Consent Agenda #4

Minutes

Board of Commissioners
August 28, 2014
7:00 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on August 28, 2014 at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Steve Brown, Chairman Charles Oddo, Vice Chairman David Barlow Allen McCarty Randy Ognio
Staff Present:	Steve Rapson, County Administrator Floyd L. Jones, County Clerk Tameca P. White, Deputy Clerk Dennis Davenport, County Attorney

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Call to Order

Chairman Brown called the August 28, 2014 Board of Commissioners Meeting to order at 7:00 p.m.

Invocation by Commissioner Randy Ognio

Commissioner Ognio introduced his pastor, Chuck Chambers, of Woolsey Baptist Church, and he asked Pastor Chambers to offer the Invocation. Pastor Chambers offered the Invocation.

Pledge of Allegiance

Chairman Brown led the audience in the Pledge of Allegiance.

Acceptance of Agenda

Chairman Brown moved to accept the Agenda as published. Commissioner Oddo seconded the motion. No discussion followed. The motion passed unanimously.

PRESENTATION /RECOGNITION:

1. Proclamation of September 2014 as Childhood Cancer Awareness Month in Fayette County.

Commissioner McCarty read the proclamation of September 2014 as Childhood Cancer Awareness Month in Fayette County. No representatives were able to come to the meeting due to scheduling difficulties.

Copies of the request and proclamation, identified as "Attachment 1," follow these minutes and are made an official part hereof.

2. Proclamation of September 2014 as Kappa Kappa Iota Month in Fayette County.

Commissioner Oddo read the proclamation of September 2014 as Kappa Kappa Iota Month in Fayette County. Ms. Carol Lunsford, President of Llamda State Kappa Kappa Iota, spoke about the work of Kappa Kappa Iota. Copies of the request and proclamation, identified as "Attachment 2," follow these minutes and are made an official part hereof.

3. Proclamation of September 2014 as National Preparedness Month in Fayette County.

Chairman Brown read the proclamation of September 2014 as National Preparedness Month in Fayette County. Division Chief and Emergency Management Agency Director Pete Nelms spoke about the importance of being prepared for emergencies and he urged all citizens to become aware and to prepare for emergency events. Copies of the request and proclamation, identified as "Attachment 3," follow these minutes and are made an official part hereof.

4. Proclamation of August 29, 2014 as Sigvaris Day in Fayette County.

Fayette County Intern Haider Khan read the proclamation of August 29, 2014 as Sigvaris Day in Fayette County. Mr. Scot J. Dubé, President and Chief Executive Officer of Sigvaris, spoke to the Board and audience about the global scope and work of Sigvaris. Copies of the request and proclamation, identified as "Attachment 4," follow these minutes and are made an official part hereof.

5. Recognition of Fayette County 4-H members and their many accomplishments during the past year.

Commissioner Barlow and Extension Director Kim Toal and April Nasworthy spoke about Fayette County's 4-H members and their accomplishments during the past year. Commissioner Barlow spoke about his recent participation at 4-H camp and encouraged others to invest their time in working with the youth in these worthy causes. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

6. Recognition of the Peachtree City Convention and Visitors Bureau for their efforts in recruiting volunteers for the Divas Half Marathon and 5K in Atlanta-Peachtree City.

Commissioner David Barlow recognized the Peachtree City Convention and Visitors Bureau for their efforts in recruiting volunteers for the Divas Half Marathon and 5K in Atlanta-Peachtree City. Some organizers, including Peachtree City Mayor Vanessa Fleisch, spoke about how they were able to recruit the Divas run into Peachtree City. A copy of the request, identified as "Attachment 6," follows these minutes and is made an official part hereof.

7. Proclamation honoring Bob and Bernadette Carty who are celebrating their 50th Wedding Anniversary.

Chairman Brown gave the proclamation honoring Bob and Bernadette Carty who celebrated their 50th Wedding Anniversary. The Carty's were married on September 5, 1964 at St. James Catholic Church in Long Island, New York. They have five children and sixteen grandchildren. A copy of the request, identified as "Attachment 7," follows these minutes and is made an official part hereof.

PUBLIC HEARING:

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property* and introduced Public Hearing #8 to the Board. A copy of the *Introduction to Public Hearings for the Rezoning of Property*, identified as "Attachment 8," follows these minutes and is made an official part hereof.

