

Special Called Meeting of the Sandy Springs City Council was held on Friday, October 16, 2009 at 7:30 a.m., Mayor Eva Galambos presiding.

CALL TO ORDER

Mayor Galambos called the meeting to order at 7:30 a.m.

ROLL CALL AND GENERAL ANNOUNCEMENTS

City Clerk Michael Casey reminded everyone to silence cell phones and pagers at this time. Additionally, those wishing to provide public comments during the public hearing or are required to complete a public comment card. The cards are located at the back counter and need to be turned in to the Clerk.

City Clerk Casey called the roll.

Mayor: Mayor Eva Galambos

Councilmembers: Councilmember Doug MacGinnitie, Councilmember Dianne Fries, Councilmember Rusty Paul, Councilmember Ashley Jenkins, and Councilmember Karen Meinzen McEnergy present. Councilmember Tibby DeJulio was absent.

(Agenda Item No. 09-244)

APPROVAL OF MEETING AGENDA

Motion and Vote: Councilmember MacGinnitie moved to approve the Meeting Agenda. Councilmember Meinzen McEnergy seconded the motion. The motion carried unanimously.

PUBLIC HEARINGS

Millage Rate (*Second public hearing*)

(Agenda Item No. 09-253)

1. To receive input as it relates to establishing a millage rate to be levied for the Fiscal Year 2010 as required by O.C.G.A. Section 48-5-32 et seq. (*Second Public Hearing*)

City Manager John McDonough stated this is the millage proposal that was presented at the last meeting at the first established rate in 2005 of 4.731 mils.

Mayor Galambos called for any public comments either for or against this item. There were no comments from the public.

NEW BUSINESS

(Agenda Item No. 09-254)

1. Intergovernmental Contract between the City of Sandy Springs and the City of Roswell Regarding Posting of Sandy Springs Fire Engine 1 at Roswell Fire Station 7

City Manager John McDonough stated that this is a purposed Intergovernmental Agreement between the City of Sandy Springs and the City of Roswell for an initial term of 90 days. The agreement was discussed with most of the Councilmembers; especially Councilmember MacGinnitie since it will impact his district the most. Roswell has provided mutual aid to the City of Sandy Springs for a number of years. In looking at the numbers, it appears that Roswell provides twice as much mutual aid to Sandy Springs as

Sandy Springs provides to the City of Roswell. Based on those numbers and coverage issues on the panhandle, the two chiefs came up with a proposal to have one Sandy Springs fire vehicle and one crew at Station 7 in Roswell for 12 hours. This will allow the City to provide better service to the far end of the panhandle and it help equalize the call volume between Roswell and Sandy Springs. If it works well for ninety days, the City will continue the agreement. If it does not work well, modifications will be made.

Councilmember Ashley Jenkins questioned if this is for automatic aid.

City Manager McDonough stated that this is for mutual aid but a Sandy Springs pumper truck and fire crew will be located for 12 hours per day at Station 7 in Roswell.

Councilmember Jenkins stated she does not want the City to be in a similar situation as with the City of Atlanta where Sandy Springs was responding to more City of Atlanta calls than they were to City of Sandy Springs calls. She also questioned what mechanisms are in place to make sure it doesn't happen in the City of Roswell.

City Manager McDonough stated that they will keep logs to track the calls that come in for that station, since all the calls will still come in through the Sandy Springs 911 center. The goal is to balance things and keep a good partnership with the City of Roswell. Currently it is about 2 to 1 on Roswell providing service to Sandy Springs.

Councilmember Karen Meinzen McEnerny questioned why the City is considering placing personnel and equipment in Roswell when there is automatic aid at Station 27 in the City of Atlanta.

City Manager McDonough stated that the two issues are the imbalance in the call volume and the long response times at the far end of the panhandle. The good thing about the agreement is that Sandy Springs does not have to build another fire station. Sandy Springs is able to use a station that already exists and only provide the staff and equipment to provide better service to the citizens of Sandy Springs.

Fire Chief Jack McElfish stated that Roswell will be the first response on all Roswell calls and Sandy Springs will be the first response on all Sandy Springs calls.

City Manager McDonough stated that it is important to note that the City of Roswell staffs and schedules its fire department such that there is not always a crew on duty at Station 7.

Mayor Eva Galambos stated that she has total confidence in Chief McElfish working this out to the best advantage of our fire department.

