



City of Marietta
Meeting Minutes
COMMITTEE OF THE WHOLE

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

William B. Dunaway, Mayor
Annette Paige Lewis, Ward 1
Grif Chalfant, Ward 2
Holly Marie Walquist, Ward 3
Irvan A. "Van" Pearlberg, Ward 4
Rev. Anthony Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Monday, January 7, 2008

5:15 PM

4th Floor Conference Room

Presiding: William B. Dunaway

Present: Philip M. Goldstein, Jim King, Rev. Anthony Coleman, Holly Walquist, Grif Chalfant, Annette Lewis and Van Pearlberg

Also Present:

William F. Bruton, Jr. City Manager

Douglas Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor William B. Dunaway called the meeting to order at 5:15 p.m.

MINUTES:

20071425 Regular Meeting - December 10, 2007

Review and approval of the December 10, 2007 regular meeting minutes.

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

Vote: 6 - 0 - 0

Approved

Grif Chalfant was absent at the time of the vote.

A motion was made by Council member Goldstein, seconded by Council member King, to amend agenda items 20071345 and 20071416 of the December 10, 2007 minutes by adding the disclosures filed by Council member Goldstein. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

BUSINESS:

20080032 BLW Report

Report by Councilman Jim King on the actions of the BLW at their meeting held Monday, January 7, 2008.

Council member King reported on the actions of the Board of Lights and Water at their January 7, 2008 regular meeting. Acting Finance Director Lori Duncan reported on the BLW finance statements. (See the January 7, 2008 regular Board of Lights and Water meeting minutes for details.)

This matter was Reported.

20071492 Cobb Housing, Inc.

Appointment to the Cobb Housing, Inc. (CHI) Board of Directors for a one year term expiring on January 10, 2009.

Appointment Holly Marie Walquist to the Cobb Housing, Inc. (CHI) Board of Directors for a one-year term expiring on January 10, 2009.

A motion was made by Council member Coleman, 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

20071387 Cobb Municipal Association 2008 Delegates

Appointment of the 2008 voting delegates for the Cobb Municipal Association (CMA) business meetings.

Appointment of Philip M. Goldstein and Grif Chalfant as the 2008 voting delegates for the Cobb Municipal Association (CMA) business meetings.

A motion was made by Council member Walquist, seconded by Council member Pearlberg, 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

20071357 City Council Regular Meeting 2008 Calendar

Approval of a Resolution establishing dates, time and place of regular council meetings for 2008.

A motion was made by Council member Walquist, seconded by Council member Lewis, 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

20080017 "lilchickensofmarietta"

Discussion of Council action to authorize the lil' chickens of marietta public art display as a city-sanctioned event.

Motion to authorize the lil' chickens of Marietta public art display per the

request of the Cobb-Marietta Junior League as a city-sanctioned event with the condition that the placement and duration of the art shall be subject to the approval of the City Manager.

The motion was made by Council member Goldstein, seconded by Council member Lewis, 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

20080039 Letter of Understanding

Review and discussion of a Letter of Understanding between the DMDA and Morgan Keegan & Company, Inc., to act as Underwriter/Re-Marketing Agent on \$7,000,000 DMDA Revenue Bonds, Series 2008 and to approve the recommended Plan of Finance for \$7,000,000 DMDA Revenue Bonds, Series 2008.

A motion was made by Council member Coleman, seconded by Council member Lewis, 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

20071344 Historic Preservation

Historic Preservation Commission request to discuss funding for design guidelines.

A motion was made to remove the restriction requiring 60 percent of the property owners in the potential district to be in favor of proceeding with the guidelines prior to establishing the historical district and the creation of the guidelines for the potential district.

A motion was made by Council member Walquist, seconded by Council member King, that this matter be Denied. The motion failed by the following vote:

Vote: 3 - 4 - 0

Denied

Vote Against: Van Pearlberg, Philip M. Goldstein, Annette Lewis and Rev. Anthony Coleman

20071452 321 Cole Street and 325 North Marietta Parkway

Motion to authorize staff to advertise for the sale of 321 Cole Street and 325 North Marietta Parkway with minimal right-of-way reserved as surveyed.