8. Consideration of Petition T-019-14, Skyway Towers, Owner, and PM&A, Agent, request for a reduction of the requirements of Section 110-150. Standards for Telecommunications Antennas and Towers to develop a 185-foot Monopole Telecommunication Tower by reducing the 1,000 foot setback from an adjacent municipality to 114 feet.

Ms. Kiersten Lurer spoke on behalf of Skyway Towers and she asked the Board to approve Petition T-019-14. She reminded the Board that she had been before the Board about a month earlier and that the petition was denied since there was a question about obtaining a letter from the Mayor and Council of the City of Fayetteville. She stated that this tower, which has not been built, had been approved about a year ago but in the meantime a new requirement was adopted that required a 1,000 foot setback from a municipal border.

No one spoke in favor of or in opposition to this petition.

Commissioner Barlow moved to approve Petition T-019-14, Skyway Towers, Owner, and PM&A, Agent, request for a reduction of the requirements of Section 110-150. Standards for Telecommunications Antennas and Towers to develop a 185-foot Monopole Telecommunication Tower by reducing the 1,000 foot setback from an adjacent municipality to 114 feet. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously. A copy of the request, identified as "Attachment 9," follows these minutes and is made an official part hereof.

9. Consideration of Petition No. 1235-14, Max Fuller, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 10.56 acres from A-R to R-45, with said property being located in Land Lot 87 of the 5th District and fronting on South Jeff Davis Road.

Mr. Steve Moore, of Moore Bass Consulting, Inc. and representing Max Fuller, asked the Board to approve Petition No. 1235-14, and he briefly spoke about his request. He stated that the proposal was to rezone the area to eight one-acre lots that would be served by the public water system and water tanks. He stated that the area around the property was comparably zoned. He stated that the Planning Commission raised concerns about the safety on Jeff Davis Drive and that the Planning Commission recommended a deceleration lane. He stated that the Planning Commission had also recommended rezoning the property

to R-50, and at the time he was good with that recommendation, but based on learning further information, he requested that the property be rezoned to R-45. He also spoke about how the applicant would address the safety and sight concerns raised by the Planning Commission and staff.

No one else spoke in favor of Petition 1235-14.

Mr. Frank Love: Mr. Love spoke in opposition to Petition 1235-14. He was concerned since this effort would impact his dwelling in several manners. He suggested this request was a "money-grab" effort since the builder would only have to pay the engineer with a commissioner to a real-estate agent. He suggested that the petitioner did not have a long-term interest in the area and would have no responsibility after the sale. He suggested that the people moving in the houses would not be required to maintain their property since there is no covenant. He suggested that installing combined driveways would not be appealing since it would be "Riverdale." He raised concerns about safety on South Jeff Davis Road and he stated that this petition would cause an accident. He stated that this petition would result in cheapening the surrounding subdivisions. Mr. Love spoke about how there would be adverse water runoff with downstream properties being impacted by development on the subject land. He stated that the homeowners would not know the rules and restrictions that the county has, so it would not take long for the area to "go to pot." He told the Board that there were 250 families living on either side of the subject property that would be affected, and he asked the Board to not approve the petition.

Ms. Jacqueline Bennett: Ms. Bennett spoke in opposition to Petition 1235-14. She stated that her property would be directly impacted by the builder. She said this petition would result in backing up three lots to her property. She stated that the builder would be able to remove all the trees in the area, removing the privacy she has between her property and her neighbors, and that this effort would impact at least three of her neighbors. She stated that she and her neighbors would be impacted by water runoff. She asked the Board to deny the petition.

Ms. Marlene McCartha: Ms. McCartha spoke in opposition to Petition 1235-14. She said she videoed the area of the road where eight driveways were proposed to be built, and she spoke about the dangers associated with buildings and utilizing the proposed driveways along South Jeff Davis Drive. She suggested that approving Petition 1235-14 would impact safety in the area.

Mr. Tom Waller: Mr. Waller spoke in opposition to Petition 1235-14. He stated that he was concerned about spot-zoning in the area, and that this approval would cheapen the area. He added that approving Petition 1235-14 would create "disaster" and that it would dissuade people from moving to Fayette County.

No one else spoke in opposition to Petition 1235-14.

