



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

R. Steve Tumlin, Mayor
Cheryl Richardson, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
Andy Morris, Ward 4
M. Carlyle Kent, Ward 5
Andre L. Sims, Ward 6
Joseph R. Goldstein, Ward 7

Monday, March 7, 2022

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Cheryl Richardson, Grif Chalfant, Johnny Walker, Andy Morris, Andre L. Sims, M. Carlyle Kent and Joseph R. Goldstein

Also Present:

Bill Bruton, City Manager

Doug Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor Tumlin called the meeting to order at 5:15 p.m.

MINUTES:

20220250 **Agenda Work Session - February 7, 2022**

Review and approval of the February 7, 2022 Agenda Work Session minutes.

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

Vote: 7 – 0 – 0

Approved

BUSINESS:

20220259 **BLW Report**

Council Member Andy Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, March 7, 2022.

Reported

20220245 Board of Lights and Water (BLW) Board Appointment

Motion to reappoint Terry G. Lee to the Board of Lights and Water (BLW) Board for a four (4) year term, effective March 12, 2022 and expiring March 12, 2026.

Discussion was held regarding the Board appointment. There was general agreement to reappoint Terry G. Lee to the Board for a four (4) year term.

This matter already appears on the Council agenda.

20220255 Historic Board of Review Appointment (Ward 4)

Motion to appoint Carol Williams to the Historic Board of Review Ward 4 for a two (2) year term, beginning upon appointment and expiring March 10, 2024.

Discussion was held. The Ward 4 Council member requested that this item be amended to appoint Jim Trimble to the Historic Board of Review.

This matter already appears on the Council agenda.

20220256 Historic Preservation Commission Appointment (Ward 4)

Motion to appoint Carol Williams to the Historic Preservation Commission Ward 4 for a three (3) year term, beginning immediately upon appointment and expiring March 10, 2025.

Discussion was held. The Ward 4 Council member requested that this item be amended to appoint Jim Trimble to the Historic Preservation Commission.

This matter already appears on the Council agenda.

20220087 Sanitary Conditions and Procedures

Discussion of proposed changes to Sect. 7-4-2-110 - Sanitary Conditions and Procedures.

Motion to approve the revised ordinance to Sect. 7-4-2-110 - Sanitary Conditions and Procedures.

First Reading

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

Vote: 5 – 2 – 0 Recommended for Council Agenda Non-Consent
Voting Against: M. Carlyle Kent and Joseph R. Goldstein

20220163

SPLOST Project Financing

Consideration of prefunding 2022 SPLOST projects to mitigate inflationary pressures through the issuance of a bond or internal financing.

Motion to approve the prefunding of 2022 SPLOST Tier/Level 1 projects to mitigate inflationary pressures through internal financing of up to \$20,000,000, and the reimbursing of the funds used at a rate of 1.5%.

The motion was made by Council member Chalfant, seconded by Council member Morris, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval – Consent Agenda

20220233

Ordinance Amendment Related to Chapter 8-12-16 - Solicitation

Motion to amend Chapter 8-12-16 entitled “Solicitation” of the Code of Ordinances of the City of Marietta by adopting new Sections 8-12-16-010, et seq.

First Reading
Public Hearing

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

Vote: 7 – 0 – 0

Recommended for Council Agenda Non-Consent

20220190

MissionSquare Retirement 457(b) Administrative Services Agreement

Review and approval of updated administrative services agreement on the 457(b) deferred compensation plan with MissionSquare Retirement.

The motion was made by Council member Richardson, seconded by Council member Goldstein, that this matter be Referred to the Personnel/Insurance Committee. The motion carried by the following vote:

Vote: 7 – 0 – 0

Referred to the Personnel/Insurance Committee

20220191

MissionSquare Retirement 401(a) Administrative Services Agreement

Review and approval of updated administrative services agreement on the 401(a) Supplemental Pension Plan with MissionSquare Retirement.

The motion was made by Council member Richardson, seconded by Council member Goldstein, that this matter be Referred to the Personnel/Insurance Committee. The motion carried by the following vote:

Vote: 7 – 0 – 0

Referred to the Personnel/Insurance Committee

20220265 HB844, HB1093 & SB494 Resolution

Motion to approve a resolution opposing HB844 which would unconstitutionally limit a City's authority to make housing, land use and zoning decisions within a local government's geographical boundaries.

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

Vote: 6 – 0 – 1 Recommended for Council Agenda Non Consent
Abstaining: Johnny Walker

20220266 Housing Standards Resolution

Motion to adopt a resolution supporting locally established building design standards for residential dwellings.

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

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20220260 Draft City Council Agenda

Review and approval of the Wednesday, March 9, 2022, DRAFT City Council Agenda.

-under Minutes: Agenda items 20220252 and 20220253 were added to the consent agenda.

-under Council Appointments: Agenda item 20220246 will be amended to appoint Terry G. Lee to the BLW. Agenda item 20220248 will be amended to appoint Jim Trimble to the HBR. Agenda item 20220249 will be amended to appoint Jim Trimble to the HPC. Agenda items 20220246, 20220249 and 20220248 were added to the consent agenda.

-under City Attorney Report: Agenda item 20220207 was added to the consent agenda.

A motion was made by Council member Goldstein, seconded by Council member Richardson, to suspend the rules of order to add an item to the agenda related to a denial of claim. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Morris, seconded by Council member Goldstein to move the item related to a denial of claim to the Council consent agenda. The motion carried by the following vote:

*Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda
(See agenda item 20220270)*

-under Finance/Investment: Agenda item 20220162 was added to the consent agenda.
-under Personnel/Insurance: Agenda item 20220165 was added to the consent agenda.
-under Other Business: Agenda item 20220254 was added to the consent agenda.

Discussed

20220261

Executive Session

Executive Session to discuss legal, personnel, and/or real estate matters.

A motion was made in open session by Council member Goldstein, seconded by Council member Chalfant, to enter an Executive Session to discuss real estate acquisition. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

The executive session was held.

A motion was made in open session by Council member Chalfant, seconded by Council member Richardson, to exit the Executive Session. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

After the executive session, the following motions were made:

1.) A motion was made by Council member Chalfant, seconded by Council member Richardson, to suspend the rules of order to add an item to the agenda related to property located at 191 Mountain View Road. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Chalfant, seconded by Council member Richardson, authorizing acquisition of property at 191 Mountain View Road owned by Mark W. Taylor & Nghia V. Nguyen by means of eminent domain.

The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval - Consent Agenda

2.) A motion was made by Council member Chalfant, seconded by Council member Walker, to suspend the rules of order to add an item to the agenda related to property located at 1048 Franklin Gateway. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

A motion was made by Council member Chalfant, seconded by Council member Morris, authorizing acquisition of property at 1048 Franklin Gateway owned by Franklin Road, LLC by means of eminent domain. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval - Consent Agenda

ADJOURNMENT:

The meeting was adjourned at 7:03 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____