



CITY COUNCIL

Rusty Paul, Mayor

John Paulson – District 1
Ken Dishman – District 2
Graham McDonald – District 3
Gabriel Sterling – District 4
Tibby DeJulio – District 5
Andy Bauman – District 6

Tuesday, June 17, 2014

Summary Minutes

6:00 PM

A) **INVOCATION** – Tom Van Laningham, Care & Counseling Center of Georgia

B) **CALL TO ORDER** – Mayor Rusty Paul

Mayor Paul called the meeting to order at 6:01 p.m.

C) **ROLL CALL AND GENERAL ANNOUNCEMENTS**

Mayor: Mayor Paul present

Councilmembers: Councilman John Paulson, Councilman Ken Dishman, Councilman Graham McDonald, Councilman Gabriel Sterling, Councilman Tibby DeJulio. Councilman Andy Bauman was absent.

D) **PLEDGE OF ALLEGIANCE** – Mayor Rusty Paul

E) **APPROVAL OF MEETING AGENDA**

Motion and Vote: Councilman DeJulio moved to approve the Regular Meeting Agenda for June 17, 2014. Councilman Dishman seconded the motion. The motion carried unanimously.

F) **CONSENT AGENDA**

Confirmation of Administrative Modifications

(Agenda Item No. 14-123)

1. **201400115/201400014** - 1105 Hammond Drive, *Applicant: Franklin L. Kelly*, to modify conditions 2.a. and 3.a. of ZM12-001/CV12-003 related to the side corner yard (*Angela Parker, Director of Community Development*)

(Agenda Item No. 14-124)

2. **201400185** - 8480 Roswell Road, *Applicant: Rutledge Alcock*, modification request to delete condition 3.i. of M87-008 related to signage (*Angela Parker, Director of Community Development*)

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(Agenda Item No. 14-125)

3. **201400186** - 8592 Roswell Road, *Applicant: Rutledge Alcock*, modification request to delete condition 3.f. of Z02-0115 related to signage
(Angela Parker, Director of Community Development)

(Agenda Item No. 14-126)

4. **201400735** - 1001 Johnson Ferry Road, *Applicant: Kimley-Horn*, to modify condition 4.b. of Z87-0067 to modify the landscape strip
(Angela Parker, Director of Community Development)

(Agenda Item No. 14-127)

5. **201401470** - 5006 Roswell Road and 153 and 165 Spruell Springs Road, *Applicant: Daniel R. King*, to modify condition 2.a and delete condition 3.n. of RZ06-050/CV06-035 by modifying the site plan
(Angela Parker, Director of Community Development)

Meeting Minutes**(Agenda Item No. 14-128)**

6. Meeting Minutes:
 - a) June 3, 2014 Regular Meeting
 - b) May 20, 2014 Budget Presentation*(Michael Casey, City Clerk)*

Right of Way Deeds**(Agenda Item No. 14-129)**

7. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (6087 Roswell Road)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-48

(Agenda Item No. 14-130)

8. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (4040 & 4100 Spalding Drive)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-49

(Agenda Item No. 14-131)

9. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (6180 Roswell Road)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-50

(Agenda Item No. 14-132)

10. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (6180 Roswell Road)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-51

(Agenda Item No. 14-133)

11. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (320 & 336 Mt. Vernon Highway)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-52

(Agenda Item No. 14-134)

12. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (1150 Hammond Drive)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-53

(Agenda Item No. 14-135)

13. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (5750 Roswell Road)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-54

(Agenda Item No. 14-136)

14. Consideration of the Acceptance of a Dedication of a Right of Way Deed as Part of the Zoning Requirements (1001 Johnson Ferry Road)
(Garrin Coleman, Director of Public Works)
Resolution No. 2014-06-55

Contract**(Agenda Item No. 14-137)**

15. Recommendation to Enter into Contract Agreement with Republic ITS (Siemens) for Traffic Signal/Sign Maintenance Services for the City of Sandy Springs
(Garrin Coleman, Director of Public Works)

Motion and Vote: Councilman Sterling moved to approve the Consent Agenda for June 17, 2014. Councilman Paulson seconded the motion. The motion carried unanimously.

G) PRESENTATIONS *(none)***H) PUBLIC HEARINGS****Budget and Ad Valorem Tax****(Agenda Item No. 14-138)**

1. Consideration of Approval of an Ordinance to Provide for the Adoption of a Budget, its Execution and Effect for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015
(Presented by City Manager, John McDonough)

(Invitation for Public Comment)

Motion and Vote: Councilman Paulson moved to approve Agenda Item No. 14-138, an Ordinance to Provide for the Adoption of a Budget, its Execution and Effect for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015. Councilman DeJulio seconded the motion. The motion carried unanimously.

Ordinance No. 2014-06-14

Rezoning

(Agenda Item No. 14-139)

2. **201400050** - 0-110 Allen Road, 5820-5840 Sandy Spring Circle, 5830-5865 Lake Allen Lane, 5809-5831 Lake Forrest Drive, *Applicant: J W Home, LLC*, to rezone the property from R-3 (Single Family Dwelling District) and O-I (Office and Institutional District) to TR (Townhouse Residential District), with concurrent variances
(Presented by Manager of Planning and Zoning, Patrice Dickerson)

(Invitation for Public Comment)

Motion and Vote: Councilman Sterling moved to approve Agenda Item No. 14-139, 201400050 - 0-110 Allen Road, 5820-5840 Sandy Spring Circle, 5830-5865 Lake Allen Lane, 5809-5831 Lake Forrest Drive, *Applicant: J W Home, LLC*, to rezone the property from R-3 (Single Family Dwelling District) and O-I (Office and Institutional District) to TR (Townhouse Residential District), with concurrent variances. Councilman McDonald seconded the motion. The motion carried unanimously.