Mr. Moore returned to the podium and spoke in rebuttal to the concerns that were raised. He stated that there was never a statement saying there would not be covenants in the area. He spoke about how the trees and security would be maintained. He said the intention was to have a nice neighborhood with frontage on a public road. He then spoke about how to enhance the safety of the property should the petition be approved. He stated that there was not an intent to flood anybody and that the water would be drained to South Jeff Davis Drive. He concluded that he had addressed all the concerns that were raised and he asked for the Board to approve Petition 1235-14.

Mrs. Carol Diane Love: Mrs. Love pointed out that Public Hearings #9 and #10 were included and she thought they would be addressed in that order. She asked if there would be another discussion for Public Hearing #10. Chairman Brown replied that there would another opportunity to speak for Public Hearing #10.

Community Development Director Pete Frisina read the recommended conditions into the record, as recommended by both the Planning Commission and by county staff.

Chairman Brown commented on this petition and he said he is always sensitive concerning collector roads and the hazards they can involve. He said he tries to consider the general public who drives on the roads, the surrounding property owners, and for those who own the property in question. He suggested that approving this request would beg for problems with traffic and that it would be a real problem. He further pointed out that there is A-R property surrounding the subject property. He stated that he would prefer that the A-R lots be maintained. He did not have discouraging words for the intended work and property, but he thought it was cramming too much development on the subject property.

Commissioner Barlow asked Mr. Love why he did not purchase the subject property when he was developing the neighboring subdivision. Mr. Love explained that he did not purchase the land based off of a missed opportunity. He added that if he had purchased the subject property he likely would not have developed it.

Commissioner McCarty stated that the property is currently zoned A-R meaning it can have unlimited dogs and chickens. He stated that if it is rezoned then the numbers of dogs and chickens would be limited. He stated that it was mentioned that rezoning the property would result in dogs and chickens on the property and he wanted to clear that misconception up.

Commissioner Barlow asked Public Works Director Phil Mallon to address some of the concerns that were raised. Mr. Mallon replied that he met with the applicant, the agent, and their engineer, but that he was not involved when the Planning Commission made their recommendation. He stated that staff does not recommend an acceleration/deceleration lane since it does not meet criteria. He explained that the site distance did meet the minimum required standards, and that he recommended measures above and beyond the Planning Commission's concerns. Commissioner Barlow asked if Mr. Mallon would require additional requirements, and Mr. Mallon replied that he would.

Commissioner Oddo asked Mr. Mallon what is part of the petition was inconsistent with the American Association of State Highway and Transportation Officials (AASHTO) standards. Mr. Mallon replied that in a technical sense, a deceleration lane is constructed based on the road's speed limit and when a certain amount of traffic is expected to make several hundred left or right-hand turns into a commercial development or residential community. He stated that while he did not have exact numbers, he did not believe that a deceleration lane was practical for eight houses with eight or fewer driveways. He stated that from a design criterion, this effort would not meet AASHTO standards. He also suggested that by adding a deceleration lane on the road would not be beneficial since it would be odd or unusual for the driving public to come across the deceleration lane for this purpose.

Chairman Brown moved to deny the petition to rezone from A-R to R-45. Commissioner Barlow seconded the motion.

Commissioner Oddo asked if the number of lots could be reduced in order to reduce the number of driveways. County Attorney Dennis Davenport replied that to do so would require an entirely other zoning classification.

Chairman Brown repeated that he thought the applicant would do a great job with the houses, but he reiterated that there were other concerns associated with this petition.

Commissioner Oddo said he was concerned with safety and that it was the overriding issue that he had with the petition.

The motion to deny the petition to rezone from A-R to R-45 passed 4-1 with Commissioner McCarty voting in opposition. Copies of the request, Ordinance 1235-14, and Resolution 1235-14, identified as "Attachment 10," follow these minutes and are made an official part hereof.

10. Consideration of Petition No. RP-052-14, Max Fuller, Owner, and Moore Bass Consulting, Inc., Agent, request to add six (6) lots to the Minor Subdivision Plat for Max Fuller, with said property being located in Land Lot 87 of the 5th District and fronting on South Jeff Davis Road.

The Board did not take action on Petition RP-052-14 due to the denial of Petition No. 1235-14. A copy of the request, identified as "Attachment 11," follows these minutes and is made an official part hereof.

