

BOARD OF COUNTY COMMISSIONERS

Eric K. Maxwell, Chairman
Randy Ognio, Vice Chairman
Steve Brown
Charles W. Oddo
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator
Dennis A. Davenport, County Attorney
Tameca P. White, County Clerk
Marlena Edwards, Deputy County Clerk

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

ACTION AGENDA

October 25, 2018
6:30 p.m.

Welcome to the meeting of your Fayette County Board of Commissioners. Your participation in County government is appreciated. All regularly scheduled Board meetings are open to the public and are held on the 2nd and 4th Thursday of each month at 6:30 p.m.

Call to Order

Chairman Eric Maxwell called the October 25, 2018 Board of Commissioners meeting to order at 6:32 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Vice Chairman Randy Ognio

Vice Chairman Randy Ognio offered the Invocation and invited Boy Scout Troop #282 to lead the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Charles Oddo moved to accept the agenda as written with the exception of item #30. Vice Chairman Ognio seconded. The motion passed 3-2 with Commissioner Brown and Commissioner Rousseau voting in opposition.

PROCLAMATION/RECOGNITION:

- 1. Recognition of the leadership role of Marie Washburn who served on the Fayette County Public Library Board of Trustees.**
Christine Snell Fayette County Library Director, on behalf of the Board, recognized Marie Washburn who served on the Fayette County Public Library Board of Trustees.
- 2. Proclamation recognizing November 4, 2018 as Retired Educators Day in Fayette County.**
Commissioner Brown, on behalf of the Board, recognized November 4, 2018 as Retired Educators Day in Fayette County.
- 3. Proclamation of October 2018 as "Domestic Violence Awareness Month in Fayette County."**
Commissioner Oddo, on behalf of the Board, recognized October 2018 as "Domestic Violence Awareness Month in Fayette County."
- 4. Proclamation to recognize Boy Scout Troop #282 and proclaim October 26, 2018 as Troop #282 Appreciation Day.**
Commissioner Rousseau, on behalf of the Board, recognized Boy Scout Troop #282 and proclaim October 26, 2018 as Troop #282 Appreciation Day.

5. **Recognition of awardees for the Fayette County Public Arts Committee 2018 Scarecrow Competition.**
Donna Thompson Public Arts Committee Chair on behalf of the Board presented Fayette County Public Arts Committee 2018 Scarecrow Competition winner awards.
6. **Proclamation to recognize the month of October as Breast Cancer Awareness Month.**
Chairman Maxwellm, on behalf of the Board, recognized the month of October as Breast Cancer Awareness Month
7. **Recognition of the Fire & Emergency Services Citizen Fire Academy graduates on their successful completion of the 10-week Citizen Fire Academy.**
Deputy Chief Tom Bartlett, on behalf of the Board, recognized the Fire & Emergency Services Citizen Fire Academy graduates on their successful completion of the 10-week Citizen Fire Academy.

PUBLIC HEARING:

8. **Consideration of Ordinance 2018-11, amendments to Chapter 110. Zoning Ordinance, Regarding Sec. 110-3. – Definitions, Sec. 110-142. - O-I, Office-Institutional District, Sec. 110-143. - C-C, Community Commercial District, Sec. 110-144. - C-H, Highway Commercial District and Sec. Sec. 110-169. - Conditional Use Approval; concerning A-R Wedding & Event-Bed and Breakfast.**

Commissioner Rousseau moved to approve Ordinance 2018-11, amendments to Chapter 110. Zoning Ordinance, Regarding Sec. 110-3. – Definitions, Sec. 110-142. - O-I, Office-Institutional District, Sec. 110-143. - C-C, Community Commercial District, Sec. 110-144. - C-H, Highway Commercial District and Sec. Sec. 110-169. - Conditional Use Approval; concerning A-R Wedding & Event-Bed and Breakfast. Commissioner Brown seconded. The motion passed 5-0.

