

MINUTES OF MEETING
CITY COUNCIL OF PEACHTREE CITY
December 5, 1991

The City Council of Peachtree City met in regular session on Thursday Night, December 5, 1991, at 7 PM in the City Hall Council Chambers.

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

No items were added to the agenda.

Announcements, Awards, Special Recognitions

Mayor Brown recognized volunteers Don Bagnall, Curtis Benson, Chase Broward, Heather Click, Annie McMenamin, Sallie Satterthwaite and Richard Watkins for their outstanding work on the adopt-a-mile program and presented a certificate of appreciation to them.

The Mayor then explained that Mr. Peter Pfeifer was the person who initiated the adopt-a-mile program in Peachtree City and called Mr. Pfeifer forward to be recognized. A proclamation was read by Mayor Brown honoring Mr. Pfeifer and calling for December 14, 1991 to be declared Peter Pfeifer Day in Peachtree City.

Mayor Brown recognized the City Building Official, Charles Sibley, for his successful completion of the certification course for building officials given by the Southern Building Code Congress.

Mayor Brown recognized building inspector David Denham for his recent certification by CEBO and congratulated him on passing the examination the first time taken. The Mayor commented that it is unusual for someone to successfully pass the exam on the first try.

Minutes

Motion was made by McMenamin that minutes of the meeting held October 17, 1991 be approved as presented. Motion was seconded by Bradford. Motion carried unanimously.

Old Agenda Items

11-91-6 Appeal to Planning Commission's Denial to Consider Rezoning Commercial Property at Robinson Road and Peachtree Parkway

Mayor Brown explained that this item was tabled at the last meeting to allow time for a team to attempt to work out an acceptable solution to the problem of the two remaining parcels at the commercial center located at Robinson Road and Peachtree Parkway. He asked Councilman Brooks to address the issue at this point.

Brooks explained that since the last meeting discussions had been held with PCDC and Mr. Tovani, citizens representative, and several councilmembers.

He stated that there is interest by all parties in the preparation of a comprehensive list of specifics wanted by the residents based on data regarding health, safety and welfare. Brooks stated that unless someone else makes a motion to bring the item off the table he would leave it tabled until there is a need to bring it off the table.

Mayor Brown asked if anyone wanted to bring the item off the table and hearing no comment stated that it would be continued to the next meeting or until someone brings it off the table.

New Agenda Items

12-91-1 Superintendent of Elections Report

Elections Superintendent, Frances Meaders, presented the results of the December 3, 1991 election. She announced that Robert L. Lenox was elected Mayor, Dr. Robert S. Brooks was reelected to Post 3 and Richard A. Parlontieri was reelected to Post 4. Meaders reported that there were 9114 registered voters eligible to vote in said election and that 2965 ballots were cast. Of the 2965 ballots cast 173 were absentee ballots. A copy of the report is attached.

Meaders expressed appreciation to the Fayette County Board of Commissioners and the Fayette County Board of Elections for allowing the City to use the vote scanning equipment. She stated that the equipment expedited the count.

Motion was made by McMenamin that the report of the superintendent of elections be accepted and the election be certified. Motion was seconded by Brooks. Motion carried unanimously.

Mayor Brown recognized Mayor Elect Robert L. Lenox and congratulated him on his success.

12-91-2 Change in Alcoholic Beverage License - LaFiesta

City Manager Basinger reported that Mr. Carlos Hernandez is now the full owner of the LaFiesta Mexican Restaurant located on Huddleston Drive and he has submitted an application asking that he be named licensee on the alcoholic beverage license. The application also requests that the manager, Ms. Maria Felix Torres, be named license representative. Basinger stated that the paperwork was in order and both parties were present for any questions Council might have of them.

Mayor Brown asked if they understood the City ordinance regarding the sale of alcoholic beverages and if they had a training program for their employees. They answered in the affirmative to both questions.

Motion was made by McMenamin that the application be approved as submitted. Motion was seconded by Brooks. Motion carried unanimously.

12-91-3 Change in License Representative - B & B Bottle Shop, Inc.

City Manager Basinger reported that Mr. Prakish Amin, owner of the B & B

Bottle Shop, Inc. had submitted an application requesting that he be named license representative on the alcoholic beverage license. Basinger explained that Mr. Amin is currently the licensee. He reported that Mr. Amin is a resident of Peachtree City. The paperwork appeared to be in order and Basinger called upon Mr. Amin to come forward to answer any questions Council might have.

