

Revised 01/06/06  
CITY OF DORAVILLE  
CITY COUNCIL MEETING MINUTES  
January 3, 2006

Present: Mayor, Ray Jenkins  
Council, Marlene Hadden  
Jason Anavitarte  
Donna Pittman  
Ed Lowe  
David Weese  
Bob Spangler  
Tom Hart

City Attorney, Rick Powell

Mayor Pro-Tem Lang was not present.

Mayor Jenkins called the meeting to order at 7:00 p.m.

Council Member Anavitarte made a motion to approve the minutes from the December 5, 2005 meeting and the minutes from the called meeting held on December 19, 2005. Council Member Pittman seconded the motion. Motion carried unanimously.

Mayor Jenkins stated that the financial report will be presented at the mid-month meeting.

Linda Rollins asked the Council to postpone making a decision on the Commercial Vehicle Ordinance until further studies and research can be done. The Ordinance needs to be more defined. Linda Rollins asked the Council to consider this matter very carefully.

The City Attorney stated that this was the 2<sup>nd</sup> reading of the Animal Control Ordinance. One item under section 425 will be changed to read Police instead of Police Chief. Council Member Lowe made a motion to approve the Animal Control Ordinance with the one change. Council Member Anavitarte seconded the motion. Motion carried unanimously.

Council Member Anavitarte made a motion to table the Commercial Vehicle Ordinance. Council Member Pittman seconded the motion. Motion carried unanimously.

The City Attorney stated that this was the 2<sup>nd</sup> reading of an amendment to the Alcohol Ordinance. This would correct an error and exempt beer and wine for the Alcoholic Beverage Tax. Council Member Lowe made a motion to approve the amendment to the Alcohol Ordinance. Council Member Hadden seconded the motion. Motion carried unanimously.

The City Attorney stated that this was the second reading of the Adult Entertainment Ordinance. The Police Chief had reviewed the Ordinance and supported the Ordinance. Council Member Anavitarte made a motion to approve the Adult Entertainment Ordinance. Council Member Pittman seconded the motion. Motion carried unanimously.

The City Attorney stated that this is the 2<sup>nd</sup> reading on an amendment to the Sign Ordinance. The Ordinance would allow for the Building Official to approve temporary banners, flags, etc. and to allow an appeal to the Council. Council Member Lowe made a motion to approve the amendment to the Sign Ordinance, Council Member Hadden seconded the motion carried with Council Member Anavitarte voting no.

Mayor Jenkins thanked David Weese, for his dedicated service to the City in the capacity of Council Member, over the past 8 years.

The City Attorney swore in the three new Council Members. Council Members sworn in are as follows: Donna Pittman  
Bob Spangler  
Tom Hart

Mayor Jenkins congratulated the new Council Members and asked if they had anything to say.

Council Member Spangler stated that he was looking forward to serving the City of Doraville and its citizens for the next 4 years.

Council Member Hart thanked everyone for their support during the election and wanted what was best for the City over the next 4 years.

Council Member Pittman stated that she looked forward to having a great 4 year term.

Mayor Jenkins challenged the new Council Members to work together and with the Mayor to make Doraville a better place to live.

Council Member Pittman made a motion to appoint Jason Anavitarte as Mayor Pro-Tem. Council Member Spangler seconded the motion. Motion carried with Council Member **Lowe abstaining.**

Vernon Jones, DeKalb County Commission Chairman, was not present. Tom Rinehart spoke for Mr. Jones. Mr. Rinehart stated that the Buford Highway Sidewalk and Safety Project started in November of 2005. This was a 5.4 million dollar project that would include continuous sidewalks, decorative stamped concrete buffer strip, where there is sufficient right-of-way, pedestrian safety lighting, and landscaping. The contract had been let to C.W. Mathews, which is funded by GRTA bonds backed by federal and state funds.

Mayor Jenkins called the public hearing to order. The purpose of the public hearing is to hear a rezoning request from Rob Harris at 2714 & 2720 Homeland Drive. Applicant request that the zoning be changed from R-1 to OI.

