



City of Roswell

38 Hill Street
Roswell, Georgia 30075

Meeting Minutes - Final Mayor and City Council

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

Monday, December 7, 2009

7:30 PM

City Hall

Present: 6 - Mayor Jere Wood, Council Member Rich Dippolito, Council Member Lori Henry, Council Member Kent Igleheart, Council Member Jerry Orleans, and Council Member Betty Price

Absent: 1 - Council Member Becky Wynn

Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Environmental/Public Works Director Stuart Moring; Fire Chief Ricky Spencer; Transportation Director Steve Acenbrak; Recreation, Parks, Historic and Cultural Affairs Director Joe Glover; Director of Community Development Alice Wakefield; Recreation, Parks, Historic and Cultural Affairs Assistant Director Morgan Rodgers; Deputy Director of Community Development Clyde Stricklin; Planning and Zoning Director Brad Townsend; Administrator of Park Services Jeff Pruitt; Superintendent of Recreation Katie Troline; Superintendent of Parks Rusty Pruitt; Superintendent of Athletics Jeff Knighton; Recreation and Parks Coordinator Mary Rummell; Recreation and Parks Gymnastics Supervisor Kristi Brown; Recreation and Parks Special Events Coordinator Bobbie Daniels; Historic and Cultural Affairs Manager Morgan Timmis; Historic Site Coordinator Robert Winebarger; Community Relations Manager Julie Brechbill; Deputy Fire Chief Tony Papoutsis; Fire Marshall Paul Piccirilli; Administrative Assistant Chris Inness; Building Operations Technician Doug Heieren; and City Clerk Sue Creel.

Mayor Wood called the meeting to order and welcomed everyone present.

Pledge of Allegiance -Colors/Flags presented by the Roswell High School JROTC; Cub Scout Tiger Den 8 / Pack 797 led the Pledge.

Mayor Wood thanked Centennial High School for the Jazz Ensemble that played in the rotunda area of City Hall before the Council meeting.

CONSENT AGENDA

1. **Approval of November 16, 2009 Regular Meeting Minutes and approval of November 30, 2009 Special Called and Open Forum Council Brief Minutes.**
Administration
Approved

2. **Approval of Deed of Gift and Easement for Swaybranch Drive Extension.**
Community Development
Approved

3. **Approval for the Mayor and/or City Administrator to sign a contract with Urey Companies for the Crabapple Road at Rucker Road Construction Project in the amount of \$613,999.**
Transportation
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: 5

REGULAR AGENDA

Mayor's Report

1. **Reading of a Proclamation for National Inclusive Schools Week.**
The Mayor read the Proclamation which states that the National Institute for Urban

School Improvement, a project of the U.S. Department of Education's Special Education Programs, has designated the week of December 7-11, 2009 as National Inclusive Schools Week. The educators of the Fulton County School System recognizes that each child is unique, learns differently, and, therefore, learns better if teaching is tailored to their abilities and interests, and is committed to providing Roswell's children an education that is capable of educating all the City's children.

Fulton County Board of Education member Julia Bernath thanked Mayor and Council for the recognition and for the partnership and support from the City of Roswell. Fulton County Board of Education member Linda Schulz recognized Area Superintendent Bob Lynch; Esther Jackson Elementary Principal Connie Coles and Special Education teacher Anita Washington; Mimosa Elementary Principal Cheryl Williams and Assistant Principal Lynn Johnson; Mountain Park Elementary Principal Stacy Perlman; River Eves Elementary Instructional Support teacher Renee Katz; Sweet Apple Elementary Principal Lenny Forti; Elkins Point Middle Assistant Principal Nancy Wadel; Crabapple Middle Principal Kimothy Jarrett and teachers Kristi Orf and Carrie Porter; Centennial High Principal John Bartley; and Roswell High Principal Ed Spurka.

Mayor Wood recognized former councilmember David Tolleson who led the effort in bringing the Inclusive Schools Program into Roswell and urged his continued leadership in the program. Mr. Tolleson congratulated Mayor Wood on his re-election and stated it had been a pleasure to serve the people of Roswell for the past 10 years. He stated that inclusive in schools is important because it provides better results for all children. He presented a video about individuals with disabilities working in the community.

Debbie Currere, director of Great Prospects, a non-profit organization that serves adolescents and young adults with developmental disabilities, spoke on how the Inclusive Schools Program had benefited her son.

Mayor Wood thanked all the educators, parents, and volunteers who had helped make Roswell an inclusive community.

