City Council of Peachtree City
Agenda
September 17, 2009
7:00 p.m.

I. Call to Order

II. Pledge of Allegiance

III. Announcements, Awards, Special Recognition
Proclamation for the Great Georgia Airshow/Update on Airshow
Atlanta Southern Crescent Alumnae Association/Rotary Club Presentation to Council
50th Anniversary Presentation to Former Mayors, Mayor & Council

IV. Public Comment

V. Agenda Changes

VI. Minutes
August 20, 2009, Special Called Meeting Minutes
August 20, 2009, Regular Meeting Minutes
August 27, 2009, Special Called Meeting Minutes
September 3, 2009, Regular Meeting Minutes

VII. Consent Agenda
1. Consider Amendments to Alcohol License – Alcoholic Beverage Handling Permits & Alcoholic Beverage Handling Permit Revocation Proceedings
2. Consider FY 2010 Official Intent Resolution

VIII. Old Agenda Items

IX. New Agenda Items

09-09-05	Consider Agreement with Promise Place for Funding
09-09-06	Consider Agreement with Fayette Senior Services for Funding
09-09-07	Consider Approval of FY 2010 PCTA Budget
09-09-08	Consider Approval of Amendments to PCTA Articles of Incorporation & PCTA Bylaws
09-09-09	Consider Fire House Software Upgrade
09-09-10	Consider Architectural Services for Expansion of Fire Station 84
09-09-11	Consider Reclassification of a Sergeant Position

X. Council/Staff Topics

XI. 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
Meeting Minutes
August 20, 2009
7:30 a.m.

The City Council of Peachtree City held a Special Called Meeting on Thursday, August 20, 2009. Mayor Harold Logsdon called the meeting to order at 7:30 a.m. Other Council Members attending were Don Haddix, Cyndi Plunkett, and Doug Sturbaum. Steve Boone was unable to attend. The purpose of the meeting was to hold a public hearing for the proposed millage rate.

Financial Services Director Paul Salvatore gave a presentation (included in the Official Meeting File) on the proposed millage rate. The current millage was 5.122 for Maintenance and Operations (M&0) and .411 for Bonds, totaling 5.533 mills. Staff was proposing a .25 increase to the M&0 and reducing the Bond millage rate by 0.012, for a net increase of 0.237 to 5.771 mills. This would require no projected use of cash reserves for the 2010 budget and maintain a projected fund balance at $9.4 million (or 36%). Salvatore said if the millage rate were left at the existing 5.533 mills, the 2010 fund balance would decrease to 34%.

Salvatore explained staff's reasons for the proposed increase, saying the proposed FY 2010 budget included eight new public safety employees (two for Police and six for Fire). There had also been several expenditures made over the years, including the Library bond and the addition of 27 new full time and 10 part-time employees in Public Safety since 2006 with no corresponding increase in taxes to cover those costs.

Staff was also looking forward to 2011, at which time they were proposing to reinstate the employee raises. The increase would also help fund paving costs if the Special Purpose Local Option Sales Tax, which expired in March 2010, was not renewed by the voters. Finally, the 2009 Resident Survey supported a modest increase to help maintain service levels.

Salvatore then reviewed a property tax bill with the proposed millage rates county-wide, noting that the Peachtree City portion only comprised 16.5% of the total bill. Fayette County taxes made up another 15.5%, with the State receiving 0.7% and the Fayette County Board of Education receiving 67.2%.

Logsdon asked the public for comment. Al Yougel said he was in favor of the proposed increase. Walter Gammell said he was on the board of the Peachtree City Civic Association, and while that organization had no official position, a straw poll of residents showed support for a small tax increase to maintain service levels and support the City's overall quality of life.

Hearing no further comment, Logsdon closed the public hearing. The meeting adjourned at 7:43 a.m.

Betsy Tyler, City Clerk

Harold K. Logsdon, Mayor

City Council of Peachtree City
Meeting Minutes
August 20, 2009
7:00 p.m.

The City Council of Peachtree City met in regular session on Thursday, August 20, 2009. Mayor Pro Tem Steve Boone called the meeting to order at 7:00 p.m. Other Council Members attending were Don Haddix, Cyndi Plunkett, and Doug Sturbaum. Mayor Logsdon was unable to attend.

Announcements, Awards, Special Recognition
Wade Williams, chairman of the Peachtree City Water and Sewerage Authority (WASA), introduced the WASA General Manager Steve Hogan. Stony Lohr from the Peachtree City Optimist Club presented a check for reflective safety vests for the volunteer firefighters to keep in their vehicles. Boone recognized Employee of the Month Terry Blackburn.

Public Comment
There were none.

Agenda Changes
There were none.

Minutes
Sturbaum moved to approve the minutes of the August 6, 2009, regular meeting. Haddix seconded. Motion carried unanimously.

Consent Agenda
1. **Consider Radar Permit Update**
2. **Consider Request to Surplus Goods**
3. **Consider Easements for Georgia Power for SR 74 – Phase 2**
4. **Consider License Assignment Agreement – Tennis Center Pro Shop**

Plunkett moved to approve the items on the Consent Agenda. Sturbaum seconded. Motion carried unanimously.

Old Agenda Items
06-08-08 Consider Amendments to OS Open Space Zoning Ordinance
City Attorney Ted Meeker noted that, although the agenda did not indicate it as such, this was a public hearing and had been properly advertised as such.

City Planner David Rast addressed Council, saying staff had brought this item to Council in December, but there were some items staff was asked to look at regarding buffer separations between the uses permitted in the Open Space (OS) district and adjacent residential districts. Rast said staff looked at the requirements for transition yards adjoining residential property (a 75-foot undisturbed buffer), which established the separation discussed in December and any adjoining development, and had referenced that requirement in the ordinance.

Rast explained that staff was recommending adopting two OS categories – Open Space - Conservation (OSC) and Open Space - Public (OSP). The next step would be to bring specific parcels of OS property to Council for appropriate rezoning.

Rast then presented examples of OS zoning in Kedron Village, including the natural branches feeding Lake Kedron, the fire station and water tower at Crabapple Lane, and the elementary schools. Rast said staff would propose that the natural greenbelt areas separating uses be rezoned to OSC, while the OS sites used for public facilities would be proposed as OSP. Those would be brought back to the Planning Commission and Council at a later time.

Hearing no comment, Boone closed the hearing. Sturbaum asked if this closed the issue about churches that was raised in December. Rast said yes, but noted that the changes often spurred new questions for other districts. Plunkett said the change tightened up the uses permitted in the OSP category.

Plunkett moved to approve the amendments to the Zoning Ordinance for Open Space. Sturbaum seconded. Motion carried unanimously.

07-09-04 Public Hearing – Consider Variance to Building Setback, 123 Crown Court
Plunkett moved to continue the item indefinitely based on the correspondence received from the applicant. Haddix seconded. Motion carried unanimously.

08-09-10 Public Hearing – Discuss Millage Rates for 2009
Financial Services Director Paul Salvatore gave a presentation (included in the Official Meeting File) on the proposed millage rate. The current millage was 5.122 for maintenance and operations (M&0) and 0.411 for bonds, totaling 5.533 mills. Staff was proposing a .25 increase to the M&0 and reducing the bond millage rate by 0.012, for a net increase of 0.237 to 5.771 mills. This would require no projected use of cash reserves for the 2010 budget and maintain a projected fund balance at $9.4 million (or 36%). Salvatore said if the millage rate were left at the existing 5.533 mills, the 2010 fund balance would decrease to 34%.

Salvatore explained staff's reasons for the proposed increase, saying the proposed FY 2010 budget included eight new public safety employees (two for Police and six for Fire). There had also been several expenditures made over the years, including the Library bond and the addition of 27 new full time and 10 part-time employees in Public Safety since 2006 with no corresponding increase in taxes to cover those costs.

Staff was also looking forward to 2011, at which time they were proposing to reinstate the employee raises. The increase would also help fund paving costs if the Special Purpose Local Option Sales Tax, which expired in March 2010, was not renewed by the voters. Finally, the 2009 Resident Survey supported a modest increase to help maintain service levels.

Salvatore then reviewed a property tax bill with the proposed millage rates county-wide, noting that the Peachtree City portion only comprised 16.5% of the total bill. Fayette County taxes made up another 15.5%, with the State receiving 0.7% and the Fayette County Board of Education receiving 67.2%.

Frances Meaders was in favor of the increase, saying the City needed to keep its standards. Rich Granger asked about the justification, noting 27 positions added were not a net increase because another 30 employees had been let go.

Salvatore said the reduction in force was implemented to balance against the reduced revenues during 2009 (lower sales taxes, interest revenue, and building permits). City Manager Bernard McMullen said Granger was correct about the net effect, but without the reduction in force, staff would be asking for a much higher millage increase.

Beth Pullias supported the increase, saying there had not been an increase in four years and this would prevent use of cash reserves.

Robert Brown asked what the target reserve rate was. Salvatore said the minimum was 20%. Brown said the City was 16% above the minimum, and that left a lot of room. Brown said the reserve was in place to get the City through down periods, which the country was currently experiencing. He felt the City should not raise taxes during a bad economy merely to maintain an inflated reserve level. Brown asked what the total number of City employees was at present compared to 2006. Salvatore indicated that there had been 243 full time employees in 2006, compared to 239 in 2009. The number of part-time employees had increased significantly due to the City assuming management of the Amphitheater.

Bob Walsh agreed that, based on the economy, the reserves should be used in lieu of a tax increase. He acknowledged that there had been a lot of cutbacks, adding that residents had been cutting the right-of-way at his subdivision entrance. There had been a lot of tough decisions, but reserves should be used to help see the City through these economic times.

Brown returned and asked what Peachtree City residents were getting for the nearly equal amount going to Fayette County, acknowledging that they received excellent services from the City for the taxes paid.

Darlene Gulli opposed the proposed increase because she felt it should be increased by a greater amount, and felt staff had done a great job in trying to reach a middle ground.

Hearing no further comment, Boone closed the public hearing, adding that the third public hearing on the millage rate would be held the following week, August 27, at 6:30 p.m.

Haddix said the City had struggled to cut the budget, but he felt they should return the cost of living increases to the employees. He also felt the City would dip into the reserves if the economy continued to decline, which he felt would happen.

Plunkett asked if Haddix was asking for a revised budget presentation, showing use of reserves and retaining the advertised millage rate increase. McMullen said staff would be presenting both the millage rate and the budget on August 27, and would include that as one of the options. Boone encouraged everyone to attend that meeting because it included both the millage rate and adoption of the FY 2010 budget.

08-09-11 Presentation by Recreation Commission – David Ring

Recreation Commission Chairman David Ring addressed Council, giving the 2009 Strategic Report (a copy of the presentation is included in the Official Meeting File). Ring reviewed programs and participation and addressed the implemented and pending changes in the operation of the Amphitheater (City began operating this year), Tennis Center (Sequoia/Canongate assumed management in July), and Kedron Fieldhouse (requests for proposals going out this fall).

Ring then reported that Peachtree City's sports field were at maximum capacity, especially for soccer, lacrosse, and football. The Recreation Commission and staff were developing an equitable field allocation method and would hold public workshops for input and address the issue in the Recreation Master Plan.

Another major area of concern was the lack of a traffic signal at the northern entrance of the South 74 Baseball Soccer Complex (BSC). The Georgia Department of Transportation (DOT) had denied the request for the signal three times as not meeting the warrants (which include traffic volume, accidents, injuries, fatalities). The commission felt very strongly that the signal was necessary. Boone asked about number of accidents at BSC, and Plunkett noted that waiting for fatalities to meet the warrants was not an acceptable situation.

Ring also reported that the number of tournaments had increased to 29 in 2009, over 25 in 2008 and 13 in 2007. Tournaments added to the local economy and the commission was working to ensure that some of the revenue came in to help maintain the facilities.

Finally, the Recreation Commission was hoping to better define its role with the City Council, including when Council expected Commission review and recommendations and what items staff should be bringing to the commission. The relationship would also be addressed in the Master Plan revision.

Robert Brown thanked Ring for the outstanding job he has done on the Recreation Commission. He then asked Council about the traffic signal, saying the DOT had approved a signal on SR 54 West in contravention to their own rules, but would not approve one where hundreds of cars at a time were going to youth sporting events.

08-09-12 Public Hearing – Consider Rezoning, R-43 to R-22, Greenwood Oaks

This item was withdrawn by the applicant. No action was taken.

08-09-13 Public Hearing – Consider Amendment to Section 1008, GI General Industrial, adding Automobile Repair as a Permitted Use

Rast said this was a housekeeping issue, noting the ordinance had been revised to list specific allowed uses. Automobile repair and maintenance facilities, of which there were several in this zoning district, had been unintentionally omitted, and staff was asking to return that as a permitted use. Hearing no public comment, Boone closed the public hearing.

Sturbaum moved to approve the amendment to the Zoning Ordinance to include automobile repair as a permitted use in the GI General Industrial zoning. Haddix seconded. Motion carried unanimously.

08-09-15 Consider CAR 09-09 – Solicitation of Donations and Sponsorships
Salvatore explained that the City currently had no policy in place regarding employees soliciting or accepting donations for the City and soliciting sponsorships. This policy established a framework to ensure no employees were personally benefitting from such activity.

Haddix moved to approve the policy. Sturbaum seconded. Motion carried unanimously.

08-09-16 Consider SAFER Grant for 6 Firefighter Positions
Fire Chief Ed Eiswerth said the department had applied to the Federal Emergency Management Agency (FEMA) for a Staffing Adequate Fire and Emergency Response (SAFER) grant a year ago, and had been notified in July of the award. Boone confirmed that it was a five-year program, with decreased funding from FEMA each year. Eiswerth said yes.

Eiswerth said funding began October 24, 2009. Plunkett asked if the FY 2010 budget included the City's required matching funds. Eiswerth said the department had found the funding for the first year, which was minimal, from the existing departmental budget request because manpower was really their most critical need.

Haddix moved to accept the FEMA SAFER Grant for six firefighter positions. Sturbaum seconded. The motion carried unanimously.

08-09-17 Consider Street Striping Contract
Plunkett moved to approve the street striping contract (Mid State Construction & Striping, Inc., of Perry, Georgia, in the amount of $107,020.85, with the second phase of the project funded in FY 2010). Haddix seconded. Motion carried unanimously.

08-09-18 Consider Acceptance of Commission of Art – Founders Sculpture
Public Information Officer/City Clerk Betsy Tyler said the City had been approached by sculptor Andy Davis about a project for the City's 50th Anniversary. Davis had created several public works of art, including the sculptures at Albany, Georgia's, Ray Charles Plaza; General Lawrence Griffin in Griffin, Georgia; and Truett Cathey at the Truett's Grill in Griffin.

Tyler said Davis was proposing to create busts of Joel Cowan and Floy Farr and raise the funds through community donations. Donations would come to an account held by the City, with a cap of $25,000. The artist's commission would be for $20,000 and an additional $5,000 would cover the display area, lighting, and plaques.

Davis then addressed Council, saying that we learned about past civilizations and cultures through their artifacts, and that "art" was a component of that word. He had been inspired by recent articles about the City's 50th Anniversary and the passionate discussions about the City's founding fathers. While no two people could single-handedly be credited with founding Peachtree City, Cowan and Farr were recognized figures in the City's history and would be good representatives to commemorate the 50th anniversary.

Plunkett then asked about the fundraising efforts and what would happen to donations if Davis was not successful in securing the entire $25,000. Davis said he had never had a project go under-funded. Plunkett asked if donations would go back to the donors. Tyler explained that Davis would accrue costs as funds were raised.

Plunkett moved to accept the commission of art from sculptor Andy Davis for the creation of busts of Joel Cowan and Floy Farr, with a procedure in place to ensure that the City did not accrue liability if fundraising efforts were unsuccessful. Sturbaum seconded. Motion carried unanimously.

08-09-19 Consider Wyndham Request for Use of Lake Peachtree

Plunkett moved to approve the request, under the condition that the Wyndham would indemnify the City during the event, and that staff develop a procedure for any such future requests. Sturbaum seconded. Motion carried unanimously.

Council/Staff Topics

Briefing on H1N1 Virus

Captain Dave Williamson, EMS Director for the Fire Department provided an overview of the H1N1 Flu virus and the City's preparations for operations if a large percentage of staff are out with the illness or with sick family members. Williamson indicated the City was working in conjunction with Pete Nelms of Fayette County Emergency Management.

Williamson explained that the normal influenza season begins in October, but the state was already seeing a lot of cases. There was no natural immunity in people under 60. The cases being diagnosed as positive for Influenza A were the H1N1 virus 99% of the time. Although no vaccine was currently available, one should begin to be available in mid – late October, with 100% availability in March 2010.

Priority recipients were pregnant women, caregivers of children under 6 months old, healthcare and First Responders, persons six months to 24 years of age (hardest hit group), and people 24-64 years of age with underlying health conditions (asthma, lung problems, heart issues, diabetes, etc.).

