



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, July 9, 2012

7:00 PM

City Hall

WELCOME

Present: 5 - Mayor Jere Wood, Council Member Rich Dippolito, Council Member Kent Igleheart, Council Member Betty Price, and Council Member Becky Wynn
Absent: 2 - Council Member Nancy Diamond, and Council Member Jerry Orlans

Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Finance Director Keith Lee; Director of Environmental/Public Works Stuart Moring; Deputy Director of Environmental Mark Wolff; Transportation Director Steve Acenbrak; Transportation Deputy Director David Low; Community Development Director Alice Wakefield; Community Development Planning and Zoning Director Brad Townsend; Planning and Zoning Planner III Jackie Deibel; Police Chief Dwayne Orrick; City Clerk Marlee Press.

Pledge of Allegiance - Alex Leeks

Mayor Wood recognized Alex Leach saying he had filled all of his requirements for Eagle Scout except his citizenship in the community badge, which he is completing tonight and asked Alex to talk about his service project. Alex said he had built a fire pit and benches at St. Andrew's Catholic Church on Riverside Road. Mayor Wood offered his congratulations and said he was confident that Alex would finish the requirements.

CONSENT AGENDA

- Approval of June 11, 2012 Mayor and Council Meeting minutes (detailed minutes to replace Council Brief minutes adopted on June 25, 2012); Approval of June 25, 2012 Mayor and Council Meeting Brief.**
Administration
Approved

2. **Approval of City Sponsorship for Miss Mary's Ice Cream Crankin' on Sunday, August 26, 2012**
Community Development
Approved
3. **Approval of City Sponsorship for the Dyslexia Dash on Saturday, October 20, 2012.**
Community Development
Approved
4. **Approval of City Sponsorship for the Big Pumpkin 5k on Saturday, October 27, 2012.**
Community Development
Approved
5. **Approval of City Sponsorship for the Judson Collegiate Invitational (JCI) and Legends Tour Atlanta Pro-Am on Sunday, July 15, 2012 through Wednesday, July 18, 2012.**
Community Development
Approved
6. **Approval of City Sponsorship for the Holcomb Bridge Hustle on Saturday, November 17, 2012.**
Community Development
Approved
7. **Approval for the Mayor and/or City Administrator to sign Transportation Standby Engineering and Design Services contracts with four (4) firms for various Transportation projects.**
Transportation
Approved
8. **Approval to accept Hembree Road Multi-Use Trail Right of Way (ROW) Agreements.**
Transportation
Approved

9. **Approval to accept the Holcomb Bridge Road Multi-Use Trail Right of Way (ROW) Option Agreements and make payments in an amount totalling \$18,162.**

Transportation

Approved

10. **Approval to accept the Norcross Street Sidewalk Right of Way (ROW) Agreements.**

Transportation

Approved

Approval of the Consent Agenda

A motion was made by Council Member Price, seconded by Council Member Dippolito, to Approve the Consent Agenda. Council Member Wynn abstained from the vote since she was involved with the Judson Collegiate Invitational (JCI) and Legends Tour Atlanta Pro-Am event.

The motion carried by the following vote:

In Favor: 3

Abstain: 1

Public Comment:

There was an inaudible comment from the audience. Mayor Wood said, "Janet Russell, here is the way the Consent Agenda works. We do not have to read all the items from the Consent Agenda. If you have questions about the items on the Consent Agenda, we will entertain those questions now. It has passed. But, if you have questions, we would love to hear from you." Ms. Russell asked for an explanation of Consent Agenda items 7-10.

Mayor Wood asked City Administrator Kay Love to introduce Consent Agenda Items 7-10.

Discussion on Consent Agenda Item #7:

Approval for the Mayor and/or City Administrator to sign Transportation Standby Engineering and Design Services contracts with four (4) firms for various Transportation projects.

Ms. Love said a request for proposal had been done competitively through purchasing which is something the City does on an annual basis to provide standby engineering and design services for transportation projects that come about during the year. Ms. Love asked Transportation Director Steve Acenbrak to address questions related to these firms. Mr. Acenbrak said they are all local firms located in the state of Georgia. He said there are only a handful of engineering firms in Roswell but that is not one of the criteria. He said these are the most qualified firms of the thirty-nine (39) that submitted proposals. Mayor Wood asked if any Roswell firms had applied. Mr. Acenbrak stated that one firm had applied and they were short-listed but were not part of the final selection. Mayor Wood thanked Mr. Acenbrak.

The Mayor asked Ms. Russell to come to the microphone and identify herself.

Janet Russell came to the microphone and said that the terminology, four firms for various Transportation projects, was nebulous. She asked what the projects are and how much will be spent on them.

Mr. Acenbrak responded the firms are short-listed and the City has no specific tasks for them, but they would be used for smaller projects that come up through the course of public discourse. He said these firms have no expectations of making any money and there is no guaranteed amount of money for them. The firms are not the same, they bring different things to the table and depending on what the project is, the most qualified firm is selected and the City enters into a contract. He said in doing this, the City does not have to go through the entire selection process for each small project. Ms. Russell asked who would determine what project is decided upon and how much will be spent on the project and where the money will come from. Mayor Wood replied that the Council would have to approve the projects. He said they have not been identified but are typically smaller projects that are either an emergency or some small need that comes up during the year for which Council wants to move forward. He asked Mr. Acenbrak if there is an estimated cost for these projects. Mr. Acenbrak replied in comparison to past projects, they would be in the \$100-\$200,000 range for total costs. He said the design fee is usually about 10-15% of that and there would be therefore a \$10-30,000 design fee for a sidewalk gap-filling project or something like that. Ms. Russell asked if the City would be using MARTA money for these projects. Mr. Acenbrak replied it could and it had been used in the past. Mayor Wood asked if there is any MARTA money remaining. Mr. Acenbrak replied there was. There were inaudible comments from Ms. Russell. Mayor Wood asked her to come forward to the microphone. Ms. Russell said she is not happy with what the City has done with the MARTA money and she has been very vocal about that. She said the City was allowed \$1,645,000.

Mayor Wood noted that this discussion is not about MARTA money but about contracts. Ms. Russell said she is talking about these contracts, which is why she asked if there is any MARTA money left because it has been misdirected or redirected to projects not related to MARTA. She said MARTA money had been used for such things as sidewalk gap, push out, and bump out projects that were not related to MARTA but they had been pushed through the MARTA agenda so the money could be used in other places.

