K. **2023-355** Request for Mayor and City Council to Accept the Settlement and Purchase of Fee-Simple Right-of-Way, Temporary Construction Easements and a Permanent Easement for Property Rights and Interests Located at 280 Hilderbrand Drive, Fulton County, Georgia (Tax Parcel No. 17-0089-0007-039-9) and for the Acceptance of All Deeds Associated with the Transaction as it Relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project

Dan Lee, City Attorney, presented a recommendation to accept the settlement and purchase of Fee-Simple Right-of-Way, temporary construction easements and a permanent easement for property rights and interests located at 280 Hilderbrand Drive, Fulton County, Georgia (Tax Parcel No. 17-0089-0007-039-9) and for the acceptance of all deeds associated with the transaction as it relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project.

This property is part of the Johnson Ferry Road/Mount Vernon Highway Intersection Improvements Project (Project No. TS-191) (hereafter, the "Project"). In order to construct the Project, fee-simple rights are required over, under, and through the property located at 280 Hilderbrand Drive within the City of Sandy Springs.

In April 2023, City Council approved the use of eminent domain in order to acquire the sought-after property rights necessary for the construction of the Project.

In May 2023, the City Attorney filed the City's *Petition for Condemnation and Declaration of Taking*, initiating eminent domain against the thirty-two (32) named Condemnees (the "Property Owners"). The City Attorney deposited into the Court's Registry, the City's estimate of just and adequate compensation for the sought property rights, in an amount of \$225,800.00.

In June 2023, the Property Owners, by and through their council of record, filed a timely *Notice of Appeal of Condemnation Action*, disputing the City's estimate of just and adequate compensation.

In November 2023, the Parties were ordered to mediate the condemnation action, in order to come to an agreement as to the proper amount of 'just and adequate compensation' for the property rights sought by the City. As a result of mediation, the Parties agreed upon just and adequate compensation, in exchange for the fee-simple right-of-way, temporary construction easements and a Permanent Easement, in an amount of \$310,000.00.

Fee Simple Right-of-Way	2,597.90 sq. ft.	\$58.00/sq. ft.
Permanent Easement	32.11 sq. ft.	\$58.00/sq. ft. (20% of total value)
Temporary Construction Easement	1,941.50 sq. ft.	\$58.00/sq. ft.
Site Improvements* (Landscaping and brick wall replacement)		
TOTAL		\$310,000.00

By way of the attached Settlement Agreement, the condemnation action will be settled, all appeals dismissed, and the City will be in possession of the property rights sought for the Project.

In addition to the funds already deposited into the Registry of the Court by the City in an amount of \$225,800.00, the City shall tender an additional \$84,200.00 for the full and final settlement of the condemnation action, and any and all appeals.

Motion and vote. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Jody Reichel**, to accept the settlement and purchase of Fee-Simple Right-of-Way, temporary construction easements and a permanent easement for property rights and interests located at 280 Hilderbrand Drive, Fulton County, Georgia (Tax Parcel No. 17-0089-0007-039-9) and for the acceptance of all deeds associated with the transaction as it relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project. The motion carried by unanimous vote.

Resolution No. 2023-12-188

- L. **2023-356** Request for Mayor and City Council to Accept the Settlement and Purchase of Fee-Simple Right-of-Way and a Temporary Construction Easement for Property Rights and Interests Located at 4968 Roswell Road, Fulton County, Georgia (Tax Parcel No. 17-0093-0002-184-2) and for the Acceptance of all Deeds Associated with the Transaction as it Relates to the CDBG Roswell Road Sidewalks Project

Dan Lee, City Attorney, presented a recommendation to approve the settlement and purchase of Fee-Simple Right-of-Way and a temporary construction easement for property rights and interests located at 4968 Roswell Road, Fulton County, Georgia (Tax Parcel No. 17-0093-0002-184-2) and for the acceptance of all deeds associated with the transaction as it relates to the CDBG Roswell Road Sidewalks Project.

This property is part of the CDBG Roswell Road Sidewalks Project (Project No. T-0033-7) (hereafter, the "Project"). In order to construct the Project, fee-simple rights are required over, under, and through the property located at 4968 Roswell Road within the City of Sandy Springs.

In September 2019, City Council approved the use of eminent domain in order to acquire the sought-after property rights needed for the Project.

