Regular Meeting of the City of Sandy Springs City Council
Tuesday, March 4, 2014
Page 1 of 11

Regular Meeting of the Sandy Springs City Council was held on Tuesday, March 4, 2014, at 6:00 p.m., Mayor Rusty Paul presiding

INVOCATION

Rabbi Ellen Nemhauser, Congregation Or Hadash, offered the invocation.

CALL TO ORDER

Mayor Rusty Paul called the meeting to order at 6:02 p.m.

ROLL CALL AND GENERAL ANNOUNCEMENTS

City Clerk Michael Casey reminded everyone to silence all electronic devices at this time. Additionally, those wishing to provide public comment during either a Public Hearing or the Public Comment segment of the meeting are required to complete a public comment card. The cards are located at the back counter and need to be turned in to the City Clerk.

City Clerk Casey called the roll.

Mayor: Mayor Paul present

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

PLEDGE OF ALLEGIANCE

Mayor Rusty Paul led the Pledge of Allegiance

PUBLIC COMMENT

Tochie Blad, 7320 Hunters Branch Drive, stated she was in attendance when Council approved the purchase of property at 161 Mount Vernon Hwy. In the meeting the address was changed from 121 Mount Vernon Hwy to 161 Mount Vernon Hwy. She asked if public notice was met, since the wrong address was advertised. She asked if any member of Council has served on a nonprofit board that has received funding from the City in the last five years. She asked if that Councilman should be voting on the nonprofit policy agenda item. That policy may restrict the City’s nonprofit funding in the future.

Kate Dalba, 7445 Wildercliff Drive, stated she has been a resident of Sandy Springs for twenty-four years. She is President of the Sandy Springs Society and is speaking in opposition to the current draft of the nonprofit policy. The language makes fundraising activities ineligible for City funding. She appreciates the recent changes to the draft policy. The latest language does not include organizations such as the Society, which is still ineligible because its two community events are fundraisers. Fundraising is a key component of all nonprofits and they cannot exist without it. Federal law prohibits federal dollars to support local groups that fundraise. Based on home rule for local government, she asked Council to decide on how to spend local taxpayer dollars.

Gail Cohn, 41 Willow Glen, stated she is a boardmember of the Sandy Springs Society. She thanked Council and staff for their efforts on the City’s nonprofit policy. She appreciates the portion that now allows the Society eligibility to receive City funds as a pass through organization. There are still concerns about the verbiage of the policy that is exclusionary for nonprofits that do any fundraising. The direct staging of events and programs such as the Sandy Springs Festival and the Elegant Elf meet the
Regular Meeting of the City of Sandy Springs City Council  
Tuesday, March 4, 2014  
Page 2 of 11

City goals. The Society can ensure that the fiduciary relationship concerning the accountability for monies will be met. The proposed language in the policy is counterproductive to the City’s priorities, specifically tourism, culture, recreation, public need, and economic development.

Jan Collins, 6000 Winterthur Road, thanked Mayor Paul and Council for all they do for the City. She is proud to be a Sandy Springer and her husband was the first orthopedist in Sandy Springs. The Society consists of about 300 volunteers that work towards helping Sandy Springs citizens. She enjoyed working on the Sandy Springs Turtle project that raised over $500,000. She asked that the verbiage in D.2 and D.3 of the policy be altered to allow fundraising.

Bill Gannon, 505 Taunton Way, stated he agrees with those comments as well. Sandy Springs is a public/private experiment. Sometimes, when the paperwork for policy is created, exceptions should be made.

APPROVAL OF MEETING AGENDA

Motion and Vote: Councilman Paulson moved to approve the Regular Meeting agenda for March 4, 2014. Councilman McDonald seconded the motion. The motion carried unanimously.

CONSENT AGENDA

(Agenda Item No. 14-043)
1. Meeting Minutes:
   a) February 18, 2014 Regular Meeting
      (Michael Casey, City Clerk)

Motion and Vote: Councilman Sterling moved to approve the Consent Agenda for March 4, 2014. Councilman DeJulio seconded the motion. The motion carried unanimously.

PRESENTATIONS

1. Recognition of Jared Ogden, former Navy SEAL - Councilman Paulson

Councilman John Paulson introduced former Navy SEAL Jared Ogden, who is a personal family friend. City Council proclaimed December 20, 2011, as Jared Ogden day.

