

City Council of Peachtree City
Agenda
October 16, 2003
7:00 p.m.

- I. Prayer
- II. Pledge of Allegiance
- III. Announcements, Awards, Special Recognition
Remind Attendees to Turn Off Cell Phones
Presentation to Leukemia and Lymphoma Society
Recognize Katie Schulz for Selection to U.S. Women's Soccer Team
Presentation of 10-year Service Pin to Mark Brown
- IV. Minutes
October 2, 2003, Special Called Meeting Minutes
- V. Consent Agenda
 - 1. Consider Appointment of Defined Benefit Plan Administrator and Consider Appointment of Defined Benefit Plan Money Manager
- VI. Old Agenda Items
07-03-CA1 Consider Request to Lower Lake Peachtree Four to Five Feet
- VII. New Agenda Items
 - 10-03-04 Alcoholic Beverage License – NEW – Mellow Mushroom
 - 10-03-05 Consider Amendment to Alcohol Ordinance Relative to Definition of Church Building
 - 10-03-06 Consider Endorsement for Loan for Airport Authority
 - 10-03-07 Consider Amendment to Traffic Ordinance Relative to State Rules of the Road
- VIII. Council/Staff Topics
- IX. 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
SPECIAL CALLED MEETING
Minutes of Meeting
October 2, 2003
7:30 a.m.

The City Council of Peachtree City met in a special called meeting, Thursday, October 2, 2003, in the City Hall Council Chambers. Mayor Brown called the meeting to order at 7:38 a.m. Other Council Members present were: Steve Rapson, Dan Tennant, and Murray Weed. Annie McMenamin was out of town.

The purpose of the meeting was to hold a public hearing on the FY 2004 millage rate. Brown asked if anyone wanted to speak, and no one approached the podium. Brown closed the public hearing.

Tennant moved to adjourn the meeting. Rapson seconded. The motion carried unanimously. The public hearing adjourned at 7:42 a.m.

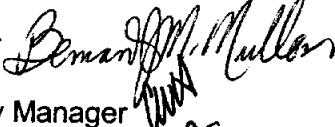
Jane Miller, City Clerk

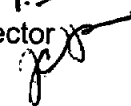
Stephen D. Brown, Mayor

Pamela Dufresne, Recording Secretary

CITY OF PEACHTREE CITY

MEMO TO: Mayor and City Council

VIA: City Manager 

FROM: Assistant City Manager
Financial Services Director *P.S.*
Administrative Service Director 
Assistant Finance Director 

DATE: October 10, 2003

SUBJECT: Consider Appointment of Defined Benefit Plan Administrator
Consider Appointment of Defined Benefit Plan Money Manager
October 16, 2003 City Council Agenda

Recommendation:

That the City Council appoint a Plan Administrator and a Plan Money Manager required per the Defined Benefit Plan Document adopted by City Council on October 2, 2003.

Discussion:

On September 24, 2003, the City requested proposals from qualified banks and firms to provide plan administrator services and money management services for the defined benefit pension plan approved by the City Council on October 2, 2003. Nearly twenty-five requests for each of the services were either mailed or distributed to interested parties. The request for proposal (RFP) was also posted on the City's web site and placed in the City's Bid/RFP book located in the City Hall lobby. Proposals were due on October 7, 2003.

Eleven banks/firms responded to the request for plan administrator services. A preliminary review of these proposals by Pension Consultant, Clark Weeks; Financial Services Director, Paul Salvatore; and Assistant Finance Director, Janet Camburn was completed on October 8, 2003 and four banks/firms have been selected for further interview via telephone conference calls on Friday, October 10, 2003. A recommendation will be provided to City Council at the October 16, 2003 Council meeting.

Twelve banks/firms responded to the request for money management services. A preliminary review of these proposals has narrowed the field to five banks/firms. Further review of these proposals is currently taking place and a recommendation is expected to be provided to City Council at the October 16, 2003 Council meeting.

Additional information, as it becomes available, will be e-mailed to Council Members early next week.

