

# The Agenda of Actions

BOARD OF COMMISSIONERS

JULY 12, 2007

7:00 P.M.

Chairman Smith called the meeting to order.  
Commissioner Pfeifer led the Invocation  
Pledge of Allegiance

## **PUBLIC COMMENT:**

Members of the public are allowed up to five minutes each to address the Board on any issues of concern.

**Mark Schofield:** Mark Schofield expressed concern over the request on tonight's agenda by the Heritage Christian Church to tie on to the Peachtree City sewer system and a proposal for the Church to build some type of sports complex on their property.

**Greg Dunn:** Greg Dunn expressed concern about a possible vote that this Board would be taking tonight on removing Bill McNally as the County Attorney and hiring an in-house attorney.

**Harold Bost:** Harold Bost expressed concern with replacing County Attorney Bill McNally with an in-house attorney. Additionally, he said he would be interested in hearing the Board's discussion of the County's Property and Casualty Insurance that was listed on tonight's agenda.

**Dr. George Patton:** Dr. Patton expressed concern with the possibility of the Board replacing County Attorney Bill McNally with an in-house attorney.

**Sam Chapman:** Sam Chapman said he favored the Board taking a look at hiring an in-house attorney and taking a look at the money spent on legal services.

**CONSENT AGENDA: COMMISSIONER MAXWELL REQUESTED ITEM NO. 4 BE REMOVED FOR DISCUSSION. ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER HORGAN TO APPROVE CONSENT AGENDA ITEM NOS. 1, 2, 3, 5, 6, 7, 8 AND 9 AS PRESENTED. THE MOTION CARRIED 5-0**

1. Approval of list of tax refund and abatement requests as recommended.
2. Approval of request from the Engineering Department to accept Edenton Estates, Fairhaven Lakes & Stillbrook Estates as Street Light Districts in Fayette County.
3. Approval of the Fayette County Water System Backflow by Containment Policy.

**Agenda of Actions**  
**July 12, 2007**  
**Page 2**

4. Approval of staff's recommendation to award proposal to Miracle Recreation Equipment in the amount of \$38,045 for equipment at Kenwood Park; and authorization for the Chairman to execute subsequent contracts, subject to submission of applicable bonds and other documents.

**ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO APPROVE CONSENT AGENDA ITEM NO. 4 AS PRESENTED. THE MOTION CARRIED 4-1 WITH COMMISSIONER MAXWELL VOTING IN OPPOSITION.**

5. Approval of staff's recommendation to increase the Sheriff's Department Revenue and Vehicle Repair Expenditure Account by \$594.05, for funds received from State Farm Insurance as a result of damage to a department vehicle.
6. Approval of staff's recommendation to award Proposal #P611 for Telecommunications Systems Upgrade to Data Voice, in the amount of \$174,861, for installation of a new phone system at McDonough Road for Building & Grounds Maintenance, Public Works and the Water System and at Stonewall Avenue for the Administrative Complex and the Library.
7. Approval of request from the Criminal Investigation Division of the Sheriff's Office to dispose of a 1996 Ford F-150 Pick Up Truck bearing VIN#1FTEF14N6TLB31436 which was purchased with Federal Seizure Funds.
8. Ratification of Chairman's signature on Army Corps of Engineers documents stipulating conditions under which said Corps would agree to the construction of the proposed Lake McIntosh reservoir project.
9. Approval of minutes for Board of Commissioners meeting held on June 14, 2007.

**OLD BUSINESS:**

- A. Discussion of acceptance/denial of the second proposal for the county's property and casualty insurance coverage received from Travelers Insurance on June 5, 2007. The Travelers Insurance submitted an initial quote for renewal of property casualty insurance on April 20, 2007.

**ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER MAXWELL TO DISALLOW THE SECOND QUOTE MADE BY TRAVELERS INSURANCE THAT WAS SUBMITTED ON JUNE 5<sup>TH</sup>. THE MOTION FAILED 2-3 WITH CHAIRMAN SMITH, COMMISSIONER HORGAN AND COMMISSIONER PFEIFER VOTING IN OPPOSITION.**

**Agenda of Actions**  
**July 12, 2007**  
**Page 3**

- B. Discussion of bid award for the county's property and casualty insurance coverage. Two quotes were originally received: Travelers Insurance in the amount of \$796,253 and the Association County Commissioners of Georgia in the amount of \$550,780.

**ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO ACCEPT TRAVELERS' SECOND QUOTE AS THE LOWEST QUOTE FOR THE COUNTY'S PROPERTY AND CASUALTY INSURANCE IN THE AMOUNT OF \$457,152. THE MOTION CARRIED 3-2 WITH COMMISSIONER FRADY AND COMMISSIONER MAXWELL VOTING IN OPPOSITION.**

- C. Reconsideration of request by Heritage Christian Church to tie on to Peachtree City sewer system.

**ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER MAXWELL TO APPROVE THE REQUEST BY HERITAGE CHRISTIAN CHURCH TO ALLOW PEACHTREE CITY WATER AND SEWER AUTHORITY TO RUN SEWER TO THIS PROPERTY AS LONG AS THE SEWER WAS SIZED ONLY FOR THE CHURCH'S NEEDS AND TO SIGN AN AGREEMENT NOT TO ALLOW THE SEWER TO LEAVE THEIR PROPERTY. THE MOTION FAILED 2-3 WITH CHAIRMAN SMITH, COMMISSIONER HORGAN AND COMMISSIONER PFEIFER VOTING IN OPPOSITION.**

**NEW BUSINESS:**

- D. Discussion of refinancing of existing County bonds.

**CHAIRMAN SMITH REMARKED THAT COMMISSIONER MAXWELL HAD REQUESTED THIS ITEM BE REMOVED FROM THE AGENDA. HE SAID THE BOARD WOULD DISCUSS A SIMILAR TOPIC AT THE AUGUST WORKSHOP MEETING.**

- E. E - 911 Communications requests the approval for the payment of a twelve (12) month service agreement with Motorola beginning July 1, 2007 through June 30, 2008 in the amount of \$429,295.56.

**ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO APPROVE THE MOTOROLA AGREEMENT FOR E-911 COMMUNICATIONS IN THE AMOUNT OF \$429,295.56. THE MOTION CARRIED 5-0.**

**Agenda of Actions**  
**July 12, 2007**  
**Page 4**

**BOARD REPORTS:**

**CHAIRMAN SMITH:** Remarked on item no. 8 listed under the consent agenda and remarked that the Army Corps of Engineers had issued a Permit to construct Lake McIntosh after approximately thirty years of effort by a lot of individuals in the past. He said the Press Release would be available after tonight's meeting providing information on the Lake McIntosh Reservoir Project.

**COMMISSIONER MAXWELL: ON MOTION MADE BY COMMISSIONER MAXWELL, SECONDED BY COMMISSIONER FRADY TO CHANGE THE PRIMARY WAY THAT THIS COUNTY RECEIVES ITS LEGAL SERVICES TO AN IN-HOUSE ATTORNEY WITH PRIMARY OUTSIDE ATTORNEY AS BILL MCNALLY'S OFFICE WITH THE CONDITION THAT WHEN LEGAL SERVICES WERE OUTSIDE OF THE SCOPE OF THE IN-HOUSE ATTORNEY'S EXPERTISE OR TIME, THAT ATTORNEY MCNALLY'S OFFICE WOULD BE USED. THE MOTION CARRIED 4-1 WITH COMMISSIONER PFEIFER VOTING IN OPPOSITION.**

**STAFF REPORTS:**

**CAROL CHANDLER:** Executive Assistant Carol Chandler asked for the Board's pleasure in responding to the City of Fayetteville's request to annex a two and one half acre tract of property located at the intersection of S.R. 314 and White Road.

**ON MOTION MADE BY CHAIRMAN SMITH, SECONDED BY COMMISSIONER FRADY THAT THE FAYETTE COUNTY BOARD OF COMMISSIONERS HAS NO OBJECTION TO THE CITY OF FAYETTEVILLE ANNEXING THIS UNINCORPORATED ISLAND INTO THE CITY OF FAYETTEVILLE. THE MOTION CARRIED 5-0.**

**EXECUTIVE SESSION: NONE.**

**ON MOTION MADE BY COMMISSIONER MAXWELL, SECONDED BY COMMISSIONER FRADY TO ADJOURN THE MEETING AT 8:25 P.M.**

---

Karen Morley, Chief Deputy Clerk