

**CITY OF CHAMBLEE, GA.  
MINUTES  
PUBLIC HEARING AND REGULAR COUNCIL MEETING  
MAY 20, 2008**

**COUNCILMEMBERS PRESENT:** Mark Wedge, Leslie Robson, Tom Hogan, Scott Taylor and Dan Zanger

**PUBLIC HEARING – 2008 Millage Rate:** The final required public hearing was called to order at 7:30 p.m. by Mayor Clarkson. The City Manager reviewed the 5-year history and explained that the proposed millage rate, 5 mills, is the same as 2007 and, based on the digest numbers provided by DeKalb County, will not increase the total tax received by the City. There were no members of the public who came to speak; therefore, a motion to adjourn the public hearing at 7:36 p.m. was made by Councilmember Taylor, seconded by Councilmember Zanger and carried unanimously.

**Call to Order:** Mayor Clarkson called the Regular Council meeting to order at 7:36 p.m.

**Approval of Minutes:** Motion to approve the April 10, 2008 Public Hearings and Work Session and April 15, 2008 Regular Council Meeting minutes was made by Councilmember Wedge, seconded by Councilmember Taylor and carried unanimously.

**Approval of April 2008 Financial Statements and LGIP Report:** Motion to approve as submitted made by Councilmember Taylor, seconded by Councilmember Wedge, and carried unanimously.

**Amend Schedule “A” of new contract (fee schedule) – City Planner:** This item was postponed from the April Agenda. The following motion was read into the minutes by Councilmember Hogan: “Whereas, the contract with Pond & Co. included a hourly fee structure, and whereas it is commonly accepted as a point of customer service to simplify fee structures, and whereas we believe that Pond & Company’s proposed task-based fee structure is a simplified fee structure, I would like to make a motion to table consideration of the proposed fee schedule until the June meeting to allow Pond & Co. the opportunity to provide back up data in support of the task fee structure proposed”. The motion was seconded by Councilmember Wedge and carried unanimously.

**3619 Teal Road – variance to reduce rear yard from 40 feet to 19 feet and allow the garage of the new home to project 7 feet beyond the front threshold:** This request was tabled from the April meeting for revised drawings which were submitted to the City Planner. Motion to approve variances per City Planner recommendation dated 5/5/08) and revised drawings (included with minutes) made by Councilmember Zanger, seconded by Councilmember Taylor. Motion carried with Council members Zanger, Taylor, Robson and Hogan in favor; Councilmember Wedge opposed.

**3960 Clairmont Road – variance to reduce the required buffer for adjoining residential from 30 feet to 12 feet:** This item was postponed from the April Agenda.

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Councilmember Hogan made a motion to approve variance to reduce buffer from 30 feet to 12 feet (not the 10 requested) with conditions # 2,4 & 5 stated on planner opinion dated 5/5/08 (included with minutes) and additional condition that applicant shall install an 8 ft. privacy fence, finished on both sides, along the entire rear property line. Motion was seconded by Councilmember Wedge and, after some discussion, motion carried with Council members Wedge, Taylor, Robson and Hogan in favor; Councilmember Zanger opposed.

**Request to award contract for Centennial/Central Park (old fire station property) design/build:** As instructed at work session, BCW Co. presented a drawing based on the concept drawing prepared by Councilmember Robson with a proposal and cost estimate of \$124,176.00 with an add alternate of \$3,050.00. A motion to award the contract with the add alternate was made by Councilmember Robson and seconded by Councilmember Hogan. After some discussion, motion failed with Council members Robson and Taylor voting in favor; Council members Zanger, Wedge and Hogan opposed.

**Request to award contract for Peachtree Rd. streetscape design (TE project):** A motion to award the contract for \$97,899.00 to Kimley-Horn per staff recommendation and upon receipt of TE funding verification made by Councilmember Wedge, seconded by Councilmember Hogan and, after some discussion, carried unanimously.

**Request to award contracts for Keswick Park pedestrian trail construction:** A motion to award the contract for \$861,350.00 per HDR recommendation made by Councilmember Zanger, seconded by Councilmember Taylor and, after some discussion, carried unanimously.

**Request for budget amendment for sign for Public Parking lot leased from MARTA:** Motion to approve \$4,000.00 per proposal from Identities made by Councilmember Taylor, seconded by Councilmember Wedge and carried unanimously.

**Request for budget amendment for Police car wash funds:** Motion to approve up to \$5,000.00 per memo from Chief Johnson made by Councilmember Wedge, seconded by Councilmember Zanger and carried unanimously.

**Request for budget amendment for Signs for Peachtree Blvd. name change:** Motion to approve \$6,645.04 per quote from DeKalb County (included with minutes) made by Councilmember Taylor, seconded by Councilmember Wedge and carried unanimously.

**Request for budget amendment – City Engineer/Pond & Co. work order for Sidewalk Survey update :** After much discussion and withdrawn motions, a motion was

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made by Councilmember Taylor to accept the work order dated 5/9/08 in the amount of \$16,570.00 with clarification from Pond that scope includes curbs and crosswalks. Motion was seconded by Councilmember Robson, and carried unanimously.

**Request for budget amendment – City Engineer/Pond & Co. work order for Pedestrian Interconnectivity from Keswick Multi-use Trail to Clairmont Park:** A motion was made by Councilmember Hogan to accept the revised work order dated 5/20/08 in the amount of \$15,296.00. Motion was seconded by Councilmember Wedge, and carried unanimously.

**Clairmont Road Bridge improvements:** Motion to direct staff to notify DeKalb County that, per letter dated 4/24/08 from Carl Glover, the City requests that repair or replacement of the fence be included as an add alternate with the bridge repairs and that the City receive notice of cost so that action can be taken at that time was made by Councilmember Wedge, seconded by Councilmember Taylor, and carried unanimously.

**Request to extend CDBG agreement with DeKalb County:** Motion to approve 3-year extension of existing agreement made by Councilmember Taylor, seconded by Councilmember Zanger and carried unanimously.

**Update on Plant Nursery at Keswick Park:** Councilmember Robson presented a plan for the layout of the nursery with a location changed to the dog park area. Motion to approve layout and location made by Councilmember Taylor, seconded by Councilmember Robson and carried with Council members Taylor, Robson, Hogan and Wedge voting in favor; Council member Zanger opposed.

**Called meeting for May 29, 2008:** Motion to call meeting for May 29, 2008 at City Hall beginning at 6:30 p.m. to meet with CVIOG regarding City Manager search and discuss options for central/centennial park made by Councilmember Hogan, seconded by Councilmember Robson, and carried unanimously.

**Discussion of possible regulation of employment agencies:** Councilmember Taylor made a motion to direct the City Attorney to research state legislation with regard to immigration issues which affect the City, including employment agencies, to access means by which the state can develop legislation to address those issues. Motion was seconded by Councilmember Wedge and carried with Council members Taylor, Wedge, Zanger and Robson voting in favor; Councilmember Hogan opposed.

**Approve City Contract with Department of Transportation LAU08-S011-00(505) DeKalb:** Motion to approve LARP contract for resurfacing of 0.27 miles on New

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Peachtree Road made by Councilmember Taylor, seconded by Councilmember Zanger, and carried unanimously.

**Adopt 2008 Millage Rate:** Motion to set millage rate at 5.0 mills made by Councilmember Zanger, seconded by Councilmember Taylor and carried unanimously.

**First Reading of Ordinance - “No Truck Zone” on Hood Avenue:** The Ordinance was read by the City Attorney.

**Second Reading of Ordinance - Amend Alcoholic Beverage Ordinance, Chapter 58, Article I, to provide for Consumption of Alcoholic Beverages in Public Places @ City Sponsored Events:** The Ordinance was read by the City Attorney. Motion to adopt ordinance as read made by Councilmember Wedge, seconded by Councilmember Zanger and carried unanimously.

**Citizen Comment:** No citizens chose to comment

**Meeting Adjourned:** Motion to adjourn at 8:39 p.m. was made by Councilmember Wedge, seconded by Councilmember Taylor and carried unanimously.

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Kathy Brannon – City Manager

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R. Eric Clarkson - Mayor