



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, February 28, 2011

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

Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Police Chief Dwayne Orrick; Fire Chief Ricky Spencer; Human Resources Director Dan Roach; Recreation and Parks Director Joe Glover; Environmental/Public Works Director Stuart Moring; Transportation Director Steve Acenbrak; Finance Director Julia Luke; Community Relations Manager Julie Brechbill; Environmental Programs Manager Janet Liberman; Environmental Education Coordinator Laura Aikens; Transportation Administrative Assistant Kim Weber; Accounting Manager Wendy Johnson; Deputy City Clerk Betsy Branch; Building Operations Technician Doug Heiren; and City Clerk Marlee Press.

Pledge of Allegiance

State Senator John Albers recited the Pledge.

CONSENT AGENDA

1. **Approval of February 14, 2011 Council Brief Minutes.**
Administration and Finance
Approved
2. **Approval of Budget Amendment 440C-02-28-11 to fund the replacement of the Windflower Trace Waterline in the amount of \$70,000.**
Environmental/Public Works
Approved
3. **Approval of a Resolution to submit a grant project list for the FY2012 Federal Appropriations request through the Metropolitan North Georgia Water Planning District (MNGWPD).**
Environmental/Public Works
Approved
4. **Approval of a Resolution to apply for a FEMA Fire Prevention and Safety Grant in the amount of \$16,000.**
Public Safety
Approved

Approval of the Consent Agenda

Councilmember Orlans moved for the approval of the Consent Agenda.
Councilmember Wynn seconded the motion. There was no public comment.
The motion passed unanimously.

In Favor: 6

REGULAR AGENDA

Mayor's Report

1. **Presentation of a Resolution from the GA State Senate for recognizing the Roswell Fire Department for their service to the community and their collection for the 2010 Boot Drive.**

Senator John Albers stated the Roswell Fire Department and Public Safety are great. The Fire Department goes beyond helping just Roswell citizens by helping people throughout the state by raising funds through the Boot Drive for the Burn Foundation. The Burn Foundation helps burn victims through the healing process. He read a Proclamation in recognition of the Roswell Fire Department for their service to the community, and stated the Fire Department was recognized as the top collector during the 2010 Boot Drive collecting \$80,522 and placed first in the amount of money collected per firefighter. The Georgia Fire Fighters Burn Foundation has programs for juvenile fire setter's intervention, public fire safety education, burn prevention, and contributing to burn centers across the state. The money is also used to help fund a camp for burned survivors.

2. **Proclamation for Star House Books Drive Education Month**

Mayor Wood read a Proclamation for the Star House Book Drive Education Month. Community leaders and volunteers founded the Star House in Roswell Georgia in 1993. Their mission is to enrich our community by promoting academics success and empowering life-long achievement skills for at risk children. The Star House Foundation partners with Better World Books in the City of Roswell in a community-wide used book drive during the month of March 2011. All Roswell citizens are encouraged to participate in the book drive. The Roswell Public Safety Departments have challenged the Public Safety Departments in the North Fulton Cities to see who could collect the most books.

Councilmember Diamond said this is a great opportunity for spring cleaning, donations and everybody wins. Better World Books will either sell, donate or recycle every book they receive, and drop offs will be at all Roswell Fire Stations throughout the month of March.

3. **Approval of a Board of Zoning Appeals appointment.**

Mayor Wood nominated Ida Patterson Dorvee to the Board of Zoning Appeals.

Councilmember Price moved for the approval of the nomination of Ida Patterson Dorvee to the Board of Zoning Appeals. Councilmember Orlans seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

4. **Announcement of Notice of Public Information Open House regarding Roswell Riverwalk Phases IV and V**

Councilmember Igleheart announced an Open House at Roswell River Landing on March 10, 2011 from 6:00 p.m. until 8:30 p.m. regarding the Roswell Riverwalk Program. This program is being expanded and will allow people to go from Riverside Park all the way to the Willeo Park and almost to Cobb County. He urged everyone to attend and give their input in order to help get the project moving forward. For those who cannot attend they can go to roswellgov.com to the Roswell Recreation and Parks Department to get their comments heard.

5. **Introduction of Justin Moore, Boy Scout, Troop #841**

Mayor Wood introduced Boy Scout Justin Moore from Troop #841.

Justin Moore stated he is working on his Citizenship and Community Merit Badge.