9. **Consideration of Ordinance 2018-12, amendments to Chapter VI. - Tourist Accommodations, Regarding Sec. 8-200. – Definitions, Sec. 8-201. - Permit Required, Sec. 8-202. - Application for Permit, Sec. 8-203. - Issuance of Permit, Sec. 8-208. – Records, Sec. 8-210. - Alterations to Structure and Sign, Sec. 8-211 – Reserved, Sec. 8-212. - Special Events and Sec. 8-213. - Violations.**

Commissioner Brown moved to approve Ordinance 2018-12, amendments to Chapter VI. - Tourist Accommodations, Regarding Sec. 8-200. – Definitions, Sec. 8-201. - Permit Required, Sec. 8-202. - Application for Permit, Sec. 8-203. - Issuance of Permit, Sec. 8-208. – Records, Sec. 8-210. - Alterations to Structure and Sign, Sec. 8-211 – Reserved, Sec. 8-212. - Special Events and Sec. 8-213. - Violations. Vice- Chairman Ognio seconded. The motion passed 5-0.

10. **Consideration of Ordinance 2018-13, amendments to Chapter 108 - Signs, Regarding Sec. 108-135. - Residential Freestanding Signs and Sec. 108-161. – Freestanding Signs.**

Commissioner Rousseau moved to approve Ordinance 2018-13, amendments to Chapter 108 - Signs, Regarding Sec. 108-135. - Residential Freestanding Signs and Sec. 108-161. – Freestanding Signs. Commissioner Brown seconded. The motion passed 5-0.

CONSENT AGENDA:

Consent Item #17 was considered prior to the Public Hearing.

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

Charmin Maxwell requested to remove items #11 for consideration. Commissioner Oddo moved to approve Consent Agenda as written except for items #11 and #17. Commissioner Brown seconded. The motion passed 5-0.

11. Approval to accept the donation of a Polaris UTV equipped with a high-pressure pump and tank and a trailer for transport from the Fayette Fire Foundation.

Chairman Maxwell moved to approve to accept the donation of a Polaris UTV equipped with a high-pressure pump and tank and a trailer for transport from the Fayette Fire Foundation. Commissioner Brown seconded. The motion passed 5-0.

12. Approval of Subgrant Agreement with the Atlanta Regional Commission (ARC) for the completion of corridor studies for Sandy Creek Road, Tyrone-Palmetto Road and Banks Road (SPLOST Project Nos. 17TAE, 17TAQ and 17TAP) and the associated contractual paperwork.

13. Approval of Subgrant Agreement with the Atlanta Regional Commission (ARC) for the completion of a SR 279 Study (SPLOST # 17TAT and 17TAD) and the associated contractual paperwork.

14. Approval of Resolution 2018-16 to change a street name in Longboat Subdivision from Paddle Cove to Kayak Court.

15. Consideration of amendments to the Tourist Accommodation fee schedule.

16. Consideration of staff's recommendation of procuring Professional Services to facilitate the enforcement of Chapter VI. - Tourist Accommodations.

17. Consideration to accept the Town of Tyrone's offer to purchase Fayette County Fire Station #3 (Parcel #0738 107) located in the Town of Tyrone at a cost of \$5,000 plus the costs of the transaction to convey the property.

Commissioner Brown moved to approve acceptance of the Town of Tyrone's offer to purchase Fayette County Fire Station #3 (Parcel #0738 107) located in the Town of Tyrone at a cost of \$5,000 plus the costs of the transaction to convey the property. Vice-Chairman Ognio seconded. The motion passed 5-0.

18. Approval of the September 27, 2018 Board of Commissioners Meeting Minutes.

19. Approval of the October 2, 2018 Board of Commissioners Special Called Meeting Minutes.

OLD BUSINESS:

20. Discussion of proposed Article VI - Parking of Vehicles under Chapter 16 of the Fayette County Code of Ordinance.

Commissioner Rousseau moved to approve proposed Article VI - Parking of Vehicles under Chapter 16 of the Fayette County Code of Ordinance for subdivisions no more than two (2) acres. Commissioner Brown seconded.

Commissioner Brown suggested a friendly amendment.

