

**CITY OF JOHNS CREEK**  
**COUNCIL MEETING**  
**September 26, 2011 @ 7:00pm**

The City of Johns Creek Mayor and Council held a monthly meeting on Monday, September 26, 2011. The meeting was held at 7:00pm in the City Hall Council Chambers located at 12000 Findley Road, Suite 300 in Johns Creek, Georgia.

**COUNCIL PRESENT:** Post 1-Randall Johnson  
Post 2-Dan McCabe  
Post 3-Karen Richardson  
Post 4-Ivan Figueroa- **Absent**  
Post 5-Kelly Stewart  
Post 6-Bev Miller  
Mayor Mike Bodker

**STAFF PRESENT:** City Clerk Joan Jones  
City Manager Kachmar  
City Attorney Bill Riley

**PLEDGE OF ALLEGIANCE:** Led by Eagle Scout Eric Beppler, Scout Andrew Liang of Troop 2000 and Scouts Robbie Warren and Christian Touchet of Troop 69.

**OPENING REMARKS:** Mayor Bodker welcomed everyone to the Meeting. He thanked City Manager John Kachmar for attending and representing the City at the Regional Leadership Institute Conference. The Mayor sat on a panel at the Institute and noted the audience was very impressive. Mayor Bodker mentioned he was honored to kick off the Walk Like MADD (**M**others **A**gainst **D**runk **D**riving) event in Johns Creek, sponsored by State Farm Insurance and attended a ceremony where the Trust for Public Land signed over 22 acres of land in Johns Creek to the National Park Service, to be designated as part of the Chattahoochee River National Recreation Area. The Mayor thanked the TPL for the donation and for all the good work that they do. He mentioned attending, along with several council members, the 2011 Taste of Johns Creek event and congratulated the Chattahoochee HS Boosters for putting on a great event. In closing, the Mayor reminded everyone to check the City's web site for the latest news and upcoming events, such as the Music in the Park at Newtown Park, October 15 featuring Johns Creek Symphony Brass and the *Prescription Drug Take Back Day*, sponsored by Johns Creek Police Department on October 29, in the Target Parking lot on State Bridge Road.

**MINUTES:** Council Member Johnson motioned, seconded by Council Member McCabe to approve the September 12, 2011 Work Session Summary and Council Meeting Minutes as presented. There being no discussion, the motion passed unanimously.

**MEETING AGENDA APPROVED:** Council Member Richardson motioned, seconded by Council Member Stewart to amend the meeting agenda to add under NEW BUSINESS, item #3 - *Consideration of Approving LMIG Project for Resurfacing of State Bridge Road*. There being no discussion, the motion passed unanimously and the amended agenda was approved.

**PUBLIC COMMENT:** Mark Endres addressed Council and voiced his support for the proposed amendments to Chapter 38<sup>th</sup> Code, Recreation and Parks and suggested including a

maximum length of 6ft for dog leashes for extra protection for biker-riders, cyclists and joggers, etc.

**CONSENT AGENDA:** Council Member Richardson motioned, seconded by Council Member Miller to approve the Consent Agenda, which included- ***ACTION ITEM*** – Approve Privileged Resolution for Eagle Scout Eric Cannon Beppler and ***RESOLUTION 2011-09-24*** -Consideration of Resolution Adopting and Authorizing the Transmittal of the City of Johns Creek FY 2012-2016 Short Term Work Program (STWP) and 2011 STWP Status Report to the Atlanta Regional Commission. There being no discussion, the motion passed unanimously and the Consent Agenda was approved.

**ANNOUNCEMENTS:** City Clerk Jones announced the following upcoming meetings:

- *Tuesday, 10/4 @9:00am—CVB; @4:00pm RPAC: @ 7:00pm—Planning Commission*
- *Monday, 10/10 @5:00pm—Work Session, followed by 7:00p—City Council Meeting*

**REPORTS & PRESENTATIONS:** Council Member Randall Johnson read the following Privileged Resolution recognizing Eagle Scout Eric Beppler of Troop 2000:

*The City of Johns Creek recognizes Eric Cannon Beppler of Troop 2000 on obtaining the rank of Eagle Scout. Whereas, Eagle Scout Beppler completed his community service project in which he improved the pedestrian area at the end of Rogers Bridge Road leading down to the banks of the Chattahoochee River. In addition to grading the area, Eagle Scout Beppler laid gravel, removed debris, trimmed plants and added two benches to make a more restful and accessible path for Johns Creek residents and visitors to this area of the river. Whereas, this project took over 300 hours of volunteer work to complete, with the excess funds raised being donated to Johns Creek Beautification for additional landscaping and plantings; it demonstrates how the scouting program serves to enhance the community. Now the Mayor and Council of the City of Johns Creek hereby recognize and applaud Eagle Scout Eric Beppler for his dedication and commitment and wish him well in all his future endeavors.*

Mr. Pat Burke from the Fulton County Board of Education reviewed a PowerPoint Presentation on the SPLOST IV program. He provided an overview of how the program functions, fund allocation and distribution for capital improvements in schools throughout Fulton County. He mentioned part of funds could be used to improve technology in the local schools and fund an addition to the Taylor Road Middle School. Council supported proposing a resolution endorsing the SPLOST IV program at the October 10<sup>th</sup> Council Meeting.

Mr. Marion Waters, current President of the Intelligent Transportation Society of Georgia presented the Public Works Department with an Award for it ITS and TCC Systems. Traffic Engineer Tom Udell received the Award on behalf of the Department.

**OLD BUSINESS:** No Old Business

**NEW BUSINESS:**

**PUBLIC HEARING ON CONSOLIDATED ANNUAL PERFORMANCE EVALUTAON REPORT (CAPER):** Chief of Staff Patty Hansen presented and informed Council on the HUD requirement for the annual report outlining the allocation of CDBG funds. Ms. Hansen noted the 2010 Consolidated Annual Performance Evaluation Report was been posted on the city's website and placed in the local libraries to solicit citizen comments. Mayor Bodker opened the Public

Hearing on the 2010 Consolidated Annual Performance Evaluation Report. As there was no public comment, Mayor Bodker closed the public hearing.

Council Member Richardson motioned, seconded by Council Member Johnson to approve the 2010 Consolidated Annual Performance Evaluation Report (CAPER). There being no discussion, the motion passed unanimously. (***ACTION ITEM***)

**AMEND CHAPTER 38: ARTICLES I, II, & III:** Assistant City Attorney Scott Haste reviewed the proposed amendments which included the ability to create a Recreation Manager and a Parks Manager, changing the Recreation and Parks Advisory Committee meetings from monthly to quarterly, and the addition of restricted uses and other activities in the parks. Council Member Richardson motioned, seconded by Council Member Johnson to approve Ordinance 2011-09-22 to Amend Articles I, II, & III of Chapter 38 of the Code of the City of Johns Creek, Georgia to Modify Administrative Duties, to modify the Meeting Requirements of the Recreation and Parks Advisory Committee, to Add Certain Prohibited Acts and for Other Purposes. There being no discussion, the motion passed unanimously. (***ORDINANCE 2011-09-22***)

**LMIG PROJECT FOR RESURFACING STATE BRIDGE ROAD:** As this is item was discussed during this evening's Work Session, Council had no additional questions. Council Member Miller motioned, seconded by Council Member Stewart to approve the LMIG Project for Resurfacing of State Bridge Road. There being no discussion, the motion passed unanimously. (***ACTION ITEM***)

**OTHER BUSINESS:** Mayor Bodker reminded everyone to provide feedback on the Transportation Roundtable discussions.

**PUBLIC COMMENT:** Mark Endres addressed Council and shared his views on small government; individuals need little interference from government as they make better decisions and commented on citizen participation in government and the rules of law. He commented on the lack of response from council regarding his budget concerns.

**MAYOR'S COMMENT:** The Mayor thanked everyone for attending.

**EXECUTIVE SESSION:** No Executive Session needed.

**ADJOURNMENT:** There being no further business, Council Member Johnson motioned, seconded by Council Member Miller to adjourn the meeting. The motion carried unanimously and the meeting was adjourned.

Approved by:

Attested by:

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Michael E. Bodker, Mayor

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Joan C. Jones, City Clerk