Environmental/Public Works Department - Councilmember Becky Wynn

6. **Recognition of the winners of the 2011 Drippy Dropperson Coloring Book Contest.**

Presented by Stuart Moring, Director

Director of Environmental/Public Works Department Stuart Moring said this is the 3rd year of the program and is coordinated through the Environmental Programs Division of which Janet Liberman is the Manager, and Laura Aikens, the Environmental Education Coordinator. He added that they have done a wonderful job in overseeing the coloring book contest. There were over 250 entries this year.

Ms. Aikens thanked all the sponsors and judges. She introduced the 12 winners, who represented seven (7) different Roswell schools both public and private and presented them with a t-shirt with their drawing on it. The winners were: Lanny Laskowski, Harshita Yepuri, Dylan Fawley, Aaron Wekheiser; Julia Riley, Paul Roark; Sule Anik, Evelyn Huang; Emily Smith; Kristina Benkow;, Taylor Newbolt and Kerlin Lopez.

7. **Recognition of Hayden Branch and AT&T for a \$1,000 donation to Keep Roswell Beautiful (KRB).**

Presented by Stuart Moring, Director

Councilmember Wynn stated Hayden Branch was named an environmental hero with AT&T and was given \$1,000 donation to give to the organization of his choice and Mr. Branch donated that money to Keep Roswell Beautiful.

Janet Liberman said Mr. Branch has been in the Adopt-a-Road Program for the past ten (10) years and was recognized by Keep Roswell Beautiful in 2000 & 2001 with their Volunteer Award.

Mr. Branch thanked everyone for the recognition. He stated AT&T recognizes five people nationwide who help their local communities. He has participated in Adopt-a-Road Program at Inverness Subdivision for the past ten (10) years, and with the help of over 90 neighbors they have collected over 500 bags of trash along Willeo

Road and the Chattahoochee River by the Nature Center. He recognized those who participated in 12 or more cleanups.

8.

Recognition of Matt Potts and Sam's Club for a \$1,000 Grant given to Keep Roswell Beautiful (KRB).

Presented by Stuart Moring, Director

Janet Liberman stated they submitted an application to Mr. Potts for the Big Creek Work Day event to be held on March 5, 2011.

Mr. Potts stated Sam's Club is involved with the community and partnerships with different programs through foundations and organizations throughout the local communities and school systems.

Administration and Finance Department - Councilmember Jerry Orlans

**9. Approval of the Ordinance to Adopt an Agreement with the Georgia Municipal Employees Benefit System (GMEBS) and Approval of the Addendum to the GMEBS. (Second Reading)
Presented by Kay Love, City Administrator**

City Attorney David Davidson stated this is an Ordinance to amend and re-instate the retirement plan for the employees of The City of Roswell. This is in accordance with and subject to the terms and conditions set forth in the attached Adoption Agreement, the attached Addendum to the Adoption Agreement - The Georgia Municipal Employees Benefits System Master Plan Document and GMEBS Trust Agreement. He read; "When accepted by the Authorized Officers of the City and GMEBS, the foregoing shall constitute a contract between the City and GMEBS. Be Ordained by the Mayor and Council of the City of Roswell Georgia, and is ordained by the authority hereof, that the retirement plan for the employees of the City of Roswell is hereby amended and restated as set forth in and subject to the terms and conditions in the following Adoption Agreement, text of which is incorporated herein by reference. The General Addendum to the Adoption Agreement, which is the second attachment, which is incorporated herein by reference - The Georgia Municipal Employees Benefits System Master Plan Document and the GMEBS Trust Agreement. If approved this would be the second reading of the Ordinance."

Councilmember Orlans clarified what was reported in the newspapers stating Council is only putting a hold on the plan for new hires while the Mayor and Council are reviewing several options to go forward and looking at the long-term approach on this.

Councilmember Orlans moved for the approval of the Ordinance to Adopt an Agreement with the Georgia Municipal Employees Benefit System (GMEBS) and Approval of the Addendum to the GMEBS with an effective date of March 1, 2011. (Second Reading). Councilmember Dippolito seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

10. **Presentation of the Comprehensive Annual Financial Report (CAFR) for FY2010.**

Presented by Julia Luke, Director of Finance

Director of Finance Julia Luke stated that the Comprehensive Financial Report states the City of Roswell received a clean opinion on the Financial Statements and Schedules, excluding the statistical section throughout the CAFR. A significant deficiency resulted in the failure to record reimbursement receivables and deferred revenues for three intergovernmental revenues for retainers that had been accounted for correctly. There was a misclassification in the Accounts Payable that should have been a revenue. The Auditors under the Annual Audit Agenda have included certain management points. The city staff has responded to the significant deficiency and the management points stating what action the city has already taken and the process that will be implemented. Ms. Luke thanked Mayor and Council for their support.