In December 2019, the City Attorney filed the City's Petition for Condemnation and Declaration of Taking, initiating eminent domain against property owned by Rock-It, Inc. (the "Property Owner"). The City Attorney deposited into the Court's Registry, the City's estimate of just and adequate compensation for the sought property rights, in an amount of \$75,600.00.

In January 2020, the Property Owner, by and through their council of record, filed a timely Notice of Appeal of Condemnation Action, disputing the City's estimate of just and adequate compensation.

The Parties, in good faith, have agreed to settle the condemnation action, as well as any and all appeals, for a total amount of \$95,600.00 in exchange for the fee-simple right-of-way and easement sought by the City in order to construct the Project.

Fee Simple Right-of-Way 679.05 sq. ft. \$28.00/sq. ft.

Temporary Construction Easement 816.60 sq. ft. \$28.00/sq. ft.

(10% of total value)

Cost to Cure*

Site Improvements*

TOTAL \$95,600.00

In addition to the funds already deposited into the Registry of the Court by the City in an amount of \$75,600.00, the City shall tender an additional \$20,000.00 for the full and final settlement of the condemnation action and any and all appeals.

Motion and vote. A motion was made by **Councilmember Andy Bauman**, seconded by **Councilmember Jody Reichel**, to approve the settlement and purchase of Fee-Simple Right-of-Way and a temporary construction easement for property rights and interests located at 4968 Roswell Road, Fulton County, Georgia (Tax Parcel No. 17-0093-0002-184-2) and for the acceptance of all deeds associated with the transaction as it relates to the CDBG Roswell Road Sidewalks Project. The motion carried by unanimous vote.

Resolution No. 2023-12-189

- M. **2023-357** Request for Mayor and City Council to Accept the Settlement and Purchase of Fee-Simple Right-of-Way for Property Rights and Interests Located at 405 Johnson Ferry Road, Fulton County, Georgia (Tax Parcel No. 17-0071-0001-018-9) and for the Acceptance of all Deeds Associated with the Transaction as It Relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project

Dan Lee, City Attorney, presented a recommendation to approve the settlement and purchase of Fee-Simple Right-of-Way for property rights and interests located at 405 Johnson Ferry Road, Fulton County, Georgia (Tax Parcel No. 17-0071-0001-018-9) and for the acceptance of all deeds associated with the transaction as It relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project.

This property is a part of the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project (Project No. TS 191) (hereafter, the "Project"). In order to construct the Project, fee-simple rights are required over, under, and through the property located at 405 Johnson Ferry Road within the City of Sandy Springs.

In April 2023, City Council approved the use of eminent domain in order to acquire the sought-after property rights necessary for the construction of the Project.

In June 2023, the City Attorney filed the City's *Petition for Condemnation and Declaration of Taking*, initiating eminent domain against the property owned by Collin Garner and Elizabeth Garner (the "Property Owners"). The City Attorney deposited into the Court's Registry, the City's estimate of just and adequate compensation for the sought property rights, in an amount of \$103,000.00.

In July 2023, the Property Owners, by and through their council of record, filed a timely *Notice of Appeal*

of Condemnation Action, disputing the City's estimate of just and adequate compensation.

The Parties, in good faith, have agreed to settle the condemnation action for a total amount of \$150,000.00 in exchange for the fee-simple right-of-way sought by the City. A major portion of which, is compensation for the relocation of the roadway being closer to the home.

Fee simple	598.94 sq. ft.	\$16.00/sq. ft.
Site Improvements*		
Cost to Cure/Incurable damages (proximity of road to residence)		
TOTAL:		\$150,000.00

By way of the Settlement Agreement, the condemnation action will be settled, all appeals dismissed, and the City will be in possession of the property rights sought for the Project.

In addition to the funds already deposited into the Registry of the Court by the City in an amount of \$103,000.00, the City shall tender an additional \$47,000.00 for the full and final settlement of the condemnation action and any and all appeals.

Motion and vote. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Jody Reichel**, to approve the the settlement and purchase of Fee-Simple Right-of-Way for property rights and interests located at 405 Johnson Ferry Road, Fulton County, Georgia (Tax Parcel No. 17-0071-0001-018-9) and for the acceptance of all deeds associated with the transaction as It relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project. The motion carried by unanimous vote.

