

**CITY OF PINE LAKE
MINUTES
JULY 12, 2010
7:30 PM**

COUNCIL MEETING

CALL TO ORDER

The meeting of the Pine Lake City Council was called to order by Mayor Pro-Tem Kathie deNobriga at 7:35 PM.

PRESENT Mayor Greg Zarus
Mayor Pro-Tem Kathie deNobriga
Council Member Greg Creech
Council Member Bitsy Pitts
Council Member Cindy Diamond
Council Member Melanie Hammet
City Clerk Valerie Caldwell
Police Chief Y'hudah-Green
Philip Howland

PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Mayor Pro-Tem Kathie deNobriga.

ANNOUNCEMENTS:

Friday	07/16/10	DDA	12:30 PM	Take 2
Tuesday	07/20/10	ARB	7:00 PM	Beach House
Tuesday	07/20/10	Elections	7:00 AM – 7:00 PM	Club House
Sunday	07/25/10	Pet Clinic	3:30 PM	Beach House

Mayor Pro-Tem deNobriga announced that the pet clinic had been cancelled.

COMMUNICATIONS

Council member Creech announced that he and Faye Riddling had resigned from their positions as Co-Chairmen of the Neighborhood Watch Committee effective November 1, 2010. Council member Creech then announced that at the request of the Beach Manager Ms. Jenkins, he would support an amendment to the Beach and Park Rules that would require an adult to be present to supervise any child under the age of 6 that goes into the water. This item will be placed on the Consent Agenda for the meeting on July 27th. He then proceeded to announce that the City had 18 volunteers participating in the Spring Fling Clean Up on May 22nd contributing a total of 96 hours, equating to an in-kind contribution of \$1,731.84.

Mayor Zarus briefly discussed the status of the Senior Assisted Living Housing proposal.

MINUTES:

06/14/10 7:00 PM Public Hearing – Unanimously approved upon motion by Council member Hammet and second by Council member Diamond.

06/14/10 7:30 Meeting – Unanimously approved upon motion by Council member Hammet and second by Council member Diamond.

AMENDMENTS TO AGENDA

Addition of an agenda item to declare certain city property “surplus” as requested by Chief Y’hudah-Green.

PUBLIC COMMENT:

Martina Morley, 418 Pine Drive, expressed safety concerns regarding stray dogs roaming the neighborhood and killing cats. She stated she was concerned that a child, herself, or a friend may be harmed, and suggested additional training for police personnel in animal control. Ms. Morley opined this problem will reoccur if not properly addressed and she and Ms. Margie Fishman were exploring avenues to address the situation.

Margie Fishman stated she had spoken with Cobb County Animal Control that offers a 40 hour Police Officers Standard Training (POST) certified classes on animal control, with the next class being October 25 through October 29th. After this calendar year, fees will be charged for these classes. She reported a second option was volunteered by Officer Kevin Hurst with DeKalb County Animal Control, who offered to come and provide animal control training to Pine Lake officers at no charge to the City. Discussion included partnering with DeKalb County Animal Control. The possibility of Pine Lake officers apprehending the dog with a catch pole and sequestering until Animal Control arrives was discussed. Fourteen audience members indicated support for exploring additional training in animal control efforts for the Pine Lake officers. Chief Y’Hudah Green stated she too had been in contact with the various agencies and that representatives from DeKalb County Animal Control would be in attendance at the Neighborhood Watch meeting. Council member Diamond thanked Ms. Fishman and Ms. Morley for presenting possible solutions to the problem.

Elisabeth Shields, Magnolia Drive, thanked the responsible parties for the ensuring that the car repair business on Poplar being more contained within the past few weeks. Mayor Zarus stated the Police Chief was responsible.

DEPARTMENTAL REPORTS

Mayor Pro-Tem deNobriga requested staff look into the budgetary impact on insurance rates, if any, associated with the training of police officers to handle animal control issues. The Chief stated that she too had spoken with Supervisor Hurst from DeKalb County Animal Control, who was prepared to present Pine Lake with a Complaint to Capture presentation. Council member Diamond cited a recent incident wherein 911 was contacted with the call being put through to Animal Control. She reported the complainant was informed that nothing could be done and no one would be sent out to respond to the complaint. It was also pointed out that five Animal Control vehicles responded today (Monday) on a complaint made over the weekend. The Chief requested that anyone stonewalled by Animal Control immediately notify her with the time and date so that this situation can be investigated and rectified. The Chief presented the monthly statistics.