11. Consideration of Petition No. 1237-14, Kathy S. James, Owner, and Randy Boyd, Agent, request to rezone 1.05 acres from A-R to R-45 for a Single-Family Residential lot, with said property being located in Land Lot 17 of the 9th District and fronting on State Route 92 North.

Mr. Randy Boyd represented Ms. Kathy S. James, and he asked the Board to approve Petition 1237-14. He stated that the lot was created prior to the Zoning Ordinance going into effect in 1980. He said the lot has an old house that is very near the right of way, and that it is a non-conforming lot of record. He stated that the petition was for the purpose of getting relief on the building lines, and that rezoning to R-45 would provide that relief. He stated that staff and the Planning Commission recommended approval with one condition. He added that this petition complies with Fayette County's Comprehensive Land Use Plan.

Mr. Ceon James: Mr. Ceon James spoke in favor of Petition 1237-14. He said this approval would help his mom build a nice house and that it would help him continue to attend Fayette County High School.

No one else spoke in favor of or in opposition to Petition 1237-14.

Commissioner Barlow asked Community Development Director Pete Frisina if this matter could be resolved by the applicant if they requested a variance. Mr. Frisina replied that they could request a variance and it would have to be approved by the Zoning Board of Appeals.

Chairman Brown asked what would be the buildable area for the house if it were constructed on A-R and not rezoned as requested. Mr. Frisina replied that it would "hug" the outline of the shape where the proposed house would be located. Mr. Boyd replied that the house could be built in A-R, but that it would basically require a very large house with very little opportunity to do anything else with the property. Chairman Brown agreed that the homeowner was in a tough spot with nine or ten people living in the house. He pointed out that the area is zoned A-R on one side of the street and R-40 on the other side of the street, that the zoning in the area established a meaningful line of demarcation near the Fulton County

line. He stated that what he preferred was for the house to be built in A-R zoning since the consistency of the area needs to be maintained. Mr. Boyd repeated that the petition would fit with the County's Land Use Plan.

Commissioner Oddo stated that it appeared that the house could be built in A-R with a variance. Chairman Brown added that nonconforming lots always presented challenges. Commissioner Ognio agreed that the area should remain A-R since rezoning to R-45 would be essentially spot zoning the property. Commissioner Brown moved to deny Petition No. 1237-14 requesting to rezone from A-R to R-45. Commissioner Barlow seconded the motion.

Commissioner Barlow spoke briefly about the Moody family who faced similar circumstances that Ms. James was currently facing. He suggested that while this rezoning effort might fail, there would be other opportunities available to the James family. He suggested that this effort was not over unless the petitioner was unable to get a variance.

The motion to deny Petition No. 1237-14 requesting to rezone from A-R to R-45 passed 4-1 with Commissioner McCarty voting in opposition. Copies of the request, Ordinance 1237-14, and Resolution 1237-14, identified as "Attachment 12," follow these minutes and are made an official part hereof.

Mr. Boyd informed the Board that he would take this matter to the Zoning Board of Appeals.

CONSENT AGENDA:

Commissioner Barlow moved to approve Consent Agenda Items 12 and 13. Commissioners Ognio and McCarty seconded the motion. No discussion followed. The motion passed unanimously.

12. Approval of staff's request to adopt the Agreement on Governance of the Fayette County Development Authority. Copies of the request and the Agreement on Governance of the Fayette County Development Authority, identified as "Attachment 13," follow these minutes and are made an official part hereof.

Chairman Brown commented that the Agreement on Governance of the Fayette County Development Authority showed that the county was willing to work with its neighboring jurisdictions, and that it had been adjusted to comport with additional changes sought by the City of Peachtree City and the Peachtree City Airport Authority. He concluded that this effort was a good show of cooperation among all of the jurisdictions.

13. Approval of the August 14, 2014 Board of Commissioners Meeting Minutes and the August 19, 2014 Board of Commissioners Special Called Meeting Minutes.

OLD BUSINESS:

There were no Old Business Items for consideration.

NEW BUSINESS:

Commissioner McCarty asked for a short recess in the meeting. Chairman Brown called a recess for about five minutes. During the recess, County Administrator Steve Rapson informed the Board that Commissioner Barlow was celebrating his birthday today. The Board and those present sang "Happy Birthday" to Commissioner Barlow.

14. Consideration of Resolution 2014-18 adopting the 2014 Property Tax Millage Rates.

Chief Financial Officer Mary Parrott gave a PowerPoint presentation on the 2014 Property Tax Millage Rates, asked the Board to adopt Resolution 2014-18 establishing the 2014 Property Tax Millage Rates, and briefed the Board on the basis for the millage rate recommendations. She spoke about several things that occurred throughout the year that have impacted the tax digest including the state's one-time title tax for vehicles, the rise of property values, and changes in countywide exemptions. She concluded that overall there was a growth in the tax digest of about $75 million. Mrs. Parrott recommended that the Board rollback the millage rates so that there is no property tax increase to the citizens.

The Board praised Ms. Parrott, the Fayette County Finance staff, and County Administrator Steve Rapson for their work in balancing the budget and for their disciplined approach to government finance. It congratulated staff for its efforts in making the county achieve the AAA Bond Rating.

Mr. Rapson said the reason the County is where it is today is because of the tough decisions that had to be made. He commended the department heads and all the Constitutional Officers for working together in order to achieve the AAA Bond Rating. He thanked Mrs. Parrott and her staff, including Assistant Chief Financial Officer Sheryl Weinmann, for their work in this effort.

Commissioner Ognio moved to adopt Resolution 2014-18 adopting the 2014 Property Tax Millage Rate. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously. Copies of the request, PowerPoint presentation, and Resolution 2014-18, identified as "Attachment 14," follow these minutes and are made an official part hereof.

15. Consideration of staff's recommendation to repeal Ordinance 2014-09 and to adopt Ordinance 2014-12, amending the Code of Ordinances for Fayette County, Georgia, and in so doing deleting Chapter 13 in its entirety and incorporating Article VI.- Pawnbrokers, Dealers in Precious Metals, and Flea Markets into Chapter 8- Businesses.

Code Enforcement Officer Kathy Hobbs asked the Board to repeal Ordinance 2014-09 and to adopt Ordinance 2014-12. She stated that although Ordinance 2014-09 was passed earlier in the year, this ordinance would bring needed clarity and cohesiveness.

Chairman Brown asked County Attorney Dennis Davenport if he had a chance to review Ordinance 2014-12. Mr. Davenport replied that he had reviewed the ordinance and found no problems with it.

Commissioner Oddo moved to approve the recommendation to repeal Ordinance 2014-09 and to adopt Ordinance 2014-12, amending the Code of Ordinances for Fayette County, Georgia, and is so doing deleting Chapter 13 in its entirety and incorporating Article VI.- Pawnbrokers, Dealers in Precious Metals, and Flea Markets into Chapter 8- Businesses. Commissioners McCarty seconded the motion. The motion passed unanimously. Copies of the request and Ordinance 2014-12, identified as "Attachment 15," follow these minutes and are made an official part hereof.

16. Consideration of staff's recommendation to adopt the 2014-2015 Fee Schedule pertaining to Pawnshops, Dealers in Precious Metals and Gems, and Flea Markets.

Code Enforcement Officer Kathy Hobbs asked the Board to adopt the 2014-2015 Fee Schedule pertaining to Pawnshops, Dealers in Precious Metals and Gems, and Flea Markets, and she briefly discussed her request with the Board. She stated that it was the exact same fee schedule that was adopted earlier in the year with Ordinance 2014-09 and that it was appropriate to re-adopt the fee schedule since Ordinance 2014-12 had just been adopted.

Commissioner Barlow moved to approve staff's recommendation to adopt the 2014-2015 Fee Schedule pertaining to Pawnshops, Dealers in Precious Metals and Gems, and Flea Markets. Commissioners McCarty and Ognio seconded the motion. The motion passed unanimously. A copy of the request, identified as "Attachment 16," follows these minutes and is made an official part hereof.

17. Consideration of staff's recommendation to enter into an agreement with Bartlett Fiber, Incorporated, in the amount of $138,056.00, for the installation of 7.2 miles of fiber optic cabling that would provide future data/voice connectivity to the E911 Operations Center, the Emergency Operations Center, Fire Station #7, and the South Fayette Water Treatment Plant.