Jared Ogden, former Navy SEAL, stated since his last visit to Sandy Springs he was on an expedition with National Geographic, which was turned into a TV show called Ultimate Survival Alaska and the finale is this Sunday. Since separating from the Navy two years ago, he moved to St. Louis, Missouri. He is now the Director of Operations at a tactical training center and the founder of Phoenix Patriot Foundation. The foundation’s mission revolves around creating opportunities for combat wounded veterans. The foundation will be hosting a fundraiser in Sandy Springs at the Dunwoody Country Club on April 26th. One of the recipients from the charity is Lt. Dan Cnossen, who is currently in Sochi, Russia representing the United States as the only veteran on the team.

Mayor Rusty Paul thanked Jared Ogden for his service to our country and for all that he does with his foundation.

2. CREATE Community Award for Environmental Sustainability - John McDonough

City Manager John McDonough asked Mayor Paul, Assistant City Manager Eden Freeman, and Police Captain Bart Humble to the front. This week the City was recognized for winning the Atlanta Regional Commission CREATE award for environmental sustainability. This award was based on the City’s fuel conversion program. The City’s innovation funds were leveraged for grant funds. This allowed the
conversion of over 55 vehicles in the Police Department, displacing 88 tons of emissions and saving $56,000 in cost utilizing propane versus gasoline. The award was presented to Mayor Paul in recognition of the City’s commitment to environmental sustainability.

Mayor Rusty Paul stated he and City staff members attended the Atlanta Regional Commission presentation last week. Today, one of the Sandy Springs police cars was at the Capital as part of a display for sustainable, clean energy vehicles. He thanked staff for taking the lead in this initiative.

PUBLIC HEARINGS

City Clerk Michael Casey read the rules for the Public Hearings segment of the meeting.

(Agenda Item No. 14-044)

1. TA13-002 - An Ordinance to Amend Article 3, Definitions, Article 12B, Sandy Springs Overlay District, and Section 28.2 Land Use Petitions, of the Sandy Springs Zoning Ordinance

Director of Community Development Angela Parker stated the key focus areas of this amendment are to increase the suburban overlay districts and to transfer the function of the Design Review Board to the Planning Commission. She then gave a PowerPoint presentation on TA13-002, an ordinance to amend the zoning ordinance as related to the overlay district and Design Review Board. She distributed a change from the original package to Council.

Mayor Rusty Paul called for public comments in support of the ordinance. There were no public comments. Mayor Paul called for public comments in opposition to the ordinance.

Patty Berkowtiz, 800 Crest Valley Drive, stated the Design Review Board is an outstanding group of citizens who have done a great job and who can still serve a very important function. She is concerned that all of the oversight is going to the Planning Commission. She is also concerned that variances are not going before the Board of Appeals, which is also an excellent board.

Mayor Paul closed the public hearing.

Motion and Second: Councilman Sterling moved to approve Agenda Item No. 14-044, TA13-002 - An Ordinance to Amend Article 3, Definitions, Article 12B, Sandy Springs Overlay District, and Section 28.2 Land Use Petitions, of the Sandy Springs Zoning Ordinance, with the addition of “convenience store” to the list of prohibited uses in the Main Street overlay found in Section 12B.7, but only in the area identified on the “Proposed Illustrative Master Plan” map found in the Sandy Springs Center Master Plan adopted by City Council on December 18, 2013, and also with the staff amendment that sets the Planning Commission dates and definitions. Councilman Paulson seconded the motion.

Director of Community Development Parker stated the changes specify the Design Review Board review function will go to the Planning Commission and how that will be done.

Councilman Gabriel Sterling stated the City will not place a sign on the subject property for advertisement, but any building permit within the overlay district will go to the Planning Commission.

Mayor Paul stated the purpose of this amendment is to clarify the intent of moving functions from the Design Review Board to the Planning Commission. This is being done to make sure the current processes followed by the Design Review Board are transferred in total to the Planning Commission. The reason for this change was not to “do away” with the function of the Design Review Board. The entire function as the Design Review Board operates today will be transferred to the Planning Commission. This change was made for convenience to the public. The City has four different boards the public has to appear before, if there is an interest in a single project. If an item is deferred, an individual may have to attend 6 or more meetings. The many meetings are a burden to the public and not many people have the
patience and time to attend all of the meetings. This change will also ensure better utilization of staff resources. This information will be included on the City website, so all will know how the process works. This was created to move the design function and make it more important. The Design Review Board is an advisory board. The City should use every tool available to make sure the designs of the buildings and other projects fit into the community and reflect design standards.

