



City of Roswell

38 Hill Street
Roswell, Georgia 30075

Meeting Minutes Mayor and City Council

Mayor Jere Wood
Council Member Nancy Diamond
Council Member Rich Dippolito
Council Member Kent Igleheart
Council Member Jerry Orlans
Council Member Betty Price
Council Member Becky Wynn

Monday, December 17, 2012

7:00 PM

City Hall

WELCOME

Present: 7 - Mayor Jere Wood, Council Member Nancy Diamond, Council Member Rich Dippolito, Council Member Kent Igleheart, Council Member Jerry Orlans, Council Member Betty Price, and Council Member Becky Wynn

Pledge of Allegiance - Paul Rourke, Boy Scouts, Troop #87, Roswell.

Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Fire Chief Ricky Spencer; Interim Police Chief Rusty Grant; Police Captain Ed Sweeney; Environmental/Public Works Director Stu Moring; Environmental/Public Works Deputy Director Mark Wolff; Environmental Programs Manager/Executive Director of Keep Roswell Beautiful Janet Liberman; Finance Director Keith Lee; Recreation, Parks, Historic and Cultural Affairs Assistant Director Morgan Rodgers; Recreation, Parks, Historic and Cultural Affairs Administrator of Park Services Jeff Pruitt; Transportation Director Steve Acenbrak; Transportation Deputy Director David Low; Community Development Director Alice Wakefield; Community Relations Manager Julie Brechbill; Community Relations Digital Media Designer Joel Vazquez; Building Operations Technician Building Operations Technician Timothy Thompson; Deputy City Clerk Betsy Branch

CONSENT AGENDA

1. **Approval of November 26, 2012 Mayor and Council Meeting minutes (detailed minutes to replace Council Brief adopted on December 10, 2012); Approval of December 10, 2012 Mayor and Council Brief.**
Administration
Approved
2. **Approval of City Sponsorship for the Georgia Rides to the Capitol on Tuesday, March 26, 2013.**
Community Development
Approved

3. **Approval for the Mayor and/or City Administrator to sign a contract with AT&T for Telephone and Mobile Data Carrier services in the amount of \$21,810.30 per month.**
Administration
Approved
4. **Approval of a Resolution for Recertification of Roswell as a City of Ethics.**
Administration
Approved
Enactment No: R2012-12-62
5. **Approval for the Mayor and/or City Administrator to sign contracts for the purchase of replacement vehicles for the Water Fund, Stormwater Utility Fund, and Fleet Services Fund in the amount of \$68,105.03.**
Public Works/Environmental
Approved

Approval of the Consent Agenda

A motion was made by Council Member Orlans, seconded by Council Member Igleheart, to Approve the Consent Agenda. The motion carried by the following vote:

In Favor: 6

REGULAR AGENDA

Mayor's Report

1. **Recognition of River Eves Elementary for earning the Highest Performing Reward School Title.**
Mayor Wood introduced this item. Mr. Pinnock, Principal of River Eves Elementary thanked Mayor and Council for recognizing the school. He explained that the Georgia Department of Education recognizes all Title 1 Schools in Georgia but this year the highest performing schools were specially honored. The category of Highest Performing is reserved for schools with the highest performance or the biggest academic gains by students in the last three years. The River Eves Elementary School earned the Reward School Title for Highest Performing Title 1 School and is one of two Fulton County Schools to receive the Highest Performing award; the other school was a South Fulton County charter school. A total of seventy-eight schools statewide received this honor. Mayor Wood asked how River Eves Elementary achieved this distinction. Mr. Pinnock stated the academic accolades are achieved through outstanding teachers. Four teachers from River Eves Elementary were in attendance at the meeting. He noted that as principal of the school, he provides the

resources and provides some leadership, but the primary leadership comes through the classrooms. Students are held to high standards. Student performance is checked weekly. Enrichment is offered to those students who are doing well as is support for those students who need more time.

Mayor Wood expressed his appreciation to Mr. Pinnock and the teachers for the school's achievement. The Mayor stated that schools are a fundamental part of being a great community. It is not possible to attract good citizens without good schools.

Recognized

2.

Reading of a Proclamation for Bring One for the Chipper.

Mayor Wood introduced this item. He explained that Bring One for the Chipper is an annual Christmas tree recycling event. This program promotes the recycling of Christmas trees into usable free mulch material. Mayor Wood conducted the reading of the proclamation, proclaiming Saturday, January 5, 2013 as "Bring One for the Chipper" day in Roswell. This event is sponsored by Keep Roswell Beautiful, the Davey Tree Expert Company, The Home Depot, and WXIA Television. This is the 22nd year of the "Bring One for the Chipper" Christmas Tree Recycling Program in the City of Roswell. Over 8,000 trees have been collected and recycled through this program in the City of Roswell.

Mayor Wood invited Ron Jackson, of Keep Roswell Beautiful to come forward. Mr. Jackson encouraged everyone to participate in this program at any one of the Roswell Home Depot stores. Participating will help save much landfill space as well as save Roswell tax payer money which would be used for the collection and disposal of trees. On January 5, 2013, The Centennial High School Key Club and the Centennial High School Environmental Club will be assisting the Keep Roswell Board at the Home Depot store on the east side of Roswell. The Roswell High School Key Club, Beta Club, and the National Honor Society will be assisting the Kiwanis Club of Historic Roswell at the Home Depot on the west side of Roswell. Sponsors also include Starbucks, Super Target, and 11Alive. Davey Tree Experts should be contacted regarding the free mulch.

3.

Approval of a Resolution to declare the Village of Island Park, New York a "Sister City" with the City of Roswell.

Mayor Wood introduced this item. The Mayor invited Councilmember Igleheart and Councilmember Price to discuss this resolution. Councilmember Igleheart stated everyone was touched by the generous donation of the Roswell surplus fire truck to help the people of Village of Island Park. Much appreciation and gratitude has been shown by both the citizens of the Village of Island Park and by the citizens of Roswell. Councilmember Igleheart stated he would visit Island Park after Christmas, hoping to expand the relationship and goodwill. This resolution would establish the Village of Island Park, New York as a sister city to the City of Roswell.

