

City Council of Peachtree City
Agenda
September 21, 2004
7:00 p.m.

- I. Prayer
- II. Pledge of Allegiance
- III. Minutes
August 19, 2004, Regular Meeting Minutes
- IV. Old Agenda Items
09-04-16 Public Hearing – Consider 2004 Millage Rate
- V. New Agenda Items
09-04-17 Adopt 2004 Millage Rate
09-04-18 Appoint City Solicitor
09-04-19 Approval of Signage for “The Great Georgia Airshow”
- VI. Council/Staff Topics
- VII. Executive Session

**** Meeting will be held in the Administrative area of City Hall***

City Council of Peachtree City
Minutes of Regular Meeting
August 19, 2004
7:00 p.m.

The City Council of Peachtree City met Thursday, August 19, 2004, in the City Hall Council Chambers. Mayor Brown called the meeting to order at 7:05 p.m. Other Council Members present were: Stuart Kourajian, Steve Rapson, Judi Rutherford, and Murray Weed.

Announcements, Awards, Special Recognition

Mayor Brown recognized Morgan Tyus as the winner of the Georgia Pre-teen Scholarship Program. Matt Robinson was recognized for his certification as a support professional. The Financial Services staff was recognized for receiving the Government Finance Officers Association's Award for Distinguished Budget Presentation for the Fiscal Year beginning October 1, 2003. Heather Lackey of the Police Department was recognized as the July Employee of the Month. Max Elias was recognized for his service as Mayor Brown's summer intern. The Optimist Club presented a check to the Police Department for the Challenge Coin Program.

Minutes

Rutherford moved to approve the July 22, 2004, Budget Workshop minutes. Rapson seconded. The motion carried unanimously.

Consent Agenda

1. Consider Budget Amendments

Rutherford moved to approve the Consent Agenda. Rapson seconded. The motion carried unanimously.

VII. Old Agenda Items

**08-04-02 Public Hearing – Consider Rezoning Request – AR to OI –
153 Senoia Road**

Roger Norton spoke to Council on behalf of the applicant, Dennis Broderick, the property owner. Norton said he wanted to move his office from Newnan to Peachtree City. He currently had the parcel under contract. The applicant requested the 1.38-acre tract be rezoned from AR Agricultural Reserve to OI Office Institutional. Norton said the property would be used as an office. He continued that his company did not own any large equipment and all work was subcontracted. The office would primarily serve as the location for secretarial work, financial work, and weekly meetings. He said there was a good border between the house and the neighbors, and the proposed use did not interfere with the Land Use Plan.

City Planner David Rast told Council there were several residential tracts on Senoia Road viewed for re-development into OI Office Institutional. Staff felt OI was a less intense use for the tracts due to the depth of the properties, the location, the fact that properties backed up to AMLI Apartments, and the location of industrial zoned properties across the

street. The tract was designated as OI in the Land Use Plan. The tract was large enough to accommodate a freestanding building and parking. Under the best scenario, all of the tracts would be combined for an overall development. The applicant wanted to use the existing house, and any renovation would be to the inside and to the existing driveway. There would be little, or no, impact on the adjoining property owners. Staff recommended approval of the rezoning. He pointed out that the rezoning complied with the Land Use Plan, met the intent of the OI zoning, and the impact would be negligible to the surrounding property owners.

No one spoke in favor of, or in opposition to, the proposed rezoning.

Kourajian asked Rast about recommendation #4 regarding outside storage of equipment and vehicles, and questioned whether that was appropriate under OI zoning. He also asked if another owner would have to adhere to the same stipulations. Rast said a new owner would have to adhere to the restrictions with the property from here on out. He noted that in OI zoning there could be no outside displays or storage. Because the structure was residential, the stipulation was made to ensure building supplies did not end up stored in the back yard due to surrounding residential property.

Rapson said he had a few changes to the recommendations/stipulations, and he wanted to make sure the applicant agreed to the changes. Rapson said his concern was not what Norton would do with the property, but what redevelopment might do. He said he asked the City Manager to talk to Tyrone about the rezoning, since the parcel was at the gateway to their City, and Tyrone said the rezoning was fine. Rapson said he wanted the word "major" stricken from recommendation #2, so there would be no modifications to the exterior of the building. Norton said taking out "major" was fine, but if he needed to protect the visibility of the rear of the property then he might want to put up a privacy fence later. Rapson said another concern he had was that, without putting it in the stipulations, there would be no control if Norton sold the property. Norton said he did not want storage at that location. He continued that there were rarely more than three vehicles in the driveway. Rapson said he would like the sentence to read "at this time" and strike the entire clause "entirely screened from view."

Rapson added a new stipulation regarding the setback requirements. A 75-foot setback on each side was required for OI property adjacent to residential property. Rapson noted that could not be done since one side had less than 75 feet. Rapson said he wanted to define the box that defined the setbacks. The front setback would be 40 feet, the rear setback would be 75 feet, the side setback to the Harrell tract would be 55 feet, and 70 feet on the side adjacent to the Robinson tract. Rapson included a non-disturbance buffer of 40 feet on the north, south, and east sides of the property. Norton said he had no problem with that, and that staff had indicated if he ever had a desire to redevelop the parcel then he would have to come back to staff and Council.

Meeker suggested phrasing the stipulation so that no structure on the property could be expanded into those areas described.

Rapson moved to approve the rezoning to OI with the seven conditions presented by staff with the following changes: #2 – that the word “major” be struck; #4 – that the words “unless they are entirely screened from view” be struck; and #8 – that the language “that the building setbacks in regards to expanding the structures on the property to be such that the front setback be 40 feet, the rear setback would be 75 feet, the setback from the Harrell tract would be 55 feet, and the Robinson tract would be 70 feet, and to include a non-disturbance buffer along the north, south, and east of 50 feet. Weed seconded.

Rapson said he was trying to protect the vegetation that screened AMLI and the residences. Rapson accepted an amendment to change the non-disturbance buffer to 40 feet. Weed seconded the amendment. The motion carried unanimously.

08-04-CA3 Consider Amendment to Sec. 2-336c Relative to Filling Unexpired Terms on Commissions and Authorities

Director of Administrative Services/City Clerk Jane Miller addressed Council and said staff had been directed at the August 5 meeting to add a requirement that alternates would be required to attend a certain number of meetings and to clarify the 12 months to an appointment for an unexpired term. Miller continued that staff had tried to clarify the 12 months and set a minimum of 50% attendance at regular and called meetings by an alternate.

Rutherford said a list of the commission and authority members, and their terms, had been included and she noted that the terms of three members of the Recreation Commission would expire in 2005. She asked if it would be possible to stagger one of the terms, so there would not be a possibility of replacing three members at one time. Miller said that could be done. Miller added there was some flexibility in the attendance requirement, if there were legitimate reasons for missing meetings.