County Administrator Steve Rapson briefed the Board on staff's recommendation to enter into an agreement with Bartlett Fiber, Incorporated. He stated this request fed off of a discussion at the Board of Commissioners Retreat earlier this year. He said it was important to know that the contractor is already laying pipe on the 7.2 miles, and that he would lay the fiber optic cabling alongside his original work at the same time. He clarified that the County would purchase the fiber and conduit and that the contract would dig the ditch and that the contract would simply put this other line next to the ditch. He added that if the County waited until another time to install the fiber optic cabling, it would cost the County approximately $411,000.00 extra. Mr. Rapson stated that the only reason this matter was before the Board had much to do with Mr. Matt Bergen with the Fayette County Water System, and that Mr. Bergen deserved kudos for his efforts.

Commissioner Barlow moved to approve staff's recommendation to enter into an agreement with Bartlett Fiber, Incorporated, in the amount of $138,056.00, for the installation of 7.2 miles of fiber optic cabling along several roads within Fayette County that would provide future data/voice connectivity to the E911 Operations Center, the Emergency Operations Center, Fire Station #7, and the South Fayette Water Treatment Plant. Commissioner McCarty seconded the motion.

County Administrator Steve Rapson asked the Board to amend the motion to include $43,523.00; the estimated cost associated with the project. He stated that this additional funding would bring the total project cost to $181,579.00.

Commissioner Barlow amended his motion to include the $43,523.00 bringing the total project cost to $181,579.00. Commissioner McCarty seconded the amended motion.

Chief Information Officer Phil Frieder spoke briefly about how the process worked through staff in order to get this measure approved by the Board. He credited Mr. Bergen for his keen eye, devotion to his job, and his passion for Fayette County.

The motion to approve staff's recommendation to enter into an agreement with Bartlett Fiber, Incorporated, in the amount of $138,056, for the installation of 7.2 miles of fiber optic cabling along several roads within Fayette County that would provide future data/voice connectivity to the E911 Operations Center, the Emergency Operations Center, Fire Station #7, and the South Fayette Water Treatment Plant, and to include $43,523.00 bringing the total project cost to $181,579.00 passed unanimously. Copies of the request and agreement with Bartlett Fiber, identified as "Attachment 17," follow these minutes and are made an official part hereof.

18. Consideration of staff's recommendation to enter into an Intergovernmental Agreement between Fayette County, the City of Fairburn, the City of Peachtree City, and the Town of Tyrone to create the 74 Gateway Coalition, develop and support initiatives of common interest, to provide updates and information related to public/private funding, and to cultivate new and existing relationships with local stakeholders.

Chairman Brown stated that there was an updated version of the Intergovernmental Agreement on the dais since the South Fulton CID was inadvertently left off of the agreement that was published with the Agenda, and that the administrative support functions from the Atlanta Regional Commission and other minor changes were added to the updated agreement. He stated that the updated agreement was available from the County Clerk's office.

Chairman Brown stated there was a series of meetings over the last several months on how to treat the State Route 74 corridor near Interstate 85 in Fairburn. He said the state would begin purchasing right-of-way in July 2015 for improvements to the State Route 74 / Interstate 85 intersection, and that the next phase of this effort involved what to do with State Route 74 in that area. He said the jurisdictions were trying to help the City of Fairburn since it would have a lot of space to develop. He explained that this effort was to help with the feel and aesthetics of the area, and that the effort was to not bring anything to the corridor that was detrimental to the area after millions of dollars were spent to improve the interchange. Chairman Brown stated that everybody seemed to have come along with this effort and it was felt that there was a need to formalize this effort. He added that the Atlanta Regional Commission would administrate the effort and would lead in the process of creating regulations and standards for what is wanted on State Route 74.

Commissioner Oddo pointed out that there was not a signature line for the Chairman of the South Fulton CID to sign the agreement. Chairman Brown thanked him for that observation and stated that the signature line would be added for the South Fulton CID's Chairman, Kent Mason.

Commissioner Ognio said he was not crazy with involving the Atlanta Regional Commission for administrative functions, but that he had no problem with the rest of the agreement. Chairman Brown explained that the Atlanta Regional Commission would not have a decision making role, but that the jurisdictions would be using their planning staff members to do most of the work such as putting documents and supportive material together. He reiterated that they would not have a decision making capacity.

Commissioner Ognio replied that the Intergovernmental Agreement did not exactly read that way and that he was worried about the influence they could have on the other municipalities involved. Chairman Brown answered that Peachtree City's use of State Route 74 is already developed and that Fayette County's portion is pretty much set. He pointed out that the Town of Tyrone still has some areas to address, but that the main emphasis was on the City of Fairburn. He said he was not trying to belittle what the city has at the interchange, but he suggested that it could only get better than what it is now. Commissioner Ognio replied that the Atlanta Regional Commission could sway the City of Fairburn's vote and the South Fulton CID's vote, and that was why he was concerned.

