

City Council of Peachtree City
Meeting Minutes
November 17, 2016
7:00 p.m.

The Peachtree City Mayor and Council met in regular session on Thursday, November 17, 2016, at City Hall. Mayor Vanessa Fleisch called the meeting to order at 7:00 p.m. Others attending: Terry Ernst, Mike King, Kim Learnard, and Phil Prebor.

Announcements, Awards, Special Recognition

Mayor Fleisch proclaimed November 26 as Small Business Saturday in Peachtree City. Fayette County Chamber of Commerce President Carlotta Ungaro accepted the proclamation. Kristian Baena with Southern Ground presented the City with an original mural that would be displayed in the City Hall lobby. The mural commemorated the 15th anniversary of 9/11 and incorporated the patches of the City's Fire and Police Departments, as well as scenes from around the City. Copies of the mural would be provided for display at the Fire and Police stations. The graduates of the most recent Citizens Police Academy and the Community Emergency Response Team (CERT) training were also recognized.

Minutes

November 3, 2016, Regular Meeting Minutes

King moved to approve the November 3, 2016, regular meeting minutes. Learnard seconded. Motion carried 4-0-1 (Fleisch).

Monthly Reports

There were no comments regarding the Monthly Reports.

Consent Agenda

1. Consider Extension of Agreement with Shumate Mechanical Systems
 2. ~~Consider FY 2016 Budget Amendment (staff moved to December 1)~~
 3. ~~Consider FY 2017 Budget Amendment (staff moved to December 1)~~
 4. Consider Authorization to Surplus Used Phones & Thin Clients (Revised Memo)
 5. Consider Renewal of Insurance Brokerage Services
 6. Consider Reclassification of Position – Facilities Coordinator, Recreation & Special Events
 7. Consider Elimination/Replacement of Positions – Administrative Coordinator, Fire Department
- Consent Agenda items 2 and 3 were removed from the agenda and placed on the December 1 agenda by staff. Ernst moved to approve Consent Agenda items 1, 4, 5, 6, and 7. Prebor seconded. Motion carried unanimously.

New Agenda Items

11-16-05 Public Hearing – Consider Adoption of Resolution Authorizing Transmittal of Draft Capital Improvements Element to the Atlanta Regional Commission for Review

Staff asked that the public hearing be continued to January 5, 2017, after the presentation on the Impact Fee Methodology Report scheduled for the December 1, 2016, meeting. Learnard moved that the public hearing on the transmittal resolution for the Capital Improvements Element to the Atlanta Regional Commission be continued until January 5. Ernst seconded. Motion carried unanimously.

11-16-06 Consider Development Agreement with Pulte Homes Corporation (former John Wieland Homes & Neighborhoods tract in Wilksmoor)

Planning & Development Director Mike Warrix addressed Council, clarifying that the agreement was for the Everton neighborhood. He continued that staff recommended approval of the agreement. The property had been annexed and rezoned by Council in 2007, and the execution of the development agreement between the applicant and the City had been a

condition of the annexation and rezoning. Everton included 379 acres and had been approved for 475 single-family homes.

Warrix continued that two other primary components of the development agreement included the completion of the MacDuff Parkway extension (which was essentially completed to the railroad tracks) and the dedication of at least three acres of land for a fire station. The development had been occurring according to the conditions of the 2007 annexation and rezoning, Warrix said. He said approval of the agreement was housekeeping, and that execution of the agreement had been delayed for various reasons over the years.

Learnard asked if the agreement had been delayed or overlooked. Warrix said he was not working for the City at that time, but he understood there was litigation concerning the annexation and rezoning, then the recession came into play in 2008. Rorie added that the location of the fire station and the dedication of the land had also played a part.

City Attorney Ted Meeker added that while the litigation was pending the developer had been reluctant to finalize the agreement pending the decision of the court since the agreement might have been of no consequence.

King moved to approve the New Agenda Item 11-16-06, the development agreement with Pulte Homes Corporation (former John Wieland Homes & Neighborhoods tract in Wilksmoor). Ernst seconded. Motion carried unanimously.

11-16-07 Consider Bid for Ford Interceptors

Police Chief Janet Moon asked Council to approve the bid of \$118,616 from Alan Vigil Ford – Morrow for four interceptor police vehicles. Numerous bids were sent out, and three came back.

Ernst moved to approve New Agenda Item 11-16-07 the bid for Ford Interceptors for the amount stated by Chief Moon. King seconded. Motion carried unanimously.

