



**CITY COUNCIL**

Eva Galambos, Mayor

John Paulson – District 1

Dianne Fries – District 2

Chip Collins – District 3

Gabriel Sterling – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnery – District 6

---

Tuesday, April 16, 2013

Summary Minutes

6:00 PM

---

**A) INVOCATION** – Rabbi Eytan Kenter, B’Nai Torah

**B) CALL TO ORDER** – Mayor Eva Galambos

Mayor Eva Galambos called the meeting to order at 6:03 p.m.

**C) ROLL CALL AND GENERAL ANNOUNCEMENTS**

**Mayor:** Mayor Eva Galambos present

**Councilmembers:** Councilmember John Paulson, Councilmember Dianne Fries, Councilmember Chip Collins, Councilmember Gabriel Sterling, Councilmember Tibby DeJulio, and Councilmember Karen Meinzen McEnery present.

**D) PLEDGE OF ALLEGIANCE** – Mayor Eva Galambos

**E) APPROVAL OF MEETING AGENDA**

**Motion and Vote:** Councilmember Sterling moved to approve the Regular Meeting agenda for April 16, 2013, without Agenda Item No. 13-059. Councilmember Fries seconded the motion. The motion carried unanimously.

**F) CONSENT AGENDA**

**(Agenda Item No. 13-052)**

1. Meeting Minutes:
  - a) April 2, 2013 Regular Meeting  
*(Michael Casey, City Clerk)*

**(Agenda Item No. 13-053)**

2. Acceptance of the dedication of a Right of Way Deed as part of the zoning requirements at 6135 and 6145 Barfield Road  
*(Garrin Coleman, Director of Public Works)*

**Resolution No. 2013-04-24**

**(Agenda Item No. 13-054)**

3. Acceptance of the dedication of a Right of Way Deed as part of the zoning requirements at 5229 Roswell Road  
(Garrin Coleman, Director of Public Works)  
**Resolution No. 2013-04-25**

**(Agenda Item No. 13-055)**

4. Acceptance of the dedication of a Right of Way Deed as part of the zoning requirements at 4663 and 4667 Dudley Lane  
(Garrin Coleman, Director of Public Works)  
**Resolution No. 2013-04-26**

**Motion and Vote:** Councilmember DeJulio moved to approve the Consent Agenda for April 16, 2013. Councilmember Fries seconded the motion. The motion carried unanimously

**G) PRESENTATIONS**

1. Proclamation - Alexis De Groot
2. Proclamation - Fair Housing Month

**H) PUBLIC HEARINGS****Deferred****(Agenda Item No. 13-056)**

1. **201202129** - 5730 Glenridge Drive, *Applicant: 5730 Glenridge Partners LLC*, to modify conditions 4 & 6 of Z79-0074 to allow driveway access onto Glenforest Road  
(Presented by Director of Community Development, Angela Parker)

(Invitation for Public Comment)

**Motion and Vote:** Councilmember DeJulio moved to defer Agenda Item No. 13-056, 201202129 - 5730 Glenridge Drive, *Applicant: 5730 Glenridge Partners LLC*, to modify conditions 4 & 6 of Z79-0074 to allow driveway access onto Glenforest Road, to the June 18, 2013 City Council meeting. Councilmember Paulson seconded the motion. The motion carried unanimously.

**Rezoning****(Agenda Item No. 13-057)**

2. **201300437** - 5776-5880 Glenridge Drive, *Applicant: Pulte Group*, to rezone the subject property from R-2 (Single Family Dwelling District) to TR (Townhouse Residential District) to allow the development of 63 townhomes  
(Presented by Director of Community Development, Angela Parker)

(Invitation for Public Comment)

**Motion and Vote:** Councilmember DeJulio moved to defer Agenda Item No. 13-057, 201300437 - 5776-5880 Glenridge Drive, *Applicant: Pulte Group*, to rezone the subject property from R-2 (Single Family Dwelling District) to TR (Townhouse Residential District) to allow the development of 63 townhomes, to the May 21, 2013 City Council meeting. Councilmember Fries seconded the motion. The motion carried unanimously.

**Modification****(Agenda Item No. 13-058)**

3. **201300088** - 1100 Johnson Ferry Road, *Applicant: Duke Realty Corporation*, To modify conditions 1.a. to convert the existing building from general office to medical office and 2.a. to revise the approved site plan of petition ZM09-009, with a concurrent variance(s)  
(Presented by Director of Community Development, Angela Parker)

(Invitation for Public Comment)

**Motion and Vote:** Councilmember DeJulio moved to approve Agenda Item No. 13-058, 201300088 - 1100 Johnson Ferry Road, *Applicant: Duke Realty Corporation*, To modify conditions 1.a. to convert the existing building from general office to medical office and 2.a. to revise the approved site plan of petition ZM09-009, with a concurrent variance(s), with the understanding that Duke Realty will install a sidewalk on their property before the conversion is made, per the agreement between Duke Realty and the condominium association. This agreement will be fulfilled before the certificate of occupancy is issued. Councilmember Fries seconded the motion. The motion carried unanimously.

**Ordinance No. 2013-04-04****I) UNFINISHED BUSINESS** (*none*)**J) NEW BUSINESS****(Agenda Item No. 13-059)**

1. Consideration of an Ordinance Amending Chapter 58 of the City of Sandy Springs Code of Ordinances by Regulating Vehicle Immobilization; and for Other Purposes  
(Presented by City Attorney, Wendell Willard)

This item was moved from the April 16<sup>th</sup> agenda to the May 7, 2013, City Council meeting agenda.

**(Agenda Item No. 13-060)**

2. Request for No Cost Task Order Change - Community Development  
(Presented by City Manager, John McDonough)

**Motion and Vote:** Councilmember Fries moved to approve Agenda Item No. 13-060, a no cost task order change for Community Development. Councilmember Sterling seconded the motion. The motion carried unanimously.

**K) REPORTS**

1. Mayor and Council Reports
2. Staff Reports
  - a) Revive 285 top end - Allen Park – Director of Public Works, Garrin Coleman

**L) PUBLIC COMMENT****M) EXECUTIVE SESSION – Litigation and Real Estate**

**Motion and Vote:** Councilmember DeJulio moved to enter into Executive Session to discuss litigation and real estate matters. Councilmember Paulson seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Collins,

Councilmember Sterling, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive Session began at 6:51 p.m.

**Motion and Vote:** Councilmember DeJulio moved to adjourn Executive Session. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Collins, Councilmember Sterling, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive session adjourned at 7:09 p.m.

**Motion and Vote:** Councilmember Sterling moved to authorize the City Attorney to enter into an agreement for a consent order to dismiss with prejudice the litigation matter of Glenridge Partners, LLC vs. the City of Sandy Springs. Councilmember Paulson seconded the motion. The motion carried unanimously.

#### **N) ADJOURNMENT**

**Motion and Vote:** Councilmember DeJulio moved to adjourn the meeting. Councilmember Fries seconded the motion. The motion carried unanimously. The meeting adjourned at 7:11 p.m.