

**CITY OF JOHNS CREEK**  
**WORK SESSION SUMMARY**  
**October 24, 2011, 5:00pm**

The Mayor and Council of the City of Johns Creek held a Work Session on Monday, October 24, 2011 at 5:00pm. The Work Session was held in the Taylor Farms Conference Room at City Hall, located at 12000 Findley Road, Suite 300 in Johns Creek, Georgia 30097. In attendance were Council Members K. Stewart, I. Figueroa, K. Richardson, B. Miller, R. Johnson and D. McCabe. Mayor Bodker presided. City Manager Kachmar and other Department Heads were present.

Mayor Bodker opened the meeting with the Pledge of Allegiance.

City Attorney Riley reviewed the **“Growler” Ordinance Amending Chapter 22: Licensing**. Mr. Riley explained the provision would allow those who own a “growler” which is like a cooler type mug, to enter a package store, have it filled with draft beer and then sealed. The Ordinance would permit only those establishments where 90% of their gross sales are from malt beverages and/ or wine. Mayor Bodker inquired about the option of not passing the ordinance, and Mr. Riley responded that as growlers have been accepted, passing the Ordinance would allow the City to regulate the use. There was discussion on which establishments this ordinance would effect and there was consensus more review is warranted before a decision can be made. City Attorney Riley will bring the item back for discussion at an upcoming Work Session.

Assistant City Attorney Scott Hasty reviewed the **Lease with Atlanta Fulton County Water Resource Commission**, explaining this lease is for the property which adjoins the North Fulton Water Treatment Plant. The term of the lease is 25 years and requires the property remain in its natural state. Mayor Bodker mentioned there was a time issue on reviewing the lease and noted it was on tonight’s Council Meeting agenda for consideration; there were no objections to having the item on the Council Meeting agenda.

City Manager Kachmar reviewed the **Rental of Public Access Property by the Film Industry**. He noted the request by a film company to have exclusive use of Ocee Park, November 2, 3, 4 and 9. Mr. Kachmar informed Council no signed agreement has been received, however negotiations have been held and the terms agreed up, which include a cost of \$ 2,750 per day to rent the park, cover all costs for police coverage, and pay the contractor, Optech Monette to restore any alterations made to the park for filming purposes. According to Mr. Kachmar, receipt of the agreement is imminent and reiterated there are no conflicts with fall leagues. Council had no objections.

City Manager Kachmar presented the **Charter Commission Formation Resolution** which incorporates items discussed by Council at the last Work Session. Mayor Bodker led the discussion which included the process of member appointments, attendance requirements and defining Council participation with the Commission. Council Member Miller inquired about the timeline for approving the resolution and Mayor Bodker mentioned there should be adequate timeline for appointments to be made. There was Council consensus to move the resolution to the tonight’s Council Meeting agenda for further discussion and clarification. Mayor Bodker asked council to look over the decision points, including appointments made by Council, Senate and House delegations, simple or super majority voting, appointing alternates, removing members, use of a facilitator, and number of public hearings were topics discussed. In addition, there was a brief discussion on the mission statement for the Charter Commission. Council Member Miller and Mayor Bodker read drafts they prepared. Council Member Stewart

recommended Council use the two drafts prepared and draft other versions for further discussion. This will be brought back to another Work Session.

Mayor Bodker stepped out, and Mayor Pro Tem Miller presided.

Finance Director Monte Vavra reviewed the **Letter of Engagement for 2011 Audit from Maudlin & Jenkins**. Director Vavra informed council the city has a five-year contract with Maudlin and Jenkins to provide audits annually. This is the fifth year of the contract and the fee for the audit is \$33K which is a \$5k increase from last year. Council Member Figueroa asked if the fee was reasonable or if there would be a better option in submitting an RFP. Mr. Vavra responded the fee is reasonable and there would not be enough time to submit an RFP and meet the state requirements. Council Member Richardson clarified that as this is the fifth year of the contract, a new RFP will be required for next year, and Director Vavra agreed. There was a request to add this to the Consent Agenda for the November 7<sup>th</sup> Council Meeting and Council had no objections.

Communications Director Grant Hickey provided a power point presentation on the **Citizen Counter Survey**. The survey involved informal comments from 30 customers. Mr. Hickey informed Council 87% of the respondents said the service they received was outstanding and 95% responded the service received here was the same or better than other jurisdictions. There were a few recommendations on improving services, such as having the ability to fax in building permits applications, which will be implemented soon, as well as increasing the online services; there were also comments on simplifying the current fee schedules. Mr. Hickey noted last year's survey was taken on the last day of the business license renewals, whereas this year's survey was taken over a few days during nonpeak times. The comments over all were very favorable

Mayor Bodker re-joined the meeting during Mr. Hickey's presentation and the Mayor commented he appreciated the great work of the staff.

Mayor Bodker commented he has been attending various meetings on the Transportation Roundtable and during one of these meetings he was asked a question on how the City will spend the 15% it receives according to the distribution formula, which could amount to 1.4M annually. He inquired if Council would consider discussing projects prior to the referendum in July 2012. There was consensus to look at transportation projects and have Public Works make recommendations on the kind of projects that could be funded.

Mayor Bodker informed Council there is a need to have an Executive Session to discuss two litigation matters. Council Member Johnson motioned, seconded by Council Member Stewart to hold and Executive Session to discuss two (2) litigation items. There being no discussion, the motion passed unanimously and an executive session was held.

Council Member Miller motioned, seconded by Council Member Stewart to come out of Executive Session and resume the regular Work Session. There being no discussion, the motion passed unanimously and the Work Session resumed.

There being no further business Mayor Bodker adjourned the Work Session.

Approved,

Attest,

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Michael E. Bodker, Mayor

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Joan C. Jones, City Clerk