

City Council of Peachtree City

Agenda

January 16, 2014

7:00 p.m.

- I. Call to Order**
- II. Pledge of Allegiance**
- III. Announcements, Awards, Special Recognition**
 - Presentation to Police Department by Home Instead Senior Care**
 - Proclamation of Congratulations – McIntosh Girls Volleyball Team, State AAAAA Champions**
 - Recognize Supervisor of the Quarter & Supervisor of the Year – John Jenkins**
 - Recognize Employee of the Year – Belinda Washington**
- IV. Public Comment**
- V. Agenda Changes**
- VI. Minutes**
 - December 19, 2013, Regular Meeting Minutes**
 - January 2, 2014, Regular Meeting Minutes**
- VII. Monthly Reports**
- VIII. Consent Agenda**
 - 1. Consider Authorization of Legal Organ**
 - 2. Consider Annual Indemnification Resolution**
 - 3. Consider Appointments to Airport Authority (PCAA)** Interviews next week
 - 4. Consider Appointments to Convention & Visitors Bureau (CVB)** Interviews next week
 - 5. Consider Appointments to Water & Sewerage Authority (WASA)** Interviews next week
 - 6. Consider Appointments to Recreation & Special Events Advisory Board** Interviews next week
 - 8. Consider Bid for Pursuit Accessories**
 - 9. Consider Retirement/Surplus of K-9 Enko**
 - 10. Consider Alcohol License – NEW – Marco's Pizza, 147 Highway 74**
 - 11. Consider Official Intent Resolution – Public Facilities Authority Bond**
 - 12. Consider Acceptance of Georgia Emergency Management Agency (GEMA) Grant for CERT Program**
 - 13. Consider Change in Rate Structure for City Attorney** Staff memo pending next week
 - 14. Consider Bid for Grinding Services** Staff memo pending next week
- IX. Old Agenda Items**
- X. New Agenda Items**
 - 01-14-01 Public Hearing – Consider Variance to Rear Building Setback, 120 Lexington Pass**
Applicant seeks to construct freestanding garage encroaching 15 feet into 30-foot rear building setback
 - 01-14-02 Public Hearing – Consider Variance to Fence Ordinance, 101 Sumner Place Court**
Applicant seeks variance to permit a solid wood fence in excess of 4 feet in height within front setback
 - 01-14-03 Consider Agreement with CVB Executive Director**
 - 01-14-04 Discuss/Consider Traffic Signal Application at SR 54 West/Line Creek** Staff memo pending
 - 01-14-05 Discuss/Consider Traffic Engineering Study for SR 54 Corridor** Staff memo pending next week
 - 01-14-06 Consider Funding of Mayor and Council Salaries**
- XI. Council/Staff Topics**
 - Hot Topics Update**
- XII. Executive Session**

This agenda is subject to change at any time up to 24-hours prior to the scheduled meeting

City Council of Peachtree City
Meeting Minutes
December 19, 2013
7:00 p.m.

The Mayor and Council of Peachtree City met on Thursday, December 19, 2013, at City Hall. Mayor Don Haddix called the meeting to order at 7:00 p.m. Other Council Members attending: Vanessa Fleisch, Eric Imker, Mike King, and Kim Learnard.

Announcements, Awards, Special Recognition

Fleisch presented Haddix with a plaque in recognition of his service as Mayor. Haddix said it had been an honor and privilege to serve the City. There had been major ups and downs, but it was a fantastic city, and he appreciated everyone. The City had to move forward.

Minutes

December 5, 2013, Regular Meeting Minutes

Learnard moved to approve the December 5, 2013, regular meeting minutes as written. Fleisch seconded. Motion carried 4-0-1 (Imker).

Monthly Reports

Imker asked staff for an answer by the next meeting as to why revenue from the swim teams was not shown in the Monthly Report. He noted that, this time last year, the account had \$11,000 of income, which was not showing for this fiscal year. There should be approximately \$10,000.

Consent Agenda

Consider Agreement for Use of "The Compliance Engine" Software for Fire Department

Learnard moved to approve Consent Agenda item 1. King seconded. Motion carried unanimously.

Old Agenda Items

12-13-05 Consider Cancellation of January 2 meeting

City Manager Jim Pennington reported there were no items on the January 2 agenda at that point.

Imker suggested they could hold a one-item agenda meeting to install the new mayor and council members, asking if other plans had been made and whether it was appropriate. Fleisch said that was a good idea. Imker asked Council Member-elect Terry Ernst if that would work for him. Ernst said that would be fine.

Learnard said getting ready for and holding a meeting required a lot of staff time. Pennington said staff would be exempt from attendance, adding they might want to attend. King said the meeting could start at a different time. City Attorney Ted Meeker said Council should set that time at this meeting.

Haddix noted Imker had been sworn at a different time, asking Ernst for his position. Ernst suggested the members could be sworn in in front a notary public on January 2 or 3, then the ceremonial swearing-in could be done at the January 16 meeting. Imker added Fleisch and Learnard would also be sworn in.

Fleisch, who was Mayor-elect, said more family members would be able to attend the January 2 meeting, noting any college-age children would still be at home, and spouses would be home from work. Ernst and Learnard agreed.

Imker suggested holding the meeting on January 2, with only the oaths of office as agenda items. In addition, staff would not be required to attend. The other members agreed. A vote was not required.

New Agenda Items

12-13-06 Certify December 3 Run-off Election Results

According to the memo submitted by Public Information Officer/City Clerk Betsy Tyler, the Mayoral run-off election was held on December 3, 2013. As with the November general municipal election, Council was required to certify the results. The official results, as certified by the Fayette County Board of Elections, included:

Mayor

Vanessa Fleisch 2282 (72.15 %)

Harold Logsdon 881 (27.85 %)

Imker moved to certify the results of the Special Election held December 3, 2013, as presented in the agenda packet. Learnard seconded. Motion carried unanimously.

12-13-07 Consider Request from Fire Department to Implement Matrix Recommendations

Fire Chief Joe O'Connor addressed Council, asking for permission to implement the recommendations made by the Matrix Consulting Group as published in the December 2013 Organizational and Operational Study of the Fire Department. He continued that the intent was to make all the changes as outlined. The Department could make some of the changes immediately with funds already budgeted and Council approval, and there were changes that could be implemented over a number of years or would require allocation of funding through the normal budgeting process.

O'Connor continued that staff had started the strategic planning process, and they had worked hard to establish a vision, mission, and value statement that was widely distributed. A policy review committee had been established, and the standard operating procedures would be evaluated from the ground up by Department personnel prior to the Chief's determination of putting them into practice. A full-scale community risk assessment would be done. O'Connor noted they had statistical data, and they had begun working with Dispatch to ensure the accuracy of times and priorities given to critical calls for service. O'Connor noted the Matrix study had said it was difficult to generate correct statistical data currently. The Department would continue to monitor its performance, use the part-time program, and use line personnel to inspect businesses and to perform other tasks. O'Connor noted that the City was planning to conduct a pay and classification study that would come before Council separately.

The Department would continue to work with the Planning Department to monitor population shifts and density, as well as other statistical benchmarks established within the study to identify underserved areas. The state was working hard to adopt the 2012 National Fire and Life Safety Code, and once the state had adopted it, the Department would present it to Council for adoption. O'Connor said they were looking forward to the implementation of the fire/police IT person.

O'Connor said the final item had the greatest impact on the budget, which was the idea of seeking international accreditation for the Fire Department. The Police Department had held

international accreditation since 1992. O'Connor said it would require some research and had an associated cost. Staff wanted to make sure there was value in gaining accreditation.

The recommendations O'Connor was asking to implement at this time included the adoption of a level of service (LOS) objectives for the Fire Department. Matrix recommended the Department establish baseline response time objectives as published by the Commission on Fire Accreditation International for "suburban" communities 90% of the time. O'Connor said the Department was well within reach of the objective. He added that the performance objectives would be the baseline.

The performance objectives included:

- Ninety (90) seconds for the processing of an incoming emergency call, including the dispatching of fire response units no less than 90% of the time,
- Ninety (90) seconds for "Turn Out Time," the time between dispatch notification and unit response, no less than 90% of the time.
- Four minutes (240 seconds) or less of travel time for the arrival of the primary company to a fire suppression incident or emergency medical incident 90% of the time, and
- Eight minutes (480 seconds) or less of travel time for the arrival of an effective response force 90% of the time.

Organizational structure changes included:

- Abolishing the rank of lieutenant as it currently existed (existing lieutenants would be placed in sergeant vacancies at comparable pay with the current Sergeant's pay scale),
- Retitling the rank of sergeant to lieutenant to clearly identify these as first line supervisors comparable to neighboring agencies
- Reclassifying assistant fire marshal to rank of staff captain in line with Operations captain and Training captain,
- Re-titling shift commanders from battalion commander to battalion chief comparable with neighboring agencies, and
- Continuing to compensate staff captains and battalion chiefs at the same pay scale presently used for battalion commanders/captains.

O'Connor said Matrix had laid out a plan to achieve the organizational structure. No people would be lost. Three lieutenants would move to a sergeant rank. No one would lose any pay. The re-titling of positions would mirror the organizational structure of neighboring departments.

Pennington said the problem was that none of the Department's titles matched the titles used in other cities, which made it difficult when a pay study was being done. It was a title issue, not a job issue.

Haddix asked if the difference in titles had caused a problem with any of the surrounding cities. O'Connor said the departments were all small enough that there had not been a problem, but changing a title was achievable.

Imker asked what the value of international accreditation was. If being accredited had no effect on the Insurance Services Office (ISO) rating, Imker asked whether the accreditation had added value if there was a cost associated with it.

O'Connor said he had never worked for an accredited agency, and he needed to research it to find out. It would be a risk management value, but he did not know if it would be worth the money needed to achieve accreditation.

Imker asked O'Connor how he thought the next ISO rating would go, adding he understood the City was on the border of its 3 rating, which was good for the citizens.

O'Connor said the City had a solid 3 rating, the lower half, but solid. There would be a significant cost to go from the existing 3 to a 2 rating. Imker asked when the City would have the next ISO evaluation. O'Connor said that, per the published information, every two to three years, but based on history, they hoped to see the ISO evaluation in eight years. If invited, they would come earlier, and the Department's records were always ready for an unannounced visit.

Pennington said a city normally did not invite the ISO people to come. A rating of 3 was fantastic for Peachtree City. Imker agreed, saying the City was one of the top departments in the state with an ISO rating of 3.

Learnard moved to approve implementation of the recommendations from the assessment by Matrix as presented at the Council meeting. Imker seconded. Motion carried unanimously.

12-13-08 Consider Budget Amendments – FY 2014

Financial Services Director Paul Salvatore said the budget amendments addressed Information Technology (IT) and infrastructure issues, which were a high priority due to safety concerns. The Special Purpose Local Option Sales Tax (SPLOST) had failed to win voter approval in November and the SPLOST did not allow for reimbursement, so work had not begun on the projects. An alternate funding mechanism was needed so work could proceed immediately. The list included the replacement of the parapet, guardrail, and piling on the Flat Creek bridge; piles and bracing for the Peachtree Parkway bridge over Lake Kedron; miscellaneous repairs on the Smokerise Trace bridge over Kedron Creek; repair of the abutment of the TDK bridge over CSX Railroad; railing replacement on the Lake Peachtree bridge, piles and caps on the Smokerise Trace bridge over Flat Creek, and piles and caps on the Kelly Drive bridge over Flat Creek. The total for the projects was \$515,695.

Salvatore continued that the Spear Road culverts were in degraded condition and needed to be relined. The estimated cost of relining was \$283,810, but only \$129,134 was needed from the General Fund. The balance of \$154,676 would come from Stormwater Utility funds.

The total estimated cost of all infrastructure projects was \$644,829, not including the stormwater portion. The budget adjustment was to transfer the funds from the General Fund Reserve. Salvatore said the transfer needed to be done immediately regardless of any possible reimbursement because of the safety nature of the projects. The City could reimburse itself from future loan proceeds.

Imker asked what mechanism would reimburse the City, whether it would be done through a resolution at future Council meeting. Salvatore said the City's coffers could be reimbursed from future loan proceeds. He went over the options.

One option was to apply for funds from the Georgia Transportation Infrastructure Bank (GTIB), which was a program of the State Road & Tollway Authority (SRTA). The funds were based on availability and could be used for other projects such as street resurfacing; however, no funds were currently available. During the last allotment, only \$14 million had been available

statewide. The terms for loans could be as short as five years or as long as 25 years. The City could prepay with no penalty, but any funds the City received had to be spent within five years and the projects had to be based on specific criteria.

Learnard said this was the first time she had heard about the GTIB, asking how it obtained funding. Salvatore said the GTIB had to go through the state budgeting process, and it had gotten \$14 million last year compared to \$19 million the year before. Learnard asked if everyone applied for the funding at the same time. Salvatore said applications could be submitted at any time, so the City could start working on one.

Imker said the whole thing keyed on the interest rate. If the interest rate was low enough, the City could use other people's money while continuing to earn interest on its own money, then pay the loan back. There was no harm in starting the application process. Salvatore said the GTIB interest rate was usually 3% on a 25-year loan, but the interest rate could be less for a shorter term loan.

Another option was a General Obligation (GO) bond, which would require voter approval. Salvatore said prepayment terms were usually more rigid on a GO bond. There was time for Council to decide whether to hold a voter referendum in November.

Salvatore continued that the City would need to adopt an Intent to Finance resolution to keep both financing options open as a possibility. The City would not be committed to borrowing the money.

Salvatore continued that staff was seeking additional funding of \$290,000 for technical services. The IT Department was understaffed, especially in regard to supporting the needs of the Fire and Police Departments, as supported by the Matrix study. He continued that Council had recently approved purchasing the Spillman software for the Police Department, which included the software and hardware components, but not the implementation costs. The City-wide Enterprise Resource Planning (ERP) system, a suite of financial, human resources programs, and web-based services, would require additional IT hours. There had also been a recent turnover in IT, and one full-time person was on military deployment through February. The contractor had provided additional temporary personnel 24 hours a week. The cost of an additional person would be approximately \$80,000 in ongoing costs, while the remainder of the additional funding was a one-time expense.

The total for the infrastructure and IT was approximately \$935,000, Salvatore said. Approximately \$860,000 of the total were one-time expenses. The projected reserve level at the end of FY 2014 would be approximately \$10.9 million or 36% after the proposed budget adjustment.

Salvatore gave an update on the five-year financial projections, noting the projected reserve at the end of FY 2013 had been \$9.8 million. The unaudited actual for the end of FY 2013 had been approximately \$11.6 million, or 42%. Salvatore attributed the difference to the new title ad valorem tax, which had not been included in the budget. By the end of the year, the City ended up with \$700,000 in unbudgeted revenue. Salvatore continued that the City had done better tightening its belt on the expense side. The combined effect would give the City a 36% fund balance at the end of 2013. The end of 2014 would be better than originally projected.

The tax digest for 2014 showed an additional \$220,000 in tax revenue would be generated due to the increase in the digest. Salvatore said the budget had been adjusted to include the additional ad valorem tax digest, and it had created a ripple effect. At this point, the taxes had

been tracking well, with an average of \$95,000 per month for the title ad valorem tax and \$50,000 for the ad valorem. Imker said this was an important point, saying he had asked Salvatore to speak with the County tax commissioner to see if the trend would continue. It appeared that it was continuing. Salvatore said it was continuing, but the budget had not been amended yet, adding he planned to have additional discussions with the tax commissioner and other municipalities. Every municipality was different.

Salvatore pointed out the City had picked up almost \$1 million of the \$1.5 million needed for paving in the event the SPLOST failed. He adjusted all the future years in the five-year projection to include the \$1.5 million needed for street and cart path resurfacing. The fund balance would climb each year in the model. Things were looking better than when the budget was adopted. He continued that no millage rate increases were included in the model in Maintenance & Operations (M&O). There were some increases and decreases in the millage rate for bonds, but those numbers did not impact the M&O numbers.

Haddix asked if there had been any follow-up on a decrease in the future of the title ad valorem. Salvatore said the title ad valorem was new to everyone, and everyone wanted to have a crystal ball. Salvatore said he only had three months to go by, and the \$95,000 in revenue had been consistent during that time. It was still a guessing game. Salvatore said he had not included any impact on departmental operating budgets that would be due to the upcoming pay and classification study. He also had not included any proceeds the City might receive from the Divas marathon in September 2014 or from Pinewood Studios.

Imker clarified that \$1.5 million had been added to Public Works in Department Operating Expenses each year in the five-year projection, and \$3 million more than the 20% policy for reserve funds was projected in the General Fund at the end of five years. Salvatore confirmed the statement. Imker said he was flabbergasted, adding people did not understand how big the impact of this news was. The City had a conservative revenue profile and a liberal spending profile, except for the possible salary adjustments that could be coming. He reiterated this was exciting news.

Pennington said he and Salvatore had been dumbfounded at the numbers that were coming in, adding things were looking good. Imker said the potential for the GO bond was gone. Salvatore noted the GO bond could be used for other areas. Imker said they could possibly increase the \$1.5 million for streets and cart paths, but would be discussed later.

Imker moved to approve the budget amendments as presented. Learnard seconded. Motion carried unanimously.

Haddix said the \$1.5 million for paths and roads needed to be increased.

12-13-09 Consider Amended Agreement with CVB Director Nancy Price

This item was removed from the agenda on December 18.

12-13-10 Consider Resolution of Support for the Fayette Visioning Initiative

Pennington noted he served on the steering committee for the initiative, adding things had been moving at a fairly good pace. A community leaders meeting had been held a few weeks ago, and people now had a better understanding of what was happening with the visioning initiative.

Fleisch said the City would be one of the larger beneficiaries of the initiative, and this was something the City should be doing.

King said the last initiative had been done in 1993, agreeing this was something that needed to be done. It included all citizens of the County, not just Peachtree City.

City Attorney Ted Meeker reminded Council the City could not just give the initiative \$10,000. There must be an agreement for services. He asked Council to include an agreement with the appropriate entity. Haddix asked if there was an official legal entity that was part of the process that was capable of signing an agreement. Meeker said they would find out.

Learnard moved to approve the resolution of support for the 2014 Fayette Visioning Initiative, conditioned upon an agreement for services being entered into. Fleisch seconded. Motion carried unanimously.

12-13-11 Consider Committing \$10,000 as the City of Peachtree City's Financial Support for the Fayette Visioning Initiative

Imker clarified the \$10,000 from the City was part of the total \$150,000 needed for the study, asking where the remainder of the funding would come from. Pennington said \$60,000 had been fronted by Coweta-Fayette EMC. The other cities and the County were also looking at committing funds.

Bob Ross, one of the co-chairs of the Fayette Visioning steering committee, said the donation from the EMC had allowed the process to begin with Market Street Services, who had been the low bidder. The EMC had 30,000 customers in Fayette County, and the donation was to serve those customers. Kaiser Permanente contributed \$10,000; and an individual had pledged \$1,000 that had not yet been received. The members of the steering committee were reaching out to other governments and businesses.

Haddix asked if the \$150,000 was a kick-off amount or the total. Ross said they did want to raise more than \$150,000, adding the Chamber of Commerce had provided the in-kind contribution of providing staff members to help with scheduling and coordination. Other businesses and organizations had provided in-kind expenses for meetings that were held, as well as refreshments. They were also currently budgeting through the implementation plan. The implementation would start in June, and they would look at additional budgets at that time.