Mayor Wood asked Ms. Russell if she had any other questions. Ms. Russell replied as they came up she would ask. Mayor Wood asked if she had any questions about Consent Agenda item #8. Ms. Russell replied she would like to know what it is first because there is no explanation on any of these items. Mayor Wood asked if she would remain at the microphone if she has more questions because there could not be speaking from the floor. Ms. Russell replied if she is going to speak, she will stand up when she is ready and she does not have to stand up all the time. She said she is allowed to sit down until she is ready to speak. Mayor Wood said, "Here is the rule, Ms. Russell..." Ms. Russell replied, "There is no rule about sitting and standing." Mayor Wood said, "Ms. Russell, here is the rule. If you wish to speak, raise your hand and I will ask you to come to the microphone and then you can begin speaking. We are not going to have you speaking from the floor." Ms. Russell replied, "I understand that but I don't have to stand here while this topic is being addressed." Mayor Wood said, "You may have a seat and if you raise your hand, I will recognize you to come forward." Ms. Russell said, "That is fine, but I do know the rules too, Mayor, and that is incorrect when you say someone has to stand here."

Mayor Wood asked Mr. Acenbrak to respond to the question.

Mr. Acenbrak said these three projects were formally taken through the Committee

process and were all vetted by the Committee. Mayor Wood asked for an explanation of item #8 from the Consent Agenda.

Discussion on Consent Agenda #8:

Approval to accept Hembree Road Multi-Use Trail Right of Way (ROW) Agreements. Mr. Acenbrak replied there is a project to connect Hembree Grove along the south side of Hembree Road between Hembree Grove and Elkins Road along Hembree Road and this is for the dedication of the right of way and is the last step in the process needed to let this project to construction. Mayor Wood asked for the cost of the right of way. City Administrator Kay Love said they are being donated. Mr. Acenbrak said they enter into a contract with the various parcel owners and affix a value to them. He said this is the formal acceptance of these as donations to the City for completion of this project.

Discussion on Consent Agenda Item #9:

Approval to accept the Holcomb Bridge Road Multi-Use Trail Right of Way (ROW) Option Agreements and make payments in an amount totaling \$18,162. Mayor Wood asked for the location of this right of way. Mr. Acenbrak replied there are three different parcels along the alignment for the multi-use trail that goes from Steeplechase Road on the western edge down to Holcomb Bridge Middle School on the eastern side of SR400. He said they bundled three parcels together and there are actually nine parcels total and this is a series along that path and when these parcels are agreed upon in a contractual form, they will be brought to Committee, then adopted formally by Council and then ownership will change hands through Council's action. Mayor Wood asked if the price for these three parcels would be \$18,162. Mr. Acenbrak replied that is the negotiated price with the parcel owners.

Discussion on Consent Agenda Item #10:

Approval to accept the Norcross Street Sidewalk Right of Way (ROW) Agreements. Mr. Acenbrak said this is very similar to the other items and it has been taken to Committee. This right of way is located alongside Diesel Pizza on the northern side of Norcross Road between Canton Street and Hwy. 9 where there is currently a sidewalk on the south side but no sidewalk on the north side. This right of way is a donation from the parcel owners for concurrence to build a sidewalk to make that connection. Mayor Wood said then there will be no money passing hands. Mr. Acenbrak replied this is correct.

The Mayor asked for public comment on this consent agenda item.

Janet Russell, 260 Willow Springs Drive, Roswell, Georgia, asked for the cost of the project and commented that the City keeps spending money in the Canton Street area.

Mr. Acenbrak replied he did not have an answer at this time because the procurement is out and there is a pre-bid conference this week. Mayor Wood asked if there is an estimate. Mr. Acenbrak said around \$15,000.

Ms. Russell asked if they would be doing brick or pressed concrete that looks like brick or concrete because she thought \$15,000 would not buy much sidewalk. Mr. Acenbrak's response was inaudible. Ms. Russell asked then why were they bothering. Mr. Acenbrak replied because they need to make the connection. Ms. Russell asked if they would be using MARTA money. Mr. Acenbrak replied that they are. Ms. Russell asked for a justification for that. Mr. Acenbrak replied because it is within three quarters of a mile of a MARTA route. Ms. Russell noted that there is a MARTA stop with a pole at the corner of Norcross Street and Hwy. 9 on both sides and asked if they would be putting a MARTA bus stop shelter there. Mr. Acenbrak

replied no. Ms. Russell said they have \$1,645,000 in MARTA money and she would like to see more bus shelters put in.

*There were no further public comments or Council discussion on Consent Agenda items 7-10. **Please note the following motion is the original motion and vote taken before Ms. Russell's requested discussion.*

A motion was made by Council Member Price, seconded by Council Member Dippolito, to Approve the Consent Agenda. Council Member Wynn abstained from the vote since she was involved with the Judson Collegiate Invitational (JCI) and Legends Tour Atlanta Pro-Am event. The motion carried by the following vote:

In Favor: 3

Abstain: 1

REGULAR AGENDA

Community Development - Councilmember Nancy Diamond

1. Final Plat, 350 & 370 Rucker Rd., Crabapple Manor, Land Lot 1240.

Presented by Bradford D Townsend, Planning & Zoning Director

City Administrator Kay Love introduced this item on Councilmember Diamond's behalf.

Planning & Zoning Director Brad Townsend said this is the final plat on Rucker Road and the rezoning dealing with this project was completed last year. He said the Community Development Department has reviewed the final plat for twenty-seven (27) lots and all of the documentation is in order. He said staff recommends approval of the final plat.

Mayor Wood asked for Council comment.

Council Comment:

Councilmember Dippolito asked Mr. Townsend to verify if the zoning conditions were completed and asked specifically about the condition that the developer is to provide \$50,000 for future improvements on Rucker Road. Mr. Townsend said it would be obtained prior to the issuance of the first building permit, which is how the condition is drafted. Councilmember Dippolito asked also about the condition that the landscaping for the common area in front be maintained by the HOA and asked how they ensure that will occur after the plat is approved. Mr. Townsend replied they have bonded for the placement of the landscaping and will be doing that by the end of the year and will be turned over to the HOA prior to the close out of the subdivision. Councilmember Dippolito asked if that is already in place. Mr. Townsend replied that the bond is in place. Councilmember Dippolito asked about the condition for a ten-foot wide arbor or other finished opening in the fence. Mr. Townsend replied that it is already in place. Councilmember Dippolito said the plat is supposed to show a no access "easement" but it actually shows a no access "buffer" and asked City Attorney David Davidson if there is a difference, or should the plat read "easement" instead. Mr. Davidson replied the terminology was fine. Councilmember Dippolito asked if that accomplishes what is needed. Mr. Davidson replied that it does.

