



# City of Roswell

38 Hill Street  
Roswell, Georgia 30075

## Meeting Minutes - Final Mayor and City Council

*Mayor Jere Wood*  
*Council Member Rich Dippolito*  
*Council Member Lori Henry*  
*Council Member Kent Igleheart*  
*Council Member Jerry Orlans*  
*Council Member David Tolleson*  
*Council Member Becky Wynn*

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Monday, June 15, 2009

7:30 PM

City Hall

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### Welcome

**Present:** 7 - Mayor Jere Wood, Council Member Rich Dippolito, Council Member Lori Henry, Council Member Kent Igleheart, Council Member Jerry Orlans, Council Member David Tolleson, and Council Member Becky Wynn

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

*Staff Present: City Administrator Kay Love; City Attorney David Davidson; Environmental/Public Works Director Stuart Moring; Police Chief Ed Williams; Fire Chief Ricky Spencer; Transportation Director Steve Acenbrak; Finance Director Julia Luke; Community Development Director Kathleen Field; Deputy Director of Community Development Clyde Stricklin; Strategic Planning and Budgeting Director Mike Erwin; Human Resources Director Diane Whitfield; Recreation, Parks, Historic and Cultural Affairs Assistant Director Morgan Rodgers; Environmental/Public Works Deputy Director Yvonne Douglas; Transportation Deputy Director David Low; Transportation Engineer Muhammad Rauf; Deputy Fire Chief Charles Booker; Deputy Fire Chief Ricky Burnette; Fire Marshall Paul Piccirilli; Deputy Fire Marshall Charlie Vacca; Assistant Fire Marshall Gina Daunt; Accounting Specialist II Karen Bernard; Strategic Planner/Budget Analyst Denise Brown; Financial Analyst Lynn Williams; Benefits Manager Karin Grindstad; Community Information Coordinator Kimberly Johnson; Mayor's Executive Assistant Robyn Kenner; Building Operations Technician Doug Heieren; and City Clerk Sue Creel*

### Pledge of Allegiance - Diane Whitfield

### CONSENT AGENDA

1. **Approval of June 1, 2009 Regular Meeting Minutes (detailed)**

minutes to replace Council Brief Minutes adopted on June 8, 2009) and approval of June 8, 2009 Council Brief Minutes.

***Administration***

Approved

2. **Approval of the Social Media Policy & Procedures.**

***Administration***

Approved

3. **Approval of Budget Amendment 7544-06-15-09 for the Historic Roswell Convention and Visitors Bureau to appropriate contingency funds in the amount of \$5,000.**

***Administration***

Approved

4. **Approval of a temporary/part time Grant Specialist position and approval of Budget Amendment 152A-06-15-09 in the amount of \$15,000.**

***Administration***

Approved

5. **Approval of a Resolution to apply for a FFY 2009 Bulletproof Vest Partnership Grant Award from the U.S. Department of Justice in the amount of \$8,680.**

***Public Safety***

Approved

Enactment No: RES 2009-06-30

6. **Approval of Budget Amendment 3250-06-15-09 to purchase software for the establishment of a Roswell Police Intelligence website in the amount of \$7,500.**

***Public Safety***

Approved

7. **Approval for the Mayor and/or City Administrator to sign a contract with Engineering Strategies, Inc. for the Swaybranch Drive Waterline project design in the amount of \$24,915 and approval of Budget Amendment 440C-06-15-09.**

***Public Works***

Approved

8. **Approval of Budget Amendment 7110CP-06-15-09 for the Six Branches Headwall Stormwater Repair Project in the amount of \$20,000.**

***Public Works***

Approved

**Approval of the Consent Agenda**

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

In Favor: 6

**REGULAR AGENDA**

**Mayor's Report**

1. **Reading of a Proclamation for National Safety Month.**

*Mayor Wood read the proclamation for National Safety Month. The observance of National Safety Month focuses on safety risks and tips for the home, workplace, driving and the community. To promote safety for employees in all city operations, the City of Roswell Public Works/Environmental Department has created SAFE Team (Safety Awareness for Everyone). Environmental/Public Works Director Stuart Moring stated the SAFE Team conducts monthly seminars to acquaint staff with safety measures and training. He said that Environmental/Public Works Deputy Director Yvonne Douglas and Wendy Ademy of the Human Resources Department have developed a program to reduce worker compensation issues and improve overall safety.*

