



BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Robert Horgan
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

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The Agenda of Actions

BOARD OF COMMISSIONERS

DECEMBER 14, 2006

7:00 P.M.

Chairman Dunn called the meeting to order, offered the Invocation and led the pledge to the Flag.

PUBLIC HEARING:

A. Consideration of Petition No. 1184-06, Thomas and Patricia Lewis, Owners/Agents, request to rezone 6.796 acres from A-R to R-50 to develop a single-family residential subdivision consisting of five (5) lots. This property is located in Land Lot 253 of the 13th District and fronts on Kite Lake Road. The Planning Commission recommended approval 5-0. Staff recommended approval.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER HORGAN TO APPROVE PETITION NO. 1184-06 AS PRESENTED. THE MOTION CARRIED 5-0.

B. Consideration of Petition No. 1185-06, C. Hunt Jackson, Jr. and C. Hunt Jackson, Jr., Executor of the Estate of Fannie L. Jackson, Owners, and Randy Boyd, Agent, request to rezone 41.785 acres from A-R to R-50 to develop a single-family residential subdivision consisting of 30 lots. This property is located in Land Lot 230 of the 13th District and fronts on S.R. 279. The Planning Commission recommended approval 5-0 with two (2) self-induced conditions by the applicant. Staff recommended approval.

ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER WELLS TO APPROVE PETITION NO. 1185-06 WITH THE TWO (2) SELF-INDUCED CONDITIONS. THE MOTION CARRIED 5-0.

C. Consideration of the proposed amendments to the Fayette County Development Regulations regarding Article XIII. Post-Development Stormwater Management for New Development and Redevelopment, Section 8-454. Post-Development Stormwater Management Performance Criteria, F. Drainage System Guidelines as presented by the Engineering Department. The Engineering Department requests to withdraw the proposed amendments to the development regulations for further discussion at a future public meeting/workshop.

CHAIRMAN DUNN ANNOUNCED THAT THE ENGINEERING DEPARTMENT HAD REQUESTED THAT THIS ITEM BE WITHDRAWN.

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OLD BUSINESS:

- D. Further discussion by Director of Community Development Pete Frisina regarding the Highway 54 Task Force Plan for the hospital area as well as approval of a concept plan.

ON MOTION MADE BY CHAIRMAN DUNN, SECONDED BY COMMISSIONER FRADY TO APPROVE THE CONCEPT PLAN REGARDING THE HIGHWAY 54 AND THE HOSPITAL AREA. THE MOTION CARRIED 5-0.

- E. Further discussion of the Water Committee's recommendation to own and operate community septic systems and community drip irrigation systems in Fayette County.

CHAIRMAN DUNN ANNOUNCED THAT WATER SYSTEM DIRECTOR TONY PARROTT HAD REQUESTED THIS ITEM TO BE TABLED.

CONSENT AGENDA: COMMISSIONER FRADY REQUESTED THAT ITEM #5 BE REMOVED FOR DISCUSSION. ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 5-0.

1. Approval of request from the Fire and Emergency Services Department for the Board's authorization to be an official member of the Georgia Mutual Aid Group and authorization and for the Chairman to execute Resolution No. 2006-15.
2. Approval of staff's recommendation that the Chairman of the Board of Commissioners be authorized to execute a "Special Service Arrangement Agreement" with BellSouth to remove screening tables on two circuits located at 1 Center Drive and 2 Center Drive.
3. Approval of County Administrator's authorization to approve liability claims against the County in amounts less than the County's insurance deductible amount of \$5,000.
4. Consideration of approval for the specified streets in WaterLace Subdivision to be authorized for the use of motorized cart travel per Ordinance No. 95-10. Streets in WaterLace Subdivision include: Huiet Drive (within the subdivision - Lot 192 and Lot 316 south side and Lot 319 west side), Silver Lake Way, Bluewater Point, Row Boat Court, Discovery Lake Drive, Crescent Creek Court, Marsh Landing, Reflections Point, Summer Lake Court, Lapis Lake Point, Dockside Drive, Covebreeze Court, Topsail Court, Watercolor Drive, Quiet View Court, Windsail Way, Freshwater Court, WaterLace Way, Mistwater Close, Cattail Court, Flyfisher Lane, Blue Point Drive, Canoe Cove, Little Cove Court, and Butterfly Pointe.
5. Approval of revised contract for County Administrator.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE REVISED CONTRACT FOR THE COUNTY ADMINISTRATOR. THE MOTION CARRIED 3-2 WITH COMMISSIONER FRADY AND COMMISSIONER HORGAN OPPOSING THE MOTION.

6. Approval of appointment of Travis Hardy to the Two Rivers Resource, Conservation and Development

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Council, Inc.

