MINUTES OF MEETING
CITY COUNCIL OF PEACHTREE CITY
February 21, 1991

The City Council of Peachtree City met in regular session on Thursday Night, February 21, 1991, at 7 PM in the City Hall Council Chambers.

Mayor Brown called the meeting to order and led those in attendance in the pledge of allegiance. Those present were: Mayor Frederick Brown, Jr. and Council members Edward Bradford, Annie McMenamin, Robert Brooks and Rich. Parlontieri.

Addition of Agenda Items
None were added

Announcements, Awards, Presentations
Mayor Brown welcomed Belinda Berry, new reporter for the Fayette Neighbor to the meeting.

Mayor Brown announced that the Council would be holding their annual Retreat on March 1st, 2nd and 3rd at the Peachtree Executive Conference Center. He invited anyone interested to attend.

Mayor Brown presented the Employee of the Month Award for the month of January to Ira Walker, employee of the Public Works Department.

Mayor Brown explained that last Wednesday in Athens, Georgia, Frances Meaders, Director of Administrative Services, was presented the 1991 Finance Officer of the Year Award by the Georgia Municipal Clerks and Finance Officers Association. He read the award for the benefit of the public and re-presented it to Ms. Meaders with his congratulations.

Department Reports

Mayor Brown called attention to the monthly department reports and urged the public to avail themselves of the information they contain about the City. He reported the population to be 20,669.

Minutes of Meeting

Motion was made by Brooks and seconded by Bradford that the minutes of the January 17, 1991 meeting be approved. Motion carried unanimously.

New Agenda Items

2-91-9 Alcoholic Beverage License - T.J. Murray's

City Manager Basinger presented application for an alcoholic beverage license for restaurant and lounge in the Aberdeen Shopping Center to be known as T.J. Murray's. He explained that the restaurant would be in the space formerly occupied by The Pub. The application indicated that Mr. Thomas J. Murray would be the licensee and Mr. Gene Cochran would be the license representative. Basinger stated that the space was being leased from the former operator Mr. Sego who was leasing it from Mr. Honea with approval of The Equitable and that the paperwork appeared to be in order. Mr. Murray and Mr. Cochran were present to answer any questions of Council.

McMenamin asked the applicants if Mr. Sego or Mr. Honea, the former lease holders of the space, had any involvement in this restaurant. Mr. Murrary stated that they did not.

Parlontieri questioned them regarding their training procedures for employees and they stated that they had not employed any personnel at this time but they were fully aware of the city regulations and would comply with them.

Mayor Brown stated that he noticed the trade name was Southern Crescent Land Company, Inc. d/b/a T.J. Murray's. He asked where this Corporation was located and Mr. Murray answered that it was in Jonesboro. The Mayor commented that he could not find any listing in the telephone book for the Southern Crescent Land Company, Inc.and asked Mr. Murray to explain the business. Mr. Murray explained that when he was in the land development business he established the Corporation to transfer property. It was a shell corporation in his name and he was using it to establish this business. The Mayor pointed to the fact that he also listed in his application that he was employed as Vice President of Sales and Acquisitions for MRT Corporation. Mr. Murray stated that this was correct and that this business was also located in Jonesboro. Mayor Brown commented that neither of the two businesses was listed in the telephone book. The Mayor also questioned Mr. Murray regarding the salary he indicated on his applicant and the fact that he did not pay income tax last year. Mr. Murray explained that rather than salary the funds the Mayor was referring to were dividends and commissions.

Mayor Brown questioned Mr. Cochran about his employment and he stated that he was more or less retired from business. The Mayor called attention to the employment contract contained in the application and mentioned the fact that there had been confusion early in the application period of when Mr. Cochran was to work. He hoped that was understood now. The Mayor also mentioned the former operator of the restaurant at this location which the City had a problem with and Mr. Murray explained that the only way he knew the former owner was that he became aware of the fact that the business was for sale and he purchased it from him. Mr. Cochran stated the same.

Motion was made by Parlontieri that the application be approved for T.J. Murray's as presented. Motion seconded by Brooks. Parlontieri stated that he trusted that Mr. Cochran understood the city regulations related to alcohol and he stated that he did. Mayor Brown asked who would be training the employees and Mr. Murray stated that they would both be responsible for the training. Mayor Brown stated that he hoped the applicants would understand the concerns of the Council in assuring that they were doing the right thing for the City in approving this license. Mr. Murray stated that he certainly did. Motion carried unanimously.

2-91-10 Pebblepocket Tennis Court Bids

City Manager Basinger reported that bids were solicited for the renovation of the Pebblepocket Tennis Courts and six bids were received. The bids were:

1.	Courts South, Inc.	$32,876.00
2.	Crawford Construction Co., Inc.	$38,425.00
3.	Georgia Recreational Surfaces	$39,800.00
4.	Atlanta Recreational Contractors, Inc.	$43,276.00
5.	Whalen Tennis Company	$44,900.00
6.	Southeastern Tennis Courts, Inc.	$45,500.00

Basinger stated that staff recommended awarding the bid to Courts South, Inc. of Hampton, Georgia for the bid amount of $32,876. He reported that sufficient funds were available in the 1991 Public Improvement Fund and recommended that any excess funds over the bid amount remain in that account as a contingency until the project was completed.

Motion was made by Parlontieri that the bid from Courts South, Inc. be approved and excess funds in the budget remain in the account as a contingency. Motion was seconded by McMenamin. Motion carried unanimously.

2-91-11 Proposed Commuter Airline Operation into Falcon Field

Mayor Brown reported that this item had been removed from the agenda at the request of the applicant.

2-91-12 Amendment to the Fence Ordinance

Councilman Brooks explained that he had requested the amendment to the fence ordinance be added to the agenda. He reported that, in an effort to be consistent with fencing requirements, he asked that the ordinance limiting fences to four feet in certain areas be amended to provide for decorative features such as newels, finials, and scallops. The following wording was submitted for consideration:

Section 5-174.1(1)

(1) In those instances where fence height is limited to four feet, other than in a front yard or within the required setback area that adjoins a street right of way, fences with decorative features such as newels, finials, and scallops may exceed four (4) feet in height but in no case more than five (5) feet in height.

Motion was made by Brooks that the amendment to the fence ordinance be adopted. Motion was seconded by Parlontieri. Motion carried unanimously.

City Manager Basinger presented another proposed amendment to the fence ordinance. He explained that the proposed amendment would delete swimming pool fencing provisions in Section 5-174.1 k and place wording in Section 5-174.1 k as follows:

(k) Swimming pool fences shall be constructed in accordance with the provisions of Article X, Section 5-159 of this Code.

Motion was made by Brooks that the Ordinance be adopted as presented. Motion was seconded by Bradford. Motion carried unanimously.

There being no further business to come before the Council, Mayor Brown made a motion to recess and reconvene in executive session to discuss pending lawsuits of Black, Simon/Justice, Strickland and Kelly and a real estate matter. Motion was seconded by Parlontieri. Motion carried unanimously.

Executive Session

Strickland Lawsuit:
Motion was made by Parlontieri that the City not accept the settlement offer. Motion seconded by Brooks. Motion carried with Mayor Brown voting nay.

Land Exchange:
Motion was made by Mayor Brown that the land exchange be effected on an even exchange basis. Motion seconded by Parlontieri. Motion carried unanimously.

Motion was made by Mayor Brown that the meeting be adjourned. Motion was seconded by Brooks. Motion carried unanimously. The meeting was adjourned at 8 PM.

Frances Meaders
Frances Meaders, Director
Administrative Division

Attest
Mayor