Budget Impact:

Costs associated with the appointment of a Defined Benefit Plan Administrator and a Defined Benefit Money Manager will be charged to Council approved pension expenditure line items in individual departmental budgets. Adequate budgeted funds are available for these purposes.

If you have any questions, please contact either Paul or Janet.

JIC/PENSION ADMIN/MONEY MGR

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor & Council Members
FROM: City Manager 
DATE: October 7, 2003
SUBJECT: Request to Lower Lake Peachtree
October 16, 2003 Agenda

Recommendation:

Staff recommends approving Fayette County Water System's request to lower the water level in Lake Peachtree by four to five feet in November and December of 2003.

Discussion:

Last June, the Fayette County Water System made a request of Peachtree City to approve lowering the lake level by two feet in November and December. Council approved that request at their July 3, 2003 meeting. The Water System has now requested that the lake level be lowered four to five feet instead of the two feet originally requested. The Fayette County Board of Commissioners has approved this request but it also requires Council approval (see attached). The City periodically approves this action to allow homeowners along the lake to perform regular maintenance work on their docks and shoreline.

Budget Impact:

This item has no budget impact.

Attachment

Memo

To: Chris Cofty
From: Tony Parrott *TP*
Date: September 25, 2003
Subject: Water Committee Recommendations

The Water Committee made the following recommendation at the meeting on September 24, 2003.

Recommend to the Board of Commissioners lowering Lake Peachtree between four and five feet for residents to work on sea walls and docks beginning November 1, 2003 through the end of December, 2003.

TVP/lg

Approved by Board of Commissioners

Date 10/1/03

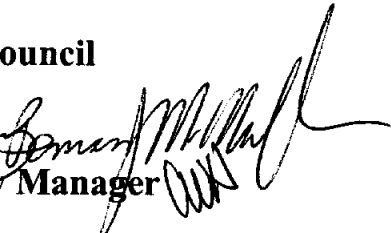
Signature

Chris A. Cofty

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and Council

VIA: City Manager 
Assistant City Manager 

FROM: City Clerk 

DATE: October 7, 2003

SUBJECT: Alcohol License – NEW – Trillium Properties, Inc. dba
Mellow Mushroom
October 16, 2003 Regular Meeting

Recommendation:

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

Discussion:

Trillium Properties, Inc. dba Mellow Mushroom, a restaurant located at 275 Highway 74, has submitted an application for a new alcoholic beverage license. Mr. Jim Utting has requested he be appointed as the Licensee. Ms. Vickey Utting has requested she be appointed as the License Representative. Mr. and Mrs. Utting will attend the meeting on Thursday, October 16th, 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 a pouring license and Sunday Sales, as well as the required monthly mixed drink tax.

JSM:pd

Attachments



CITY OF PEACHTREE CITY
151 WILLOWBEND ROAD
PEACHTREE CITY, GA 30269
(770) 487-7657

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

Business Name: DBA TRILLIUM PROPERTIES INC. MELLOW MUSHROOM	Business Location: 275 HWY 74 N, PTC, GA	
Nature of Business: RESTAURANT	Mailing Address: 142 TRILLIUM REACH PEACHTREE CITY, GA 30269	Business Phone Number: 770-631-4772 404-797-9741
Name of Licensee: Jim UTTING	Home Address: 142 TRILLIUM REACH PTC, GA	Home Phone Number: 770-631-4772
Name of License Representative: Vickey UTTING	Home Address: 142 TRILLIUM REACH,	Home Phone Number: 770-631-4772

Please indicate type of license being applied 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 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:
Vickey UTTING	142 TRILLIUM REACH	770-631-4772
Jim UTTING	PEACHTREE CITY, GA	404-797-9741
	30269	

Is any person who owns an interest in the license an employee of the City of Peachtree City? N



Peachtree City

Georgia

State of Georgia

City of Peachtree City:

I, James V. Murray, Chief of Police, for the City of Peachtree City, do hereby certify that:

James Richard Utting
Name

142 Trillium Reach Peachtree City, GA 30269
Address

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 drugs within five (5) years prior to the date of the application for this license.