*Announcements:*

- *Councilman Tolleson announced that Roswell and Centennial High Schools have made Newsweek Magazine's list of top 1500 public high schools in America; Centennial was #375 and Roswell #456.*
- *Environmental/Public Works Director Stuart Moring announced that the director of the Georgia Environmental Protection Division in consultation with the state climatologist have determined that the drought is over. As an on-going provision of state regulations, watering will continue to be limited to odd and even days. Even and unnumbered addresses may water any time Mondays, Wednesdays, and Saturdays. Odd numbered addresses may water any time Tuesdays, Thursdays, and Sundays. No watering is allowed on Fridays. Mr. Moring encouraged everyone to visit the City of Roswell's website at [www.roswellgov.com](http://www.roswellgov.com) to read important watering tips. Mr. Moring also noted the City and Keep Roswell Beautiful were sponsoring the purchase of a rain barrel and/or a backyard compost bin for \$49 each on Saturday, June 20th, at the City Hall parking lot. Councilwoman Wynn asked if the watering restrictions also applied to Roswell residents that were on Fulton County water. Mr. Moring replied that the regulations are State requirements. Last year the legislature passed a law that no local government or utility can have regulations more stringent than the State. The guidelines are community wide in terms of not watering between 10:00 am and 4:00 pm.*

This matter was Recognized

2. **Approval of the FY 2010 Budget for the City of Roswell, Georgia in the amount of \$108,571,646.  
(Second Reading of Budget Ordinance)**

*Mayor Wood asked City Attorney David Davidson to conduct the second reading of the Budget Ordinance that had been amended and unanimously passed at the first reading. Mr. Davidson stated the ordinance adopts a budget for Fiscal Year 2010 for each fund of the City of Roswell, Georgia, pursuant to Article VI, Chapter 6 of the Charter of the City, beginning July 1, 2009, and ending June 30, 2010, 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.*

*The ordinance adopts the following budget for Fiscal Year 2010:*

General Fund	\$63,609,685
Confiscated Assets Fund	\$296,529
E-911 Fund	\$1,508,279
Soil Erosion Fund	\$100
Cemetery Care Fund	\$23,500
Leita Thompson Fund	\$62,500
Hotel/Motel Fund	\$525,509
Solid Waste Fund	\$10,047,968
Water and Sewer Fund	\$4,319,158
Recreation Participation Fund	\$3,948,041
Group Benefits Fund	\$7,638,000
Risk/Liability Fund	\$1,050,000
Worker's Compensation Fund	\$1,273,050
Impact Fee Fund	\$339,615
Capital Projects Fund	\$7,741,183
Debt Service Fund	\$6,188,529
<b>Total Expenditure Budget</b>	<b>\$108,571,646</b>

*City Attorney David Davidson stated that a millage rate of 5.455 mills is established as part of the approved budget based on the estimated digest of Fulton County. The millage rate has a component of 4.059 for the General Fund and a 1.396 component for the General Obligation Bond Debt Fund. The budget fixes the number of established full-time positions of the City at 618. That 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 number, pay grade, classification, and/or cost center location to be changed throughout the year. Section 2.14 of the Code of Ordinances is amended by setting the compensation of the Chief Judge of the Municipal Court to \$7,584.72 per month. The ordinance adopts a Capital Improvement Plan for Fiscal Years 2010 through 2014 incorporated as Schedule "B." The plan does not indicate any promise of appropriations for future years. The ordinance further approves the re-appropriation of all capital projects listed in Schedule "C," which is a listing of current appropriated capital projects that will be re-appropriated as of July 1, 2009 with the passage of the ordinance. The budget adopts a policy of keeping, at minimum, 25% of budgeted expenditures for the General Fund within fund balance at the end of each fiscal year. The budget adopts a policy of keeping, at minimum, 16.67% of budgeted expenditures for the Solid Waste Fund within fund balance at the end of each fiscal*

year. The budget adopts a policy of keeping, at minimum, 16.67% of budgeted expenditures for the Water Fund within fund balance at the end of each fiscal year. The City Administrator and his/her designee may promulgate all necessary internal rules, regulations, and policies to ensure that the Budget Ordinance is followed.

Strategic Planning and Budgeting Director Mike Erwin presented details of the budget by stating the General Fund Revenues show a decrease of 6% from \$67.74 million to \$63.67 million. The millage rate remains the same at 5.455 mills. There is a small increase in property taxes. Estimated property taxes is \$400,000 less than last year, but with the end of the homeowners' tax relief grant, funds previously shown in inner governmental have now been moved to property tax. He said they were not estimating to collect more property tax but were just moving it from inner governmental to property tax. Last year an estimated digest of \$5.230 billion was received from the assessor's office, but they realized value would be lost in the appeals process. This year the digest is built on a \$4.486 billion digest. The total General Fund Budget, the revenue, has been reduced by \$4.1 million from the 2009 approved to the 2010 proposed. The City has collected \$300,000 more in sales tax this year than was budgeted for next year. The General Fund Revenue has collected \$400,000 more than the City has budgeted for 2010, with one sales tax payment in the amount of \$1.2 million still to come in. The expenditures of the General Fund show a total decrease of 4.9%. The Administration Department shows a small increase due to the upcoming elections with \$310,000 budgeted. With the removal of election expenses, the Administration budget shows a decrease of 2.9% from the 2009 approved to the 2010 proposed.

