Minutes

Board of Commissioners
October 14, 2010
7:00 P.M.

Notice: A complete audio recording of this meeting can be heard by accessing Fayette County's Website at www.fayettecountyga.gov. Click on "Board of Commissioners", then "County Commission Meetings", and follow the instructions. The entire meeting or a single topic can be heard.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Thursday, October 14, 2010, at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Jack Smith, Chairman Herb Frady, Vice Chairman Lee Hearn Robert Horgan Eric Maxwell
Staff Present:	Jack Krakeel, County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Karen Morley, Chief Deputy Clerk

---

Chairman Smith called the meeting to order.
Commissioner Hearn offered the Invocation
Pledge of Allegiance.

ACCEPTANCE OF AGENDA: Chairman Smith remarked that the representatives of The Olivet Church were unable to attend the meeting tonight and the Resolution recognizing their anniversary would be removed from the agenda.

Commissioner Horgan made a motion to approve the agenda as presented excluding item A. Commissioner Hearn seconded the motion. The motion carried 5-0.

PRESENTATION/RECOGNITION:

A. RESOLUTION RECOGNIZING THE 19TH ANNIVERSARY FOR THE OLIVET CHURCH:

This item was removed from the agenda.

PUBLIC COMMENT:

Bob Ross: Bob Ross, 202 Bridge Point, Peachtree City commented on Board's continued effort on the West Fayetteville Bypass despite the results of the election in November where he felt the citizens had clearly spoken.

Gordon Furr: Gordon Furr, 565 Laurelwood Drive, Tyrone commented on the West Fayetteville Bypass and said he felt the funds expended for that project could have been spent on other projects in the County that needed attention. He also commented that he was not in favor of MARTA coming into Fayette County.

CONSENT AGENDA: Commissioner Horgan made a motion to approve consent agenda items 1-13 as presented. Commissioner Hearn seconded the motion. The motion carried 5-0.

PARKS AND RECREATION:

1. Approval of staff's recommendation to award Proposal #P760 to low bidder Middle Georgia Outdoor Lighting, Inc. for Kiwanis Park Baseball Field #7 in the amount of $122,260 and McCurry Park Softball Field #3 in the amount of $101,975. A copy of the request and backup, identified as "Attachment No. 1", follow these minutes and are made an official part hereof.

WATER SYSTEM:

2. Approval of staff's recommendation to award annual Chemical Bid #761 to low bidder Brenntag Midsouth at $147.75 per ton for 300 tons totaling $44,325 for Bulk Lime. A copy of the request and backup, identified as "Attachment No. 2", follow these minutes and are made an official part hereof.

911 COMMUNICATIONS:

3. Approval of staff's request to issue Proposal #P763 to solicit services of a qualified technology planning and assessment specialist to assist in the acquisition of a Computer Aided Dispatch (CAD) System to support consolidated Fayette County public safety dispatching operations. A copy of the request and backup, identified as "Attachment No. 3", follows these minutes and are made an official part hereof.

SHERIFF'S DEPARTMENT:

4. Approval of request from the Sheriff's Department for a budget adjustment in the Jail's Accounts 21630002-351180 and 21630355-521218 to account for the reimbursement of inmate hospital costs in the amount of $2,553.20. A copy of the request and backup, identified as "Attachment No.4", follow these minutes and are made an official part hereof.

SHERIFF'S DEPARTMENT:

5. Approval of request from the Sheriff's Department to amend the Overtime Budget for the Fayette County Sheriff's Office Criminal Investigations Division by $4,840.80 for reimbursement for employees assigned to work with various Federal agencies. A copy of the request and backup, identified as "Attachment No. 5", follows these minutes and are made an official part hereof.

PUBLIC WORKS - SPLOST:

6. Approval of staff's recommendation for two change orders in SPLOST Project No. R-28 in the amount of $21,568.80 and $19,632.80 to American Contractors, Inc. for intersection improvement work at the West Fayetteville Bypass, Phase I and State Route 54. A copy of the request and backup, identified as "Attachment No. 6", follow these minutes and are made an official part hereof.

ROAD DEPARTMENT - SPLOST:

7. Approval of staff's recommendation for the Road Department and SPLOST Project Management to use a blanket Purchase Order to procure third party hauling services through 02/28/2011 or up to $70,000 whichever comes first. A copy of the request and backup, identified as "Attachment No. 7", follows these minutes and are made an official part hereof.

POLICY FOR FILMING ON COUNTY PROPERTY - POLICY 100.7:

8. Approval of staff's recommendation to adopt Policy 100.7 as amended which addresses filming on County property by movie and television companies. A copy of the request and Policy 100.7, identified as "Attachment No. 8", follow these minutes and are made an official part hereof.

POLICY FOR ASSISTANCE WITH THE INTERMENT OF INDIGENT PERSONS - POLICY 100.9:

9. Approval of staff's recommendation to adopt Policy 100.9 which addresses the disposition of requests for assistance with the interment of indigent persons. A copy of the request and Policy 100.9, identified as "Attachment No. 9", follow these minutes and are made an official part hereof.

