



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

Wednesday, May 29, 2013

7:00 PM

City Hall

WELCOME

Present: 6 - Mayor Jere Wood, Council Member Nancy Diamond, Council Member Rich Dippolito, Council Member Kent Igleheart, Council Member Betty Price, and Council Member Becky Wynn

Absent: 1 - Council Member Jerry Orlans

Pledge of Allegiance - Lee Fleck

Staff Present: City Administrator Kay Love; Deputy City Administrator Michael Fischer; City Attorney David Davidson; Police Chief Rusty Grant; Fire Chief Ricky Spencer; Community Development Director Alice Wakefield; Planning and Zoning Director Brad Townsend; Environmental/Public Works Director Stu Moring; Environmental/Public Works Deputy Director Mark Wolff; Finance Director Keith Lee; Human Resources Director Dan Roach; Recreation and Parks Director Joe Glover; Transportation Director Steve Acenbrak; Accounting Specialist Karen Bernard; Budget Manager Ryan Luckett; Budget Coordinator Denise Brown; Community Development City Planner Jackie Deibel; Community Relations Manager Julie Brechbill; Financial Analyst Lynn Williams; Historic and Cultural Affairs Manager Morgan Timmis; Building Operations Technician Timothy Thompson; Digital Media Designer Joel Vazquez; Deputy City Clerk Betsy Branch.

CONSENT AGENDA

1. **Approval of April 22, 2013 Mayor and Council Meeting minutes (detailed minutes to replace Council Brief adopted on May 13, 1013); Approval of April 29, 2013 Special Called Mayor and Council Meeting minutes (detailed minutes to replace Council Brief adopted on May 13, 2013); Approval of April 29, 2013 Mayor and Council Open Forum minutes (detailed minutes to replace Council Brief adopted on May 13, 2013); Approval of May 13, 2013 Special Called Mayor and Council Meeting minutes; Approval of May 13, 2013 Mayor and Council Meeting Brief; Approval of May 20, 2013 Special Called Mayor and Council Meeting Brief.**

Administration

Approved

2. **Approval to create a "Stormwater Projects - Master Work Order List" Project and approval of Budget Amendment 50743200-05-29-2013 in the amount of \$338,532.**

Public Works/Environmental

*****This item was removed from the Consent Agenda and Discussed under the Regular Agenda - Environmental/Public Works Department*****

3. **Approval of a Resolution to Submit an application for the FY2013 Bulletproof Vest Partnership (BVP) Grant.**

Public Safety

Approved

Enactment No: R2013-05-28

4. **Approval of a Resolution for the City of Roswell to apply for the 2013 Public Safety Grant from Target™ Corporation in the amount of \$2,000.**

Public Safety

Approved

Enactment No: R2013-05-29

Approval of the Consent Agenda

A motion was made by Council Member Wynn, seconded by Council Member Diamond, to Approve the Consent Agenda, with the exception of Consent Item #2 that was moved to the Regular Agenda for discussion. The motion carried by the following vote:

In Favor: 5

REGULAR AGENDA**Mayor's Report**

1. **Approval of the FY 2014 Budget for the City of Roswell, Georgia in the amount of \$101,091,241. (Second Reading) and (13-0224) Adoption of the Millage Rate of 5.455 for the FY 2014 Budget (Second Reading of the Millage Rate and Third Hearing)**

Budget Manager Ryan Luckett said this is the second reading of the budget and the third public hearing on the millage rate. Mr. Luckett stated that the budget is balanced, revenues exceed expenditures, and there is no increase in the combined millage rate. The budget continues investments in economic development and job creation as well as incorporating road resurfacing into the operating budget and continues to sustain high quality City services, facilities and equipment. He stated the principals that helped guide the development of the budget: the budget was balanced using current year revenues to fund operating expenditures as well as maintenance capital, reserves were used only for one time capital, and the budget maintains a reserve of at least three months of operating expenditures. He said there is no increase in the combined property tax rate and the current level of service is maintained.

Mr. Luckett began with a summary of All City Funds stating that Total Source of Funds across All Funds for FY 2014 is \$105.0 million that includes \$100.6 million in Revenues and \$4.4 million in Use of Reserves. Split across all the major revenue categories, Property Tax, Sales Tax, and Charges for Service-External comprise approximately 64% of the Total Source of Funds for All Funds. The Total Use of Funds in FY 2014 is \$101.1 million and Police, Administration, Environmental/Public Works, and Recreation & Parks departments comprise 68% of the Total All Funds budget when broken out across all City departments. In summarizing the Full-Time Employee count, the FY 2014 proposed budget includes 598 full-time employees which is an increase of four positions from FY 2013 that include one EMS Captain position, two Parks crew workers (one to focus on the river and the other for parks beautification) and one Digital Media Designer in Community Relations moving from part-time to full-time.

Mr. Luckett then provided a summary of General Funds. The Source of Funds for General Funds in FY 2014 totals \$61.2 million that includes \$59.5 million in Revenues and \$1.7 million in the Use of Reserves. When broken out across the major categories; Sales Tax, Property Tax, and Franchise, Alcohol, Business/Insurance Taxes comprise 87% of the total General Fund Revenues. For FY 2014 Use of Funds, the General Fund Expenditure budget totals \$60.9 million which includes \$55.7 million in Operating Expenditures and \$5.2 million in One-Time Capital and Maintenance Capital. When that is broken out across all departments, the Police, Recreation & Parks, Transportation, and Administration departments comprise 73% of the Total General Fund budget.

Mr. Luckett said in summary, as of the first budget reading, Total Resources for the General Fund is \$61.1 million and Total Expenditures is \$60.9 million which leaves \$245,000 available for programming. The General Fund maintains a financial reserve of \$13.8 million or three months of Operating Expenditures.

Mr. Luckett provided a summary of Other Funds:

- Solid Waste Fund – Total Source of Funds is down by about \$300,000 from FY 2013 mainly attributed to some decreases in residential premium service and commercial service. Expenditures are down by about the same amount, mainly a result of fewer capital dollars being programmed in FY 2014.*
- Stormwater Utility Fund – Revenues are stable at \$2.9 million in FY 2014. Expenditures are slightly down compared to FY 2013, mainly a result of fully funding the Financial Reserve within the Stormwater Fund of two months of Operating Expenditures.*
- Water & Sewer Fund – Total Source of Funds is up by about \$600,000 from FY 2013. The reasons being that the budget includes the proposed \$1.00 increase in the base water rate to help fund the Debt Service for the new water plant and includes the change approved at the May 13 budget reading that moved the funding*

for the Recreation & Parks maintenance facility from the General Fund to the Water Fund.

- *Hotel/Motel Fund – Total Source of Funds is down about \$90,000 from FY 2013 mainly a result of using less reserves than FY 2013. Taxes are up by about \$60,000 over last year's budget. Expenditures are down by about \$90,000 mainly a result of fewer Capital dollars being programmed within the fund.*
- *Recreation Participation Fund – Revenues Total Source of Funds total \$5.3 million in FY 2014 that comprises \$4.5 million in program Revenues, \$200,000 in Use of Reserves and General Fund Support is about \$570,000 which is the same level as FY 2013. For Use of Funds, the additional revenues helped the department program some additional expenditure for operating costs such as recreation supplies, contractual services related to Roswell Presents, and some One Time Capital and Maintenance Capital within the Recreation Participation Fund.*

Mr. Luckett summarized One-Time Capital stating that the total available funding is made up of two sources - the General Fund Fund Balance above Reserve Policy which is about \$1.7 million combined with the savings from the current Capital Program that gives \$2.4 million for One-Time Capital programming. One-Time Capital Projects currently programmed are:

- *Administration - \$120,000 for Data Center Relocation and Upgrading Phone Server and Software.*
- *Community Development - \$270,000 for Document Scanning, Update Design Guidelines, and Update Impact Fee Ordinance.*
- *Fire - \$63,500 for Fire Station #1 Renovation*
- *Police - \$146,000 for Remaining two Patrol Vehicles for new officers added last year and Two Vehicles for the Narcotics Unit.*
- *Recreation & Parks - \$601,472 for:*
 - *Old Mill Phase II: \$150,000*
 - *Park Facility Roof Repairs: \$120,000*
 - *Riverwalk Master Plan: \$75,000*
 - *Cultural Arts Center Acoustic and Listening Aid Improvements: \$70,000*
 - *Smith House Roof Replacement: \$38,800*
 - *Outdoor Park Security Cameras: \$30,000*
 - *Miscellaneous Projects: \$117,672 (These include projects such as repaving the Arts Center parking lot on Fouts Road, sidewalk work at Roswell Area Park, additional lighting at Historic Town Square, the Shade System and additional signage at Big Creek Park.)*
- *Transportation - \$1.0 million for:*
 - ☐ *River to Historic Town Square Multi-Use Trail: \$600,000*
 - ☐ *Old Alabama/Old Alabama Connector Turn Lane: \$150,000*
 - ☐ *Bucket Truck Replacement: \$130,000*
 - ☐ *Street Light Efficiency/Cost Reduction Study: \$75,000*
 - ☐ *Miscellaneous Projects: \$45,000 (This includes \$25,000 for sidewalk connectivity and \$20,000 for the Pedestrian Safety and Traffic Counts Program.)*

Mr. Luckett summarized the Add/Delete list of items that were approved at the first reading of the budget. He said the Mayor's proposed budget started with \$165,919 available for programming. Council approved additions to the General Fund Operating Budget of \$136,915 and One-Time Capital additions of \$209,004. Council approved total deletions from the One-Time Capital Budget of \$425,000 which leaves \$29,004 available for programming for Operating/Maintenance Capital or One-Time Capital and \$215,996 available for programming for One-Time Capital only for a total of \$245,000.

Mr. Luckett summarized some of the approved changes for the General Fund

Operating Budget that include the addition of one Full-Time Recreation & Parks Crew Worker position to enhance citywide park beautification efforts, Uniformed Medical Kits for Police Officers, and the Cultural Arts Board Community Visioning Plan. Approved changes for the One-Time Capital Budget include moving the funding for relocation of the Recreation & Parks maintenance facility from the General Fund to the Water Fund and deleting funding for Terramont Community Garden. Additional funding for the One-Time Capital Budget include the Riverwalk Master Plan, Acoustic and Listening and Assisted Listening System at Cultural Arts Center, Sidewalk Connectivity, Recreation & Parks Shade System, bringing the total for Lighting at Historic Town Square to \$20,000, and Big Creek Signage. In addition, Council also approved changing the Revenue Budget to account for the contribution from the Georgia Ensemble Theatre related to the Cultural Arts Center improvements. This also includes changes to the Water & Sewer Fund by utilizing Fund Balance within the fund to pay for the relocation of the Recreation & Parks maintenance facility that includes both Revenue and Expenditures.

