In The Matter Of:

City of Doraville

State of Georgia

City Council Meeting

April 2, 2012

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CITY COUNCIL MEETING

CITY OF DORAVILLE

STATE OF GEORGIA

Transcript of the meeting held in the City Council Room at Doraville City Hall, 3725 Park Avenue, Doraville, Georgia, Mayor Donna Pittman presiding, before Theresa Bretch, Certified Court Reporter, commencing at approximately 6:30 p.m. on Monday, April 2, 2012.

* * *

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APPEARANCES:

Doraville City Council:

Mayor Donna Pittman
Councilmember Maria Alexander
Councilmember Brian Bates
Councilmember Trudy Jones Dean
Councilmember Pam Fleming
Councilmember Karen Pachuta
Councilmember Robert J. Patrick

Deputy City Clerk Sandra Bryant

Cecil G. McLendon, Jr., City Attorney
Leonid Felgin, Assistant City Attorney
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315 Washington Avenue
Marietta, GA 30060
(770) 590-5900

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P R O C E E D I N G S

MAYOR PITTMAN: Meeting come to order. Please rise for the Pledge.

- - -

(Pledge of Allegiance)

- - -

MAYOR PITTMAN: Thank you.

I don't believe we have any ceremonial presentations tonight, so if we could call the roll, please.

CLERK BRYANT: Councilmember Alexander?

COUNCILMEMBER ALEXANDER: Here.

CLERK BRYANT: Councilmember Bates?

COUNCILMEMBER BATES: Here.

CLERK BRYANT: Councilmember Dean?

COUNCILMEMBER DEAN: Here.

CLERK BRYANT: Councilmember Fleming?

COUNCILMEMBER FLEMING: Here.

CLERK BRYANT: Councilmember Pachuta?

COUNCILMEMBER PACHUTA: Here.

CLERK BRYANT: Councilmember Patrick?

COUNCILMEMBER PATRICK: Here.

MAYOR PITTMAN: Thank you.

Next is going to be approval of minutes.

I believe there was a mistake. Would you

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like to address that real quick for the Council, those that do not know about the mistake, Ms. Alexander?

UNIDENTIFIED SPEAKER: We can't hear you.

COUNCILMEMBER ALEXANDER: On the summary of --

MAYOR PITTMAN: Can you hear us now?

UNIDENTIFIED SPEAKER: Yes.

MAYOR PITTMAN: Okay.

COUNCILMEMBER ALEXANDER: On the Summary of Motions, the copy that we were e-mailed had March the 9th on it instead of March the 5th, and that has been corrected.

MAYOR PITTMAN: That has been.

Do I get a motion with the correction for March --

COUNCILMEMBER ALEXANDER: 5th.

MAYOR PITTMAN: -- 2012?

COUNCILMEMBER ALEXANDER: So moved.

MAYOR PITTMAN: Second?

COUNCILMEMBER PACHUTA: Second.

MAYOR PITTMAN: Discussion?

- - -

(No response)

- - -

MAYOR PITTMAN: Call the roll, please.

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CLERK BRYANT: Councilmember Alexander?
COUNCILMEMBER ALEXANDER: Yes.
CLERK BRYANT: Councilmember Bates?
COUNCILMEMBER BATES: Yes.
CLERK BRYANT: Councilmember Dean?
COUNCILMEMBER DEAN: Yes.
CLERK BRYANT: Councilmember Fleming?
COUNCILMEMBER FLEMING: Yes.
CLERK BRYANT: Councilmember Pachuta?
COUNCILMEMBER PACHUTA: Yes.
CLERK BRYANT: Councilmember Patrick?
COUNCILMEMBER PATRICK: Yes.
MAYOR PITTMAN: I need a motion to approve the minutes for March 19th, 2012.
COUNCILMEMBER PACHUTA: So moved.
MAYOR PITTMAN: Second?
COUNCILMEMBER DEAN: Second.
MAYOR PITTMAN: Discussion?
- - -
(No response)
- - -
MAYOR PITTMAN: Call the roll, please?
CLERK BRYANT: Councilmember Alexander?
COUNCILMEMBER ALEXANDER: Yes.
CLERK BRYANT: Councilmember Bates?

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COUNCILMEMBER BATES: Yes.
CLERK BRYANT: Councilmember Dean?
COUNCILMEMBER DEAN: Yes.
CLERK BRYANT: Councilmember Fleming?
COUNCILMEMBER FLEMING: Yes.
CLERK BRYANT: Councilmember Pachuta?
COUNCILMEMBER PACHUTA: Yes.
CLERK BRYANT: Councilmember Patrick?
COUNCILMEMBER PATRICK: Yes.
MAYOR PITTMAN: Thank you.
Next is going to be Public Comments on Agenda Items. Please limit your comments to three minutes and limit to the agenda items only. And if you could please state your name for the court reporter, I'd appreciate it.
Public Comments on Agenda Items only.
- - -
(No response)
- - -
MAYOR PITTMAN: Thank you.
Next is Department Reports. Chief? Nothing?
And Swimming Pool Operations Contract. We're going to be removing that under Parks & Recreation. It's going to be pulled off to the next

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meeting.
COUNCILMEMBER ALEXANDER: I do have a question for Legal on that.
There was an article on CNN about the federal government postponing that ADA requirement. Have you guys gotten any further update on that?
ATTORNEY McLENDON: I was familiar with that article but I have not gotten any further update on where they are with that.
COUNCILMEMBER ALEXANDER: Because it said that they were going to open it up to public comments and they may delay it another six months.
ATTORNEY McLENDON: I do not have an update on it, but we can find that out.
COUNCILMEMBER ALEXANDER: All right. Thank you.
MAYOR PITTMAN: Next on the agenda is to Approve Staff Recommendation for HVAC. This is carried over, Mr. Howe.
MR. LUKE HOWE: Yes, ma'am. Thank you.
At the last meeting, I brought this up initially. Council requested information and we provided thereafter.
Just to recap, we applied for a change of scope request to the Georgia Environmental Finance

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Authority in February to spend $16,294.10 in left over Energy Efficiency Block Grant money on HVAC system upgrades with additional lighting and thermostat alternates.
We solicited bids for about two weeks on the HVAC systems for the Arena and Library as well as lighting upgrades for the Public Works facility and various thermostat upgrades if we had money left over.
After reviewing all the bids, we determined that there is just enough money to replace the oldest of the Arena's two systems, and that's a 25-ton Trane unit originally installed in 1993. Shelnutt HVAC of Dawsonville offered the lowest bid of $15,590 to replace that system. That would leave us with a balance of $704.10 in grant funds, which is enough to replace five thermostats.
In addition to the cost of the unit itself, an updated model is expected to save the City about $1,600 in annual energy costs.
So with that, staff recommends awarding the bid of $16,294.10 for a new HVAC unit for Fleming Arena as well as five thermostat upgrades to Shelnutt HVAC.
MAYOR PITTMAN: Thank you. We'll take questions from the Council.

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COUNCILMEMBER DEAN: I have a question.
COUNCILMEMBER PACHUTA: Did you --
COUNCILMEMBER DEAN: Oh. Did you want --
COUNCILMEMBER PACHUTA: Oh, no. I was just going to say, did you say the work had to be completed by May 1st, also --
MR. HOWE: Yes, ma'am.
COUNCILMEMBER PACHUTA: -- or just --? Okay.
COUNCILMEMBER DEAN: On the scope of work change request, it says that the reason for change is that after months of aggressive marketing at the City's own expense, not a single application for the incentive funding has been submitted. So to avoid returning the money, the City proposes reapplying funds to the proposed solar thermal project.
What kind of marketing? I mean to whom and what kind of marketing are you talking about?
MR. HOWE: Well, to our expense means that we invested staff time, we produced brochures that were paid for through solicited ads.
But originally, the original proposal was to reserve $75,000 of $300,000 in commercial incentives for businesses to undertake their own LED retrofit projects.

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We put that on our Web site. We did as much as we could with the resources we had in marketing, but after approximately six months, we got one inquiry but we didn't get any official application. The only application came after the December 12th, 2011, deadline, actually.
So that necessitated our first change of work order. This is our second. Our first change of work order proposed applying $65,000 of that $75,000 to the solar project that we performed at the PD.
And that left $10,000, and we said, okay, we'll have $10,000 in case somebody comes forward between now -- between -- which was August -- and December 31st for the LED. Like I said, one inquiry was made by a property owner.
That proposed product -- we had never heard of that product, that LED product. It was a Chinese national brand. GEFA was very wary about it meeting the Buy American provisions.
Had it been like a Samsung or a Royal Dutch Phillips, something that -- you know, a multi-national company that employed Americans, it would have been a different story. There could have been some -- you know, they would have gave us some string when it came to using a product like that. But in the case of this

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product, it was just so far off the grid that nobody was willing to take a chance.
We get reimbursed. We spend the money; we get reimbursed from GEFA. They get reimbursed from the Department of Energy. So we're not in the position to spend money and hope that we get it back. We got to know it, and we got to have it in writing, and GEFA was reluctant to do that. So that's what happened.
COUNCILMEMBER DEAN: So it was $300,000 total? Is that right?
MR. HOWE: Yes, ma'am.
COUNCILMEMBER DEAN: And did we use any of it to incite businesses into our --
MR. HOWE: No, ma'am. We tried. Like I said, we tried but we didn't have any -- we didn't have any interest. And part of it is the cost. See, we weren't going to fund a hundred percent of the project, and LEDs are expensive. These were about $300.00 apiece. So it's an expensive venture, especially when you have to meet some rigorous provisions of the stimulus.
COUNCILMEMBER DEAN: Well, we didn't have to match anything on this; right?
MR. HOWE: No, ma'am.

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COUNCILMEMBER DEAN: And what was the rebate program associated with this? Was there one?
MR. HOWE: That was a rebate. We originally were going to offer the incentive in the form of a rebate.
But like I said, we had one proposal for a brand out of China that -- that nobody had heard of. We took it to GEFA, said we got one -- we got one person biting on this. What do you think? And they just said they're not real sure about that one.
So you know, unfortunately, the rebate, the brochure, everything that we put out had caveats in it. It said that your product is going to be subject to government scrutiny.
And so we're still working with people who want to do these things, because there still are existing federal and state rebate programs that we can help people navigate.
But you know, I was faced with either having to give the money back or put it to use on something that was going to save us money in the end.
COUNCILMEMBER DEAN: Well, I think that the mark- -- I mean this is a great idea, a great concept; that is, marketing, you know, and giving incentives, you know. So it's too bad that didn't work. Okay.

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MAYOR PITTMAN: Anyone else? Ms. Alexander?
COUNCILMEMBER ALEXANDER: Where are the five thermostats going to be installed?
MR. HOWE: We will -- I will go around with the contractor and we're just going to make a -- we're going to assess the ones that need replacing the worst. The first one that comes to mind is the Civic Center. It's probably as old as the building itself.
So we'll look at thermostats that are not programmable, that are not digital first. I think the P.D. has some that are outdated. They could probably consolidate some, which would save some money in the long run.
MAYOR PITTMAN: Mr. Bates?
COUNCILMEMBER BATES: I'm good. Thank you.
MAYOR PITTMAN: Ms. Pachuta?
COUNCILMEMBER PACHUTA: I'm good.
COUNCILMEMBER PATRICK: I'm good.
MAYOR PITTMAN: Ms. Fleming?
COUNCILMEMBER FLEMING: Just a comment in regards to the Civic Center. I don't know whether the usage of that building would warrant using -- putting toward that money first to the Civic Center whereas some of our other higher-usage areas, so I just wanted to comment about that.

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MR. HOWE: That's a good point, and I will yield to the HVAC's -- Mr. Shelnutt's advice on getting the most bang for our buck. But that's the one -- that's one that sticks out to me as one that's just outdated and inefficient.
MAYOR PITTMAN: Ms. Dean, anything else?
COUNCILMEMBER DEAN: But your study showed that the Arena would be the most energy efficient; right?
MR. HOWE: Right.
Well, actually the PD would, but the PD has nine units of varying size. They were all installed in 1998, which makes it hard to prioritize. But they also have an existing capital stream in the form of asset forfeiture, so if -- you know, if one of them went or two or three of them went out --
And the likelihood is they're all going to go out at the same time. All of our units are about 14 years old except for the -- the one at the Arena is the exception. There's two at the Arena. One's about two years old and one's about 19 years old. Outside of that, every one of them's about 14 years old, so they're all going to go out about the same time. You can expect about 20-year life span out of these units.
But the PD had the most ROI. I think it was

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marginal. Their ROI was just a little bit better. So we made a -- I made the decision based on the fact that they do have an option in that asset forfeiture, whereas the City would have to come out of general fund.
COUNCILMEMBER BATES: Actually, the ROI was better for the Arena.
So I'm going to make a motion to award the contract to Shelnutt for replacement of one unit at Fleming Arena and five thermostats.
MR. HOWE: Do we need to get preapproval on the contract for --? What's your opinion?
ATTORNEY McLENDON: I don't have a problem if we make a motion to accept it subject to the approval of Legal as to the form of the contract if that's satisfactory to you.
We don't have a prepared contract with this agenda item, so if you want to preapprove the City entering into this contract subject to the approval of Finance and Legal as to the terms of the contract if you're okay with that.
COUNCILMEMBER BATES: I'll amend the motion, subject to the review of Finance and Legal.
COUNCILMEMBER PACHUTA: Second.
MAYOR PITTMAN: Discussion?

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- - -
(No response)
- - -
MAYOR PITTMAN: Call the roll, please.
CLERK BRYANT: Councilmember Alexander?
COUNCILMEMBER ALEXANDER: Yes.
CLERK BRYANT: Councilmember Bates?
COUNCILMEMBER BATES: Yes.
CLERK BRYANT: Councilmember Dean?
COUNCILMEMBER DEAN: Yes.
CLERK BRYANT: Councilmember Fleming?
COUNCILMEMBER FLEMING: Yes.
CLERK BRYANT: Councilmember Pachuta?
COUNCILMEMBER PACHUTA: Yes.
CLERK BRYANT: Councilmember Patrick?
COUNCILMEMBER PATRICK: Yes.
MAYOR PITTMAN: Thank you. Motion carries.
Next us the Dekalb County Comprehensive Transportation Plan Update.
MR. HOWE: Okay. About two weeks ago, Dekalb County Transportation Department approached us and invited us to participate in a county-wide Comprehensive Transportation Plan Update. It was originally adopted in 2006. Typically a plan like this of this size and this scope would be updated every 10 years,

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1 but this T-splost referendum that's going to be held
2 in July is necessitating an update ahead of the
3 potential for discretionary transportation funds.
4 If this passes, 15 percent of all the money,
5 all the pennies collected metro-wide would be divided
6 up among the counties and the cities and distributed
7 on an annual basis based on centerline miles and
8 population and some other variables.
9 So we would get -- based on GDOT estimates,
10 we'd get $190,000 a year for 10 years in money, in
11 discretionary money that can only be spent towards
12 transportation projects. The County would get about
13 12 million a year, so that's about 120 million for 10
14 years.
15 And so with that said and with the potential
16 of this money coming through, GDOT and, in our case,
17 the ARC is requiring that everybody put forward a 10-
18 year plan on what they will do with that money. We're
19 working on one, the County's working on one, and so
20 that kind of necessitates this -- this comprehensive
21 plan update.
22 The CTP itself is a 30-year plan that
23 assesses the structural integrity, the safety and
24 future demands of the county's transportation infra-
25 structure. Based on the assessment, it makes

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1 implementation recommendations.
2 Next week, I'll meet with -- Joe and myself
3 will meet with the County, the DOT and their planning
4 department to go over the existing CTP and our
5 document and how we merge the two and get the most out
6 of our respective plans. A staff report will be
7 presented at the next meeting on how that goes.
8 Dekalb has proposed holding one meeting here
9 in a town-hall type forum for early to mid May.
10 County transportation staff would make a presentation
11 on the current CTP and the Transportation Investment
12 Act or the T-splost and then we'd solicit public
13 feedback.
14 So we recommend moving forward and signaling
15 our interest to Dekalb County in setting up a date for
16 the town hall, so I'm basically asking for Council and
17 Mayor's permission to move forward and participate.
18 According to the acknowledgements in the
19 2006 plan, we did participate. I was not here then,
20 so I don't know on what level our participation was.
21 But I think it's important that we participate and
22 that they get a chance to hear what our public wants
23 in terms of how they want to see transportation money
24 spent, because at the end of the day, everybody in
25 Doraville, businesses and residences included, are

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1 getting taxed nearly a mill to service transportation
2 bonds.
3 And outside of some signal upgrades, we
4 haven't seen any results. We haven't yielded any of
5 the -- any of the windfall on that. So it's important
6 that we're here, that our people are here and our
7 staff's here and the leadership is here to weigh in on
8 not only what gets spent, you know, with
9 transportation bonds in the future but also what is
10 spent when it comes to this -- this T-splost money.
11 MAYOR PITTMAN: Okay. Input from the
12 Council?
13 COUNCILMEMBER FLEMING: You made a comment
14 that the City has a plan?
15 MR. HOWE: We're working on a 10-year plan.
16 We're working off of our -- since we don't have a
17 comprehensive transportation plan -- and I think we
18 should; I think we should make a goal to work on one,
19 start one this year -- we're working off of our Comp
20 Plan and our LCI.
21 COUNCILMEMBER FLEMING: Our most current
22 LCI.
23 MR. HOWE: Yes, ma'am.
24 COUNCILMEMBER FLEMING: Which was also a
25 study of connectivity.

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1 MR. HOWE: Yes, ma'am. Now --
2 COUNCILMEMBER FLEMING: Transportation
3 connectivity.
4 MR. HOWE: Yes, ma'am.
5 Now, the discretionary money, that $190,000
6 is just -- represents 15 percent of what the State
7 expects to reap from that, 6 million overall.
8 Now, we're -- we're on the -- the 75 percent
9 list for the Buford-Highway-to-Peachtree-Boulevard
10 connector, and we're on -- we have -- They've set 25
11 million aside for us. So if that -- if the T-splost
12 passes in July, we'll get that 25-million-dollar road-
13 and-bridge project plus the 15 percent or the $190,000
14 a year for 10 years.
15 COUNCILMEMBER FLEMING: Thank you.
16 MAYOR PITTMAN: Ms. Alexander?
17 COUNCILMEMBER ALEXANDER: I think this is
18 a -- this is a great opportunity for us and we
19 definitely need to have a voice in it. I would be
20 interested in the town hall meeting and have it
21 broadcast as much as possible.
22 When Dekalb had an animal services -- Animal
23 Control Services task force meeting here, we had less
24 than 24 hours' notice. So I want -- You know, if they
25 can give you a date as soon as they can, and us start

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1 announcing it in Council meetings and, you know, maybe
2 putting flyers out, that would be great.
3 MAYOR PITTMAN: Mr. Bates?
4 COUNCILMEMBER BATES: I concur.
5 MAYOR PITTMAN: Ms. Pachuta?
6 COUNCILMEMBER PACHUTA: I assume the town
7 hall meeting's going to be before the vote in July?
8 MR. HOWE: Yes, ma'am. It'll be in -- I
9 would prefer -- They said early to mid May. I'd
10 prefer mid. That way, we have plenty of time to let
11 people know.
12 MAYOR PITTMAN: And I agree. This is a
13 great opportunity and I think we should take advantage
14 of it.
15 COUNCILMEMBER FLEMING: I also agree with
16 the plan, but my preference first would be to have a
17 town hall meeting when you have a prospective plan for
18 the city of Doraville so that we all can give
19 feedback, both residents and the City Council.
20 MAYOR PITTMAN: Ms. Dean?
21 COUNCILMEMBER DEAN: I'm good.
22 MAYOR PITTMAN: Okay.
23 MR. HOWE: Okay.
24 MAYOR PITTMAN: Do you need a motion or do
25 you just --

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1 MR. HOWE: No. No, ma'am.
2 MAYOR PITTMAN: -- need a nod of the head?
3 MR. HOWE: No, ma'am. I just need a nod.
4 MAYOR PITTMAN: Thank you very much.
5 MR. HOWE: Thank you.
6 MAYOR PITTMAN: I appreciate it.
7 Okay. Next on the agenda is public hearing,
8 Zoning and CUP for 2001 Clearview Avenue. I believe
9 there has been a request for a deferral to a date
10 certain.
11 MR. JOE COOLEY: Yes, ma'am. This is a
12 request for a deferral. This is the application that
13 was originally originated 1/22/11 for 2001 Clearview
14 Avenue. It's a rezone from C-2 to O-I with a
15 conditional use permit for an assisted living
16 facility. The applicant is Imperial Investments and
17 Castlestone LLC.
18 Mr. Ney is the attorney representing them,
19 of Holt, Ney, Zatcoff & Wasserman. He is here tonight
20 if y'all have any questions.
21 This is the Metro Motel, now the Comfort
22 Inn, so you're familiar with it, I'm sure. I believe
23 the applicant has met with the past -- not the two
24 newer Council members, but discussion. It was all in
25 your packet.