Councilman Andy Bauman asked if the Planning Commission will now have an extra meeting.

Director of Community Development Parker stated the ordinance amendment states the Planning Commission will follow the adopted schedule. If Council approves this item, at the next meeting a meeting schedule will be presented for approval. Staff's intent is not to regularly have the extra meeting, but to have the flexibility, if needed.

Councilman Bauman stated enhanced citizen input and ensuring quality design standards should be the goals of all of Council. Staff is working on an enhanced City website. There has been discussion about a process on the web and a brochure in paper format.

Councilman John Paulson asked if the public will have formal notice when an item is coming before the Planning Commission.

Director of Community Development Parker responded projects that already have the entitlement and zoning in place and do not need variances will not require notices. For a project requesting a variance or zoning change there will be the normal advertising process.

Councilman Paulson stated if a citizen misses the public notice, there is not another meeting announcement that will be sent out.

Director of Community Development Parker stated for any project that goes through the rezoning process, the normal notice process will apply.

Councilman Paulson asked if there is a convenience store in this area.

Councilman Sterling stated there are convenience stores in the downtown overlay district already. Council thought this issue was taken care of in the gas station definition. In the other part of the ordinance there was a convenience store definition that was not specifically covered.

Mayor Paul stated this change is a technical correction.

Councilman Ken Dishman stated the discussion has been about streamlining the process. The way the zoning code is written, Council does not have the ability to enforce current aesthetics. By combining the Planning Commission and Design Review Board, the City will have leverage to get the type of project and results wanted.

Vote on the Motion: The motion carried unanimously.
Ordinance No. 2014-03-07

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS
Regular Meeting of the City of Sandy Springs City Council
Tuesday, March 4, 2014
Page 5 of 11

(Agenda Item No. 14-045)

1. Resolution to authorize the use of eminent domain to acquire property located at 6196 Roswell Road, N.E., Sandy Springs, Georgia, Parcel ID: 17-0089-0004-031-9 (“Property”) for public use

City Attorney Wendell Willard stated this item is property with frontage area along Roswell Road as part of the City Center project. This is a condemnation process that staff is starting, but staff is also negotiating with the parties during the process. There will be a mediation that the City will take part in. Staff would like to have the petition for condemnation in place, but will hold up doing anything further until there is a failure to resolve purchasing the property through negotiations. The property is owned by Nancy Clamp. The building has been occupied by Master Cleaners for a number of years.

Motion and Second: Councilman McDonald moved to approve Agenda Item No. 14-045, a resolution to authorize the use of eminent domain to acquire property located at 6196 Roswell Road, N.E., Sandy Springs, Georgia, Parcel ID: 17-0089-0004-031-9 (“Property”) for public use. Councilman Paulson seconded the motion.

Councilman John Paulson asked if this item will come back to Council, if eminent domain has to be executed.

City Attorney Willard stated he will keep Council informed as things progress with the negotiations. This vote, if approved, will permit staff to move forward with the actual filing of an action for condemnation under the special master form.

Mayor Rusty Paul stated if a negotiated settlement is agreed to, this action becomes a moot point.

Councilman Sterling asked if the lease holder is involved in negotiations.

City Attorney Willard stated staff mediates with the owner and the owner will then work the details out with the tenant.

Councilman Sterling stated he cannot stand eminent domain, especially for an existing business, and he is inclined to vote no on this. He understands the rationale and intentions of all who will vote for this. He hopes the property owner and the City can come to a resolution during mediation.

Councilman Tibby DeJulio asked how long has the City been in negotiations with this owner.

City Attorney Willard responded since 2010.

Councilman Andy Bauman asked about when the City proceeded with eminent domain on another Roswell Road property.

City Attorney Willard stated the difference in the other case is the City will be getting a roadway and that is done under the declaration of taking process for roads.

Councilman Bauman stated his view is eminent domain needs to be as narrow in scope as possible. He is concerned this negotiation is still subject to mediation. In the failure of the mediation, he would be supportive of this item. He does not feel these actions are the last resort, but understands the rationale. He would prefer to defer this item, pending the outcome of the mediation.

