



**CITY COUNCIL**

Eva Galambos, Mayor

Doug MacGinnitie – District 1

Dianne Fries – District 2

Rusty Paul – District 3

Ashley Jenkins – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnerny – District 6

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Tuesday, November 17, 2009

Regular Meeting

6:00 PM

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A) **INVOCATION** – Pastor Nate Bednar, Metropolitan Baptist Church

B) **CALL TO ORDER**

C) **ROLL CALL AND GENERAL ANNOUNCEMENTS**

D) **PLEDGE OF ALLEGIANCE**

**(Agenda Item No. 09-279)**

E) **APPROVAL OF MEETING AGENDA** (*add or remove items from agenda*)

F) **CONSENT AGENDA**

**Confirmation of Administrative Modifications**

**(Agenda Item No. 09-280)**

1. **AM09-002** - 8850 Dunwoody Place, *Applicant: Jerry Bisig*, To Delete Condition 3.i of Z84-0069 Regarding Limitations on Signage  
(*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-281)**

2. **AM09-003** - 6450 Barfield Road, *Applicant: Germaine Thurman*, To Modify Condition 2 of U80-0063 to Allow for a New Site Plan Showing the Reconfiguration of the Parking Area to Eliminate the Northern Curb-cut on Barfield Road and the Addition of a New Sidewalk Along the South Eastern Driveway  
(*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-282)**

3. **AM09-004** - 35 Ridgemere Trace, *Applicant: Steve and Peggy Brown*, To Modify Condition 3.c of Z81-0133 to Reduce the Minimum Rear Yard Setback from 35 to 3 feet for a Deck Extension  
(*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-283)**

4. **AM09-005** - 1229 Pitts Road, *Applicant: Abbas Heidari*, To Modify Condition 3.j of Z03-0144 to Allow a Detention Pond to Encroach into the Required Thirty (30) foot Greenbelt (*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-284)**

5. **AM09-006** - 7355 Roswell Road (SR 9), *Applicant: CVS*, To Modify Condition 2.b of RZ08-029 to Amend the Approved Architectural Elevation and Color Scheme, Specifically Related to Proposed Window Shutters (*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-285)**

6. **AM09-007** - 975 Johnson Ferry Road, *Applicant: Peacock Partnership*, To Modify Condition 6 of Z80-0146 to Allow Emergency Generators to Encroach into the Required Buffer Adjacent to Georgia 400 (*Nancy Leathers, Community Development Director*)

**(Agenda Item No. 09-286)**

7. **AM09-008** - 5430 Glenridge Drive, *Applicant: Joseph Boveri*, To Delete Conditions 3.h and 3.i of Z83-0113 Regarding Limitations on Signage (*Nancy Leathers, Community Development Director*)

**G) PRESENTATIONS**

1. Recognition of Mary Catherine St. Louis
2. Developers of Excellence – David Schmid

**H) PUBLIC HEARINGS****(Agenda Item No. 09-287)**

1. **ZM09-008/CV09-013** - 7081 Canonbury Place, *Applicant: Dan & Anna Castro*, To Modify Condition 3.c of Petition Z03-0182 to Permit Encroachment into the Required Thirty (30) foot Rear/Perimeter Setback to Allow for a Pool and Associated Items, with a Concurrent Variance (*Presented by Director of Community Development, Nancy Leathers*)

(Invitation for Public Comment)

**(Agenda Item No. 09-288)**

2. Approval of Alcoholic Beverage License Application for Steel Canyon Golf Club at 460 Morgan Falls Rd Sandy Springs, GA 30350. Applicant is Ramon J. Munoz for Consumption on Premises of Malt Beverage (*Presented by Director of Operations, Wayne Wright*)

(Invitation for Public Comment)

**(Agenda Item No. 09-289)**

3. Approval of Alcoholic Beverage License Application for Phillips 66 at 5345 Roswell Rd Sandy Springs, GA 30342. Applicant is Stacy D. Hall for Retail Package Wine and Malt Beverage (*Presented by Director of Operations, Wayne Wright*)

## (Invitation for Public Comment)

**D) UNFINISHED BUSINESS****(Agenda Item No. 09-290)**

1. U09-004/U09-005/U09-006/CV09-007 - Holy Innocents' Episcopal Church, School & Daycare, Request for a Use Permit to revise the current development and uses previously approved  
*(Presented by Director of Community Development, Nancy Leathers)*

**J) NEW BUSINESS****(Agenda Item No. 09-291)**

1. Acceptance of Driveway Easements, Temporary Construction Easement Rights, Permanent Drainage Easements and Right-of-Way for the Windsor Parkway (Roswell to High Point) Sidewalk Project (T-0020)  
*(Presented by Director of Public Works, Thomas Black)*

**(Agenda Item No. 09-292)**

2. Authorize the City of Sandy Springs to Partner with the Georgia Department of Transportation and the Perimeter Community Improvement District to Sponsor Construction of the Hammond Drive Sidewalk Project (PI No. 753300)  
*(Presented by Director of Public Works, Thomas Black)*

**(Agenda Item No. 09-293)**

3. Consideration of Approval of a Contract Modification to Construct Dunwoody Club Drive at Spalding Drive Intersection Improvements Project (T-0016)  
*(Presented by Director of Public Works, Thomas Black)*

**(Agenda Item No. 09-294)**

4. Approval of a Consultant Design Contract for Engineering Support with Arcadis for a Short Term Roadway Improvement Project on the Roswell Road Bridge over I-285 and Authorization for the City Manager to Execute Contract Documents  
*(Presented by Director of Public Works, Thomas Black)*

**(Agenda Item No. 09-295)**

5. Reappointment of Marlise Landeck to Post 7 on the Design Review Board for a Four-Year Term Commencing Dec. 1, 2009  
*(Presented by Mayor, Eva Galambos)*

**(Agenda Item No. 09-296)**

6. Resolution to approve and authorize the Mayor to enter into an Intergovernmental Agreement between the City of Sandy Springs, Georgia and the Georgia Commission on the Holocaust for Lease of the Anne Frank Center Exhibition  
*(Presented by City Attorney, Wendell Willard)*

**(Agenda Item No. 09-297)**

7. Proposed amendments to the Alcoholic Beverage Ordinance so as to create a new and independent Section 6-72 to be entitled Hearings; to strike existing Section 6-71(b) currently covering hearings; to provide that the City Council shall consider all matters relating to licenses; to resolve a conflict by having the city manager consider all disputed matters

relating to pouring permits; to specify the number of days in which complete applications shall be heard; and to provide for Council's decision to be entered in the minutes

*(Presented by City Attorney, Wendell Willard)*

**(Agenda Item No. 09-298)**

8. Proposed amendments to the Alcoholic Beverage Ordinance Section 6-163 entitled Pouring Permits so as to set forth specific standards for issuance and revocation

*(Presented by City Attorney, Wendell Willard)*

**(Agenda Item No. 09-299)**

9. Consider Award Recommendation for Tennis Center Contract

*(Presented by Director of Recreation and Parks, Ronnie Young)*

**(Agenda Item No. 09-300)**

10. Approval of Adult Establishment Work Permit Fee

*(Presented by City Attorney, Wendell Willard)*

**K) REPORTS AND PRESENTATIONS**

- a) Mayor and Council Reports
- b) Staff Reports
  - i. Keep Georgia Beautiful Award to City – John McDonough

**L) PUBLIC COMMENT**

**(Agenda Item No. 09-301)**

**M) EXECUTIVE SESSION - Litigation**

**(Agenda Item No. 09-302)**

**N) ADJOURNMENT**