

**CITY OF CHAMBLEE, GEORGIA
MINUTES
REGULAR COUNCIL MEETING
MAY 18, 2004
7:30 P.M.**

PRESENT: Councilmembers Clarkson, Copeland, King, Gibert, and Biles

2004 MILLAGE RATE (3RD OF 3 PUBLIC HEARINGS).

Mayor Kennedy read the Rules of Order for Public Hearing.

Kathy Brannon, City Manager reviewed the Five Year History that was published in The Champion (copy included in Minutes). The hearing was open for public comments, there being no comments; Councilmember Clarkson made a motion to adjourn the Public Hearing at 7:35 p.m., seconded by Councilmember King and carried unanimously.

APPROVE 2004 MILLAGE RATE. ***See Note at Bottom of Page 1

Motion to set the 2004 millage rate at 4.01 was made by Councilmember Clarkson, seconded by Councilmember King, motion denied with Councilmember Clarkson and King voting in favor and Councilmember Copeland, Gibert and Biles opposed.

Motion to set the 2004 millage rate at 5 was made by Councilmember Copeland, seconded by Councilmember Gibert, after much discussion, motion carried with Councilmember Copeland, Gibert and Biles voting in favor and Councilmembers Clarkson and King opposed.

APPROVAL OF MINUTES: APRIL 15, 2004, PUBLIC HEARING AND WORK SESSION, AND APRIL 19, 2004, REGULAR COUNCIL MEETING.

Motion to approve Minutes as submitted by Councilmember Gibert, seconded by Councilmember Copeland and carried unanimously.

APPROVAL OF APRIL 2004 FINANCIAL STATEMENTS AND LGIP REPORT.

Motion to approve April 2004 Financial Statements and LGIP Report made by Councilmember Clarkson, seconded by Councilmember King and carried unanimously.

VARIANCE REQUEST:

3544 Broad Street- Assistance League of Atlanta – Parking and Rear Setback. (Tabled at the March and April Council Meeting). Requested to table until June Council Meeting.

Motion to table until June Council Meeting made by Councilmember Clarkson, seconded by Councilmember Biles and carried unanimously.

****** At a Called Council Meeting on May 24, 2004 @ 6:00 p.m. at the Chamblee Civic Center the 2004 millage rate was changed to 4.13 mills. See minutes of that meeting.***

MINUTES (page 2)
May 18, 2004

REVIEW BOARD RECOMMENDATIONS:

MidCity

MicroCoating Technologies – 5315 Peachtree Industrial Blvd. motion to approve the recommendation as submitted by the Review Board (copy of Review Board Minutes included) made by Councilmember Clarkson, seconded by Councilmember Gibert and carried unanimously.

International Village

China Delight Restaurant – 2390-D Chamblee Tucker Road.

Councilmember Copeland made a motion to approve the recommendation as submitted by the Review Board of the proposed new front entrance and closing current entrance to make an office as presented and the City Manager recommends all sign removal and modifying be handled before any permits for remodeling are issued (copy of Review Board Minutes included), seconded by Councilmember Clarkson and carried unanimously.

Central Business District

Old Chamblee Bistro – Phase II – 5480 Peachtree Road.

Motion to approve the recommendation as submitted by the Review Board (copy of Review Board Minutes included) made by Councilmember Copeland, seconded by Councilmember Gibert and carried unanimously.

REZONING OF 3285 AND 3315 McGAW DRIVE FROM I-1 TO NC.

Motion to approve rezoning proposal from I-1 to NC, conditioned as following:

- **an environmental analysis of the site to determine whether there are any potential environmental problems (surface and subsurface) that need to be addressed by the applicant to protect the health and welfare of future City of Chamblee residents**
- **the applicant meet all the requirements of the Neighborhood Commercial district since this is a new development/use, including yard setbacks and the provision of 25% of office/commercial within each mixed-use building as opposed to the 25% of office/commercial as a percent of the entire site as depicted on the plan submitted**
- **the applicant provides streetscape improvements as outlined in the City's streetscape guidelines along public streets**
- **the applicant verify that adequate public facilities can accommodate the proposed uses**
- **the applicant addresses storm water and other water quality issues**

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

MINUTES (page 3)
May 18, 2004

CITY MANAGER'S REPORT AND STAFF RECOMMENDATIONS.