Commissioner Rousseau moved to amend his motion to approve proposed Article VI - Parking of Vehicles under Chapter 16 of the Fayette County Code of Ordinance for subdivisions no more than one (1) acres. Commissioner Brown

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amended seconded. The motion failed 2-3, with Commissioner Oddo, Vice-Chairman Ognio, and Chairman Oddo voting in opposition.

Board of Commissioners Meeting recessed at 8:34 p.m.

Board of Commissioners Meeting reconvened at 8:49 p.m.

NEW BUSINESS:

- 21. Consideration of staff's recommendation to not object to the Peachtree City annexation of 28.3 acres (Bradshaw Family LLP Tract), and the rezoning of said property from A-R (Agricultural-Residential) to Limited Use Commercial (LUC) for a mixed-use development consisting of single-family residential, office, commercial and open space.**

Chairman Maxwell moved to approved staff's recommendation to not object to the Peachtree City annexation of 28.3 acres (Bradshaw Family LLP Tract), and the rezoning of said property from A-R (Agricultural-Residential) to Limited Use Commercial (LUC) for a mixed-use development consisting of single-family residential, office, commercial and open space. Commissioners Rousseau seconded. The motion passed 5-0.0

- 22. Consideration of staff's recommendation to award Bid #1522-B Water Tank Repair to the low bidder Southeastern Tank and Tower, Inc. in two phases based on the base bid plus Alternate #1 in the amount of \$807,900.**

Commissioner Brown moved to approve staff's recommendation to award Bid #1522-B Water Tank Repair to the low bidder Southeastern Tank and Tower, Inc. in two phases based on the base bid plus Alternate #1 in the amount of \$807,900. Vice Chairman Ognio seconded. The motion passed 5-0.

- 23. Consideration of staff's recommendation to award ITB #1553-B to West Georgia Lighting, Inc, in the amount of \$394,534.30 for lighting at McCurry Park Soccer fields 1, 5,6, and Kiwanis Park field 10 and approval to transfer \$40,000 from Kiwanis Park Sports Lighting CIP budget to the McCurry Park Sports Lighting Budget to fully fund the lighting of the three soccer fields.**

Commissioner Rousseau moved to approve staff's recommendation to award ITB #1553-B to West Georgia Lighting, Inc, in the amount of \$394,534.30 for lighting at McCurry Park Soccer fields 1, 5,6, and Kiwanis Park field 10 and approval to transfer \$40,000 from Kiwanis Park Sports Lighting CIP budget to the McCurry Park Sports Lighting Budget to fully fund the lighting of the three soccer fields. Commissioner Brown seconded. The motion passed 5-0.

- 24. Consideration of staff's request to award bid # 1557-B: Type 1 Ambulances to Custom Truck & Body Works, Inc. for \$367,638 and to designate vehicle #23109 as surplus and authorize the department to coordinate the sale of unit.**

Commissioner Brown moved to approve staff's request to award bid # 1557-B: Type 1 Ambulances to Custom Truck & Body Works, Inc. for \$367,638 and to designate vehicle #23109 as surplus and authorize the department to coordinate the sale of unit. Vice-Chairman Ognio seconded. The motion passed 5-0.

- 25. Consideration of staff's request to award bid # 1566-B Tanker Fire Apparatus to Deep South Fire Trucks for one tanker totaling \$222,900 and to designate vehicle #93193 and vehicle #93043 as surplus and authorize the trade of the units.**

Commissioner Brown moved to approve staff's request to award bid # 1566-B Tanker Fire Apparatus to Deep South Fire Trucks for one tanker totaling \$212,900, \$10,000 of safety equipment and to designate vehicle #93193 and vehicle #93043 as surplus and authorize the trade of the units. Commissioner Oddo seconded. The motion passed 5-0.