Resolution No. 2023-12-190

- N. **2023-358** Request for Mayor and City Council to Accept the Purchase of Fee-Simple Right-of-Way, Temporary Construction Easements and a Permanent Easement for Property Rights and Interests Located at 6300 Glen Oaks Lane, Fulton County, Georgia (Tax Parcel No. 17-0071-0007-0506) and for the Acceptance of all Deeds Associated with the Transaction as it Relates to the Mount Vernon Highway Corridor Improvement Project

Dan Lee, City Attorney, presented a recommendation to approve the purchase of Fee-Simple Right-of-Way, temporary construction easements and a permanent easement for property rights and interests located at 6300 Glen Oaks Lane, Fulton County, Georgia (Tax Parcel No. 17-0071-0007-0506) and for the acceptance of all deeds associated with the transaction as it relates to the Mount Vernon Highway Corridor Improvement Project.

This property is part of the Mount Vernon Highway Corridor Improvement Project (Project No.: TS-192) (the "Project"). In order to construct the Project, fee-simple rights are required over, under, and through the property located at 6300 Glen Oaks Lane, within the City of Sandy Springs (the "City"). This property is a single-family home located on a 0.8339-acre lot, on the south side of Mount Vernon Highway, in a predominantly residential area. The subject property includes 2,570.68 sq. ft. of fee-simple right-of-way, 4,944.08 sq. ft. of temporary construction easements and 762.41 sq. ft. of permanent easement. This property is the last remaining parcel required to complete the acquisition stage of TS-192.

The City Attorney and the owner of 6300 Glen Oaks Lane, Ms. Louise B. Hall (the "Property Owner"), have negotiated, in good faith, a sale price of \$370,000.00 in exchange for the fee-simple right-of-way, temporary construction easements and a permanent easement, sought by the City for the construction of the Project.

A substantial portion of the purchase price includes costs to replace a large amount of landscaping as well as a brick wall currently existing on the Property.

The City has negotiated a purchase price with the Property Owner in an amount of \$370,000.00 for the property rights and interest sought by the City, and as detailed below;

Fee Simple Right-of-Way	2,570.68 sq. ft.	\$8.53/sq. ft.
Temporary Construction Easement	4,944.08 sq. ft.	\$8.53/sq. ft.
		(30% of total value)
Permanent Easement	762.41 sq. ft.	\$8.53/ sq. ft.
Site Improvements* (Landscaping and brick wall replacement)		
TOTAL		\$370,000.00

Motion and second. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Melody Kelley**, to approve the purchase of Fee-Simple Right-of-Way, temporary construction easements and a permanent easement for property rights and interests located at 6300 Glen Oaks Lane, Fulton County, Georgia (Tax Parcel No. 17-0071-0007-0506) and for the acceptance of all deeds associated with the transaction as it relates to the Mount Vernon Highway Corridor Improvement Project.

Councilmember Jody Reichel asked is it required that they put it back as it was?

Dan Lee, City Attorney, said it is not required by the City. They will have restrictions with the HOA due to their agreement. What the City compensates will alleviate that problem and satisfy property restrictions.

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

Resolution No. 2023-12-191

- O. **2023-359** Request For Mayor and City Council to Approve and Accept the Settlement and Dismissal of the Civil Action Styled "The Lamar Company, LLC vs. City of Sandy Springs" and to Authorize the Mayor to Execute the Settlement Agreement and Release

Dan Lee, City Attorney, presented a recommendation to approve the settlement and dismissal of the civil action styled "The Lamar Company, LLC vs. City of Sandy Springs" and to authorize the Mayor to execute the Settlement Agreement and release.

The Lamar Company, LLC (hereinafter referred to as "Lamar" or "Plaintiff") is the owner of a double-sided LED billboard (the "billboard" or "LED billboard") located in the City of Sandy Springs (hereinafter referred to as the "City" or "Defendant") adjacent to Interstate 285 ("I-285") at Roswell Road. Lamar is the successor title holder of the LED billboard from a lawsuit filed in 2007. At the time,

the City was about to be granted its charter, the predecessor owner, and others gained approximately fifty (50) permits from Fulton County to place billboards in Sandy Springs.

In 2012, the City reached an agreement in that lawsuit that allowed the placement of the LED billboard and others throughout the City. It is through this settlement agreement Lamar operates the billboard utilizing LED technology on each side.

