

CITY OF DORAVILLE  
CITY COUNCIL MEETING MINUTES  
June 5, 2006

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

City Attorney, Rick Powell

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

Council Member Anavitarte made a motion to approve the minutes from the May 15, 2006 Council meeting and the millage rate hearings minutes held on May 22, 2006 at 11:00 a.m. and 6:00p.m. Council Member Pittman seconded the motion. Motion carried unanimously.

Mayor Jenkins asked the Council to consider amending the Alcohol Ordinance to change the closing time from 4:00 a.m. to 2:00 a.m. The City Attorney will draft the amendment to the Ordinance.

Mayor Jenkins stated that this was the third and final Millage Rate Hearing. Council Member Hadden made a motion to keep the millage rate at 7.5 mills. Council Member Lowe seconded the motion. Motion carried with Council Members Anavitarte and Hart voting no.

C. R. Jones, the City's Insurance Broker stated that he had gotten three quotes for Blue Cross, United Health Care, and Kaiser. Mr. Jones stated that Blue Cross had provided good service to the City, but there was an 11% increase in the premiums. Mr. Jones stated that Kaiser had a much lower rate but did not provide dental and life insurance. United Health Care did not cover retirees.

Council Member Hart made a motion to keep the Blue Cross Insurance. Council Member Lowe seconded the motion. Motion carried with Council Members Lowe, Hart and Pittman voting yes and Council Members Anavitarte, Hadden, and Spangler voting no. Mayor Jenkins broke the tie by voting yes for the Blue Cross Insurance. Whether the increase in the premiums will be passed along to the employees will be brought up at a latter date.

Charlene Fang asked the Council to help fund the Dragon Boat Race that will be held in New York on August 11<sup>th</sup> thru 13<sup>th</sup>, 2006. The Police Swat Team had won the race at

Lake Lanier this past summer and would go on to the New York Dragon Boat Race. The Swat Team boat was 1<sup>st</sup> among 29 other boats. Council Member Hart made a motion to give \$3,000.00 towards the cost of the Swat Team participating in the New York Dragon Boat Race. Council Member Hadden seconded the motion. Motion carried unanimously.

Council Member Lowe made a motion to amend the Alcohol Ordinance to require businesses, which have had their licenses suspended, to put up signs stating that the licenses had been suspended. The signs must be 12" x 12" in size. Council Member Anavitarte seconded the motion. Motion carried unanimously.

Council Member Pittman stated that the City Attorney would be drafting an amendment to the Landscaping Ordinance to include the Grass Ordinance that does not allow grass to be over 10" high. The City Attorney will have the draft ready by the June 19, 2006 meeting.

Item # 9 was discussed and stricken at the work session.

Council Member Hadden read a Resolution honoring Tommy McElroy for serving as Acting Chief of Police while Chief King was in Iraq. Council Member Hadden read the Resolution and made a motion for the Resolution to be approved and made a part of the minutes. Council Member Spangler seconded the motion. Motion carried unanimously.

#### RESOLUTION

WHEREAS, Major Tommy McElroy has served the citizens of Doraville since May 13, 1992; and

WHEREAS, Major McElroy was recognized as officer of the year in 1997 and 1998; and

WHEREAS Major McElroy has worked to make the streets of the City safer by making in excess of 1,800 DUI arrests; and

WHEREAS, Major McElroy was recognized as officer of the year for 2005 by the citizens of Doraville; and

WHEREAS, major McElroy graduated from Chief of Police school March 30, 2005; and

WHEREAS, Major McElroy served the City in an exemplary manner as acting Chief of Police in the absence of Chief John King.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council express their gratitude and recognize Major Tommy McElroy for his outstanding service to the citizens of Doraville.

In Witness whereof, I have hereunto set my hand and caused the Seal of the City of Doraville to be affixed. This 5<sup>th</sup> day of June, 2006.

Council Member Hadden stated that the Comprehensive Land Use Plan encouraged the designation of Historical Property. The City had designated the Galloway House as the City's first Historical Property and Council Member Hadden would like to include the Cemetery on New Peachtree and the Confederate Cemetery on Pin Oak as Historical Property. Council Member Hadden will research both properties and get back with the Council at a later date.

Council Member Hadden made a motion to amend the Rehire Policy to exclude employees who have been terminated. The employees who have been terminated do not need to be rehired. Council Member Spangler seconded the motion. Motion carried unanimously.

Council Member Pittman made a motion for all new hires and employees who are transferring to other Departments to have a back ground check. The required back ground checks will be effective 06/05/2006. Council Member Hadden seconded the motion. Motion carried unanimously.

Council Member Hadden made a motion for the 1<sup>st</sup> meeting in July to be changed to 07/10/2006, and for the mid-month meetings in July, August and September to be suspended. Council Member Anavitarte seconded the motion. Motion carried with Council Member Hart voting no.

Council Member Anavitarte stated that a policy on procedures for the Planning Commission would be ready for the Council to vote on June 19, 2006. A schedule of fees for plan reviews, site plan reviews, rezoning applications and variance applications will be ready for the Council to vote on June 19, 2006.

Council Member Anavitarte made a motion to approve creating an annexation map for the proposed annexations and Johnny Lawler's time spent in researching the areas proposed to be annexed. Council Member Hadden seconded the motion. Motion carried unanimously. Council Member Anavitarte will have the cost of the research and maps by the June 19, 2006 meeting.