City Attorney Willard stated the process for the notice requirements and preparation of moving forward with a special master condemnation takes about three months. The City is in the notice process in preparation of condemnation. If the City does not proceed with it now, staff has to start back over. The plan is to have the action approved, paperwork filed, and put everything on hold while negotiations are occurring. If the negotiations fail, then staff will not have to go back through the entire process.
Councilman Bauman asked when the mediation is scheduled.

City Attorney Willard stated a date is not set, yet, but it should be scheduled for early April.

Councilman Bauman asked if Council could take an action to allow the process to continue, but then have the item brought back to Council again for a vote to continue.

City Attorney Willard stated Council can approve the item tonight for condemnation. He will hold off on filing the documents until the mediation has been completed.

Councilman Sterling stated the motion can include Council authorizing the eminent domain, but only to be executed after mediation.

City Attorney Willard stated if Council approves this item, he will not be filing the action for condemnation until the mediation process has been completed and further attempts to negotiate have failed.

Mayor Paul stated the City has embarked on a project where the City has already spent over $20 million in tax payer money. Council will be asked later tonight to approve an architect for land that Council is hesitant to pursue. The City is either going to move forward with this project or not. The City should not spend money on an architect if Council is not willing to take the steps necessary to bring this project to fruition. He understands Council’s hesitancy, but this project cannot be put at risk, and Council cannot approve an architect for property Council is not willing to acquire. This needs to be kept in mind.

Councilman DeJulio stated he understands the intent of doing this in good faith. If Council is not willing to give the City Attorney the power to move forward with this process, Council is in effect weakening its own negotiating position. Council needs to go ahead and move forward with approving this.

City Attorney Willard stated he will keep Council informed on the progress.

Councilman DeJulio stated in the last eight years City Attorney Willard has done a great job of keeping Council informed on projects.

Councilman Bauman asked if eminent domain is the last resort.

City Attorney Willard stated there is a need for the City to have this position in place.

Vote on the Motion: The motion carried 5-1, with Councilman Sterling voting in opposition.

Resolution No. 2014-03-19

(Agenda Item No. 14-046)

2. Resolution to authorize the use of eminent domain to acquire property located at 5903 Roswell Road (Parcel #4)

City Attorney Wendell Willard stated this item is a condemnation by declaration of taking and a friendly acquisition. There are four similar properties on the agenda this evening that are involved for the streetscape and sidewalk improvements. These locations are the Lowe’s property and three restaurants which are Boston Market, Chick-fil-A, and El Azteca.

There are various leases and landlords involved and the best way to resolve this is to go through the declaration of taking through eminent domain, then have the money paid in order to not have to go through lease changes. This agenda item is for the Boston Market property location.

Councilman John Paulson asked if any of the businesses are closing due to the action of Council.
City Attorney Willard responded no. The streetscape will be installed so there is no interruption of the business and flow of traffic.

**Motion and Vote:** Councilman Sterling moved to approve Agenda Item No. 14-046, a resolution to authorize the use of eminent domain to acquire property located at 5903 Roswell Road (Parcel #5). Councilman Paulson seconded the motion. The motion carried unanimously.

**Resolution No. 2014-03-20**

(Agenda Item No. 14-047)
3. Resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #6)

City Attorney Wendell Willard stated this item is the Lowe’s property with the need of frontage for the streetscape and sidewalk.

**Motion and Second:** Councilman DeJulio moved to approve Agenda Item No. 14-047, a resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #6). Councilman Dishman seconded the motion.

Councilman Gabriel Sterling asked where the money is coming from to pay for this.

City Manager John McDonough stated these funds are coming from the streetscape project funds.

**Vote on the Motion:** The motion carried unanimously.

**Resolution No. 2014-03-21**

(Agenda Item No. 14-048)
4. Resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #7)

City Attorney Wendell Willard stated this item is for the El Azteca property.

**Motion and Vote:** Councilman DeJulio moved to approve Agenda Item No. 14-048, a resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #7). Councilman Sterling seconded the motion. There was no Council discussion. The motion carried unanimously.

**Resolution No. 2014-03-22**

(Agenda Item No. 14-049)
5. Resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #8)

City Attorney Wendell Willard stated this parcel is the Chick-fil-A restaurant with the same address as the previous two agenda items.