Williamson said the vaccine would be distributed through Public Health only, and several plans were being considered. Public vaccination sites could be set up, requiring up to 30 persons to staff. Schools and large employers might also be vaccination points for their populations.

Precautions everyone should be taking included hand hygiene, cough etiquette, adequate ventilation, social distancing (three feet or more, keeping sick children home), protective barriers, and disposable surgical masks (for those with illness or those around sick people).

Williamson said the World Health Organization (WHO) and Centers for Disease Control (CDC) estimated that there could be as many as 40-50% of employees absent during the height of the wave (due to illness, a child/family member who is sick, schools/day cares centers closed, or being too scared to come to work). Staff was looking at the identification and reduction of nonessential services if that worst case scenario developed, and identifying what "triggers" would mean a reduction in services. Williamson also noted that the CDC was currently not recommending that schools close. Williamson added that the creative staffing plans to maintain essential services would incur overtime costs. Information on the flu and any reduction of services would be provided to the public through the Public Information Officer and to staff through the Human Resources department.

Staff had also purchased personal protective equipment and cleaning products for the various departments (in addition to what Fire & EMS had on hand).

Williamson reminded everyone that the virus was the flu, and healthy people might get sick, but would recover. Sturbaum added that everyone should be prepared and use common sense. Fire Chief Ed Eiswerth reiterated that children with any fever should be kept home from school because the fever with this flu increased so quickly.

Plunkett moved to convene into executive session to discuss a personnel matter and pending or threatened litigation at 8:51 p.m. Sturbaum seconded. Motion carried unanimously.

Plunkett moved to adjourn from executive session at 9:01 p.m. Sturbaum seconded. Motion carried unanimously.

There being no further business to discuss, Sturbaum moved to adjourn. Haddix seconded. Motion carried unanimously. The meeting adjourned at 9:15 p.m.

Betsy Tyler, City Clerk	Harold K. Logsdon, Mayor

City Council of Peachtree City
Meeting Minutes
August 27, 2009
6:30 p.m.

The City Council of Peachtree City held a Special Called Meeting on Thursday, August 27, 2009. Mayor Harold Logsdon called the meeting to order at 6:30 p.m. Other Council Members attending: Steve Boone, Don Haddix, Cyndi Plunkett, and Doug Sturbaum. The purpose of the meeting was to hold a public hearing for the proposed millage rate, adopt the 2009 millage rate, and adopt the FY 2010 budget resolution.

Old Agenda Items

08-09-10 Public Hearing – 2009 Millage Rate

Financial Services Director Paul Salvatore gave a Power Point presentation on the third and final public hearing for the proposed Millage Rate (The presentation is included in the official meeting file). The current millage rate was 5.122 for Maintenance and Operations (M&0) and .411 for Bonds, totaling 5.533 mills. Staff proposed a 0.25 mill increase to the M&0 and reducing the Bond millage rate by 0.012, for a net increase of 0.237 to 5.771 mills. This would require no projected use of cash reserves for the FY 2010 budget and maintain a projected fund balance at $9.4 million (or 36%). Salvatore said if the millage rate were left at the existing 5.533 mills, the FY 2010 fund balance would decrease to 34%.

Salvatore explained staff's reasons for the proposed increase, saying the proposed FY 2010 budget included eight new public safety employees (two for Police and six for Fire). There had also been several expenditures made over the years, including the Library bond and the addition of 27 new full-time and 10 part-time employees in Public Safety since 2006 with no corresponding increase in taxes to cover those costs.

Staff was also looking forward to 2011, at which time they were proposing to reinstate the employee raises. The increase would also help fund paving costs if the Special Purpose Local Option Sales Tax, which expired in March 2010, was not renewed by the voters. Finally, the 2009 Resident Survey supported doing some cuts and a modest millage rate increase.

Salvatore then reviewed an estimated City property tax bill, based upon an average residential property of $272,000 as reflected in the current digest, with the proposed millage rates County-wide, noting that the Peachtree City portion only comprised 16.5% of the total bill. Fayette County taxes made up another 15.5%, with the State receiving 0.7% and the Fayette County Board of Education receiving 67.2%. The overall county tax bill would have 0.262 mill decrease, a reduction of approximately $28.51 based upon the average residential tax bill. Salvatore also indicated that the example reflected the loss of the Homeowners' Tax Relief Grant (HTRG) credit that would result in an increase of approximately $278.73 on the average residential tax bill.

The public hearing opened.

Ben Johnson indicated that he was disgusted that the City was considering raising taxes in light of the current economy. He was concerned that the number of police would increase in the FY 2010 budget. Based on his observation, it appeared that the City had enough officers currently. He asked if council would consider doing a rollback on the millage rate on the economy improved. He said that the answer to all government problems is always "let's raise taxes".

Robert Walsh asked for clarification on whether HTRG would be a temporary suspension for one year, returning in 2011. Plunkett indicated that HTRG was controlled at the State level by the Governor. In current situation of the State's budget, it was easy for the State to put it in and obviously just as easy to take it out. Walsh continued that he agreed with the use of reserves and that the budget was good, but it was just a problem of where the money came from.

Beth Pullias supported the increase, saying there had not been an increase in four years and this would prevent use of cash reserves.

Robert Brown asked what the target reserve rate was. Salvatore said the minimum was 20%. Brown said the City was 16% above the minimum, and that left a lot of room. Brown said the reserve was in place to get the City through down periods, which the country was currently experiencing. He felt the City should not raise taxes during a bad economy merely to maintain an inflated reserve level. Brown asked what the total number of City employees was at present compared to 2006. Salvatore indicated that there had been 243 full time employees in 2006, compared to 239 in 2009. The number of part-time employees had increased significantly due to the City assuming management of the Amphitheater.

Keith Starke agreed that, based on the economy, the reserves should be used in lieu of a tax increase. He acknowledged that there had been a lot of cutbacks, adding that residents had been cutting the right-of-way at his subdivision entrance. There had been a lot of tough decisions, but reserves should be used to help see the City through these economic times.

Brown returned and asked what City residents were getting for the nearly equal amount going to Fayette County, acknowledging that they received excellent services from the City for the taxes paid.

Tim Lydell said the increase should be passed. He said the City should be conservative and keep the budget in check. The long-term impact of the City's bond rating was critical. He encouraged Council to not draw down the reserves and to continue looking at ways to save money.

Darlene Gulli opposed the proposed increase because she felt it should be increased by a greater amount, and felt staff had done a great job in trying to reach a middle ground.

Hearing no further comment, Logsdon closed the public hearing.

Boone said he had never voted for a millage increase. Property tax was not the wherewithal to balance the budget. It took sales tax and shopping in the City. Due to the economy, the sales tax was down. Losing the HTRG credit was significant. People were on fixed incomes. It was just not the time to increase taxes. Everyone had to tighten their belts.

Haddix said he supported the tax increase for the long term. The economy would continue downhill for a few more years, and the recovery would be slow. A small increase each year could keep the City from having to impose a huge increase in the future. The City had struggled to cut the budget, but he felt they should return the cost of living increases to the employees. He also felt the City would dip into the reserves if the economy continued to decline, which he felt would happen. His goal was to rollback the millage rate once the economy improved.

Sturbaum said it was a tough decision, and there was no crystal ball. He supported the balance of the budget, the reserve fund, and what could be done to support the City as a whole. A small millage increase now would provide emergency funding if needed, along with the cash reserves, and giving the Cost of Living Allowance (COLA) back to the employees. He was also concerned about millage increases down the road and wanted to buffer that as much as possible.

Plunkett noted that the tax digest had come in $159,000 over projections. Salvatore confirmed the statement. Plunkett said that meant the City would only need to take $292,000 out of the cash reserves to balance the budget. Salvatore said the reason staff had not changed the figures to reflect that was because the last two months of LOST collections had averaged 4% short of the adjusted budget, which had been cut 10%. If the shortage continued, the City could end up $240,000 short next year.

Plunkett said she had voted for a tax increase in the past, and money had still been taken out of the cash reserve. She pointed out that, because of the excellent job staff did managing the budget, only half as much was taken out of cash reserve as was projected. In economic downturns, the City had to be even better stewards of taxpayer money. She could easily make an argument to increase taxes, but it was not the right thing to do at his time.

Logsdon noted that everyone knew how he felt. He did not support a millage rate increase. The money from the budget came from property taxes, sales taxes, and all others (franchise fees, fines, forfeitures, etc.), which were usually balanced. The franchise fees had been fairly stable. Sales taxes had been the problem. There had been a lot of cutting, reorganizing, and outsourcing this year. The City was very efficient, and he challenged any municipality in the state to any more efficient. The City had approximately one-third of the employees of similar-sized cities. The Department of Revenue had made changes that could result in an increase in sales tax collection. A property tax increase was the last thing that should be done.

08-09-20 Consider Adoption of 2009 Millage Rate

Logsdon moved to maintain the millage rate at the current rate of 5.533 mills, adopting the M&O millage rate of 5.134 mills, including 0.091 mills dedicated to the Development Authority of Peachtree City, and the Bond millage rate of 0.399 mills. Boone seconded. The motion carried 3-2 (Haddix, Sturbaum).

08-09-21 Consider Adoption of FY2010 Budget Resolution

Salvatore said the budget in the Council packet had been based on staff's proposed budget. He showed an alternate budget model (Option 2A) that was developed in the event Council kept the current millage rate. (A copy of the PowerPoint is included in the official meeting file.) He noted that a 1.5 mill tax increase could be needed in FY 2013 to balance the budget.

Logsdon pointed out that Council could adopt the budget at the September 3 meeting, adding that the budget had to be adopted by October 1. Salvatore said that was correct, and it would give staff time to prepare the correct budget information for the alternate model. Logsdon added that that information would show the $451,000 needed from cash reserves. Salvatore said it would. Logsdon noted that Council preferred to see all the information prior to adopting the budget.

Boone moved to continue the adoption of the FY 2010 budget resolution until September 3. Plunkett seconded. The motion carried unanimously

There being no further business to discuss, Sturbaum moved to adjourn the meeting. Plunkett seconded. The motion carried unanimously. The meeting adjourned at 7:27 p.m.

Nikki Vrana, Recording Secretary

Harold K. Logsdon, Mayor

City Council of Peachtree City
Minutes of Meeting
September 3, 2009
7:00 p.m.

Mayor Logsdon called the meeting to order at 7:00 p.m. Council Members present: Steve Boone, Cyndi Plunkett, and Doug Sturbaum. Council Post 1 was vacated when Council Member Don Haddix qualified to run for Mayor.

Announcements, Awards and Special Recognition
Mayor Logsdon recognized Major Mike Dupree of the Police Department for 25 years of service. Boy Scout Troop 181 was recognized for its donation of walking sticks to the Citizen Emergency Response Team (CERT) search and rescue program and for building a picnic table and service cart for the Police Department. Boy Scout Erik Schlappi, who organized the donation, was recognized for attaining the rank of Eagle Scout. September 17-23 was proclaimed Constitution Week in the City. Members of the Daniel Newnan Chapter of the Daughters of the American Revolution (DAR) accepted the proclamation.

Public Comment
Candice Serafin addressed Council regarding solid waste franchises, expressing concern over the number of garbage trucks on the City's roads. She understood a decision had already been made on using one company City-wide. She asked Council to not consider one particular company when their agreement came up for renewal. City Manager Bernard McMullen explained that the City had entered into non-exclusive franchise agreement with the garbage companies, which ensured that the companies met certain standards, such as insurance coverage, and requirements in the City's solid waste ordinance. Serafin understood she could change her service. She wanted Council to know there were issues with some of the companies.

Agenda Changes
There were no changes to the agenda.

Minutes
There were no minutes listed for approval.

Monthly Reports
There were no comments on the Monthly Reports.

Consent Agenda

Consider Appointment of Development Authority Members – Sherri Smith Brown, Donna O'Kelly (Alternate)

Consider Acceptance of GEMA FY2006 Homeland Security Grant

Consider Sanitation Franchise Agreement – ANS Sanitation

Plunkett moved to approve the Consent Agenda. Sturbaum seconded. The motion carried unanimously.

Old Agenda Items
Sturbaum moved to hear Agenda Items 08-09-01 and 08-09-02 simultaneously. Boone seconded. The motion carried unanimously.

08-09-01 Public Hearing – Ordinance Amendment – Development Impact Fees, including Revision to Fee Schedule
08-09-02 Public Hearing – Consider Amendment to Capital Improvement Element (CIE)
Logsdon noted there were additional items on the dais – copies of the proposed impact fee schedule at 100% of the maximum allowable, 75% of the maximum allowable, and 50% of the maximum allowable.

Interim Community Services Director/City Planner David Rast addressed Council, pointing out that he would begin with the Capital Improvement Element (CIE) amendment, which should be considered prior to the ordinance amendment for the development impact fees (a copy of Rast's PowerPoint presentation is included in the official meeting file).

Rast continued that the CIE complied with the Atlanta Regional Commission (ARC) and Department of Community Affairs (DCA) standards. He explained that CIE projects were needed to support the City's growth over the next 20 years. The CIE established where and when the certain capital facilities would be provided and how those projects would be funded through the impact fee program, including identification of service areas, a projection of needs, designated level of service, a schedule of improvements, and a description of funding sources. The impact fee ordinance was the funding mechanism for the CIE.

Rast then gave a brief overview of the City's impact fee ordinance, which was initially adopted in 1992. The ordinance had been amended and updated through the years as the City developed, but the fees had not been updated to account for inflation. The current ordinance identified nine service areas in the City and assessed fees for residential development only. Rast was unsure why the ordinance had never included commercial, office, or industrial development.

Rast showed an analysis of the impact fees in today's dollars if the fees had been updated to account for inflation. He noted that four of the current service areas had residential lots that were undeveloped, including the recently-annexed West Village service area. The average impact fee within each of those service areas for lots to be developed, based on the current fees, equated to $2,372.25, or 68% of the maximum fee permitted. If the rate of inflation were factored in, then the impact fee would increase to $2,974.56 per lot, or 86% of the maximum fee permitted.

Staff recommendations included establishing and basing impact fees for new development on a single City-wide service area; including impact fees for new residential, retail, office, and industrial development; and adopting an impact fee schedule with the maximum impact fee possible that could be assessed under state law. Rast said that, should Council choose not to assess the maximum allowable fee, the difference in the cost of the capital projects would have to be made up from the General Fund, which could result in a millage rate increase.

The public hearing opened.

Beth Pullias noted that she had attended most of the Impact Fee Advisory Committee meetings, and she supported an increase in the impact fees. She asked if it would be possible for a developer to request a lower fee. City Attorney Ted Meeker said that a developer would have to pay 100% of the impact fee that was adopted. Any reduction in the fees typically related to projects that involved job growth. Bill Ross of Ross and Associations, the City's consultant, added that the state provided for individual assessment. Pullias suggested that Council consider adopting 75% of the maximum allowable fee, then increasing it to 100% in two years or so as the economy improved.

Scott Bradshaw of the Home Builders Association of Midwest Georgia said the builders were opposed to the proposed increase in the impact fees. He noted that the program being presented was the same program embedded in what appeared to be an obscure report (the methodology report) that had been sent to the ARC and DCA; however, he appreciated that Council had gone through the process, publicized the proposed changes, and held public hearings. The process had taken approximately 10 months.

The public hearing closed.

Sturbaum commented that new development had an impact on roads. He asked Ross to clarify why roads were not included in the proposed impact fees. Ross said he had understood that the City had no active road projects that could be funded by impact fees. The CIE, ordinance, and fee structure could be amended later to add roads, but the City must demonstrate what the fees were for.

Plunkett asked if impact fees could be used to extend MacDuff Parkway, even though most of it would be paid for. Meeker said the developers were to complete that road. McMullen said that, per the development agreement, the developers were also responsible for the landscaping on MacDuff Parkway. Logsdon clarified that the impact fees in Wilksmoor Village would be significantly higher if the extension of MacDuff Parkway had been included in the impact fees, approximately $10,000 or more, since a bridge over the railroad was required. McMullen agreed that the fees would have been significantly higher. If the developers were not building the road, impacts fees could be used.

Boone asked Bradshaw what had not been approved by the advisory committee. Bradshaw said a fee schedule based on inflation since the inception, which was not too different from the proposed fees. The Home Builders Association also asked that the City not abandon the nine service areas. Those were just two of their suggestions.

Plunkett noted that the state was forming a committee to look at impact fees and asked Ross what that group might be looking at. Ross said he did not know, but said it was unlikely the state would close the door on impact fees since approximately 60 counties and as many cities had impact fees. Several areas fell under impact fee law, including water and sewer. The group might look at adding schools as a category to collect impact fees to build schools.

