



City Council Meeting & Public Hearing

MAY 15, 2023

OFFICIAL MINUTES

Office of the City Clerk

ALPHARETTA CITY HALL
COMMUNITY ROOM | 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 video recording for said meeting is a matter of public record and is available to be viewed at the City 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 6:35 p.m.

II. ROLL CALL

- Council Members

- Mayor Jim Gilvin
- Mayor Pro Tem Dan Merkel
- Donald F. Mitchell
- Brian Will
- Douglas J. DeRito
- John Hipes
- Jason Binder

- Staff

- Chris Lagerbloom, City Administrator
- Molly Esswein, City Attorney with Jarrard & Davis
- James Drinkard, Assistant City Administrator
- Lauren Shapiro, City Clerk
- Adam Montgomery, Interim Director of Information Technology
- Cris Randall, Director of Human Resources
- John Robison, Director of Public Safety
- Kathi Cook, Director of Community and Economic Development
- Kelsie Speight, City Solicitor
- Morgan Rodgers, Director of Parks, Recreation, and Cultural Services

- Pete Sewczwicz, Director of Public Works
- Thomas Harris, Director of Finance
- Shawn Mitchell, Budget & Procurement Manager

III. PLEDGE TO THE FLAG

IV. CONSENT AGENDA

A. City Council Meeting Minutes (Meeting of 5/1/2023)

Consideration of approval of the City Council meeting minutes from the meeting of May 1, 2023.

B. Alcoholic Beverage License Applications

Consideration of approval of the following alcoholic beverage license applications:

1. PH-23-AB-09 SRB Management GA, Inc., d/b/a Slurpin' Ramen Bar, 11770 Haynes Bridge Road #101, Alpharetta, GA 30009

Restaurant

Consumption on Premises

Distilled Spirits, Beer, Wine & Sunday Sales

Owner: SRB Management GA, Inc.

Registered Agent: Han Joo Sohn

2. PH-23-AB-07 Roaring Social - Alpharetta, LLC, d/b/a Roaring Social, 35 Milton Avenue, Alpharetta, GA 30009

Change in Ownership

Establishment within a Hotel

Consumption on Premises

Distilled Spirits, Beer & Wine

Owner: Roaring Social - Alpharetta, LLC

Registered Agent: Michael Sard

C. Financial Management Report (Month Ending March 31, 2023)

Consideration of approval of the Financial Management Report for the month ending March 31, 2023.

PUBLIC COMMENTS

- There were no public comments.
- ❖ Mayor Pro Tem Merkel offered a motion to approve the Consent Agenda.
 - Council Member Hipes seconded the motion.
 - The motion was approved unanimously (7-0).

V. NEW BUSINESS

A. Substitute City Solicitor Employment Agreement: Joseph Cusack

Consideration of approval of an Employment Agreement by and between the City of Alpharetta, Georgia and Joseph Cusack, as Substitute City Solicitor

- City Attorney, Molly Esswein, came forward to present this item and shared that in the event of the City Solicitor's absence, a substitute city solicitor could fill in. This employment agreement would allow for that, and the substitute city solicitor would be paid on a per session basis.
- City Solicitor, Kelsie Speight, came forward to introduce Joseph Cusack.
- Mr. Cusack shared that he attended Mercer Law School and University of Georgia for his undergraduate degree. Additionally, he served as an Assistant District Attorney in Douglas County.

PUBLIC COMMENTS

- There were no public comments.
- ❖ Council Member Will offered a motion to approve an Employment Agreement by and between the City of Alpharetta, Georgia and Joseph Cusack, as Substitute City Solicitor.
 - Council Member Mitchell seconded the motion.
 - The motion was approved (7-0).

B. Substitute City Solicitor Employment Agreement: Margaret Benson

Consideration of approval of an Employment Agreement by and between the City of Alpharetta, Georgia and Margaret Benson, as Substitute City Solicitor.

- City Attorney, Molly Esswein, came forward to present this item.
- City Solicitor, Kelsie Speight, came forward to introduce Margaret Benson.
- Mrs. Benson shared that she is a resident in the City of Alpharetta and serves as the Substitute City Solicitor in the city of Johns Creek. She attended Emory Law School and was a felony prosecutor for 18 years.

PUBLIC COMMENTS

- There were no public comments.
- ❖ Council Member Will offered a motion to approve an Employment Agreement by and between the City of Alpharetta, Georgia and Margaret Benson, as Substitute City Solicitor.
 - Mayor Pro Tem Merkel seconded the motion.
 - The motion was approved unanimously (7-0).

C. Swearing-in of Substitute City Solicitors

If the foregoing employment agreements are approved, Mayor Gilvin will swear in Joseph Cusack and Margaret Benson to serve as Substitute City Solicitors.

- Mayor Gilvin swore-in Joseph Cusack and Margaret Benson to serve as Substitute City Solicitors for the Alpharetta Municipal Court.

