



# 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*

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Monday, February 10, 2014

7:00 PM

City Hall

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### 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

*Regular Meeting of the Mayor and City Council, Monday, February 10, 2014, 7:00 p.m., Mayor Pro-Tem Diamond opened the meeting. Mayor Jere Wood arrived during the first agenda item and presided for the remainder of the meeting.*

*Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Community Development Director Alice Wakefield; Planning and Zoning Director Brad Townsend; Environmental/Public Works Director Stu Moring; Finance Director Keith Lee; Transportation Director Steve Acenbrak; City Planner Jackie Deibel; Historic and Cultural Affairs Manager Morgan Timmis; Deputy Police Chief Craig Easterwood; Building Operations Technician Timothy Thompson; Digital Media Designer Joel Vazquez; City Clerk Marlee Press.*

### Pledge of Allegiance - Boy Scout from Troop #226

### CONSENT AGENDA

1. **Approval of the January 13, 2014 Mayor and Council Meeting Minutes (to replace the Council Brief approved on January 27, 2014); Approval of the January 27, 2014 Mayor and Council Meeting Brief; Approval of the February 3, 2014 Special Called Mayor and Council Meeting Minutes.**

#### *Administration*

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

**In Favor: 6**

## REGULAR AGENDA

### Mayor's Report

1. **Approval of Planning Commission, Design Review Board, Historic Preservation Commission, Board of Zoning Appeals and the Downtown Development Authority reappointments.**

*City Attorney David Davidson read the list of reappointments as follows:*

*Three year terms:*

*Bryan Chamberlain – Planning Commission*

*Roberto Paredes – Design Review Board*

*Judy Meer – Historic Preservation Commission*

*Richard Hallberg – Historic Preservation Commission*

*Alex Paulson – Historic Preservation Commission*

*Hayden Branch – Board of Zoning Appeals*

*Glenn Maggiola – Board of Zoning Appeals*

*Four year term:*

*Dave Schmit – Downtown Development Authority.*

**A motion was made by Council Member Orlans, seconded by Council Member Diamond, that the reappointments be approved.**

**The motion carried by the following vote:**

**In Favor: 6**

2. **Approval of the Community Cultural Plan Steering Committee appointments.**

*Councilmember Igleheart presented this item stating this is a new group that will be helping the City with a community and cultural arts plan and the committee is made up of a large number of people from the community, representing a wide range of activities, professions and interests.*

*Councilmember Igleheart read the list of appointments as follows:*

- *Rochelle Mucha*
- *Larry Weismann*
- *Morgan Timmis*
- *Lonnie Mimms*
- *Sally Johnson*
- *Debra Ewing*
- *Beckie Hawkins*
- *Erendira Mora Brumley*
- *Donna Smythe*
- *Maggie Davis*
- *Cheryl Small*
- *Kindra Smith*
- *Jasper Tanner*

- Kendra Cox
- Kent Igleheart as R&P or RAC Council Liaison

Alternates:

- Tripp Liles
- Michael Hadden.

**A motion was made by Council Member Igleheart, seconded by Council Member Orlans, that the appointments to this Steering Committee be approved.**

**The motion carried by the following vote:**

**In Favor: 6**

### **Community Development - Councilmember Becky Wynn**

#### **3. Approval of City Sponsorship for the Historic Roswell Criterium on Sunday, April 27, 2014.**

*Presented by Alice Wakefield, Director of Community Development*

*Community Development Director Alice Wakefield presented this item stating this is a request to approve the sponsorship for the Historic Roswell Criterium on behalf of Bike Roswell. This matter was before Committee on January 29 at which time Committee agreed to move forward the sponsorship in the amount of \$17,582.17. Ms. Wakefield said at the time based on her math this was within budget, however after double checking, this will be over budget in the amount of \$1,458 if this is approved at this requested amount. If Council approves the overage, staff is requesting approval of a budget amendment from the General Fund Operating Contingency to cover the cost. If not, Council would be approving the sponsorship of \$16,124.10.*

*Council Comment:*

*Councilmember Wynn asked if they are looking at \$1,458. Ms. Wakefield replied yes for this event.*

