



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Agenda CITY COUNCIL

R. Steve Tumlin, Mayor
Cheryl Richardson, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Reggie Copeland, Ward 5
Michelle Cooper Kelly, Ward 6
Joseph R. Goldstein, Ward 7

Wednesday, July 14, 2021

7:00 PM

Council Chamber

CALL TO ORDER:

INVOCATION:

Council Member Johnny Walker, Ward 3

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

20210555 Recognition of Heroic Act of Service by a Marietta Police Department Officer

Recognition of Officer Ryan Smith for his selfless act of bravery, while off duty on May 8, 2021.

20210591 Marietta Police Officers

Recognition of the newest officers to the Marietta Police Department:

Officer Matthew Abekemeier
Officer Jeremy Henderson
Officer Michael Lutz
Officer Andrew Monis
Officer Sebastian Wright
Officer Casey Calhoun

PROCLAMATIONS:**20210605 Recognition of Responders**

Recognition of responders from the Marietta Fire Department to the sudden cardiac arrest of a student athlete at the Marietta Middle School Gymnasium on March 20, 2021, saving his life.

20210618 Proclamation - Parks and Recreation Month

Presentation of a Proclamation declaring July 2021 as "Parks and Recreation Month" in the City of Marietta and encouraging all citizens to enjoy what their community has to offer by taking part in their favorite sports, visiting the outdoors and spending time with friends and family.

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

**Each speaker is allotted five (5) minutes,
for a combined total of 20 minutes.**

20210608 Scheduled Appearance

Scheduled Appearance - Larry Wills

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).

MINUTES:*** 20210616 Regular Meetings - June 9, 2021**

Review and approval June 9, 2021 regular meeting minutes.

MAYOR'S APPOINTMENTS: (for informational purposes only)

CITY COUNCIL APPOINTMENTS:*** 20210568 Marietta Development Authority Appointment**

Reappointment of Fran Sutton to the Marietta Development Authority to fill the position for Post 1 for a 2-year term, expiring August 11, 2023.

Fran Sutton has served on the Board since August 2019.

ORDINANCES:**20210527 Z2021-09 [REZONING] LW MARIETTA XIII, LLC**

Z2021-09 [REZONING] LW MARIETTA XIII, LLC is requesting the rezoning of 3.6 acres located in Land Lot 578, District 17, Parcel 0120 of the 2nd Section, Cobb County, Georgia, and being known as 1775 Parkway Place from OHR (Office High Rise) to OHR (Office High Rise) with an additional use for residential units. Ward 7A.

The Planning Commission recommends Approval and that certain issues be addressed at the City Council Meeting.

Mr. Diffley made a motion, seconded by Mr. Hunter to recommend approval and that the room size and conversion of all rooms to be ADA accessible be addressed at the City Council Meeting. The motion carried 5-1-0. Ms. McCrae opposed.

If Council approves the rezoning, the following variances would be incorporated as conditions of zoning:

Variance to reduce the minimum floor area for an efficiency apartment unit from 500 square feet to 350 square feet for no more than eighty-four (84) units.

Variance to reduce the required parking from 258 to 220 parking spaces. [§716.07 Table J]

Public Hearing (all parties sworn in)

20210484 CA2021-02 [CODE AMENDMENT]

CA2021-02 [CODE AMENDMENT] Proposal to amend the Comprehensive Development Code of the City of Marietta, Division 708.05 RA-4, Single Family Residential - Attached (4 units per acre); Division 708.06 RA-6, Single Family Residential - Attached (6 units per acre); Division 708.07 RA-8, Single Family Residential - Attached (8 units per acre); Division 708.09 PRD-SF, Planned Residential Development - Single Family; Division 708.14 PRD-MF, Planned Residential Development - Multi Family; Division 708.22 LRO, Low Rise Office; Division 712.01 Special Land Use Permits; and Division 712.02 Community Residences.

The Planning Commission Recommends Approval.

Mr. Davis made a motion, seconded by Mr. Anderson, to recommend approval as written. The motion carried 6-0-0.

Public Hearing (all parties sworn in)

RESOLUTIONS:**CITY ATTORNEY'S REPORT:***** 20210593 Denial of Claim**

Denial of Claim for Dawn Heather Garrett.

CITY MANAGER'S REPORT:**MAYOR'S REPORT:****COMMITTEE REPORTS:**

- 1. Economic/Community Development: Johnny Walker, Chairperson**
- 2. Finance/Investment: Joseph R. Goldstein, Chairperson**
- 3. Judicial/Legislative: G. A. (Andy) Morris, Chairperson**

* **20210391 Administration of the City's Pay and Classification System**

Motion to approve an ordinance amending Article 4-4-24 of the Municipal Code of Marietta to update policies and procedures regarding administration of the City's pay and classification system.

Second Reading

20210369 Traffic Calming Policy

Motion authorizing the replacement in its entirety of the current Speed Table Policy in Chapter 5-17 of the City Code with the Traffic Calming Policy.

Second Reading

* **20210483 Code Amendment - Metal Buildings**

Motion to authorize advertisement of proposed amendments to the Zoning Ordinance regarding metal building facades in the following sections: §708.15(G), §708.16(G), §708.17(G), §708.18(G), §708.22(G), §708.23(G), §708.24(G), §708.25(G), §708.26(G), and §708.27(G).