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1 They have requested -- They originally had a
2 public hearing scheduled for January 3rd, '012. That
3 was deferred to April 2nd time certain which is today.
4 They have come back and are requesting an additional
5 deferral of six months to a date certain. That date
6 certain six months out would be October 1 two thousand
7 -- excuse me, yeah -- 2012.
8 I've discussed this with both the City
9 Attorney, and neither City Attorney or staff have a
10 issue with deferring it. It's more of a function of
11 the Council's direction that you want to go. And like
12 I said, Mr. Ney is here if you have any questions
13 about that deferral request.
14 COUNCILMEMBER PACHUTA: I realize that
15 normally when we defer something to a date certain, we
16 don't have to readvertise. But considering that this
17 is a very long window, I would feel more comfortable
18 even if we do set a date certain, that it would be
19 readevertised.
20 MR. COOLEY: I agree. And certainly the
21 signs but also the -- I think it would be good to have
22 it in the paper but it's not legally required, but I
23 think it would be good practice.
24 COUNCILMEMBER PACHUTA: Yeah. It's just
25 such a long time --

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1 MR. COOLEY: Yeah.
2 COUNCILMEMBER PACHUTA: -- that I would feel
3 more comfortable if it was readvertised.
4 MR. COOLEY: Yeah. I mean I'm going to have
5 to put it on my reminder.
6 COUNCILMEMBER PACHUTA: Yeah.
7 MAYOR PITTMAN: Okay. So do we need a
8 motion?
9 ATTORNEY McLENDON: We will unless --
10 MAYOR PITTMAN: I'm going to ask Council if
11 they have input, and then we'll discuss it.
12 Ms. Dean, I'm going to start on your end.
13 COUNCILMEMBER DEAN: No comment.
14 Actually, why do they want the deferral just
15 out of curiosity?.
16 MR. COOLEY: I'm sorry?
17 COUNCILMEMBER DEAN: Why? Why is the
18 deferral being requested, just out of curiosity?
19 MR. COOLEY: Again, my understanding is it's
20 from financial things. They're looking at different
21 ways of financing it. Originally, they were going
22 through a government loan.
23 But again, Mr. Ney is here, and he could
24 address that much better than I could.
25 MR. JAMES NEY: May I interrupt and do that

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as a matter fact?
I'm Jim Ney, and I'm here representing the applicant in this matter. Let me try to just answer your question rather than giving you a presentation if I might.
When we came here before, we thought things were in good order and we asked for a 90-day extension. We had one manager at that time who we were pretty much settled upon who would carry out the conversion of our property, if you would, turning it into an assisted living facility.
Unfortunately, we did not work things out with that individual and that company. We now find ourselves negotiating with three separate management companies and working with them. Each one of them wants to convert in a different format, a different change. Nothing that's going to change structurally the facility but it's going to change the way they approach it. The swimming pool will no longer be a pool, etc., so forth.
Each of those will take place -- our energy is over this next six-month period to select that and identify the manager; but not only to do that but make sure we're --
You-all have imposed a number of conditions

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through your fine Planning Commission and your staff. We're going to try to work out those conditions and work on our financing. That's what we think is so, so important. We think it's very important to know what we're going to be doing and bring it back to the City and let the City see what we're doing.
MAYOR PITTMAN: Ms. Fleming?
COUNCILMEMBER FLEMING: I have one question for you, Mr. Ney --
MR. NEY: Yes.
COUNCILMEMBER FLEMING: -- and then a question for Mr. Cooley and Legal.
Is the hotel being -- I mean is Metro Hotel operating at the present time?
MR. NEY: It is operating now as a Comfort Inn at this time and it can stay as a Comfort Inn for a reasonable period of time. I hate to advise this and make it so public, but we're hemorrhaging cash out there like crazy. We're losing money. We have to make this change. But we can do it until we find out. We're not going to make a rash decision. We're going to do something sensible and a very, very sensible and thoughtful decision, as you would have us --
COUNCILMEMBER FLEMING: Okay.
MR. NEY: -- Councilman.

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COUNCILMEMBER FLEMING: Mr. Cooley and Legal, I'd like to know if we defer this for six months, would that be binding if another developer came in and decided to buy that piece of property?
ATTORNEY McLENDON: You would have an application open on the property and you could have a successor. If someone came in and bought it, they could become a successor to that application.
Joe, there would be some interpretation from you as the Development Director. But that would not be particularly unusual for a successor to step into the shoes if that were the case.
COUNCILMEMBER FLEMING: But not the application. Let's back -- What I just understood you to say was a successor of the application.
ATTORNEY McLENDON: Of the applicant, yes.
COUNCILMEMBER FLEMING: Well, not necessarily.
I'm asking is that going to hold the City liable for if another developer came in and wanted to buy that property not for necessarily the use that's presently intended on this deferral?
ATTORNEY McLENDON: That would --
COUNCILMEMBER FLEMING: So is it binding for us to hold it for six months --

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MR. COOLEY: That --
COUNCILMEMBER FLEMING: -- in an
ATTORNEY McLENDON: They could --
COUNCILMEMBER FLEMING: -- O & I --
ATTORNEY McLENDON: -- withdraw it.
COUNCILMEMBER FLEMING: -- rezone?
MR. COOLEY: Yes, they would withdraw it at that point if they didn't wish -- They would just withdraw the application, and it would go away. I mean that's --
No, to answer question, we're not bound to anything other than to have that hearing for that in that time frame.
If someone else comes in and buys it, wants to do something else with it, they would withdraw the application for the CUP and the rezoning. And whatever they wanted to do, they would have to go through the Council and the process.
COUNCILMEMBER FLEMING: Thank you.
MAYOR PITTMAN: Thank you.
Mr. Patrick?
COUNCILMEMBER PATRICK: No questions.
MAYOR PITTMAN: Ms. Pachuta?
COUNCILMEMBER PACHUTA: Huh-uh.
MAYOR PITTMAN: Mr. Bates?

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COUNCILMEMBER BATES: My preference because of the length of time that's happened since the initial CUP was issued would be for the process to start anew. I think that's been a significant time. We're looking at it'll be close to nine months at that point in time. So that would be my preference.
MAYOR PITTMAN: Ms. Alexander?
COUNCILMEMBER ALEXANDER: No comments.
MAYOR PITTMAN: Okay.
MR. NEY: May I just -- we would certainly be willing to readvertise and start anew.
I don't want to start a new. That would -- there may be some legal issues with that, but I would be willing to readvertise and take all the measures that your staff and your legal department feel are appropriate.
MAYOR PITTMAN: Thank you.
COUNCILMEMBER DEAN: May I comment?
To Councilmember Bates' comment, the Council has changed and two of us are unfamiliar with this property, so that's --
I mean I'm not sure what your opinion is on this, on starting anew, but --
ATTORNEY McLENDON: The deferral is squarely in your court if you choose to grant a deferral.

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They've requested six months, I think provided a basis on which they requested that. And that's a request. It's something that is clearly within you-all's purview to grant or -- or otherwise.
COUNCILMEMBER BATES: Mr. Cooley, did this go through the Planning Commission previously?
MR. COOLEY: Yes, it did. It went through. There were recommendations. I believe I've got on here there were three recommendations basically that the applicant has agreed to, several of them being landscape plans, a number of specific items that they were concerned about that they have agreed to but will be part of any recommendation that we have.
COUNCILMEMBER BATES: Thank you.
MR. NEY: May I address that, Mr. Bates, just for a moment?
It is our intent, as opposed to having it as an open condition, to have a site plan that would be approved so that we are getting away from that. You'll know what it is, and we'll know better what it is as well, and that's the ingredient of having a manager known to us.
COUNCILMEMBER BATES: Thank you.
MAYOR PITTMAN: Thank you.
MR. COOLEY: That was one of the conditions

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that the Planning Commission and I both wanted to see was a firm plan so we'd know what's going to be done, because there's a lot of amount of open space there that adds a lot to the area and to the character and to the neighborhood, and we want to make sure that's maintained.
MAYOR PITTMAN: Do I get a motion?
COUNCILMEMBER PACHUTA: I'll make a motion to defer the CUP for 2001 Clearview Avenue to October 1st, 2012, with readvertisement in the newspaper and the signs.
MAYOR PITTMAN: Do I get a second?
COUNCILMEMBER PATRICK: Second.
MAYOR PITTMAN: Discussion?
COUNCILMEMBER BATES: What is the date?
COUNCILMEMBER PACHUTA: October 1st.
MAYOR PITTMAN: Call the roll, please.
CLERK BRYANT: Councilmember Alexander?
COUNCILMEMBER ALEXANDER: Yes.
CLERK BRYANT: Councilmember Bates?
COUNCILMEMBER BATES: No.
CLERK BRYANT: Councilmember Dean?
COUNCILMEMBER DEAN: No.
CLERK BRYANT: Councilmember Fleming?
COUNCILMEMBER FLEMING: Yes.

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CLERK BRYANT: Councilmember Pachuta?
COUNCILMEMBER PACHUTA: Yes.
CLERK BRYANT: Councilmember Patrick?
COUNCILMEMBER PATRICK: Yes.
MAYOR PITTMAN: Thank you. Motion carries. Thank you.
MR. COOLEY: Madam Mayor, if I may, stepping back just for a staff report a little bit on Planning & Zoning, one of the things that I sent an e-mail out and I got a good response from, the Council was looking at the possibility of having some workshops on a number of items.
Basically the response that came back was the majority basically said they would prefer to stay with Monday evenings. The last Monday of the month was not good, but any other time. So I guess really that makes it the second, because you-all have got meetings, regular meetings otherwise.
And I just wanted to get feedback from y'all if you wanted to proceed with that or just to bring it back up to let you know. I mean there were three items that we were talking about doing. One, you-all have already given e-mail input, and that was the automotive uses in the C-1/C-2 and M-2.
The other, you-all have received the draft

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1 ordinance that went through the Planning Commission.
2 And the booklet that they recommend, that was put in
3 your mailboxes I think last week for you-all. That's
4 one that is so complicated and involved, I really
5 think, if anything, we need to do a work session on
6 that.
7 COUNCILMEMBER DEAN: Because you have not
8 received my comments on C-1 and C-2. Right? I
9 haven't given you my comments yet.
10 MR. COOLEY: No, I don't believe you did.
11 COUNCILMEMBER DEAN: Okay. All right.
12 Still pending. I was hoping to see the comments of
13 the other Council members.
14 MR. COOLEY: Always glad to get more
15 comments on it. Yeah. Please give them to me. That
16 would be super.
17 And the other one was -- that came up was
18 the Sign Code. That's a major piece of work that
19 needs to be done and it has a lot of legal impli-
20 cations also. So that's one I think we've got some
21 work to do on before we even get it down to the point
22 where a work session --
23 What would be good with a work session,
24 though, because it gives me guidance of where you-all
25 are coming from and what you want to see, it makes it

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1 a whole lot easier to proceed in that direction if
2 y'all can give me the input. So, you know, I find a
3 real advantage personally for workshops; it helps me
4 tremendously --
5 MAYOR PITTMAN: Okay. Would you mind --
6 MR. COOLEY: -- so, you know, but you-all
7 consider.
8 MAYOR PITTMAN: -- announcing the meeting,
9 the City Planning meeting, to the audience please?
10 MR. COOLEY: Oh, yes. That was another
11 thing. Planning Commission meeting is -- the regular
12 scheduled meeting is next -- this coming Wednesday,
13 which is the 7th. It'll be at 7:00 p.m here in this
14 room.
15 COUNCILMEMBER BATES: It's the 4th.
16 COUNCILMEMBER PACHUTA: 4th.
17 MR. COOLEY: 4th. I'm sorry. 7:00 p.m.
18 Can't read my own notes.
19 There's two things on the agenda. One is
20 revisions to the Sign Ordinance to address the fee
21 schedule, which is really pretty straightforward, I
22 think, but the other is a conditional use permit for
23 5600 Buford Highway, which is the Georgia Palace for a
24 disco. So those will both be on the agenda.
25 And while I'm going, if you don't mind, I

