



City of Marietta Meeting Summary CITY COUNCIL

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

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

Wednesday, February 13, 2008

7:00 PM

Council Chamber

20080084 **Special Meeting - January 16, 2008**

Review and approval of the January 16, 2008 special meeting minutes.

Approved

20080085 **Regular Meeting - January 9, 2008**

Review and approval of the January 9, 2008 regular meeting minutes.

Approved

20080064 **Ethics Committee Appointment**

Reappointment of Warren Herron to the Ethics Committee for a term of two years expiring on March 12, 2010.

Approved

20080107 **Code Enforcement - 1124 Burbank Circle**

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 1124 Burbank Circle.

Owner: Spivak Helen A

Certified mail receipt not received as of 01-30-08

Taxes paid: Yes

PUBLIC HEARING REQUIRED

Philip M. Goldstein abstaining

Approved

20080108 **Code Enforcement - 496 Barnes Mill 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 496 Barnes Mill Drive.

Owner: Lanham Marjorie Juanita
Certified mail receipt not received as of 01-30-08
Taxes paid: Yes
PUBLIC HEARING REQUIRED
Philip M. Goldstein abstaining

Approved

20080110 **Code Enforcement - 442 Roosevelt Circle**

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 442 Roosevelt Circle.
Owner: Ramiro Rodriguez
Certified mail receipt not received as of 01/29/08.
Taxes paid: Yes
PUBLIC HEARING REQUIRED
Philip M. Goldstein abstaining

Approved

Code Enforcement - 232 McIntosh Avenue

20080111

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 232 McIntosh Avenue.
Owner: Ramiro Rodriguez
Certified mail receipt received 01/16/08; signed by Karen Rodriguez
Taxes paid: Yes
PUBLIC HEARING REQUIRED
Philip M. Goldstein abstaining

Approved

Motion to approve with the removal of Council member Goldstein abstaining.

20080124 **Code Enforcement - 213 Gramling Street**

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 213 Gramling Street.
Owner: Hal Vester Miles, Jr.
Certified mail receipt not received as of 01-30-08.
Taxes paid: Yes
PUBLIC HEARING REQUIRED
Philip M. Goldstein abstaining

Approved

20080146 **Denial of a Claim**

Denial of a claim of Henry Hennecken.

Approved to Deny Claim

20080061 **Historic Preservation Commission**

Motion to approve a \$500.00 contribution and Letter of Support for the Cobb County Community Development Historic Property Workshop, as requested by the Historic Preservation Commission. Funding shall come out of the existing Historic Preservation Commission budget.

Approved

20080077 **State Cable and Video Franchise Law**

Motion to approve a Resolution pertaining to State Cable and Video Franchise Law.

Approved

20080078 **Ethics Committee Attorney**

Motion approving reducing the prohibition for the attorney hired by the Ethics Board to twelve (12) years prior to the date of appointment where the attorney has litigated against the city.

Approved

20080089 **Detailed Plan for WestOak III**

Motion to approve the Detailed Plan for West Oak III at 1791 West Oak Parkway with the stipulation that the exterior building materials shall be consistent with those shown in the set of pictures (3 pages) dated January 30, 2008.

Approved

20071441 **Smith-Manning Design Guidelines**

Motion to approve the Design Guidelines for the Smith-Manning House.

Approved

20080090 **Renaming of the Marietta Conference Center and Resort**

Motion approving the renaming of the Marietta Conference Center and Resort to Hilton Atlanta/Marietta Hotel & Conference Center.

Approved

20071403 **Precinct Polling Place Changes - Ward 1 & 7**

Ordinance to amend Section 1-6-080 regarding precinct polling places for Wards 1 and 7 for municipal elections to coincide with changes approved by Cobb County Board for State and County elections.

Approved

20080118 **KABOOM Playground Contract**

Motion authorizing the City Manager to execute a contract with KABOOM Playground, subject to approval by the City Attorney.

Approved

20080050 **Construction Board of Adjustment and Appeals**

Motion to reappoint Steve Arrants to the Construction Board of Adjustment and Appeals (Ward 2) for a five-year term, expiring January 31, 2013.

Approved

20080073 **Amendment of Personnel Rules and Regulations**

Ordinance approving amendments to the Personnel Rules and Regulations contained in Part 4, Subsection 16-080 of the Code of Ordinance for revisions to current standards.

Approved

20071436 **Marietta Cobb New Markets Fund, Inc.**

Motion to appoint Council member Griffin L. Chalfant to the Marietta Cobb New Markets Fund, Inc., Community Development Entity.

Approved

20070617 **Intersection Traffic Enforcement**

Motion to move forward with the Intersection Traffic Enforcement Cameras at Powder Springs and South Marietta Parkway.

Approved

20080040 **Standard Operating Procedures for the Marietta Police Department**

Motion approving revisions to the following Standard Operating Procedures for the Marietta Police Department:

A018 Goals & Objectives; A020 Deadly & Non-Deadly Force, A025 Electronic Control Weapons (new policy), A045 Time Control Procedures; A073 Building Security; A078 Transfers; A082 Performance Evaluations; A085 Promotions; P044 Police Vehicles; S034 Juvenile Procedures; T050 Training

Approved

20071235

Dumpsters

Motion approving the relocation of dumpsters along Hansell Street to the southern side of the roadway east of existing private alley as shown on the Proposed Dumpster Location (Option 3) drawing presented by Public Works. Additionally, authorizing the Public Works Director to change the number of dumpsters at this location based upon service needs.

Approved

20071335

Powers Ferry Road at South Marietta Parkway

Motion approving the SPLOST improvement project concept for the Powers Ferry Road at South Marietta Parkway intersection to include construction of an exclusive right turn lane and sidewalk to be located within existing right of way.

Approved

20080165

Acquisition of properties

Motion to approve partial acquisition of properties for the construction of sidewalks along Fort Street as follows.

114 Woods Drive	Geneva Carter	\$3,775
524 Fort Street	Tina Harris	\$2,300
526 Fort Street	Alvin L. Kinnebrew	\$2,000
540 Fort Street	L.C. & Ida Delay	\$1,650

Approved

20080167

Acquisition of property

Motion to approve the partial acquisition of property for the construction of sidewalks along Roswell Street as follows.

1092 Roswell Road	H J Millwood LLC	\$3,000
-------------------	------------------	---------

Approved

20080170

Ordinance Amending Streets and Sidewalks

Ordinance amending chapter 5-4 Streets and Sidewalks of the Marietta City Code by adding Section 5-4-180 Modification of Sidewalks within the Central Business District; Permit Required.

Approved

Ordinance amending chapter 5-4 Streets and Sidewalks of the Marietta City Code by adding Section 5-4-180 Modification of Sidewalks within the Central Business District; Permit Required, with the following amendments:

- 1) Item B5 shall read, "...inappropriate language by the City Council, the City Manager or the Director of Public Works."*
- 2) Item B7 shall be added to read, "All bricks shall only contain the names of donors, organization, memorial and/or dates."*

20071408 **Friends of the Strand**

Motion authorizing the Friends of the Strand to install new pavers under the marquee of the Strand Theater for the purposes of raising funds towards the Strand Theater improvements in accordance with Marietta City Code Section 5-4-180.

Approved

20080142 **National League of Cities (NLC)**

Motion to approve travel and training expenses for Council members who wish to attend the National League of Cities (NLC) 2008 Annual Congressional City Conference in Washington, DC on March 8-12, 2008.

Approved

20080143 **National League of Cities (NLC)**

Motion to approve travel and training expenses for Council members who wish to attend the National League of Cities (NLC) Leadership Training Institute in Charleston, South Carolina on April 27-29, 2008.

Approved

20080075 **Service Agreement with Principal Financial Group**

Motion approving a Service Agreement with Principal Financial Group for services to the City's Supplemental Pension Plan.

Approved

20080144 **321 Cole Street and 325 North Marietta Parkway**

Motion approving proposal response to RFP# 08-013008, for sale and redevelopment of 321 Cole Street and 325 North Marietta Parkway.

Approved as Stipulated

Motion to approve the proposal response to RFP# 08-013008, for sale and redevelopment of 321 Cole Street and 325 North Marietta Parkway, with the following stipulations:

- 1) That building elevations and finishings shall be substantially similar to the drawings submitted.*
- 2) The applicant shall comply with and the property shall be subject to all codes and ordinances for the City of Marietta.*
- 3) Approval of the Bid Proposal shall be conditioned upon inclusion of a restriction in the conveyance deed that there be no access onto North Marietta Parkway (State Route 120) from parcels A2 and B2; however, a curb cut shall be granted for access onto Cole Street, as recommended by the Public Works Director of the City of Marietta.*
- 4) Item 4 on page 3 of the Response to the Request for Proposal shall be amended to state that the curb cut shown on the site plan for parcels A2 and B2 allowing access onto Marietta Parkway shall be moved to Cole Street.*
- 5) The applicant shall amend the Bid Proposal submitted to reflect the stipulations stated and submit in writing acceptance of the motion as approved by City Council within three (3) days of the date approved.*

- 20080154 **Conference Center Renovation Financing**
Motion approving the issuance of \$7M in 2008 Revenue Bonds for financing MCCR renovations as authorized by City Resolution and 3rd Supplemental Conference Center Funding Agreement between DMDA and City of Marietta.
Approved
- 20080088 **BLW Actions of February 11, 2008**
Review and approval of the February 11, 2008 actions and minutes of the Marietta Board of Lights and Water Works (BLW).
Approved
- 20080176 **Resolution Regarding HB 938**
Approval of a Resolution regarding HB 938, as amended.
Approved
- 20080065 **Americans with Disabilities Advisory Board**
Consideration of an appointment to the Americans with Disabilities Advisory Board (Post 3) to fill the unexpired term of Dan Palmer, whose term expires December 31, 2008.
Approved
- 20080177 **Marietta Redevelopment Corporation**
Motion to approve the Employment Agreement for the Executive Director of the Marietta Redevelopment Corporation (MRC), as presented.
Approved
- 20080178 **Budget Amendment - KABOOM**
Motion approving a budget amendment of \$12,000 from the Whitaker Fund for use in the KABOOM/Victory Park Playground Project. Further, the Marietta Kiwanis Club is to reimburse the Whitaker Fund in the of \$10,000 by September 30, 2008.
Approved
- 20080175 **Eminent Domain Proceedings**
Motion to authorize the City Attorney to file eminent domain proceedings regarding the property known as 567 and 595 Roswell Street and the authorize the City Attorney to take any and all action in order to acquire the permanent easements,

construction easements, fee simple title and all other interests needed for the project, including the authority to take any and all action necessary or proper to carry out this motion, including the authority to file any appeals deemed necessary or appropriate related to this matter.

Approved

20080179

Donation of Property - 43 Fairground Street

Motion to except the donation of right-of-way for property located at 43 S Fairground Street by Billie Jean Pascoe.

Approved