Mr. Luckett summarized the proposed Add/Deletes which include adding to the General Fund, One-Time Capital of \$45,728 for fully funding the Recreation & Parks Shade System request that brings the total budget to \$68,000 allowing that department to accomplish something more substantial than the \$22,000. Also for consideration is deleting \$2,000 for the additional lighting at Historic Town Square pending further review of the lighting plan from Recreation & Parks and removal of \$73,000 for funding the third K-9 and related vehicle in Confiscated Assets Fund.

Mr. Luckett said as a reminder that this is the third millage rate hearing. He noted that the 2014 Property Tax Revenues were based on an estimated digest value assuming a 15% decline in the motor vehicle digest associated with the new title ad valorem vehicle tax and the budget also includes shifting a portion from the Debt Service Rate of .405 mills to the M&O rate to help fully fund some of the maintenance capital as well as other increased cost in the General Fund. He said this shift has no impact to the property tax bill; for example a typical Roswell home valued at \$250,000, \$40.50 would shift from Debt Service to M&O resulting in a net zero increase for the resident. Mr. Luckett then displayed a chart providing a 10-year history of the total millage rate showing that for the last ten years the City's millage rate has decreased twice or otherwise been maintained. Even with this adjustment in the millage rate, the M&O rate for the City of Roswell remains the lowest among all North Fulton cities.

Mayor Wood asked Mr. Davidson to read the two ordinances.

Councilmember Price said it might be appropriate to take Regular Agenda Item #6 prior to completion of the budget. Mayor Wood said no they would do that after hearing the budget. Councilmember Price said it is hard to reconcile the budget if Council hasn't already approved the rate increase. Mayor Wood asked Kay Love to respond to this request.

City Administrator Kay Love stated the reason for looking at approving the budget first is if there are changes to it, then Item #5 may or may not be necessary in the same way. The budget is predicated upon an increase to the water rate base rate of \$1.00. After the budget is approved, Council adopts the rate change by resolution. She said it wouldn't be done in advance; the ordinance would be adopted first and then by resolution set the fee that supports it. She said it is the same as for the budget which is adopted first and then the millage rate is set to support it.

City Attorney David Davidson conducted the first reading of AN ORDINANCE ADOPTING A BUDGET FOR THE FISCAL YEAR 2014 FOR EACH FUND OF THE

CITY OF ROSWELL, GEORGIA, PURSUANT TO ARTICLE VI, CHAPTER 6 OF THE CHARTER OF THE CITY, BEGINNING JULY 1, 2013, AND ENDING JUNE 30, 2014, APPROPRIATING THE AMOUNTS SHOWN IN EACH BUDGET AS EXPENDITURES, ADOPTING THE ITEM OF ANTICIPATED FUNDING SOURCES, PROHIBITING EXPENDITURES TO EXCEED APPROPRIATIONS, AND PROHIBITING EXPENDITURES FROM EXCEEDING ACTUAL FUNDING SOURCES AND AMENDING THE CODE OF ORDINANCES TO EFFECTUATE SUCH ADOPTION, stating: pursuant to their authority, the Mayor and City Council adopt the following ordinance:

1.

The City of Roswell, Georgia hereby adopts an expenditure budget for Fiscal Year 2014, said budget being described below and shown on Schedule "A" for each fund of the City of Roswell, Georgia:

FY Revised Proposed Budget After 1st Reading:

FY 2014 Current Proposed Budget

100 - General Fund \$60,935.21

210 - Confiscated Assets Fund \$383,878

215 - E911 Fund \$2,007,693

235 - Cemetery Fund \$23,500

275 - Hotel/Motel Fund \$952,931

290 - Leita Thompson Rental Fund \$88,192

350 - Capital Projects Fund \$5,433,981

410 - Debt Service Fund \$1,205,948

505 - Water/Sewer Fund \$3,980,973

507 - Stormwater Fund \$2,549,667

540 - Solid Waste Fund \$9,508,701

555 - Recreation Participation Fund \$5,310,349

601 - Worker's Compensation Fund \$464,505

602 - Group Benefit Fund \$6,548,372

603 - Risk and Liability fund \$1,050,076

604 - Fleet Services Fund \$626,684

Grant - \$20,270

Grand Total: \$101,091,241.

2.

Any increase or decrease in appropriations or revenue of any fund or for any department; the establishment of new capital projects; or the establishment of new grant projects other than those exceptions provided for herein, shall require approval of Mayor and City Council.

3.

A millage rate of 5.455 mills is hereby established as part of the approved budget based on the estimated digest of Fulton County. The millage rate has a component of 4.464 for the General Fund and a .991 component for the General Obligation Bond Debt Fund. This millage rate may be adjusted at a future date based on receipt of a certified digest.

4.

This budget fixes the number of budgeted full-time positions of the City at 598. This number may only be increased or decreased through approval of the Mayor and City Council. The City Administrator or his/her designee is authorized to create policies and procedures for the pay grade, classification, and/or cost center assignment for employees, which may be changed throughout the year.

5.

The City Administrator or his/her designee is authorized to distribute the one-time employee compensation and salary adjustment reserve funds included in the FY 2014 budget from Citywide to each Department.

6.

Mayor and Council adopt a Capital Improvement Plan for Fiscal Years 2014 through 2018 as attached hereto and incorporated herein as Schedule "B." This plan does not indicate any promise of appropriations for future years. This plan may only be modified through action of Mayor and City Council.

7.

Mayor and Council further approve the re-appropriation of all available funds for FY 2013 approved capital projects that have not been completed as of June 30, 2013.

8.

Mayor and Council further approve the re-appropriation of all unspent FY 2013 firefighters fees to fund the increase in Firefighter staffing from 25 to 28 personnel in FY 2014.

9.

Mayor and Council further approve the re-appropriation of all unspent FY 2013 pension plan transition costs in FY 2014 to complete the implementation of the Defined Contribution Retirement Plan.

10.

This budget also reserves \$1,843,049 within fund balance in the Worker's Compensation Fund representing the City's aggregate liability for Worker's Compensation. Reserved funds would be used to cover any subsequent injury trust fund payments and/or any significant change in the City's open "claims reserve" amount. This policy may be further adjusted through action of the Mayor and City Council.

11.

This budget also reserves \$1,000,000 within fund balance in the Risk and Liability Fund. Reserved funds would be used to cover any catastrophic loss/uncovered claims as well as any significant, unbudgeted, inmate medical liability. This policy may be further adjusted through action of the Mayor and City Council.

12.

The City Administrator and his/her designee may promulgate all necessary internal rules, regulations, and policies to ensure that this Budget Ordinance is followed.

Mr. Davidson noted that if approved this would be the second reading of the budget ordinance.

City Attorney David Davidson conducted the second reading of AN ORDINANCE TO ADOPT MILLAGE RATE, stating, pursuant to their authority, the Mayor and Council of the City of Roswell wish to establish a millage rate of 5.455. The millage rate has a component of 4.464 for the general fund, operating and capital improvements budget, and a .991 mills component for servicing bonded indebtedness. The millage rate may require adjustment upon approval of a certified Tax Digest for the year 2013.

Mr. Davidson noted that if approved this would be the second reading.

Council Comment:

Councilmember Dippolito referred to the relocation of the maintenance facility and said in the General Fund, they suggested moving \$400,000. He said he understands from conversations with Ms. Love that there are some items that might overlap and suggested pulling some of those items out of the Water Fund and look at them from a General Fund standpoint. He asked Mr. Luckett if they had done an analysis on that and if he has a recommendation of how much should be moved and retained. Mr. Luckett replied that Finance Director Keith Lee had looked at that and recommends \$97,600 be placed in the General Fund and \$302,400 be funded out of the Water Fund Fund Balance. Councilmember Dippolito said then their recommendation is to move \$302,400 and not \$400,000. Mr. Luckett replied that is correct. Councilmember Dippolito said from a motion standpoint, since they had taken it out in the first reading, would it need to be pulled out on the second reading. Mr. Luckett replied yes. Councilmember Dippolito asked Mr. Luckett if he could provide a spreadsheet so they could track any changes in order to see the total. He then asked Mayor Wood if they should track them as they are being discussed or wait until the motions are passed. Mayor Wood said if it would help him in his presentation, then they could track it now. Mr. Luckett displayed the spreadsheet.

Mayor Wood said for clarification, these changes are being made in the Capital Budget. Mr. Luckett replied that is correct and they will be reducing the Water and Sewer Funds by \$97,600 and increasing the One-Time Capital budget in the General Fund by \$97,600.

Councilmember Dippolito asked if the suggested change of deleting \$20,000 for lighting of the Historic Town Square is already incorporated in the spreadsheet. Mr. Luckett replied yes and also the Shade Systems.

Councilmember Igleheart said this is the first time he has heard about making a change from \$400,000 to \$302,400. He said he is not questioning that but asked for an explanation of where the \$97,600 comes from. Mr. Luckett replied the \$302,400 that would stay in the Water Fund is the actual facility and \$97,600 is more the equipment that goes along with the facility. Mayor Wood said it is equipment that is not used by the Water Fund but used by the Parks. Mr. Luckett replied that is correct.

Councilmember Price said such that when they examine the budget and they don't do zero based budgeting and are getting from the departments what they have had before with any changes; how do they determine whether or not reserves will be utilized and what is the target number to say how much money they have to spend. Mayor Wood said their target number is to use no reserves for the M&O Budget and use reserves only for the Capital Budget and they have met that target number. Councilmember Price said there is a lot of shifting from line to line and it is hard to follow. Mayor Wood said the shifting they just did was all within the Capital Budget and did not move any money around in the Operating Budget. Councilmember Price said it is not presented to Council that way as here is reserve money and here is what we are doing with it.

Mayor Wood apologized if that was not clear but said this Capital Budget which they shifted the money in, all came from reserves and some from the Capital Budget from the prior year which was unspent. Between those two, there was no money from the current revenues as being spent on this Capital Budget. He said there is a little bit but the current revenues fully fund all the current M&O expenses and there was a little bit left over. He asked if any of that was spent on capital. Mr. Luckett replied none of it was spent on capital. Mayor Wood said then they had a little more money in contingencies. Mr. Luckett replied that was correct, or available for other operating costs.

