



# City of Marietta Meeting Agenda

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## CITY COUNCIL

*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*

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Monday, March 17, 2008

7:00 PM

Council Chamber

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### CALL TO ORDER:

### INVOCATION:

*The Rev. Anthony Coleman, Ward 5*

### PLEDGE OF ALLEGIANCE:

### PRESENTATIONS:

#### **20080276 Distinguished Service Award - Joseph Van Horn**

Presentation of a Distinguished Service Award to Joseph Van Horn for his service on the Marietta Board of Education, Planning Commission and Construction Board of Appeals of Adjustments and Appeals.

### PROCLAMATIONS:

#### **20080247 April 2008 Alcohol Awareness Month**

Proclamation declaring April 2008 Alcohol Awareness Month and to encourage community leaders and adult citizens to answer this year's "Call to Action" by promoting and/or participating in Cobb Safe Neighborhoods/Safe Homes.

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

### 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:

- \* **20080168 Regular Meeting - February 13, 2008**  
Review and approval of the February 13, 2008 regular meeting minutes.
- \* **20080240 Special Meeting - February 28, 2008**  
Review and approval of the February 28, 2008 special meeting minutes.

### MAYOR'S APPOINTMENTS:

**CITY COUNCIL APPOINTMENTS:****ORDINANCES:****20071496 Z2008-01 900 Burnt Hickory Road, a portion of 920 Burnt Hickory Road and a portion of 941 Polk Street 900 Burnt Hickory Associates, LLC**

Z2008-01 [REZONING] 900 BURNT HICKORY ASSOCIATES, LLC, requests rezoning for property located in Land Lot 12240, 16th District, Parcel 0410 and being known as 900 Burnt Hickory Road, from OI (Office Institutional with stipulations) to OI (Office Institutional); Land Lot 12240, 16th District, Parcel 0190 and being known as a portion of 920 Burnt Hickory Road, from R-1 (Single Family Residential/Agriculture 1 unit/acre) to OI (Office Institutional), and Land Lot 03230, District 20, Parcel 0450 and being known as a portion of 941 Polk Street from CRC (Community Retail Commercial) to OI (Office Institutional). Ward 4.

*Planning Commission recommended denial Vote: 6-0*  
*Public Hearing (all parties are sworn in)*

**\* 20080224 Code Enforcement - 1277 Banberry Road**

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 1277 Banberry Road.

Owner Listed: Alberto Torres

Possible New Owner: Otto Colmenares

Certified mail receipt not received as of 02/26/08.

Taxes paid: No

**PUBLIC HEARING REQUIRED**

Philip M. Goldstein abstaining

**\* 20080227 Code Enforcement - 682 Springhollow Drive**

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 682 Springhollow Drive.

Listed Owner: Darlene Means

Certified mail receipt not received as of 02/26/08.

Taxes paid: Yes

**PUBLIC HEARING REQUIRED**

Philip M. Goldstein abstaining

**\* 20080242 Code Enforcement - 635 Wisteria Drive**

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 not received as of 02-28-08.

Taxes Paid: No

**PUBLIC HEARING REQUIRED**

Philip M. Goldstein abstaining

**RESOLUTIONS:****CITY ATTORNEY'S REPORT:**

- \* **20080277 Denial of Claim**  
Denial of Claim of 51 Polk Street.

**CITY MANAGER'S REPORT:**

*New Bond Rating for City of Marietta*

**MAYOR'S REPORT:****COMMITTEE REPORTS:****1. Economic/Community Development: Grif Chalfant, Chairperson****2. Finance/Investment: Annette Lewis, Chairperson**

- \* **20080204 Marietta Fire Donation**  
Approval of an Ordinance appropriating \$500 donation from Walmart for the fire extinguisher program.

**3. Judicial/Legislative: Philip M. Goldstein, Chairperson****4. Parks, Recreation and Tourism: Holly Walquist, Chairperson**

- \* **20080187 2008 Special Event Street Closure Requests**  
Motion approving a request to close various streets to conduct special events in 2008.
- \* **20080189 Farmers Market Street Closure Request**  
Motion approving a request by Johnny Fulmer, manager of the Marietta Farmers Market, to close portions of North Park Square from May 3 to August 30 during the hours of 7 a.m. to 1 p.m. to conduct the Farmers Market for the 2008 season, with the condition that this is only an approval for the current season and a new application will be submitted for consideration for each season such closure is requested. Further, that the applicant shall work with the Parks and Recreation Director on days where the Market must be relocated to accommodate other events around the square.

*Council member Goldstein abstaining.*

- \* **20080209 Muscular Dystrophy Association Motorcycle Ride**  
Motion to approve a request by the Muscular Dystrophy Association (MDA) for street closures and to waive City Code Section 10-4-070 to allow for the sale and consumption of beer at the June 7, 2008 MDA Rolling On for MDA event in and around Glover Park.

**5. Personnel/Insurance: Van Pearlberg, Chairperson**

- \* **20080215 City/BLW Pension Plan**  
Approval of an Ordinance modifying the City/BLW Pension Plans to allow revisions to the vesting period and a minimum retirement age for all new

employees effective by the approval of the City Council.

- \* **20080216 Supplemental Pension Plan**  
Motion modifying the investment options available under the City of Marietta Supplemental Pension Plan deleting Ariel Fund and adding Fidelity Advisor Leveraged Co. Stock T Fund effective June 1, 2008.

**6. Public Safety Committee: Anthony Coleman, Chairperson**

**7. Public Works Committee: Jim King, Chairperson**

- \* **20080194 Delta Circle**  
Motion to change the speed limit on Delta Circle from 30 mph to 25 mph.
- \* **20080195 Marietta Housing Authority request for permanent easement**  
Motion to approve a request from Marietta Housing Authority to construct a storm drain connecting at the Marietta Police Department parking lot.
- \* **20080202 Floodplain Management/Flood Plain Damage Prevention Ordinance**  
Motion to approve a revision to the Floodplain Management/Flood Plain Damage Prevention Ordinance.
- \* **20080214 Life University**  
Motion to approve the posted speed limit of 35 mph on Barclay Circle to be reduced to 25 mph.  
*Council members Goldstein, Pearlberg and Coleman voting against.*

**SCHEDULED APPEARANCES:**

**UNSCHEDULED APPEARANCES:**

**OTHER BUSINESS:**

- \* **20080250 Acquisition of Property at 591 Lawrence St.**  
Motion to approve the acquisition for property for streetscapes and road improvements along Fairground Street as follows:  
591 Lawrence St. Reed E. and Paulette B. Cox \$160,000
- \* **20080245 Dorsey Manor Parking**  
Motion to approve an amendment to the Dorsey Manor Detailed Plan to reduce the number of required parking spaces on site from 98 to 94.
- \* **20080251 Smith-Manning Design Guidelines**  
Ordinance to designate the Smith-Manning House an Historic Landmark property in the City of Marietta.
- \* **20080274 NLC Congress of Cities Voting Delegates**  
Motion appointing Holly Walquist as voting delegate and Rev. Anthony Coleman as alternate voting delegate for the National League of Cities (NLC) 2008 Annual Congressional City Conference in Washington, DC on March 8-12, 2008.

**20080241 BLW Actions of March 10, 2008**

Review and approval of the March 10, 2008 actions and minutes of the Marietta Board of Lights and Water Works (BLW).

**ADJOURNMENT:**