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City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Agenda

CITY COUNCIL AGENDA WORK SESSION

R. Steve Tumlin, Mayor
Cheryl Richardson, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Reggie Copeland, Ward 5
Michelle Cooper Kelly, Ward 6
Joseph R. Goldstein, Ward 7

Monday, October 8, 2018

5:15 PM

Council Chamber

CALL TO ORDER:

MINUTES:

20181048 **Agenda Work Session - September 6, 2018**

Review and approval of the September 6, 2018 Agenda Work Session minutes.

BUSINESS:

20181097 **BLW Report**

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, October 8, 2018.

20181057 **Civil Service Board Election - Post 2**

Motion to approve the certified Uncontested Election results for the Marietta Civil Service Board Post 2 vacancy, electing Edgar Darden Borders, II for a term of three years, effective January 1, 2019 and expiring on December 31, 2021.

20181023 Zoning Stipulation Amendment - 1151 Rockmann Terrace

Motion to approve a request by James Marcellana, owner of 1151 Rockmann Terrace, to encroach within the 25' landscaped buffer established as part of the original zoning stipulations for Rockford Township (Z2006-09) for a bocce ball court, with the following stipulation:

1. Four evergreen trees, either Cryptomeria or Magnolia and a minimum of five (5) feet in height, will be planted between the bocce ball court and the fence.

20181031 Revised Detailed Plan - Marietta Township Elevations

Motion to approve a revision to the detailed plan for house elevations at Marietta Township, located at 838 Powder Springs Street and 313 Chestnut Hill Road.

20181027 Robert's Rules of Order

Review of Robert's Rules of Order.

Requested by Mayor Tumlin & Councilmember Michelle Cooper Kelly

20180931 City Hall Security

Discussion regarding the hiring of two part-time police officers or two part-time sheriff officers and the purchase of two portable metal detectors to enhance the security of City Hall and all employees.

20181003 Ethics Code Amendment

Motion to approve the proposed amendments to Marietta Ethics Code Article 1-14-4-030, Receipt of complaints.

Second Reading

20181104 Code of Ethics for Elected Officials

Motion to approve the proposed amendments to Marietta Ethics Code Article 1-14-2-010(N), Definitions.

20181105 Additional Screens for Viewing during Public Meeting

Motion to direct staff to purchase and install two large flat panel monitors for installation in the City of Marietta Council Chambers. These monitors will be used to display agendas and motions being considered during all public meetings and used as necessary by the City Clerk for any functions necessary to ensure the efficient operations of such meetings.

Requested by Mayor Tumlin

20181098 Draft City Council Agenda

Review and approval of the October 10, 2018 DRAFT City Council Agenda.

20181099 Executive Session

Executive Session to discuss legal, personnel, and/or real estate matters.

ADJOURNMENT:



City of Marietta

205 Lawrence Street
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Meeting Summary CITY COUNCIL AGENDA WORK SESSION

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Cheryl Richardson, Ward 1
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G. A. (Andy) Morris, Ward 4
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Michelle Cooper Kelly, Ward 6
Joseph R. Goldstein, Ward 7

Monday, October 8, 2018

5:15 PM

Council Chamber

20181048 Agenda Work Session - September 6, 2018

Review and approval of the September 6, 2018 Agenda Work Session minutes.

Approved and Finalized

20181097 BLW Report

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, October 8, 2018.

Reported

20181057 Civil Service Board Election - Post 2

Motion to approve the certified Uncontested Election results for the Marietta Civil Service Board Post 2 vacancy, electing Edgar Darden Borders, II for a term of three years, effective January 1, 2019 and expiring on December 31, 2021.

Recommended for Approval - Consent Agenda

20181023 Zoning Stipulation Amendment - 1151 Rockmann Terrace

Motion to approve a request by James Marcellana, owner of 1151 Rockmann Terrace, to encroach within the 25' landscaped buffer established as part of the original zoning stipulations for Rockford Township (Z2006-09) for a bocce ball court, with the following stipulation:

1. Four evergreen trees, either Cryptomeria or Magnolia and a minimum of five (5) feet in height, will be planted between the bocce ball court and the fence.