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

In Favor: 4

2. RZ12-05, CV12-02, 12160 Etris Rd., EAH Investments, Land Lot 1236.

(EAH Investments has requested a deferral to the August 13, 2012 Mayor and City Council meeting)

Presented by Bradford D. Townsend, Planning & Zoning Director

Councilmember Wynn introduced this item on Councilmember Diamond's behalf.

Planning & Zoning Director Brad Townsend stated the applicant had requested that this item be deferred and it will go to the Planning Commission next week and come back to the Mayor and Council meeting on August 13, 2012.

Mayor Wood asked if there was anyone present to hear or comment on this application. There was no public comment.

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that this rezoning on Etris Road be Deferred and be placed on the Mayor and City Council agenda for 8/13/2012. The motion carried by the following vote:

In Favor: 4

3. Approval of an Amendment to Chapter 7, Land Development and Environmental Protection, of the City of Roswell Code of Ordinances. (Second Reading)

Presented by Alice Wakefield, Director of Community Development

Councilmember Wynn introduced this item on Councilmember Diamond's behalf.

Director of Community Development Alice Wakefield said this is a request to amend the City's Erosion & Sedimentation Control Ordinance as requested by the Georgia Environmental Protection Division (EPD). She said the amendments are minor. They relate to changing the words "land disturbance" to "development permit", correction of a misspelled word, clarification that the city engineer or their designee will do the inspection and enforcement, and finally, to establish the Erosion and Sediment Control Fund Committee. That committee does not reflect the current makeup of the Mayor and Council Committee as a whole and this will clarify the participants in the committee. She said staff recommends approval of this item on second reading.

City Attorney David Davidson conducted the second reading of an ORDINANCE TO AMEND CHAPTER 7, LAND DEVELOPMENT & ENVIRONMENTAL PROTECTION, ARTICLE 7.3 EROSION & SEDIMENTATION, OF THE CITY OF ROSWELL CODE OF ORDINANCES, stating: Whereas, the City of Roswell desires to amend its Code of Ordinances in compliance with State Law pursuant to the Georgia Erosion and Sedimentation Act, O.C.G.A. § 12-7-8; and Whereas, the City of Roswell desires to amend its Code of Ordinances pursuant to guidance by the Georgia Environmental Protection Division (EPD) in order to retain its designation as a "Local Issuing

Authority"; to comply with O.C.G.A. § 12-7-8(a)(1) wherein "standards, requirements, and provisions of the ordinances for monitoring, reporting, inspections, design standards, turbidity standards, education and training shall not exceed the state general permit requirements"; and Whereas, the City of Roswell desires to amend its Code of Ordinances pursuant to recommendation by the City Engineer in order to reflect current department liaison structure as it relates to the membership of the Soil Erosion Fund Committee, correct spelling errors and add the clarification that designees of the city engineer may conduct inspections; and Whereas, Mayor and Council have reviewed the proposed changes to Chapter 7, Article 7.3 listed above and detailed below: Now, Therefore, to accomplish the foregoing the Mayor and Council pursuant to their authority, adopt the following ordinance:

1.

The Code of Ordinances of the City of Roswell, Chapter 7, Land Development and Environmental Protection, Article 7.3 Soil Erosion, Sedimentation Control and Pollution Control, shall be amended by deleting therefrom the first paragraph from Section 7.3.4(C) (17) Minimum requirements for Erosion, Sedimentation and Pollution Control Using Best Management Practices, and substituting therefore a new paragraph to read as follows:

17. Rezoning plans and development plans must conform to topography and soil type so as to create the lowest practical erosion potential. No rezoning application or development plan application shall be considered on any slope in excess of twenty-five (25) percent within five hundred (500) feet of any state waters or stream identified on the Water Resources Protection Map, latest version, without the submittal of a Steep Slope and Erodible Soils Evaluation. For purposes of this paragraph, "state waters" excludes channels and drainage ways which have water in them only during and immediately after rainfall events and intermittent streams that based on a field evaluation do not have a discernible flow at the time of the evaluation. Field evaluations shall not be made within forty-eight (48) hours of any rainfall event of 0.10 inches or greater or within seven (7) days of any rainfall event of 0.5 inches or greater. The rainfall measurement shall be based on the City of Roswell rainfall gauge closest to the site.

2.

Article 7.3 Soil Erosion, Sedimentation Control and Pollution Control, Section 7.3.4(C)(17) Minimum requirements for Erosion, Sedimentation and Pollution Control Using Best Management Practices, is further amended by deleting therefrom the first paragraph from subsection 7.3.4(C)(17)(d)(1) and substituting therefore a new paragraph to read as follows:

- (1) Poor Condition: < 50% ground cover
- Fair Conditions: 50% to 75% ground cover
- Good condition: > 75% ground cover

Exemptions to this section shall be as follows: No application for a development permit shall be approved for activity inconsistent with this section, unless:

3.

Article 7.3 Soil Erosion, Sedimentation Control and Pollution Control, is further amended at Section 7.3.6 Inspection and Enforcement, by deleting subsection (A) and substituting therefore a new subsection (A) to read as follows:

A. The city engineer or his designee will periodically inspect the sites of land-disturbing activities for which permits have been issued to determine if the activities are being conducted in accordance with the plan and if the measures

required in the plan are effective in controlling erosion and sedimentation. Also, the Local Issuing Authority shall regulate primary, secondary and tertiary permittees as such terms are defined in the state general permit. Primary permittees shall be responsible for installation and maintenance of best management practices where the primary permittee is conducting land-disturbing activities. Secondary permittees shall be responsible for installation and maintenance of best management practices where the secondary permittee is conducting land-disturbing activities. Tertiary permittees shall be responsible for installation and maintenance where the tertiary permittee is conducting land-disturbing activities. If, through inspection, it is deemed that a person engaged in land-disturbing activities as defined herein has failed to comply with the approved plan, with permit conditions, or with the provisions of this ordinance, a written notice to comply shall be served upon that person. The notice shall set forth the measures necessary to achieve compliance and shall state the time within which such measures must be completed. If the person engaged in the land-disturbing activity fails to comply within the time specified, he shall be deemed in violation of this ordinance.

4.

