



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

Wednesday, June 11, 2008

7:00 PM

Council Chamber

Presiding: William B. Dunaway

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

Also Present:

William F. Bruton, City Manager

Douglas R. Haynie, City Attorney

Yvonne Williams, Deputy City Clerk

CALL TO ORDER:

Mayor William B. Dunaway called the meeting to order at 7:06 p.m.

INVOCATION:

Council member Annette Lewis presented a video that contained a speech by former President Franklin Roosevelt, which is now called the D-Day Prayer.

PLEDGE OF ALLEGIANCE:

Mayor Dunaway asked everyone to stand for the pledge of allegiance.

PRESENTATIONS:

20080638 Distinguished Service Award - William Florence

Distinguished Service Award presented to William Florence for his dedication and service on the Marietta Planning Commission.

This matter was Presented.

20080643 Fleet Maintenance

Recognition of the Fleet Maintenance Division of Public Works for their outstanding achievement of being recognized as one of the "Top 100 Fleet Maintenance Operations" in the country by Fleet Equipment Magazine. The Fleet Maintenance Employees to be recognized for this achievement are

Scott Lawler, Operations Manager

Eric Johnston, Fleet Supervisor
Darren Camp
Terry Fischlein
Ricky Gibbs
Josh Little
Reggie Maiden
Mike Middleton
Mark Rice
Zach White
Patrick Haight
Jordan Stubblefield
Joan Marshall
David Drafall

This matter was Presented.

PROCLAMATIONS:

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

City Manager Bill Bruton introduced the new Finance Director Sam Lady.

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 Minutes: Agenda item 20080692 was added to the consent agenda.

-under Ordinances: Agenda item 20080648 was removed from the agenda. Agenda items 20080541 and 20071431 were added to the consent agenda.

-under Finance: Agenda item 20080547 should note Council member Goldstein abstained. Also, the disclosure should show Council member Goldstein as a current member of the History Museum and Brumby Hall.

-under Personnel: Agenda item 20080520 was moved forward on the agenda to page 2.

-under Other Business: Agenda items 20080696 and 20080697 should note Council members Grif Chalfant and Van Pearlberg opposed.

Mayor Dunaway opened the public hearing for items on the consent requiring a public hearing. Seeing no one wishing to speak, the public hearing was closed.

Vote: 7 - 0 - 0 **Approved**

* **20080580** **Historic Preservation Commission Appointment - Ward 5**

Appointment of Terry Lee to the Historic Preservation Commission (Ward 5) to fill the unexpired term of Brenda McCrae, which expires September 14, 2008.

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0 **Approved**

* **20080694** **Historic Preservation Commission Appointment - Ward 5**

Appointment of Terry Lee to the Historic Preservation Commission (Ward 5) for a three year term beginning September 14, 2008 and expiring September 13, 2011.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 1 - 0 **Approved**

Voting Against: Van Pearlberg

20080520 **Cobb-Marietta Water Authority Appointment**

Motion for an appointment to the Cobb-Marietta Water Authority for a term of four years to fill the unexpired term of Scott Craddock, which expires August 14, 2008.

City Attorney Douglas Haynie read an amendment to the motion as follows:

Motion for an appointment to the Cobb-Marietta Water Authority for a term of four years commencing August 15, 2008 and expiring August 14, 2012.

A motion was made by Council member Lewis, seconded by Council member Coleman, to appoint Philip M. Goldstein to the Cobb-Marietta Water Authority. The motion carried by the following vote:

Vote: 4 - 3 - 0 *Approved*

Vote Against: Van Pearlberg, Grif Chalfant and Jim King

Mayor Dunaway vetoed the motion.

(The official veto of the amendment by Mayor Dunaway is on file in the City Clerk's Office.)

A motion was made by Council member Lewis, seconded by Council member Coleman, to override the veto. The motion failed by the following vote:

Vote: 4 - 3 - 0 *Failed*

Vote Against: Van Pearlberg, Grif Chalfant and Jim King

A motion was made by Council member King, seconded by Council member Chalfant, to appoint Bob Snelson to the Cobb-Marietta Water Authority.

