



MAYOR AND CITY COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 17, 2015, 6:00 PM
MINUTES

CITY COUNCIL

Rusty Paul, *Mayor*
John Paulson, *District 1*
Ken Dishman, *District 2*
Graham McDonald, *District 3*
Gabriel Sterling, *District 4*
Tibby DeJulio, *District 5*
Andy Bauman, *District 6*

INVOCATION

Reverend Joe B. Martin, Mount Vernon Presbyterian Church

CALL TO ORDER

Mayor Rusty Paul called the meeting to order at 6:01 p.m.

ROLL CALL AND GENERAL ANNOUNCEMENTS

Mayor Rusty Paul present

Members Present: Bauman, DeJulio, Dishman, McDonald and Sterling
Members Absent: Paulson

PLEDGE OF ALLEGIANCE

Mayor Rusty Paul

APPROVAL OF MEETING AGENDA

1. **15-056** **Add or remove items from agenda**
A motion was made by Council Member DeJulio, seconded by Council Member Dishman, to approve the Meeting Agenda. The motion carried by unanimous vote.

CONSENT AGENDA

2. **15-057** **Meeting Minutes**
1. February 3, 2015 Regular Meeting
2. February 3, 2015 Work Session
3. January 27, 2015 Council Retreat
(Michael Casey, City Clerk)
3. **15-058** **Consideration of Approval of an Ordinance to amend Article IV on Special Events, Sections 50-108, 50-110, and 50-111 to provide for a Special Event Film Production Permit**
(John Cruse, Revenue Manager)
Ordinance No. 2015-02-02
4. **15-059** **Consideration of the Acceptance of the Dedication of Right of Way as Part of the Zoning Requirements (4791 Powers Ferry Road)**
(Garrin Coleman, Director of Public Works)
Resolution No. 2015-02-13
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5. **15-060** **Budget Amendment for FY 2015 Budget**
(Karen Ellis, Finance Director)
Ordinance No. 2015-02-03
A motion was made by Council Member Sterling, seconded by Council Member Bauman, to approve the Consent Agenda. The motion carried by unanimous vote.

PRESENTATIONS

6. **15-061** **Gift to City of Sandy Springs to Establish a City Beautification Fund - the Collaborative**

PUBLIC HEARINGS

ALCOHOLIC BEVERAGE LICENSE

7. **15-062** **Approval of Alcoholic Beverage License Application for Electric City Bottle Shoppe 5901 Roswell Road, Sandy Springs, Georgia 30328. Applicant is Gerard Gunthert for Retail/Package Wine, Malt Beverage & Distilled Spirits**
(Presented by City Attorney, Wendell Willard)
A motion was made by Council Member DeJulio, seconded by Council Member McDonald, to defer Agenda Item No. 15-062 to the March 3, 2015, City Council meeting. The motion carried by unanimous vote.

ZONING MODIFICATION

8. **15-063** **201401133 - 305 Carpenter Drive, Applicant: Masoud Zahedi, to delete all conditions related to senior living in Sandy Springs zoning case RZ08-012**
(Presented by Community Development Director, Angela Parker)
A motion was made by Council Member DeJulio, seconded by Council Member Dishman, to approve the withdrawal of Agenda Item No. 15-063. The motion carried by unanimous vote.
9. **15-064** **201403130 - 5900 Peachtree-Dunwoody Road, Applicant: Regent Partners, to modify conditions 1.d., 1.e., 1.f., 2.a., 4.c., 5.l., 5.n., and 6 of Z05-0079/U05-0016/CV05-0168 to allow for residential use other than "for sale" units**
(Presented by Community Development Director, Angela Parker)
A motion was made by Council Member DeJulio, seconded by Council Member Sterling, to approve the withdrawal of Agenda Item No. 15-064. The motion carried by unanimous vote.
10. **15-065** **201404629 - 455 Abernathy Road, Applicant: Amanda Woodruff, to modify condition 2.a and 3.b of Fulton County Rezoning Z85-092, to construct a construct additional parking and access ramp underneath an existing parking deck with concurrent variances for relief from 109.225 (a) (1) & (2) of the Stream Buffer Protection Ordinance**
(Presented by Community Development Director, Angela Parker)
A motion was made by Council Member Sterling, to approve Agenda Item No. 15-065. The motion failed for lack of a second.
A motion was made by Council Member Sterling, seconded by Council Member Dishman, to approve Agenda Item No. 15-065. The motion carried by unanimous vote.