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1 know there was a question about reports that we have.
2 I'll give you a little bit of update on that. We've
3 realized that, because one of the issues we ran into
4 when we had the fee schedule update, no one here could
5 get that information into the system, so we're having
6 to do it all manually.
7 We set up and had a meeting last week with
8 Intergov, who basically has the module that does for
9 the permitting and also for the tax placards. Now --
10 That's an old system. Now they've got a larger system
11 that incorporates us all including Code Enforcement
12 and some other things.
13 But bottom line was that two -- two major
14 problems we've got. One is the software we've got.
15 We're allowed an update every five years -- or once a
16 year. Hasn't been updated in five years, so they're
17 updating it for us.
18 The other is the actual taking our fee
19 schedule and incorporating it into the software.
20 They've agreed to do that for us at no charge. We are
21 talking about it, and we have some major problems with
22 -- I.T. has major problems with our software,
23 apparently is working on Sandra's computer because the
24 thing crashes with our server almost on a daily basis.
25 So we are looking at what the alternatives

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1 are, what the cost would be, what's the best way to
2 go, and we're going to do a cost/benefit analysis for
3 y'all and we'll bring that to you. I'd like to put it
4 on as an agenda item sometime. So y'all can take a
5 look and say, "I can tell you this is what we can do."
6 The other big problem we have is the
7 training on this. The last person that knew how to
8 work this software was the City Clerk before the last
9 one. So the person before Melissa was the last one
10 that knew how to operate the software. So if nothing
11 else, we have to get some training on this, multiple
12 people, so if someone leaves, we don't get lost again
13 and we get in a situation.
14 MAYOR PITTMAN: Thank you. I appreciate
15 that.
16 MR. COOLEY: I'll have that information for
17 you too.
18 MAYOR PITTMAN: We are moving forward. I
19 appreciate --
20 MR. COOLEY: Yes.
21 MAYOR PITTMAN: -- that. Thank you.
22 Okay. Next on the agenda is Old Business,
23 City Manager Search, Ms. Alexander. This is carried
24 over from 3/19.
25 COUNCILMEMBER ALEXANDER: Thank you, Madam

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1 Mayor. I received feedback from staff and the Council
2 members regarding the proposed RFP for a quote/
3 unquote, headhunter to assist us in the City Manager
4 search. I've updated it, and somebody's found another
5 couple of typos in there that we missed. Thank you.
6 And I believe that Councilmember Patrick had
7 an alternative he wanted to discuss this evening.
8 COUNCILMEMBER PATRICK: The idea that I've
9 had is rather than going through a headhunter right
10 away is perhaps talking with some other city managers
11 and seeing if they would be interested in sitting on a
12 panel where we have an assembly of five people
13 including the Mayor, three to four city managers and
14 put an advertisement out with GEMA, with the city
15 managers' association and see what we get in a 30-day
16 or 60-day period, and then if we get qualified
17 applicants, put the panel together and have a day full
18 of interviews. And then based off of that decision,
19 whoever makes, I guess, the numerical higher average,
20 they come before us, and we decide to go with them or
21 not.
22 MAYOR PITTMAN: Very nice suggestion. Thank
23 you.
24 Anyone else?
25 COUNCILMEMBER DEAN: I like that suggestion.

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1 I mean I think that that's been -- I kind of said that
2 earlier, too, just because if you have the time -- And
3 we don't -- I mean we don't have a lot of extra money
4 in the City, so we could at least try to look
5 ourselves. Now that we have a full Council and we
6 have experience and we can get people who do have
7 experience, then -- then we can at least try for three
8 months, for example, see what we get and -- because I
9 think they'd probably use the same resources as a
10 headhunter would use, and -- and at least see what we
11 come up with, because we do have time; right? We have
12 two years? a year and a half?
13 COUNCILMEMBER ALEXANDER: Well, I believe if
14 we're going to -- The two years was the maximum that
15 we were allowing ourselves. That's not the mandate.
16 But I think it would behoove the City to try to
17 expedite the placement of the City Manager if at all
18 possibly we could, because I know the Mayor would need
19 the help, and we've got the annexation coming. That's
20 going to be additional tasks.
21 So we were trying -- my thoughts with
22 putting this RFP was trying to have somebody in place
23 January 1. I personally don't feel like that I have
24 the expertise to write the ad, nor place it, nor I
25 don't have the time to set up the panel and, you know,

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1 do that.
2 So I was basically going on what the cities
3 I researched had done in the past, and they had to use
4 employment services. In fact, Chamblee had to use
5 more than one employment service to try to find their
6 city manager.
7 This is a huge decision for us, it's a huge
8 progressive step for us, it's going to be our first
9 city manager, and I just felt like the experts should
10 handle it instead of Council, no offense to Council
11 members.
12 COUNCILMEMBER DEAN: Well, that's what I
13 think Mr. Patrick's -- To Mr. Patrick's point, it
14 wouldn't be the Council. We would be -- we would be
15 getting help from -- from other city managers who are
16 successful in neighboring cities.
17 And if we're talking about $20,000, I mean I
18 think that's significant enough for us to at least
19 explore that -- that way.
20 COUNCILMEMBER BATES: I think one of the
21 benefits of using a search firm is that it then
22 becomes a nationwide search firm, and they're going
23 out and recruiting a candidate for us versus having
24 candidates self-select themselves to be considered.
25 When you recruit somebody, that's different,

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1 that says a lot, versus someone who decides to click
2 on a button and submit their -- their resume.
3 Our track record on the city clerks has not
4 been particularly stellar, and, you know, I don't know
5 that that bodes well for a self-selection process.
6 I don't disagree with using the experts of
7 the city managers to do a review panel, but from a --
8 from a search process, I want -- I want us to look at
9 all 50 states and Puerto Rico and come up with a
10 candidate that is going to be a great fit for the City
11 of Doraville, not just someone that's going to be
12 adequate.
13 COUNCILMEMBER DEAN: Well, I'm sure that
14 there are national associations for city managers, and
15 if we limit it to Georgia alone, then that's just
16 setting our own limitation, and if we --
17 I mean it's not that we -- we have to do it
18 this way or we have to do it that way. We could try
19 this way because we do have the time, and -- and if it
20 doesn't work out, we'll be able to tell fairly
21 quickly. I mean even if it's two months, even if it's
22 60 days, we'll be able to tell: Wow, we're not
23 getting anyone going this way.
24 So why not try to save the City $20,000 and
25 try for 60 days. If it doesn't work out, then we

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1 could go back to the other, to the professional job
2 search.
3 MAYOR PITTMAN: Anyone else?
4 COUNCILMEMBER FLEMING: Well, the first
5 thing that we need to decide before we decide whether
6 we're going to use city managers to review or whether
7 we're going to use a headhunter search committee.
8 As Ms. Alexander said, I don't feel
9 comfortable in trying to create a job description for
10 the city manager. Though I have probably 10 that
11 we've been given, we haven't even done that step yet.
12 So for us to advertise, we haven't even gotten to that
13 point yet. That's why I feel that Ms. Alexander's
14 city manager search through a recruitment, they are --
15 they would get with us, but they have that experience
16 that they've already done that type of thing.
17 So, you know, I'm real concerned about all
18 seven of us getting together along with Legal and
19 making some type of decision as well as the residents
20 as to what is our City Manager going to look like as
21 far as the position is concerned, and we haven't even
22 done that yet.
23 COUNCILMEMBER DEAN: Well, we can -- I mean
24 does anyone here know any city managers? Because we
25 can -- we can even interview them. We could talk to a

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1 city manager or a couple of city managers and ask,
2 "Okay, look. This is what we're doing." You know,
3 "What should we be looking for?" We can even ask GMA
4 for assistance because we are members of GMA.
5 COUNCILMEMBER PATRICK: There's also a city
6 managers' association for the state of Georgia, which
7 offers assistance for cities that are concerned or are
8 considering making the job from a mayor-and-council to
9 a city-manager form of government.
10 It's an option. If we at least tried it, we
11 can give it a 90-day time frame. If it doesn't work,
12 that's fine.
13 At the very least, I'd be willing to go out
14 and try and make contact with -- with some neighboring
15 cities and see if they're interested in even
16 entertaining the option of having their city managers
17 come forward and -- and be on an interview panel.
18 Obviously, if they're not, then it's a moot
19 point, and we should move ahead immediately with the
20 headhunter option.
21 MAYOR PITTMAN: Okay. Thank you.
22 This is Ms. Alexander's item. Ms.
23 Alexander, what are your wishes?
24 COUNCILMEMBER ALEXANDER: If someone wants
25 to take the responsibility of writing a job ad and

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1 then shepherding that.
2 COUNCILMEMBER PACHUTA: Well, I think my
3 preference right now, I think we do need to have
4 someone in here by January 1st of --
5 COUNCILMEMBER ALEXANDER: I mean this is an
6 RFP --
7 COUNCILMEMBER PACHUTA: -- 2013.
8 COUNCILMEMBER ALEXANDER: -- to get a quote.
9 COUNCILMEMBER PACHUTA: And this -- Yeah,
10 exactly. This is just getting a quote. And I think
11 from a coordination standpoint, you know, getting the
12 quote, seeing what it would cost to have someone meet
13 with us, coming up with a job description, etc., which
14 does not necessarily preclude us from speaking with
15 other city managers and getting some ideas also from
16 them, but I think we at least need to go ahead and
17 move forward and get quotes.
18 COUNCILMEMBER DEAN: Well, what if we do
19 both? I mean we can see. If we get the quotes and we
20 also explore some of the city managers, we talk to
21 city managers --
22 COUNCILMEMBER PACHUTA: I know. That's what
23 I just said.
24 COUNCILMEMBER DEAN: Right. No. I think
25 that's a great idea.

