

CITY OF MOUNTAIN PARK
Regular Meeting of Mayor and Council
November 22, 2021
Community Building at 100 Lakeshore Drive
7:00 P.M.

CALL TO ORDER-Still called the meeting to order at 7:01 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL-Present: Mayor Jim Still, Jr., Council Members Linda Dixon, Lloyd Hendricks, Mark Murphy, Scott Read, and Carol Silver, acting City Attorney, Ryan Brumlow, and Clerk/Administrator, Karen Segars.

DISPOSTION OF ABSENCES-None

FINANCIAL REPORT-presented by Segars

Ending Bank Balances as of 10/31 are:

General Fund	\$1,199,470.87
Enterprise Fund	\$520,178.85
Court	\$ 30,153.54
Lake Restoration Fund	\$267,851.05
SPLOST	\$ 37,101.37
TSPLOST	\$419,127.42
TOTAL	\$2,373,883.10

Performance for the month of October:

Revenues Enterprise Fund:	\$ 24,548.75
Expenses Enterprise Fund:	\$ 21,485.69
Net Income:	\$ 3,063.06

Revenues General Fund:	\$ 72,132.88
Expenses General Fund:	\$ 29,118.94
Net Income:	\$ 43,013.94

APPROVAL OF MEETING MINUTES

Silver moved to waive the reading and approve the minutes of the Regular Council Meeting of October 25, 2021. 2nd by Hendricks. Approved 5-0-0.

ADOPT MEETING AGENDA

Hendricks moved to approve the agenda as amended to include discussion of maintenance request by Councilmember Dixon. 2nd by Dixon. Approved 5-0-0.

MAYOR'S REPORT/COUNCIL REPORTS

Still stated he had met again with Beazer representatives and the silt removal project had been delayed while Beazer locates a new contractor to complete the project. He also noted the property owners at the cove were no longer willing to allow access so Mountain Park Road would be blocked between Spruce Street and 734 Mountain Park Road while the work was performed. Still advised there was a discussion of a policing authority and jail location in North Fulton by the mayors at the NFMA meeting because transport to downtown was causing a large amount of out of service police vehicles and staff. Still noted he had met with Roswell Mayor-Elect Kurt Wilson and Council Member Lee Hills and both seemed favorable to work with Mountain Park in future endeavors.

Dixon stated she had traveled downtown to pick up an incident report from the Sheriffs Office for both herself and George Menden and thanked Major Barnes and staff for their assistance.

Silver stated she had completed and submitted the Tree City USA application for 2021 and thanked Bill Kolbrener, Linda Dixon, and Karen Segars for their assistance. She noted the city had the highest per capita spent in trees to date.

Read thanked all that attended the Public Safety Oversight Committee Public Hearing on November 17th.

CITY HALL REPORT

Segars noted the completion of the 2021 Municipal Election and stated those elected had been registered for the Newly Elected Official Training being held in Athens in February. Segars advised Jennifer Zalokar had been register for New Clerk Training being held in Jekyll Island in February. Segars announced Swearing-In Ceremony for Newly Elected and Appreciation for Out-Going would be held January 12th at 7:00 p.m. and the Council Retreat for January 15th.

UNFINISHED BUSINESS

- Consideration of Property Sale of 0 Spruce Street to Igor Milevsky
Still stated the city attorney had been asked to research the process for the sale of city property. Brumlow stated any city property must be sold at public auction and advertised with a bid process so that all interested parties could bid. Read asked about the valuation process. Brumlow advised a starting point would be an appraisal with the bid awarded to the highest bidder. Dixon suggested using Fulton County assessments; however, Still advised those values were too low. Still noted there was

always a possibility for a variance on the lot on Spruce. Read stated the city should categorize every city owned lot as unbuildable, greenspace, or building before any lots should be sold. Dixon stated she was against variances. Murphy expressed support for a variance but stated Council needed to think through the strategy of property sale disposal. Silver expressed agreement with Read and Murphy. Hendricks stated the city should avoid the variance and, if reasonable, look at parsing off one lot. Still asked the will of council. Read moved to table until a plan for all properties is established within 90 days. 2nd by Silver. Milevsky explained he had two different surveys showing two different amounts, but the deed presented at closing showed .31 acres. Daria Pardue stated the issue would open up a can of worms. Cheryl Barnhill explained she had been to court with the previous property owner and the judge made both owners agree to the survey presented in court which is the survey that showed her deck was not on the other property as asserted and cautioned against setting a precedent. Upon the vote, the motion to table for 90 days carried 4-1(Dixon)-0.

- Consideration of Solution for 220 Sourwood Trail
Brumlow stated the recommendation was not yet ready. Read requested resolution by the end of December and moved to table until December. 2nd by Murphy. Approved 5-0-0.

