

**WORKSHOP AGENDA of  
ACTIONS  
BOARD OF COMMISSIONERS  
September 5, 2007  
3:30 p.m.**

**CHAIRMAN SMITH CALLED THE MEETING TO ORDER.**

**CHAIRMAN SMITH ASKED THAT CONSENT AGENDA ITEM 14 AND ITEM G UNDER NEW BUSINESS BE REMOVED FROM DISCUSSION UNTIL A LATER TIME. A MOTION WAS MADE BY CHAIRMAN SMITH AND SECONDED BY COMMISSIONER HORGAN TO APPROVE THE REVISED AGENDA. THE MOTION CARRIED 5-0.**

**CONSENT AGENDA:**

**COMMISSIONER FRADY MOVED TO APPROVE ITEMS 1-15, EXCLUDING ITEM 14. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION PASSED 5-0. COMMISSIONER MAXWELL DISCUSSED ITEM 16 AND ASKED THAT THE MINUTES FOR AUGUST 1, 2007 BE CORRECTED.**

1. Approval of supplemental budget adjustments for the fiscal year ending June 30, 2007.
2. Approval for the Chairman to sign the Fiscal Year 2008 Appropriation Certificate for the 1998 Georgia Local Government Equipment Lease Pool.
3. Approval for the Board of Commissioners to deny Forsyth County access to Fayette County's 800 MHz frequencies.
4. Approval for E-911 Communications to retain the law firm of Holland & Knight to assist in the Rebanding of the 821 MHz radio system.
5. Approval for E-911 Communications to dispose of old, worn, faded and torn E-911 employee uniforms.
6. Approval of the Vehicle Replacement Committee recommendation for the Sheriff's Office, Field Operations Divisions to replace six vehicles, and to transfer \$201,802 from the Vehicle Replacement Fund for this purpose.
7. Approval of staff's recommendation to award Proposal #P623 for Water System Building Cleaning to the company offering the best price which was C & T Janitorial Services at a cost of \$710 per month.
8. Approval of staff's recommendation to award Bid #627 for Chemicals to low bidders General Chemical Performance Products, Brenntag Mid South, Industrial Chemicals, Southern Lime and Pristine Water Solutions for Phosphates at \$82.50 per pail.
9. Approval of Water Committee's recommendation to grant permission to Planterra Ridge Golf Course for temporary construction access for truck off the existing right-of-way.

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10. Approval of staff's recommendation for Water System participation in the American Water Works Association Research Foundation Research Project with \$3,000 being transferred from the Renewal and Extension Fund to cover this expenditure.
11. Approval of Resolution No. 2007-14 approving ownership of Betty Jean Lane in the Jerl Estates Subdivision.
12. Approval of Resolution No. 2007-15 authorizing the provision of office space in the McElroy House for the Georgia Clean Air Force.
13. Approval of Resolution No. 2007-16 authorizing the County to accept conveyance of right-of-way for the portion of Snead Road between Chappel Road and Old Greenville Road.
14. Approval of ratification of Applicant Service Provider (ASP) Agreement with Tyler Technologies, Inc. And adoption of Resolution No. 2007-17 to enter into revised Articles of Agreement with Tyler Technologies as World Implementation for tax appraisal software, training and maintenance.
15. Approval of Annual Report of E-911 Collections and Expenditures and authorization for the Chairman to execute the Report.
16. Approval of minutes for Board of Commissioners' Meeting held on August 1, 2007.

**COMMISSIONER MAXWELL MOVED THAT THE MINUTES FOR AUGUST 1, 2007, BE AMENDED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION WAS APPROVED 5-0. CHAIRMAN SMITH MOVED THAT THE CHAIRMAN BE AUTHORIZED TO SIGN AN AMENDMENT TO THE EXECUTIVE SESSION AFFIDAVIT OF AUGUST 1 STATING THAT THE DISCUSSION WAS FOR A PERSONNEL MATTER AND REAL ESTATE MATTER, INSTEAD OF A LEGAL MATTER AND A REAL ESTATE MATTER. THE MOTION PASSED 5-0. CHAIRMAN MAXWELL MADE A MOTION TO APPROVE THE MINUTES AS AMENDED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.**