Article 7.3 Soil Erosion, Sedimentation Control and Pollution Control, Section 7.3.10 Establishment of Soil Erosion Fund and Committee, is amended by deleting therefrom subsection (d) and substituting therefore a new subsection (d) to read as follows:

d) Pursuant to the provisions of this section, a City of Roswell Erosion and Sediment Control Fund is hereby established. All fees collected under this section shall be credited to such fund. Disbursements from this fund will be made by the mayor, after an affirmative recommendation from the Erosion and Sediment Control Fund Committee ("committee") is received. The erosion and sediment control committee shall be composed of the mayor, the councilperson assigned to be the liaison to the environmental/public works department, the councilperson assigned to be the liaison to the community development department, the city administrator, the director of environmental/public works, the director of community development, and the director of transportation. The city administrator, two (2) of the three (3) elected officials (the mayor and two department liaisons), and two (2) of the three (3) directors (department heads) shall constitute a quorum and shall be able to transact business of the committee. Each member shall have equal voting privileges on committee issues. The city engineer shall serve as the fund coordinator and shall review properly completed applications for eligibility to fund proceeds. The city engineer shall also serve as the technical presenter of the application to the members of the committee but shall not be considered a member of the committee for voting purposes.

5.

Article 7.3 Soil Erosion, Sedimentation Control and Pollution Control, Section 7.3.11 Effectivity, Validity and Liability, subsection 7.3.11(A) is amended by deleting such subsection and substituting therefore a new subsection 7.3.11 (A) to read as follows:

A. Effectivity

This ordinance shall become effective the day following its adoption.

City Attorney David Davidson said if approved, this would be the second reading.

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that this Ordinance amending Chapter 7 of the Code of Ordinances be Approved on Second Reading. The motion carried by the following vote:

In Favor: 4

Enactment No: ORD 2012-07-09

4. Approval of an Amendment to Chapter 5, Building and Construction, of the City of Roswell Code of Ordinances. (Second Reading)

Presented by Alice Wakefield, Director of Community Development

Councilmember Wynn introduced this item on Councilmember Diamond's behalf.

Director of Community Development Alice Wakefield said this is an amendment to the Code of Ordinances addressing the Chief Building Official. This amendment allows that staff person to administer the current practices and allows the City to outsource that service to a qualified entity. Staff recommends approval of this item.

City Attorney David Davidson conducted the second reading of an ORDINANCE TO AMEND CHAPTER 5, BUILDING AND CONSTRUCTION OF THE CODE OF ORDINANCES OF THE CITY OF ROSWELL, stating: Whereas, the City of Roswell desires to amend its Code of Ordinances; and WHEREAS, Mayor and Council have reviewed the proposed changes to Chapter 5, Building and Construction, Article 5.1, Sections 5.1.2 and 5.1.3: Now, therefore, to accomplish the foregoing the Mayor and Council pursuant to their authority, adopt the following ordinance:

1.

The Code of Ordinances of the City of Roswell, Chapter 5, Building and Construction, Article 5.1 Section 5.1.2 Chief Building Inspector, shall be amended by deleting said Section in its entirety and replacing said Section with a new Section 5.1.2 which shall read as follows:

Section 5.1.2 - Chief Building Official.

There is hereby created the position of chief building official who shall administer the provisions of this chapter and have the powers, duties and responsibilities described herein and as stated in the state minimum codes. The chief building official shall serve as the "building official" of the City of Roswell as such term is used in the state minimum codes, and shall enforce and interpret the building and technical codes adopted by this chapter. Nothing contained herein shall prohibit the city from contracting with a qualified professional or professionals to perform the duties, administration and responsibilities of the chief or assistant building official(s) of the city and such professional(s) shall have full power and authority under this chapter and as stated in the state minimum codes to perform all duties therein.

2.

Chapter 5, Building and Construction, Article 5.1, is further amended by deleting therefrom Section 5.1.3, Appointment and substituting therefore a new Section 5.1.3 to read as follows:

Section 5.1.3 - Supervision

The chief building official shall be retained by, report to and work under the direct supervision of the Director of Community Development. The Director of Community Development with the approval of the City Administrator may hire qualified assistant building official(s) as is required or necessary to properly enforce the building and technical codes.

City Attorney David Davidson said if approved, this would be the second reading.

Council Comment:

Councilmember Price said she understands this is occurring because of the outsourcing of the activities and asked if the person that holds this new defined role is the same as before or will this be a new hire.

Ms. Wakefield said this is part of the outsourcing and this person will be the project manager, will function as the chief building official and is a certified master chief of code official and a certified code enforcement officer.

Mayor Wood asked if it is an individual or a position that is being identified. He asked what would happen if the person this is being outsourced to, changes the person that holds this position. Ms. Wakefield responded that would need approval by the City Administrator and the Director of Community Development. Mayor Wood said then this is for approving a position and staff would approve the individual. Ms. Wakefield replied that was correct.

Councilmember Dippolito asked if an appointment for building inspector is a four-year initial term. Ms. Wakefield replied that was the old regulations, which are the regulations they are requesting to be changed. Councilmember Dippolito said then the new regulation does not specify a term. Ms. Wakefield replied, no sir.

Mayor Wood called for public comment. None were made.

Further Council Comment:

Councilmember Price said in the code up until now, this was the responsibility of Mayor and Council to appoint this person but said she did not recall having done that during her time on Council but she had not been here four years. She asked if this is a change in the responsibility of who would ultimately make this decision. Ms. Wakefield replied, as she understands, the current practice is that this is a position within the Community Development Department and goes through the normal human resource process of being interviewed and hired in that fashion. She said she did not know when the provision was put in for a four-year appointment and four-year reappointment because she also had not been here four years, but it definitely has not happened during her time here. She said this is a change, in that this position would no longer be appointed.

