



**FAYETTEVILLE CITY COUNCIL**

Edward Johnson, Mayor  
Kathaleen Brewer  
Paul C. Oddo, Jr.  
Harlan Shirley  
Scott Stacy  
James B. Williams

**STAFF**

Ray Gibson, City Manager  
Anne Barksdale, City Clerk

**MEETING LOCATION**

Fayetteville City Hall  
Council Chambers  
240 South Glynn Street  
Fayetteville, Ga. 30214

**MEETING TIME**

Regular Session 1<sup>st</sup> and 3<sup>rd</sup> Thursday  
of each month 7:00 p.m.

**MAYOR AND COUNCIL OFFICE**

Fayetteville City Hall  
240 South Glynn Street  
Fayetteville, Ga. 30214

Phone: 770-461-6029  
Fax: 770-460-4238

**Web Site:**

[www.fayetteville-ga.gov](http://www.fayetteville-ga.gov)

**E-Mail Address:**

[abarksdale@fayetteville-ga.gov](mailto:abarksdale@fayetteville-ga.gov)

**Agenda**  
**Fayetteville City Council Meeting**  
**January 7, 2016**  
**7:00 P.M.**

Call to Order

Opening Prayer – Mr. Edward Mitchell

The Pledge of Allegiance to the Flag

**Approval of Agenda**

1. Approval Of Minutes Of The Previous Meeting

**RECOGNITIONS AND PRESENTATIONS:**

2. Election of Mayor Pro Tem for 2016
3. Above and Beyond Award - PD

**PUBLIC HEARINGS:**

4. Consider Approval of Beer & Wine License for Dolce Pizza, LLC located at 725 E. Lanier Ave. for Moshe Bengigi
5. Consider Approval of Beer, Wine, & Distilled Spirits License for AKEG Ventures, Inc. d/b/a Sabor A. Mexico located at 805 Lanier Ave. West, Ste. C for Efrain Gonzalez

**CONSENT AGENDA:**

6. Consider Board Appointments for MSTA, DDA Council Appointment, Ethics Board Consideration, and Standing Yearly Appointment Confirmation –
  - MSTA – Four positions
    - Re-appointment of Cathy Cochran
    - Re-appointment of Patsy Gullett
    - Appointment of Mike Hofrichter to replace David Patton
    - Appointment of Jolene Dingler to finish out Emily Poole's term (2 years)

## **REPORTS AND COMMENTS:**

7. City Manager And Staff Reports
8. City Council and Committee Reports
9. Mayors Comments
10. Public Comments

**City of Fayetteville**  
**Regular Mayor and City Council Meeting**  
**Minutes**  
**December 17, 2015**

**Call to Order**

The Mayor and City Council of Fayetteville met in regular session on December 17, 2015 at 7:00 p.m. in the Council Chambers at City Hall. Mayor Greg Clifton called the meeting to order, followed by Opening Prayer and led those attending in the Pledge of Allegiance to the Flag. Council members present were: Mickey Edwards, Edward Johnson, Paul Oddo, Scott Stacy, and James Williams. Staff members present were City Manager Ray Gibson and City Clerk Anne Barksdale.

Johnson moved to approve the agenda as presented. Williams seconded the motion. Motion carried unanimously.

Stacy moved to approve the minutes of the Regular City Council Meeting of December 3, 2015. Williams seconded the motion. Motion carried unanimously.

**Recognitions and Presentations:**

Alan Jones, Fire Chief recognized Firehouse Subs in Fayetteville for their community involvement and eagerness to give back in the form of a grant to the City Fire Department.

Scott Pitts, Police Chief gave a presentation on the newly acquired body cameras for the Police Department.

**Public Hearings:**

Mayor Clifton called Consider Alcohol License for Publix Supermarket #0579 located at 108 Pavilion Parkway for Damian L. Pearson.

Anne Barksdale, City Clerk stated this was a change in licensee and all paperwork had been approved.

There were no public comments.

Oddo moved to approve Alcohol License for Publix Supermarket #0579 located at 108 Pavilion Parkway for Damian L. Pearson. Stacy seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider Alcohol License for Target Store T-0778 located at 107 Pavilion Parkway for Eric Bowman.

Anne Barksdale, City Clerk stated this was a change in licensee and all paperwork had been approved.

There were no public comments.

Williams moved to approve Alcohol License for Target Store T-0778 located at 107 Pavilion Parkway for Eric Bowman. Oddo seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider Alcohol License for Walgreens #06371 located at 880 Glynn Street South for Alfred Mantuano, III.

Anne Barksdale, City Clerk stated this was a change in licensee and all paperwork had been approved.

There were no public comments.

Johnson moved to approve Alcohol License for Walgreens #06371 located at 880 Glynn Street South for Alfred Mantuano, III. Edwards seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider #0-25-15 – FY 2015 Budget Review – Public Hearing and 2<sup>nd</sup> Reading.