Fleisch moved to commit the funds subject to an agreement for services. Learnard seconded. Motion carried unanimously.

12-13-12 Consider Closing City Offices on December 23

Imker said he had a problem with giving employees an extra day off. They accumulated vacation hours through the year so they could take vacation days off. It would be a nice gesture to give an extra holiday, or a bonus. The private sector would not give employees an extra day off at the same time they were accumulating vacation hours. The military used their vacation time, noting a military member would also have to use leave time to be off Christmas Day.

King said, with all due respect to Imker, he had no problem with giving the employees an additional holiday. From an activity standpoint, people would be staring at the walls. The

employees who needed quiet time to work would work after hours anyway. Military leave could not be compared to civilian vacation. The civilian side was not under the same restraints as the military. King said, to him, it was a wash.

Imker pointed out it was a \$50,000 decision. He said he did not mind if employees wanted to take the day off, but they should use their vacation hours and save the taxpayers the money.

Haddix said he often came to City Hall on the weekends, and there were always employees working and catching up, usually salaried employees. For someone on a salary, it was an irrelevant point. King agreed, adding the City had some great people, and giving them December 23 off was a minor thing that Council could do for them. Retraining people was expensive too; the City needed to keep the people it had.

Learnard said she considered it a thank-you for another year of service.

Fleisch moved to approve closing City offices on December 23. King seconded. Motion carried 4-1 (Imker with regrets).

Council/Staff Topics
Hot Topics Update

Pennington thanked Council for the December 23 holiday.

Haddix wished everyone a Merry Christmas, Happy New Year, and hoped they enjoyed their families.

Fleisch thanked Haddix for his service to the City, wishing him a Merry Christmas.

There being no further business, Learnard moved to adjourn the meeting. King seconded. Motion carried unanimously. The meeting adjourned at 8:12 p.m.

Pamela Dufresne, Deputy City Clerk

Vanessa Fleisch, Mayor

City Council of Peachtree City
Meeting Minutes
January 2, 2014
7:00 p.m.

The Mayor and Council of Peachtree City met on Thursday, January 2, 2014, at City Hall. Mayor Vanessa Fleisch called the meeting to order at 7:00 p.m. Other Council Members attending: Terry Ernst, Eric Imker, Mike King, and Kim Learnard.

Oath of Office – Mayor; Council Posts 3 and 4

Georgia Court of Appeals Judge Carla McMillian gave the oath of office to Mayor Vanessa Fleisch and Council Member Kim Learnard.

Fleisch remarked that the City was on solid footing, and the tremendous strides that had been made would continue. The new Council was historic for many reasons, but ultimately it would be remembered for the work it had done.

Peachtree City Municipal Court Judge Stephen Ott swore in Council Member Terry Ernst.

Ernst thanked everyone, adding the City would have a good 2014. He was looking forward to moving the City forward.

Election and Oath of Office – Mayor Pro-tem

Imker nominated Learnard for the office of Mayor Pro-tem. King seconded. Motion carried unanimously.

Judge McMillian swore in Learnard in as the Mayor Pro-tem.

Learnard said it would be a great four years, and the City would continue doing the long list of the things Peachtree City did best.

Al Yougel, executive director of Keep Peachtree City Beautiful, reminded everyone to recycle their Christmas trees on January 4 at Kedron Kroger, Home Depot, or the City's Recycling Center. He also presented each member of Council with a new litter grabber to help them keep Peachtree City beautiful.

There being no further business, Imker moved to adjourn the meeting. Learnard seconded. Motion carried unanimously. The meeting adjourned at 7:15 p.m.

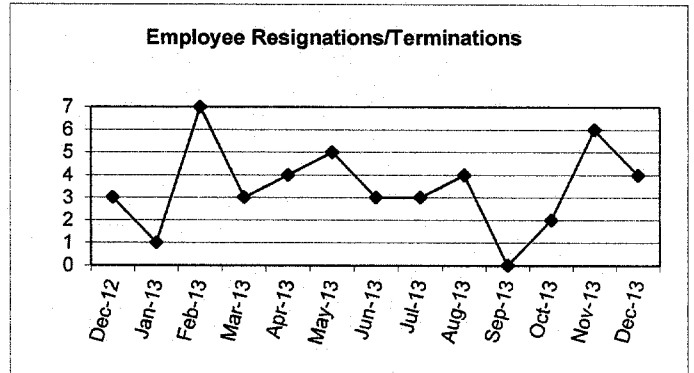
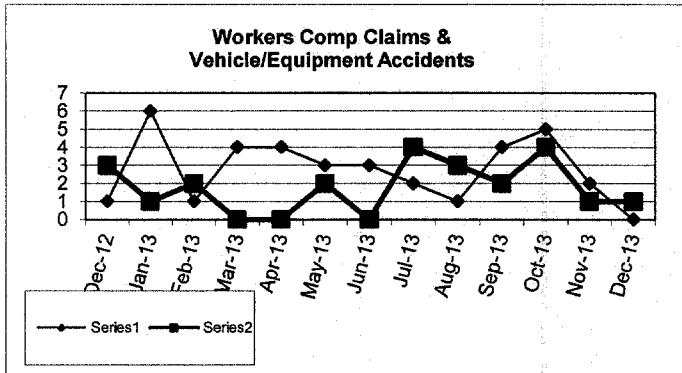
Pamela Dufresne, Deputy City Clerk

Vanessa Fleisch, Mayor

Administrative Services

Monthly Report

Human Resources & Risk Management



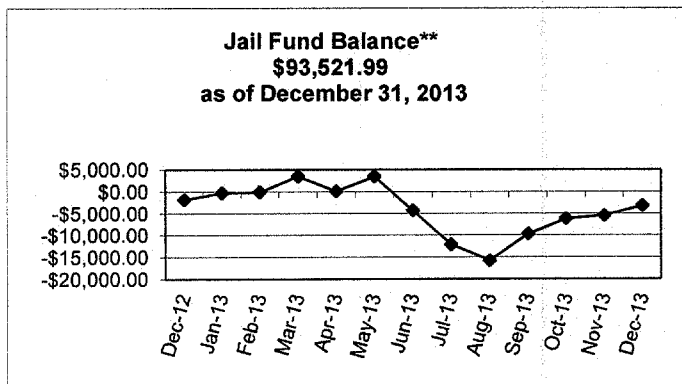
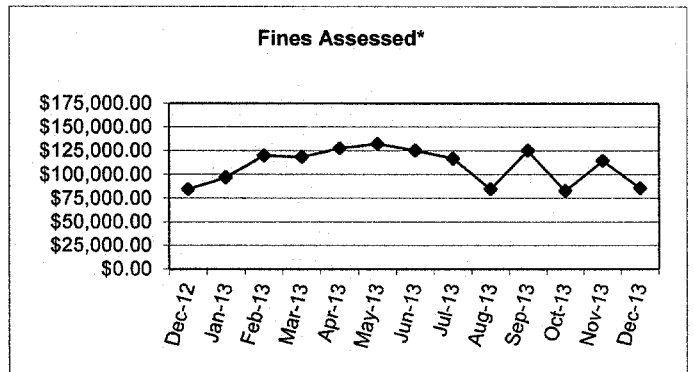
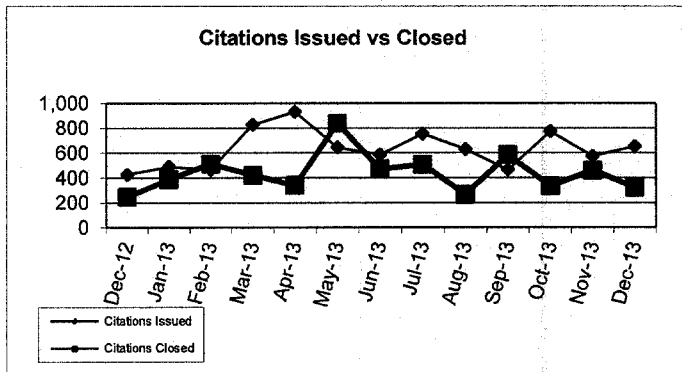
Turnover Rate (Annual)

FY 2014 (YTD)
4.00%

FY 2013
12.67%

NOTES: FY 2014 figures include 2 retirements; data does not include RIFs or seasonal positions.

Municipal Court



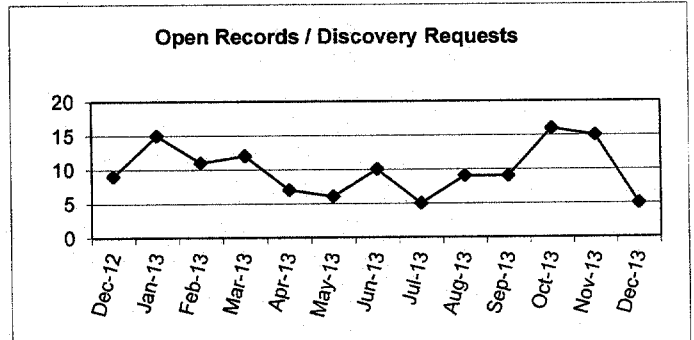
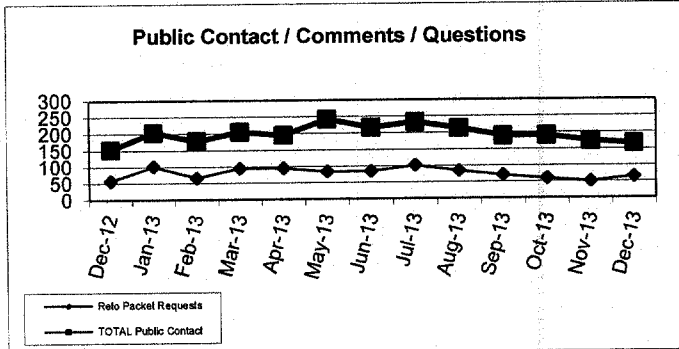
* Approximately 33% of the Municipal Court Fines Collected reflect mandated add-ons that pass through to State and other agencies. The monies reflected above are not the actual revenues received; for revenue received, please refer to Financial Services report "General Fund Revenues Received: Fines & Forfeitures"

** A positive Jail Fund Balance reflects a credit with the County based on jail fees paid versus number of prisoners housed

Administrative Services

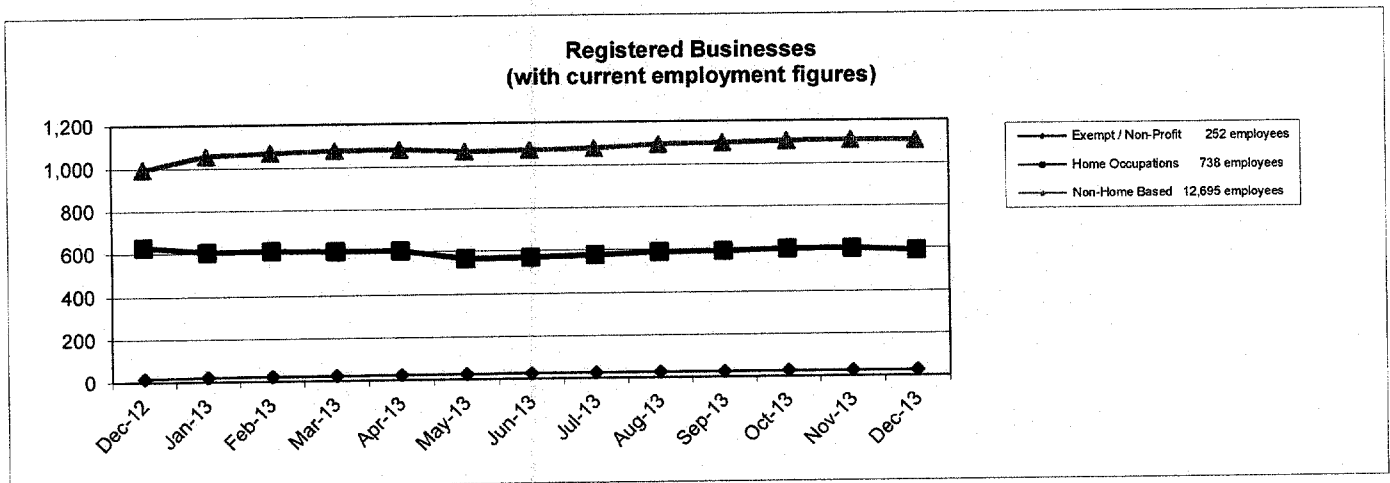
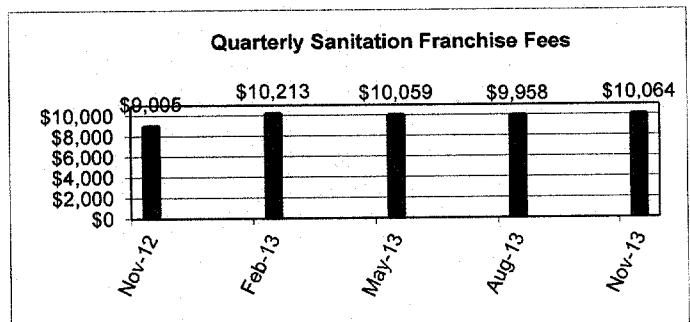
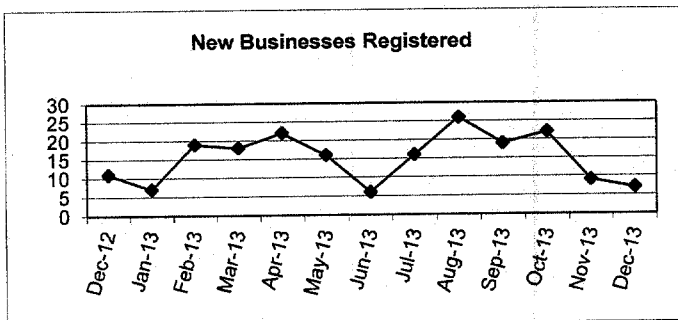
Monthly Report

Public Information



* Online Packet Request and other web forms inoperable January 28 - February 13, 2013.

City Clerk



Note: Exempt/Non-Profit is either Home Based or Non-Home Based. April - June finalizes the annual registration and elimination of closed businesses for previous year. New businesses are added as they register.

Top 10 Employers by # of employees:

Cooper Lighting, NCR, Panasonic, Hoshizaki, Alenco, Wal-Mart, Kroger (Kedron), Avery Dennison, Southland Nursing Home, Kroger (Braelinn)

CITY OF PEACHTREE CITY
MONTHLY REPORT
GENERAL FUND AND HOTEL/MOTEL TAX FUND
BUDGET COMPARISON (UNAUDITED)
FOR THE THREE MONTHS ENDED DECEMBER 31, 2013

PERCENTAGE OF BUDGET YEAR COMPLETED 25.0% (ACTUAL TRANSACTIONS STILL PENDING)

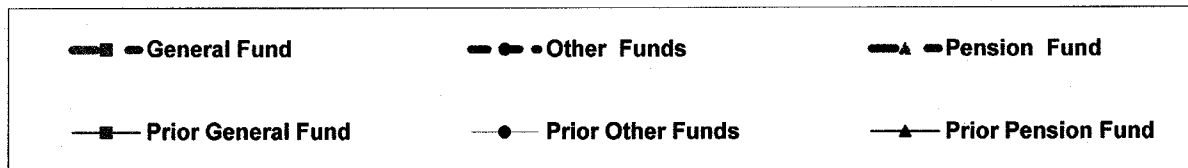
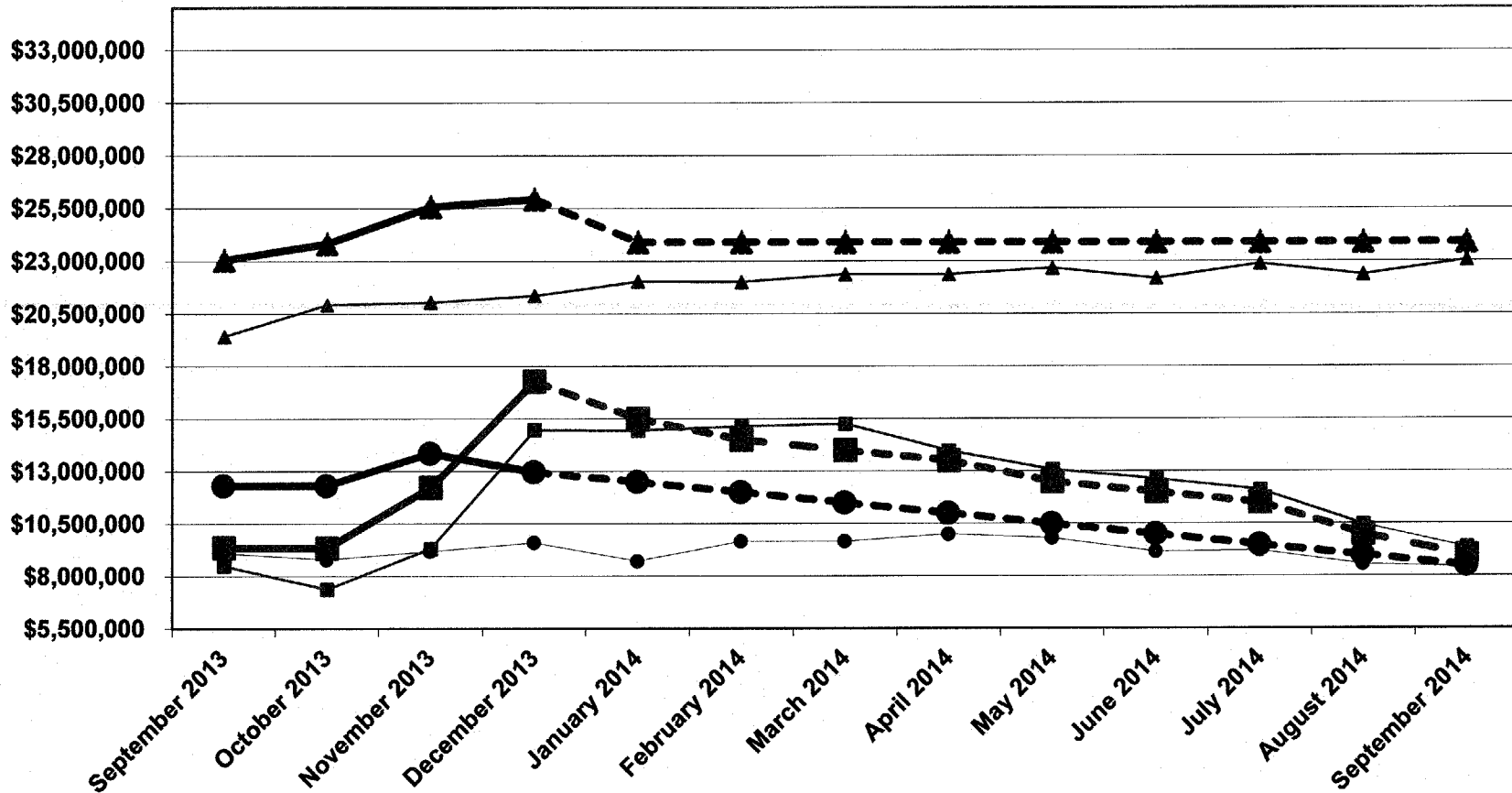
GENERAL FUND REVENUES BY MAJOR CATEGORIES				
Description	2014 Budget	YTD Actual	Dollar Difference	Percentage To-Date
General Property Taxes	\$ 11,854,549	\$ 10,623,313	\$ (1,231,236)	89.61%
Franchise Taxes	2,551,090	188,253	(2,362,837)	7.38%
Local Option Sales Tax	6,767,857	1,547,395	(5,220,462)	22.86%
Other Sales & Use Taxes	759,290	190,299	(568,991)	25.06%
Business Taxes	2,229,271	1,967,587	(261,684)	88.26%
Licenses & Permits	725,199	354,928	(370,271)	48.94%
Intergovernmental/Grants	190,797	28,824	(161,973)	15.11%
Charges for Services	1,153,849	198,552	(955,297)	17.21%
EMS Billings	598,820	50,098	(548,722)	8.37%
Fines & Forfeitures	1,158,684	202,767	(955,917)	17.50%
Investment Income	55,994	9,434	(46,560)	16.85%
Other Revenue	109,704	57,859	(51,845)	52.74%
Other Financing Sources	634,200	173,424	(460,776)	27.35%
Total General Fund Revenues	\$ 28,789,304	\$ 15,592,733	\$ (13,196,571)	54.16%
Surplus Carryover	1,851,639			
Total General Fund	\$ 30,640,943			