Recommended for Council Agenda Non Consent

20181031 Revised Detailed Plan - Marietta Township Elevations

Motion to approve a revision to the detailed plan for house elevations at Marietta Township, located at 838 Powder Springs Street and 313 Chestnut Hill Road, with the following language:

1. The homes in the community shall be traditional in nature, and consistent with the house elevations submitted and signed by David Weekley Homes and approved by the City of Marietta, dated October 10, 2018.
2. Design features, standards, and requirements incorporated in the homes shall be as follows:
 - a. Mixture of materials with material changes taking place on the interior corners or where roof massing accommodates the change of materials.
 - b. Window muntins appropriate to the style of the home on all four sides of the residence.
 - c. Shutters deemed appropriate by the architecture on front and side elevations (and on the rear elevations where they can be seen from the public streets) of the homes.
 - d. Mixture of the materials to continue, as appropriate onto the side and rear elevations.
 - e. There shall be a maximum of 20 feet horizontally and vertically between architectural fenestration elements (windows, false shutters, change of material, etc.) per heated floor space. This will eliminate large expanses of a single material without a break and add architectural interest to the elevations.
 - f. In the event of a disagreement as to being four-sided architecture, the City Manager of the City of Marietta, GA shall be the final arbiter of the plan meeting the criteria.
 - g. Per Z2017-07 "applicant shall utilize carriage style garage doors on all homes."

Recommended for Council Agenda Non Consent

20181027 Robert's Rules of Order

Review of Robert's Rules of Order.

Requested by Mayor Tumlin & Councilmember Michelle Cooper Kelly

Discussed

20180931 City Hall Security

Motion to approve Phase 1, which is hiring of two part-time police officers for the lobby during business hours, alarms for the glass doors in the Council Chambers, securing door in hallway to the back of the Council Chambers, and providing 2 police officers for all of the Committee Meetings, AWS & the Council Meetings, to enhance the security of City Hall and all employees.

Motion to approve Phase I of the enhancements for security of City Hall and all employees.

Recommended for Approval - Consent Agenda

20181003 Ethics Code Amendment

Motion to approve the proposed amendments to Marietta Ethics Code Article 1-14-4-030, Receipt of complaints and Article 1-14-2-010(M), Definitions.

Second Reading

Motion to approve the proposed amendments to Marietta Ethics Code Article 1-14-4-030, Receipt of complaints and Article 1-14-2-010(M), Definitions.

Recommended for Approval as Amended - Consent Agenda

20181104 Code of Ethics for Elected Officials

Motion to approve the proposed amendments to Marietta Ethics Code Article 1-14-2-010(N), Definitions.

Discussed

20181105 Additional Screens for Viewing during Public Meeting

Motion to direct staff to purchase and install two large flat panel monitors for installation in the City of Marietta Council Chambers. These monitors will be used to display agendas and motions being considered during all public meetings and used as necessary by the City Clerk for any functions necessary to ensure the efficient operations of such meetings.

Requested by Mayor Tumlin

Recommended for Approval - Consent Agenda

20181098 Draft City Council Agenda

Review and approval of the October 10, 2018 DRAFT City Council Agenda.

-under Minutes: Agenda items 20180988 and 20181050 were added to the consent agenda.

-under City Attorney: Agenda item 20181107 was added to the consent agenda.

-under City Attorney: A new item was added to the consent agenda for the denial of Claim for Ashlee Foster, Guardian and natural mother of Cali Foster, a minor.

-under Judicial/Legislative: Agenda items 20181025 and 20181094 were added to the consent agenda with Council member Goldstein opposed.

-under Judicial/Legislative: Agenda items 20181039 and 20181040 remain on consent with the additional language, "...and waiving the requirement for a second reading as set forth in Section 1-4-040(L) of the City of Marietta Charter."

-under Judicial/Legislative: Agenda items 20181047 and 20181059 were removed from the consent agenda.

-under Other Business: Agenda item 20181052 was added to the consent agenda.

Discussed

20181099 Executive Session

Executive Session to discuss legal, personnel, and/or real estate matters.

Motion approving Retention Agreement for Opioid Litigation with J. Anderson Davis and his firm, Brinson, Askew, Berry, Seigler, Richardson & Davis, LLP. (see agenda item 20181012)

Motion to approve a resolution declaring opioids a public nuisance and establishing pursuit of legal action against manufacturers, distributors, and others as are necessary. (see agenda item 20181011)

Motion to approve Second Amendment to Purchase Agreement between the City of Marietta, Georgia to Drive Shack Marietta, LLC. (See agenda item 20181121)

Motion to approve Temporary Construction Easement between the City of Marietta to Drive Shack Marietta, LLC. (see agenda item 20181122)

Motion to approve Right of First Offer Agreement between the City of Marietta and Drive Shack Marietta, LLC. (see agenda item 20181123)

Motion to authorize the acquisition of the following properties:

- 319 Manget Street*
- 344 Fairground Street*
- 306 and 310 S Fairground Street*
- 44 S Fairground Street*
- 594 Powder Springs Street*
- 577 Powder Springs Street*
- 300 Powder Springs Street*
- 1083 Allgood Road*

Held