Mr. Erwin listed the changes from the 2009 approved budget to the 2010 proposed budget as follows: personnel cuts made during the budget process totals \$1.5 million. The budget eliminates 6 vacant full-time positions for \$515,000 in budgeted vacancy savings. In prior years vacancy savings have been budgeted between \$200,000 and \$300,000. To accomplish this, the City will need to hold 9-10 positions vacant throughout the whole year. The Police Department is picking up \$215,000 in vacancy savings, and the Transportation Department is picking up \$150,000. There is a reduction from \$10,000 per employee to \$9,500 in City contribution to the Group Benefit Fund which will not reduce level of service or benefits that employees receive. There is also a decrease in the risk and liability premiums due to a new contract. When a vacant position is budgeted, it is budgeted at market value, and once the position has been filled, an adjustment is made either up or down. The City was able to identify \$115,000 in cuts in that area. Deferred compensation funding was reduced. Last year Council granted employees 1% as a deferred compensation match, but looking at the actual use was able to cut \$76,000. A temporary elimination of holiday gifts will be removed for 2010. The General Fund's operating budget was cut by \$1.1 million. \$570,000 was cut within departments through their finding of inefficiencies and making changes. \$75,000 of operating and grant match contingencies were eliminated, and in the next budget there should be a total of \$250,000 in operating contingency of which \$25,000 is rolling over to the Police Department for gasoline. He noted that there is still \$350,000 available for grant match contingency. Additional tree funds of \$60,000 were eliminated leaving \$14,500 in capital, leaving \$145,000 rolling over from this year; the tree bank fund has \$62,000. The hospitality budget was reduced to \$10,000 from the original \$42,660.

Mr. Erwin recapped additions added back into the budget as follows: elections estimated at \$310,000; stormwater at \$229,212; gasoline increases at \$70,764; \$55,000 for aerial and street centerlines; \$53,389 for software maintenance contract increases of current contracts; \$47,600 for police equipment; \$18,000 for fleet database system upgrade to the current system; restore City Hall holiday lighting at

\$11,475; and an additional \$10,000 funding for Special Events; all totaling \$807,990.

Mr. Erwin recapped changes made to the General Fund from 2009 to the 2010 proposed as follows: decreased personnel by \$1.5 million; decreased operating by \$316,000; and decreased capital expenditures by \$3 million. In maintenance capital the budget proposes to spend \$3.1 million in Administration, which would be for the facilities condition project, and expect \$500,000 to roll over from this year. \$1,393,000 is budgeted for the purchase of new vehicles, with 21 being for police pursuit vehicles. \$50,000 will be for the computer replacement process with \$70,000 rolling over. Police Department - \$32,700 for in-car video camera replacement (equipment only), and \$2,100 in operating for the server. Recreation and Parks Department - \$611,000 in maintenance and equipment for park land and parks. Transportation - \$688,000 with \$350,000 for bridge maintenance and \$200,000 for road safety, which is on the Maintenance Capital side.

Mr. Erwin recapped the one-time Capital to Administration of \$500,000 for the ERP (Enterprise Resource Project) software project; \$437,000 to the Fire Department for the fire engine; \$300,000 to the Public Works Department for stormwater projects; \$3.2 million in Transportation for transportation projects, with \$1.7 million for surfacing and reconstruction, and \$890,000 for the Grimes Bridge/Norcross/Warsaw Project; \$444,000 for the Holcomb Bridge/Alpharetta Highway Project; and \$150,000 for the advanced traffic management system.

Mr. Erwin stated of the \$16 million General Fund Reserves, \$5,581,000 is being proposed to use as follows: \$4,421,000 for one-time capital for capital investment and \$1,159,550 for maintenance capital for the purchase of police vehicles.

Mr. Erwin stated there is a decrease of \$4 million in revenues and \$3.2 million in expenditures.

Mr. Erwin explained the pro forma saying that taking the current CIP and using \$1 million a year for the maintenance capital gets the budget through 2013. In 2014, the City will be below the reserve by policy by about \$5 million. At that point the City pays off its debt and \$1.396 million is able to move over to operating, giving a positive of \$5 million a year.

Mr. Erwin stated that Roswell has the lowest maintenance and operating millage rate. At the request of Mayor Wood, he gave a comparison of the City since 1998 as follows: the City's population has grown from 57,000 to 101,000 according to the U.S. Census Bureau. Square miles have increased 27% from 33.1 to 42. The fair market value digest has increased 183% from \$4.4 billion to over \$12 billion. All funds per capita have decreased by 25% from 81 to 60. The General Fund approved capita adjusted for CPI has decreased 5%. The millage rate has decreased from 6.59 to 5.455.

