



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Summary CITY COUNCIL

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

Wednesday, January 8, 2014

7:00 PM

Council Chamber

20140032

Motion to rescind

Motion to rescind Legistar Number 20131381, Marietta Redevelopment Corporation (MRC) Loan and Legistar Number 20131380, Forbearance Agreement.

Philip Goldstein owns stock jointly in Synovis. Philip Goldstein placed an order on 11 20 2013 to sell the stock he individually owned on 11 21 2013. Said company is the parent of Bank of North Ga. If the stock in Synovis owned jointly was sold, the amount attributable to Philip Goldstein from his ownership portion would continue to be under the State reporting requirement based on the stock price when checked on 11 21 2013. As I have reduced the value of what is owned, I am providing this for disclosure purposes even though it is not required and I am not prohibited from participating in the mater.

Haynie, Litchfield, Crane & White, PC, from time to time, but not in this matter, has performed real estate closings for or with client for Bank of North Georgia.

Mayor Tumlin is a Board member of the MRC and is a member of the governing body that appoints the Board Members of the MRC. The Law Firm, Smith, Tumlin, McCurley & Patrick, PC, of which Tumlin is a non owner associate, from time to time, but not in this matter, has performed real estate closings for or with client for Bank of North Georgia.

Removed

20131529 Regular Minutes - December 11, 2013

Review and approval of the December 11, 2013 regular meeting minutes.

Approved and Finalized

*** 20131531 Special Meeting - December 19, 2013**

Review and approval of the December 19, 2013 special meeting minutes.

Approved and Finalized

20140017 Marietta Historic Board of Review Mayor's Appointment

Appointment of Johnny Sinclair to the Marietta Historic Board of Review as the Mayor's Appointment, for a two (2) year term.

Made

20140024 Associate Judge Appointment

Appointment of Cheryl Richardson, Esq., as additional Associate Judge pursuant to Charter 4.11 (a).

Made

*** 20140029 Historic Preservation Commission Appointment**

Appointment of David Freedman (Ward 2) to the Marietta Historic Preservation Commission for a three-year term expiring January 8, 2017.

Approved and Finalized

*** 20140030 Marietta Historic Board of Review**

Appointment of Johnny Fulmer to the Marietta Historic Board of Review (Ward 7), for a two year term expiring January 8, 2016.

Approved and Finalized

*** 20140016 Marietta Historic Board of Review Appointment at Large**

Appointment of Johnny Walker to the Marietta Historic Board of Review for the City Council At Large Appointment.

Approved and Finalized

20131535 Marietta Welcome Center & Visitors Bureau Appointment

Appointment to the Marietta Welcome Center & Visitors Bureau for a two-year term.

Appointment of Andy Morris to the Marietta Welcome Center & Visitors Bureau for a two-year term.

Approved and Finalized

*** 20140026 City Clerk**

Reappointment of Stephanie Guy as City Clerk to serve at the pleasure of City Council at the request of Mayor Tumlin pursuant to Section 2.15 of the City Charter.

Approved and Finalized

20140027 City Attorney

Reappointment of Douglas R. Haynie, the firm of Haynie, Litchfield and Crane, as the City Attorney to serve at the pleasure of City Council at the request of Mayor Tumlin pursuant to Section 2.15 of the City Charter.

Approved and Finalized

20131537 Cobb Municipal Association 2014 Delegates

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

Appointment Grif Chalfant and Sturat Fleming as voting delegates for the Cobb Municipal Association (CMA) business meetings.

Approved and Finalized

*** 20131521 Denial of Claim**

Denial of the claim of Tia Crumpton as parent and legal guardian of Jadyne Fisher, a minor.

Approved and Finalized

20131506 Budget Amendment - MRC Loan

Approval of an amendment to the Fiscal Year 2014 budget to appropriate \$221,000 from reserves for a loan from the City of Marietta to the Marietta Redevelopment Corporation consistent with the Forbearance Agreement and consistent with the terms detailed in the Memorandum of Understanding between the Bank of North Georgia, City of Marietta and the Marietta Redevelopment Corporation.

Philip Goldstein owns stock jointly in Synovis. Philip Goldstein placed an order on 11-20-2013 to sell the stock he individually owned on 11-21-2013. Said company is the parent of Bank of North Ga. If the stock in Synovis owned jointly was sold, the amount attributable to Philip Goldstein from his ownership portion would continue to be under the State reporting requirement based on the stock price when checked on 11-21-2013. As I have reduced the value of what is owned, I am providing this for disclosure purposes even though it is not required and I am not prohibited from participating in the matter.