Mike Bush, Director of Finance and Administrative Services stated we have prepared a power point presentation that will examine all budgets adopted for 2015, showing the original budget, current budget, budget amendments for the year-end adjustments, and a final budget. Along with the budgets will be the actual expenses spent during the year and a variance between what the final budget is and what the actual revenues and expenditures were for 2015.

| <b>Fund</b>                    | <b>Current<br/>Budget</b> | <b>Amended<br/>Budget</b> |
|--------------------------------|---------------------------|---------------------------|
| <b>General Fund</b>            | 11,259,436                | 11,068,225                |
| <b>Confiscated Asset Fund</b>  | 45,000                    | 45,500                    |
| <b>Hotel / Motel Fund</b>      | 225,000                   | 246,500                   |
| <b>Vehicle Excise Tax Fund</b> | 121,000                   | 152,000                   |
| <b>Capital Projects Fund</b>   | 1,465,654                 | 1,465,654                 |
| <b>Impact Fee Fund</b>         | 247,045                   | 247,045                   |
| <b>SPLOST Fund</b>             | 1,423,507                 | 2,281,007                 |
| <b>Water &amp; Sewer Fund</b>  | 5,958,689                 | 5,958,689                 |

|                                  |         |         |
|----------------------------------|---------|---------|
| <b>Solid Waste Fund</b>          | 640,685 | 662,473 |
| <b>Downtown Development Fund</b> | 536,535 | 567,535 |
| <b>Mainstreet Fund</b>           | 555,620 | 655,381 |
| <b>Cemetery Perpetual Fund</b>   | 8,500   | 17,1400 |

I have attached an ordinance to amend the Fiscal Year 2015 Budgets to comply with Federal and State Regulations.

Williams moved to approve #0-25-15 – FY 2015 Budget Review – Public Hearing and 2<sup>nd</sup> Reading. Johnson seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider #0-26-15 – Rezone Request from Caddis Healthcare (Chris Grider) – 23.7 Acres Total (parcel #0522041A 8.89 acres) Currently Zoned C-3 (Highway Commercial) and (parcel #0522041 14.81 acres) Currently Zoned R-40 (Single Family Residential) to MO (Medical Office) – 936 West Lanier Ave. – 2nd Reading.

Brian Wismer, Director of Community Development stated Caddis Healthcare is requesting to rezone 23.7 acres (parcels 0522041 & 0522041A) located at 936 W. Lanier Avenue. The subject property is currently zoned C-3 (Highway Commercial) in the front, and R-40 (Single Family Residential) in the back. The applicant is seeking MO (Medical Office) zoning for the entire property to allow for the development of a senior living facility. Ingress and egress to the property will be via the existing curb cut located on Highway 54 / West Lanier Avenue.

He added, the proposed Senior Living Development will continue to add to the types of available housing, offering specific housing and assistance needed for seniors. The City of Fayetteville has been a proponent of the Atlanta Regional Commission’s *Lifelong Communities* concept which encourages the availability of housing choices for all stages of life.

The concept plan submitted with this zoning application is for reference of proposed uses only, and although Staff has done a preliminary review of the proposed layout and elevations, the plan has not been reviewed for compliance with all City codes. If approved for rezoning, development plans will be reviewed separately by the Planning & Zoning Commission at a later date.

Mr. Wismer concluded it is beneficial for the City to have this underutilized property developed in a way that is consistent with the Comprehensive Plan, while providing a needed service to the seniors of Fayetteville. Due to these reasons, Staff supports an approval for the rezoning request as submitted.

Public Comment was made by Al Hovey-King reminding Council to refer to the “building of influence” as a stipulation for zoning. He also was concerned about building an 8’ wall as a buffer

for current residents and he referred to the code section concerning tree protection plan and erosion control.

Public Comment also made by Marty Crittendon of Sharon Dr. asking to put up a wall for current residents before any further development happens in order to buffer the noise from the developers. He also asked about the clear-cutting of the property in which Brian Wismer answered it had to be done (buffer violated) for development, however the developer has agreed to a fence and replanting more trees than are there now.

Stacy moved to approve #0-26-15 – Rezone Request from Caddis Healthcare (Chris Grider) – 23.7 Acres Total (parcel #0522041A 8.89 acres) Currently Zoned C-3 (Highway Commercial) and (parcel #0522041 14.81 acres) Currently Zoned R-40 (Single Family Residential) to MO (Medical Office) – 936 West Lanier Ave., with stipulation to come back before Council after P&Z review for final development plan approval. Williams seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider #0-27-15 – Rezone Request from Mark Wurster to Rezone 19.048 Acres from C-3 (Highway Commercial) to M-1 (Light Manufacturing) – Promenade Parkway Parcel #0538088 — 2nd Reading.

