

CITY OF SANDY SPRINGS, GA

CITY COUNCIL

Eva Galambos, Mayor

Dave Greenspan – District 1

Dianne Fries – District 2

Rusty Paul – District 3

Ashley Jenkins – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnery – District 6

Tuesday, July 17, 2007

Regular Council Meeting Agenda

6:00 PM

A) **INVOCATION** Rabbi Scott Saulson, a Sandy Springs community rabbi

B) **CALL TO ORDER**

C) **ROLL CALL AND GENERAL ANNOUNCEMENTS**

D) **PLEDGE OF ALLEGIANCE**

(Agenda Item No. 07-157)

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

F) **CONSENT AGENDA**

(Agenda Item No. 07-158)

1. Approval of Minutes:
 - a. May 8, 2007 Work Session Minutes
 - b. June 12, 2007 Work Session Minutes
 - c. June 19, 2007 Special Called Meeting Minutes
 - d. June 19, 2007 Regular Meeting Minutes

(Christina Rowland, City Clerk)

(Agenda Item No. 07-159)

2. Approval of a Resolution changing the name of the North Fulton Tennis Center to the Sandy Springs Tennis Center.

(Brad Chambers, Recreation and Parks Director)

(Agenda Item No. 07-160)

3. Approval of a management contract with Ivo Barbic for the operation of the Sandy Springs Tennis Center.

(Brad Chambers, Recreation and Parks Director)

(Agenda Item No. 07-161)

4. Approval of a Resolution Accepting the Permanent Construction and Maintenance Easements along Peachtree Dunwoody Road from Saint Joseph's Hospital of Atlanta, Inc.

(Angelia Parham, Director of Public Works)

(Agenda Item No. 07-162)

5. Approval of a Resolution Accepting the Permanent Construction and Maintenance Easements along Peachtree Dunwoody Road from the Hospital Authority of Fulton County.
(Angelia Parham, Director of Public Works)

(Agenda Item No. 07-163)

6. Approval of a Master Agreement with the Fulton Perimeter Community Improvement District (CID) for the Execution of Transportation Improvement Projects.
(Angelia Parham, Director of Public Works)

(Agenda Item No. 06-251)

7. Approval of a Memorandum of Understanding between the City of Sandy Springs and Sandy Springs Revitalization, Inc.
(Angelia Parham, Director of Public Works)

(Agenda Item No. 07-164)

8. Approval of a Contract to Construct Mount Vernon Parkway Sidewalks and Traffic Calming Project T-0007.
(Angelia Parham, Director of Public Works)

(Agenda Item No. 07-165)

9. Approval of the Citywide Resurfacing Contract No. LAU07-S010-00 (456)C1 for Local Assistance Road Program (LARP) projects.
(Angelia Parham, Director of Public Works)

(Agenda Item No. 07-167)

11. **AM07-005** - 6590 Powers Ferry Road - Applicant: Corporate Property Advisors
To modify condition 3.a. to allow the existing structure at 6590 Powers Ferry Road to remain permanently, and to remove the structure at 6720 Powers Ferry Road instead.
(Michael Zehner, Assistant Director of Planning and Zoning)

(Agenda Item No. 07-168)

12. **AM07-006** - 5975 Roswell Road (SR 9) - Applicant: The Simpson Organization
To modify the conditions of Z82-0007 to delete the references to the adjacent 3.954-acre property to the west with regard to the use and overall density of the development now known as the Hammond Springs shopping center.
(Michael Zehner, Assistant Director of Planning and Zoning)

(Agenda Item No. 07-169)

13. **AM07-007** - 5750 Long Island Drive - Applicant: City of Sandy Springs Public Works Department for First Montessori School of Atlanta
To delete condition 4.c. of U05-0017/CV05-0171, which requires a crosswalk across Long Island Drive at the northern access of the subject site and restriping of the existing deceleration lane.
(Michael Zehner, Assistant Director of Planning and Zoning)

G) ORGANIZATIONAL ITEMS

1. Administer Oath of Office to Monsignor Donald Kierna

H) PRESENTATIONS

Recognition of Holy Innocents Baseball Team

Presentation by Friends of Sandy Springs

I) PUBLIC HEARINGS

(Agenda Item No. 07-170)

1. Consideration of approval of a Resolution authorizing the abandonment of an undeveloped portion of Green Pine Drive.

(Presented by Director of Public Works Angelia Parham)

(Invitation for Public Comment)

(Agenda Item No. 07-156)

2. Consideration of Approval of a Resolution authorizing the abandonment of a section of the municipal street system known as Forestwood Lane from its intersection with Lake Forrest Drive and running easterly to its termination at a cul-de-sac; Woodgreen Drive from its intersection with Forestwood Lane, and running northerly to its termination at the property now, or formerly, owned by Reddington Townhome Association, Inc.

(Presented by City Attorney Wendell Willard)

(Invitation for Public Comment)

ZONING

Rezoning

(Agenda Item No. 07-171)

1. **RZ06-030/CV06-015** - 8475 Roswell Road (SR9) - *Applicant: Popeye's Corporation* From C-2 conditional to C-2 to remove the restriction of the use of the property as a gas station only and to allow for the development of restaurant, with concurrent variances.

(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-172)

2. **RZ06-045** - 6526 Cherry Tree Lane (rear), Roswell Road (SR 9) [17 00880006005], Vernon Woods Drive (17 00880006010) *Applicant: Sandy Springs Toyota* - To rezone from R-3 to C-1 to allow for the development of an employee parking lot for Sandy Springs Toyota.

