

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, December 19, 2006

Regular Council Meeting Agenda

7:00 PM

FIRE COMMISSIONING CEREMONY (5:30 PM)

EXECUTIVE SESSION-To discuss potential litigation (6:30)

A) **INVOCATION**-Rabbi Bradley G. Levenberg, Temple Sinai, Assistant Rabbi

B) **CALL TO ORDER**

C) **ROLL CALL AND GENERAL ANNOUNCEMENTS**

D) **PLEDGE OF ALLEGIANCE**

(Agenda Item No. 06-387)

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

F) **CONSENT AGENDA**

(Agenda Item No. 06-388)

1. Approval of Minutes:
 - a. December 5, 2006 Regular Meeting Minutes
 - b. December 12, 2006 Work Session Minutes

(Christina Rowland, Interim City Clerk)

(Agenda Item No. 06-389)

2. Approval of a Resolution approving a Mutual Aid Agreement with Dekalb County.

(Jack McElfish, Fire Chief)

(Agenda Item No. 06-390)

3. Approval of a Resolution appointing Christina Rowland as the City Clerk.

(Eva Galambos, Mayor)

(Agenda Item No. 06-391)

4. Approval of a Resolution authorizing the Mayor to execute a contract with Post Buckley Schuh & Jernigan (PBJS) for the Abernathy Greenway Park Design, City of Sandy Springs, Georgia.

(Angelia Parham, Director of Public Works)

(Agenda Item No. 06-392)

5. Approval of a Resolution establishing Ethics Principles for the City of Sandy Springs.
(Christina Rowland, Interim City Clerk)

(Agenda Item No. 06-393)

6. Approval of a Resolution establishing the Sandy Spring Festival and the Green Tour/Pro Criterium as the Official Special Events of the City pursuant to the agreement between the City and CH2MHILL.
(Dianne Fries, Councilmember)

(Agenda Item No. 06-379)

7. SSGAL06-0218 - Approval of Alcoholic Beverage License Application for Yong He Inc. d/b/a North Peking Chinese Restaurant located at 8540 Roswell Road Ste 400, Sandy Springs, GA 30350. Applicant is Shan He Zhang for Consumption on the Premises for the Sale of Wine and Malt Beverages.
(Al Crace, Assistant City Manager)

(Agenda Item No. 06-380)

8. SSGAL06-0220 – Approval of Alcoholic Beverage License Application for Big B Drugs, Inc., d/b/a CVS #4729 located at 6300 Powers Ferry Rd, Sandy Springs, GA 30339. Applicant is CVS Pharmacy #4729 for Retail/Package Sale of Wine and Malt Beverage License.
(Al Crace, Assistant City Manager)

(Agenda Item No. 06-395)

9. Approval of a Resolution authorizing a sixty (60) day extension of an agreement for the North Fulton Tennis Center.
(John McDonough, City Manager)

(Agenda Item No. 06-396)

10. Approval of a Resolution approving an Intergovernmental Agreement between the City of Sandy Springs, Georgia and the Fulton County Board of Education for the Use of the Spalding Drive Charter School Premises and Facilities.
(Wendell Willard, City Attorney)

(Agenda Item No. 06-397)

11. Approval of a Resolution regarding non profit special events and waiving the event fees.
(Dianne Fries, Councilmember)

OATH OF OFFICE

1. Administer oath of office to City Clerk.

G) PRESENTATIONS

1. In Recognition of the outstanding services provided by Scott Schulten and Charles Feder of Schulten, Ward & Turner, LLP and Edmund P. Burke of Attorney Certified Land Title, LLC.

H) PUBLIC HEARINGS**BUDGET****(Agenda Item No. 06-376)**

1. Public Hearing to receive input regarding an Ordinance to adopt the Amended General and Emergency 911 Fund Budgets for Fiscal Year 2007 (July 1, 2006 through June 30, 2007).
(Presented by Steve Rapson, Director of Finance)

(Invitation for Public Comment)

ZONING AGENDA**Rezoning****(Agenda Item No. 06-320)**

1. RZ06-040/CV06-023 - 7995 Roberts Drive, Beaver Creek Homes, Inc., from R-2 to R-3 for the development of three single family lots. **(Second Reading)**
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

AN ORDINANCE TO REZONE PROPERTY FROM THE R-2 (SINGLE FAMILY DWELLING) DISTRICT TO THE R-3 (SINGLE FAMILY DWELLING) DISTRICT, PROPERTY LOCATED AT 7995 ROBERTS DRIVE

(Invitation for Public Comment)

(Agenda Item No. 06-347)

2. RZ06-042 – 4986 and 4994 Long Island Drive, Design Construction by Craftmaster, Inc., from R-2 to R-2A for the development of three (3) single-family lots. **(Second Reading)**
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

AN ORDINANCE TO REZONE PROPERTY FROM THE R-2 (SINGLE FAMILY DWELLING) DISTRICT TO THE R-2A (SINGLE FAMILY DWELLING) DISTRICT, PROPERTY LOCATED AT 4986 AND 4994 LONG ISLAND DRIVE

(Invitation for Public Comment)

(Agenda Item No. 06-381)

3. RZ06-046/CV06-032-4579 Roswell Road (SR 9), 261 Hedden Street, and Windsor Parkway (17 00940001020) Applicant: Slavic Evangelic Christian Church, from R-4 to C-1 to maintain the existing church structure and to convert the existing accessory building into an art/auction gallery, with six (6) concurrent variances. **(Second Reading)**
(Presented by Michael Zehner, Assistant Director of Planning and Zoning)

AN ORDINANCE TO REZONE PROPERTY FROM THE R-4 (SINGLE FAMILY DWELLING) DISTRICT TO C-1 (COMMUNITY BUSINESS) DISTRICT, PROPERTY LOCATED AT 4579 ROSWELL ROAD (SR 9), 261 HEDDEN STREET, AND WINDSOR PARKWAY (17 00940001020)

(Invitation for Public Comment)

(Agenda Item No. 06-382)

4. RZ06-047/CV06-033-161 Mount Paran Road, Applicant: AJC International, from R-3 to O-I to allow the existing residence to be converted into an office, with four (4) concurrent variances.