Councilmember Price said that was her question. She asked what their target number is of leftover Fund Balance and reserves that is going to Capital. Mayor Wood said the target number on the reserves was to maintain the three months in reserve. Councilmember Price asked, "And, nothing more?" Mayor Wood said they didn't fully spend all the reserves and said to refer to the principle page that lays out all of the targets. Mayor Wood said when staff begins the budget, these are the target numbers or parameters that he gives them and these parameters have been met in this budget and in all prior budgets. Councilmember Price asked at what point did they make a policy of reserves in three months and asked if that policy has changed over time. Mayor Wood asked Kay Love to address that question.

City Administrator Kay Love said over time the required reserve has changed and at one time in the City's history, it was 50% reserve in the General Fund and then it went to 35% and then to 25%. She said it has been 25% or three months for a number of years in the General Fund and they have not changed the policy of late; however the amount above the reserve has changed based on the budget. In some years, if the budget went up then obviously the required reserve went up but in other years the budget has actually gone down so that the threshold of the three month reserve would have gone down accordingly. While the policy may not have changed, the number every year has changed the dollar amount based on that percentage. There is not a policy in place related to the amount that the Council will appropriate above the reserve. That amount is available for programming if Mayor and Council decide to do so, which is where the One-Time Capital budget comes from. The amounts that are above the reserve are available to program for projects based on what Mayor and Council feel are the priorities.

Mayor Wood said for clarification, in these budget principles, there is only one policy which was adopted by Council and that is the three month reserve. The rest of these are principles which have been met were not adopted by resolution of the Council but are principles that are followed. They are targets which are set when the budget is started.

Councilmember Price said she has only been on Council through three or four budget cycles and has noticed that the reserves above the three months that they are maintaining has decreased significantly over this time. She said philosophically, they are not doing any good sitting on it. She added that on the other hand they had something to the tune of about \$22.0 million more when she started on Council than they have now. She asked if this is a good use of that money.

Mayor Wood said that is Council's decision but he supports the use of the money. He said if looking at the balance sheet and not the cash in the bank, those investments are capital investments which stay on the balance sheet. For instance, if you build a new park or a new bridge then that stays so they have converted from money in the bank that was earning a percent or less a year to which he believes are strong investments that are paying off with the prosperity of the City and the low unemployment rate. The balance sheet has actually improved even though the cash reserves have gone down. The capital investments convert from a liquid capital to an illiquid capital. He said he believes this is a better return on those investments than on the one percent being earned in the bank that is not building up. He said he sees it as making investments of the money and putting it to better use then earning less than one percent in the bank. Construction costs are already increasing and a lot of transportation costs have gone up and if they saved the money to spend next year, then the transportation project would go up more than the one percent a year being earned in the bank.

Councilmember Price said her other concern is in their estimation of revenues. She said starting back with this process in January and again in March when they had some updated numbers she didn't think they were all that encouraging from the perspective of economic growth, unemployment, anticipation of lessening of federal monies available, healthcare costs going up, property revenues having gone down several percent per year over the last three years, the sales tax basically flat, and hotel/motel not as robust as they had anticipated. She expressed her concerns that their revenue projections may be overly optimistic.

Mr. Luckett responded that for sales tax numbers, the budget for 2013 was \$19.7 million and they are on track to collect about \$20.8 million which is a sizeable increase from the budget. The City collected about \$20.3 million in FY 2012 so they are anticipating further growth with the sales tax which is consistent with the trend over the last year or two since the economy has begun recovering. The hotel/motel tax has also been increasing over this fiscal year and they anticipate that to be about \$60,000 above the FY 2013 budget which is fairly consistent with the trend they have seen over the last couple of years with that as well.

Mayor Wood said to Councilmember Price that the staff is conservative in the revenue projections. He said in the 16 years he has been in office, he does not recall a year when the revenues were not exceeded on the budget. He anticipates that the revenues will probably exceed this and these are conservative projections, not influenced by politics but influenced by the best judgment of the staff as a conservative projection neither trying to tilt the scale one way or other but just saying this is something they are reasonably confident they can achieve with the recognition that it is a projection but it is also a conservative projection. He said he is comfortable that these numbers can be met absent a catastrophe at the national level.

Councilmember Price said regarding the millage rate, there were some graphics that were provided to them at some point that showed the proposed millage rates going out in the next two years. She said they have the M&O increase that is basically offset by the Debt Service but it is a huge jump in the M&O that they haven't seen in over ten years. She asked when that will catch up with them.

Mayor Wood said they had shown a chart of the millage rate over the past that showed a fall in the millage rate that started at around 6% and went down to around 5%. He said he hopes to maintain the current millage rate at that same level over the next four years and believes with an efficient government and a conservative Council that they will be able to maintain this millage rate. He said he has a different perspective from some and looks at the combined millage rate rather than the separate millage rates. He is reasonably confident with the help of staff and Council that they can maintain the 5.455 and wouldn't promise a decrease but is reasonably confident they can avoid an increase.

Councilmember Price said, "Can you explain then? If we adopt this next portion of the bond, then the little part will go up, correct? So do we anticipate in future years the blue one will go down to offset that to maintain the 5.455?" Mayor Wood replied that he would not support a bond issue next year or anytime in the next four years which would create an increase in the 5.455. They have control over whether they do a bond and how much the debt service is and he would not support a bond issue that caused an increase in the combined millage rate and said again he was stressing combined millage rate.

Councilmember Dippolito asked Mr. Luckett to elaborate on that because they are retiring some debt in FY 2015 which gives some additional capacity and said he

thinks they already have some additional capacity in place. Over the next few years, they actually have the ability to float additional bonds if the Council so chooses without raising the millage rate. He asked if that is correct. Mr. Luckett replied that was correct and the current Debt Service millage rate would allow the City to pay off the bonds from 2008 in FY 2015 and with that gone, would create some additional capacity. Councilmember Dippolito asked if he could estimate how much that would equate to in the amount of the bond at current interest rate levels.

Mayor Wood said he thinks the question is that if conditions and interest rates don't change substantially and they pay down the bond on schedule, how much more they could float without a bond increase if they don't substantially increase the operating expenses.

Finance Director Keith Lee noted that the Debt Service millage to support the current debt that they have after paying off the 2008 bonds is about .36 mills and they would have about .60 mills that they can pay either debt or just to maintain the M&O or maintenance of operations. The .60 mills really would be predicated on the terms of the bonds. With a ten year bond, they are probably looking at \$25 million and with a twenty year bond they could do \$30-\$35 million based on the current interest rates. He said the market had some bump recently with positive signs on unemployment and the Fed has indicated they may be easing or reducing the QE3 and the public has a more positive view of the economy.

Mayor Wood said the bottom line is that there is potential to issue more bonds if approved by the citizens without increasing the millage rate and maintaining the current level of services with an anticipated rise in the cost of living. Mr. Lee said that is correct.

Councilmember Price said she would like to clarify that and said that the 4.464 would not change in the future. Mr. Lee said the pro forma shows moving the Debt Service millage rate that would no longer be needed for the current debt to M&O and that is a policy decision that is ultimately a decision of Mayor and Council. The pro forma said that they are not going to increase the overall millage rate as the Mayor has indicated. He said 5.455 is the millage rate throughout the entire pro forma or as they project future cost.

Councilmember Igleheart said to Mr. Luckett that when his presentation began they had \$245,000 left to spend and by the end of the presentation, they were at around \$90,000. He asked him to clarify the number. He asked if they decide not to spend that, would it go into a contingency fund. Mr. Luckett replied that it would stay in Fund Balance but Council could choose to put it in a capital contingency within the Capital Projects Fund or add it to the operating contingency with the remaining operating dollars.

Mayor Wood said he hopes to come back to Council in the October/November timeframe when they know the results of this year and hopes they will see a surplus from this year and to have another capital budget and that would roll into the next potential for capital expense.

Councilmember Igleheart said his point is that they don't have to spend that money and hopes they won't just to get rid of it.

Mayor Wood said he agrees with Councilmember Igleheart that they should not spend money just because they have it but they should wait until they find good investments. He added that this is a conservative Council.

Mayor Wood asked to hear a motion prior to public comment so the public will know what is on the vote. He said after the motion and a second, he would entertain amendments to the motion.

Motion on FY 2014 Budget: Councilmember Dippolito made a motion for Approval of the FY 2014 Proposed Budget for the City of Roswell, Georgia in the amount of \$101,091,241 with the changes proposed upon the First Reading with the following changes:

1. Delete \$97,600 from the Water Fund GEFA loan and move to One-Time Capital.
2. Delete \$20,000 for additional lighting at Historic Town Square pending further review of lighting plan.
3. Add \$45,728 to fully fund Recreation & Parks Shade System for a total of \$68,000.
4. Delete \$73,000 for the 3rd K-9 and vehicle from Confiscated Assets Fund.

Motion on Adoption of the Millage Rate: Councilmember Dippolito made a motion for Adoption of the Millage Rate of 5.455 for the FY 2014 Budget.

Councilmember Wynn seconded the motions.

Mayor Wood said to summarize, there are no changes in the Operating Budget and there are no changes in the Millage Rate ordinance. The changes are in the Capital Budget. Councilmember Dippolito said and also to the Confiscated Assets Fund.

Mayor Wood called for amendments to the motion.

Councilmember Price asked if there is already something in the budget for the lighting on Historic Town Square or if the budget is now zero or back to what it was. Mayor Wood said the budget is now at zero. He said he thinks everyone is interested in lighting for the square but they don't have specific plans yet and they need to take a better look at it and then it can be rolled into the October mid-year Capital budget.

1st Amendment to Motion on FY 2014 Budget: Councilmember Price made a motion to add \$9,000 to the Capital Budget for lighting for the Historic Town Square. The motion failed for a lack of a second.

Councilmember Igleheart said he previously proposed that they have a 2.75% cut with departments to determine the flexibility of where that would come from. He said they should and could do this differently but said he has made that position known. They have discussed this previously and everyone knows how that turned out. He said there is not much to be accomplished by going through all of that one more time and he would not force it again. He said if Mayor Wood was waiting on a motion from him; it is not coming. He said he still doesn't support it but he is not going to make a motion. Mayor Wood said he understands his position.

Mayor Wood said at this time there are no amendments to the motion.

Councilmember Price said since the format this year is different from other years, it is hard to figure out what is happening. She said she would like to know if certain things are in the budget because there are a number of line items now that say miscellaneous.

Mayor Wood said to summarize, the Operating and Maintenance Budget is as it was originally presented. There have been no changes to that budget from what was voted on the first time. Councilmember Dippolito said there were changes during the first reading. Mayor Wood asked for clarification on what those changes were.