**OLD BUSINESS:**

**ITEMS C AND D WERE TABLED UNTIL THE NEXT REGULAR MEETING.**

- A. Discussion of Resolution No. 2007-18 affirming authorization for the Interim County Administrator to retain the services of an attorney to assist the County in legal matters on an interim basis. **COMMISSIONER PFEIFER MOTIONED THAT THE RESOLUTION BE ACCEPTED. THE MOTION WAS SECONDED BY COMMISSIONER HORGAN. THE MOTION PASSED 5-0.**
- B. Report from the Retirement Study Committee. **JOHN KIMBALL, ATTORNEY WITH EDGE AND KIMBALL, P.C., REVIEWED GBCORP'S FINDINGS WITH THE BOARD. DISCUSSION FOLLOWED. THE CONSENSUS OF THE BOARD WAS TO ADDRESS THIS ISSUE AT THE NEXT WORKSHOP AGENDA AND TO RESERVE THE RIGHT TO USE ATTORNEY KIMBALL'S COMMITTEE IN THE FUTURE.**
- C. Further discussion of Transportation issues. Tabled from the August 20<sup>th</sup> Special Called Meeting. Tabled again to the September 13 meeting.
- D. Further discussion of Special Service Districts for: (1) Storm Water; (2) Community Septic; (3) Street Lights; and (4) Traffic Calming. Tabled from the August 20<sup>th</sup> Special Called Meeting. Tabled again to the September 13 meeting.
- E. Further discussion of a policy to waive the fee for GIS data requests from any non-profit organizations and consideration of adoption of Resolution No. 2007-19 amending the County's existing GIS Data Fee Schedule and Policy. **COMMISSIONER PFEIFER MOVED THAT RESOLUTION NO. 2007-19 BE ADOPTED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION PASSED 5-0.**

**NEW BUSINESS:**

**CHAIRMAN SMITH ASKED THAT ITEM G BE REMOVED FROM THE AGENDA**

- F. Discussion of Resolution No. 2007-20 authorizing the abandonment of any interest that Fayette County may have in a site on Handly Road known as the "Old Stop Courthouse". **COMMISSIONER PFEIFER MOVED TO ADOPT RESOLUTION NO. 2007-20. COMMISSIONER HORGAN SECONDED THE MOTION. DISCUSSION FOLLOWED. THE MOTION PASSED 5-0.**
- G. Discussion of Resolution No. 2007-21 authorizing the abandonment of a small portion of the County's public road right-of-way located at 165 Melanie Lane. Tabled until later date.

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- H. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article III. Definitions, Business Vehicle and Article VI. District Use Requirements, Section 617. O\_I, Office-Institutional District regarding the parking of business vehicles and on-site maintenance or fueling facilities as presented by the Planning & Zoning Department. **DENNIS DUTTON AND PETE FRISINA of the PLANNING AND ZONING DEPARTMENT DISCUSSED THE PROPOSED AMENDMENTS WITH THE BOARD. THE BOARD'S CONSENSUS WAS TO SEND THE MATTER TO INTERIM COUNTY ATTORNEY DON COMER FOR REVISIONS.**
- I. Consideration of request from the Engineering Department to approve the Board of Education's request to run a sanitary sewer line along Jenkins Road in the County right-of-way to a Town of Tyrone sanitary sewer manhole located on a neighboring property. **PHIL MALLON AND MIKE SATTERFIELD DISCUSSED THE BOARD OF EDUCATION'S REQUEST WITH THE COMMISSIONERS. COMMISSIONER FRADY MADE A MOTION TO APPROVE THE REQUEST AS PRESENTED. COMMISSIONER HORGAN SECONDED THE MOTION. DISCUSSION FOLLOWED. THE MOTION FAILED 2-3 WITH CHAIRMAN SMITH, COMMISSIONER PFEIFER AND COMMISSIONER MAXWELL VOTING IN OPPOSITION TO THE MOTION.**
- J. Consideration of request from the Engineering Department to revise the Street Design Standards and Specifications regarding Article III of the Development Regulations. **JEREMY GREENBERG, COUNTY ENGINEER, AND PHIL MALLON, PUBLIC WORKS DIRECTOR, DISCUSSED THE REQUEST FROM THE ENGINEERING DEPARTMENT WITH THE BOARD. THE CONSENSUS OF THE BOARD WAS FOR THE ENGINEERING DEPARTMENT TO REVISE THE STREET DESIGN STANDARDS AND SPECIFICATIONS REGARDING ARTICLE III OF THE DEVELOPMENT REGULATIONS. CHAIRMAN SMITH STATED HE LOOKED FORWARD TO HEARING FROM THE ENGINEERING DEPARTMENT SOMETIME IN DECEMBER OR JANUARY.**
- K. Discussion by Interim County Attorney Don Comer regarding the Georgia Security and Immigration Compliance Act and consideration of approval of Resolution No. 2007-22 authorizing a Memorandum of Understanding between Fayette County and the United States Department of Homeland Security providing for the County's participation in the Systematic Alien Verification for Entitlements Program. **INTERIM COUNTY ATTORNEY DON COMER DISCUSSED WITH THE BOARD RESOLUTION NO. 2007-22. DISCUSSION FOLLOWED. COMMISSIONER MAXWELL MOVED TO ADOPT THE RESOLUTION. COMMISSIONER PFEIFER SECONDED THE MOTION. THE MOTION PASSED 5-0.**
- L. Consideration of Water Committee recommendation to approve a proposed policy for Film Permits. **TONY PARROT DISCUSSED THE PROPOSED POLICY WITH THE BOARD. DISCUSSION FOLLOWED. MOTION WAS MADE BY CHAIRMAN SMITH AND SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE FILM PERMITS**