11-16-08 Consider Purchase of Police Department Smart Car (Forfeiture Funds)

Moon asked Council to approve the purchase of a 2014 Smart Fortwo Passion Car from the City of Norcross, saying it was a good option for the path system, especially when an officer also needed to use the streets. She continued that the City's ordinance governing authorized multi-use path users allowed emergency and authorized maintenance vehicles. She specifically noted the Department was not advocating the use of a Smart Car on the path system by residents.

Golf carts varied in size depending on the make and model, Moon said. The length varied from 91 inches to 144 inches, the width ranged from 44 inches to 54 inches, and height was anywhere from 67.5 inches to 77 inches. The Smart Car was 106 inches long, 61 inches wide, and 61 inches in height. Moon said the car was a bit wider, but compared favorably to a golf cart.

The Smart Car would allow increased patrols on the path system during extreme or inclement weather and would allow an officer to go from path patrol to road patrol, if and when needed. It would also allow for quicker, more direct routes to emergencies on the path system.

Moon said Norcross was asking \$8,000 for the vehicle, which only had 1,200 miles on it and included emergency lighting. An additional \$700 would be needed to add the graphics and siren. Moon said state forfeiture funds would be utilized for the purchase.

Prebor moved to approve New Agenda Item 11-16-08, purchase of Police Department Smart Car (Forfeiture Funds). Ernst seconded. Motion carried unanimously.

11-16-09 Presentation/Consideration of Private Fundraising Proposal for Police K-9

Moon gave a brief update of the Department's K-9 program, noting it had been reinstated in late 2008 with a donation from Panasonic to pay for the animal. Dr. Vince Obstinik with the Animal Medical Clinic voluntarily funded the veterinary services at no expense to the City. In May 2009, Cpl. Andy Johnson and K-9 Maik, the first K-9 team, became certified and went into operation. Maik served the City from May 2009 through August 2016, recently retiring. Currently, the Police Department had one active K-9 team, Cpl. Justin Mobley and K-9 Midas. All the food had been donated by Purina.

K-9 team duties included traffic enforcement, drug crime and investigation, collision investigation, priority calls (alarms, burglary, robbery, etc.), tracking (suspects and missing persons), building clearing, drug searches, apprehension (use of force and show of force), article searches, and locker searches.

K-9 Maik's history included 545 drug searches, 117 drug arrests, 42 person searches, and five apprehensions. Maik took first place honors in the Mantracker Top Dog competition in 2011, 2013, and 2015. In 2014, Maik took second place honors.

There were numerous benefits to having K-9 teams, Moon said, adding that just the presence of a K-9 could change behavior in suspects. A K-9 could safely search spaces that presented a tactical disadvantage, such as attics, where doing so presented a high officer safety risk. A K-9 was a legal search option to quickly detect the presence of drugs in a vehicle when the driver refused consent to search. They could more safely and quickly search large structures for suspects that might be hiding and posed a threat to officers. K-9s could cover more ground on perimeter security in case a suspect took flight. The dog could outrun a suspect on foot and was a use of force that could be recalled before engaging. Officer-involved foot pursuits could and had led to some of the Department's most serious line-of-duty injuries.

The cost of a full service K-9 was \$17,000, and included the animal, eight weeks of training for both the handler and the dog, and housing during training, Moon said. A replacement for Maik was not included in the FY 2017 budget, and it would be 2018 before funding would be included in the budget. Moon said a group of citizens had asked her if they could raise the money needed for another K-9 team. Moon asked Council to consider the request.

Pam Kemp, a member of the citizen group along with Mari McCoy, Lynn Lasher, and Linda Flowers, asked Council to authorize the fundraising. They planned to put together a "gofundme" page and to reach out to the citizens to help raise the money.

Learnard noted the \$17,000 was just the upfront costs, asking what the ongoing cost would be. Moon said the Department already had the Chevy Tahoe outfitted for a K-9, as well as the body armor and other equipment. The food and veterinary services were donated. The only extra expense would be for a housing structure for the dog, which would be minimal.

Ernst asked how the handler would be selected. Moon said the handler would be selected through an interview process. Officers would bid for the position.

Ernst moved to approve New Agenda Item 11-16-09, authorization of private fundraising proposal for Police K-9. Learnard seconded. Motion carried unanimously.

11-16-10 Consider Brand Name for 2017 Concert Series (Sound & Lights) – The Show Business

Financial Services Director Paul Salvatore explained that The Show Business had provided sound and lights at The Fred since 1997, asking that the company continue to provide services through FY 2017 as a brand name provider. He noted that Matt Russom of The Show Business was at the meeting.