Mr. Luckett replied it included the additional position as well as the uniform medical kits and the visioning plan for the Cultural Arts Center. Mayor Wood asked if he would go over those items with the amounts for Councilmember Price.

Mr. Luckett said the changes in the Operating Budget for the General Fund are:

- \$45,415 - One Full-Time Recreation & Parks Crew Worker position to enhance citywide park beautification efforts
- \$11,500 - Uniformed Medical Kits for all Police Officers
- \$80,000 - Cultural Arts Board Community Visioning Plan

Councilmember Price said she is concerned about the \$80,000 because they tend to do a lot of nebulous planning that doesn't have a lot of deliverables or precise tangibles. She said there were other things that the Cultural Arts Board put forth that might be more tangible such as the website and other things such as a person to manage the website. She said the website and a person to support that could be very useful not only for arts but also for entertainment and dining. She said she would like to see the money reallocated with some flexibility since they did not exactly fund the website before but funded this plan that is open ended.

Mayor Wood suggested that Councilmember Price make a motion if she would like for that to be changed.

Councilmember Price said it is not necessarily a line item change. She said that it is a line item change but not the amount. It is the specific allocation. She said she would make a motion to allocate \$80,000 more specifically or differently than simply a plan for the future of the arts.

Mayor Wood said it would be helpful if she could give more clear direction on the line item and asked if it was her intent to leave the \$80,000 as funding in the Cultural Arts arena. Councilmember Price said she would prefer that it be smaller but to keep it simple, leave it at \$80,000. Mayor Wood asked if she has a specific plan for it or would it be put in contingency. Councilmember Price said she would prefer it not all go to the plan and thinks the website idea was excellent and they didn't fund that but they did fund the plan and making it a contingency might allow that. Mayor Wood said if she is not certain how she would want it spent then put it in a contingency and Council could move it around later within that sphere. He said he either needs it to be contingent or specific. Councilmember Price said she feels like that is what they did and she wants to make it more specific and that she would call it a contingency. Mayor Wood asked if the motion is to put \$80,000 into a contingency budget to fund programs within the Cultural Arts world. Councilmember Price replied yes in lieu of the current allocation. Mayor Wood said then in lieu of a specific allocation for a plan, \$80,000 would be set aside to spend. Councilmember Price replied that was correct.

2nd Amendment to Motion on FY 2014 Budget (Restated): Councilmember Price made a motion to allocate \$80,000 in contingency for the Cultural Arts Board not to be specified for the vision plan.

Councilmember Diamond said there were a number of things that the Cultural Arts Board was interested in funding and they prioritized the vision plan as their first priority. The website can fall into the vision area of the City's website that is also in here under branding and marketing. Once they know what that will cover, they will be better equipped to go forward with that.

Mayor Wood said he would like to find out if there is support for this in order to continue discussion; if there is not a second to the motion there is no need for

in-depth discussion.

Councilmember Dippolito seconded the motion for discussion.

Councilmember Dippolito asked Councilmember Price if her goal is to have it for use by the Cultural Arts Board with them coming back to explain specific issues. Councilmember Price replied yes she would like to see something for it that is not another study or another plan and added that a comment had been made that there was a plan 13 years ago and it is time for another one. She said the real question is if that plan was useful and was anything done based on it or was it money down the drain. She reiterated that she would like to see something more tangible and specific as opposed to a plan that may or may not be realized. Councilmember Dippolito said he understands that the Cultural Arts Board provided a breakdown of that plan and asked if that could be put on the overhead for review.

Deborah Enea, a Cultural Arts Board member, came forward and stated her home address as 1696 Ridgely Drive, Roswell. She indicated that the prior plan put forward 31 tasks, that were not vague things and they were all completed.

Councilmember Dippolito asked Ms. Enea to discuss what the Board plans to do with the \$80,000 for the vision plan.

Ms. Enea said they had sent out a bullet point list via email this week that primarily listed four things that the plan will do. The first is it is going to identify which of the existing assets are the ones they should focus on and how to optimize those cultural assets. Secondly, it will prioritize their actions so they know how to get the best return on their investment in the cultural capital. Third, it will integrate with all of the other existing plans that really did not address the arts in any significant way. Fourth, it will identify ways that the arts can become economically self-sustaining such as e-fund raising strategies. She pointed out that it is not just the Cultural Arts Board that is asking this. In the city-wide visioning process, it came up as #2 as overall priorities which is a lot of constituents, not just the Board. They believe if the arts can be properly managed, it can be a profit center for Roswell. The arts already contribute millions of dollars to the Roswell economy and contributed almost \$30 billion to the Atlanta metro area economy and they believe they can get an even bigger piece of that pie. She said that ultimately, Roswell residents will benefit because they will have a better economy and a more beautiful environment.

Mayor Wood said this is a budget and this project will have to come back to Council with a contract for a second vote. He said they are appropriating money but not approving a contract and Council could choose not to approve the contract. Ms. Enea replied that it would go through their normal procurement process.

Councilmember Dippolito said one of the concerns he heard was about this plan possibly sitting on the shelf and that is something the Council obviously would not support. He asked Ms. Enea if there is a timeline for the plan and when there will be implementation of the plan. Ms. Enea said as soon as they get approval, they will begin the normal procurement process and they understand that is a process they must go through. She said it is a little out of their control but they will start it as soon as possible. They will have the consultants identify both short term and longer term projects so they can get started on the short term projects right away while the long term projects are working in the background. Additionally, they have added more board members so there will be more people available to work on these projects. She said in regards to the website, it is their understanding that their part of the website would be integrated in the other website and that is why they are focusing on the plan.

Vote on 2nd Amendment to Motion on FY 2014 Budget: Councilmember Price voted in favor. Councilmembers Diamond, Orleans, and Wynn opposed. Councilmember Dippolito abstained. The motion failed 1:3.

Mayor Wood asked again for final amendments to the motion before hearing from the public.

Councilmember Price said in the budget two weeks ago there was a line item for sidewalks on Woodstock. Now it says sidewalks unspecified. She asked if the sidewalks for Woodstock Road have gone away. Mr. Luckett replied that was part of the approved motion from the May 13 reading that the \$25,000 be undesignated for Woodstock and be available just for sidewalk connectivity in general. He said currently the budget includes \$25,000 for sidewalk connectivity without being allocated for a specific purpose.

3rd Amendment to Motion on FY 2014 Budget: Councilmember Price made a motion for a \$25,000 to be allocated for sidewalks specifically on Woodstock Road from Canton Street west as far as that money will allow.

Councilmember Dippolito asked staff where Woodstock Road falls in the prioritizing of sidewalk connectivity.

Transportation Director Steve Acenbrak replied that he does not remember specifically but that there is a list of over 150 sidewalk projects and there is a policy about having the priorities being within a half mile of a school and a park. He said while this sidewalk is within a half mile of a park, there are other projects that are already out there and from a policy standpoint, it would be inappropriate to just pick this one and fund it because that would violate the overall policy. He said he thought it was appropriate for the concept of the money to just fall into the sidewalk connectivity fund. He said they score the projects and across the board apply it to the project that would have the most merit for that much money as opposed to targeting sidewalk money for a specific project.

Mayor Wood said a decision could be made at a later time to either specifically spend it on this or somewhere else. Mr. Acenbrak replied that this project may have the highest score but he doesn't think that is the case.

Councilmember Price said she knows that this was discussed at either Committee or somewhere because it is part of the parade route and thought there was a good consensus that it was not necessarily in the regular sidewalk connectivity project but a special consideration because it is the City's parade route and highly utilized by visitors and residents and it is within a half mile of a park and a school.

The 3rd Amendment to Motion on FY 2014 Budget failed for lack of a second.

There was no further Council comments. The hearing was opened for public comment.

Public Comment:

Lee Fleck, stated his home address as Martins Landing and made the following comments.

- The earlier part of this budget discussion was very healthy. He was glad to hear talk about reserves and one-time capital and retiring the 2008 budget.*
- He said the Mayor had made a lot of public statements about not raising taxes. State law requires there be an announcement when there has been a property tax*

increase. The property tax bill that was shown is not how one really looks and then displayed what he said is how a real property tax bill from the City of Roswell looks. It doesn't say O&M or Debt Service. There are two lines that are being talked about, bond tax and general tax. This budget is projecting for the general tax to increase. That constitutes a property tax increase; end of discussion.

- Said as he discussed in last Monday's meeting, the Mayor talked about how the Debt Service has remained the same for the last umpteen years. He said he has been hammering them with the fact that reserves have been consumed over the last five years and that is all old news. He was glad they finally concede that the City is really out of General Fund reserves. He said granted they talked about rolling over the Debt Service this year in this budget and then there is another one coming in 2016 when the 2008 Debt Service retires.

- The main question is where they will get the money in 2015 and beyond to cover the annual burn rate of \$6.0 million per year that has been experienced over the last five years. There are no capital reserves going forward through year 2018. He said he hopes they can answer that because in his prognosis there are more tax increases coming.

- Said Councilmember Price talked about reserve policy and the Mayor had discussed in 2012 at the Kiwanis State of the City address that there could be a policy change. He said he doesn't think he is anticipating that because it would have a negative impact on the AAA bond rating.

- Pointed out two items on the budget that he believes are serious problems having to do with water and said he has open record requests of every purchase of water of Fulton County to the City. His concern is that the only accurate information is based on the FY 2012. Actual expenditures for water for the Cultural Arts was \$2,984 in 2012 and asked how this budget justifies this number increasing to \$15,500. There are similar problems at Bulloch Hall that goes from \$1,000 to \$5,000 this year. These numbers are grossly distorted.

- Asked why the City is charging itself \$8.67 for every 1,000 gallons of water when they only pay \$2.67 for every 1,000 gallons of water that they buy from Fulton County. The City is abusing the people who have to pay for the new water plant by overcharging themselves \$6.00 per 1,000 gallons for water.

Mayor Wood said he would respond to Mr. Fleck's question about the burn rate. He said as he understands burn rate, that is consuming capital for operating expenses. Roswell has never consumed capital for operating expenses during his administration or in Mayor Mabry's administration. The City has decades of history of conservative budgeting and that is why it has a AAA bond rating. That analogy to a burn rate is misplaced. The budget does show that the excess over capital reserves will be used up in the next two or three years. On the other hand, that is not being used for operating expenses but it is being used for investments. Even after the excess over reserves of about \$14 million has been spent, it will be reserved on into the future after 2015 so it is not as if it has been spent down to zero. \$14 million is still a generous reserve and the City will more than maintain the standards that the AAA bond rating people look for. The City has not used up all of the reserves.

