



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Summary CITY COUNCIL

R. Steve Tumlin, Mayor
Annette Paige Lewis, Ward 1
Griffin "Grif" L. Chalfant, Jr., Ward 2
Johnny Sinclair, 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, October 12, 2011

7:00 PM

Council Chamber

20110942 Heroic Act of Bravery

Presentation to Mr. Cedric White for risking his own life by entering a burning building to assist in the evacuation of tenants and saving the life of a child on August 29, 2011.

Presented

20110713 Law Enforcement National Data Exchange (N-DEX)

Recognition of the IT Department for becoming the first agency in the state of Georgia to successfully submit data to the Law Enforcement National Data Exchange (N-DEX). The vision of N-DEX is to enable the sharing of complete, accurate, timely, and useful information across jurisdictional boundaries and to provide new investigative tools that enhance the nation's ability to fight crime and terrorism.

Presented

20110917 Karmen Scarbro, Tim George and Kim Holland present the Park St. Elementary Poster Contest Winners for Public Power & Clean Water Week.

The Poster Contest Theme is "I am Power Smart" or "I am Water Smart."

Water Award Recipients

Grand Prize Winner - Peyton Blue, 3rd Grade
1st Place - Manuel Dominguez, 5th Grade
2nd Place - Emmanuel Diaz Peralta, 3rd Grade
3rd Place - George Thuita, 5th Grade

Power Award Recipients

Grand Prize Winner - Nadia Archer, 4th Grade
1st Place - Jose Ortiz, 5th Grade
2nd Place - Terriana Gates, 5th Grade
3rd Place - Kevin Vasquez, 3rd Grade

Presented

20110890 Proclamation - Fire Prevention Month

Presentation of a Proclamation to Lt Patrick Stewart, proclaiming October 9-15, 2011 as "Protect Your Family from Fire!" week in the city of Marietta.

Presented

20110894 Proclamation - Domestic Violence Awareness Day

Proclamation declaring October 27, 2011 as DOMESTIC VIOLENCE AWARENESS DAY throughout the City of Marietta, asking all to join together in efforts to eliminate domestic violence in our state, our counties and our homes.

Presented

20110872 Proclamation - Diaper Day

Presentation of a Proclamation declaring October 24, 2011 as the Third Annual "Cobb Diaper Day" in the City of Marietta. The Cobb Diaper Day Committee is committed to asking the business community, concerned citizens, and non-profit organizations, to collect diapers from employees, members and friends throughout the month of October. The single act of donating diapers on Monday, October 24, 2011 at 5:00 PM at Glover Park, on the Marietta Square can help hundreds of families in Cobb County.

Presented

* **20110906 Regular Meeting - September 14, 2011**

Review and approval of the September 14, 2011 regular meeting minutes.

Approved and Finalized

* **20110913 Special Meeting - September 27, 2011**

Review and approval of the September 27, 2011 special meeting minutes.

Approved and Finalized

* **20110902 Marietta Historic Preservation Commission Appointment**

Reappointment of Rebecca Nash Paden (Ward 6) to the Marietta Historic Preservation Commission for a term of three years, expiring September 14, 2014.

Approved and Finalized**20110697 Z2011-12 Crown Towing 503 Commerce Park Drive, Suite H**

Z2011-12 [SPECIAL LAND USE PERMIT] CROWN TOWING requests a Special Land Use Permit for property located in Land Lot 04310, District 17, Parcel 0170, 2nd Section, Marietta, Cobb County, Georgia and being known as 503 Commerce Park Drive, Suite H, currently zoned LI (Light Industrial). Ward 1.

Motion to approve a Special Land Use Permit to operate an automobile storage yard service is hereby approved, for property located at 503 Commerce Park Drive, Suite H, with the following stipulations incorporated as conditions of zoning:

1. Repair hole #1 in existing concrete measuring 7' x 7';
2. Repair hole #2 in existing concrete measuring 5' x 12";
3. Seal all cracks in existing concrete;
4. Kill and remove all existing weeds on concrete pad;
5. Repair fence at perimeter of concrete pad;
6. Install signage at entrance to fenced area.
7. This lot will be used to tow vehicles that have parked illegally. No vehicles will be kept on the lot in excess of 90 days.

Approved as Amended**20110803 Z2011-14 Eddie R. Gomez 712 Lawrence Street**

Z2011-14 [REZONING] EDDIE R. GOMEZ request rezoning for property located in Land Lot 12140, District 16, Parcel 0910, 2nd Section, Marietta, Cobb County, Georgia and being known as 712 Lawrence Street from CRC (Community Retail Commercial) to R-4 (Single Family Residential - 4 units/acre). Ward 5.