REZONING

11. **15-066** **201403566 - 4825 High Point Road, Applicant: Robert McConnell, Inc., to rezone from R-2 (Single Family Dwelling District) to R-3 (Single Family Dwelling District) for the development of a 2-lot subdivision**
(Presented by Community Development Director, Angela Parker)
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A motion was made by Council Member DeJulio, seconded by Council Member Sterling, to approve the withdrawal of Agenda Item No. 15-066. The motion carried by unanimous vote.

12. **15-067**

201403938 - 5996 Lake Forrest Drive, Applicant: Paramount Community Builders, to rezone from R-1 (Single Family Dwelling District) to (TR (Townhouse Residential District) for the development 10 townhomes, with concurrent variances

(Presented by Community Development Director, Angela Parker)

A motion was made by Council Member McDonald, seconded by Council Member Bauman, to approve Agenda Item No. 15-067.

A motion was made by Council Member DeJulio, seconded by Council Member Sterling, to approve substitute motion defer Agenda Item No. 15-067 to the March 17, 2015, City Council meeting. The motion carried by unanimous vote.

UNFINISHED BUSINESS

(none at this time)

NEW BUSINESS

13. **15-068**

Reimbursement Resolution with Respect to Proposed Financing of the Acquisition, Construction, and Installation of the City Center Project through the Issuance of One or More Tax-Exempt Debt Financings

(Presented by City Attorney, Wendell Willard)

A motion was made by Council Member DeJulio, seconded by Council Member Dishman, to approve Agenda Item No. 15-068. The motion carried by unanimous vote.

14. **15-069**

Resolution to Specify a New Excise Tax Rate (Hotel/Motel Tax); To identify the Project for Tourism Development Purposes; To Specify the Allocation of Proceeds; and for Other Purposes

(Presented by City Manager, John McDonough)

A motion was made by Council Member Sterling, seconded by Council Member McDonald, to approve Agenda Item No. 15-069, at a 7% rate. The motion carried by unanimous vote.

15. **15-070**

Resolution of the Mayor and Council of the City of Sandy Springs to Urge Modification of the State of Georgia's Transportation Funding Act of 2015 (HB 170)

(Presented by City Attorney, Wendell Willard)

A motion was made by Council Member Sterling, seconded by Council Member Dishman, to approve Agenda Item No. 15-070 with the additional language recommended by the City Manager. The motion carried by unanimous vote.

16. **15-071**

Consideration of a Resolution to Adopt the City's Fiscal Year 2016 Priorities

(Presented by City Manager, John McDonough)

A motion was made by Council Member DeJulio, seconded by Council Member Bauman, to approve Agenda Item No. 15-071. The motion carried by unanimous vote.

17. **15-072**

Consideration of Approval of Structure Lease Agreement with New Cingular Wireless PCS, LLC

(Presented by City Attorney, Wendell Willard)

A motion was made by Council Member Dishman, seconded by Council Member Sterling, to approve Agenda Item No. 15-072. The motion carried by unanimous vote.



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REPORTS

Mayor and Council Reports

18. **15-073** **Staff Reports**

**PUBLIC COMMENT
EXECUTIVE SESSION**

19. **15-074** **There was no Executive Session.**
There was no Executive Session.

ADJOURNMENT

20. **15-075** **Adjournment**
A motion was made by Council Member DeJulio, seconded by Council Member Dishman, to approve adjournment at 8:17 p.m.. The motion carried by unanimous vote.

UPCOMING EVENTS

To view upcoming events, visit the [Community Events Calendar](#).

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