A motion was made by Council member Lewis, seconded by Council member Coleman, to enter Executive Session for personnel matters. The motion carried by the following vote:

Vote: 5 - 2 - 0 Approved
Vote Against: Van Pearlberg and Grif Chalfant

The Executive Session was held (the Chairman's affidavit is attached hereto as Attachment A).

A motion was made by Council member Goldstein, seconded by Council member Lewis, to close the Executive Session. The motion carried by the following vote:

Vote: 7 - 0 - 0 Approved

A substitute motion was made by Council member Goldstein, seconded by Council member Lewis, to appoint Holly Walquist to the Cobb-Marietta Water Authority. The motion carried by the following vote:

Vote: 4 - 3 - 0 Approved
Vote Against: Van Pearlberg, Grif Chalfant and Jim King

Mayor Dunaway vetoed the motion.

(The official veto of the amendment by Mayor Dunaway is on file in the City Clerk's Office.)

A motion was made by Council member Lewis, seconded by Council member Walquist, to override the veto. The motion failed by the following vote:

Vote: 4 - 3 - 0 Failed
Vote Against: Van Pearlberg, Anthony Coleman and Jim King

Mayor Dunaway stated that Council member King's motion was still on the floor.

The motion was made by Council member King, seconded by Council member Chalfant, to appoint Bob Snelson to the Cobb-Marietta Water Authority.

A substitute motion was made by Council member Coleman, seconded by Council member Walquist, to appoint Annette Lewis to the Cobb-Marietta Water Authority. After discussion Council member Coleman withdrew his motion and Council member Walquist withdrew her second.

Mayor Dunaway called for a vote on Council member King's motion.

The motion was made by Council member King, seconded by Council member Chalfant, to appoint Bob Snelson to the Cobb-Marietta Water Authority. The motion failed by the following vote:

Vote: 3 - 4 - 0

Failed

Vote Against: Holly Walquist, Anthony Coleman, Annette Lewis, Philip M. Goldstein

A motion was made by Council member Coleman, seconded by Council member Walquist, to appoint Annette Lewis to the Cobb-Marietta Water Authority. The motion carried by the following vote:

Vote: 4 - 3 - 0

Approved

Vote Against: Van Pearlberg, Grif Chalfant and Jim King

Mayor Dunaway vetoed the motion.

(The official veto of the amendment by Mayor Dunaway is on file in the City Clerk's Office.)

A motion was made by Council member Pearlberg, seconded by Council member Lewis, to nominate himself for the Cobb-Marietta Water Authority.

A substitute motion was made by Council member Goldstein, seconded by Council member Walquist, to override the Mayor's veto. The motion failed by the following vote:

Vote: 4 - 3 - 0

Failed

Vote Against: Van Pearlberg, Grif Chalfant and Jim King

Mayor Dunaway called for a vote on Council member Pearlberg's motion.

The motion was made by Council member Pearlberg, seconded by Council member Lewis, to appoint Van Pearlberg to the Cobb-Marietta Water Authority. The motion carried by the following vote:

Vote: 4 - 3 - 0

Approved

Vote Against: Grif Chalfant, Jim King and Philip M. Goldstein

ORDINANCES:

*** 20080594 Code Enforcement - 496 Barnes Mill Drive**

Ord 7165

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 496 Barnes Mill Drive.

Listed Owner: Lanham Marjorie Juanita

Certified mail receipt not received as of 05/30/08

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

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 411 Edwards Drive.

Listed Owner: Windy Fuller

Certified mail receipt not received as of 05/30/08.

Taxes paid: NO; \$836.60

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

This matter was Removed.

* **20080650 Code Enforcement - 222 Cole Street**

Ord 7172

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 received on 05/28/08; signature not legible.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080652 Code Enforcement - 375 Kings Court**

Ord 7173

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 375 Kings Court.

Listed Owner: Dolores Guzman & Bertha Sanche

Certified mail receipt not received as of 05/30/08.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080654 Code Enforcement - 403 Windsor Drive**

Ord 7174

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 403 Windsor Drive.