GENERAL FUND EXPENDITURES BY DIVISION AND/OR TYPE				
Division and/or Type	2014 Budget	YTD Actual	Dollar Difference	Percentage To-Date
Executive Services	\$ 466,912	\$ 98,333	\$ 368,579	21.06%
Administrative Services	1,271,834	250,159	1,021,675	19.67%
Financial Services	1,285,915	354,846	931,069	27.59%
Police Services/Code Enforcement	7,057,866	1,563,363	5,494,503	22.15%
Fire/EMS Services	7,033,191	1,470,505	5,562,686	20.91%
Public Works/Buildings & Grounds/Engineering	5,707,062	938,964	4,768,098	16.45%
Community Services	4,366,127	881,410	3,484,717	20.19%
Non-Divisional:				
Unemployment Insurance	20,000	-	20,000	0.00%
Non-Profit Organizations	22,500	-	22,500	0.00%
Transfer to Airport Authority	102,000	25,500	76,500	0.00%
Transfers to Other Funds	3,514,655	992,932	2,521,723	28.25%
Liability Insurance	146,665	2,355	144,310	1.61%
Litigation Services	104,040	32,937	71,103	31.66%
General Administration/Miscellaneous	74,943	6,407	68,536	8.55%
Budgeted Savings	(532,767)	-	(532,767)	0.00%
Total General Fund	\$ 30,640,943	\$ 6,617,711	\$ 24,023,232	21.60%

HOTEL/MOTEL FUND REVENUES				
Description	2014 Budget	YTD Actual	Dollar Difference	Percentage To-Date
Total Hotel/Motel Taxes	\$ 1,138,400	\$ 339,192	\$ (799,208)	29.80%

HOTEL/MOTEL TRANSFERS OUT				
Type	2014 Budget	YTD Actual	Dollar Difference	Percentage To-Date
Transfer to General Fund	\$ 569,200	\$ 169,596	\$ 399,604	29.80%
Transfer to Tourism Association	569,200	169,596	399,604	29.80%
Total Hotel/Motel Transfers Out	\$ 1,138,400	\$ 339,192	\$ 799,208	29.80%

CITY OF PEACHTREE CITY
FISCAL YEAR 2014 (with prior year comparison and current year estimates)
MONTHLY ENDING CASH/INVESTMENT BALANCES
(UNAUDITED)



Note: Other Funds include Special Revenue Funds, Capital Projects Funds, Debt Service Funds, Proprietary Funds (including the Stormwater Utility Fund), and Agency Funds.

**CITY OF PEACHTREE CITY
FINANCIAL SERVICES
MONTHLY REPORT
(UNAUDITED)
AS OF DECEMBER 31, 2013**

SUMMARY OF PURCHASE ORDERS ISSUED OVER \$25,000 APPROVED BY CITY MANAGER DECEMBER 2013			
Description	Vendor	Award	Date
Phase 2 Computers & Installation	VC3, In.c	\$ 66,474	12/3/2013
PURCHASING REPORT FOR MONTH ENDED DECEMBER 31, 2013 AND DECEMBER 31, 2012			
Activity	Fiscal Year 2014	Fiscal Year 2013	
Purchase Orders / Requisitions Processed	150	131	
City Store Requisitions Processed	14	14	
Sealed Bids Requested	5	6	
Requests for Proposals	1	0	
Bids Awarded	2	7	
Requests for Proposals Awarded	1	0	
Contracts Prepared	3	7	
Electronic Auction	0	0	
Fixed Assets Purchases	9	5	
(2) Kubota RTV 500H Tractors			
(7) Caprice Police Vehicles			

CITY OF PEACHTREE CITY
DONATIONS RECEIVED
DECEMBER 2013

Police Department

Kiewit Infrastructure South

2,000.00

TOTAL MONTH OF DECEMBER 2013

\$ 2,000.00

**CITY OF PEACHTREE CITY
LITIGATION SERVICES
FISCAL YEAR 2014
PAID AS OF December, 2013**

Litigation Services (100-1505-579130)

Vendor	Month Paid	Project	Amount
Sumner Meeker	October	EEOC Claim	\$ 1,017.72
Sumner Meeker	October	Breedlove	286.00
Sumner Meeker	October	EEOC Claim	329.24
Sumner Meeker	October	Mrosek	1,452.00
Sumner Meeker	November	EEOC Claim	2,925.24
Sumner Meeker	November	Mrosek	880.00
Sumner Meeker	November	Triad	528.00
Sumner Meeker	December	EEOC Claim	990.00
Sumner Meeker	December	Mrosek	2,833.62
Sumner Meeker	December	Triad	473.00
GIRMA	October	Vehicle Accident	1,009.91
GIRMA	November	EEOC Claim	10,585.83
GIRMA	December	EEOC Claim	1,124.60
GIRMA	December	Vehicle Accident	5,000.00
GIRMA	December	Vehicle Accident	2,596.44
GIRMA	December	Vehicle Accident	5,000.00

Total Litigation Services to Date	\$ 37,031.60
-----------------------------------	--------------

* Less Amount Charged back to FY2013	(4,094.87)
--------------------------------------	------------

December FY2014 Litigation Expenses	\$ 18,017.66
-------------------------------------	--------------

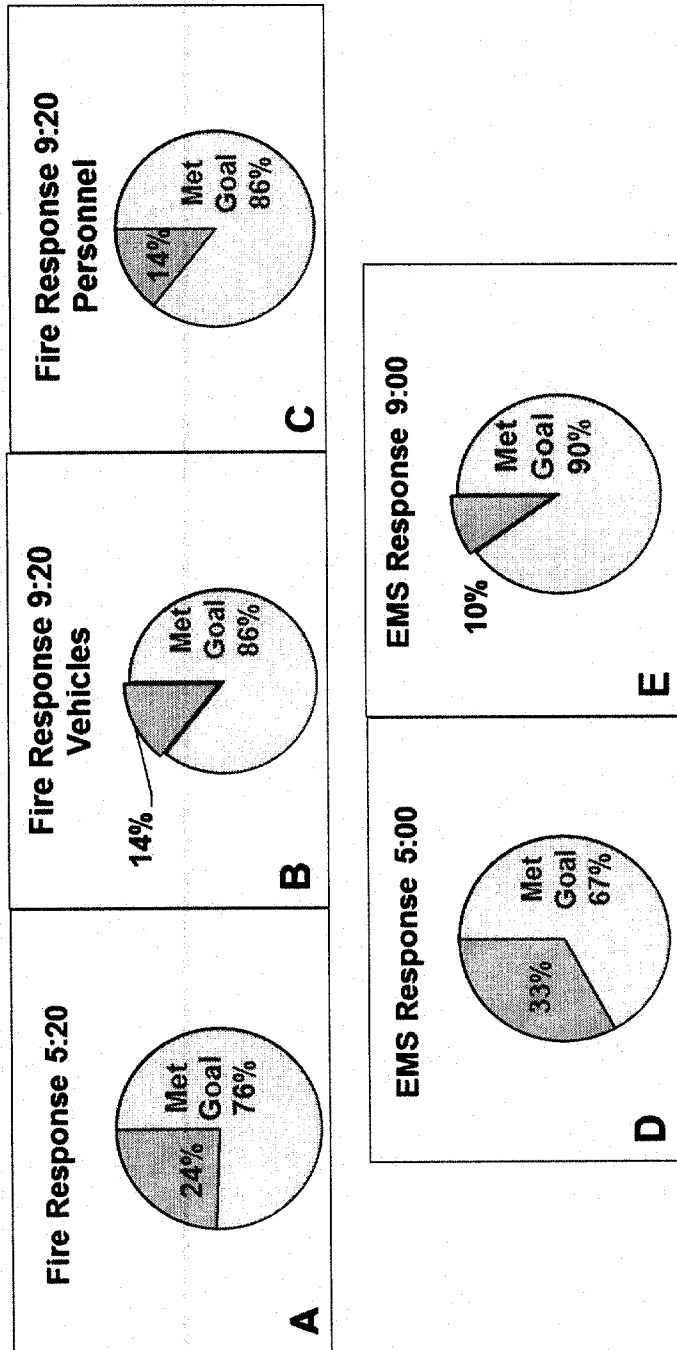
* Note: The claims paid in October 2013 were charged to fiscal year 2013 for financial reporting purposes, as the expenditures were incurred prior to 9/30/13.

PEACHTREE CITY FIRE/RESCUE

QUARTERLY REPORT

January 2013 - December 2013

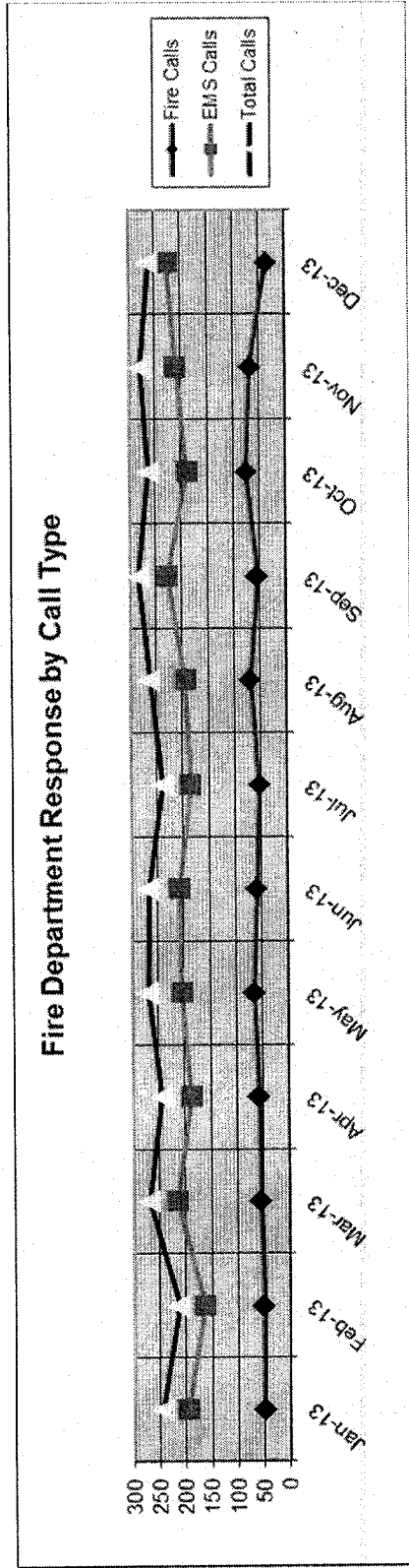
RESPONSE BENCHMARKS (12 MONTH LOOK-BACK) (January 13 – December 13)



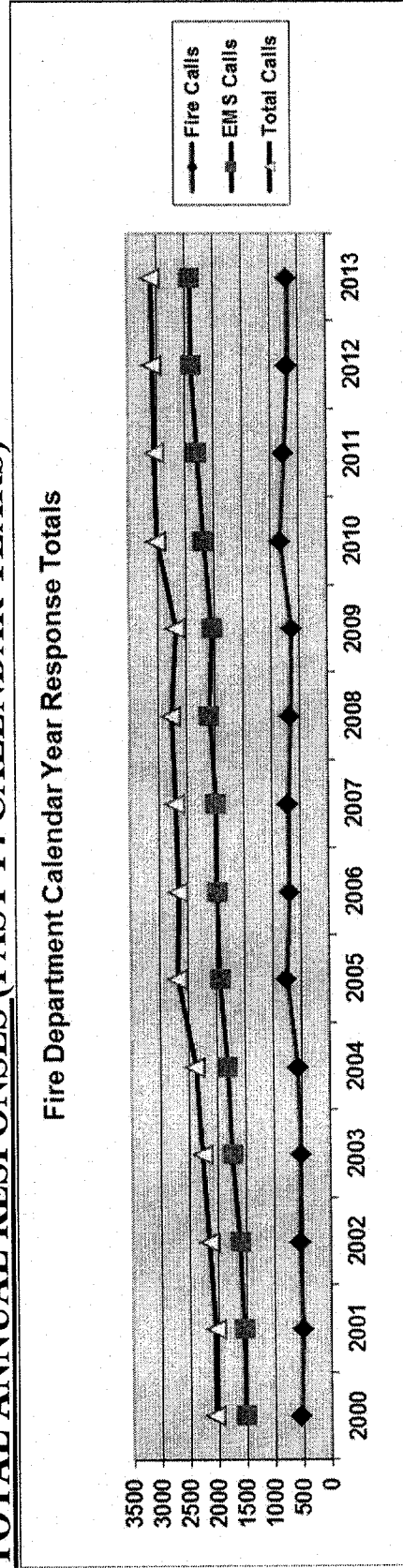
Benchmarks are based on NFPA 1710 Standards as follows:

- A) Fire Call: First arriving Engine Company arrives in 5 minutes 20 seconds from notification 90% of time. (Engine & 4 Firefighters)
- B) Fire Call: Initial full alarm assignment arrives in 9 minutes 20 seconds from notification 90% of time. (2 Engines, Aerial, Squad, Ambulance)
- C) Fire Call: Initial full alarm assignment arrives in 9 minutes 20 seconds from notification 90% of time. (15 Firefighters)
- D) EMS Call: First arriving EMS Unit arrives in 5 minutes from notification 90% of time. (EMS Unit & 2 EMTs/Paramedics)
- E) EMS Call: ALS Ambulance arrives in 9 minutes from notification 90% of time. (EMS Units & 4 EMTs/Paramedics)

MONTHLY RESPONSES (Last 12 Months)



TOTAL ANNUAL RESPONSES (PAST 14 CALENDAR YEARS)



**FY2014 MONTHLY REPORT
LIBRARY**

ACTIVITY DESCRIPTION	UNIT	October	November	December	January	February	March	April	May	June	July	August	September	FY2014 YEAR-TO-DATE	FY2013 YEAR-TO-DATE
Items - Acquired	Num.	681	691	386										1,758	1,579
Items - Circulated	Num.	34,325	31,613	28,205										94,143	101,568
Items - Loaned to Other Libraries	Num.	1,276	949	1,140										3,365	3,492
Items - Borrowed From Other Libraries	Num.	2,027	1,587	1,652										5,266	5,786
Class Visits	Num.	1	0	0										1	5
Group Meetings	Num.	42	35	25										102	98
Monthly Traffic	Num.	19,713	16,249	13,928										49,890	67,166
Children's Programs Number of Participants	Num.	26	20	15										61	49
	Num.	1,014	427	365										1,806	1,567
Adult Programs Number of Participants	Num.	3	7	0										10	11
	Num.	54	95	0										149	201
Revenue from Overdue Books	Dls.	4,489	3,664	3,655										11,808	12,648
Revenue from Copies Made	Dls.	553	350	412										1,315	1,491
Reference Assistance	Num.	1,397	1,320	1,045										3,762	3,496
Exams Proctored	Num.	37	23	33										93	N/A
Revenue from Proctoring	Dls.	570	400	590										1,560	N/A
Internet Usage	Num.	2,253	1,828	1,707										5,788	6,666
Volunteers Number of Hours Worked	Num.	47	37	38										122	116
	Num.	364	234	271										869	808
eBook/Audio Downloads	Num.	1,360	1,308	1,255										3,923	2,525

Notes: Library will be closed MLK weekend for major upgrade of PINES software. Staff will be participating in half day training session that Friday and working a maintenance "to-do" list over the weekend. One Book for Teens program in the works for March featuring local author Romily Bernard. The library will participate in Money Smart Week, April 5-12, sponsored by ALA and the Federal Reserve Bank. As such we will host free programs for the public including debt management, personal finance 101, etc.

