

CITY OF DUNWOODY
June 14, 2010
CITY COUNCIL WORK SESSION MINUTES

The Mayor and Council of the City of Dunwoody held a Work Session on Monday, June 14, 2010 immediately following the Special Called Meeting. 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
At Large, Post 4	Robert Wittenstein, Council Member
At Large, Post 5	Danny Ross, Council Member
At Large, Post 6	John Heneghan, Council Member
Also present:	City Manager Warren Hutmacher City Clerk Sharon Lowery City Attorney Brian Anderson Assistant City Attorney Lenny Felgin Community Development Director Mike Tuller Public Works Director Michael Smith City Planner Howard Koontz Kimberly Greer

CALL TO ORDER:

Mayor Wright called the meeting to order.

INVOCATION: led by Council Member Ross.

PLEDGE OF ALLEGIANCE: led by Council Member Bonser.

PUBLIC COMMENT:

Mayor Wright opened public comment without objection.

Gerri Penn – expressed concern and asked for clarification on some of the proposed revisions to the sign ordinance.

Yvonne Williams – congratulated the Council on all of their hard work on the Comprehensive Plan, and said that the sign ordinance is a wonderful parallel to the overlay district.

Mayor Wright closed public comment without objection.

MAYOR AND COUNCIL COMMENT:

Mayor Wright – requested that Item 14 under City business be added to the agenda as “Discussion of Parks Grand Opening.”

Council Member Shortal thanked everyone who worked on the Comprehensive Plan.

CITY BUSINESS:

Introduction of Parks and Recreation Manager. (Michael Smith)

Public Works Director Michael Smith introduced the City's new Parks and Recreation Manager, Brent Walker.

Art Festival Update. (Denis Shortal)

Frances Shube and Cindy Flynn of Splash Festivals, Inc. gave an update on the Dunwoody Art Festival. Ms. Shube said that 50,000-60,000 people attended the event over the weekend. She said that the cost to host the event was approximately \$50,000.00 to \$60,000.00, and the proceeds from the event, in the approximate amount of \$1,300.00 were given to the Rotary Club. She said that this year none of the profits from the festival will go to the City.

FIRST READ: Ordinance Amendment to Chapter 4, Alcohol, for Beer Tasting. (ORDINANCE 2010-XX-XX) (Danny Ross)

Council Member Ross said that he had a request from one of the City's businesses to consider the amendment. Council Members discussed the ordinance, and there was a general consensus that there needs to be an adequate buffer. Council Member Shortal asked City Attorney Brian Anderson to look at what other jurisdictions do with regard to this matter. City Manager Warren Hutmacher said that the City staff will consider how neighboring cities handle this matter, and how it affects mixed use.

Stream Buffer Discussion. (Robert Wittenstein)

Council Member Wittenstein said that the Zoning Board of Appeals asked the Council to look at the stream buffer ordinance to address whether or not it needs revision. He requested that Section 3.4 on Page 4 of the ordinance be removed, and then send the change to the Community Council and the Planning Commission before it comes before the City Council for a vote. Council Member Shortal said he does not see any need to change the ordinance. Council Member Wittenstein said that the City could implement administrative variances for situations such as replacing rotting decks, and cutting grass or roses without going before the Zoning Board of Appeals. Mayor Wright requested that an ordinance amendment be drafted for a First Read.

Discussion of Ordinance to amend Chapter 21, Signs, and Chapter 27, Zoning, Article III, Overlay District Regulations §3C-13, Regulation. (Community Development)

Mayor Wright requested changing the first definition of sign on Page 3, to indicate that "aggregate" is not tied to a given lot but to each store. The example of Perimeter Mall was given, which is one (1) lot with many tenants.

Bill Robinson requested that on Page 4, 3rd line, the language read as follows: "but does not include flags, banners, canopies or hand held signs."

Mayor Wright requested that the wording after "building" be deleted in the definition of façade on Page 5.

Council Member Wittenstein requested that the definition for Planned Commercial Center on Page 6 be added back into the amendment.

