

CITY OF BROOKHAVEN
BROOKHAVEN CITY COUNCIL
FINAL MINUTES

November 28, 2017

Regular Meeting

7:00 PM

4362 Peachtree Road, Brookhaven, GA 30319

A) INVOCATION - THERE WAS MOMENT OF SILENCE.

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	Absent	
John Ernst	Mayor	Present	

C) PLEDGE OF ALLEGIANCE

D) RECOGNITION OF PET BY LIFELINE

E) PUBLIC HEARINGS

1. **Ordinance ORD-2017-11-04:** 2895 : TA17-19 an Ordinance to Amend Section 27-1462 Walls, Fences, & Retaining Walls, of the Code of the C - as amended - *Consideration of Vote After Public Hearing*

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

2. **Ordinance (ID # 2897):** TA17-20 an Ordinance to Amend Chapter 27, Zoning, Article III, Overlay District Regulations, Division 3, Brookhaven-Peachtree Overlay District, of the Code of the City of Brookhaven - *Consideration of Vote After Public Hearing*

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/23/2018 7:00 PM
MOVER:	Bates Mattison, Mayor Pro Tem / District 3	
SECONDER:	Linley Jones, District 1	
AYES:	Jones, Park, Mattison	
ABSENT:	Gebbia	

3. **Ordinance (ID # 2898):** TA17-21 an Ordinance to Amend Chapter 27, Zoning, Article II, District Regulations, Division 37, Peachtree Road Districts, of the Code of the City of Brookhaven - *Consideration of Vote After Public Hearing*

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/23/2018 7:00 PM
MOVER:	Bates Mattison, Mayor Pro Tem / District 3	
SECONDER:	Linley Jones, District 1	
AYES:	Jones, Park, Mattison	
ABSENT:	Gebbia	

4. **Ordinance (ID # 2899):** TA17-22 an Ordinance to Rezone Identified Properties from Existing Districts to Peachtree Road Districts and Readopt the Official Zoning Map of the City of Brookhaven - *Consideration of Vote After Public Hearing*

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/23/2018 7:00 PM
MOVER:	Bates Mattison, Mayor Pro Tem / District 3	
SECONDER:	Linley Jones, District 1	
AYES:	Jones, Park, Mattison	
ABSENT:	Gebbia	

F) MAYOR'S ANNOUNCEMENTS

G) APPOINTMENTS

H) AGENDA ANNOUNCEMENTS

1. Motion to amend Consent Agenda to add Item #4 Approval of IGA with DeKalb County to resolve Civil Action No. 2007-CV-12468-8

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

I) PUBLIC COMMENT - THERE WAS NONE.

J) CONSENT AGENDA

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

1. Approval of November 14, 2017 Brookhaven City Council Regular Meeting Minutes
2. Consideration and Approval of 2018 Local Maintenance & Improvement Grant (LMIG) Application
3. **Resolution RES-2017-11-02:** Consideration and Approval of Resolution Declaring the Election Results for the City of Brookhaven
4. Consideration and Approval of IGA with DeKalb County to resolve Civil Action No. 2007-CV-12468

K) ANNOUNCEMENTS**L) REPORTS AND PRESENTATIONS****M) OLD BUSINESS****N) NEW BUSINESS**

1. **Resolution RES-2017-11-03:** Resolution of the City of Brookhaven to Waive Certain Parks and Recreation Fees for the Purposes of a Five-Year Anniversary Celebration - *Action Item*

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

2. **Ordinance ORD-2017-11-02:** Consideration and Approval of an Ordinance to Amend the Budget for Fiscal Year Beginning January 1, 2017 and Ending December 31, 2017 - FY 2017 Budget Amendment (2018 Capital Projects) - *Public Comment for Ordinance - Action Item*

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

3. Consideration and Approval of Paving Additional Seventeen Streets (27 Street Segments) from 2018 Paving List by Amending Current C. W. Mathews Contracting Company Inc. Contract - *Action Item*

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

4. Consideration and Approval of 2018 Regularly Scheduled Meetings of the City Council - *Action Item*

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

5. **Ordinance ORD-2017-11-03:** Consideration and Approval of an Ordinance to Enact Article 2 of Chapter 11 of the City of Brookhaven Code of Ordinances to Regulate Alarm Systems, to Provide for a Method of Enforcement, and for Other Purposes - *Public Comment for Ordinance - Action Item*

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

6. **Resolution RES-2017-11-04:** Consideration and Approval of Resolution Authorizing Civil Assessments for Violation of the False Alarm Ordinance - *Action Item*

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

O) OTHER BUSINESS

P) PUBLIC COMMENTS - THERE WAS NONE.

Q) MAYOR'S COMMENTS

R) EXECUTIVE SESSION (IF NEEDED) TO DISCUSS PERSONNEL, REAL ESTATE, AND/OR PENDING/POTENTIAL LITIGATION

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

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

2. Motion to Close Executive Session

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

S) ADJOURNMENT

1. Motion to adjourn by acclamation

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

APPROVED:

 John Arthur Ernst Jr., Mayor

ATTEST:

Susan Hiott, City Clerk