Mayor Wood then responded to the question about capital expenditures. He said because of the conservative budgeting policies of this Council and the efficiencies of the staff, the City has had a surplus averaging about \$3.0 million a year. The policy has been to fund capital expenditures from that \$3.0 million in surplus from the prior year and that has happened through good times and bad over the last 16 years. He said he anticipates that the City will continue to do that and to the extent that the Council wants to make investments in addition to that which is why they have looked at the bonds and it looks like they can borrow \$20-\$25 million without raising the combined millage rate to continue an aggressive investment policy to maintain the City's position as a leader in the region. He said he is confident that with the support

of staff and a conservative Council, the City will continue to maintain an AAA bond rating into the future and the future looks bright for the City of Roswell.

Mayor Wood said the questions that were raised about water rates gets down into the weeds in this budget hearing and he does not think that needs to be addressed unless one of the Councilmembers wishes to answer that question. There were no comments by Council on the water rates.

There were no further public comments. The public hearing on the second reading of the millage rate and second reading of the budget was closed.

Mayor Wood said he would take a vote on the budget first and the bond second but he would like to hear comments from Council first.

Further Council Comment:

Councilmember Igleheart said he strongly opposes the millage rate change which directly impacts the maintenance and operations budget. He said he can't oppose a key element of that and then vote for the maintenance and operations budget. They would have to reduce the budget by about 2.75% or \$1.7 million which as the Mayor has just said also happens to be the amount that is left over this fiscal year and generally the City is about \$2-\$3 million over and he thinks it can be done. He said they used to vote on the maintenance and operations on one vote and the capital on a second vote and he wished they were doing that again.

Mayor Wood said Councilmember Igleheart could make a motion to vote on those separately and he would entertain that motion. He said he would support voting on them separately.

Motion: Councilmember Igleheart made a motion to separate the M&O budget and the Capital budgets into two separate votes. Councilmember Dippolito seconded. The motion passed unanimously.

Further Council Comment:

Councilmember Igleheart said there is clearly a difference of opinion as to whether the combined millage rate is the key or the two elements. He said he objects to the change between the two because it is a stealth tax increase; not because it is hidden. Clearly it has been advertised and talked about and that is understood. It is hidden in the sense that the actual total tax rate is not changing so most people are not paying attention. In reality, in any other situation the only way to increase the funds from property taxes that are available for maintenance and operation that increase the millage rate from 4.059 to 4.464, there must be a tax increase of 10% and that is the only way it works. In that sense, there is a tax increase and moving money that was intended to pay for bonds and things that were specific capital projects and using that to pay for maintenance and operating expenses. The City is using taxpayer money for things other than what it was intended and he cannot support that. He said he understands why and there are some elements of that he could support but the City should be more honest about what they are doing with it.

Mayor Wood reiterated that there will be three separate votes on the Operating Budget, the Capital Budget, and the Millage Rate. He asked for further Council discussion on any of these prior to taking the vote.

Councilmember Diamond said if they had not just had the bond approved overwhelmingly, she might feel the same way. There is certainly room for taking the pulse of the public before changing the terms of bond funding but the evidence from

the public input and what she has heard is that overwhelmingly people are comfortable with the services from the City and they do not want that to decrease. They are not paying additional fees although in some cases people are willing to pay an additional fee to keep or maintain or improve services. She said one of her concerns all along has been to put road resurfacing into M&O which is an ongoing expense. The City has not captured it in a way that she was comfortable with until now and that is pretty much the 1.7 and that puts the City back and that is an ongoing expense. She said yes, the individual thing is a three year life or much longer so it qualifies for capital but she is more comfortable with it in this arena. The overwhelming public input that she is getting is that the City is on the right course.

Councilmember Dippolito said one of the important things to look at is how the City is spending the money. The City's current revenues even without the shift in the millage rate are more than sufficient to fund the operating costs. That has been the policy for years and will continue and is a very important part of it. This year's slight increase was very minimal. A lot of that was reduced because of cost saving measures such as reducing overtime, eliminating the subsidy for the ambulance service, and some other items. All those things kept that down to a minimum. One thing that the City has done is to really enhance the services and have included additional resources for public safety, shoring up the economic development and job creation, and investing a lot in the parks. These are the things that the people in this City value. Looking at maintenance, \$3.8 million was spent on maintenance capital and does not include capital. That includes City facilities, park maintenance, road resurfacing, and vehicle replacement that are all critical things that keep the City moving forward in a real positive direction. Lastly, when looking at the millage rate, even with this M&O shift, Roswell still has the lowest M&O millage rate in North Fulton which says a lot when compared to cities such as Sandy Springs and Alpharetta that have large commercial bases. You would think they would be able to run their cities more efficiently and Roswell is run extremely efficiently and is right at the top in North Fulton.

Mayor Wood said there is a motion and a second to approve the Operating and Maintenance Budget separate from the Capital Budget. He asked for further Council comments.

Council Comment on Operating and Maintenance Budget:

Councilmember Price asked for the total amount of the Operating and Maintenance Budget for All Funds. Mr. Luckett placed the spreadsheet on the overhead and said the Operating and Maintenance Budget for All Funds is \$93,290,910. There were no Council questions or comments.

Vote on FY 2014 Operating and Maintenance Budget: Councilmembers Diamond, Dippolito, and Wynn voted in favor. Councilmembers Igleheart and Price opposed. The motion passed 3:2.

Mayor Wood asked for the total number for the Capital Budget. Mr. Luckett stated that the total is \$7,800,331. Mayor Wood asked for further Council comment on the Capital Budget.

Council Comment on Capital Budget:

Councilmember Price asked where this amount is shown in Council's information listing the precise projects that they will be doing. Mr. Luckett referenced an attachment, "Schedule B - Capital Improvement Program" and a summary on the first page and looking at FY 2014 Proposed, there is a total for All Funds Capital of \$7,800,331. Councilmember Price said that is broken down on the next three pages with the details. She said there seems to be some differences in the Confiscated

Assets Fund; one that is around \$90,000 and another is around \$300,000. Mayor Wood asked Ms. Love to respond.

Ms. Love said on Schedule B, the dollar amount does not take into consideration the additional changes that were made tonight related to the Shade System of \$45,000 and a couple of other tweaks. She said the total amount is correct but the way it is broken down with those changes and since they have broken it out between the Operating Budget and Capital Budget, then those numbers will need to be adjusted accordingly. Mayor Wood said it is different from the published numbers with the changes that have been made tonight. Ms. Love said that is correct; there was the \$20,000 for the lighting for the Historic Town Square and the \$40,000 for the Shade System. She said those things are in the published number.

Councilmember Price said she is curious why things like lighting for the town square which they are not ready to go forward with were taken out of the budget but things like holiday bonuses for employees is in there and they haven't even had the mid-year budget adjustment yet. Mayor Wood said if this motion passes, they will make that decision now rather than later. Councilmember Price said they have already approved it, she believed in Maintenance & Operations. Mayor Wood said it is in the Operating Budget and that has already been approved, voted on and passed 3:2. Councilmember Price said she is uncomfortable in general because there are a lot of numbers that don't add up and it is presented in a confusing way and Councilmember Orlans is not here to vote on this very important matter. She said she will not be in favor of this either.

Mr. Luckett noted that the total number for the Capital Budget including the changes that were brought up today is \$7,753,059.

Vote on FY 2014 Capital Budget: Councilmembers Diamond, Dippolito, Igleheart Wynn and Price voted in favor. The motion passed unanimously.

Mayor Wood said the Second Reading of the Ordinance for approval of the FY 2014 Budget has passed.

Mayor Wood called for a vote on the second reading of the ordinance to adopt the millage rate of 5.455 for the FY 2014 Budget.

Vote on Millage Rate for the FY 2014 Budget: Councilmembers Diamond, Dippolito, and Wynn voted in favor. Councilmembers Igleheart and Price opposed. The motion passed 3:2.

Vote on FY 2014 Operating and Maintenance Budget: A motion was made by Council Member Dippolito, seconded by Council Member Wynn, that the FY 14 Operating and Maintenance Budget be Approved on Second Reading. Council members Diamond, Dippolito, and Wynn voted in favor. Council members Igleheart and Price were opposed. The motion carried by the following vote:

In Favor: 3

Opposed: 2

Enactment No: ORD2013-05-03 - Budget
Enactment No: ORD2013-05-04 - Millage

Approval of the Millage Rate of 5.455 mills for the FY 2014 Budget. (Second Reading of Millage Rate and Third Hearing)

A motion was made by Council Member Dippolito, seconded by Council Member Wynn, to Adopt the Millage Rate of 5.455 for the FY 2014 Budget, Second Reading. Council members Diamond, Dippolito. Council members Igleheart and Price were opposed. The motion carried by the following vote:

In Favor: 4

Opposed: 2

Enactment No: ORD2013-05-04

Community Development - Councilmember Nancy Diamond

2. RZ13-01, Hardscrabble Rd. & Highway 92, Traton Homes, LLC, Land Lot 188. (This item was deferred from the May 13, 2013 hearing.)

Presented by Bradford D. Townsend, Planning and Zoning Director

Planning and Zoning Director Brad Townsend said this is a change of condition of a rezoning for 940 Hardscrabble Road. He displayed an Arial photograph of the property and said it is divided into 14 single family homes. One of the original conditions on the rezoning was that the homes to be built adjacent to Hardscrabble Road would have the fronts of the houses facing that road. The display is a preliminary design layout of the homes. He said he thinks that Mayor and Councilmembers received an email from Brookfield Country Club Homeowners Association that indicates their compliance with the change of the condition that would allow the backs of the homes to face Hardscrabble. When this application was originally submitted to the Planning Commission and to staff, they did not have an indication on how the Brookfield HOA felt about this change. They are now recommending the concurrence that they be allowed to turn the homes so that the backs face Hardscrabble. The Planning Commission recommended approval of removing the condition. Staff originally recommended denial because they had not heard from Brookfield at that time. Staff is now recommending approval of changing the condition.