**POLICY WITH THE CONDITION THAT \$100 PER DAY WILL BE CHARGED FOR PASSIVE ACTIVITIES AND \$500 PER DAY FOR OCCUPIED BUILDINGS, WITH THE COUNTY RETAINING THE RIGHT TO ISSUE OR DENY THE PERMIT, BASED ON THE POTENTIAL DISRUPTION OF BUSINESS AND ANY AND ALL CAUSES NOT BEING IN THE COUNTY'S BEST INTEREST. THE MOTION PASSED 5-0. DISCUSSION FOLLOWED.**

- M. Discussion of Employee Call Back, Nepotism and Whistleblower Policies. LEWIS PATTERSON OF HUMAN RESOURCES DISCUSSED WITH THE BOARD THE COUNTY'S PROPOSED CALL BACK, NEPOTISM AND WHISTLEBLOWER POLICIES. THE POLICIES WERE DISCUSSED INDIVIDUALLY. COMMISSIONER PFEIFER MOVED TO STANDARDIZE THE COUNTY'S CALL BACK POLICY. COMMISSIONER HORGAN SECONDED THE MOTION. THE STANDARDIZATION OF THE CALL BACK POLICY PASSED 5-0. COMMISSIONER PFEIFER MOVED TO STANDARDIZE THE COUNTY'S NEPOTISM POLICY WITH CHANGES OUTLINED BY THE INTERIM ATTORNEY REGARDING IN-LAW RELATIONSHIPS, TO INCLUDE SONS-IN-LAW AND DAUGHTERS-IN-LAW. FURTHER, THIS MOTION IS UNDERSTOOD TO BE APPLICABLE ONLY TO FULL-TIME EMPLOYEES. THE MOTION PASSED 4-1 WITH COMMISSIONER FRADY VOTING IN OPPOSITION. REGARDING THE PROPOSED NEPOTISM POLICY, THE BOARD'S CONSENSUS WAS TO HAVE THE POLICY FURTHER REVISED AND THEN ADDRESSED AT A LATER TIME.**

**EXECUTIVE SESSION:**

**INTERIM COUNTY ADMINISTRATOR JACK KRAKEEL INFORMED THE BOARD THAT THREE REAL ESTATE ITEMS AND ONE PERSONNEL MATTER NEEDED TO BE ADDRESSED IN EXECUTIVE SESSION. COMMISSIONER PFEIFER MOVED TO ADJOURN TO EXECUTIVE SESSION, SECONDED BY COMMISSIONER HORGAN. THE MOTION CARRIED 5-0.**

**REAL ESTATE: MR. KRAKEEL DISCUSSED ONE REAL ESTATE ITEM WITH THE BOARD THE BOARD GAVE DIRECTION FOR STAFF TO PROCEED.**

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**PERSONNEL: MR. KRAKEEL DISCUSSED ONE PERSONNEL ITEM WITH THE BOARD. THE BOARD GAVE DIRECTION FOR STAFF TO PROCEED.**

**EXECUTIVE SESSION AFFIDAVIT:**

COMMISSIONER PFEIFER MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO SIGN THE EXECUTIVE SESSION AFFIDAVIT STIPULATING THAT THREE REAL ESTATE ITEMS AND ONE PERSONNEL ITEMS WERE DISCUSSED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION PASSED 5-0.

NO FURTHER BUSINESS CAME BEFORE THE BOARD. COMMISSIONER MAXWELL MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER HORGAN. THE MOTION PASSED 5-0. CHAIRMAN SMITH ADJOURNED THE WORKSHOP MEETING AT 7:23 p.m.

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Floyd Jones, Deputy Clerk