



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, April 19, 2011

Action Minutes

6:00 PM

A) **INVOCATION** – Reverend Ron Gilreath, Mount Vernon Presbyterian Church

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 McEnerny present.

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

(Agenda Item No. 11-079)

E) **APPROVAL OF MEETING AGENDA**

Motion and Vote: Councilmember Fries moved to approve the Meeting Agenda for April 19, 2011. Councilmember Sterling seconded the motion. The motion carried unanimously.

F) **CONSENT AGENDA**

(Agenda Item No. 11-080)

1. Meeting Minutes:
 - a) April 5, 2011 Regular Meeting
 - b) April 5, 2011 Work Session

(Michael Casey, City Clerk)

(Agenda Item No. 11-081)

2. Resolution to Support the Rehabilitation of Affordable Housing Units for Older Persons on Property Located at 144 Allen Road
(Blake Dettwiler, Director of Community Development)

Resolution No. 2011-04-34

(Agenda Item No. 11-082)

3. Acceptance of the Donations of the Right-of-Way as Part of the Zoning Requirements - Holy Innocents

(Tom Black, Director of Public Works)

Resolution No. 2011-04-35

(Agenda Item No. 11-083)

4. Acceptance of the Donations of the Right-of-Way as Part of the Zoning Requirements - Mt. Vernon Presbyterian School

(Tom Black, Director of Public Works)

Resolution No. 2011-04-36

(Agenda Item No. 11-084)

5. Approval of the Acceptance of the Permanent Drainage Easements for Storm Water

(Tom Black, Director of Public Works)

Resolution No. 2011-04-37

(Agenda Item No. 11-085)

6. Encroachment and Indemnification Agreement Located at 6450 Powers Ferry Road within the City of Sandy Springs, Land Lots 204, 205, 210 and 211 of the 17th District between Double Feature, LLC, High Cotton Properties LLC and Dr. Richard Goldstein and Marshall E. Siegel as Co-Trustees of the Brett Alan Schwartz Trust and the City of Sandy Springs

(Tom Black, Director of Public Works)

Resolution No. 2011-04-38

(Agenda Item No. 11-086)

7. Acceptance of Encroachment and Indemnification Agreement Located at 6860 Peachtree Dunwoody Road, Land Lot 20 of the 17th District for the Kadampa Meditation Center New York

(Tom Black, Director of Public Works)

Resolution No. 2011-04-39

Motion and Vote: Councilmember Fries moved to approve the Consent Agenda for April 19, 2011. Councilmember Collins seconded the motion. The motion carried unanimously.

G) PRESENTATIONS

1. Patriot Award Recognition of Police Chief Terry Sult – Penelope Harbour, Georgia ESGR

H) PUBLIC HEARINGS**(Agenda Item No. 11-087)**

1. **RZ11-002** - 5855 Long Island Drive, *Applicant: Jim Lavallee*, To rezone the subject property from R-2 (Single Family Dwelling District) conditional to R-4A (Single Family Dwelling District) to subdivide the subject property into two (2) lots
(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Collins moved to approve Agenda Item No. 11-087, RZ11-002 - 5855 Long Island Drive, *Applicant: Jim Lavallee*, To rezone the subject property from R-2 (Single Family Dwelling District) conditional to R-4A (Single Family Dwelling District) to subdivide the subject property into two (2) lots. Councilmember Fries seconded the motion. The motion carried unanimously.

Ordinance No. 2011-04-04

I) UNFINISHED BUSINESS

(Agenda Item No. 11-088)

1. Authorization to Acquire Property under Grant HMGP 1858-0006
(Presented by Grants Administrator, Eden Freeman)
 - a) 550 Pine Forest Road, Sandy Springs, GA 30342
 - b) 4685 Hitching Post Trail, NW, Sandy Springs, GA 30342
 - c) 510 Pine Forest Road, Sandy Springs, GA 30342
 - d) 520 Pine Forest Road, Sandy Springs, GA 30342

Motion and Vote: Councilmember DeJulio moved to approve Agenda Item No. 11-088, Authorization to Acquire Property under Grant HMGP 1858-0006. Councilmember Sterling seconded the motion. The motion carried unanimously.

J) NEW BUSINESS (*none*)

K) REPORTS AND PRESENTATIONS

1. Mayor and Council Reports
2. Staff Reports
 - a) MARTA Bus Shelters – Tom Black

Motion and Vote: Councilmember DeJulio moved to enter into recess from the Regular Meeting for an undetermined amount of time. Councilmember Fries seconded the motion. The motion carried unanimously. The recess began at 6:24 p.m.

Motion and Vote: Councilmember DeJulio moved to end the recess and enter back into regular session. Councilmember Meizen McEnery seconded the motion. The motion carried unanimously. The Regular Meeting resumed at 7:52 p.m.

(Agenda Item No. 11-089)

L) EXECUTIVE SESSION – Litigation

Motion and Vote: Councilmember DeJulio moved to enter into Executive Session to discuss litigation. Councilmember Paulson seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Collins, Councilmember Sterling, Councilmember DeJulio, and Councilmember Meizen McEnery voting in favor of the motion. Executive Session began at 7:54 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 Collins, Councilmember Sterling, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive session adjourned at 8:04 p.m.

M) PUBLIC COMMENT

(Agenda Item No. 11-090)

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 8:11 p.m.