



Official City Council Meeting Minutes

June 28, 2021

Office of the City Clerk

CITY HALL 2 PARK PLAZA | 6:30 PM

Official Minutes

The public is advised that the following minutes are not a verbatim transcription of business presented at the Council Meeting of the date shown; but are a synopsis of pertinent information. The public is further advised that the tapes recorded at said meeting are a matter of public record and are available to be heard at the City of Alpharetta's Clerk's office during normal business hours.

I. CALL TO ORDER

- Mayor Gilvin called the meeting to order at 6:30 p.m.

II. ROLL CALL

• Council Members

- Mayor Jim Gilvin
- Mayor Pro Tem Donald F. Mitchell
- Jason Binder
- Ben Burnett
- John Hipes
- Dan Merkel
- Karen Richard

• Staff

- Bob Regus, City Administrator
- Sam Thomas, City Attorney
- James Drinkard, Asst. City Administrator
- Erin Cobb, City Clerk
- Kathi Cook, Director of Community Development
- Morgan Rodgers, Director of Recreation, Parks & Cultural Services
- Trent Lindgren, Major - Police Operations
- Jonathan Hickel, Master Police Officer

III. PLEDGE TO THE FLAG

IV. CONSENT AGENDA

A. Council Meeting Minutes (Meeting of 6/21/2021)

- ❖ Mayor Pro Tem Mitchell offered a motion to approve the consent agenda
 - The motion received a second from Council Member Richard
 - The motion was approved unanimously (7-0)

V. PUBLIC HEARING

A. Z-20-05/CU-20-09/V-20-14 Alcovy Condominiums 82/92 Thompson Street

DEFERRED: This item has been deferred by the applicant and will not be heard until December. The item will be neither heard nor discussed during this evening's meeting.

B. CU-21-06 The Parish Anglican Church / Kalen Center

DEFERRED: This item has been deferred by the applicant and will not be heard until July 19, 2021. The item will be neither heard nor discussed during this evening's meeting.

C. E-21-02 Taffer's Tavern Sign Exception

DEFERRED: This item has been deferred by staff. The item will be neither heard nor discussed during this evening's meeting.

D. Z-21-05/V-21-13 Morrison Park/The Mix

DEFERRED: This item has been deferred by the applicant and will not be heard until August 02, 2021. The item will be neither heard nor discussed during this evening's meeting.

VI. OLD BUSINESS

A. Ordinance: Calling of an Election to Determine the Issuance or Non-Issuance of City of Alpharetta General Obligation Bonds in the Principal Amount of \$29,500,000 (2nd Reading)

- City Attorney, Sam Thomas, came forward to present this item.
- The recommendation is to approve an ordinance to regulate and provide for the calling of an election to determine the issuance or non-issuance of general obligation bonds in the amount of \$29,500,000 for the purpose of acquisition, construction and renovations for parks, recreation and cultural facilities, multi-use paths, sidewalks, and greenways.
- The City of Alpharetta's Mayor and Council has determined it to be in the best interests of the citizens of the City to incur bonded indebtedness in the aggregate principal amount of \$29,500,000.00 for the following purposes: (1) acquisition,

construction, and renovations for parks, recreation and cultural facilities, multi-use paths, sidewalks, and greenways; and (2) paying the costs and expenses related to such bonded indebtedness. The City will provide Alpharetta voters the opportunity to vote for or against the issuance of the bonds by placing this question on the ballot for the November 2, 2021 Election.

- The ordinance was approved for its first reading during the June 21st Regular City Council Meeting.
- The ordinance was amended since the first reading to include the project list in the ballot verbiage.
- City Attorney, Sam Thomas, read the ordinance aloud.
- ❖ Council Member Binder offered a motion to approve an ordinance to regulate and provide for the calling of an election to determine the issuance or non-issuance of general obligation bonds in the amount of \$29,500,000 for the purpose of acquisition, construction and renovations for parks, recreation and cultural facilities, multi-use paths, sidewalks, and greenways
 - The motion received a second from Council Member Burnett
 - The motion was approved (4-3); Mayor Gilvin, Council Member Merkel and Council Member Hipes voting in opposition

B. Ordinance: Calling The City Of Alpharetta General Election (2nd Reading)

- City Clerk, Erin Cobb, came forward to present this item.
- Staff is recommending that Council approve an ordinance to call the City of Alpharetta's 2021 General Election, provide publication of the election, establish the candidate qualification period and fees, and establish the voter registration cut-off date.
- The Georgia Election Code requires that when a municipality authorizes their County to conduct their election, the municipality shall by Ordinance, authorize such an action. This Ordinance serves to meet that statute requirement and in addition provides the following:
 - 1.) Calls the Alpharetta General Election
 - 2.) Provides Publication and Notice of the Alpharetta General Election
 - 3.) Provides notification of the candidate qualification period and reaffirms the associated fees
 - 4.) Provides notice of voter registration deadline for the Alpharetta General Election
- This ordinance was approved for its first reading during the June 21st Regular City Council Meeting.
- City Attorney, Sam Thomas, read the ordinance aloud.

- ❖ Council Member Binder offered a motion to approve an ordinance to call the City of Alpharetta's 2021 General Election, provide publication of the election, establish the candidate qualification period and fees, and establish the voter registration cut-off date
 - The motion received a second from Council Member Richard
 - The motion was approved unanimously (7-0)

C. Ordinance: Amending Chapter 4 (Alcoholic Beverages) of the City Code to add a Non-Conforming Premises Provision (2nd Reading) - Sponsored By: Council Members Merkel & Hipes

- City Attorney, Sam Thomas, came forward to present this item.
- The recommendation is for Council to approve an ordinance to amend Chapter 4 (Alcoholic Beverages) of the City Code to add a non-conforming premises provision; to provide for an effective date; to repeal conflicting ordinances; and for other purposes.
- This ordinance was approved for its first reading during the June 21st Regular City Council Meeting.
- There was a minor change since the first reading to clarify language that may cause confusion, although the overall purpose of the ordinance has not changed.
- City Attorney, Sam Thomas, read the ordinance aloud.
- ❖ Council Member Hipes offered a motion to approve an ordinance to amend Chapter 4 (Alcoholic Beverages) of the City Code to add a non-conforming premises provision; to provide for an effective date; to repeal conflicting ordinances; and for other purposes
 - The motion received a second from Council Member Merkel
 - The motion was approved unanimously (7-0)

VII. NEW BUSINESS

A. Public Safety Portable Radio Replacement (Capital Lease)

- Public Safety Department's Major Lindgren came forward to present this item.
- Officer Hickel came forward to discuss the technology associated with the radios.
- Staff is recommending that Mayor and Council approve acquisition of 200 replacement Motorola APXNext portable radios through Motorola Solutions, Inc. under a lease-purchase agreement with a total cost of \$1,582,043.12 (principal and interest); and adopt the attached Resolution authorizing the Mayor to execute an equipment lease-purchase agreement, and all associated documents, with Motorola Solutions, Inc. for the purposes of financing the APXNext portable radio replacements.

- The department's current portable radio (APX6000-AN model) carried by Police, Fire and 911 staff is considered "End of Life" by Motorola, for parts and software support. These radios entered service in early 2015 and are incurring increasing maintenance costs, and sometimes outright replacement, due to their age and condition.
- Public Safety Technology Division staff have identified the Motorola APXNext Radio as the replacement for the APX6000. The APXNext has several technology enhancements that will benefit users in the field to include LTE cellular backup to provide over the air programming and firmware updates, geo-location, and supplementing radio tower coverage to reduce "out of range" instances inside of buildings and while outside radio tower coverage areas. New battery technology allows greater capacity in a smaller size and redesigned shoulder mics take advantage of multiple microphones and advancements in noise reduction for clearer communications.
- The proposal includes one hundred fifty (150) APXNext Radios for Police, Admin, and 911 staff and fifty (50) APXNext XE (eXtreme Environment) Radios for Fire. Extra batteries, charger banks, shoulder mics, antennas, and other accessories and replacement parts are included in the price, as well as a KVL5000 device, which allows advanced encryption keys to be loaded into the radios for our SWAT and undercover units to work with other jurisdictions on their encrypted channels.
- The APXNext Radios have bundled subscription services to take advantage of new technology. These services are included in year one, and will renew in years two through seven, except for Accidental Damage, which is included for three years and will renew at slightly increasing rates in years four through seven.
- Subscription Services:
 - Accidental Damage coverage (3 Year included in price)
 - Smart Programming (Update, patch, and deploy software over the air through LTE)
 - Smart Connect (LTE Subscription Service – Motorola handles LTE Carrier contracts)
 - Smart Locate (Geo Locating Feature)
 - Smart Mapping Radio/PC (Use map on Radio to see other Radios in your vicinity)
- Based on our history with the APX6000 Radio, we expect to place these devices in service for seven (7) years or more before replacement. The APXNext was launched in 2020, so we are early in the product cycle. Full accidental damage coverage should mitigate all expensive repairs during the same period.
- Funding for this initiative was approved as part of the 2022 budget (911 Fund). A simplified cost structure is below:

