



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

Steve Tumlin, Mayor
Stuart Fleming, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Rev. Anthony Coleman, Ward 5
Michelle Cooper Kelly, Ward 6
Philip M. Goldstein, Ward 7

Monday, October 12, 2015

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Stuart Fleming, Grif Chalfant, Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly and Philip M. Goldstein

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

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

MINUTES:

20150929 Agenda Work Session - September 3, 2015

Review and approval of the September 3, 2015 Agenda Work Session minutes.

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

Vote: 5 – 0 – 0

Approved

Absent for the vote: Anthony Coleman and Philip M. Goldstein

BUSINESS:

20150942 BLW Report

Council Member G.A. (Andy) Morris, gives the Board of Lights and Water (BLW) report for the meeting held on Monday, October 12, 2015.

Council member Morris reported on the actions of the Board of Lights and Water at their October 12, 2015 regular meeting. Finance Director Sam Lady reported on the BLW finance statements. (See the October 12, 2015 regular Board of Lights and Water meeting minutes for details.)

Reported

20150876 Proposed Use of FFY 2015 CDBG Funds

Approval of a Resolution allocating \$34,200 in unspent FFY'2015 CDBG Housing Rehabilitation funds to Cobb-Douglas Public Health to acquire equipment to furnish a dental treatment room and pediatric examination room.

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

Vote: 6 – 0 – 0 Recommended for Approval - Consent Agenda
Absent for the vote: Philip M. Goldstein

20150878 Detailed Plan for 554 Haley Street

Motion to approve the detailed plan for the property at 554 Haley Street, including the site plan, landscape plans and architectural elevations, as shown on the attached plans labeled "Detailed Plan for 554 Haley Street", signed by the owner and dated October 14, 2015, in accordance with Section 708.14(J.4) of the Marietta City Code.

The front setback of the houses may be 10 feet or more; however driveways, shall be at least 18' between the garage and the back of the sidewalk in order to accommodate two cars in addition to those provided in the two-car garage.

In order to ensure that the homes built in the 554 Haley Street development are built consistent with the definition of 4-Sided Architecture, the following language shall be adopted:

1. The homes in the community shall be traditional in nature, and consistent with the house elevations submitted and signed by Brock Built Homes and approved by the City of Marietta, dated October 14, 2015.
2. Design features, standards, and requirements incorporated in the homes shall be as follows:
 - a. Mixture of materials with material changes taking place on the interior corners or where roof massing accommodates the change of materials.
 - b. Window muntins appropriate to the style of the home on all four sides of the residence.
 - c. Shutters deemed appropriate by the architect on front and side elevations (and on the rear elevations where they can be seen from the public streets) of the homes.
 - d. Mixture of the materials to continue, as appropriate onto the side and rear elevations.

e. There shall be a maximum of 20 feet horizontally and vertically between architectural fenestration elements (windows, false shutters, change of material, etc.) per heated floor space. This will eliminate large expanses of a single material without a break and add architectural interest to the elevations.

f. The front loaded garages shall have carriage-style garage doors.

g. In the event of a disagreement as to being four-sided architecture, the City Manager of the City of Marietta, GA shall be the final arbiter of the plan meeting the criteria.

A motion was made by Council member Morris, seconded by Council member Coleman, to recommend approval of the detailed plan for the property at 554 Haley Street as presented. The motion carried by the following vote:

Vote: 6 – 0 – 0 Recommended for Approval - Consent Agenda

Absent for the vote: Philip M. Goldstein

(Clerk's note: Further discussion was held regarding agenda item 20150878, Detailed Plan for 554 Haley Street, on page 5.)

20150880

Revised Detailed Plan for Marietta Walk

Motion to approve the revised detailed plan for Marietta Walk, including the site plan, landscape plans and architectural elevations, as shown on the attached plans, signed by the owner and dated October 14, 2015, in accordance with Section 708.14(J.4) of the Marietta City Code.