Subsequently, as part of the Georgia Department of Transportation ("GDOT") "Transform 285/400" Project, GDOT constructed a noise barrier that Lamar contends obstructed the visibility of the billboard. Lamar approached the City in 2020 seeking to raise the LED billboard thirty-five (35) feet. The City rejected the proposal.

In January 2021, Lamar filed a lawsuit against the City asserting a claim for just and adequate compensation pursuant to *O.C.G.A. § 32-3-3.1(e)*, styled *The Lamar Company, LLC vs. City of Sandy Springs, Georgia* (Civil Action File No. 2021-CV-344391), in the Superior Court of Fulton County, Georgia. This statute was enacted in 2020 purporting to require local governments to either authorize a variance to raise affected billboards or pay billboard companies for the loss of revenue claimed for the denial. The City has no ordinance that allows for an application or grant of such an ordinance.

Staff has negotiated a multi-layered proposed resolution of this lawsuit to include the following:

In exchange for amending the 2012 settlement agreement to allow Lamar to raise the LED billboard located at I-285 and Roswell Road 23' 9", Lamar would accomplish the following:

1. Lamar will remove, within thirty (30) days, two (2) static billboards located on Roswell Road;
2. Screening technology will be placed on the LED billboard which is confirmed by Staff to block display into angled neighborhoods and directly up and down the I-285 path;
3. Lamar will pay to the City \$100,000.00 as reimbursement for past and present attorney's fees; and
4. Dismiss the lawsuit with prejudice.

Staff, including the City Attorney, believes the proposal gives the City the opportunity to remove two (2) billboards, the City does not have a mechanism to terminate, otherwise. The proposal reimburses the City for its losses. These two (2) items are matters the City could not prevail on if we continue the litigation. This would better protect the neighborhoods from the sign exposure, even more than the current height, without the screening technology. A *Dismissal With Prejudice*, dismissing the civil action against the City, in the Superior Court of Fulton County, would cut litigation costs that may not be recoverable at the favorable conclusion of the litigation.

The approval and acceptance of the Settlement Agreement and the dismissal of the pending civil action will be at no further cost to the City.

Motion and vote. A motion was made by **Councilmember Andy Bauman**, seconded by **Councilmember Jody Reichel**, to approve the settlement and dismissal of the civil action styled "The Lamar Company, LLC vs. City of Sandy Springs" and to authorize the Mayor to execute the Settlement Agreement and release. The motion carried by unanimous vote.

Resolution No. 2023-12-192

P. **2023-360** Request For Mayor And City Council to Approve and Accept the Transfer of

Property from Fulton County to the City of Sandy Springs, to Accept All Deeds Associated With the Transaction and to Authorize the Mayor and City Manager to Execute All Documentation To Facilitate the Transfer As it Relates to the Johnson Ferry Road/Mount Vernon Highway Intersection Improvement Project

Dan Lee, City Attorney, presented a recommendation to approve and accept a transfer of property rights and interests from Fulton County to the City of Sandy Springs (the "City") for property located in Land Lot 71 of the 17th District of Fulton County, Georgia, and more commonly known as the Fulton County Library located at 295 Mount Vernon Highway, within the City of Sandy Springs {Tax Parcel No(s): 17-007100010296, 17-007100010312, 17-007100010304, 17-007100010320, 17-007100010361, 17-007100010346 and 17-007100010379}.

This property is part of the Johnson Ferry Road/Mount Vernon Highway Intersection Improvements Project (Project No. TS-191) (hereafter, the "Project"). In order to construct the Project, fee-simple rights are required over, under, and through the property known as the Fulton County Library, within the City of Sandy Springs, and currently owned by Fulton County, Georgia.

Fulton County and the City have agreed, in good faith, to the transfer of property rights and interests consisting of the following:

FEE-SIMPLE RIGHT-OF-WAY:

36,155.39 Sq. Ft. (0.830 acres, more or less) x \$19.00/Sq. Ft. \$ 686,942.41

TEMPORARY EASEMENT FOR CONSTRUCTION:

18,942.64 Sq. Ft. (0.435 acres, more or less) x \$19.00/Sq. Ft. \$ 359,910.16

Appraised value of land being transferred to the City: \$1,046,852.57

There is no real cost to the City. In exchange, the City will restore the landscaping and replace the Fulton County Library sign, with a sign approved by Fulton County.