*Council Question following the vote:*

*Councilmember Dippolito asked for clarification on the motion if the money is being moved from the General Fund Contingency. Councilmember Wynn asked if that was correct and Ms. Love replied yes it is.*

*Mayor Wood asked to hear briefly from Bike Roswell to talk about the things that are planned.*

*A representative from Bike Roswell expressed appreciation to Mayor and Council for their support in Committee and also this evening. He said Bike Roswell is undertaking the Criterium for the first time this year and it could not be done without everyone's support and now that they are official, the hard work begins. He said the Historic Roswell Criterium is a traditional bicycle race and they hope to grow it year by year into a huge Roswell cycling festival that everyone can be proud of. He noted that the Criterium is the biggest one in the United States east of the Mississippi river.*

**A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that the City Sponsorship be approved for \$17,582.17 and the \$1,458 deficit be made up with a budget amendment transferring funds from the General Fund Operating Contingency. The motion carried by the following vote:**

In Favor: 6

**4. Approval of an Ordinance to create the Unified Development Code and Map. (Second Reading)**

*Presented by Bradford D. Townsend, Planning and Zoning Director*

*\*Please Note: Due to the length of the minutes, it will be necessary to go back to the Meeting Details Section, File # 13-0607, and then select the Minutes file for this agenda item.*

Council Member Diamond put on the record seven items that she labeled:

- 1) The multi-colored sheet list labeled Second Reading Draft – February 10, 2014– UDC # 1
- 2) Igleheart proposed UDC changes 1/13/14 plus additional changes 2/3/14 – UDC #2
- 3) Roswell Buffer table – UDC #3
- 4) Map spreadsheet – UDC #4
- 5) Height map – UDC #5
- 6) Section 11.5 Infrastructure Sufficiency/Public Improvements - UDC #6
- 7) 1.3.2 Use and Enforcement of Design Guidelines – UDC #7

A motion was made by Council Member Diamond, seconded by Council Member Wynn, to approve the ordinance to create the UDC and map with:

Items 1-7 (mentioned above)

On UDC #2 – eliminate lines 121-124

For parcel 12-2260-0559-081 – Mansell Overlook- change to CX

Review the IL to IX properties located on Hembree Road

The Effective date would be June 1, 2014 or when the Design Guidelines are adopted, whichever is later

This motion deferred this vote until 2/24/2014 in order to give full review for all text and map amendments in accordance with this motion. Council Members Diamond, Dippolito, Wynn, and Orlans voted in favor of the deferral. Council Members Igleheart and Price opposed the motion. The motion to defer carried by the following vote:

In Favor: 4

Opposed: 2

**5. Approval of Text Amendments to the City of Roswell Zoning Ordinance required for adoption of the Unified Development Code (UDC) (Second Reading)**

*Presented Bradford D. Townsend, Planning & Zoning Director*

*\*Please Note: Due to the length of the minutes, it will be necessary to go back to the Meeting Details Section, File # 14-0001, and then select the Minutes file for this agenda item.*

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that the text amendments to the Code of Ordinances be deferred to coincide with the UDC text and be placed on the Mayor and City Council agenda for 2/24/2014. Council Members Diamond, Dippolito, Wynn, and Orlans voted in favor of the deferral. Council Member Igleheart abstained. Council Member Price opposed the motion. The motion to defer carried by the following vote:

In Favor: 4

Opposed: 1

Abstain: 1

**6. Final Plat 201400143, 1580 Old Alabama Rd, Roswell Manor, Old Alabama Holdings, LLC/Jim Jacobi, Land Lot 612.**

*Presented Bradford D. Townsend, Planning & Zoning Director*

*\*\*\*Regular agenda Item #6 was heard out of order, prior to agenda Item #4\*\*\**

*Planning and Zoning Director Brad Townsend presented this item stating this is a final plat approval for a subdivision off of Old Alabama Road. The approval was originally for townhomes before the downturn in the economy and it is now being built into single family homes that are attached by a breezeway between. He said the final plat is in conformance with the City requirements and staff recommends approval.*