In order to ensure that the homes built in the Marietta Walk development are built consistent with the definition of 4-Sided Architecture, the following language shall be adopted:

1. The homes in the community shall be traditional in nature, and consistent with the house elevations submitted and signed by Century Communities and approved by the City of Marietta, dated October 14, 2015.
2. Design features, standards, and requirements incorporated in the homes shall be as follows:
 - a. Mixture of materials with material changes taking place on the interior corners or where roof massing accommodates the change of materials.
 - b. Window muntins appropriate to the style of the home on all four sides of the residence.
 - c. Shutters deemed appropriate by the architect on front and side elevations (and on the rear elevations where they can be seen from the public streets) of the homes.
 - d. Mixture of the materials to continue, as appropriate onto the side and rear elevations.
 - e. There shall be a maximum of 20 feet horizontally and vertically between architectural fenestration elements (windows, false shutters, change of material, etc.) per heated floor space. This will eliminate large expanses of a single

material without a break and add architectural interest to the elevations.
f. In the event of a disagreement as to being four-sided architecture, the City Manager of the City of Marietta, GA shall be the final arbiter of the plan meeting the criteria.

Discussion was held regarding the revised detailed plan for Marietta Walk. Staff requested that all references to the house elevations be removed from the agenda. The elevations would be brought back for review and approval.

Motion to approve the revised detailed plan for Marietta Walk, including the site plan and landscape plans.

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

Vote: 6 - 0 - 0 Recommended for Approval as Amended - Consent Agenda
Absent for the vote: Philip M. Goldstein

Council member Goldstein arrived during the discussion of agenda item 20150885, Renaming of Franklin Road.

20150885

Renaming Franklin Road

Consideration of moving forward with the process of changing the name of Franklin Road to Gateway Boulevard. This includes the entire length of Franklin Road beginning at the intersection of Banberry Road and Franklin Road to Cobb Parkway and Franklin Road. Included for consideration is to designate Gateway Boulevard commencing at South Marietta Parkway and terminating at Delk Road as the "JW Franklin and Sons Pottery Commemorative Highway". The process will include advice and counsel from the Gateway Marietta CID area community and stakeholders.

Motion to authorize staff to move with the process of changing the name of Franklin Road to Gateway Boulevard. This includes the entire length of Franklin Road beginning at the intersection of Banberry Road and Franklin Road to Cobb Parkway and Franklin Road. Included for consideration is to designate Gateway Boulevard commencing at South Marietta Parkway and terminating at Delk Road as the "Franklin Commemorative Highway". The process will include advice and counsel from the Gateway Marietta CID area community and stakeholders. Further there shall be two (2) public hearings, one held on Franklin Road and one at City Hall.

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

Vote: 7 - 0 - 0 Recommended for Approval as Amended - Consent Agenda

Council member Goldstein requested that further discussion be held regarding agenda item 20150878, Detailed Plan for 554 Haley Street, specifically item 2c.

A motion was made by Council member Goldstein, seconded by Council member Fleming, to modify the previous motion to approve the detailed plan for the property at 554 Haley Street, with an amendment to item 2c, which would read: "Shutters deemed appropriate on front, side, and rear elevations of the homes." The motion carried by the following vote:

Vote: 6 – 1 – 0 Recommended for Approval as Amended - Consent Agenda
Voting Against: Andy Morris

Council member Goldstein stepped down from the dais prior to the discussion regarding agenda item 20150874.

20150874

Supplemental FY16 Tourism Grant Presentations

Motion to approve the supplemental FY16 Tourism Grant funding as follows:

The Earl Smith Strand Theatre - \$28,000

Georgia Ballet: \$5,000

Marietta/Cobb Museum of Art - \$15,000

Marietta Gone With The Wind Museum - \$22,000

Marietta Museum of History - \$15,000

Symphony on the Square - \$5,000

The Marietta Welcome Center -

Council member Goldstein disclosed that he is an owner of and a general partner for the Herbert S. Goldstein Family Limited Partnership that owns the Earl Strand Theater at 115-119 North Park Square, Marietta GA. The tenant is Friends of the Strand, Inc. Council member Goldstein also owns the property occupied by and leased to Lyric Theater at West Anderson Street. Council member Goldstein abstains on and will not participate on allocation of funds to the above two (2) entities.

