



CITY COUNCIL

Eva Galambos, Mayor

John Paulson – District 1

Dianne Fries – District 2

Chip Collins – District 3

Ashley Jenkins – District 4

Tibby DeJulio – District 5

Karen Meinzen McEnerny – District 6

Tuesday, November 16, 2010

Action Minutes

6:00 PM

A) **INVOCATION** – Pastor Nate Bednar, Metropolitan Baptist 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 Ashley Jenkins, Councilmember Tibby DeJulio and Councilmember Karen Meinzen McEnerny present.

D) **PLEDGE OF ALLEGIANCE** – City Council Page Imani N. Phillips

(Agenda Item No. 10-278)

E) **APPROVAL OF MEETING AGENDA**

Motion and Vote: Councilmember Fries moved to approve the Meeting Agenda for November 16, 2010. Councilmember DeJulio seconded the motion. The motion carried unanimously.

F) **CONSENT AGENDA**

(Agenda Item No. 10-279)

1. Meeting Minutes:
 - a) November 2, 2010 Regular Meeting
 - b) November 2, 2010 Work Session

(Michael Casey, City Clerk)

(Agenda Item No. 10-280)

2. A Resolution to Adopt the City of Sandy Springs 2011 Planning and Zoning Schedules
(Blake Dettwiler, Director of Community Development)
Resolution No. 2010-11-91

Motion and Vote: Councilmember Fries moved to approve the Consent Agenda for November 16, 2010. Councilmember DeJulio seconded the motion. The motion carried unanimously.

G) PRESENTATIONS

1. Proclamation - Katie Stanwick and Girls Who Make a Difference
2. Proclamation - GIS Day 2010

H) PUBLIC HEARINGS

(Agenda Item No. 10-281)

1. 12662 - Approval of Alcoholic Beverage License Application for Genghis Grill located at 1165 Perimeter Center West, Sandy Springs, GA 30338. Applicant is Franklin Barnard for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits
(Presented by Administrative Services Director, Robert Logan)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-281, Approval of Alcoholic Beverage License Application for Genghis Grill located at 1165 Perimeter Center West, Sandy Springs, GA 30338. Applicant is Franklin Barnard for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits. Councilmember Paulson seconded the motion. The motion carried unanimously.

(Agenda Item No. 10-282)

2. 12008 - Approval of Alcoholic Beverage License Application for R Rice at 1140 Hammond Dr Bldg K Ste 120, Sandy Springs, GA 30328. Applicant is Liang Cin for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits
(Presented by Administrative Services Director, Robert Logan)

(Invitation for Public Comment)

Motion and Vote: Councilmember DeJulio moved to approve Agenda Item No. 10-282, Approval of Alcoholic Beverage License Application for R Rice at 1140 Hammond Dr Bldg K Ste 120, Sandy Springs, GA 30328. Applicant is Liang Cin for Consumption on Premises of Wine, Malt Beverage & Distilled Spirits. Councilmember Fries seconded the motion. The motion carried unanimously.

(Agenda Item No. 10-283)

3. **TA10-008** - An Ordinance to Amend Article 19, Administrative Permits and Use Permits, of the Sandy Springs Zoning Ordinance
(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Jenkins moved to approve Agenda Item No. 10-283, TA10-008 - An Ordinance to Amend Article 19, Administrative Permits and Use Permits, of the Sandy Springs Zoning Ordinance. Councilmember Fries seconded the motion. The motion carried unanimously.
Ordinance No. 2010-11-43

(Agenda Item No. 10-284)

4. **TA10-010** - An Ordinance to Amend Article 5, Agricultural District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Jenkins moved to approve Agenda Item No. 10-284, TA10-010 - An Ordinance to Amend Article 5, Agricultural District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Fries seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-44

(Agenda Item No. 10-285)

5. **TA10-011** - An Ordinance to Amend Article 6, Single Family Dwelling District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-285, TA10-011 - An Ordinance to Amend Article 6, Single Family Dwelling District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember DeJulio seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-45

(Agenda Item No. 10-286)

6. **TA10-012** - An Ordinance to Amend Article 7, Two Family and Multifamily District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-286, TA10-012 - An Ordinance to Amend Article 7, Two Family and Multifamily District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Jenkins seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-46

(Agenda Item No. 10-287)

7. **TA10-013** - An Ordinance to Amend Article 8, Multiple Use District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Meinzen McEnery moved to approve Agenda Item No. 10-287, TA10-013 - An Ordinance to Amend Article 8, Multiple Use District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Fries seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-47

(Agenda Item No. 10-288)

8. **TA10-014** - An Ordinance to Amend Article 9, Commercial District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Meinzen McEnery moved to approve Agenda Item No. 10-288, TA10-014 - An Ordinance to Amend Article 9, Commercial District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Jenkins seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-48**(Agenda Item No. 10-289)**

9. **TA10-015** - An Ordinance to Amend Article 10, Industrial District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember DeJulio moved to approve Agenda Item No. 10-289, TA10-015 - An Ordinance to Amend Article 10, Industrial District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Jenkins seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-49**(Agenda Item No. 10-290)**