Sturbaum said that the City had to do something. It was 17 years behind on just inflation, but he felt 100% was too much. Boone said he did not have a problem with approving an increase at

75% of the maximum allowable now, then increasing the fees to 100% later. Meeker reiterated that Council could amend the ordinance at any time by using the same process. Ross clarified that amendments did not always have to go through the DCA. The City could change the fees by following its own ordinances. He said Council could adopt a percentage of the maximum allowable, then direct staff to come back at a certain date. If anything was added to or changed in the CIE, then the CIE would have to go back to the DCA and ARC for review and approval. The City turned in CIE updates each year, so the process need not be as long as this one, which included significant proposed changes.

Plunkett asked what projects could receive an individual assessment. Ross said they were not done very often and were usually based on something on-site, coming up more often on water and sewer. He noted that the KIA plant in Troup County had an on-site fire department, so it did not need the same level of fire protection.

Sturbaum moved to approve the amendment to the CIE. Boone seconded. The motion carried unanimously.

Plunkett moved to approve the amendments to the Impact Fee Ordinance and fee structure at 60% of the maximum allowable level. There was no second. Plunkett withdrew her motion.

Sturbaum moved to approve the amendment to the Impact Fee Ordinance and fee schedule at 75% of the maximum allowable and to review the fees in one year. Boone seconded. The motion carried unanimously.

08-09-14 Public Hearing – Consider Amendments to LUR-7 Zoning

Rast said this was a housekeeping issue. The property for Cardiff Park, a 28-lot cluster subdivision adjacent to Planterra Ridge, had been rezoned to LUR-7 in 1998. After construction began, it was discovered that the decks on 20 homes in the subdivision encroached into the rear building setback. The City received four variance applications, and Council directed staff to look at the LUR-7 zoning to see if something could be done to permit the decks for those lots. In 2003, staff brought an amendment to the zoning to City Council that was approved with changes that were incorrectly phrased in the revised ordinance amendment. Staff realized this error when a variance request came in a few weeks ago. After researching the minutes, staff came up with language to rectify and clarify the situation. He noted that Lots 6–23 were impacted by the setback, and the proposed amendments should clean up the setback violations. There was language in the proposed amendment that would require anyone who wanted to enclose their deck to request a variance.

The public hearing opened. No one spoke. The public hearing closed.

Boone moved to approve the amendments to the LUR-7 zoning clarifying the conditions of the zoning for Cardiff Park. Sturbaum seconded. The motion carried unanimously.

08-09-21 Consider Adoption of FY 2010 Budget Resolution

Financial Services Director Paul Salvatore said the proposed FY 2010 budget had been adjusted to reflect the 5.533 millage rate (no increase) adopted by Council on August 27. Plunkett noted that there had been some good news – the latest Local Option Sales Tax (LOST) receipts had been above projections. Salvatore said it had been close to projections.

Plunkett moved to approve the FY 2010 budget resolution. Sturbaum seconded. The motion carried unanimously.

New Agenda Items

09-09-01 Presentation by DAPC – Braelinn Village Shopping Center Renovation, Study of City's Village Retail Areas (Collaboration with GA Tech)

Logsdon noted there was an additional item on the dais – the resume for Richard Dagenhart of Georgia Tech. Mark Hollums, Development Authority of Peachtree City (DAPC) chairman, addressed Council. He noted that Braelinn Village opened in 1989 and was the largest commercial center in the City with 225,872 square feet. The original and current anchor tenants were K-mart and Kroger. At last count, there were 14 empty bays, with the rumor that two more were on the way.

The center was owned by ASB Real Estate Investments, a union pension fund, and it was managed by the Shopping Center Group. Wilkerson Construction was the contractor for the renovation, which began at the end of August and was expected to take nine months. Safety precautions included fencing around the front façade, safety barriers, and traffic redirection in the parking lot. The renovation started at K-mart, working towards El Ranchero.

The renovation goals included turning the center into an upscale, stylish lifestyle center with the use of new building facades, faux brick sidewalks, floor to ceiling glass storefronts, curbside parking, parking lot reconfiguration, new landscaping, and new signage. All stores would remain open during the renovation, with business disruption kept to a minimum. Construction and tenant identification signage would be installed. Marketing and promotions would be ongoing through construction, and there would be a construction delay around K-mart and Kroger during Christmas, but there would not be any Halloween activities due to the construction. Joint landlord/tenant marketing efforts were encouraged, as was better tenant/landlord/City communication.

Hollums continued that a Braelinn Business Owners Association had formed that would hold monthly meetings to update tenants on the renovation, get feedback on various issues, encourage joint marking efforts, encourage landlord/City/tenant communication, keep the press engaged, and promote the "Find It in Fayette" program sponsored by the Fayette County Chamber of Commerce. The group was working with the Fayette County Chamber of Commerce, Service Core of Retired Executives (SCORE), and Enriching and Nurturing the Community by Offering Resources and Experience (ENCORE Fayette) groups on the formation of a self-sustaining group of tenants. Hollums noted that many of the smaller businesses did not have e-mail addresses.

Potential programs included village identification – a new village entrance sign, re-imaging the Braelinn Village retail center, a street banner program for Crosstown Drive, restriping and addition of pedestrian crosswalks on Crosstown Drive, special event signage, and developing an "overlay" district for the village retail area.

Rast briefed Council on the Community Development Department's ideas, including an update on village identification, village identification signage, wayfinding (directional) signage, a proposed street banner program, and potential special event signage. He said this information had been presented to the Braelinn business owners and the shopping center manager, and they had been enthusiastic. Rast added that staff was researching the costs for the program. Staff was also looking at improving the Crosstown Drive/Peachtree Parkway intersection and the traffic flow along Crosstown Drive to SR 74. He noted that Elizabeth Morris, the Georgia Tech intern shared by the DAPC and Community Development this summer, had done much of the preliminary work that would be used in the Georgia Tech study.

Rast gave an update on the Planning Department's activities and initiatives, including updating the zoning ordinances for each district, identifying specific uses permitted within each zoning district; updating the land development ordinance (including the design guidelines, lighting guidelines, signage guidelines, and watershed protection); updating the Development Impact Fee ordinance; working on updates to the zoning and land use maps; developing overlay districts for each village retail area; and adopting a partial plan update to the Comprehensive Plan, which identified various character areas that warranted further study. Rast pointed out that the full update to the Comprehensive Plan must be adopted by June 30, 2012.

DAPC member Todd Strickland discussed the Authority's collaboration with the Georgia Tech College of Architecture on a study of the village retail centers. The goal was to have a recommendation for the Comprehensive Plan task force and to come up with a vision to ensure the village center concept stayed viable. Richard Dagenhart, an architect and associate professor at Georgia Tech, would lead the student study, which would take place over five weeks during the fall semester and 15 weeks in the spring. Questions that would be considered during the study included whether the village retail centers were still viable, whether the concept of the village retail center was obsolete, whether the centers could be transformed to keep up with the changes in retailing, and whether there should be a new vision for the village retail center and its role in the City. The first five weeks would be a time for ideas that would be fleshed out during the 15 weeks in the spring. Strickland said there would be an open forum held in the City after the five-week period to give people a chance to look at the ideas and provide guidance. The Comprehensive Plan was vehicle that would ensure that the vision would be maintained.

Sturbaum said the DAPC was doing a good job. The study was critical to the village concept and let the store owners know that the City cared. It was important to protect what the City had.

Logsdon asked about the cost of the study. Plunkett noted that the DAPC was spending $6,000 from the current budget and $9,000 from its FY 2010 budget. Strickland verified that it was budgeted.

Richard Spain said that the plan for Braelinn Village sounded and looked good, but that a sense of community needed to be instilled in the surrounding neighborhoods. Strickland said they wanted to ensure the village center had what the potential patrons wanted. Marketing and proximity were important. Hollums added that they planned to talk with members of the homeowners associations in Braelinn Village and develop focus groups. The work had started with forming the business core group first.

09-09-02 Consider Ethics Resolution
Plunkett moved to adopt the ethics resolution (a requirement by the Georgia Municipal Association to be recertified as a City of Ethics). Boone seconded. The motion carried unanimously.

09-09-03 Consider Resolution to Call for Special Election for Post 1 and Establish Qualifying Fees
Sturbaum moved to approve the resolution calling for a special election for Post 1 (due to Council Member Haddix qualifying to run for Mayor) and establish qualifying fees. Boone seconded. The motion carried unanimously.

09-09-04 Consider Replacement for Patrol Vehicle P-52
Sturbaum moved to approve the replacement for Patrol Vehicle P-52 (Allan Vigil Ford for $21,860). Boone seconded. The motion carried unanimously.

Council/Staff Topics
Rast announced that the cameras being installed at intersections along SR 54 were not red light cameras. They were part of the Department of Transportation's (DOT) Fast Forward Traffic Signal Upgrade Project. Several intersections had been identified, including SR 54/Willowbend and SR 54/Northlake. The cameras would look at the cars queued at the lights so the DOT could work on the timing sequence at SR 54/SR 74. The cameras would help them work on what needed to be done at other intersections. There would also be more extensive signal work done in the City, but staff did not have a date.

Sturbaum moved to convene in executive session for pending or threatened litigation at 8:36 p.m. Boone seconded. The motion carried unanimously.

Boone moved to reconvene in regular session at 8:53 a.m. Sturbaum seconded. The motion carried unanimously.

There being no further business to discuss, Boone moved to adjourn the meeting. Sturbaum seconded. The motion carried unanimously. The meeting adjourned at 9:03 p.m.

Pamela Dufresne, Deputy City Clerk

Harold K. Logsdon, Mayor

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: Bernie McMullen, City Manager
Betsy Tyler, City Clerk

FROM: H. C. "Skip" Clark II, Chief of Police

DATE: September 11, 2009

SUBJECT: Consider Ordinance Amendment - Alcoholic Beverage Handling Permits
September 17, 2009, City Council Agenda

Recommendation:

That City Council adopt the attached amendments to the Section 6-127 (Alcoholic beverage handling permits) and Section 6-128 (Alcoholic beverage handling permit revocation proceedings).

Discussion:

In 2008, the Mayor and Council directed staff to meet with other Fayette County jurisdictions to draft an amended version of Peachtree City Code of Ordinances, Chapter 6, Section 6-127. City Council believed that these amendments were necessary to further the general health, safety, and welfare of the community and to provide a fair and equitable process for food and beverage service employees when applying for handling permits. Additionally, the amended ordinance would promote uniformity throughout Fayette County by creating a single alcoholic beverage handling permit to be honored by each participating jurisdiction.

During 2009, a need to further amend the ordinance was identified. To accomplish this, the Fayetteville Police Department and Peachtree City Police Department agreed upon a final draft of the amended ordinance, which was sent to each respective City Attorney for review.

The proposed changes add provisions for violations of state law and violations for the misuse of alcohol as a basis for refusing handling permits. Additionally, an appeal board consisting of the Police Chiefs of all participating jurisdictions in Fayette County has been established. The proposed amendments have been reviewed by each jurisdiction's City Attorney.

Budget Impact:

The City of Peachtree City receives an annual application processing fee of $25.00 upon receipt of each alcohol beverage handling permit application. There is no budget impact to consider.

ORDINANCE NUMBER ________

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF PEACHTREE CITY, GEORGIA, AS AMENDED, TO PROVIDE FOR ALCOHOLIC BEVERAGE HANDLING PERMITS; TO ESTABLISH REVOCATION PROCEEDINGS; AND FOR OTHER PURPOSES

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEACHTREE CITY, GEORGIA, THAT:

Section 1. Section 127 of Chapter 6, Article III, of the Alcoholic Beverages Ordinance of the City of Peachtree City, Georgia, as amended, be amended as follows:

Sec. 6-127. Alcoholic beverage handling permits.

(a) Any person, manager, or employee, who is responsible to sell, serve, deliver, dispense, or take orders for alcoholic beverages in restaurants, hotels, conference centers, lounges, stores, or any other business entity, or who handles alcoholic beverages in package stores, or who works as a security employee in any on premise consumption or package store, whether or not such person is contracted or an employee of such package store or on premise consumption location, shall apply to the police department for an alcoholic beverage handling permit or have a valid servers permit issued from another law enforcement jurisdiction within Fayette County.

(b) It shall be unlawful for any licensed establishment to hire any person, or to permit any person to work or assist in any capacity to sell, serve, deliver, dispense or take orders for alcoholic beverages until such person has procured a city alcoholic beverage handling permit or have a valid servers permit issued from another law enforcement jurisdiction within Fayette County.

(c) Alcoholic beverage handling permits shall not be issued to any person who has pled guilty to, or has been convicted of a violation of the provisions of this chapter, or any similar provisions from any other jurisdiction or state law, or convicted of a violation of any offense relating to the manufacture, sale, or use of alcoholic beverages, to include driving under the influence of alcohol, within the preceding two years. For the purpose of this section an indictment, plea of guilty, or a plea of nolo contendere shall constitute a violation.

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(d) Alcoholic beverage handling permits shall not be issued to any person who has pled guilty more than once, or has been convicted more than once of a violation of the provisions of this chapter, or any similar provisions from any other jurisdiction or state law, relating to the manufacturer, sale or use of alcoholic beverages.

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(e) Alcoholic beverage handling permits shall not be issued to any person who has pled guilty to or been convicted of, or entered a plea of nolo contendere to any misdemeanor or felony relating to illegal gambling, soliciting for prostitution, pandering, letting premises for prostitution, keeping a disorderly place, illegal drugs/narcotics, theft, crimes of violence, sexual offenses, or any other crime opposed to the decency, morality, or public welfare (including identity and credit card fraud) within the preceding five years from the date of their application for a handling permit. Additionally, alcoholic beverage handling permits will not be issued to any person who is serving probation for a felony sentence involving any felony described above.

(f) City alcoholic beverage handling permits will be issued from the chief of police of the participating jurisdiction within Fayette County.

(g) It shall be unlawful for any licensed establishment employee to sell, serve, deliver, dispense or take orders for alcoholic beverages within the city limits without having been issued a valid alcoholic beverage handling permit from the chief of police of the city police department or a valid server's permit from another law enforcement jurisdiction within Fayette County.

(1) Prior to selling, serving, delivering, dispensing or taking orders for alcoholic beverages, employees who work for a licensed establishment may be fingerprinted, and will be photographed and cleared through a background investigation by the police department. The employees shall make themselves available for photographing, and such other investigation, including fingerprinting, as may be required by the police department in accordance with state law and local ordinance. The employees shall sign a waiver and authorization form authorizing the police department to request on behalf of the applicant criminal history reports from the state department of public safety or any other appropriate state or federal government entity.

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(2) Once cleared, a permit shall be issued to the employee indicating that such person is eligible to sell, serve, deliver, dispense or take orders for alcoholic beverages for the purpose of on premises or off premises consumption.

(3) The alcoholic beverage handling permit may be used at multiple locations if requested by the applicant; however, when applying for a handling permit the applicant must list all applicable city locations for which the employee works. Proof of employment will be required for each location.

(4) All alcoholic beverage handling permits are the sole and exclusive property of the city police department. Destruction, theft, defacement, or detriment of identification shall be punishable as a felony under state law.

(5) It shall be unlawful for a person to alter, deface, or fraudulently reproduce a city alcoholic beverage handling permit.

(6) The permit issued under this section shall be issued only to eligible persons who are at least 18 years of age.

(h) No alcoholic beverage handling permit shall be issued until such time as a signed application has been filed with the chief of police and a background check has been completed.

The applicant will submit an annual administrative processing fee of $25.00 to be included upon receipt of their application. In the event the applicant does not meet the eligibility requirements, the fee is non-refundable. Such application shall include but not be limited to the name, current home address, telephone number, social security number, date of birth, place of birth, proof of the date of birth of the applicant and the identity of the applicant including at least one photographic identity card issued by a governmental agency, height, weight, hair and eye color and a list of prior arrest and time of service in jail or prison. The fact of an arrest record shall be used for investigative purposes only and shall give rise to no presumption or inference of guilt. Due to the inclusion of arrest information, these applications shall be regarded as confidential and shall not be produced for public inspection without a court order.

(1) If there is no record of a violation of this article and the employee is determined eligible, the chief of police shall issue an alcoholic beverage handling permit. If it is found that the employee cannot be cleared, the applicant will be notified that they do not meet the eligibility requirements.

(2) Permits will be renewed annually prior to the expiration date indicated on the handling permit. Upon renewal, proof of completion of a course of instruction for servers and date of completion must be submitted.

(3) For those applicants who, within the past five-year period, have resided or currently reside in a state other than Georgia, the applicant must furnish to the chief of police a certified copy of a driver's history and criminal background history from the state or states in which he or she has resided or resides.

(4) All permits issued through administrative error or through an error in the completion of a background investigation may be terminated by the chief of police.

