



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Agenda

JUDICIAL/LEGISLATIVE COMMITTEE

Philip M. Goldstein, Chairman
G. A. (Andy) Morris, Vice Chair
Stuart Fleming

Wednesday, September 28, 2016

Council Chamber

Immediately following Parks, Recreation and Tourism Committee

CALL TO ORDER:

MINUTES:

20160954 Regular Meeting - August 31, 2016

Review and approval of the August 31, 2016 regular meeting minutes.

BUSINESS:

20160762 HB691- Municipal Court Judges

Consideration of a Motion to incorporate HB691, Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

Motion to approve the advertising and the holding of two public hearings in order to amend the Charter of the City of Marietta to amend Section 4.11 (Municipal Court) and Section 6.2 (Chief Judge of the Municipal Court) and to authorize the City Attorney to carry out all matters in order to amend the Charter and to incorporate H.B. 691 into the Charter for the City of Marietta.

20160889 Municipal Court Judges

Motion to amend City Charter and applicable ordinance as follows:

That Marietta Municipal Court Chief Judge shall be elected for a four year term commencing with November 2017 City wide election for the upcoming term running concurrently with that of City Council beginning January, 2018. For the initial election, the then sitting Chief Judge shall be noted on the ballot as an incumbent. There shall be a term limit of three terms unless otherwise waived by council by a 2/3rd vote of then sitting council of said third term. Qualifying fee shall be determined consistent with City Council elections.

Ordinance relating to Municipal Court Judge shall be drafted subject to Judicial qualifications in accordance with 36-32-1.1 and subject to removal of 36-32-2.1. For both Chief Judge and Associate Judge. Should a Chief Judge be unable to complete his term for whatever reason, then the Mayor shall appoint the Chief Judge successor within 15 days of a vacancy for the remainder of same term. Expressly No short term election will be held to fill an unexpired term.

Mayor shall appoint each of the associate judges, the number of which as set by Council each term of council for a term of two years each, but never beyond term of council.

There shall be established an Environmental Court under the administrative supervision of the Chief Judge. The Mayor shall appoint said Environmental Court Judge who shall be selected from among the appointed Associate Judges for a term of two years, but not to exceed term of Council. Any appeals of an Environmental Court decision shall be before Chief Judge. City Prosecutor or its designated associate prosecutor shall be the prosecutor of the environmental court.

This enabling action shall be drafted in form by City Attorney as Charter Amendment and applicable ordinance upon adoption of provisions by council and then acted upon once prepared.

Requested by the Mayor Tumlin

20160942 2017 City Council Meeting Dates

Approval of a Resolution establishing the City Council meeting dates and approval of the committee meeting calendar for 2017.

20160960 Fence Regulations

Discussion of proposed amendments to regulations regarding fences.

Requested by Council Member Philip Goldstein

20160999 Kennesaw State University Campus Police

Approval of an Ordinance amending City Code to add Section 10 - 4 - 220 Enforcement of City Ordinances on the Campus of Kennesaw State University (formally Southern Polytechnic State University).

20161001 Detailed Plan Revisions-Atlanta United FC-Additional Signage

Atlanta United FC has requested approval of revisions to their detailed plan to allow additional signage, including a scoreboard, at their facility at 849 and 861 Franklin Gateway.

ADJOURNMENT: