



City of Marietta Meeting Minutes CITY COUNCIL

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

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

Monday, March 17, 2008

7:00 PM

Council Chamber

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

Also Present:
William F. Bruton, City Manager
Douglas R. Haynie, City Attorney
Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor William B. Dunaway called the meeting to order at 7:05 p.m.

INVOCATION:

Mayor Dunaway called upon Council member Rev. Anthony Coleman to give the invocation.

PLEDGE OF ALLEGIANCE:

Mayor Dunaway called upon Rebecca Nash Paden, who serves on the Marietta Historic Preservation Commission, to lead the Pledge of Allegiance.

PRESENTATIONS:

20080276 Distinguished Service Award - Joseph Van Horn

Presentation of a Distinguished Service Award to Joseph Van Horn for his service on the Marietta Board of Education, Planning Commission and Construction Board of Appeals of Adjustments and Appeals.

This matter was Presented.

PROCLAMATIONS:

20080247 April 2008 Alcohol Awareness Month

Proclamation declaring April 2008 Alcohol Awareness Month and to encourage community leaders and adult citizens to answer this year's "Call to Action" by

promoting and/or participating in Cobb Safe Neighborhoods/Safe Homes.

This matter was Presented.

ANNOUNCEMENTS OF GENERAL COMMUNITY INFORMATION BY THE MAYOR, COUNCIL AND/OR CITY MANAGER:

Mayor Dunaway introduced Reggie Taylor as the new Executive Director for the Marietta Redevelopment Corporation. There will be a Welcome Reception in his honor on Wednesday, March 26, 2008 at 5:00 p.m.

Mayor Dunaway announced that all documents regarding the Marietta Conference Center have been finalized. The Conference Center and Resort will now be branded as a Hilton Hotel.

Council member Walquist announced that the Tree Keepers will be maintaining the trees along Lawrence Street, Saturday March 22, 2008 from 10:00 am to 12:00 pm. Everyone is invited to come out and help.

20071496 Z2008-01 900 Burnt Hickory Road, a portion of 920 Burnt Hickory Road and a portion of 941 Polk Street 900 Burnt Hickory Associates, LLC

Z2008-01 [REZONING] 900 BURNT HICKORY ASSOCIATES, LLC, requests rezoning for property located in Land Lot 12240, 16th District, Parcel 0410 and being known as 900 Burnt Hickory Road, from OI (Office Institutional with stipulations) to OI (Office Institutional); Land Lot 12240, 16th District, Parcel 0190 and being known as a portion of 920 Burnt Hickory Road, from R-1 (Single Family Residential/Agriculture 1 unit/acre) to OI (Office Institutional), and Land Lot 03230, District 20, Parcel 0450 and being known as a portion of 941 Polk Street from CRC (Community Retail Commercial) to OI (Office Institutional). Ward 4.

This matter has been referred to the Planning Commission for review, with the applicant being responsible for the advertising costs.

A motion was made by Council member Pearlberg, seconded by Council member Goldstein, that this matter be Referred to the PLANNING COMMISSION. The motion carried by the following vote:

Vote: 6 - 0 - 0

Referred

CONSENT AGENDA:

Consent agenda items are marked by an asterisk (*). Consent items are approved by majority of council. A public hearing will be held only for those items marked by an asterisk that require a public hearing (also noted on agenda).

Mayor Dunaway briefly explained the consent agenda process. The following amendments were made to the consent agenda:

-under Parks and Rec: Agenda item 20080189 was amended to read, "Motion

This Matter was Approved on the Consent Agenda.

Vote: 5 - 0 - 1

Approved

Abstaining: Philip M. Goldstein

* **20080227**

Code Enforcement - 682 Springhollow Drive

Ord 7139

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 682 Springhollow Drive.

Listed Owner: Darlene Means

Certified mail receipt not received as of 02/26/08.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 5 - 0 - 1

Approved

Abstaining: Philip M. Goldstein

Code Enforcement - 635 Wisteria Drive

* **20080242**

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 635 Wisteria Drive.

Listed Owner: George H. Williams

Certified mail receipt not received as of 02-28-08.

Taxes Paid: No

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 5 - 0 - 1

Approved

Abstaining: Philip M. Goldstein

RESOLUTIONS:

CITY ATTORNEY'S REPORT:

* **20080277**

Denial of Claim

Denial of Claim of 51 Polk Street.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

CITY MANAGER'S REPORT:

City Manager Bill Bruton gave a report on the bond rating for the City of Marietta, which has been raised from AA to AA+. The City of Marietta is one of four cities in the state of Georgia to be given this very high rating.

MAYOR'S REPORT:**COMMITTEE REPORTS:****1. Economic/Community Development: Grif Chalfant, Chairperson****2. Finance/Investment: Annette Lewis, Chairperson***** 20080204 Marietta Fire Donation**

Ord 7141 Approval of an Ordinance appropriating \$500 donation from Walmart for the fire extinguisher program.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

3. Judicial/Legislative: Philip M. Goldstein, Chairperson**4. Parks, Recreation and Tourism: Holly Walquist, Chairperson***** 20080187 2008 Special Event Street Closure Requests**

Motion approving a request to close various streets to conduct special events in 2008.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

*** 20080189 Farmers Market Street Closure Request**

Motion approving a request by Johnny Fulmer, manager of the Marietta Farmers Market, to close portions of North Park Square from May 3 to August 30 during the hours of 7 a.m. to 1 p.m. to conduct the Farmers Market for the 2008 season, with the condition that this is only an approval for the current season and a new application will be submitted for consideration for each season such closure is requested.

Further, that the applicant shall work with the Parks and Recreation Director on days where the Market must be relocated to accommodate other events around the square.

Motion to approve with the stipulation that the Farmers Market be held on Saturdays during the months stated.

This Matter was Approved on the Consent Agenda.

Vote: 5 - 0 - 1

Approved

Abstaining: Philip M. Goldstein

*** 20080209 Muscular Dystrophy Association Motorcycle Ride**

Motion to approve a request by the Muscular Dystrophy Association (MDA) for

Vote: 6 - 0 - 0

Approved

* **20080214 Life University**

Motion to approve the posted speed limit of 35 mph on Barclay Circle to be reduced to 25 mph.

Motion Failed

Vote: 3 - 3 - 0

Failed

Voting Against: Philip M. Goldstein, Van Pearlberg and Rev. Anthony Coleman

SCHEDULED APPEARANCES:

UNSCHEDULED APPEARANCES:

Bill Bolton, who resides at 2104 Drogheda Lane, spoke regarding rules and/or regulations that he felt was needed for witnesses speaking with the Police Department.

OTHER BUSINESS:

* **20080250 Acquisition of Property at 591 Lawrence St.**

Motion to approve the acquisition for property for streetscapes and road improvements along Fairground Street as follows:

591 Lawrence St. Reed E. and Paulette B. Cox \$160,000

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

* **20080245 Dorsey Manor Parking**

Motion to approve an amendment to the Dorsey Manor Detailed Plan to reduce the number of required parking spaces on site from 98 to 94.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

* **20080251 Smith-Manning Design Guidelines**

Ord 7143

Ordinance to designate the Smith-Manning House an Historic Landmark property in the City of Marietta.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 0

Approved

* **20080274 NLC Congress of Cities Voting Delegates**

