



City Council Meeting

DECEMBER 6, 2021

Office of the City Clerk

ALPHARETTA CITY HALL
COUNCIL CHAMBERS | 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 or viewed online at <https://www.youtube.com/user/alpharettagov>.

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
 - Ben Burnett
 - John Hipes
 - Dan Merkel
 - Karen Richard
- **Council Members absent:**
 - Jason Binder
- **Staff**
 - Bob Regus, City Administrator
 - Mike Stacy, City Attorney
 - James Drinkard, Asst. City Administrator
 - Lauren Shapiro, City Clerk
 - Peter Sewczwicz, Director of Public Works
 - Morgan Rodgers, Director of Recreation, Parks & Cultural Services
 - Tom Harris, Director of Finance
 - Kathi Cook, Director of Community Development and Economic Development
 - Randy Bundy, Director of Information Technology
 - Michael Woodman, Planning + Development Services Manager
 - Lance Morsell, Economic Development Manager

- Scott McCullers, Fire Operations Chief

III. PLEDGE TO THE FLAG

IV. PROCLAMATIONS & PRESENTATIONS

- A. A Proclamation to Celebrate the Life of Alpharetta, City Attorney, Sam Thomas

V. CONSENT AGENDA

- A. Council Meeting Minutes (Meeting of 11/29/2021)

- B. Alcoholic Beverage License Applications

- PH-21-AB-29
BP Gas & Convenience
3445 Webb Bridge Road
Alpharetta, GA 30005

Convenience Store
Retail Package Sales
Beer, Wine & Sunday Sales

Owner and Registered Agent: Brijesh Brahmhatt
- PH-21-AB-30
Alpharetta Egg Harbor Cafe
5966 North Point Parkway
Alpharetta, GA 30022

Restaurant
Consumption on Premises
Liquor, Beer, Wine & Sunday Sales

Owners: Aimee Farrell & Michael Farrell
Registered Agent: Cassidy Farrell

- C. Financial Management Report: Month Ending October 31, 2021

- ❖ Mayor Pro Tem Mitchell offered a motion to approve the consent agenda.
 - Council Member Merkel seconded the motion.
 - The motion was approved unanimously (6-0).
 - Council Member Hipes shared during the motion that he appreciated the new dashboard included in the Financial Management Report.

• PUBLIC HEARING

- A. V-21-26 Rozati/294 Karen Drive Setback Variance

Consideration of a variance request to reduce the front setback along Devore Road for a covered patio and to increase the maximum height of a wall on a residential property from 6' to 8'. The property is located at 294 Karen Drive and is legally described as being located in Land Lot 696, 1st District, 2nd Section, Fulton County, Georgia.

- Planning + Development Services Manager, Michael Woodman, came forward to present this item.

- Staff is recommending that Mayor and Council approve V-21-26 Rozati/294 Karen Drive Setback Variance, subject to the following conditions:
 1. The location, height and size of the covered porch depicted on the site plan prepared by Moore Urban Forestry, revised 12/22/20 and rendering labeled Exhibit A shall be permitted with a 12' front setback along Devore Road, as approved by Staff.
 2. Wall and columns shall be covered with smooth-coat stucco or similar decorative material substantially similar to the submitted photographic example labeled Exhibit B, with final approval by Staff.
 3. Landscape strips shall be heavily planted with decorative screening landscape material to soften the look of the wall from Devore Road and Karen Drive, as approved by Staff.
- The applicant, Jim Rozati, is requesting consideration of a variance to reduce the front setback for a covered patio from 30' to twelve-feet (12') and to allow an eight-foot (8') wall with fencing on a residential property in the Downtown Overlay. The property is currently being developed with a single-family detached home. The subject property is located at 294 Karen Drive in the Alpha Park subdivision.
- The 0.55-acre corner lot is zoned R-12 (Dwelling, 'For-Sale', Residential) and is currently being redeveloped with a 2-story, 6,719 square foot single-family detached home. Surrounding properties are zoned R-12, except the property to the north is zoned DT-MU (Downtown Mixed-Use). Single-family detached lots in the Alpha Park subdivision are located to the west, south and east and The Maxwell mixed-use development is located to the north.
- Unified Development Code (UDC) Section 2.2.6(D) R-12 dwelling, 'for-sale', residential, District Regulations, requires a 30' front building setback from a local street. A covered patio is subject to building setbacks. In addition, UDC Subsection 2.3.6(A) Fence and wall requirements, requires that fences and walls not exceed six-feet (6') on a residential property.
- The site plan depicts a 17' x 25' covered patio with a twelve-foot (12') setback on the Devore Road side of a new single-family detached home, which is the side corner of the property. The patio will be partially screened by a wall surrounding the perimeter of the property. A concrete-poured wall has been constructed on the property with a height of four-feet (4') and four-foot (4') columns for a total height of eight-feet (8'). Decorative metal fencing is proposed between the columns with a light on top of the columns. An administrative variance was previously approved on the property to reduce the building setback for the home from 30' to 24'.
- Staff has reviewed the applicant's proposal and believes that the variance request does not conflict with the established criteria. The property is a corner lot with frontage two (2) streets. The decorative wall will screen the covered porch and the landscape strip will soften the look of the wall. If approved, conditions are recommended requiring decorative landscape screening along Devore Road and Karen Drive, as well as a smooth-coat stucco finish or decorative material on the wall and columns.
- The CZIM was held on October 13, 2021. There were no public comments.
- The applicant, Jim Rozati, 294 Karen Drive, Alpharetta, GA 30009, came forward to speak on behalf of this application.

