



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 McEnerny – District 6

Tuesday, August 02, 2011

Action Minutes

6:00 PM

A) **INVOCATION** – Pastor Paul Ferrarone, Apostles Church of Sandy Springs

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

Mayor Eva Galambos called the meeting to order at 6:04 p.m.

C) **ROLL CALL AND GENERAL ANNOUNCEMENTS**

Mayor: Mayor Eva Galambos present.

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

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

(Agenda Item No. 11-153)

E) **APPROVAL OF MEETING AGENDA**

Motion and Vote: Councilmember Fries moved to approve the Meeting Agenda for August 2, 2011. Councilmember DeJulio seconded the motion. The motion carried unanimously.

F) **CONSENT AGENDA**

(Agenda Item No. 11-154)

1. Meeting Minutes:
 - a) July 12, 2011 Regular Meeting
 - b) July 12, 2011 Work Session

(Michael Casey, City Clerk)

(Agenda Item No. 11-155)

2. Consideration of Approval of Acceptance of the Donation of the Right-of-Way as part of Zoning Requirements
(Kevin Walter, Public Works)
Resolution No. 2011-08-63

(Agenda Item No. 11-156)

3. Consideration of Approval of the Acceptance of the Donation of the Right-of-Way Deed and Temporary Construction Easement for the Dunwoody Place Sidewalks Project No. T-0036A
(Kevin Walter, Public Works)
Resolution No. 2011-08-64

(Agenda Item No. 11-157)

4. Consideration of Approval of the Acceptance of the Donation of the Right-of-Way Deed for the Glenridge Drive Sidewalks (from Mount Vernon Highway to Abernathy Road) Project No. T-6010-9
(Kevin Walter, Public Works)
Resolution No. 2011-08-65

(Agenda Item No. 11-158)

5. Consideration of Approval of the Acceptance of the Permanent Drainage Easements for Storm Water Management
(Kevin Walter, Public Works)
Resolution No. 2011-08-66

Motion and Vote: Councilmember Fries moved to approve the Consent Agenda for August 2, 2011. Councilmember Sterling seconded the motion. The motion carried unanimously.

G) PRESENTATIONS

1. Sandy Springs Citizens on Patrol – Chief of Police Terry Sult

H) PUBLIC HEARINGS**Alcohol Beverage License****(Agenda Item No. 11-159)**

1. Approval of Alcoholic Beverage License Application for CIBO located at 4969 Roswell Rd Ste 245, Sandy Springs, GA 30342. Applicant is Stephen Buero for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits
(Presented by Revenue Supervisor, Brandon Branham)

(Invitation for Public Comment)

Motion and Vote: Councilmember Sterling moved to approve Agenda Item No. 11-159, Alcoholic Beverage License Application for CIBO located at 4969 Roswell Rd Ste 245, Sandy Springs, GA 30342. Applicant is Stephen Buero for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 11-160)

2. Approval of Alcoholic Beverage License Application for Hyatt Place Atlanta Perimeter Center located at 1005 Crestline Pkwy, Sandy Springs, GA 30328. Applicant is Robert G Sullivan for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits
(Presented by Revenue Supervisor, Brandon Branham)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 11-160, Alcoholic Beverage License Application for Hyatt Place Atlanta Perimeter Center located at 1005 Crestline Pkwy, Sandy Springs, GA 30328. Applicant is Robert G Sullivan for Consumption on Premises of

Wine, Malt Beverage & Distilled Spirits. Councilmember Sterling seconded the motion. The motion carried unanimously.

(Agenda Item No. 11-161)

3. Approval of Alcoholic Beverage License Application for Parman's Fine Wine & Spirits at 6623 Roswell Rd Ste A Sandy Springs, GA 30328. Applicant is Minesh Patel for Retail/Package Malt Beverage and Distilled Spirits
(Presented by Revenue Supervisor, Brandon Branham)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 11-161, Alcoholic Beverage License Application for Parman's Fine Wine & Spirits at 6623 Roswell Rd Ste A Sandy Springs, GA 30328. Applicant is Minesh Patel for Retail/Package Malt Beverage and Distilled Spirits. Councilmember Sterling seconded the motion. The motion carried unanimously.

(Agenda Item No. 11-162)

4. Approval of Alcoholic Beverage License Application for Erawan Thai Restaurant at 7537 Roswell Rd, Sandy Springs, GA 30350. Applicant is Vara Chieosamut for Consumption on Premises of 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. 11-162, Alcoholic Beverage License Application for Erawan Thai Restaurant at 7537 Roswell Rd, Sandy Springs, GA 30350. Applicant is Vara Chieosamut for Consumption on Premises of Wine and Malt Beverage. Councilmember Fries seconded the motion. The motion carried unanimously.

