

CITY OF CHAMBLEE, GA
MINUTES OF CITY COUNCIL MEETING
April 20, 2010 – 7:30 p.m.

Mayor Eric Clarkson called the meeting to order at 7:30 p.m.

Councilmembers present were: Mr. Tom Hogan, Mrs. Leslie Robson, Mr. Scott Taylor, Mr. Mark Wedge, and Mr. Dan Zanger.

Staff members present were: Mr. Joe Fowler, City Attorney; Mr. Jim Gleason, City Manager; Mr. Tillman Hannon, Public Works Director; Mr. Joel Holmes, Recreation Director; Mr. Marc Johnson, Police Chief; Mr. Dan Schultz, Development Director; and Ms. Nancy Williams, City Clerk.

Presentation and Announcements:

1) Employee Recognition – Officer Gerald Thompson – Mayor Clarkson and Police Chief Johnson presented an award to Police Officer Gerald Thompson in recognition and honor of his military service.

2) Eagle Scout Project – At the work session held on April 15th, Boy Scout Ted Dickerson presented a proposal to request the City's permission and assistance to build a trail and boardwalk to make Keswick Park accessible from the Elaine Clark Center. Several issues remained unresolved, such as who actually owned the property and could give permission to allow the boardwalk to be constructed on the property between Kewswick Park and the Elaine Clark Center and if City staff could use its employees to construct a bridge.

Mr. Hogan made a motion to postpone making a decision about this request for one month. Mr. Wedge seconded the motion. The motion passed unanimously.

City Clerk: Approval of Minutes – March 11, 2010 – Public Hearing and Work Session
Approval of Minutes – March 16, 2010 – Regular Council Meeting

Mr. Wedge made a motion to approve the minutes of the Public Hearing and Work Session held on March 11, 2010, as submitted. Ms. Robson seconded the motion. The motion passed unanimously.

Mr. Zanger made a motion to approve the minutes of the meeting held on March 16, 2010, as resubmitted. Ms. Robson seconded the motion. The motion passed unanimously.

City Manager:

1) Personnel Policy Change - (Breaks-Lunch Definition) – Mr. Taylor made a motion to authorize an amendment to the Personnel Policy. Mr. Zanger seconded the motion. The motion passed unanimously, and the City Attorney will present the first reading of the ordinance later in the meeting. The second reading will be at the May 18th meeting.

2) Request to add two questions for setting up the New Retirement Plan

- a. Future Municipal Legal Officers and Elected Officials in the Defined Benefit Retirement Plan or the Defined Contribution Retirement Plan
- b. Vesting for Defined Contribution Retirement Plan: Immediate (after completing probation), Cliff Vesting (5 Year Max) or Graduated Vesting (5 year max)

Mr. Zanger made a motion to suspend the rules and allow this item to be added to the agenda. Ms. Robson seconded the motion. The motion passed unanimously.

Mr. Zanger made a motion to add an item to the agenda to consider two questions from staff concerning the New Defined Contribution Retirement Plan. Mr. Taylor seconded the motion. The motion passed unanimously.

Mr. Gleason asked the City Council if it was their intention to include future municipal legal officers and elected officials in the new Defined Contribution Retirement Plan or if they should remain in the Defined Benefit Retirement Plan.

Mr. Hogan made a motion to authorize future municipal legal officers and elected officials to remain in the City's Defined Benefit Retirement Plan. Mr. Zanger seconded the motion. They should not be included in the new Defined Contribution Retirement Plan. The motion passed with Mr. Wedge voting in opposition.

Mr. Gleason asked the City Council to determine a vesting period for the new Defined Contribution Plan. Mr. Hogan made a motion to declare that vesting in the Defined Contribution Plan would be complete immediately upon the employee's completion of a six-month probation period. Mr. Zanger seconded the motion. The motion passed unanimously.

Development Director:

1) Application for the Atlanta Regional Commission's Green Community Program – Mr. Zanger made a motion to approve the proposed Green Policy submitted by staff. Mr. Wedge seconded the motion. The motion passed unanimously.

2) Model Ordinance - Soil Erosion-Sediment Control – Mr. Zanger made a motion to authorize a first read of the Soil Erosion Sediment Control Ordinance at the City Council meeting next month. Mr. Taylor seconded the motion. The motion passed unanimously.

3) Variance – Request by Mr. Larry Davis, Eco Lofts - A public hearing was held on April 15, 2010 to consider the following two variance requests:

- A. To allow residential use on the first floor of a multi-family development.
- B. To allow residential use to be greater than 80% of development

Mr. Wedge made a motion to postpone making a decision about the request for a variance to allow residential use on the first floor of the Eco Lofts development until next month. Mr. Zanger seconded the motion. The motion passed unanimously.

Mr. Wedge made a motion to postpone making a decision about the request for a variance to allow residential use to be greater than 80% of the Eco Lofts Development. Ms. Robson seconded the motion. The motion passed unanimously.

Chief of Police:

1) E-911-Dunwoody – At the workshop held on April 15th, the City Manager from Dunwoody asked the City Council to consider allowing the City of Dunwoody to operate the City of Chamblee's E-911 Service. Mr. Hogan made a motion to continue operating the City's 911 Service as it is currently operating. Mr. Zanger seconded the motion. The motion passed unanimously.

2) Create Additional Special Revenue Fund for State Confiscated Funds – Upon the Police Chief's request, Mr. Hogan made a motion to create a special revenue fund for state confiscated funds. Mr. Zanger seconded the motion. The motion passed unanimously.

3) Confiscated Funds Budget Amendment – Upon the Police Chief's request, Mr. Zanger made a motion to approve a budget amendment to reflect \$21,746 of revenue that was received in February of this year. Ms. Robson seconded the motion. The motion passed unanimously.

City Attorney:

1) First Reading – Personnel Policy Ordinance Amendment - Mr. Fowler presented the first reading of an amendment to the Personnel Ordinance to prohibit employment discrimination based on sexual preferences. The second read will be held at the May 18th City Council meeting.

Mayor-Council:

1) Mayor Eric Clarkson – Service Delivery Strategy

Mayor Clarkson asked the City Council to consider a motion to table making a decision on the Service Delivery Strategy Resolution. Mr. Zanger made a motion to table the decision about the Service Delivery Strategy Resolution indefinitely. Mr. Hogan seconded the motion. The motion passed unanimously.

Public Comments:

Mr. Hogan said the guest speaker at the next Chamblee Business Association meeting would be the Program Director for 11 Alive News.

Executive Session:

Mr. Zanger made a motion to adjourn into Executive Session to discuss a Real Estate Matter and a Personnel Matter. Mr. Wedge seconded the motion. The motion passed unanimously.

No action was taken during executive session.

Mr. Wedge made a motion to adjourn from Executive Session and reconvene the regular meeting. Ms. Robson seconded the motion. The motion passed unanimously.

Mr. Wedge made a motion to adjourn the regular meeting. Ms. Robson seconded the motion. The motion passed unanimously and the meeting adjourned at 8:39 p.m.

Nancy Williams, City Clerk

Attest: _____
Eric Clarkson, Mayor