Applicant:

Kevin Moore spoke on behalf of the applicant, Traton Homes, LLC. He said the request is to delete the condition that was placed on the original overall zoning of this project known as Crossville Hardscrabble which required for the single family homes and for the homes on the lots adjacent to Hardscrabble Road to face the road. They are now requesting that condition be deleted so the homes can be faced in a more typical arrangement into the interior street. There are no other changes being requested to the zoning that was put in place which was a long process and had many conditions and a lot of components to this mixed use project. He said the site plan that was showing on the overhead is the approved site plan from the prior zoning that shows the context of what they are requesting which only applies to the single family portion located on Hardscrabble Road. The prior site plan contained an alley as well as a street and then a separate street at the back portion of that property. It contained a maximum of 14 lots. The proposal before Council at this time only changes the direction of the face of these homes. He displayed a site plan that showed what is being proposed in more detail that was developed by Traton. He indicated the entry to the subdivision coming down the middle with the road feature at the end with the four lots. He said there is no longer the additional street along the property as was described earlier. He said this reduces the pavement that will be

present. He said they began discussions with Brookfield HOA in late January or early February after this was filed and eventually received support from them for this request. He said Traton has built in the City of Roswell, Fulton County and Cobb County and has been in business since 1971 as a local home builder and has done an exceptional job in the building of their neighborhoods. He said he believes they will do an exceptional job with these 14 homes as well. He said one of the important features is the treatment along Hardscrabble Road and how that will be accomplished. He displayed another site plan showing an extensive landscape buffer that will be installed along Hardscrabble Road that has a multitude of trees and shrubbery to be planted to give the appropriate treatment along Hardscrabble as well as to create the appropriate view shed and the appropriate landscape buffer between the road and the homes. He said in addition to help with the visualization of the topography, it falls steeply downhill from Hardscrabble Road through the residential section. The houses will sit below road level which further helps screening for both the future residents as well as for those traveling on the road and for residents in Brookfield. He then displayed a street view of the proposed landscaping plan that was planned by the landscape architect and it also provides a better indication of the extent of the landscaping that shows both plan view and the plan view turned into a street view. He said Traton believes this is an excellent means of developing and building at this location and they worked hard to make sure they have met the needs of staff and provide them the necessary information. He reiterated the only changes to this are the turning of the homes and the revised site plan which shows the removal of one street within the proposed residential portion of this project. He said they are requesting Council's approval of this zoning condition change in concurrence with the Planning Commission's vote of approval as well.

Council Comment:

Councilmember Diamond asked Mr. Moore if he is familiar with the four conditions recommended by staff and how that fits into his landscape plan. Mr. Moore replied that one in particular is Condition #2 which states that the 30' streetscape buffer shall be a separate parcel controlled and maintained by the Home Owner's Association. He said the problem with doing that is, it will be creating a separate parcel and taking away from the lots. The landscape buffer will be placed in a permanent easement because the landscaping will be maintained by the HOA across those lots but otherwise it would reduce the size of the lots far below what they were established as part of this zoning originally. He said they believe it is better to have those portions encompassed within lots and not have a separate parcel. That can be accomplished through a landscaped permanent easement to be maintained by the HOA which they have committed to as well. He said the only other comment that is applicable is the recommendation in Condition #4 that states that the width of the interior street be 50' as opposed to 40'. He said they prefer it be 40' because they believe that is all that is necessary because this will be a private street. He said they can accommodate 50' but they prefer 40'.

Mayor Wood asked who made the recommendation for 50' and what was the justification for it. Mr. Townsend replied it originated from Transportation. Mayor Wood asked to hear from the Transportation Department about their thoughts on this recommendation.

Transportation Director Steve Acenbrak said he is sure the developer has the best intentions however, what has happened over time is that the residents will find that their road needs to be resurfaced and it is very expensive and they come to the City and they want to dedicate this road to the City. The City asks in advance to make sure that it is built to City standards and that is what they would require of everyone else.

Mayor Wood asked if it could be built to City standards at 40'. Mr. Acenbrak replied not without variances or other things. He said the site plan has changed and previously it had the second street which gave the Fire Department some circulation and now it is a dead end. He said they prefer not having to back their trucks out.

Mayor Wood asked the developer if the street width is changing whether it is 40' or 50'. Mr. Moore replied that the street width is the same standard. Mayor Wood asked what is changing. Mr. Moore replied they were okay with 50' if that is what staff prefers.

Mr. Moore then commented on staff's Condition #3 which states that the buffer shall contain a minimum four (4) foot berm with landscaping. He said some berm will be utilized as part of this landscaping plan but the issue is that the topography is such that to create a 4' minimum berm across that with the topography falling, they would have to build a 2:1 slope and so forth and that would require the use of walls or a really big slope coming down into someone's back yard. He said berm is a part of this but this is not necessary given the topography.

Councilmember Diamond asked for staff's reason for the berm. Mr. Townsend responded they did not know the actual finish of how the property was going to fall away and these are going to be people's back yards and for them to be able to use them with all the traffic on Hardscrabble Road, they wanted the noise of the road not going into their back yard. If it is falling away and if there is some way with the landscaping to minimize that, then that would fine and the berm could be removed. Mr. Townsend said they are in agreement that the berm condition can be removed.

Mr. Moore said that Traton shares the same concern that the homeowners are properly screened.

Councilmember Dippolito said pertaining to the landscaping, part of the condition is that it match landscaping approved by the DRB for the corner parcel and assisted living parcel. He asked if what they are looking at here is consistent with that other landscaping. Mr. Townsend said they did not receive that landscaping plan until after the packages went out for the Planning Commission. He said they have not done an analysis to see if it is consistent and that is why they are sending it to the DRB because they actually approved the prior two plans. Mayor Wood said then the DRB will get a second look at this. Mr. Townsend replied that is correct. Mr. Moore asked if that has to be resolved at this time. Mr. Townsend replied n but they are going to want to make it consistent. Councilmember Dippolito said then they will be conceptually approving the plan but it is still subject to the DRB's review. Mr. Townsend replied that is correct. Mr. Moore said to Councilmember Dippolito that is their understanding as well.

There were no further comments from Council. Public comments were invited. No public comments were made.

A motion was made by Council Member Diamond, seconded by Council Member Wynn, that this Item be Approved with Conditions.

- 1.The owner/developer shall install similar landscaping to match the landscaping approved by the Design Review Board for the American Family Care corner parcel and the Assisted Living Parcel.**
- 2.The 30' streetscape buffer shall be a dedicated easement controlled and maintained by the Home Owner's Association.**
- 3.The interior road shall be dedicated as a private road with a 50' right-of-way.**
- 4.The landscaping will be installed subject to the Design Review Board prior to the certificate of occupancy.**

The motion carried by the following vote:

In Favor: 5

Enactment No: R2013-05-30

3.

Approval of an Amendment to Sidewalk Café License, SC 16361- 952 Canton St., Salt Factory/Hicham Azhari. (This item was deferred from the May 13, 2013 Mayor and City Council meeting)

Presented by Bradford D. Townsend, Planning and Zoning Director

Councilmember Diamond introduced this item. Planning and Zoning Director Brad Townsend stated this item is an amendment to the sidewalk café license for Salt Factory, 952 Canton Street. Mr. Townsend displayed a graphic of the location indicating the current approved sidewalk café; the existing sidewalk café; and the proposed expansion area location. During the discussion at the last public hearing in which this was deferred, there was serious discussion related to the light pole and the filling in of the existing tree well which had been done by the applicant with no permits, on the weekend. Mr. Townsend displayed information provided to the applicant regarding how to expand the location, providing the five feet, moving the light pole from its current spot. Mr. Townsend displayed the drawing that was provided by the applicant that provides the proper handicap access. He noted that the drawing showed the sidewalk is dropped to provide a landing area for the five-foot ADA access and the ramps up to a landing for that location. This also moves the lamp pole into the sidewalk café location. Mr. Townsend clarified that what is not shown on the drawing is a proposed tree location. He indicated the old grate location, the new inlet and the proposed tree well location. He noted that his staff memo before Council this evening includes the conditions. Condition #2 applies to the tree well location. Mr. Townsend stated the applicant was not in attendance at this meeting.

Council questions:

Councilmember Diamond requested more information regarding the tree box since it is a little more involved stormwater-wise than what has come before Council previously. She asked what staff has proposed to "pay for that." Mr. Townsend replied, "Condition #2 has been discussed by Public Works/Environmental and Transportation. It is a drain structure placed under the ground in which a tree will be on top of. There would be inlets into that for water to drain in to. It will help in the water quality as well as the storage for water. It is a simple answer. Fifteen thousand dollars of something that I don't really comprehend how it is going to work but the engineers say the water is going to go into, give it a place to go, and then will be able to connect to the existing drainage system for water. It improves it in that matter. The discussions have been of the \$15,000 staff was willing to pick up half of that out of Transportation and Public Works budgets and the applicant would be picking up the other half. I am not sure he is fully aware of that or knows that is his commitment but that does get the tree back on the street and on the sidewalk at that location."

Councilmember Dippolito stated it was his understand that The Chandlery did not approve of the tree location; he asked if that has been resolved. Mr. Townsend stated there have been some discussions with The Chandlery. He said the last understanding was that "It is your sidewalk, you can do what you want to with it. They are concerned with visibility." He said the canopy starts at six to eight feet, which is a normal nursery stock tree. The concern with The Chandlery was that they

"want it up at ten to twelve feet so the bay windows into the shop are more visible." Mr. Townsend clarified that is not a standard nursery tree. Councilmember Dippolito said he was at this location with Arie Kohn, architect. Councilmember Dippolito said he and Mr. Kohn discussed splitting the difference between the two buildings instead of putting it in front of The Chandlery. It would be placed on the property line between the two so it does not impede either one. It might impact Salt's seating a little bit. Councilmember Dippolito suggested that staff look at moving the tree over. Mr. Townsend referring to the drawing asked Councilmember Dippolito to confirm the tree location he suggested. Councilmember Dippolito replied, "So it really between the two windows." Mr. Townsend replied it would be necessary to look at. They were trying to move it far enough down to match up with the existing drainage connection. If the chain moves out, the five-foot clear area must be maintained. Councilmember Dippolito replied that it seemed like a reasonable compromise where it was not impeding anybody's view by putting it between the two storefronts but understood that it has to be appropriate for the situation. Mr. Townsend stated, "The request is to at least move it to the north somewhat to try to accommodate that."

Councilmember Diamond asked to review the conditions noting that the conditions stated that the tree be installed to the south of the previous locations, and both of those discussions fall in there and that it is good.

Councilmember Wynn said, "I did want to ask is because during the installation, and you have already told me it would probably be a split 50/50 on that one, what about the tree and the moving of the light post. Is that cost going to be incurred by the applicant?" Mr. Townsend replied yes.

Councilmember Wynn asked, "Is the tree and the light post relocation part of the applicant's?" Mr. Townsend replied, "It is Council's pleasure, but it was my understanding since he filled in the tree well to begin with and he wants to move the light, it is at his expense."