Councilmember Price stated she had the good fortune to be in the New York area recently and took the opportunity to visit the Island Park Fire Department. Photographs of her visit were shown. The Village of Island Park is a small town of only 7,000 people and they are extremely grateful for the fire truck donation and the outreach by the City of Roswell. Councilmember Price noted that the citizens expressed their gratefulness that they had not lost any family members and they have a great spirit and energy going about the process of re-building their homes.

Councilmember Igleheart stated the Village of Island Park, New York is dealing with many challenges. City Hall phone service needs to be re-established, schools repaired, and the library repaired.

A motion was made by Council Member Igleheart, seconded by Council Member Price, that this Item be Approved. The motion carried by the following vote:

In Favor: 6

Enactment No: R2012-12-63

Environmental / Public Works Department - Councilmember Kent Igleheart

- 4. Approval for the Mayor and/or City Administrator to sign a contract with Jacobs Engineering Group Inc. for engineering design and construction services for the Water Plant in a not to exceed amount of \$1,234,000, and approval of Budget Amendment 50544300-12-17-12 in the amount of \$1,357,400.**

Presented by Stuart Moring, Director of Public Works/Environmental

Councilmember Igleheart introduced this item. Environmental/Public Works Director Stu Moring stated this is the culmination of a long effort to do preliminary engineering and development relative to the water plant construction. The qualification based selection process was followed as established by the American Public Works Association. Originally there were six firms who submitted qualifications; three firms were short listed. Proposals and presentations were received by those firms. The selection committee unanimously selected Jacobs Engineering Group, Inc. to undertake this engineering design and construction oversight. Jacobs may be more familiar to the Atlanta area as Jordan, Jones, and Golding (JJ&G). They have been a fixture in the engineering community, heavily involved in water and sewer system design work. Mr. Moring explained that the qualification based selection process highlighted several key factors: 1. Jacobs has unexceeded qualifications in the design and operation of water treatment plants. All three finalist firms had excellent credentials but Jacobs has "much greater breadth" and considerable involvement on the operations side as well as design. 2. Jacobs has an excellent team of landscape architects who have contracted over the years with Roswell Recreation and Parks department for master plans, trail development and so forth. Mr. Moring stated that Matt Cane, who will be the landscape architect on this project, has personally had a great deal of work and heartily recommended by Joe Glover, Director of the Roswell Recreation and Parks Department. The firm also has an exceptional team of public affairs, public involvement specialists. Mr. Moring stated that it is known there is a great deal of interest from the community regarding this project. The Jacobs team will help the City of Roswell elicit the information and find ways to best meet the needs of the community with this project. Jacobs has proposed a project schedule that will allow the City to meet the requirements under its state water withdraw permit that will bring this to construction, bidding, and so forth probably in October to November of 2013, in advance of the December 2nd deadline to be underway. Mr. Moring stated for those reasons, staff recommends the City contract with Jacobs Engineering Group. The estimated not to exceed amount is \$1,234,000. However, allowing for contingencies both in the design process or external to that and other activities, staff recommends approval of the Budget Amendment in the amount of \$1,357,400. Mr. Moring said he recommends this for Mayor and Council consideration.

Mayor Wood asked if Jacobs Engineering Group would be looking for the best site for this tower and if there would be consideration of alternate sites. He noted there has been much discussion regarding the site. Mr. Moring replied that Jacobs Engineering would consider the alternatives that are available. Mr. Moring clarified that the two lead designers were present for this meeting; they also attended the previous Committee meeting; they have committed to a special workshop in January to hear input from the community to find the optimum solution that will satisfy both technical needs and the needs of the community. Mr. Moring stated that the design team will evaluate several alternatives and help discern the best solution to move forward.

Mayor Wood clarified that the Council would not be voting on a specific site tonight. Mr. Moring replied that is correct; this approval tonight is not about a specific site, it is to select the designers. He explained that the concept plan which has been prepared was preliminary. A great deal of that work has "pointed things in a direction" but it has not been finalized. That will take place during January and February. Mayor Wood asked if there will be additional public hearings before this Council finalizes a location. Mr. Moring replied, "The intention is to have a Special Called Work Session on January 28, 2013 from 5:00-7:00 p.m." The Community Relations department has been notified to publicize the meeting so that the community has ample time to submit their comments or attend in person.

Mayor Wood confirmed for Councilmember Igleheart that public comments would be held after the motion was made. Councilmember Igleheart clarified that this is not an approval of a specific site but as part of this process, that will be determined.

Motion: Councilmember Igleheart moved to Approval for the Mayor and/or City Administrator to sign a contract with Jacobs Engineering Group Inc. for engineering design and construction services for the Water Plant in a not to exceed amount of \$1,234,000, and approval of Budget Amendment 50544300-12-17-12 in the amount of \$1,357,400. Councilmember Orlans seconded.

Mayor Wood opened up the floor for public comments. He clarified that the issue tonight is the approval of the engineering firm. Mayor Wood reminded the public that if they would like to address this engineering firm and its qualifications or whether this project should be approved, Council would hear the comments. The purpose tonight is not to discuss the location of the site since that is not what Council is voting on tonight.

Public Comments:

Seth Freedman, 285 Meadowood Drive, stated he represented the Grimes Bridge Parkways community and expressed his appreciation for the ongoing opportunity to express their concerns and hopefully have them resolved as the project continues to proceed. The community desire is to continue to work with City staff to help leave Waller Park and its extensions permanently improved and protected. Mr. Freedman stated for the record that his community appreciates the hard work by City staff to make Roswell a great place to live and to have good, clean water to drink.

Corey Fair, 375 Stonebridge Trail, asked how many sites are included in the engineering firm's cost estimates. Mr. Moring replied that the site for the water plant "has been pretty much resolved to be on the existing footprint of the current water plant." The location of the ten million gallon water storage tank is in question. Mr. Moring noted that there are two primary locations under consideration. However, the engineering firm will not limit themselves to those, but those are the two primary ones of concern. The engineering firm will evaluate the area, look in the vicinity of the water plant and provide the best determination of an optimum location. Mr. Moring

confirmed that it is a lump sum cost for the design and is included.

Jim Hardy, 130 Shadowbrook Drive, asked for clarification as to whether or not the community will be allowed an interchange such that the decision in January reflects everybody.

