



SANDY SPRINGS™

GEORGIA

MAYOR AND CITY COUNCIL - REGULAR MEETING

TUESDAY, JANUARY 15, 2019, 6:15 PM

MINUTES

APPROVED MINUTES

[Download Approved Minutes](#)

CITY COUNCIL

Rusty Paul, *Mayor*
John Paulson, *District 1*
Steve Soteres, *District 2*
Chris Burnett, *District 3*
Jody Reichel, *District 4*
Tibby DeJulio, *District 5*
Andy Bauman, *District 6*

CALL TO ORDER

Mayor Rusty Paul called the meeting to order at 6:16 p.m.

ROLL CALL AND GENERAL ANNOUNCEMENTS

Mayor Rusty Paul present

Members Present:

Bauman, Burnett, DeJulio, Paulson, Reichel and Soteres

PLEDGE OF ALLEGIANCE

Mayor Rusty Paul

APPROVAL OF MEETING AGENDA

1. **19-002** **Add or remove items from agenda**

A motion was made by Council Member DeJulio, seconded by Council Member Soteres, to approve the Meeting Agenda for the January 15, 2019 City Council meeting with the addition of an Executive Session for the purpose of litigation. The motion carried by unanimous vote.

CONSENT AGENDA

2. **19-003** **Meeting Minutes**



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1. December 18, 2018 Work Session
 2. December 18, 2018 Regular Meeting
(Michael Casey, City Clerk)
 3. **19-004** **Acceptance of a Temporary Construction Easement related to the Brandon Mill Road (Lost Forest Road – Marsh Creek) Sidewalk Project (6935 Brandon Mill Road)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-01
 4. **19-005** **Acceptance of a Temporary Driveway Easement related to the Brandon Mill Road (Lost Forest Road – Marsh Creek) Sidewalk Project (6865 Brandon Mill Road)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-02
 5. **19-006** **Acceptance of a Temporary Driveway Easement related to the Brandon Mill Road (Lost Forest Road – Marsh Creek) Sidewalk Project (105 Mark Trail)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-03
 6. **19-007** **Acceptance of an Agreement to Donate Temporary Construction and Driveway Easement (1095 Windsor Parkway)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-04
 7. **19-008** **Acceptance of an Agreement to Donate Temporary Construction and Driveway Easement (1105 Windsor Parkway)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-05
 8. **19-009** **Acceptance of an Agreement to Donate Temporary Construction and Driveway Easement (1135 Windsor Parkway)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-06
 9. **19-010** **Acceptance of an Agreement to Donate Temporary Construction and Driveway Easement (1045 Windsor Parkway)**
(Marty Martin, Director of Public Works)
Resolution No. 2019-01-07
A motion was made by Council Member Bauman, seconded by Council Member Reichel, to approve the Consent Agenda for the January 15, 2019 City Council meeting. The motion carried by unanimous vote.
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PRESENTATIONS

(None)

PUBLIC HEARINGS

Alcoholic Beverage License

10. **19-011** **Approval of Alcoholic Beverage License Application for Johana Roswell Inc, DBA Shell Food Mart, 8340 Roswell Rd, Sandy Springs, GA 30350. Applicant is MD J Islam for Retail/Package Wine and Malt Beverages**

(Presented by Karen Ellis, Finance Director)

(Invitation for Public Comment)

A motion was made by Council Member Paulson, seconded by Council Member Soteres, to approve Agenda Item No. 19-011. The motion carried by unanimous vote.

Development Code Amendments

11. **19-012** **TA18-0003b - to amend the Development Code sections pertaining to maximum building height only**

(Presented by Catherine Mercier-Baggett, Planning and Zoning Manager)

(Invitation for Public Comment)

Ordinance No. 2019-01-01

A motion was made by Council Member Paulson, seconded by Council Member Soteres, to approve Agenda Item No. 19-012 with multiples of equal height of 14' adjacent to Protected Neighborhoods. The motion carried by unanimous vote.

12. **19-013** **TA18-0003c - to amend the Development Code sections pertaining to crown signs only**

(Presented by Catherine Mercier-Baggett, Planning and Zoning Manager)

(Invitation for Public Comment)

Ordinance No. 2019-01-02

A motion was made by Council Member Reichel, seconded by Council Member Paulson, to approve Agenda Item No. 19-013. The motion carried by the following vote:

Yes: 5 - Bauman, Burnett, Paulson, Reichel and Soteres

No: 1 - DeJulio

13. **19-014** **TA18-0003d - to amend the Development Code sections pertaining to Cottage Court pattern only**

(Presented by Catherine Mercier-Baggett, Planning and Zoning Manager)

(Invitation for Public Comment)



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Ordinance No. 2019-01-03

A motion was made by Council Member Bauman, seconded by Council Member Reichel, to approve Agenda Item No. 19-014, subject to a minimum lot width of 22' for townhouses in the Cottage Court Pattern. The motion carried by unanimous vote.

14. **19-015**

TA18-0004 - to amend the Development Code requirements for Outdoor Amenity Space

(Presented by Catherine Mercier-Baggett, Planning and Zoning Manager)

(Invitation for Public Comment)

Ordinance No. 2019-01-04

A motion was made by Council Member Paulson, seconded by Council Member DeJulio, to approve Agenda Item No. 19-015, with the following lot requirements - less than 1a lots: 2%, 1.0-1.9a lots: 5%, 2a+ lots: 15%; and with the Options as presented to allow reductions for tree conservation and publicly-accessible space, with a max overall reduction of -5% on lots 2a+ (10% remain). The motion carried by unanimous vote.