Brian Wismer, Director of Community Development stated the applicant is requesting to rezone 19.048 acres of undeveloped property located on Promenade Parkway across from the Pavilion. The subject property is currently zoned C-3 (Highway Commercial) and the applicant is seeking M-1 (Light Manufacturing) zoning to allow for the future development of an industrial park. The applicant owns Kenwood Business Park located in the county, and proposes similar buildings with brick fronts and metal sides for the commercial/ industrial/business park. The property would ultimately be subdivided into 18 parcels and replatted. Ingress and egress to the property will be via the existing road (Promenade Parkway).

He said although the applicant is requesting a rezoning which differs from the original use planned for this property (industrial vs. retail/commercial), the minimal highway visibility and lack of interest in commercial development for this property suggest an industrial zoning classification could be more appropriate for this parcel.

The City has established precedent in granting a rezoning which differs from the original use intended when those planned development patterns and market conditions changed, or in this case, never came to fruition.

Mr. Wismer concluded, due to these reasons and the limited use of the property as currently zoned, Staff supports an approval for the rezoning request as submitted, with the condition that the 100' buffer be implemented along the property line adjacent to residentially zoned lots.

Johnson moved to approve #0-27-15 – Rezone Request from Mark Wurster to Rezone 19.048 Acres from C-3 (Highway Commercial) to M-1 (Light Manufacturing) – Promenade Parkway Parcel

#0538088 with the condition of addition of a 100' buffer against the residential area. Edwards seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider #0-28-15 – Social Hosting Ordinance – 2<sup>nd</sup> Reading.

Ray Gibson, City Manager stated over the last number of years AVPRIDE and the local Family Partnership Collaborative, Fayette FACTOR, have been working to help address the issue of underage drinking within Fayette County. During their research they arrived at the following conclusions:

- *Students in Fayette County significantly exceed the state averages for drinking in the last 30 days and binge drinking.*
- *School is not a preferred place to drink alcohol. Thus the penalties for being caught are high enough to deter use during school hours.*
- *Adults are more disapproving of minor aged students using tobacco than they are of minor students using alcohol.*
- *The availability and ease of access to alcohol is very widespread in Fayette County.*
- *Much of the drinking that takes place among minors happens on the weekends in their homes or in the homes of their friends.*
- *Education about ATOD ends after health class in the 9th grade.*
- *There is a major spike in alcohol use between 8th and 10th grade.*
- *Fayette 12th graders rank #27 in the state of GA for alcohol abuse, meaning that high school seniors in 132 counties in GA drink less than Fayette County High school seniors.*
- *AVPRIDE and our local collaborative came up with a number of contributing factors that we believe feeds into the above data about Fayette County minors.*

Based on their findings, Fayette FACTOR moved forward in addressing alcohol abuse amongst minors by adding it to their Annual Plan. This action item was aimed at accomplishing the following three things:

1. *Develop an Underage Drinking Prevention Plan as a component of the initiative SAVE (Substance Abuse and Violence Education) and*
2. *start a youth coalition to help address the problems above; and*
3. *Establish and implement Youth Service Learning Projects to engage youth in the community.*

He added, as part of this work plan AVPRIDE and Fayette FACTOR, in strong collaboration with community leaders, including the Fayetteville Police Department, crafted a draft Social Host Ordinance. The Ordinance has since been adopted by Fayette County and Peachtree City. City staff has reviewed the Social Host Ordinance and are requesting the approval of the Mayor and Council.

There was a Public Comment by Becky Smith, Mike Mumper, and Dawn Oparah thanking the Council for their interest in the community on behalf of AVPRIDE.

Stacy moved to approve #0-28-15 – Social Hosting Ordinance. Oddo seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider R-37-15 – TAD Agreement Highway Corridor – 2<sup>nd</sup> Reading.

Brian Wismer, Director of Community Development stated the City does not have full support from the other entities (Fayette County) and at this time we should keep the original TAD as is and not move forward with the new TAD Agreement.

Ray Gibson, City Manager added we should re-engage Ken Bleakly (Bleakly Advisory Group) for work on the current TAD.

There was Public Comment by Larry Dell, who stated as he understood the current referendum it referred only to using TAD for “blighted” or “depressed” areas and this TAD agreement would not fit that description.

Stacy moved to deny TAD Agreement R-37-15, but keep original/current TAD as is. Johnson seconded the motion. Motion carried unanimously.

### **New Business:**

Mayor Clifton called Consider Construction Bid Award for the S.R. 92 at Hood Avenue Realignment Project.

Chris Hindman, Director of Public Services stated we received three bids for the construction of the S.R. 92 at Hood Avenue Realignment Project on July 16<sup>th</sup> 2015. The attached letter from Jason Walls of ISE tabulates the bids. The low bidder is Southeastern Site Development in the amount of \$4,352,760.18.