Councilman Igleheart asked about the potential of having a number of tax appeals going through with less expected returns and continued reductions and values based on foreclosures. Ms. Love replied that the budget numbers are based on collection rates; the Fulton County chief tax appraiser has said not to expect any growth and possibly a slight reduction, which have been factored into the budget numbers. There are over 1,000 parcels outstanding, but the amount those properties are being resolved at are within the budgeted numbers. She noted that Roswell does not have a large commercial base, which was the majority of properties impacted in other jurisdictions. She said weekly updates are coming in on the ones that have been resolved.

Councilman Igleheart questioned the pro forma of using a \$1 million maintenance capital budget. He said when looking at the proposed CIP, maintenance capital is between \$3-6 million each year. Mr. Erwin responded that the maintenance capital programmed into the pro forma each year is \$3 million. When looking at the CIP, it shows \$5-6 million at different times in maintenance capital; those are the needs, and the \$3 million is what can reasonably be funded and accomplished. Ms. Love noted that the \$1 million mentioned was in regards to the additional \$1 million. At the beginning there was \$2 million in maintenance capital; Council added another \$1 million, and was what Mr. Erwin was referring to. She reiterated that there is \$3 million in the maintenance capital in the pro forma.

Mayor Wood asked Council for any "adds" or "cuts" to the budget.

Councilman Dippolito noted there had been discussion about crossing guards at the elementary school at Martins Landing. He asked if that would be an addition to the budget. Ms. Love answered no saying that the funding in the budget was adequate to provide for the crossing guards.

Councilman Igleheart stated his list of cuts. (Each was voted on by a separate amendment to the budget - see below.)

*Public Comment:*

Lee Fleck, Martins Landing, remarked on the population numbers as cited, saying it was actually in the high 80,000s. Mr. Fleck expressed concern about \$330,000 being cut from the Police Department. Chief Williams responded that the \$330,000 is from salary savings and not a reduction in personnel. Mr. Erwin stated that current salaries are compared to the market when they are vacant and any adjustments are made after they have been filled. Mr. Erwin confirmed there will be no changes in personnel for the Police Department this year.

There was no further public comment.

There was no general discussion by Council regarding the budget.

1st Amendment to Motion: Councilman Igleheart moved to reduce the budget by \$72,500 to eliminate aerials, street centerlines, and professional services in Community Development. Councilman Dippolito seconded the motion.

Councilman Tolleson asked City Administrator Kay Love to explain the impact of each amendment to the budget.

Ms. Love stated the \$72,500 is made up of \$17,500 in professional services, such as for an outside consultant or expert. If one is needed, it could come to Council during the year for consideration. The \$55,000 for aerials and centerlines is to update the system; if it is not provided this year, then it will be requested in the 2011 budget.

Vote on 1st Amendment: The motion passed unanimously.

2nd Amendment to Motion: Councilman Igleheart moved to reduce \$80,000 from travel and training. Councilwoman Henry seconded the motion.

Ms. Love stated this amendment would not eliminate any required training for anyone needing certification or for a particular job requirement. Cutting this \$80,000 would eliminate professional development for middle managers and management team department directors for the year, which meant conferences and seminars would not be attended. Free seminars, training, or webinars, provided they were at low or no

cost, would be utilized.

Councilwoman Wynn did not support the amendment saying middle and upper management get innovative ideas and think outside of the box by meeting with their peers.

Vote on 2nd Amendment: The vote was 3-3. Councilman Igleheart, Councilman Dippolito, and Councilwoman Henry voted in favor of the motion. Councilman Orlans, Councilman Tolleson, and Councilwoman Wynn voted against the motion. Mayor Wood broke the tie by voting against the motion. The motion failed 3-4.

3rd Amendment to Motion: Councilman Igleheart moved to eliminate \$28,000 in overtime across the board.

Ms. Love said the impact would be zero flexibility in the budget on paying overtime. She noted the City had a number of special events and storm related events for which the City would have to pay overtime. Ms. Love asked that the amendment on overtime be considered with Councilman Igleheart's amendment (see below) regarding furloughs.

Mayor Wood asked that the vote be held until the amendment regarding furloughs.

4th Amendment to Motion: Councilman Igleheart moved to eliminate \$10,000 from legal expenses. Councilman Dippolito seconded the motion.

Ms. Love stated the City Attorney had reviewed this cut and felt comfortable that it could be eliminated.

Vote on 4th Amendment: The motion passed unanimously.

5th Amendment to Motion: Councilman Igleheart moved to remove \$30,500 for a new police motorcycle. Councilwoman Henry seconded the motion.

Ms. Love stated the impact would be no additional motorcycle shift; Chief Williams has said it was not a must have this year.

Vote on 5th Amendment: The motion passed unanimously.

6th Amendment to Motion: Councilman Igleheart moved to remove \$80,000 for City Hall security lighting. Councilwoman Henry seconded the motion.