Rob Harris was not present. Marc Golden came forth and stated that he was representing Mr. Harris. Mr. Golden stated that the property fronts Peachtree Industrial Blvd. Peachtree Industrial Blvd. is a highly traveled major road. There is no residential property on that area of Peachtree Industrial Blvd. The drive-way to the property comes off Peachtree Industrial Blvd. Mr. Golden stated that one time it had taken the Police 2 hours to respond to a complaint at this location because the Police Department could not find the house.

The house and property has been for sale for quit a while and the reality company says that since it fronts on Peachtree Industrial Blvd. it will be hard to sell as residential.

Mayor Jenkins read a petition from homeowners on Homeland Drive. The homeowners asked the Council to deny the rezoning.

Mr. Creel, a homeowner on Homeland Drive, stated that this property was part of a plated subdivision. Before Peachtree Industrial Blvd. had been upgraded for the 4<sup>th</sup> time the driveway to the property had been located on Homeland Drive.

Mr. Creel stated that there had never been a problem with the addresses on Homeland Drive nor had there been a problem with the Police Department finding an address in that area.

A gentleman stated that he owned the property behind the property that was up for rezoning, and stated that his back yard looked directly onto the property. He has a two year old that plays in the back yard. He is concerned.

Mr. Golden stated that Mr. Harris would be replacing all of the fencing with a 6' privacy fence. The fence would be placed on three sides of the property.

Council Member Pittman made a motion to deny the rezoning request. Council Member Hart seconded the motion. Motion carried unanimously.

Council Member Anavitarte stated that the Zoning Ordinance would be turned over to Pond and Co., for review and revision, sometime in January. Council Member Anavitarte stated that Pond and Co. would also review the draft of the Comprehensive Land Use Plan.

Council Member Anavitarte asked Acting Chief McElroy to give an update on alcohol and minors. Acting Chief McElroy stated that all of the convenience stores and liquor stores had been checked. All had sold alcohol to minors. The Police Department will check the bars and restaurants next.

Acting Chief McElroy stated that the person that they are sending in looks young but only one person, had carded their undercover person, and that person went ahead and sold alcohol to the minor.

Council Member Anavitarte made a motion to ratify the Doraville-DeKalb Blue Ribbon Committee to study the General Motors Property. Council Member Pittman seconded the motion. Motion carried unanimously. The Blue Ribbon Committee Members are as follows:

**Doraville-DeKalb Blue Ribbon Commission**

**Harold Buckley, MARTA Board Member, DeKalb County**

**David Adelman, State Senator**

**Darryl P. Connelly  
Manager of Property Development  
MARTA**

**Dr. Phil Shapira  
Professor, School of Public Policy  
Georgia Institute of Technology**

**Mayor Eric Clarkston, City of Chamblee**

**Madeleine Kellam, Brownfields Coordinator  
Georgia Department of Natural Resources, Environmental Protection  
Division**

**E. Lee Morris III, GRTA Board Member,  
Former City of Atlanta Councilmember,  
General Counsel and Chief Financial Officer for S&W Management, Inc., an  
Atlanta-based architectural-engineering firm.**

**Chuck Warbington, President Southwest Gwinnett Village Community  
Improvement Association (CID)**

**Charles K. Schmandt, Principal Archetype Architect Group, The International  
Village at Chamblee**

**Eric Henning, Director of Municipal Relations, General Motors**

**Greg Fenno, Board Chair, Chamblee Area Business and Professional  
Coalition**

**Jim Ellis, President, Jim Ellis Automotive Dealerships**

**Jack N. Halpern, President, Halpern Enterprises**

**Daniel Lee, President and CEO, First Intercontinental Bank**

**Leonardo McCarty, President, DeKalb Chamber of Commerce**

**Jeff DuFrense, Executive Director, Urban Land Institute**

**John Lawler, Director Community Development, City of Norcross**

**Tommy Galloway, Owner, Galloway Hardware**

**Liane Levetan, Former State Senator and DeKalb CEO**

Council Member Anavitarte stated that there would be a Town Hall meeting on January 5, 2006, to discuss the GM closing and the GM property. The meeting will be held at City Hall. Every one is invited to come.