Council Member Heneghan requested that on Page 7, “roof sign” shall include all aspects of the mansard roofs and faux mansard roofs.

Bill Robinson said that the following language needs to be added regarding road accessibility: “road accessible shall mean any road or street, public or private, that provides a means of ingress . . .”

Council Member Wittenstein said that he would like to define the “primary façade of the building” as “that façade of the building which contains the primary building entrance as designated by the owner.” Bill Robinson requested that on that same page, after street frontage, “public or private” should be added.

Bill Robinson requested that the language on Page 8 under wall signs be changed from 6” to 8.”

Council Member Wittenstein requested that on Page 9, in item number 6, the following language be added regarding application for the wall sign: “shall include the dimensions of the wall on which the sign is placed,” and this language shall replace the word “six.”

Council Member Shortal requested that the following language be added on Page 9, as number 9: “A copy of the current paid business license for the business requesting the sign . . .”

Bill Robinson requested that on Page 9, 20 days be changed to 15 days.

Council Member Wittenstein requested that on Page 10, Item (b), Section 20-26 of the zoning ordinance be changed at the end of the paragraph to state as follows: “a rejection pursuant to this section shall be appealable pursuant to the procedures of the zoning appeals outlined in the City of Dunwoody zoning ordinance.” He would like the paragraph to end with that sentence, taking out the “However”

Bill Robinson requested that on Page 10, 2nd line of Section 20-28(a), the word “lot” should be removed, and the word “store” should replace it.

Mayor Wright requested that on Page 12, white string lights be allowed anywhere, anytime; and colored string lights before and after a holiday. Bill Robinson suggested stating that white string lights are exempted, and deleting the rest of the language. Mayor Wright agreed to this change.

Council Member Wittenstein requested that the following language be added on Page 12, item number 9: “hand carried signs with non-commercial messages.”

Bill Robinson requested that on Page 13, number 15 the following language be added: “. . . mounted, wrapped, or painted . . .”

Page 14, Number 23, regarding changeable copy sign reader board, Mayor Wright requested that the following language be added: “excluding institutional uses.”

Bill Robinson requested that the following language be added on number 23 (under prohibited): “Multi-colored string lights in non-residential areas except not more than 30 days before and 10 days following a holiday.”

Mayor Wright requested that the Council adopt the string lighting language as recommended by the Sign Committee.

Council Member Shortal requested that the following change be made to Number 25 on Page 14 regarding balloons: “except in single family residential areas.”

Bill Robinson requested that on Page 16, Section 20-57(b), “150” be changed to “180.”

Bill Robinson requested that on Page 17, Section 20-58(a): 20’ should be changed to 10’ in both places.

Bill Robinson requested that on Page 18, in the width column, the word “aggregate” be removed, and change the language back to “180.” He also requested that in the next column down, the language be changed to “2 signs per tenant.”

Council Member Wittenstein requested that the language read as follows: “up to 1 per tenant per façade, with a maximum of 2 per tenant, *or additional signs per façade or an additional number of signs must be approved by the ZBA.”

Council Member Wittenstein requested that on Page 18, in the third column from the right, the following language be added: “two signs per subdivision entrance, but no sign may be within _____ feet of another sign.” (City Planner Howard Koontz will insert the number of feet.)

Bill Robinson requested that the following language be added to Page 20(c) on the second line: “per entrance.”

Bill Robinson requested that the examples of direct and indirect lighting on Page 21 be deleted. Mayor Wright requested that “direct lighting” be deleted. Bill Robinson requested that the following language be added in the same paragraph: “ground mounted.”

Bill Robinson requested that the following language be added on Page 22, right after “flag pole”: “when ground mounted.” He also recommended deleting the new (b) and (c).

Council Member Heneghan requested that the following language be added on Page 24: a definition of temporary sign that staff will draft.

Bill Robinson requested that Section C.(1) be deleted from Page 25.