Councilmember Igleheart asked if there is anything that states that will be done prior to so that a year later the tree is still not in; what will be time. Mr. Townsend replied that Council could definitely condition the timing of when it should be completed. Mayor Wood clarified that Council suggests that be included in the motion. Mr. Townsend indicated he understood.

Councilmember Diamond said she thought the tree was one that Council approved to be planted in the City's Master Tree Plan, about one month ago. Councilmember Wynn replied she wanted to be certain that the applicant is paying for the relocation of the street light; she had no problem with using the Tree Fund for the tree. Mr. Townsend indicated he understood.

Councilmember Price asked if there is any future change in the brick; as in the sloping or position of it. Mr. Townsend replied, "The tree well as a component has to have the water drain in so I believe there is some grate material to that." Mayor Wood said it could be a metal grate around the tree. Councilmember Price clarified that she meant more at the corner, would the chairs come up. Mr. Townsend replied no, the brick would be flat and then be sloped up; it would be the same brick that would go up. He clarified for Councilmember Price that there would be no change from the current. It is just the way it slopes to the corner; there has to be a little retaining wall placed at that location. Councilmember Price said she thought that was one of the issues. Mayor Wood stated it is a high traffic area and worth the extra expense that the applicant will have to pay. (Mayor Wood's comment regarding the curb was not completely audible.)

Councilmember Diamond requested guidance on the motion wording when this would

be done ahead of use of the sidewalk. Mayor Wood replied, "I would presume he would not get his license to expand the area until this work is done." Mr. Townsend replied, "If that is how you want the timing to go, we can definitely pass that on." Councilmember Diamond expressed concern regarding planting the tree in June. She noted that the City is doing the tree. Councilmember Igleheart stated, "There is payment to do some of that. Maybe that payment is made before all that so then we deal with the tree later." Mayor Wood suggested that the applicant must meet all the requirements of those projects which are his responsibility prior to the license being granted to expand the area; his has to fulfill all his obligations before he occupies the expanded area. Mr. Townsend asked "Prior to him moving the chains." Mayor Wood stated yes.

A motion was made by Council Member Diamond, seconded by Council Member Wynn, that this Item be Approved with Staff Recommended Conditions.

1. That the approved site plan is stamped "Received" by the City of Roswell Community Development Department on May 8, 2013;
2. That a 4'Wx6'L tree box be installed to the south of the previous location;
 - a. That the street tree is trained so that the canopy starts between 6'-8'
 - b. The owner must pay 50% of the cost of the tree and the other 50% will be split between the Transportation and Public Works Departments;
3. That all changes do not impede on storm drainage, utilities, and/or ADAAG;
4. That all necessary permits and review are obtained by the applicant;
5. That the pavers in the in-filled tree well are replaced and brought up to city code;
6. That the curbing in the in-filled tree well is removed to provide a consistent appearance of the sidewalk;
7. That the light post not be located any further away from the crosswalk than it currently is located;
8. That detectable warnings are installed on the surface of curb ramps in a neutral color;
9. That the five foot clear distance required by Article 10.39.5 remains after the sidewalk improvements/alterations;
10. That the barrier and all furniture must match all specifications included on the pre-approved list included in the sidewalk cafe application;
11. That two chains are installed between the posts to comply with ADA Accessibility Guidelines (ADAAG) minimum cane detection requirements;
12. That no furniture or structures impede in the line of site from the intersection of Canton Street and Webb Street.
13. The owner must complete all of the work listed in the conditions before the chains can be moved to expand the sidewalk café license.

The motion carried by the following vote:

In Favor: 5

Enactment No: R2013-05-31

Administration and Finance Department - Councilmember Rich Dippolito

4. **Approval of an Ordinance of the City Council to Authorize Fulton County to Conduct Election. (First Reading)**
Michael Fischer, Deputy City Administrator

Councilmember Dippolito introduced this item. Deputy City Administrator Michael Fischer stated the approval of this ordinance would establish the authority to sign the contract with Fulton County Department of Registration and Elections to conduct the general election on November 5, 2013, and a run-off, if needed, on December 3, 2013. The contract amount is \$252,017.54, to conduct the elections; this contract also includes Roswell City Hall as an early-advanced voting location during this general election.

City Attorney David Davidson conducted the reading of AN ORDINANCE OF THE CITY COUNCIL TO AUTHORIZE FULTON COUNTY TO CONDUCT ELECTION stating: be it ordained by the Mayor and Council of the City of Roswell, and it is hereby ordained and established by authority of the same, that the Mayor is authorized to enter into a contract with the Fulton County Department of Registrations and Elections to conduct this election using ExpressPoll or other such measures approved by the Georgia Secretary of State, which contract is attached hereto and incorporated herein. Mr. Davidson stated if approved, this would be the first reading.

A motion was made by Council Member Dippolito, seconded by Council Member Diamond, that this Item be Approved on First Reading and placed on the Mayor and City Council agenda for 6/10/2013. The motion carried by the following vote:

In Favor: 5

Enactment No: ORD 2013-06-06

5. Approval of a Resolution for an Adjustment of the Base Water Rates effective July 1, 2013.

Presented by Keith Lee, Finance Director

Councilmember Dippolito introduced this item. Finance Director Keith Lee stated this resolution is to adjust the base rate to the City's water customers. This would be a one dollar per month increase. The resolution indicates that residential users will pay \$4.50 on a monthly basis or \$8.50 on a monthly basis for a one inch meter. Mr. Lee stated the City currently bills on a bi-monthly basis.

Council questions:

Councilmember Dippolito asked if the one dollar increase is the same across residential and commercial, so that each base rate has increased one dollar. Mr. Lee stated yes. Councilmember Dippolito asked if there was any thought regarding doing more of a sliding scale because an eight inch meter is significantly more. From a percentage standpoint there is more burden on the residential customers than on the commercial customers. Mr. Lee replied, "We have discussed a sliding scale but for this particular analysis we just did the one dollar across the board. There are a small number of our clients or our meters that are fire meters, the eight inch meters. While it is a smaller percentage, it is also a very minor number of our meters that we bill on a monthly basis." Councilmember Dippolito stated this is one dollar per month so it is \$12.00 per year. Mr. Lee stated that is correct.

Motion: Councilmember Dippolito moved for Approval of a Resolution for an Adjustment of the Base Water Rates effective July 1, 2013, to raise \$1.00 per month across the board. Councilmember Diamond seconded.

Public comments:

Lee Fleck, Martins Landing, stated he hoped that Mr. Lee would respond to questions in an email that he had sent Mr. Lee today. Mr. Fleck stated, "Mayor to your comments that that commented that was just weeds on the water numbers I

presented. That actually totals to \$146,000 which could be better used in the Water Fund rather than in the General Fund since your Debt Service for the loan is somewhere around \$800,000. I think it would be prudent to consider looking at that once again." Mr. Lee said the main reason he wanted to talk about this rate increase is because "I know it is just so you can get your loan money for the plant. That one dollar is really a LOL. That is not going to do anything. It would be nice to have a new plant but no infrastructure to pump it through." Referring to a graphic he displayed, Mr. Lee said the presentation shown earlier in the year indicated that the City needs an extra \$500,000 per year to maintain and improve the infrastructure in the distribution center. He said based on the amount of people who receive water from the City, equals to an additional \$7.30 base rate. Mr. Lee said, "I think you need to recognize that you need to admit that to your customers. One dollar plus your savings from not buying water from the City, even though it is really much less than what you quoted originally, the \$4.50 is really only \$3.87. I ask what type of revenues to you expect from the Frazier Street. That is going to consume all your savings from Fulton County. But, this is your problem; how will you sell this to your customers downstream. We are talking eight percent. When are you going to tell your people that you are selling water to that you need to get it to them somehow to maintain an infrastructure that was built and added to back in 1937." Mr. Lee said he would monitor every expenditure for the infrastructure to be certain it is maintained in the Water Fund; if it goes outside the Water Fund he would take legal action. No further comments.

No further public comments or questions. No further Council questions or comments.

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

In Favor: 5

Enactment No: R2013-05-32

Environmental / Public Works Department - Councilmember Kent Igleheart

6. Approval to create a "Stormwater Projects - Master Work Order List" Project and approval of Budget Amendment 50743200-05-29-2013 in the amount of \$338,532.
Public Works/Environmental

*****This item was removed from the Consent Agenda for further discussion *****
Councilmember Igleheart introduced this item. Director of Public Works and Environmental Stu Moring stated what has been done in the past regarding the stormwater is to budget capital projects on an individual basis. Mr. Moring explained that as had been presented at the Committee meeting, there has been considerable savings due to economies that the Stormwater Division was able to create. Currently, there are available funds of \$338,532. This Budget Amendment is regarding re-programming those monies to use on the next list of priority projects. Mr. Moring explained that along with that, staff would like to change the process whereby a project would be done that is based on the priority list, informing Mayor and Council each year what projects would be on that list, or the next twenty-five or whatever the number, and be able to program whatever money Mayor and Council decide to budget. Staff would simply go down the list according to priorities, do the projects. If there are savings, then that rolls back into the fund to be used on the next project. Mr. Moring said that is the point of this proposal.

Council questions:

Councilmember Dippolito stated he requested that this item be moved from the Consent Agenda because he thought there is a good story to tell in that there is quite a bit of cost savings both in construction costs and some cost savings that were implemented by your staff just from value engineering these projects.

Councilmember Dippolito noted this is commendable. He also thought it is important since it is \$338,000 to discuss which projects are planning to be done.

Councilmember Dippolito asked for the list. Mr. Moring displayed the list on the overhead. These are the next six projects on the priority list: Bluffton Way, Rehabilitation, \$225,000; Ridgemont Drive & Springview Court, Rehabilitation and Drainage Structure Replacement, \$50,000; 145 Flossflower Court, Rehabilitation, \$18,000; 110 Buckthorn Court, Rehabilitation and Drainage System Replacement, \$30,000; 405 Knoll Woods Drive, Rehabilitation, \$31,000; 560 Lakemont Court, Rehabilitation, \$25,000. Mr. Moring stated they are largely rehabilitation of pipe. The major portion of pipe network that is currently in the ground is corrugated metal pipe, it tends to corrode out at the bottom. This is rehabilitating that pipe. In some cases it can be lined that saves the City traffic control. That was one of the big savings at Terramount. In other cases, there are drainage structures that need to be replaced and a variety of activities. Mr. Moring said they would follow down this list by priority to reprogram them.

