

**OFFICIAL MINUTES
COMMISSION OF THE CITY OF BRUNSWICK
REGULAR MEETING
WEDNESDAY OCTOBER 20, 2004 AT 6:30 P. M.
OLD CITY HALL
1229 NEWCASTLE STREET, 2ND FLOOR**

PRESENT: His Honor Mayor Bradford S. Brown, Commissioners Jonathan Williams, Doris A. Davis, Cornell Harvey and Mark Spaulding.

INVOCATION: Commissioner Jonathan Williams gave the invocation

PLEDGE OF ALLEGIANCE: Everyone in attendance recited the Pledge of Allegiance in unison.

MINUTES

Meeting of October 6, 2004.

Commissioner Harvey made a motion and Commissioner Williams seconded the motion approving the minutes of the meeting of October 6, 2004. The motion passed by vote of 5 to 0.

CONSIDER FOR APPROVAL

1. **MONTHLY REPORTS**

- General Fund
- Water and Wastewater
- Community Development
- Municipal Court
- Sanitation
- SPLOST III & IV

Commissioner Davis made a motion and Commissioner Spaulding seconded the motion approving the above monthly reports. The motion passed by vote of 5 to 0.

2. Moore Stephens Tiller LLC, Certified Public Accountants agreement to begin the 2004 Audit for the City.

The City Manager discussed the Audit and submission date.

Following a discussion, Commissioner Williams made a motion and Commissioner Harvey seconded the motion approving the arrangements for audit and conduction of the audit in accordance with auditing standards generally accepted in the United States of America and Government Auditing Standards, the Single Audit Act of 1996 an/or state audit procedures as applicable for the audit of the City of Brunswick basic financial statements

as of June 30, 2004 by the firm of Moore Stephens Tiller LLC Certified Public Accountants. The motion passed by vote of 5 to 0.

DISCUSSION

1. Meredith Hanak, Executive Director of DDA, to review acoustical remediation for Old City Hall.

Following a discussion Commissioner Spaulding made a motion and Commissioner Harvey seconded the motion accepting the bid from Regency Interiors for the bathroom section only for \$250.00. The motion passed by vote of 5 to 0.

2. Beverly McBride, Program Manager/Events Manager for DDA, to present proposal for Survey II of Old Town Brunswick.

Meredith Hanak, Executive Director of DDA discussed proposal for Survey II of Old Town Brunswick.

Following a discussion Commissioner Davis made a motion and Commissioner Spaulding seconded the motion amending the budget to include \$6,373.00 for Survey II of Old Town Brunswick. The motion passed by vote of 5 to 0.

3. A. J. Jones, III, Community Development Director, to address a U.S. Environmental Protection Agency Brownfield Grant Application.

Following a discussion Commissioner Spaulding made a motion and Commissioner Davis seconded the motion authorizing the Community Development Director to submit Grant Application to the U. S. Environmental Protection Agency Brownfield Grant Application with the stipulations that Environmental Assessments be conducted on property as needed upon the request of public and private property owners. The motion passed by vote of 5 to 0.

CITY CLERK

To discuss rescheduling Commission meeting date of December 1, 2004.

Following a discussion Commissioner Spaulding made a motion to cancel the Commission meeting scheduled for Wednesday December 1st and hold only one meeting scheduled for December 15, 2004. Commissioner Davis seconded the motion. The motion passed by vote of 5 to 0.

CITY ATTORNEY

Amendment to Alcoholic Beverage License Fee Ordinance.

The City Attorney submitted amendments to the Alcoholic Beverage License.

Following a discussion Commissioner Davis made a motion and Commissioner Spaulding seconded the motion unanimously adopting the following ordinance and resolution:

ORDINANCE 967

AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF BRUNSWICK, PARTICULARLY CHAPTER 3, OF THE CITY CODE OF ORDINANCES PERTAINING TO ALCOHOLIC BEVERAGE LICENSE; TO PROVIDE FOR PROCESSING OF APPLICATIONS; TO PROVIDE A SCHEDULE OF FEES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

The Commission of the City of Brunswick hereby ordains as follows:

SECTION ONE

Chapter 3 of the Municipal Code of the City of Brunswick is hereby amended as follows:

§ 3-37(a) is deleted and replaced with a new § 3-37(a) which shall read:

- (a) Application for a license to manufacture or sell alcoholic beverages or renewal of such a license shall be made on a form to be furnished by the city and shall be made under oath. The complete address of each applicant and applicant’s social security number shall be furnished together with such further information as the city may require on the form. Any knowingly untrue, misleading or omitted statement or information shall be cause for denial or non-renewal and, if a license has been granted, shall be cause for revocation. Each application shall be filed together with a certified or cashier’s check in payment of the application fee required by § 3-39(b) and the license fee required by § 3-41.**

§ 3-37(d) is amended by replacing the word “draw” in the first sentence thereof with the word “**drawn.**”

§ 3-39(a) is amended by deleting the second sentence thereof and replacing it with a new second sentence, which shall read:

In cases where applications are disapproved, the finance department shall return the amount of the license fee submitted with the application, excluding the amount of the processing fee provided for herein, which shall be retained.

§ 3-39(b) is deleted and replaced by a new § 3-39(b) which shall read:

Every application shall include a non-refundable investigative and processing fee in an amount to be established by the City Commission by resolution from time to time.

§ 3-41 is deleted and replaced by a new § 3-41 which shall read:

Sec. 3-41. Fee Scale.

Before an alcoholic beverage license shall be granted or renewed, the applicant shall pay a license fee in accordance with a fee scale which shall be established by the City Commission by resolution from time to time.

SECTION TWO

In the event any section, subsection, sentence, or word of this ordinance is declared and adjudged to be invalidated or unconstitutional, such declaration or adjudication shall not affect the remaining portions of this article, which shall remain in full force and effect as if such portion so declared or adjudged unconstitutional were not originally part of this article. The city governing authority declares that it would have enacted the remaining parts of this article if it had known that such portion thereof would be declared or adjudged invalid or unconstitutional.

SECTION THREE

All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION FOUR

This Ordinance shall be effective immediately upon its adoption by the City Commission and shall apply to all pending and future license applications.

Approved this 20th day of October, 2004, upon motion duly made and seconded.

Bradford S. Brown, Mayor

Attest: _____
Georgia Marion, City Clerk

**RESOLUTION OF THE CITY COMMISSION
CITY OF BRUNSWICK, STATE OF GEORGIA**

WHEREAS the Municipal Code of the City of Brunswick provides for alcoholic beverage licensing and application processing fees to be set by the City Commission; and

WHEREAS the City Commission desires to establish a new schedule of fees applicable to all applications for new alcoholic beverage licenses and to all applications for renewal of existing licenses; and

WHEREAS the City Commission deems the following charges to be reasonable fees which should take effect immediately upon their approval.

NOW THEREFORE, BE IT RESOLVED THAT the following schedule of fees shall be applicable effective as of the date of this resolution:

Application processing and investigation fees pursuant to § 3-39(b):

- Initial administrative/investigation fee, documentation, fingerprinting, photo, publication, review by officer, Captain and Chief, presentation by Chief, handling of fees \$250.
- Renewal fee for above minus fingerprinting, photo, plus review of past years' performance \$100 (plus 10% of amount of annual license fee if application for renewal is turned in too late).
- Replacement of lost license certificate \$25.
- New/changed owner fee (other than temporary change to administrator or executor of estate of deceased owner pending probate) \$200 (for same work as in a new application, except distance issues).
- Re-location fee, same owner \$150.00 (same work as new except personal part).
- Sunday sales permit for restaurants (over 50% annual gross from food sales) \$300 (initial administrative/investigation fee).
- Sunday sale, renewal \$150.

License fees pursuant to § 3-41:

- Wholesale:
 - Beer and wine \$750
 - All \$2000
- Retail Package:
 - Beer only \$350
 - Beer and Wine \$600

- Liquor, beer and wine \$2500

▪ Retail Pouring:

- Beer only \$500
- Beer and wine \$800
- Liquor, beer and wine \$2500

SO RESOLVED THIS 20th DAY OF OCTOBER, 2004.

Bradford S. Brown, Mayor

Attest: _____

Georgia Marion, City Clerk

EXECUTIVE SESSION

Commissioner Davis made a motion and Commissioner Williams seconded the motion to hold an Executive Session to discuss a personnel issue. The motion passed by vote of 5 to 0.

Following the Executive the meeting was adjourned.

Mayor

Attest: _____

City Clerk