Public Comment:

- There were no public comments for this item.
- ❖ Council Member Richard offered a motion to approve V-21-26 Rozati/294 Karen Drive Setback Variance, subject to the following conditions:

1. The location, height and size of the covered porch depicted on the site plan prepared by Moore Urban Forestry, revised 12/22/20 and rendering labeled Exhibit A shall be permitted with a 12' front setback along Devore Road, as approved by Staff.
2. Wall and columns shall be covered with smooth-coat stucco or similar decorative material substantially similar to the submitted photographic example labeled Exhibit B, with final approval by Staff.
3. Landscape strips shall be heavily planted with decorative screening landscape material to soften the look of the wall from Devore Road and Karen Drive, as approved by Staff.
 - o Mayor Pro Tem Mitchell seconded the motion.
 - o The motion was approved unanimously (6-0).

- **NEW BUSINESS**

- A. Replacement of Extrication Equipment (Public Safety Department)**

- Fire Operations Chief, Scott McCullers, came forward to present this item.
- Staff is recommending that Mayor and Council approve the purchase of purchase of extrication rescue equipment from Holmatro Rescue Equipment, d.b.a. Georgia Fire & Rescue Supply in an amount not to exceed \$154,159.64 and adopt, as presented, the resolution authorizing the Mayor to execute all associated documents with Banc of America Public Capital Corporation for the purposes of financing the extrication equipment.
- The City's current extrication equipment was purchased in 2009 (13-years old) and has reached the end of it's useful life. The current equipment is hydraulic, while the new equipment will be battery-powered and lighter (more mobile). As such, the new extrication equipment will decrease the time needed to deploy in critical life situations. The proposed extrication equipment will be compatible with a majority of other neighboring departments, such as Johns Creek, Milton, and Sandy Springs.
- Georgia Fire & Rescue Supply is the only distributor in Georgia for Holmatro.
- The Public Safety Department has \$32,000 currently funded in the capital budget for this lease payment (based on the original anticipated replacement of certain pieces each year instead of getting all of the old equipment replaced at one time). Starting in FY 2023, this lease payment will be added to the Department's operating budget.
- City Attorney, Mike Stacy, read the resolution aloud.

- Public Comment:**

- There were no public comments.
- ❖ Council Member Hipes offered a motion to approve the purchase of purchase of extrication rescue equipment from Holmatro Rescue Equipment, d.b.a. Georgia Fire & Rescue Supply in an amount not to exceed \$154,159.64 and adopt, as presented, the resolution authorizing the Mayor to execute all associated documents with Banc of America Public Capital Corporation for the purposes of financing the extrication equipment.
 - o Council Member Merkel seconded the motion.
 - o The motion was approved unanimously (6-0).

- B. A Resolution to Adopt the Five Ethic Principles Set Forth in the Georgia Municipal Association's Certified City of Ethics Program**

- City Clerk, Lauren Shapiro, came forward to present this item.
- Staff is recommending that Mayor and Council approve a resolution to adopt the five ethic principles Set Forth in the Georgia Municipal Association's Certified City of Ethics Program.
- In order to maintain the City of Alpharetta's status as a Certified City of Ethics, the Georgia Municipal Association ("GMA") requires each city to adopt (by resolution) GMA's five ethics principals as part of ethics program's recertification process. GMA requires cities to recertify as a City of Ethics every four (4) years.
- The Ethics Principle are as follows:
 - (1) Serve others, not ourselves
 - (2) Use resources with efficiency and economy
 - (3) Treat all people fairly
 - (4) Use the power of our position for the wellbeing of our constituents
 - (5) Create an environment of honesty, openness, and integrity
- City Attorney, Mike Stacy, read the resolution aloud.