Phil Howland reported on the following issues:

- Request for Council to surplus certain items for ultimate disposition
- GEFA SRS lake dredging
- Preparation of 2009 amended Budget
- Status of sidewalk projects
- Removal of geese from the lake
- Status of western wetlands project
- Water main replacement
- Resurfacing of Hemlock Road

UNFINISHED BUSINESS:

Financial Status

Staff was requested to ascertain when the Insurance Premium check was expected. Mr. Howland was requested to project dollar amount on equipment lease for the remainder of the year. Ms. Caldwell was directed to provide a printout of charges against the Council Expense line item. Council member Hammet stated that the income for the trail grant was totally and completely incorrect. Mr. Howland explained the City was still awaiting the final grant disbursement.

Service Request Forms

Motion to table was made by Council member Creech, seconded by Council member Diamond and was unanimously approved.

Discussion of Public Works Report Prepared by David Brachman

Mr. Howland addressed certain issues contained in the report. He then stated that GIRMA (Georgia Interlocal Risk Management Agency) had recently been to Pine Lake for the annual audit. He reported the only recommendation made was to provide a metal shed for the storage of flammable liquids. He stated he would forward a copy of the inspection report, when received. The possibility of providing landscaping around the dumpster at the Public Works building was discussed. Also discussed was quoting a fee for trash pickup before additional items were picked up. Council member Hammet asked about the personal use of city vehicles. Mr. Howland stated that he was unaware that it would be a problem for public works to utilize city vehicles for lunch. It was determined that practice was to cease immediately.

Consideration of Ordinance # 2010-03 – Moratorium Extension on Annexed Properties

Motion to dispense with the first reading was made by Mayor Pro-Tem deNobriga, seconded by Council member Pitts and was unanimously approved. Following a second reading of the proposed ordinance to extend the moratorium on issuance of permits, licenses or occupational tax certificates on the three recently annexed properties on Rockbridge and Allgood Roads until September 1, 2010, motion to approve was made by Council member Pitts, seconded by Council member Creech and was unanimously approved. When asked the new date for the public hearing on zoning for the three parcels, Mr. Howland reported the date had not been set, but he would be advertising in the near future.

NEW BUSINESS

Revised Resolution in Support of Mercy House

Mr. Howland presented the proposed resolution stating the only thing that had changed since the adoption of the prior resolution in support was the number and type of units. He stated the city was pushing a serious deadline on this issue. Motion to dispense with the first reading was made by Mayor Pro-Tem deNobriga, seconded by Council member Pitts and was unanimously approved. Mayor Zarus read the proposed Resolution into the record. Motion to adopt as read was made by Mayor Pro-Tem deNobriga, second by Council member Pitts and was adopted as read. **Resolution # R-08-10**

Resolution Authorizing Submission of Georgia Environmental Facilities Authority Application for Funding to Dredge the Lake

Mr. Howland reported that this was for a 1.5 million dollar loan of which one-half (\$750,000) would be forgiven and of the remaining \$750,000 eight-ninths would be paid by DeKalb County. The remaining balance for the City (\$83,333.33) would be spread out over a twenty year period at 2% interest. Mayor Pro-Tem deNobriga asked if action

taken to authorize transmission of the application would in any way obligate the city. Mr. Howland responded by stating it would only allow for the application to go forward, and if the city did not want to proceed, the loan would not be accepted. Mayor Zarus provided a reading of the resolution. Motion to accept was made by Council member Hammet, seconded by Council member Diamond and was unanimously approved.
Resolution # R-09-10

Declaration of Surplus Property

Motion to approve the attached list as “surplus property” for ultimate disposal was made by Council member Hammet, seconded by Council member Diamond and was unanimously approved.

PUBLIC COMMENT

Margie Fishman questioned the timing of the dredging of the lake to make sure the work would not interfere with her upcoming wedding scheduled for that location.

COUNCIL COMMENT

Council member Creech thanked Officer Napper for his handling of an inebriated individual at the Beach who was using inappropriate language and hand gestures. The Chief stated that she had acquired an office assistant from the DeKalb Workforce Program. Mr. Howland stated that the Public Works Department had acquired one worker as well. Council briefly reviewed the financial memorandum provided.

On motion made, seconded and unanimously approved, Council went into Executive Session to discuss a personnel matter. Present in Executive Session were Mayor Zarus, all members of Council, Police Chief Y’Hudah-Green, Mr. Howland and Ms. Caldwell. Motion to adjourn Executive Session and reconvene in Regular Session was made by Mayor Pro-Tem deNobriga, seconded by Council member Hammet and was unanimously approved. Motion to adjourn was made by Council member Diamond, seconded by Council member Creech and was unanimously approved. 10:56 PM.

Valerie Caldwell, City Clerk