

CITY OF DUNWOODY
January 25, 2010
CITY COUNCIL MEETING MINUTES

The Mayor and Council of the City of Dunwoody held a City Council meeting on Monday, January 25, 2010. The Meeting was held in the City of Dunwoody City Hall, 41 Perimeter Center East, Dunwoody, Georgia 30346. Present for the meeting were the following:

Mayor	Ken Wright
District 1, Post 1	Denis Shortal, Council Member
District 2, Post 2	Adrian Bonser, Council Member
District 3, Post 3	Tom Taylor, Council Member
At Large, Post 4	Robert Wittenstein, Council Member
At Large, Post 5	Danny Ross, Council Member
At Large, Post 6	John Heneghan, Council Member

CALL TO ORDER:

Mayor Wright called the meeting to order. All members were present.

ROLL CALL AND GENERAL ANNOUNCEMENTS:

State of the City Address

Mayor Wright announced that the State of the City Address event will be held on Thursday, January 28, 2010 from 5:00 p.m. to 8:00 p.m. at the 1420 Room in Dunwoody Village.

Administration of oath of Office (Police Officer)

Chief Grogan introduced Timothy Fecht, the newest officer hired for the Dunwoody Police Department. Mayor Wright administered the Oath of Office to Officer Fecht.

INVOCATION: led by Council Member Ross.

PLEDGE OF ALLEGIANCE: led by Council Member Shortal.

MINUTES:

Council Member Shortal motioned to approve the January 11, 2010 City Council Meeting minutes and the January 19, 2010 City Council Special Called Meeting minutes as presented. Council Member Wittenstein seconded. The motion was voted and carried unanimously (7-0).

APPROVAL OF MEETING AGENDA:

Council Member Ross requested that Item I6, Fire Suppression Fee Amendment, be removed from the Consent Agenda and moved to Unfinished Business as Item J1. Council Member Shortal requested that Item I3, Second Read of Ordinance Authorizing the Execution of the 2010 Tax

Anticipation Note, be removed from the Consent Agenda and moved to Unfinished Business as Item J2. The amended agenda was voted and approved unanimously (7-0).

PUBLIC COMMENT:

Richard Robinson - spoke in favor of allowing golf carts in the City of Dunwoody.

MAYOR AND COUNCIL COMMENT:

Council Member Heneghan said that DeKalb County CEO Burrell Ellis is holding a meeting tomorrow at Montgomery Elementary School at 7:00 p.m. to talk about the 2010 budget, which includes a proposed 11% increase in DeKalb County property taxes. Council Member Heneghan encouraged everyone to attend the meeting.

Council Member Wittenstein said he attended the Georgia Municipal Association's annual meeting in Atlanta this past weekend, and took a Municipal Finance class. Council Member Wittenstein said he sensed that a fair number of our State legislators want to abolish property taxes, which is our largest source of funding. Council Member Wittenstein mentioned a program that Tad Leithead, Chairman of Atlanta Regional Commission, is involved in called Redfields to Greenfields, which uses Federal stimulus dollars to buy certain properties and to reserve a portion of those permanently for public parks and greenspace, and allow the redevelopment of the other portion.

Council Member Ross expressed his sympathy to the family of the Dunwoody resident who perished in a house fire this week.

Council Member Shortal said that the first Clean-Up Dunwoody, sponsored by North Atlanta Church of Christ, will be held on November 6, 2010. He said that their first organizational meeting will be held Wednesday, February 3, 2010. He mentioned that the Metro Atlanta Mayor's Association, in association with Gas South and Feld Entertainment will be giving away 500 free tickets to Barnum and Bailey Circus (1 ticket for a special needs child and 1 ticket for one of their parents).

Council Member Bonser encouraged people to go to the City of Dunwoody website to volunteer for events such as the Clean-Up Dunwoody, and the Dunwoody Arts Festival, which will be held on Mother's Day weekend.

CONSENT AGENDA:

Council Member Wittenstein motioned to approve the Consent Agenda as amended. Council Member Shortal seconded. The motion was voted and carried unanimously (7-0).

Fire suppression fee amendment.

Council Member Ross motioned to defer this item. Council Member Heneghan seconded. The motion was voted and failed (2-5), with Council Members Ross and Heneghan voting for the motion, and all other council members voting against the motion. Council Member Shortal motioned to pass the fire suppression fee amendment as presented. Council Member Bonser

seconded. The motion was voted and carried (6-1), with Council Member Heneghan voting against the motion. Mayor Wright directed staff to investigate a residential property fee schedule.

Ordinance Authorizing the Execution of the 2010 Tax Anticipation Note (**ORDINANCE 2010-01-03**).

Finance Director Chris Pike presented the Ordinance. Council Member Wittenstein recused himself due to his financial relationship with SunTrust. Council Member Shortal motioned to approve the Ordinance as presented. Council Member Taylor seconded. Council members discussed the Ordinance. Mayor Wright motioned to approve the Ordinance as presented. Council Member Taylor seconded. The motion was voted and carried unanimously (6-0).

REPORTS AND PRESENTATIONS:

Georgia Perimeter College presentation and public comment.

Dr. Anthony Tricoli, President of Georgia Perimeter College, gave a presentation regarding Georgia Perimeter College. He said that the Governor has eliminated all but one of the University System's requests for new building funds that included their academic building in Dunwoody. Dr. Tricoli said they do have funding approved for the planning and design for the new Allied Health Building. He presented the top ten actions the school has taken this past year to alleviate their part of the traffic congestion, including moving several classes to weekend schedules, encouraging online classes, adding additional parking on campus, and widening, at GPC's cost, the GPC/Tilly Mill corridor which now allows additional entrance into the campus and pulls more traffic off of the road. He said that on February 15, 2010, former President Jimmy Carter will be cutting the ribbon on the Atlanta Center for Civic Engagement and Service Learning which is being established by Georgia Perimeter College. He said that Georgia Perimeter College is the first college in the nation to open a center of this kind.