I) UNFINISHED BUSINESS

(Agenda Item No. 11-163)

1. Approval of a Right-of-Way Acquisition Matching Funds for the Roswell Road Streetscape Project, Johnson Ferry to Abernathy Road, (CIP T-0012), subject to Financial and Legal Review and Approval
(Presented by Capital Program Manager, Garrin Coleman)

Motion and Vote: Councilmember DeJulio moved to table for two months Agenda Item No. 11-163, Approval of Right-of-Way Acquisition Matching Funds for the Roswell Road Streetscape Project, Johnson Ferry to Abernathy Road, (CIP T-0012), subject to Financial and Legal Review and Approval. Councilmember Fries seconded the motion. The motion carried unanimously.

J) NEW BUSINESS

(Agenda Item No. 11-164)

1. Request waiver of Late Fees and Penalties for 2007, 2008, 2009, & 2010 Business Occupational Tax Certificate for AHP of Georgia at 5671 Peachtree Dunwoody Rd Ste 680 Sandy Springs, GA 30328
(Presented by Revenue Supervisor, Brandon Branham)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 11-164, waiver of Late Fees and Penalties for 2007, 2008, 2009, & 2010 Business Occupational Tax Certificate for AHP of Georgia at 5671 Peachtree Dunwoody Rd Ste 680 Sandy Springs, GA 30328. Councilmember DeJulio seconded the motion. The motion carried unanimously.

(Agenda Item No. 11-165)

2. Approval of an Intergovernmental Agreement for the Provision of Animal Control Services Between Fulton County, Georgia and Sandy Springs, Georgia
(Presented by City Attorney, Wendell Willard)

Motion and Vote: Councilmember Sterling moved to approve Agenda Item No. 11-165, an Intergovernmental Agreement for the Provision of Animal Control Services Between Fulton County, Georgia and Sandy Springs, Georgia. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 11-166)

3. Issuance of Task Order to Jacobs Engineering for Gymnastics/Hammond Park Gymnasium
(Presented by City Manager, John McDonough)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 11-166, A Task Order to Jacobs Engineering for Gymnastics/Hammond Park Gymnasium. Councilmember Sterling seconded the motion. The motion carried unanimously.

K) REPORTS AND PRESENTATIONS

1. Mayor and Council Reports
2. Staff Reports
 - a) Upcoming Events – Community Information

Tuesday, August 2, 2011, 6pm, City Council Meeting and Work Session, City Hall, 7840 Roswell Road, Building 500

Tuesday, August 2, 2011, 6pm, National Night Out 2011, Hammond Park, 705 Hammond Drive, Sandy Springs, GA

Tuesday, August 2, 2011, 8 – 11pm, Franklin Pond Chamber Music String Quartet Concert, Peachtree Presbyterian Church, Kellett Chapel, 3434 Roswell Road NW, Atlanta, GA 30305

Thursday, August 4, 2011, 5:30 – 7pm, Sandy Springs Perimeter Chamber's Business After Hours, Locations vary

Thursday, August 4, 2011, 7pm, Planning Commission Meeting, City Hall, 7840 Roswell Road, Building 500

Saturday, August 6, 2011, 8am, "Walk in the Woods" Town Hall Meeting with Councilman Sterling, John Ripley Forbes Big Trees Forest Preserve, 7645 Roswell Road, Sandy Springs, 30350

Saturday, August 6, 2011, 8am – 12pm, Community Emergency Response Team (CERT) - August Training - Class 1 of 4, Sandy Springs Fire Station 4, 4697 Wieuca Road, Sandy Springs, Georgia 30342

Saturday, August 6, 2011, 8:30am – 12pm, Sandy Springs Farmers Mkt, 235 Sandy Springs Cir NW

Sunday, August 7, 2011, 7 – 8:30pm, Concerts by the Springs - The Breakfast Club, Heritage Green on the Sandy Springs Society Entertainment Lawn, 6110 Bluestone Road

Tuesday, August 9, 2011, 9am, Design Review Board Meeting, City Hall, 7840 Roswell Road, Building 500

Thursday, August 11, 2011, 11:15am – 1pm, Sandy Springs Perimeter Chamber's Networking @ Noon, Nancy G's - Sandy Springs, 4920 Roswell Road, Sandy Springs, GA 30342