Ms. Love stated this was placed in the budget as a result of Southern Company's security review about three years ago which showed inadequate lighting in the parking lot at City Hall. She noted there have not been any complaints or instances; this was being proactive but is something that can wait. Councilman Orlans asked if trimming the trees would provide better lighting or had that already been done. Ms. Love replied that the trees have been trimmed.

Vote on 6th Amendment: The motion passed unanimously.

7th Amendment to Motion: Councilman Igleheart moved to eliminate the City Hall Christmas lights this year for a cost of \$11,475. Councilwoman Henry seconded the motion.

Ms. Love stated the impact would be no Christmas lighting at City Hall; there would only be the large wreath that hangs at the front of the building.



*Councilman Orlans commented that this is a holiday that everyone likes to have City Hall lit up. He noted that the Recreation and Parks Department was considering incorporating the lighting at City Hall with their program at Roswell Square and they had asked, along with citizens he had spoken with, to keep it in the budget. He recommended leaving it in.*

*Vote on 7th Amendment: The vote was 3-3. Councilman Igleheart, Councilman Dippolito, and Councilwoman Henry voted in favor of the motion. Councilwoman Wynn, Councilman Orlans, and Councilman Tolleson voted against the motion. Mayor Wood broke the tie by voting in favor of the motion. The motion passed 4-3.*

*8th Amendment to Motion: Councilman Igleheart moved to eliminate \$10,000 for the welcome center drive-through renovation. Councilwoman Wynn seconded the motion.*

*Ms. Love stated there would be not be a negative impact as it was not a functional service; it is only aesthetic.*

*Vote on 8th Amendment: The motion passed unanimously.*

*9th Amendment to Motion: Councilman Igleheart moved to eliminate \$160,000 for the Employee Match Program for Fiscal Year 2010. Councilwoman Henry seconded the motion.*

*Ms. Love stated this program started last year with a 1% match and has a 50% participation rate. It would not preclude an employee from participating in the program. She said it was not a required benefit, but a nice one to extend to employees.*

*Councilwoman Henry asked Ms. Love to remind them about the City's fully funded pension plan for all employees that is intact, well funded, and will continue to be so. Ms. Love stated there is defined benefit plan that is non-contributory on the employee's part; the city pays the full benefit. It is an annuity type plan and funded at the legal requirement.*

*Mayor Wood asked Council to oppose the Amendment because staff was being asked to do more with less, positions have been cut, and no raises have been given.*

*Vote on 9th Amendment: The motion failed 2-4. Councilman Igleheart and Councilwoman Henry voted in favor of the motion. Councilman Dippolito, Councilwoman Wynn, Councilman Tolleson, and Councilman Orlans voted against the motion.*

*10th Amendment to Motion: Councilman Igleheart moved to close City operations one day a month, suggesting the last Friday of the month, excluding essential personnel in the approximate amount of \$880,000 and reduce overtime in the amount of \$28,000. Councilman Dippolito seconded the motion.*

*Councilman Igleheart described essential personnel as on-street police and their support personnel; on-ground fire personnel and their support; sanitation pick-up; recreation and parks summer programs personnel; personnel involved in programs that pay a fee for participation; and revenue generating activities which are the 3 historic houses and the welcome center.*

*Ms. Love stated there is not a policy in place; one would need to be developed*

regarding a furlough or reduced hours. She noted there are fair labor standard act considerations in addition to general employee morale. There are FLSA requirements that exempt employees cannot be furloughed for anything less than a week. In order to do that, other cities have made exempt employees non-exempt, which meant they revert to hourly and any hours worked above 40 is considered overtime. In addition, if someone is furloughed and there is a need for them to work, they would have to be paid. Also, if someone is on sick leave, or PTO, or on the weekend during a furlough they can't do city work, they can't be contacted, or answer e-mails. She said a lot of care would be needed in selecting a certain group over another that may be protected and could be a form of discrimination as well as making sure there is adequate supervisory staff to supervise anyone that is non-exempt. She stated there are many other things that would need to be discussed. Mayor Wood asked how this would affect operations on the days that people are furloughed. Ms. Love replied that from a customer service standpoint, there would have to be communication to the citizens who come to City Hall to do business. If furloughs are one day a month, whatever day is chosen, it would be important to let the public know what their alternatives are. There would have to be some support services in place, such as information technology or certain HR needs.

Councilman Igleheart stated that this was not a motion that he took lightly and would prefer not to make, but they had to make tough decisions and hopefully would spread the difficulty across the board to the extent possible.

Councilman Dippolito stated seconding this motion did not imply the level of service provided by City employees was inappropriate or not of the highest caliber. He said employees work extremely hard and deserve to get paid well and be treated well, but unfortunately operating and maintenance expenditures were exceeding revenues. He also did not take the motion lightly.

