

Regular Session Meeting of the Sandy Springs City Council was held on Tuesday, December 1, 2020 at 6:55 p.m., Mayor Rusty Paul presiding.

I. CALL TO ORDER

Mayor Rusty Paul called the meeting to order at 6:55 p.m.

II. ROLL CALL AND GENERAL ANNOUNCEMENTS

City Clerk Raquel D. González made the general announcements and called the roll.

Mayor Rusty Paul – present.

Council Members present: Council Member John Paulson, Council Member Steve Soteres, Council Member Chris Burnett, Council Member Jody Reichel, Council Member Tibby DeJulio and Council Member Andy Bauman.

III. PLEDGE OF ALLEGIANCE – Mayor Paul led the Pledge of Allegiance.

IV. PUBLIC COMMENT

There was one (1) public comment card received for the Tuesday, December 1, 2020 City Council meeting. The public comment is attached to the meeting agenda and the meeting minutes.

V. APPROVAL OF THE AGENDA

Council Member DeJulio stated December 1, 2020 is the 15th anniversary of the first Sandy Springs City Council meeting, convened by **Mayor Eva Galambos**.

Motion and Vote: Council Member DeJulio moved that the meeting agenda be approved for Tuesday, December 1, 2020. Council Member Paulson seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

VI. CONSENT AGENDA

- A. 2020-311** Meeting Minutes
 - November 17, 2020 City Council Work Session
 - November 17, 2020 City Council Regular Meeting Minutes

Motion and Vote: Council Member Bauman moved that the consent agenda be approved for Tuesday, November 17, 2020. Council Member Burnett seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

VII. PRESENTATION – None.

VIII. PUBLIC HEARING – None.

IX. NEW BUSINESS

- A. 2020-312** Presentation of Award Designating Sandy Springs as a PlanFirst Community, 2021-2023, and Request for Mayor and City Council Consideration of the Related

Memorandum of Agreement Between the Georgia Department of Community Affairs
and the City of Sandy Springs

Alexandra Horst, Planner II, Community Development explained the City of Sandy Springs was awarded the PlanFirst Community, 2021 – 2023, designation from the Georgia Department of Community Affairs (DCA). The designation was formally announced at DCA's Fall Conference on October 7, 2020.

Ebony Simpson, Georgia Department of Community Affairs presented the PlanFirst Community Certificate on behalf of the DCA. The City of Sandy Springs is one of three communities selected for the 2021 – 2023 designation. The PlanFirst program recognizes excellence in community planning and exemplary planning implementation and rewards communities that clearly demonstrate an established pattern of successfully implementing their Local Comprehensive Plan. As a PlanFirst community, the City has access to bonus points for some of the DCA programs and is eligible for a half percent interest rate reduction should the City receive a Georgia Environmental Finance Authority (GEFA) loan, as identified in the presented Memorandum of Agreement.

Motion and Vote: Council Member Paulson moved to approve agenda item 2020-312, Memorandum of Agreement between the City of Sandy Springs and the GA Department of Community Affairs (DCA). Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

- B. 2020-313** Request for Mayor and City Council Consideration of a Resolution to Approve a Subgrant Agreement with the Atlanta Regional Commission for the 2019 Regional Transportation Plan, Transportation Improvement Program; to Authorize The City Manager to Execute Same; and For Other Purposes

Kristen Wescott, Traffic / Transportation Unit Manager presented the Roswell Road Access Management – Subgrant Agreement. The Atlanta Regional Commission awarded a \$400,000 grant for the Roswell Road/SR 9 Access Management Plan projects. The grant award includes \$320,000 by ARC and a local match of \$80,000, which the City has already set aside in the project T-70 budget. The Roswell Road/SR 9 Access Management Plan will identify access management treatments at specific locations along the corridor, from the Chattahoochee River on the north to the City of Atlanta to the south, and a plan to implement them. The project is consistent with the Next Ten. The North End Boulevard is a separate project. Staff recommends entering into a subgrant agreement with the Atlanta Regional Commission (ARC) to accept federal funding for the Roswell Road/SR9/US19 Access Management Plan, as part of the Transportation Improvement Program (TIP).

Motion and Vote: Council Member Reichel moved to approve agenda item 2020-313, Resolution to Approve a Subgrant Agreement with the Atlanta Regional Commission (ARC) for the 2019 Regional Transportation Plan, Transportation Improvement Program; to authorize the City Manager to execute same. Council Member Paulson seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

RESOLUTION NO. 2020-12-150

- C. 2020-314** Request for Mayor and City Council Consideration of Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on property that lies within Land Lot 384 of the 6th District of Fulton County, Georgia

Marty Martin, Public Works Director stated staff recommends that the Mayor and City Council accept an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on that tract

of land lying and located in Land Lot 384 of the 6th District, Fulton County, Georgia. The property owner is Nazi Hamedanchi, located at 1435 Spalding Drive, Sandy Springs, Georgia. The acquisition of 819.77 square feet of Fee Simple Right of Way and 4,487.81 square feet of Temporary Construction Easement on the Hamedanchi property is necessary in order to construct the TS-169 Dunwoody Club Drive Sidewalk Project. The City's appraised fair market value offer (including one fence relocation) was \$32,600.00, but this did not take into account a final relocation of the fence associated with the property. The home owner countered and staff was able to negotiate an amicable settlement of \$35,800.00 with the property owners. The settlement includes compensation for a temporary relocation of a fence during the project's construction as well as a final relocation once the project is complete. The proposed settlement is \$35,800.00 and is considered to be justified and reasonable.

Motion and Vote: Council Member Paulson moved to approve agenda item 2020-314, Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on property that lies within Land Lot 384 of the 6th District of Fulton County (1435 Spalding Drive), Georgia. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

RESOLUTION NO. 2020-12-151

- D. 2020-315** Request for Mayor and City Council Consideration of Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on property that lies within Land Lot 383 & 384 of the 6th District of Fulton County, Georgia

Marty Martin, Public Works Director stated the acquisition of 410.68 square feet of Fee Simple Right of Way and 1,594.41 square feet of Temporary Construction Easement on the Rodriguez property is necessary in order to construct the TS-169 Dunwoody Club Drive Sidewalk Project. The City's appraised fair market value offer (including one fence relocation) was \$19,300.00. Staff was able to negotiate an amicable settlement of \$23,262.00 with the property owners. The settlement includes compensation (based on a \$3,962.00 estimate that the owners provided) for a temporary relocation of a fence during the project's construction as well as a final relocation once the project is complete. The owners lease the property to a family with children and pets therefore the temporary fence is required. The proposed settlement is \$23,262.00 and is considered to be justified and reasonable.

Motion and Vote: Council Member Paulson moved to approve agenda item 2020-314, Acceptance of an Agreement to Purchase Fee Simple Right of Way and Temporary Construction Easement on property that lies within Land Lot 383 & 384 of the 6th District of Fulton County (1455 Spalding Drive), Georgia. Council Member Soteres seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

RESOLUTION NO. 2020-12-152

- E. 2020-316** Request for Mayor and City Council Consideration of Agreement to Purchase Fee Simple Right of Way and Permanent Construction and Maintenance of Slopes Easement on property that lies within Land Lot 205 of the 17th District

Marty Martin, Public Works Director stated the acquisition of 4,400.85 square feet of Fee Simple Right of Way and 3,019.83 square feet of Permanent Construction and Maintenance of Slopes Easement on the Varzi property is necessary in order to construct the TS-106 Northside Drive at Riverview Road/Old Powers Ferry Roundabout Project. An amicable settlement was reached with the property owner on the acquisition of the required rights of way needed to construct the project. Staff negotiated a \$170,000.00 settlement with the property owner. The property will be significantly impacted by the project and consequential proximity damages in the amount of \$34,000.00, which is included in the City's appraisal of fair market value of \$144,200.00. The property owner initially requested an additional \$80,000.00 in consequential

proximity damages and amicable negotiations resulted in an additional \$25,800.00. To avoid further project schedule delays and potentially higher awards and legal expenses, this settlement which equates to an 18% increase over the City's appraisal is considered to be reasonable. The proposed settlement is \$170,000.00 and is within the project's budget.