Mayor Wood replied, "The same way that you have tonight but it will be the location of plant. You will have an opportunity to be heard." Mr. Moring clarified that before the meeting, anyone could submit comments to him by telephone, by letter, by email. Mr. Hardy asked if there will be a meeting prior to January 28, 2013 to speak with Council and have the results. Mayor Wood stated, "No sir. There will be a work session on January 28, 2013. There will not be a vote. The 28th is to hear comments. If the Council is ready to move it forward, they may or may not be ready to move it forward, if they are ready to make a decision or they believe they have all the information they need to make a decision, it would then go to Council for a decision. The purpose of the work session is to hear comment. There will be discussion. There will be a Council meeting following that in which there will also be further public comments and a vote would be taken."

Councilmember Igleheart stated he disagreed. He did not think that Council intends to vote on this on January 28. Mayor Wood clarified that the 28th is a work session and that is not a vote.

Mr. Hardy asked if the decision or the engineering firm's recommendation decision will be made by January 28; when will the community give their input. Councilmember Igleheart stated that is what that meeting is for, to have that chance to have discussion.

Loran Cowan, 165 Shadowbrook Lane, noted that she had seen plans on the City website. She asked if plans are drawn up for alternatives. Mr. Moring explained that the existing plan is a concept plan. The City had a stand-by engineering firm that worked with the City, considered a variety of factors, including community input, geotechnical factors, etc. For the meeting on January 28, 2013, his expectation is that the plan would be presented along with other alternatives that were considered but Jacobs Engineering Group will not be preparing anything new; they will be there to listen, glean information from which to develop a preliminary plan that they will work on through February. Ms. Cowan stated she has seen the "maps for the current proposal." She said she wondering if there will be other "maps that are also drawn up so that the community can look at them and have a visual just as there is that is being proposed currently." Mr. Moring replied, "As I mentioned previously, the site plan for the water plant itself does not seem to be an item of concern. It really has to do with the tank. There is a preferred location or the staff recommendation for the tank location. There were two alternatives for that which were considered. Those are already on existing drawings. Those would certainly be available." Ms. Cowan asked if those could be viewed. Mayor Wood stated those would be available; he directed staff to have those posted online.

No further public comments.

Council Comments:

Councilmember Dippolito stated that he sees this as an opportunity to make improvements to the park and to think about the future of this park. Councilmember Dippolito stated that at this time, the park has wonderful fields; it serves a great purpose with the Adult Recreation Center but that it could be more. He asked the community to get involved to provide their thoughts regarding how the park could be a centerpiece and to consider what they see as the future of the park and not just the water plant. No further Council comments.

A motion was made by Council Member Igleheart, seconded by Council Member Orlans, that this Item be Approved. The scope of work includes the preliminary and final design of the water plant, full construction drawings, and construction services; and the team will hear from citizens and consider alternatives. Jacobs has agreed to an expanded role for their community involvement specialists to assure adequate flow of information specific to the project, including landscape architecture services to maintain the atmosphere of adjoining park and recreational lands.

The motion carried by the following vote:

In Favor: 6

Recreation and Parks Department - Councilmember Jerry Orlans

5. **Approval for the Mayor and/or City Administrator to sign a contract with Wright Mitchell & Associates for architectural and engineering services for the design of the Adult Recreation Center therapeutic pool facility in an amount not to exceed \$253,180.**

Presented by Joe Glover, Director of Recreation and Parks and Historic and Cultural Affairs

Councilmember Orlans introduced this item. Administrator of Park Services Jeff Pruitt stated this is new contract with the same architectural engineer firm that was used on Phase I of the Adult Recreation Fitness Center. This is an extension of the existing contract; however it will be all new. Mr. Pruitt stated staff recommends approval of this contract for \$253,180 for Phase II which includes the therapeutic pool facility, which is a reimbursement from the Capital Projects Fund. Mayor Wood asked if this was the project approved by referendum of the voters. Mr. Pruitt stated yes.

Motion: Councilmember Orlans moved for Approval for the Mayor and/or City Administrator to sign a contract with Wright Mitchell & Associates for architectural and engineering services for the design of the Adult Recreation Center therapeutic pool facility in an amount not to exceed \$253,180. Councilmember Wynn seconded. Public comments invited. No public comments were made.

Council Comments:

Councilmember Igleheart stated this will impact Waller Park and the entrance to the park; that will also be included in discussion on the design. He stated there is "obviously only one way to get to that element and there are other reasons for it besides just the access and of the safety." Councilmember Igleheart stated this was previously discussed at the last Committee meeting but discussion will continue; this approval does not make that decision.

Councilmember Dippolito said he understood that the facility includes a therapeutic pool and dressing rooms. He asked if there are other activities that will take place within this building. Mr. Pruitt replied there will be restroom facilities but it is primarily the therapeutic aspect, including an elevator and ADA access from the original Phase I facility on the back side.

Councilmember Price asked if it has been determined that an elevator is part of the plan. Mr. Pruitt explained that it has been included in a concept plan used for the bond and that at the open house public meetings it was displayed at the connection

from the fitness area down below, up to the new Phase II. Councilmember Price said, "I would just like to express my opinion that access to the pool would be adequate from the opening on Grimes Bridge. Certainly we can have stairs or some other way to get up and down, to get back and forth but I don't know that an elevator is necessary. I don't know if we have had that discussion. I just hate to see designs for that and then we determine that we can't afford that and then we have to redesign it. I would hope that decision is made early before we expend a lot of time and expense designing an elevator that we may or may not find necessary." Mayor Wood said he shared those same concerns and had expressed them to the Recreation and Parks Department Director Joe Glover.

A motion was made by Council Member Orlans, seconded by Council Member Wynn, that this Item be Approved. This contract will provide architectural, design and engineering services for Phase 2 of the additions/renovations to the Adult Recreation Center located on Grimes Bridge Road. Phase 1 work was started in November 2011. This phase includes a therapeutic pool, dressing rooms, plus a connector between the existing facilities. The new phase will be in the area behind the existing facility. There will be additional parking for the new structure and it will be designed to connect to existing parking.

The motion carried by the following vote:

In Favor: 6

Environmental / Public Works Department - Councilmember Kent Igleheart

6. Approval to execute easement agreements with Georgia Power Company granting underground construction and access on two (2) City well water building parcels to supply electrical service.

