



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes 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 7, 2019

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Cheryl Richardson, Grif Chalfant, Johnny Walker, Andy Morris, Reggie Copeland, Michelle Cooper Kelly and Joseph R. Goldstein

Also Present:

Bill Bruton, City Manager

Doug Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor Tumlin called the meeting to order at 5:18 p.m.

MINUTES:

20190892 Agenda Work Session - September 9, 2019

Review and approval of the September 9, 2019 agenda work session minutes.

A motion was made by Council member Morris, seconded by Council member Goldstein, that this matter be Approval. The motion carried by the following vote:

Vote: 7 – 0 – 0

Approved

BUSINESS:

20190905 BLW Report

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, October 7, 2019.

A motion was made by Council member Kelly, seconded by Council member Richardson, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190890 Civil Service Board Election - Post 4

Motion to approve the certified Uncontested Election results for the Marietta Civil Service Board Post 4 vacancy, electing Paul J. Southern for a term of three years, effective January 1, 2020 and expiring on December 31, 2022.

The motion was made by Council member Goldstein, seconded by Council member Kelly, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190891 Civil Service Board - Post 4

Consideration of an appointment to the Marietta Civil Service Board (Post 4), for a three-year term, effective January 1, 2020 and expiring on December 31, 2022.

Motion to appoint Paul J. Southern to the Civil Service Board (Post 4), for a three-year term, effective January 1, 2020 and expiring on December 31, 2022.

The motion was made by Council member Goldstein, seconded by Council member Kelly, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190917 Historic Board of Review and Historic Preservation Commission Attorney Appointment

Motion to approve the HBR and HPC’s recommendation to appoint Joseph Atkins from Downey & Cleveland, LLP, as the advising attorney in accordance with §7-8-8-080 (I.) and §7-8-9-030 (G).

A motion was made by Council member Kelly, seconded by Council member Walker, to approve the HBR and HPC’s recommendation to appoint Joseph Atkins from Downey & Cleveland, LLP, as the advising attorney.

Discussion was held regarding the term for the appointment.

An amendment to the motion was made by Council member Goldstein, seconded by Council member Walker, to approve the HBR and HPC’s recommendation to appoint Joseph Atkins from Downey & Cleveland, LLP, as the advising attorney,

with an amendment to limit the term to the current term of council, expiring December 31, 2021. The amendment to the motion was approved by the following vote:

Vote: 7 – 0 – 0 Approved

Mayor Tumlin called for a vote on the original motion as amended.

Motion to approve the HBR and HPC’s recommendation to appoint Joseph Atkins from Downey & Cleveland, LLP, as the advising attorney in accordance with §7-8-8-080 (I.) and §7-8-9-030 (G.), with an amendment to limit the term to the current term of council, expiring December 31, 2021.

The motion was made by Council member Kelly, seconded by Council member Walker, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190866 Detailed Plan - 1101 Powder Springs St

Request by Wilson Development for approval of a detailed plan to develop 1.5 acres of 1101 Powder Springs Street for two drive-in fast food restaurants.

Motion to approve the detailed plan, which includes the site plan, landscape plan, and building elevations, by Wilson Development for the development of 1.5 acres of 1101 Powder Springs Street for two drive-in fast food restaurants, with amendment to the stipulation that the chain link fence enumerated under item 3.c. will be more specifically made of black vinyl-coated chain link.

The motion was made by Council member Chalfant, seconded by Council member Kelly, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190780 Charter Amendment to Section 5.14

Request to authorize the advertisement and holding of two Public Hearings for proposed Charter Amendment to Section 5.14 of the Charter of the City of Marietta BLW Business Entities.

Motion to approve the advertisement and holding of two Public Hearings for proposed Charter Amendment to Section 5.14 of the Charter of the City of Marietta BLW Business Entities.

The motion was made by Council member Kelly, seconded by Council member Morris, that this matter be Recommended for Approval Consent. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20190921 Party Houses

Discussion making an ordinance to not allow Party Houses in any subdivisions.

Discussed

20190906 Draft City Council Agenda

Review and approval of the October 10, 2019 DRAFT City Council Agenda.

-under Minutes: Agenda item 20190893 was added to the consent agenda

-under City Attorney: Agenda items 20190855 and 20190899 were added to the consent agenda

-under Judicial/Legislative: Agenda items 20190602 and 20190755 were added to the consent agenda

-under Parks and Rec: Agenda item 20190901 was added to the consent agenda

-under Other Business: Agenda item 20190790 was amended to be a Motion to Table until the Judicial/Legislative Committee

-under Other Business: Agenda item 20190894 was added to the consent agenda

Discussed

Discussion was held regarding a new item related to prisoner housing.

A motion was made by Council member Morris, seconded by Council member Walker, to suspend the rules to add an item to the agenda related to an agreement with Cobb County for prisoner housing. The motion carried by the following vote:

Vote: 6 – 0 – 0 Approved

Absent for the vote: Reggie Copeland

A motion was made by Council member Morris, seconded by Council member Goldstein, to approve the Cobb County Sheriff's Office Prisoner Housing Contract Extension between the City of Marietta and Cobb County Sheriff's Office ending December 31, 2019. The motion carried by the following vote:

Vote: 6 – 0 – 0 Recommended for Approval – Consent Agenda

Absent for the vote: Reggie Copeland

(See agenda item 20190928)

20190907 Executive Session

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

A motion was made in open session by Council member Kelly, seconded by Council member Walker, to enter an Executive Session to discuss legal and real estate matters. The motion carried by the following vote:

Vote: 6 – 1 – 0 Approved
Voting Against: Joseph R. Goldstein

The Executive Session was held.

A motion was made in open session by Council member Goldstein, seconded by Council member Chalfant, to exit the Executive Session. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

Following the executive session, a motion was made by Council member Chalfant, seconded by Council member Richardson to suspend the rules of order to add an item to the council consent agenda authorizing condemnation for acquisition of easements at 48 Gramling Street owned by E.R. Ruddell, III for the Powder Springs Streetscape – Sandtown Rd to S Marietta Parkway Project. The motion carried by the following vote:

Vote: 6 – 0 – 0 Recommended for Approval – Consent Agenda
Absent for the vote: Reggie Copeland

(See agenda item 20190935)

ADJOURNMENT:

The meeting was adjourned at 7:00 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____