

CITY OF CHAMBLEE GEORGIA
CITY COUNCIL MEETING MINUTES
Tuesday, September 20, 2011 – 7:30 p.m.

Mayor Eric Clarkson called the meeting to order at 7:30 p.m.

Council Members present were: Mr. Tom Hogan; Mrs. Leslie Robson; Mr. Scott Taylor; Mr. Dan Zanger; and Mr. Mark Wedge.

Pledge of Allegiance

Mayor Clarkson led those present in the Pledge of Allegiance to the Flag.

Staff Action Items

City Clerk

1. Minutes – August 2, 2011 – Special Called Meeting

Mr. Wedge made a motion to approve the minutes of the Special Called Meeting held on August 2, 2011, as submitted. Ms. Robson seconded the motion. The motion passed unanimously.

2. Minutes – August 11, 2011 – City Council Work Session

Mr. Zanger made a motion to approve the minutes of the City Council Work Session held on August 11, 2011, as submitted. Mr. Taylor seconded the motion. The motion passed unanimously.

3. Minutes – August 16, 2011 – Regular City Council Meeting

Mr. Zanger made a motion to approve the minutes of the City Council Meeting held on August 16, 2011, as submitted. Ms. Robson seconded the motion. The motion passed unanimously.

Police Department

1. Resolution to Levy Pre-Paid Wireless 911 Charge

Ms. Robson made a motion to approve to impose a 911 charge on wireless telephone service. Mr. Hogan seconded the motion. The motion passed unanimously.

Development Director

1. Comprehensive Plan Major Amendment

Mr. Taylor made a motion to approve the Resolution to Authorize the Major Amendment to the Comprehensive Plan to be submitted to the Atlanta Regional Commission for review. Ms. Robson seconded the motion. The motion passed unanimously.

2. Approval of Preliminary Plat – Chamblee High School

- a. Abandonment of Stadium Drive
- b. Realignment of Pierce Drive
- c. Declaration of a portion of Mendenhall Street previously owned by DeKalb County Schools as a City Street.

Mr. Taylor made a motion to indefinitely postpone any decision being made pending additional information being provided to the City Council pertaining to items a, b, and c, listed above. Mr. Wedge seconded the motion. The motion passed unanimously.

Finance

1. Authorize the Creation of a New Fund for HOST.

Mr. Zanger made a motion to create a new fund for the Homestead Option Sales (HOST) Tax. Ms. Robson seconded the motion. The motion passed unanimously.

2. Authorize budget amendment to increase revenue by \$499,786.92

Mr. Zanger made a motion to amend the budget and increase revenue by \$499,786.92 which is the amount of revenue expected from HOST. Ms. Robson seconded the motion. The motion passed unanimously.

City Attorney

1. Approval of Donation of City Property to Chamblee High School

Mr. Zanger made a motion to postpone this agenda item indefinitely. Mr. Wedge seconded the motion. The motion passed unanimously.

Citizen Comments

Mr. David Tench said he had hoped that the Chamblee High School Items would be approved and he encouraged the City Council to move quickly on making a decision.

Mr. Wedge made a motion to adjourn the meeting. Mr. Taylor seconded the motion. Mr. Wedge withdrew his motion.

Mr. Don Pluncket said he was surprised to learn that his business located on Savoy Drive had been annexed into the City of Chamblee. He thanked the city for the police presence he has noticed in the area.

Mr. Wedge made a motion to adjourn the meeting. Ms. Robson seconded the motion. The meeting adjourned at 7:45 p.m.

Nancy Williams, City Clerk

Attest: _____
Mayor Eric R. Clarkson

State of Georgia
County of DeKalb
City of Chamblee


RESOLUTION – No. 2011-06

WHEREAS, the City of Chamblee has prepared a Major Amendment to the Comprehensive Plan; and

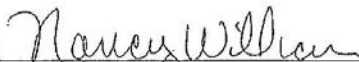
WHEREAS, the Major Amendment process met and exceeded the Minimum Planning Standards and Procedures for Local Comprehensive Planning established by the Georgia Planning Act of 1989, and a Public Hearing was properly advertized and held on September 15, 2011, at the City of Chamblee Civic Center;

BE IT THEREFORE RESOLVED, that the Council and Mayor of the City of Chamblee does hereby submit the Major Amendment to the Comprehensive Plan (2011) to the Atlanta Regional Commission for review, as per the requirements of the Georgia Planning Act of 1989.

Adopted this 20th day of September 2011.



Eric Clarkson, Mayor

Attest: 
Nancy Williams, City Clerk

RESOLUTION – No. 2011-07

IMPOSING A 9-1-1 CHARGE ON
PREPAID WIRELESS SERVICE

STATE OF GEORGIA

COUNTY OF DEKALB

WHEREAS, Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia Annotated, as amended by Act No. 187, Georgia Laws 2011, authorizes counties and cities that operate a 9-1-1 public safety answering point to impose a 9-1-1 charge on prepaid wireless service at the retail point of sale; and,

WHEREAS, pursuant to Code Section 46-5-134.2 of the Official Code of Georgia Annotated such charges may be imposed at the rate of 75 cents per retail transaction; and,

WHEREAS, revenues received by a county or municipality from such charges must be deposited in the emergency telephone assistance fund maintained by the county or municipality; and,

WHEREAS, imposition of the charge on prepaid wireless service is contingent upon the enactment of an ordinance or resolution of the county or municipality; and,

WHEREAS, The City of Chamblee operates a 9-1-1 public safety answering point.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Chamblee, Georgia, and it is hereby resolved by authority of the same that in accordance with O.C.G.A. § 46-5-134.2, there is hereby imposed a prepaid wireless 9-1-1 charge as defined by O.C.G.A. § 46-5-134.2(a)(4) upon every prepaid wireless retail transaction occurring within the jurisdiction of the public service answering point in the amount of 75 cents.

BE IT FURTHER RESOLVED that prepaid wireless 9-1-1 charges collected by sellers shall be remitted to the Commissioner of the Department of Revenue at the times and in the manner provided by Chapter 8 of Title 48 of the Official Code of Georgia Annotated with respect to the sales and use tax imposed on prepaid wireless calling service.

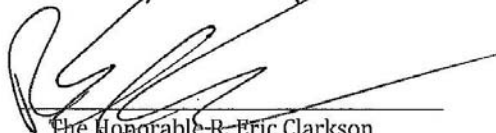
BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file with the State Revenue Commissioner a certified copy of this resolution in accordance with O.C.G.A. § 46-5-134.2(j)(1), within ten (10) days of its approval.

BE IT FURTHER RESOLVED that in accordance with O.C.G.A. § 46-5-134.2(j)(5), funds received by this City from charges imposed by this resolution shall be deposited in

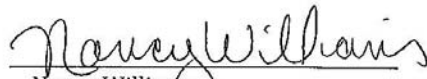
the Emergency Telephone System Fund maintained by this City pursuant to O.C.G.A. § 46-5-134 and kept separate from general revenue of the jurisdiction; all such funds shall be used exclusively for the purposes authorized by O.C.G.A. § 46-5-134 (f).

BE IT FURTHER RESOLVED that any and all resolutions, or any part thereof, in conflict with this resolution are hereby repealed. This resolution shall become effective January 1, 2012.

This 20 day of September, 2011.



The Honorable R. Eric Clarkson
Mayor, City of Chamblee, Georgia



Nancy Williams
City Clerk, City of Chamblee, Georgia