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1 MAYOR PITTMAN: Ms. Alexander, do you wish
2 to make a motion?
3 COUNCILMEMBER ALEXANDER: How would you like
4 the motion worded? Are we going to issue the RFP and
5 then someone else is going to start working on a job
6 ad to place?
7 COUNCILMEMBER PACHUTA: I don't think we
8 should move forward with the job ad, but I think it's
9 fine to issue an RFP. And if someone even wants to
10 just talk to city managers to see how they might -- if
11 they're even interested in something like that and
12 then we can compare that to any RFP if any city
13 managers are interested in forming a panel to work
14 with us on coming up with a description, etc.
15 COUNCILMEMBER FLEMING: Mr. Patrick, did you
16 say that you're familiar with a city manager Web site
17 or something?
18 COUNCILMEMBER PATRICK: If you Google
19 Georgia city managers' association, you'll pull up
20 their Web site, and through their Web site, they have
21 a variety of information. It will also link you
22 through to a national organization that has adver-
23 tising that's -- that's nationwide.
24 If it's possible to probably do it both ways
25 where there is actually no time being lost --

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MAYOR PITTMAN: Sure.
COUNCILMEMBER PATRICK: -- we do an assessment of the viability of what I'm proposing. If it doesn't work, then -- then I'm a hundred percent behind the headhunter option.
COUNCILMEMBER PACHUTA: All right. I'll see if I can . . . I'll make a motion to approve the RFP with the noted grammatical changes but also to have staff reach out to local city managers to see about the feasibility of them forming a panel to work with us so that we can evaluate that along with the RFPs.
MAYOR PITTMAN: Do I get a second?
COUNCILMEMBER DEAN: Second.
MAYOR PITTMAN: Discussion?
- - -
(No response)
- - -
MAYOR PITTMAN: Call the roll, please.
CLERK BRYANT: Councilmember Alexander?
COUNCILMEMBER ALEXANDER: Yes.
CLERK BRYANT: Councilmember Bates?
COUNCILMEMBER BATES: Yes.
CLERK BRYANT: Councilmember Dean?
COUNCILMEMBER DEAN: Yes.
CLERK BRYANT: Councilmember Fleming?

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COUNCILMEMBER FLEMING: Yes.
CLERK BRYANT: Councilmember Pachuta?
COUNCILMEMBER PACHUTA: Yes.
CLERK BRYANT: Councilmember Patrick?
COUNCILMEMBER PATRICK: Yes.
MAYOR PITTMAN: Thank you. Motion carries.
Next is going to be New Business.
Ordinance to clarify CSTTOM Provisions, City Attorney, Mr. McLendon.
ATTORNEY McLENDON: What we have is over time as we've worked with the City's Massage Ordinance and the Soft Tissue Massage Ordinance, two issues have come up.
One is in the provisions regarding the initial issuance of a license, it did not have language which would -- if somebody did not meet the criteria of holding that license, it didn't have the language in there to say that that's a reason not to issue. It did in the revocation provisions but not in the basically denial-of-issuance provisions.
So the first change you'll see is where in the issuance section we've added a final section that says it is good grounds not to issue this if you have been convicted of any of the prohibited acts in the previous five years. We have put that in both the

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Massage Ordinance and the Soft Tissue Massage Ordinance.
The second modification we made was based upon a recent issue we dealt with which is defining what a transfer of ownership was under the ordinance. And it was something that had been litigated; what determined was it might be a good idea just to clarify that in the ordinance. And we've stated here that if there's a transfer of over 50 percent of any ownership interest, it is a transfer pursuant to our ordinance, and we've put that in both the Massage Ordinance as well as the Soft Tissue.
Those are the changes. They are sort of cleanup that as we have been working with the ordinances we've seen these few things housekeeping-wise we need to have corrected.
MAYOR PITTMAN: Thank you.
Questions from the Council?
COUNCILMEMBER ALEXANDER: This is the first reading, correct --
ATTORNEY McLENDON: First reading yes.
COUNCILMEMBER ALEXANDER: -- so it'll appear on the next agenda?
ATTORNEY McLENDON: Uh-huh.
MAYOR PITTMAN: If there's no questions, if

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you think of any in the meantime before the next time, please submit your questions to Mr. McLendon or Mr. Felgin. Appreciate it. Thank you.
Next on the agenda is to Upgrade and Enhance the Agenda Format, Ms. Dean.
COUNCILMEMBER DEAN: Yes. Being new to Council, I am in the beginning phases of this learning curve, which is now a vertical wall, and -- and I would like more time to review the packets and I would like more information.
I think that a weekend is not long enough to do the proper research that I need to feel comfortable voting on some of these issues, and I also -- I like doing research and I'm a bit obsessed with it at this point, and so I need -- I need more time. It takes me awhile to learn this stuff, and some of this is very complicated and I would just like to have more time, at least a week, preferably two weeks to review the material. For example, if we got the packet last Friday for the next meeting, then that I think might be -- might be great, because if we have families or things to do on the weekend, then that consumes our entire weekend, and if you're working on the weekend, then that even makes it more -- more difficult to retain all the information.

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1 Also, I think that we need more information
2 in the packets, I mean, for example, with the grants.
3 If I have to vote on anything, then I want as much
4 documentation as necessary to prepare myself for the
5 vote.
6 I also think that people in attendance need
7 more information, and we should post the information
8 that's in our packet as long as it's not attorney/
9 client privilege, scan it, put it on the Web site and
10 make hard copies available, or, at the very least,
11 have it on the overhead, because while we're going
12 through looking at our information, the people in
13 attendance have no idea what we're talking about. And
14 when I used to sit out there, I found that a bit
15 discouraging and frustrating because I would have no
16 idea what's going on, aAnd I think that the more we
17 inform the people in our community, then the better
18 they can help us in developing our city.
19 With the staff and department reports, I
20 love what we talked about. I think that we need to
21 have at least monthly reports, and the people in
22 attendance should hear what these reports say, because
23 it's part of the city. And we have a police
24 department, we have a library, we have all of these
25 departments that are doing something. And if we don't

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1 tell them what we're doing, then, no one knows, and
2 they'll get the wrong idea that maybe we're not doing
3 anything, so I think we should get that information
4 out. A mayor's report, public safety report, finance
5 and budget, and the planning and zoning, I think all
6 of that is very, very relevant.
7 The other thing is -- And I'm sorry I don't
8 have this to give to everyone but I'll send you a copy
9 of it. The other thing is with the format of some of
10 the meetings -- and I'm not even sure how this goes --
11 at the end, during the public comment phase when
12 people speak, are we allowed to address their
13 questions or concerns? Because at first I thought
14 we're not allowed to speak, and then some people were
15 answering, and then I answered one time but I was, you
16 know, hushed.
17 So what are the rules, you know? And if the
18 people want public comments, you know, if they want --
19 because I know a lot of times, people ask questions,
20 and they're not -- they're not being responded to.
21 MAYOR PITTMAN: Well, actually, I think that
22 if they ask a question and we can respond and we have
23 the answer, the accurate answer, we should answer it.
24 COUNCILMEMBER DEAN: Or maybe even have --
25 MAYOR PITTMAN: I don't know if there's

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1 anything ground in stone that says one way or the
2 other.
3 COUNCILMEMBER DEAN: Okay, okay, good.
4 Or even a sign-in sheet, you know, if
5 someone wants to have -- you know, to address it so
6 they don't have to wait, I mean at the very beginning
7 or at the very end if they want to maybe . . .
8 And apparently we used to have something
9 like that right; right?
10 MAYOR PITTMAN: We did.
11 COUNCILMEMBER DEAN: Was that successful?
12 COUNCILMEMBER PACHUTA: I think we changed
13 it for time purposes because the meetings were
14 dragging, were ending at 11:00/ midnight, so that's
15 why we changed it to public comments at the beginning
16 on the agenda items so they would get their comments
17 then, and then anything at the end.
18 MAYOR PITTMAN: So that's some good ideas.
19 As you know, City Hall has went through quite a
20 transition. And e-mails went out today -- and even I
21 believe some of the reports -- sent out an e-mail to
22 all the department heads as a reminder to please start
23 sending department head reports. We can certainly
24 present those at the Council meetings. I don't know
25 about having department heads here. Iif they're here,

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1 fine; but we could certainly do that.
2 Some good ideas.
3 COUNCILMEMBER DEAN: Or even the reports,
4 but certainly make the information --
5 MAYOR PITTMAN: Right.
6 COUNCILMEMBER DEAN: -- available.
7 MAYOR PITTMAN: And I think we certainly
8 could start. I mean that's why I was asking, why this
9 is not on tonight, but we certainly could start
10 putting the sheets that we have up there. Right now,
11 it is a little bit of a crunch without a city clerk to
12 scan all the documents. It's quite time consuming.
13 As an alternative until we get our clerk
14 here, my suggestion would be to have them available,
15 have them up here, and anyone that wants to come in
16 and get those, we could either scan it and send it to
17 you at no charge if it's on the upcoming agenda, and
18 that would help.
19 Once we get a city clerk in here, we could
20 certainly do a little bit better, but we're really
21 crunched for time and staffing right now.
22 COUNCILMEMBER DEAN: And what about the time
23 timeliness getting the packets? Am I --
24 COUNCILMEMBER PACHUTA: Well, that --
25 COUNCILMEMBER DEAN: -- the only one who

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1 feels this way?
2 COUNCILMEMBER PACHUTA: We would have to
3 actually change the ordinance for that, because I
4 think it's actually in ordinance format.
5 COUNCILMEMBER PATRICK: So the ordinance
6 is --
7 COUNCILMEMBER BATES: 15-41.
8 COUNCILMEMBER PATRICK: -- set so that on
9 the Friday before the Council --
10 COUNCILMEMBER BATES: It's actually by
11 ordinance, the agenda items are due by noon on the
12 Wednesday prior to Council meeting.
13 COUNCILMEMBER PATRICK: Okay.
14 COUNCILMEMBER BATES: So that there's time
15 for the Clerk to assemble the packets to get them to
16 us so that we've got time to review them.
17 That was a change. It used to be the Friday
18 before the Council meeting was the deadline, and then
19 that would require the Clerk to work until late Friday
20 night so that we would have the agenda packets to
21 review for the weekend.
22 If we want to, I have no issue with changing
23 the date. That just requires all of us to do our job
24 and get our stuff in to the Clerk by the deadline so
25 that the Clerk can assemble the packets and get them

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1 out to the agenda.
2 We've looked at different iterations. I
3 know a number of cities use one of their meetings as a
4 work sessions, and that is the agenda that's set, and
5 then all of those work-session items get carried over
6 to the regular meeting for execution and voting. So
7 if you don't have your stuff on for the work-session
8 meeting, you've got a month before it can come back,
9 back up.
10 There is no -- there is no right or wrong.
11 COUNCILMEMBER DEAN: Right.
12 COUNCILMEMBER BATES: We have been through
13 -- This is what, Ms. Fleming, our third agenda format?
14 COUNCILMEMBER FLEMING: Yes.
15 COUNCILMEMBER BATES: So no issue with
16 changing it. We've changed it to address issues. As
17 Ms. Pachuta said, the time of the meetings would drag
18 out. We had -- in the past, we would have people put
19 items on the agenda, typically Council members, with
20 absolutely no backup and would spring it on us that
21 night and want to have votes on it. So the
22 requirement is is that your -- the backup needs to be
23 submitted with the agenda form.
24 So we've gone through lots of iterations to
25 try to, A., streamline it, make it more efficient for

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1 the staff to get the packets done for us and provide
2 us with more time than we had in the past to review
3 the items.
4 That being said, if there's a suggestion on
5 changing it, changing our meeting format, I'm -- I'm
6 not beholden to what we do, so.
7 MAYOR PITTMAN: I personally have and always
8 liked work sessions. I think work sessions are very
9 good. Do a work session and then do a voting meeting,
10 and then that does give not only Council but the
11 public enough time to lobby in whatever manner they
12 choose.
13 We did it many years ago, and it worked very
14 well. Then we kind of got away from it because what
15 was happening was if they're done --
16 If they're done correctly, they are very
17 effective. But what was happening in the past a few
18 years ago is we really weren't getting anywhere. The
19 work sessions were the meetings and the meetings were
20 the work sessions, and you weren't moving. But if
21 they're done correctly, they can be very beneficial
22 and very effective.
23 So I personally like work sessions. I don't
24 know what anybody else thinks, but --
25 COUNCILMEMBER PATRICK: I think they're very