WATER COMMITTEE - LEASE WITH THE TOWN OF BROOKS FOR USE OF THE COUNTY'S WATER TANK:

10. Approval of the Water Committee's recommendation that the County cancel its lease with the Town of Brooks for use of the County's water tank and to have a contractor remove the tank, once bids are issued. A copy of the request and backup, identified as "Attachment No.10", follow these minutes and are made an official part hereof.

RESOLUTION NO. 2010-16 - AMENDS THE FEE SCHEDULE FOR THE PERMITS AND INSPECTIONS DEPARTMENT TO INCREASE THE COMMERCIAL RE-ROOFING REPAIR PERMIT FEES:

11. Approval of Resolution No. 2010-16 which amends the fee schedule for the Permits and Inspections Department to increase the Commercial Re-Roofing/Repair Permit fees. A copy of the request, backup and Resolution No. 2010-16, identified as "Attachment No. 11", follow these minutes and are made an official part hereof.

HUMAN RESOURCES DEPARTMENT - THIRD PARTY ADMINISTRATOR FOR WORKERS COMPENSATION INSURANCE PROGRAM:

12. Approval of staff's recommendation that the County award a contract to the Affinity Service Group as a new third party administrator for its Workers Compensation Insurance Program for the period beginning January 1, 2011 and ending December 31, 2011 at an estimated cost of $15,900. A copy of the request and the backup, identified as "Attachment No. 12", follow these minutes and are made an official part hereof.

MINUTES:

13. Approval of minutes for Board of Commissioners' meeting held on September 23, 2010.

OLD BUSINESS:

B. CONSIDERATION OF RECOMMENDATIONS MADE IN THE STORMWATER UTILITY FEASIBILITY STUDY TO DEVELOP AND IMPLEMENT A STORMWATER UTILITY IN FAYETTE COUNTY:

Vanessa Birrell of Stormwater Management discussed this item with the Board together with Dan Davis, P.E. and President of Integrated Science & Engineering. A copy of the request and backup, identified as "Attachment No. 13", follow these minutes and are made an official part hereof.

Chairman Smith asked for the time line on the production of the final product. Mr. Davis replied that the utility data development would take approximately three months or so. He said the advisory committee, which would consist of volunteer citizens who should hold four meetings, would probably have a position paper ready to be issued to the Board of Commissioners in approximately three or four months. Mr. Davis stated it would take approximately seven months to present the Board with a final recommendation.

Ms. Birrell remarked that there were funds remaining in the C.I.P. in the amount of $275,000. She remarked that the County has compliance issues coming up to meet the North Georgia Water District requirements. She said the entire infrastructure in the County would have to be documented and mapped to meet the requirement.

Mr. Krakeel said it was his recommendation to move forward with Task 2A and Task 2B. He said both of these were projects and initiatives that need to be undertaken. He said firstly, the County needed to be properly mapped and gain objective data from which decisions can be driven, and then secondly to have an understanding of what the County's level of service will be with respect to the maintenance of infrastructure associated with stormwater.

Commissioner Frady made a motion to accept staff's recommendation to approve initiation to transition to a utility which would include Task 2A for Stormwater Utility Data Development in the amount of $86,667 and Task 2B for a Stormwater Advisory Committee in the amount of $23,545 with funding to come from the current C.I.P. and to continue with the consulting services of Integrated Science & Engineering. Commissioner Horgan seconded the motion. The motion carried 5-0.

C. FURTHER CONSIDERATION OF FENCING AT KENWOOD PARK:

County Administrator Jack Krakeel discussed this item with the Board. A copy of the request and backup, identified as "Attachment No. 14", follow these minutes and are made an official part hereof. He remarked that the County's Building and Grounds Maintenance Department could provide installation of the gate and this would defray the expenses of contractor installation. He said the cost would be approximately $25,000 for two solar or electric gates. He said it was his recommendation that two gates be installed at the entrance to Kenwood Park. He also recommended installation of a 6 foot black vinyl chain link fence with a top rail to be installed along the entrance roadway and a 4 foot hog-wire fence to be installed along the sections of the walking trail. He said the cost of fencing would be approximately $15,000. He noted that he had discussed this issue with a contractor who is currently engaged with the County to provide fencing. He said that particular contractor has been fencing the County's mitigation sites and was the low bidder on those sites. He said that vendor has reviewed this project and has agreed to hold their pricing at the same figure if the County wished to extend that contract. He said the total cost of this project would be approximately $40,000 and this would include two electric or solar gates, the 6 foot black vinyl chain link fencing and the 4 foot hog-wire fence.

Chairman Smith said he would prefer that Mr. Krakeel have the discretion to determine whether electric or solar fences would be installed and the Board agreed.

Commissioner Frady made a motion to accept staff's recommendation to install two gates either electric or solar powered and allow Mr. Krakeel the discretion to make that determination and also to install 6 foot black vinyl chain link fencing with a top rail installed along the entrance roadway and a 4 foot hog-wire fence to be installed along the sections of the walking trail as indicated on the sketch presented by staff at a total cost of $40,000. Commissioner Horgan seconded the motion. The motion carried 5-0.

