



# 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, September 3, 2020

5:15 PM

Council Chamber

**Presiding:** Michelle Cooper Kelly, Mayor Pro tem

**Present:** Cheryl Richardson, Grif Chalfant, Johnny Walker, Andy Morris, Reggie Copeland and Joseph R. Goldstein

**Absent:** R. Steve Tumlin

***Also Present:***

*Bill Bruton, City Manager*

*Doug Haynie, City Attorney*

*Stephanie Guy, City Clerk*

**CALL TO ORDER:**

*Mayor Pro tem Kelly called the meeting to order at 5:15 p.m.*

**MINUTES:**

**20200719      Agenda Work Session - August 10, 2020**

Review and approval of the August 10, 2020 Agenda Work Session minutes.

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

**Vote: 7 – 0 – 0**

**Approved**

**BUSINESS:**

**20200746      BLW Report**

Council Member Andy Morris gives the Board of Lights and Water (BLW) report for the meeting held on Wednesday, September 2, 2020.

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

*Council member Goldstein stepped down from the dais prior to the discussion regarding the Welcome Center Contract Amendment.*

**20200692**

**Welcome Center Contract Amendment**

Motion to approve an Amendment to the Welcome Center Contract regarding rent of the Depot building.

*Council Member Goldstein discloses that The Earl Smith Strand Theatre rents space owned by the Herbert S. Goldstein Family Limited Partnership. The Herbert S. Goldstein Family Limited Partnership is owned and managed by members of Council Member Goldstein's family. Council Member Goldstein will not participate in any discussion or vote on this item in his official capacity as a city council member.*

*Council Member Goldstein discloses that GA Metro Dance Theatre is located in space rented by Ashleigh Whitworth and Morgan Stoner and owned by the PMG Whitlock Ave, LLC. PMG Whitlock Ave, LLC is owned and managed by Philip M. Goldstein. Philip Goldstein is the father of Councilmember Goldstein. Council Member Goldstein will not participate in any discussion or vote on this item in his official capacity as a city council member.*

*Council Member Goldstein discloses that the Atlanta Lyric Theatre rents space owned by Philip M. Goldstein. Philip Goldstein is the father of Council Member Goldstein. Council Member Goldstein will not participate in any discussion or vote on this item in his official capacity as a city council member.*

*Council Member Goldstein discloses that he is on the board of the Marietta Welcome Center representing the City of Marietta.*

*Council Member Goldstein discloses that he is a member of the Marietta/Cobb Museum of Art.*

*Council Member Goldstein discloses that Elise Goldstein is a member of the Georgia Symphony Orchestra Chorus and is a member of one of the committees of the Georgia Symphony Orchestra. Elise Goldstein is the mother of Council Member Goldstein.*

**A motion was made by Council member Richardson, seconded by Council member Chalfant, 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: Joseph R. Goldstein

*This matter was added to the consent agenda, with Council member Goldstein abstaining.*

*Council member Goldstein returned to the dais.*

**20200708 Detailed Plan - Campus Realty Advisors**

Motion to approve the detailed plan, including the attached site plan, tree plan, and building elevations, for 315 Freys Gin Rd and 1222, 1230, 1238, & 1246 Banberry Road, with the following stipulation:

- An exemption plat shall be submitted for approval in lieu of a final plat.

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

**Vote: 7 – 0 – 0 Recommended for Council Agenda Non Consent**

**20200594 Home Delivery of Alcohol - House Bill 879**

Discussion of House Bill 879 pertaining to the regulation of alcoholic beverages.

*Council member Michelle Cooper Kelly disclosed that she is employed by a large brewery that also owns several craft breweries.*

*Discussion was held. There was general agreement to take no action.*

**Discussed**

**20200715 Wine & Beer Tasting Ordinance**

Review of current Wine & Beer Tasting Ordinance (8-8-2-280 & 8-8-2-290).

*Council member Michelle Cooper Kelly disclosed that she is employed by a large brewery that also owns several craft breweries.*

*Discussion was held. This matter was referred to the committee.*

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

**20200724 City Council Terms of Office & Organization Meeting**

To consider cycles of ½ City Council every two years for four-year terms. Councilpersons 2, 3, and 4 and Mayor to be elected for a two-year term in 2021 and then in November 2023 for four-year terms thereafter. No change for 1,5,6, and 7. Amendment for City Code Sections 2.4 (Election; terms of office) and 2.8 (Organization meeting; official oath).

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

**Vote: 7 – 0 – 0                      Recommended for Council Agenda Non Consent**

**20200747                      Draft City Council Agenda**

Review and approval of the Wednesday, September 9, 2020 DRAFT City Council Agenda.

*-under Minutes: Agenda item 20200721 was added to the consent agenda.*

*-under Public Works: Agenda item 20200702 was amended to be approval of a 3-way stop.*

*-under Public Works: Agenda item 20200703 was added to the consent agenda.*

*-under Other Business: Agenda item 20200638 was added to the consent agenda as a motion to table.*

*-under Other Business: Agenda item 20200722 was added to the consent agenda.*

**Discussed**

**20200748                      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 Chalfant, 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 Goldstein, seconded by Council member Copeland, to exit the Executive Session. The motion carried by the following vote:**

**Vote: 7 – 0 – 0                      Approved**

*After the Executive Session, the following motion was made:*

*A motion was made by Council member Chalfant, seconded by Council member Goldstein, to suspend the rules of order to add an item to the council consent agenda authorizing acquisition of the easements at 535 Bouldercrest Drive from Raymond C. Buday and Rebecca W. Buday for the purpose of constructing the Bouldercrest Drive Sidewalk Enhancements project in exchange for \$1,979.00 with stipulations. The motion carried by the following vote:*

*Vote: 7 – 0 – 0*

*Recommended for Approval - Consent Agenda*

**ADJOURNMENT:**

*The meeting was adjourned at 6:20 p.m.*

**Respectfully submitted,**

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**Stephanie Guy, City Clerk**

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