Through the 2004 Special Purpose Local Option Sales Tax (SPLOST) there is \$7.8 million in Fayette County share and \$645,000 in City of Fayetteville share dedicated to the project. The City will use an additional \$1,155,000 in City Fund balance to fully fund the estimated cost increases incurred to the project. This brings the total estimated cost to complete the project \$9.6 million.

He added, the purpose of the project is to interconnect Hood Avenue and Highway 92 North and to extend the road access across Highway 85 to Kathi Avenue and Jeff Davis Drive North. The new road system will also include an extension to Church Street. This will greatly improve traffic circulation and safety in the Highway 85 North area.

Staff recommends the award of the State Route 92 at Hood Avenue Realignment Project to Southeastern Site Development Partners in the amount of \$4,352,760.18, and that the mayor is authorized to sign the contract documents.

Williams moved to award bid for State Route 92 at Hood Avenue Realignment Project to Southeastern Site Development Partners in the amount of \$4,352,760.18, and that the mayor is authorized to sign the contract documents. Edwards seconded the motion. Motion carried unanimously.

Mayor Clifton called Consider Bid Award for Financial Software Package.

Mike Bush, Director of Finance and Administrative Services stated we sent out an RFQ in May 2015 to help determine what types of software are being used today. We received nine responses. The Finance Department is still using a DOS based AS400 product we call “the Green Screen.”

For at least the last 10 years, software providers have been providing web based software packages which offer greater flexibility to provide numerous types of reports for Council, the State and Federal Governments, and to the Citizen of a given city.

After reviewing the request for qualifications, staff issued a RFP in July 2015 to five out of the nine responses that we felt would better improve the efficiency and effectiveness of Fayetteville’s financial position. The five providers were:

- New World Technology
- BS&A
- Tyler Technologies
- Harris Computers
- Edmunds

Out of the five responses received, staff requested three to come down and demonstrate how their software would enhance Fayetteville’s financial position.

- New World Technology - \$422,400
- BS&A - \$273,000
- Edmunds – 145,010

Of the three that came to the City to show their software, it became very clear to staff we had two top choices and one provider that didn’t deliver all that we required.

Staff asked for each of the top two bidders to eliminate certain modules from the original request to help decrease the overall cost. Once we got the reduced costs, staff scheduled and made two site visits to see their software in action and discussed any issues the current users had with the software. The reports were good for both software providers.

- Tyler New World Technology - \$226,800
- BS&A - \$249,780

After scoring each provider, staff recommends awarding the bid for Financial Software purchase in the amount of \$226,800 to Tyler New World; and that the Mayor is authorized to sign the contract documents.

Johnson moved to award bid for Financial Software purchase in the amount of \$226,800 to Tyler New World; and that the Mayor is authorized to sign the contract documents. Edwards seconded the motion. Motion carried unanimously.

### **Consent Agenda:**

Mayor Clifton called for approval of Consent Agenda – Consider Items for Surplus.

Anne Barksdale, City Clerk stated we will surplus the outgoing Mayor and Council iPads to then be donated to them. Other items will be auctioned through Gov Deals on line auction.

Oddo moved to approve Consent Agenda as presented. Stacy seconded the motion. Motion carried unanimously.

### **City Manager and Staff Reports:**

Oddo moved to amend the agenda to move up Public Comments before Executive Session. Edwards seconded the motion. Motion approved unanimously.

Ray Gibson, City Manager stated we have the Groundbreaking Ceremony for Hood Avenue/Highway 92 Road Realignment Project on Tuesday, December 29<sup>th</sup> at 10:00 a.m.

Mr. Gibson said we are working on an RFP for Insurance Broker.

Mr. Gibson remarked that the Villages HOA subcommittee is working on proposals for the fire issues.

He announced the new mayor and council swearing in ceremony will be January 5<sup>th</sup> at 6:00 p.m. at New Hope Baptist Church, north campus.

Mr. Gibson said we need to consider one representative from the City to sit on the new County Transportation Committee.

Anne Barksdale, City Clerk said Staff and Board Appointment Committee will be meeting next week to review the applicants and announcement of new board appointments will be made in January.

### **City Council and Committee Reports:**

Councilman Johnson (on behalf of the City) congratulated Mayor Clifton and Councilman Edwards for their time serving and wished them well.

**Executive Session:**

Johnson moved to go into Executive Session to discuss Real Estate Acquisition. Oddo seconded the motion. Motion carried unanimously.

Johnson moved to reconvene to Regular City Council meeting. Stacy seconded the motion. Motion carried unanimously.

Johnson moved to approve amended agreement with one of the property owners in the Hood Avenue/Highway 92 Road Realignment Project. Edwards seconded the motion. Motion carried 4-1. For – Edwards, Johnson, Oddo, Stacy; Against- Williams.

Mayor Clifton asked to amend agenda one more time to move up Public Comments before Mayor's Comments.