Rutherford moved to approve the amendment to Sec. 2-336(c) relative to filling unexpired terms on commissions and authorities. Kourajian seconded. The motion carried unanimously.

08-04-06 Consider Agreement with Coca-Cola for Field of Hope Scoreboards

Leisure Services Director Randy Gaddo asked Council to reconsider its decision on the agreement with Coca-Cola made at the August 5 meeting and authorize the City Manager to sign the agreement. He said the contract had been changed so that the agreement went through December 2005, rather than a year-to-year renewal for 10 years. He continued that the City had an agreement with Coca-Cola for the last 10 years. The scoreboard for the Field of Hope needed to go in by the October 2 opening. Council had recommended putting out a Request for Proposal (RFP) to be more inclusive, and staff agreed, but it would take time to think through the RFP and get it ready. He said a lot of people would also be affected by any change, particularly the youth sports organizations. Gaddo said it took time to get the scoreboards ordered and put in and Coca-Cola was able to do that quickly.

Weed asked Meeker if Council would violate any City policy or ordinance by not sending out an RFP. Meeker said no. He continued that the contract had an automatic renewal unless there was a 60-day notice prior to the end of the year. Brown clarified that the agreement did not affect any facilities without a scoreboard that might use another company. Gaddo said yes.

Rutherford moved to have the City Manager sign the agreement with Coca-Cola for the scoreboards for a period to extend through December 2005. Rapson seconded. The motion carried unanimously.

08-04-07 Consider Ordinance Regarding Smoking in Public Places

Brown noted there was an additional document on the dais – a proposed change to the ordinance from him dated September 19, 2004, to Sec. 42-120 Prohibition of Smoking in Places of Employment. Brown gave an overview of the changes to the proposed ordinance recommended at the last meeting.

Dick Knitter told Council he was a non-smoker, but there was altogether too much legislation and Council should consider the differences between public and commercial venues. The community of nonsmokers should deal with the owner of commercial venues. People had no choice to go to public venues, and those venues should be covered by legislation.

Keith Johnston, owner of WK Café, said he took an informal poll of restaurants in the City and found that most of the restaurants were non-smoking. He continued that any type of food was available to nonsmokers at nonsmoking restaurants. He believed that a smoking ban was something the citizenry should decide. Businesses would be affected by a ban. Johnston agreed smoking was a health issue, but he said there should be reasonable measures taken to protect patrons.

Curt Wagner urged Council to approve the ordinance. He said it was true there were places that were no smoking and pointed out that the airline industry gained riders when it went nonsmoking. He said it was time for businesses to look after their employees.

Fran Baudhuin also urged Council to approve the ordinance. She said the ordinance protected children as well as customers and employees who did not have a choice.

Rutherford said they had discussed a separate policy for City facilities and asked if a draft of the policy was underway. City Manager Bernard McMullen said smoking at City facilities was addressed in other areas in the ordinances and they were getting everything together to put into ordinance form to bring to Council. Rutherford asked how that affected City vehicles. McMullen said smoking was not allowed in City vehicles.

Rapson said he was concerned about two items. He cited Sec. 42-117, the definition of bar. He noted that no one under the age of 18 would be admitted to a bar. He questioned whether it should be anyone under 21, since the legal age to drink was 21, although he

knew people were considered adults at 18. He was concerned about employees who might be under 21. Kourajian asked if the legal age to buy cigarettes was 18. Kourajian said he was fine with allowing 18 year-olds in bars since they could buy cigarettes and were considered adults. Brown said the state considered 18 year-olds to be responsible adults and allowed them to serve alcohol. The age requirement kept the City parallel with what the state was doing.

Weed disagreed with Rapson on the matter. He recalled his college days and said an entire class of people who could ordinarily socialize would not be able to do so. He felt it would be wrong to not allow those between 18 and 21 to socialize with their friends in a bar setting. Rutherford pointed out that the underage friends frequently served as designated drivers.

Rapson said since the positive air requirement had been removed he saw no reason to wait 90 days to implement the ordinance. He referred to Sec. 42-133 and said he would like to see the ordinance effective in 60 days. He said that was enough time to get the required stickers and notify patrons.

Weed said he had not been at the meeting for the last vote, but people had approached him about the ordinance, specifically families who wanted to go to a particular sports bar with their younger children to watch Monday night football games. Weed said they wanted a choice on whether to go to a smoking environment. He researched if it would be feasible to set hours when smoking was allowed, but found there was no way to get all the toxins out of a building, even with hour limitations. It was clear that smoking was a health issue. People had an inherent right to make bad decisions for themselves, but not for other people. The issue was not smokers and nonsmokers rights, but individual responsibility.

Weed continued there were a few technical concerns in the ordinance. Under Sec. 42-117, Weed said the phrase should be "pipe, weed, or plant." A period was needed at the end of the sentence under Sec. 42-122(4). Under Sec. 42-124(a), the phrase "available for purchase" should be removed. Kourajian said that part of the ordinance meant businesses could not make their own signs. Weed said there was a sign standard and the wording should be more along the lines that signs conforming to the standard were available for purchase. Weed said the sentence was confusing. Rapson suggested adding the attachments to the ordinance that showed the sign design. Weed said a sentence incorporating the exhibit should be added to that section.

Weed continued that the language under Sec. 42-128 was mandatory and asked what plan of action was in place. He said he did not want to legislate something without a clear plan or program. Brown explained that literature from different organizations would be available, or on file, and maybe they could do something with the schools. Rapson suggested changing "will" to "may." Weed accepted that recommendation.

Rapson read the following statement:

Basically since the last meeting, I've done extensive research concerning the separately ventilated system we asked City staff to attempt to incorporate into the proposed smoking ban. I've come to the conclusion that, while a separately ventilated system is a noble goal, in reality, it simply doesn't work because of current building standards and because it is cost prohibitive. In addition, I didn't want to implement a proposed smoking ban that did contain an exception for a separately ventilated system, because I have concerns that businesses that did go to the extra expense of putting in such a system would be out those dollars once the state of Georgia passes a statewide smoking ban. Therefore, at this point, I am willing to pass the smoking ban that Council discussed that evening with the modifications made tonight as well, since it does in fact protect over 97% of the residents and is closer to the goal I think we all share. I will also plan as a Council Member to send a request to next year's legislative package requesting the state of Georgia pass a statewide smoking ban to get the other 3% in the future. I think this approach is reasonable. I think it's a fair compromise, and, hopefully, it will encourage the state to do the right thing.