Motion and Vote: Council Member Bauman moved to approve agenda item 2020-316, Agreement to Purchase Fee Simple Right of Way and Permanent Construction and Maintenance of Slopes Easement on property that lies within Land Lot 205 of the 17th District (300 Kelson Drive), Georgia. Council Member Burnett seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

RESOLUTION NO. 2020-12-153

- F. 2020-317** Request for Mayor and City Council Consideration of a Resolution to Approve a Master Services and Purchasing Agreement with Axon Enterprise, Inc. for Body Camera Equipment, Accessories and Services for the City of Sandy Springs Police Department; and Authorization for the City Manager to Execute the Agreement

Keith Zgnoc, SSPD Deputy Chief presented the proposed resolution authorizing a renewed five-year consolidated contract to bring SSPD into 100% body camera deployment and to receive updated Taser 7 equipment. This renewed five-year consolidated contract includes approximately \$100K in trade-in value, equipment updates at the approximate two-year point and provides additional training. This will extend the contract to December 31, 2025.

Motion and Vote: Council Member DeJulio moved to approve agenda item 2020-317, Resolution to Approve a Master Services and Purchasing Agreement with Axon Enterprise, Inc. for Body Camera Equipment, Accessories and Services for the City of Sandy Springs Police Department; and Authorization for the City Manager to Execute the Agreement. Council Member Reichel seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

RESOLUTION NO. 2020-12-154

X. REPORTS

- A. 2020-318** Mayor and Council Report

Mayor Rusty Paul announced that the 2020 Sparkle Parade has been reimagined as a drive-through and will be held this Sunday, December 6, 2020 from 6:00 pm to 8:00 pm. The route begins at Mt. Vernon Highway and Hammond Road, traveling eastward on Mt. Vernon to the entrance to City Springs on the Galambos Way where it goes behind the stage on City Green; then turns left at the round-about, exit via Galambos Way toward Sandy Springs Circle; the details are on the website. <http://www.sandyspringsga.gov/recreation/events/annual-city-events/sparkle-sandy-springs>

Also, the Thursday, December 3, 2020 Leadership Sandy Springs Live, Learn, Lead program will be about policing in Sandy Springs. It will begin at noon. This will be a panel discussion regarding community issues, social justice, and SSPD's interaction with the community. It will be a virtual meeting featuring the Mayor, Deputy Police Chief Keith Zgnoc and Clarrisa Sparks, alumni from Leadership Sandy Springs Class of 2019.

- B. 2020-319** Staff Reports

Andrea Surratt, City Manager reported that all City Council meetings will be virtual for the next several months, due to the uptick in COVID-19 cases. Also, the City of Sandy Springs Employee of the Year is Patrick Flaherty, EMS Section Chief. He was chosen from a panel of peers. The announcement was made at the staff citywide meeting. Section Chief Flaherty has been an integral part of the City's COVID response.

Mayor Rusty Paul stated they have all done a phenomenal job in the response to this pandemic.

XI. EXECUTIVE SESSION

A. 2020-320 Litigation & Real Estate

Motion and Vote: Council Member Paulson moved to suspend Regular order and enter into Executive Session for the purposes of discussing real estate and litigation. Council Member DeJulio seconded. Mayor Paul called for a roll call vote. The motion carried unanimously. Executive Session began at **7:40 p.m.**

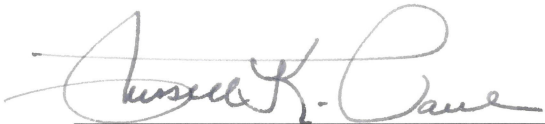
Motion and Vote: Council Member Bauman moved adjourn Executive Session and return to the Regular Session. Council Member Paulson seconded. Mayor Paul called for a roll call vote. The motion carried unanimously. Executive Session ended at **8:33 p.m.**

XII. ADJOURNMENT

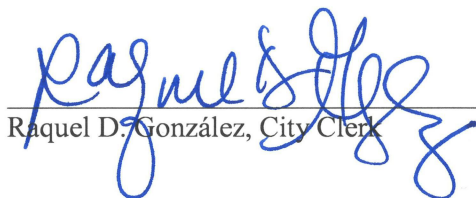
Motion and Vote: Council Member DeJulio moved adjourn the meeting. Council Member Paulson seconded. Mayor Paul called for a roll call vote. The motion carried unanimously.

There being no further business, the meeting adjourned at **8:35 p.m.**

Dated approved: December 15, 2020.



Russell K. Paul, Mayor



Raquel D. González, City Clerk