Oddo moved to amend agenda to move up Public Comments before Mayor's Comments. Stacy seconded the motion. Motion carried unanimously.

**Public Comments:**

Jason Walls with ISE said the Hood Avenue/Highway 92 Road project will begin after demolition and utilities are cleared which could take about six months,

Chris Hindman, Director of Public Services added the Notice to Proceed will go out in January and we will secure a contract with Georgia Power for pole locations as well.

Resident Derryl Anderson expressed her concerns about the increase in traffic when the project gets underway. She would like to meet with neighbors and staff to discuss.

**Mayor's Comments:**

Mayor Clifton said the downtown Christmas festivities were a big hit this year and he thanked Brian and Joyce and the Main Street volunteers and City Staff for all their hard work.

Mayor Clifton said it has been a real pleasure to serve the City of Fayetteville as its Mayor for the last four years.

Oddo moved to adjourn the meeting. Edwards seconded the motion. The motion carried unanimously.

Respectfully submitted,

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Anne Barksdale, City Clerk



# CITY OF FAYETTEVILLE

## INTEROFFICE MEMORANDUM

**TO:** Mayor and Council

**CC:** Mike Bush, Director of Finance and Administration  
Anne Barksdale, City Clerk

**FROM:** Ray Gibson, City Manager

**DATE:** December 30, 2015

**SUBJECT:** Election of Mayor Pro-Tem

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The City of Fayetteville Charter states that:

“The Council Members, at the first regular meeting and after the newly elected Council Members have taken office following each regular election, shall elect from its membership a Mayor pro-tem for a term of one (1) year. Upon the City Council's failure to elect a Mayor pro-tem at its first meeting each year, the incumbent Council Member who received the highest number of votes, when last elected, shall be declared Mayor pro-tem. The Mayor pro-tem shall perform the duties of the Mayor during his absence from the City, his disability, or until the replacement of the Mayor by a special election, upon the vacancy of the office of Mayor. The Mayor pro-tem, when acting in the Mayor's absence, disability or vacancy from office, shall be counted to make a quorum of the Council and shall vote in a tie vote or to make a majority vote.”

The City Council will need to elect a Mayor Pro-tem from the Council.



# FAYETTEVILLE POLICE DEPARTMENT

760 Jimmie Mayfield Blvd.  
Fayetteville, Georgia 30215  
(770) 461-4441 \* Fax (770) 460-4243



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**SCOTT E. PITTS, CHIEF OF POLICE**

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*Major Jeff McMullan*  
*Patrol Division*

*Captain Jeffrey Harris*  
*Criminal Investigations*

*Captain Steve Crawshaw*  
*Professional Standards*

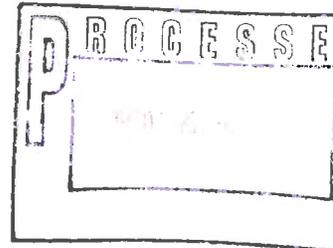
## MEMORANDUM

To: Ray Gibson, City Manager  
Barbara Dudley, Human Resource Manager

From: Scott Pitts, Chief of Police 

Date: November 16, 2015

Ref: Recommendation for Above and Beyond Recognition



I respectfully request Officers Austin Dunn and Jason Davis be recognized for their efforts in assisting a disabled veteran on Thursday, November 12, 2015. The attached paperwork relates how Dunn and Davis responded to an animal case in the area of Belle Drive. Upon arrival they located a dog that had been struck and killed by a school bus. They determined the dog belonged to Sherman Miller a 64 year old disable veteran. Miller requested the officers contact the street department to remove his dog since he was not able give him a proper burial. Officer Davis left the scene went to his personal residence retrieved two shovels and returned where he and Dunn prepared a grave and assisted Miller with giving the dog a proper burial.

Officers Dunn and Davis's actions were recognized by Lt. Keith Jojola who in accordance with City Administrative Police 9.30 Above and Beyond Recognition submitted a memorandum recommending both officers be recognized for going above and beyond their call of duty in assisting a city resident with the burial of their dog.



# **CITY OF FAYETTEVILLE**

## **INTEROFFICE MEMORANDUM**

**TO:** Mayor and Council

**VIA:** Ray Gibson, City Manager

**CC:** Mike Bush, Director Finance & Admin  
Carleetha Talmadge, Assistant Director of Finance

**FROM:** Anne Barksdale, City Clerk

**DATE:** December 30, 2015

**SUBJECT:** Beer & Wine License for Dolce Pizza, LLC

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This is a new restaurant and licensee for Dolce Pizza, LLC – located at 725 E. Lanier Ave. for Moshe Bengigi. All paperwork has been approved.