Mayor Wood asked what decisions the chief building inspector would make. Ms. Wakefield said the decisions of the chief building inspector relate to the various building codes that the City applies. Mayor Wood said then the inspector would interpret the building code. Ms. Wakefield replied that the inspector would interpret the building codes and issue the permits. Mayor Wood asked if the inspector's authority would go beyond the building code. Ms. Wakefield replied, yes sir. Mayor Wood asked what decisions the inspector would make beyond the building code. Ms. Wakefield replied that the inspector would have no real decision beyond the building code and said if he was referring to the Safe Built makeup, the inspector would also supervise the code enforcement staff. Mayor Wood asked as far as the role as chief building inspector for the City of Roswell. Ms. Wakefield replied it is just the building codes. Mayor Wood asked if the inspector interprets zoning. Ms. Wakefield replied, "No sir." Mayor Wood asked if the inspector grants variances. Ms. Wakefield replied, "No sir." Mayor Wood said it would be purely building code interpretation and asked what would be the recourse if the city disagreed with the inspector. Ms. Wakefield said she was not sure if it is in the ordinance that it comes back to Mayor and Council when there is a discrepancy. She said, actually, there is a building code committee where an interpretation issue can be appealed. Mayor

Wood said then you could appeal from the decision. Ms. Wakefield replied, yes sir. Mayor Wood asked if the City could appeal from the decision of the chief building inspector. Mr. Davidson stated, the way it is worded, anybody who is aggrieved by the decision, could appeal. Mayor Wood said then if the city believes that the inspector has made a bad decision, they can appeal the decision to this board. Mayor Wood thanked Ms. Wakefield and Mr. Davidson and said that helped him better understand the role of the inspector.

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that this Ordinance amending Chapter 5 of the Code of Ordinances be Approved on Second Reading. The motion carried by the following vote:

In Favor: 4

Enactment No: ORD 2012-07-10

5. **Approval of an Amendment to Chapter 3, Alcoholic Beverages, of the City of Roswell Code of Ordinances.
(Second Reading)**

Presented by Alice Wakefield, Director of Community Development

Councilmember Wynn introduced this item on Councilmember Diamond's behalf.

Director of Community Development Alice Wakefield stated this is an amendment to the Code of Ordinances and clarifies who may obtain a catering permit as relates to special events and specifies:

- 1) That applicants who are neither licensed to serve/sell alcoholic beverages by the city nor operate as a bona fide nonprofit civic organization must use a licensed caterer to serve/sell alcoholic beverages at a special event.*
- 2) That establishments licensed by the City to sell alcohol on their premises need to obtain a catering permit when holding a special event off their premises.*
- 3) That establishments licensed by the City to sell alcohol on their premises do not need to obtain a catering permit when holding a special event on their premises.*
- 4) That bona fide nonprofit civic organizations may obtain a specific nonprofit permit to sell or serve alcohol without the need to use a caterer but limited to twice per year.*

Ms. Wakefield said staff is recommending approval of this amendment on this second reading.

City Attorney David Davidson conducted the second reading of an ORDINANCE OF THE CITY OF ROSWELL, GEORGIA TO AMEND CHAPTER 3, ALCOHOLIC BEVERAGES, REGARDING SPECIAL EVENT PERMITS, stating: Whereas, Mayor and Council wish to clarify the regulations for the sale or serving of alcoholic beverages at Special Events; and Whereas, Mayor and Council have considered the effects on the public health, safety and welfare and determined that it would be in the best interest of the public to amend the Code of Ordinances regarding alcoholic beverages at special events: Now, therefore, be it ordained, and it is hereby ordained, that Chapter 3, Alcoholic Beverages, of the Code of Ordinances of the City of Roswell is amended as follows:

- 1.
The Code of Ordinances of the City of Roswell, Chapter 3, Alcoholic Beverages, Article 3.2 Section 3.2.5 Alcoholic Beverage Caterers, is hereby amended by deleting Section 3.2.5(a)(I) and replacing said Section with a new Section 3.2.5(a)(I) to read*

as follows:

Section 3.2.5 - Alcoholic Beverage Caterers.

(a) License Requirements—Resident Caterers.

1. Any alcoholic beverage retailer possessing a valid license from the City of Roswell to sell malt beverages, wine or distilled spirits by the drink at a fixed location within the city may apply for an off-premises license that authorizes sales at authorized catered event(s) or function(s).

2.

Chapter 3, Alcoholic Beverages is further amended by deleting therefrom Article 3.7 Section 3.7.9 Special Event Pouring Permit; Temporary Permits for Nonprofit Civic Organizations, and replacing said Section with a new Section 3.7.9 to read as follows:

3.7.9 Catering Permits in Conjunction with a Special Event

(a) A special event permit applicant that does not have a current City of Roswell Alcoholic Beverage License and is not a bona fide nonprofit civic organization who desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises during a special event shall employ, use or contract with an alcoholic beverage caterer for such service.

(b) If an existing alcoholic beverage licensee desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises, said licensee shall obtain an alcoholic beverage catering license pursuant to Section 3.2.5 of this Chapter in conjunction with a special event permit.

(c) If an existing alcoholic beverage licensee desires to sell or serve alcoholic beverages temporarily for consumption beyond the licensed premises but either connected to the licensed premises or on the same property under their sole possession, said licensee shall obtain a special event permit but is not required to obtain a catering license since the special event is an extension of the licensed premises.

(d) A bona fide nonprofit civic organization that desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises during a special event shall pay a fee of fifty dollars (\$50.00) to obtain a permit authorizing the organization to sell or serve alcoholic beverages for consumption on the premises of the special event. No more than two (2) permits may be issued to an organization in any one (1) calendar year. The organization shall hire an off-duty police officer of competent jurisdiction to be present during the event. For the purposes of this section, a bona fide "nonprofit civic organization" is defined as an organization which is an exempt organization under Section 501(c) or (d) of the Internal Revenue Code of 1986, as amended.

City Attorney David Davidson said if approved, this would be the second reading.

Motion: Councilmember Wynn moved for Approval of an Amendment to Chapter 3, Alcoholic Beverages, of the City of Roswell Code of Ordinances on Second Reading. Councilmember Igleheart seconded.

Council Comment:

Councilmember Dippolito referenced section 3.7.9 (d) where a nonprofit is permitted to obtain a temporary permit for three days, and asked if there is a licensee involved in that instance. Ms. Wakefield replied no and said she thought this relates to the state code and deferred the question to Mr. Davidson. Mr. Davidson said it follows

the state code exactly as they have it except the City of Roswell charges \$50 and the state charged \$25. Councilmember Dippolito asked who would be responsible if there should be an issue with an event. Mr. Davidson replied that the nonprofit organization would have to pay \$50 to obtain a permit and they will be responsible. Councilmember Dippolito asked if an individual would be responsible. Mr. Davidson replied that permits and licenses are issued to an individual and a business or nonprofit organization. Councilmember Dippolito said then this permit is issued to an individual. Mr. Davidson confirmed that someone's name would have to be on the permit. Councilmember Dippolito asked if the state allows temporary permits for the sale of alcoholic beverages. Ms. Wakefield replied, yes sir. Councilmember Dippolito said he found that interesting.

There was no further Council comment. There was no public comment.