By way of a Quit Claim Deed, The City will accept the transfer of certain real property located at the intersection of Peachtree Dunwoody Road and Old Peachtree Dunwoody Road, on the border of the City of Sandy Springs with the City of Atlanta.

By way of a Right-Of-Way Deed, Temporary Easement for Construction and a Transfer Agreement, the City will be in possession of the sought-after land necessary for the construction of the Project.

Fulton County is willing to transfer the property rights and interests, as described herein, at no real cost to the City. The City will provide Fulton County with a new Fulton County Library Sign, as well as landscape restoration.

Motion and vote. A motion was made by **Councilmember Melissa Mular**, seconded by **Councilmember Tibby DeJulio**, to presented a recommendation to approve and accept a transfer of property rights and interests from Fulton County to the City of Sandy Springs (the "City") for property located in Land Lot 71 of the 17th District of Fulton County, Georgia, and more commonly known as the Fulton County Library located at 295 Mount Vernon Highway, within the City of Sandy Springs {Tax Parcel No(s): 17-007100010296, 17-007100010312, 17-007100010304, 17-007100010320, 17-007100010361, 17-007100010346 and 17-007100010379}. The motion carried by unanimous vote.

Resolution No. 2023-12-193

Q. **2023-363** Request for Mayor and City Council Consideration of a Resolution to Authorize a Change Order to Amend the Construction Contract with JHC Corporation to Construct the Morgan Falls Connector Trail 2 A Project (P2201) and to Authorize the City Manager to Execute the Change Order

Michael Perry, Director of Recreation and Parks, presented a recommendation to approve a change order to amend the construction contract with JHC Corporation to construct the Morgan Falls Connector Trail 2 A Project (P2201) and to authorize the City Manager to execute the change order.

The City and JHC entered into a Contract in October 2022 with work commencing in November 2022. The Project will construct a 1.87 mile trail, with work occurring in 2 sections. The Project has encountered several challenges to continuous progress and requires a trail redesign in several areas.

As part of the ongoing construction of the Project, the City has asked JHC to provide additional services pursuant to the Change Order that are outside of the original scope of work.

Initial phase construction of the 2,933 foot boardwalk over Orkin Lake began to encounter challenges in July. To install piers for the boardwalk, the contractor had to deploy drilling equipment that could work from the top-down boardwalk and core holes in the lake bottom. It was after weeks of steady progress during the installation stage of the Project when very resistant rock was discovered; a phenomenon not detected in any of the geotechnical reports. To help address the boardwalk drilling depth, a strategy to lower the lake is working to enable the contractor to reduce the socket depth of the wooden piers now being installed. The lake has some deep areas and lowering the water table has proven to be beneficial, although progress remains slower than anticipated.

Other elements of the change order included a preference by Georgia Power to modify the positioning of future light locations on the boardwalk. On Monterey Parkway, the contractor encountered rock while digging for abutments for the planned 85 foot bridge which spans a creek. Rock was encountered far shallower than the sample area tested by the geotechnical consultant. At the river park near the Georgia Power security gate, changes in the depth of the concrete drainage pipe became necessary when electrical power lines that feed the Morgan Falls dam substation were discovered. Redesign required the pipes to be installed at deeper depths.

The total proposed fee for Change Order 3 is \$388,600.32. Change orders to date accounted for a total of \$139,004.06. The original Contract value was \$7,803,554.65. The revised Contract amount is \$8,327,359.03. Sufficient funds are available in Capital Project P2201.

Mayor Rusty Paul stated he is allowing Council to discuss before taking official action.

Councilmember John Paulson said we will evaluate alternatives in October, but Council does not know when the final date of completion will be, or what else will be found during the investigation. Council is asked to approve but the end is not in sight.

Director of Recreation and Parks Perry said the November-December additional funding was recent and not part of this change order.

Councilmember Paulson asked do we have any certainty about the outcome?

Director of Recreation and Parks Perry said the length of the boardwalk is approximately 3000 linear feet. The contractor had no encumbrance until about 1200 linear footage. There was unforeseen rock, and

it took a tremendous amount of time to drill. This went on for about 200 to 300 linear feet. After speaking with the contractor and looking at additional geotechnical work, the difficult area is behind us, based on what they know. We are about half-way done with the project. We had further conversation with the vendor, and it could potentially be another \$300,000 to \$400,000 going forward. What we are asking for could be mitigated in our favor. We could get \$100,000 to \$200,000 of credits they received for other unnecessary work performed. Some of the technical work we are doing will help determine the days. We may have seven to eight additional months of construction. We will return to Council with more information.

Councilmember Jody Reichel asked how is the hardest part behind us but there are seven to eight months left?

Director of Recreation and Parks Perry said the work they did put them behind in other projects and it also slowed the progress for this boardwalk. We are just laying the bottom board foundation. Additional people will put the planking, surface rails, and more.

Councilmember Reichel asked how much did the City spend so far for 1500 linear feet?

Director of Recreation and Parks Perry said it is about \$1,000,000 for that portion of the project? Half of this is \$500,000.

Dan Lee, City Attorney, said in negotiating the contract, we determined the project is about 61% complete, outside of the change order. The City paid about 56% of the budgeted amount for the project. The City is on target with funds related to construction. The issue is the change for the time. There were 120 days spent drilling that could have been spent on finishing the project. This change order is for them to be paid for work that has been done and the extra work for unforeseen circumstances.

Councilmember Reichel asked how much will it cost to continue?

Director of Recreation and Parks Perry said we do not know. Additional testing will give a better understanding.

Mayor Paul asked what options are there for changing the path and reducing the amount of boardwalk?

Director of Recreation and Parks Perry said we moved it horizontally to get it further away from the water and closer toward the shoreline. This was tested and we will not have to do additional rock work the closer we get to the shoreline. We are constrained by the encroachment agreement on to the property owner.

Councilmember Reichel asked how long was the project supposed to take before the additional seven to eight months of work?

Director of Recreation and Parks Perry said one year.

Councilmember Reichel asked is it almost doubled because of the time?

Director of Recreation and Parks Perry said that is probably accurate.

Councilmember Reichel asked will the change order be for \$750,000?

Eden Freeman, City Manager, said we do not know what the number will be. It may be about \$84,000 and another \$300,000 to \$400,000 to finish. The funding is a blend of sources from a \$3,000,000 grant, local funds, and a \$30,000 donation from the Sandy Springs Conservancy.

Councilmember Melissa Mular said going forward we need to look at how vendors are managing the budget. Did they go over budget?

Director of Recreation and Parks Perry said they submitted requests for information and we responded following discussions with PATH folks. We made decisions to allow them to continue to work. We estimate it would cost more money. It is expensive to demobilize and mobilize back. The people doing the boardwalk are in Florida and work for ten days at a time and return home for five. They may have other work when they leave. It cost more money not to make decisions.

Councilmember Mular said we need to be proactive going forward. Often, vendors do a Work at Risk and not sure we have process in place, but it should be considered.

Director of Recreation and Parks Perry said a there are a lot of lessons learned here and perhaps there needs to be a monthly or quarterly update as with transportation projects. It is a big number for Council to consider and better information could have been provided.

Councilmember Andy Bauman said I am assuming contractor good faith. It does not seem like we have much of a choice if Council approves or not. What is the worst and best case?

City Manager Freeman said the worst case a change order for \$84,000 and another for \$300,000 to \$400,000. **Director of Recreation and Parks Perry** described approximately \$200,000 in preliminary savings due work that was not needed. A Geotech Engineering consultant will come the first week in January to stake the remaining portion of the boardwalk and determine the additional drilling needed.

Councilmember Bauman asked are there still unknowns?

City Manager Freeman said there may be.

Councilmember Bauman said I am trying to figure out what our options are. Is there an alternative that would give us certainty?

City Manager Freeman said that is part of our discussions and why we are having the Geotech Consultant. If additional rock is found to cause extended cost increases, we will return to Council with an alternative.

Councilmember Bauman said the item is to approve payment for completed work. Is Council going to always be behind on weighing in on the options? Are there policy options tonight or will we be in an arrears situation?

City Manager Freeman said we are not going into arrears going forward. We had this conversation with staff in the past few days and it is not acceptable or ideal. It will not be how this project operates going forward.

Councilmember Tibby DeJulio asked do we have other partners to fund this project?