Presented by Stuart Moring, Director of Public Works/Environmental

Councilmember Igleheart introduced this item. Environmental/Public Works Deputy Director Mark Wolff stated this item is approval to execute an easement agreement with Georgia Power in relation to electrical service to the City's water well and control building sites on Willeo Road. These easements do not transfer any property. It is simply to allow Georgia Power to access the property for maintenance and repair activities. Mr. Wolff stated Public Works / Environmental staff along with the Legal Department have reviewed this agreement and recommend approval.

Mayor Wood asked for clarification of the location of the City water well and the control building. Mr. Wolff stated both are located on Willeo Road. One is located at the north corner of Hwy 120 and Willeo Road, and the other is approximately one quarter mile south of Hwy 120 and Willeo Road, (addresses: 9400 Willeo Road; 485 Willeo Road). Mayor Wood asked if these easement agreements are to serve the artesian well drilled by the City to supplement the Roswell water system. Mr. Wolff stated this is correct; one is for the well and the other is for the filtering pump building. No further questions.

A motion was made by Council Member Igleheart, seconded by Council Member Diamond, that this Item be Approved. Georgia Power Company requested permanent underground construction and access easements for the purpose of supplying electrical service to the Roswell well water building (9400 Willeo Road) and well control building (485 Willeo Road). No property or

ownership rights are transferred through these agreements. Georgia Power would be granted the rights to enter, construct under and access upon the identified tracts of land.

The motion carried by the following vote:

In Favor: 6

Recreation and Parks Department - Councilmember Jerry Orlans

7. **Approval for the Mayor and/or City Administrator to sign a contract with Center Brothers, Inc. to replace the bocce ball courts at the Adult Recreation Center in the amount of \$30,000 and Approval of Budget Amendment 55562000-12-17-12 in the amount of \$30,000.**

Presented by Joe Glover, Director of Recreation and Parks and Historic and Cultural Affairs

Councilmember Orlans introduced this item. Administrator of Park Services Jeff Pruitt stated the Adult Recreation Center has a very active Italian Bocce League. He stated, "Their court that they donated time, effort, and money" was relocated due to Phase I of the fitness center. Mr. Pruitt stated staff worked with them and temporarily "in-house" built a bocce court on the upper area adjacent to the hand ball court above the Adult Recreation Center. Mr. Pruitt stated, "Plans, while we constructed Phase I include the additional three bocce courts as you pull into Grimes Bridge Park on the left hand side; they were submitted and permitted, originally. Funding is \$30,000 from the Recreation Participation Fund."

Motion: Councilmember Orlans moved for Approval for the Mayor and/or City Administrator to sign a contract with Center Brothers, Inc. to replace the bocce ball courts at the Adult Recreation Center in the amount of \$30,000 and Approval of Budget Amendment 55562000-12-17-12 in the amount of \$30,000. Councilmember Wynn seconded the motion.

Public Comments:

Seth Freedman, 285 Meadowood Drive, stated he thought this was a better time to speak with Council regarding community concerns related to asset relocation within Waller Park. Mr. Freedman requested that the City and the community establish one name for this park complex, to replace the Waller Park Extension name. Mayor Wood replied the City would be interested in hearing the community's recommended names. Mr. Freedman noted that the bocce court is a good asset in that upper location of the park; that location is also used for tennis and racquetball courts. The tennis courts see a lot of use but the racquetball courts are not used as much. Mr. Freedman stated his community has started dialogue with Mr. Glover and Mr. Pruitt regarding some of their concerns and would like to see those addressed as the process carries forward. Mayor Wood asked for clarification if the community had concerns regarding the location of the proposed bocce ball court. Mr. Freedman replied there are concerns about "relocation of all of the assets that will be affected, including the bocce court." Mayor Wood asked Mr. Pruitt when these concerns could be heard in a public format and if they could be heard at the same meeting to avoid two trips by the concerned community members. Mr. Pruitt replied that could be done. Mayor Wood asked Mr. Freedman if it would suit his neighborhood to bring the park questions forward on January 28, 2013. Mr. Freedman replied that he could only speak for himself but it would suit him. Mayor Wood encouraged the community to state their concerns to the Recreation and Parks department prior to that meeting

so that staff is prepared. Mr. Freedman stated he would do so.

No further public comments.

Council Comments:

Councilmember Price voiced concern about the cost. She said the usage information has been provided and she understands that it is an actively participating co-ed group that represents a diverse activity. She asked how many courts will be constructed, how the courts are constructed, and how the cost rises to \$30,000. Mr. Pruitt replied, "Those are three courts, a concrete area with a minimum distance of ADA approval within all three courts as well as the surrounding surface to make it safe from the parking lot. There are two additional ADA handicap parking spaces that will be closest to the curb facing the soccer field and the curb cut at that point in time with access to the bocce courts; probably the court closest to the parking lot on that side would be the ADA accessible where they can get down and have access to reach into the court itself and grasp a ball and roll it and then go to the other end and send it back up the other way." Councilmember Price asked if part of the expense is for parking and access as opposed to just the courts themselves. Mr. Pruitt replied, "It is the curb cut area getting to. Any new construction has to be ADA compliant." Councilmember Price asked if the location may vary, this would not be started right away. Mr. Pruitt replied, "The location could vary. There is very limited access from the Adult Recreation Center that the bocce group and the Ramblers would like to see. However, that is open for discussion as the Mayor indicated." Councilmember Price asked if it is premature to continue the approval of this contract if there are still questions. Mr. Pruitt replied that the contract could be approved; the location could go for approval at a later time.

Mayor Wood stated that he shared Councilmember Price's question; if the scope of the work is changed, or if the location is changed from one location to the next and the curb cut is or is not necessary, or the cost changes, does that create a problem because moving the location could potentially change the scope of the work. Mayor Wood asked City Administrator Kay Love to respond. Ms. Love explained that the contract is with one of the City's stand-by trade vendors. The vendor has priced this on an area of layout and a certain amount of concrete. If there is going to be significant change, it would be in the City's best interest to wait until there is further direction regarding the scope of work. Mayor Wood stated he knew that it would be nice to have these bocce courts available for when the weather turns nice but even if this item is deferred until January there could possibly still be time to complete it for the next season. Mayor Wood asked Councilmember Orlans how he felt about a deferral on this item. Councilmember Orlans asked City Administrator Kay Love her opinion. Ms. Love replied, "I think, with this due to the type of construction that it is and Mr. Pruitt correct me if I am wrong, it would be very easy to take whatever changes are input and provide to them just due to the nature of the courts. That part will not be complex; they just go out and re-look related to the curb cut or access. The court size should not change, it just may be prep or side work that might be needed. I don't think this is where engineering or design aspect comes into play like it would with a more complex project." Councilmember Orlans asked if it would need to be deferred to the first meeting in February. Ms. Love replied correct, if January 28, 2013 is the time for the City to receive the community input so that they do not have to come to multiple meetings. Councilmember Orlans asked if there would be enough time. Ms. Love stated yes, it could go directly to Council as opposed to back to Committee.