Motion to approve rezoning for property located at 712 Lawrence Street from CRC (Community Retail Commercial) to R-4 (Single Family Residential 4 units/acre), with the following variances incorporated as conditions of zoning:

1. Variance to reduce the side setback from 10' to 0' only for the existing shed located along the western property line as indicated on the survey for Bobby Lipop & Eddie Gomez dated November 28, 2009. [Section 708.04 (H)]
2. Variance to allow gravel as an acceptable surface treatment for the parking of vehicles within the hatched area shown on the property as indicated on the survey for Bobby Lipop & Eddie Gomez dated November 28, 2009. [Section 716.08 (A) and (B)]
3. These stipulations shall be discontinued upon the redevelopment of the site.

Approved as Amended*** 20110944 Sunday Alcohol Sales**

Motion to approve Resolution calling for Referendum by the Citizens of Marietta on whether or not to authorize Sunday Alcohol Sales within the City of Marietta.

Approved and Finalized*** 20110940 Denial of Claim**

Denial of Claim of Christopher Barton.
Approved to Deny Claim

* **20110877**

FFY' 2012 CDBG Project List

Approval of a Resolution submitting the FFY'2012 CDBG Final Statement Projects List to Cobb County for inclusion in their submittal to the U.S. Department of Housing and Urban Development (HUD); and further, the use of \$438,772 of CDBG FFY'2012 funds the city will receive from HUD.

Approved and Finalized

* **20110787**

Donation to the Tree Preservation Fund by DR Horton

Approval of an Ordinance amending the Fiscal Year 2012 Tree Preservation Fund budget to receive and appropriate a donation from DR Horton

Approved and Finalized

* **20110850**

Department of Justice Grant

Approval of an Ordinance amending the Fiscal Year 2012 Grant Fund to receive and appropriate a grant from the Department of Justice for \$44,573 to purchase two police vehicles for uniform patrol.

Approved and Finalized

* **20110889**

Authorization to advertise amendments to sidewalk ordinance

Motion to authorize advertisement of an Ordinance amending Section 732.07, Sidewalks

Approved and Finalized

20110873

Marietta Historic District Rules/Regulations

Motion to approve amendment to Rules and Regulations related to the Marietta Historic District, Article 7-8-8, entitled Historic District. This motion includes approval of amending any other Code Section related to this matter.

Councilman Goldstein discloses that he and family members and or entities that he owns or has an ownership interest, in owns property and or business in the Downtown Marietta area and the Downtown Marietta Historic District.

Mayor Steve Tumlin discloses that he has a legal practice and is a tenant within the Historic District.

Approved as Amended

* **20110893**

Farmer's Market

Motion approving closure of Mill St. between Church St/W. Park Sq. and the railroad tracks Saturday mornings from January 7 to March 31, 2012 from 8 a.m. to 1 p.m. for the purpose of conducting a winter edition of the Saturday Farmer's Market.

Approved and Finalized

- * **20110886** **Marietta/BLW FY 012 Pay and Classification Plans and Position Allocation Chart**

Approval of an Ordinance amending the City of Marietta/BLW FY012 pay and classification plans and position allocation chart to create and add one position of Engineering Training Manager to be temporarily assigned to the Electrical Division of the BLW.

Approved and Finalized
- * **20110887** **Electrical Line Worker Test Schedule and Pay Plan**

Approval of an Ordinance revising the Electrical Line Worker Test Schedule and Pay Plan to reflect changes in the time period required to advancing from Steps One to Four.

Approved and Finalized
- * **20110880** **2011 SPLOST Funding Schedule**

Motion to approve the 2011 SPLOST Funding Schedule.

Approved and Finalized
- * **20110882** **Recycle Bank Promotional Program**

Motion to enter into a joint agreement with Recyclebank to participate in a promotional version of their Curbside Recycling Incentives Program.

Approved and Finalized
- * **20110939** **NLC Annual Congress of Cities Business Meeting**

Motion appointing Philip M. Goldstein as voting delegate for the National League of Cities (NLC) Congress of Cities' Annual Business Meeting to be held November 12, 2011 in Phoenix, AZ.

Approved and Finalized
- * **20110907** **BLW Actions of October 10, 2011**

Review and approval of the October 10, 2011 actions and minutes of the Marietta Board of Lights and Water.

Approved and Finalized

* 20110954

72 Atlanta Street

Motion authorizing acquisition of easements and right of way within property located at 72 Atlanta Street from William D. and Earl H. Young, for the purpose of constructing the Atlanta Street Improvement Project - Waverly Way to Waterman Street in exchange for \$95,000 with stipulations per mediation.

Approved and Finalized