Listed Owner: D.E. Wilson and Associates, Inc.
Certified mail receipt not received as of 05/30/08.
Taxes paid: NO, \$469.78
PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1 **Approved**
Abstain: 1 - Philip M. Goldstein

* **20080655** **Code Enforcement - 635 Wisteria Drive**

Ord 7175

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 received 05/23/08.
Taxes paid: NO, \$5,935.62
PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0 **Approved**

* **20080656** **Code Enforcement - 126 South Avenue**

Ord 7176

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 126 South Avenue.
Listed Owner: Gwen Wilcox Newberry
Certified mail receipt not received as of 05/30/08.
Taxes paid: NO; \$762.32
PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1 **Approved**
Abstain: 1 - Philip M. Goldstein

* **20080657** **Code Enforcement - 509 Tower Road**

Ord 7189

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 509 Tower Road.
Listed Owner: Bobby L. Terrell & Frank Wigington
Certified mail receipt received on 06/02/08; not signed by owner.
Taxes paid: NO, \$677.90 due on Parcel 16 10130 0220
\$624.16 due on Parcel 16 10130 0240
PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080658**

Code Enforcement - 511 Tower Road

Ord 7177

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 511 Tower Road.

Listed Owner: Fred Appleby

Certified mail receipt not received as of 05/30/08.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080674**

Code Enforcement - 995 Laurel Springs Lane

Ord 7178

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 995 Laurel Springs Lane.

Listed Owner: Robert E. Lamb

Certified mail receipt not received as of 06-02-08.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080675**

Code Enforcement - 356 Redwood Drive

Ord 7179

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 356 Redwood Drive.

Listed Owner: James E. and Cheryl R. Ponder

Certified mail receipt not received as of 06-02-08.

Taxes paid: Yes

PUBLIC HEARING REQUIRED

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

governmental operations and other public purposes, and debt service obligations.

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

* **20080547 Welcome Center Contract**

Motion approving a request to allocate hotel/motel and 3% auto rental tax funds and approve the FY09 Welcome Center Contract.

Council member Goldstein filed a written disclosure with the City Clerk that the Theatre on the Square is one of his tenants and abstains on items that deal with Tourism Grants for the Theatre. He is a member of the History Museum and Brumby Hall, Cobb Landmarks and Marietta-Cobb Museum of Art.

Council member Goldstein is abstaining on the whole motion.

Mayor Dunaway disclosed that he is a member of Cobb Landmarks and has worked on fundraisers for Friends of Brown Park and his wife is a member of Marietta-Cobb Museum of Art.

Council member Pearlberg disclosed that he is on the Marietta Museum of History Board of Directors, he is a member of Cobb Landmarks and his wife is a member of the Georgia Ballet.

Council member Walquist disclosed that she is a member of the Marietta-Cobb Museum of Art, Cobb Landmarks and Museum of History.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

* **20080548 Post-Employment Trust Fund**

*C/A 3541
Ord 7190*

Motion approving a Voluntary Employee Benefits Association Trust Agreement, "The City of Marietta Trust for Other Post-Employment Benefits (OPEB)."

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

* **20080549 Weed and Seed Budget Amendment**

Ord 7182

Budget amendment to move the FY2008 budget for the Weed and Seed Program from the general fund to a new fund of the City

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

* **20080572 Cemetery Fund Budget Amendment**

donors, organization, title, honorarium, memorial and/or dates."

Council member Goldstein filed a written disclosure with the City Clerk that he is a manager and part owner of the Herbert S. Goldstein Family Limited Partnership, which is the landlord for the Friends of the Strand, Inc.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 0 - 1

Approved

Abstain: 1 - Philip M. Goldstein

20080593 Street Name Change

Motion requested by Councilman Anthony Coleman for street name change from Hyde Drive to Kenneth E. Marcus Way.

City Attorney Douglas Haynie read an amendment to the motion as follows:

Motion to change the name of Hyde Drive to Kenneth E. Marcus Way. The change shall only apply to the portion of Hyde Drive east of Fairground Street.

A motion was made by Council member Coleman, seconded by Council member Walquist, to approve the name change as stated.

A substitute motion was made by Council member King, seconded by Council member Lewis, to install commemorative signage in honor of Kenneth E. Marcus on the northeast corner and southwest corner at the intersection of Fairground Street and Hyde Drive. The motion failed by the following vote:

Vote: 3 - 4 - 0

Failed

Vote Against: Holly Walquist, Anthony Coleman, Grif Chalfant, and Philip M. Goldstein

Mayor Dunaway called for a vote on the original motion.