Brown moved to approve the Peachtree City Smoke Free Air Act as amended in the meeting book with the following changes: to Section 42-117 Definitions under the word "smoking" - put word "or" between pipe, weed, or plant; Sec. 42-122 (4), put period at end of last sentence; Sec. 42-124(a), put a period after the word "place" and strike the words "these signs shall be available for purchase" and add "An example of such sign is attached hereto as Exhibit A."; Sec. 42-128 Public Education, change wording to "may (not shall) engage in public education program;" and Sec. 42-133 Effective Date, strike the words "90 days" and replace with "60 days;" Kourajian seconded. Brown amended his motion to include the change in Sec. 42-120, add words "outdoor restaurant patios" after "vehicles." Kourajian seconded the amendment.

Rapson thanked Kathie Cheney and the existing restaurant and bar owners who helped work through the process. Brown noted the concern for children and pointed out that everyone under the age of 18 was safely out of harm's way in terms of secondhand smoke. The ordinance covered 98% of the non-residential structures in the City. The ordinance was approved 4-1 (Rutherford).

VIII. New Agenda Items

08-04-10 Public Hearing – Consider Variance Request – 828 Carnellian Lane

Russell Walter, the applicant, addressed Council regarding his request for a variance to encroach 6.5 feet into the minimum 15-foot side building setback in the R-22 Residential zoning district. Walter explained that the variance would allow an addition to his home that would provide an extra bedroom and additional office space. He continued that the lot had an odd angle to its shape and the original builder had placed the house on the property incorrectly. The variance was needed to put the addition on the east side (or back of) of the home. Walter said he had looked at different ideas, but the addition location requested was the only place to add to his home with minimal construction. He had contacted the properties directly affected and the Kedron Hills Homeowners Association. John Bowman, Walter's neighbor, whose property was directly affected,

had written a letter stating he had no problem with the variance. The letter was included in the application package. He also noted that the Homeowners Association had also written a letter in support of the variance. He added that the Homeowners Association's architectural review board, as well as the Building Department, had to approve the plans for the addition.

Steve Pyeches, also a neighbor, said the addition would be a positive improvement and he asked Council to approve the variance.

Rast noted that Walter had been working on the variance for several months and his predicament was the reason the variance criteria were established. Walter was trying to enhance the livability of his home and had done his homework. There was no other place on the lot that could accommodate the expansion. The expansion would be completely in the rear. Rast said staff supported the variance. Approval of the variance would not set a precedent. Most of the homes were zoned R-22. This was one lot where the home had been pushed to the property line. Rast continued that Walter had gone into detail about his situation. He said R-22 zoning was for half-acre lots, and Walter's lot was bigger than that. The structure was just pushed to the property line.

Weed said he had gone to the site that day and added that Council did not usually vote in favor of variances since the standards usually were not applicable. The packages were usually poorly done. Weed told Walter his package was the best he had seen. Weed moved to approve the variance request. Rutherford seconded.

Rutherford said she had also visited the site and that the lot was strange. Rapson said he wanted to stipulate, for the record, that the lot had an unusual configuration, had an odd shape, and the property lines were not parallel to the home. The west side the garage was slab on grade and would impose an unusual hardship. All the neighbors were in favor of the variance. Rapson said those were all special circumstances and he wanted them on the record. Weed made a friendly amendment to the motion to include the special circumstances. Rutherford seconded the amendment.

Brown said it was unfortunate that the contractor had dropped the house in the wrong place on the lot, but he could not classify that as a hardship, which might not be applicable to other people in the subdivision, or in the City. He noted that he had only voted in favor of two variance requests. There were also several arbitrary variances granted in the subdivision. Brown said he understood what the Walters were trying to do, but he did not think the request met the hardship criteria even though the neighbors supported the request. Rapson said that was why he wanted the stipulations as part of the record.

Meeker said that Rast's condition had not been included in the motion. Rapson added the staff condition for landscaping to be added after construction and for the plan to be evaluated by staff to the motion as a friendly amendment. Weed seconded the amendment. The motion carried 4-1 (Brown).

08-04-11 Public Hearing – FY 2005 Budget and PIP

McMullen said he was pleased to present the FY 2005 budget. He continued that the budget had gone through an extensive process and that the budget was good and sound.

Financial Services Director Paul Salvatore told Council the total budget was \$29,584,777, including \$3 million in carryover projects. The new appropriations were \$26,558,679. The increase in the new appropriations over last year was just under \$1 million, or 3.8%. Forty-one percent of that increase, or \$403,000, was due to the general obligation (G.O.) bond for the library renovation/expansion. Salvatore pointed out that salary savings due to vacancies in the amount of \$509,000 was included.

Salvatore said the general fund budget was \$24.4 million, with total revenues of \$23.1 million and a surplus carryover of just under \$1.3 million. The departmental operating budget was \$21 million, which included a 6.2% increase that was within the financial model that generally used 6.5%. Ten new full-time positions, 70% of which were public safety, were included. The Council Contingency fund was \$100,000.

Salvatore continued that staff had completed a three-year revenue survey during the year and had implemented several changes. The City would receive less money from the Local Option Sales Tax (LOST), or 1.1% less than last year. There was a 5.8% increase in LOST projected, but the City would receive only an approximate 2.7% increase. The ad valorem tax rate would remain at 5.283 mills. Rapson clarified that the millage rate would not increase, even with the library expansion G.O. bond approved by voters by referendum.

Salvatore said expenses were estimated at \$24.4 million. Expenses included \$100,000 for Council Contingency, \$15,000 for non-profit organizations, and 10 new full-time and two part-time positions. The new positions included three police officers, three firefighters, a fire marshal, Public Works maintenance technician for cart paths, an administrative assistant for Administrative Services, and a purchasing agent. Rapson noted that the administrative assistant would be paid for by a new revenue category and the fire marshal cost was offset by an increase in revenues as well. The part-time positions included a maintenance technician at Kedron Fieldhouse and a part-time planning assistant. Rutherford noted that the Kedron maintenance technician would not cost more money and that the assistant planner was a temporary position.

The Public Improvement Program was \$1.9 million, plus a \$3 million carryover, for a total budget of \$4.9 million. Salvatore briefly went over the details for the PIP, which included the realignment of the Huddleston/Dividend intersection, path connections for the LCI program, Public Works and Fire Department, equipment purchases, work on Meade and Riley Field parking improvements, and improvements to the fire stations. The PIP contingency fund had \$300,000, which would be needed due to the construction projects. Carryover projects included public works projects on GA 54 and GA 74, the railroad bridge, utility relocation, the satellite auto facility, resurfacing of the Kedron pool, funds for the GA 54 cart path bridge, and the bridge culvert under the railroad.