Motion: Councilmember Igleheart moved for Approval to create a "Stormwater Projects - Master Work Order List" Project and approval of Budget Amendment 50743200-05-29-2013 in the amount of \$338,532. Councilmember Dippolito seconded.

Public comments:

Lee Fleck, Martins Landing, asked if this was the work list for the year. He asked why there are two numbers; he asked if the \$338,532 is part of that or if it is an additional amount. Mr. Moring replied, "No, the list is the currently approved list of projects. Those that are shaded in the brown color are complete and came in, in most cases, under budget. That is the source of the \$338,532. The green colored projects listed are ongoing and not complete. Out of that total amount of \$552,611, we have \$338,000." Mr. Moring confirmed this is for a period of one year. No further discussion.

No further public comments or questions. No further Council questions or comments.

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

In Favor: 5

7. Approval of the revised site layout of the new Water Treatment Plant.

Presented by Stuart Moring, Director of Public Works/Environmental

*****This was originally #6 on the Regular Agenda but the Consent Item (Stormwater Projects) was moved from Consent and discussed before this item.*****

Councilmember Igleheart introduced this item. Director of Public Works and Environmental Stu Moring stated the water plant design is underway. The 30% design point was recently reached. A review was conducted with the consultants, Jacobs Engineering. Mr. Moring explained that last October, Mayor and Council was provided a schematic layout for the water plant that was prepared by the City's

planning consultants, URS and Gresham Smith. That has been modified. There was a revised layout developed; this revision was included in the Council packet; this revised layout was designated April 30, 2013. Mr. Moring stated staff reviewed the revised layout and determined that the objectives were not all met. Since the approval of that earlier layout, the selection of Jacobs, staff has basically followed two objectives per the guidance of Mayor and Council at that time: 1. To maximize the available greenspace on the bluff for future park purposes; 2. To provide an economical design for efficient and functional use of the space.

Mr. Moring explained that Jacobs Engineering tried a number of alternatives; the two layouts that Jacobs has one designated April 30, 2013 and the other designated May 8, 2013, differ. The general footprint is about the same as what was prepared earlier, but they differ in the alignment of some of the facilities; some are on different sides of the building and so forth. The second alternative, designated May 8, 2013, does a better job of meeting the first objective of preserving the maximize amount of greenspace. Mr. Moring noted that the number of alternatives that were considered, and will continue to be considered, the price will fluctuate up or down, depending on different factors. Comparing just these two layouts, Jacobs Engineering has estimated that the latest, the May 8 alternative, would cost about \$45,000 to \$75,000 more than the other layout. Mr. Moring stated that when staff sought Mayor and Council guidance, it was determined that this decision should be made at this meeting of Mayor and Council. He said that at this point, he would state that staff expects both layouts to be capable of being accomplished within the project budget. There will be continuing adjustments in the design that may affect the construction costs upward or downward. Mr. Moring stated there is a very tight timeframe. He explained that in the interest of time and efficiency, it would not be staff's plan, unless Mayor and Council direct otherwise, to review further design developments with the Council unless some item is discovered that would have a major impact on the project cost, appearance, or completion. Mr. Moring stated that completed his report. He said that in order to keep the project moving forward, staff would like to have a determination of either of these alternatives.

Council questions:

Councilmember Igleheart asked for clarification that this is the thirty percent design milestone. Mr. Moring stated yes. Councilmember Igleheart said there is another seventy percent to go and as Mr. Moring just stated, this at least the third iteration of the plan, and there will be more. Mr. Moring agreed. Councilmember Igleheart said there probably will not be substantial change, but there will be expected changes. He asked if there is any way to gauge how much could change, and what costs could increase or decrease based on all the changes that may come along. Mr. Moring replied no, and explained that typically, as they are making those adjustments, they do not recalculate the total overall costs at each point. Since we had these two under consideration the question was asked regarding the differential. They always estimate on the conservative side; the answer was that it could be in that range of \$45,000 to \$75,000. Mr. Moring stated that at the meeting held, there was another design consideration that because of the screening around the tank, it could be oriented differently that would reduce the amount of pipe that would go into it, which could reduce the cost by \$15,000 or \$20,000. He said it is a normal part of the design process; they do not specifically make those calculations with each different change due to the number of changes that occur; in the course of that half-day meeting there were probably ten or twelve different items that were adjusted.

Councilmember Dippolito stated he reviewed the April 30, 2013 drawing that was discussed as the original concept, but discovered that was actually Jacob's interpretation of the City's original concept, which is different. He said the October 22 plan that Council approved actually had the facility quite a bit farther north on the property. Councilmember Dippolito clarified that even the May 8 revision encroaches

further down into that bluff than originally anticipated. He noted that there needs to be adjustments made for design, but he hoped that Council would realize that even this revised design is encroaching on what had been originally improved.

Councilmember Dippolito said there is some give and take there as far as cost savings to try to accommodate the water plant at a reasonable cost but maintaining that bluff as much possible. Councilmember Dippolito asked Mr. Moring if that was the original concept plan. Mr. Moring replied that was the original concept plan dated October 2 but was considered at the meeting on October 22.

Mayor Wood called for any other Council questions.

Councilmember Igleheart stated, "It is probably one of those where I shouldn't go to too many comments. Just let it go. The overall point is that it doesn't sound like much and it may not look like much on this map, but when you get it out there, it actually is. One of the things that has come forward through comments when we had our public meeting and then through our first smaller group meeting, is that there is not a lot of passive use throughout this park and that is what this is intended to create. This area is a rolling hill area that actually creates a natural amphitheater and lends itself to a lot of things in the future. Our direction had been to maximize greenspace. I am hoping that we can actually continue to do that. I don't know exactly how we got to this point, but as Mr. Moring said, if we keep coming back every time there is a minor change, dollars or not, we are never going to get this finished. I hope we just continue to move forward with that aspect in mind. I would make the motion that we approve Alternate Concept – May 8 revised with the understanding that that may adjust some as well. Just as an example, the lines there are pretty straight for the curb and fence, but I talked to Jacobs some and over time they think they can probably move that back a little and even gain some more space. There will be other adjustments, but this is to move forward with that in mind, that maximizing greenspace."

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

In Favor: 5

8. Approval for the Mayor and/or City Administrator to sign contracts for On-Call Construction Services with Frank Suddeth & Sons, Inc., Wade Coots Company, Inc. and Chatfield Contracting, Inc. for Water Resources related work in the Public Works/Environmental Department.

Presented by Stuart Moring, Director of Public Works/Environmental

This was originally #7 on the Regular Agenda.

Councilmember Igleheart introduced this item. Director of Public Works and Environmental Stu Moring stated this is the latest bid process done for selection of On-Call Construction contractors. This allows the City to accomplish work much more quickly. There was a review process with eleven different firms; these three firms finished on top based on their experience, their team, their availability. Mr. Moring stated two of the firms have been on-call contractors for the City in the past and have demonstrated excellent responsiveness. Mr. Moring respectfully requested approval of these three contracts.

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

vote:

In Favor: 5

Public Safety - Councilmember Becky Wynn

9. **Approval for the Mayor and/or City Administrator to sign a contract with East Coast Rescue Solutions for the purchase of Personal Safety Escape Systems (PSES) and additional equipment in the total amount of \$105,900 and approval of Budget Amendment 35035101-05-13 in the amount of \$105,900.**

Presented by Ricky Spencer, Fire Chief

This was originally #8 on the Regular Agenda.

Councilmember Wynn introduced this item. No public comments or questions. No further Council questions or comments.

Mayor Wood called for the motion.

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

In Favor: 5

10. **Approval in support of Sandy Springs signing a contract as the lead agent on behalf of the City of Roswell with Commdex for project management services for the North Fulton Unified Radio System in the amount of \$198,950.89**

Presented by Rusty Grant, Chief of Police

This was originally #9 on the Regular Agenda.

Councilmember Wynn introduced this item. Chief of Police Rusty Grant stated this is the Unified Radio System that numerous North Fulton cities have been working together on. Chief Grant respectfully requested that Mayor and Council select Commdex to be the project manager for the construction management of this project. Mayor Wood said this comes with the recommendation of staff and the recommendation of the other North Fulton cities. Chief Grant replied, "Correct. There was a very extensive selection process. Commdex won hands down, it was not even close." Mayor Wood called for the motion.

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

In Favor: 5

Transportation Department - Councilmember Betty Price

11. **Approval of a Local Let Construction Agreement with Georgia Department of Transportation (GDOT) for the SR140 and SR92 ATMS Construction projects, and approval of**

Budget Amendment BA 35042700-05-29-13 in the amount of \$60,955.50.

Presented by Steve Acenbrak, Director of Transportation

***This was originally put on the Regular Agenda after the City Attorney's Report as #12.** (ADDENDUM)*

Councilmember Price introduced this item and thanked the Mayor for allowing this Addendum to the Agenda this evening. Councilmember Price explained that this item was discussed and moved up from the Committee meeting, held this morning, in order to prevent any further delay. The Mayor and City Council previously approved the contract with the lowest bidder R. J. Haynie & Associates for \$1,714,222.55 for the ATMS projects. Approval of this agreement will allow the City to issue the notice to proceed to the contractor. The project involves the installation of ATMS components including adaptive traffic signal controls, additional traffic monitoring devices, and travel time stations. The project will provide smoother traffic flow along the corridor and remote monitoring capabilities. After the notice to proceed is issued, it will take about 10 months to complete the construction. This project is fully funded. However, a budget amendment is needed in the amount of \$60,955.50 to transfer funds between the project accounts to have the correct City match in each account. No further discussion.

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

In Favor: 5

City Attorney's Report**12. Approval of a Resolution for the City to purchase property on Fouts Road.**

City Attorney David Davidson respectfully requested approval of authorization to purchase property on Fouts Road adjacent to East Roswell Park for \$200,000. This property is approximately 3.5 acres.

Mayor Wood inquired about the purchase price and acreage. City Attorney David Davidson confirmed the purchase price is \$200,000. The property is approximately 3.5 acres. Mayor Wood asked if it is adjacent to City property. Mr. Davidson confirmed that is correct. Mayor Wood asked if this within appraised fair market value price. Mr. Davidson replied that it is below. No further discussion.

Councilmember Price inquired if the all the land on that side of the road is now controlled by the City or if there is outstanding parcel. City Attorney David Davidson confirmed there remains an outstanding parcel.

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

In Favor: 5

Enactment No: R2013-05-33

13. Recommendation for closure to discuss personnel and real estate.

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

In Favor: 5

**Adjournment - With no further business, the meeting adjourned at 9:48 p.m.
Mayor and Council reconvened for closure.**