Public Comment:

- There were no public comments.
- ❖ Council Member Merkel offered a motion to approve a resolution to adopt the five ethic principles set forth in the Georgia Municipal Association's Certified City of Ethics Program.
 - Council Member Hipes seconded the motion.
 - The motion was approved unanimously (6-0).

C. A Joint Resolution Designating a Portion of the Georgia 400 Corridor as "The Technology Corridor"
Co-Sponsored by Mayor Pro Tem Mitchell and Council Member Burnett

- City Administrator, Bob Regus, came forward to present this item.
- Staff is recommending that Mayor and Council approve a joint resolution designating a portion of the Georgia 400 Corridor as "The Technology Corridor."
- County Manager, Kevin Tanner, advised Forsyth County was asking the Georgia Legislature to approve naming a portion of GA 400 in South Forsyth County "The Technology Corridor" and asked if the City of Alpharetta would consider doing the same for a portion of all of GA 400 in the City.
- The entirety of GA 400 is designated as The Hospitality Highway and this resolution would take nothing away from that designation.
- "The Technology Corridor" would start just south of Mansell Road to State Highway 20 in Forsyth County and there will be signed placed in the area.
- City Attorney, Mike Stacy, read the resolution aloud.

Public Comment:

- There were no public comments for this item.
- ❖ Council Member Burnett offered a motion to approve a joint resolution designating a portion of the Georgia 400 Corridor as "The Technology Corridor."
 - Mayor Pro Tem Mitchell seconded the motion.

- The motion was approved unanimously (6-0).

D. Second Amendment to Intergovernmental Agreement Between the City of Alpharetta, Georgia and Fulton County, Georgia

- City Administrator, Bob Regus, came forward to present this item.
- Staff is recommending that Mayor and Council approve a resolution to allow the Second Amendment to the Fulton County Intergovernmental Agreement (IGA) regarding reimbursement for public safety staff working Covid-19 testing site.
- City Council previously unanimously approved an IGA with Fulton County, and one amendment, to that agreement for the reimbursement of payments to public safety providing traffic and security services at the North Fulton Covid-19 testing site.
- This second amendment extends the time of the agreement through April 30, 2022, as well as the reimbursement amount increasing an additional \$80,000.
- City Attorney, Mike Stacy, announced the resolution aloud.

Public Comment:

- There were no public comments.
- ❖ Council Member Merkel offered a motion to approve a resolution to allow the Second Amendment to the Fulton County Intergovernmental Agreement (IGA) regarding reimbursement for public safety staff working Covid-19 testing site.
 - Council Member Hipes seconded the motion.
 - The motion was approved unanimously (6-0).

I. WORKSHOP

A. Findings and Recommendations Report from the 2021 Consultant Study of the Department of Information Technology

- City Administrator, Bob Regus, came forward to introduce this workshop item, and shared that over the past few years we have wanted to look at the IT department and be smart about the allocation of resources, strengths and weaknesses, and create a roadmap for the future.
- President and CEO of Layer3 Communications, Rodney Turner, came forward to present this workshop item.
- Based on Layer3's assessments, the primary recommendations presented were to increase staffing for Help Desk, add an IT Analyst team member, and outsource a 24-hour security operations center.
- Finance was the only department that Layer3 spoke with during their assessment.

II. PUBLIC COMMENT

- A. There were no public comments.

III. REPORTS

- A. Council Member Merkel announced that there was a successful tree lighting this past Friday night on the Town Green, and there were a lot of comments about starting a new tradition. Additionally, the Season of Celebration will continue this upcoming Friday, December 10th from 5:00 to 9:00 p.m. with photos with Santa, snow flurries, strolling characters, firepits, and North Fulton Community Charities will have a truck on-site for canned food donations.

- B. Council Member Richard announced that the Community Zoning Information Meeting will take place on Wednesday, December 8, 2021 at 6:00 p.m. via Zoom.

IV. ADJOURNMENT

- Mayor Gilvin adjourned the meeting at 7:44 p.m.

Respectfully submitted,



Lauren Shapiro, City Clerk