(5) An employee excluded from being granted a permit, or maintaining a renewal permit under these terms, shall have the right to appeal such exclusion to the appeal board, which will consist of chiefs of police from all participating agencies within Fayette County. The decision of the appeal board shall be final. An applicant for a permit may appeal the decision of the appeal board by Writ of Cetiorari to the Superior Court of Fayette County pursuant to O.C.G.A. 5-4-1 § *et seq.*

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(i) It shall be the responsibility of the licensee or the license representative to acquaint all employees engaged in the sale or service of alcoholic beverages with the requirements of this chapter and state law regulating the handling, selling, serving, delivering, dispensing or taking orders for alcoholic beverages.

(j) It shall be the responsibility of the licensee or the license representative to file with the chief of police the names of all employees authorized to handle, sell, serve, deliver, dispense or take orders for alcoholic beverages, to include security personnel. The information will consist of the name of the establishment, the permit number, the employee's name, home address and home telephone number. Such list shall be filed upon obtaining the initial alcoholic beverage license or, for those businesses that are not open on the date the license is issued, upon the date the licensee's premises opened to the public. An updated list of employees shall be filed with the chief of police on an annual basis, before January 31.

(k) This section shall not be construed to require a permit of those employees whose duties are limited solely to those of busboy, stock clerk (see exceptions regarding package stores in subsection (a)), cook or dishwasher, or any other employee whose duties do not include handling alcoholic beverages.

(l) While on duty in any licensed establishment, every person required to possess an alcoholic beverage handling permit shall have their handling permit conspicuously displayed on their person and visible at all times. The person shall have the option of wearing the handling permit in a manner that only the first name and first letter of the last name (last initial) are displayed to the public. All permits issued under this section shall be made available for inspection upon the demand of any law enforcement officer employed by the city police department.

(m) In any prosecution for violation of subsection (l), it shall be presumed that the manager or employee did not have a permit unless the permit was displayed as required in the same subsection (l).

(n) The penalty for violating any of the provisions of this section shall be a City Code violation (misdemeanor) punishable by a fine not to exceed $1,000.00.

Deleted: All licensed establishments will be in compliance within 90 days from the approval of this section by city council.¶
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Section 2. Section 128 of Chapter 6, Article III, of the Alcoholic Beverages Ordinance of the City of Peachtree City, Georgia, as amended, be amended as follows:

Sec. 6-128. Alcoholic beverage handling permit revocation proceedings.

(a) The omission or falsification of any material information in an application for a permit shall be a violation of this section and shall constitute grounds for the denial, suspension or revocation of any such permit.

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(b) The service or selling of alcoholic beverage to any person that the employee or agent knew or should have known to be in a state of intoxication shall constitue grounds for suspension or revocation of any such permit.

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(c) The service or selling of alcoholic beverage to any person without requiring proof of age identification as required in this chapter shall consitute grounds for suspension or revocation of any such permit.

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(d) The violation of any law, ordinance or regulation governing the operation of an establishment licensed to sell alcoholic beverages or which is reasonably related to the operation of such establishment shall constitute grounds for suspension or revocation of any such permit.

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(e) An employee excluded from being granted or maintaining a permit under these terms, or whose permit is revoked or suspended, shall have the right to appeal such decision as provided in section 6-127.

Section 3. All ordinances or parts thereof which conflict with the provisions of this ordinance are, to the extent of such conflict and except as hereinafter provided, hereby repealed.

Section 4. Should any provision of this ordinance be declared invalid by a Court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any provision thereof other than the provisions specifically declared to be invalid. The City Council declares that it would have passed this ordinance and each subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more subsections, sentences, clauses or phrases may be declared invalid.

Section 5. This ordinance shall be in full force and effect upon its official adoption by the City Council.

This __________ day of ______________ 2009.

____
Harold Logsdon, Mayor

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Attest: ______________________________
City Clerk

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

VIA: Bernard J. McMullen, City Manager

FROM: Paul J. Salvatore, Financial Services Director P.S.
Janet I. Camburn, Assistant Finance Director

DATE: September 10, 2009

SUBJECT: Fiscal Year 2010 Official Intent Resolution (Reimbursement Resolution)

September 17, 2009 Council Consent Agenda

Recommendation:

As a housekeeping item, that City Council adopt the attached Official Intent Resolution (Reimbursement Resolution) that allows the City to seek reimbursement through the financing process (lease/purchase) for budgeted expenditures made prior to the actual financing arrangements.

Discussion:

Following the adoption of the annual budget, the City prepares an Official Intent Resolution for Council adoption in order to include in future financing any moneys paid directly or indirectly by the General Fund. This resolution, in an amount not to exceed $600,000, covers those lease/purchase items approved in the 2010 budget that are expected to be financed against the Master Lease Agreement in fiscal year 2010. The actual financing arrangement(s) will be brought back to City Council for final approval when the actual purchase and financing takes place.

Budget Impact:

There is no specific budget impact in approving this resolution. Budget has already been approved as part of the 2010 budget adoption to cover the debt service payments for these projects when the actual financing occurs.

OFFICIAL INTENT RESOLUTION

WHEREAS, the City of Peachtree City (the "City") expects to obtain Lease/Purchasing financing (the "Obligations") through the Peachtree City Governmental Finance Corporation, Inc., in a principal amount not to exceed $600,000 in fiscal year 2010 to finance the costs of acquiring and/or installing a gasoline/diesel fuel system, police vehicles, and SCUBA upgrades and Ultrox system (collectively the "Project"); and

WHEREAS, the City has used or will use, before the issuance of the Obligations, moneys in its General Fund to pay expenditures related to the Project and reasonably expects to use proceeds of the Obligations to reimburse its General Fund for these expenditures; and

WHEREAS, Treasury Regulation Section 1.150-2 requires the City to declare its intent to use proceeds of the Obligations to reimburse its General Fund or moneys used to pay expenditures related to the Project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Peachtree City, and is hereby resolved by authority of the same, as follows:

1. The City declares its intent to use proceeds of the Obligations to reimburse its General Fund for moneys used to pay expenditures related to the Project.

2. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED THIS ________ day of __________________________, 2009.

CITY OF PEACHTREE CITY

(SEAL)

By: ______________________________
Harold K. Logsdon
Mayor

Attest:

____
Ann E. Tyler
City Clerk

STATE OF GEORGIA

FAYETTE COUNTY

CITY CLERK'S CERTIFICATE

I, ANN E. TYLER, City Clerk of the City of Peachtree City, **DO HEREBY CERTIFY** that the foregoing page constitutes a true and correct copy of an official intent resolution adopted by the City Council of the City of Peachtree City (the "Governing Body") at an open public meeting duly called and lawfully assembled at _______ p.m., on the ________ day of _________________, 2009, the original of such resolution being duly recorded in the Minute Book of the Governing Body, which Minute Book is in my custody and control.

I do hereby further certify that the following members of the Governing Body were present at such meeting:

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and that the following members were absent:

____

____

and that such resolution was duly adopted by a vote of:

Aye ______ Nay ______

WITNESS my hand and the official seal of the City of Peachtree City, this the _____ day of ____________________, 2009.

____

Ann E. Tyler
City Clerk

(SEAL)

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO:	**Mayor and Council**
VIA:	**City Manager**
FROM:	**Administrative Services Director** TN
DATE:	**September 7, 2009**
SUBJECT:	**Non-Profit Funding Agreement – Promise Place** ***September 17, 2009 Council Agenda***

Recommendation:
That Council authorize Mayor Logsdon to sign the agreement for services and non-profit funding support for Promise Place (formerly Fayette County Council on Domestic Violence) for a time period of October 1, 2009 through September 30, 2010.

Discussion:
At the June 18, 2009 City Council meeting, Council approved the request for funding from Promise Place for $7,500 for FY 2010. The attached document is the required agreement between Promise Place and the City for services to be provided by Promise Place for residents of Peachtree City as relates to domestic violence. For continued consideration of support, the non-profit funding request needs to be submitted by Promise Place on an annual basis for consideration to be included in the next FY budget as is outlined in CAR 8-3.

Budget Impact:
The budget impact to the City would be $7,500, and funds have been included in the FY10 budget for this item in account 100-1505-57-2020.

STATE OF GEORGIA
COUNTY OF FAYETTE

AGREEMENT

This Agreement entered into this _____ day of _________________, 2009, by and between FAYETTE COUNTY COUNCIL ON DOMESTIC VIOLENCE, INC., D/B/A PROMISE PLACE (hereinafter "PROMISE PLACE"), and the CITY OF PEACHTREE CITY, GEORGIA (hereinafter "City").

WHEREAS, PROMISE PLACE provides services to residents of Fayette County, Georgia, including residents of Peachtree City, Georgia who are victims of domestic violence; and

WHEREAS, in providing such services, PROMISE PLACE assists the Police Department of the City; and

WHEREAS, PROMISE PLACE has requested funding assistance from the City so as to continue to provide such services to residents of Fayette County and the City; and

WHEREAS, PROMISE PLACE is a qualified non-profit corporation pursuant to Section 501(c)(3) of the Internal Revenue Code; and

THEREFORE, and in consideration of the mutual terms and conditions contained herein the parties hereto agree as follows:

1.

In exchange for the services provided by PROMISE PLACE to the City and residents of the City, the City hereby agrees to pay the sum of $7500.00 for the period October 1, 2009 through and including September 30, 2010.

Executed the day and date first above mentioned.

FAYETTE COUNTY COUNCIL ON DOMESTIC VIOLENCE, INC. D/B/A PROMISE PLACE	CITY OF PEACHTREE CITY, GEORGIA
By: ______________________ President	By: ______________________ Harold K. Logsdon, Mayor

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: **Mayor and Council**

VIA: **City Manager**

FROM: **Administrative Services Director** MV

DATE: **September 7, 2009**

SUBJECT: **Non-Profit Funding Agreement – Fayette Senior Services, Inc.**
September 17, 2009 Council Agenda

Recommendation:
That Council authorize Mayor Logsdon to sign the agreement for services and non-profit funding support for Fayette Senior Services, Inc. for a time period of October 1, 2009 through September 30, 2010.

Discussion:
At the June 18, 2009 City Council meeting, Council approved the request for funding from Fayette Senior Services, Inc. for $15,630 for FY 2010. The attached document is the required agreement between Fayette Senior Services, Inc. and the City for services to be provided by Fayette Senior Services, Inc. for residents of Peachtree City as relates to providing transportation, meals and social functions for those who are senior citizens. For continued consideration of support, the non-profit funding request needs to be submitted by Fayette Senior Services on an annual basis for consideration to be included in the next FY budget as is outlined in CAR 8-3.

Budget Impact:
The budget impact to the City would be $15,630, and funds have been included in the FY10 budget for this item in account 100-1505-57-2020.

STATE OF GEORGIA
COUNTY OF FAYETTE

AGREEMENT

This Agreement entered into this _____ day of __________________, 2009, by and between FAYETTE SENIOR SERVICES, INC. (hereinafter "FSS"), and the CITY OF PEACHTREE CITY, GEORGIA (hereinafter "City").

WHEREAS, FSS provides services to residents of Fayette County, Georgia, including residents of Peachtree City, Georgia who are senior citizens including, but not limited to, transportation, providing meals, and social functions; and

WHEREAS, FSS has requested funding assistance from the City so as to continue to provide such services to residents of Fayette County and the City; and

WHEREAS, FSS is a qualified non-profit corporation pursuant to Section 501(c)(3) of the Internal Revenue Code; and

THEREFORE, and in consideration of the mutual terms and conditions contained herein the parties hereto agree as follows:

1.

In exchange for the services provided by FSS to the City and residents of the City, the City hereby agrees to pay the sum of $15,630.00 for the period October 1, 2009 through and including September 30, 2010.

Executed the day and date first above mentioned.

FAYETTE SENIOR SERVICES, INC.	CITY OF PEACHTREE CITY, GEORGIA
By: ______________________ President	By: Harold K. Logsdon, Mayor

fayette
Senior
Services

RECEIVED
AUG 27 2009
PEACHTREE CITY
CITY HALL

August 25, 2009

Mr. Bernie McMullen
City Manager
City of Peachtree City
151 Willowbend Road
Peachtree City, GA 30269

Dear Bernie,

On behalf of our staff and board of directors, I want to express our deep appreciation for approval of our FY10 funding request in the amount of $15,630 in support of the basic-need services we provide to our community's senior citizens. This letter is respectfully submitted as a request for the funds approved by Council.

As you know, 31% of our clients who receive one of more social services reside in Peachtree City. Since July 1, 2009 the number of Peachtree City clients has grown from 72 to 153. The support we receive from the City of Peachtree City goes a long way in helping seniors remain independent and improve their quality of life. This past fiscal year we have provided:

- More than 40,000 Meals on Wheels to homebound senior citizens.
- More than 10,000 transportation trips to seniors and developmentally disabled adults.
- Thousands of hours of case management support, in-home personal care/homemaker services, respite care, information & referral service, adult day care referrals, caregiver support, and home repair/maintenance.

As we anticipate the needs of coming generations, we unequivocally understand one thing...that the well-being of one person affects the whole family and can affect an entire community. Thanks to our partners like the City of Peachtree City, we will continue to foster a community of positive aging.

Kind regards,

Debbie

Debbie Britt
Executive Director

Fayette Senior Services, Inc. is a non-profit, 501(c)(3) organization | EIN No. 58-1364158

4 Center Drive | Fayetteville, GA 30214 | Phone: 770-461-0813 | Fax: 770-461-2448 | www.fayss.org

GEORGIA

Peachtree City

TOURISM ASSOCIATION

Date: September 8, 2009

To: City Council

From: PCTA Board of Directors

RE: Approval of FY 2010 Proposed Budget

Request:

The PCTA Board of Directors is requesting that City Council approve the FY 2010 Proposed Budget as presented in the agenda packet for the September 17, 2009 Regular Scheduled Meeting. The PCTA Board of Directors approved the FY 2010 Budget at the September 8, 2009 Special Called Meeting.

Summary:

The FY 2010 Proposed Budget reflects a full year of Tourism operations without the Tennis Center and Amphitheater reflecting the redirected focus of the Tourism Association on marketing the City of Peachtree City as a tourism destination for conventions, sports events, and group travel.

In preparing this budget staff did research into industry standards and practices in budgeting for Tourism Associations and Convention and Visitors Bureaus. Per the Destination Marketing Association International 2007 DMO Organizational and Financial Profile, 39.2% of the budget of surveyed DMO's (Destination Marketing Organizations) went to Personnel Expenses with 48.1% being used for Sales, Promotion and Marketing Expenses. In the 2008 DMO Compensation & Benefits Survey, surveyed DMO's reported that in 2009, personnel costs would be 35.4% of their budget on average.

In comparison, the Tourism Association budget is allocating 34.9% of the budget to personnel costs and 36.8% to Sales, Marketing and Promotion expenses.

The following describes in more detail the line items in the FY 2010 Proposed Budget.

- The Tourism Association staff due to present predictions in the industry has anticipated Hotel Tax going down 5% and 10% accordingly and the budget cuts that would be instituted in these contingencies. Tourism Association staff will monitor Hotel Tax closely and present any budget adjustments on an on-going basis. These proposed budget adjustments are detailed in the following.

- The Hotel Tax Transfer from the City is budgeted to match the City's FY 2010 Proposed Budget. The Association is also budgeting an expense reimbursement for staff doing special projects for the City Finance Department.

- The Personnel Budget includes three employees. For the third year the Association will budget no salary increase in the FY 2010 Proposed Budget. If Hotel Tax continues to decline, the Tourism Association staff will assess and reduce personnel expense accordingly by 5% or 10%.

- Sales, Marketing and Promotion expense has increased in this budget to support the Tourism mission. However, advertising will be reduced if Hotel Tax is lower than projections during Fiscal Year 2010.

- The Tourism Association's major focus this year will be to upgrade the existing website. Currently, the budget includes $15,000 towards an upgrade. However, Association staff will be pursuing the Techno-Tourism grant from the State of Georgia as a matching grant to assist in upgrading the website. If the Association receives this grant, any savings will be transferred to other marketing efforts. If Hotel Tax is lower than projections by 10% than the website investment will be reduced.

- The Advertising budget includes both print and web advertising that reaches out to Convention Travel Sales, Sports Event Travel Sales as well as traditional travel. However, advertising will be reduced if Hotel Tax is lower than projections during Fiscal Year 2010.

- Other Sales, Marketing expenses budgeted include printing for Meeting Planners, Brochures, Maps and other collateral, as well as, rentals and promotional items for Tourism and Visitors Center events. The Association also plans to increase staff training to stay up to date with new means of marketing and promotion such as Social Media Marketing.

- Administrative and General Operations expense include audit, legal and insurance expenses. All have been reduced in the current budget to reflect operations of the Tourism Association without the Tennis Center and Amphitheater.

- The Airport Authority Transfer remains at 20% of the Hotel Tax received by the Association.