Special Revenue Funds included the hotel/motel tax, which was projected at \$946,308. The other special revenue funds basically carried over the current balances.

Debt service totaled \$2.6 million, including new equipment loans of \$526,000, and the new library bond debt service of \$403,000. Salvatore said the challenge now was to eliminate the estimated .846 mill increase projected for next year. The original projected millage rate increase in FY 2006 was one mill, which had improved. Salvatore said they would work on fine-tuning the requirement during the new few months.

An unidentified resident asked what the \$4,900 for traffic calming devices was. Salvatore said that figure was carryover. If any decisions on traffic calming were made in FY 2005, then funds would have to be supplemented.

Robin Lorber asked if the land for the 54 cart path bridge was included in the \$598,000 in funding. Salvatore said \$35,000 had been budgeted this year for the bridge design. Grant funds were included in the project cost, with the City paying about 20% of the cost. Rapson said it was important to note that the bridge would cost around \$600,000 and the City had received \$470,000 in grants. Lorber asked what the \$598,000 would be spent on. Salvatore said land was included only if additional right of way was needed. Rapson said the \$598,000 included the purchase of the bridge and the structural work to connect everything. The debt service to pay for the land was about \$80,000 for the next 15 years and the debt service was not included in the budget for the bridge. Rast said the City did not get a landscaping grant for the bridge yet. He said the City would apply again at the end of the year for the next cycle of funding.

08-04-12 Public Hearing – Millage Rate

Salvatore noted this was the third and final hearing required by state law when the millage rate was not rolled back. The City had to advertise a tax increase due to the increase in assessments.

No one spoke either in favor or against the proposed millage rate. The hearing closed.

08-04-13 Adoption of 2004 Millage Rate

Rapson moved to formally adopt the 2004 millage rate as presented and authorize the Mayor to sign the appropriate forms to be filed with the Fayette County Tax Commission. Kourajian seconded. The motion carried unanimously.

08-04-14 Discussion on Golf Carts in the Industrial Zoned Areas, Tim Powers

Rast went over the update to the master plan and what had been presented to Council at Retreat. He said staff was pursuing several grants for the cart path system, most in the GA 54 West corridor, as well as grants for the multi-use bridge that would connect the north and south sides of 54 West. Ram Development, which was building most of the north side, had committed to installing the section of the path from the bridge to the tunnels under the highway at the CSX railroad. Rast said that DOT had committed to funding 80% of the cost of the tunnels several years ago. Staff had applied for grants for

tunnels under the CSX railroad through the Transportation Improvement Plan that would offset the City's 20% share of the cost. Another tunnel was planned under GA 74 to connect Market Place to Westpark. Another project that was part of the GA 74 widening was a tunnel just north of Paschal Drive. DOT had also committed to funding 80% of that tunnel.

Rast continued through the plan for the industrial park and said the City had another grant for a bridge to cross Flat Creek, which would connect Morallion Hills subdivision to Parkade Court, where Gardner-Denver and SST were located. Rast said DOT planned to build a new bridge over Flat Creek on GA 74 and the City was working with DOT to leave the old bridge in place for use on the cart path system. Rast said staff had identified paths that should be incorporated into the PIP and one of those paths would extend the full length of Huddleston Drive, from GA 54 to Paschall, including an at-grade crossing over the railroad track. Rast said staff was working with the Atlanta Regional Commission for transportation enhancement funding and had locked up some funding that would be incorporated into the PIP budget.

Brown said DOT had been listening to the City's concerns. He noted that DOT was working with the City regarding using the right-of-way to connect the cart path from Villa Point to Willow Road. They also needed to seriously look at Dividend Drive. He said the link should be easy to do once there was money for the asphalt. Rast explained that the right-of-way on Dividend Drive was still owned by the state since the road was built on the former GA 74. Rast said that fact could make the City eligible for some enhancement funding and would be an ideal location for a path.

Tim Powers told Council he had been in the Industrial Park for 20 years and that golf carts using the road had become a safety issue. Powers said he had made two police reports regarding the situation. He pointed out that the speed limit on Huddleston Road was 30 miles per hour, and Dividend's speed limit was 40 miles per hour. Golf carts could only go about 12 miles per hour. Powers said he had 18 trucks on the road everyday. Huddleston Road was not a cart path, but an industrial park. All drivers were required to operate in a safe manner, but had to contend with golf carts that did not have brake lights, headlights, or use turn signals. His concern was that when a wreck occurred, the truck owner would be responsible. He said it all boiled down to safety. Powers continued that trucks emptying dumpsters was another problem that created congestion that would have to be dealt with sooner or later. A cart path parallel to Huddleston Road was needed. He continued that 16-year olds did not need to be riding around under 18-wheel trucks. They created an obstacle, and the police said his only option was to talk to Council. Powers noted that golf carts would not be a benefit when someone was killed.

Rast said Huddleston Road had been identified as one of several study areas. Every golf cart dealer and repair shop was located on Huddleston Road. The Planning Commission wanted to work on a plan for the area. The study was next on the list after the tree and landscape ordinance. Grant cycles were coming up again and the cost of a path on

Huddleston would be around \$200,000 because of the length. Some of the planned cart paths could be moved up. Rast agreed there needed to be safe access to the area and said they should work on it fairly quickly.

Kourajian asked Police Chief Jim Murray what could be done with carts on the City streets. Chief Murray said the problem was there was no cart path in the area. Carts and electric cars were banned from roads with speed limits over 35 miles per hour. They were also banned on all major collector roads and any road that had a cart path. Murray said Council could ban golf carts from those roads, but then the businesses could not do business. Brown agreed that part of the problem was the golf cart was now seen as a residential type of transportation. He noted that many employees in the industrial park were driving their golf carts to work and the City should find a way to accommodate that. Murray added that golf carts on the road did not give right-of-way to cars and trucks, and that created a dangerous situation. Many of the golf carts were using the industrial roads rather than going through Planterra Ridge. Brown said several companies were also asking to get on the path system, such as Gardner-Denver and the FAA facility.

Rapson clarified that Council acknowledged there were shortcomings in the path system and directing staff to work on a plan to address those shortcomings in the future. Weed agreed there were problems that needed to be fixed and moved up in priority.

McMullen said staff wanted to put together a program that included when the work could realistically be expected to be done, as well as the cost. He said there were also a number of issues in the residential areas. Rutherford asked if the cart path work could be added to the SPLOST. McMullen said cart path work was on the SPLOST, but the projects were not specific.

