

CITY OF BROOKHAVEN
BROOKHAVEN CITY COUNCIL

DRAFT MINUTES

June 29, 2017

Regular Meeting

7:00 PM

4362 Peachtree Road, Brookhaven, GA 30319

A) INVOCATION

B) CALL TO ORDER

Attendee Name	Title	Status	Arrived
Linley Jones	District 1	Present	
John Park	District 2	Present	
Bates Mattison	Mayor Pro Tem / District 3	Present	
Joe Gebbia	District 4	Present	
John Ernst	Mayor	Present	

C) PLEDGE OF ALLEGIANCE

D) RECOGNITION OF PET BY LIFELINE

E) MAYOR'S ANNOUNCEMENTS

1. (7:05 - 7:15 PM) - Recognition of Murphey Candler Little League Championship
2. (7:15PM - 7:25 PM) - Commendations / Recognition

F) SETTING OF 2017 MILLAGE RATE - ASSISTANT CITY MANAGER STEVE CHAPMAN

1. 2755 : Setting of 2017 Millage Rate - Assistant City Manager Steve Chapman - Motion to set millage rate at 2.74 Mils - *Action Item*

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Linley Jones, District 1
SECONDER:	Joe Gebbia, District 4
AYES:	Jones, Park, Mattison, Gebbia

2. 2756 : Setting of 2017 Millage Rate for Special Tax District - Assistant City Manager Steve Chapman - Setting Millage Rate at 6.45 mils - *Action Item*

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Joe Gebbia, District 4
SECONDER:	John Park, District 2
AYES:	Jones, Park, Mattison, Gebbia

G) PUBLIC HEARINGS

1. **Ordinance ORD-2017-06-01:** TA17-05 an Ordinance to Amend Section 27-1462 Walls, Fences, & Retaining Walls, of the Code of the City of Brookhaven - *Action Item After Public Hearing*

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bates Mattison, Mayor Pro Tem / District 3
SECONDER:	Linley Jones, District 1
AYES:	Jones, Park, Mattison, Gebbia

Open Public Hearing

Summary by City Manager and/or Staff

Applicant (Speakers have 10 minutes)

Opposition (Speakers have 10 minutes)

Support (Speakers have 10 minutes)

Rebuttal (Remaining time)

Close Public Hearing

H) APPOINTMENTS

1. Appointment of the Peachtree Creek Greenway Steering Committee

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bates Mattison, Mayor Pro Tem / District 3
SECONDER:	Linley Jones, District 1
AYES:	Jones, Park, Mattison, Gebbia

2. Appointment of the Charter Review Committee

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Park, District 2
SECONDER:	Joe Gebbia, District 4
AYES:	Jones, Park, Mattison, Gebbia

I) AGENDA ANNOUNCEMENTS - NONE

J) PUBLIC COMMENT

1. Tomoko Ohyama
2. Tony Marano
3. Yoshie Brandt
4. Aysuto Tsuchihashi
5. Shizuko Culpepper
6. Bob Imai
7. Dale Boone
8. Vickie Rusek
9. Toshiaks Sumimato
10. Arata Tamura
11. Laurenthia Mesh
12. Betsy Eggers
13. Heidi Underwood

Motion to extend time limit nine (9) more minutes was made by Council Member Park and seconded by Council Member Jones. The motion passed 4-0. Time was extended.

14. Lizzie Stahlman
15. Asako Takahashi
16. Do Not Wish to Speak: Noriko Takeda; Sara Kennedy; Martha Johnson; Shiji T.; Tom Yamamoto

K) CONSENT AGENDA

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bates Mattison, Mayor Pro Tem / District 3
SECONDER:	John Park, District 2
AYES:	Jones, Park, Mattison, Gebbia

1. Approval of May 23, 2017 Brookhaven City Council Work Session Meeting Minutes
2. Approval of May 23, 2017 Brookhaven City Council Regular Meeting Minutes
3. Consideration and Approval of the Omnibus Grant Application Report, June 2017
4. **Resolution RES-2017-06-04:** Consideration and Approval of the Resolution for Transmittal of the Brookhaven-Buford Highway Corridor Livable Centers Initiative (LCI) Study
5. **Resolution RES-2017-06-01:** Consideration and Approval of Resolution to Ratify and Approve the Emergency Actions of the City Manager in Responding to an Imminently Dangerous Condition on Fernwood Circle

L) ANNOUNCEMENTS - NONE

M) REPORTS AND PRESENTATIONS

1. Alcohol Ordinance Presentation - Assistant City Manager Steve Chapman
2. Presentation of 2017 Community Development Fee Schedule Update