- The FY 2010 proposed budget currently includes contingency in the amount of $5,000. This contingency is reserved for any prior year deficit and lower than expected Hotel Tax in FY 2010. The Hotel Tax in FY 2009 was well under projections and the Association expects that based on industry projections that the industry will be slow to recover in the next year.

- Overall, with the contingency budgeted, the Association expects to be break even at the end of FY 2010.

Peachtree City Tourism Association
FY 2010 Proposed Budget

	Detail		FY2010 Proposed Budget			5% Down Proposed Budget		10% Down Proposed Budget	Note 4
Revenues									
Hotel/Motel Tax Transfer		$	512,108	95.5%	$	486,503	$	460,897	
Other Revenue		$	250	0.0%	$	250	$	250	
Interest Income		$	650	0.1%	$	650	$	650	
Expense Reimbursement		$	22,230	4.1%	$	22,230	$	22,230	
Merchandise Sales		$	750	0.1%	$	750	$	750	
Total Revenues:		**$**	**535,988**	**100.0%**	**$**	**510,383**	**$**	**484,777**	
Expenses									
Personnel Expenses		**$**	**187,018**	**34.9%**	**$**	**178,559**	**$**	**170,101**	
Sales/Marketing/Promotion									
Professional Services-Website		$	15,000	2.8%	$	15,000	$	7,500	Reduce by half in 10% Down
Advertising/Marketing		$	43,883	8.2%	$	36,235	$	27,331	See Note 2
Tourism Events		$	88,200	16.5%	$	88,200	$	88,200	See Note 2
Printing/Binding		$	20,000	3.7%	$	20,000	$	20,000	See Note 2
Postage		$	1,856	0.3%	$	1,856	$	1,856	
Operating/Promotional Supplies		$	5,000	0.9%	$	5,000	$	5,000	
Tourism Event Rentals		$	2,500	0.5%	$	2,500	$	2,500	
Dues & Fees		$	5,750	1.1%	$	5,750	$	5,750	See Note 2
Professional Development		$	9,850	1.8%	$	9,850	$	9,850	See Note 2
Contingency		$	5,000	0.9%	$	5,000	$	5,000	See Note 1
Total Sales/Marketing/Promotion		**$**	**197,039**	**36.8%**	**$**	**189,391**	**$**	**172,987**	
Administrative & General Operations									
Audit Services		$	7,500	1.4%	$	7,500	$	7,500	
Legal Services		$	12,000	2.2%	$	12,000	$	12,000	
Administrative Services (City)		$	1,250	0.2%	$	1,250	$	1,250	
Cleaning Services - Office		$	1,800	0.3%	$	1,800	$	1,800	
Equipment Rental		$	4,932	0.9%	$	4,932	$	4,932	
Liability Insurance		$	7,500	1.4%	$	7,500	$	7,500	
Communications		$	4,378	0.8%			$	4,378	
Bank Fees		$	2,500	0.5%	$	2,500	$	2,500	
Office Supplies		$	2,500	0.5%	$	2,500	$	2,500	
Computer Supplies		$	-	0.0%	$	-	$	-	Eliminated Replacement Computer
Electricity		$	2,500	0.5%	$	2,500	$	2,500	
Natural Gas		$	750	0.1%	$	750	$	750	
Cost of Inventory Sold		$	500	0.1%	$	500	$	500	
Travel		$	1,400	0.3%	$	1,400	$	1,400	
Total Administrative & General Operations		**$**	**49,510**	**9.2%**	**$**	**45,132**	**$**	**49,510**	
Transfer to Airport Authority		**$**	**102,422**	**19.1%**	**$**	**97,301**	**$**	**92,179**	Note 3
Total Expenses:		**$**	**535,988**	**100.0%**	**$**	**510,383**	**$**	**484,777**	
Total Projected Surplus/(Deficit):		**$**	**0**		**$**	**(0)**	**$**	**0**	

(1) FY2010 Contingency built in for possible prior year deficit as well as lower hotel tax in FY 2010. Currently projecting $(5,000) deficit for FY 2009
(2) Detail on Sales and Marketing Schedule.
(3) Airport Transfer at 20% of Hotel Tax, % of budget for airport transfer based on Total Revenue
(4) Tourism Association Staff will continually monitor Hotel Tax trends and present as necessary adjustments on an on-going basis

GEORGIA

Peachtree City

TOURISM ASSOCIATION

Date: September 8, 2009

To: City Council

From: PCTA Board of Directors

RE: Approval of changes in Articles of Incorporation and By-Laws

Request:

The PCTA Board of Directors is requesting that City Council approve the changes in the PCTA Articles of Incorporation and By-Laws. The PCTA Board of Directors approved the changes at the July 15, 2009 Regular Scheduled Board Meeting.

Summary:

The Articles of Incorporation and the By-Laws reflect the change of the PCTA no longer managing and operating the Peachtree City Tennis Center. Also, to include the PCTA Board Chairman to serve as a member of the finance committee.

ARTICLES OF INCORPORATION

ARTICLE I

The name of the Corporation is:

PEACHTREE CITY TOURISM ASSOCIATION, INC.

ARTICLE II

The Corporation is organized pursuant to the Georgia Nonprofit Corporation Code.

ARTICLE III

The Corporation's founding and sole member is the City of Peachtree City, Georgia. Membership is expressly restricted to entities that are an integral part of the City of Peachtree City, Georgia provided that such entity's entire income is excludable from gross income under Section 115(1) of the Internal Revenue Code.

ARTICLE IV

The initial registered office of the Corporation shall be 151 Willowbend Road, Peachtree City, Georgia 30269 in Fayette County. The initial registered agent of the Corporation at such address shall be Bernard J. McMullen.

ARTICLE V

The name and address of the incorporator is:

Bernard J. McMullen
151 Willowbend Road
Peachtree City, Georgia 30269

ARTICLE VI

The purposes for which the Corporation is formed are as follows:

(a) The Corporation is an association of members the purposes of which, as set forth in the articles of incorporation, are not organized for profit and no part of the net earnings of which inures to the benefit of any profit shareholder of individual within the meaning of Section 501(c)(6) of the Internal Revenue Code. The Corporation was organized, and at all times shall be operated, to serve the needs and interests of tourism within the City of Peachtree City. The purposes of the Corporation shall include, but shall not be limited to:

- Improve the availability of basic goods and services within the City of Peachtree City;

- Develop the educational, cultural and economic potential of the City of Peachtree City;

- Enlist the active interest and financial support of individuals and businesses in the development, improvement and beautification of the City of Peachtree City;

- Improve and maintain the appeal of the City of Peachtree City by improving and maintaining the physical, environmental and business conditions in the City;

- Increase City revenues by stabilizing the tax base, enhancing property values and increasing retail sales in the City;

- Contract with the City of Peachtree City to expend on behalf of the City of Peachtree City that portion of the hotel/motel tax authorized by Georgia law and other funding, and use the tax revenue and other funds to promote tourism, conventions and trade shows within the City. The Corporation's overall purpose will be to promote the welfare of the public, stimulate commerce and otherwise serve the public interest of the City of Peachtree City, as set forth in these Articles of Incorporation and the Bylaws, including the exercise of all other power and authority enjoyed by corporations generally by virtue of the provisions of the Georgia Nonprofit Corporation Code, within the subject to the limitations of Section 501(c)(6) of the Internal Revenue Code; and

- ~~By contract with the City of Peachtree City, to manage and operate~~
- ~~the Peachtree City Tennis Center.~~

(b) This Corporation is not organized and shall not be operated for pecuniary gain or profit. No part of the property or net earnings of the Corporation shall inure to the benefit of or be distributable to its directors, officers or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article VI of these Articles. The Corporation shall not lobby or otherwise attempt to influence legislation or participate or intervene in (including publication or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any provision of these Articles, the Corporation shall not carry on any other activities to the extent that such activities are not permitted to be carried on by an organization described in Section 501(c)(6) of the Internal Revenue Code of 1986, as amended (or the corresponding provision of any future United States Internal Revenue Law).

ARTICLE VII

The affairs of the Corporation shall be managed by a Board of Directors. The number of Directors of the Corporation and method of election shall be set out in the bylaws.

ARTICLE VIII

The Board of Directors shall consist of Seven (7) members to be comprised as follows:

1. —— Five (5) citizens or persons conducting business within the City of Peachtree City. At least one (1) of the citizens appointed to the Board shall be employed in the restaurant or hotel/motel business and one of the these same citizens shall have a minimum of five (5) years of fiscal experience (fiscal experience shall be defined as on the job training, education, degrees, and/or licenses gained in finance, accounting, and/or professional budgeting.).

2. The Chairperson of the Recreation Commission of the City of the City of Peachtree City; and

3. One member of the City Council of Peachtree City to be selected by a majority of the members of the governing body of the City of Peachtree City, such member to be selected in January.
4. Each member shall maintain an 80 percent attendance record at all regular and called meetings for the previous 12 months. Members failing to maintain such an attendance record, or who are absent at any three consecutively scheduled meetings may be immediately dismissed from the Association by the Mayor unless satisfactory justification of the absences is received from the Chairman. However, the Chairman may excuse an absence for documented medical reasons or for business directly related to the purpose of the Association so long as the total number of absences does not result in attendance falling below 70 percent for the previous 12 months.

5. In addition to the above seven directors, the Mayor and City Council shall appoint two citizens of Fayette County as non-voting members of the Board of Directors. The-two non-voting members of the Board of Directors shall be:

(a) The President of the Fayette County Chamber of Commerce or designee. The designee shall be someone under the direct supervision of the President of the Fayette County Chamber of Commerce by virtue of their employment. One non-voting member shall be a citizen active in economic and/or community development in Fayette County.

(b) At the time of appointment of a member(s) to the Board, the Mayor and City Council may designate alternate(s) from the pool of applicants. Any alternate shall have the ability to participate in all discussion of the Association but shall not have the right to vote on any matter before the Association.

The alternate would be appointed as a regular member of the Board should there be a vacancy of an unexpired term. At the next normal interview process the alternate will not automatically be appointed to the position. While serving as an alternate, the alternate will be required to attend a minimum of _60_ percent of regular and called meetings of the Board.

ARTICLE IX

. In the event of dissolution, the balance of all assets received by the Corporation for its operations, after the payment of all debts and obligations of the Corporation, shall be distributed to the City of Peachtree City (or an entity that is an integral part of the City of Peachtree City), provided that such entity's income is excludable from gross income under Section 115(1) of the Internal Revenue Code.

ARTICLE X

(a) Each person who is or was a director or officer of the Corporation, and each person who is or was a director or officer of the Corporation who at the request of the Corporation is serving or has served as an officer, director, partner, joint venture or trustee of another corporation, partnership, joint venture, or trustee of another corporation, partnership, joint venture, or trustee of another corporation, partnership, joint venture, trust or other enterprise shall be indemnified by the Corporation for all costs of litigation(including attorneys' fees), judgments, fines and amounts paid in settlement which are allowed to be paid, advanced or reimbursed by the Corporation under the laws of the State of Georgia and which are actually and reasonable incurred in connection with any action, suit, or proceeding, pending or threatened, whether civil, criminal, arbitrative, administrative, or investigative, whether formal or informal, in which such person may be involved by reason of his being or having been a director or officer of this Corporation or of such other enterprises.. Such indemnification, reimbursement or advance shall be made only in accordance with the laws of the State of Georgia, including the Georgia Nonprofit Corporation Code, subject to the conditions under such statutory provisions.

(b) In any instance where the laws of the State of Georgia permit indemnification, reimbursement or advances to be provided to persons who are or have been an officer or director of the Corporation or who are or have been an officer, director, partner, joint venture or trustee of any such other enterprise only on a determination that certain specified standards of conduct have been met, that all statutory requirements and procedures have been satisfied, and that upon application for indemnification, reimbursement or advances by any such person the Corporation shall promptly cause such determination to be made in accordance with the statutory procedures of Georgia law.

(c) Nothing in this Article shall be construed as limiting the applicability and Code of Georgia law with respect to indemnification, reimbursement and advances for expenses; further, as a condition to any such right of indemnification, the Corporation may require that it be permitted to participate in the defense of any such action or proceeding through legal counsel designated by the Corporation and at the expense of the Corporation.

(d) In accordance with the law of the State of Georgia, the Corporation may purchase and maintain insurance on behalf of any such persons whether or not the Corporation would have the power to indemnify such officers and directors against any liability under the laws of the State of Georgia. Any expenses or other amounts that are paid by way, or by indemnification, reimbursement, or advances of funds other than by court order, action by shareholders, the Corporation shall provide notice of such payment to the shareholders in accordance with the applicable provisions of the laws of the State of Georgia.

ARTICLE XI

The Articles of Incorporation of the corporation may be amended at any time in the manner provided in the Georgia Nonprofit Corporation Code (or the corresponding provision of any future Georgia nonprofit corporation law) by the affirmative vote of a majority of the directors then in office and by the City Council of the City of Peachtree City, Georgia; provided, however, that no amendment may be made which would cause the organization no longer to be qualified as an exempt organization described in Section 501(c)(6) of the Code.

The effective date of these Articles of Incorporation shall be ___________ 2009.

IN WITNESS WHEREOF, the undersigned has executed these Articles of Incorporation this ______ day of ______________________, 2009.

William Bexley, Tourism Association, Inc.

BY-LAWS

OF

PEACHTREE CITY TOURISM ASSOCIATION, INC.

Incorporated as a Not-for-Profit Corporation
Under the laws of the State of Georgia

Incorporated ________________________, 2003.

ARTICLE ONE

Name, Location and Offices

1.1 Name. The name of this Corporation shall be:

"PEACHTREE CITY TOURISM ASSOCIATION, INC."

1.2 Registered Office and Agent. The Corporation shall maintain a registered office in the State of Georgia, and shall have a registered agent whose address is identical with the address of such office, in accordance with the requirements of the Georgia Nonprofit Corporation Code.

1.3 Other Offices. The principal office of the Corporation shall be located at such places as designated by the Board of Directors. The Corporation may have other offices at such place or places, within or outside the State of Georgia, as the Board of Directors may determine from time to time or the affairs of the Corporation may require or make desirable.

ARTICLE TWO

Purposes and Governing Instruments

2.1 Not-for-Profit Corporation. The Corporation shall be organized and operated as a not-for-profit corporation under the provisions of the Georgia Nonprofit Corporation Code.

2.2 Purposes. The Corporation is an association of members the purposes of which, as set forth in the articles of incorporation, are not organized for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual within the meaning of Section 501(c)(6) of the Internal Revenue Code. The Corporation was organized, and at all times shall be operated, to serve the needs and interests of tourism within the City of Peachtree City. The purposes of the Corporation shall include, but shall not be limited to, the following:

- Improve the availability of basic goods and services within the City of Peachtree City;
- Develop the educational, cultural and economic potential of the City of Peachtree City;
- Enlist the active interest and financial support of individuals and businesses in the development, improvement and beautification of the City of Peachtree City;

- Improve and maintain the appeal of the City of Peachtree City by improving and maintaining the physical, environmental and business conditions in the City;

- Increase City revenues by stabilizing the tax base, enhancing property values and increasing retail sales in the City;

- Contract with the City of Peachtree City to expend on behalf of the City of Peachtree City that portion of the hotel/motel tax authorized by Georgia law and other funding, and use the tax revenue and other funds to promote tourism, conventions and trade shows within the City. The Corporation's overall purpose will be to promote the welfare of the public, stimulate commerce and otherwise serve the public interest of the City of Peachtree City, as set forth in these Articles of Incorporation and the Bylaws, including the exercise of all other power and authority enjoyed by corporations generally by virtue of the provisions of the Georgia Nonprofit Corporation Code, within the subject to the limitations of Section 501(c)(6) of the Internal Revenue Code; and

- ~~By contract with the City of Peachtree City to manage and operate the Peachtree City Tennis Center.~~

2.3 Governing Instruments. The Corporation shall be governed by its articles of incorporation and these bylaws.

2.4 The Corporation shall not lobby or otherwise attempt to influence legislation. The Corporation shall not in any manner or to any extent participate in or intervene in any political campaign on behalf of any candidate for public office. In the event of dissolution or liquidation of the corporation, the balance of all assets received by the Corporation for its operations, after the payment of all debts and obligations of the Corporation, shall be distributed to the City of Peachtree City (or an entity that is an integral part of the City of Peachtree City) provided that such entity's entire income is excludable from gross income under Section 115(1) of the Internal Revenue Code.

ARTICLE THREE

Board of Directors

3.1 Authority and Responsibility of the Board of Directors. The supreme authority of the Corporation and the government and management of the affairs of the Corporation shall be vested in the Board of Directors; and all the powers, duties, and functions of the Corporation conferred by the articles of incorporation, these bylaws, state statutes, common law, court decisions, or otherwise, shall be exercised, performed, or controlled by the Board of Directors, except as otherwise limited in these bylaws.

