



City of Marietta Meeting Summary

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

CITY COUNCIL

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

Wednesday, January 09, 2008

7:00 PM

Council Chamber

20080043

Swearing in of police officers

The following police officers are sworn in to the Marietta Police Department.

Greg Miniger
Nathan Devaux
Troy Moore

Oath Administered

20071426

Regular Meeting - December 12, 2007

Review and approval of the December 12, 2007 regular meeting minutes.

Approved

20071466

Special Meeting - December 20, 2007

Review and approval of the December 20, 2007 special meeting minutes.

Approved

20071480

Mayor Pro tem

Appointment of Griffin Lee Chalfant, Jr., as the Mayor Pro tem for a term of one year expiring on January 9, 2009.

Approved

20071481

Presiding Officer

Appointment of Annette Paige Lewis as the Presiding Officer for a term of one year expiring on January 9, 2009.

Approved

20071482

BLW Council Representative

Reappointment of James W. King as the council representative on the Board of Lights and Water (BLW) for a term of one year expiring on January 9, 2009.

Approved

20071483

Economic/Community Development Committee

Appointment of Griffin Lee Chalfant, Jr., as the chairperson, Holly M. Walquist and Philip M. Goldstein, to the Economic/Community Development Committee for a term of one year expiring on January 9, 2009.

Approved

20071484

Finance/Investments Committee

Appointment of Annette Paige Lewis, as the chairperson, James W. King and Anthony C. Coleman to the Finance/Investments Committee for a term of one year expiring on January 9, 2009.

Approved

20071485

Judicial/Legislative Committee

Appointment of Philip M. Goldstein, as the chairperson, Irvan Alan Pearlberg and James W. King to the Judicial/Legislative Committee for a term of one year expiring on January 9, 2009.

Approved

20071486

Parks, Recreation & Tourism Committee

Appointment of Holly M. Walquist, as the chairperson, Anthony C. Coleman and Annette Paige Lewis to the Parks, Recreation and Tourism Committee for a term of one year expiring on January 9, 2009.

Approved

20071487

Personnel/Insurance Committee

Appointment of Irvan Alan Pearlberg, as the chairperson, Griffin Lee Chalfant, Jr., and Annette Paige Lewis to the Personnel/Insurance Committee for a term of one year expiring on January 9, 2009.

Approved

20071488

Public Safety Committee

Appointment of Anthony C. Coleman, as the chairperson, Irvan Alan Pearlberg and Holly M. Walquist to the Public Safety Committee for a term of one year expiring on January 9, 2009.

Approved

20071489

Public Works Committee

Appointment of James W. King, as the chairperson, Griffin Lee Chalfant, Jr., and Philip M. Goldstein to the Public Works Committee for a term of one year expiring on January 9, 2009.

Approved

20071490 **Marietta Housing Authority Council Liaison**

Appointment of Anthony C. Coleman as the council liaison to the Marietta Housing Authority for a term of one year expiring on January 9, 2009.

Approved

20071491 **Marietta Board of Education Council Liaison**

Appointment of Annette Paige Lewis as the council liaison to the Marietta Board of Education for a one-year term expiring on January 9, 2009.

Approved

20071465 **Code Enforcement - 588 Wilshire Avenue**

An ordinance authorizing the removal of overgrown grass, weeds and obnoxious vegetation, along with trash and debris, rendering sanitary property in the corporate limits of the City of Marietta, Georgia at 588 Wilshire Avenue.

Listed Owner: Maria S. Gaspar & Julio Pedro Martinez

Certified mail receipt not received as of 12/31/07.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

Approved

20071479 **Code Enforcement - 222 Cole Street**

An ordinance authorizing the removal of overgrown grass, weeds and obnoxious vegetation, along with trash and debris, rendering sanitary property in the corporate limits of the City of Marietta, Georgia at 222 Cole Street.

Listed Owner: Freeport Title & Guaranty, Inc.

Certified mail receipt returned 12-17-07; signature not legible

Taxes paid: Yes

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

Approved

20071403 **Precinct Polling Place Changes - Ward 1 & 7**

Motion to authorize advertisement of proposed precinct polling place changes for municipal elections to coincide with changes approved by Cobb County Board for State and County elections.

Approved

20071428

800 MhZ Radio License Agreement

Motion to approve the First Amendment to the Second 800 MhZ Radio System User License Agreement with Cobb County.