Motion and Vote: Councilmember MacGinnitie moved to approve agenda item no. 09-254, the Intergovernmental Contract between the City of Sandy Springs and the City of Roswell Regarding Posting of Sandy Springs Fire Engine 1 at Roswell Fire Station 7. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 09-255)

2. Appointment of Ted Sandler to Fill a Vacancy on the Board of Appeals

Mayor Eva Galambos stated that Mark King is moving and resigned from the Board of Appeals. Ted Sandler is being nominated to fill the position. Ted is an attorney who has been very active in the Sandy Springs Bar Association and he is a level headed guy.

Councilmember Karen Meinzen McEnerny stated that Ted may not be a resident of Sandy Springs.

Motion and Vote: Councilmember Paul moved that agenda item no. 09-255 be tabled until it is verified that the candidate lives in the City of Sandy Springs. Councilmember Jenkins seconded the motion. The motion carried unanimously.

(Agenda Item No. 09-256)

3. Updated Resolution for GA Fund 1

City Manager John McDonough stated this is an administrative adjustment to a resolution approved at the last meeting. GA Fund 1 wanted both bank accounts on one form that combines both RBC and Sandy Springs Community Bank, so that GA Fund 1 will transfer funds to both of those banks until we make our final switch.

Mayor Eva Galambos stated that she thought the final switch had already been made.

City Manager McDonough stated that the funds have not been transferred, yet. GA Fund 1 has three days after the signed resolution is received to transfer funds. Also, payables will continue to be paid out of the Community Bank at this time.

Motion and Vote: Councilmember MacGinnitie moved to approve agenda item no. 09-256, the Updated Resolution for GA Fund 1. Councilmember Jenkins seconded the motion. The motion carried unanimously.

PUBLIC COMMENT

There were no comments from the public.

(Agenda Item No. 09-257)

EXECUTIVE SESSION - Litigation

Motion and Vote: Councilmember Paul moved to enter into Executive Session to discuss litigation. Councilmember Jenkins seconded the motion. The motion carried unanimously, with Councilmember MacGinnitie, Councilmember Fries, Councilmember Paul, Councilmember Jenkins, and Councilmember Meinzen McEnery voting in favor of the motion. Executive Session began at 7:42a.m.

Motion and Vote: Councilmember MacGinnitie moved to adjourn Executive Session. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember MacGinnitie, Councilmember Fries, Councilmember Paul, Councilmember Jenkins, and Councilmember Meinzen McEnery voting in favor of the motion. Executive session adjourned at 8:03 a.m.

Assistant City Attorney Cecil McLendon stated that there is a proposed action before the Council for one of the remaining three parcels on Abernathy Road. Communications have been ongoing with the property owner's attorney and they have agreed to a settlement value of \$130,000, which is a little more than 10% of the original appraised value. This is a good resolution to this issue to avoid attorney's fees and the risks involved in moving forward. The address for this parcel is 43 Abernathy Road.

Motion and Vote: Councilmember MacGinnitie moved to approve the settlement of the condemnation of the parcel at 43 Abernathy Road for \$130,000. Councilmember Paul seconded the motion. The motion carried unanimously.

(Agenda Item 09-258)

ADJOURNMENT

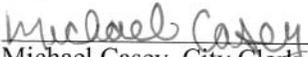
Special Called Meeting of the City of Sandy Springs City Council
Friday, October 16, 2009, 7:30 a.m.
Page 4 of 4

Motion and Vote: Councilmember Paul moved to adjourn the Special Called meeting. Councilmember MacGinnitie seconded the motion. The motion carried unanimously. The meeting adjourned at 8:07a.m.

Date Approved: April 6, 2010



Eva Galambos, Mayor



Michael Casey, City Clerk

CITY OF SANDY SPRINGS, GA

STATE OF GEORGIA
FULTON COUNTY

October 16, 2009

AFFIDAVIT FOR EXECUTIVE SESSION

Personally comes Eva Galambos, Mayor of the City of Sandy Springs, who on oath says that to the best of her knowledge and belief, on the 16th day of October, 2009, in the city aforesaid, a meeting of the Council was closed to the public for the following reason(s):

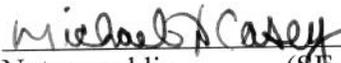
Attorney/client privilege in order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings or other judicial actions brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved, pursuant to O.C.G.A. 50-14-2(1).

and that except for the foregoing, no portion of the closed meeting involved discussion, presentation, or action on any other matter.



Eva Galambos, Mayor

Sworn to and subscribed before me,
this 16TH day of OCTOBER, 2009.


Notary public (SEAL)