The governing body of the Corporation shall be the Board of Directors. The Board of Directors shall provide supervision, control and directions of the management, affairs and property of the Corporation; shall determine its policies or changes therein; and shall actively pursue its purposes and objectives and supervise the disbursement of its funds. The Board of Directors may adopt, by majority vote, such rules and regulations for the conduct of its business and the business of the Corporation as shall be deemed advisable, and may, in the execution of the powers granted, delegate certain of its authority and responsibility to an executive committee. Under no circumstances, however, shall any actions be taken which are inconsistent with its articles of incorporation or these bylaws; and the fundamental and basic purposes of the Corporation, as expressed in the articles of incorporation and these bylaws, shall not be amended or changed.

The Board of Directors shall not permit any part of the net earnings or capital of the Corporation to inure the benefit of any member, director, officer, trustee, or other private person or individual.

Only when the services are not otherwise available from resources of the City of Peachtree City; the Board of Directors may, from time to time, appoint, as advisors, persons whose advice, assistance and support may be deemed helpful in determining policies and formulating programs for carrying out the purposes and functions of the Corporation; and, to employ such person or persons, including an executive director or officer, attorneys, trustees, agents, and assistants, as in its judgment are necessary or desirable for the administration and management of the Corporation, and to pay reasonable compensation for the services performed and expenses incurred by any such person or persons. The Board of Directors, either directly or through its management, shall meet not less than one (1) time per month with the City Manager and City Financial Services Director of the City of Peachtree City, Georgia, so as to review the financial status of the corporation.

The seven (7) member Board of Directors and any officers of the Corporation shall be appointed in the manner established in Section: 3.3 of these Bylaws. The Board of Directors shall have full power and authority to review and approve in advance both short-term and long-term budgets, capital and operating, of income and expenditures of the Corporation and to exercise such other supervision and control over the affairs and property of the Corporation as the Board of Directors of the Corporation may deem necessary or desirable to ensure the 501(c)(6) purposes and functions of the Corporation are carried out.

3.2 Board of Directors. The ultimate property, affairs, activities and concerns of the Corporation shall be vested in a Board of Directors, consisting of seven(7) directors. The members of the Board shall, upon appointment, immediately enter upon the performance of their duties and shall continue in office until their successor shall have been duly appointed and qualified, or until the director's earlier death, resignation, removal or disqualification.

3.3 Manner of Appointment and Term of Office. The seven(7) member Board of Directors shall be appointed by the City Council of the City of Peachtree City ("Council"); provided that five (5) directors shall be citizens of, or persons conducting business within the City of Peachtree City, one of whom shall be employed in the restaurant or hotel/motel business; one (1) director shall be the Chairperson of the Peachtree City Recreation Commission; and one member shall be a member of the City Council of Peachtree City selected by a majority of the members of the governing body of the City of Peachtree City ,such member to be selected in January.
One of the these same citizens shall have a minimum of five (5) years of fiscal experience (fiscal experience shall be defined as on the job training, education, degrees, and/or licenses gained in finance, accounting, and/or professional budgeting.). Also, the citizens-at-large shall serve for a maximum of two consecutive three-year terms. The Board shall consist of a chair, a vice-chair and a secretary/treasurer to be chosen by and from the voting Board of Directors of the Corporation. At the expiration of his/her term, any director may be re-appointed. The City Council may stagger the terms of the directors so as to provide continuity on the board.

In addition to the seven member Board of Directors, there shall be two non-voting directors appointed by the City Council of the City of Peachtree City: One non-voting director shall be the President of the Fayette County Chamber of Commerce or designee. The designee shall be someone under the direct supervision of the President of the Fayette County Chamber of Commerce by virtue of their employment. One non-voting director shall be a citizen active in economic and/or community development in Fayette County.

At the time of appointment of a director(s) to the Board, the Mayor and City Council may designate alternate(s) from the pool of applicants. Any alternate shall have the ability to participate in all discussion of the Association but shall not have the right to vote on any matter before the Association.

The alternate would be appointed as a regular member of the Board should there be a vacancy of an unexpired term.

At the next normal interview process the alternate will not automatically be appointed to the position. While serving as an alternate, the alternate will be required to attend a minimum of 60 percent of regular and called meetings of the Board.

The Board shall consist of a chair, a vice-chair and a secretary/treasurer to be chosen by the Board of Directors of the Corporation.

3.4 Removal. Any director may be removed by the Council.
Each director shall maintain an eighty percent (80%) attendance record for all of the regular and called meetings of the Board of Directors of the Corporation held in the previous 12 months. Members failing to maintain such an attendance record or who are absent at any three consecutively scheduled meetings may be immediately dismissed from the Association by the Mayor unless satisfactory justification of the absences is received from the Chairman. However, the Chairman may excuse an absence for documented medical reasons or for business directly related to the purpose of the Association so long as the total number of absences does not result in attendance falling below 70 percent for the previous 12 months.

3.5 Vacancies. Any vacancy in the Board of Directors arising at any time and from any cause, may be filled for the unexpired term only by the Council. Unless otherwise provided by these bylaws, each director so appointed shall hold office until the expiration of his or her term and the qualification of his or her successor.

3.6 Compensation. There shall be no Director compensation. Directors may be reimbursed for actual out-of-pocket expense incurred in pursuing the business of the Corporation, provided the expenses are approved by the Board prior to being incurred, or are incurred pursuant to prior established Board policy.

ARTICLE FOUR

Meetings of the Board of Directors

4.1 Place of Meetings. Meetings of the Board of Directors may be held at any place within the State of Georgia as set forth in the notice thereof or in the event of a meeting held pursuant to waiver of notice, as may be set forth in the waiver, or if no place is so specified, at the principal office of the Corporation.

4.2 Annual Meeting; Notice. The annual meeting of the Board of Directors shall be held at such place as the Board of Directors shall determine on such day and at such time as the Board of Directors shall designate. Unless waived as contemplated in Section 5.2, notice of the time and place of such annual meeting shall be given by the secretary either personally or by telephone or by mail or by telegram not less than ten (10) nor more than fifty (50) days before such annual meeting.

4.3 Regular Meetings; Notice. Regular meetings of the Board of Directors shall be held from time to time between annual meetings at such times and at such places as the Board of Directors may prescribe.

4.4 Special Meetings; Notice. Special meetings of the Board of Directors may be called by the Chair, or by any four (4) of the directors in office at that time. Notice of the time, place and purpose of any special meeting of the Board of Directors shall be given by the secretary/treasurer either personally, by telephone, by mail, by email, by telegram, or by facsimile at least twenty-four (24) hours before such meeting.

4.5 Waiver. Attendance by a director at a meeting shall constitute waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of business because the meeting is not lawfully called.

4.6 Quorum. Four (4) directors shall constitute a quorum.

4.7 Vote Required for Action. Except as otherwise provided in these bylaws or by law, the act of four (4) directors present at a meeting shall be the act of the Board of Directors.

4.8 Adjournments. A meeting of the Board of Directors, whether or not a quorum is present, may be adjourned by a majority of the directors present to reconvene at a specific time and place. It shall not be necessary to give notice of the reconvened meeting or the business to be transacted, other than by announcement at the meeting that was adjourned. At any such meeting at which a quorum is present, any business may be transacted which could have been transacted at the meeting, which was adjourned.

ARTICLE FIVE

Notice and Waiver

5.1 Procedure. Whenever these bylaws require notice to be given to any director, the notice shall be given as prescribed in Article Four. Whenever notice is given to a director by mail, the notice shall be sent by first-class mail by depositing the same in a post office box or letter box in a postage prepaid sealed envelope addressed to the director at his address as it appears on the books of the Corporations and such notice shall be deemed to have been given at the time the same is deposited in the United States mail. Notice shall be deemed to have been given by telegram, cablegram, facsimile, or email at the time notice is filed with the transmitting agency.

5.2 Waiver. Whenever any notice is required to be given to any director by law, by the articles of incorporation, or by these bylaws, a waiver thereof in writing signed by the director entitled to such notice, whether before or after the meeting to which the waiver pertains, shall be deemed equivalent thereto.

ARTICLE SIX

Officers

6.1 Number and Qualifications. The executive officers of the Corporation may consist of officers as the Board deems necessary for the efficient management of the Corporation; but the Corporation shall not be required to have, at any time, any officers other than the chair, vice-chair and secretary/treasurer which shall be members of the Board.

6.2 Election and Term of Office. The executive officers of the Corporation, shall be elected by the Board of Directors of the Corporation on a biannual basis at the first meeting after Board appointments have been made by Council, and shall serve at the will of said Board.

6.3 Other Agents. Subject to Section 3.1 of these Bylaws, the Board of Directors may appoint from time to time such agents as it may deem necessary or desirable, each of whom shall hold office at the pleasure of the Board, and shall have such authority and perform such duties and shall receive such reasonable compensation, if any, as the Board of Directors may from time to time determine.

6.4 Removal. Any officer or agent elected or appointed by the Board of Directors of the Corporation, may be removed by the Board of Directors whenever in its judgment the best interests of the Corporation will be served thereby; provided that any such removal shall be without prejudice to the contract rights, if any, of the officer or agent so removed.

6.5 Vacancies. Except as provided elsewhere in these By-Laws, a vacancy in any office arising at any time and from any cause may be filled for the unexpired term by the Peachtree City Council.

6.6 Chair. The chair shall preside at all meetings of the Board of Directors. The chair shall appoint the members and chairs of any committee of the board. He or she shall perform such other duties and have such other authority and powers as the Board of Directors may from time to time prescribe. The chair shall be a member of the Board and shall report to and be supervised by the Board of Directors.

6.7 Vice-Chair. The vice-chair shall preside at all meetings of the Board of Directors in the absence or disability of the chair, and shall act in the place of the chair in the chair's absence or disability. He or she shall perform such other duties, and have such other authority and powers as the Board of Directors may from time to time prescribe. The vice-chair shall be a member of the Board, and shall report to and be supervised by the Board of Directors.

6.8 Secretary / Treasurer. The secretary/treasurer shall attend all meetings of the Board of Directors and record, or cause to be recorded, all votes, actions and the minutes of all proceedings in a book to be kept for that purpose and shall perform, or cause to be performed, like duties for other board committees when required. The secretary/treasurer shall give, or cause to be given, notice of all meetings of the Board of Directors. The secretary/treasurer shall keep in safe custody the seal of the Corporation and, when authorized by the Board of Directors or the Chair, affix it to any instrument requiring it. The secretary/treasurer shall be a member of the Board and shall report to and be under the supervision of the Board of Directors. He or she shall perform such other duties and have such other authority and powers as the Board of Directors may from time to time prescribe.

ARTICLE SEVEN

Conflict and Disclosure of Interest

The directors and officers of the Corporation shall comply with and enforce the "Conflict and Disclosures of Interest" policies as adopted by these Bylaws, and may be amended from time to time.

7.1 Purpose. The purpose of the conflicts of interest policy is to protect the Corporation's interest when it is contemplating entering into a transaction or arrangement that might benefit the private interest of an officer or director of the Corporation. This policy is intended to supplement but not replace any applicable state laws governing conflicts of interest applicable to nonprofit and charitable corporations.

7.2 Definitions.

Interested Person: Any director, principal officer, or member of a committee with board delegated powers that have a direct or indirect financial interest, as defined below, is an interested person. If a person is an interested person with respect to any entity or venue in which the Corporation is a part, he or she is an interested person with respect to all such entities.

Financial Interest. A person has a financial interest if the person has, directly or indirectly, through business, investment or family:

a. an ownership or investment interest in any entity with which the Corporation has a transaction or arrangement, or

b. a compensation arrangement with the Corporation or with any entity or individual with which the Corporation has a transaction or arrangement, or

c. a potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which the Corporation is negotiating a transaction or arrangement.

Compensation includes direct and indirect remuneration as well as gifts or favors that are substantial in nature.

A financial interest is not necessarily a conflict of interest, a person who has a financial interest may have a conflict of interest only if the Board of Directors decides that a conflict of interest exists.

7.3 Procedures

7.3.1 Duty to Disclose. In connection with any actual or possible conflicts of interest, an interested person must disclose the existence of his or her financial interest and must be given the opportunity to disclose all material facts to the

Board of Directors and members of committees with board delegated powers considering the proposed transaction or arrangement.

7.3.2 Determining Whether a Conflict of Interest Exists. After disclosure of the financial interest and all material facts, and after any discussion with the interested person, he/she shall leave the Board meeting while the determination of a conflict of interest is discussed and voted upon. The remaining Board members shall decide if a conflict of interest exists.

7.3.3 Procedures for Addressing the Conflict of Interest.

a. An interested person may make a presentation at the board or committee meeting, but after such presentation, he/she shall leave the meeting during the discussion of, and the vote on, the transaction or arrangement that results in the conflict of interest.

b. The chair/president of the Board shall, if appropriate, appoint a disinterested person or committee to investigate alternatives to the proposed transaction or arrangement.

c. After exercising due diligence, the Board shall determine whether the Corporation can obtain a more advantageous transaction or arrangement with reasonable efforts from a person or entity that would not give rise to a conflict of interest.

d. If a more advantageous transaction or arrangement is not reasonably attainable under circumstances that would not give rise to a conflict of interest, the Board or committee shall determine by a majority vote of the disinterested directors whether the transaction or arrangement is in the Corporation's best interest and for its own benefit and whether the transaction is fair and reasonable to the Corporation and shall make its decision as to whether to enter into the transaction or arrangement in conformity with such determination.

7.3.4 Violations of the Conflicts of Interest Policy.

a. If the Board has reasonable cause to believe that a member has failed to disclose actual or possible conflicts of interest, it shall inform the member of the basis for such belief and afford the member an opportunity to explain the alleged failure to disclose.

b. If, after hearing the response of the member and making such further investigation as may be warranted in the circumstances, the

Board determines that the member has in fact failed to disclose an actual or possible conflict of interest, it shall take appropriate disciplinary and corrective action.

7.4 Records of Proceedings.

The minutes of the Board and all committees with board-delegated powers shall contain:

a. The names of the persons who disclosed or otherwise were found to have a financial interest in connection with an actual or possible conflict of interest, the nature of the financial interest, any action taken to determine whether a conflict of interest was present, and the board's or committee's decision as to whether a conflict of interest in fact existed.

b. The names of the persons who were present for discussions and votes relating to the transaction or arrangement, the content of the discussion, including any alternatives to the proposed transaction or arrangement, and a record of any votes taken in connection therewith.

7.5 Compensation.

a. A voting member of the Board of directors who receives compensation, directly or indirectly, from the Corporation for services is precluded from voting on matters pertaining to that member's compensation.

b. A voting member of any committee whose jurisdiction includes compensation matters and who receives compensation, directly or indirectly, from the Corporation for services is precluded from voting on matters pertaining to that member's compensation.

7.6 Annual Statements.

Each member of the board and each officer shall annually sign a statement, *which* affirms that such person:

a. has received a copy of the conflicts of interest policy,

b. has read and understands the policy,

c. has agreed to comply with the policy, and

d. understands that the Corporation is a charitable organization and that in order to maintain its federal tax exemption it must engage primarily in activities, which accomplish one or more of its tax-exempt purposes.

ARTICLE EIGHT

Committees

8.1 Committees of Directors. Committees, each consisting of one (1) or more directors, not having and exercising the authority of the Board of Directors in the management of the Corporation may be designated by a resolution adopted by a majority of directors.

8.2 Advisory and Other Committees. The Board of Directors may provide for such other committees, including committees, advisory groups, boards of governors, etc., consisting in whole or in part of persons who are not directors of the Corporation, as it deems necessary or desirable, and discontinue any such committee as its pleasure. It shall be the function and purpose of each such committee to advise the Board of Directors on matters relating to the business and affairs of the Corporation; and each such committee shall have such powers and perform such specific duties or functions, not inconsistent with the articles of incorporation of the Corporation or these bylaws, as may be prescribed for it by the Board of Directors.

8.3 Finance Committee. There is hereby created a Finance Committee of the Corporation, the members of which committee shall include the City Manager and City Financial Services Director of the City of Peachtree City, Georgia, the Executive Director of the Corporation, the Chairman of the Corporation and a member of the Board of Directors~~, and the Tennis Center Manager of the Corporation~~. The Finance Committee shall meet not less than one (1) time each month so as to review the financial posture and status of the Corporation.

8.4 Committee Governance. Except as otherwise provided in Board resolution or in these bylaws, a committee formed by the Board shall be generally governed as follows:

8.4.1 Appointment and Removal. Except as otherwise provided in such resolution or in these bylaws, members of each such committee shall be appointed by the chairperson of the Corporation. Any member of any committee may be removed by the person or persons authorized to appoint such member whenever in their judgment the best interests of the Corporation shall be served by such removal.