UNFINISHED BUSINESS

(None)

NEW BUSINESS

15. **19-016**

Budget Increase to City Green Amphitheater Project

(Presented by Jim Tolbert, Assistant City Manager)

A motion was made by Council Member Burnett, seconded by Council Member Reichel, to approve Agenda Item No. 19-016. The motion carried by unanimous vote.

16. **19-017**

An Ordinance of the Mayor and Council of the City of Sandy Springs, Georgia to Amend Chapter 38 (OFFENSES AND MISCELLANEOUS PROVISIONS) of the Code of the City of Sandy Springs, Georgia; to Add Provisions Pertaining to the Regulation of Fencing Materials; to Provide for an Effective Date; and for Other Purposes

(Presented by Dan Lee, City Attorney)

Motion and Second: Council Member Soteres moved to approve Agenda Item No. 19-017. Council Member Reichel seconded the motion.

Amendment to the Motion and Vote: Council Member Paulson moved to amend the motion to include a 30 day delay for enforcement. Council Member DeJulio seconded the motion. The motion carried by unanimous vote.

Vote on the Original Motion as Amended: The motion carried by unanimous vote.



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Ordinance No. 2019-01-05

17. **19-018** **A Resolution Designating Official Newspapers for Public Notices and Other Legal Advertising for the City of Sandy Springs**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-08**
A motion was made by Council Member Reichel, seconded by Council Member Paulson, to approve Agenda Item No. 19-018. The motion carried by unanimous vote.
18. **19-019** **A Resolution to Accept the Purchase and Sale Agreement for Property Located at 564 Hammond Drive**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-09**
A motion was made by Council Member DeJulio, seconded by Council Member Paulson, to approve Agenda Item No. 19-019. The motion carried by unanimous vote.
19. **19-020** **A Resolution to Accept the Purchase and Sale Agreement for Property Located at 630 Hammond Drive**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-10**
A motion was made by Council Member Burnett, seconded by Council Member Reichel, to approve Agenda Item No. 19-020. The motion carried by unanimous vote.
20. **19-021** **A Resolution Confirming and Appointing Members of the City of Sandy Springs Public Facilities Authority**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-11**
A motion was made by Council Member Paulson, seconded by Council Member Soteres, to approve Agenda Item No. 19-021. The motion carried by unanimous vote.
21. **19-028** **Resolution to Approve the Use of Eminent Domain for the Appropriation of Certain Property Rights and Interests Located at 1100 Crest Valley Drive NW, Pamela Renee Rollins, through the Use of Eminent Domain**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-12**
A motion was made by Council Member Bauman, seconded by Council Member Reichel, to approve Agenda Item No. 19-028. The motion carried by unanimous vote.
22. **19-029** **Resolution to Approve the Use of Eminent Domain for the Appropriation of Certain Property Rights and Interests Located at 1130 Crest Valley Drive NW, Amy Rollins Kreisler, through the Use of Eminent Domain**
(Presented by Dan Lee, City Attorney)
- Resolution No. 2019-01-13**
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- A motion was made by Council Member Bauman, seconded by Council Member Reichel, to approve Agenda Item No. 19-029. The motion carried by unanimous vote.
23. **19-022** **Consideration of Approval of a Contract to Construct the Johnson Ferry Road Streetscape Project**
(Presented by Marty Martin, Director of Public Works)
Resolution No. 2019-01-14
A motion was made by Council Member Burnett, seconded by Council Member Soteres, to approve Agenda Item No. 19-022. The motion carried by unanimous vote.
24. **19-023** **Acceptance and Approval of an Agreement to Purchase Real Estate related to the CDBG Roswell Road Sidewalk (Long Island Drive to the Prado)**
(Presented by Marty Martin, Director of Public Works)
Resolution No. 2019-01-15
A motion was made by Council Member Bauman, seconded by Council Member Burnett, to approve Agenda Item No. 19-023. The motion carried by unanimous vote.
25. **19-024** **Resolution Reappointing a Member to the Board of Ethics (John Porter)**
(Presented by Mayor Rusty Paul)
Resolution No. 2019-01-16
A motion was made by Council Member Burnett, seconded by Council Member Reichel, to approve Agenda Item No. 19-024. The motion carried by unanimous vote.
26. **19-025** **Resolution Appointing Coty S. Thigpen as City Clerk for the City of Sandy Springs**
(Presented by Mayor Rusty Paul)
Resolution No. 2019-01-17
A motion was made by Council Member Paulson, seconded by Council Member DeJulio, to approve Agenda Item No. 19-025. The motion carried by unanimous vote.
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REPORTS

Mayor and Council Reports

27. **19-030**

Staff Reports

1. November 2018 Financial Report – Karen Ellis, Finance Director

PUBLIC COMMENT

EXECUTIVE SESSION



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28. **19-026**

Litigation

Motion and Vote: Council Member Paulson moved to enter into Executive Session to discuss litigation. Council Member DeJulio seconded the motion. The motion carried unanimously, with Council Member Paulson, Council Member Soteres, Council Member Burnett, Council Member Reichel, Council Member DeJulio, and Council Member Bauman voting in favor of the motion. Executive Session began at 8:15 p.m.

Motion and Vote: Council Member Paulson moved to adjourn Executive Session. Council Member DeJulio seconded the motion. The motion carried unanimously, with Council Member Paulson, Council Member Soteres, Council Member Burnett, Council Member Reichel, Council Member DeJulio, and Council Member Bauman voting in favor of the motion. Executive Session adjourned at 8:28 p.m.

ADJOURNMENT

29. **19-027**

Adjournment

A motion was made by Council Member DeJulio, seconded by Council Member Paulson, to approve adjournment at 8:28 p.m. The motion carried by unanimous vote.

UPCOMING EVENTS

To view upcoming events, visit the [Community Events Calendar](#).