**PEACHTREE CITY POLICE DEPARTMENT
2013 MONTHLY REPORT**

NOVEMBER 2013 DECEMBER 2013 2013 2012
Calendar Year to Date Calendar Year to Date

PART I CRIMES: Criminal Homicide, Forcible Rape, Robbery, Aggravated Assault, Arson, Motor Vehicle Theft, Theft, Burglary

TOTAL PART I CRIMES	37	53	456	474
----------------------------	-----------	-----------	------------	------------

<u>DUI ARRESTS</u>	10	21	158	151
---------------------------	-----------	-----------	------------	------------

DRUG ARRESTS: Marijuana, Methamphetamine, Cocaine, Other (opium, heroin, etc)

TOTAL DRUG ARRESTS:	5	14	96	105
----------------------------	----------	-----------	-----------	------------

OTHER ARRESTS

PROPERTY CRIMES	8	41	214	232
PERSON CRIMES	5	3	103	98
TRAFFIC OFFENSES	20	16	229	217
OTHER	23	15	341	331

<u>CALLS ANSWERED:</u>	4,093	3,670	47,318	54,713
-------------------------------	--------------	--------------	---------------	---------------

TRAFFIC:

CITATIONS ISSUED	632	561	7,585	6,985
CITY ORDINANCES	20	14	456	495
WARNINGS	739	722	8,412	8,635
ACCIDENTS	119	134	1,160	1,158

TOP 5 ACCIDENT LOCATIONS 2013

HWY 54 / HWY 74	93
HWY 54 / HUDDLESTON	35
HWY 74 / CROSSTOWN-TDK BLVD	34
HWY 54 / PLANTERRA	34
HWY 54 / PEACHTREE PARKWAY	27

Peachtree City Code Enforcement 4th Quarter Report 2013

Case Summary	Jan - Mar 2013	Apr - Jun 2013	Jul - Sep 2013	Oct - Dec 2013	Oct - Dec 2012	2012 YTD
Cleanliness of Premises (Grass)						
New Cases	5	291	138	27	25	727
NOVs Reactive	0	21	18	3	3	42
NOVs Proactive	5	269	116	22	21	680
Citations	0	2	0	0	0	2
Unfounded	0	1	4	2	1	4
Cleanliness of Premises (Trash)						
New Cases	126	64	53	108	67	312
NOVs Reactive	17	13	8	15	12	49
NOVs Proactive	101	48	45	77	51	247
Citations	1	0	0	0	0	2
Unfounded	7	3	0	16	4	15
Cleanliness of Premises (Auto)						
New Cases	54	24	22	55	46	318
NOVs Reactive	3	3	6	3	3	13
NOVs Proactive	44	19	15	50	43	300
Citations	0	0	0	1	3	4
Unfounded	7	2	1	2	0	4
Parking Restrictions						
New Cases	82	56	40	88	88	301
NOVs Reactive	14	7	8	11	4	45
NOVs Proactive	66	47	32	72	84	251
Citations	0	0	0	2	0	0
Unfounded	3	2	0	5	0	5
Accessory Use to Dwellings						
New Cases	54	30	29	52	54	222
NOVs Reactive	4	2	5	5	2	12
NOVs Proactive	46	27	23	44	50	204
Citations	0	0	0	0	0	0
Unfounded	4	1	1	3	2	6
Sign Violations						
New Cases	39	31	23	73	56	189
NOVs Reactive	2	4	9	5	6	19
NOVs Proactive	35	27	14	65	50	165
Citations	0	0	0	1	0	2
Unfounded	2	0	0	2	0	5
Rehabs						
New Cases	8	10	7	4	1	20
NOVs Reactive	2	6	4	1	1	18
NOVs Proactive	6	4	3	3	0	2
Citations	0	0	0	0	0	0
Unfounded	0	0	0	0	0	0
Miscellaneous						
New Cases	85	221	20	87	73	410
NOVs Reactive	22	17	17	29	26	86
NOVs Proactive	48	189	3	44	38	287
Citations	0	6	0	0	2	10
Unfounded	15	10	0	14	8	30
Totals						
New Cases	453	727	332	494	410	2499
NOVs Reactive	64	73	75	72	57	284
NOVs Proactive	351	630	251	377	337	2136
Citations	1	8	0	4	5	20
Unfounded	38	19	6	44	15	69
Stormwater Bill Delivery	33	0	0	0	81	131
Alarm Ordinance Letter	0	0	0	0	51	51
Signs Confiscated	149	359	368	465	423	1825
Parks Checked	488	273	177	428	431	1523

**PUBLIC SERVICES QUARTERLY REPORT
FY 2014**

Public Works Quarterly Report

Activity Description	Unit	1st Quarter 2014	FY2014 YTD	Annual Goal
Average time to complete vandalism repairs once notified	Days	2.1	2.1	3
Average time to respond to a citizen complaint and assign action	Days	2.5	2.5	5
Street Patching	Hrs.	53	53	2,500
Street Crack Sealing	Hrs.	68	68	435
Street General Maintenance	Hrs.	1,300	1,300	3,500
Storm Water Maintenance	Hrs.	1,269	1,269	8,000
Street Sweeping	Ft/Mls	205,920 / 39	205,920 / 39	360
Cart Path Paving	Ft.	1,289	1,289	21,000
Cart Path Litter Removal	Hrs.	368	368	1,250
Time to remove trees on paths once reported	Days	1.0	1.0	2
Cart Path Drainage Maintenance	Hrs.	379	379	2,500
Cart Path General Maintenance	Hrs.	1,547	1,547	3,250
Average time to respond to traffic sign maintenance issues	Days	1.0	1.0	2
Signs Changed over to new reflectivity and mixed letter standard (completion date 2018)	Each	126	126	150
Time for contractor to remove trees once notified	Days	1.7	1.7	3
Time for landscaping and mowing contractor to fix an issue once notified	Days	3.1	3.1	2
Time for contractor to remove dead animals and debris from road once notified.	Days	1.0	1.0	1
Average time to complete a preventative maintenance on a Light Car/Truck	Hrs	3.4	3.4	3.0
Average time to complete a preventative maintenance on a Heavy Truck	Hrs	7.3	7.3	6
Average time to complete a preventative maintenance on a Heavy Equipment	Hrs	4.3	4.3	6
Ratio of time spent on preventative maintenance versus other repair items		2.5 TO 1	0	2 to 1
Sports Complex Maintenance	Hrs.	1,110	1,110	2,500
Parks General Maintenance	Hrs.	238	238	435
General Maintenance	Hrs.	652	652	2,000
Vandalism	Hrs.	0	0	0
Litter Removal	Hrs.	511	511	2,000
Building Maintenance	Hrs	1,038	1,038	2,500

Note: General maintenance line items include activities not included in paving operations. These include but are not limited; storm clean up, litter removal, curb repair etc.

**CITY OF PEACHTREE CITY
RECREATION REVENUE
AS OF DECEMBER 31, 2013
WITH COMPARISONS TO DECEMBER 31, 2011, 2012 & 2013**

<u>RECREATION REVENUE</u>	<u>ACTUAL THRU DECEMBER</u>			<u>ORIGINAL</u>	<u>BUDGET</u>	<u>CURRENT</u>	<u>ACTUAL</u>
	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>BUDGET</u>		<u>BUDGET</u>	<u>THRU</u>
				<u>FY 2014</u>	<u>ADJUSTMENTS</u>	<u>FY 2014</u>	<u>DECEMBER</u>
							<u>FY 2014</u>
Program Fees - Recreation	\$ 3,866	\$ 5,102	\$ 9,460	\$ 189,113.00	\$ -	\$ 189,113	\$ 6,356
Program Fees - Kedron	29,456	24,805	29,535	172,122	-	172,122	27,556
Program Fees - Kedron Open Gym	-	-	3,379	15,638	-	15,638	4,153
Facility Maintenance Rec.- Athletic Assoc.	-	-	20,575	93,000	-	93,000	29,580
Facility Maintenance Ked- Athletic Assoc.	-	-	-	\$13,000	-	13,000	-
Facility Rental - Recreation	1,531	250	759	10,000	-	10,000	316
Facility Rental - Kedron	2,530	3,217	5,068	19,630	-	19,630	5,528
	-						
Program Fees - Pool Fees/Passes	18,326	30	10,478	76,066	-	76,066	12,296
Program Fees - Kedron Swim Teams	-	-	11,999	59,843	-	59,843	7,097
Program Fees - Kedron Swim Lessons	-	-	608	12,193	-	12,193	1,545
Program Fees - Rec Pool Revenue	-	275	90	24,053	-	24,053	82
	\$ 55,709	\$ 33,679	\$ 91,951	\$ 684,658	\$ -	\$ 684,658	\$ 94,509

Recreation Programming Notes- Peachtree City Youth Basketball is now using Kedron on M, W, F, SAT and SUN for their '13- '14 basketball season. KONOS Academy The CAMPUS are continuing to rent gym space from Kedron for practices and home games for their basketball programs. We facilitated a Christmas LEGO Camp at Kedron over the Holidays while school was on break. Our winter adult basketball league began this month with 16 teams and 171 players competing and season is expected to conclude at the end of February.

Special Events Notes- We had our Annual Hometown Holiday event at City Hall Plaza on the 7th with an estimated 600 people in attendance. Peachtree City Elementary had the Jingle Bell Run on the 7th as well at their school and surrounding paths with an estimated 1,000 people in attendance.

Tournaments Notes- We hosted a High School swim meet at Kedron on the 13th between McIntosh and Starrs' Mill.

PLANNING COMMISSION ATTENDANCE RECORD

3-Year Term

Term of Appointment

December 2013

Report Date: Month Year

Name & Term Length (start/end)	Meetings Held Past 12 Months	# of Meetings Member Eligible to Attend	# Meetings Attended	# Meetings Absent	Meeting Dates Absent	Percentage Attendance
David Conner, Vice Chairman <i>10/07/10 - 09/30/16</i>	14	14	14	0		100%
Aaron Daily <i>10/10/11 - 09/30/14</i>	14	14	12	2	1/14/2013 6/10/2013	86%
Frank Destadio, Chairman <i>04/21/11 - 09/30/15</i>	14	14	14	0		100%
Robert Napoli <i>10/01/12 - 09/30/15</i>	14	14	12	2	2/11/2013 10/14/13	86%
Lynda Wojcik <i>02/23/09 - 09/30/16</i>	14	14	13	1	4/8/2013	93%
Hayes Jones Alternate <i>10/01/13 - 09/30/14</i>	14	3	2	1	11/11/2013	67%

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council Members

VIA: City Manager 

FROM: Public Information Officer/City Clerk 

DATE: January 10, 2014

SUBJECT: Designation of City's Legal Organ
January 16, 2014, City Council Meeting

Recommendation:

That Council again designate the *Fayette County News/Today in Peachtree City* as the legal organ for the City of Peachtree City.

Discussion:

Each year, the City of Peachtree City must designate the official legal organ in which notices of public hearings, millage rate, and other notices required by state law and City Ordinance will run.

County legal organs are designated by the Probate Court Judge, Sheriff, and Superior Court Clerk, and the newspaper must have a paid circulation component. The designated Fayette County legal organ for 2014 will remain the *Fayette County News/Today in PTC*.

Although municipalities have more latitude in designating their legal organ, state law stipulates that certain municipal legal ads continue to run in the County legal organ. This includes bond notices, police seizures, municipal court ads, condemnation proceedings, distilled spirits sales and licensing, and nuisance abatement ads. Further, local businesses advertising for articles of incorporation, dissolution, and registration of trade names must advertise in the legal organ of the County. Notices for Peachtree City properties in foreclosure, estate transfers, adoptions, and public sales would also continue to run in the County legal organ.

As the long-time legal organ of the County and Peachtree City, the Wednesday *Fayette County News/Today in Peachtree City* is the publication that residents associate with all legal ads, and in which many local ads would continue to run.

Staff is recommending that the City designate the *Fayette Daily News/Today in PTC* as the legal organ for 2014 to ensure correct placement of legal ads, to maintain the lowest possible expenses for the City, and to provide a single source for the community to access legal ads.

Budget Impact:

Because it is a continuation of an existing rate for budgeted expenditures, appointing the *Fayette Newspapers/Today in PTC* would have no budgetary impact.

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council
FROM: City Manager 
DATE: January 9, 2014
SUBJECT: Consider Indemnification Resolution
January 16, 2014, City Council Agenda

Recommendation:

That Council adopt the attached resolution indemnifying City elected and appointed officials (except officials of authorities) and employees.

Discussion:

Each year, Council adopts a resolution indemnifying officials and employees and agreeing to defend and pay judgments rendered against them for acts or omissions performed or neglected to be performed by them in the course of their employment or association with the City. This indemnification does not apply to individuals who act outside of the scope of their duties or authority, or act oppressively, maliciously, corruptly, or without authority, nor does it apply to city authorities that function autonomously and have their own liability coverage.

Budget Impact:

Legal representation for this type of claim is included under the umbrella of the City's Liability Insurance Policy.

Attachment

COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

RESOLUTION # _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PEACHTREE CITY REGARDING
POTENTIAL LIABILITY OF CITY ELECTED OFFICIALS, APPOINTED OFFICIALS, AND EMPLOYEES**

WHEREAS, the City of Peachtree City is a municipal corporation duly chartered and incorporated by the State of Georgia; and

WHEREAS, as a result of certain decisions by State and Federal Courts, elected and appointed officials and employees of the City may be subject to suits seeking to hold those persons personally liable for damages; and

WHEREAS, elected and appointed officials, employees, and other individuals may be subject to formal complaints under the City Code of Ethics; and

WHEREAS, the City Council deems it to be in the best interest of the City to indemnify, defend, and protect City elected and appointed officials and employees from certain liability,

IT IS THEREFORE, RESOLVED THAT:

The City of Peachtree City shall indemnify, defend and pay any and all judgments rendered against any City elected official or appointed official (with exception of officials of authorities) or employee for any and all suits brought against them for any acts or omissions performed or neglected to be performed by them in the course of their employment, or association with the City.

The City of Peachtree City shall provide legal counsel to any elected official, appointed official, employee, or other individual who is investigated under the City's Code of Ethics (with the exception of officials of authorities) for representation before the Ethics Board, the investigation conducted by the Ethics Board, and any action taken by Council. Such legal counsel shall be selected by the individual requesting representation from a panel of three attorneys compiled by the City Staff selected from the attorneys on the approved list of lawyers maintained by GIRMA.

The indemnification shall not apply to those individuals who acted outside of the scope of their duties or authority, or who acted oppressively, maliciously, corruptly, or without authority of law as defined under O.C.G.A. §36-33-4.

This resolution shall remain in full force and effect until such time as it may be amended or repealed by a subsequent resolution of the City Council.

SO RESOLVED, in open session assembled pursuant to law. This 16th day of January 2014.

Mayor

ATTEST: _____
Betsy Tyler, City Clerk

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council Members

VIA: James Pennington, City Manager *JP*
Paul Salvatore, Financial Services Director *PS*
Kelly Bush, Assistant Financial Services Director *KB*
Angela Egan, Purchasing Agent *NE*

FROM: H.C."Skip" Clark II, Chief of Police *SC*

DATE: January 6th, 2014

SUBJECT: Police Vehicle's Accessories purchase
Consent Agenda - January 16th 2014 City Council Meeting

Recommendation:

Staff recommends the awarding of the bid for the purchase and installation of the aftermarket accessories to TransComm Services for the bid amount of \$112,420.00.

Discussion:

Bid packages were mailed to a number of aftermarket police vehicle outfitters. Bids were received from two (2) aftermarket installers. These prices reflect the lowest bid by each vendor.

Chevy Caprice aftermarket accessory bids:

Business:	Price per Vehicle:	Extended Price (7):
Trans Comm Services	\$16,060.00	\$112,420.00
Adamson industries	\$17,590.00	\$123,130.00

The bid prices do not include the purchase of the radios, video cameras/accessories, or vehicle graphics. These items would be purchased separately and supplied to Trans Comm for installation.

The accessories are necessary to equip the newly purchased replacement Chevy Caprice vehicles. The older equipment in the decommissioned vehicles are approximately seven (7) years old and is either incompatible with the Chevrolet or has exceeded its useful life and may no longer be supported by the manufacturer. Some equipment may be removed from the decommissioned vehicles, evaluated for usefulness, and re-used in the new vehicles. Those items not to be reused will be removed and sold at auction.

Budget Impact:

The 2014 PIP budget for the seven (7) replacement patrol vehicles is \$395,500.00. A balance of \$2,650.50 is expected after the purchase of all aftermarket accessories.

2014 PIP Budget		\$395,500.00
2013 Chevy Caprice	actual	- \$199,290.00
After market accessories	actual	- \$112,420.00
Coban camera/ALPR enhancement	actual	- \$ 55,530.00
Motorola Radios	actual	- \$ 22,144.50
Graphics	estimate	- \$ 3,465.00
Balance		\$ 2,650.50

CITY OF PEACHTREE CITY
INTEROFFICE MEMORANDUM

TO: Mayor and Council Members

VIA: Jim Pennington, City Manager 
Paul Salvatore, Financial Services Director *P.S.*

FROM: H.C."Skip" Clark II, Chief of Police 

DATE: January 6, 2014

SUBJECT: Police Department – Retirement / Surplus of K-9 Enko
Consent Agenda – January 16, 2014 City Council Meeting

Recommendation:

We are requesting that K-9 Enko be retired from service to Corporal Kloznick with the following conditions:

- Corporal Kloznick is to pay to the City of Peachtree City a (\$1) one dollar transaction fee to transfer Enko's ownership from the City of Peachtree City to Corporal Kloznick.
- Corporal Kloznick is to assume the cost of all future maintenance and medical care for K-9 Enko.
- If Corporal Kloznick ever desired to change ownership of Enko, for any reason, he must notify the City of Peachtree City.

We would appreciate your consideration of our request to transfer the ownership of K-9 Enko to his currently assigned handler, Corporal Kloznick.

Discussion:

With Corporal Kloznick's resignation from the department a decision regarding keeping K-9 Enko in service or retiring him must be made. Although Veterinarian Obsitnik, the Department's veterinarian, reports K-9 Enko as being in excellent health, he notes two issues that limit Enko's longevity of service and abilities as a patrol canine. According to Veterinarian Obsitnik:

"Enko" is a 5 year old Belgian Malinois. He currently is in excellent health except for his oral cavity as he has lost several teeth, including his canine teeth. Previously, Enko has been diagnosed with hypothyroidism and is required to take thyroid supplementation medication for the rest of his life."

To retain K-9 Enko in service the department would need to retrain him with a new handler. This would require that a new handler attend the full K-9 training, an 8 – 12 week training course. Based on the medical report, Enko's potential longevity as a service dog, and the cost to train him with a new handler, which would not result in a sufficient return on our investment, we are requesting that he is retired to his current handler.

Dr. Obsitnik valued Enko at \$325.00, but Enko's monetary value is diminished by the fact that he requires a thyroid supplement medication for the duration of his life. It is our recommendation that the agreement to retire Enko include a minimal transaction fee.

Given Enko's physical condition it would not be feasible to sell K-9 Enko to another agency; furthermore, selling a police service dog to non-law enforcement personnel creates a liability. It is customary to retire service dogs to their assigned handler.

Budget Impact:

There is no impact to the budget anticipated.

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council

VIA: City Manager 

FROM: Deputy City Clerk 

DATE: January 3, 2014

SUBJECT: Alcohol License – NEW – Marco's Pizza
January 16, 2014, Regular Meeting

Recommendation:

Staff recommends Council consider the attached application for a new alcohol license.

Discussion:

Marco's Pizza, 147 Georgia 74 (formerly El Reposo #3), has submitted a request for a new alcohol license. Mr. Drew Anthony has requested he be appointed as the Licensee and License Representative. He will attend the meeting on Thursday, January 16, to answer any questions you may have.

Budgetary Impact:

The budgetary impact of the alcoholic beverage license will be positive. The applicant will be required to pay the annual fee for the sale of beer and wine, which is \$1,350. If they choose to serve on Sunday, they will pay an additional \$500 annually.

Attachments



City Hall
 151 Willowbend Road
 Peachtree City, GA 30269
 Phone: 770-487-7657
 Fax: 770-631-2505
 www.peachtree-city.org

Application For Alcoholic Beverage License

Business Name: Pie Squared LLC	Business Location: 147 GA 74, PTC, GA	
Nature of Business: Pizza Restaurant	Mailing Address: 147 GA 74, PTC, GA 30269	Business Phone Number: 770-486-9900
Name of Licensee: Drew Anthony	Home Address: 192 Greenview Dr. Newnan, GA 30265	Home Phone Number: 678-850-6120
Name of License Representative: Drew Anthony	Home Address: 192 Greenview Dr. Newnan, GA 30265	Home Phone Number: 678-850-6120

Please indicate type of licenses applying for:

Retail Consumption Dealer	Retail Package Dealer	Wholesale Dealer
☒ Malt Beverage	☐ Malt Beverage	☐ Malt Beverage
☒ Wine	☐ Wine	☐ Wine
☐ Distilled Spirits	☐ Distilled Spirits	☐ Distilled Spirits

Please complete information below (use separate sheet if necessary):

NAME	ADDRESS	PHONE NUMBERS
Individual Owner's Name, Partners' Names, Corporation Name and the name of the name of a Contact Person regarding License Changes, Taxes, etc.	Please provide Home Addresses for the individuals listed:	Please provide Home and Business Phone Numbers for individuals listed:
Drew Anthony	192 Greenview Dr. Newnan GA	678-850-6120
Mike Grimes	115 Kinner Rd. PTC, GA 30269	419-283-2610

Is any person who owns an interest in the license an employee of the City of Peachtree City? YES ☒ NO

If YES, Please Provide Name of Employee: _____

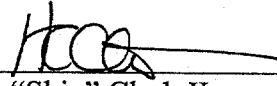
State of Georgia

City of Peachtree City

I, H.C. "Skip" Clark II, Chief of Police for the City of Peachtree City, do hereby certify that:

Drew Anthony
192 Greenview Dr.
Newnan, GA 30265

has been investigated and found not to have been convicted of, nor to have entered a plea of nolo contendere, to any felony or misdemeanor relating to the sale or use of alcoholic beverages or illegal narcotics or drugs within five (5) years prior to the date of the application for this license.



