

**MINUTES
PUBLIC HEARING AND COUNCIL MEETING
AUGUST 19, 2003**

PRESENT: Councilmembers Clarkson, Copeland, de Ojeda, Gibert and Biles.

CALL TO ORDER AND PRESENTATION OF EMPLOYEES OF 2ND QUARTER.

The meeting was called to order at 7:00 p.m. and Presentations were made to the employees of the second quarter by Mayor Kennedy:

Linda McDaniel - On Behalf of Public Works
Sharon Liner - Clerk - Police Department

Public Hearing – Proposed Changes to Zoning Ordinance, Planned Unit Development Section.

Mayor Kennedy read the Rules of Order for a Public Hearing.

Kathy Brannon, City Manager and Odalys Delgado, City Planner, reviewed changes to the ordinance. After some discussion, the ordinance was approved for first reading at the Council Meeting that followed the Public Hearing.

Councilmember Copeland presented a list of five items, per the new PUD standards that affects this project (copy included in Minutes) to the RAM Development, the site is at corner of Peachtree Industrial and Chamblee Dunwoody Road.

The Public Hearing was adjourned at 7:25 p.m.

Approval of Minutes: July 10, 2003, Work Session, July 15, 2003, Regular Council Meeting, and August 7, 2003, Called Work Session.

Motion to approve minutes as submitted made by Councilmember Biles, seconded by Councilmember Ojeda and carried unanimously.

Approval of July 2003 Financial Statements and LGIP Report.

Motion to approve financial statements and LGIP Report made by Councilmember Ojeda, seconded by Councilmember Gibert and carried unanimously.

Variance Request – 3714 Harts Place – 8' Rear Setback.

Councilmember Clarkson made a motion to grant the variance request. Motion died from the lack of a second.

Councilmember Copeland made a motion to grant a variance of 160 square feet to build in the rear setback, and that a hydrology report will be submitted by the home owner as outlined in City Planner recommendation (copy of City Planner

Recommendation included in Minutes), seconded by Councilmember Biles. Motion carried with Councilmembers Copeland, Gibert and Biles voting in favor and Councilmember Clarkson and Ojeda opposed.

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**REVIEW BOARD RECOMMENDATIONS: CENTRAL BUSINESS DISTRICT,
2201 American Industrial Way – Gibson’s – New Monument Sign (formerly Liza’s)**

Councilmember Clarkson made a motion to **approve Review Board’s Recommendation, including their recommendation that the exterior plywood not be used, (copy of Recommendation included in Minutes)**, seconded by Councilmember Copeland and **carried** unanimously.

5434 Peachtree Road – Heritage Lofts – Addition of Balconies, Mansard Roof and Clock.

Motion to **approve Review Board’s Recommendation (copy included in Minutes)**, made by Councilmember Ojeda, seconded by Councilmember Copeland and **carried** unanimously.

Request from Public Works Director.

Funding for additional dumpsters.

Motion to **approve funding of 10 dumpsters and appropriate \$4,470 to account #12-30** made by Councilmember Copeland, seconded by Councilmember Gibert and **carried** unanimously.

Surplus Equipment to be released for sale.

Councilmember Copeland made a motion to **approve sale of surplus equipment as submitted by Tillman Hannon, Public Works Director and included the police van and wrecked police car (copy of list included in Minutes)**, seconded by Councilmember Gibert and **carried** unanimously.

Reclassification of personnel positions.

Motion to **approve new laborer position as requested by Tillman Hannon, Public Works Director (copy of memo included in Minutes)** made by Councilmember Clarkson, seconded by Councilmember Ojeda and **carried** unanimously.

Request to Approve and fund Tree Removal from Right-of-Way – Assistance.

Councilmember Biles made a motion to **approve request and appropriate funds totaling \$2185**, seconded by Councilmember Copeland and **carried** unanimously.

Request for Budget Amendment Based on Workman’s Comp Audit.

Motion to **approve budget request as submitted (copy included in Minutes)** made by Councilmember Copeland, seconded by Councilmember Gibert and **carried** unanimously.

Approval of Contract with DeKalb County for 2003 LARP Projects.

Joe Fowler, City Attorney, read the resolution stating that the Mayor is authorized to sign contracts for the City (copy included in Minutes).

Councilmember Clarkson made a motion to **approve contract submitted by DeKalb County**, seconded by Councilmember Gibert and **carried** unanimously.

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Approval of Change Order from Chesapeake Construction to add Paving of Parking Lot to Keswick Park Contract amount.

Motion to approve proposal #2 change order and appropriate funds totaling \$40,000 made by Councilmember Copeland, seconded by Councilmember Clarkson and carried unanimously.

Local Assistance Road Program (LARP) for 2004.

Mayor and Council will submit street list before September 30, 2003 deadline.

Request from Keep Chamblee Beautiful.

Motion to approve request to place bench and plants in Huntley Hills Park in memory of Frances Peavey; with Parks Department supervision made by Councilmember Biles, seconded by Councilmember Gibert and carried unanimously.

First Reading oaf Ordinance.

Zoning Ordinance Sec. 304 and 305 New Section 307, Planned Unit Development. Joe Fowler, City Attorney, read the ordinance.

November 4, 2003 Election:

Appoint Deputy Registrar (Becky Craven).

Councilmember Clarkson made a motion to appoint Becky Craven, Deputy Registrar, seconded by Councilmember Ojeda and carried unanimously.

Oath of Election Superintendent (Becky Craven).

Joe Fowler, City Attorney, gave oath to Becky Craven, Election Superintendent.

Citizen Comment.

Gary King addressed a drain problem on Parkridge Crescent.

There being no further business, Councilmember Clarkson made a motion to adjourn at 8:50 p.m., seconded by Councilmember Ojeda and carried unanimously.

EVELYN KENNEDY - MAYOR

BECKY CRAVEN, CITY CLERK