NEW BUSINESS

- Approval of Resolutions Amending General, Enterprise and TSPLOST Budgets
Read moved to approve the resolution amending the General Fund Budget for FY2020-2021. 2nd by Silver. Read noted he had reviewed the amendment and there was no change in overall expenditures, but a reallocation of funds and the amended budget was balanced according to GASB rules. Approved 5-0-0.

Hendricks moved to approve the resolution amending the Enterprise Fund Budget for FY2020-2021. 2nd by Dixon. Approved 5-0-0.

Murphy moved to approve the resolution amending the TSPLOST Fund Budget for FY2020-2021. 2nd by Silver. Approved 5-0-0.

- Consideration of Safebuilt Contract Amendment to Include Zoning Reviews
Silver moved to approve. 2nd by Hendricks. Read asked if this needed to go out for bid but Segars stated it was an addition to an existing contract. Approved 5-0-0.
- Consideration of Abandonment for Cedar Street Property Located at 142

and 154 Cedar

Wanda Taylor and Anne Lovatt presented a survey showing the property allocation based on the abandonment of Cedar Street which runs through their property and requested the city abandon. Brumlow advised the abandonment procedure would be appropriate. Dixon moved to approve the abandonment. 2nd by Silver. Read asked what would happen to the property to which Still advised the adjacent property owners would inherit it because the city never maintained it. Approved 5-0-0.

- Consideration of Funding the Charter Investigation
Murphy moved to approve up to \$5,000 or 20 hours of legal time to research and present the process to council. 2nd by Hendricks. Silver stated she was not persuaded to support because there was no rush. Dixon asked Murphy to explain his position. Murphy stated the majority of the ARC survey respondents voted to rip up the charter and the second largest vote was unsure and while he didn't want to rip up the charger, he felt the citizens deserved closure. Still noted it would need to have legislator support. Dixon stated she didn't understand what was wrong with the park. Murphy stated people wanted to understand the process. Still advised the issue originated from high taxes, no public safety and that the gray areas had caused discomfort among the citizens. Dixon stated a council member had posted negative things about the city and fire department on Nextdoor and it was a waste of money. Read noted this was simply preparing a roadmap to outline the process and procedures. Hendricks stated he felt it started when the city received the large public safety bill from Roswell. Read stated no one wanted the charter to go away but 40% responding to the ARC study was in favor of dissolving, with 30% undecided, although only 1/5 of the population responded. He also noted the research would also reveal the process of disposition of assets and who would take over services. Silver stated it could be Fulton County to assume the city and not Roswell. Silver further noted Murphy had a sign in his yard to dissolve the charter. Daria Pardue stated once the city met with the newly elected officials at Roswell the whole issue could become moot and recommended tabling until after a meeting with Roswell. Dee Lansche stated the facts needed to be laid out. Ron Cloud advised it was more than a public safety issue and the citizens needed to know now. Barry Lester asked if the research would determine what happens if dissolution happens or just the process. Brumlow advised it would be the process and procedure and likely outcomes. Bill Kolbrener stated council voted 4-1 to explore the options and it was 100% critical to go through the process. Still advised it came back to council when Carl Vinson Institute declined to do the study. Jim Close stated it was time for a vote. Dixon stated it took Sandy Springs 20 years to obtain a charter and a city should never dissolve its charter. Approved 3-2(Dixon and Silver)-0.

- **Consideration of Mold Remediation for Fire Department**
Hendricks moved to approve the bid from 180 Solutions in the amount of \$4,900. 2nd by Dixon. Murphy asked if continuing with remediation would affect claim; however, Brumlow stated it wouldn't affect coverage. Approved 5-0-0.
- **Maintenance Request**
Dixon stated a maintenance crew was needed as no maintenance was currently being done. Still recommended research and asked Dixon to come back with a plan. Dixon stated she wanted it done by the end of December. Suzanne Close stated Civic Club had emptied the garbage can and Dixon stated the floor needed deep cleaning. Daria Pardue expressed support for the need for more than one person. Still advocated for the outsourcing of right of way mowing during the growing season. Dixon stated Oscar Bird had become ill and Colin O'Shea had helped but it wasn't enough.

Betty Hendricks wanted to recognize Joyce Ayers in attendance. Ayers recommended a farewell to the outgoing members in addition to the swearing in ceremony.

Hendricks announced the tree lighting for December 12th at 5:30 p.m. Still stated Rhyne would be back on December 5th and would have the tree and gazebo ready.

APPEARANCES

Cheryl Barnhill to Discuss Sale of Spruce Street Property-handled during Spruce Street discussion.

ADJOURN

There being no further business, Murphy moved to adjourn. 2nd by Dixon. Approved 5-0-0. 8:09 p.m.

Jim Still, Jr., Mayor

Karen Segars, Clerk/Administrator