Approved and Finalized

20131498 2014 City Council Meeting Dates

Motion approving the 2014 Council and Committee meeting dates as attached.

Approved as Amended

*** 20131502 Unexpired Contracts**

Motion to ratify certain unexpired contracts in accordance with section 36-30-3 of the Official Code of Georgia Annotated (O.C.G.A.).

Approved and Finalized

*** 20131519 Temporary License Agreement - Theatre in the Square**

Motion to revoke Temporary Revocable License Agreement with the Theatre in the Square, as this entity no longer exists.

Council member Goldstein previously disclosed that he owns the properties formerly occupied by Theatre in the Square, Inc.

Approved and Finalized

*** 20131503 Aviation Sports Complex Lease Agreement**

Motion approving a lease agreement with 6-4-3DP Athletics for the Aviation Sports Complex.

Approved and Finalized

- * **20131504** **Custer Park Lease Agreement**
- Motion approving a lease agreement with the Metro Atlanta YMCA through the McClesky/N. East Cobb branch for the use of Custer Park.
- Approved and Finalized**
- * **20131484** **Overhead Utilities**
- Motion approving variance from the underground utility ordinance, 5-4-160, for Comcast to over lash existing cable on Allgood Road, in reference to Project No. B3CID1306V-CITY-AE.
- This motion does not grant a perpetual variance. Comcast must relocate underground at their expense if other utilities at the location are moved underground.
- Approved and Finalized**
- * **20131485** **Overhead Utilities**
- Motion approving variance from the underground utility ordinance, 5-4-160, for AT&T to over lash existing cable on Scufflegrit Road, in reference to Project No.3FW81243N.
- This motion does not grant a perpetual variance. AT&T must relocate underground at their expense if other utilities at the location are moved underground.
- Approved and Finalized**
- * **20131487** **Powder Springs Street Treescape**
- Motion to approve proceeding with the installation of trees on Powder Springs Street.
- As disclosed annually, Councilman Goldstein individually and or through an entity(s) that he has an interest in owns property along Powder Springs Street as
- Motion to approve proceeding with the installation of trees on Powder Springs Street according to the design presented in Option 2.*
- Approved and Finalized**
- * **20131508** **East Worthington Parkway - Mid-road Striping**
- Motion to approve mid-road striping of East Worthington Parkway.
- Approved and Finalized**

20131418 V2013-45 201 Cherokee, Inc. 201 Cherokee Street

V2013-45 [VARIANCE] 201 CHEROKEE, INC. request a variance for property located in Land Lot 11590, District 16, Parcel 0530, 2nd Section, Marietta, Cobb County, Georgia and being known as 201 Cherokee Street, currently zoned OI (Office Institutional). Variance from the requirements for planted strip/border areas. Ward 3.

Approved and Finalized

*** 20140022 2013 Redevelopment Bond**

Motion that a fiscal policy be adopted as to the 2013 Redevelopment Bond that "be it resolved that any and all net proceeds derived from the sale of real property purchased with and in compliance with the 2013 Redevelopment Bond be designated for reinvestment pro rata as to said Bond source as governed by the provisions of said Bond as if an original use of bond proceeds or if not so reinvested, designated for bond debt retirement until debt is retired in its entirety rather than in both alternatives, proceeds becoming a general fund amount while bond debt is outstanding. Requested by Mayor Tumlin.

Approved and Finalized

*** 20140023 2009 Parks Bond**

Motion that a fiscal policy be adopted as to the 2009 Parks Bond that "be it resolved that any and all net proceeds derived from the sale of real property purchased with and in compliance with the 2009 Park Bond be designated for reinvestment pro rata as to said Bond source as governed by the provisions of said Bond as if an original use of bond proceeds or if not so reinvested, designated for bond debt retirement until debt is retired in its entirety rather than in both alternatives, proceeds becoming a general fund amount while bond debt is outstanding. Requested by Mayor Tumlin.

Approved and Finalized

*** 20131533 BLW Actions of the January 6, 2014**

Review and approval of the January 6, 2014 actions and minutes of the Marietta Board of Lights and Water.

Approved and Finalized