**Motion and Vote:** Councilman DeJulio moved to approve Agenda Item No. 14-049, a resolution to authorize the use of eminent domain to acquire property located at 5925 Roswell Road (Parcel #8). Councilman Dishman seconded the motion. There was no Council discussion. The motion carried unanimously.

**Resolution No. 2014-03-23**

(Agenda Item No. 14-050)
6. Consideration of Revised Non-Profit Funding and Support Policy
Assistant City Manager Eden Freeman stated before Council this evening is the revised draft nonprofit policy and support item. At the February 4th Council meeting staff was asked to make a few changes to the language. The changes have been made and the revised draft is presented this evening for Council’s consideration.

Motion and Second: Councilman Bauman moved to approve Agenda Item No. 14-050, a Revised Non-Profit Funding and Support Policy. Councilman DeJulio seconded the motion.

Amendment to the Motion and Second: Councilman Bauman moved to approve Agenda Item No. 14-050, a Revised Non-Profit Funding and Support Policy, with two additional changes:

1) In section II General Provisions, paragraph D., Requirements, 2, Public Need and Benefit: the final sentence should state, “Resources shall not be granted to support operational or administrative functions.”; followed by the additional language, “If an eligible organization is requesting financial resources for programming or an event which has a fundraising component, the City Manager may establish additional procedures to ensure that such financial resources are segregated and separately accounted for and used solely for the staging of such programming or Event.”

2) In section II, paragraph D., 3, under Direct Relationship with Non-Profit Organization Required, the sentence, “Events that are conducted for a fundraising purpose are not eligible for City Resources.” be deleted. Councilman Paulson seconded the motion.

Councilman John Paulson stated these discussions were started to make sure the City has a good understanding of where the money is spent and to include an after action report on how the event turned out. The concept is the funds the City distributes to the community should be spent on activities within the community and not pass through to other organizations without knowing where the money is spent. The intent of the policy is to have more control over the money that is spent by the City Council on events in the City.

Councilman Ken Dishman asked the City Manager if he is comfortable with the language in the proposed amendment.

City Manager John McDonough stated this is a policy issue for Council to decide and staff will implement it as directed by Council.

Councilman Gabriel Sterling stated the City should not be funding these private organizations on some levels. For years Sandy Springs received funds from the south Fulton trash money that went to Sandy Springs organizations. When Sandy Springs was created, it was decided the City did not want to immediately remove all funding from the organizations. The intent was that the funds being distributed would be phased out over time. Every charity the City has given money to was for good reasons. City sponsored events such as Heritage and the Bicycle race are paid for City services. The Movies By Moonlight and Concert by the Springs were funded to be free to the public. He is extremely uncomfortable paying for things that are primarily fundraisers. The organizations are taking money to expend that the City will have no fiduciary control. That has been the issue the entire time. When looking at State, Federal, and other governments, they specifically exclude fundraisers from their nonprofit funds for a good reason. He wants to review this policy in a year to make sure staff and Council are comfortable with the decision. If the Sandy Springs Society applies for funding, they may not receive the funds, since there is a rigorous funding process in place.

Councilman Andy Bauman stated except for the fundraising, an otherwise eligible organization still has to meet all the criteria of the policy that the event is for public benefit and for the established priorities,
and additional language for financial reporting. If City funds are allocated, they are only for the staging of the event.

Councilman Graham McDonald stated he is one of the City Councilmembers that serves on the board of a nonprofit in Sandy Springs. He serves on the board of Leadership Sandy Springs and does not have a financial interest in Leadership Sandy Springs whatsoever. The proposed nonprofit policy is being done with the intention of increasing transparency and accountability for the process this City uses when evaluating requests from nonprofits. Nothing in the policy has anything to do with the selection of which particular applicant or program may or not receive funding. His involvement with Leadership Sandy Springs does not require his recusal on this agenda item.

City Attorney Wendell Willard stated the City’s charter directs every Councilmember to vote unless there is an actual existing conflict. A conflict would be where one is personally gaining financially from participating in a matter before Council.

Mayor Rusty Paul stated the City is broadening its policy and this change will open it up to a wider range of organizations and activities that have never been in a position to apply for funding. This may increase the number of funding applications to the City.

Vote on the Motion: The motion carried unanimously.

(Agenda Item No. 14-051)
7. Reappoint Member to the Board of Appeals (Ken Moller)

Mayor Rusty Paul stated there is a vacancy on the Board of Appeals with Ken Moller’s expired term. He nominated Ken Moller to be reappointed to the Board.