In addition, Salvatore said there would be an anticipated staff vacancy in March, and additional duties would be needed. He asked that Council also consider having The Show Business perform those duties during the concert season. The duties included transportation for talent, picking up items in the contract riders, overseeing the box office, operations, and concessions, and more. Staff had negotiated \$2,400 per month to provide those services through September 30, 2017, approximately \$16,800. The salary vacancy would help provide some of the funds.

Staff was going through the Requests for Proposal process now and would evaluate the options for The Fred and whether to fully or partially outsource the management or to hire another manager. Using The Show Business was a temporary stop-gap measure for the 2017 season. The concerts should all be booked by March.

Learnard moved to approve the brand name request for The Show Business as presented. Ernst seconded. Motion carried unanimously.

Council/Staff Topics

Public Information Officer/City Clerk Betsy Tyler said that both the Fayette County Water System and the Peachtree City Water & Sewerage Authority had notified her that day that the Environmental Protection Division (EPD) had placed most of North Georgia, including all the metro Atlanta area, at a Level 2 Drought Response, which would impact the City's operations and the residents. It reduced the number of days for outdoor watering to two days a week on an odd/even basis. Even-numbered addresses could water on Wednesday and Saturday, and odd-numbered addresses would be able to water on Thursday and Sunday. The hours watering would be allowed was 4:00 p.m. – 10:00 a.m. Additional restrictions included no water use for ornamental fountains and non-commercial pressure washing and car washing. Fire hydrant use was also limited. Tyler said she would send out an UPDATES the next day with information on the new restrictions in effect.

Two ordinance amendments would be on the December 1 Council agenda, Tyler continued. Both were housekeeping items for sections of the Land Development Ordinance – the streets and rights-of-way design standards and the stormwater management new development section. The amendments would adopt the new state requirements and change references to models and attachments in the local design manual for stormwater. Staff would also bring forward the local design manual on the same agenda. Tyler said she would have the amendments on the City's website the next day, as well as include the information in the UPDATES so people would be aware of the proposed changes.

City Engineer Dave Borkowski said the biggest change in the state standards was the concept of infiltration for stormwater runoff, which was a new state requirement for stormwater runoff. The new standard would require the first inch of rainfall runoff be captured and be put into the groundwater. Borkowski said that would mimic how Florida did things. Currently, stormwater runoff was captured on site, stored, and released through a device, such as a pond, that filtered the runoff.

Rorie asked if the changes could have been adopted earlier in the year. Borkowski said it could have been, but staff had needed time to look at the changes and determine how the new

state requirements would affect the City. The City had the local manual in addition to the state standards, which required staff study and training. The City's stormwater permit required adoption by 2017.

Rorie reported that the bridge over the railroad for MacDuff Parkway had been approved. There had been a delay, and the railroad worked at its own speed. The developer now had permission to build the bridge. He said he had asked how the timeline for construction would be affected, and was told it would put the developer a little behind. The completion of the project could be put off until August/September 2017. The builders were making significant progress.

Learnard asked why getting permission to build the bridge had caused the delay. Rorie said the developer had to have permission to actually build the bridge. There was no permit, just permission. The developer then had to hire a CSX flagman, who would be on site during all construction and notify the workers a train was coming. Everything would have to move off the track until the train came through. The stop and go process would be cumbersome, Rorie said, but was similar to what the City had to do when working in Georgia Department of Transportation (GDOT) rights-of-way. Ernst said he understood the developer was also subject to the availability of a flagman. Rorie said that was correct, adding it took three to four weeks to schedule a flagman.

Rorie continued that there was rarely instant gratification on many of the projects in the City, but that day had been a rewards day, and he credited the cart path and landscape crews for providing it. He had been out in the City following up on a couple of projects – the landscaping at Prime Point and the path realignment at the McDonald's tunnel under SR 54. The crews were coming out of their busy cycles and were now working on other projects. Rorie said he was quite proud of the work done by the crews in the execution of these two projects. He just said there were problems, and the crews had identified the solution and put the action plans together. Fleisch added those crews were also putting up the Christmas lights.

Executive Session

Learnard moved to convene in executive session to discuss real estate, personnel, and threatened or pending litigation at 7:42 p.m. Ernst seconded. Motion carried unanimously.

Learnard moved to reconvene in regular session at 8:43 p.m. King seconded. Motion carried unanimously.

There being no further business to discuss, King moved to adjourn the meeting. Learnard seconded. Motion carried unanimously and the meeting adjourned at 8:44 p.m.



Pamela Dufresne, Deputy City Clerk



Vanessa Fleisch, Mayor