7. Approval of reappointment of Al Gilbert to the Planning Commission for a three year term beginning January 1, 2007 and ending December 31, 2009.
8. Approval of reappointment of Jim Graw to the Planning Commission for a three year term beginning January 1, 2007 and ending December 31, 2009.
9. Approval of reappointment of Bill Beckwith to the Board of Appeals for a three year term beginning January 1, 2007 and ending December 31, 2009.
10. Approval of reappointment of Marie Washburn to the Fayette County Library Board for a four year term beginning January 1, 2007 and ending December 31, 2010.
11. Approval of reappointment of Lisa Richardson to the Fayette County Library Board for a four year term beginning January 1, 2007 and ending December 31, 2010.
12. Approval of reappointment of Bobby Butler to the Fayette County Library Board for a four year term beginning January 1, 2007 and ending December 31, 2010.
13. Approval of appointment of Dortha Stinson to the Fayette County Library Board for a four year term beginning January 1, 2007 and ending December 31, 2010.
14. Approval of staff's request to fund cost of replacing damaged telephone sets at the County Library by transferring \$1,475 from Contingency Account budget funds.
15. Approval of staff's recommendation for the Chairman to sign a traffic signal application for the intersection of S.R. 74 and the Starr's Mill High School entrance.
16. Approval of Water Committee recommendation to install standby power at the Water System Building on McDonough Road.
17. Approval of proposed amendments to the Fayette County construction codes as presented by the Permits and Inspections Department, to become effective January 1, 2007.
18. Approval of the conveyance/return of 13.447 acres to Peachtree Holdings, LLC, no longer required for the construction of the proposed Lake McIntosh, pursuant to an agreement dated February 28, 1991.
19. Approval to accept donation of right-of-way on Old Road from Ms. Eddie Mae Cannady for future road improvements.
20. Approval to accept donation of right-of way by James W. Smith and Anthony K. Smith on Old Road for future road improvements.

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21. Approval to accept donation of 4.51 acres of land for preservation of the Sandy Creek stream bank inside the Annelise Park subdivision.
22. Approval to accept donation of 8.565 acres to be used for construction and maintenance of the proposed Lake McIntosh from Peachtree Holdings, LLC.
23. Approval of Senior Citizen Center easement to provide power for the new Center under construction.
24. Approval of staff recommendation to issue a Notice to Proceed for Design and Project Management to Mallett Consulting, Inc. for two intersection improvement projects (1) FC-1 Corinth Road at Highway 85 and (2) FC-17 Gingercake Road at Highway 92 at a cost of \$50,000 each, to be paid from the County's 30% SPLOST fund.
25. Approval of staff's recommendation to upgrade a Water System Lab Analyst position to a Lab Manager position as a result of the increase in requirements for testing and quality control.
26. Approval of staff's recommendation to award Bid #586 for two Suburbans for the Department of Fire and Emergency Services to low bidder Southtowne Motors in the total amount of \$66,848, as previously approved through the Vehicle Replacement Program and the Board of Commissioners.
27. Approval of staff's recommendation to purchase two emergency warning sirens as approved in budget Account No. 34230920-542520, Project #P7010, in the amount of \$71,046.
28. Approval of staff's recommendation to award Bid #591 for Quint Fire Apparatus to low bidder, Emergency-One, Inc. by Fireline, Inc. in the amount of \$1,056,944 and to appropriate an additional \$156,944 in funding from the Vehicle Replacement Fund.
29. Approval of Vehicle Replacement Committee's recommendation to replace six County vehicles as follows: one vehicle for Sheriff's Criminal Investigations Division at \$28,503; one for Sheriff's Traffic Division at \$28,579; three vehicles for Sheriff's Field Operations Division at \$73,503; and one vehicle for Animal Control at \$35,000.
30. Approval of minutes for Board of Commissioners meetings held on November 1, 2006 and November 9, 2006.

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.

Keye Sierra Leone: Keye Sierra Leone said she was a resident of the Landmark Mobile Home Community and thanked the Board members for all of their hard work and effort in dealing with their recent sewer situation and for taking corrective actions in dealing with health and safety issues that abound in Landmark.

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Angela Hinton Fonda: Ms. Fonda, a resident of the Westbridge Subdivision, said she wanted to commend Commissioner Horgan for the Town Hall Meeting that he held recently in North Fayette County and department heads who were present to answer any questions that citizens might have regarding County issues.

Dennis Chase: Dennis Chase remarked that he was the Chairman of the Line Creek Association. He commented on the Landmark Mobile Home and the environmental impact on Whitewater Creek.

James Peginsky: James Peginsky commented on the sewage problem at the Landmark Mobile Home Community and thanked the Board and staff for all of their efforts in helping get this resolved.

STAFF REPORTS:

ATTORNEY MCNALLY: Attorney McNally asked for the Board's consideration in authorizing the Chairman to execute a Georgia Power Service Agreement relating to consent agenda item no. 23 for granting Georgia Power Company an easement to supply power services to the Senior Citizens Center. He pointed out that the base charges would be \$450 for the transformer and \$50 for the temporary meter and of course was subject to any problems that might occur with rock in that area. He also asked for the Board's consideration to authorize the Chairman to execute a Release for Construction to begin on this project.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE GEORGIA POWER SERVICE AGREEMENT AS WELL AS THE RELEASE FOR CONSTRUCTION TO BEGIN ON THE NEW SENIOR CITIZENS CENTER. THE MOTION CARRIED 5-0.

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss two legal items.

CHAIRMAN DUNN: Chairman Dunn remarked that it had been a distinct privilege and a real joy in his life to have spent eight years with Fayette County and the last six as Chairman of the Commission. He said it had been a pleasure to serve such wonderful community with such wonderful people. He wished the new Commissioners well.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY CHAIRMAN DUNN TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS TWO LEGAL ITEMS. THE MOTION CARRIED 5-0.

Commissioner Wells exited the meeting at this time.

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

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT FROM THE MEETING.

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

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

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY CHAIRMAN DUNN 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. COMMISSIONER WELLS WAS ABSENT FROM THE MEETING.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:50 p.m.

Karen Morley, Chief Deputy Clerk