Approved

20071433

Meeting Park

Motion to approve the Revised Detailed Plan for Meeting Park (Winter PropertiesDevelopment)

Approved

20071441

Smith-Manning Design Guidelines

Motion to approve advertising of a Public Hearing for the Design Guidelines for the Smith-Manning House to be held at the regularly scheduled City Council meeting on Wednesday, February 13, 2008.

Approved

20071453

Historic Preservation Ordinance

Motion to approve the proposed revision on meeting dates for the Historic Preservation Commission.

Approved

20071422

Public Urination Ordinance

Approval of an Ordinance prohibiting urination and/or defecating in public or in view of a public place.

Approved

20071357

City Council Regular Meeting 2008 Calendar

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

Approved

20071459

Taste of Marietta Street Closing Request

Motion Authorizing Street Closures for the 2008 Taste of Marietta as follows:

1) North and West Park Square from 10:00pm, Saturday, April 26, 2008 until 10:00pm, Sunday, April 27, 2008

2) East Park Square and Lawrence Street between East Park Square and Waddell Street from 1:00am to 10:00pm, Sunday, April 27, 2008.

3) South Park Square from 1:00am to 10:00pm, Sunday, April 27, 2008 and;
4) the following streets on Sunday April, 27, from 8:00 am until 10:00 pm: a) Mill Street east of the Railroad Tracks, b) Whitlock Avenue east of the Railroad Tracks, c) Church Street from Hansell Street to N. Park Square and, d) Powder Springs Street from S. Park Square to Anderson Street.

Approved

20071352

ADA Advisory Board - Post 1

Appointment of Nysia Lanier (Post 1) and Lawrence (Larry) Panetta (Post 5) to the Americans with Disabilities (ADA) Advisory Board for a three-year term, expiring December 31, 2010.

Approved

20071401

Planning Commission Appointment - Ward 4

Appointment of Donald A. Gillis to the Planning Commission (Ward 4) for a three-year term, expiring January 14, 2011.

Discussed

20071454

Appointed Officials Performance/Compensation Reviews

Approval of an Ordinance amending the Appointed Officials Performance & Compensation and the City Manager Employment Agreement.

Approved

20071423

Standard Operating Procedures for the Marietta Police Department

Motion approving the revisions to the following Standard Operating Procedures for the Marietta Police Department:
A030 Code of Conduct; A032 Personnel Manager; A039 Personnel Selection; A041 Organizational Structure; A044 Uniforms, Equipment & Department Property; A052 Detention & Housing of Detainees; A070 Departmental Forms & Reports; S035 Crime & Accident Scenes

Approved

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.

Approved

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, with the following conditions:
1) *The plat showing the properties to be advertised for sale, which is dated January 9, 2008 and signed by Council member King, shall be filed in the City Clerk's Office.*
2) *The parcels to be advertised for sale are identified as follows: A2, B2, D, F2 and G.*

20071402

V2008-01 Trilogy Development Group, Inc. 1120 Powder Springs Street

V2008-01 [VARIANCE] Trilogy Development Group, Inc. request a variance for property located in Land Lot 00670, 17th District, Parcel 0420, 2nd Section of Cobb County, Marietta, Georgia and being located at 1120 Powder Springs Street. Variance to increase the front setback from a maximum of 75' to 90' in the Commercial Corridor Design Overlay District. Ward 2.

Approved as Stipulated

Motion to grant a variance for property located at 1120 Powder Springs Street to increase the front setback from a maximum of 75' to 90' in the Commercial Corridor Design Overlay District, with the following stipulations:

- 1) *The applicant shall comply with items 1-8 listed in the Staff Review for Variance Request, Case #V2008-01.*
- 2) *The applicant shall submit the exterior architectural elevations, materials to be used and the configuration of the dumpsters for City Council approval.*

20080039

Letter of Understanding

Motion to approve 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.

Approved

20071492

Cobb Housing, Inc.

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

Discussed

20071387

Cobb Municipal Association 2008 Delegates

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

Discussed

20080017

lil' chickens of marietta

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.

Approved

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.

Approved

Motion to approve partial acquisition of properties for the construction of sidewalks as presented, with the exception of the following:

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	

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.

Approved

20080046 **Marietta Redevelopment Corporation**

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

Approved

20080031

BLW Actions of January 7, 2008

Review and approval of the January 7, 2008 actions and minutes of the Marietta Board of Lights and Water Works (BLW).

Approved