8.4.2 Terms of Appointment. Each member of a committee shall continue as such until the next annual meeting of the Board of Directors or until his successor is appointed, unless the committee shall be sooner terminated, or unless such member shall be removed from such committee, or unless such member shall cease to qualify as a member thereof.

8.4.3 Meetings, Notice and Waiver. The committee may establish a regular meeting schedule. Special meetings of the committee may be called by, or at the direction of, the chairperson of the committee, the Corporation's Chair, or a majority of the members of the committee. Notice of the time, place and purpose of any meeting, except scheduled regular meetings, shall be given, in writing, by the chairperson of the committee or the president, or either's designee, to each member personally, be personal delivery, telephone, facsimile, e-mail or telegram at least twenty-four (24) hours prior to the meeting, or by mailing at least three (3) days prior to the meeting. Attendance of a member at a meeting shall constitute a waiver of notice of the meeting. Attendance of a member at a meeting shall constitute a waiver of notice of the meeting, except where the member delivers to the chairperson, before any vote is taken, a written objection to the notice or the calling of the meeting. No business shall be conducted at any called meeting except that stated in the notice, unless all then serving members are present and consent to non-noticed business being discussed or acted upon. Business may be conducted at a special meeting upon written waiver of notice by all members, or upon written waiver of notice being obtained from all members not receiving notice. The committee shall keep minutes of its proceedings and shall report to the Board at meetings of the Board.

8.4.4 Chair. One member of each committee shall be appointed chair thereof by the chair of the Corporation.

8.4.5 Vacancies. Vacancies in the membership of any committee may be filled by appointments made in the same manner as provided in the case of the original appointments.

8.4.6 Quorum. Unless the Board of Directors directs otherwise, eighty percent (80%) or more of the committee members then serving shall constitute a quorum; and the act of a majority of the members present at a meeting at which a quorum is present shall be the act of the committee.

8.4.7 Rules. Each committee may adopt rules for its own government, so long as such rules are not inconsistent with these bylaws or with rules adopted by the Board of Directors.

8.4.8 Board Reports and Control. Any action of a committee shall be reported to the Board of Directors at its regular meeting next succeeding such action and shall be subject to control, revision and alteration by the Board of Directors.

ARTICLE NINE

Contracts, Checks, Deposits, and Funds

9.1 Contracts. The Board of Directors may authorize any officer or officers, agent or agents of the Corporation, in addition to the officers so authorized by these bylaws, to enter into any contract or execute and deliver any instrument in the name and on behalf of the Corporation. Such authority must be in writing and may be general or confined to specific instances.

9.2 Checks, Drafts, Notes, Etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Corporation shall be signed by the chair or vice-chair and countersigned by the City Manager or Director of Finance of the City of Peachtree City.

9.3 Deposits. All funds of the Corporation shall be deposited from time to time to the credit of the Corporation in such banks, trust companies or other depositories as the Board of Directors may select.

9.4 Gifts. The Board of Directors may accept on the behalf of the Corporation any contribution, gift, bequest, or devise for the general purposes or for any special purpose of the Corporation.

ARTICLE TEN

Indemnification and Insurance

10.1 Indemnification. In the event that any person who was or is a party to or is threatened to be made a party to any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative, seeks indemnification from the Corporation against expenses, including attorney's fees (and in the case of actions other than those by or in the right of the Corporation, judgments, fines and amounts paid in settlement), actually and reasonably incurred by him in connection with such action, suit, or proceeding by reason of the fact that such person is or was a director, officer, employee, trustee, or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, employee, trustee, or agent of another Corporation, domestic or foreign, not-for-profit or for profit, partnership, joint venture, trust, or other enterprise, then, unless such indemnification is ordered by a court, the Corporation shall determine, or cause to be determined, in the manner provided under Georgia law; and, to the extent it is so determined that such indemnification is proper, the person claiming such indemnification shall be indemnified to the fullest extent now or hereafter permitted by Georgia law.

10.2 Indemnification Not Exclusive of Other Rights. The indemnification provided in Section 10.1 above shall not be deemed exclusive of any other rights to which those seeking indemnification may be entitled under the articles of incorporation of bylaws, or any agreement, vote of members or disinterested directors, or otherwise, both as to action in his official capacity and as to action in another capacity while, holding such office, and shall continue as to a person who has ceased to be a director, officer, employee, trustee, or agent, and shall inure to the benefit of the heirs, executors, and administrators of such a person.

10.3 Insurance. To the extent permitted by Georgia law, the Corporation may purchase and maintain insurance on behalf of any person who is or was a director, officer, employee, trustee, or agent of the Corporation, or is was serving at the request of the Corporation as a director, officer, employee, trustee, or agent or another corporation, domestic or foreign, not-for-profit or for profit, partnership, joint venture, trust or other enterprise.

ARTICLE ELEVEN

Miscellaneous

11.1 Books and Records. The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its members, Board of Directors, and committees having any of the authority of the Board of Directors. The Corporation shall keep at its registered or principal office a record giving the names and addresses of the directors.

11.2 Corporate Seal. The corporate seal (of which there may be one or more exemplars) shall be in such form as the Board of Directors may from time to time determine.

11.3 Fiscal Year. The Board of Directors is authorized to fix the fiscal year of the Corporation and to change the same from time to time as it deems appropriate.

11.4 Internal Revenue Code. All references in these bylaws to sections of the Internal Revenue Code shall be considered references to the most recent revision of the Internal Revenue Code, as from time to time amended, to the corresponding provisions of any applicable future United States Internal Revenue Law, and to all regulations issued under such sections and provisions.

11.5 Construction. Whenever the context so requires, the masculine shall include the feminine and neuter, and the singular shall include the plural, and conversely. If any portion of these bylaws shall be invalid or inoperative, then, so far as is reasonable and possible, the remainder of these bylaws shall be considered valid and operative, and effect shall be given to the intent manifested by the portion held invalid or inoperative.

11.6 Table of Contents; Headlines. The table of contents and headings are for organization only.

11.7 Relation to Articles of Incorporation. These bylaws are subject to, and governed by, the articles of incorporation.

ARTICLE TWELVE

Amendments

12.1 Powers to Amend Articles and Bylaws. Subject to the provisions of Section 12.2 of this Article, the Board of Directors shall have the power to alter, amend, or repeal the articles of incorporation or these bylaws, or adopt new bylaws; provided, however, that the Board of Directors shall have no power or authority to make any changes in the articles of bylaws which would in any way diminish or derogate from the duties at Section 2.2 of these Bylaws.

12.2 Conditions. Action by the Board of Directors with respect to the articles of incorporation or these bylaws shall be taken by the affirmative vote of a majority of all directors then holding office. Anything in these bylaws to the contrary notwithstanding, no action with respect to the articles of incorporation or these bylaws shall be taken without the prior written approval of the Council.

ARTICLE THIRTEEN

Reserved Powers of the Council

13.1 Limitations on Board of Directors. Notwithstanding any other provision contained herein, the Board of Directors of the Corporation shall not undertake the following actions without the prior approval of the Council:

a. Expend cash or incur any indebtedness with respect to any transaction or group of related transactions in excess of $20,000.00, excluding any amounts previously approved as a part of the Corporation's capital budget or business plan (such transactions requiring approval pursuant to this section being hereinafter referred to as "Material Transactions");

b. Approve the acquisition of control by the Corporation of, or the affiliation of the Corporation with, any other entity;

c. Amend the articles of incorporation or bylaws of the Corporation;

d. Voluntarily file any petition in bankruptcy;

e. Adopt any short-term capital or operational or long-term budget of the Corporation; or

f. Acquire, sell, transfer or otherwise dispose of any assets of the Corporation, excluding: (i) transactions occurring in the ordinary course of business, (ii) transactions previously approved as part of the Corporation's budget or business plan, (iii) transactions among the Corporation and the City of Peachtree City.

ARTICLE FOURTEEN

Tax-Exempt Status

14.1 The affairs of the Corporation at all times shall be conducted in such a manner as to assure its status as an organization as defined in Section 501(c)(6) of the Internal Revenue Code.

14.2 The Corporation shall have all the powers permitted nonprofit corporations in the State. Notwithstanding anything contained herein to the contrary, the Corporation:

a. Shall only exercise such powers

b. Shall engage in only such activities

c. Is organized exclusively for such purposes as shall be permitted under Section(c)(6) of the Internal Revenue Code and regulations issued pursuant thereto as they now exist or as they may hereafter be amended.

14.3 No part of the income of the Corporation shall inure to the benefit of, or be distributable to, any director, officer, employee, or other agent of the Corporation or to any other private individual (except that reasonable compensation may be paid for services rendered to or for the Corporation in furtherance of its purposes), and no director, officer, employee, or other agent of the Corporation, or any other private individual, shall be entitled to share in the distribution of any of the corporate assets on dissolution of the Corporation.

14.4 In the event of dissolution, the balance of all assets received by the Corporation for its operations, after the payment of all debts and obligations of the Corporation, shall be distributed to the City of Peachtree City (or an entity that is an integral part of the City of Peachtree City), provided that such entity's income is excludable from gross income under Section 115(1) of the Internal Revenue Code.

ARTICLE FIFTEEN

Adoption of Bylaws

Peachtree City Tourism Association, Inc. is organized under the laws of the State of Georgia on this _____ day of _________________________, 2009

. The Bylaws were adopted by resolution of the Board of Directors and the Corporation on and became effective as of said date.

<u>{Signatures appear on the following page.}</u>

Effective date. This Amendment to the By-Laws of the Peachtree City Tourism Association, Inc. shall become effective _______________2009.

Adopted by a majority vote of the Board of Directors, in a public and open session of a regularly scheduled meeting of the Board of Directors, at which a quorum was present and voting on the 15th day of July , 2009.

Adopted: William Bexley
William Bexley,Chairman
Peachtree City Tourism
Association, Inc.

Attest: Mary E Cambrun

Approved on ___________________, 2009, by a majority vote of the City of Peachtree City Council ("Council"), in a public and open session of a regular scheduled meeting, at which a quorum was present and voting.

By: ___________________________
Harold Logsdon, Mayor

ATTEST:

____
City Clerk

CITY OF PEACHTREE CITY
INTEROFFICE MEMORANDUM

TO: **Mayor & City Council**

VIA: **Bernie McMullen, City Manager**
Paul Salvatore, Director of Finance P.S. jc
Ed Eiswerth, Fire Chief
Matthew Robinson, Systems Administrator MR

FROM: **David Williamson, Asst. Opns. / EMS Officer**

DATE: **September 4, 2009**

SUBJECT: **Fire House Software Upgrade**
Council Agenda September 17, 2009

Recommendation:
Staff recommends that Council approve the unbudgeted FY 2009 upgrade to the Fire House Enterprise records management system from ACS Fire House, Urbandale, Iowa in the amount of $12,790.00.

Discussion:
The Peachtree City Fire Department has used the standard version of ACS Fire House software as our records management systems for fire since 2001 and EMS since January 2007. The Fire Department was planning to include the upgrade to Fire House Enterprise in the FY 2011 budget process but was advised recently by our sales representative, Roger DeDoncker, that ACS Fire House will no longer support the standard version of Fire House software at some time during the year 2010. By upgrading at this time we will not run the risk of not having software support and also of solving several long term problems associated with the Fire House standard software.

The Fire House Enterprise software is far superior to the standard version in the way files are retrieved and information is processed. This will result in reducing the wait time between screens. Currently the wait time can be greater than one minute. The Fire House Enterprise software is the flagship product for ACS and is the most widely used fire department records management system in use today.

By upgrading to the Fire House Enterprise software we will be able to better utilize the EMS module that has been previously purchased by allowing ambulances to sync data to the city's server after each call. This will allow for more timely submission of records to our EMS billing vendor and will eliminate the possibility of lost records that now exists with the present system.

Fire House Enterprise software is only sold through ACS Fire House. The cost for eleven operator license (the same number as we have for the standard version) and one year of support is $12,790.00.

Budget Impact:
This request is currently unbudgeted in FY2009; however, there is adequate funding in account number 100-3510-52-2200 that can be transferred to the appropriate 100-3510 accounts to fund this request. The annual recurring cost for software maintenance for the Fire House Enterprise will be $2,595.00, as compared to $1,905.00 paid this FY for Fire House Standard.

DW/mjr

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO:	**Mayor and Council Members**
VIA:	**City Manager** **Financial Services Director** P.S. **Assistant Financial Services Director** **Purchasing Agent** **Community Development Division Director** David
FROM:	**City Engineer** David A. Borkowski
DATE:	**August 31, 2009**
SUBJECT:	**Expansion of Fire Station 84 – Architectural Services** ***September 17, 2009 City Council Meeting***

Recommendation:

Staff recommends that City Council award the architectural design of Fire Station #84 expansion to Leo A. Daly, for the lump sum amount of **$55,000** plus **$1,000** for reimbursable items, for a total amount not to exceed **$56,000.**

Discussion:

Due to the increase in personnel at Fire Station #84, an additional 1,250 square foot will be needed to add on to the existing building.

In the attached proposal, Leo A. Daly will provide full architectural services including programming, design and contract documents, specifications with general and supplemental conditions and bidding requirements as well as full service contract administration services.

Staff requested a proposal from Leo A. Daly for this project without soliciting proposals from other firms. Staff did not solicit other proposals because Leo A. Daly is familiar with the City's fire stations and has provided excellent service on past projects. For example, Leo A. Daly has provided above-par service on the Station 83 expansion as will as the Peachtree City Library expansion, and is always accessible to resolve issues as they come up. For these reasons Staff is requesting that the City approve Leo A. Daly as a brand name for this project.

The fees for providing Civil and sanitary sewer design will be handled through a separate contract.

Budget Impact:

There are funds available in the FY 2009 Bricks and Mortar Loan to cover the cost of this contract.

Attachment
Proposal

LEO A DALY

PLANNING
ARCHITECTURE
ENGINEERING
INTERIORS

EST. 1915

ATLANTA
AUSTIN
BEIJING
BRYAN
CHICAGO
DALLAS
DENVER
FORT WORTH
HONG KONG
HONOLULU
HOUSTON
ISTANBUL
LAS VEGAS
LOS ANGELES
MIAMI
MINNEAPOLIS
MOSCOW
OMAHA
PHOENIX
SAN ANTONIO
SAN MARCOS
TAMPA
TIANJIN
WACO
WASHINGTON, DC
WEST PALM BEACH

August 12, 2009

Mr. David Borkowski, PE
City Engineer
City of Peachtree City
151 Willowbend Road
Peachtree City, Georgia 30269

Subject: **Proposal for Professional Services for the City of Peachtree City, Fire Station No. 84 Addition**
LEO A DALY Proposal No. ATL-09-0042

Dear David,

LEO A DALY appreciates the opportunity to offer this fee proposal for your consideration.

PROJECT DESCRIPTION
Provide full service architectural and engineering services for the proposed 1,250 square foot addition to Peachtree City Fire Station No. 84.

SCOPE OF SERVICES
LEO A DALY will provide full architectural services including programming, design and contract documents, including specifications with general and supplemental conditions and bidding requirements.

We will also provide Interior Design services including color boards and material selection. We understand furniture and fixtures will be selected and administered by the City agencies.

All bidding activities will be performed by Peachtree City Agencies.

Full service construction contract administration services by our architecture and engineering staff members including review of submittals and shop drawings, administration of RFI's, and review of payment certificates and change orders as required. On-site meetings once per week and site observation, and close out services and final punch list are also included.

COMPENSATION
Compensation to LEO A DALY shall be a lump sum of $55,000 plus reimbursable detailed below.

REIMBURSIBLE EXPENSES
In addition to the fee, LEO A DALY shall be compensated for the expenses, described below, and incurred by LEO A DALY and its employees and sub-consultants in the interest of the project. These expenses will be invoiced at cost:

- Employee owned vehicles at the current IRS standard mileage rate.
- Rental vehicles.
- Transportation, parking, and living expenses for authorized out-of-town travel.
- Long-distance communications-telephone, fax, and video conference.
- Fees paid for securing approval of regulatory authorities.
- Finished renderings, aerial renderings and models.

10 TENTH STREET NE
SUITE 200
ATLANTA, GA 30309-3854
TEL 404.874.8333
FAX 404.874.8330
www.leoadaly.com

- Consultants (except those included in our base compensation).
- Tests, surveys or other technical assessments of existing buildings.
- Communications-, postage, express mail, and couriers.
- Computer time @ $5.00/hr.
- Electronic File Transfers (including FTP site downloads/uploads) of documents.
- Printing, plotting, copying, photography and other reproductions.

ADDITIONAL SERVICES

Services required of LEO A DALY not defined in the scope of services above, or for revisions to the above scope, shall be considered as additional services. Compensation for additional services shall be based upon the hourly rates listed in Attachment A.

PAYMENTS:

Payments are due and payable thirty (30) days from the date of the LEO A DALY'S monthly invoice. Amounts unpaid thirty (30) days after the invoice date shall bear interest at the rate of 12 percent (12%) per year.

