

**MINUTES OF MEETING
City Council of Peachtree City
January 6, 1994
7:00 p.m.**

The Mayor and Council of Peachtree City met in regular session on Thursday Night January 4, 1994 in the City Hall Council Chambers.

Mayor Lenox led those in attendance in the pledge of allegiance. Present were Mayor Robert Lenox, Councilmembers Annie McMenamin, Edward Bradford, Robert Brooks and Caroline Price.

Oaths of Office

Judge A. Mitchell Powell administered the oath of office to Mayor Robert Lenox and Councilmembers Robert Brooks and Caroline Price. All were elected to a four year term of office on November 2, 1993.

Mayor Pro-tem

McMenamin made a motion that was seconded by Bradford that Councilmember Robert Brooks be elected as Mayor Pro-tem. Motion carried unanimously. Mayor Lenox administered the oath of office to Mayor Pro-tem Brooks.

No items were added to the agenda.

Announcements, Awards, Special Recognitions

Mayor Lenox wished all citizens of Peachtree City "Happy New Year".

Mayor Lenox recognized Ms. Leigh Ann Tucker, Code Enforcement Officer, as "City Employee of the Year" for 1993 and Mr. Bobby Thompson, Public Works Superintendent, as "City Supervisor of the Year" for 1993.

Mayor Lenox presented a ten year service pin to Mr. Gary North, Fire Department Sergeant.

Mr. Gerald Matthews, Waste Management, presented a check for \$541.44 to Mayor Lenox for the city's portion from collections of curbside recycling.

Department Reports

Mayor Lenox announced that Department Reports would be available at the next scheduled Council meeting.

Minutes

McMenamin made a motion that the minutes of the December 16, 1993 Council meeting be approved as presented. Bradford seconded the motion. Motion carried unanimously.

New Agenda Items

1-94-1 Alcoholic Beverage License - Village Store - Glenloch

Mayor Lenox stated that the newly constructed Village Store - Glenloch had applied for an alcoholic beverage license to sell malt beverage and wine as a retail package dealer. The owner, Mr. John Sherrel had applied to be the licensee and the manager, Mr. George Miller, had applied to be the license representative. Mayor Lenox stated that both Mr. Sherrel and Mr. Miller were present.

McMenamin stated that all paperwork appeared to be in order and made a motion that the alcoholic beverage license for the Village Store Glenloch be approved and Mr. John Sherrel be appointed as licensee and Mr. George Miller be appointed as the license representative. Brooks seconded the motion. Motion carried unanimously.

Price commented that there did seem to be a disparity in her way of thinking between the philosophy that we were trying to promote of "Don't Drink and Drive" and selling alcohol at gas station convenience stores. Price stated that she realized it was something that existed all over, but that perhaps we might see a change in that in the future. Mayor Lenox congratulated Mr. Sherrel on the opening of the business and complemented him on the attractive building that was constructed. Brooks echoed Mayor Lenox's comments.

1-94-2 Authorization and Appointment-City Officials and Positions

Mayor Lenox stated that he had made the following recommendations for appointments of City Officials and Positions:

City Attorney	Webb and Lindsey
Municipal Court Judge	A. Mitchell Powell
Judge Pro Hac	Sharon Pierce
City Auditor	Price and Geeslin
City Clerk	Frances Meaders
City Depository	Peachtree National Bank
Landscape Architect	Bill Lincicome

McMenamin made a motion to approve the Mayor's recommendation of all positions. Bradford seconded the motion. Motion carried unanimously.

1-94-3 Legal Organ

Mayor Lenox stated that Council had before them an analysis by staff of the potential choices for a legal organ in the City which were as follows:

<u>Newspaper</u>	<u>Publication Days</u>	<u>Delivery</u>
This Week The Fayette Citizen	Wed, Fri, Sun Wednesday	Mail/Carrier Carrier

Mayor Lenox asked for comments and McMenamin asked about the dates a legal ad needed to be run and Frances Meaders, Director of Administrative Services stated that an alcoholic beverage license application needed to be run two consecutive weeks prior to the week of the City Council hearing. McMenamin asked if This Week ran Legal Advertisements on certain days and Meaders stated that the legal advertisements were usually run on Tuesday. McMenamin asked if there were to be a problem having an advertisement run on Tuesday if running the ad another day that week would accomplish the requirement and Meaders stated that it would as long as the notice was run another day the same week. Meaders stated that the zoning hearings required legal advertisements to be run fifteen days prior to the hearing.

Price commented that some newspapers were distributed by subscription and others were distributed to all residents in Peachtree City. Price felt that should be taken into consideration since the newspapers distributed to all residents would allow the City's information to be circulated to even residents in the County outside Peachtree City. Bradford stated that the City now has a newspaper owned primarily by citizens of Peachtree City and it was his opinion that City money should stay in the "neighborhood" and made a motion to appoint The Fayette Citizen the legal organ for Peachtree City. Brooks seconded the motion. McMenamin stated that she felt that This Week would serve the City in a greater capacity because they were published three times a week. McMenamin stated that she would prefer that the legal organ remain This Week. Mayor Lenox stated that he shared the opinion of McMenamin about the frequency of publication. Motion carried with Bradford, Brooks and Price voting aye and McMenamin and Lenox voting nay.