Mayor Wood asked if the Comprehensive Annual Financial Report was based on June 30, 2010, and asked if this is available to the public. Ms. Luke replied yes to both questions, and the report will be available on the website by March 5, 2011. Mayor Wood stated the cash equivalent and investment were \$90M, and the city is in very good shape.

Public Comment:

Lee Fleck, Martins Landing, asked for an elaboration on the area Other Financing Sources Transfers In/Out. Ms. Luke showed the answer to Mr. Fleck's question, which was on page 26.

Recreation and Parks Department - Councilmember Kent Igleheart

11. **Approval of Budget Admendment 6120-02-28-11 in the amount of \$125,000 for the East Roswell Park Sprayground.**

Presented by Joe Glover, Director

Recreation and Parks Director Joe Glover stated they are requesting \$125,000 from the Recreation Participation Fund. This money will be used to add benches, shelters, and a concession area.

Councilmember Igleheart moved for approval of Budget Amendment 6120-02-28-11 in the amount of \$125,000 for the East Roswell Park Sprayground. Councilmember Dippolito seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

12. **Approval of Budget Amendment 7345-02-28-11 in the amount of \$45,000 for facilities maintenance at Leita Thompson Memorial Park.**

Presented by Joe Glover, Director

Recreation and Parks Director Joe Glover stated the city has maintained these apartments for the past ten (10) years and the money will be used for repairs. The apartment's income covers all upkeep costs for the apartments and the attached gardens. The Recreation Commission recommends approval.

Councilmember Igleheart moved for the approval of Budget Amendment 7345-02-28-11 in the amount of \$45,000 for facilities maintenance at Leita Thompson Memorial Park. Councilmember Orlans seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

City Attorney's Report

13. **Approval of Phase II of the Tower Cloud, Inc. lease to build fiber on the Hightower Water Tank site which is located on City property. (Deferred from January 24, 2011) (Tower Cloud requested a deferral to the February 28, 2011 Mayor and City Council meeting)**

City Attorney David Davidson stated this lease will allow Tower Cloud to remove the antenna currently on the Hightower Water Tank and to maintain a 4x4 equipment cabinet on the ground and Tower Cloud will pay \$750 for the lease.

Councilmember Orlans moved for approval of Phase II of the Tower Cloud, Inc. lease to build fiber on the Hightower Water Tank site which is located on City property. Councilmember Price seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

14. Approval of a Resolution for Public Hearing to consider revocation or suspension of the alcoholic beverage license of Byung Rok Kim/Green Trees, Inc. d/b/a El Paisa a/k/a Taco El Paisa.

City Attorney David Davidson asked for an approval of a Resolution for a Public Hearing to consider revocation or suspension of the alcoholic beverage license of Byung Rok Kim d/b/a Green Trees, Inc. d/b/a El Paisa a/k/a Taco El Paisa. This is in response to the selling of alcohol to a minor on January 20, 2011, and is calling for the Public Hearing to be on March 14, 2011.

Councilmember Diamond moved for an approval of a Resolution for Public Hearing to consider revocation or suspension of the alcoholic beverage license of Byung Rok Kim/Green Trees, Inc. d/b/a El Paisa a/k/a Taco El Paisa and be placed on the Mayor and City Council agenda for 3/14/2011.

Councilmember Wynn seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

15. Recommendation for closure to discuss personnel.

Mayor Wood asked for a motion for closure to discuss personnel.

Councilmember Dippolito moved for approval of a recommendation for closure to discuss personnel. Councilmember Igleheart seconded the motion. There was no public comment. The motion passed unanimously.

In Favor: 6

Adjournment

After no further business, the Regular Meeting adjourned at 8:40 p.m.

Mayor and Council reconvened for a work session regarding: Fiscal Year 2011 Amended Budget Status; Fiscal Year 2012 Preliminary Revenue Changes; Fiscal Year 2012 Preliminary Expenditure Changes; Fiscal Year 2012 Preliminary Capital Overview; and Discussion of Bond Eligible Projects.