



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

Thursday, July 5, 2018

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 5:15 p.m.

MINUTES:

20180765 **Agenda Work Session - June 11, 2018**

Review and approval of the June 11, 2018 Agenda Work Session minutes.

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

Vote: 6 – 0 – 0 Approved

Absent for the vote: Grif Chalfant

BUSINESS:

20180775 **BLW Report**

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Thursday, July 5, 2018.

Reported

A motion was made by Council member Kelly, seconded by Council member Goldstein, to suspend the rules to add an item to the agenda related to the MEAG Power Bond Validation Documents. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Kelly, seconded by Council member Goldstein, to approve the MEAG Power Bond Validation Documents, and to authorize the Mayor to sign on behalf of the City. The motion carried by the following vote:

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

20180736 Amendment of 9-4-40 F.1 to change time period for payment or contesting of parking violations and to clarify procedures for contesting of violation.

Modification of the time period allowed for payment or contesting of parking violations from 5 (five) days to 10 (ten) days to allow ample time for receipt by mail before escalated fine assessment imposed. And, to include provisions for contesting parking violation by filing written notice with the Clerk of Court and requirement of appearance in court for contested hearing.

The was general agreement to take no action. Staff was directed to bring this matter back to Committee when ready.

No Action Taken

20180709 Ethics Committee - Council Appointment

Consideration of an appointment to the Ethics Committee (Council Appointment) for a term of two (2) years, to fill the expiring term of Susan Connor expiring July 10, 2018.

Reappointment of Susan Connor to the Ethics Committee (Council Appointment) for a term of two (2) years, expiring July 10, 2020.

The motion was made by Council member Kelly, seconded by Council member Morris, 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

20180729 State Law Change Regarding Sunday Alcohol Sales by the Drink

Motion to approve a resolution calling for a referendum to determine whether to authorize retailers to sell distilled spirits or alcoholic beverages for consumption on premises on Sundays between the hours of 11:00 a.m. and 12:30 p.m., in qualified establishments.

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

Vote: 6 – 1 – 0 **Recommended for Approval – Consent Agenda**
Voting Against: Reggie Copeland

20180737 Final Plat - Hedges Park

Motion to approve the final plat for the Hedges Park development for seventy-eight (78) detached single-family homes at Hedges Street and West Dixie Avenue, zoned PRD-SF (Z2016-32). Approval of the final plat shall be contingent on an agreement between the City of Marietta and the developer of Hedges Park for the exchange of property addressed on #20180778.

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

Vote: 5 – 2 – 0 **Recommended for Council Agenda Non Consent**
Voting Against: Reggie Copeland and Joseph Goldstein

20180778 Revocable License Agreement and Maintenance Agreement

This Motion authorizes the exchange of properties between the City of Marietta and Calatlantic Homes of Georgia, Inc., based upon a finding of fact that the exchange is in the best interest of the public per the attached authorizing motion.

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

Vote: 5 – 2 – 0 **Recommended for Council Agenda Non Consent**
Voting Against: Reggie Copeland and Joseph Goldstein

20180779 National League of Cities (NLC)

Motion approving travel and training for Council members who wish to attend the National League of Cities (NLC) City Summit in Los Angeles, CA, November 7 - 10, 2018.

A motion was made by Council member Goldstein, seconded by Council member Richardson, to amend item 20180799 to approving travel and training for Mayor and Council members who wish to attend the MEAG Power Mayors Summit in Greensboro, GA, November 9 - 11, 2018. The motion carried by the following vote:

Vote: 5 – 2 – 0 Approved
Voting Against: Johnny Walker and Andy Morris

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: 7 – 0 – 0

Recommended for Approval – Consent Agenda

20180780

Art in the Park Festival

Motion to amend 20180744 to authorize the 2018 Art in the Park festival to be a City sponsored event.

Requested by Mayor Tumlin

Motion to amend 20180744 to authorize the 2018 Art in the Park festival to be a City sanctioned event.

The motion was made by Council member Kelly, seconded by Council member Morris, 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

20180781

Motion to Forward to J/L a Two-Part Alcohol Action

Motion to forward to J/L a two-part Alcohol action: 1.) Review 10-4-070 for clarity and make necessary adjustments; and 2.) Possible allowance of “to go” alcoholic clear, plastic cups in downtown business district under 8-8-2-160(D).

Requested by Mayor Tumlin

The motion was made by Council member Richardson, seconded by Council member Goldstein, that this matter be referred to the Judicial/Legislative Committee. The motion carried by the following vote:

Vote: 7 – 0 – 0

Referred to the Judicial/Legislative Committee

20180776

Draft City Council Agenda

Review and approval of the July 11, 2018, DRAFT City Council Agenda.

-under Minutes: Agenda item 20180763 was added to the consent agenda, with Council member Goldstein abstaining.

-under Minutes: Agenda items 20180767 and 20180768 were added to the consent agenda.

-under Ordinances: Agenda item 20170009 was removed from the agenda.

-under Judicial/Legislative: Agenda item 20180712 was added to the consent

agenda, with both Council members Kelly and Goldstein voting against.

-under Judicial/Legislative: Agenda item 20180713 was added to the consent, with Council member Goldstein voting against.

-under Parks and Rec.: Agenda item 20180744 was added to the consent agenda.

-under Other Business: Agenda item 20180769 was added to the consent agenda.

Discussed

20180777

Executive Session

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

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

Vote: 7 – 0 – 0 Approved

The Executive Session was held.

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

Vote: 7 – 0 – 0 Approved

After the executive session, the following motions were added to the consent agenda:

A motion was made by Council member Chalfant, seconded by Council member Richardson to suspend the rules to add an item to the consent agenda authorizing acquisition of a portion of property and easements at 51 S. Fairground Street from H. Aymar Manning, Jr. & Judith H. Manning for the purpose of constructing the Fairground St - South Marietta Parkway to Roswell Street (Fairground B) Project in exchange for \$4,600.00. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Chalfant, seconded by Council member Kelly to suspend the rules to add an item to the consent agenda authorizing acquisition of easements at 602 Roswell Street from Wells Fargo, N.A. (fka First Union National Bank of Georgia) for the purpose of constructing the Fairground

St - South Marietta Parkway to Roswell Street (Fairground B) Project in exchange for \$800.00 and stipulations as listed. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

ADJOURNMENT:

The meeting was adjourned at 6:46 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____