



# 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*  
*Andy Morris, Ward 4*  
*M. Carlyle Kent, Ward 5*  
*Andre L. Sims, Ward 6*  
*Joseph R. Goldstein, Ward 7*

Monday, February 7, 2022

5:15 PM

Council Chamber

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

**Present:** Cheryl Richardson, Grif Chalfant, Johnny Walker, Andy Morris, Andre L. Sims, M. Carlyle Kent 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:**

**20220120**      **Agenda Work Session - January 10, 2022**

Review and approval of the January 10, 2022 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: 7 – 0 – 0**                      **Approved**

**BUSINESS:**

**20220146**      **BLW Report**

Council Member Andy Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, February 7, 2022.

**Reported**

**20220125 Marietta Civil Service Board - Post 5**

Reappointment of Philip Hynninen to the Marietta Civil Service Board (Post 5), for a one-year term expiring January 31, 2023, as recommended by the Civil Service Board.

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

**20220028 Annual Financial Audit Report FY2021**

Presentation of the FY2021 Annual Financial Audit Report.

*Motion to receive and file the FY2021 Annual Financial Audit Report.*

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

**20220057 Extension of Agreements for Aviation Sports Complex**

Motion to authorize a four-year extension of the agreements between the City and the Marietta Development Authority and the Marietta Development Authority and 643DP Athletics, LLC per the existing contracts.

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

**20210387 Revised Detailed Plan - 1825 Stilesboro Road**

Request by homeowners association regarding tree removal, relocation, and replanting.

*A motion was made by Council member Morris, seconded by Council member Kent, to approve the request by the 1825 Stilesboro Homeowners' Association to allow the HoA to approve a homeowner's request to relocate a current street tree to a common area in the neighborhood and plant a new tree in the front yard. The requested options for new trees to be planted in the front yard would include:*

- 1. Bloodwood Japanese Maple*
- 2. Coral Bark Japanese Maple*
- 3. Trident Maple*

**The motion was made by Council member Morris, seconded by Council member Kent, 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: Cheryl Richardson and Joseph R. Goldstein

**20220153                      Code Amendment - Section 712.08 Tree Protection and Landscaping**

Motion to authorize staff to advertise proposed changes to the Tree Protection and Landscaping Ordinance regarding acceptable tree species and street tree requirements in small lot and townhome subdivisions.

*A motion was made by Council member Goldstein, seconded by Council member Walker, that this matter be Tabled.*

*Further discussion was held.*

**A substitute motion was made by Council member Richardson, seconded by Council member Morris, to authorize advertisement of the proposed changes to the Tree Protection and Landscaping Ordinance. The motion carried by the following vote:**

**Vote: 6 – 1 – 0**                      **Recommended for Approval – Consent Agenda**  
Voting Against: Joseph R. Goldstein

**20220147                      Draft City Council Agenda**

Review and approval of the Wednesday, February 9, 2022, DRAFT City Council Agenda.

*-under Minutes: Agenda items 20220122 and 20220123 were added to the consent agenda.*

*-under Ordinances: Agenda items 20211702, 20211073 and 20211074 were removed from the agenda.*

*-under Attorney Report: Agenda item 20220150 was added to the consent agenda.*

*-under Parks and Rec.: Agenda item 20220056 was added to the consent agenda, with Council member Goldstein abstaining.*

*-under Other Business: Agenda item 20220138 was added to the consent agenda.*

**Discussed**

20220148

**Executive Session**

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

**A motion was made in open session by Council member Chalfant, seconded by Council member Goldstein, 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 Sims, 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 made:*

*1.) A motion was made by Council member Chalfant, seconded by Council member Walker, to suspend the rules of order to add an item to the agenda related to property located at 950 Cobb Parkway. The motion carried by the following vote:*

*Vote: 7 – 0 – 0                      Approved*

*A motion was made by Council member Chalfant, seconded by Council member Walker, authorizing acquisition of property at 950 Cobb Parkway owned by Freeport Title & Guaranty, Inc. as Trustee of the 950 Cobb Parkway Land Trust on behalf of the City of Marietta by means of eminent domain.*

*The motion carried by the following vote:*

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

*2.) A motion was made by Council member Chalfant, seconded by Council member Walker, to suspend the rules of order to add an item to the agenda related to property located at 975 Cobb Parkway. The motion carried by the following vote:*

*Vote: 7 – 0 – 0                      Approved*

*A motion was made by Council member Chalfant, seconded by Council member Morris, authorizing acquisition of property at 975 Cobb Parkway owned by Gelder and Willett, LLC on behalf of the City of Marietta by means of eminent domain. The motion carried by the following vote:*

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

3.) *A motion was made by Council member Chalfant, seconded by Council member Walker, to suspend the rules of order to add an item to the agenda related to property located at 150 Mountain View Road. The motion carried by the following vote:*

*Vote: 7 – 0 – 0 Approved*

*A motion was made by Council member Chalfant, seconded by Council member Walker, authorizing acquisition of property located at 150 Mountain View Road owned by Arthur N. Ward on behalf of the City of Marietta by means of eminent domain. The motion carried by the following vote:*

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

4.) *A motion was made by Council member Chalfant, seconded by Council member Walker, to suspend the rules of order to add an item to the agenda related to property located at 86 South Cobb Drive (Hudson Road) and 1100 S Marietta Parkway. The motion carried by the following vote:*

*Vote: 7 – 0 – 0 Approved*

*A motion was made by Council member Chalfant, seconded by Council member Goldstein, authorizing acquisition of easements at 86 South Cobb Drive (Hudson Road) and 1100 S Marietta Parkway from the Board of Regents of the University System of Georgia, for the purpose of constructing the Rottenwood Creek Trail Phase I Project in exchange for \$373,900.00.*

*The motion carried by the following vote:*

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

5.) *A motion was made by Council member Chalfant, seconded by Council member Morris, to suspend the rules of order to add an item to the agenda related to property located at 135, 1415, 1100, 1266 & 1450 Barclay Circle. The motion carried by the following vote:*

*Vote: 7 – 0 – 0 Approved*

*A motion was made by Council member Chalfant, seconded by Council member Goldstein, authorizing acquisition of easements at 1135, 1415, 1100, 1266 & 1450 Barclay Circle from Life University, Inc. for the purpose of constructing the Rottenwood Creek Trail Phase I Project in exchange for \$504,000.00. The motion carried by the following vote:*

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

**ADJOURNMENT:**

*The meeting was adjourned.*

**Respectfully submitted,**

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**Stephanie Guy, City Clerk**

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