Robin Lorber asked if the money from the 54 West bridge could be put into the path system. Brown said thousands of people resided on the west side of the City that would use that bridge on a daily basis. Rast said the money for the bridge could not be used for the path system. He added that the County was also developing a path system, and most of the funding was grant-driven. Brown noted that the City would eventually link into the other path systems, and that Tyrone and the City were already linked at the Crabapple Road area.

08-04-15 Conflicts with Roadside Parking in Industrial Zoned Areas,
Tim Powers

Fire Marshal John Dailey told Council that the complaint from Tim Powers regarding on-street parking had been investigated and it had been determined there was a problem, concentrated on the inner perimeter of D-Bob, Auburn Court, and Tiger Way. The two larger businesses in the area were Fitzgerald Plumbing and McWilliams Collision Center and most of the on-street parking seemed to be associated with those companies. Dailey said the on-street parking, sometimes on both sides of the street, made it difficult for vehicles, much less fire apparatus, to get through the area. Dailey recommended that the interior portion of the streets be a "No Parking" area. There should be no parking in the

area of fire hydrants or within 30 feet of any intersections. Dailey pointed out the area on the map.

Kourajian asked if there just was not enough parking in the area. Dailey said the roadside parking in the area had increased significantly. Brown noted that several businesses in the area had fleets.

Rapson asked Dailey if he had spoken to Fitzgerald and McWilliams about the parking issue. Dailey said he had not spoken to them yet. Rapson said the City should at least attempt to notify those businesses before restricting parking. Brown said the parking situation was a bonafide safety issue. Rutherford said all the businesses had parking lots, but it was easier to park on the street and run into the business. Dailey said the issue was just complicated by delivery trucks and overnight package deliveries.

Brown moved to continue the item until the next meeting. Rapson said everyone along Tiger Way, Auburn Court, and D-Bob Industrial should be notified about the proposed restriction. Meeker said the parking restriction required an amendment to the City Code, and an ordinance should be ready. Brown moved to continue the item until the meeting and to notify the businesses involved. Kourajian seconded. The motion was approved unanimously.

Council directed the City Manager to decide who would notify the businesses. Weed asked Powers if he had achieved his goal regarding the parking situation. Powers said he had.

08-04-16 Consider Appointment of Judge Pro Hac

Miller informed Council that Municipal Court Judge Eric Maxwell was currently unable to handle Court duties and that it might be a few months before he could fully resume his duties. Judge Pro Hac Stephen Ott had been handling the duties, but had a conflict on one Wednesday in September and would not be able to conduct Court. There was also a possibility he would not be able to attend all of the hearings scheduled at the jail. Miller continued that there was not time to put out an RFP for another judge pro hac. Ott talked to the firm of Collins & Jones, and they had agreed to serve as the judge pro hac for \$100 an hour. Miller requested that both attorneys be hired as the judge pro hac. Miller also requested that Ott's rate be increase by \$10 an hour, which would be what Maxwell was paid, and that the increase continue as long as Ott served as the primary judge. Brown noted that this had happened suddenly and thanked Ott for stepping in and serving.

Rutherford moved to appoint Carlton Jones and Clay Collins as interim judges pro hac for municipal court at the \$100 per hour fee and to increase Stephen Ott's rate by \$10 an hour. Weed seconded. Miller and Rapson clarified that the additional \$10 per hour for Ott was for the rates charged during normal working hours and after normal working hours. Miller asked that the increase be effective August 1. Rutherford accepted the amendment. Weed seconded the amendment.

Kourajian asked if there was a possibility that Maxwell could be out longer than two months and if an RFP should not be considered. Weed said Maxwell was doing better, and the indication was he would return in a reasonable amount of time. Rutherford suggested Council address the matter again in a month and see if an RPF was needed. Rapson said they could make the changes effective until Maxwell was ready to return to Court and determine if another RFP was necessary in 30 days. The consensus was to wait and see what would happen and for staff to keep in touch with Maxwell. Miller said Ott did not anticipate using the judge pro hac very often. Miller said she did not want to cancel court if Ott became ill or were called out of town.

The motion carried unanimously.

Council/Staff Topics

Rutherford asked who would serve on the interview committee for the court solicitor position and encouraged Meeker to serve on the committee. Weed, Rutherford, and Meeker volunteered to serve.

Rutherford commented on her use of the laptop computer during the meetings and said there was great potential. She noted the quality was better and there was the potential to store more information. They could access digital photos of maps and sites, as well as the Code of Ordinances. Council Members could also go to the main server and pull up documents. Weed asked if the Council Members would have to purchase their own laptops. System Administrator Matt Robinson said the City would purchase the laptops. McMullen said using the laptops would save on paper, copy machine wear and tear, and staff time. Weed said he would like to see an analysis.

Meeker said there was a matter of future or pending litigation for executive session. Weed moved to reconvene in executive session to discuss a matter of pending or threatened litigation. Rapson seconded. The motion carried unanimously.

Rutherford moved to reconvene in regular session. Rapson seconded. The motion carried unanimously.

There being no further business to discuss, Rutherford moved to adjourn the meeting. Rapson seconded. The motion carried unanimously. The meeting adjourned at 10:25 p.m.

Jane Miller, City Clerk

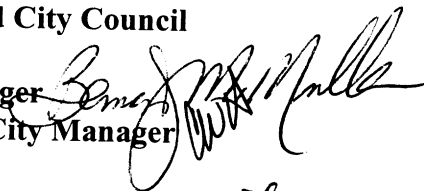
Stephen D. Brown, Mayor

Pamela Dufresne, Recording Secretary

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: City Manager 
Assistant City Manager 

FROM: Financial Services Director P.S.

DATE: September 15, 2004

SUBJECT: Public Hearing – 2004 Millage Rate
September 21, 2004 City Council Meeting

Recommendation:

Conduct public hearing to hear comments from public regarding 2004 millage rate.

Discussion:

This is the third and final public hearing (repeat) regarding this matter.

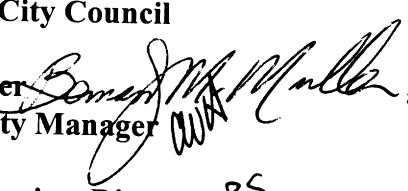
Budgetary Impact:

N/A

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: City Manager 
Assistant City Manager 

FROM: Financial Services Director R.S.

DATE: September 15, 2004

SUBJECT: Adopt 2004 Ad Valorem Tax Millage Rate
September 21, 2004 City Council Meeting

Recommendation:

Take action to adopt a millage rate of 5.283 mills for tax year 2004, with .022 mills dedicated to the Development Authority of Peachtree City. Authorize Mayor to sign all forms necessary (attached) to levy the taxes.

Discussion:

This is the same millage rate previously adopted by Council for tax year 2004, but this action must be repeated due to an error reported with the tax digest.