James V. Murray
Signature

Sept. 30, 2003
Date

Major P. M. Decker
Witness



Peachtree City

Georgia

State of Georgia

City of Peachtree City:

I, James V. Murray, Chief of Police, for the City of Peachtree City, do hereby certify that:

Vickey S. Utting
Name

142 Trillium Reach Peachtree City, GA 30269
Address

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 drugs within five (5) years prior to the date of the application for this license.

James V. Murray
Signature

Sept. 30, 2003
Date

Major R. M. Dupree
Witness

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor & Council Members

VIA: City Manager 
Assistant City Manager 

FROM: Administrative Services Director / City Clerk 

DATE: October 10, 2003

SUBJECT: Consider Amendment to Alcohol Ordinance Definition of Church Building
October 16, 2003 Council Agenda

Recommendation:

Adopt proposed amendment to Alcohol Ordinance providing for a definition of church building

Discussion:

Our current alcohol ordinance prohibits alcohol licenses to be issued to any business located within 100 yards of a "church building." However, there is not a definition of "church building" included in the ordinance. There have been questions in the past about this prohibition from shopping center owners who had been approached by churches wanting to lease space to begin a church and the City has cautioned that this rental might jeopardize any future alcohol licenses being issued for businesses in the center. Recently, a church that was considering leasing space in Peachtree Crossings that would possibly be used as a youth center or classroom space for Sunday school contacted us. I contacted Ted Meeker and discussed the problem with not having a definition of what constituted a church building. He has drafted the attached ordinance for Council review and action.

Budget Impact:

There would be no budgetary impact.

Attachment

ORDINANCE # _____

AN ORDINANCE TO AMEND SECTION 6-39 OF THE PEACHTREE CITY CODE
OF ORDINANCES TO PROVIDE REGULATIONS FOR THE SALE OF
ALCOHOLIC BEVERAGES WITHIN THE CITY; TO REPEAL CONFLICTING
ORDINANCES; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
PEACHTREE CITY, and it is hereby ordained by authority of the same, that Section 6-
39 of the Peachtree City Code of Ordinances be amended as follows:

Section 6-39. No licenses issued within prohibited distances.

- (a) No licenses shall be issued pursuant to this article for the sale of any
alcoholic beverages on premises located:
 - (1) Within 100 yards of a church building or an alcoholic treatment
center building. As used herein, the term "church building" shall
only include those buildings wherein a church maintains a
permanent place of public religious worship and shall further only
include those church-owned properties upon which such activities
take place.
 - (2) Within 200 yards of any school building, educational building,
school grounds, college building, or college campus. The school
buildings or educational buildings referred to in this subsection
shall apply only to state, county, city or church school buildings
and to such buildings at other such schools in which subjects are
taught which are commonly taught in the common schools and
colleges of this state.
- (b) The distances referred to in subsection (a)(1) and (2) of this section shall
be measured by the shortest straight line.

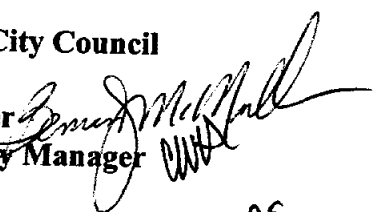
All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed
in their entirety. Done, Ratified, and Passed this _____ day of October, 2003.

Mayor

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: City Manager 
Assistant City Manager 

FROM: Director of Financial Services P.S.

DATE: October 10, 2003

SUBJECT: Peachtree City Airport Authority loan for capital improvements
October 16, 2003 City Council Meeting

Recommendation:

Authorize Mayor to sign the attached letter to the Peachtree City Airport Authority in support of the authority's efforts to develop and market the airport.

Discussion:

The Peachtree City Airport Authority has approached several banks regarding a loan in the amount of \$350K to provide funding for capital improvements at Falcon Field Airport, including repairs to the Aviation Center roof and paving of Stallings Road. To satisfy any concerns the banks may have over the city's commitment to these projects, and the revenue stream from Hotel/Motel Taxes provided by the City, the authority has asked that we provide them with a letter that will help them to address such concerns. A draft letter is attached for your review and consideration.

Budgetary Impact:

N/A

Mrs. Cathy Nelmes
Chairman
Peachtree City Airport Authority
323 Walnut Grove Road
Peachtree City, GA 30269

Dear Mrs. Nelmes:

This is in response to concerns raised about the Peachtree City Airport Authority borrowing money to repair the Aviation Center roof and pave Stallings Road. We would like to address Peachtree City's commitment to providing funds to the airport. This was on the agenda at the October 16, 2003 meeting and the Council agrees to the following:

- a. The Peachtree City Council understands that the Peachtree City Airport Authority is requesting to borrow \$350,000, to repair the Aviation Center roof and to provide their contribution to pave Stallings Road.
- b. The Peachtree City Council is committed to supporting the Airport Authority by allocating a percentage of the hotel/motel tax to assist in the operation and development of the airport. We understand that the Airport Authority is relying on their disbursement of the hotel/motel tax to repay the above-mentioned loan.
- c. The Council and Airport Authority have an Intergovernmental Agreement, dated November 7, 2002, regarding the allocation of hotel/motel tax. Attached is our 10-year hotel/motel tax analysis. The analysis reflects 13.3 % of the total hotel/motel tax collected going to the Airport Authority. We will use this analysis in developing future budgets.

The Council is very supportive of the Peachtree City Airport Authority's efforts to develop and market the airport. Peachtree City-Falcon Field is an important asset to the community and we are committed to assisting the Airport Authority in any way possible. Please call me if you have any questions or comments on this matter.

ACTUAL VS BUDGET

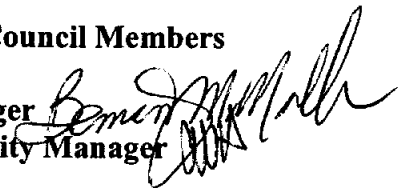
(Actual 10-01-02 thru 9-30-03) - (Draft #4 - Revised 10-06-03)

Note #1-Transferred \$5,000 to Advertising Bud
- FY 03 Carryover projects ## - Bid price + eng. & inspections
** Added projects during FY 2003

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor & Council Members

VIA: City Manager 
Assistant City Manager

FROM: Administrative Services Director / City Clerk 

DATE: October 8, 2003

SUBJECT: Amendment to Traffic Ordinance
October 16, 2003 Council Agenda

Recommendation:

Approve proposed amendment to Section 78-1 of the Peachtree City Code of Ordinances.

Discussion:

The current traffic ordinance adopted by the City adopts the state rules of the road, O.C.G.A. 40-6-1 to 40-6-395. When these rules were adopted, 40-6-1 to 40-6-395 encompassed all of the state traffic code. Since that time, additional sections have been added. The proposed change will allow automatic adoption by the City of any amendments to the state rules of the road and eliminate any potential legal argument that the City has not adopted amendments to the state rules of the road.

Budget Impact:

There is no budgetary impact.

Ordinance Number 816

AN ORDINANCE TO AMEND ARTICLE I, SECTION 78-1,
OF THE PEACHTREE CITY CODE OF ORDINANCES RELATIVE TO STATE RULES OF
THE ROAD TO PROVIDE FOR CLARIFICATION IN STATE CODE ADOPTION,
AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
PEACHTREE CITY, and it is hereby ordained by authority of the same, that Section 78-1
relating to State rules of the road be amended as follows:

Sec. 78-1. State rules of the road – Adoption by reference.

The Georgia Uniform Rules of the Road, ~~O.C.G.A. Sections 40-6-1 to 40-6-395~~, **Title 40,**
Chapter 6 of the Official Code of Georgia Annotated and any subsequent amendments
thereto, are adopted to regulate traffic upon the public streets of the city.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed in their
entirety.

Done, Ratified, and Passed this 16th day of October 2003.

Stephen D. Brown, Mayor

Attest:

City Clerk