A motion was made by Council Member Orlans, seconded by Council Member Wynn, that this Item be Deferred and placed on the Mayor and City Council agenda for 2/11/2013. The motion to defer carried by the following vote:

In Favor: 6

8. **Approval for the Mayor and/or City Administrator to sign a contract with Johnson Landscapes for the East Roswell Park Trail in the amount of \$41,405.**

Presented by Joe Glover, Director of Recreation and Parks and Historic and Cultural Affairs

Councilmember Orlans introduced this item. Administrator of Park Services Jeff Pruitt stated this is a stand-by trade contractor. East Roswell Trail is the existing soft surface trail located parallel to Holcomb Bridge Road that ties into Eves Road at the back side of the park. It also runs parallel to Fouts Road down to the Gibson House as well as the disc golf course, the community garden, and the dog park. Mr. Pruitt stated there are coordinated plans with the library to tie in the existing trail once it is asphalt. It will also complete the trail that the Transportation department had previously done from Horseshoe Bend down to Fouts Road.

Motion: Councilmember Orlans moved for Approval for the Mayor and/or City Administrator to sign a contract with Johnson Landscapes for the East Roswell Park Trail in the amount of \$41,405. Councilmember Wynn seconded. Public comments invited. No public comments were made.

Council Comments:

Councilmember Price stated that during the Committee meeting on this item, extra information was requested regarding the length. She noted that the information provided states \$1.69 per linear foot. She asked how a linear foot is defined for the trail. Mr. Pruitt stated it is basically multiplying the square footage by the total yardage. Director of Transportation Steve Acenbrak stated, "For linear feet, you go through the center line of the project and you just take it one foot at a time." Mr. Acenbrak confirmed for Mayor Wood that the trail is twelve feet wide. Mayor Wood stated it is basically one foot by twelve feet. Mr. Acenbrak agreed. Councilmember Price stated it twelve square feet in this instance. Mayor Wood stated that is rough measurement; it is not measured by the square foot; the tape is run down the center line, it could be more or less because the trail takes twists and turns.

[Councilmember Price stated one foot has six feet on either side of it. Mayor Wood replied that would be roughly; engineers would say it is not exact. Mr. Acenbrak replied, "It can vary. When we talk about linear feet it is basically measured as down the center line." Councilmember Price asked how it is calculated; how many miles. Mr. Acenbrak stated the twenty-four thousand is actually square feet and not linear feet. Mr. Pruitt stated it is approximately one-half mile.

Councilmember Dippolito asked if this trail goes through the East Roswell Library property. Mr. Pruitt stated it will not; it will be adjacent to the property. Mr. Pruitt stated, "The existing library plans have already been conceptualized to tie into that from the library from existing sidewalks to there going both ways towards Eves Road as well parallel to Fouts." Councilmember Dippolito asked if this trail will go south of the library or north. Mr. Pruitt stated, "Yes, the existing is south-east. It will go west, parallel from the corner where the big tree that has "tree save" marked, from there it will go to Eves Road and parallel back towards the back entrance of the park where the future proposed roundabout area and the parking lot is. It will also go parallel to Fouts Road at that point adjacent to where their parking lot is going to start. Right now it is a curb cut. We developed the soft surface trail approximately one hundred yards down Fouts, about twelve feet wide, and it goes down to the disc golf course as well as the community garden and the dog park." Councilmember Dippolito stated, "The library plans show, from this trail, going under a portion of their building, I

believe. Does this tie into that?" Mr. Pruitt replied, "Yes, they want to wrap that same trail that goes parallel to Fouts, they want to tie it in the back side and go underneath the arch that they talked about and then over to the existing trail." Councilmember Dippolito stated, "They would not need to tear up this trail to do the library plan." Mr. Pruitt replied, "No sir. We have an extensive amount of individuals that come through the trail now for school. It is easier for them to cross there rather than go down to the Scott Road intersection."

No further questions.

A motion was made by Council Member Orlans, seconded by Council Member Wynn, that this Item be Approved. This project will provide erosion control grading, compacting with roller, and installation of 12-foot wide and 2-inch layer of asphalt on the trail from the Fouts Road trail entrance to the trail parking lot on Eves Road.

The motion carried by the following vote:

In Favor: 6

9. Approval for the Mayor and/or City Administrator to sign a contract with Pride Roofing for the East Roswell Recreation Center Solar Lighting Panels in the amount of \$66,000.

Presented by Joe Glover, Director of Recreation and Parks and Historic and Cultural Affairs

Councilmember Orlans introduced this item. Administrator of Park Services Jeff Pruitt stated this is a follow-up to the original white membrane roof that was installed on the East Roswell Recreation Center in the last budget year. Mayor and Council approved the solar panels for this fiscal year. Mr. Pruitt stated, "Council had asked during the Committee for additional savings. I think you found that in your packet from an individual company with the eighteen skylights in the gymnasium, two in lobby, and the two in the fitness room. We can save almost close to \$6,000 in the annual electrical bill." Mr. Pruitt stated staff asks for approval in the amount of \$66,000 for Pride Roofing, the firm that was selected through the process for last year's white membrane roof so as to "maintain our existing thirty year warranty on the existing roof system."

Council Questions:

Councilmember Dippolito said he assumed these panels last at least eleven years. Mr. Pruitt stated yes, that is his understanding. He said he has not found the exact wording but once the contract is signed, he would ask for the equipment because there is another brand the vendor mentioned that has just come out on the market this past year that competes with the light system. Councilmember Dippolito asked if the City is eligible for any sort of a grant or some sort of refund for using solar. Mr. Pruitt stated he had spoken with Danny Blitch, City of Roswell Grants Coordinator and City Administrator Kay Love regarding the City's Green Initiative and including information on this first City building with solar powered lighting.