City Attorney Brian Anderson suggested the following change on Page 24, Section A.(3)(a): change the word “organization” to a word that would limit the number of temporary signs a church could put up to 12 total.

Bill Robinson requested that the following changes be made to Page 26 of the amendment: “government mandated signs are exempt from this ordinance . . .” be added in the section regarding sign regulations. He also requested that number 4 stating “or supported by two 6 x 6 ground poles . . .” be deleted.

Bill Robinson requested that number 8 under “wall signs” be deleted from Page 27.

Discussion of 2010 Council Meeting Schedule. (Denis Shortal)

Council Member Shortal said that the Council agreed to revisit the schedule within 90 days of implementing the schedule. Mayor Wright said that two Council Meetings per month is good. Council Member Shortal requested that the schedule be revisited again in 90 days.

Discussion Regarding Setting of June Voting Meeting. (Ken Wright)

Mayor Wright said that the June 28, 2010 meeting will be canceled, and there will be a Special Called Meeting on June 21, 2010 at 7:00 p.m.

FIRST READ – Ordinance to amend Chapter 26 Sidewalk District Requirements. (ORDINANCE 2010-XX-XX) (Michael Smith)

Director of Public Works Michael Smith presented the ordinance. Council Member Shortal agreed with the change. Council Member Heneghan, Mayor Wright, Council Member Wittenstein and Council Member Ross disagreed with the change. Council Member Bonser said she agreed, and is in favor of more sidewalks in the City.

Discussion of Comprehensive Transportation Plan Contract Award. (Michael Smith)

Director of Public Works Michael Smith presented this matter, and recommended that Mayor and Council award the contract to Arcadis for the Transportation Master Plan. He said that the City received six (6) proposals for this contract. He said that there is one correction to the memo and the table: Pharr was \$59,500.00. He said that Arcadis was the highest proposal, but their scope fits what the City is looking for, i.e., their public participation.

2010 Road Repaving Bid Results. (Michael Smith)

Public Works Director Michael Smith presented this matter. He said that the City received nine (9) bids for this contract which ranged from \$576,433.00 to \$904,040.00. He said the lowest bidder was Allied, and he recommends that Mayor and Council award the contract to Allied.

FIRST READ – Ordinance to amend Assemblages in Public Places in Chapter 26 Streets, Sidewalks and Other Public Places. (ORDINANCE 2010-XX-XX) (Danny Ross)

Council Member Ross requested that Sec. 26-275(a), which is currently stricken in red text, be removed from the amendment. Council Members Heneghan and Shortal disagreed with this change. Mayor Wright recommended that the first sentence be removed, and the second sentence be left in the amendment. Council Member Ross agreed to this change to his request. Council Member Wittenstein said that this matter can be brought before Council for a decision.

Georgetown Master Plan Discussion (Adrian Bonser)

Council Member Bonser requested that a committee be created to develop a character area, overlay or vision for the Georgetown area.

Initiation of Text Amendments.

Outdoor Lighting Efficiency. (Kimberly Greer)

Kimberly Greer presented this matter on behalf of the Sustainability Commission. Council Member Wittenstein requested that staff initiate a text amendment to address this matter.

Discussion of Parks Grand Opening.

City Manager Hutmacher presented this matter, and said that the City has a committee working on several large public events for the opening of the parks. He recommended a ceremony on June 21, 2010 to unveil the signs at each of the parks. Some Council Members agreed with this recommendation, and some suggested that the ceremony be held on July 5, 2010. Mayor Wright said he prefers that the ceremony be held on June 21, 2010.

PUBLIC COMMENT:

Mayor Wright opened public comment without objection.

There was no public comment.

Mayor Wright closed public comment without objection.

EXECUTIVE SESSION:

No Executive Session was held.

ADJOURN:

There being no further business the Meeting was adjourned. (Mayor Wright motioned to adjourn the meeting. Council member Shortal seconded. The motion was voted and carried unanimously (6-0).

Approved by:

Ken Wright, Mayor

Attest:

Sharon Lowery, City Clerk