10. **TA10-016** - An Ordinance to Amend Article 11, Planned Unit District Regulations, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-290, TA10-016 - An Ordinance to Amend Article 11, Planned Unit District Regulations, of the Sandy Springs Zoning Ordinance. Councilmember Jenkins seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-50**(Agenda Item No. 10-291)**

11. **TA10-018** - An Ordinance to Amend Section 4.11, Fences and Walls, of the Sandy Springs Zoning Ordinance

(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-291, TA10-018 - An Ordinance to Amend Section 4.11, Fences and Walls, of the Sandy Springs Zoning Ordinance. Councilmember DeJulio seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-51

(Agenda Item No. 10-292)

12. **ZM10-008** - 5620 Glenridge Drive, Applicant: BTIC Glenridge, LLC, To modify condition 3.i. of RZ06-055 to reduce the number of specimen trees required to be saved from five (5) to four (4)
(Presented by Assistant Director Planning and Zoning, Patrice Ruffin)

(Invitation for Public Comment)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-292, ZM10-008 - 5620 Glenridge Drive, Applicant: BTIC Glenridge, LLC, To modify condition 3.i. of RZ06-055 to reduce the number of specimen trees required to be saved from five (5) to four (4). Councilmember Jenkins seconded the motion. The motion carried unanimously.

Ordinance No. 2010-11-52**D) UNFINISHED BUSINESS** *(none)***J) NEW BUSINESS****(Agenda Item No. 10-293)**

1. Consideration of Approval of a Contract to perform Hot in Place Recycling on selected streets with the selected contractor
(Presented by Field Services Manager, Ron Adderley)

Motion and Vote: Councilmember Fries moved to approve Agenda Item No. 10-293, Approval of a Contract to perform Hot in Place Recycling on selected streets with the selected contractor. Councilmember Jenkins seconded the motion. The motion carried unanimously.

Resolution No. 2010-11-92**(Agenda Item No. 10-294)**

2. Consideration of Approval of Street Lights for the PCID Peachtree Dunwoody Project and the Fulton Phase 1 Project
(Presented by Director of Public Works, Tom Black)

Motion and Vote: Councilmember Jenkins moved to approve Agenda Item No. 10-294, Approval of Street Lights for the PCID Peachtree Dunwoody Project and the Fulton Phase 1 Project. Councilmember Fries seconded the motion. The motion carried unanimously.

Resolution No. 2010-11-93**(Agenda Item No. 10-295)**

3. Acceptance of one Permanent Drainage Easement and five Temporary Driveway Easements for the Pitts Road Sidewalk Improvement Project No.T-6010-2
(Presented by Capital Program Director, Marty Martin)

Motion and Vote: Councilmember Jenkins moved to approve Agenda Item No. 10-295, Acceptance of one Permanent Drainage Easement and five Temporary Driveway Easements for the Pitts Road Sidewalk Improvement Project No.T-6010-2. Councilmember Fries seconded the motion. The motion carried unanimously.

Resolution No. 2010-11-94**(Agenda Item No. 10-296)**

4. Acceptance of Grant Award HMGP-1858-0006 from the Federal Emergency Management Agency and the Georgia Emergency Management Agency
(Presented by Grant Administrator, Eden Freeman)

Motion and Vote: Councilmember DeJulio moved to approve Agenda Item No. 10-296, Acceptance of Grant Award HMGP-1858-0006 from the Federal Emergency Management Agency and the Georgia Emergency Management Agency. Councilmember Jenkins seconded the motion. The motion carried unanimously.

(Agenda Item No. 10-297)

5. A Resolution Appointing Members to the Sandy Springs Board of Ethics
(Presented by Mayor, Eva Galambos)

Motion and Vote: Councilmember Jenkins moved to approve Agenda Item No. 10-297, A Resolution Appointing Members to the Sandy Springs Board of Ethics. Councilmember DeJulio seconded the motion. The motion carried unanimously.

Resolution No. 2010-11-95

K) REPORTS AND PRESENTATIONS

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

L) PUBLIC COMMENT

(Agenda Item No. 10-298)

M) EXECUTIVE SESSION – Litigation and Real Estate

Motion and Vote: Councilmember DeJulio moved to enter into Executive Session to discuss potential litigation and acquisition of real estate. Councilmember Fries seconded the motion. The motion carried unanimously, with Councilmember Paulson, Councilmember Fries, Councilmember Collins, Councilmember Jenkins, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive Session began at 6:58 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 Jenkins, Councilmember DeJulio, and Councilmember Meinzen McEnery voting in favor of the motion. Executive session adjourned at 7:18 p.m.

(Agenda Item No. 10-299)

N) ADJOURNMENT

Motion and Vote: Councilmember Fries moved to adjourn the meeting. Councilmember Jenkins seconded the motion. The motion carried unanimously. The meeting adjourned at 7:19 p.m.