David, we, at LEO A DALY, look forward to working on this project. Should this proposal meet your needs, please countersign one copy and return it to us, and retain the other copy for your records.

Sincerely,

LEO A DALY

Avery M. Sarden AIA, NCARB
Vice President, Director of Operations

CITY OF PEACHTREE CITY

David Borkowski, PE
City Engineer

cc: Jim Porter
Enclosures: Attachment "A"-Hourly Rate Schedule

Attachment A
Hourly Rate Schedule

HOURLY RATES:
Below is the schedule of hourly rates for LEO A DALY and its non-reimbursable consultants (if any).

Billing Category:	Hourly Rate:
Principal	$225.00
Project Manager	$175.00
Senior Professional (Architect, Engineer, or Interior Designer)	$150.00
Professional (Architect, Engineer, or Interior Designer)	$100.00
Pre-Professional (Architect, Engineer, or Interior Designer)	$85.00
Senior Administrator	$70.00
Clerical	$55.00

The above rates are valid for a period of 12 months from the date of this proposal.

The billing rates will be adjusted annually to reflect adjustments in compensation for LEO A DALY employees and consultants.

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO: **Mayor and Council Members**

VIA: **Bernard McMullen, City Manager**
Paul Salvatore, Financial Services Director P.S.

FROM: **H. C. "Skip" Clark II, Chief of Police**

DATE: **September 9, 2009**

SUBJECT: **Reclassification of a Sergeant Position**

City Council Agenda, September 17, 2009

Recommendation:

It is staff's recommendation that City Council approve the reclassification of a Sergeant position to a Lieutenant position.

Discussion:

Currently, the Professional Standards Division is only staffed by a Captain. The Professional Standards Division is responsible for Accreditation by the Commission on Accreditation for Law Enforcement Agencies, Inc (CALEA), State Accreditation, Training, Internal Affairs, Hiring, and Background Investigations. Since this position was created in October 2004, the workload and responsibilities have continued to grow. With the ever increasing workload placed on that division, as well as the limited staffing, we have not been able to address all of the needs of the department as timely and expeditiously as we would like. Furthermore, when the Captain is off, at training, sick or other wise involved in more pressing matters, such as the recent re-accreditation process, the other duties are unavoidably delayed.

The addition of a Lieutenant to this division will assist in balancing the workload as well as provide additional focus in recruiting, research, crime analysis, and grants. Early on this division was identified as an area that was in desperate need of additional staffing and resources. We have been making a number of changes in order to make the department more efficient and effective; this change will allow us to continue that process. We are continually evaluating all divisions of the department and we are reorganizing as needed to meet our goals.

Budget Impact:

The cost to reclassify this position is relativity small and can be handled within my budget with no additional money.

CITY OF PEACHTREE CITY

INTEROFFICE MEMORANDUM

TO:	**Mayor and Council**
FROM:	**City Manager**
DATE:	**9/15/2009**
SUBJECT:	**Consider Appointment of Planning Commission Member(s)** **Consent Agenda, September 17, 2009**

Recommendation:

Re-appoint Patrick Staples and Joe Frazar to a new term on the Planning Commission beginning September 30, 2009 ending September 30, 2012. In addition, Lisa Curtis to be appointed as an alternate in the event a vacancy occurs.

Discussion:

The Selection Committee, composed of Mayor Harold Logsdon, Council Member Doug Sturbaum, Planning Commission Vice-Chairman Theo Scott, and myself Bernie McMullen, considered 7 applicants for the vacancies on the Planning Commission

It is the recommendation of the Committee that Patrick Staples and Joe Frazar be re-appointed to a term that would end on 9/30/2012. In addition, the Committee further recommends that Lisa Curtis be appointed as an alternate to fill any vacancy that may occur.

Copies of their applications are attached for your review.

Budget Impact:

This item should have no budgetary impact.

RECEIVED
JUL 27 2009
PEACHTREE CITY
CITY HALL

PLANNING COMMISSION
APPLICATION FOR APPOINTMENT

Thank you for your interest in being considered for appointment to the Planning Commission. Applicants must be a legal resident of the State of Georgia and have been a resident of Peachtree City for at least six months prior to the date an application is submitted. Elected officials of any governmental jurisdiction in the County and City employees are not eligible for appointment.

The Planning Commission is comprised of five members appointed to three-year terms. Meetings are held on the second Monday of each month at 7:00 p.m. Members are required to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Commission meetings as possible in an effort to become familiar with the responsibilities of the Commission.** Appointees will also be required to attend various Planning Commission Training classes and meetings paid for by the City as part of their service on the Commission. The Commission is responsible for assisting in the administration of the City Zoning Ordinance and Land Development Ordinance and for reviewing site plans and landscape plans for commercial and industrial development.

Please take a few minutes to complete the form below and answer the questions on the reverse side of this form and return it with a resume, if available, to Debbie Lemay, City Hall, 151 Willowbend Road, Peachtree City, GA 30269 by **5:00 p.m., on Friday, August 28, 2009.** The City will contact you within two weeks of the application closing date.

If you have any questions, please call 487-7657.

Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME PATRICK STAPLES

ADDRESS 127 CROWN COURT
PEACHTREE CITY, GA 30269

TELEPHONE HOME **(~~Day Time~~)** 770-486-9534

CELL **~~(Evening)~~** ~~678-422~~ 678-266-8146

(Fax No:)

(Email:) pstaples@phrehab.com

Signature

7/22/09
Date

How long have you been a resident of Peachtree City? Since June of 2005.

Why are you interested in serving on the Planning Commission? I would like to apply my skill set to furthering the interests of an already great community in a critical area, planning and future development.

What qualifications and experience do you possess that would benefit the planning commission? I am a facilitator and consensus builder by nature – noting that consensus building is not the same as compromising. While I am passionate about maintaining and promoting the core values of Peachtree City (trees, multi-path access, family-orientation, unique architecture, safety, pro-small business), I tend to deal with issues in an objective fashion – something that is requisite in this position. I am also fairly thick-skinned and have no overriding political agenda other than furthering the interests of the city, which tends to help in dealing with the often harsh and sometimes ill-researched media that pays much attention to the commission. I tend to be able to work with folks on all sides of an issue, cutting through positions, and getting to the root of underlying issues to determine whether or not a consensus can be reached. I am not afraid to ask either a "dumb" or unpopular question, nor am I hesitant to challenge the foundations of any argument.

List major jobs:

Partner and COO, ProgressiveHealth – a 300+ employee physical therapy and prevention company that services large industrial clients, hospitals, and other healthcare facilities. Oversee operations of the entire company.

Senior Vice President, Retail CFO Integra Bank – directed corporate investments, merger and acquisition activities, and oversaw financial activity of banking centers for the $2 billion bank. Led asset / liability and interest rate risk committees.

Do you have any experience with city planning? I have now served on the Planning Commission for three years, and have participated in training with ARC and have participated in many ancillary discussions and projects regarding Peachtree City planning. Prior to my Planning Commission participation, I served on the Peachtree City Comprehensive Plan Update Advisory Board, which provided me with a solid history of the evolution of the City's land planning.

Have you attended planning commissions in the past? Yes, many.

Are you willing to take education classes? Yes

Would there be any possible conflict of interest between your employment and you serving on the Planning Commission? Highly unlikely

Describe your current community involvement? Planning commission certainly demands a good part of the time that I allocate to community involvement. I also attend Southside Christian Church and am a member of Peachtree City Running Club.

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NAME JOE N. FRAZAR III

ADDRESS 407 TANTALLON
PEACHTREE City, GA 30269

TELEPHONE (Day Time) 678-364-9397

(Evening) 678-364-9397

(Fax No:)

(Email:) joe356@aol.com

Joe N. Frazar
Signature

20 Aug 2009
Date

How long have you been a resident of Peachtree City?

Since June 01 - 8 years

Why are you interested in serving on the Planning Commission?

1) Contributing to maintenance of the Quality of life in PTC.
2)

What qualifications and experience do you possess that would benefit the Planning Commission?

1) 1 year on the Planning Commission to include training at STATE
2) Involved in planning for a private school
3) Former C/S of Army Post overwatching Budget and Installation Planning and operations
4) 3 years on the PTC Rec Commission

List major jobs you have held during your working career to include name of company and position.

- 31 years, US Army with experience in planning and operations
- Chief of STAFF of FT Stewart & Hunter Army AIRFIELD and 24 INF DIV.
- Commanding General of nine state Senior ROTC Region

Do you have any past experience relating to City planning? If so, describe.

- 1 year on Planning Commission
- 2 years as Chief of STAFF of Ft. Stewart/Hunter Army AIRFIELD

Have you attended any Planning Commission meetings in the past year and, if so, how many?

all scheduled meetings and several workshops

Are you willing to take continuing education classes?

yes

Would there be any possible conflict of interest between your employment and you serving on the Planning Commission?

no

Describe your current community involvement.

- PAST President of PTC Kiwanis Club
- member of PBC of PTC
- 3 years on Recreation Commission
- 1 year on Planning Commission

PLANNING COMMISSION
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NAME LISA CURTIS

ADDRESS 143 Wynnmeade Pkwy
Peachtree City, GA 30269

TELEPHONE (Day Time) 404 803 6885

(Evening) 678 489 7112

(Fax No:)

(Email:) lisa.curtis@world-mail.org

Lisa Curtis
Signature

7/20/09
Date

How long have you been a resident of Peachtree City?
I have been a resident of Peachtree City for 2 years.

Why are you interested in serving on the Planning Commission?
I would like to help in our community. My family specifically relocated to PTC after visiting 3years ago. This is a special city and I think my experience and skills can assist our local government keep the PTC vision.

What qualifications and experience do you possess that would benefit the Planning Commission?
I have a mechanical engineering BS from GA Tech and 15 years design and field start-up experience in industrial facilities. I have knowledge of federal, state, environmental and ADA requirements from past project experience.

List major jobs you have held during your working career to include name of company and position. (Resume attached)

- Mechanical engineer - Lockwood Greene Engineers
- Director of Engineering & Maintenance - EMD Chemicals
- Facility manager - McMaster-Carr Supply Co.

Do you have any past experience relating to City planning? If so, describe.
Green field industrial development and design coordination with local governments to projects. Knowledge of building codes, state and federal building and land use requirements.

Have you attended any Planning Commission meetings in the past year and, if so, how many?
Yes. Four April-July.

Are you willing to take continuing education classes?
Yes

Would there be any possible conflict of interest between your employment and you serving on the Planning Commission?
No.

Describe your current community involvement.

- Completed PTC 101 class
- Applied for September 2009 CERT Class
- Member of Keep PTC Beautiful
- Member of Wynnmeade HOA (have not attended a meeting yet)

LISA A. CURTIS

143 Wynnmeade Pkwy ▪ Peachtree City, GA 30269 ▪ 678-489-7112 ▪ lisa.curtis@world-mail.org

FACILITY TECHNICAL EXECUTIVE

17 years of progressive experience optimizing manufacturing, engineering and business operations through effective management of technical resources, operating expenses, engineering design and capital investments. Creative and dependable professional possessing superior leadership skills demonstrated by motivating cross functional teams to successfully meet organizational, business , development, technical and financial objectives. Proven areas of expertise include:

•Work Culture Change Management
•Process Development/Improvement
•Capital Project Design and Engineering
•Production Capacity Determination
•Design for Productivity
•Project Management
•QA/QC Preventative Actions
•ISO/RC14001/GMP
•Maintenance Management
•Supervision and Development
•Budgeting
•Strategic Planning

PROFESSIONAL EXPERIENCE

MCMASTER-CARR SUPPLY CO. - ATLANTA, GA AUG 2007 – PRESENT

Responsible for all technical aspects of national industrial supply company regional facility including compliance with safety, environmental, utility, equipment reliability, business plan and budget requirements, management of technical staff including information technology and to provide employee wellness functions.

FACILITY MANAGER

- Member of executive management team and responsible for all safety, technical, maintenance, information technology, capital and employee wellness objectives.
- Develop and manage site maintenance expense and capital budgets and plans
- Provide site leadership for strategic safety, maintenance, capital investment, information technology, employee wellness programs and quality initiatives.
- Manage all engineering and maintenance functions for facility maintenance and capital expansion to meet all safety, environmental, budgetary, quality and GMP Excipient requirements.
- Provide engineering and design leadership for operational expansions, logistics modification and new process installations.
- Oversee and provide strategic input for continuous improvement of proactive maintenance culture to improve equipment reliability. One correlating measure is a 75% reduction in conveyor line downtime since 2007.
- Quality Management representative for ISO, OSHA, EPA, DOT and governmental agency audits and inspections.
- Responsible for technical staff supporting information technology systems and support.
- Provide management and mentorship for safety program development and implementation. One correlating measure is an 80% in OSHA recordable accidents since 2007.
- Manage and assist with the development of employee wellness programs and events such as health fairs, volunteer functions, tutoring, recreational sports and social functions.

EMD CHEMICALS, INC. - SAVANNAH, GA MAR 2004 – AUG 2007

DIRECTOR OF ENGINEERING & MAINTENANCE

- Report to senior site manager and responsible for all technical and maintenance requirements for $400M (sales) specialty chemical plant.
- Develop and manage site maintenance expense and capital budgets utilizing SAP business enterprise system and Tabware CMMS.
- Provide site leadership for strategic safety, production, maintenance and quality initiatives.
- Manage all engineering and maintenance functions for production and lab support, capital expansion, process and equipment optimization to meet all safety, environmental, budgetary, quality and GMP Excipient requirements.
- Provide engineering and design leadership for production expansions, product modification and new process installations.
- Oversee and provide strategic input for continuous improvement of proactive maintenance culture to improve equipment reliability. One correlating measure is a 40% reduction in production line downtime since 2005.
- Quality Management representative for ISO, RC14001, FDA and governmental agency audits and inspections.
- Implementing skills assessment and training program correlating job requirements to pay scale and performance requirements.

MAINTENANCE MANAGER

- Responsible for all chemical plant and facility maintenance, plant utilities availability, spare parts inventory, equipment reliability and contractor management.
- Provided direct supervision for associates responsible for mechanical, electrical & instrumentation, store stock, utility production, and reliability engineering.
- Transitioned work culture from 100% reactive maintenance to 70% proactive maintenance environment including implementation of CMMS, work schedule, work measures and preventative maintenance program.
- Created global maintenance best practice standard operating procedures for optimal equipment performance through collaboration with German and Japanese colleagues.
- Reduced maintenance expense budget annually since 2004

CH2M HILL LOCKWOOD GREENE - SAVANNAH, GA OCT 2000 – MAR 2004

PROJECT ENGINEER/LEAD MECHANICAL ENGINEER

Field Assignment – EMD Chemicals, Inc.

- Over $2.0 M in Capital Projects including major lab renovations and plant expansions
- Plant engineering & process improvements

Field Assignment – Georgia Pacific, Savannah River Mill

- Responsible for: Industrial ventilation projects, packaging equipment installation and manufacturing process optimization

Design Assignment – Process expansion, EMD Chemicals, Inc.

NORTHERN TRUST RETIREMENT CONSULTING - ATLANTA, GA OCT 1996 – OCT 2000

ACCOUNTING MANAGER, OFFICER

- Responsible for Financial reporting, accounting practices and department personnel management of $50 MM division of Northern Trust.

QUALITY CONSULTANT, ASSOCIATE

- Year 2000 Wellness Check Coordinator, responsible for development detailed task system checks of all computer and banking systems.
- Optimized and defined processes to administer recordkeeping of defined benefit and defined contribution plans during implementation.

PROCESS ENGINEER

- Business process engineering and marketing support for bank and customers.

LOCKWOOD GREENE ENGINEERS – ATLANTA, GA MAR 1993 – OCT 1996

FIELD PROCESS ENGINEER, LEAD DESIGNER

- Responsible for design, installation and commissioning of yeast centrifuges, pneumatic conveying systems and multiple brewery process improvements at various facilities for client.
- PDS Intergraph Administrator and Designer - Material Management & 3D Modeling.
- Design Engineer – Balance of plant design for waste to energy facility.

ABB LUMMUS CREST INC. -HOUSTON, TX JUNE 1992 – MAY 1993

ASSISTANT ENGINEER

- Performed HVAC system design calculation, CAD drawings and equipment specifications.

EDUCATION & AFFILIATIONS

• Bachelors of Mechanical Engineering, Georgia Institute of Technology	1992
• EIT Certificate No. 17568	1992
• Certified Maintenance Reliability Professional	2005
• Intern, American Society of Mechanical Engineering Board - Pressure Technology	2002-2003
• Savannah Section Chair, American Society of Mechanical Engineers	2001-2004
• Atlanta Section Chair, American Society of Mechanical Engineers	1997-1998
• GSPE Georgia Young Engineer of the Year	1996
• Completed PTC 101 - Peachtree City Government Class	2009