Commissioner Oddo asked if Fayette County was giving up any voting rights with this agreement, and Chairman Brown replied that the county was not giving up any voting rights. He added that if the standards were proposed that stretched from the other side of the interchange down through the southern part of Peachtree City, then if the Fayette County jurisdictions voted against it, then those proposals would not be implemented.

Commissioner Barlow stated that both he and Commissioner Oddo had attended Development Authority training earlier in the day, and that it was pointed out in the training that a lot of errors are made with agreements between various jurisdictions with counties and in agreements with jurisdictions that cross county boundaries when those jurisdictions choose not to work with each other for various reasons. He said this agreement comported with what his training involved by working with the jurisdictions in order to accomplish a common goal. He stated he would support the Intergovernmental Agreement.

Commissioner Barlow moved to approve staff's recommendation to enter into an Intergovernmental Agreement between Fayette County, the City of Fairburn, the City of Peachtree City, and the Town of Tyrone, and the South Fulton CID to create the 74 Gateway Coalition, develop and support initiatives of common interest, to provide updates and information related to public/private funding, and to cultivate new and existing relationships with local stakeholders. Commissioner Oddo seconded the motion.

Chairman Brown asked Commissioner Barlow if he was referring to the document on the dais and not the document published in the Agenda. Commissioner Barlow replied that he was referring to the updated Intergovernmental Agreement provided to the Board on the dais.

The motion to approve staff's recommendation to enter into an Intergovernmental Agreement between Fayette County, the City of Fairburn, the City of Peachtree City, and the Town of Tyrone, and the South Fulton CID to create the 74 Gateway Coalition, develop and support initiatives of common interest, to provide updates and information related to public/private funding, and to cultivate new and existing relationships with local stakeholders passed 4-1 with Commissioner Ognio voting in opposition. Copies of the request and Intergovernmental Agreement, identified as "Attachment 18," follow these minutes and are made an official part hereof.

PUBLIC COMMENT:

No one gave public comment.

ADMINISTRATOR'S REPORTS:

Update on the Automatic Aid Agreement: County Administrator Steve Rapson advised the Board that he had sent an email to each Commissioner prior to the meeting. He stated that the email has the draft Automatic Aid Agreement that the Fire Chiefs from Fayette County and the City of Fayetteville have put together over the past month. He stated that the Automatic Aid has been scaled back, that the City of Fayetteville has indicated support for

that position, and that the Automatic Aid Agreement will be on the September 4, 2014 Agenda for the Fayetteville City Council to consider. He stated that the Automatic Aid Agreement will come to the Board of Commissioners for consideration at a later date.

September 11, 2014 Board of Commissioners Meeting: County Administrator Steve Rapson reminded the Board that the meeting time for the September 11, 2014 Board of Commissioners meeting had been changed to 2:00 p.m. He stated that this change was made in order to avoid conflicting schedules with Silent Heroes Award Ceremony at Pinewood Studios.

ATTORNEY'S REPORTS:

Executive Session Notification: County Attorney Dennis Davenport stated that there were three items for consideration in Executive Session: Threatened Litigation, Real Estate Acquisition, and review of the August 14, 2014 Executive Session Minutes.

COMMISSIONERS' REPORTS:

Commissioner Barlow: Commissioner Barlow thanked his wife for coming to the meeting and for bringing a bucket of cookies in recognition of his birthday. He thanked Chief Financial Officer Mary Parrott and Assistant Chief Financial Officer Sheryl Weinmann for their work, and he thanked all the people who worked for Fayette County. He mentioned that Tony Parrott was in the audience along with several staff members in the room. He stated that when he goes to training opportunities and other events through the state, he often has people brag on Fayette County. He said he loved to see Community Development Director Pete Frisina and Public Works Director Phil Mallon in the audience. He spoke about the work that Deputy County Clerk Tameca White and County Clerk Floyd Jones does for the county, and he thanked them for playing the videos of his 4-H adventures earlier during the meeting. He also thanked the audience for "hanging in there with us."