**NOTICE OF PUBLIC HEARING**

**ON-PREMISE CONSUMPTION OF ALCOHOL**

Application has been made by the undersigned requesting the issuance of a license to sell Malt Beverages, Wine and/or Distilled Spirits for On Premise Consumption at the following location:

Business Name: Dolce Pizza LLC

Business Address: 725 E. Lanier Ave, Fayetteville, GA  
30214

Applicant's Name: Moshe Bengigi  
(Please Print)

The application will be heard by the Mayor and Council of the City of Fayetteville, at City Hall, 240 South Glynn Street, during a public hearing to be held on:

January 7, 2016, at 7:00 p.m.  
Month Day Year

Applicant's Signature: 

To Be Advertised: Dec 23 2015

Fax to: Fayette County News

Attention: Ryan Tribble

770-460-8172

**FAYETTEVILLE POLICE DEPARTMENT  
ALCOHOL LICENSE INVESTIGATIVE REPORT**

**TO:** License and Permits Department  
**FROM:** Chief Scott Pitts  
**DATE:** December 9, 2015  
**RE:** Alcohol License Recommendation

The following is an Investigative Summary Recommendation for an Alcohol License for the Business/Applicant listed below.

Business Name: Dolce Pizza

Owner/Applicant: Moshe Bengigi

Approved

Denied

Conditional

Fingerprint cards on file

RENEWAL

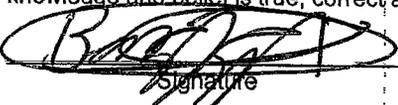
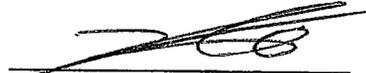
Change License Holder (New Owner/Business Name)

  
\_\_\_\_\_  
Scott Pitts, Chief of Police Or Designee  
Fayetteville Police Department

FOR OFFICE USE ONLY

RECEIVED  
DEC 10 2015  
By \_\_\_\_\_

# CITY OF FAYETTEVILLE ALCOHOL LICENSE APPLICATION

| IDENTIFICATION SECTION                    |  |   |                         |                |  |
|---|--|---|-------------------------|----------------|--|
| 1   | Enter state taxpayer identifier (STI) here:  |   |                         |                |  |
| 2   | <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">Name of Licensee:<br/><b>MOSHE BENGIGI</b></td> <td style="width: 50%; border: none;">Social Security Number:</td> </tr> <tr> <td style="border: none;">Date of Birth:</td> <td style="border: none;"></td> </tr> </table>   | Name of Licensee:<br><b>MOSHE BENGIGI</b> | Social Security Number: | Date of Birth: |  |
| Name of Licensee:<br><b>MOSHE BENGIGI</b> | Social Security Number:  |   |                         |                |  |
| Date of Birth:                            |  |   |                         |                |  |
| 3   | Is Licensee a Corporation? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <b>MOSHE BENGIGI</b><br>If "yes", name and address of Registered Agent:   |   |                         |                |  |
| 4   | Legal Business Name and address: <b>DOLCE PIZZA LLC</b><br><b>725 E. LANIER AVE</b><br>General Manager Name: <b>MOSHE BENGIGI</b>  |   |                         |                |  |
| 5   | License Year for which Application is made: <b>2016</b>  |   |                         |                |  |
| ALCOHOL INFORMATION SECTION               |  |   |                         |                |  |
| 6   | When did you or will you begin selling alcoholic beverages for which this application is made? Date: <b>12/12-15</b>   |   |                         |                |  |
| 7   | Type of License: (Check all that apply) <ul style="list-style-type: none"> <li>1) Retail Package (check all that apply) (Total application fee \$200.00)                             <ul style="list-style-type: none"> <li><input type="checkbox"/> Beer - Application Fee \$200.00 &amp; License Fee \$500.00</li> <li><input type="checkbox"/> Wine - Application Fee \$200.00 &amp; License Fee \$500.00</li> </ul> </li> <li>2) Consumption on Premise (Pouring) (Check all that apply) (Total application fee \$300.00)                             <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Beer - Application Fee \$300.00 &amp; License Fee \$1,000.00</li> <li><input checked="" type="checkbox"/> Wine - Application Fee \$300.00 &amp; License Fee \$1,000.00</li> <li><input type="checkbox"/> Liquor - Application Fee \$300.00 &amp; License Fee \$5,000.00</li> </ul> </li> <li>3) <input type="checkbox"/> Off Premise Catering - \$250.00 License Fee</li> </ul>   |   |                         |                |  |
| 8   | Type of Business: (check one)<br><input checked="" type="checkbox"/> Restaurant <input type="checkbox"/> Retail Stores <input type="checkbox"/> Wholesale Stores <input type="checkbox"/> Catering   |   |                         |                |  |
| 9   | Do you comply with the distance requirements of City Ordinance Sect. 10-34, no. (b)(6)?<br>Yes <input type="checkbox"/> No <input type="checkbox"/>  |   |                         |                |  |
| CRIMINAL HISTORY CONSENT FORM             |  |   |                         |                |  |
| 10  | I, <b>MOSHE BENGIGI</b> , hereby give my permission to the City of Fayetteville Police Department to fingerprint me, also authorize the City of Fayetteville Police Department to run a criminal background check for the purpose of investigating my background in order to obtain an Occupational License to operate a place of business handling Alcoholic Beverages.   |   |                         |                |  |
| SIGNATURE SECTION                         |  |   |                         |                |  |
| 11  | I declare under penalty of perjury that this application has been examined by me, and to the best of my knowledge and belief is true, correct and complete. <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="text-align: center;"> <br/>                         Signature                     </div> <div style="text-align: center;"> <b>owner</b><br/>                         Title                     </div> <div style="text-align: center;"> <b>12/15</b><br/>                         Date                     </div> </div> <p>(Must be signed by licensee. If the licensee is a corporation, must be signed by an officer of the corporation. Stamped signature not acceptable)</p> <p>I hereby certify that <b>Moshe Bengigi</b> is personally known to me, that said applicant signed the foregoing application after stating to me personal knowledge and understanding of all statements and answers made herein, and, under oath actually administered by me, has sworn that said statements and answers are true.</p> <p>This <b>7<sup>th</sup></b> day of <b>December</b>, <b>2015</b></p> <div style="display: flex; justify-content: space-between; align-items: center;"> <div style="border: 2px solid black; padding: 5px; text-align: center;"> <b>NORMAN CHENG</b><br/>                         Notary Public<br/>                         AFFIX<br/>                         Fulton County<br/>                         State of Georgia<br/>                         My Commission Expires Dec 12, 2017                     </div> <div style="text-align: center;"> <br/>                         Notary Public                     </div> </div> |   |                         |                |  |
| 12  | FOR OFFICE USE ONLY  |   |                         |                |  |
| 12  | Check all that apply:<br><input checked="" type="checkbox"/> Beer <input checked="" type="checkbox"/> Wine <input type="checkbox"/> Liquor <input type="checkbox"/> Catering   |   |                         |                |  |

