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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*

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Monday, November 12, 2018

5:15 PM

Council Chamber

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#### CALL TO ORDER:

#### MINUTES:

**20181212**      **Agenda Work Session - October 8, 2018**

Review and approval of the October 8, 2018 Agenda Work Session minutes.

#### BUSINESS:

**20181243**      **BLW Report**

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, November 12, 2018.

**20181248 Kennesaw Avenue Bridge**

Consideration of a motion to name the Kennesaw Avenue Bridge over the Loop, the “Justice P. Harris Hines” bridge.

*(Requester’s note: To honor in memory that Harris Hines and his wife and family lived on Kennesaw Avenue for over 40 years and this was their Bridge to support our community with trips to the Cobb County Court House where he served with integrity with our Courts, both as an attorney and Judge, and the bridge to which he served Marietta and its Citizens of all natures, and the Bridge that connected him in service to his Church, First Presbyterian Church of Marietta for over 40 years!)*

*Requested by Mayor Tumlin*

**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.”

**20181232 Americans with Disabilities Act (ADA) Transition Plan**

Proposal of a motion adopting the City of Marietta, Georgia, ADA Transition Plan

**20181261 Acceptance of a Land and Water Conservation Fund Grant**

Adoption of a Resolution accepting a Land and Water Conservation Fund grant in the amount of Fifty Thousand Dollars for trail resurfacing at Wildwood Park.

**20181265 Amending Ordinance for Alcohol Sales**

Motion to amend Marietta Code Sect. 8-8-2-170-B - *Sales by consumption on-premises licensees* to allow the sale of alcoholic beverages by restaurants to begin at 11:00 a.m. on Sundays.

*Requested by Council Member Cheryl Richardson*

**20181231 Ethics Complaint/Affidavit**

Consideration of proposed amendments to the ethics complaint/affidavit related to the Ethics Code 1-14.

*Requested by Council Member Andy Morris*

**20181180 2019 City Council Meeting Dates**

Review and approval of the 2019 proposed meeting dates for City Council & Committee Meetings.

**20181245 Draft City Council Agenda**

Review and approval of the November 14, 2018 DRAFT City Council Agenda.

**20181246 Executive Session**

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

**ADJOURNMENT:**



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Monday, November 12, 2018

5:15 PM

Council Chamber

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**20181212      Agenda Work Session - October 8, 2018**

Review and approval of the October 8, 2018 Agenda Work Session minutes.

**Approved and Finalized**

**20181243      BLW Report**

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, November 12, 2018.

**Recommended for Approval - Consent Agenda**

**20181248      Kennesaw Avenue Bridge**

Motion to name the Kennesaw Avenue Bridge over the Loop, the “Justice P. Harris Hines” bridge.

(Requester’s note: To honor in memory that Harris Hines and his wife and family lived on Kennesaw Avenue for over 40 years and this was their Bridge to support our community with trips to the Cobb County Court House where he served with integrity with our Courts, both as an attorney and Judge, and the bridge to which he served Marietta and its Citizens of all natures, and the Bridge that connected him in service to his Church, First Presbyterian Church of Marietta for over 40 years!)

**Recommended for Approval - Consent Agenda**

**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 November 14, 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.
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  - 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 Approval - Consent Agenda**

**20181232            Americans with Disabilities Act (ADA) Transition Plan**

Motion to adopt the City of Marietta, Georgia, ADA Transition Plan.

**Recommended for Approval - Consent Agenda**

**20181261 Acceptance of a Land and Water Conservation Fund Grant**

Motion to approve the adoption of a Resolution accepting a Land and Water Conservation Fund grant in the amount of Fifty Thousand Dollars for trail resurfacing at Wildwood Park.

**Recommended for Approval - Consent Agenda**

**20181265 Amending Ordinance for Alcohol Sales**

Motion to amend Marietta Code Sect. 8-8-2-170-B - Sales by consumption on-premises licensees to allow the sale of alcoholic beverages by restaurants to begin at 11:00 a.m. on Sundays.

*Included in this Ordinance is the required waiver set forth in 1-4-040 (L) whereby the City Council gives its unanimous consent to authorize the adoption of this Ordinance at this City Council meeting without the necessity of placing this matter on the following regular City Council meeting.*

**Recommended for Approval - Consent Agenda**

**20181231 Ethics Complaint/Affidavit**

Consideration of proposed amendments to the ethics complaint/affidavit related to the Ethics Code 1-14.

Requested by Council Member Andy Morris

**Recommended for Approval - Consent Agenda**

**20181180 2019 City Council Meeting Dates-Religious Holidays**

Motion to approve the 2019 proposed meeting dates for City Council & Committee Meetings related to the religious holidays.

*Motion to approve the 2019 proposed meeting dates for City Council & Committee Meetings, as related to religious holidays.*

*Motion to approve the 2019 proposed meeting dates for City Council & Committee Meetings, as related to non-religious events.*

**Recommended for Approval - Consent Agenda**

**20181245 Draft City Council Agenda**

Review and approval of the November 14, 2018 DRAFT City Council Agenda.

*-under Presentations: Agenda item 20181249 was removed from the agenda and replaced by agenda item 20181266.*

*-under Minutes: Agenda items 20181214 and 20181215 were added to the consent agenda.*

*-under Council Appointments: Agenda items 20181220 and 20181221 were added to the consent agenda.*

*-under City Attorney: Agenda items 20181133, 20181134, 20181148, 20181159, 20181153 and 20181254 were added to the consent agenda.*

*-under Judicial/Legislative: Agenda item 20181053 was added to the consent agenda. Agenda items 20181025 and 20181151 were added to the consent agenda with Council member Goldstein opposed.*

*-under Public Works: Agenda item 20181163 was added to the consent agenda with Council member Goldstein opposed.*

*-under Other Business: Agenda item 20181216 was added to the consent agenda.*

*An item was added to the consent agenda to approve a recommendation by the Board of Lights and Water for the election of MEAG Off-System Energy Sales Margins for the power supply year 2019. (See agenda item 20181273)*

*An item was added to the consent agenda to approve the certified election results of the November 6, 2018, City of Marietta General Election related to Marietta Sunday Alcohol. (See agenda item 20181275)*

**Discussed**

**20181246 Executive Session**

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

**Held**

*Following the executive session, the following motions were added to the consent agenda.*

*-Motion authorizing acquisition of a portion of property at 600 Powder Springs St*

*-Motion authorizing acquisition of a portion of property at 1176 Allgood Road*

*-Motion authorizing acquisition of a portion of property at 583 Colonial Circle*

*-Motion authorizing acquisition of a portion of property at 236 S. Fairground St, with Council member Richardson abstaining*

*-Motion authorizing acquisition of a portion of property at 155 S. Fairground St*

*-Motion authorizing acquisition of a portion of property at 574 S. Fairground St*