Councilmember Igleheart stated the Roth information sheet in the Council packets shows the payback being 7.40 years; he asked if it goes out 13 years, which he thought was the project life. Mr. Pruitt replied, "I am assuming it is a fifteen, actually." Councilmember Igleheart replied that the ultimate question is 'what is the projected life,' so that there is a long term positive. Mr. Pruitt replied he would get that information for Councilmember Igleheart.

Councilmember Price referring to the Council packet stated, "In the materials

provided, it describes that you are not going to make it back if the lights are used during the day time. Do we plan to not have lights turned on in the day time?" Mr. Pruitt replied that the lights would have a sensor as is done in some of the City's new facilities where they will turn on and off and during bright days, staff will have the ability to ensure they are turned off so that individuals who enter the gymnasium will not turn on the lights. Councilmember Price asked if the plan really is to not have them turned on during the day. Mr. Pruitt stated yes; if they are needed there should be enough light from the solar back-up to provide adequate lighting. Councilmember Price asked if these panels relay light through them or generate electricity. Mr. Pruitt replied the lights do both, but mainly through them. He explained that there are two sky lights in the lobby area at this time adjacent to the entrance to the gymnasium and one to the right of the front door beside the entrance to the Community Room; the skylights add direct sunlight now. Mr. Pruitt said, "These will also charge the lighting in each gymnasium. Both gymnasiums are covered, as well as the lobby area and the additional area to the right of the reception area as you enter from the front of the building." Councilmember Price asked if there are windows on the sides. Mr. Pruitt stated just the front of the building has windows. Councilmember Price asked if the gymnasium would need lights turned on during the day. Mr. Pruitt replied no. Councilmember Price asked if there has been any accounting for increased maintenance to repair leaks at these locations where these are installed. Mr. Pruitt replied, "That is why these have an extended warranty as well as the companies that installed the roof are the same ones that will install the skylights. Thus, we will have a warranty on the roof and the installation of the sky lights." Councilmember Price asked about the length of the warranty. Mr. Pruitt stated he believed it is fifteen years; thirty years on the roof which this will cover underneath if there are any leaks which occur around the skylight; fifteen years on the skylights. Councilmember Price asked if that is with the manufacturer or the company itself. Mr. Pruitt explained that the City uses a roofing consultant who is an independent contractor not associated with Viridian, who assesses all the City roofs and prepares a plan of action for future repairs and replacements. Councilmember Price said, "I have to state for the record that I am not real impressed with the environmental impact that this would be the same as planting .70 acres of trees, over I'm not sure what period of time, and the equivalent of removing .40 cars from the road for a year. That is not a whole lot. If we think that the economic analysis is sound and that we are not going to end up stuck for repairs with a company that we may not be able to find in thirty years, then I guess I am for it."

Councilmember Diamond inquired if the percent of reduction in cost is yearly on this. Mr. Pruitt replied that is anticipated.

Public comments invited. No public comments were made. No further Council comments.

A motion was made by Council Member Orlans, seconded by Council Member Diamond, that this Item be Approved. This project will provide installation of 22 solar panels as follows: Eighteen (18) in the Gym; Two (2) in the Storage Room; and Two (2) in the Lobby area.

The motion carried by the following vote:

In Favor: 6

Administration and Finance Department - Councilmember Rich Dippolito**10. Approval to purchase Citywide replacement vehicles in the amount of \$1,589,695.09.**

Presented by Michael Fischer, Deputy City Administrator

Councilmember Dippolito introduced this item. Deputy City Administrator Michael Fischer stated this is the annual City-wide vehicle replacement program to maintain the capital invested. These are all replacement vehicles. Each one of the vehicles that were bid will be replacing a vehicle that is currently on the road now that has met its useful life. Mr. Fischer stated there will not be any additional vehicles added to current number of vehicles. He explained that there will be fifty vehicles replaced in the program this year. It is divided out amongst five different dealers as follows:

- 1. Maxie Price Chevrolet - Six (6) Pick-up trucks and twenty-nine (29) Caprice sedans, \$900,027.55.*
- 2. Clay Automotive Chevrolet - Two (2) Tahoe SUV's and one (1) Administration sedan, \$69,084.76.*
- 3. Hardy Chevrolet - Six (6) Pick-up trucks and one (1) Administration sedan from State Contract, \$125,967.15.*
- 4. Wade Ford - One (1) HD Pick-up truck and four (4) Explorer SUV's, \$128,408.00.*
- 5. Chestatee Ford - One (1) Explorer SUV \$21,500.00.*

Mr. Fischer stated these were the lowest bids for each one of these different vehicles. Staff requests approval along with approving the equipment for the vehicles not to exceed \$344,707.

Council Comments:

Councilmember Price asked what the anticipated value is of the vehicles which will be sold. Mr. Fischer replied it depends on the condition of vehicle and what is received through GovDeals, a national website that works with different governments and receives surplus from all over the country; supply and demand is a factor. Mr. Fischer said he could not provide an estimate of what any of the vehicles might bring at any given time. He said the City has found that the best prices are received through GovDeals; by utilizing GovDeals it is then not necessary for the City to stockpile the vehicles and conduct an auction of the vehicles. Councilmember Price asked if this is seventeen vehicles. Mr. Fischer stated the replacement total is 50 vehicles. Mr. Fischer stated the funds from the sale of these vehicles will be considered revenue for the City and accounted for as a line item in the General Fund.

Councilmember Dippolito asked Mr. Fischer to review the criteria the City used to evaluate the vehicles. Mr. Fischer stated, "Ten years and one hundred thousand miles for the vehicles." Councilmember Dippolito asked if any vehicles exceed the ten years or one hundred thousand miles. Mr. Fischer stated the majority of the vehicles exceed that. He stated the City used to do the criteria based on the mileage or the age but as the City has tightened up the budget, these vehicles have the mileage and the age at which point they are considered for replacement based on discussions with the Fleet department. Councilmember Dippolito asked if tight tabs are kept on which vehicles are costing money to maintain. Mr. Fischer replied that is correct. Councilmember Dippolito asked what is included in the vehicle equipment fund. Mr. Fischer replied that is primarily for Public Safety and includes outfitting the Police cars as patrols vehicles, some for supervisor vehicles, detectives. Two Tahoe vehicles will be outfitted; one as a supervisor type vehicle and the other for a K-9. Councilmember Dippolito asked if the K-9 vehicle includes the new equipment for protection if the car cuts out. Councilmember Wynn stated that equipment was

donated by a fund raiser; it has been received and will be installed. Mr. Fischer agreed. Councilmember Wynn noted that the City of Alpharetta donated a K-9 cage to the Roswell Police department.