**3975 ENGLISH OAK DR DORVILLE GA 30346**



# **CITY OF FAYETTEVILLE**

## **INTEROFFICE MEMORANDUM**

**TO:** Mayor and Council

**VIA:** Ray Gibson, City Manager

**CC:** Mike Bush, Director Finance & Admin  
Carleetha Talmadge, Assistant Director of Finance

**FROM:** Anne Barksdale, City Clerk

**DATE:** December 30, 2015

**SUBJECT:** Beer, Wine & Distilled Spirits License for Sabor A. Mexico

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This is a change in licensee for AKEG Ventures Inc., d/b/a Sabor A. Mexico – located at 805 Lanier Ave. West, Ste. C for Efrain Gonzalaz. All paperwork has been approved.

**NOTICE OF PUBLIC HEARING**

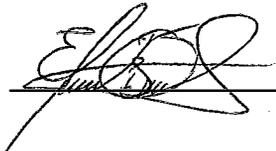
**ON-PREMISE CONSUMPTION OF ALCOHOL**

Application has been made by the undersigned requesting the issuance of a license to sell Malt Beverages, Wine and/or Distilled Spirits for On Premise Consumption at the following location:

Business Name: AKEG Ventures Inc & bla Sabor A Mexico  
Business Address: 805 Lanier Ave W Ste C  
Applicant's Name: Efrain Gonzalez  
(Please Print)

The application will be heard by the Mayor and Council of the City of Fayetteville, at City Hall, 240 South Glynn Street, during a public hearing to be held on:

January 7, 2016, at 7:00 p.m.  
Month Day Year

Applicant's Signature: 

To Be Advertised: Dec 23 2015

Fax to: Fayette County News

Attention: Ryan Tribble

770-460-8172

**FAYETTEVILLE POLICE DEPARTMENT  
ALCOHOL LICENSE INVESTIGATIVE REPORT**

**TO:** License and Permits Department  
**FROM:** Chief Scott Pitts  
**DATE:** December 2, 2015  
**RE:** Alcohol License Recommendation

The following is an Investigative Summary Recommendation for an Alcohol License for the Business/Applicant listed below.