	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7
Device Cost	\$226,006.16	\$226,006.16	\$226,006.16	\$226,006.16	\$226,006.16	\$226,006.16	\$226,006.16
Service Cost	\$0.00	\$71,200.00	\$71,200.00	\$128,680.00	\$128,680.00	\$138,400.00	\$138,400.00
Total	\$226,006.16	\$297,206.16	\$297,206.16	\$354,686.16	\$354,686.16	\$364,406.16	\$364,406.16

- Motorola is providing financing for the base device and accessory cost (\$1,565,704.05), with years one through five at zero interest, and years six and seven at 2.49% interest. The financing cost is \$16,339.07 (total principal and interest cost = \$1,582,043.12). The base device pricing above also includes a trade in credit of \$50,000 for two hundred (200) of our existing APX6000 Radios. Motorola is offering an additional incentive of \$20,000 in accessories and training if a signed purchase

contract can be completed by July 2, 2021. Motorola is the sole source provider of radio technology through the North Fulton Regional Radio System Authority.

- City Attorney, Sam Thomas, read the resolution aloud.
- **Public Comment:** No Public Comment
- ❖ Council Member Hipes offered a motion to approve acquisition of 200 replacement Motorola APXNext portable radios through Motorola Solutions, Inc. under a lease-purchase agreement with a total cost of \$1,582,043.12 (principal and interest); and adopt a Resolution authorizing the Mayor to execute an equipment lease-purchase agreement, and all associated documents, with Motorola Solutions, Inc. for the purposes of financing the APXNext portable radio replacements
 - The motion received a second from Council Member Merkel
 - The motion was approved unanimously (7-0)

B. Memorandum Of Understanding With City Of Milton: Summer Camp Cooperation

- City Administrator, Bob Regus, came forward to present this item.
- Staff is recommending that Mayor and Council approve the Memorandum of Understanding between the City of Alpharetta, Georgia and the City of Milton, Georgia for Summer Camp Cooperation; and authorize the Mayor to execute all necessary documents.
- During the June 21, 2021 City Council Meeting, the City Administrator were tasked to negotiate a Memorandum of Understanding with the City of Milton whereby certain non-resident fees associated with participation in special needs summer camps would be waived for citizens of each City. That cooperative agreement is now being submitted for consideration by City Council.
- **Public Comment:** No Public Comment
- ❖ Council Member Richard offered a motion to approve the Memorandum of Understanding between the City of Alpharetta, Georgia and the City of Milton, Georgia for Summer Camp Cooperation; and authorize the Mayor to execute all necessary documents
 - The motion received a second from Council Member Binder
 - The motion was approved unanimously (7-0)

VIII. PUBLIC COMMENT

- Ruth Ann Tatum, 250 Pebble Trail, Alpharetta, GA, 30009, came forward to comment on the topic of elected officials having an alcoholic beverage license.

IX. REPORTS

- Council Member Merkel announced the following upcoming events:
 - Ribbon cutting for the Greenway at Union Hill Park
 - Town Green will be open next week
 - Fireworks on July 4th at Wills Park

X. ADJOURNMENT TO EXECUTIVE SESSION

- ❖ Council Member Binder offered a motion to adjourn into Executive Session
 - The motion received a second from Mayor Pro Tem Mitchell
 - The motion was approved unanimously (7-0)
- ❖ With no further business to discuss or items to be heard, Mayor Gilvin adjourned the meeting into Executive Session at 7:02 P.M.

Respectfully submitted,


Erin Cobb, City Clerk