Councilwoman Wynn stated this was difficult to even consider. She noted that Mayor and Council had met 10 times regarding the budget, but this had not been discussed. She thought this could hurt services provided to citizens and said hurting services also hurts the quality of life in Roswell. Ms. Wynn noted that she had suggested at a previous Mayor and Council meeting that Mayor and Council give up their \$148,000 total in salaries; not one of them had asked when Council was going to cut their own salaries to help. She felt this was putting everything on employees - taking away \$160,000 in deferred compensation, asking employees to be furloughed, not giving raises, and taking away Christmas bonuses. She did not support the amendment.

Councilman Orlans agreed that this had not been discussed by the whole Council. He asked what level of service Council wanted to provide. He suggested that they look more closely at each department over the next year at the number of employees and what is needed. He said if cuts can be made, they should be done intelligently and knowledgeably, not arbitrarily across the board. He did not support the amendment.

Councilman Tolleson said he also had not received any information on this item. He stated the 3-months reserves by policy has millions of dollars of taxpayer's money in reserve saved for a rainy day. He asked with this economic down turn, why those funds shouldn't be used if needed. He did not support the amendment.

Councilwoman Henry stated that she understood from work sessions that this type of cut was not open for debate, so this was the only avenue to consider it. She called it unfortunate, but furloughs and salary reductions are a way of life. She stated the City had spent the rainy day fund time and time again saying intersection and road improvements were also quality of life issues for Roswell citizens that could be fixed

*with the rainy day fund. She said she did not take it lightly, but they were not asking employees to do anything that the private sector was not already doing. She supported the amendment.*

*Councilman Igleheart stated he had tried to bring this up before. Due to the amount of money Roswell was "in the hole," this amendment was the closest he could come. He reiterated that he did not take his amendment lightly.*

*Mayor Wood apologized to Councilwoman Henry and Councilman Igleheart if they felt they could not bring this up earlier for consideration. He said at the beginning of putting the budget together, he had said he would not support any layoffs or furloughs. He felt if they were discussing furloughs, it should be discussed across the board, part-time and full-time, including councilmembers. He did not support the amendment saying Roswell had the hardest working employees in the State of Georgia. Regarding the comment on the rainy day fund, he asked Ms. Love for a total of the rainy day fund and if the budget is approved how much the balance in reserves would be. Ms. Love responded that currently there is a total of \$29 million in the rainy day fund. If this budget is approved, \$25 million would be left including reserve by policy.*

*Vote on 10th Amendment: The vote was 3-3. Councilman Igleheart, Councilman Dippolito, and Councilwoman Henry voted in favor of the motion. Councilwoman Wynn, Councilman Tolleson, and Councilman Orlans voted against the motion. Mayor Wood voted against the motion. The motion failed 3 - 4.*

*11th Amendment to Motion: Councilman Orlans moved to remove \$74,000 from Mayor and Council salaries by eliminating their salaries starting July 1 through December 31, 2009. Councilwoman Wynn seconded the motion.*

*Councilwoman Henry asked if that included benefits. Councilman Orlans responded it was only salaries. Councilman Igleheart asked if it included trips to Savannah and other places for City business. Mayor Wood responded that the motion was only for salaries for the remainder of the year. Councilwoman Henry commented that the amendment defied logic as the only salary cut anywhere in the City would be for Council. Councilman Orlans responded that he did it to show that Council had "skin in the game" as being willing to forego their own salaries for the rest of the year to show they were serious.*

*Vote on 11th Amendment: The vote was 3-3. Councilman Orlans, Councilman Tolleson, and Councilwoman Wynn voted in favor of the motion. Councilman Dippolito, Councilwoman Henry, and Councilman Igleheart voted against the motion. Mayor Wood voted against the motion. The motion failed 3 – 4.*

*12th Amendment to Motion: Councilman Igleheart moved to change account number 522205 from Road Safety Program to the Minor Short-Term Road Improvements Program. Councilman Igleheart withdrew the motion after discussion with staff.*

*At the request of Mayor Wood, Ms. Love summarized the amendments as follows: \$72,500 reduction in Community Development for professional services in aerial photography and centerline data; \$10,000 reduction of legal fees in the Legal Department; \$30,500 reduction for motorcycle equipment for the Police Department; \$80,000 reduction for City Hall security lighting plan; \$11,475 reduction for City Hall lights; and \$10,000 elimination for the Convention and Visitors Bureau drive-through window. The total reduction of the General Fund is \$204,475. The reduction to the Capital Project Fund is \$80,000. The reduction to the Hotel/Motel Fund is \$10,000.*

*Councilman Igleheart thanked everyone for their hard work on the budget but expressed concern that the City was still \$600,000 over budget.*