4. Parks, Recreation and Tourism: Michelle Cooper Kelly, Chairperson

5. Personnel/Insurance: Cheryl Richardson, Chairperson

6. Public Safety Committee: Reggie Copeland, Chairperson

* **20210563 2021 Law Enforcement Training Program - Use of Force / De-escalation Grant, Award Number K75-8-008**

Motion to accept the Georgia Criminal Justice Coordinating Council Grant #K75-8-008 (2021 Law Enforcement Training Program - Use of Force/De-Escalation) in the amount of \$32,000 for the purpose of funding the police department's Brazilian Jui Jitsu Program.

7. Public Works Committee: Grif Chalfant, Chairperson

* **20210573 St John Avenue Utilities**

Motion authorizing variance from the underground utility's ordinance allowing a new lift pole in the right-of-way at 1515 St John Avenue and Goldie Drive. This motion does not grant a perpetual variance. Marietta Power must relocate underground at their expense if other utilities at the location are moved underground.

* **20210576 Various City Street Speed Limit Reductions**

Motion to lower and post the speed limit to 25 MPH on the following streets in accordance with the Manual on Uniform Traffic Control Devices (MUTCD):

- Natchez Trace (from Powder Springs to Springhollow Lane)
- Longwood Drive (from Powder Springs to Bellemeade Drive)
- Winchester Drive (from Longwood Drive to end)
- Lansdowne Court (from Winchester Drive to end)
- Longwood Drive (from Bellemeade Drive to Arden Drive)
- Monmouth Court (from Longwood Drive to end)
- Longwood Court (from Longwood Drive to end)
- Arden Drive (from Bellemeade Drive to Longwood Drive)
- Dunleith Court (from Arden Drive to end)
- William Robert Drive (from Arden Drive to Linden Lane)
- Linden Lane (from Longwood Drive to William Robert Drive)
- Linden Lane (from William Robert Drive to Arden Drive)
- Oregon Trail (from Cedar Trace to Cedar Trace)
- Cayman Lane (from Oregon Trail to end)
- Jamaica Cove (from Cayman Lane to end)
- Bimini Court (from Cayman Lane to end)
- Sugar Springs Lane (from Sugar Springs Drive to end)
- Brandl Drive (from Sugar Springs Lane to end)
- Forest Court (from Bellemeade Drive to end)
- Brandon Drive (from Bellemeade Drive to end)
- Montaign Court (from Brandon Drive to end)
- Oakpoint Drive (from Bellemeade Drive to end)
- Oakplace Drive (from Oakpoint Drive to end)
- Bellemeade Farms Road (from Bellemeade Drive to end)

* **20210575 Powder Springs Street Parking Spaces and Loading Zone**

Motion authorizing the widening of sidewalk on Powder Springs Street between 26 Powder Springs Street and 52 Powder Springs Street by removing the loading zone and three parking spaces.

Council Member Goldstein voting against

* **20210607 Colston Road Speed Limit Reduction**

Motion to lower and post the speed limit to 25 MPH on Colston Road in accordance with the Manual on Uniform Traffic Control Devices (MUTCD).

OTHER BUSINESS:

20210407 V2021-24 [VARIANCE] JULIA DUNCAN

V2021-24 [VARIANCE] JULIA DUNCAN is requesting a variance for property zoned R-4 (Single Family Residential - 4 units/acre), located in Land Lot 1144, District 16, Parcel 1440, 2nd Section, Marietta, Cobb County, Georgia, and being known as 390 Wellons Street. Variance to reduce the side yard setback from 10' to 2' for an open, unenclosed deck. Ward 5A.

Public Hearing (All parties are sworn in)

20210622 \$1,200.00 Individual one-time Bonus/Incentive taken from (ARPA) \$11.1 Million Funding Allocation for 'ALL' City of Marietta Employees

Motion to give "ALL" City of Marietta Employees a one-time bonus/incentive for {FISCAL YEAR - beginning 1st July 2021 - 30th June 2022} in the amount of \$1,200.00 taken from the American Rescue Plan Act (ARPA) funding allocation Marietta will receive in the amount of \$11.1 million dollars. This is an equitable motion for all and is equivalent to giving employees an extra \$25.00 per week or \$100.00 per month during this FISCAL YEAR.

This item is not an ongoing expense for our City of Marietta, and it will not raise taxes nor increase our budget due to it being extrapolated from the American Rescue Plan Act (ARPA).

Requested by Council Member Reggie Copeland

20210623 American Rescue Plan Act (ARPA) for Quality Workforce Affordable Housing

Motion to use a portion or percentage of the \$11.1 million dollar funding allocation from the American Rescue Plan Act (ARPA) for Quality Workforce Affordable Housing.

- **Affordable Housing Definition with Specifics:**

Affordable Housing is defined as housing that is affordable for "ALL" levels of income.

Also, it is preferred as a household whose rent (or mortgage) PLUS utilities do not exceed 30 percent of their annual income.

Families who pay more than 30 percent of their income for housing are considered cost burdened and may have difficulty affording necessities such as but not limited to food, clothing, transportation, and childcare.

An estimated 12 million renter and homeowner households now pay more than 50 percent of their annual incomes for housing.

Requested by Council Member Reggie Copeland

20210624 Comprehensive Plan on the American Rescue Plan Act (ARPA)

Discussion of a comprehensive plan on how the American Rescue Plan Act (ARPA) \$11.1 million dollars will be utilized to improve the quality of life for "ALL" of the beautiful citizens in Marietta.

Requested by Council Member Reggie Copeland

UNSCHEDULED APPEARANCES:

**Each speaker is allotted five (5) minutes,
for a combined total of 30 minutes.**

ADJOURNMENT: