



BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Peter Pfeifer



STAFF

Christine Venice, County Admin.
William R. McNally, Attorney
Carol Chandler, Executive Asst.
Peggy Butler, Executive Assistant
Karen Morley, Chief Deputy Clerk



MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA



MEETING TIMES

1st Wednesday each month at
3:30 p.m.
2nd and 4th Thursday each month
at 7:00 p.m



COMMISSION OFFICE

Administrative Complex
Suite 100
140 Stonewall Avenue
Fayetteville, GA 30214
Phone: 770.460.5730 Ext. 5400
Fax: 770.460.9412

Web Site:

www.fayettecountyga.gov

e-mail contact:

administration@fayettecountyga.gov

The Agenda of Actions

BOARD OF COMMISSIONERS

December 15, 2005

7:00 P.M.

Call to Order, Invocation and Pledge to the Flag.

Chairman Dunn asked for the Board's consideration to approve the addendum for four items under the Consent Agenda.

ON MOTION MADE BY CHAIRMAN DUNN, SECONDED BY COMMISSIONER WELLS TO APPROVE THE ADDENDUM FOR FOUR ITEMS UNDER THE CONSENT AGENDA. THE MOTION CARRIED 4-0.

PUBLIC HEARING:

A. Consideration of Petition No. 1157-05, Nesmith Partnership, LP, Owners, and Scarbrough and Rolader Development, Agent, request to rezone 218 acres from A-R to C-S to develop a single-family residential subdivision consisting of 63 lots. This property is located in Land Lots 18 and 6 of the 6th District and Land Lot 161 of the 4th District and fronts on Redwine Road. The Planning Commission recommended approval subject to recommended conditions (3-1). Staff recommended approval subject to the recommended conditions.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE PETITION NO. 1157-05 WITH FIVE RECOMMENDED CONDITIONS. THE MOTION CARRIED 4-0.

B. Consideration of RDP-004-05, John Ryckley, Owner/Agent, request approval of the revised development plan from 76 single-family dwelling lots to 75 single-family dwelling lots for the purpose of developing a developed residential recreational/amenity area. This property is located in Land Lots 22, 23, 42, and 43 of the 7th District, fronts on Flat Creek Trail, and is zoned C-S. The Planning Commission recommended approval (4-0). Staff recommended approval.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO APPROVE RDP-004-05. THE MOTION CARRIED 4-0.

C. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article V. General Provisions, Section 5-40. Standards for Telecommunications Antennas and Towers. The Planning Commission recommended approval (4-0).

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE AMENDMENTS TO THE FAYETTE COUNTY ZONING ORDINANCE REGARDING ARTICLE V. GENERAL PROVISIONS, SECTION 5-40. STANDARDS FOR TELECOMMUNICATIONS ANTENNAS AND TOWERS. THE MOTION CARRIED 4-0.

- D. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article III. Definitions, Section 3-22. Care Home. The Planning Commission recommended approval (4-0).

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE AMENDMENTS TO THE FAYETTE COUNTY ZONING ORDINANCE REGARDING ARTICLE III. DEFINITIONS, SECTION 3-22. CARE HOME. THE MOTION CARRIED 4-0.

- E. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VII. Conditional Uses, Exceptions, and Modifications, Section 7-1. Conditional Use Approval, B. Conditional Uses Allowed, 6. Care Home, Convalescent Center or Nursing Home. The Planning Commission recommended approval (4-0).

ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER WELLS TO APPROVE AMENDMENTS TO THE FAYETTE COUNTY ZONING ORDINANCE REGARDING ARTICLE VII. CONDITIONAL USES, EXCEPTIONS, AND MODIFICATIONS, SECTION 7-1. CONDITIONAL USE APPROVAL. B. CONDITIONAL USES ALLOWED, 6. CARE HOME, CONVALESCENT CENTER OR NURSING HOME. THE MOTION CARRIED 4-0.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE CONSENT AGENDA ITEMS 1 - 14 AS PRESENTED. THE MOTION CARRIED 4-0.

1. Approval of the specified public streets in the Annelise Park Subdivision to be authorized for the use of motorized carts per Ordinance 95-10.
2. Approval of request from the Sheriff's Department to increase Vehicle Repair 10030326-522233 by \$693.63 for receipt of insurance funds.
3. Approval of recommendation from Director of Purchasing Tim Jones to extend the cleaning contract with Imagann Cleaning Service for the period January, 2006 through December, 2006 for cleaning services at the Library and the Water System.
4. Approval of recommendation from Director of Purchasing Tim Jones to sell on E-Bay the Motorola Centralink System previously used by the 911 Communication Center.
5. Approval of request for tax refunds as recommended.
6. Approval of reappointment of Marilyn Watts to the Board of Elections for a term to begin on February

**Agenda of Actions
December 15, 2005
Page 3**

- 1, 2006 and ending on January 31, 2010.
7. Approval of reappointment of Ken Spaller to the Board of Assessors for a term beginning on January 1, 2006 and ending on December 31, 2011.
 8. Approval of reappointment of Doug Powell to the Planning Commission for a term beginning on January 1, 2006 and ending on December 31, 2008.
 9. Approval of reappointment of Dr. Michael Strain to the Fayette County Board of Health for a term beginning on January 1, 2006 and ending on December 31, 2011.
 10. Approval of minutes for Board of Commissioners meeting held on October 5, 2005.

ADDENDUM TO COUNTY COMMISSION AGENDA
CONSENT AGENDA:

11. Approval of Resolution 2005 - 13 establishing qualifying fee for Special Election for County Commission, Post 1 to be held March 21, 2005.
12. Approval of bid award to LandAir Mapping, Inc. in the amount of \$145,000 for updated aerial photography.
13. Approval of bid award to Cardiac Science Corporation in the amount of \$34,975 for 13 automatic external defibrillators to replace original units assigned to apparatus and staff vehicles.
14. Approval of appointment of Vic Bolton to the Zoning Board of Appeals for a 3-year term beginning January 1, 2006, and ending December 31, 2008.

PUBLIC COMMENT:

Members of the public are allowed up to five minutes each to address the Board on issues of concern other than those items which are on this evening's agenda.

NONE.

STAFF REPORTS:

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss one legal item.

Commissioner Pfeifer requested an executive session to discuss one legal item.

COMMISSIONER WELLS: Commissioner Wells briefly discussed the accrual of sick leave for County employees.

IT WAS THE CONSENSUS OF THE BOARD THAT THIS ITEM BE DISCUSSED FURTHER AT THE JANUARY 4, 2006 COMMISSION MEETING.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS TWO LEGAL ITEMS. THE MOTION CARRIED 4-0.

LEGAL: Commissioner Pfeifer and Attorney McNally reported to the Board on a legal item

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally discussed a legal item with the Board.

IT WAS THE CONSENSUS OF THE BOARD FOR ATTORNEY MCNALLY TO PROCEED IN THIS MATTER.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT TWO LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 9:15 p.m.

Karen Morley, Chief Deputy Clerk