City Manager Freeman said there is \$3,000,000 of funding from the Georgia Outdoor Stewardship

Program Grant (GOSP). Thus far, we paid JHC \$3,588,000. Of that, we submitted request for reimbursement to Georgia Department of Natural Resources (DNR) for \$1,899,000. Approximately \$1,200,000 will be due once we continue the project to come in from GOSP.

Councilmember DeJulio asked is PATH also contributing?

Director of Recreation and Parks Perry said they are contributing in-kind program management hours.

Mayor Paul said other funds are from the Sandy Springs Conservancy.

Councilmember DeJulio said that is a gift from the Conservancy but PATH is not contributing.

Councilmember Reichel asked is this 1.8 miles?

City Manager Freeman said yes, it is 1.87.

Motion and second. A motion was made by **Councilmember Melody Kelley**, seconded by **Councilmember John Paulson**, to approve a change order to amend the construction contract with JHC Corporation to construct the Morgan Falls Connector Trail 2 A Project (P2201) and to authorize the City Manager to execute the change order.

Councilmember Reichel asked will Council need to require monthly meetings?

City Manager Freeman said this can be a part of Work Session every month as a standing item or have another version of updates. Period updates are provided in the Weekend Review.

Councilmember DeJulio said since the City incorporated in 2005, we did not back away from financial obligations. Responsible fiscal management was one of our founding principles. We should approve this.

Councilmember Paulson said I request the geotechnical investigation be complete so that we can have a good understanding of the unknown before digging and construction cost increases.

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

Resolution No. 2023-12-194

Mayor Paul thanked **Director of Recreation and Parks Perry** for a phenomenal job over the last few years. Thank you for your service to the community and a marvelous attitude towards dealing with many people. Our facilities are much better today than when you arrived, and this is because of your leadership and your staff. Have a wonderful retirement.

X. Reports

A. 2023-361 Mayor and Council Report

Mayor Rusty Paul said I have been working on a task force with GMA on LOST and SDS. We are expecting legislation to refine the LOST negotiation process. There is a hearing on Thursday to review legislation on the SDS. I do not expect a lot of changes other than it will require the Department of Community (DCA) Affairs to do something they have not done in about twenty years and force communities without an SDS agreement to get one done, or forsake money to receive, such as LMIG and other state and federal grants. This would greatly affect the City of Sandy Springs, and other Fulton County cities, as we have never had an SDS agreement since the creation of the City. This is because we have not reached an agreement with the City of Atlanta on water. More information on the steps to get that done will be provided. I expect the legislature to tell the DCA there will be limited ability to forbear. It will add some impetus to the SDS negotiations in Fulton County over the next eight to twelve months.

We met with the Governor's staff at the Metro Atlanta Mayors Association to get ready for legislature in a couple weeks. The Executive Committee where I serve as Vice Chair worked to lay out the agenda. We briefed staff on issues important to the City and others, with SDS and LOST at the top of the list, and the possibility of tax changes that would facilitate a solution to some of the water issues. It was a cordial meeting and staff was attentive but there are no guarantees. We are preparing for legislature in about three weeks.

Councilmember John Paulson said we have an audit report with no findings or issues and this has not happened in fourteen years. This should not go unnoticed. Thank you staff for an excellent financial report.

B. 2023-362 Staff Reports

1. October 2023 Unaudited Financials

Toni Carlisle, Chief Financial Officer, reviewed the October 2023 unaudited financials.

The City is at 33.33% of the year. Revenues are at 29.68% and expenditures are at 22.14% of the budget. We are four months into the fiscal year and have received:

- 18% in budgeted property taxes
- 31% in Local Option Sales Taxes
- 31% of Motor Vehicle Taxes
- 100% of the insurance premium tax

As of this report date, expenditures continue to trend as expected, except for Mayor and Council and Communications salaries, and P-Card expenses that were not posted in time for this report.

Eden Freeman, City Manager, introduced Brent Walker, the new Recreation and Parks Director. Today is his second day and he is present tonight. He worked with the City of Dunwoody for thirteen years as the Recreation and Parks Director. We are excited to have him on board and feel confident he will do a fantastic job.

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 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 8:52 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 9:28 p.m.

XII. Adjournment

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

The meeting adjourned at 9:28 p.m.

Approved: January 2, 2024



Russell K. Paul, Mayor



Raquel D. Gonzalez, City Clerk