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1 effective. It gives us -- gives staff time to prepare
2 everything adequately, gives us time to review things.
3 And -- and nothing is so urgent that it has to be
4 handled immediately. With government, everything is
5 regulatory and making sure that it's effectively run
6 through the process.
7 And in my experience, I think that it would
8 be a benefit if we have a voting session at the
9 beginning of the month. In the middle, we have a
10 session that's essentially information; we learn about
11 what are the issues out there. That gives the public
12 more time to come in and be involved. And then after
13 the fact, we can interact with you, we can interact
14 with each other and have more time to come up with
15 better quality legislation.
16 COUNCILMEMBER PACHUTA: Let me ask you a
17 question. With the ordinances, we have a first
18 reading and a second reading. At a working -- at a
19 work session where it's a nonvoting, is that still
20 considered a first reading so that --
21 ATTORNEY McLENDON: A work session --
22 COUNCILMEMBER PACHUTA: -- when it comes
23 up --
24 ATTORNEY McLENDON: -- really is a meeting.
25 It is a meeting, it is noticed; there's quorum. And

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1 frankly, I believe you could consider that a first
2 reading at a work-session meeting, because technically
3 there is no difference between a meeting and a work
4 session other than you're calling it a work session.
5 You have a certain policy and method that you put in
6 place on how you're dealing with the issues.
7 COUNCILMEMBER FLEMING: But at work
8 sessions, we'd create the policy of either "no" voting
9 or "yes" voting can be done?
10 ATTORNEY McLENDON: At work sessions, you
11 really are better off if you maintain it as a work
12 session and do not vote at them.
13 I have researched the issue in the past, and
14 technically there's nothing that says just because you
15 call it a work session you cannot vote at it. But it
16 would be bad -- bad form, because you're telling the
17 public you're doing a work session.
18 But it's a noticed meeting; it's out there.
19 MAYOR PITTMAN: What are your wishes, Ms.
20 Dean?
21 COUNCILMEMBER DEAN: Either one. I just
22 need more time.
23 And I think the work session, that that will
24 facilitate, you know, more involvement with the
25 community. I think that's great, I mean, because I

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1 want to find out what people think about things. I
2 want to have a clear understanding. I mean there have
3 been times when I've talked to people, you know, who
4 haven't understood something, and I kind of explained
5 it from a different perspective after doing some
6 research, and -- and I was able to educate, which I
7 think is good. I think that's a good thing.
8 So I think that a work ses- --
9 I just need more time. I need more time.
10 ATTORNEY McLENDON: There are different
11 formats that people use on meetings and work sessions.
12 Some will have, like we've said, a voting meeting and
13 then you'll have a work-session meeting and you'll
14 alternate back and forth.
15 Another process which I've had more
16 familiarity with -- and I just throw this out here for
17 food for thought; I'm not advocating anything -- is
18 having a regular agenda followed by a work-session
19 agenda. And what happens is nothing gets to the
20 regular agenda without going through the work-session
21 agenda. And what will happen is by definition you
22 will have seen something at the previous meeting on a
23 work session before it gets to the following meeting.
24 So that's another just format to consider.
25 COUNCILMEMBER FLEMING: The only drawback

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1 that I have always had with creating one voting
2 meeting is, though yes, I think we need some more time
3 and considering it a work session. But then we have
4 only a one month -- I mean one meeting a month where
5 we're voting, and we do have issues where a contract
6 needs to be put forth and it didn't meet the deadline
7 and so it was able to go on the second meeting or so
8 forth.
9 So I -- I am always in favor of a work
10 session, but I think it should be a third meeting.
11 We should not take away from the two voting meetings.
12 MAYOR PITTMAN: Oh.
13 COUNCILMEMBER BATES: Well --
14 COUNCILMEMBER FLEMING: So I mean --
15 ATTORNEY McLENDON: Why don't we prepare
16 some options?
17 COUNCILMEMBER FLEMING: -- I --
18 COUNCILMEMBER PATRICK: Why don't we --
19 MAYOR PITTMAN: No. I was going --
20 COUNCILMEMBER PATRICK: -- take a little
21 time?
22 MAYOR PITTMAN: -- to suggest, could we --
23 ATTORNEY McLENDON: Bring back some options.
24 MAYOR PITTMAN: Could we come back to the
25 table with this? Let's come up with some different

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1 options, and then when we -- you know, feedback
2 between each other and with Legal.
3 And I have talked to other cities about work
4 sessions, and it is common practice. It works very
5 well for them.
6 I've been a big proponent of that for a very
7 long time. Like I said, it worked for awhile, and
8 then we kind of got away from, you know, the way a
9 work session is supposed to be. I think, again, if
10 it's done effectively, it's -- it's successful.
11 So if we could do that, Ms. Dean, if you
12 don't mind?
13 COUNCILMEMBER DEAN: Yeah. No, no. That's
14 fine.
15 MAYOR PITTMAN: We'll get together and --
16 COUNCILMEMBER DEAN: Work session, more --
17 MAYOR PITTMAN: -- talk about it again?
18 COUNCILMEMBER DEAN: -- time for the packet,
19 more -- Yeah, that's good.
20 MAYOR PITTMAN: Thank you.
21 And the next item is going to be the Review
22 and Revision of Planning Commission Procedures.
23 COUNCILMEMBER DEAN: Well, there is -- Yes.
24 And I'm just going to read this if you don't mind,
25 because I thought about this, and there are a lot of

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1 people who are not overly happy with the way things
2 are operating currently, and so -- so I'm just --
3 The videotape is really, really good, and I
4 would like to have a copy after every one because it's
5 -- it's relevant to what I am going to do on Council.
6 And I would rather not attend the meetings because I
7 don't want to sway the Planning Commission one way or
8 the other by my mere presence, but I would like to see
9 what's going on, so I think that that's good.
10 And we'll talk about that, whether or not I
11 will be charged for that, but I would like one
12 regardless of that outcome.
13 I would like them to observe the public
14 hearing protocol on every petition item and not just
15 the general meeting. And -- and that's -- And the
16 same for us as well; that is, we hear those in favor
17 of whatever it is and those opposed to whatever it is.
18 And this is for each item, just so we can clearly
19 understand and get feedback where people stand on
20 those issues, because this is -- this is important.
21 And I know from experience that this is not the
22 perception of what's happening now. I mean people are
23 not being heard, and I think that's a huge
24 frustration.
25 COUNCILMEMBER FLEMING: Are you talking

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1 about the --
2 COUNCILMEMBER PACHUTA: Planning Commission.
3 COUNCILMEMBER FLEMING: -- Planning
4 Commission themselves or those that are present?
5 COUNCILMEMBER DEAN: Those present, the
6 public; hearing the public, those for and against it.
7 COUNCILMEMBER FLEMING: Okay.
8 COUNCILMEMBER DEAN: Require the agenda and
9 all supporting documents and site plans, etc., to be
10 on the Web at least three days prior to the meeting.
11 That includes the staff reports.
12 I need a lot of information from the
13 Planning Commission because there is so much I am
14 learning right now and I need to see -- I need to see
15 documentation.
16 When you make a recommendation, I'd also
17 like to know why you're making the recommendation or
18 why you're not making the recommendation, I mean,
19 because that -- that tells me something. Instead of
20 just saying, "I recommend doing this," just give me
21 some reasons, just flush it out a bit.
22 Okay. Planning Commission action reports,
23 summary of actions to be on the Web the next day after
24 the meeting I think would be very helpful. And --
25 COUNCILMEMBER BATES: Did we get this?

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1 COUNCILMEMBER ALEXANDER: No, we didn't get
2 them in there. We just got the cover sheet.
3 COUNCILMEMBER DEAN: I'll send this. I'm
4 sorry. This is my fault, especially since the last
5 item was mine, but I will send this to you.
6 And again, this is just a discussion.
7 Please join in and tell me your thoughts and tell me
8 what you think is working well or what could be
9 tweaked.
10 And also if the City Attorney could attend
11 -- If you could attend some of the meetings just to
12 see that things are going well, I mean, because there
13 is a DVD out there of a meeting that caused some
14 controversy, and just -- just to see that things are
15 operating smoothly, because I think that that's
16 important. I think it's very important.
17 COUNCILMEMBER PATRICK: I had the
18 opportunity to speak with Joe, and he has suggested
19 that he would be able to make available I guess to me
20 but everybody the Planning Commission's bylaws.
21 And as soon as you could do that, that would
22 be helpful for all of us, at least for the new folks.
23 I'm assuming the ones that have been here for awhile
24 are familiar already with it, but --
25 MR. COOLEY: If I may.

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1 COUNCILMEMBER PATRICK: Please do.
2 MR. COOLEY: When I got here, we received a
3 copy of, a set of the minutes, or not the minutes but
4 the bylaws 2007 from Mr. Murray Weed, and there are
5 scratchouts and things of sorts on it, and then there
6 was also a copy of 2009 amendments that changes some
7 things like the quorum and things of that sort.
8 That's what I've got. That's all that we've got. We
9 don't have the records, so based upon that --
10 Be glad to get that to you, but I just
11 wanted y'all to understand where it came from and what
12 it is. It's --
13 COUNCILMEMBER DEAN: But, see, that's
14 something that we -- I think that that -- really, that
15 should be a high priority.
16 Not just that, but we need to -- and I know
17 this is a sore spot and I'm sorry for bringing it up,
18 but we need to get full representation on the Planning
19 Commission. I mean that's really, really important.
20 COUNCILMEMBER PACHUTA: If you have
21 recommendations for Oakcliff, we have not been
22 successful in finding anyone and we have received no
23 recommendations from anyone.
24 MAYOR PITTMAN: Wait, wait, wait, wait.
25 UNIDENTIFIED SPEAKER: I got a card.

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MAYOR PITTMAN: Just wait till -- Please. Thank you. I appreciate it. Yes. I appreciate it. Thank you.

COUNCILMEMBER DEAN: Oh, good. Okay.

I think that that -- I mean just because -- because we -- and now I just -- it's been nice to have a full Council, you know, we're all . . . So we should just -- just -- we should get a full Planning Commission.

COUNCILMEMBER PACHUTA: Well, we are -- we have looked and we have not been successful and we have not received any recommendations.

COUNCILMEMBER DEAN: Okay. No. I have -- I have a couple of ideas of people in Oakcliff.

COUNCILMEMBER PACHUTA: Well, if you could send them to us.

COUNCILMEMBER DEAN: I will.

COUNCILMEMBER PACHUTA: I think Maria had asked that before.

MAYOR PITTMAN: I tell you what. If you could put together some documentation --

COUNCILMEMBER DEAN: Yes, I will.