NEW BUSINESS:

D. CONSIDERATION OF STAFF'S REQUEST TO TRANSFER $753,000 FROM THE COUNTY'S GENERAL FUND FUND BALANCE TO THE COUNTY'S WORKERS COMPENSATION FUND FOR FY2010:

Chief Financial Officer Mary Holland discussed this item with the Board. A copy of the request and backup, identified as "Attachment No. 15", follow these minutes and are made an official part hereof.

After some discussion, there was consensus that the Board needed additional information. Mr. Krakeel remarked that the Board would be provided with a comprehensive list of financials that staff was currently working on. He said this information would be brought back to the Board at the next meeting with recommendations. There was a consensus of the Board that this item be brought back to the Board for further discussion on October 28th.

ADMINISTRATOR'S REPORT:
None.

ATTORNEY'S REPORT:
Tyler Technologies Confidentiality Agreement with Fayette County: County Attorney Scott Bennett remarked that the Fayette County Water System had started to implement software from Tyler Technologies. He said Tyler Technologies has asked the County to execute a Confidentiality Agreement wherein the County would not disclose any of Tyler's confidential proprietary information and they would not disclose any of Fayette County's. He noted if an Open Records Request came in and it was determined to be part of their confidential information, it would be turned over to Tyler Technologies to defend. He asked for the Board's consideration to authorize the Chairman to execute a Confidentiality Agreement with Tyler Technologies and Fayette County.

Commissioner Frady made a motion to authorize the Chairman to execute a Confidentiality Agreement between Tyler Technologies and Fayette County. Commissioner Horgan seconded the motion. The motion carried 5-0. A copy of the Agreement, identified as "Attachment No. 16", follows these minutes and is made an official part hereof.

STAFF REPORTS:
None.

BOARD REPORTS:
Additional space for W.I.C. (Women, Infants and Children): Commissioner Horgan stated that as a member of the Fayette County Board of Health, he has been made aware of spacing issues in the Women, Infants and Children (W.I.C.) Services in the Health Department. He said W.I.C. was in desperate need of additional space and they had seen a huge increase in customers. He noted that several health department W.I.C. offices in the local area had closed and now the Fayette County W.I.C. has a need for a larger facility. He presented a map to the Board indicating a piece of County owned property located on First Manassas Road and W.I.C. services might be able to locate a modular office on that property. He remarked that this would free up additional space here at the Health Department at 140 Stonewall Avenue.

Chairman Smith felt this would be a good use of the property and recommended that County Administrator Jack Krakeel do the ground work available to section off the area in question, answer Commissioner Hearn's questions about the proximity to the landfill and develop a recommendation for the Board with regard to W.I.C.'s use of the property and where the egress and ingress would be located. He said he felt this could be accomplished through a lease agreement which would protect the County. There was a consensus of the Board for County Administrator Jack Krakeel to proceed in this matter.

Chairman Smith: Chairman Smith addressed Bob Ross's comments that had been made earlier under the Public Comment section regarding the West Fayetteville Bypass.

Commissioner Frady: Commissioner Frady remarked that this was the only County in the Atlanta Regional Commission that refused and voted no to accept G.R.T.A.'s C-Tran buses about ten years ago.

Commissioner Hearn: Commissioner Hearn commented on the updated transportation plan that was prepared by the U.R.S. Corporation firm back ion 2002. He said there were many great projects included in that list and he felt to pick out a specific project that was recommended was short sighted. He also commented on the property purchase of approximately 780 acres to build the new Lake Horton reservoir. He said the purchase of this acreage included homes, barns, and land that had been in families for generations in Fayette County. He said the Board at that time actually had the foresight to make the decision to do what was best for the whole County. He noted that the traffic analysis for the West Fayetteville Bypass predicts more than 8,000 vehicles per day when it opens to traffic. He said he felt this Board was doing the right thing for the right reasons.

Chairman Smith: Chairman Smith said he would like to apologize to Mr. Ross if it appeared that his comments were directed to him personally.

EXECUTIVE SESSION: County Attorney Scott Bennett requested an Executive Session to discuss property acquisition.

Commissioner Horgan made a motion to adjourn to Executive Session to discuss property acquisition. Commissioner Hearn seconded the motion. The motion carried 5-0.

Chairman Smith adjourned the Executive Session and returned to open session.

Commissioner Horgan made a motion authorizing the Chairman to execute the Executive Session Affidavit affirming that property acquisition was discussed in Executive Session. Commissioner Frady seconded the motion. The motion carried 5-0. A copy of the Executive Session Affidavit, identified as "Attachment No. 17", follows these minutes and is made an official part hereof.

ADJOURNMENT: Hearing no further business to come before the Board, Chairman Smith adjourned the meeting at 9:30 p.m.

_____ _____

Karen Morley, Chief Deputy Clerk Jack R. Smith, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 28th day of October, 2010.

_____

Karen Morley, Chief Deputy Clerk