



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes JUDICIAL/LEGISLATIVE COMMITTEE

*Philip M. Goldstein, Chairperson
Van Pearlberg
Jim King*

Wednesday, July 27, 2011

Council Chamber

Immediately following the Parks, Recreation and Tourism Committee

Presiding: Philip M. Goldstein
Present: Jim King
Absent: Van Pearlberg

Also Present:

*R. Steve Tumlin, Mayor
Annette Lewis, Council - Ward 1
Grif Chalfant, Council - Ward 2
Johnny Sinclair, Council - Ward 3
Rev. Anthony Coleman, Council - Ward 5
William F. Bruton, Jr., City Manager
Doug Haynie, City Attorney
Stephanie Guy, City Clerk*

CALL TO ORDER:

Chairman Philip M. Goldstein called the meeting to order at 8:05 p.m.

MINUTES:

20110583 Regular Meeting - May 25, 2011

Review and approval of the May 25, 2011 regular meeting minutes.

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

Vote: 2 - 0 - 0 Approved

20110671 Regular Meeting - June 29, 2011

Review and approval of the June 29, 2011 regular meeting minutes.

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

Vote: 2 - 0 - 0 Approved

BUSINESS:**20110595 Request for renaming of Olive Street**

Review of request from Greater Community Church of God in Christ to rename Olive Street "Bishop Chandler David Owens Street" in honor of the late Bishop Chandler David Owens.

Approval of a Resolution to maintain Olive Street as the street name, but to memorialize Olive Street from Roswell Street to Chester Street, as "Bishop Chandler D. Owens Memorial Way".

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 2 - 0 - 0 Recommended for Approval - Consent Agenda

20110516 Z2011-09 155 Montgomery Street Rezoning

Discussion of stipulations regarding request to rezone 155 Montgomery Street from R3 to R4.

Council member Goldstein disclosed that the engineer for this project is and has done work for an entity that he owns and/or for himself.

Council member Chalfant disclosed that he has done business with the engineer for this project.

Discussion was held and several amendments were suggested regarding the rezoning request.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Approval - Non Consent Agenda. The motion carried by the following vote:

Vote: 2 - 0 - 0 Recommended for Approval - Non Consent Agenda

20110606 Wellstar Health Systems - Tower Road Streetscape

Request to revise stipulations attached to variance to eliminate 10' landscape strip.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 2 - 0 - 0 Recommended for Approval - Consent Agenda

20110499 Imagine Schools - 368 Wright Street

Request to revise zoning stipulations for Imagine Schools.

Council member Pearlberg previously disclosed that he has served on the Board of Advisors for Imagine Schools.

Discussion was held and several amendments were suggested regarding the request from Imagine Schools.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 2 - 0 – 0 Recommended for Council Agenda Non Consent

Chairman Goldstein recessed the meeting at 9:23 p.m., and reconvened at 10:10 p.m.

20110600 Meeting Rules and Procedures of Council

Discussion relative to Meeting Rules and Procedures of Council.

In depth discussion was held and amendments were made to the document.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 2 - 0 – 0 Recommended for Council Agenda Non Consent

A motion was made by Council member King, seconded by Council member Goldstein, to add an item to the agenda regarding Sunday Alcohol Sales. The motion carried by the following vote:

Vote: 2 - 0 – 0 Approved
(See agenda item 20110701)

20110701 Sunday Alcohol Sales

Motion to direct staff to take the appropriate action to place the calling of a referendum to allow the citizens of Marietta, Georgia to vote on whether to authorize retailers to sell by package, malt, beverages, wine and distilled spirits on Sundays between the hours of 12:30 p.m. and 11:30 p.m. Provided, however, that no referendum to conduct this vote shall be called at a time which would not coincide with another vote being conducted by the City of Marietta. Once staff determines a likely date for this referendum, the matter shall be brought back to the Mayor and Council for adoption of a formal resolution calling for the vote,

adoption of a resolution and contract appointing the Cobb County Board of Elections and Registration to conduct the election and any other necessary and proper contract, notice or document in order to carry out the intent of this motion.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 2 - 0 – 0 Recommended for Approval - Consent Agenda

ADJOURNMENT:

The meeting was adjourned at 10:52 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____