1-94-4 Indemnification Resolution

City Manager Jim Basinger stated that the City indemnified all employees, elected officials, and appointed officials and that the City Attorney had advised that a resolution should be adopted each year. Basinger stated that staff recommended Council adopt the indemnification resolution. Price made a motion to adopt the indemnification resolution. Brooks seconded the motion. Motion carried unanimously.

1-94-5 Purchase of Police Vehicles

City Manager Basinger stated that five vehicles in the Police Department needed to be removed from service due to the City policy requiring emergency vehicles to be removed from service at 100,000 miles. Basinger stated that staff recommended that Council approve the purchase of five vehicles on state contract at a cost of \$13,448 per vehicle for a total cost of \$67,240 and authorize that

five city vehicles be declared surplus to be sold at the next auction. Basinger stated that the amount was over what was budgeted for the vehicles and recommended that the \$2,740 shortfall be transferred from the Police Department Expansion Project.

Brooks questioned why the power options that were being requested for the police vehicles was not being requested for the fire department training vehicle which would be heard next on the agenda. Basinger stated that the police vehicles needed the power options for transporting prisoners and that the fire training officer would not need the extra option.

McMenamin asked the total number of police vehicles the city had and asked how many were used per shift. Basinger stated that there were 13 cars and that as many as 6 per shift were used. Price made a motion to purchase five police vehicles on state contract for a total amount of \$67,240, authorize the surplus of five city vehicles to be sold at auction and authorize that the \$2,740 shortfall be transferred from the Police Department Expansion Fund. McMenamin seconded the motion. Motion carried unanimously.

1-94-6 Purchase of Fire Department Training Officer Vehicle

City Manager Basinger stated that in the 1994 capital budget the city had a new vehicle budgeted for the Fire Department Training Officer. Basinger stated that the vehicle would be purchased on state contract for \$13,338 which was \$438 over the budgeted amount. Basinger stated that staff recommended that the vehicle be purchased on state contract and that the overage be transferred from the Neely Station Renovation Project.

Price made a motion to purchase the Fire Department Training Officer vehicle on state contract for \$13,338 and to authorize the transfer of the overage from the Neely Station Renovation Project. Brooks seconded the motion. Motion carried unanimously.

1-94-7 Consider bids for Bobcat

City Manager Basinger stated that the City had solicited bids from four equipment dealers for the purchase of one Bobcat 853 Loader for the Public Works Department. Basinger stated that three firms had responded as follows:

Perimeter Bobcat, Inc.
Atlanta, GA

Bobcat 853	\$22,171.54
Less Trade In	4,000.00
Total bid with trade	\$18,171.54

Clarklift Material Handling, Inc.
Macon, GA

Bobcat 853	\$24,567.52
Less trade in	2,500.00
Total bid with trade	\$22,067.52

Viking Equipment Company
Knoxville, TN

Bobcat 853	\$27,456.00
Less trade in	3,800.00
Total bid with trade	\$23,656.00

Basinger stated that staff recommended that the Council declare the 1983 Bobcat 743 Loader as surplus property and allow it to be used as trade in allowance and award the bid for supplying the Bobcat 853 Loader to Perimeter Bobcat for the amount bid of \$18,171.54. Price made a motion to award the bid for the Bobcat 853 to Perimeter Bobcat and to declare the Bobcat 743 as surplus to be used as a trade in. McMenamin seconded the motion. Motion carried unanimously.

1-94-8 Consider bids for asphalt spreader

City Manager Basinger stated that the city had solicited bids from six equipment dealers for the purchase of one Asphalt Spreader for the Public Works Department and that three firms had responded as follows:

Yancy Brothers Company
Atlanta, GA

Caterpillar AP200B	\$29,884.00
Less trade in	4,500.00
Total amount with trade	\$25,384.00

Reynolds-Warren Equipment Inc.
Lake City, GA

LeeBoy 1000B	\$33,945.00
Less trade in	8,500.00
Total amount with trade	\$25,445.00

SMA Smith Equipment Company
Atlanta, GA

Gehl T650BD	\$33,986.00
Less trade in	7,000.00
Total amount with trade	\$26,986.00

Basinger stated that staff recommended that the bid be awarded to Reynolds-Warren Equipment Company for the amount bid of \$25,445.00. Basinger stated that Reynolds-Warren was the second low bidder but that staff felt they exceeded the specifications and felt it was the best purchase for the money. McMenamin made a motion to declare the 1983 LeeBoy Asphalt Spreader as surplus to be used as trade and award the bid for the spreader to Reynolds-Warren for the amount bid of \$25,445.00. Bradford seconded the motion. Brooks stated that city staff was familiar with the LeeBoy product and that if the equipment needed maintenance staff could perform the work. Motion carried unanimously.