H.C. "Skip" Clark II
Chief of Police

12/31/13

Date



Witness

PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: James L. Pennington, City Manager 

FROM: Paul J. Salvatore, Financial Services Director P.S.

DATE: January 8, 2014

SUBJECT: Official Intent Resolution (Reimbursement Resolution)
Peachtree City Public Facilities Authority –
Facilities Authority Bond

January 16, 2014 City Council Consent Agenda

Recommendation:

That City Council takes action to adopt the attached Official Intent Resolution (Reimbursement Resolution) that will allow the City the option to seek reimbursement through the issuance of a General Obligation Bond or a GA Transportation Infrastructure Bank loan for budgeted expenditures made prior to the financing arrangement.

Discussion:

This is a follow up action item to a budget adjustment approved at the last Council meeting that authorized the use of \$644,829 of General Fund reserves to pay for core infrastructure projects. These projects were originally intended to be financed through the 2014 Special Purpose Local Option Sales Tax (SPLOST) which did not pass. Adoption of this resolution will not commit the city to issuing future debt to reimburse city coffers for this cash outlay, but will allow us to leave that option open for future consideration. The resolution in an amount not to exceed \$1,000,000 is attached.

Budget Impact:

There is no specific budget impact in approving the resolution. The budget impact occurred with the budget amendment for SPLOST projects approved on December 19, 2013, as described above.

OFFICIAL INTENT RESOLUTION

WHEREAS, Peachtree City (the "City") expects to obtain financing (the "Obligations") through the Peachtree City Governmental Finance Corporation, Inc., in a principal amount not to exceed \$1,000,000 to finance the costs of core infrastructure projects to include work on Flat Creek Bridge, TDK Bridge over CSX, Spear Road Culverts, Kelly Drive Bridge over Flat Creek, Bridge on Peachtree Parkway over Lake Kedron, Lake Peachtree Bridge, Smokerise Trace Bridge – Flat Creek, and Smokerise Trace Bridge – Kedron (the "Project"); and

WHEREAS, the City has used or will use, before the issuance of the Obligations, moneys in its General Fund to pay expenditures related to the Project and reasonably expects to use proceeds of the Obligations to reimburse its General Fund for these expenditures; and

WHEREAS, Treasury Regulation Section 1.150-2 requires the City to declare its intent to use proceeds of the Obligations to reimburse its General Fund or moneys used to pay expenditures related to the Project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Peachtree City, and is hereby resolved by authority of the same, as follows:

1. The City declares its intent to use proceeds of the Obligations to reimburse its General Fund for moneys used to pay expenditures related to the Project.
2. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED THIS _____ day of _____, 2014.

PEACHTREE CITY

(SEAL)

By: _____
Vanessa Fleisch
Mayor

Attest:

Ann E. Tyler
City Clerk

STATE OF GEORGIA

FAYETTE COUNTY

CITY CLERK'S CERTIFICATE

I, **ANN E. TYLER**, City Clerk of Peachtree City, **DO HEREBY CERTIFY** that the foregoing page constitutes a true and correct copy of an official intent resolution adopted by the City Council of Peachtree City (the "Governing Body") at an open public meeting duly called and lawfully assembled at _____ p.m., on the _____ day of _____, 2014, the original of such resolution being duly recorded in the Minute Book of the Governing Body, which Minute Book is in my custody and control.

I do hereby further certify that the following members of the Governing Body were present at such meeting:

and that the following members were absent:

and that such resolution was duly adopted by a vote of:

Aye _____ Nay _____

WITNESS my hand and the official seal of the Peachtree City, this the _____ day of _____, 2014.

Ann E. Tyler
City Clerk

(SEAL)

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council Members

VIA: James Pennington, City Manager 
Paul Salvatore, Financial Services Director  P.S.
Kelly Bush, Assistant Financial Director  KB
Angela Egan, Purchasing Agent 

FROM: H.C. "Skip" Clark II, Chief of Police 

DATE: January 9, 2014

SUBJECT: Citizen Corp Community Emergency Response Team Grant (CERT)
Consent Agenda- January 16, 2014 City Council Meeting

Recommendation:

The Police Department is requesting to accept a sub grant from the Georgia Emergency Management Agency in the amount of \$5,000 to acquire or sustain equipment for the Community Emergency Response Team (CERT) program.

Discussion:

Under the guidelines for this grant, these funds are for items to include general machinery/equipment maintenance and purchases. As a condition of the grant, the City must furnish expenditure documentation for the money spent. The Peachtree City C.E.R.T. program was established in 2005. As of the date of this request, we have trained over 800 adult and young adults in disaster preparedness. If this grant is approved and received, we should be able to provide training to over 1000 citizens by the August of 2014.

Budget Impact:

This grant will impact the Police Grants Fund by increasing both revenue and expenditures in the Grant Fund by the \$5,000.00. There are no matching funds required on behalf of the City.

HCC/slp



STATE OF GEORGIA

OFFICE OF THE GOVERNOR

ATLANTA 30334-0900

Nathan Deal
GOVERNOR

December 19, 2013

Honorable Don Haddix
Mayor
City of Peachtree City
151 Willow Bend Road
Peachtree City, Georgia 30269-3104

Dear Mayor Haddix:

It is my pleasure to inform you that the State of Georgia has awarded the Peachtree City Citizen Corps Program a subgrant funded from the federal Homeland Security Grant Program. The amount of the grant is \$5,000.00 to acquire or sustain equipment for your jurisdiction's Community Emergency Response Team (CERT) program.

These funds are subject to the execution of the appropriate documents that you will receive from the Georgia Emergency Management Agency/Homeland Security (GEMA) in the near future. The grant funding can be used only for the purposes specified and authorized by a Grantee-Subgrantee Agreement, so no action can be undertaken until the agreement has been finalized.

Thank you for your commitment to protect our state. I appreciate your efforts to ensure that Georgia remains a safe place for us to live and raise our families. By working together, we can continue to be prepared for the challenges that may face us.

Sincerely,

A handwritten signature in black ink that reads "Nathan Deal".

Nathan Deal

ND:sh
cc: H.C. "Skip" Clark, II,
Peachtree City Police Department

POSITION PAPER

Planning and Zoning Administrator
October 28, 2013

David 19c

DB

Case number: V-2013-14

Applicant: Mr. and Mrs. Anthony Szekalski
Property address: 120 Lexington Pass
Lot 40, The Heritage

Variance request: To permit an encroachment of 15' into the rear building setback to accommodate the construction of a freestanding garage.

Situation:

Mr. and Mrs. Anthony Szekalski ("Applicant") own the property located at 120 Lexington Pass within The Heritage subdivision. The subject tract is zoned 15,798 SF (0.36 acres) in size and is zoned R-12 Residential with an established rear building setback of 30'.

The existing home was constructed in 1995 and includes a three-bay garage that will accommodate two vehicles and one golf cart. The Applicant desires to construct a freestanding, three-bay garage on the property to accommodate an additional two vehicles and a golf cart. The rear corner of the garage would extend 15' into the rear building setback.

The Applicant is requesting a variance to permit his encroachment. A copy of the variance application is included as Attachment "A".

Review criteria:

Based on the review criteria established within Section 1207 of the city's Zoning Ordinance, City Council shall not grant the request unless all of the following findings can be made:

- (a) **There are special circumstances applicable to the property, including location, shape, size, surroundings, or topography so that the strict application of this ordinance denies the property of privileges enjoyed by other property in the vicinity and under identical zoning district classification;**

Staff findings:

The special circumstances applicable to the subject tract include its location on a cul-de-sac, its irregular shape and the fact the property abuts 6 lots due its configuration.

Proposed Variance: V-2013-14

January 10, 2014

Page 2

The existing home sits approximately 10' higher than Lexington Pass. The back portion of the lot is flat. The existing structure was constructed so the front of the home would face the street. The rear corner of the home, where the front of the proposed garage would be located, is 53' from the rear property line.

The proposed garage would extend from the rear corner of the home towards the rear property line. The rear corner of the proposed garage would be located 15' from the rear property line of one of the adjoining 6 lots (Lot 61). That property owner, as well as the property owner that adjoins the side property line, have indicated their support of the variance request. The proposed garage has also been approved by The Heritage Homeowner's Association.

- (b) The strict or literal interpretation and application of this ordinance would result in practical difficulties or unnecessary hardships inconsistent with the general purpose and intent of the Zoning Ordinance, or would deprive the Applicant of privileges granted to others in similar circumstances;**

Staff findings:

The strict or literal interpretation and application of this ordinance would prevent the Applicant from improving the property as proposed.

The purpose of establishing minimum building setbacks within residential zoning districts is to prevent development from encroaching onto adjoining property as well as to provide a visual and spatial separation between structures.

Taking the existing development on the property, the shape of the property and the established building setbacks into consideration, there are no areas on the subject tract where the proposed garage could be located without encroaching into the rear building setback. The proposed location would allow the preservation of existing vegetation along the side property line while maintaining the safe movement of vehicles entering and exiting the proposed garages.

It should also be noted the proposed garage would be mostly hidden from view from the street due to the orientation of the existing home and the topography of the lot. The Applicant intends to preserve as much vegetation as possible between the rear corner of the proposed garage and the adjoining lot.

- (c) There are exceptional or extraordinary circumstances or conditions applicable to the property involved or the intended development of the property which preclude the applicant from complying with this ordinance and that do not apply generally to other property in the same zoning district and which prevent the applicant from complying with existing regulations;**

Proposed Variance: V-2013-14

January 10, 2014

Page 3

Staff findings:

The extraordinary circumstances applicable to this property include the location of the home on the lot, the configuration of the lot, the orientation of the home and the topography of the lot.

- (d) The granting of such variance will not constitute the granting of special privileges inconsistent with the limitations on other property in the same zoning district; and**

Staff findings:

There are several lots not only within The Heritage subdivision, but throughout the city that are irregular in shape and have similar topographical challenges. While some have been able to expand the existing home or construct freestanding structures without the need for a variance, there have been similar instances where the only way to improve the property is to seek a variance to encroach into either the side or rear building setback.

- (e) The granting of such variance will not be materially detrimental to the public health, safety, or general welfare nor injurious to property or improvements in the zone or neighborhood in which the property is located.**

Staff findings:

Granting the variance will not be detrimental to the property, to the neighborhood or to other lots within similar zoning districts. The Applicant has the support of the adjoining property owners that would be most impacted should the proposed garage be constructed, as well as approval from The Heritage Homeowner's Association.

The city has granted variances for encroachments into the rear building setbacks. In each of these cases, there were demonstrated hardships based on the configuration of the lot, the location of the home, the size of the structure in relation to the shape of the lot, and/ or the topography of the lot.

- (f) The granting of such variance will not create inconsistencies with any objective of the Comprehensive Plan.**

Staff findings:

Granting the variance would support the findings of the Comprehensive Plan, which encourages the protection of the character of existing neighborhoods as well as redevelopment and reinvestment within these neighborhoods. The Applicant is proposing to enhance their property, as well as the overall subdivision, with these improvements.

Proposed Variance: V-2013-14

January 10, 2014

Page 4

Options:

In accordance with Section 1202 of the Zoning Ordinance, variances shall only be granted upon showing that:

- a) Relief, if granted, would be in harmony with, or could be made to be in harmony with, the general purpose and intent of the zoning ordinance; or
- b) The application of the particular provision of the zoning ordinance to a particular piece of property, due to extraordinary and exceptional conditions pertaining to that property because of its size, shape, or topography, would create an unnecessary hardship for the owner while causing no detriment to the public.

Recommendation:

Based on the analysis and findings presented herein, and without the benefit of considering additional evidence that may be presented at the Public Hearing, Staff recommends that City Council approve the variance request for the property located at 120 Lexington Pass subject to the following understandings and conditions:

- 1. The variance shall be limited to an encroachment of no more than 15' into the rear building setback as shown on the site plan provided by the Applicant. There shall be no other encroachments permitted without first securing additional variances.
- 2. Following completion of construction and prior to issuance of the Certificate of Occupancy, the Applicant shall provide a Foundation Survey to the Building Official identifying the location of the new construction. The purpose of this survey will be to ensure the new construction does not encroach any further into the no impervious setback than permitted by this variance.
- 3. To the greatest extent practicable, existing vegetation shall be preserved along the side and rear property lines abutting Lots 38 and 61. This vegetation shall be supplemented with no less than 6-8 evergreen shrubs (min. 6' in height), planted in staggered rows as determined by the City Landscape Architect to augment existing vegetation separating the garage from the adjoining properties.

Attachments



Please use blue or black ink to fill out this form.

VARIANCE APPLICATION

153 Willowbend Rd, Peachtree City, GA 30269
P: 770-487-5731 F: 770-631-2552

WWW.PEACHTREE-CITY.ORG

Admin. Variance Fee: \$25.00
Variance Fee: \$250.00

Receipt # 280877
Date Filed 11/19/13
Case # V-2013-14
Office Use Only

VARIANCE LOCATION	Street Address <u>120 Lexington Pass</u> <u>Peachtree City, GA 30269</u>	PROPERTY OWNER	Name <u>Anthony Szekalski</u>
	Zoning District: ☒ Residential ☐ Multi-Family ☐ Commercial/Industrial/Office		Phone <u>(404) 770-487-5577 (c) 404-406-2713</u>
VARIANCE TYPE	Variance Type: ☐ Administrative ☒ Special Exception ☐ Variance (check one below)	PROPERTY INFO	Subdivision: <u>Heritage</u>
	Variance from which ordinance: ☐ Sign ☐ Fence ☒ Land Development ☐ Zoning		Phase: <u>2</u> Lot # <u>40</u>
APPLICANT	Name <u>Anthony Szekalski</u>	SUPPORTING DOCUMENTS	Please submit the following evidentiary items in support of this application and the requested variances. (Please check off the items that are attached to this application)
	Address <u>120 Lexington Pass</u> City, State, Zip <u>Peachtree City GA 30269</u> Phone # <u>(404) 770-487-5577 (c) 404-406-2713</u> Email <u>TSZEKALS@CISCO.COM</u>		☒ Site plan (with property lines and proposed work) ☐ A detailed report justifying the requested variance ☒ Letters of support from adjacent property owners ☒ Digital Photographs \ Renderings (CD or Email) ☒ Other Items Demonstrating Need (topo. Survey, etc)

ADMINISTRATIVE VARIANCE	1.) Is a current survey included with the application? ☐ Yes ☐ No	Briefly describe why this variance is being requested: (A separate detailed report is still required to be attached to this application)
	2.) Does the application pertain to a zoning setback? ☐ Yes ☐ No	
	3.) Is the violation an existing setback violation? ☐ Yes ☐ No	
	4.) How long has the violation existed? _____ Years	
	5.) What is the required setback? _____ Feet	
	6.) How much of a variance is being requested? _____ Feet	
	7.) Were you the owner of the property when the violation occurred? (If not, who was?) ☐ Yes ☐ No	

SPECIAL EXCEPTION	1.) Is a current survey included with the application? ☐ Yes ☒ No	Briefly describe why this variance is being requested: (A separate detailed report is still required to be attached to this application)
	2.) Has property been rezoned or deed restrictions? ☐ Yes ☒ No	
	3.) Is the violation an existing setback violation? ☐ Yes ☒ No	
	4.) Application for a <u>bldg setback</u> fence, or parking? (Circle One) <u>15'</u>	<u>In order to save a white oak tree that me and my 2 daughters planted 16 years ago when we first moved into our new home. It's a beautiful tree and I don't want to cut it down.</u>
	5.) What is the required setback, height, or spaces? <u>1 foot</u>	
	6.) How much of a variance is being requested?	

VARIANCE	Please review the ordinances and instructions on the back of this page.	Briefly describe why this variance is being requested: (A separate detailed report is still required to be attached to this application)
	1.) Is a current survey included with the application? ☐ Yes ☐ No	
	2.) How much of a variance is being requested? _____ Feet	
	3.) Were you the owner of the property when the violation occurred? (If not, who was?) ☐ Yes ☐ No	

I hereby certify that I am the owner of the property on which a variance is being requested and that all information provided as a part of this application is true and correct.

Signature of Owner/Agent: Anthony Szekalski Date 11/18/2013

OFFICE ONLY

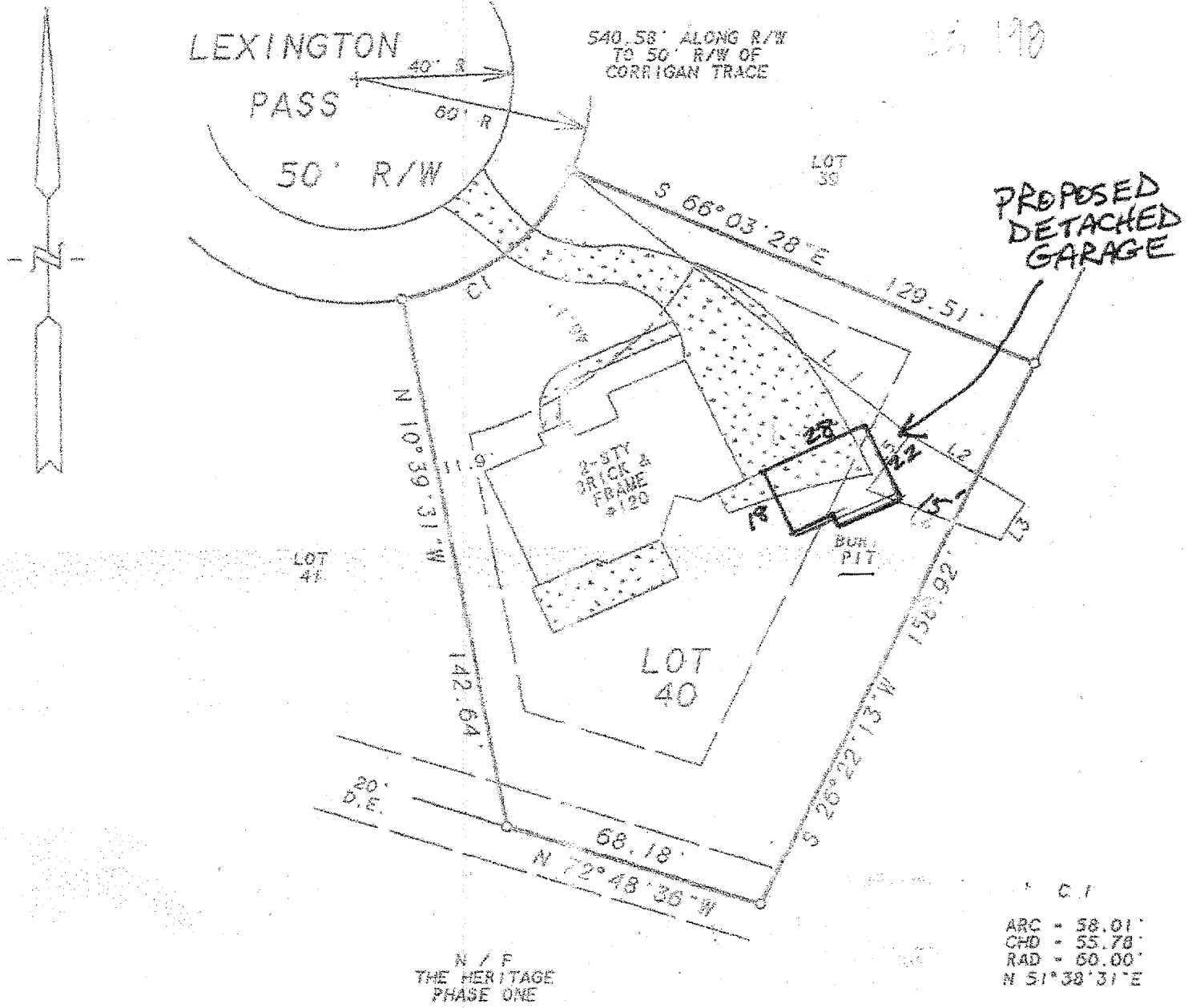
ADMINISTRATIVE VARIANCE	Signature: _____	☐ Approved ☐ Denied
Date of Acceptance: _____	Date of Hearing: _____	☐ Approved with Conditions

SPECIAL EXCEPTIONS & VARIANCE FROM ORDINANCES	This application, along with the required fee and all necessary supplemental documents, has been properly submitted and is hereby accepted for consideration by the City Council at a public hearing in the City Council Chambers at 7:00 PM on the date shown below:	
Signature: <u>David E. Bant</u>	Date of Acceptance: <u>11-19-13</u>	Date of Public Hearing: <u>01-16-14*</u>

*delay due to meeting cancellations

1001.4(i)

10-13 299
25 190



SETBACKS:

FRONT 40'
SIDE 10'
REAR 30'

LINE	BEARING	DISTANCE
L 1	S 50° 15' 16" E	112.23'
L 2	S 57° 25' 31" E	34.45'
L 3	S 33° 27' 19" W	11.35'
L 4	N 58° 49' 38" W	36.26'
L 5	N 36° 31' 00" E	18.52'

LEGEND

IPF-IRON PIN FOUND
IPS-IRON PIN SET
R/W-RIGHT OF WAY
MAG- MAGNETIC
P.O.B.-POINT OF BEGINNING
B/L-BUILDING LINE
D.E.-DRAINAGE EASEMENT

CLOSURE DATA

FIELD CLOSURE-1" IN 10,000+
ANGLE POINT ERROR-< 20"
EQUIPMENT USED-E.D.M. & THEODOLITE
ADJUSTMENT METHOD-COMPASS RULE
PLAT CLOSURE-1/4" IN 100,000



TONY SZE KALSKI: 120 LEXINGTON PASS

ERIC A. SLEPIAN, P.C.
ATTORNEY AT LAW
300 PRIME POINT
SUITE 201
PEACHTREE CITY, GA 30269

FILED & RECORDED
FAYETTE COUNTY, GA.

'96 FEB 15 AM 9 34

W.A. BALLARD, CLERK

WARRANTY DEED

STATE OF GEORGIA,

COUNTY OF Fayette

This Indenture made this 9th day of February, in the year One Thousand Nine Hundred Ninety-Six, between John Wieland Homes, Inc., of the County of Fulton, State of Georgia, as party or parties of the first part, hereinafter called Grantor, and Anthony P. Szekalski and Kathleen Bender Szekalski, AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP and not as tenants in common as parties of the second part, hereinafter called Grantees (the words "Grantor" and "Grantees" to include their respective heirs, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other good and valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto the said Grantees, as joint tenants with right of survivorship and not as tenants in common, for and during their joint lives, and upon the death of either of them, then to the survivor of them, in fee simple, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor, the following described property:

All that tract or parcel of land lying and being in Land Lot 156, 7th District, Fayette County, Georgia, being Lot 40, Phase II, The Heritage Subdivision, as per plat thereof recorded in Plat Book 25, pages 198 and 199, Fayette County, Georgia records, said plat being incorporated herein and made a part hereof by reference and being improved presently known as 120 Lexington Pass, Peachtree City, Georgia, according to the present system of numbering in Fayette County, Georgia.

See Exhibit "A" attached hereto and made a part hereof.

THIS CONVEYANCE is made subject to all zoning ordinances, easements and restrictions of record affecting said bargained premises.

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantees, as joint tenants with right of survivorship and not as tenants in common, for and during their joint lives, and upon the death of either of them, then to the survivor of them in **FEE SIMPLE**, together with every contingent remainder and right of reversion, and to the heirs and assigns of said survivor.

THIS CONVEYANCE is made pursuant to Official Code of Georgia Section 44-6-19, and it is the intention of the parties hereto to hereby create in Grantees a joint tenancy estate with right of survivorship and not a tenancy in common.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set grantor's hand and seal this day and year first above written.

Signed, sealed and delivered in the presence of:

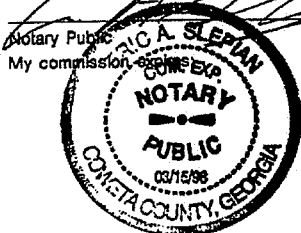
Carol Ruhe
Witness

John Wieland Homes, Inc.

[Signature] (Seal)

Notary Public

My commission expires



FAYETTE COUNTY, GEORGIA
REAL ESTATE TRANSFER TAX

DATE 2-15-96

[Signature]
CLERK OF SUPERIOR COURT

(Seal)

BOOK 1043 PAGE 599

EXHIBIT "A"

BOOK 1043 PAGE 600

The property has been used for the burial of inert material consisting of earth, and earth like products (e.g. tree limbs, stumps, shrubs, etc.) from the clearing of the property. The burial operation commenced on 8-24-95, and terminated on 8-24-95. The legal description of the location of the burial pit is set out below and is incorporated herein be this reference.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 156 OF THE 7TH LAND DISTRICT, FAYETTE COUNTY, GEORGIA. AND BEING A PART OF LOT 40 THE HERITAGE PHASE II, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT A POINT ON THE SOUTHEASTERLY CORNER OF LOT 40. RUNNING THENCE S 50 15' 16" E A DISTANCE OF 112.23 FEET TO THE POINT OF BEGINNING. RUNNING THENCE S 57 29' 31" E A DISTANCE OF 34.45 FEET TO A POINT, RUNNING THENCE S 33 27' 19" W A DISTANCE OF 11.35 FEET TO A POINT, RUNNING THENCE N 68 49' 38" W A DISTANCE OF 36.26 FEET TO A POINT, RUNNING THENCE N 36 31' 00" E A DISTANCE OF 18.52 FEET TO A POINT. SAID POINT BEING THE TRUE POINT OF BEGINNING.

REQUEST FOR MODIFICATION REVIEW

Name Anthony Szekalski Date 11/17/2013
 Address 120 Lexington Pass Home Phone 770-487-5577
 City/State/Zip Peachtree City, GA. 30269 Office Phone 678-352-2736
 Community _____ Lot/Block Lot 40

Please provide the Covenants Committee with all information necessary to evaluate the request thoroughly and quickly. Requests must include, without limitation, the following information: site plan (including all dimensions), color chips (if applicable), detailed description request, list of materials, pictures (if applicable), and any other information as specifically required below or as required by the Design Guidelines approved for the community.

Description of Modification Requested:

Single Story 28'6" x 21' 3 Gar Garage (588 sq ft)

Estimated Start Date 12/01/2013 Estimated Completion Date 01/01/2014

Acknowledgment of Adjacent Homeowners (all homeowners sharing common boundary line): This acknowledgement will be considered by the Covenants Committee but will not be binding upon the Covenants Committee. No application will be considered unless this section is completed.

Signature <u>Mary J. Hogan</u>	Lot <u>(61)</u>	Approve ☒	Disapprove ☐
Signature <u>John A. Chandler</u>	Lot <u>(38)</u>	Approve ☒	Disapprove ☐
Signature _____	Lot <u>()</u>	Approve ☐	Disapprove ☐

122 Lexington Pass

Under each of the most common headings below, all the items listed must be submitted. Please refer to the Guidelines for other necessary information required for modifications such as detached structures, outdoor play equipment, pools, tennis courts, etc.:

Patio or Walkway

____ Lot survey denoting location
 ____ List of materials to be used

Exterior Decorative Objects, Front Porch Flower Pots, Lighting, Etc.

____ Description of object
 ____ Location and picture or sketch of object

Garden Plot

____ Location and size of garden
 ____ Type of plants to be grown

Play Houses

____ Location (must have minimum visual impact on adjacent properties)
 ____ Size and Sketch (limited to an area not to exceed 100 square feet)
 ____ Materials (in most cases, material used must match existing materials of home)

Private Pool

____ Picture or drawing of pool type.
 ____ Dimensions (maximum size 1,000 square ft.)
 ____ Color (must be blue or white).
 ____ Site plan denoting location.
 ____ Type of lighting source.
 ____ Landscape plan

Fencing

____ Picture or drawing of fence type.
 ____ Dimensions (maximum height may not exceed 6 feet; maximum span between posts shall be ten feet; minimum post size shall be 4x4 inches; must have two 2x8 inch rails or three 2x6 inch horizontal rails per section).
 ____ Color (must be natural or painted to match exterior color).
 ____ Site plan denoting location (fence may not be located closer to any street than rear edge of home. On corner lot fence may not be closer to side street than building line of house. Please use copy of survey from your closing package).
 ____ Crossbeam structure must not be visible from any street (must face inside toward yard).
 ____ Materials (must be cedar, cypress or No. 2 grade or better pressure-treated pine)
 ____ All nails, screws or fasteners shall be aluminum or hot-dipped galvanized
 ____ If fence is solid privacy type, all posts shall be anchored in concrete.

Exterior Landscaping and Maintenance

_____ Landscape plan denoting plant material and location

Deck/Porch

_____ Picture or Drawing (deck must match any existing deck).

_____ Dimensions

_____ Color (must be natural or painted to match exterior color of home).

_____ Site plan denoting location (in most cases may not extend past sides of home).

_____ Materials (must be cedar, cypress or No. 2 grade or better pressure-treated pine).

Exterior Building Alterations

Paint (Submit only if other than original paint color)

_____ Color and address of home with desired John Wieland Homes' color used in or approved for this or another John Wieland community in the same county.

_____ Area of home to be repainted.

_____ Photograph of your home plus homes on either side (in most cases adjacent homes cannot be painted the same colors).

Storm Windows/Doors

_____ Picture or drawing of all windows/doors on which storm windows/doors will be installed.

_____ Picture depicting style of storm window/door to be installed.

_____ Color (window/door trim must be baked enamel and color must be compatible with primary and trim colors).

Building Additions

(See attached) _____ Location of addition and size of lot.

(See attached) _____ Size, color, and detailed architectural drawing of addition.

(See attached) _____ Materials (material used must match existing materials of home).

(Applied for) _____ Building permit (if required).

Note: I understand and agree that no work on this request shall commence until written approval of the Covenants Committee has been received by me. I represent and warrant that the requested changes strictly conform to the community Design Guidelines and that these changes shall be made in strict conformance with the Design Guidelines. I understand that I am responsible for complying with all city and county regulations.

Neither John Wieland Homes, Inc., the Association Board of Directors, the Association Advisory Committee or the Association Covenant Committee nor their respective members, Secretary, successors, assigns, agents, representatives or employees shall be liable for damages or otherwise to anyone requesting approval of an architectural alteration by reason of mistake in judgment, negligence or non-feasance, arising out of any action with respect to any submission. The Architectural Review is directed toward review and approval of site planning appearance and aesthetics. None of the foregoing assume any responsibility regarding design or construction, including, without limitation, the structural integrity, mechanical or electrical design, methods of construction, or technical suitability of materials. I hereby release and covenant not to sue all of the foregoing from/for any claims or damages regarding this request or the approval or denial thereof.

Owner's Signature Amity J. [Signature] Date 11/18/2013

FOR COVENANTS COMMITTEE USE

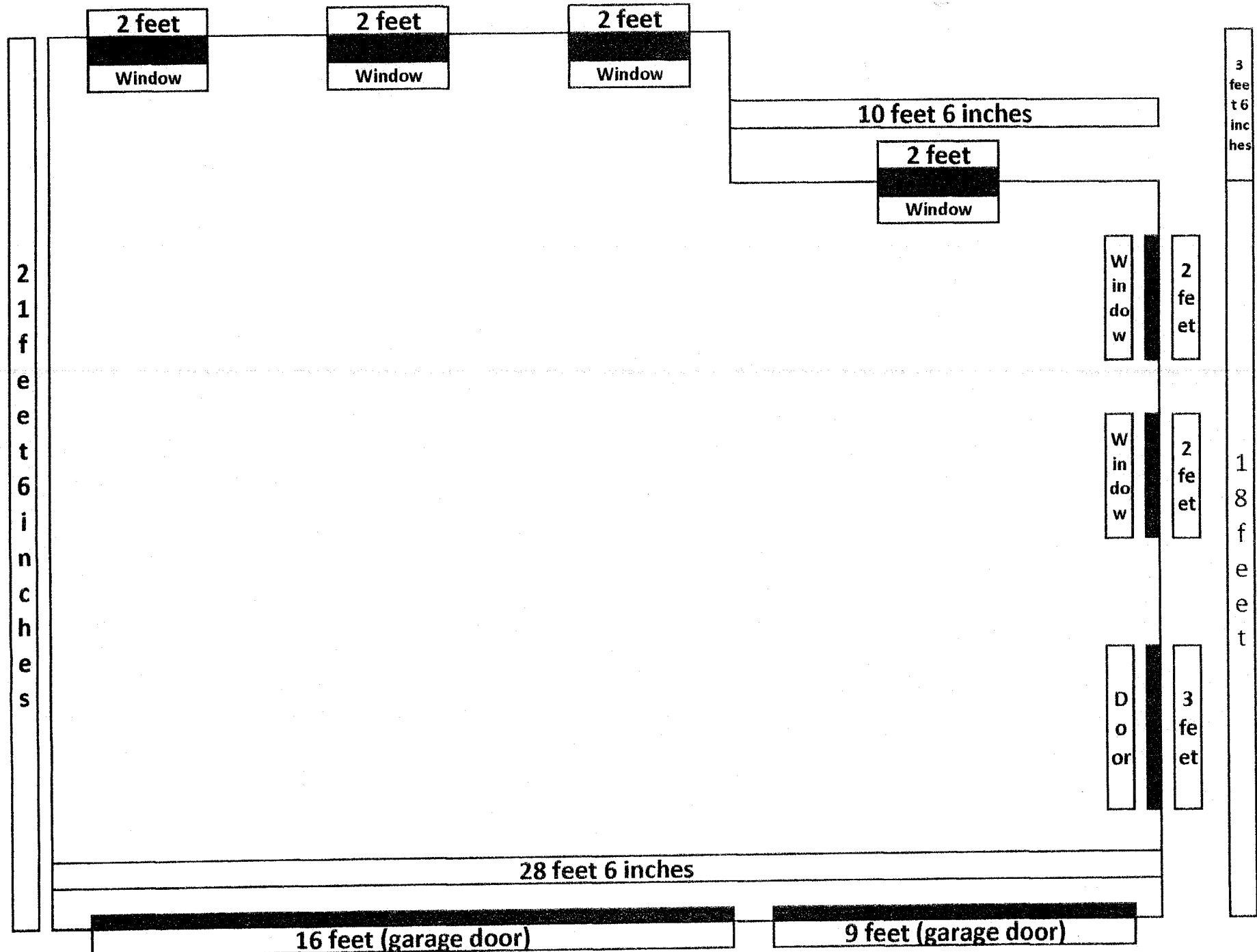
Approved By: _____

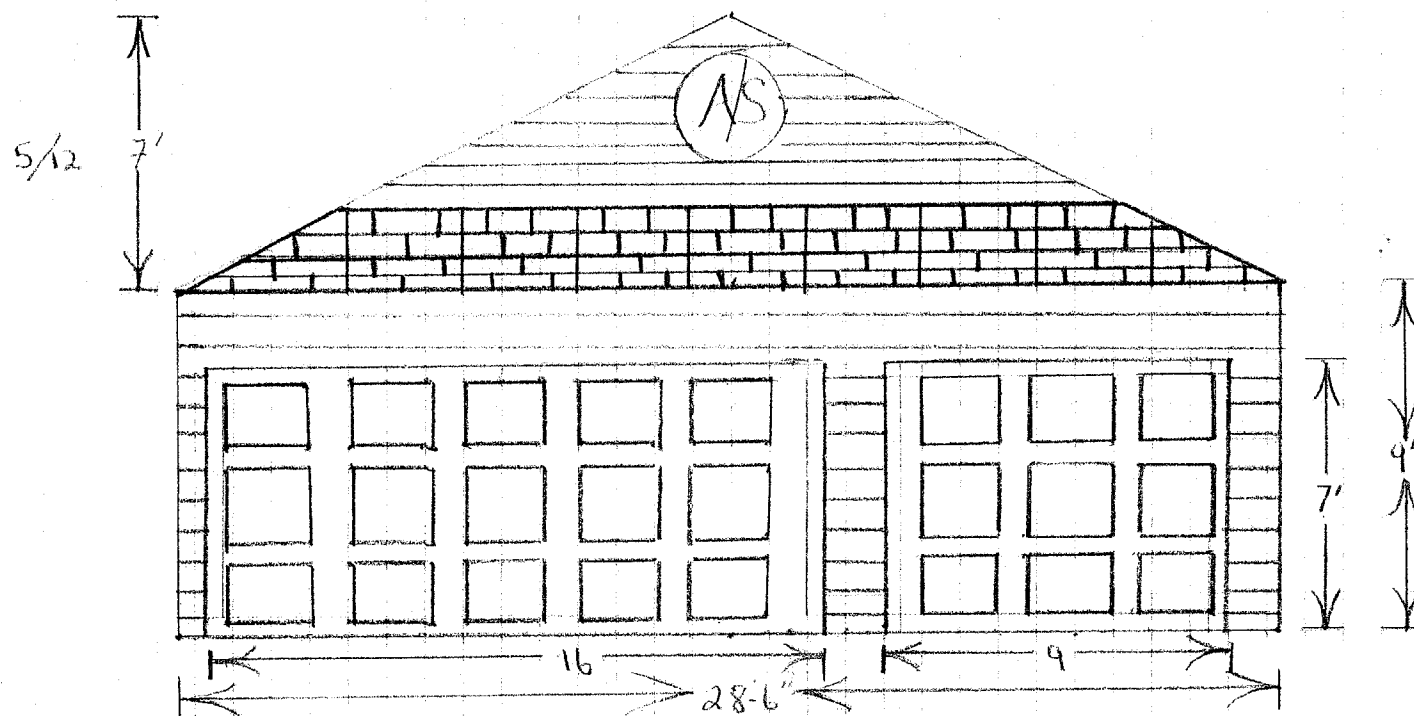
[Signature]
Covenants Committee Member

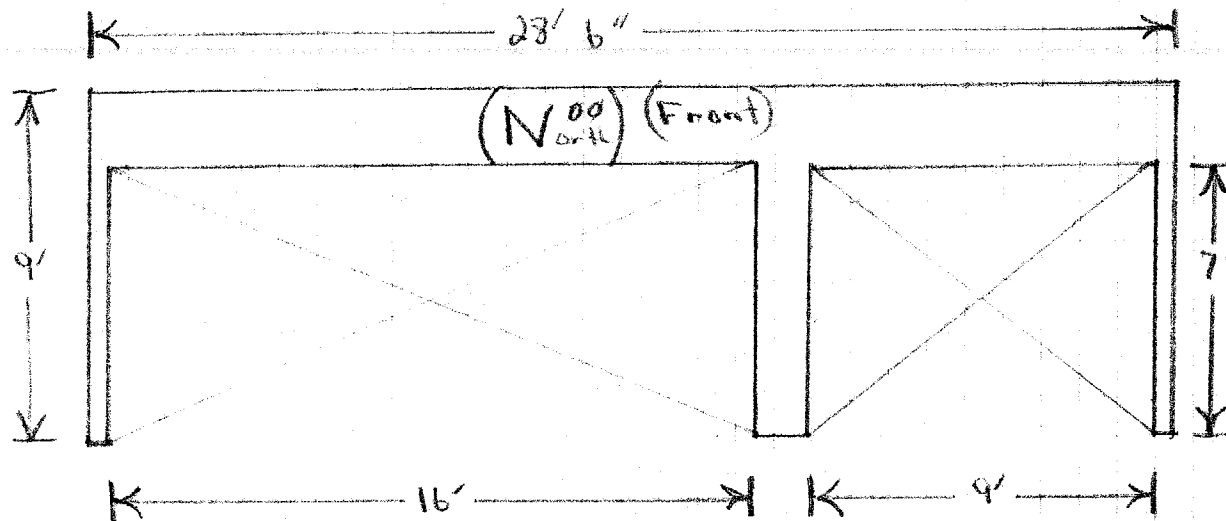
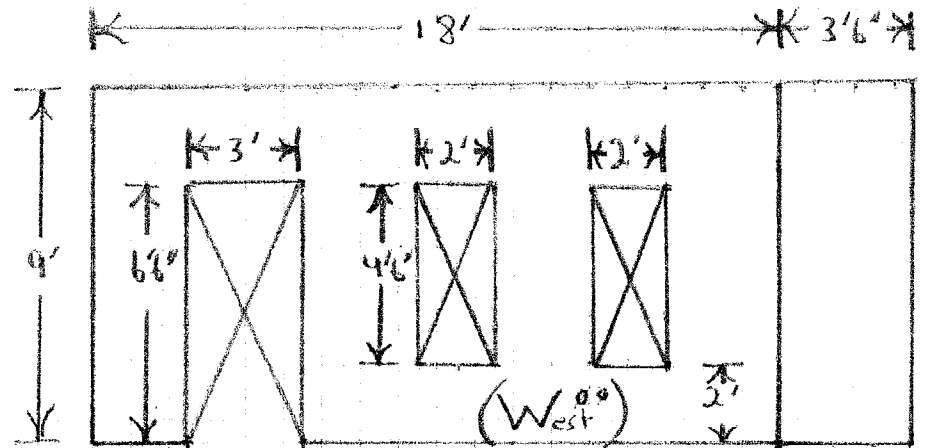
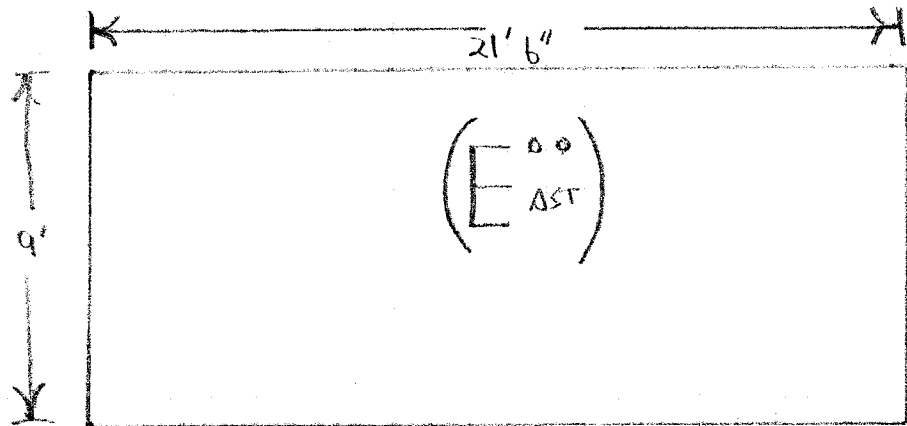
Date Received 11-18-13

Approved X Not Approved _____ Conditions _____

Comments _____







Qty:

- 6 Windows (2x4x6')
- 1 Door (3'x6.6')
- 1 16' garage door
- 1 9' garage door

East

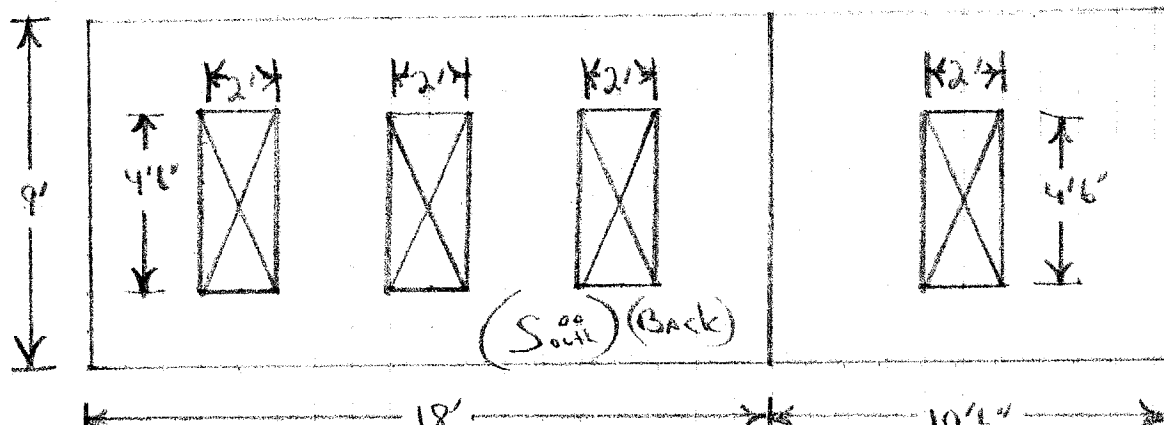
- 18 2x4x10
- 6 4x8x1/2 plywood
- 2 2x4x12 pressure treated
- 4 2x4x12 cap & sill plate

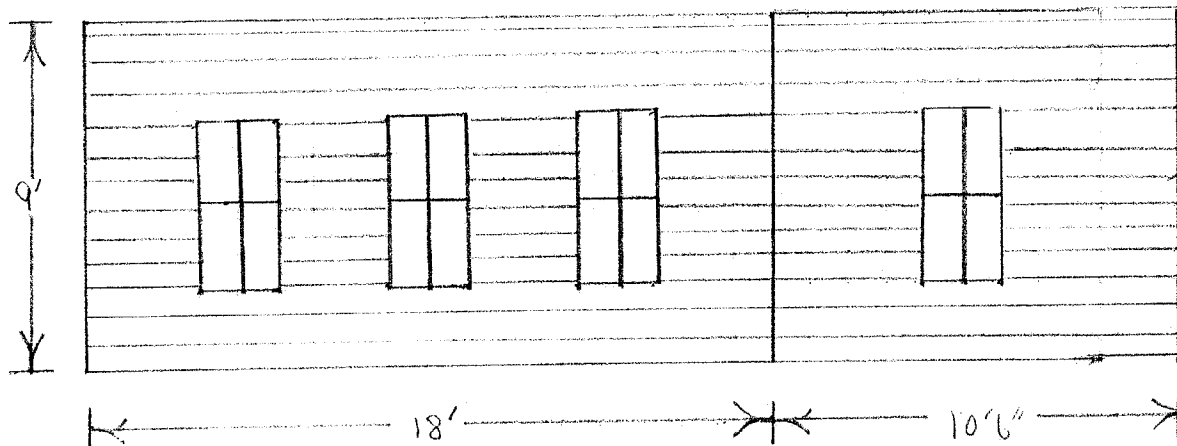
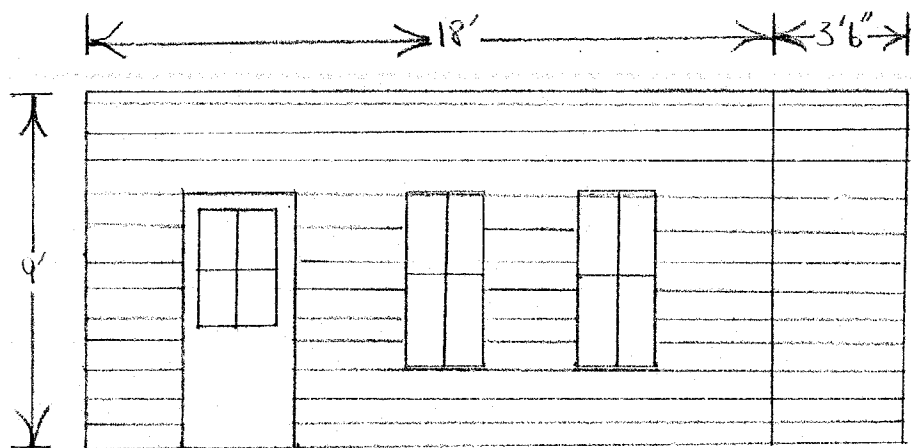
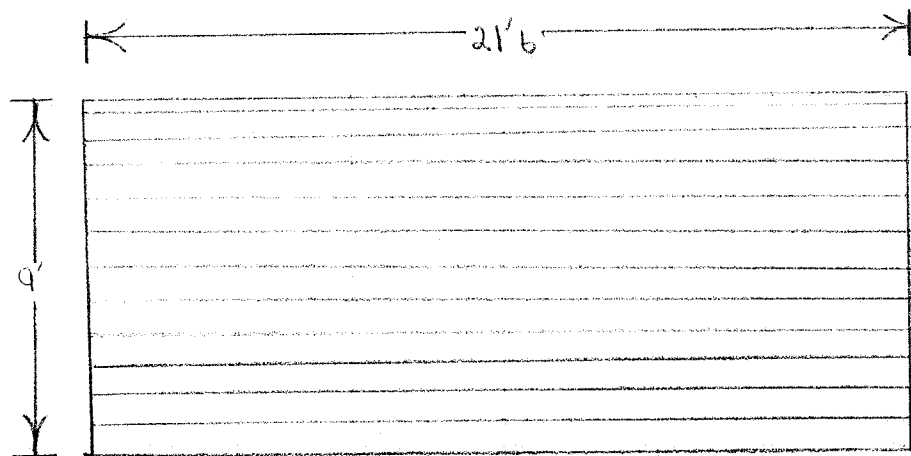
West

- 18 2x4x10
- 5 4x8x1/2 plywood
- 2 2x4x12 pressure treated
- 4 2x4x12 cap & sill plate

South

- 26 2x4x10
- 6 2x8x1/2 plywood
- 2 2x4x12 pressure treated
- 4 2x4x12 cap & sill plate







Saw tree 16 yr. old white oak.

POSITION PAPER

Planning and Zoning Administrator
January 9, 2014

David

DB

Case number: V-2013-15

Applicant: Mr. Franco Amendola and Mrs. Alexandra Fernandez
Property address: 101 Sumner Road
Lot 1, Sumner Place at Smokerise

Variance request: To permit a 5'-tall solid wood privacy fence between the principal structure on the lot and the right-of-way of Sumner Road.

Situation:

Mr. Franco Amendola and Mrs. Alexandra Fernandez ("Applicant") own the property located at 101 Sumner Place Court within the Sumner Place subdivision. The property is 1.21 acres in size and is zoned R-43 Residential.

Access to the property is provided from a single driveway off of Sumner Place Court. The property has frontage on Sumner Place Court and on Sumner Road and is classified as a multiple frontage lot. As such, the minimum front building setback (50') is applicable to both Sumner Place Court and Sumner Road.

The existing home is located 53.5' from Sumner Place Court and 70' from Sumner Road. The Applicant recently hired a contractor to install a 5'-tall fence to enclose the rear portion of their property. The fence was installed without first securing a permit from the city.

The portion of the fence extending from the corner of the home towards Sumner Road is an aluminum picket fence. Approximately 52 linear feet of that fence is located within the front building setback.

The fence installed parallel to Sumner Road and along the rear property boundary is a solid wood fence. Approximately 192 linear feet of this fence is located within the front building setback. Approximately 64 linear feet of fence along the rear property boundary is installed in the front building setback.

Section 18-165(e) of the fence ordinance stipulates that "no fence in excess of four feet in height shall be installed within the required setback area that adjoins a street right-of-way. In addition, no fence in excess of four feet in height shall be installed within a residential front yard."

Proposed Variance: V-2013-15

January 9, 2014

Page 2

Section 18-165(f) of the fence ordinance stipulates that "no fence installed within a residential front yard shall be constructed of any material that restricts the view through such fence by more than 50 percent of the total barrier as viewed from the street."

The area "between the principal structure on a residential zoning lot and any adjoining street right-of-way" is determined by first establishing the front yard on the residential lot. Front yard is defined as "that area bounded by a line along the front of the principal structure extended to intersect the side property lines; those side property lines; and the front property line. This area is usually identified by the placement of the primary driveway access and/ or the placement of the street address assigned to the property in question."

Because the subject tract is classified as a multiple frontage lot, the property frontages along Sumner Place Court and along Sumner Road are considered front yards. Likewise, the area "between the principal structure on a residential zoning lot and any adjoining street right-of-way" applies to both street frontages. Fences in excess of four feet in height and fences that restrict the view through the barrier by more than 50 percent of the total barrier would not be permitted within these areas.

The Applicant is requesting a variance to permit a fence in excess of four feet in height and a fence that restricts the view through the barrier by more than 50 percent between the principal structure and the adjoining street rights-of-way of both Sumner Place Court and Sumner Road.

A copy of the variance application is included as Attachment "A".

Review criteria:

Based on the review criteria established within Section 1207 of the city's Zoning Ordinance, City Council shall not grant the request unless all of the following findings can be made:

- (a) There are special circumstances applicable to the property, including location, shape, size, surroundings, or topography so that the strict application of this ordinance denies the property of privileges enjoyed by other property in the vicinity and under identical zoning district classification;**

Staff findings:

There are no special circumstances applicable to the property. The subject tract is rectangular in shape with minimal change in grade from front to back. The property is a corner lot with frontage on both Sumner Place Court and Sumner Road.

Proposed Variance: V-2013-15

January 9, 2014

Page 3

The front yard setback is applicable to both property frontages, which would prohibit a fence in excess of four feet in height and a fence that restricts views through the barrier by more than 50 percent.

- (b) **The strict or literal interpretation and application of this ordinance would result in practical difficulties or unnecessary hardships inconsistent with the general purpose and intent of the Zoning Ordinance, or would deprive the Applicant of privileges granted to others in similar circumstances;**

Staff findings:

The purpose of the fence ordinance is to "promote the general health, safety and welfare of the residents of the city by regulating the height, location, design, construction and maintenance of fences within the city limits."

Regulations have been established for fences within residential, commercial and industrial areas, and have been consistently enforced through the years. While staff understands the Applicant's desire to provide a safe environment for their children, this could also be accomplished by installing a fence that complied with the fence ordinance and then supplementing the fence with plant material for additional screening and privacy.

- (c) **There are exceptional or extraordinary circumstances or conditions applicable to the property involved or the intended development of the property which preclude the applicant from complying with this ordinance and that do not apply generally to other property in the same zoning district and which prevent the applicant from complying with existing regulations;**

Staff findings:

There are no exceptional or extraordinary circumstances or conditions applicable to the property involved. The subject tract is rectangular in shape with a gentle slope from front to back. The property sits approximately 5-6' higher than Sumner Road.

- (d) **The granting of such variance will not constitute the granting of special privileges inconsistent with the limitations on other property in the same zoning district; and**

Staff findings:

There are numerous lots throughout the R-43 zoning district, as well as other residential zoning districts that adjoin two public streets and are considered multiple street frontages lots, many of which have fences that comply with the fence ordinance.

Had a permit been submitted before the fence was installed, staff would have identified the issues and worked with the Applicant to identify possible solutions.

Proposed Variance: V-2013-15

January 9, 2014

Page 4

- (e) **The granting of such variance will not be materially detrimental to the public health, safety, or general welfare nor injurious to property or improvements in the zone or neighborhood in which the property is located.**

Staff findings:

Sumner Place consists primarily of one-acre lots, many of which have installed fences to enclose the property. Each of the existing fences complies with the requirements of the fence ordinance.

- (f) **The granting of such variance will not create inconsistencies with any objective of the Comprehensive Plan.**

Staff findings:

The Comprehensive Plan encourages the preservation of natural buffers on major and minor road corridors. The plan also recognizes the need to preserve and maintain the preservation of the character of residential areas.

Prior to the construction of the home, the subject lot was heavily wooded with large canopy trees. Most of these trees were removed as a part of the development of the lot, leaving the property exposed to Sumner Road.

The wood fence parallel to Sumner Road and along the rear property line are highly visible from the roadway. Had natural vegetation been preserved within this area or had plant material been installed in conjunction with a fence that complied with the fence ordinance, the area would be more consistent with the objectives of the Comprehensive Plan.

Options:

In accordance with Section 1202 of the Zoning Ordinance, variances shall only be granted upon showing that:

- a) Relief, if granted, would be in harmony with, or could be made to be in harmony with, the general purpose and intent of the zoning ordinance; or
- b) The application of the particular provision of the zoning ordinance to a particular piece of property, due to extraordinary and exceptional conditions pertaining to that property because of its size, shape, or topography, would create an unnecessary hardship for the owner while causing no detriment to the public.

Recommendation:

Based on the analysis and findings presented herein, and without the benefit of considering additional evidence that may be presented at the Public Hearing, Staff

Proposed Variance: V-2013-15

January 9, 2014

Page 5

recommends that City Council not approve the variance request for the property located at 101 Sumner Place Court. This recommendation in no way is meant to punish the Applicant for not securing a permit prior to installing their fence, but is intended to preserve the intent of the ordinance and the character of the residential subdivisions throughout the city.

Attachments

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council Members

FROM: City Manager 

DATE: December 13, 2013

SUBJECT: Consider Amended Agreement with CVB Executive Director Nancy Price

Recommendation:

That Council approve the accompanying amended employment agreement with CVB Executive Director and Amphitheater Manager Nancy Price.

Discussion:

After recommendations from the CVB, a revised employment agreement for Nancy Price has been drafted by our City Attorney. The agreement addresses the terms of employment, salary and fringe benefits as well as the cost alignment between the CVB and the City.

Budget Impact:

There should be only minimal impact on the city's budget as the CVB repays the city for 80.9160 % of the total compensation package and 100% of any additional payments they may provide to Price.

EMPLOYMENT AGREEMENT

This Agreement made and entered into this 1st day of January, 2014~~September,~~
2013 by and between the City of Peachtree City, Georgia, hereinafter called the "City", the
Peachtree City Convention & Visitors Bureau, Inc. (hereinafter "CVB"), as parties of the
first part; and Nancy Price, hereinafter called "Employee", as party of the second part, both
of whom understand as follows:

WITNESSETH

WHEREAS, the City desires to continue to employ the services of Nancy Price as a
contract employee in the position of Amphitheater Manager; and

WHEREAS, CVB desires to continue to employ the services of Nancy Price in the
position of Executive Director of the Peachtree City Convention & Visitors Bureau, Inc.;
and

WHEREAS, Employee desires to continue to be a contract employee in the
position of Amphitheater Manager and the Executive Director of the CVB; and

WHEREAS, it is the desire of the City Council of the City of Peachtree City,
Georgia, hereinafter called the "Council" and the Board of Directors of the CVB to
provide certain benefits to, establish certain conditions of employment for, and to establish
working conditions of said Employee, in accordance with Georgia law and the City's
Charter, Ordinances and Regulations and Georgia law.

NOW, THEREFORE, in consideration of the mutual covenants herein contained,
the parties hereto agree as follows:

Section 1. Duties

City hereby agrees to employ Nancy Price as Amphitheater Manager, to perform the functions and duties specified in the position job description, and to perform such other legally permissible and proper duties and functions as City Manager shall from time to time assign.

CVB hereby agrees to employ Nancy Price as Executive Director of the Peachtree City Convention & Visitors Bureau, Inc. to perform the functions and duties specified in the position job description, and to perform such other legally permissible and proper duties and functions as the Board of Directors of CVB shall from time to time assign.

Section 2. Term

This Agreement shall be in effect from the date written above until September 30, 2014; provided, however, that this Agreement may renew if Employee's positions are included in the budgets approved by the City Council and CVB for FY 2015 and each succeeding budget. In addition:

A. Nothing in the Agreement shall prevent, limit, or otherwise interfere with the right of the position supervisor to terminate the services of Employee at any time, subject only to the provisions set forth in the City Personnel Policy, and Section 3 of this Agreement. In addition, nothing in this Agreement shall prevent, limit, or otherwise preclude Employee from resigning and terminating this Agreement, provided that she adheres to the requirements for a full-time employee to resign as set forth in the City Personnel Policy. Should employee resign, she shall be eligible for the benefits afforded employees who resign in good standing under the City Personnel Policy.

B. This Agreement shall automatically terminate with no action required on the part of Council if Employee dies.

Section 3. Termination

A. Except as provided in paragraph B of this Section, if Employee's contract is not renewed by the Council for FY 2015 during such time that Employee is willing and able to perform the duties of Amphitheater Manager, the City agrees to continue employment for a period of 90 days following the adoption of the FY 201~~5~~³ budget to provide employee time to secure other comparable employment.

B. The City shall have no obligation to pay salary and benefits or continue employment as designated in this Agreement in the event Employee is terminated with cause per the conditions of the City Personnel Policy.

C. In the event of termination Employee shall be entitled to all salary and benefits that the Employee has accrued at the time of termination, subject to the limitations set forth in Paragraph 3(B) above. The salary and benefits shall be an entitlement accrued under the conditions referenced herein and shall be paid without regard to whether the Employee has secured other comparable employment. For purposes of this Agreement, the receipt by the Employee of written notice that the City is not renewing the Agreement shall not be construed as termination and Employee shall continue to serve as the Amphitheater Manager until the end of the term of the Agreement, unless instructed otherwise by Council, and the City shall continue to pay salary and benefits to Employee through the term of the Agreement as long as employee continues to serve as the Amphitheater Manager.

Section 4. Salary

City agrees to pay Employee for Employee's services rendered pursuant hereto a base salary of bi-weekly. In addition, City agrees to increase said base salary and / or other benefits of Employee in such amounts and to such an extent that the Director, City Manager, and CVB may determine that it is desirable to do so on the basis of an annual salary review of said Employee made at the same time as similar consideration is given employees generally.

The salary and benefit shall be paid by the City to the Employee. For the fiscal year 2013-2014, the CVB shall pay to the City an amount equal to 80.9160608% of the total compensation package paid to Employee, including but not limited to the Employee's salary and overtime pay, FICA, Medicare, retirement benefits and other withholdings paid by or on behalf of the City, health and dental and other insurance paid by the City on behalf of the Employee, or any other costs paid by the City to or for the Employee. Any changes to the total compensation package in subsequent years will be identified by the adopted fiscal budget. Such payment shall be paid on a ~~monthly~~ quarterly basis by the Association-CVB to the City, said payment due and payable not later than the twentieth (20th) day of ~~the each month~~ following the end of the quarter. For fiscal year 2013-2014, Employee's salary shall be \$75,532.71.00~~73,640.00~~.

In the event that the CVB elects to pay any type of bonus or additional compensation to Employee, Employee will be paid by the City but the City shall be reimbursed such amount and all associated FICA, Medicare, retirement benefits and other withholding paid by or on behalf of the City in connection with such bonus or additional compensation. In this regard, the CVB will be responsible for one hundred percent (100%)

of any such bonus or additional compensation paid to Employee which is in addition to the annual salary of Employee as established by the City and CVB for any fiscal year. Any amount paid by the City with respect to a bonus or additional compensation shall be reimbursed, in full, by CVB on a quarterly basis, said payment due and payable not later than the twentieth (20th) day of the month following the end of the quarter. In addition, CVB shall pay to Employee a one (1) time bonus of \$5,000.00. Such amount will be paid by the City, but the City shall be reimbursed such amount and all associated FICA, Medicare, retirement benefits and other withholding paid by or on behalf of the City in connection with said bonus. Such amount shall be paid to Employee on or before September 30, 2013. Any amount paid by the City with respect to this one-time bonus shall be reimbursed, in full, by CVB within fifteen (15) days of the payment being made to Employee by City.

Section 5. Dues and Subscriptions

The City agrees to budget and to pay the professional dues and subscriptions of Employee necessary for Employee's continuation and full participation in national, state, and local associations necessary and desirable for Employee's continued professional participation, growth and advancement, and for the good of the City. Nothing in this paragraph shall prevent the City from decreasing the amount budgeted for such purposes provided that such decrease is the result of across-the-board budget cuts applicable to all employees within the ~~Recreation Department~~ Amphitheater Department.

Section 6. Other Benefits

Except as specifically provided for herein, Employee shall be provided at the same benefits provided to full-time employees of the City.

Section 7. Performance Evaluations

The City Manager and Board of Directors for CVB will evaluate the performance of Employee after six (6) months of service and after one year during the initial term of this contract and annually thereafter. This review and evaluation shall follow criteria and procedures applicable to other employees of the city.

Section 8. Other Terms and Conditions of Employment

A. All provisions of the City Charter, and regulations and rules of the City relating to vacation and sick leave, retirement and pension system contributions, holidays, insurance and other fringe benefits and working conditions as they now exist or hereafter may be amended, also shall apply to Employee as they would to other employees of City, except as herein provided.

C. Employee shall be entitled to receive the same vacation and sick leave benefits as are accorded full-time employees of the City, including provision governing accrual and payment thereof, on termination of employment, except as herein provided.

Section 9. General Provisions

A. The text herein shall constitute the entire Agreement between the parties.

B. This Agreement shall be binding upon and inure to the benefit of the heirs at law and executors of Employee.

C. This Agreement shall become effective upon its execution by all parties hereto

D. If any provision or any portion thereof, contained in this Agreement is to be unconstitutional, invalid, or unenforceable, the remainder of the Agreement or portion

thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect.

[Signatures of parties on next page]

IN WITNESS WHEREOF, The City of Peachtree City, Georgia has caused this Agreement to be signed and executed in its behalf by its City Manager and duly attested by the City Clerk, and the Employee has signed and executed the Agreement, both in duplicate, this date.

CITY OF PEACHTREE CITY

NANCY PRICE

Dr. James Pennington, City Manager

Nancy Price

ATTEST:

City Clerk

Witness

APPROVED AS TO FORM:

City Attorney

PEACHTREE CITY CONVENTION
& VISITORS BUREAU, INC.

| Convention
ATTEST:

By _____
Vice Chairperson of the Peachtree City
& Visitors Bureau, Inc.

| _____
Secretary/Treasurer

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council Members
FROM: City Manager 
DATE: January 10, 2014
SUBJECT: Consider Funding of Mayor and Council Salaries
January 16, 2014, City Council Meeting

Recommendation:

That Council provide direction to staff regarding funding of Mayor and Council Salaries for FY 2014 and as part of the FY 2015 budget process.

Discussion:

In 2007, the Mayor and Council voted to increase the salaries paid to the Peachtree City Mayor and Council Members from \$9,000 to \$18,000 for Mayor and from \$6,000 to \$12,000 for Council. These salaries had been in place for the preceding 22 years.

The ordinance adopted in 2007 took effect in 2010. Copies of the ordinance itself and the meeting minutes from August 16, 2007, are attached.

Due to the economic downturn that began in 2008, the Council in office in 2009 passed the FY 2010 budget with no additional funding for the ordinance-imposed salary increases. Subsequent Councils have done the same.

However, with employees receiving the first cost of living increase in FY 2014, an in-depth employee pay study programmed for this year, and the positive fund balance from FY 2013, staff is asking for Council direction in funding the Mayor and Council salaries for the remainder of this year and moving into the budget process for FY 2015.

A full year of the salary increases totals \$33,000, with the funding reduced based on the corresponding implementation date after the beginning of the Fiscal Year on October 1, 2013.

Budget Impact:

Any changes in funding for FY 2014 would be taken from fund balance.

AN ORDINANCE ADOPTED PURSUANT TO THE MUNICIPAL HOME RULE ACT OF 1965 (Ga. L. 1965, p. 298, §3) SO AS TO AMEND SECTION 2-23, SALARIES; REIMBURSEMENTS, OF THE CODE OF ORDINANCES OF THE CITY OF PEACHTREE CITY TO PROVIDE FOR THE SALARIES OF THE MAYOR AND COUNCIL MEMBERS; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES

BE IT AND IT IS HEREBY ORDAINED by the City Council of the City of Peachtree City, Georgia, and by the authority thereof:

Section I. That Chapter 2, Administration, of the Code of Ordinances of the City of Peachtree City, Georgia, as amended, is hereby further amended pursuant to the Municipal Home Rule Act of 1965 (Ga. L. 1965, p. 298 *et. seq.*) by deleting Section 2-23, Salaries; reimbursements and by adding a new Section 2-23 to said Chapter to read as follows:

"Section 2-23. Salaries; reimbursements; expenses."

(a) The Mayor shall receive \$9,000.00 annually, which shall be paid to the Mayor in 12 equal monthly installments. Effective January 1, 2010, the Mayor shall receive \$18,000.00 annually, which shall be paid to the Mayor in 12 equal installments. This compensation is subject to all federal, state, and local taxes.

(b) The council members shall receive \$6,000.00 annually, which shall be paid to each council member in 12 equal monthly installments. Effective January 1, 2010, the council members shall receive \$12,000.00 annually, which shall be paid to each council member in 12 equal monthly installments. This compensation is subject to all federal, state and local taxes.

(c) The Mayor and council members are entitled to reimbursement for all expenses incurred in the exercise of their responsibilities on behalf of the city. The Mayor and council members shall follow the procedures established by the city for all city employees for reimbursements.

(d) The Mayor and council shall be eligible to participate in the City's 457 Deferred Compensation Plan for employees; provided, however, that the City will not match or make any deposits into an account on behalf of the Mayor and council members for any deposits or contributions made by the Mayor or council members.

(e) As part of the budget process, City Staff shall conduct a review and comparison of Mayor and Council Salaries with other Georgia municipalities of similar size every four years, beginning in 2010.

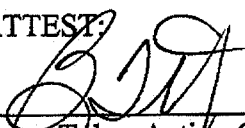
Section 2: This ordinance shall become effective January 1, 2008.

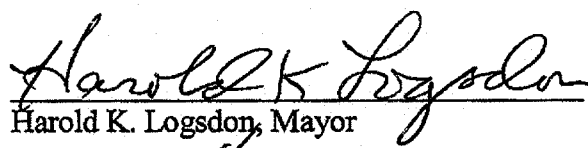
Section 3: Should any phrase, clause, or section of this ordinance be deemed unconstitutional by a court of competent jurisdiction, such determination shall not affect the remaining provisions of this ordinance, which provisions shall remain in full force and effect.

Section 4: All ordinances or resolutions, or parts thereof, which conflict with the provisions of this ordinance are, to the extent of such conflict, hereby repealed.

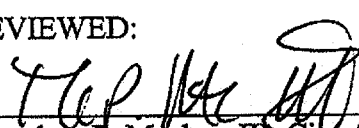
DONE, RATIFIED and PASSED, by the City Council of the City of Peachtree City, Georgia on the 16th day of August, 2007, in regular session assembled.

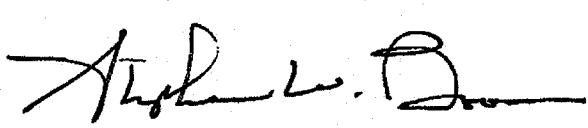
ATTEST:

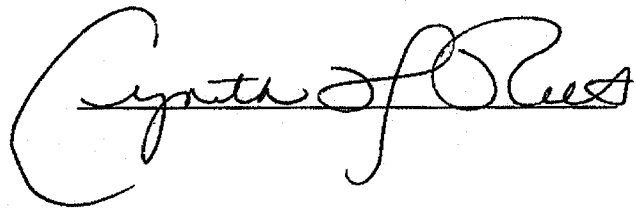

Betsy Tyler, Acting City Clerk


Harold K. Logsdon, Mayor

REVIEWED:


Theodore P. Meeker, III, City Attorney



City Council of Peachtree City
Minutes of Meeting
August 16, 2007
7:00 p.m.

The City Council of Peachtree City met Thursday, August 16, 2007, in the City Hall Council Chambers. Mayor Logsdon called the meeting to order at 7:03 p.m. Other Council Members present: Steve Boone, Mike Harman, Stuart Kourajian, and Cyndi Plunkett.

Announcements, Awards, Special Recognitions

There were none.

Oath of Office – New Council Member Mike Harman

Logsdon gave the oath of office to Harman.

Public Comment

There was no public comment.

Minutes

Plunkett moved to approve the July 30, 2007, special called meeting minutes-a.m.; July 30, 2007, special called meeting minutes-p.m.; August 2, 2007, regular meeting minutes; and August 6, 2007, special called meeting minutes as written. Boone seconded. The motion carried 4-0-1 (Harman).

Consent Agenda

1. Alcohol License – Change in Licensee and License Representative – Rite-aid #11778, #11779, and #11780
2. Consider FY 2008 Official Intent Resolution
3. Consider Appointments to the Planning Commission – Martin Mullin, Theo Scott, Lynda Wojcik (Alternate)

Boone moved to approve Consent Agenda items 1-3. Kourajian seconded. The motion carried unanimously.

Old Agenda Items

07-07-08 Public Hearing – Increase in Mayor and Council Salaries

Logsdon asked Plunkett to go over the amounts to be considered. Plunkett said they were looking at a salary of \$18,000 for the Mayor's position and \$12,000 for Council Members.

Residents who spoke included Richard Spain, Beth Pullias, Bob Brown, and Nancy Ruck. Their comments included:

- According to the Department of Labor, there was a 193% increase in salaries due to inflation since 1985. The City staff salaries had increased, on the average, 244% since 1985. Statistics showed the increase was worth it.
- Council was worth every penny.
- The current hourly rate for one year, based on 236 hours a year, was \$25.42 for Council Members and \$38.14 for the Mayor. Doubling the salary doubled the hourly rate, which

was quite high and more than what most residents made. Most people only got a 2% to 3% raise, not 100%.

- The greatest impediment to running for Council was the filing fee. Increasing the salary increased the filing fees, which was set at 3% of the salary. Fewer people would be willing to put out \$360 just to run for Council.
- If the reason for the increase was to get more people to run for office, then the filing fees should also be lowered.
- Taxes were also increasing.
- No one got their salary doubled in one year.

The public hearing closed.

Plunkett noted that the 3% filing fee for candidates was set by the state, and that was an unanticipated consequence of raising the salaries. While 100% sounded like a big raise, not many people would stay in the same job for 22 years without any raise. The raise would have been insignificant if it had been spread out over the 22-year period. She said it was very hard to ask for a raise for yourself. She had heard what people said and would incorporate it into her motion.

Plunkett moved to increase the Mayor and Council salaries to \$18,000 and \$12,000, respectively, set increase to occur after the election in 2009, and begin in total in January 2010, in addition that the Mayor and Council be treated like part-time employees for the purposes of the 457 plan effective immediately, which had no cost to the City. Boone seconded.

Kourajian said there would not be a raise for anyone currently on Council, unless one of the current members ran again. He believed the compensation should be better, but not for anyone currently sitting on Council unless they were re-elected. Kourajian said he ran for Council because he wanted to give back to the community, and he put in the hours and made the sacrifices he needed to. He supported the increase, but was not running again, so he was not doing it for himself. The numbers were fair.

Logsdon said he had been asked why he had been silent. He had been focusing on additional revenue generation without raising taxes for almost a year. He was weighing in heavily on the tax reform coming before the state legislature, and on transportation and redevelopment. He commended Plunkett on her work. This was a difficult issue that affected every member differently. He would abstain from the vote. Kourajian asked Logsdon why he would abstain. Logsdon said he had reasons. He would not vote against it. It was the right thing for the City. There were some things weighing on his mind. He would yield to wishes of his fellow Council Members.

Harman asked Plunkett why she included the 457 plan in the motion. Plunkett said it was a retirement option that the City employees had and was basically a deferred retirement plan. The City did not match it. Council had never been able to participate and defer some of their salary. It might be a preference for some Council Members. City Manager Bernard McMullen explained that the City had both a 401, which the City contributed to, and a 457 plan, which

allowed employees to contribute to a tax-deferred plan. Plunkett said the 457 would be a housekeeping issue, and all the City's part-time employees were allowed to participate in the plan.

Kourajian asked if it would save the City any money if Council Members elected to participate in the 457 plan. Finance Director Paul Salvatore said that the City would have to pay the FICA and Medicare portion, but there would be a savings on the federal withholding tax.

Harman said it was hard to vote for a raise for oneself, but as a citizen he would have to say it was needed. Coming from a volunteer position, he did not feel he was in a good position to judge. As a private citizen, he would probably support it. Plunkett said she agreed that it was difficult to vote for a raise for oneself, even though everything justified it. By framing the motion the way she did, Plunkett said it accomplished what she wanted to see happen. The bottom line was the elected officials could rescind it in 2010 if they did not want it.

Kourajian asked City Attorney Ted Meeker if the Mayor could abstain from a vote with no reason. Meeker said Council Members always had the prerogative to abstain from a vote.

McMullen asked for clarification on contributing to the 457. Plunkett said that would be effective immediately since there was no cost to the City. For further clarification, she added to the motion that the \$12,000 and \$18,000 was to be paid out according to the ordinance.

Harman asked Plunkett to amend her motion to include no increase in pay, but to allow Council to put their salaries in the 457. Plunkett did not accept the amendment.

The motion carried 3-1(Harman)-1(Logsdon).

Boone moved to move Agenda Item 08-07-07 Consider Request from Planterra Ridge HOA to Reduce Speed Bumps to the top of the New Agenda Items. Plunkett seconded. The motion carried unanimously.

New Agenda Items

08-07-07 Consider Request from Planterra Ridge HOA to Reduce Speed Bumps

Greg Ward of the Planterra Ridge Homeowners Association (HOA) addressed Council. He asked Council to consider installing the speed bumps in a phased manner. He said that the purpose of the installation had changed. They were no longer trying to change behavior and stop the speeding; they were now maintaining behavior. The residents would like to reduce the speed bumps from nine to six, which would not violate any City code or engineering standards. He showed the locations.

Kourajian asked if any of the locations would change, or if it would cost the City any money. He noted that the HOA was buying the speed bumps. He questioned whether the City would incur any additional costs. City Engineer Dave Borkowski said the cost would be in staff time. He continued that, in staff's opinion, there would still be speed problems if there were less than nine speed bumps. The City would end up putting the bumps in anyway and would have to re-