



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes JUDICIAL/LEGISLATIVE COMMITTEE

Andy Morris, Chairman
Cheryl Richardson, Vice Chair
Joseph R. Goldstein

Tuesday, January 30, 2018

Council Chamber

Presiding: Andy Morris

Present: Cheryl Richardson and Joseph R. Goldstein

Also Present:

R. Steve Tumlin, Mayor

Grif Chalfant, Council - Ward 2

Johnny Walker, Council - Ward 3

Reggie Copeland, Council - Ward 5

Michelle Cooper Kelly, Council - Ward 6

Bill Bruton, City Manager

Doug Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Chairman Morris called the meeting to order at 6:38 p.m.

MINUTES:

20180061 Regular Meeting - December 20, 2017

Review and approval of the December 20, 2017 regular meeting minutes.

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

Vote: 3 – 0 – 0

Approved as Amended

BUSINESS:

20170982 Unsolicited paper delivery

Discussion about restricting the delivery of unwanted newspapers, advertisements, circulars, etc. in residents' driveways.

Discussed

20180107 Detailed Plan: IKEA - 1019 & 1033 Franklin Gateway

Review of the detailed plan for the proposed IKEA at 1019 & 1033 Franklin Gateway.

Motion to approve the detailed plan for the proposed IKEA at 1019 & 1033 Franklin Gateway, with the requested variances listed on the Council agenda.

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

Vote: 3 – 0 – 0 Recommended for Approval - Consent Agenda

20180088 Historic Preservation Commission

Consideration of an ordinance amending the Marietta City Code Section 7-8-9-030 by adding item (G), which shall read as follows: The Marietta Historic Board of Review and the Historic Preservation Committee shall be served and advised by a common Attorney as engaged by the City with concurrent advisement from said two Boards. Current serving Marietta City attorney shall not be eligible to represent concurrently the two Boards.

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

Vote: 3 – 0 – 0 Recommended for Approval – Non-Consent Agenda

20180089 Historic Board of Review

Consideration of an ordinance amending the Marietta City Code Section 7-8-8-080 by adding item (I), which shall read as follows: The Marietta Historic Board of Review and the Historic Preservation Committee shall be served and advised by a common Attorney as engaged by the City with concurrent advisement from said two Boards. Current serving Marietta City attorney shall not be eligible to represent concurrently the two Boards.

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

Vote: 3 – 0 – 0 Recommended for Approval – Non-Consent Agenda

20180090 Planning Commission

Consideration of an ordinance amending the Marietta City Code Section 1-10-6-100 by adding item (F), which shall read as follows: The Attorney for the Board of Zoning Appeals and the Planning Commission shall be served and advised by a common Attorney as engaged by the City with concurrent advisement from said two Boards. Current serving Marietta City Attorney may be considered to represent concurrently one or both of said Boards.

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

Vote: 3 – 0 – 0 Recommended for Approval – Non-Consent Agenda

20180091 Board of Zoning Appeals

Consideration of an ordinance amending the Marietta City Code Section 720 by adding section 720.09 Attorney for Board, which shall read as follows: The Attorney for the Board of Zoning Appeals and the Planning Commission shall be served and advised by a common Attorney as engaged by the City with concurrent advisement from said two Boards. Current serving Marietta City Attorney may be considered to represent concurrently one or both of said Boards.

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

Vote: 3 – 0 – 0 Recommended for Approval – Non-Consent Agenda

20180092 Deletion of Ad Hoc Commissions

Consideration of an Ordinance deleting Marietta Code Sections 1-10-6-110, Marietta Redevelopment Task Force and 1-10-6-115, Height guidance for Historic Marietta Square Task Force.

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

Vote: 3 – 0 – 0 Recommended for Approval - Consent Agenda

20180094 Hands-Free Driving Ordinance

Request to implement a Hands-Free Driving Ordinance for the City of Marietta.

This matter was forwarded to the Agenda Work Session for further discussion.

The motion was made by Council member Morris, seconded by Council member Richardson, that this matter be Referred to the Agenda Work Session. The motion carried by the following vote:

Vote: 2 – 1 – 0 Referred to the Agenda Work Session

Voting Against: Joseph R. Goldstein

20180103 Registry on the Square - Townhome Elevations

Request by Traton Homes for the approval, as part of the detailed plan, of the elevations for the townhomes at 249 Cherokee Street.

Motion to approve the request by Traton Homes for the approval, as part of the detailed plan, of the elevations for the townhomes at 249 Cherokee Street. The homes in the community shall be traditional in nature and consistent with the attached elevations dated 01/05/18.

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

Vote: 3 – 0 – 0 Recommended for Approval - Consent Agenda

20180104 Marietta Fire Department - Waiver of Tree Fund Donation

Request by Marietta Fire to waive the payment to the tree fund for the development of Marietta Fire Station #56 at 850 Sawyer Road.

Motion to approve the request by Marietta Fire to waive the payment to the tree fund for the development of Marietta Fire Station #56 at 850 Sawyer Road.

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

Vote: 3 – 0 – 0 Recommended for Approval - Consent Agenda

20180128 Equalized Homestead Special Option Tax

City Resolution to petition Cobb County Delegation to consider the merits of implementing an “Equalized Homestead Special Option Tax” (EHOST) for Cobb County and its six cities for general fund, funding thus lessening the property tax burden (especially with loss/lessening of state tax federal tax deductions) to be placed on the November 2018 ballot.

Requested by Mayor Tumlin

Discussed

ADJOURNMENT:

The meeting was adjourned at 8:00 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____