



City of Marietta
Meeting Minutes
JUDICIAL/LEGISLATIVE COMMITTEE

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Philip M. Goldstein, Chairperson
Van Pearlberg
Jim King

Thursday, May 1, 2008

5:15 PM

Fourth Floor Conference Room

Presiding: Philip M. Goldstein

Present: Jim King and Van Pearlberg

Also Present:

Annette Lewis, Council - Ward 1

Grif Chalfant, Council - Ward 2

Holly Marie Walquist, Council - Ward 3

Rev. Anthony Coleman, Council - Ward 5

Shannon Barrett, Assistant to the City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Chairman Philip M. Goldstein called the meeting to order at 5:16 p.m.

MINUTES:

20080386 Regular Meeting - March 26, 2008

Review and approval of the March 26, 2008 regular meeting minutes.

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

Vote: 2 - 0 - 1

Approved

Abstain: 1 - Jim King

BUSINESS:

20080497 Quitclaim Deed

Motion to approve a Quitclaim Deed for property located at 307 Page Street. This Motion is contingent on the completion of the closing on the property being sold by the city to First Landmark Bank. The deed authorized hereby shall be held in escrow by the city attorney until the completion of such closing.

Council member Goldstein disclosed that the First Landmark Bank leases parking spaces at 48 Atlanta Street and is a subtenant in an adjacent building.

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

20080498 American Transit Systems

Discussion on revisions to the Transit Structure Agreement with American Transit Systems, Inc.

Council member Goldstein disclosed that American Transit Systems or similar entity or representative was a tenant of his; however, neither is currently a tenant.

Motion to recommend approval with the additional stipulation that any monies due to the city shall be paid prior to the transfer

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

Vote: 3 - 0 - 0

Recommended for Approval - Non Consent Agenda

20080441 133 Rigby Street

Review and approval of the Detailed Plan for 133 Rigby Street.

Motion to approve the Detailed Plan for 133 Rigby Street, with the following stipulations:

- 1) The proposed house will be built as indicated in the drawing by Residential Plus, Inc. labeled Attachment 'A' and the photograph labeled Attachment 'B'.*
- 2) In those instances where there are conflicts between architectural details (ie. board and batten shutters, tapered columns, etc) identified in the drawing labeled Attachment 'A' and the photograph labeled Attachment 'B', the drawing labeled Attachment 'A' shall override.*

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

The meeting was recessed at 5:42 p.m., and reconvened at 5:50 p.m.

20071431 Portable Storage Units

Discussion of a request by Councilman Van Pearlberg to amend Municipal code section 710.07-Storage, (Portable Storage Units and Sanitation Containers).

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

20080206 Cell Tower Agreement

Motion approving an amendment to the Site Lease between Downtown Marietta Development Authority, ("Landlord"), and T-Mobile South LLC, a Delaware limited liability company, as successor in interest to Powertel/Atlanta, Inc. ("Tenant") for 287 Redwood Drive, Marietta, Georgia.

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

20080350 Trash and Debris removal

Request for a discussion by Council member Holly Walquist for information relative to the time frame for requiring removal of trash/debris from properties.

This matter was Withdrawn.

20080450 Overlay District Boundaries

Discussion of possible changes to the boundaries of the Commercial Corridor Overlay District.

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

Vote: 3 - 0 - 0

Tabled

20080440 Historic Preservation

Motion to authorize the Historic Preservation Commission to conduct and prepare a report on historic, cultural, architectural or aesthetic significance of the place, district, site building or structure or work of art proposed for designation of Brumby Hall located at 472 Powder Springs Street as an Historic Landmark, with a stipulation that the Design Guidelines shall not prohibit tents and gardens.

Motion to authorize the Historic Preservation to conduct and prepare a report on historic, cultural, architectural or aesthetic significance of the place, district, site building or structure or work of art proposed for designation or acquisition of Brumby Hall located at 472 Powder Springs Street.

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

Motion to authorize the Historic Preservation to conduct and prepare a report on historic, cultural, architectural or aesthetic significance of the place, district, site building or structure or work of art proposed for designation or acquisition of the Clarke Library located at 156 Church Street. (See agenda item 20080508)

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

Vote: 3 - 0 - 0

Recommended for Approval - Consent Agenda

Motion to authorize the Historic Preservation to conduct and prepare a report on historic, cultural, architectural or aesthetic significance of the place, district, site building or structure or work of art proposed for designation or acquisition of the Marietta Water Works Building located at 426 North Sessions Street. (See agenda item 20080509)

Referred to the COMMITTEE OF THE WHOLE

The meeting was recessed at 6:39 p.m., and reconvened at 6:59 p.m.

20080424 Comprehensive Development Code, Section 714, Signs

Discussion of proposed revisions to the sign ordinance

In depth discussion was held regarding the Comprehensive Development Code, Section 714, Signs. This matter was tabled until the next Judicial/Legislative Committee meeting for further discussion.

This matter was Tabled.

ADJOURNMENT:

The meeting was adjourned at 9:06 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____