Parlontieri stated that he would abstain from any participation or vote in this matter due to a possible conflict of interest.

McMenamin asked Mr. Amin the status of his problems with the State and Attorney Roy Huff, representing B & B Bottle Shop, asked that she be more specific in her question. McMenamin explained that Council was under the impression that Mr. Amin had a court date with the State alcoholic beverage officials to answer charges of certain administrative errors on the part of B & B Bottle Shop and she wondered if that hearing had been held.

Attorney Huff replied that the hearing was held on November 7, 1991 in Macon, Georgia and, for the record, the two citations were in the name of a previous owner of B & B Bottle Shop, Inc., Mr. Melvin Buck. He reported that at this date no ruling had come down from the State on the charges.

Motion was made by McMenamin that Mr. Prakash Amin be approved as license representative for B & B Bottle Shop, Inc. as requested. Motion was seconded by Bradford. Motion carried with Parlontieri abstaining.

12-91-4 Amphitheater Loan Repayment

City Manager Basinger reported that the City had received \$572,230.76 in Insurance Premium Tax but had only projected revenues of \$231,870 from this source. This provided \$340,360.76 in unexpected revenues. When the staff checked with the State Insurance Commission's office about the excess revenue they were told that the distribution was based on the 1990 census rather than the 1980 census which resulted in the additional revenue. Basinger stated that it was staff's recommendation that the additional revenue be used to pay off the \$650,000 amphitheater loan in 1991 as opposed to the projected 12/31/92 payoff date. He reported the total principal and interest due to Peachtree National Bank was \$680,825.

Basinger recommended the following sources for funds to repay the loan on December 31, 1991:

1992 Public Improvement Program -	
Amphitheater Loan Payment	300,000
Highway 74 Landscaping PIP Line Item	13,518
Interest earned on loan	26,946
Insurance Premium Tax Excess	340,361

Total	<u>\$680,825</u>
-------	------------------

Motion was made by Brooks that the recommendation of the City Manager be accepted and the funds for repaying the loan on December 31, 1991 be authorized. Motion was seconded by Bradford. Motion carried unanimously.

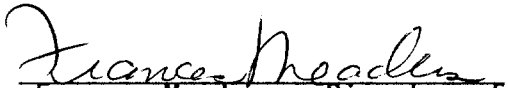
There being no further business a motion was made by Mayor Brown that the meeting be recessed to be reconvened in executive session to discuss pending lawsuits of Black, Center Space, and Justice/Simon. Motion was seconded by McMenamin. Motion carried unanimously.

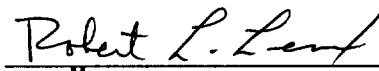
Executive Session

Motion was made by Parlontieri that the City Attorney be authorized to negotiate a settlement in the Black lawsuit as recommended by the City Attorney. Motion was seconded by Brooks. Motion carried unanimously.

Motion was made by Mayor Brown that the meeting be adjourned. Motion was seconded by Parlontieri. Motion carried unanimously.

The meeting was adjourned at 8:30 PM.


Frances Meaders, Director of
Administrative Services

 Attest
Mayor

STATE OF GEORGIA
COUNTY OF FAYETTE
CITY OF PEACHTREE CITY

The General Election for the City of Peachtree City, Georgia, to elect a Mayor and a Council Member for Post 3 and 4, was held on December 3, 1991 pursuant to the Charter of Peachtree City as amended, and in accordance with the provisions of the Georgia Municipal Election Code.

The following report is hereby submitted by Frances Meaders, Superintendent of Elections:

There were 9114 registered voters eligible to vote in the election.

2965 ballots were cast by the electors including 173 absentee ballots.

The following persons received the number of votes for their respective office opposite their name.

Mayor

Herbert E. Frady	1205	(40.76%)
Robert L. Lenox	1444	(48.84%)
John Setlock	307	(10.38%)

Council Post 3

Robert S. Brooks	2288	(100%)
------------------	------	--------

Council Post 4

John L. Burke, Jr.	1362	(47.14%)
Richard A. Parlontieri	1527	(52.85%)

Submitted to City Council for certification this 5th day of December, 1991.


Frances Meaders, Superintendent