(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-173)

3. **RZ07-007** - 6058, 6068, 6078 Harleston Road - *Applicant: Southland Development Group, LLC* To rezone from R-3 to R-5 for the development of five single family lots.

(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-174)

4. **RZ07-013** - Birkenhead Drive (17 0031LL063, 17 0031LL0028) *Applicant: Sewell Appliance* To rezone from C-2 conditional to C-2 for the development of an 18,450 square foot retail appliance store.
(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

Use Permit

(Agenda Item No. 07-175)

5. **U07-004/CV07-013** - 4934 Peachtree-Dunwoody Road - *Applicant: Mini Mensa Prep A* use permit to allow for the development of a 12,077 square foot private school, with concurrent variances.
(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-176)

6. **U07-005** - 5855 Riverside Drive - *Applicant: St. Andrews Presbyterian Church* A use permit to allow for 10,000 square feet of the existing 25,000 square foot church building to be used for a special foreign language school with a preschool/kindergarten component.

(Invitation for Public Comment)

Zoning Modification

(Agenda Item No. 07-177)

7. **ZM07-004/CV07-015** - 5416 & 5424 Glenridge Drive - *Applicant: ALPHA 7, LLC* To modify conditions 2.a., 3.a., and 3.d. of Z89-0023 to substitute the existing site plan and to allow for the installation of decked parking, with concurrent variances.
(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

Alcoholic Beverage Licenses

(Agenda Item No. 07-116)

8. Consideration of approval of an Alcoholic Beverage License for Tony's Sports Bar and Grill at 8610 Roswell Road, Suite 450 Sandy Springs, Georgia 30350. Applicant is Nader Mahroum for Consumption on premise Wine, Malt Beverage, and Distilled Spirits.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

(Agenda Item No. 07-117)

9. Consideration of approval of an Alcoholic Beverage License for La Rumba at 6317 Roswell Road, Sandy Springs, Georgia 30328. Applicant is John S. Woo for Consumption on premise Wine, Malt Beverage, and Distilled Spirits.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

(Agenda Item No. 07-178)

10. Consideration of approval of Alcoholic Beverage License Application (006689) for Mellow Mushroom at 6100 Roswell Road, Sandy Springs, GA 30328. Applicant is Michel Nicolaos Panos for Consumption on Premise Wine and Malt Beverage.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

(Agenda Item No. 07-179)

11. Consideration of approval of Alcoholic Beverage License Application (006624) for Sultan Restaurant at 5920 Roswell Road, Sandy Springs, GA 30328. Applicant is Nasser Samad for Consumption on Premise Wine and Malt Beverage.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

(Agenda Item No. 07-180)

12. Consideration of approval of Alcoholic Beverage License Application (004340) The Bookhaus & Company at 227 Sandy Springs Place, Ste. 304-306, Sandy Springs, GA 30328. Applicant is Kandaria Thomasene Brown for Consumption on Premise Wine and Malt Beverage.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

(Agenda Item No. 07-181)

13. Consideration of approval of Alcoholic Beverage License Application (000528) for Nothing But Noodles at 6080 Roswell Road, Sandy Springs, GA 30328. Applicant is Kang In Sook for Consumption on the Premise Wine and Malt Beverage.
(Presented by Assistant City Manager Al Crace)

(Invitation for Public Comment)

J) UNFINISHED BUSINESS: *(None at this time)*

K) NEW BUSINESS: *(None at this time)*

(Agenda Item No. 07-182)

1. Consideration of Approval of an Ordinance amending Chapter 8, Recreation and Parks, Article 4, Parks and Park Facilities Commercial Use Policy establishing a commercial use policy for the City's Parks and Park Facilities.
(Presented by Director of Recreation and Parks Brad Chambers)

(Agenda Item No. 07-183)

2. Consideration of Approval of an Ordinance amending Chapter 13, Traffic and Public Roadways, Appendix A and Authorize the Mayor to sign the modified List of Roadways for submittal to the Georgia Department of Transportation.
(Presented by Director of Public Works Angelia Parham)

(Invitation for Public Comment)

(Agenda Item No. 07-184)

3. Consideration of Approval of an Ordinance amending Chapter 9, Building Code, Article 2, Administrative Procedures for Enforcement of Adopted Codes, Section 7, Permits, (h), Inspections, (v) to ensure the posting of a permit and posting of work hours.
(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-185)

4. Consideration of Approval of an Ordinance to amend the International Property Maintenance Code to adopt regulations regarding the discharge of swimming pools.
(Presented by Assistant Director of Planning and Zoning Michael Zehner)

(Invitation for Public Comment)

(Agenda Item No. 07-186)

5. Consideration of approval to allocate resources from the Tree Fund for Allen Road Park Stream Revegetation Project.
(Presented by Director of Community Development Nancy Leathers)

(Agenda Item No. 07-187)

6. Consideration of approval of a Retainer contract for City Attorney.
(Presented by City Manager John McDonough)

(Agenda Item No. 07-188)

7. Consideration of approval of a Resolution authorizing Volunteer Firemen, Certified Volunteer Policemen and elected officials of the City of Sandy Springs to be covered under Workers' Compensation.
(Presented by Assistant City Manager Steve Rapson)

(Agenda Item No. 07-166)

8. Approval of a Resolution approving the name change of West Nancy Creek Drive to Curry Drive.
(Michael Zehner, Assistant Director of Planning and Zoning)

L) REPORTS AND PRESENTATIONS:

- a) Mayor and Council Reports
- b) Staff Reports

M) PUBLIC COMMENT

(Agenda Item No. 07-189)

N) ADJOURN