



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes

CITY COUNCIL AGENDA WORK SESSION

Steve Tumlin, Mayor
Stuart Fleming, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Rev. Anthony Coleman, Ward 5
Michelle Cooper Kelly, Ward 6
Philip M. Goldstein, Ward 7

Monday, June 8, 2015

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor
Present: Stuart Fleming, Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly and Philip M. Goldstein
Absent: Grif Chalfant

Also Present:
William F. Bruton, Jr. City Manager
Douglas R. Haynie, City Attorney
Yvonne Williams, Deputy City Clerk

CALL TO ORDER:

Mayor Tumlin called the meeting to order at 5:15 pm.

MINUTES:

20150515 **Agenda Work Session Minutes - May 11, 2015**

Review and approval of the May 11, 2015 Agenda Work Session meeting minutes.

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

Vote: 6 – 0 – 0 **Approved**

BUSINESS:

20150555 **BLW Report**

Council Member G.A. Andy Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, June 8, 2015.

allow alcoholic beverages to be sold at water parks. Concern was expressed by Council related to the sale of alcohol at a water park.

A motion was made by Council member Goldstein, seconded by Council member Fleming, to approve the proposed amendment to the City Code to create the possibility of Water Parks to become eligible for City of Marietta Malt Beverages, Wine and Distilled Spirits Consumption on the Premises Alcohol License, allowing the storage of alcohol on the premises and with the stipulation that alcoholic sales would end 1 hour before the park closes.

A substitute motion was made by Council member Fleming, seconded by Council member Goldstein, to approve the proposed amendments striking the service of distilled spirits, allowing the storage of alcohol on the premises and with the stipulation that alcoholic sales would end 1 hour before the park closes. The motion failed by the following vote:

Vote: 2 – 4 – 0

Failed

Voting Against: Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly

Mayor Tumlin called for a vote on the original motion.

The motion was made by Council member Goldstein, seconded by Council member Fleming, to approve the proposed amendment to the City Code to create the possibility of Water Parks to become eligible for City of Marietta Malt Beverages, Wine and Distilled Spirits Consumption on the Premises Alcohol License, allowing the storage of alcohol on the premises and with the stipulation that alcoholic sales would end 1 hour before the park closes.

The motion failed by the following vote:

Vote: 0 – 6 – 0

Failed

Voting Against: Stuart Fleming, Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly and Philip M. Goldstein

20150346

Meeting Park Detailed Plan - Revision to sidewalk along east side of Waddell Street

Motion to approve an amendment to the detailed plan for Meeting Park which would eliminate the new 5' beauty strip between the curb and the 4' sidewalk to allow the existing 4' sidewalk remain at the back of curb along lots 1, 8-12 along the eastern side of Waddell Street. The required street trees along Waddell Street would be relocated to behind the sidewalk and maintained by the Meeting Park Homeowner's Association.

All other conditions approved with previous detailed plans shall remain in effect.

Motion to move forward with the revised detailed plan, as amended.

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

20150462 Revision to the Detailed Plan for the Tradition Subdivision (L-8 & L-9)

Revision to the approved detailed plan to allow a guest home between the principal structure and Lookingglass Lane.

(The applicant is withdrawing their request to revise the detailed plan.)

Referred to the Judicial/Legislative Committee

20150475 Proposed amendment to the Detailed Plans for Manget Phases II-IV

Discussion regarding various amendments to the detailed plan for Manget Phases II-IV.

Staff commented that the applicant requested this matter be referred to Committee.

Referred to the Judicial/Legislative Committee

Discussion was held regarding a request to amend a stipulation for the property known as Boston Homes.

A motion was made by Council member Fleming, seconded by Council member Morris, to add an item to the Council agenda to revise the letter of stipulations that were attached to the zoning approval for the property known as Boston Homes, and located at 53, 75, 76, & 83 Beavers Street; 57 Gunter Street, 98, 110, & 114 Howard Street; and 829, 891, & 895 Washington Avenue, that received zoning approval on March 11, 2015, so as to revise the following stipulation to read:

7. The abandonment and rezoning of the Beavers Street and Gunter Street (near Washington Avenue) right of way will have to be completed prior to the issuance of building permits for the project. However, the issuance of the land disturbance permit - after all required plan review is completed - will not be delayed by this stipulation.