*Mayor Wood thanked staff for their long hours, calling it the toughest budget in 12 years. He thanked Council for setting up a reserve fund when times were good to help get through the tough times and for making hard decisions.*

*A break was called at 9:20 p.m.; the meeting resumed at 9:30 p.m.*

**A motion was made by Council Member Kent Igleheart, for the purposes of meeting the legal requirement of having a budget passed and to begin the process of amendments, seconded by Council Member Becky Wynn, that this item be Approved on Second Reading. Council Member Orlans, Council Member Tolleson and Council Member Wynn voted to approve the motion. Council Member Igleheart, Council Member Dippolito, and Council Member Henry voted against the motion. Mayor Wood broke the tie by voting to approve the motion. The motion, with amendments, carried by the following vote:**

**In Favor: 4**

**Opposed: 3**

Enactment No: ORD 2009-06-09

**3.**

### **Approval of the Millage Rate of 5.455 mills for the FY 2010 Budget.**

#### **(Second Reading of Millage Rate Ordinance)**

*City Attorney David Davidson conducted the second reading of the Ordinance to Adopt Millage Rate. The ordinance states that 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 4.059 for the general fund, operating, and capital improvements budget, and a 1.396 mills component for servicing bonded indebtedness. The millage rate may require adjustment upon approval of a certified Tax Digest for the year 2009.*

*Mayor Wood noted that Councilman Orlans was away from the dais, but a quorum was present.*

#### *Public Comment:*

*Morton Schlosman, Hembree Forest Circle, questioned the sentence that read "the millage rate may require adjustment, upon approval of a certified tax digest for the year 2009." He asked if Council had discussed the possibility that the tax digest for 2009 and 2010 could be even lower. Mayor Wood replied that it had been discussed, and Council has considered all the available evidence but had to work with what they currently know.*

*There was no further public comment.*

*Mayor Wood noted that Councilman Orlans had returned to the dais.*

**A motion was made by Council Member Becky Wynn, seconded by Council Member David Tolleson, that this Item be Approved on Second Reading. The motion carried by the following vote:**

**In Favor: 6**

Enactment No: ORD 2009-06-10

**Administration and Finance Department - Councilmember Kent Igleheart**

4. **Approval of a Resolution to establish sustainable development regulations for facilities owned and built by the City of Roswell, Georgia and for other purposes.**

***Presented by Kay Love, City Administrator***

*Ms. Love stated this resolution would apply to new construction of any City facility where the total project cost exceeds \$2 million or a substantial remodel of \$5,000 or more of occupied square footage to be renovated. The policy complies with three of the ARC Green Communities Certification Program Guidelines. City facilities constructed prior to January 1, 2009 are exempted from the resolution.*

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

**In Favor: 6**

Enactment No: RES 2009-06-31

5. **Approval of a Resolution Endorsing Making Green Schools a Reality.**

***Presented by Kay Love, City Administrator***

*Ms. Love stated the United States Conference of Mayors initiated this item to confirm or reconfirm a commitment to the goal that in a generation every child in America will attend a green school and called on Mayors and Cities around the country to participate. The resolution urges Congress to commit additional research funding through HR2187 legislation, which would provide billions of dollars to allow modernization, retrofits, repairs and building of schools. It would be done through day lighting, thermal comforting, and classroom design, which will promote the learning environment as well as the health and welfare of America's children.*

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

**In Favor: 6**

Enactment No: RES 2009-06-32

6. **Approval of a Resolution to Submit a 2009 Energy Efficiency and Conservation Block Grant (EECBG) formula grant proposal to the U.S. Department of Energy.**

***Presented by Kay Love, City Administrator***

*Ms. Love stated this item was funded for the first time by the American Recovery and Reinvestment Act of 2009. The formula allocation is \$825,700 and is through the U.S. Department of Energy. The purpose of the program is broad based and assists the City in its initiatives. A facilities condition assessment was done on 33 of the City's facilities to determine the needs to maintain and sustain those facilities. She noted a large portion is attributable to grant requirements, mostly in energy efficiency. More than \$825,000 has been identified over the next few years; the recommendation is to apply that towards energy efficiency improvements, which*

would include such things as doors, windows, new HVACs, and system lighting retrofitting.