Administration and Finance Department - Councilmember Kent Igleheart

2. Presentation of Atlanta Regional Commission's (ARC) Green Communities Certification Program Award.

Presented by Michael Fischer, Deputy City Administrator

Councilmember Igleheart stated Roswell is the first city to reach the Silver level. He recognized the Green Ribbon Committee and thanked them for their hard work. Deputy City Administrator Michael Fischer presented Councilmember Igleheart with the award from the Atlanta Regional Commission to present to Mayor and Council.

Public Safety - Councilmember Lori Henry

3. Recognition of Fire Department Assistant Chief Paul Piccirilli.

Presented by Ricky Spencer, Fire Chief

Fire Chief Ricky Spencer recognized Assistant Chief Paul Piccirilli for being named "Fire Official for the State of Georgia." Assistant Chief Piccirilli expressed appreciation

for the support he had received from the Department.

Recreation and Parks Department - Councilmember Jerry Orlans

4. **Recognition of Awards presented to the Recreation and Parks Department.**

Presented by Joe Glover, Director

Recreation, Parks, Historic and Cultural Affairs Director Joe Glover stated the Recreation and Parks Department has won several awards this year.

Gymnastics Supervisor Kristi Brown introduced the girls' gymnastics team who won State Champions: Level 5: Bayleigh Brown, Ashlyn Chester, and Rachel Puckett. Level 6: Savannah Bailey, Katherine Buckner, Rachel Chagnon, Peri Charapich, Caroline Copenhaver, Katheryn Harper, Haley Hasen, Alexandra Hawkins, Madeline Hester, Evelyn Jackson, Jenna Lagasse, Alexa Montalbano, Tessa Palisoc, Emma Prince, Hannah Shappard, Hayden Statome, Hannah Tant, Claudia Venedoe, Abbie Yates, and Emily Yeager.

Mr. Glover noted that Mary Rummell had received the award for Senior Section Professional of the Year. Ms. Rummell introduced members of the Roswell Ramblers drama club who had received the GRPA Senior Section Innovative Program for the State of Georgia. She also recognized Jeanne Bump for her dedication and service to the community. Mr. Glover noted that Jeff Pruitt had received the Professional of the Year Award for the 7th District and Morgan Rogers had received the Mike Daniel Leadership Award for the State of Georgia.

5. **Reading of a Proclamation for Roswell Reads Months in Roswell and announcement of 2010 Roswell Reads book selection.**

Presented by Morgan Timmis, Historic and Cultural Affairs Manager

Mayor Wood read the Proclamation which stated that reading is an activity of great value to all citizens of all ages and backgrounds. The Historic and Cultural Affairs Division of the City of Roswell in partnership with the Roswell Library, Friends of the Roswell Library, and community volunteers has established "Roswell Read: A City-Wide Reading Program." January-March 2010 was proclaimed to be Roswell Reads months.

Historic and Cultural Affairs Manager Morgan Timmis stated this is the 5th year of the Roswell Reads Program. The Committee chose Outcasts United: A Refugee Soccer Team, an American Town by Warren St. John, which is a non-fiction story that takes place in Clarkston, Georgia. She noted there will be several programs throughout the Roswell Reads months.

A 10-minute break was called for a reception in Room 220.

6. **Presentation of the 2008-2009 Recreation, Parks, Historic and Cultural Affairs Annual Report.**

Presented by Bob Grieco, Chairman of Roswell Recreation Commission

Chairman of the Roswell Recreation Commission Bob Grieco submitted the Annual Report for the Recreation and Parks Department for FY July 1, 2008-June 30, 2009. He noted the Tennis Program was voted Public Park Tennis Program of the Year. He stated the Department continues to expand on the physical parks with the opening this year of the connection between Big Creek Greenway, Roswell's portion with the Alpharetta Greenway, and the opening and dedication of the spray ground at Riverside Park. He thanked Mayor and Council for their continued support.

Community Development - Councilmember Richard Dippolito

7. **PV09-03 Master Works Atlanta, LLC, 210 West Crossville Road, Land Lot 366**
Presented by Bradford D. Townsend, Planning and Zoning Director

Planning and Zoning Director Brad Townsend stated this application is a Parkway Village small tract that includes a variance as part of the development for Master Works Development. The applicant requested a change of the property from residential to office. The subject property is in Parkway Village as single-family that includes homes on all four sides. The application, which is an adaptive reuse, was granted by staff to convert the property, reviewed by the Design Review Board, and permits issued along with the issuance of a Certificate of Occupancy. The applicant was then informed that staff did not have the authority to grant the use of the property for that location, and now additional costs and conditions have been added to the property.

Applicant:

Bernie Smith of Master Works stated a lot of mistakes were made by the City, and the City wants Master Works to endure more expenses to cover the City's mistakes, which is a burden he doesn't feel they should have to bear. He asked Council to consider condition #1, installation of an 8 foot privacy fence. As a business owner he asked Council to hear what Master Works has had to go through. He stated Roswell says they are "business friendly" and felt the City could improve upon that.

Councilmember Dippolito apologized to Mr. Smith about the mistake the City made. He understood there had been a lot of time and energy spent to get through the process, and in recognition of that, he recommended Council consider waving some of the application fees in the amount of \$1,026.

Motion: Councilmember Dippolito moved to approve PV09-03 Master Works, LLC, 210 West Crossville Road, Land Lot 366, with the necessary variance with the condition #1 that the applicant should install an 8 foot privacy fence along the back of the southern end of parking lot, and an 8 foot privacy fence along the northwestern portion that is compatible with existing fencing along the property line. The applicant shall be responsible for installation of the fencing. The City will reimburse the applicant for permit fees in the amount of \$1,126 upon completion of the fencing. All approvals will be met within 30 days of the approval with exceptions made for uncontrollable circumstances, such as weather delaying construction.

Mayor Wood noted the applicant requested permission to put up a sign that would be more visible from the street that still complies with regulations. The Mayor asked if that application fee could also be waived.

2nd Motion: Councilmember Dippolito moved that in addition to the original motion, the addition to waive the application fee for the installation of a more visible sign.

Councilmember Orlans seconded the motion.

Councilmember Henry requested staff meet with Mr. Smith and learn what he has gone through with the City's process to help improve service to businesses in Roswell.

There was no public comment.

The motion carried by the following vote:

In Favor: 5

8. Appeal of a Design Review Board decision related to conditions of approval for the Sharpshooters USA application.

(Request deferral to December 14, 2009)

Presented by Bradford D. Townsend Planning & Zoning Director

Planning and Zoning Director Brad Townsend stated the applicant has requested a deferral to the December 14, 2009 Mayor and Council meeting.

Motion: Councilmember Dippolito moved to approve deferral of the appeal of a Design Review Board decision related to conditions of approval for the Sharpshooters USA application to December 14, 2009. Councilmember Orlans seconded the motion. There was no public comment.

This matter was Deferred to the Mayor and City Council Zoning, due back on 12/14/2009

In Favor: 5

City Attorney's Report

9. Approval of an Ordinance to Amend Chapter 5, Building and Construction, of the Code of Ordinances of the City of Roswell.

(First Reading)

City Attorney David Davidson conducted the first reading of Ordinance to Amend Chapter 5, Building and Construction, of the Code of Ordinances of the City of Roswell. The ordinance amends Chapter 5, Building and Construction, Article 5.4, Permits and Inspections, Section 5.4.12 Hazardous Occupancies of the Code of Ordinances of the City of Roswell, by deleting Section 5.4.14 in its entirety and substituting a new Section 5.4.14 to read as shown on Exhibit "A" attached to the Ordinance and incorporated by reference.

City Attorney Davidson confirmed for Mayor Wood that this Ordinance is a technical correction to clear up some language in the current ordinance.

There was no public comment.

A motion was made by Council Member Rich Dippolito, seconded by Council Member Lori Henry, that this Item be Approved on First Reading and placed on the Mayor and City Council Zoning agenda for 12/14/2009. The motion carried by the following vote:

In Favor: 5

ADDENDUM TO AGENDA

**Regular Meeting of the Mayor and City Council, December 7, 2009, 7:30 p.m.,
Mayor Jere Wood presiding.**

Mayor's Report

1. **Approval of two additional City Holidays.**

Mayor Wood stated there is a recommendation from City Administrator Kay Love to give a day off to non-essential personnel on Christmas Eve and New Year's Eve. This has been traditional in the past, and he urged Council to consider approval of the recommendation.

City Administrator Kay Love stated the additional holidays would be extended to essential personnel on another day, as has been done in the past.

Councilmember Orlans stated this comes up every year and asked Council to look at this long term to look at the policy and number of vacation/holidays given to see if this should be included as an on-going policy.

There was no public comment.

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

Council Member Dippolito, Council Member Price, Council Member Orlans, and Council Member Igleheart voted to approve the motion. Council Member Henry voted against the motion.

In Favor: 4

Opposed: 1

Adjournment - After no further business, the Regular Meeting adjourned at 9:12 p.m.