

CITY OF PEACHTREE CORNERS
COUNCIL MEETING
October 2, 2012 @ 7:30pm

The Mayor and Council of the City of Peachtree Corners held a Council Meeting on Tuesday, October, 2, 2012 at 7:30pm and held at the Robert Fowler, YMCA located at 5600 West Jones Bridge Road, in Peachtree Corners, GA 30092. The following were in attendance:

Mayor	Mike Mason
Council Member	Phil Sadd - Post 1
Council Member	James Lowe - Post 2
Council Member	Alex Wright - Post 3
Council Member	Jeanne Aulbach - Post 4
Council Member	Lorri Christopher - Post 5
Council Member	Weare Gratwick - Post 6
City Attorney	Bill Riley, Scott Robichaux
City Manager	Julian Jackson
Consultant	John Kachmar
Acting City Clerk	Joan Jones

PLEDGE OF ALLEGIANCE: Mayor Mason led the Pledge of Allegiance.

OPENING COMMENTS: Mayor Mason thanked everyone for attending. He welcomed City Manager Julian Jackson and commented it was good to have Council Member Sadd back.

MINUTES: Mayor Mason called for a motion to consider the September 20, 2012 Council Meeting Minutes and September 25, 2012 Work Session Summary. Council Member Christopher motioned, seconded by Council Member Gratwick to approve the minutes as presented. There being no further discussion, the motion carried unanimously.

PUBLIC COMMENT: Mayor Mason called for any public comment. No public comments made.

REPORTS and PRESENTATIONS: Community Development Director Diana Wheeler reported on staff activities during the September 17th through September 28th time frame. The report included an update on the various meetings she has attended, the number of permits issued by Gwinnett County and a brief overview of the Roberts property located at Medlock Bridge and Peachtree Parkway. She explained there has been no application submitted for this property; however, there has been action to have the property consolidated under a single ownership.

Acting City Clerk Jones requested Council to consider amending tonight's agenda to include item H-13: under New Business: A Resolution to Consider and Approve a Cable Franchise Fee Agreement and the correction of scribner's error on the number of Resolutions 2012-10-18/19. There was council consensus to amend the agenda to include these changes.

Report on Possible Franchise Agreements was delayed until Attorney Riley arrived.

NEW BUSINESS: The First Reading of Ordinance 2012-10-64 Granting to **Atlanta Gas Light Company** the Right and Franchise to Use and Occupy the Streets, Avenues, Roads, Public Highways, Alleys, Lanes, ways Parks and Other Public Places of the City of Peachtree Corners, for Constructing, Maintaining,

Renewing, Repairing and Operating a Gas Works and Gas Distribution System, and other Necessary Means for Manufacturing, Transmitting, Distributing and Selling or Manufactured, Natural or Commingled Gas Within and through the City of Peachtree Corners and the Fixing Terms and Conditions of Such Grant; To Provide Provisions Governing the Franchise Fee Calculations proved and Effective Date and for Other Purposes was held. Clarification was requested on the how the calculation of the fee is made. Attorney Robichaux explained he will research and provide that information at the next meeting before any action is taken on this ordinance.

The First Reading of Ordinance 2012-10-65 Amending Chapter 18; Businesses, To Provide For **Insurance License Fees**; To Provide for Codification; to Provide for Severability; to Provide an Effective Date and for Other Purposes was held. City Manager Jackson explained this needs to be adopted by the end of the year in order to collect these types of fees.

CITY ATTORNEY APPOINTMENT: Council Member Aulbach motioned, seconded by Council Member Christopher to appoint William Riley as the City Attorney for the City of Peachtree Corners, Georgia. There being in discussion, the motion carried unanimously. **(ACTION ITEM)**

JOB DISCRPTION CITY CLERK: City Manager Jackson reviewed the Job Description for the City Clerk position. Council Member Gratwick motioned, seconded by Council Member Christopher to approve and authorize the advertisement for this position. During discussion, there was clarification of certification training. There being no further discussion, the motion carried unanimously. **(ACTION ITEM)**

RFP for DEVELOPMENT SERVICES: Council Member Aulbach motioned to table this item for further review, for discussion purposes Council Member Lowe seconded this request and requested to hear the presentation on this proposal. Community Development Director Wheeler provided a handout of a revised request for proposal for Development Services; she reviewed what is being requested, the purpose of this RFP and various duties that would be provided to whomever received the award. After discussion, Mayor Mason called the motion and the motion carried unanimously.

FINANCIAL and PROCUREMENT POLICY: Council Member Lowe motioned, seconded by Council Member Christopher to approve Resolution 2012-10-19 Adopting the City of Peachtree Corners, Georgia Financial and Procurement Policy for the City of Peachtree Corners. **(RESOLUTION 2012-10-19)**

POLICY FOR RULES and PROCEDURES FOR MEETINGS: Attorney Riley and Acting City Clerk Jones reviewed this policy that outlines the procedure for council meetings, executive session, hearings. There was discussion on the appointment of Mayor ProTem, process for Public Hearings, Consent Agendas, Public Comment time and responses. Amendments were made to the proposed policy. Council Member Christopher motioned, seconded by Council Member Gratwick to approve Resolution 2012-10-20 Adopting Rules and Procedures for Council Meetings and Public Hearings for the City of Peachtree Corners as amended. There being no further discussion, the motion carried unanimously. **(RESOLUTION 2012-10-20)**

PROFESSIONAL SERVICES PAYMENT: Mayor and Council considered the following Agenda Action Items as one motion-Consideration to Approve Payment to Riley McLendon, LLC for Professional Services for the months of May, June, July, August, 2012. Council Member Lowe motioned, seconded by Council Member Aulbach to approve payment for professional services to Riley McLendon, LLC for the months of May, June, July, August, 2012. There being no discussion, the motion carried unanimously. **(ACTION ITEM)**

PROPOSALS FOR IT AND FINANCIAL/ACCOUNTING SERVICES: City Manager Jackson reviewed the

history of the initial RFP and process for IT and Financial/Accounting Services and recommended the rejection of all the proposals received at this time. Council Member Lowe motioned, seconded by Council Member Aulbach to reject all proposals received regarding the proposals for IT and Financial/Accounting Services. There being no discussion, the motion carried unanimously. **(ACTION ITEM)**

CABLE FRANCHISE FEES: Attorney Riley reviewed this added agenda Resolution which establishes a franchise fee for holders of a Cable or Video Services Provider State Franchise, explaining this is collected by the state and now the city is eligible for those funds instead of Gwinnett County. Council Member Gratwick motioned, seconded by Council Member Lowe to approve Resolution 2012-10-21-Establishing a Franchise Fee in the City of Peachtree Corners, Georgia for Holders of a Cable or Video Service Provider State Franchise. The being no discussion, the motion carried unanimously. **(RESOLUTION 2012-10-21)**

Mayor asked if Attorney Riley had anything to give on his Reports and Presentations regarding Franchise Agreements. Mr. Riley explained the Cable Franchise Resolution was his report.

EXECUTIVE SESSION: No Executive Session held.

MAYOR'S COMMENTS: Mayor Mason asked City Manager for updates on what, if anything, Gwinnett County has done regarding the Energy Excise Tax and if they have resolved the issue with Georgia Power Company and the 70 or so residents to determine their location. Mr. Jackson said he will follow up and get back with the council.

ADJOURNMENT: There being no further business, Council Member Aulbach motioned, seconded by Council Member Wright to adjourn the meeting. There being no further discussion, the motion carried unanimously and the meeting was adjourned.

Approved,

Attest:

Mike Mason, Mayor

Joan C. Jones, Acting City Clerk