

City Council of Peachtree City
Minutes of Regular Meeting
January 20, 2005
7:00 p.m.

The City Council of Peachtree City met Thursday, January 20, 2005, in the City Hall Council Chambers. Mayor Brown called the meeting to order at 7:00 p.m. Other Council Members present were: Stuart Kourajian, Steve Rapson, and Judi Rutherford. Murray Weed was ill and unable to attend.

Announcements, Awards, Special Recognition

Mayor Brown proclaimed January as Kiwanis Month. Kathie Cheney was recognized for her advocacy of the indoor smoking ban. The Junior Division Cunningham Packers were recognized as the winners of the Patriot Bowl. The McIntosh High School Varsity Cheerleaders were recognized as the first place winners in the 4-A Invitational.

Minutes

Rutherford moved to approve the January 6, 2005, regular meeting minutes as amended. Rapson seconded. The motion carried unanimously.

Consent Agenda

1. Alcohol License – Addition of Distilled Spirits – Blackwells Restaurant
(formerly Saffron Market)
2. Alcohol License – Change in License Representative – Buckhead Colorado
Steakhouse
3. Declaration of Surplus, Engine 85

Rutherford moved to approve the Consent Agenda Items 1, 2, and 3. Rapson seconded. The motion carried unanimously.

New Agenda Items

01-05-07 Consider Additional ½ day Holiday for Christmas Eve

Rapson said the practice had been to award employees a ½ day off for Christmas Eve and a full day off for Christmas Day. In the past, Council had voted whether to award the entire day on Christmas Eve. Rapson said he wanted to make it policy, so Council would not have to discuss and vote on it every year.

Rutherford moved to approve a full day off on Christmas Eve for staff and change the existing policy. Rapson seconded.

Kourajian asked what would happen if the Christmas holiday fell on Thursday. Administrative Services Director/City Clerk Jane Miller explained that if Christmas fell on Saturday, then the employees were off on Thursday afternoon and Friday. If Christmas fell on a Thursday, then the employees were off on Wednesday afternoon and Thursday and were back at work on Friday.

The motion carried unanimously.

01-05-08 Consider Intent to Finance Resolution for Satellite Auto Shop

Financial Services Director Paul Salvatore told Council this was a housekeeping item. He said they had to scrap the process and start all over again when the auto shop location was changed. They repaid the old loan and were taking out a new loan. The resolution was so the City could make advance payments with the loan proceeds, and then be reimbursed.

Rutherford asked how much interest the City had to pay on the loan that was not used. Salvatore said the payment was \$1, 991.

Rapson moved to approve the revised reimbursement resolution for the purpose of paying the City back for the satellite auto shop. Kourajian seconded. The motion carried 3-1 (Rutherford).

01-05-09 Consider Award of Bid for Roof Repairs at Neely Station

Fire Marshal John Dailey said the purpose of the bid was to re-structure the roof on the administrative side of Neely Station. The roof would be changed from a flat roof to a sloped roof. John Reeves, a local architect, designed the roof and donated his time and effort. The bids were sent out and only one came in. Dailey said the company had done a lot of this type of work, mostly on state-owned buildings, and the references were pleased with the work and the customer service.

Brown asked if this was the lowest bid. Dailey said it was the only bid to come back. He said 10 packages were sent out. The contractors said it was not a big enough job for them to bid on. Rutherford asked if the bid had gone out to roofing firms. Brown noted that there was construction involved since trusses had to be built.

Kourajian asked if this was a good price. City Manager Bernard McMullen said, based on his previous experience, that it was a good price. He said the job was about 3,200 square feet at a cost of \$10 per square foot.

Kourajian asked if there was a warranty on the work. McMullen said there was a 20-year structural warranty.

Rutherford moved to approve the award of the bid for roof repairs at Neely Station and to take the \$8,708 shortfall between the bid and the budgeted amount out of PIP contingency. Rapson seconded. The motion carried unanimously.

Rapson suggested that a letter be sent to John Reeves on behalf of the City to thank him for his work. The Council Members agreed.

Council/Staff Topics

Kourajian asked for an update on several items. He asked if the Airport Authority had approved the changes to the intergovernmental agreement so the Airport Authority could fund the design changes for TDK Boulevard. Brown said he had signed the agreement earlier that week. Developmental Services Director Clyde Stricklin provided an update on what would happen next. The turn around time was 90 days.