Public Comment.

Daniel Gibbons – said he does not feel that Georgia Perimeter College causes a traffic problem in the City.

Representative Fran Millar – said there is no funding for an additional location for the college in the near future. He said the City of Dunwoody needs to work with Georgia Perimeter College to alleviate the traffic congestion around the campus.

Chris LeFave – said that parking decks could help alleviate traffic around the college.

Saul Sloman – voiced concern with students cutting through the neighborhoods around the college.

Cheryl Summers – said the college is in the middle of residential neighborhoods and voiced concern with students speeding in the area.

Mary Mattson – commented that Dunwoody residents can attend pre-kindergarten through college in our City. She suggested hiring a traffic engineer, and said the college wants to work with the City of Dunwoody.

Fred Bounds – spoke in favor of the Allied Health Building.

Tina Philpot – said many citizens of Dunwoody work at the college.

Rick Otness – believes that traffic is a concern around the college, but believes that everyone should work together for a solution.

Serah Bailey – is in favor of solving the traffic congestion and promoting carpooling and bike paths, as well as other traffic calming measures.

Jim Glass – voiced concerns about traffic surrounding the campus.

Robert Hopkins – said that he thinks that if everyone works together, we can come up with a sensible solution.

Ariel Kaplan – said he thinks that very little of the traffic surrounding the GPC campus is GPC traffic.

Steve Barton – suggested having a shuttle to the GPC campus, and is in favor of building a parking deck on the GPC campus.

Ric Woroniecki – voiced concerns about traffic, and suggested rolling back the enrollment.

Gerri Penn – said students should be encouraged to take public transportation and to carpool. She also said the college should give students incentives for taking alternative modes of transportation, and limit the number of parking permits that it gives to students.

Laura Pawlak – voiced concerns about the safety of pedestrians, students, children and drivers around the GPC campus.

Mayor Wright closed public comment.

Council Members discussed this matter, and Council Member Bonser said she may need to recuse herself from this matter.

NEW BUSINESS:

PUBLIC HEARING - SLUP09-101: George Barrie, applicant, requests the following Special Land Use Permit: Pursuant to the City of Dunwoody Zoning Ordinance §2C-5(c)(3), applicant George Barrie seeks permission on behalf of the Most Reverend Wilton D. Gregory, SLD Archbishop of the Roman Catholic Archdiocese of Atlanta, and/or his successors to construct a columbarium and memory garden at All Saints Catholic Church, located at 2443 Mount Vernon Road, Dunwoody Georgia 30338. The tax parcel number is 18 373 02 002.

City Planner Howard Koontz presented this matter. He said that the Community Council and the Planning Commission both voted unanimously to approve this permit, and that City of Dunwoody staff supports this request. Under discussion, Council Member Ross said he will recuse himself at the next meeting when this matter is voted on. Council Member Heneghan asked City Attorney

Brian Anderson if he would need to recuse himself because he is a member of this church, and Mr. Anderson said only if he has a financial or political interest in this matter.

Mayor Wright opened for public comment.

Carl Trevathan - spoke in favor of the application.

Jim Maloney – spoke in favor of the application.

Dennis Crean – spoke in favor of the application.

Bob Lundsten – said that this public hearing should have been presented with charts and a formal presentation so that the public could know the facts before being asked to speak for or against this matter.

Patricia Herrick – spoke against the application because of water runoff.

Scott Posvar – spoke about the application.

Mayor Wright closed public comment.

Mayor Wright closed the public hearing.

FIRST READ: Ordinance to establish a columbarium and memory garden at All Saints Catholic Church, located at 2443 Mount Vernon Road. (ORDINANCE 2010-XX-XX).

City Clerk Sharon Lowery conducted a First Read of the Ordinance.

Resolution adopting and approving the fee for a one-time Sunday sales alcohol license. (RESOLUTION 2010-01-02).

City Clerk Sharon Lowery read the Resolution. Council Member Shortal motioned to approve the Resolution. Council Member Taylor seconded. The motion was voted and carried unanimously (7-0).

FIRST READ: Ordinance to amend Chapter 17: Traffic and Public Roadways – by adding provisions for regulation of motorized carts. (ORDINANCE 2010-XX-XX).

City Clerk Sharon Lowery conducted a First Read of the Ordinance. Mayor Wright requested that the Second Read of this Ordinance be delayed so that the Sustainability Commission has an opportunity to review the Ordinance. Council Members discussed the Ordinance.

Award of stormwater asset inventory contract.

Deputy Director of Public Works Chuck Davis presented this matter. He said that the cost difference between the top three rated bids was less than \$6,000.00. Council members discussed this contract. Following discussion, Council Member Shortal motioned to approve the contract as

presented. Mayor Wright seconded. The motion was voted and carried (4-3), with Council Members Heneghan, Ross and Wittenstein voting against the motion.

Initiation of text amendments. None.

OTHER BUSINESS: None.

PUBLIC COMMENT: None.

EXECUTIVE SESSION: None.

ADJOURN:

There being no further business, the Meeting was adjourned. (Mayor Wright motioned to adjourn the meeting. Council Member Wittenstein seconded. The motion was voted and carried unanimously (7-0).)

Approved by:

Ken Wright, Mayor

Attest:

Sharon Lowery, City Clerk