Council Member Anavitarte made a motion to hire the Carl Vinson Institute to do an impact study, on City Services, for the proposed annexations. Council Member Hadden seconded the motion. Motion carried unanimously. Council Member Anavitarte will bring the cost of the study to the Council On June 19, 2006.

Council Member Anavitarte made a motion to hire the Carl Vinson Institute to do an impact study on the GM property. Council Member Hadden seconded the motion. Council Member Anavitarte will bring the cost of the study to the Council on June 19, 2006.

Item # 19 was discussed and stricken at the work session.

Item # 20 was discussed and stricken at the work session.

Item # 21 was discussed and stricken at the work session.

Council Member Hart made a motion to approve getting a wireless link for City Hall. The wireless link will cost \$150.00 per month through Comcast. Council Member Anavitarte seconded the motion. Motion carried unanimously.

Council Member Hart stated that this would be the last time he would talk about sidewalks. The County will be furnishing materials to construct the sidewalk along Chestnut Drive and will inspect the sidewalks as they are being built.

Council Member Hart stated that the Planning Commission report should be automatically placed on the agenda for each meeting.

Item # 24 was stricken at the work session.

Stewart Anderson stated that the Planning Commission needed direction from the Council. The Planning Commission did not have anything to do.

Council Member Anavitarte stated that the City Attorney was drafting Policies and Procedures for the Planning Commission and they would be ready by the June 19, 2006 meeting.

The City attorney stated that this was the second reading of an Ordinance that would delete the PUD Ordinance. Council Member Lowe made a motion to approve the Ordinance deleting the PUD Ordinance. Council Member Hart seconded the motion. Motion carried unanimously.

Council Member Hadden made a motion to change the agenda deadline to Thursday at noon. Council Member Anavitarte seconded the motion. Motion carried unanimously.

There was no committee report.

Council Member Hadden announced that a Home Coming Party was scheduled on June 15, 2006, for Chief John King. Council Member Hadden invited everyone to the party.

Chief King stated that it was good to be home. He thanked the Council for allowing him to serve and he is proud to be the Police Chief for the City of Doraville. Chief King stated that his experience as Police Chief and in working in politics had helped him to deal with the people overseas. Chief King is proud to serve the City and his Country.

Cat Sherlock stated that she had six questions for the Council and would like for the Council to answer these question in writing. A copy of her memo to the Mayor and Council is as follows:

Memo

To: DORAVILLE CITY COUNCIL

From: DORAVILLE PLANNING COMMISSION

CC: MAYOR RAY JENKINS

Date: 6/5/2006

Re: COMMISSION PURPOSE-ROLES AND DUTIES

This memo results from several discussions in the "Planning Commission" meetings - we have been at a loss. It's hard to explain what you are doing when it seems you are actively discouraged from doing anything. We have continued to educate ourselves and to seek resources with the City and without but planning or even zoning appeals don't seem to be happening in Doraville Commission meetings. 3 months ago Mr. Anavitarte said in a City Council meeting that we were

"there" for zoning appeals only.-- there's no there there.

Of course it an honor to serve the citizens of Doraville at such a crucial time but you have no idea how frustrating it is to be constantly told that the contract Planning Company that the City has hired is still rewriting the "code" and therefore we should sit on our hands. All this while the Comprehensive Plan is being hammered out.

5 meetings later -although there have been building permits applications, the Planning Commission has not seen one! There has been no notice to the citizens of Doraville that there is a "Planning Commission" - no City newsletter blurb, no article in the Champion, etc.

When we ask what the normal/usual amount of permits in a month, a year, - the answer is "no idea" from our City inspector. We volunteer to go over the last year's records so everybody in the city has that info. Ditto variances. I have some questions:

- 1 . How can we get feedback from (and to) the City Council, the Mayor, the City Inspector?
2. What was the difficulty in getting the variance requests to the PC?
3. How many new buildings in our neighborhoods and who has decided that none of them need even consideration of a variance
4. What were you hoping to accomplish; what are your goals by having this entity called the Planning Commission?
5. What is the current process and who's doing it?
6. Is it Possible the City Council needed a "Planning Commission in name only? When were you "planning" to utilize our willingness to give up personal time and energy to help our city? I know my frustration is coming through and I apologize for my brusqueness. For 9 months I have had hopes of contributing to my community and I don't have any sense that has happened.

Thank you for your time and attention. I would appreciate a response in writing to the six questions.

Citizens Comments: Stewart Anderson stated that the Planning Commission had not been asked to be involved with the Comp Plan or the re-writing of the Zoning Ordinance. The Council and the Planning Committee need to be reviewing each section of the Zoning Ordinance as it is being written.

A local business owner stated that she would like to get to know the Mayor and Council. She asked each Council Member to state what they did for a living. Each Council Member responded by stating what they did for a living.

A gentleman asked about rezoning and annexation of property located off of Tilly Mill, Woodwin and Johnny's Lane. The Mayor stated that this property was in DeKalb County and that the City had nothing to do with any rezoning.

A gentleman stated that there had been a lot of mis-information about the Comp Plan. He stated that the Comp Plan was a road map for the City's future and that the proposed Comp Plan was a very good one.

A gentleman asked why the business owners were not notified about the Comp Plan. The Mayor stated that the City had advertised the Comp Plan meetings and had tried to get the businesses involved. There will be a Comp Plan meeting On June 6, 2006. Everyone is invited.

Mayor Jenkins adjourned the meeting.

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Ray Jenkins, Mayor

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City Clerk