Kourajian asked when the City would begin receiving money from the Special Local Option Sales Tax (SPLOST). McMullen said a meeting was scheduled next week to discuss distribution. McMullen said the City should start receiving funds in July. Brown added there was no contractual obligation for the distribution, and that the distribution was arbitrary. Rapson said he was sure the County would do the right thing. Rutherford noted that the County would not receive the first payment until July. McMullen said the tax would start in April and it took a few months for the State to distribute the funds.

Kourajian asked for an update on Three Dollar Café and Carrabba's. Stricklin said plumbing was in and the slab had been poured at the Three Dollar Café. The alcohol license was renewed in January. Stricklin said Carrabba's was doing well. Brown said the people from Carrabba's said they wanted to open in March. McMullen said he had heard they would open in April.

Kourajian asked about the bridge construction on Highway 54. Stricklin said the culverts were in and the State was going to bear the cost of the culverts completely. Stricklin said a letter went out to see if the grant funding the City received for that could be reallocated. Stricklin continued that one side of the road would be completed first, then the other side. The work was on schedule. Rapson said another thank you letter should be sent to the Department of Transportation (DOT). Brown said there had been some run-off issues, but the work had gone well, and DOT was doing a great job.

Kourajian asked if the City had received anything from John Wieland on the proposed annexation. Stricklin said the packet came the day prior to this meeting, and staff had not gone through it yet. Rutherford clarified that the developer was applying to enter Phase One of the annexation process. Stricklin said yes.

Kourajian asked about the appeals process for alcohol servers. Police Chief James Murray said there was a process. He said criminal arrest records were private, and the only appeal was to him. He noted that they had granted one appeal. The person was arrested on two charges on the same date. The charges went through the court system at different times, so Murray counted both charges from the earlier date. The others that had been denied had been charged with offenses ranging from drug dealing to sexual offenses. Kourajian said he understood there should not be any subjective reasoning for the denials. He wanted to ensure an appeals process was documented. Murray said the process was documented in the ordinance. He continued that if there was any question about the charges, the department asked for a report from the arresting agency.

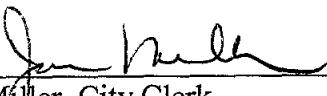
Kourajian said his concern was that everything might not always be cut and dried, but might be in the gray area. At some point, an appeal might be granted. Murray said almost the entire ordinance, even the violations, came from Hapeville, which was the City where Council Member Weed served as the City Attorney. Murray said Hapeville had been challenged on many of the same issues, and that was why they had used Hapeville's ordinance as template. Rutherford clarified that, when the issue came to Council, the portion with the appeals process had not been included with the online agenda packet. Council Members who still used the meeting notebook did have the appeals process page included. Kourajian said he would look it over. Rapson said he did not see any gray area. The appeals process was either pass or fail, depending on the offense. Rapson said the only thing he did not see in the ordinance was which offenses had two-year windows and which had five-year windows. Murray said the two-year offenses were minor in possession of alcohol and minor offenses. The five-year offenses were felony arrests or those on active probation. Murray said some were denied because they did not disclose arrests that fell within the five-year period. Kourajian said he liked the appeals process; he just wanted to understand the parameters.

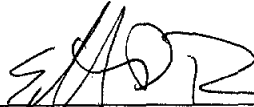
Rutherford said she had asked about a workshop with the Planning Commission to ensure everyone was thinking along the same lines. McMullen said they were still trying to find a date.

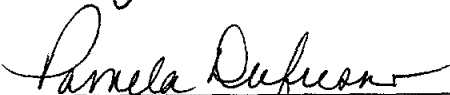
Rutherford moved to reconvene in executive session to discuss pending litigation. Rapson seconded. The motion carried unanimously.

Rutherford moved to reconvene in regular session. Rapson seconded. The motion carried unanimously.

There being no further business to discuss, Rutherford moved to adjourn the meeting. Rapson seconded. The motion carried unanimously. The meeting adjourned at 8:30 p.m.


Jane Miller, City Clerk


Stephen D. Brown, Mayor


Pamela Dufresne, Recording Secretary