Council member Goldstein is or has been a member of: Friends of Brumby Hall, Inc., Cobb Landmarks and Historical Society, Inc., Marietta-Cobb Museum of Art, member or participant of Marietta Square Branding Project, Inc; and the Marietta Museum of History.

Council Goldstein's wife, Elise, is a volunteer in the Georgia Symphony Chorus, which is part of or under Georgia Symphony Orchestra.

Discussion was held regarding the supplemental tourism grants and remaining amount that could be allocated.

Motion to approve the supplemental FY16 Tourism Grant funding as follows:

The Earl Smith Strand Theatre - \$28,000

Georgia Ballet: \$5,000

Marietta/Cobb Museum of Art - \$15,000

Marietta Gone With The Wind Museum - \$22,500

Marietta Museum of History - \$19,500

Symphony on the Square - \$5,000

The Marietta Welcome Center - \$5,000

The motion was made by Council member Kelly, seconded by Council member Walker, that this matter be Recommended for Approval as Amended - Consent Agenda. The motion carried by the following vote:

Vote: 6 - 0 - 0 Recommended for Approval as Amended - Consent Agenda

Absent for the vote: Philip M. Goldstein

Council member Goldstein returned to the dais.

20150943

Draft City Council Agenda

Review and approval of the October 14, 2015, DRAFT City Council Agenda.

The following amendments were made to the Council agenda:

-under Minutes: Agenda item 20150930, Regular Meeting - September 9, 2015, was added to the consent agenda.

-under Ordinances: Agenda items 20150814, 20150815, 20150816, 20150818, 20150819 were added to the consent agenda.

-under Ordinances: Agenda item 20150729 was added to the consent agenda, as amended. (The revised ordinance was handed out during the meeting.)

-under Ordinances: Agenda item 20150701 was added to the consent agenda, with Council members Coleman and Goldstein voting against.

-under Economic/Community Development: Agenda item 20150875 was amended to read, "Approval of a resolution allocating \$50,000 in unspent FFY'2015 CDBG Housing Rehabilitation funds to acquire rights to land to convert to a public park at the corner of Waterman and Alexander, subject to the terms of the lease agreement, which shall be brought back to City Council for review and approval within four (4) months."

-under Judicial/Legislative: Agenda item 20150871, 2016 City Council meeting dates, was added to the consent agenda.

-under Public Works: Agenda item 20150889, City of Marietta Property Fronting Marietta Walk Development, was added to the consent agenda and amended to read, "Motion authorizing the abandonment and sale of a remnant parcel of City of Marietta property fronting 426 Powder Springs Street at the Marietta Walk

Communities of Georgia, LLC in exchange for \$24,780 and the stipulation that Century Communities of Georgia, LLC and the subsequent HOA will be responsible the installation of maintenance of trees and landscaping in conformance with the Powder Springs Streetscape Improvement project with review and approval from the Public Works Director."

-under Public Works: Agenda item 20150697, Roswell Street Right of Way, was added to the consent agenda and amended to read,"

-under Other Business: Agenda item 20150582, Final Plat for Meeting Park Phase III, was added to the consent agenda.

-under Other Business: Agenda item 20150948, Manget Phase IV Site Plan was amended to read, "Motion to approve the revised site plan for Manget Phase IV, with the exclusion of the house elevations and tree plan, which shall be brought back to City Council for review and approval. This item was requested by Council Member Stuart Fleming."

-under Other Business: Agenda items 20150951, 20150950 and 20150931 were added to the consent agenda.

A new item was added to the Council agenda that reads, "Motion to authorize advertisement of the reversion clause to the Zoning Ordinance." (See agenda item 20150959)

Agenda items 20150893, 2015094, 20150818 and 20150697 should show Council member Goldstein abstaining.

Discussed

20150944

Executive Session

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

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

Vote: 6 – 0 – 0 Approved
Absent for the vote: Anthony Coleman

ADJOURNMENT:

The meeting was adjourned at 8:07 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____