Thursday, August 11, 2011, 7pm, Board of Appeals Meeting, City Hall, 7840 Roswell Rd, Bldg 500

Saturday, August 13, 2011, 8am – 12pm, Community Emergency Response Team (CERT) - August Training - Class 2 of 4, Sandy Springs Fire Station 4, 4697 Wieuca Road, Sandy Springs

Saturday, August 13, 2011, 8:30am – 12pm, Sandy Springs Farmers Mkt, 235 Sandy Springs Cir NW

Saturday, August 13, 2011, 11 – 11:30am, Turtle Tours, Heritage Sandy Springs Museum, 6075 Sandy Springs Circle, Sandy Springs, GA

Saturday, August 13, 2011, 7:30 – 10:30pm, Free Movie on the Lawn, Church of St. Andrew, 5855 Riverside Drive, Sandy Springs, GA

Monday, August 15, 2011, 7:30 – 9am, Sandy Springs Perimeter Chamber's Bagels & Business, Westin Atlanta Perimeter North, 7 Concourse Parkway, Atlanta, Georgia 30328

Tuesday, August 16, 2011, 4pm, Charter Commission Mtg, City Hall, 7840 Roswell Rd, Bldg 500

Tuesday, August 16, 2011, 6pm, City Council Meeting and Work Session, City Hall, 7840 Roswell Road, Building 500

Wednesday, August 17, 2011, 5:30 – 8pm, Wind Down Wednesdays: Crash Davis, Heritage Green, 6110 Bluestone Road, Sandy Springs, GA

Thursday, August 18, 2011, 7pm, Planning Commission Meeting, City Hall, 7840 Roswell Road, Building 500

Thursday, August 18, 2011, 7 – 8pm, Septic Tank Maintenance Workshop, Gwinnett Justice & Administration Center, Auditorium, 75 Langley Drive, Lawrenceville, GA 30045

Saturday, August 20, 2011, 8am – 12pm, Community Emergency Response Team (CERT) - August Training - Class 3 of 4, Sandy Springs Fire Station 4, 4697 Wieuca Road, Sandy Springs, Georgia 30342

Saturday, August 20, 2011, 8:30am – 12pm, Sandy Springs Farmers Mkt, 235 Sandy Springs Cir NW

Tuesday, August 23, 2011, 9am, Design Review Board Meeting, City Hall, 7840 Roswell Road, Building 500

Tuesday, August 23, 2011, 7pm, Community Zoning Information Meeting, City Hall, 7840 Roswell Road, Building 500

Wednesday, August 24, 2011, 6 – 8pm, Georgia Teens Ride With P.R.I.D.E., ChatComm, 859 Mt Vernon Hwy, Sandy Springs, GA 30328

Thursday, August 25, 2011, 11:15am – 1pm, Sandy Springs Perimeter Chamber's Networking @ Noon, Food 101 - Sandy Springs, 4969 Roswell Road, Suite 200, Sandy Springs, GA 30342

Thursday, August 25, 2011, 6pm, Community Developer/Resolution Meeting, City Hall, 7840 Roswell Road, Building 500

Saturday, August 27, 2011, 8am – 12pm, Community Emergency Response Team (CERT) - August Training - Class 4 of 4, Sandy Springs Fire Station 4, 4697 Wieuca Road, Sandy Springs, Georgia 30342

Saturday, August 27, 2011, 8:30am – 12pm, Sandy Springs Farmers Mkt, 235 Sandy Springs Cir NW

Thursday, September 1, 2011, 5:30 – 7pm, Sandy Springs Perimeter Chamber's Business After Hours, Locations vary

Saturday, September 3, 2011, 8:30am – 12pm, Sandy Springs Farmers Mkt, 235 Sandy Sprgs Cir NW

Monday, September 5, 2011, City Hall Closed, 7840 Roswell Road, Building 500

L) PUBLIC COMMENT

(Agenda Item No. 11-167)

M) EXECUTIVE SESSION - Litigation

Motion and Vote: Councilmember DeJulio moved to enter into Executive Session to discuss potential litigation. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Sterling, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive Session began at 7:07 p.m.

Motion and Vote: Councilmember DeJulio moved to adjourn Executive Session. Councilmember Sterling seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Sterling, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive session adjourned at 7:28 p.m.

(Agenda Item No. 11-168)**N) ADJOURNMENT**

Motion and Vote: Councilmember DeJulio moved to adjourn the meeting. Councilmember Paulson seconded the motion. The motion carried unanimously. The meeting adjourned at 7:28 p.m.