Budgetary Impact:

Authorizes tax levy of \$8,322,038 for FY 2005. This levy includes \$34,655 (.022 mills) that will be used to fund operations of the Development Authority of Peachtree City. The adopted FY 2005 budget includes an appropriation of \$35K for Operating Transfer to Development Authority.



Department of Revenue
Property Tax Division
4245 International Parkway, Suite A
Hapeville, Georgia 30354-3918
Telephone: (404) 968-0720
FAX: (404) 968-0778
<http://www2.state.ga.us/departments/dor/ptd/>

CITY & INDEPENDENT SCHOOL MILLAGE RATE CERTIFICATION FOR TAX YEAR 2004

This form provides the Property Tax Division with the millage rates for the distribution of Real Estate Transfer Tax, Railroad Equipment Tax and the Homeowner Tax Relief Grant. **Complete this form as soon as the levy is set, even if the levying authority sets zero as the gross and net millage rate, and mail original to the Property Tax Division at the above address or fax form to (404) 968-0778. One copy must also be submitted to your county tax commissioner.** If you have any questions, please contact us at the above phone number. **All information requested on this form must be completed.**

Name of City: City of Peachtree City **P. O. Box Address:** _____
City Clerk: Jane Miller **Street Address:** 151 Willowbend Road
FEI No.: 58-1079955 **City, State, Zip:** Peachtree City, GA 30269
(FEI number must be provided for HTRG Credit)
Office Phone No.: 770-487-7657 **FAX No.:** 770-631-2505
Office Days / Hours: Mon - Fri., 8a.m. - 5 **Contact No. When Office Is Closed:** same
(City Clerk)
Are taxes billed and collected by (Check one): ☐ City (if checked, contact person, phone no. and vendor name)
Name: _____ **Phone No.:** _____
☒ County Tax Commissioner **Vendor Name:** _____

List below the amount & qualifications for each of the homestead exemptions granted by the City and Independent School System.

CITY		INDEPENDENT SCHOOL	
Exemption Amt.	Qualifications	Exemption Amt.	Qualifications

If City and School assessment is other than 40%, enter percentage millage is based on ____%.
Please state in the spaces below the millage rate in terms of mills. Example: 7 mills is shown as 7.000

CITY				
Column 1 Gross Millage for Maintenance & Operation	Column 2 **Less Rollback for Local Option Sales Tax	Column 3 Net Millage for Maintenance & Operation Purposes (Column 1 less Column 2)	Column 4 Bond Millage (If Applicable)	Column 5 Total Millage (Column 3 plus Column 4)
9.075	3.792	5.283	--	5.283
** Local Option Sales Tax - Proceeds must be shown as a mill rate rollback if applicable to city				
INDEPENDENT SCHOOL SYSTEM				
Column 1 Gross Millage for Maintenance & Operation	Column 2 **Less Rollback for Local Option Sales Tax	Column 3 Net Millage for Maintenance & Operation Purposes (Column 1 less Column 2)	Column 4 Bond Millage (If Applicable)	Column 5 Total Millage (Column 3 plus Column 4)

** Local Option Sales Tax - Proceeds must be shown as a millage rate rollback if applicable to Independent School System.

Name of County(s) in which your city is located: 1. Fayette 2. _____ 3. _____

I HEREBY CERTIFY THAT THE TAX RATE INDICATED ABOVE IS THE OFFICIAL RATE APPLICABLE TO ALL PROPERTY FOR TAX YEAR 2004.

Signature of Person Completing Form: _____ Date: _____

COMPUTATION OF MILLAGE RATE ROLLBACK AND PERCENTAGE INCREASE IN PROPERTY TAXES FOR YEAR 2004

COUNTY <u>Fayette</u>	TAXING JURISDICTION <u>Peachtree City</u>
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INFORMATION FOR THE SHADED PORTIONS OF THIS SECTION MUST BE ENTERED

DESCRIPTION	2003 DIGEST	REASSESSMENT OF EXISTING REAL PROP	OTHER CHANGES TO TAXABLE DIGEST	2004 DIGEST
REAL	1,231,975,648	75,357,662	28,382,082	1,335,715,392
PERSONAL	204,812,370		-3,254,271	201,558,099
MOTOR VEHICLES	109,288,250		-821,190	108,467,060
MOBILE HOMES	0		0	0
TIMBER -100%	0		0	0
HEAVY DUTY EQUIP	23,522		-19,126	4,396
GROSS DIGEST	1,546,099,790	75,357,662	24,287,495	1,645,744,947
EXEMPTIONS	71,826,705		-1,330,305	70,496,400
NET DIGEST	1,474,273,085	75,357,662	25,617,800	1,575,248,547
	(PYD)	(RVA)	(NAG)	(CYD)
2003 MILLAGE RATE >>>	5.283	2004 PROPOSED MILLAGE RATE >>>		5.283

THIS SECTION WILL CALCULATE AUTOMATICALLY UPON ENTRY OF INFORMATION ABOVE

DESCRIPTION	ABBREVIATION	AMOUNT	FORMULA
2003 Net Digest	PYD	1,474,273,085	
Net Value Added-Reassessment of Existing Real Property	RVA	75,357,662	
Other Net Changes to Taxable Digest	NAG	25,617,800	
2003 Net Digest	CYD	1,575,248,547	(PYD+RVA+NAG)
2003 Millage Rate	PYM	5.283	
Millage Equivalent of Reassessed Value Added	ME	0.253	(RVA/CYD) * PYM
Rollback Millage Rate	RR	5.030	PYM - ME
Total Ad Valorem Tax Levied for 2004 Tax Year >>>>>>		7,923,500	CYD * RR/1000
Total Ad Valorem Tax Levied for 2003 Tax Year >>>>>>		7,788,585	PYD * PYM/1000
Allowable Revenue Growth Without Public Hearings >>>>		135,339	NAG * PYM/1000

COMPUTATION OF PERCENTAGE INCREASE IN PROPERTY TAXES

If the 2004 Proposed Millage Rate for this Taxing Jurisdiction exceeds the Rollback Millage Rate computed above, this section will automatically calculate the amount of increase in property taxes that is part of the notice required in O.C.G.A. Section 48-5-32.1(c) (2)	Rollback Millage Rate	5.030
	2004 Millage Rate	5.283
	Percentage Increase	5.03%

CERTIFICATIONS

I hereby certify that the amount indicated above is an accurate accounting of the total net assessed value added by the reassessment of existing real property for the tax year for which this rollback millage rate is being computed.

Chairman, Board of Tax Assessors

Date

I hereby certify that the values shown above are an accurate representation of the digest values and exemption amounts for the applicable tax years.