MAYOR PITTMAN: -- for the next time --

COUNCILMEMBER DEAN: I will.

MAYOR PITTMAN: -- so everybody can see what

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your ideas are.

COUNCILMEMBER PACHUTA: Mr. Bates had provided some names before, and other people Maria and I have talked to. And after speaking with them and giving them the bylaws and copies of the minutes and things, but they have all declined, and mainly because of the attacks that the Planning Commission members receive from the public, that they did not want to insert themselves into that.

MAYOR PITTMAN: Okay. So if you want to put your two items back on the agenda for next time, please.

COUNCILMEMBER DEAN: Okay.

MAYOR PITTMAN: Okay. And we're going to take a five-minute break. I know we're almost at the end, but I have a request for a five-minute break, so five minutes.

- - -

(Brief recess)

- - -

MAYOR PITTMAN: Meeting come back to order, please.

There's no reports, commissions, boards or appointments at this time so we're going to move right into Public Comments. If you could please limit your

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comments to three minutes and if you could please identify yourself for the court reporter.

MS. CAROL GILMAN: Carol Gilman. Address is 3334 Chestnut Woods Circle in Doraville. Good evening.

My comment --

MAYOR PITTMAN: Shhh.

MS. GILMAN: -- is on the -- That's all right. I can speak over them.

My comment this evening has to do with Item 9, presented by Mrs. Alexander, the city manager search. We have a very strong sense of urgency, as demonstrated by the vote to hire a city manager. We have a very strong sense of urgency in bringing a city manager on.

And so in light of that, in light of wanting professional management, I'm asking are the two approaches mutually exclusive? I don't think so, and I think some of the conversation I heard spoke to that.

Both approaches have merit. But based on the sense of urgency, I like that you-all are getting the RFP out there so that we have one or more -- several search firms respond and perhaps choose from. Obtaining a quote is a good thing. Having a conver-

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sation with a search firm is a good thing. Conversations don't have to be binding. You can have a conversation. Receiving applications don't have to be binding. You can take a look at them, you can invite the applicant in and have a conversation, all the while expanding your contacts and your resources by speaking to the professional association of association managers, talking to other city managers locally.

The thing is we want a national search. We want to raise the bar. We want to talk to everybody who will talk to us. We want to talk to those folks that we solicit to come here and have a conversation with us and we want to chat with those folks who care enough to push the button and send us a resume. We want to have the best and brightest. This year, 2012, we want to be the beginning of a new era -- (spelling) e-r-a -- as opposed to the continuation of unfortunate old errors -- (spelling) e-r-r-o-r.

I thank you for bringing this to the table. That two year is a maximum. Someone mentioned that. I believe that. That's my understanding of it. In this situation, now is better than later, and I commend you for recognizing that and jumping on that.

Thank you for your time.

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1 MAYOR PITTMAN: Thank you, Ms. Gilman.
2 MS. CHILDS: Hi there. My name is Nicole
3 Childs, and I had an opportunity to meet most of you
4 last week, and I think I've met all of you or you know
5 me through my calm and rational e-mails. But I'm here
6 basically just as an introduction.
7 Over the last couple of months, I've had a
8 chance to meet dozens and dozens and dozens of other
9 people from all of the districts, and we have sort of
10 come together with lots of common interests and lots
11 of common concerns, sort of joined forces from Tilly
12 Mill and Northwoods and other areas.
13 And before I sort of say who we are and what
14 we hope to accomplish, I just want to explain that I
15 moved here four years ago with my husband for lots of
16 reasons. Mainly, the location can't be beat. We got
17 an amazing house for a great deal. My husband loves
18 the food on Buford Highway. We go to Karaoke Melody
19 and Buford Farmers Market. And when we moved here,
20 our thought was, well, this can't stay a secret for
21 long. There is no way this is not just going to be
22 the hottest, best spot for anybody to live right
23 around the corner.
24 And in the four years since we've moved
25 here, I've lost a lot of hope and a lot of steam and a

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1 lot of faith in the City's ability to get us there at
2 all or at least any time soon.
3 So we decided to call ourselves Citizens for
4 Progress because that's what we're hoping for, and I
5 thought Carol articulated it really well. We'd like
6 to turn a corner, we'd like to work together, we'd
7 like to move forward. We'd like to see some really
8 big, tangible, visible successes that reflect the
9 vision we share and we'd also like to do it with a
10 little sense of urgency we think has been missing for
11 a long time.
12 So we would like to introduce ourselves. We
13 are new and enjoying getting to meeting each other and
14 talking about what we have in common and what we think
15 our strengths and weaknesses are and what we want to
16 do, and we want to work with you desperately, so we'll
17 be in touch with you more. But we're Citizens for
18 Progress, and we would like to start working together
19 for a better Doraville. Thank you.
20 COUNCILMEMBER DEAN: May I say something?
21 I'd like to say welcome. I think it's a great idea
22 and I encourage your help, your unity. I know that
23 some of you do a lot for the neighborhood, anyway, and
24 I think it's a great idea.
25 MS. GINNY CALVERT: I would like to hear

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1 exactly what a city manager's expected to do here in
2 Doraville, because, upon reading the Charter, there is
3 not anything left for him or her to do.
4 Another thing. As far as public comment on
5 the agenda items, I don't think it's a good idea when
6 we do it, because we or I don't know what they are
7 about until the one presenting them speaks on them.
8 And then I can't say anything until the end of the
9 meeting because I haven't put my name down because I
10 don't know what they're talking about till they start
11 talking. Okay? Thank you.
12 MAYOR PITTMAN: Thank you, Ms. Calvert.
13 MS. CALVERT: I'm Ginny. You know me.
14 MS. CINDY BRADFORD: Cindy Bradford,
15 Northwoods, proud member of Citizens for Progress, as
16 a lot of the faces you see out here are.
17 Just in general, a couple of my priorities
18 and I know a lot of other people's as well,
19 transparency and you guys prioritizing.
20 Transparency is important not only from an
21 ethical standpoint, but when the public is informed,
22 it cuts down on rumor and misinformation, and there's
23 a lot of that going on out there.
24 Prioritizing is key. We are in crisis here,
25 and there are at least a dozen issues that should be

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1 at the top of your list. We have lost our adult
2 seat -- our seat at the adult table with the G.M.
3 negotiations.
4 I talk to people that are realtors, they
5 belong to the chamber of commerce, County employees,
6 and they all wonder why we've lost that seat at the
7 table.
8 I have my theories. I think it's probably
9 that they come into our city and see that we're not --
10 we're not controlling our zoning issues, our types of
11 businesses and things like that. I think that's one
12 of the reasons why we're no longer taken seriously.
13 I want our seat back at the adult table with
14 the G.M. negotiations.
15 Another priority is having our Code
16 Enforcement people prioritize. When people get
17 warnings and citations for tall grass and holiday
18 wreaths while their immediate neighbors have a piece
19 of plywood covering a window opening for two years or
20 their next door neighbor has torn-up plastic buckets
21 and wet, dirty, torn-apart mattresses in their back
22 yard and another neighbor has serious cleanliness-of-
23 property issues, I think it's ridiculous that tall
24 grass is a priority.
25 I think that we need to set priorities for

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1 Code Enforcement and some guidelines for them, and
2 we -- we are all willing to work with them to help
3 them set these priorities.
4 Another issue is, yet again, the leash law.
5 It's stated very clearly in our parks dogs must be on
6 leash, and I watch people unleash them next to the
7 sign constantly.
8 I won't go into what else I saw going on in
9 our parks over the weekend, but you-all got the memo.
10 And while that was going on, there was a pit bull
11 running around free in the park. I guess they
12 couldn't hold the leash and do what they were doing at
13 the same time.
14 Thank you very much.
15 MS. SUSAN CRAWFORD: Susan Crawford,
16 Oakcliff.
17 First I'd like to say I like the idea of
18 getting input from other cities who have been through
19 this. You know, it paves the way for us,
20 And I certainly agree with Ms. Dean's
21 comments, because so often I feel like I am in a 12
22 step program or a Quaker service or something, because
23 you say something and it just drifts off. You have no
24 idea how it's coming across to you. So I like the
25 idea of some feedback and --

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1 Okay. That said, I am very hopeful about
2 this new group that's formed. I hope that we can
3 through the group unify not only the different aspects
4 of the city but the neighborhoods as well, because if
5 we work together, I think there's nothing we can't
6 accomplish.
7 And when I was thinking about what a city
8 is, I was thinking the city -- we talk about "the
9 city" as if it's an entity separate from us, as if
10 it's over there or it's you or it's, you know, on Park
11 Avenue.
12 But we are the city, and the city is the
13 government and the city is the businesses, but most of
14 all, the city is the people who live here. And you
15 are representative of us; the businesses, maybe not so
16 much. But I think that we can all work together and
17 -- and I think, you know, it's a positive thing.
18 And I know change is difficult, and I
19 appreciate the changes that have been made tonight and
20 hope that we move on to a great future. Thank you.
21 MAYOR PITTMAN: Additional public comments?
22 MR. ABBOTT: Good evening. Tom Abbott from
23 Northwoods.
24 First of all, Mayor, City Council members,
25 Chief King, I've lived in Doraville since 1994, and

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1 the first thing that I want to say is I'm very proud
2 to say that it is probably the safest place I've ever
3 lived in my life, and I've lived all other the
4 country. So to Chief King and his staff, first of
5 all, I'd like to commend them for the job that they
6 do.
7 The other side of the city, we need to do
8 some work. Okay?
9 You've heard about our new citizens group.
10 There's a reason we formed this group. We are not
11 your enemy yet. We're here to help you.
12 Just right now when you talk about the city
13 manager thing, there's a Web site out there. There's
14 associations. We'll help you with that stuff. We'll
15 go get that information. We'll bring it in to you.
16 We'll read it. We'll look at it. We'll highlight,
17 "Hey, I like this position, like that part of the
18 position."
19 Kind of scares the bejeesus out of me that
20 we're going to send out an RFP for a position that we
21 don't even have a job description for. I understand
22 maybe that's your goal to try and get a recruiting
23 firm to help you, but that's like saying, "We need a
24 chief of police but we don't know what we want him to
25 do. Why don't you write your job description and let

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1 us know?" So that kind of makes me a little nervous.
2 Some of the things that our group is going
3 to do is we're going to be coming to you-all with
4 ideas and suggestions, ways to save money, ways to get
5 grants for the city. And when we bring them to you,
6 whether we create the action plan or you provide us an
7 action plan, we intend to hold you accountable for
8 these ideas that we have found.
9 I am currently working on ways to save the
10 city literally hundreds of thousands of dollars in
11 labor costs to clean up our city, because, to be
12 honest with you, it's very dirty. Dirty, dirty,
13 dirty. You drive up and down Buford Highway, that's
14 one thing. Go walk up and down Buford Highway some
15 day or, better yet, walk behind those shopping
16 centers. It'll scare the daylights out of you. Okay?
17 We're going to find ways to help you do that, and it's
18 not going to cost the city any money.
19 We're going to find grants that'll have
20 other ways we can do things. But when we -- we
21 present these things to you, we expect you to respond
22 to them and we're going to hold you accountable. And
23 if you don't act on them or you don't apply for a
24 grant that we could have got money, we'll expect you
25 to answer to the citizens of this community as to why

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you didn't get that money for us. Okay?

