



# 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, January 11, 2021

5:15 PM

Council Chamber

**Presiding:** R. Steve Tumlin, Mayor

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

**Absent:** Grif Chalfant

**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 5:16 p.m.*

#### MINUTES:

**20201058 Agenda Work Session - December 7, 2020**

Review and approval of the December 7, 2020 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: 5 – 0 – 0                      Approved**

Absent for the vote: Reggie Copeland

#### BUSINESS:

**20201061 BLW Report**

Council Member Andy Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, January 11, 2021.

**Reported**

**20210053 Marietta Hilton Conference Center & Hotel.**

Discussion with the Marietta Leasehold L.P./Remington Hotel Management Company for the Marietta Hilton Conference Center & Hotel.

**Discussed**

**20201044 Transient Vendors and Temporary Businesses During Pandemic**

Motion to update the Business License Ordinance for Transient Vendors and Temporary Businesses so as to allow extensions for temporary businesses operating as a result of a state-issued State of Emergency.

*Discussion was held regarding the proposed ordinance. There was general agreement to draft a policy that would authorize the City Manager to grant and/or approve temporary business licenses for Transient Vendors and Temporary Businesses to operate on a temporary basis as a result of the State-Issued State of Emergency, in accordance with Section 2.16 (7) of the City Charter in order to protect the safety, health or well-being of the citizens of the City.*

**The motion was made by Council member Goldstein, seconded by Council member Kelly, 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**

**20201045 Amendment to Section 708, Permitted Uses**

Motion to authorize staff to advertise an amendment to the Zoning Ordinance to allow extended operations for temporary businesses operating as a result of a state-issued State of Emergency.

*Discussion was held. There was general agreement that this amendment would not be necessary due to the action taken for the previous item.*

**No Action Taken**

**20210054 Annual Financial Audit Report FY2020**

Motion to receive and file the FY2020 Annual Financial Audit Report.

**A 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: 6 – 0 – 0 Recommended for Approval – Consent Agenda**

**20210059 Safety and Workers' Compensation Policy**

Motion to approve an ordinance amending Section 4-4-30-020 of the Municipal Code of Marietta regarding employee compensation for on-the-job injuries after the first 90 days of lost time.

First Reading

**A motion was made by Council member Walker, seconded by Council member Kelly, 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**

**20201049 MEAG Solar Initiative - Power Purchase Contract**

Motion to approve the execution of the participant Power Purchase Contract, including desired megawatt (MW) entitlement amount, which will provide an avenue for Marietta/BLW to add photovoltaic solar power to our resource portfolio.

*Discussion was held regarding the Power Purchase Contract related to the MEAG Solar Initiative.*

*A motion was made by Council member Morris, seconded by Council member Walker, that this matter be recommend for approval.*

*Further discussion was held regarding the lack specifics in the contract.*

**An amendment to the motion was made by Council member Kelly, seconded by Council member Goldstein, to approve the concept of the Participant Power Purchase Contract submitted by MEAG for Marietta to purchase 3 megawatts of solar power generation. This motion expresses the intent of the City to add this solar power resource to the City/BLW generation mix. The motion was carried by the vote:**

**Vote: 6 – 0 – 0**

**Recommended for Approval - Consent Agenda**

**20201050 Electric Cities of Georgia (ECG)/ Walmart Solar Initiative**

Update on proposed Solar Agreement between BLW & Walmart.

**No Action Taken**

**20200867            Small Cell Ordinance**

Discussion of the Marietta Code Section 5-6 Small Cell Ordinance.

*Discussion was held regarding the proposed Small Cell Ordinance.*

*A motion was made by Council member Goldstein, seconded by Council member Morris, to approve the proposed Small Cell Ordinance as presented. The motion carried by the following vote:*

*Vote: 6 – 0 – 0    Recommended for Approval - Consent Agenda  
Mayor Tumlin vetoed the motion.*

*Further discussion was held.*

*A motion to override the veto was made by Council member Goldstein. The motion failed for lack of a second.*

*A motion was made by Council member Goldstein, seconded by Council member Richardson, to refer this matter back to the Judicial/Legislative Committee. The motion failed by the following vote:*

*Vote: 3 – 4 – 0    Failed  
Voting Against: Johnny Walker, Andy Morris and Reggie Copeland  
Mayor Tumlin voted against due to a tie vote.*

**No Action Taken**

**20201060            Authorization to Advertise Property**

Motion authorizing the advertisement for sale of a portion of 273 Hunt St.

**A 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: 6 – 0 – 0    Recommended for Approval – Consent Agenda**

**20210055            Final Plat - Kirk Ridge (1725 Stilesboro Road)**

Motion to approve the final plat for Kirk Ridge (Traton Homes) which consists of thirty-seven (37) age restricted single family detached homes at 1725 Stilesboro Road.

**A motion was made by Council member Morris, seconded by Council member Goldstein, 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**

**20201062            Draft City Council Agenda**

Review and approval of the Wednesday, January 11, 2021 DRAFT City Council Agenda.

- under Minutes: Agenda item 20210001 was added to the consent agenda.*
- under Mayor's Appointments: Agenda items 20210002-20210010 were added to the consent agenda. Agenda item 20210050 was also added to the consent agenda.*
- under Judicial/Legislative: Agenda item 20200051 was added to the consent agenda.*
- under Other Business: Agenda item 20210046 and 20210047.*

**Discussed**

**20201063            Executive Session**

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

**Not Held**

**ADJOURNMENT:**

*The meeting was adjourned at 8:02 p.m.*

**Respectfully submitted,**

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**Stephanie Guy, City Clerk**

**Approved:** \_\_\_\_\_