- 26. Consideration of staff's request to award bid #1565-B: Pumper Fire Apparatus to Fireline Inc. for one pumper totaling \$482,688, to fund \$8,788 from #61030550-542200 to cover the remaining cost of required safety equipment and to designate vehicle #93086 as surplus and authorize the department to coordinate the sale of the unit.**

Commissioner Brown moved to approve staff's request to award bid #1565-B: Pumper Fire Apparatus to Fireline Inc. for one pumper totaling \$482,688, to fund \$8,788 from #61030550-542200 to cover the remaining cost of required safety equipment and to designate vehicle #93086 as surplus and authorize the department to coordinate the sale of the unit. Commissioner Oddo seconded. The motion passed 5-0.

- 27. Authorization for the Chairman to send a letter of support to Georgia Department of Transportation (GDOT), documenting Fayette County's support for the Local Bridge Replacement Program fiscal year 2020 candidate project - McDonough Road over Flint River.**

Commissioner Rousseau moved to approve Chairman to send a letter of support to Georgia Department of Transportation (GDOT), documenting Fayette County's support for the Local Bridge Replacement Program fiscal year 2020 candidate project - McDonough Road over Flint River pending an IGA with Clayton County. Commissioner Brown seconded. The motion passed 5-0.

- 28. Consideration of the Transportation Committee's recommendation for the Antioch & Goza Road intersection (2017 SPLOST 17TAO & 2004 SPLOST I-13).**

Commissioner Brown moved to proceed with the roundabout as previously discussed. Chairman Maxwell seconded. The motion failed, with Commissioner Oddo, Commissioner Rousseau, and Vice-Chairman Ognio voting in opposition.

Commissioner Oddo moved to follow the Transportation Committee's recommendation for the Antioch & Goza Road intersection (2017 SPLOST 17TAO & 2004 SPLOST I-13). Vice-Chairman Maxwell seconded. The motion passed 3-2, with Chairman Maxwell and Commissioner Brown voting in opposition.

Commissioner Rousseau left the Board of Commissioner Meeting after the discussion of item #28.

- 29. Recommendations/Briefing for the SR 74 Comprehensive Corridor Study (GDOT PI # 0015076 / ARC No. FA-357).**

No vote taken.

- 30. Discussion regarding government enforcement related to dog attacks; specifically, the protocol for handling dog attacks and whether the county ordinance conflicts with state law.**

This item was removed from the Agenda during the acceptance of the Agenda.

PUBLIC COMMENT:None

ADMINISTRATOR'S REPORTS:

- A. **Contract #1221-P: Water System Engineer of Record Task Order #FC-19-10: Landfill Compliance Monitoring**
- B. **Contract #1577-S: Longview Dam Engineering Services**

Selection Committee for Recreation Commission

Commissioner Brown moved to nominate Commissioner Rousseau and Commissioner Oddo to serve on the selection committee for the Recreation Commission. Vice- Chairman Ognio seconded. The motion passed 4-0.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport notified the Board that he had two items of pending litigation, one item of land acquisition and review of the September 27, 2018 Executive Session Minutes for consideration in Executive Session.

COMMISSIONERS' REPORTS:

Commissioners Oddo, Brown and Ognio made comments.

EXECUTIVE SESSION:

Two Items of Pending Litigation, 1 Items of Land Acquisition and Review of the September 27, 2018 Executive Session Minutes: Commissioner Brown moved to go into Executive Session. Vice-Chairman Ognio seconded. The motion passed 4-0.

The Board recessed into Executive Session at 10:56 p.m. and returned to Official Session at 12:00 p.m.

Return to Official Session and Approval to Sign the Executive Session Affidavit: Vice Chairman Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Commissioner Brown seconded the motion. The motion passed 4-0.

Approval of the September 27, 2018 Executive Session Minutes: Vice Chairman Ognio moved to approve the September 27, 2018 Executive Session Minutes. Commissioner Brown seconded. The motion passed 4-0.

ADJOURNMENT:

Commissioner Brown moved to adjourn the October 25, 2018 Board of Commissioners meeting. Vice Chairman Ognio seconded. The motion passed 4-0.

The October 25, 2018 Board of Commissioners meeting adjourned at 12:01a.m.

Tameca P. White, County Clerk