

**CITY OF CHAMBLEE, GA.
EXECUTIVE SESSION AND REGULAR COUNCIL MEETING
MINUTES
APRIL 19, 2005**

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

Executive Session – Discuss Litigation.

Councilmember Copeland made a motion to convene to Executive Session to discuss pending litigation seconded by Councilmember Gibert and carried unanimously.

There being no action taken, Councilmember Copeland made a motion to adjourn the Executive Session at 7:28 p.m., seconded by Councilmember Gibert and carried unanimously.

MAYOR KENNEDY CALLED THE REGULAR COUNCIL MEETING TO ORDER AT 7:40 P.M.

Approval of Minutes: March 10, 2005, Work Session and March 15, 2005, Regular Council Meeting.

Councilmember King made a motion to approve all Minutes as submitted, seconded by Councilmember Biles and carried unanimously.

Approval of March 2005 Financial Statements and LGIP Report.

Motion to approve March 2005 Financial Statements and LGIP Report made by Councilmember King, seconded by Councilmember Biles and carried unanimously.

Review Board Recommendations:

Miller Station – 5256 Peachtree Road – New mixed use development with retail, restaurant, and condos.

Councilmember Gibert made a motion to approve Review Board recommendations (approval with the following condition: at a future Review Board meeting with “B” team, the developer is to present more detailed architectural drawings on the signage, lighting, balcony railings, and building materials). Also, to be included in the project: public seating, additional landscape and a water feature be reviewed by the Review Board. The motion was seconded by Councilmember Clarkson and carried unanimously.

City Manager’s Report and Staff Recommendations:

Marti Watts – Altamira Design – presentation of Miller Drive Streetscape design (LCI Project).

Motion to approve the Miller Drive Streetscape design (LCI project) made by Councilmember Gibert, seconded by Councilmember Clarkson and carried unanimously.

MINUTES (page 2)
EXECUTIVE SESSION AND COUNCIL MEETING
APRIL 19, 2005

Z. I. Shaheed appeal of business license application for violation of zoning regulations for home occupation business – 1920 Ham Drive.

Motion to revoke license for violation of zoning regulations made by Councilmember King, seconded by Councilmember Gibert and carried unanimously.

Summerall Development for Virginia Keith – request for City Council to revert zoning classification to R-2 from R-3 (conditional).

Councilmember Gibert made a motion to revert the zoning from its classification of R-3, which was approved conditionally, to its original zoning classification of R-2, seconded by Councilmember Clarkson and carried unanimously.

Letter of intent to be included with DeKalb County Solid Waste Management Plan.

Councilmember Clarkson made a motion to approve letter of intent seconded by Councilmember Copeland and carried unanimously.

Set date to meet with Ross & Assoc. to discuss Comp Plan.

The date of April 26, 2005 at 5:00 p.m. in City Hall Conference Room was selected to discuss the Comp Plan with Ross and Associates.

Request for budget amendment – City Clerk.

Motion to approve the budget amendment in the amount of \$1005 for the reimbursable unemployment for a Public Works employee made by Councilmember Biles, seconded by Councilmember Clarkson and carried unanimously.

Request from St. Vincent de Paul for certification and support of DCA funding application.

Councilmember Copeland made a motion to approve the request from St. Vincent de Paul seconded by Councilmember Gibert and carried unanimously.

GMA proposed transfer of AT&T telecommunications franchise agreement.

Motion to approve transfer of AT&T Telecommunication franchise agreement made by Councilmember Clarkson, seconded by Councilmember Biles and carried unanimously.

First Reading of Ordinance – Chapter 82, Taxation, Article III, Section 82-70 and 82 – 71 (Hotel/Motel Tax Ordinance).

City Attorney read the ordinance.

Pond and Company:

Approve contract and budget amendment.

Councilmember Copeland made a motion to approve Pond & Company's contract and appropriate \$22,500 for the remaining 2005 City Planner's service, seconded by Councilmember Clarkson and carried unanimously.

**MINUTES (page 3)
EXECUTIVE SESSION AND COUNCIL MEETING
APRIL 19, 2005**

Approve Special Projects

Motion to appropriate \$105,000 for zoning ordinance rewrite and \$20,000 for zoning systems as stated in scope of services proposal (copy of proposal on file in office of the City Clerk) made by Councilmember Copeland, seconded by Councilmember Clarkson and carried with Councilmembers Clarkson, Copeland, Gibert, and Biles voting in favor and Councilmember King opposed.

Four Month Property Re-Zoning and Development Permit Moratorium.

The moratorium will be set at the June 21, 2005, Regular Council Meeting.

Citizen Comment.

Gordy German addressed the Mayor and Council with reference to proposed moratorium. There being no further comments, Councilmember Clarkson made a motion to adjourn at 8:58 p.m., seconded by Councilmember Gibert and carried unanimously.

EVERLYN KENNEDY – MAYOR

BECKY CRAVEN – CITY CLERK