It's a team. We're part of the team. Might I remind you we kind of placed you up there as our team members. We put you in charge. Team members can always change if that's what we need to do, but that's not our initial goal.

Our initial goal is to work with you. We are your resources. I'll come up here and scan documents. I got a scanner in my house that works pretty damn fast if that's an issue. I mean we're here to help you, but we expect some things in return. Thank you.

MR. JAMES AMBROSE: James Ambrose, Winters Chapel.

I'm here to talk about annexation, and I responded when Mr. Bates brought it up the very first time. Now, I have heard it went through. I have not heard officially if it went through, but there's still problems if it went through.

There's about four or five things in that area that needs immediate attention and not put off until December or a month before it happens.

You've got Winters Chapel Road with the apartments, if you're leaving Doraville, on the right-hand side. They're a runaway for all problems that

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happen in that section of Doraville. They run in there, and the Doraville police can't go in there. It's Dekalb.

You've got women of the night walking the streets even in the daytime. We need to cut that out.

Then you've got Friday Plaza. Right now, it's nothing but the Oasis and I think one Mexican restaurant, that that location changes what it is with the seasons. When they first opened, there was a Pier I there, there was an Eckerd drug store, there were two real good restaurants. There was a theater, Georgia Power, Allstate, and a meeting room for senior citizens. Now it's been rebuilt for nothing.

Also in that same area, you got day laborers on Tilly Mill Road, and personally I have counted 25 to 30 and one going by without really stopping to find out. If you stop, you better watch out; they're going to be all over your car.

Plus you got a mosque that's been up there for awhile. Now, I know there's some ordinances it's in with, but I know there's an ordinance says you cannot asphalt your whole yard, and I wish you-all would go up there and look and see. They got four houses there asphalted together, practically.

And then let me see what else. I got the

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Oasis. Before it came, Friday Plaza was a decent shopping center. Now you take the crowd that goes to the Oasis out, which is 99 and 9/10ths percent people outside of Doraville, you hadn't got a plaza over there. Y'all need to get on these. You need to start on it now and not wait until December. You need to get a zoning for that shopping center.

MAYOR PITTMAN: Mr. Ambrose, I think your time is up. I'm sorry. But thank you.

MR. AMBROSE: Okay.

MR. JOE O'CONNOR: Actually, I'm here -- Joe O'Connor from Northwoods -- and it's my first meeting when we've had our brand new Council people, Ms. Jones Dean and Mr. Patrick. Just from the contribution they gave at this meeting, Ms. Jones Dean presenting matters concerning the Planning Commission, I think that's going to get reactivated, I hope, and justice done to get things that need to go before them and having an open forum; Mr. Patrick with the ideas already expressed concerning the hiring or at least the job search for our new appointee.

This is a great start. And I think if you look around and you see all these people here, the days where we get absolutely zero information are done, and if it continues, I think there's going to be

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a lot have to pay.

So I just thank everybody who's here, and especially our new two members of the Council. I'm hoping for bigger and better things. Thank you.

MR. TOM HART: I share your passion and your frustration.

Tommy Galloway remembers when I ran for mayor in 2003. We were going to -- at the old hardware store that's not there anymore, we had -- we had quite a vision for the city, and we were going to move forward rapidly and we were going to build these town squares and we were going to start building sidewalks. And it was just a piece of cake; no problem. And then you run into City Hall, and any idea that you may do something quickly has quickly become a reality of government.

This past six months with this government has been one of frustration, of making Open Records request where we want to charge a citizen $4,000 for a simple permit, a copy of a permit has come to an end. We're not going to deal with the City Council any more in this regard. It's going to the state attorney general's office and let them deal with it. That's their job. They take a dim view of how this government runs its business.

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We hired you people to do the job for the city. We complained about the new gas station down here, that be done correctly. Well, the telephone poles, I see you turned the power off on the poles but the poles still sit there. We have old rusty signs there from 2000 and 1998 stuck back in the ground.

And what happened to all the streetscape that every other business on Buford Highway has in front of it -- the crepe myrtles, etc., that the federal government paid for? What did they do with those plants? They're supposed to be back there. If they -- if they don't have to put the plants in, then the rest of the businesses on Buford Highway don't have to deal with the plants in front of their buildings as well.

The government here is not doing their job. The devil's in the details. We talked about -- we had this big discussion about the city being a slum or being a blighted area so we could get grant money. The only blighting going on here stems from this City Council in not doing its job.

You talked about the paved parking lot over on Tilly Mill Road where you have the six and seven houses with paved parking. I've asked for a copy of a permit where the City of Doraville gave a R-1

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registered house a parking lot permit. Well, in Northwoods, can you just pave your yard and start renting out parking spaces?

Well, the City of Doraville apparently handed out a parking permit to an R-1 residence to pave their entire yard. I asked for a copy of it. They want to charge me $1,800 for an Open Records request.

So I'm glad you formed your group. I think that you guys can do a lot of wonderful things, because this is a wonderful location and a wonderful place to live. Thank you.

MR. BEN CRAWFORD: Ben Crawford, Oakcliff Estates, 3959 Red Oak Drive.

City Council, I in turn would like to give a more optimistic view of the city. We have two new members to City Council, and I think that with the influx of new people up there, it's a chance for the City Council and the Mayor to turn this City around, and I hope that's the case and I hope that's what happens.

And the other thing is I'd like to mention is when the assisted living home has petitioned to have an extension of its application for the CUP, my line of work is kind of code enforcement. I'm in

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charge of the elevators for the State of Georgia, and we're about to be moved over to the State Fire Marshal's Office.

But they actually called me on the phone, and one thing he asked me about the elevators when they did change of use, and I told him they needed to change one of the elevators to put in a larger elevator that meets structure requirements. So I think that might be something the city planning director -- the city planning director might want to look at that and refer him back to our department.

But I'm not necessarily opposed to this assisted living. One thing that kind of blew my mind the other day is I went up to Burlington's parking lot up there and I pulled into the parking lot and I thought, you know, this place sure has changed. I counted 15 wholesalers in that parking lot, Wells Fargo, a dentist's office, a laundromat, closed-down restaurant, one vacant property I think, and then 15 wholesalers -- wholesalers only with bars on the windows, some redundant; you know, handbags, handbags. I saw a sunglass place. It was different. And then I went up the street past the auto place and I found I think it was either five to seven more.

That's my neighborhood, you know. I don't

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want so see my neighborhood like that any more. What I want in my neighborhood is places that we can live, work and play, you know. I've got grandkids. When they start getting a little bit older, I'd like to have somewhere right up the street where I can be happy to take them.

I mean look around you around the city. There's plenty of places that are like -- Go to downtown Norcross. I mean, you know, they put on an art show, close down the back street behind the downtown center there. It's great. It's fantastic. There's no reason why we can't do that here.

And we need to find a way to -- I know we have it in our zoning, but we have a bad habit of going back and changing zoning and saying let's let wholesalers and warehouses come back into C-1/C-2. We're hurting the business.

Well, I also take care of permits in the state, and I see business picking up. So let's be optimistic. Let's have an optimistic attitude on City Council and also on the community's part too. Let's work together to move in a forward direction that's better for everything, businesses included. Thank you.

MAYOR PITTMAN: Additional public comments?

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MR. JAMES McDONALD: Well, most people know me, but I'm James McDonald. I live at 3945 Doral Circle.

First of all, I'd like to say to Trudy how well she did with her upgrading of the agenda. An agenda should match what it said on the agenda, not somebody changing anything around the last minute. Okay.

Another thing is that the calendar mentions that this is supposed to be from the call (ph). It's not. I don't have the Web. I don't live on it, you know. I got rabbit ears on my TVs, you know, in front of the TV sitting around doing nothing. I work even though I'm unemployed.

What I'm trying to do right now is find out how to get the exact points of where my land starts and stops. Okay. You're supposed to get sort of a -- what do you call it?

UNIDENTIFIED SPEAKER: Survey?

MR. McDONALD: No. Survey. That's it. That's the word I'm looking for.

This man over there has tried to help me with that. He showed me a Web site that doesn't even exist. I called (imperceptible). He says it's not his job.

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I've walked to Dekalb County. They say they don't have the thing called quote/quote tax sheets, okay, or tax batch to tell you where to start the survey and where it ends. They say they don't have them. They say Doraville has them.

Where? He says he doesn't have them. Who has them? I don't know. I charge you to find them. You think you can? Maybe. I don't know.

That's all I got to say. Other than that, good job. Nice to see you again.

MAYOR PITTMAN: Thank you.

MR. STUART ANDERSON: Stuart Anderson. Nothing quite so dramatic as the last group, but the Planning Commission was formed under State law 36-67-3, I believe. Our ordinance was 06-06 and we changed it subsequently to 2-4 -- 40.

In our ordinance, it states that the Planning Commission will be responsible for its own bylaws, its own rules. That's what I understand.

Some of your requests were absolutely correct and good. I do mention that Mr. Cooley is understaffed relative to being able to have a report on the Web the next day, that kind of thing. It's a little pushy, but anyway.

But the Planning Commission does its own

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bylaws, did its own bylaws. I have copies of the original bylaws because I wrote them and I have copies of the ones that were redone by Scott Haeberlin and Murray Weed. So if you're interested in those, I have those.

MAYOR PITTMAN: Okay. Additional public comments?

Is there a motion --

COUNCILMEMBER ALEXANDER: Motion to adjourn.

MAYOR PITTMAN: Thank you. Second?

COUNCILMEMBER PACHUTA: Second.

MAYOR PITTMAN: Discussion?

- - -

(No response)

- - -

MAYOR PITTMAN: Call the roll, please.

CLERK BRYANT: Councilmember Alexander?

COUNCILMEMBER ALEXANDER: Yes.

CLERK BRYANT: Councilmember Bates?

COUNCILMEMBER BATES: Yes.

CLERK BRYANT: Councilmember Dean?

COUNCILMEMBER DEAN: Yes.

CLERK BRYANT: Councilmember Fleming?

COUNCILMEMBER FLEMING: Yes.

CLERK BRYANT: Councilmember Pachuta?

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COUNCILMEMBER PACHUTA: Yes.

CLERK BRYANT: Councilmember Patrick?

COUNCILMEMBER PATRICK: Yes.

MAYOR PITTMAN: Meeting adjourned. Thank you.

- - -

(Meeting adjourned at approximately 8:10 p.m.)

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C E R T I F I C A T E

STATE OF GEORGIA]
COUNTY OF DEKALB]

I hereby certify that the foregoing transcript was taken down, as stated in the caption, and the proceedings were reduced to typewriting under my direction and control.

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This the 11th day of April, 2012.

_____

Theresa Bretch, CCR
Permit No. B-755

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