N) OLD BUSINESS

O) NEW BUSINESS

1. **Ordinance ORD-2017-06-02:** Consideration and Approval of an Ordinance of the Mayor and City Council of the City of Brookhaven, Georgia Amending the Brookhaven Code of Ordinances, at Chapter 24, Taxation, Article VI, Excise Tax on Hotels, Sections 82-61 through 82-71, Pertaining to the Levy and Imposition of an Excise Tax on Short-Term Lodgings, Pursuant to O.C.G.A. 48-13-52, by Repealing the Present Article in Its Entirety and Enacting a New Article III, Excise Tax on Short-Term Rentals of Rooms, Lodgings, and Accommodations, Pursuant to ACT 213 (HB 575), 2017 Regular Session of the General Assembly of Georgia, Levying and Imposing a Tax at the Rate of Eight (8.0%), and Regulations Pertaining Thereto - *Public Comment for Ordinance - Action Item*

RESULT: APPROVED [UNANIMOUS]
MOVER: Joe Gebbia, District 4
SECONDER: Linley Jones, District 1
AYES: Jones, Park, Mattison, Gebbia

2. **Ordinance ORD-2017-06-03:** Consideration and Approval of an Ordinance to Amend Section 32 of Chapter 5 - Animals of the City of Brookhaven Code of Ordinances to Allow for the Keeping of Domestic Fowl and for the Keeping of Bees; and for Other Purposes - *Public Comment for Ordinance - Action Item*

RESULT: APPROVED [UNANIMOUS]
MOVER: Bates Mattison, Mayor Pro Tem / District 3
SECONDER: John Park, District 2
AYES: Jones, Park, Mattison, Gebbia

Esther Graff-Radford

3. **Resolution RES-2017-06-02:** Consideration and Approval of Resolution to Authorize the City Attorney to Bring Such Action as May be Necessary to Secure, in Fee Simple, Real Property Located Within the City of Brookhaven for Public Purposes And/OR Roadways as Authorized Under Georgia Law - 1793 Briarwood Road - *Action Item*

RESULT: APPROVED [UNANIMOUS]
MOVER: John Park, District 2
SECONDER: Joe Gebbia, District 4
AYES: Jones, Park, Mattison, Gebbia

4. **Resolution RES-2017-06-03:** RES-2017-06-03 : Consideration Resolution Authorizing the Installation of No Left Turn Signs on Ashford Dunwoody Road - Deferred for 30 days - *Action Item*

RESULT: DEFERRED [UNANIMOUS]
MOVER: Linley Jones, District 1
SECONDER: John Park, District 2
AYES: Jones, Park, Mattison, Gebbia

5. Consideration and Approval of Award of Contract for Website Design, Development & Hosting - Municode/AHA Consulting - \$45,000 - *Action Item*

RESULT: APPROVED [UNANIMOUS]
MOVER: Linley Jones, District 1
SECONDER: Bates Mattison, Mayor Pro Tem / District 3
AYES: Jones, Park, Mattison, Gebbia

6. Consideration and Approval 2018-2020 Community Development Block Grant Urban County Letter of Intent - *Action Item*

RESULT: APPROVED [UNANIMOUS]
MOVER: Bates Mattison, Mayor Pro Tem / District 3
SECONDER: Joe Gebbia, District 4
AYES: Jones, Park, Mattison, Gebbia

P) OTHER BUSINESS

Q) PUBLIC COMMENTS

R) MAYOR'S COMMENTS

S) EXECUTIVE SESSION TO DISCUSS PERSONNEL, REAL ESTATE, AND/OR PENDING/POTENTIAL LITIGATION

1. Motion to enter into Executive Session to discuss real estate.

RESULT: APPROVED [UNANIMOUS]
MOVER: John Park, District 2
SECONDER: Joe Gebbia, District 4
AYES: Jones, Park, Mattison, Gebbia

2. Motion to close Executive Session.

RESULT: APPROVED [3 TO 0]
MOVER: John Park, District 2
SECONDER: Bates Mattison, Mayor Pro Tem / District 3
AYES: Jones, Park, Mattison
AWAY: Gebbia

T) ADJOURNMENT

1. Motion to adjourn.

RESULT: **APPROVED [3 TO 0]**
MOVER: John Park, District 2
SECONDER: Bates Mattison, Mayor Pro Tem / District 3
AYES: Jones, Park, Mattison
AWAY: Gebbia

APPROVED:

John Arthur Ernst Jr., Mayor

ATTEST:

Susan Hiott, City Clerk

Approved