The motion was made by Council member Coleman, seconded by Council member Walquist, that this matter be Approved as Amended. The motion carried by the following vote:

Vote: 5 - 2 - 0

Approved as Amended

Vote Against: 2 - Jim King and Annette Lewis

4. Parks, Recreation and Tourism: Holly Walquist, Chairperson

5. Personnel/Insurance: Van Pearlberg, Chairperson

*** 20080576 Request to revise Chapter 4-4 of the Personnel Rules and Regulations**

Ord 7191

Ordinance to revise Chapters 4-4, 4-8, and 4-12 of the Personnel Rules and Regulations to address title and department designations, terminations of employees under certain conditions, revisions to the FMLA, revisions to the City/BLW Pay and Classification Plan, revisions to employee evaluation process, and miscellaneous language changes.

This Matter was Approved on the Consent Agenda.

Vote: 6 - 1 - 0

Approved

Vote Against: 1 - Philip M. Goldstein

6. Public Safety Committee: Anthony Coleman, Chairperson

*** 20080561 Standard Operating Procedures**

Motion approving amendments to the Marietta Police Department Standard Operating Procedures: A034 Budget and Physical Management; A044 Uniforms, Equipment, and Department Property; A045 Time Control Procedures; A050 Secondary Employment; A054 Assignments; A073 Building Security; E015 Emergency Operations; S031 Habitual or Serious Offender; S045 Crime Interdiction Unit

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

7. Public Works Committee: Jim King, Chairperson

SCHEDULED APPEARANCES:

UNSCHEDULED APPEARANCES:

OTHER BUSINESS:

*** 20080688 175th Anniversary Celebration (2009)**

Res 1441 Resolution authorizing staff to move forward with the planning of events and activities associated with 175th Anniversary Celebration (2009).

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

*** 20080584 Marietta Museum of History Board of Directors**

Appointment of Harry Lembeck, Alexis Amaden, Stephen W. Imler, and Danna "Kaye" Long to the Marietta Museum of History Board of Directors for a 3-year term expiring on June 11, 2011.

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0

Approved

20080542 V2008-08 Centerpoint Engineering 1252 and 1256 Roswell Road

Motion to approve the variance request from Centerpoint Engineering for property located in Land Lot 1239, 16th District, Parcels 0090 and 0190, 2nd Section of Cobb County, Marietta, Georgia and being located at 1252 and 1256 Roswell Road, as stipulated:

- 1) Variance to reduce the required planted border from 5' to 0' along private drive located along the western property line.
- 2) Variance to reduce required parking from 42 spaces to 40 spaces. However, if the applicant is able to construct an entrance to the adjacent to the private drive, with the approval of the Public Works Director, the variance would be to reduce the required parking from 42 spaces to 41 spaces.
- 3) Prior to the issuance of the Certificate of Occupancy, the applicant shall donate right-of-way beginning at the northwest corner of the property. The right-of-way shall be 5 feet wide and proceed along Roswell Road 100 feet east.
- 4) The landscape located northeast of the curb cut off Roswell Road (at the drive way apron in front of the two parking spaces)shall be 5 feet in width.

Mayor Dunaway called forward those wishing to speak regarding this matter.

Richard Smith, representing Centerpoint Engineering, presented information regarding the variance requests.

Discussion was held.

Motion to approve the variance request from Centerpoint Engineering for property located in Land Lot 1239, 16th District, Parcels 0090 and 0190, 2nd Section of Cobb County, Marietta, Georgia and being located at 1252 and 1256 Roswell Road, as stipulated:

- 1) *Variance to reduce the required planted border from 5' to 0' along private drive located along the western property line.*
- 2) *Variance to reduce required parking from 42 spaces to 40 spaces. However, if the applicant is able to construct an entrance to the adjacent to the private drive, with the approval of the Public Works Director, the variance would be to reduce the required parking from 42 spaces to 41 spaces.*
- 3) *Prior to the issuance of the Certificate of Occupancy, the applicant shall donate right-of-way beginning at the northwest corner of the property. The right-of-way shall be 5 feet wide and proceed along Roswell Road 100 feet east.*
- 4) *The landscape located northeast of the curb cut off Roswell Road (at the drive way apron in front of the two parking spaces)shall be 5 feet in width.*

Mr. Smith agreed to the motion as stated.