*Council Comment:*

*Councilmember Wynn asked if the private streets were built to City standards. Mr. Townsend replied that was correct.*

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that this Final Plat for Roswell Manor be approved. The motion carried by the following vote:

In Favor: 6

Transportation Department - Councilmember Nancy Diamond

**7. Approval for the Mayor and/or City Administrator to sign the updated Intergovernmental Agreement (IGA) with John's Creek for the intersection improvements at Nesbit Ferry and Brumbelow Roads.**

*Presented by Steve Acenbrak, Director of Transportation*

*\*\*\* Regular agenda Item #7 was heard first on the meeting agenda\*\*\**

*Mayor Pro-Tem Diamond stated Emergency Management staff is in attendance at this meeting but is also needed with storm preparations, this item would be heard first on the meeting agenda.*

*Transportation Director Steve Acenbrak noted that the City was operating an active Emergency Operations Center (EOC) and monitoring the weather very closely; he appreciated being moved up on the agenda so he could return to the EOC.*

*Mr. Acenbrak referring to the IGA with Johns Creek, displayed a graphic covering the eastern portion of the City, noting Nesbit Ferry Road and Brumbelow Road. Nesbit Ferry Road represents a City boundary between the two cities. Johns Creek has expressed an interest to improve this intersection. Mr. Acenbrak stated, "The way that can be done is through the use of a traffic signal. It does warrant for traffic signals. Johns Creek has expressed such a strong interest that they are willing to pay for this improvement. They will be paying for the improvement of this intersection within the City limits of Roswell." We have stipulated within this IGA, basically it is a contract between us and our "joint sister city on sort of the mechanics on how this will be done, the standards that we expect because at the end of the day, this improvement will reside within the City of Roswell." He noted that this had been discussed at Committee and thought that Council had likely had a chance to review the IGA. Mr. Acenbrak noted that the City of Johns Creek had already approved this IGA on their side and was waiting on the City of Roswell's approval. He said if Council approved, he would notify Johns Creek. He thought they would be interested in beginning the construction immediately. Mr. Acenbrak displayed a graphic which he described as a concept; it involves a left turn lane from Nesbit Ferry Road into Brumbelow Road; a left turn from Brumbelow Road onto southbound Nesbit Ferry Road; some other road improvements to improve the sight distance to the south; main arm intersection with a crosswalk; it is a fairly simple intersection improvement. Mr. Acenbrak noted that he discussed with the City of Johns Creek the concept of one day turning this into a roundabout; it was agreed that both cities would pursue a joint venture with GDOT for a roundabout but Johns Creek did not want to wait for that process to go forward, they wanted to see this intersection signalized as "an interim improvement until such time as we can get funding and then revert this signalized intersection into a roundabout."*

*Council questions:*

*Councilmember Price noted that she knew Council had approved this once before and had entered into this arrangement. She asked, "What is different about this MOU compared to the previous one?"*

*Mayor Wood replied that he was not sure the City had a Memorandum of Understanding at the time it came to Council. He stated, "At that point in time it went to Committee but now we have a formal written agreement. That is probably the only significant difference." Mr. Acenbrak agreed; he explained that the City did not previously have a formal agreement; there was a set of plans.*

*Councilmember Price replied, "So, is there anything in this that makes us think that we will not come to a better conclusion than the past, the last time?" Mr. Acenbrak replied, "I am very confident that if they honor the terms of the agreement as we will honor the terms of the agreement that the City of Roswell will be well served by this agreement." Mayor Wood noted that the City of Roswell got their attention the last time. Councilmember Price stated she was satisfied.*

**A motion was made by Council Member Diamond, seconded by Council Member Price, that the IGA with John's Creek be approved. Council Members Diamond, Dippolito, Igleheart, Price, and Orleans voted in favor. Council Member Wynn abstained.**

**The motion carried by the following vote:**

**In Favor: 5**

**Abstain: 1**

### **City Attorney's Report**

**8. Recommendation for closure to discuss personnel and real estate.**

**A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that closure be approved. The motion carried by the following vote:**

**In Favor: 6**

### **Adjournment**

*Meeting adjourned at 9:25 p.m.*