Second draft of right of way landscape maintenance agreement tabled in March and April for comments from Councilmember Gibert.

Motion to approve Staff Recommendation of Draft Agreement (*copy included in Minutes*) made by Councilmember Clarkson, seconded by Councilmember King and carried with Councilmembers Clarkson, Copeland, King, Biles voting in favor and Councilmember Gibert opposed.

Request for approval of revised Peachtree Industrial Blvd. Master Plan Streetscape.

Motion to approve Master Plan as submitted by PBS&J made by Councilmember Clarkson, seconded by Councilmember King and carried with Councilmembers Clarkson, Copeland, King and Biles voting in favor and Councilmember Gibert opposed.

Award bid for LCI Engineering Design – Miller Drive – GDOT project #STP-0004-00(479).

Motion to award bid to Altamira Design & Common Sense, Inc., made by Councilmember Gibert, seconded by Councilmember Clarkson and carried unanimously.

Request for approval of budget amendment and assignments for summer interns for Permits & Inspections Department.

Councilmember Copeland made a motion to approve budget amendment and assignments for summer intern for Permits & Inspection Department as submitted (*copy included in Minutes*), seconded by Councilmember King and carried unanimously.

Request for approval of Chamblee 101 program outline and budget amendment.

Motion to approve Chamblee 101 program as submitted and budget amendment of \$1,000 to cover expenses made by Councilmember Clarkson, seconded by Councilmember Copeland and carried unanimously.

Proposals for design of new Logo/Letterhead.

Councilmember Copeland made a motion to approve SkyDesign for proposed designs of Logo/Letterhead, seconded by Councilmember Biles and carried with Councilmembers Copeland, Gibert and Biles voting in favor and Councilmember Clarkson and King opposed.

Request for budget amendment – City Clerk.

Motion to approve budget amendment as submitted (*copy included in Minutes*), Made by Councilmember Copeland, seconded by Councilmember Clarkson and carried unanimously.

Discuss proposed zoning ordinance changes – set date for Public Hearing if approved.

Motion to set Public Hearing for June 10, 2004 Work Session made by Councilmember Clarkson, seconded by Councilmember Gibert and carried unanimously.

MINUTES (page 4)
May 18, 2004

APPROVE LARP PROJECTS AND RESOLUTION:

LAR 04-S006-00 (Canfield Road and Hickory Road).

Motion to approve LARP Project #LAR 04-S006-00 made by Councilmember Clarkson, seconded by Councilmember Copeland and carried unanimously.

CITY ATTORNEY - SECOND READING OF ORDINANCES.

Change Closing Time for Agenda for Council Meeting.

Motion to adopt ordinance as read made by Councilmember Copeland, seconded by Councilmember Gibert and carried with Councilmembers Copeland, King, Gibert and Biles voting in favor and Councilmember Clarkson opposed.

Soil Erosion and Sedimentation Control.

Motion to adopt ordinance as read made by Councilmember Copeland, seconded by Councilmember Gibert and carried unanimously.

Amend Zoning Ordinance (Section 206, 031, 304, 205, 206, 401, 402, 406, and Section 214).

Motion to adopt ordinance as read made by Councilmember Copeland, seconded by Councilmember Biles and carried unanimously.

Amend Chapter 34 "Preservation of Trees".

Motion to adopt ordinance as read made by Councilmember Copeland, seconded by Councilmember King and carried with Councilmembers Copeland, King, Gibert and Biles voting in favor and Councilmember Clarkson opposed.

CITIZEN COMMENT.

Doug Denton, District Supervisor DeKalb County Soil and Water Conservation District, addressed the Mayor and Council with reference to the Erosion and Sediment Control Exposition on Friday, June 4, 2004.

There being no further business, Councilmember Clarkson made a motion to adjourn at 9:45 P.M., seconded by Councilmember Gibert and carried unanimously.

EVELYN KENNEDY – MAYOR

BECKY CRAVEN, CMC – CITY CLERK