Mayor Jenkins stated that he would do everything in his power to keep General Motors open. Mayor Jenkins stated that the jobs that GM provided, for the whole region, could not be replaced. Mayor Jenkins stated that the GM Plant is part of Doraville and he would like to keep it that way.

Council Member Anavitarte stated that he had been in contact with the Department of Transportation and the Corrections Department concerning scheduling the clean-up at Peachtree Industrial and 285. The workers and equipment will be furnished at no cost to the City and hopefully a quarterly schedule can be developed to keep this area looking nice.

Council Member Hadden stated that she had been reviewing the Architectural Standards Ordinance from the City of Suwanee. Council Member Hadden stated that she would like to see such standards for the City of Doraville. Perhaps a couple of people could be appointed to gather research from other cities and turn the research over to Pond & Co.

Council Member Hadden made a motion to re-appoint Rick Powell as the City Attorney. Council Member Spangler seconded the motion. Motion carried unanimously.

Council Member Hadden made a motion to approve a resolution to re-appoint the Judges and Solicitors. Council Member Pittman seconded the motion. Motion carried unanimously.

Council Member Hadden made a motion to designate Chuck Entsminger as the City's Building Official and to change Mr. Entsminger's title from Inspector to Building Official. Council Member Lowe seconded the motion. Motion carried with Council Member Hart and Council Member Anavitarte voting no.

Acting Chief McElroy gave a brief update on the 2005 statistics. One hundred and nineteen people were arrested during the New Years Eve holiday. Chief McElroy stated that this was the most people that had ever been arrested in one weekend.

Statistics for 2005 are as follows: 18,124 calls  
7,654 reports  
16,000 citations were issued  
2,024 accident reports  
4,064 business calls  
7,000 plus residential calls

Susan Fraysee gave a brief update on the Comprehensive Land Use Plan Update and the LCI Study. Ms. Fraysee also stated that the Planning Commission would be meeting on January 11, and January 25, 2006.

Mr. Tate, with Digital, stated that his business had been in Doraville since 1987. He certainly appreciated the Doraville Police Department.

A lady announced that Cranford Starnes had passed away. Viewing will be held on Friday from 12:00 to 1:00 p.m. The funeral will be held at 1:00 p.m. at the Northwoods United Methodist Church.

A lady thanked Council Member Anavitarte for getting the Peachtree Industrial Blvd. & 285 area cleaned up.

A gentleman stated that the City could use some Architectural Standards on Buford Highway. He stated that the City did not need used car lots on Buford Highway. He also stated that there was a pile of debris on the right-of-way, at the intersection of Pontiac Circle and Woodwin Road. Mayor Jenkins stated that he would contact the County and get this cleaned up.

A lady thanked Bridgett and David Weese for donating two bus stop benches in the Oakcliff area. Mayor Jenkins stated that a plaque would be placed on the benches stating that the benches had been donated by the Weese family.

A gentleman thanked the Council for denying the rezoning request on Homeland Drive.

Bridgett Weese announced that Mr. Pritchard had passed away.

Tom Abbott asked the Council to think about hiring an outside translation service. The cultural diversity in the City requires this.

Mr. Abbott also asked the Council to form a Code Enforcement Task Force. Mr. Abbott stated that one person could not handle all of the code complaints.

Council Member Anavitarte thanked Lamar Lang for his 40 years of service and dedication to the City of Doraville. Lamar not only served a Council Member but he was also Mayor Pro-Tem. He will certainly be missed. Council Member Anavitarte asked everyone to keep Lamar in their prayers. Lamar has been ill.

A gentleman asked about the contract with Advanced Disposal. It states that the Council would approve any cost increase. The Mayor stated that all contracts had a cost of living increase built into them. The Council would decide the amount of any cost increase.

Mayor Jenkins adjourned the meeting.

\_\_\_\_\_Ray Jenkins, Mayor

Attest; \_\_\_\_\_  
City Clerk