Business Name: Sabor A Mexico

Owner/Applicant: Efrain Gonzalez-Salgado

Approved

Denied

Conditional

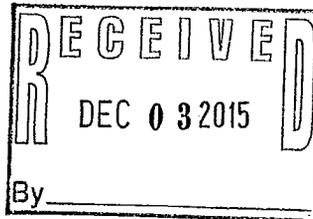
Fingerprint cards on file

RENEWAL

Change License Holder (New Owner/Business Name)

  
\_\_\_\_\_  
Scott Pitts, Chief of Police Or Designee  
Fayetteville Police Department

FOR OFFICE USE ONLY







# CITY OF FAYETTEVILLE

## INTEROFFICE MEMORANDUM

**TO:** Mayor and Council

**VIA:** Ray Gibson, City Manager

**CC:** Anne Barksdale, City Clerk

**FROM:** Brian Wismer, Community Development Director

**DATE:** December 30, 2015

**SUBJECT:** Appointments to Main Street Tourism Association (MSTA), Downtown Development Authority (DDA) Council Appointment, Ethics Board Appointment Consideration, and Standing Yearly Appointment Confirmation

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Staff, along with representatives from City Council, recommends appointments for the following citizen boards that currently have vacancies or expired terms. The boards include the Main Street Tourism Association (MSTA). Also to be considered will be a representative from City Council for the Downtown Development Authority (DDA) to take the place of former City Council member Mickey Edwards. Because the Ethics Board position is chosen by the Mayor with Council's approval, this appointment will be considered at the next regular City Council meeting to give Mayor Johnson time to make a recommendation. Lastly, our standing yearly appointments need to be confirmed.

During the month of December, the City actively solicited applications from volunteers interested in serving on the various boards. Applications were received for the various positions along with interest from current board members in continuing to serve. A selection committee consisting of two councilmen, Scott Stacy and Paul Oddo, Community Development Director Brian Wismer, and City Clerk Anne Barksdale considered both new applications and current board members for the various positions and have made a recommendation to the City Council for each position.

Below appointments will be made at the January 7, 2016 City Council meeting.

## MAIN STREET ORGANIZATION

| <b>Board Member</b>           | <b>Most Recent Appointment Date</b> | <b>Term Expires</b> | <b>Eligible Re-Appoint Date</b> |
|-------------------------------|-------------------------------------|---------------------|---------------------------------|
| <b>DDA Chairperson's Rep.</b> | <b>N/A</b>                          | <b>N/A</b>          | <b>N/A</b>                      |
| <b>Vicki Turner</b>           | <b>01/2015</b>                      | <b>12/31/17</b>     | <b>January 2018</b>             |
| <b>Cam Williams</b>           | <b>01/2015</b>                      | <b>12/31/17</b>     | <b>January 2018</b>             |
| <b>Emily Poole</b>            | <b>01/2015</b>                      | <b>12/31/17</b>     | <b>January 2018</b>             |
| <b>David Patton</b>           | <b>01/2013</b>                      | <b>12/31/15</b>     | <b>January 2016</b>             |
| <b>Patsy Gullett</b>          | <b>01/2013</b>                      | <b>12/31/15</b>     | <b>January 2016</b>             |
| <b>Cathy Cochran</b>          | <b>01/2013</b>                      | <b>12/31/15</b>     | <b>January 2016</b>             |
| <b>Total (7)</b>              |                                     |                     |                                 |

**All Terms are now for 3 years beginning January and ending December.**

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 Fayetteville ("Council"); provided that one director shall be the Chair of the Fayetteville Downtown Development Authority, or his/her designee from the board of the Fayetteville Downtown Development Authority. All director terms shall run from January 1<sup>st</sup> to December 31<sup>st</sup>. 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. At each annual meeting, a number of directors equal to that of those whose terms have expired shall be appointed for a term of three (3) years. 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.

## **DDA COUNCIL REPRESENTATIVE**

The DDA Board needs to have a new Council member appointed to replace outgoing Council member Mickey Edwards. The Board meets at 8am on the third Wednesday of the month. All DDA members need to attend the “Basic DDA Training” course within the first year and the next one is being held on Saturday, January 23 as part of the Mayor’s Day Conference. The Committee would like to appoint Council Member Harlan Shirley to the DDA Board.

## **YEARLY APPOINTMENTS TO BE CONFIRMED**

| <b>NAME</b>           | <b>TITLE</b>                          | <b>APPOINTMENT<br/>DATE</b> | <b>APPOINTMENT<br/>EXPIRES</b> |
|-----------------------|---------------------------------------|-----------------------------|--------------------------------|
| <b>Mike Martin</b>    | <b>Judge</b>                          | <b>1/2016</b>               | <b>12/31/2016</b>              |
| <b>Jim Dalton</b>     | <b>Judge Pro-Tem</b>                  | <b>1/2016</b>               | <b>12/31/2016</b>              |
| <b>Ross Burris</b>    | <b>Solicitor/Prosecutor</b>           | <b>1/2016</b>               | <b>12/31/2016</b>              |
| <b>Julie Kert</b>     | <b>Assistant Solicitor/Prosecutor</b> | <b>1/2016</b>               | <b>12/31/2016</b>              |
| <b>David Winkle</b>   | <b>City Attorney</b>                  | <b>1/2016</b>               | <b>12/31/2016</b>              |
| <b>Fayette County</b> | <b>Sending and Collecting Taxes</b>   | <b>1/2016</b>               | <b>12/31/2016</b>              |

**These are yearly appointments and have to be re-appointed every year in January**