

**CITY OF CHAMBLEE, GEORGIA
MINUTES
REGULAR COUNCIL MEEETING
APRIL 15, 2003**

PRESENT: Council members Eric Clarkson, Jim Copland, Clara de Ojeda, Jeanne Biles and Arthur Gibert

CALL TO ORDER: The meeting was called to order at 7:30 p.m. by Mayor Kennedy.

Approval of Minutes: Motion to approve the minutes of the March 13, 2003 Work Session and March 18, 2003 Regular Council Meeting was made by Councilmember Copeland, seconded by Councilmember Biles, and carried unanimously.

Approval of March Financial Statements and LGIP Report: Motion to approve financial statements and LGIP report was made by Councilmember Ojeda, seconded by Councilmember Clarkson and carried unanimously.

Variance Request for 5522 New Peachtree Road – Landscaping and Parking: Councilmember Clarkson read the following statement for the record: “ For the record I would like to disclose that I have a contract with Archetype Management and Chuck Schmandt. I am paid the same fee regardless of any profitability pertaining to the Plaza Del Sol commercial development or any other development where Archetype Management is currently involved. I have checked with the City Attorney, Joe Fowler, and he does not see any reason why this would disqualify me from any vote that may be necessary pertaining to the Plaza Del Sol commercial development.” (Copy included with minutes). After discussion on a withdrawn motion, Councilmember Gibert made a motion to approve the request for variances as recommended in the City Planner opinion (copy included with minutes) except to allow reduction in size on landscape islands in parking lot. These islands are to be planted with alternative plants specified in e-mail communication from City Planner dated 4/14/03 and included with minutes. Motion was seconded by Councilmember Ojeda and carried unanimously (Councilmember Clarkson abstained).

Variance Request for 3660 School Street – Lot Area Reduction from 12,000 Sq. Ft. (R-1) to 7,492 Sq. Ft. (2 Single Family Residential Homes) & Appeal of City Manager interpretation of Section 305.050, Substandard lots of record, of the City Zoning Ordinance: Motion to deny variance as recommended in the City Planner opinion (Copy included with minutes) made by Councilmember Copeland, seconded by Councilmember Ojeda and carried unanimously. Brian Daughdrill, attorney

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for John Hammontree, had filed the variance request and an appeal on 3/11/03 requesting that the variance application be heard first and that the appeal be heard only if the variance was denied. After some discussion, Mr. Daughdrill reviewed information which he provided to the City Council. The information was not provided to the Clerk to be made part of the record. After more discussion, motion to table this item for 30 days was made by Councilmember Copeland, seconded by Councilmember Clarkson and carried unanimously. The appeal will be placed on the April agenda.

Approve Advertisement for Bid on Keswick Park Trail and Paving : Motion to approve advertisement as prepared by PBS&J (copy included with minutes) made by Councilmember Clarkson, seconded by Councilmember Ojeda, and carried unanimously.

Discussion on Future Partnership with PATH Foundation: Motion to table this item until a later, unspecified, date made by Councilmember Copeland, seconded by Councilmember Clarkson, and carried unanimously.

Review Board Recommendation - Central Business District - 5352 Peachtree Rd. – Hanger-ROO Children’s Consignment Shop - Building Sign, Window Signs and Planters: Motion to approve recommendation of review board made by Councilmember Clarkson, seconded by Councilmember Biles, and carried unanimously.

Review Board Recommendation - International Village Overlay - 5000 Buford Highway – International Village Market New Façade and Building Sign: Motion to approve recommendation of review board made by Councilmember Clarkson, seconded by Councilmember Ojeda, and carried unanimously.

City Manager’s Report and Staff Recommendations:

Request for Budget Amendment to Cover Additional Cost of Election: Estimate received from DeKalb County is that election expense (account 28-10) will be \$5,000; current budget is \$3,000 so request is to increase appropriation \$2,000.

Motion to approve request made by Councilmember Gibert, seconded by Councilmember Copeland, and carried unanimously.

Request from PDK to Borrow Parks and Recreation Van for Good Neighbor Day: A copy of the request is included in the minutes. Motion to approve request made by Councilmember Copeland, seconded by Councilmember Clarkson, and carried unanimously.

Request to Set Date for Virginia Baker Memorial Ceremony: Motion to have ceremony on Saturday, May 17, 2003 at 12:30 p.m. made by Councilmember Ojeda, seconded by Councilmember Gibert, and carried unanimously.

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Request for Budget Amendment to Purchase Additional Dumpsters: The request, submitted by the Public Works Director, is to appropriate \$4,470 (account 12-30) for the purchase of 10 additional dumpsters. **Motion to approve request made by Councilmember Clarkson, seconded by Councilmember Gibert, and carried** unanimously.

Request for Approval and/or Revisions to Plan Review Checklist: After some discussion on revisions received from City Planner and revisions received from Council, **motion to approve as revised** made by Councilmember Gibert, seconded by Councilmember Copeland, and **carried** unanimously. *Copy is included with minutes.*

Set Date for Work Session with City Planner on Land Use Plan Amendment.: After some discussion, **motion to set work session for Tuesday, May 6, 2003 at 6:00 p.m.** City Hall conference room made by Councilmember Ojeda, seconded by Councilmember Copeland and **carried** unanimously.

Discuss Amendment to Noise Ordinance to Regulate Hours on Construction Sites Near Residential Areas: This item was placed on the agenda at the request of Councilmember Gibert in response to a complaint from a constituent. **Motion to table until a later unspecified date** made by Councilmember Gibert, seconded by Councilmember Ojeda, and **carried** unanimously.

Mayor Kennedy – Approval of Proclamation for National Public Health Week: **Motion to approve proclamation** (copy included with minutes) made by Councilmember Copeland, seconded by Councilmember Ojeda, and **carried** unanimously.

Councilmember Clarkson – Request for Approval - Use of Civic Center on Thursday, May, 29, 2003: The requested use is for Councilmember Clarkson to host a meeting with Representative Jill Chambers which will be attended by State School Superintendent Kathy Cox to discuss education issues; the time will be from 7:00 p.m. until 8:30 p.m. **Motion to approve request** made by Councilmember Clarkson, seconded by Councilmember Gibert, and **carried** unanimously.

Citizen Comment: There were no citizens who chose to comment.

Meeting Adjourned: **Motion to adjourn at 8:55 p.m.** made by Councilmember Clarkson, seconded by Councilmember Ojeda and **carried** unanimously.

Kathy Brannon – City Manager

Evelyn Kennedy - Mayor