1-94-9 Consider bids for GIS System Printer

City Manager Basinger stated that the City had solicited bids from eight computer hardware firms for the purchase of one color plotter for the Intergraph Geographic Information System and that two firms had responded as follows:

CADD Concepts, Inc.
Roswell, GA

A. Hewlett Packard HP650C	\$8,740.00
B. Novajet II	7,600.00

M & W Systems, Inc.
Riverdale, GA

A. Hewlett Packard HP650C	\$9,485.00
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Basinger stated that staff recommended that the bid be awarded to CADD Concepts, Inc. for the Novajet II in the amount bid of \$7,600.00. Basinger stated that there were adequate funds in the Public Improvement Program. Brooks asked City Planner Cam McNair if he had seen the plotter and McNair stated that he had and was happy with the recommendation. McMenamin made a motion to award the bid for the plotter to CADD Concepts for the Novajet II in the amount bid of \$7,600. Bradford seconded the motion. Motion carried unanimously.

There being no further business to come before Council Mayor Lenox made a motion that the meeting be recessed to be reconvened in executive session to discuss a legal matter. Bradford seconded the motion. Motion carried unanimously.

No action was taken in executive session and McMenamin made a motion that the meeting be adjourned at 8:10 p.m. Price seconded the motion. Motion carried unanimously.

Angie Stevens
Angie Stevens, Asst. City Clerk

Robert L. Lauf Attest:
Mayor

STATE OF GEORGIA
COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

I, Robert Lenox, do solemnly swear that I will truly,
honestly, and faithfully discharge the duties of **Mayor of**
Peachtree City to the best of my ability without fear, favor or
partiality, so help me God.

Robert L. Lenox
Signature

Sworn to and subscribed before
me in open meeting this
6th day of January, 1994.

G. Mitchell Powell
Signature
Municipal Court Judge
Title

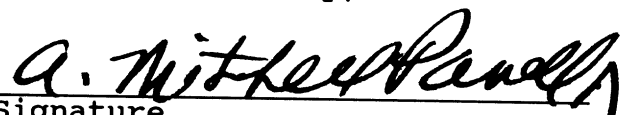
STATE OF GEORGIA
COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

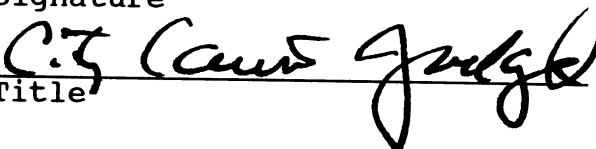
I, Robert Brooks, do solemnly swear that I will truly,
honestly, and faithfully discharge the duties of **Council Post 3**
of **Peachtree City** to the best of my ability without fear, favor or
partiality, so help me God.



Signature

Sworn to and subscribed before
me in open meeting this
6th day of January, 1994.

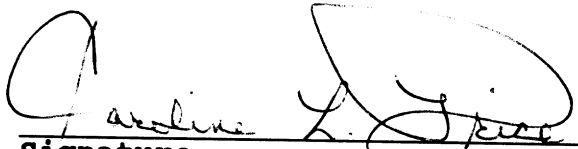


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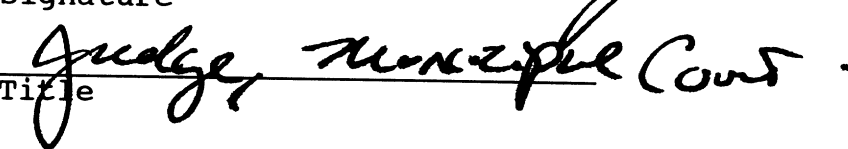
Title

STATE OF GEORGIA
COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

I, Caroline Price, do solemnly swear that I will truly,
honestly, and faithfully discharge the duties of Council Post 4 of
Peachtree City to the best of my ability without fear, favor or
partiality, so help me God.


Signature

Sworn to and subscribed before
me in open meeting this
6th day of January, 1994.


Signature

Title

STATE OF GEORGIA
COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

I, Robert Brooks, do solemnly swear that I will truly honestly, and faithfully discharge the duties of **Mayor Pro Tem of Peachtree City** to the best of my ability without fear, favor or partiality, so help me God.


Signature

Sworn to and subscribed before
me in open meeting this
6th day of January, 1994.


Signature

Mayor
Title

**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, 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 all liability,

IT IS THEREFORE, RESOLVED THAT:

The City of Peachtree City shall indemnify, defend and pay any and all judgements 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. This indemnification shall not apply to those individuals 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 6th day of January, 1994.

Robert L. Leaf
Mayor

Caroline L. Grace

Annie W. McMenamin

Edward D. Bradford
City Council

Frances Meadler
City Clerk

Attest: