



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes

BOARD OF LIGHTS AND WATER SPECIAL MEETING

Wednesday, March 13, 2019

5:00 PM

City Council Chambers

Presiding: R. Steve Tumlin

Present: Alice Summerour, Bruce E. Coyle, Terry G. Lee, Mike Wilson
and Michelle Cooper Kelly, Brian Torras

Also Present:

Ron Mull, BLW General Manager

William Bruton, City Manager

Kevin Moore Board Attorney

Stephanie Guy, Board Clerk

CALL TO ORDER & ROLL CALL:

Chairman R. Steve Tumlin called the meeting to order at 5:00 p.m.

BUSINESS:

Prior to the discussion related to Marietta Natural Gas, LLC, a motion was made by Board member Wilson, seconded by Board member Lee, to remove agenda items 20190261 and 20190262 from the agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Approved

20190260

Marietta Natural Gas, LLC

Discussion relating to Appellate Court decision of March 11, 2019 regarding Marietta Natural Gas, LLC and whether to pursue becoming natural gas marketer.

Discussion was held regarding the Appellate Court decision.

Motion to not move forward with an appeal under the BLW, as it relates to Marietta Natural Gas, LLC.

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

Vote: 7 – 0 – 0 Approved

20190261 LLC/ BLW Charter Discussion

Discussion and consideration of potential solution: can a single member LLC elect to be taxed as a non-profit corporation (profit or non-profit, IRS Form 8832) and thus become a non-profit corporation in compliance with our Charter. BLW charter does not state that it is required to be a "Georgia" non-profit corporation.

Removed

20190262 Gem City Natural Gas, Inc.

Consideration of scenario whereby BLW would not appeal Appellate Court decision but rather create Gem City Natural Gas, Inc., a Georgia Non-profit, and reapply as consideration with the blessing of this Court of Appeal ruling under Gem City Natural Gas, Inc.

Removed

EXECUTIVE SESSION:

20190263 Executive Session

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

Not Held

ADJOURNMENT:

The meeting was adjourned at 5:12 p.m.

Approved by City Council:

Date: _____

R. Steve Tumlin, Mayor

Attest: _____
Stephanie Guy, City Clerk

Approved by Board of Lights and Water:

Date: _____

R. Steve Tumlin, Chairman

Attest: _____
Stephanie Guy, City Clerk