The motion carried by the following vote:

Vote: 5 – 0 – 1

Recommended for Council Agenda Non Consent

Abstaining: Philip M. Goldstein

A motion was made by Council member Goldstein, seconded by Council member Fleming, to add an item to the Council agenda authorizing advertisement for a

- under Ordinances: Agenda items 20150107, 20150430 and 20150383 were added to the consent agenda.
- under Ordinances: Agenda item 20150382 was added to the consent agenda as a Motion to Table until the July Council meeting.
- under Ordinance: Agenda item 20150384 remains on non-consent, with amendments to the stipulations and/or variances. A new agenda item was also added to the non-consent agenda to approve the Detailed Plan for JW Homes LLC.
- under Ordinances: Agenda items 20150386 and 20150240 were added to the consent agenda.
- under Judicial/Legislative: Agenda item 20150478 was referred to Committee.
- under Parks and Rec: Agenda item 20150506 was added to the consent agenda with the removal of the Marietta Museum of History, since it is listed under another agenda item. Council member Goldstein abstaining.
- under Parks and Rec: Agenda items 20150507, 20150508 and 20150509 were added to the consent agenda.
- under Parks and Rec: Agenda item 20150510 was added to the consent agenda and the amount amended to \$128,697.
- under Parks and Rec: Agenda item 20150473 was added to the consent agenda as amended, with Council member Goldstein abstaining.
- under Parks and Rec: Agenda items 20150534, 20150535 and 20150351 were added to the consent agenda.
- under Public Works: Agenda item 20150467, added to the consent agenda, with Council member Goldstein opposing.
- under Other Business: Agenda item 20150552, was removed from the agenda.
- under Other Business: Agenda item 20150553, was added to the consent agenda and amended to read, "Motion to appropriate a supplemental \$100,000 allocation of 3% auto tourism funds for FY16 which tourism groups may apply for in September 2015, and \$180,000 in the FY16 tourism budget for capital projects."
- under Other Business: Agenda item 20150517, BLW Actions and Minutes, were added to the consent agenda.

Discussed

20150557

Executive Session

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

A motion was made in open session by Council member Fleming, seconded by Council member Kelly, to enter an Executive Session to discuss personnel

matters, acquisition, leasing and disposition of real estate. The motion carried by the following vote:

Vote: 6 – 0 – 0 **Approved**

The Executive Session was held.

A motion was made in open session by Council member Goldstein, seconded by Council member Kelly, to exit the Executive Session. The motion carried by the following vote:

Vote: 5 – 0 – 0 **Approved**
Absent for the vote: Anthony Coleman

A motion was made by Council member Goldstein, seconded by Council member Kelly, authorizing exchange of permanent landscape easements along 692, 704, 710, and 720 Powder Springs St with QuikTrip Corp and Oakwood Ventures I, II, III, IV, V, LLC, in exchange for an equal or greater amount of permanent landscape easements along the same properties. QuikTrip Corp and Oakwood Ventures I, II, III, IV, V, LLC shall be responsible for reconstructing sidewalk, landscaping, lighting, and all other features in the adjacent right of way and easements consistent with improvements constructed by the City. The motion carried by the following vote:

Vote: 5 – 0 – 0 *Recommended for Council Agenda*
Absent for the vote: Anthony Coleman

A motion was made by Council member Goldstein, seconded by Council member Kelly, authorizing acquisition of the property at 167 Hedges Street from the Bozeman's for the purpose of constructing the Cemetery Trail-Cemetery Street in exchange for \$1,391.97. The motion carried by the following vote:

Vote: 5 – 0 – 0 *Recommended for Council Agenda*
Absent for the vote: Anthony Coleman

ADJOURNMENT:

The meeting was adjourned at 11:10 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____