Commissioner McCarty: Commissioner McCarty said the more he travels around the county and with training opportunities around the state, he remains convinced that Fayette County is the best.

Commissioner Ognio: Commissioner Ognio said he tried to get his parents to be recognized for celebrating their 58th wedding anniversary, but that they did not feel compelled to stand up for recognition. He stated that his oldest son celebrated his 26th birthday this week, so his family had a good couple of weeks celebrating the anniversary and birthday.

Commissioner Oddo: Commissioner Oddo said it bore repeating that this Board of Commissioners came in at the same time with everybody being relatively new in their position. He said two years ago there was a new County Administrator, County Attorney, a new Fire Chief, a new Sheriff, and there was essentially a complete turnover at the county. He said that all of the newness converged at the same time and that everyone has been involved in some very remarkable things, and he felt very fortunate to be a part of it. He said it was an excellent feeling to be part of the County and the Board of the Commissioners, and he encouraged everyone to not lose sight of all that has been accomplished. He told everyone that he tries to keep from constantly focusing on the immediate in order to see where we are going. He thanked everyone for the nearly two years he has had the opportunity to serve and he said he was looking forward to the next two years.

Chairman Brown: Chairman Brown stated that the County received a letter from Peachtree City related to the reciprocal agreement on golf cart registrations, and that, unfortunately, they are not going to recognize Fayette County carts in the agreement. He said the decision was disappointing, but that there would still be a reciprocal agreement between the County, the City of Fayetteville, and the Town of Tyrone. He mentioned that Peachtree City has a reciprocal agreement with the Town of Tyrone, but that it did not want to have an agreement with the County.

He said he did not really know the justification for that, but that it would probably mean the people in Peachtree City would have to pay an out of jurisdiction fee to ride their golf carts in Fayette County since the Board could not have county residents pay an outstanding fee without doing something since it would be shorting the county's citizens. He suggested that County Attorney Dennis Davenport should look at the golf cart ordinance for potential changes at the next meeting, if possible, to denote that there is not a reciprocal agreement with Peachtree City. Chairman Brown updated the Board on the autonomous vehicle effort. He said he had been in contact with the Georgia Department of Transportation (GDOT) who has several people looking into the matter from a legal perspective. He said he spoke with GDOT Board Member Sam Wellborn and that he also just received a letter from Mr. Todd Long who is the Assistant Deputy Commissioner for the GDOT on this matter. He added that he had also received word from State Legislator Trey Kelley who is the Chairman of the Autonomous Vehicle Committee at the Georgia Legislature. He said they were excited to do something with Fayette County and that they would have upcoming committee hearings. Chairman Brown informed the Board that he had been invited to speak at the committee hearing. He said Representative Matt Ramsey is also working with the County on this initiative, as well as Georgia Tech. He reminded the Board that there were other counties in the nation that have also shown similar interest, and he hoped Fayette County could beat them to it.

Commissioner Ognio: Commissioner Ognio wished everyone a happy Labor Day weekend and he asked everybody to be safe.

EXECUTIVE SESSION:

Executive Session: Chairman Brown moved to recess into Executive Session for one Threatened Litigation, one Land Acquisition, and the August 14, 2014 Executive Session Minutes. Commissioner Ognio seconded the motion. No discussion followed. The motion passed unanimously.

The Board recessed into Executive Session at 9:32 p.m. and returned to Official Session at 9:42 p.m.

Return to Official Session and Approval of the Executive Session Affidavit: Commissioner Ognio moved to exit Executive Session and for the Chairman to sign an Executive Session Affidavit. Commissioner Barlow seconded the motion. The motion passed unanimously. A copy of the Executive Session Affidavit, identified as "Attachment 19," follows these minutes and is made an official part hereof.

August 14, 2014 Executive Session Minutes: Chairman Brown moved to approve the Executive Session Minutes for August 14, 2014 with the change of title for the County Attorney. Commissioner Barlow seconded the motion. The motion passed unanimously.

ADJOURNMENT:

Chairman Brown moved to adjourn the August 28, 2014 Board of Commissioners meeting. Commissioner Ognio seconded the motion. The motion passed unanimously.

The August 28, 2014 Board of Commissioners meeting was adjourned at 9:43 p.m.

Floyd L. Jones, County Clerk	Steve Brown, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 11th day of September 2014.

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Floyd L. Jones, County Clerk