A motion was made by Council Member Wynn, seconded by Council Member Igleheart, that this Ordinance amending Chapter 3 of the Code of Ordinances be Approved on Second Reading. The motion carried by the following vote:

In Favor: 4

Enactment No: ORD 2012-07-11

6. Approval of an Amendment to Chapter 14, Parks, Recreation, and Cultural Affairs, and Chapter 15, Reserved, of the City of Roswell Code of Ordinances. (First Reading)

Presented by Alice Wakefield, Director of Community Development

Councilmember Wynn introduced this item on Councilmember Diamond's behalf.

Director of Community Development Alice Wakefield said staff is requesting that this matter be deferred until the July 23, 2012 Mayor and Council meeting.

Mayor Wood called for public comment. An unidentified speaker asked for an explanation of the amendment.

Ms. Wakefield said this is an amendment to the Code of Ordinances to move the provisions of special events from Chapter 14 to Chapter 15. It makes special event permitting more efficient and gives more detail about the application process and the criteria for approval of a permit.

Mayor Wood called for public comment again and noted there would be another opportunity to speak at the First Reading after the deferral and at the Second Reading. There was no public comment.

A motion was made by Council Member Wynn, seconded by Council Member Dippolito, that this Amendment to Chapter 14 and 15 of the Code of Ordinances be Deferred and be placed on the Mayor and City Council agenda for 7/23/2012. The motion carried by the following vote:

In Favor: 4

Enactment No: ORD 2012-08-12

Transportation Department - Councilmember Betty Price**7. Approval of potential Programs/Projects for the Transportation Initiative Act (TIA) 15% local share.**

Presented by Steve Acenbrak, Director of Transportation

Councilmember Price introduced this item and said it is in regards to the potential programs/projects that would be funded from the Transportation Referendum (TIA) should that referendum pass on July 31. This is not a discussion as to whether or not this referendum should pass.

Mayor Wood said the intention is to let the citizens know how the City of Roswell might spend the money if the referendum passes.

Director of Transportation Steve Acenbrak said the referendum vote is for the metropolitan region and if it passes, the City of Roswell would get three distinct projects that he would be discussing in broad general terms. Mayor Wood asked Mr. Acenbrak if he would also identify the budgets for each of the projects.

Mr. Acenbrak listed the three projects as follows:

1) Improve the intersection at Holcomb Bridge Road and SR-400 – The budget is \$48 million.

2) The Gateway project is for the removal of the reversible lanes – The line item dollar amount assigned to this project is \$20,400,000.

3) Improvements on SR140 – The line item dollar amount is \$18,600,000.

Mayor Wood asked if this is for intersection improvements only, not adding another lane. Mr. Acenbrak replied that is correct. He said this is for operational improvements; making a two-lane road into a three-lane road so left turn movement does not clog through traffic. He said they would also add bike lanes and multi-modal sidewalk pedestrian improvements along the corridor from Mansell Road in the south to Rucker Road in the north. Mr. Acenbrak noted that this is a joint venture with the cities of Milton and Alpharetta who are also making improvements to Rucker Road east and west bound and Arnold Mill Road north and south.

Council Comment:

Councilmember Dippolito said that Mr. Acenbrak had mentioned this being three lanes but he thought it was only three lanes where there are intersections and asked if that was correct. Mr. Acenbrak replied that is correct, three lanes as needed.

Councilmember Dippolito asked if there would be a landscaped median. Mr. Acenbrak said there would be in various parts, but this is only a concept that has not been designed but it would not add any capacity to the road. Councilmember Dippolito asked if it is a center turn lane. Mr. Acenbrak replied it is not a universal center turn lane; it would actually be context sensitive, the absolute minimum would be done to get the design elements in with the architectural details. Councilmember Dippolito said the community had expressed concern about having a center turn lane or four lanes and he wanted to clarify that this is just turns at intersections. Mr. Acenbrak replied, yes as needed.

Mr. Acenbrak said the three projects he just reviewed are line items in the law, which cannot be changed. Either they all pass and are funded or they do not pass and are not funded. He explained that the other part of the TIA bill is the 15%, which is 85% of the money allocated to municipalities by a formula, approximately \$1,900,000 per year for ten years for the City of Roswell and the City has the opportunity of deciding how to spend the money. He said it is loosely required that the money be spent on

transportation improvements, other things not transportation related cannot be done. He said Councilmembers Price and Diamond, and some staff members have discussed some options for consideration. He said a decision does not have to be made tonight, but they would like to begin public dialogue about how they might want to use this money.

Mr. Acenbrak said one option discussed was to have two broad categories; the first could be considered a legacy project and the other a series of pots.

Mr. Acenbrak said related to a legacy project, one consideration could be to have uniform sidewalks and/or multi-use trails so someone could literally walk from one end of the city to the other along Holcomb Bridge Road/Highway 92 east to west from Cobb County to Gwinnett County. Another option might be to have sidewalk connections between parks and schools, which is city policy in place at this time. He displayed a graphic of the City of Roswell illustrating where parks and schools are located and how much of the land mass of the City of Roswell that covers, which he said is quite a bit. He said Councilmember Price had suggested reconsidering this project for multi-modal improvements along Holcomb Bridge Road/Highway 92 along with another potential project for a multi-use path that would cross over Holcomb Bridge Road perhaps between Centennial School and East Roswell Park. He displayed a rendering and said the two schools, the park and the future library would all be connected so the children and students would not be in harm's way. He said that is one broad category option for consideration.

Mr. Acenbrak discussed the other broad category for funding projects, which would be through a series of pots that he said the city has done in the past with other projects. One concept could be a sidewalk pot that would go into gap closures, some connectivity and complete streets projects or it might be for turn lanes, roundabouts, or intersection improvements. He said another possibility might be redevelopment support such as with the Groveway project with some street and multi-modal accesses to help kick that off. Another consideration might be for an anchor project, perhaps something with the square. He some concepts had been prepared to create a Canton Street South and said one of the anchor projects could be to add some vitality to that area with pedestrian and parking improvements and shops along the sidewalks. He said if this money is going to be \$2 million per year for ten years that might get this started with the design or infrastructure improvements and the right of way.

He said these options would be looked at by staff and brought to Committee for consideration prior to being approved for funding. Mr. Acenbrak said staff is requesting guidance from Mayor and Council as to how they should proceed with promoting a program for the TIA 15%.