D. Contract Award: ITB # 23-006 Mid Broadwell Park Site Improvements

Consideration of approval of the award of ITB 23-006 for Mid Broadwell Park Site Improvements to Tri Scapes, Inc. in an amount not to exceed \$392,020.83 and authorize the Mayor to execute all necessary documents

- Director of Public Works, Pete Sewczwicz, came forward to present this item.
- Staff is recommending that Mayor and Council award ITB #23-006 for Mid Broadwell Park Site Improvements to Tri Scapes, Inc. in an amount not to exceed \$392,020.83 and authorize the Mayor to execute all necessary documents.
- The award of ITB #23-006 is for the construction of the Mid Broadwell Park Site Improvements. The project will include:
 - Connecting the existing restroom structure to Fulton County's sanitary sewer system;
 - Constructing a gravel drive and parking lot providing eight parking spaces and one van-accessible handicap parking space;
 - Grading and installing an underdrain system for an approximately 4,500 square foot playground area (installation of equipment and mulch to occur under a separate contract); and
 - Installation of a 5' concrete sidewalk around the playground, connecting to the restroom and parking.
- The apparent low bidder, Tri Scapes, Inc. (Tri Scapes) is an experienced contractor that has worked on several projects with similar elements in Georgia for multiple government agencies, including Gwinnet County Parks & Recreation, City of Flowery Branch, and City of Sugar Hill. Additionally, Tri Scapes currently holds the "Landscape Maintenance and On-call Construction Services for Parks Level 2 Services" contract with the City of Alpharetta and was awarded the City Center Tree Well Repair contract in March 2023.
- In reviewing Tri Scapes' bid, it was noted that the cost for Line Item 012 "Lexan Call Box with Post" was higher than anticipated. Tri Scapes submitted a unit price of \$18,825.00 for said line item. The same item was included in the scope of the Alpha Loop project (RFP 22-123) where the awarded contractor's unit price was \$6,737.50. Recreation, Parks, and Cultural Services (RPCS) does not consider this line item to be a critical component of the project and believes its removal from the project scope to be awarded would be in the best interest of the City.
- Once a contract with Tri Scapes, Inc. has been finalized and executed, construction may begin immediately. The anticipated completion date is no more than 120 calendar days from notice to proceed.

- Regarding the playground, RPCS currently plans to utilize the \$98,464.75 remaining in the Mid Broadwell Park Bond account following award of the site work for a separate procurement for the purchase and installation of the playground equipment. This will be brought before City Council for approval at a later date.

PUBLIC COMMENTS

- There were no public comments.
 - ❖ Council Member Hipes offered a motion to approve the award of ITB #23-006 for Mid Broadwell Park Site Improvements to Tri Scapes, Inc. in an amount not to exceed \$392,020.83 and authorize the Mayor to execute all necessary documents.
 - Council Member Will seconded the motion.
 - The motion was approved unanimously (7-0).

VI. WORKSHOP ITEMS (IF NECESSARY)

A. Fiscal Year 2024 Budget: Operating Initiatives

Presentation and discussion of the proposed capital initiatives for the Fiscal Year 2024 Budget.

- City Administrator, Chris Lagerbloom, came forward to introduce both of the budget items and open the floor for City Council discussion if needed.

B. Fiscal Year 2024 Budget: Capital Initiatives

Presentation and discussion of the proposed capital initiatives for the Fiscal Year 2024 Budget.

CITY COUNCIL DISCUSSION

- Council Member Hipes shared that he would like to see budget dollars allotted to projects involving some of the vacant office space, specifically, at Brookside.
- Mayor Pro Tem Merkel shared that he supports this budget addition for Brookside.
- Council Member Will asked whether or not there is funding available to build the infrastructure shown in the Brookside plan.
- Council Member Mitchell shared that he would like to see what is most impactful in terms of Economic and Community Development in terms of projects.

VII. PUBLIC COMMENT

- There were no public comments.

VIII. REPORTS

- Council Member Hipes shared that the Alpharetta Arts Streetfest will take place in The Grove at Wills Park on May 27 and 28, 2023. There will be over 100 artists and food vendors present. Additionally, this month the Eclectic Lawn Concert Series will take

place at the Alpharetta Arts Center; this series will take place on the second Friday of the month and will begin at 7:00 p.m.

- Council Member Mitchell shared that longtime Alpharetta resident, Georgia Hembree passed away a few days ago, and former Board Member, Mike Fowler, recently passed away and there will be a memorial service this Thursday.
- Mayor Gilvin shared that the Taste of Alpharetta occurred last week and it was an incredible event; this might have been the best one the City has ever hosted.
- Director Rodgers shared a big thank you to GDOT for allowing the City to close Highway 9.

IX. EXECUTIVE SESSION (IF NECESSARY)

- ❖ Council Member Hipes offered a motion to recess to executive session.
 - Council Member Will seconded the motion.
 - The motion was approved unanimously (7-0).
- Mayor Gilvin recessed the meeting at 7:28 p.m.
- ❖ Mayor Pro Tem Merkel offered a motion to reconvene the meeting.
 - Council Member DeRito seconded the motion.
 - The motion was approved unanimously (7-0).

X. ADJOURNMENT

- ❖ Council Member Will offered a motion to adjourn the meeting.
 - Council Member Hipes seconded the motion.
 - The motion was approved unanimously (7-0).
- With there being no further items to consider or discuss, Mayor Gilvin adjourned the meeting at 8:09 p.m.

Respectfully submitted,



Lauren Shapiro, City Clerk