Tax Collector or Tax Commissioner

Date

I hereby certify that the above is a true and correct computation of the rollback millage rate in accordance with O.C.G.A. Section 48-5-32.1 for the taxing jurisdiction for tax year 2004 and that the final millage rate set by the authority of this taxing jurisdiction for tax year 2004 is _____

CHECK THE APPROPRIATE PARAGRAPH BELOW THAT APPLIES TO THIS TAXING JURISDICTION

____ If the final millage rate set by the authority of the taxing jurisdiction for tax year 2004 exceeds the rollback rate, I further certify that the required advertisements, notices, and public hearings have been conducted in accordance with O.C.G.A. Sections 48-5-32 and 48-5-32.1 as evidenced by the attached copies of the published five year history and current digest advertisement, the "Notice of Intent to Increase Taxes" showing the times and places when and where the required public hearings were held, and a copy of the press release provided to the local media.

____ If the final millage rate set by the authority of the taxing jurisdiction for tax year 2004 does not exceed the rollback rate, I further certify that the required five year history and current digest advertisement has been published in accordance with O.C.G.A. Section 48-5-32 as evidenced by the attached copy of such advertised report.

Signature of Responsible Party

Title

Date

MUNICIPAL AND INDEPENDENT SCHOOL SYSTEM HOMEOWNER TAX RELIEF GRANT CERTIFICATION FOR TAX YEAR 2004**Mailing Address:**

Department of Revenue, Property Tax Division
4245 International Pkwy., Suite A
Hapeville, GA 30354-3918
<http://www2.state.ga.us/departments/dor/ptd/index.shtml>

SEE

INSTRUCTIONS
FOR REQUIRED
DOCUMENTATION

FOR REVENUE DEPARTMENT USE ONLY

PT-553M RECEIVED	
REVISED	
DUE DATE	
PAYMENT DATE	

CITY NAME:	Peachtree City
ADDRESS:	151 Willow Bend Road
CITY/STATE/ZIP:	Peachtree City, GA 30269
FEI NUMBER:	58-107995
PHONE NUMBER:	770-487-7657
FAX NUMBER:	770-631-2505
CONTACT NAME:	

List County(s)	1.
in which City	2.
is Located:	3.

Column 1 ENTER CITY, DISTRICT OR SCHOOL NAME	Column 2 2004 NET MILLAGE RATE FROM COL. 3 OF FORM PT-38	Column 3 # OF HOMESTEADS (S1-SS) FROM COUNTY CONS. SHEET	Column 4 NUMBER OF QUALIFIED HOMESTEADS	Column 5 SHOW IN VALUE TOTAL AMOUNT OF 2004 HTRG CREDIT	Column 6 SHOW IN TAX \$\$\$ TOTAL AMOUNT OF 2004 HTRG CREDIT	Column 7 ADJUSTMENTS FROM BELOW + OR (-)	Column 8 NET 2004 TAX RELIEF CREDIT AMOUNT AFTER ADJUSTMENTS
Peachtree City	5.283		8,556	68,432,413	361,528.44	-48.11	361,480.33
2.							
3.							
4.							
5.							
SCHOOL _____							
TOTALS >>>				68,432,413	361,528.44	(48.11)	361,480.33

ADJUSTMENTS TO THE HOMEOWNER TAX RELIEF GRANT CERTIFICATION FOR TAX YEAR 2004 FOR MUNICIPALITIES AND INDEPENDENT SCHOOLS					
TAX YEAR	INDEPENDENT SCHOOL	1. ENTER CITY DISTRICT NAME	2. ENTER CITY DISTRICT NAME	3. ENTER CITY DISTRICT NAME	4. ENTER CITY DISTRICT NAME
2003					
NET MILLAGE RATE					
NUMBER OF ADJUSTMENTS TO HOMESTEADS					
VALUE OF ADJUSTED HOMESTEADS					
TOTAL ADJUSTED CREDIT >>>					
2002					
NET MILLAGE RATE					
NUMBER OF ADJUSTMENTS TO HOMESTEADS					
VALUE OF ADJUSTED HOMESTEADS					
TOTAL ADJUSTED CREDIT >>>					
2001					
NET MILLAGE RATE					
NUMBER OF ADJUSTMENTS TO HOMESTEADS					
VALUE OF ADJUSTED HOMESTEADS					
TOTAL ADJUSTED CREDIT >>>					
ADJUSTED DISTRICT TOTALS >>>					

↑↑ Total to Column 7

TOTAL MUNICIPAL ADJUSTMENTS - to Column 7



**ADJUSTMENTS FOR EACH TAX YEAR ARE TO BE MAINTAINED
IN THE TAX OFFICIAL'S OFFICE FOR AUDIT PURPOSES**

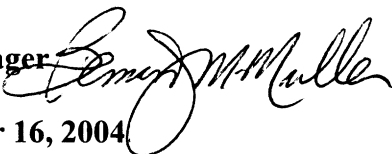
I hereby certify that the information listed above is a true and accurate representation of the applicable Millage Rate, the number of Qualified Homesteads, the total amount of the 2004 tax relief credit (in assessed value and tax dollars), any adjustments made to the 2002 tax year for the City and any adjustments made to the City Independent School System for 2003, 2002, and 2001 tax years and the Net credit amount of Homeowner Tax Relief Credit actually allowed for all qualified homesteaded property as listed on the 2004 City and Independent School tax digests. I further understand that the grant amount for tax year 2004 for the City and Independent School System will be increased or decreased according to these adjustments.

Signature of Local Billing Authority: _____

Date: _____

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor & Council Members
FROM: City Manager 
DATE: September 16, 2004
SUBJECT: Appointment of Court Solicitor
September 21, 2004 Council Agenda

Recommendation:

Appoint Ms. Marcia Elaine Moran as Solicitor for the Peachtree City Municipal Court.

Discussion:

Due to a significant proposed increase in the cost of a contract solicitor, City Council directed staff to evaluate the feasibility of hiring a full-time employee to serve as City Solicitor to provide services to our Municipal Court and Police Department. Staff provided Council with the results of the feasibility study, and Council approved the position. A committee composed of Council Members Weed and Rutherford, Chief James Murray, City Attorney Ted Meeker, and City Manager Bernie McMullen interviewed five applicants, and the interview committee unanimously recommends Ms. Marcia Elaine Moran. Her resume is attached for your review. The City Charter requires that Council appoint the City Solicitor, and the committee requests that the Council appoint Ms. Moran at an annual salary of \$49,215.

Budget Impact:

Staff anticipates that there will be an annual savings of approximately \$30,000 by having the City Solicitor on staff.