Mayor Wood said the citizens should have some sense of how the City would spend this \$1.9 million a year if they approve the referendum; on the other hand, he does not want to commit to a full ten years out because he wants to leave flexibility for future Council as needs arise. He said he would rather have a short-term plan but in the road business that could be four to five years because that is how long it takes to design, permit and build any transportation projects of substance. He said they could reasonably look at projects that have already been discussed that have received public input because that gives the citizens a sense of those projects. He said one of the two projects on the top of his list would be to complete the sidewalks on Holcomb Bridge Road at least on one side all the way from SR400 to the Gwinnett County line. He noted there are currently sidewalks from Highway 9 all the way to Cobb County but he could not support sidewalks on both sides of Holcomb Bridge Road because one side is in Johns Creek. Mayor Wood asked for an estimated cost for this and

noted this is the same project for which the City is currently trying to acquire right of way.

Mr. Acenbrak said to finish the entire east/west connector; the project cost would be about \$8.5 million. Mayor Wood asked if that would be for the complete project to get sidewalks at least on one side of Holcomb Bridge Road all the way to the Gwinnett County line. Mr. Acenbrak replied that was correct.

Mayor Wood said the other project at the top of his list because it supports redevelopment and mitigates traffic is the early off ramp from SR400 and asked if staff had been looking at that project. Mr. Acenbrak said they had been looking at an early off ramp for northbound SR400 commuters to exit onto Old Alabama south of Holcomb Bridge Road as well as some redevelopment opportunities of other parcels there. The Mayor asked for the estimated cost of that project. Mr. Acenbrak replied \$2.5-\$3 million.

Mayor Wood reiterated those are the two projects at the top of his list and said it is only fair to the citizens to let them know how the City might spend some of the money if they approve the referendum. He encouraged Council to give their input.

Councilmember Price asked if the TIA passes, would the early off ramp be part of the Holcomb Bridge Road/SR400 improvements. Mr. Acenbrak replied it would be. Councilmember Price asked if it was redundant to take the local portion of the TIA and use it for that project. Mr. Acenbrak replied staff wants to make this money go as far as possible and the city probably does already have the Holcomb Bridge Road/SR400 project on the list with the \$48 million budget. Mayor Wood said if that project was already in the \$48 million, then his preferred project for the TIA money would be the Holcomb Bridge Road sidewalks.

Councilmember Igleheart said he missed the Committee meeting where this was discussed but said he had read the minutes. He asked for clarification and said, "Because we are not saying these are going to be the projects that we are going to spend that money on but this is the likely pot of things that we are going to do; because Steve just described one thing and now you're talking about another."

Mayor Wood encouraged Council to commit early on to some high priority projects they would support. He said it would help people to know how the money will be spent when making their decision on the referendum. He suggested not programming out the whole \$19 million.

Councilmember Igleheart said he understands the point and they should say what they are going to spend the money for but many cities throughout the metro area haven't even gotten this far. He said his concern is, as has been said before, many things change with transportation and when getting into specifying what would be done, something else happens and there might be a better way to do it. He said he was fine with there being pots for which they think they can spend the money on but he did not think he could support individual projects at this point. He said eventually they want to do a multi-use trail along Holcomb Bridge Road; however looking at the number of people that would actually be impacted from where they have already gotten through to Horseshoe Bend to Gwinnett is not that much. He said doing all the schools and parks throughout the city that everyone says needs to be done, would have a major impact for many people. He said if there is money to do those kinds of things, then he supports those projects along Holcomb Bridge Road although he was not sure that would be the biggest bang for the buck. He said he prefers the pots that were described.

Councilmember Dippolito said he supports the idea of the different buckets and likes the way they are set up with sidewalks, congestion relief and redevelopment support. He said those are three good goals and he heavily favors the sidewalk program with as much as 50% of the money going to sidewalks each year. He agreed with Councilmember Igleheart about connecting the parks and said they had discussed in Committee, possibilities of what it will take to get the entire Roswell loop built. He said having a greenway that connects all the parks and schools would be fabulous and very transformational for the city and he would like to make it a goal to have a multi-use trail and greenway built with these funds.

Mayor Wood reminded Councilmember Dippolito that Garrard Landing Park is at the Gwinnett County line and this would connect that. He said he is in agreement with the idea of completing the connection from one side of Roswell to the other but this would be his first priority. Councilmember Dippolito said he understands the point about the park being there and it comes down to usage and the major use areas should be connected first and then extend out. He said connecting to Garrard Landing Park is a fabulous idea. Mayor Wood said one of the reasons bicyclist never get to Garrard Landing is because they cannot get there from Roswell but if there was a bicycle trail all the way, there would be a lot more people bicycling. He said there are many roads near schools that can be bicycled on but not safely on Holcomb Bridge Road.

Councilmember Wynn said it is good that they are looking at this and being proactive even not knowing if the referendum will pass because it will help the city to have some direction for where they want to go even if it does not pass. She said she would like to keep this more fluid because they would not want to lock in future Council members but they should get something out that is proactive with the understanding if something else comes up, the projects can be adjusted. However, she said she is hearing through her colleagues that there could still be a lot of discussion about everyone's priorities and what they think. She said she likes the early off ramp but if TIA passes then that would not be a concern. She said she also likes the bridge connecting Eves Road with the schools, the library and the park, which has been talked about as long as she has been on Council.

Mayor Wood said although it is good to be fluid, when asking people to vote on a 1% sales tax, they should have something concrete, at least the first phase, or the first few years. He said it is easier to vote on spending money when given a list of projects and costs and knowing specifically where the money is going rather than having different pots that do not indicate the specific projects or whether they are in a particular neighborhood. He said he would prefer Council look at specific projects and encouraged them to consider some that have been looked at in the past. He said his approach to flexibility would be in the later years, not in the initial round and added that many of the projects that have been discussed are already in design and the city is acquiring right of ways, but there is not yet money to fund them. He said people are already voting by absentee ballot and if they are going to know how the money will be spent; there is not a lot of time and the window is getting smaller.

Councilmember Wynn said by fluid she meant in later years and she agreed with the Mayor that they should look at some short-term projects but they need to decide which ones. She said she likes the ideas of the sidewalk connectivity and the over the bridge project.

Mr. Acenbrak said one priority project for consideration could be the section of the multi-use trail along Holcomb Bridge Road, for which Council approved the right of way tonight. It would meet three of the criteria because it includes sidewalks, mobility along Holcomb Bridge, and connects schools and parks. This would be an easy out

of the gate project and the cost would be approximately \$1 million, only about half of the year's allocation.

Councilmember Igleheart said clearly, there is not a consensus, two of the Council members missed the last meeting, and two are missing tonight's meeting. He said he was uncomfortable making a major decision when there is no consensus. He said he also did not believe people would make a decision on the TIA 1% sales tax based on a specific project for which the city would be spending \$4-\$6 million and most people will not even know because of the short time window. He said they would base their voting decision on the bigger picture. He reiterated that he was uncomfortable making this decision tonight.

Mayor Wood said Council can choose not to make a decision tonight, but if they are going to make a decision prior to the vote on the referendum, it must be before the next meeting on July 23. He said if Council does not feel that is enough time he understands.

Motion: Councilmember Price moved that in anticipation of the potential passage of the TIA/T-SPLOST referendum that the 15% local share going to Roswell would be allocated in a fashion related to our unfunded construction projects dividing up the monies into 3 categories of a sidewalk program, a congestion relief program and a redevelopment support program with the emphasis on the sidewalk program to include an overpass on the east side.

Mayor Wood asked if that would be for the entire ten-year term or a portion of the ten-year term.

Councilmember Price said that gives them some direction for the early portion and she thought it is broad enough that it covers the things that most people are concerned about and certainly, bucket #3 if they have some imminent redevelopment activities that need their support quickly would give them some flexibility to do that as well.

Mayor Wood said it makes him feel good for that to be said but he was not sure it meant anything but if Council wished to adopt this as is that was fine with him.

Councilmember Igleheart asked if this is money over ten years, one year at a time, aren't they prohibited from binding future Council's for future monies. Mr. Davidson said correct, future Councils would not be bound by anything they do tonight.

Councilmember Price said it is mostly categorical and prioritizing the things they know are ready to do and would like to start to move ahead on. Certainly, the sidewalk program and the overpass would take about the first year's receipts on that. She does not want to tie them to that if something in buckets 2 or 3 come up that they might find a higher priority given some unusual situation. At this point, they would put at least the bulk of that as a priority in bucket #1.

Councilmember Dippolito asked if the overpass is in the motion. Councilmember Price said it was in it as an example of a high priority in bucket #1, which could be funded by the first year alone. Councilmember Dippolito said it is an interesting idea but he is not convinced that it was something that could be designed in a way that people will actually use. He said the idea of exploring that as a possibility is a very good idea. He is not willing to say to fund it until they get a better sense of what it is. Mayor Wood said he did not think Councilmember Price is anywhere near that specific. Councilmember Price said it was an example as a priority in bucket #1.

Mayor Wood said a possible project. Councilmember Price said a possible high priority project.

Second to Motion: Mayor Wood called for a second to the motion (motion is above). Councilmember Wynn seconded.

The Mayor opened the floor for public comments.

Public Comment:

Janet Russell, 260 Willow Springs Drive, Roswell, thanked Mr. Acenbrak for the maps, asked that the map of the parks be displayed again, and said she agrees that this project should be included in one of the buckets. She said she had previously brought up an idea to Councilmember Dippolito that could be done in conjunction with this sidewalk and connectivity project. She suggested the addition of a bus shuttle run by the City of Roswell that would constantly circulate the city from 6 a.m. until 10 p.m. that would not be a large MARTA type bus but a smaller hotel/airport type shuttle bus. She said it would be similar to the Buc Shuttle in Buckhead as well as the one in Athens, Georgia that are free of charge. She suggested naming it Park It, meaning someone could park their car, get on the shuttle and be connected to all the parks. She said a route that would connect all the parks would also pass major shopping centers, parks, churches and schools and would enable people who do not want to walk or are unable to walk to get to these places via shuttle bus. She said teenagers could also go to places in town without having to get in their cars, which would certainly make their parents happier. This would increase economic development and encourage people to get off MARTA to get to their final destinations for jobs or shopping. She said Buckhead's shuttle is paid through the Transportation Act via a \$70,000 grant and from the assistance of Buckhead merchants and hotels. Ms. Russell said the City had allocated \$500,000 to the Roswell Business Alliance to bring business to Roswell and there are people who would like to stay and shop here but they have no means of transportation because the City has shifted the commercial axis from north/south where the bus runs to east/west where there is nothing. People who work or live here cannot get around unless they have a car. She encouraged Council to consider this and said it is all about roads and sidewalks but there are alternative ways to get around and a local bus shuttle would have a lot of appeal. She said this would be a great option and hoped Council would include this in this motion.

Alex Leach, 1200 Martin Ridge Road, Roswell, asked if the sidewalk that was referred to on Holcomb Bridge Road just after SR400 was on the side that is in the area of Centennial High School or is it on the west side.

Mr. Acenbrak indicated on the map on the overhead that Centennial High School would be on the north side and the connection would connect the park on the south side.

Alex Leach said he attends Centennial High School and that he has tried to walk to school but it is not easy especially on Holcomb Bridge Road. He referred to an intersection where there is a left hand turn into Walton Centennial Apartments, there is no traffic light, and it is just around a bend. He said that is a very dangerous area just for a car to turn, but their cross-country and track teams run along that side of the road and there is also an elementary school nearby where he has seen children walk across. He requested that the city consider putting a sidewalk or something in that location to ensure the safety of students. Mayor Wood thanked Mr. Leach for his comments.

No further public comments were made.

Mayor Wood noted that Council has the option to make further modifications or clarifications to this motion at the second meeting but there is a motion and a second to create buckets.

Councilmember Dippolito commented that he thinks Ms. Russell's idea about the bus shuttle is intriguing. He asked if this is something that the TIA share could fund and added that a lot of it is operational and they could probably buy the bus. Mr. Acenbrak replied that he would research this.

Vote: The motion passed unanimously.

A motion was made by Council Member Price, seconded by Council Member Wynn, that in anticipation of the potential passage of the TIA/T-SPLOST referendum, that the 15% local share going to Roswell would be allocated in a fashion related to the city's unfunded construction projects dividing up the monies into 3 categories which are the sidewalk program, a congestion relief program and a redevelopment support program with the emphasis on the sidewalk program to include an overpass on the east side be approved. The motion carried by the following vote:

In Favor: 4

City Attorney's Report

8. Recommendation for closure to discuss personnel and acquisition of real estate.

A motion was made by Council Member Dippolito, seconded by Council Member Igleheart, that recommendation for closure be Approved. The motion carried by the following vote:

In Favor: 4

Adjournment

After no further business, the Mayor and Council meeting adjourned at 8:04 p.m. for a work session regarding proposed Stormwater policies for redevelopment.