Motion and Vote: Councilman Paulson moved to approve the nomination by Mayor Paul reappointing Ken Moller to the Board of Appeals. Councilman Sterling seconded the motion. There was no Council discussion. The motion carried unanimously.

Resolution No. 2014-03-24

(Agenda Item No. 14-052)
8. Recommendation by Staff for Selection of Civic Facility Architectural Firm

City Manager John McDonough stated several weeks ago staff came to Council with a recommendation to short list three firms as finalists for the architectural services work for the future civic facility. The short listed firms were Cooper Carry, Rosser International, Inc., and Smallwood Reynolds Stewart and Stewart. He gave a PowerPoint presentation on the selection process for the civic facility architectural firm. It is staff’s recommendation for Council to authorize the City Manager to enter into negotiations and to execute a contract, subject to legal approval, for the first phase of design. The project will be separated into two phases. Phase one will be the programming and conceptual design. This process will take about eight to ten weeks. If phase one goes well, staff will come back and discuss phase two, which includes spending several million in design fees.

Motion and Second: Councilman Sterling moved to approve Agenda Item No. 14-052, a recommendation by Staff for Selection of Civic Facility Architectural Firm and to authorize the City Manager to enter into negotiations and to execute a contract with Rosser International, subject to legal approval, for architectural services for the first phase of design for the civic facility project. Councilman Dishman seconded the motion.

Councilman Gabriel Sterling asked if phase one includes meeting with citizens.
City Manager John McDonough responded yes, there will be citizen participation.

Councilman John Paulson asked who within staff will be the senior liaison with the firm.

City Manager McDonough stated he will be the senior liaison. Assistant City Manager Bryant Poole and Director of Community Development Angela Parker will be in contact with the firm as well. Staff has interviewed two individuals for the management position and is in the process of negotiating the financial terms of the agreement.

Vote on the Motion: The motion carried unanimously.

REPORTS

1. Mayor and Council Reports
2. Staff Reports
   a) Discuss Google Fiber Initiative

Assistant City Manager Eden Freemen gave a PowerPoint presentation on the Google Fiber Initiative.

Councilman Graham McDonald asked about the $54,000 cost for supplying requested information to Google.

Assistant City Manager Freemen stated this would be a onetime expense in order to catalog all of the fiber the City may not have cataloged.

Councilman Ken Dishman asked if there are any “showstoppers” for this initiative.

Assistant City Manager Freemen stated one of the provisions that some construction may be done, but the City won’t be notified is very concerning. She will ask Google about this information once the process begins.

There was a consensus of Council to allow staff to proceed with gathering more information on this initiative.

b) Update on the Marsh Creek Headwaters Best Management Practice (BMP) Project (Capital Improvement CC007) Conceptual Design

Stormwater Project Manager Sharon Izzo gave a PowerPoint presentation on Marsh Creek Headwaters Best Management Practice (BMP) Project (Capital Improvement CC007) Conceptual Design.

David Braswell, with WK Dickson, stated he looked at the recommendations from the community and 319(h) grants to meet this objective. He continued the presentation starting at the design considerations section.

Stormwater Project Manager Izzo explained the proposed project schedule.

Councilman John Paulson asked if this location will be a park and if it will be open twenty-four hours a day.

Director of Recreation and Parks Ronnie Young responded yes.
Stormwater Project Manager Izzo stated this falls into a security question and will be looked at by staff while moving forward with this project.

**City Manager John McDonough** stated this location will be actively managed by the City and will function as a park and be maintained as a park. Before staff puts this project out to bid, two other property acquisitions may need to be revisited that will affect the budget for this project.

c) January 2014 Financial Report – Finance Director Karen Ellis

**Councilman Gabriel Sterling** asked if the City has any CD’s at this point in time.

**Finance Director Karen Ellis** responded no. Staff is reviewing a list of new investments to consider.

**PUBLIC COMMENT**

There were no public comments.

**EXECUTIVE SESSION**

There was no Executive Session.

**ADJOURNMENT**

**Motion and Vote:** Councilman DeJulio moved to adjourn the meeting. Councilman Paulson seconded the motion. The motion carried unanimously. The meeting adjourned at 8:13 p.m.

Date Approved: March 18, 2014

Russell K. Paul, Mayor

Michael D. Casey, City Clerk