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

**In Favor: 6**

Enactment No: RES 2009-06-33

7. **Approval for the Mayor and/or City Administrator to sign a renewal contract for excess workers' compensation coverage with Midwest Employers Casualty Company in the amount of \$87,750.60 for the period of July 1, 2009 to June 30, 2010.**

***Presented by Diane Whitfield, Director of Human Resources***

*Human Resources Director Diane Whitfield stated the City of Roswell is self-insured for worker's compensation. The City carries excess insurance coverage for catastrophic losses. She noted the City had excellent claims experience in the last fiscal year. She further noted this was less than last year's premium of \$90,131.*

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

**In Favor: 6**

#### **Environmental / Public Works Department - Councilmember David Tolleson**

8. **Approval of an Ordinance to Amend Chapter 24, Utilities and Services, of the Code of Ordinances of the City of Roswell pertaining to new government buildings.**

***First Reading***

***Presented by Stuart Moring, Director***

*City Attorney Davidson conducted the first reading of an Ordinance to Amend Chapter 24, Utilities and Services, of the Code of Ordinances of the City of Roswell pertaining to new government buildings. The Ordinance deletes Chapter 24, Article 24.5 Water and Sewer, in its entirety, and substitutes a new Article 24.5 Water and Sewer, with the text incorporated by reference.*

*Environmental/Public Works Director Stuart Moring stated this was a change recommended by the Green Ribbon Committee and relates to the ARC designation. Since 1992, the current building code requires low flow water fixtures; this would require all municipal buildings to go to high efficiency fixtures. He noted the differential and flow rates are spelled out in the ordinance.*

**A motion was made by Council Member David Tolleson, seconded by Council Member Becky Wynn, that this Item be Approved on First Reading and placed on the Mayor and City Council agenda for 7/6/2009. The motion carried by the following vote:**

**In Favor: 6**

9. **Approval for the Mayor and/or City Administrator to sign a contract with Community Waste Services for the Transfer Station operations.**

***Presented by Stuart Moring, Director***

*Mr. Moring stated the current transfer station contract will end in December of 2009. Proposals were received from three firms and were evaluated on the basis of cost, experience with solid waste operations, and customer service records. The review committee recommended contracting with Community Waste Services at a basic cost service of \$32.95 per ton, plus a one-time cost of \$73,575 for installation of scales. The rate per ton represents an 11.6% decrease from the projected cost for next year of \$37.27 per ton.*

*Councilman Orlans encouraged looking at adding other sources and creating revenue.*

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

**In Favor: 6**

**Public Safety - Councilmember Lori Henry**

10. **Approval of a Resolution to implement a monthly E911 service charge on each Voice Over Internet Protocol (VoIP) telecommunications connection subscribed to by persons whose billing address is within the City of Roswell.**

***Presented by Ed Williams, Police Chief***

*Police Chief Ed Williams stated the City of Roswell's 911 Center operates off user fees on telephone lines, land lines, and cell phone lines. To his knowledge, Roswell is the only 911 center in the metropolitan Atlanta area that operates solely off the 911 fees. The resolution would add the same fee charged to all other telephone lines to the VoIP, (the voice over internet protocol). Georgia has recently changed the law giving authorization to assess this fee. It would be in line with the same fee that everyone else is paying.*

*Councilwoman Wynn questioned how this would work for those who pay a quarterly or yearly fee. Chief Williams responded that this is a monthly fee of \$1.50 per month; if someone is billed quarterly or yearly, the fee could be charged accordingly.*

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

**In Favor: 6**

Enactment No: RES 2009-06-34

**Recreation and Parks Department - Councilmember Jerry Orlans**

11. **Approval of Budget Amendment 6120-06-1509 to increase**

**expenditures and corresponding revenues in the Recreation Participation Fund for temporary employees, instructor fees, and recreation supplies.**

***Presented by Joe Glover, Director***

*Ms. Love stated this is a traditional budget amendment that is done when revenues come to the Recreation Participation Fund through user fees paid for programs that people participate in. This will provide increased expenditure line item funding and recognize the revenue for temporary instructor fees and recreations supplies in the amount of \$162,035.*

*Councilman Igleheart asked the status of employees on general fund salaries being shifted into the recreation fee at some point and over a time period. Councilman Orlans replied that was being presented to the Recreation Commission at the next meeting and will go to a committee meeting afterwards. It was moving forward and with the hope of being implemented over a two-year period of time to increase fees. He noted that the Recreation Commission had set up a 501(c)3 foundation to raise money so that scholarships can be offered and fees adjusted.*

**A motion was made by Council Member Jerry Orlans, seconded by Council Member David Tolleson, that this Item be Approved. The motion carried by the following vote:**

**In Favor: 6**

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

**12. Consideration of Mayor's Veto.**

*City Attorney Davidson stated the Mayor vetoed RZ08-17 at the May 17, 2009 meeting. By Charter, Council is required to reconsider that action at each meeting. If nothing happens at this meeting, it will go to the next meeting on June 29, 2009.*

**A motion was made by Council Member Rich Dippolito, seconded by Council Member David Tolleson, that this Item be deferred to the June 29, 2009 Mayor and Council Agenda. The motion carried by the following vote:**

**In Favor: 6**

**13. Recommendation for closure to discuss personnel.**

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

**In Favor: 6**

**Adjournment - After no further business, the Regular Meeting adjourned at 9:53 p.m. for a Work Session on "Discussion of Big Creek Bridge Road Corridor."**