BJM/jsm

Attachment

Marcia Elaine Moran
203 Birch Road
Peachtree City, GA 30269
(H) 678-364-0655 (C) 770-315-3831
misesquire@earthlink.net

Experience

City of Atlanta, Office of City Solicitor General
Atlanta, GA

April 2003 - Present

Senior Assistant Solicitor General - represent the State of Georgia in the prosecution of misdemeanor traffic offenses, served as lead counsel in non-jury trials, educate law enforcement officers and the general public about Georgia traffic law, reviewed and prepared accusations, researched and prepared legal briefs for the Georgia Court of Appeals.

City of Atlanta, Office of City Solicitor
Atlanta, GA

September 2001 - April 2003

Assistant Solicitor - prosecute city ordinance violations, lead counsel in non-jury municipal court trials as well as in state preliminary hearings for misdemeanors and felonies, also assigned to specialized domestic violence court with sole autonomy to recommend case appropriate diversion, represented the office at Project Safe Neighborhood meetings- a federally funded initiative created to aggressively combat and reduce gun violence, assisted with the training of new solicitors.

Dana M. Harris-Abraham P.C.
Decatur, GA

July 2001 - September 2001

Associate Counsel - assisted general practice attorney with caseload, interviewed clients, prepared legal documents.

Law Clerk (February 1998 - March 1999) - prepared legal memorandums and briefs, drafted pleadings and demand packages for personal injury cases, interviewed clients and witnesses.

Staff Counsel, Inc.
Atlanta, GA

March 2001 - July 2001

Legal and Corporate Recruiter - solicited qualified candidates for employment with law firms and corporations.

Lipshutz, Greenblatt & King, LLP
Atlanta, GA

June 2000 - November 2000

Law Clerk/ Paralegal - prepared legal documents and memorandums of law, liaison between clients, debtors and supervising attorneys, researched security deeds at courthouse.

Georgia Justice Project
Atlanta, GA

January 2000 - April 2000

Legal Intern - assisted supervising attorney in providing legal services to the indigent criminally accused, prepared legal documents, interviewed clients and witnesses, researched legal issues.

Education

John Marshall Law School - Atlanta, GA
Academic Degree - Juris Doctorate

January 1998 - August 2000 (Graduated in Top 13%)
Admitted to Georgia Bar - May 2001

Hofstra University - Hempstead, NY
Academic Degree - Bachelor of Arts

August 1988 - May 1992

Skills - Westlaw, Lexis, Microsoft Word, PowerPoint, Excel, and working knowledge of Spanish.

References and Writing Sample - Available upon request

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: Developmental Services Director
City Manager *David M. Muller* *David*

FROM: City Planner/ Zoning Administrator

DATE: September 16, 2004

SUBJECT: Approval of signage for The Great Georgia Air Show
September 21, 2004 City Council Agenda

Recommendation: Staff recommends that Council authorize The Great Georgia Air Show to install directional, informational and public service signage within the City and GA DOT right-of-way for the upcoming air show, which is scheduled for October 9th and 10th at Falcon Field.

Discussion: Mr. Bob Williams, Director of the 2004 Great Georgia Air Show, has requested that his organization be permitted to install directional signage in excess of 6 square feet within the right-of-way of GA 74 and GA 54; within the right-of-way at various intersections; and at other locations adjacent to Falcon Field to assist with traffic control for the upcoming air show. Section 66-191 (6) of the Sign Ordinance (Attachment "A") authorizes City Council to approve this type of signage.

Information and directional signage would be installed at the following locations:

*GA 74 North/ GA 74 South
GA 54 West/ GA 54 East
GA 54/ GA 74 intersection
GA 54/ Huddleston Road intersection
GA 74/ TDK Boulevard intersection
GA 74/ Dividend Drive intersection
TDK Boulevard/ Dividend Drive intersection
Dividend Drive
Redwine Road*

Standard information signs will be 18"x24" and similar in color and design. Additionally, GA DOT directional signs (which exceed 6 SF in area) will be used to direct visitors to parking areas.

Budget Impact: This action will have no impact on the budget.

Attachments

Sec. 66-191. Permit required.

Anyone wishing to adopt any of the following auxiliary design elements shall obtain a sign permit. The city planner and/or sign committee has review of auxiliary design elements, having regard to the character of the activity and of the surroundings in which it is located. These include:

- (1) Awning and marquee graphics are allowed in all districts, provided they are placed on the vertical face or valance of such signs and does not project above or below such vertical face.
- (2) Kiosks shall be permitted in all districts with sign committee review.
- (3) Mural graphics shall be permitted in all districts subject to approval by sign committee.
- (4) Banners shall be permitted in all zoning districts of the city except single-family residential zoning districts. Banners shall be permitted for no more than ten days, and the maximum size of a permitted banner shall not exceed 35 square feet. Unless specifically permitted elsewhere in this chapter, no banner will be permitted off the premises. Only one banner will be permitted for particular premises during a period of 120 days.
- (5) In a multitenant building, in addition to all other permitted signs, each tenant shall be permitted one projecting sign used to identify the entrance or location of his premises, provided such sign:
 - a. Does not exceed six square feet in area.
 - b. Is uniform in size and material, and is placed in an equivalent location to other such sign located on the same building.
 - c. Is suspended from the eave or soffit of the building or mounted on the wall above the door but in no case extends above the first floor of the building.
 - d. Maintains a minimum of seven feet clearance between the bottom of the sign and the walkway below.
 - e. Contains only the name of the business or person occupying the premises.
- (6) Directional, informational or public service signs located on public property shall be limited to two square feet in area, except that the city council may approve larger signs, provided:
 - a. The sign is owned by or dedicated to the city;
 - b. The sign is placed on public property, or private property where a sign easement granting the city the right to erect or have erected such sign has been properly issued;
 - c. The sign is erected for the convenience or safety of the public and does not identify any particular commercial or industrial entity;
 - d. The size, location, type of construction and number of such signs shall be commensurate with the feature being identified, but in no case exceed 125 square feet in area nor exceed 25 feet in height; and
 - e. The length of time such sign shall remain erected shall be at the discretion of the city council; however, for clarity, a minimum and/or maximum time period may be designated at the time such sign is approved.
- (7) Temporary signs, other than those already approved in this chapter, for the purpose of advertising or stating a message of public interest may be permitted. Temporary signs shall not exceed six square feet, unless specifically permitted elsewhere in this chapter. Temporary signs shall not unduly contrast with the aesthetics of the surrounding area. Ground signs shall be placed at least 200 feet from the edge of the pavement of Georgia Highway 74 or Georgia Highway 54.
- (8) Clocks.

(Code 1980, § 5-125(E))