

**CITY OF CHAMBLEE  
REGULAR COUNCIL MEETING  
MINUTES  
NOVEMBER 18, 2003  
7:30 P.M.**

**PRESENT: COUNCILMEMBERS CLARKSON, COPELAND, OJEDA, GIBERT,  
AND BILES.**

**CALL TO ORDER: Mayor Kennedy called the meeting to order at 7:30 p.m.**

**APPROVAL OF MINUTES: OCTOBER 16, 2003, PUBLIC HEARING AND  
WORK SESSION AND OCTOBER 21, 2003, REGULAR COUNCIL MEETING.**  
Motion to approve Minutes as submitted made by Councilmember Copeland,  
seconded by Councilmember Ojeda and carried unanimously.

**APPROVAL OF OCTOBER 2003 FINANCIAL STATEMENTS AND LGIP  
REPORT.**

Motion to approve October 2003 Financial Statements and LGIP Report made by  
Councilmember Copeland, seconded by Councilmember Ojeda and carried  
unanimously.

**REVIEW BOARD RECOMMENDATIONS:**

**J & J Masonry's – 3342 W. Hospital Avenue – New Office/Warehouse.**  
Councilmember Clarkson made a motion to approve Recommendations as  
submitted by the Review Board (copy of Recommendation included in Minutes),  
seconded by Councilmember Copeland and carried unanimously.

**Bosom Buddies - 5404 Peachtree Road – Sign.**  
Request to defer to a later date.

**CITY MANAGER'S REPORT AND STAFF RECOMMENDATIONS:**

**Discussion of Draft Streetscape Status Map.**

Proposed map submitted by PBS&J was approved by the Council. No action  
required (copy of map included in Minutes).

**Request for Appointment of Steering Committee for Senior Connections Project.**

Mayor Kennedy and Councilmembers Clarkson and Copeland will serve on the  
Steering Committee with City Manager, Kathy Brannon. The first meeting will be  
Tuesday, November 25, 2003 at 2:00 p.m. at City Hall Conference Room.

**Set Date for Public Input Meeting on LCI Projects – Pedestrian Corridor  
Improvements on Chamblee Tucker Road, Peachtree Industrial Blvd., and Hood  
Avenue.**

Motion to set date for the Public Input Meeting for December 11, 2003, at 6:00 p.m.,  
made by Councilmember Copeland, seconded by Councilmember Gibert and  
carried unanimously.

MINUTES (page 2)  
REGULAR COUNCIL MEETING  
NOVEMBER 16, 2003

Set Date for 2004 Budget Work Session.

Motion to set date for Budget Work Session for December 9, 2003, at 6:00 p.m., made by Councilmember Gibert, seconded by Councilmember Ojeda and carried unanimously.

Request for Budget Amendment to Cover Overtime for Court Clerk.

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

APPROVAL OF 2003 LOCAL LAW ENFORCEMENT BLOCK GRANT.

Councilmember Copeland made a motion to approve the 2003 Local Law Enforcement Block Grant (copy of Chief Johnson's proposed expenditure included in Minutes), seconded by Councilmember Clarkson and carried unanimously.

ACTION ON APPLICATIONS TO AMEND ZONING MAP:

Laurel River Properties – 1962 Sixth Street, 1961 Fifth Street, 4047 Clairmont Road, 4041 Clairmont Road, 1.115 Acres at the Corner of Clairmont Road and Sixth Street. The Requested Zoning is R-2 Multi-Family.

Councilmember Clarkson made a motion to approve zoning request per recommendation of the City Planner, motion died from lack of second.

Councilmember Gibert made a motion to approve rezoning from C-1 to R-2 subject to the following conditions:

1. Units' front doors and yards to face Clairmont Road, 5<sup>th</sup> and 6<sup>th</sup> Streets, with rear entry garages and vehicular access internal to the development.
2. Storm water Detention to be internal to the development, not visible from any external street.
3. Developer to provide at his expense to the Design Review Board a Tree Survey showing location, size and species of all existing trees required by the Ordinance, and a Tree Protection Plan showing trees on site and offsite and proposed tree protection measures for same, such that the Board can evaluate the trees that may be impacted by construction.
4. Developer to provide at his expense to the Design Review Board an existing topographic and utility survey and proposed Grading and Utility Plan showing proposed spot elevations, contours walls, utility lines, storm drainage, detention pond, and other information in sufficient detail that the Board can evaluate the amount of proposed clearing, grading, trenching, and other construction impacts to the site and the trees thereon.