Council member Goldstein disclosed that the original request for the City to sell the property was made by one of his tenants who leases parking spaces and is a subtenant in an adjacent building.

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

Vote: 6 - 0 - 1

Abstain: 1 - Philip M. Goldstein

Recommended for Approval - Consent Agenda

20080006

Marietta Walk Final Plat

Motion to approve the Final Plat for Marietta Walk (Phase I) dated January 7, 2008.

This matter was Discussed.

20080035

Draft Agenda

Review of the Draft Agenda for the January 9, 2008, City Council Meeting.

The following amendments were made to the draft agenda:

-under Minutes: Agenda items 20071426 and 20071466 were added to the consent agenda.

-under Mayor's Appointments: All the Mayor's appointments were added to the consent agenda.

-under Other Business: Agenda item 20080031 was added to the consent agenda.

This matter was Discussed.

20080037

Executive Session

Executive Session to discuss Legal, Personnel and/or Real Estate matters.

A motion was made in open session by Council member Coleman, seconded by Council member Lewis, to enter an Executive Session to discuss personnel matters. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

For: Annette Paige Lewis, Grif Chalfant, Holly Marie Walquist, Van Pearlberg, Rev. Anthony Coleman, James W. King, and Philip M. Goldstein

The Executive Session was held.

A motion was made by Council member Goldstein, seconded by Council member King, to close the Executive Session. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

For: Annette Paige Lewis, Grif Chalfant, Holly Marie Walquist, Van Pearlberg, Rev. Anthony Coleman, James W. King, and Philip M. Goldstein

20080044

Property Acquisition

Motion to approve partial acquisition of properties for the construction of sidewalks as follows.

| | | |
|--------------------|-----------------------------|---------|
| 114 Woods Drive | Geneva Carter | \$3,775 |
| 524 Fort Street | Ms. Tina Harris | \$2,300 |
| 526 Fort Street | Mr. Alvin Lorenzo Kinnebrew | \$2,000 |
| 530 Fort Street | Ms. Ercelene T. Adams | \$1,350 |
| 540 Fort Street | L.C. & Ida J. Delay | \$1,650 |
| 1395 Whitlock Ave. | James W. Martin | \$1.00 |
| 1140 Roswell Road | Perry S. Alterman | \$1.00 |
| 1176 Roswell Road | Diwa IV, Inc., | \$1.00 |
| 1200 Roswell Road | 1200 Roswell Inc. | \$1.00 |
| 1256 Roswell Road | Parsa International LLC | \$1.00 |
| 1288 Roswell Road | Michael O. Ward | \$1.00 |

Also approving a "Non-Exclusive License to Landscape" with Cobb County for the purpose of constructing sidewalks at the following properties.

1425 Whitlock Ave.
 1445 Whitlock Ave.
 1455 Whitlock Ave.
 1465 Whitlock Ave.
 1482 Whitlock Ave.

A motion was made by Council member Walquist, seconded by Council member King, 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

20080045 Franchise Agreement

Motion to approve the Franchise Agreement between the City of Marietta and Cobb Electric Membership Corporation (EMC), including the authorization for the Mayor, City Manager and City Attorney to execute any and all documents related to the litigation between the parties.

A motion was made by Council member King, 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

20071454 Appointed Officials Performance/Compensation Reviews

Appointed Officials Performance & Compensation Reviews and the City Manager Employment Agreement.

Motion to approve the Appointed Officials Performance & Compensation and the City Manager Employment Agreement, as discussed.

A motion was made by Council member Goldstein, seconded by Council member King, 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

20080046 Marietta Redevelopment Corporation

Motion to approve the Employment Agreement for the Executive Director of the Marietta Redevelopment Corporation (MRC), as presented.

A motion was made by Council member Chalfant, seconded by Council member Walquist, 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

ADJOURNMENT:

The meeting adjourned at 7:52 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____