Ordinance No. 2014-06-15**(Agenda Item No. 14-140)**

3. **201400796** - 1140 & 1150 Hammond Drive, *Applicant: Corporate Campus, LLC*, to rezone the subject property from MIX (Mixed Use District) conditional to MIX (Mixed Use District) to allow for a mixed use commercial, office, and residential development, with use permit to exceed the maximum district height and concurrent variances
(Presented by Manager of Planning and Zoning, Patrice Dickerson)

(Invitation for Public Comment)

Motion and Vote: Councilman McDonald moved to approve Agenda Item No. 14-140, 201400796 - 1140 & 1150 Hammond Drive, *Applicant: Corporate Campus, LLC*, to rezone the subject property from MIX (Mixed Use District) conditional to MIX (Mixed Use District) to allow for a mixed use commercial, office, and residential development, with use permit to exceed the maximum district height and concurrent variances. Councilman Dishman seconded the motion. The motion carried unanimously.

Ordinance No. 2014-06-16**Professional Services****(Agenda Item No. 14-141)**

4. Consideration of a Resolution for the Selection of Carter/Selig Enterprises as the City's proposed Master Developer partner for the City Center Phase 1 Implementation Plan and entering into a 90 Day negotiation period with Carter/Selig Enterprises
(Presented by City Manager, John McDonough)

(Invitation for Public Comment)

Motion and Vote: Councilman Sterling moved to approve Agenda Item No. 14-141, a Resolution for the Selection of Carter/Selig Enterprises as the City's proposed Master Developer partner for the City Center Phase 1 Implementation Plan and to authorize the City Manager to enter into a letter of intent for program management and private development negotiation period for 90 days with Carter/Selig Enterprises. Councilman DeJulio seconded the motion. The motion carried unanimously.

Resolution No. 2014-06-56**I) UNFINISHED BUSINESS (none)**

J) NEW BUSINESS**(Agenda Item No. 14-142)**

1. Consideration of Approval of Intergovernmental Agreement for the Provision of Animal Control Services between Fulton County, Georgia and the City of Sandy Springs, Georgia
(Presented by City Attorney, Wendell Willard)

Motion and Vote: Councilman Dishman moved to approve Agenda Item No. 14-142, an Intergovernmental Agreement for the Provision of Animal Control Services between Fulton County, Georgia and the City of Sandy Springs, Georgia. Councilman Paulson seconded the motion. The motion carried unanimously.

(Agenda Item No. 14-143)

2. Consideration of Approval of a Contract to Construct the 4500 Block of Powers Ferry Road Stormwater Project Subject to Validation and Approval by the Legal and Finance Departments
(Director of Public Works, Garrin Coleman)

Motion and Vote: Councilman Sterling moved to approve Agenda Item No. 14-143, a Contract to construct the 4500 Block of Powers Ferry Road Stormwater Project Subject to Validation and Approval by the Legal and Finance. Councilman Dishman seconded the motion. The motion carried unanimously.

Resolution No. 2014-06-57**(Agenda Item No. 14-144)**

3. Consideration of Approval of Amendment to Agreement with Rural Metro Ambulance Service
(Assistant City Attorney, Cecil McLendon)

Motion and Vote: Councilman Paulson moved to approve Agenda Item No. 14-144, a Second Amendment to the Agreement with Rural Metro Ambulance Service. Councilman Sterling seconded the motion. The motion carried unanimously.

Resolution No. 2014-06-58**K) REPORTS**

1. Mayor and Council Reports
2. Staff Reports

L) PUBLIC COMMENT

Motion and Vote: Councilman DeJulio moved to recess the regular meeting to hear the Work Session Agenda Items. Councilman Sterling seconded the motion. The motion carried unanimously. The meeting recessed at 7:17 p.m.

Motion and Vote: Councilman DeJulio moved to end the recess and resume the regular meeting. Councilman Paulson seconded the motion. The motion carried unanimously. The recess ended at 7:48 p.m.

M) EXECUTIVE SESSION – Litigation and Real Estate

Motion and Vote: Councilman DeJulio moved to enter into Executive Session to discuss litigation with the Director of Community Development included. Councilman Paulson seconded the motion. The motion carried unanimously, with Councilman Paulson, Councilman Dishman, Councilman McDonald, Councilman Sterling, and Councilman DeJulio voting in favor of the motion. Executive Session began at 7:48 p.m.

Motion and Vote: Councilman DeJulio moved to adjourn Executive Session. Councilman Sterling seconded the motion. The motion carried unanimously, with Councilman Paulson, Councilman Dishman, Councilman McDonald, Councilman Sterling, and Councilman DeJulio voting in favor of the motion. Executive session adjourned at 8:08 p.m.

N) ADJOURNMENT

Motion and Vote: Councilman DeJulio moved to adjourn the meeting. Councilman Dishman seconded the motion. The motion carried unanimously. The meeting adjourned at 8:08 p.m.