MINUTES (page 3)  
REGULAR COUNCIL MEETING  
NOVEMBER 16, 2003

5. Developer to provide at his expense an Arborist that is contracted independently of the Construction Contractor, to monitor the Contractor's site activities with respect to Tree Protection, and who shall issue reports directly to the Developer with copies to the City's Director of Permits and Inspections, and whose recommendations for protective, remedial and additional measures to safeguard the health of the existing trees to remain shall be carried out at the Developer's expenses.

6. Developer to provide and implement at his expense a streetscape plan for sidewalks, street trees and other standard public amenities on Clairmont Road, 5<sup>th</sup> and 6<sup>th</sup> Street frontages per City of Chamblee standards for other public thoroughfares.

7. Developer to provide and implement at his expense a pedestrian safety crossing at Clairmont Road at 5<sup>th</sup> Street that will connect purchases of homes at this site to the south/west side of Clairmont Road, and to the north/east side of 5<sup>th</sup> Street, to consist of handicap ramps on both sides of Clairmont Road and 5<sup>th</sup> Streets, Crosswalk striping, Pedestrian Crossing signage facing both directions, and a Flashing Yellow light, per Georgia DOT standards.

Councilmember Copeland seconded the motion and carried with Councilmembers Copeland, Ojeda, Gibert and Biles voting in favor and Councilmember Clarkson opposed.

Virginia L. Keith – 2118 Chamblee Tucker Road. The Requested Zoning is R-3 Townhouses.

Councilmember Clarkson made a motion to approve the rezoning request per recommendation of the City Planner, motion died from lack of a second.

Councilmember Gibert made a motion to approve rezoning from R-2 to R-3 subject to the following conditions:

1. Units' front doors and yards to face Chamblee Tucker Road, Watkins Avenue and Hood Avenue, with rear entry garages and vehicular access internal to the development.

2. Storm water Detention to be internal to the development, not visible from any external street.

3. Developer to provide at his expense to the Design Review Board a Tree Survey showing location, size and species of all existing trees required by the Ordinance, and a Tree Protection Plan showing trees on site and offsite and proposed tree protection measures for same, such that the Board can evaluate the trees that may be impacted by construction.

4. Developer to provide at his expense to the Design Review Board an existing topographic and utility survey and proposed Grading and Utility Plan showing proposed spot elevations, contours, walls, utility lines, storm drainage, detention pond, and other information in sufficient detail that the Board can evaluate the

MINUTES (page 4)  
REGULAR COUNCIL MEETING  
NOVEMBER 16, 2003

amount of proposed clearing, grading, trenching, and other construction impacts to the site and the trees thereon.

5. Developer to provide at his expense an Arborist that is contracted independently of the Construction Contractor, to monitor the Contractor's site activities with respect to Tree Protection, and who shall issue reports directly to the Developer with copies to the City's Director of Permits and Inspections, and whose recommendations for protective, remedial and additional measures to safeguard the health of the existing trees to remain shall be carried out at the Developer's expense.

6. Developer to provide and implement at his expense a streetscape plan for sidewalks, street trees and other standard public amenities on Chamblee Tucker Road, Watkins Avenue, and Hood Avenue.

Motion was seconded by Councilmember Copeland and carried with Councilmembers Copeland, Ojeda, Gibert and Biles voting in favor and Councilmember Clarkson opposed.

SECOND READING OF ORDINANCE

Administrative & Regulatory Fee Structure: Occupation Tax Structure. Councilmember Copeland made a motion to adopt ordinance as read by the City Attorney, seconded by Councilmember Gibert. Motion carried with Councilmembers Copeland, Ojeda, Gibert and Biles voting in favor and Councilmember Clarkson opposed.

FIRST READING OF ORDINANCE

Soil Erosion

Joe Fowler, City Attorney, read ordinance.

CITIZEN COMMENT.

The following citizens addressed the Mayor and Council, Adam Slutzky, Slutzkey Realty Group, Inc, with reference to the rezoning request, Saundra Davis, Candidate DeKalb Council State Court Judge and Daniel Edwards, Georgia State student, had some questions about the rezoning request.

CITY MANAGER (ADDITIONAL ITEMS)

EMPLOYEES GIFT CERIFICATES.

Councilmember Clarkson made a motion to approve Gift Certificates for all full time and part time employees in the amount of \$50 each, seconded by Councilmember Ojeda and carried unanimously.

The City Manager gave an update on Hardee Avenue project and that the Employee Service Awards will be presented at the January Council Meeting instead of December Council Meeting.

**MINUTES (page 5)**  
**REGULAR COUNCIL MEETING**  
**NOVEMBER 16, 2003**

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

---

***EVELYN KENNEDY – MAYOR***

---

***BECKY CRAVEN – CITY CLERK***