



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, August 12, 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 5:15 p.m.

MINUTES:

20190709 Agenda Work Session - July 3, 2019

Review and approval of the July 3, 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:

20190738 BLW Report

Council Member Michelle Cooper Kelly gives the Board of Lights and Water (BLW) report for the meeting held on Monday, August 12, 2019.

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

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

20190708 Center for Family Resources

Update from the Center for Family Resources.

Update Given

20190735 IMAGE Agreement Renewal

Consideration of a motion approving the renewal of the existing IMAGE Agreement for a four-year period.

Motion to approve the renewal of the existing IMAGE Agreement for a four-year period through August 14, 2023.

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

Vote: 6 – 0 – 0 Recommended for Approval – Consent Agenda
Absent for the vote: Michelle Cooper Kelly

20190671 Property & Casualty/Miscellaneous Coverage

Discussion regarding the City of Marietta/BLW property & casualty and other miscellaneous coverage, premiums, and companies utilized for the policy period of August 17, 2019, to August 17, 2020.

Motion to approve Trident/Argonaut Insurance Company as the City of Marietta/BLW property & casualty carrier and other miscellaneous coverage, premiums, and companies utilized for the policy period of August 17, 2019, to August 17, 2020.

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

Vote: 6 – 0 – 0 Recommended for Council Agenda Non Consent
Absent for the vote: Michelle Cooper Kelly

20190284 Mobile Retail Food Establishment Ordinance

Motion to authorize staff to advertise changes to Division 708, District Standards and Permitted Uses, and Division 724.02, Division of Terms, regarding Mobile Retail Food Establishments

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

Vote: 5 – 1 – 0 Recommended for Approval – Consent Agenda
Voting Against: Joseph R. Goldstein
Absent for the vote: Michelle Cooper Kelly

20190640 Mobile Retail Food Establishment

Motion to approve changes to Article 8-12-27 of Business License Code to revise Mobile Retail Food Establishment permit process and requirements.

Second Reading

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

Vote: 5 – 1 – 0 Recommended for Approval – Consent Agenda
Voting Against: Joseph R. Goldstein
Absent for the vote: Michelle Cooper Kelly

20190679 Zoning Stipulation Amendment (Z2006-27) - 1435 Cunningham Road

Request by White Castle Consulting, LLC to replace the zoning stipulations (Z2006-27) applicable to 1435 Cunningham Road and approved in 2006 as part of a larger development site. This request would replace the previously approved stipulation letter for the Revised Stipulation Letter dated July 15, 2019 to Russell J. Roth, Director of the City of Marietta Development Services, from Garvis L. Sams, Jr. and Adam J. Rozen of Sams, Larkin, Huff, & Balli, LLP. (Applicant has withdrawn the Zoning Application)

Discussion was held. There was general agreement to take no action on this matter.

No Action Taken

20190199 New Ethics Code

Motion to recommend holding a Special Called Work Session to discuss the Ethics Code for the City of Marietta.

Discussion was held. There was general agreement to discuss this matter during a special called meeting that will be held August 27, 2019, beginning at 4:30pm.

Discussed

20190739 Draft City Council Agenda

Review and approval of the August 14, 2019 DRAFT City Council Agenda.

-under Minutes: Agenda items 20190711, 20190713 and 20190554 were added to the consent agenda

-under Ordinances: Agenda item 20190621 was removed from the agenda, as it was tabled by the Planning Commission

Council Member Goldstein discloses that Marietta Shopping Center, LLC owns the property at 109 Leroy Street. Marietta Shopping Center, LLC is owned and managed by Philip M. Goldstein. Philip M. Goldstein is the father of Council Member Goldstein.

Council member Goldstein stepped down from the dais prior to the discussion related to agenda item 20190597 (Z2019-23 AME Church).

-under City Attorney: Agenda item 20190730 was added to the consent agenda

-under Economic/Community Development: Agenda item 20190490 was added to the consent agenda as a Motion to Table and refer to the Economic/Community Development Committee

-under Judicial/Legislative: Agenda items 20190677 and 20190678 were added to the consent agenda

-under Public Safety: Agenda item 20190663 was added to the consent agenda

-under Other Business: Agenda item 20190714 was added to the consent agenda

-under Other Business: Two additional items were added to the council agenda, both related to the Historic Preservation Commission on the application for a Certificate of Appropriateness (#20190704) for 441 Church Street

Discussed

20190740 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 Richardson, to enter an Executive Session to discuss legal and

personnel matters, real estate acquisition/disposition/leasing. 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 Richardson, 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 council agenda:

A motion was made by Council member Chalfant, seconded by Council member Richardson, to authorize the acquisition of right-of-entry at 277 S. Fairground Street for the Fairground St - South Marietta Parkway to Roswell Street (Fairground B) Project in exchange for ten dollars \$10. The motion carried by the following vote:

Vote: 7 – 0 – 0 *Approved*

A motion was made by Council member Chalfant, seconded by Council member Richardson, to authorize the acquisition of required right-of-way and easements at 346 Manget Street and 427 S Marietta Parkway from KRB Properties, LLC for the purpose of constructing the Manget Street Improvements - Mangey Street at Lakewood Drive Project in exchange for \$10,000 and stated stipulations. The motion carried by the following vote:

Vote: 7 – 0 – 0 *Approved*

ADJOURNMENT:

The meeting was adjourned at 7:46 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____