Councilmember Price asked what percent of the fleet is being replaced right now. Mr. Fischer stated there are approximately 400 cars total.

A motion was made by Council Member Dippolito, seconded by Council Member Diamond, that this Item be Approved. An annual replacement program is in place to systematically replace vehicles as needed. Fifty (50) vehicles have been identified and justified for replacement in FY2013. Twelve (12) Pick-up trucks, seven (7) SUV's, and Thirty-one (31) Sedans. The motion carried by the following vote:

In Favor: 6

The remaining items were called out of agenda order.

City Attorney's Report

11. Recommendation for closure to discuss acquisition of real estate.

A motion was made by Council Member Wynn, seconded by Council Member Diamond, that this Item be Approved. Council Member Orleans abstained from voting.

The motion carried by the following vote:

In Favor: 5

Abstain: 1

**ADDENDUM TO MAYOR AND CITY COUNCIL AGENDA
Monday, December 17, 2012**

Public Safety - Councilmember Becky Wynn

**12. Approval of an Intergovernmental Agreement (IGA) for the Development and Implementation of a Unified Radio System between Roswell and the other North Fulton (NF) Cities.
*Presented by Rusty Grant, Interim Chief of Police***

Councilmember Wynn introduced this item. Interim Police Chief Rusty Grant and Captain Ed Sweeney came forward. Interim Police Chief Grant stated the radio system used by the Roswell Police Department is currently maintained by Fulton County but Fulton County does not plan to do so much longer. He explained that the City plans to enter into an agreement with the Cities of Alpharetta, Sandy Springs, Milton, and Johns Creek to create a North Fulton radio system. The City of Roswell's cost \$4.2 million. The City's share amongst the cities is 26.54% based on a weighted average of population, land mass, and number of radios; details had been discussed

in at a previous meeting. A graphic displayed showed the breakdown by city, population, number of radios, and square mileage. This information is used in the formula determining each city's percent of cost. Interim Police Chief Grant stated the City has been working on this project for approximately five years; there has been much progress in the recent months. The plan is to go forward if Council approves the IGA.

City Administrator Kay Love explained that this IGA is a short term vehicle with the goal of moving to create an authority. Legislation will be introduced in the upcoming Georgia State 2013 Legislative Session to facilitate that so the cities can enter into an authority for the government and management of the system once it is constructed.

Motion: Councilmember Wynn moved for Approval of IGA for Development and Implementation of a Unified Radio System. Councilmember Diamond seconded.

Public Comment:

Russ Prindle, 10375 Amberside Court, stated he is a long time resident of Roswell and area sales manager with Harris Corporation. Mr. Prindle stated he had an opportunity to speak and present information at a recent Council work session. Harris Corporation and Motorola are the leading providers of Public Safety communication systems. Both companies have been competing over a twenty year period. Mr. Prindle said the pricing in the IGA appears to him that there is ten to fifteen percent that could be realized by going to a competitive bid process and it would provide an opportunity to see another technology. He stated, "It is a Project-25 technology that you are looking for this system. It would be looking at the two top vendors in the industry. We just respectfully request that in this IGA, you are going out to RFP for a lot of the services that are in that agreement. I think you are going out to bid for the towers as well, and all we are asking is look at going to bid for the radio system equipment." Mr. Prindle said he thought the City's consultant could put together an RFP in a short period of time. He said his company could respond in a short period of time and would appreciate that opportunity.

Mayor Wood stated he appreciated Mr. Prindle coming to this meeting. The Mayor noted that this is a field which exceeds his expertise. He explained that City staff recommendations were to sole source the product because of differences in the product. The Mayor clarified that if there was not that recommendation from staff and that the products were equal, it would be a simpler question. Mayor Wood stated that not only the staff at the City of Roswell, but also staff at Johns Creek, Sandy Springs, and Milton have all concurred. It is not just this Council's decision; it is a concurrence of all of those cities. Mayor Wood stated he was not confident in second guessing a recommendation by someone he trusts with a lot more experience regarding what is needed; it is not because he doesn't support a competitive market. Mr. Prindle stated staff is obviously very familiar with the Motorola equipment since that is what has been used with the Fulton County system. He stated Captain Sweeney is very familiar with what his company has to offer and probably understands more than anyone at any of the other cities. Mr. Prindle stated his company has a solution with over seventy references that have this type of system that Roswell is looking to install. He asked for an additional 90 to 120 days to take a look and bid the equipment. He said, "Again, that state contract that you are buying off of was not a competitively bid state contract. All we can do is ask for that opportunity."

Council Comments:

Councilmember Wynn stated she had long conversations regarding this with Roswell Police Captain Sweeney. She asked if there is a technology called "TDMA." Captain Sweeney said yes. Councilmember Wynn stated she also believes in competitive bids. She noted that six cities have said this is where we should go, and we are on a