(Second Reading)

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

AN ORDINANCE TO REZONE PROPERTY FROM THE R-3 (SINGLE FAMILY DWELLING) DISTRICT TO O-I (OFFICE AND INSTITUTIONAL) DISTRICT, PROPERTY LOCATED AT 161 MOUNT PARAN ROAD

(Invitation for Public Comment)

Text Amendments**(Agenda Item No. 06-394)**

1. RZ06-058-An Ordinance to amend Article 33, Signs, Article 12A, Overlay District Authority, and Article 12B, Sandy Springs Overlay District of the City of Sandy Springs Zoning Ordinance.

(Presented by Laurel Hendersen and Andy Lewis)

AN ORDINANCE TO AMEND ARTICLE 33, SIGNS, ARTICLE 12A, OVERLAY DISTRICT AUTHORITY, AND ARTICLE 12B, SANDY SPRINGS OVERLAY DISTRICT, OF THE CITY OF SANDY SPRINGS ZONING ORDINANCE

(Invitation for Public Comment)

SOLID WASTE MANAGEMENT PLAN**(Agenda Item No. 06-398)**

1. Public Hearing to receive input regarding the needs and goals for the City of Sandy Springs Solid Waste Management Plan.

(Presented by Larry Fonts, Comprehensive Plan Project Manager)

(Invitation for Public Comment)

D) UNFINISHED BUSINESS:**(Agenda Item No. 06-377)**

1. SSGAL06-0216 - Approval of Alcoholic Beverage License Application for The Tasting Room/Sandy Springs, LLC, d/b/a Antica Posta Tasting Room located at 6010 Sandy Springs Circle, Sandy Springs, GA 30328. Applicant is Dr. Gerald Frank Jenkins for Consumption on the Premises for the Sale of Distilled Spirits, Wine and Malt Beverage License.

(Presented by Al Crace, Assistant City Manager)

(Agenda Item No. 06-378)

2. SSGAL06-0217- Approval of Alcoholic Beverage License Application for Atlantic Wine & Package/Sandy Springs, LLC d/b/a Atlantic Wine & Spirits located at 6010 Sandy Springs Cir Suite 2B Sandy Springs, GA 30328. Applicant is Dr. Gerald Frank Jenkins Retail/Package Sale of Wine, Beer and Distilled Spirits.

(Presented by Al Crace, Assistant City Manager)

J) NEW BUSINESS:

(Agenda Item No. 06-399)

- 1. Consideration of Approval of an Ordinance amending by readopting Chapter 1, General Provisions of the Code of Ordinances of the City of Sandy Springs, Georgia.
(Presented by Wendell Willard, City Attorney)

AN ORDINANCE AMENDING BY READOPTING CHAPTER 1, GENERAL PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF SANDY SPRINGS, GEORGIA

(Invitation for Public Comment)

(Agenda Item No. 06-400)

- 2. Consideration of Approval of an Ordinance amending by readopting Chapter 2, Administration of the Code of Ordinances of the City of Sandy Springs, Georgia.
(Presented by Wendell Willard, City Attorney)

AN ORDINANCE AMENDING BY READOPTING CHAPTER 2, ADMINISTRATION OF THE CODE OF ORDINANCES OF THE CITY OF SANDY SPRINGS, GEORGIA

(Invitation for Public Comment)

(Agenda Item No. 06-401)

- 3. Consideration of Approval of an Ordinance amending by readopting Chapter 3, Elections of the Code of Ordinances of the City of Sandy Springs, Georgia.
(Presented by Wendell Willard, City Attorney)

AN ORDINANCE AMENDING BY READOPTING CHAPTER 3, ELECTIONS OF THE CODE OF ORDINANCES OF THE CITY OF SANDY SPRINGS, GEORGIA

(Invitation for Public Comment)

(Agenda Item No. 06-402)

- 4. Consideration of Approval of an Ordinance extending the Franchise Agreement for Georgia Power for sixty (60) days.
(Presented by Wendell Willard, City Attorney)

AN ORDINANCE EXTENDING THE FRANCHISE AGREEMENT FOR GEORGIA POWER COMPANY FOR A PERIOD OF SIXTY (60) DAYS

(Invitation for Public Comment)

(Agenda Item No. 06-403)

- 5. Consideration of Approval of a Utility Right-of-Way Ordinance for the City of Sandy Springs.
(Presented by Angela Parham, Director of Public Works)

AN ORDINANCE ESTABLISHING TERMS WITHIN THE CITY OF SANDY SPRINGS FOR USE AND OCCUPANCY OF CITY STREETS, CITY RIGHT-OF-WAY, CITY EASEMENTS, OR ANY OTHER CITY PROPERTY; PROVIDING FOR THE ESTABLISHMENT OF FRANCHISE AGREEMENTS AND COLLECTION OF FEES

(Invitation for Public Comment)

K) REPORTS AND PRESENTATIONS:

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

L) PUBLIC COMMENT

(Agenda Item No. 06-404)

M) ADJOURN