The motion was made by Council member Goldstein, seconded by Council member King, that this matter be Approved as Stipulated. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved as Stipulated

*** 20080663 Purchase of Property - 277 and 291 Roswell Street**

Motion to authorize the purchase of a landscape easement at 277 and 291 Roswell Street for the amount of \$3,500 from Fred E. Cook and Anna C. James.

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0**Approved***** 20080664 Condemnation of Property - 780 Church Street, Rite Aid**

Motion to authorize the acquisition of property owned by WOODROSE, LLC on behalf of the City of Marietta by means of eminent domain. A description of the interest to be acquired is attached hereto and incorporated herein by reference, including the legal description of the property and a survey of such property. The city attorney is hereby authorized and directed to take any and all action necessary to acquire such property by virtue of eminent domain, including the right to file any appeals in such case.

This Matter was Approved on the Consent Agenda.**Vote: 6 - 1 - 0****Approved**

Vote Against: 1 - Rev. Anthony Coleman

*** 20080665 Condemnation of Property - 792 Church Street - Gatti Office**

Motion to authorize the acquisition of property owned by ANTHONY J. GATTI and JANICE B. GATTI on behalf of the City of Marietta by means of eminent domain. A description of the interest to be acquired is attached hereto and incorporated herein by reference, including the legal description of the property and a survey of such property. The city attorney is hereby authorized and directed to take any and all action necessary to acquire such property by virtue of eminent domain, including the right to file any appeals in such case.

This Matter was Approved on the Consent Agenda.**Vote: 6 - 1 - 0****Approved**

Vote Against: 1 - Rev. Anthony Coleman

*** 20080666 Condemnation of Property - 26 Tower Road, Ventas Realty**

Motion to authorize the acquisition of property owned by VENTAS REALTY, LIMITED PARTNERSHIP on behalf of the City of Marietta by means of eminent domain. A description of the interest to be acquired is attached hereto and incorporated herein by reference, including the legal description of the property and a survey of such property. The city attorney is hereby authorized and directed to take any and all action necessary to acquire such property by virtue of eminent domain, including the right to file any appeals in such case.

A This Matter was Approved on the Consent Agenda.**Vote: 6 - 1 - 0****Approved**

Vote Against: 1 - Rev. Anthony Coleman

Motion to authorize the acquisition of property owned by DDR SOUTHEAST WHITLOCK, L.L.C. on behalf of the City of Marietta by means of eminent domain. A description of the interest to be acquired is attached hereto and incorporated herein by reference, including the legal description of the property and a survey of such property. The city attorney is hereby authorized and directed to take any and all action necessary to acquire such property by virtue of eminent domain, including the right to file any appeals in such case.

This Matter was Approved on the Consent Agenda.

Vote: 7 - 0 - 0 **Approved**

* **20080696** **Property purchase , 597/599 Frasier St**

Motion to authorize the purchase of property owned by Marietta Developers, Inc., located at 597/599 Frasier Street for 155,000. The purchase is to be used for the S. Fairground Street (N. Marietta Parkway to S. Marietta Parkway) Project.

This Matter was Approved on the Consent Agenda.

Vote: 5 - 2 - 0 **Approved**

Vote Against: 2 - Van Pearlberg and Grif Chalfant

* **20080697** **Property purchase , 607/609 Frasier St**

Motion to authorize the purchase of property owned by Marietta Developers, Inc., located at 607/609 Frasier Street for 155,000. The purchase is to be used for the S. Fairground Street (N. Marietta Parkway to S. Marietta Parkway) Project.

This Matter was Approved on the Consent Agenda.

Vote: 5 - 2 - 0 **Approved**

Vote Against: 2 - Van Pearlberg and Grif Chalfant

ADJOURNMENT:

The meeting was adjourned at 8:28 p.m.

Date Approved: 07/09/08

William B. Dunaway, Mayor

Attest: _____
Stephanie Guy, City Clerk