



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, September 11, 2012

Summary Minutes

6:00 PM

A) INVOCATION – A moment of silence was observed in remembrance of 9/11/2001.

B) CALL TO ORDER – Mayor Eva Galambos

Mayor Eva Galambos called the meeting to order at 6:02 p.m.

C) ROLL CALL AND GENERAL ANNOUNCEMENTS

Mayor: Mayor Eva Galambos present

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

D) PLEDGE OF ALLEGIANCE – Mayor Eva Galambos

E) PUBLIC COMMENT

(Agenda Item No. 12-217)

F) APPROVAL OF MEETING AGENDA

Motion and Vote: Councilmember Sterling moved to approve the Regular Meeting agenda for September 11, 2012. Councilmember Fries seconded the motion. The motion carried unanimously.

G) CONSENT AGENDA

(Agenda Item No. 12-218)

1. Meeting Minutes:
 - a) August 21, 2012 Regular Meeting
 - b) August 21, 2012 Work Session

(Michael Casey, City Clerk)

(Agenda Item No. 12-219)

- 2. Consideration of the Acceptance of the Permanent Drainage and Temporary Construction Easement (145 River North Drive)
(Kevin Walter, Director of Public Works)
Resolution No. 2012-09-57

(Agenda Item No. 12-220)

- 3. Consideration of the Acceptance of the Permanent Drainage and Temporary Construction Easement (8845 North River Parkway)
(Kevin Walter, Director of Public Works)
Resolution No. 2012-09-58

(Agenda Item No. 12-221)

- 4. Consideration of the Acceptance of the dedication of a Right of Way Deed as part of the zoning requirements (216 East Belle Isle Rd)
(Kevin Walter, Director of Public Works)
Resolution No. 2012-09-59

Motion and Vote: Councilmember Sterling moved to approve the Consent Agenda for September 11, 2012. Councilmember Fries seconded the motion. The motion carried unanimously.

H) PRESENTATIONS

- 1. Presentation by Sandy Springs Storm Youth Baseball Team to Mayor Galambos

I) PUBLIC HEARINGS

Alcoholic Beverage License

(Agenda Item No. 12-222)

- 1. Approval of Alcoholic Beverage License Application for MG Growler Store Inc at 6427 Roswell Rd Suite D Sandy Springs, Georgia 30328. Applicant is Govindbhai Patel for Retail/Package Wine and Malt Beverage
(Presented by Revenue Supervisor, Brandon Branham)

(Invitation for Public Comment)

Motion and Vote: Councilmember Sterling moved to approve Agenda Item No. 12-222, Alcoholic Beverage License Application for MG Growler Store Inc at 6427 Roswell Rd Suite D, for Retail/Package Wine and Malt Beverage. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 12-223)

- 2. Approval of Alcoholic Beverage License Application for The Juice Box at 6300 Powers Ferry Rd Suite 600 Sandy Springs, Georgia 30339. Applicant is Darrell Mays for Retail/Package Wine, Malt Beverage, and Distilled Spirits
(Presented by Revenue Supervisor, Brandon Branham)

(Invitation for Public Comment)

Motion and Vote: Councilmember Meinzen McEnery moved to approve Agenda Item No. 12-223, Alcoholic Beverage License Application for The Juice Box at 6300 Powers Ferry Rd Suite 600, for

Retail/Package Wine, Malt Beverage, and Distilled Spirits. Councilmember Collins seconded the motion. The motion carried unanimously.

J) UNFINISHED BUSINESS *(none)*

K) NEW BUSINESS

(Agenda Item No. 12-224)

1. Request Waiver of Late Fees and Penalties for 2009, 2010, 2011, & 2012 Business Occupational Tax Certificate for Rubinger Inc at 825 Glengate Pl Sandy Springs, GA 30328
(Presented by Revenue Supervisor, Brandon Branham)

Motion and Second: Councilmember Fries moved to approve Agenda Item No. 12-224, Request Waiver of Late Fees and Penalties for 2009, 2010, 2011, & 2012 Business Occupational Tax Certificate for Rubinger Inc. by waiving 50% of the late fees and penalties leaving a total amount due of \$628.11 to be paid within thirty days. Councilmember Sterling seconded the motion.

Substitute Motion and Vote: Councilmember Meinzen McEnery moved to deny Agenda Item No. 12-224, Request Waiver of Late Fees and Penalties for 2009, 2010, 2011, & 2012 Business Occupational Tax Certificate for Rubinger Inc. Councilmember Collins seconded the motion. The substitute motion failed for lack of a majority with Councilmember Fries and Councilmember Sterling voting in opposition.

Vote on the original Motion: The vote was split 2-2 with Councilmember Collins and Councilmember Meinzen McEnery voting in opposition. The Mayor voted in favor of the motion to break the tie. The motion carried 3-2.

(Agenda Item No. 12-225)

2. Consideration of Approval for the Mayor to sign the Local Maintenance and Improvement Grant Contract between the City of Sandy Springs and the Georgia Department of Transportation
(Presented by Director of Public Works, Kevin Walter)

Resolution No. 2012-09-60

Motion and Vote: Councilmember Sterling moved to approve Agenda Item No. 12-225, Approval for the Mayor to sign the Local Maintenance and Improvement Grant Contract between the City of Sandy Springs and the Georgia Department of Transportation. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 12-226)

3. Purchase of Police Vehicles
(Presented by Chief of Police, Terry Sult)

Motion and Vote: Councilmember Meinzen McEnery moved to approve Agenda Item No. 12-226, Purchase of Police Vehicles. Councilmember Sterling seconded the motion. The motion carried unanimously.

L) REPORTS

1. Mayor and Council Reports
 - a) Nomination to Economic Development Advisory Committee – Mayor Galambos

Motion and Vote: Councilmember Fries moved to approve the nomination of Mary Ellen McClanahan to the Economic Development Advisory Committee. Councilmember Sterling seconded the motion. The motion carried unanimously.

2. Staff Reports
 - a) MARTA Bus Shelter Typical Layout – Public Works
 - b) Update on Nonprofit Program – City Manager’s Office

M) PUBLIC COMMENT

(Agenda Item No. 12-227)

N) EXECUTIVE SESSION – Land Acquisition and Litigation

Motion and Vote: Councilmember Sterling moved to enter into Executive Session to discuss land acquisition and potential or pending litigation with Director of Community Development Angela Parker included. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember Fries, Councilmember Collins, Councilmember Sterling, and Councilmember Meinzen McEnergy voting in favor of the motion. Executive Session began at 6:54 p.m.

Motion and Vote: Councilmember Sterling moved to adjourn Executive Session. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember Fries, Councilmember Collins, Councilmember Sterling, and Councilmember Meinzen McEnergy voting in favor of the motion. Executive session adjourned at 7:51 p.m.

(Agenda Item No. 12-228)

O) ADJOURNMENT

Motion and Vote: Councilmember Fries moved to adjourn the meeting. Councilmember Sterling seconded the motion. The motion carried unanimously. The meeting adjourned at 7:52 p.m.