deadline, especially with Fulton County. She asked Captain Sweeney to state why Motorola is the preferred vendor. Captain Sweeney explained that the frequencies in Atlanta are not available other than a group 700 megahertz. The Federal Communications Commission has required that all 700 megahertz frequencies within the next three years be moved to a technology called "TDMA" which in effect doubles the capacity of the system and makes better use of the resources that they have licensed us. There are really only two companies which make TDMA technology for the Public Safety trunk environment; Motorola and Harris. Motorola has many installed TDMA systems, also referred to as "Phase II" systems, P25 Phase II. Captain Sweeney stated that he had learned today that Harris has some P25 Phase II's, but he has not had a chance to speak with the governments that recently installed the Harris product; those are relatively new operational installs in Floyd County and Macon/Bibb County. Captain Sweeney stated that at the request of Council, he met today with Harris Corporation; it had been scheduled for Friday; the City of Alpharetta also was in attendance. The review was more technical than contractual. The original review with Motorola regarding the system included a listing of local systems currently operating. Within a five state region there are possibly twenty-six TDMA systems up and running and they interface with some others. Captain Sweeney stated he knew that Harris Corporation is a big Defense Department vendor but their strength in Public Safety has not been great through the years, although Motorola really has their footprint in Public Safety and not so much in defense. Captain Sweeney said that from a technical aspect looking at the review that he had with him, he did not see "any real distinctive advantage that Harris has over Motorola, or any significant disadvantage, from what I was able to see today." He said he has not reviewed or spoken with anybody regarding this but the one thing that still concerns him and why he continues his recommendation for Motorola, is that City of Roswell is surrounded by other Motorola agencies. Captain Sweeney said he thought there are fifteen systems in Metro Atlanta; federal, state and local government systems. He said Roswell is surrounded and an island. If the City were to go with an alternate vendor, it would make it very difficult for the City, both politically and possibly technology wise, to work with other agencies for a concurrent system where our police officers could roam seamlessly. Captain Sweeney provided the example of Cobb County's mutual aid with the Roswell Fire Department. He said if we did not have a good working relationship with the Cobb County government or the person that runs the system and if they had to "point a finger at a vendor as being the problem" that would slow the process down.

Councilmember Wynn asked Captain Sweeney if he was very confident that Motorola is the preferred vendor. She noted Captain Sweeney has been working on this for approximately five years. She asked if it is a system that the City will grow into as opposed to a system becoming obsolete. She asked what his guarantee is. Captain Sweeney replied, "That it is not going to be obsolete. That is going to be with us for at least ten years to grow with and take us into the future." Councilmember Wynn asked if he is confident that it is a system that the City can add on to with updates, upgrades and anything else needed. Captain Sweeney replied, "Yes ma'am."

Motion: Councilmember Wynn moved for Approval of an Intergovernmental Agreement (IGA) for the Development and Implementation of a Unified Radio System between Roswell and the other North Fulton (NF) Cities. Councilmember Diamond seconded. Public comment invited. No public comment was made.

Council Comment:

Councilmember Price asked if the IGA is an agreement among the cities and how the vendor is determined. City Administrator Kay Love explained that this is an agreement to allow the City of Roswell as a unit, with Sandy Springs taking the lead, to procure either through state-wide contract agreements that are in place; to go out

for an RFP for certain non-contractual services; to work with the consultant to secure licenses and finalize tower sites. There will be many other aspects that will be coming back to each governing body related to contracts. As it relates to the vendor for the equipment itself, Motorola is what this agreement contemplates for the City to move forward with system design. Ms. Love noted that she has been involved for almost three years. Three years ago, Harris Corporation was absolutely in play and conducted a presentation for a group of her counterparts, as well as a technical advisory group that Roswell Public Safety members are a part of. Ms. Love said there have been multiple groups that have participated in the vetting process. Ms. Love stated, "Mr. Prindle, you may have been brought on board later in the process and certainly that places you at a great disadvantage of trying to get up to speed and integrated into the process. At the time, there were specifications developed by the technical advisory group; fire consultant people who do this for a living. We deemed that Motorola was the most responsive design and equipment for us to build a system. My idea, based on my understanding of the IGA is that we would not be coming back to discuss with you the vendor. We would be moving forward with procurement related to Motorola. The other things where a contract is required for the RFP's are tower sites selections, or licenses, we would be coming back because each individual body would have to make those approvals individually, per the IGA." Councilmember Price said she was not sure where it is specified in the contract how the equipment is determined. Mr. Prindle stated, "The only reference would be on page 2 under Capitalization, it describes how much but the IGA does not specifically mention Motorola, Harris."

Mayor Wood asked if Council takes this vote tonight, will this item come back to Council to reconsider Harris or Motorola or does it move forward with Motorola. City Administrator Kay Love replied, "We would move forward with Motorola because we are utilizing a state contract that is already in place. That pricing is already competitive pricing. There is an Article number 8 regarding Procurement; it does not speak to the vendor related to all procurement but in the work session presentation made on December 10, 2012, there was the pricing of things that were on the contract. I believe, Chief Grant you have that as a slide."

Mayor Wood clarified that if Council votes tonight, it is for the approval of an IGA and will move forward with Motorola on that price. City Administrator Kay Love agreed. Mayor Wood said it may not be expressed, but it will not come back to this Council unless the Council decides that it should; if Council votes and approves it tonight it will move forward with Motorola. Councilmember Price asked if that is because Sandy Springs will make that determination. Mayor Wood replied, "That is because all of the cities have made that determination. It is a unanimous concurrence of the staff of every city to pick Motorola. If we move this forward, it is Motorola." There were no further Council questions or discussion.

A motion was made by Council Member Wynn, seconded by Council Member Diamond, that this Item be Approved. The NF cities (Roswell, Alpharetta, Sandy Springs, Milton, and Johns Creek) have been working on the design of a radio system to serve North Fulton County and plan to partner with Fulton County for shared coverage and facilities. Fulton County plans to build a radio system to serve the remaining parts of the County.

The motion carried by the following vote:

In Favor: 6

Return to Regular Agenda Item #9:

9. Approval for the Mayor and/or City Administrator to sign a contract with Pride Roofing for the East Roswell Recreation Center Solar Lighting Panels in the amount of \$66,000.

Mayor Wood noted that City Attorney David Davidson had advised him that a motion and a second had not been received for the approval of the Solar Panels discussed earlier in the meeting. The Mayor asked Council, without another full discussion of this item, for a motion to adopt the Solar Panel contract. Councilmember Orlans moved to approve Item #9 regarding the solar panels. Councilmember Diamond seconded. The motion passed unanimously.

Return to Consent Agenda Item #4:

Approval of a Resolution for Recertification of Roswell as a City of Ethics. Administration

Councilmember Price stated she was pleased about this resolution for the recertification of Roswell as a City of Ethics and requested that the certificate be displayed inside City Hall as a reminder for those who serve the City and for those who work for the City. Mayor Wood agreed and directed staff to post this certificate in a prominent location inside City Hall.

Adjournment - With no further business, the Mayor and Council meeting adjourned at 8:31 p.m.