

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

December 13, 2018

2:00 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 December 13, 2018 Board of Commissioners meeting to order at 2:02p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Commissioner Steve Brown

Commissioner Steve Brown offered the Invocation and led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Charles Rousseau moved to accept the agenda as written. Commissioner Brown seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

PUBLIC HEARING:

Peter Frisina Fayette County Division of Community Services Director read the Introduction to Public Hearings.

1. **Consideration of staff's recommendation to approve a 2018 Retail Alcohol, Beer and Wine License (License # C18-00611) for Sung Choi doing business as S-Mart, which is located at 2664 SR 92 S, Fayetteville, Georgia 30215.**

Peter Frisina advised the Board of staff's recommendation to approve a 2018 Retail Alcohol, Beer and Wine License (License # C18-00611) for Sung Choi doing business as S-Mart, which is located at 2664 SR 92 S, Fayetteville, Georgia 30215.

Mr. Sung Choi explained for the Board why he wanted the Beer and Wine License.

No one spoke in opposition.

Commissioner Oddo moved to approve staff's recommendation to approve a 2018 Retail Alcohol, Beer and Wine License (License # C18-00611) for Sung Choi doing business as S-Mart, which is located at 2664 SR 92 S, Fayetteville, Georgia 30215. Vice- Chairman Ognio seconded. The motion passed 5-0.0

CONSENT AGENDA:

Vice-Chairman Ognio motioned to approve the Consent Agenda as written. Chairman Maxwell seconded. Commissioner Rousseau requested to remove Consent Agenda item #7d for discussion.

Vice-Chairman Ognio motion to approve the Consent Agenda as written except item 7d. Chairman Maxwell seconded. The motion passed 5-0.

2. **Approval of the County Clerk's recommendation to adopt the 2019 County Commissioner Meeting Schedule.**
3. **Approval of staff's recommendation to award Quote #1587-A: 2017 SPLOST; Stormwater Category I; 330 Oak Street Culvert Replacement to Crawford Grading in the amount of \$99,414.80; and amend the 2017 SPLOST Stormwater Fund (32240320) reallocating \$50,000 from Category II Tier II (17SAQ-118 Davis Road) to 330 Oak Street (5509H).**
4. **Approval of staff's recommendation to award Proposal #1525-P for purchasing card services to JP Morgan Chase and authorization for the Chairman to execute the required agreement.**
5. **Approval of staff's recommendation to award contract #1572-S, Aerial Oblique Imagery, to Pictometry International Corp. in the amount of \$98,947.50 and contract #1605-A, Aerial Orthoimagery, to Geomni, Inc. in the amount of \$20,220.00.**
6. **Approval to liquidate surplus business personal property at auction, including listed vehicles and heavy equipment, confiscated property, and other items.**
7. **Consideration of the approval to present the following Resolutions in a Legislative Package to the Georgia General Assembly for consideration at its upcoming session:**
 - A. **Resolution 2018-17; Fluoride**
 - B. **Resolution 2018-18; Title Ad Valorem Tax (TAVT)**
 - C. **Resolution 2018-19; Boating and Minors**
 - D. **Resolution 2018-20; Protecting Religious Freedom**

Commissioner Rousseau moved to not approve item 7d (Resolution 2018-20; Protecting Religious Freedom) as part of the legislative package. Commissioner Brown seconded. The motion failed 1-4 with Commissioner Oddo, Commissioner Brown, Vice-Chairman Ognio, and Chairman Maxwell voting in opposition.

Vice-Chairman Ognio moved to include item 7d (Resolution 2018-20; Protecting Religious Freedom) as part of the legislative package. Commissioner Brown seconded. The motion passed 4-1, with Commissioner Rousseau voting in opposition.

8. **Approval of the November 8, 2018 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

9. **Consideration of staff's recommendation to not object to the Peachtree City annexation of an unincorporated island consisting of two (2) properties of 37.48 acres and 5.99 acres in the area of Senoia Road, and the rezoning of said properties to LUR (Limited Use Residential).**

Commissioner Oddo moved to approve staff's recommendation to not object to the Peachtree City annexation of an unincorporated island consisting of two (2) properties of 37.48 acres and 5.99 acres in the area of Senoia Road, and the rezoning of said properties to LUR (Limited Use Residential). Commissioner Rousseau seconded. The motion passed 5-0.0

10. Consideration of staff's recommendation to not object to the Peachtree City annexation of 30 properties totaling 105.45 acres on SR 54 and the rezoning of said properties from C-C, C-H and R-20 to GC (General Commercial) and R-43 (one-family residential district).

Vice-Chairman Ognio moved to approve staff's recommendation to not object to the Peachtree City annexation of 30 properties totaling 105.45 acres on SR 54 and the rezoning of said properties from C-C, C-H and R-20 to GC (General Commercial) and R-43 (one-family residential district). Commissioner Oddo seconded. The motion passed 5-0.

PUBLIC COMMENT: Citizens made public comments.

ADMINISTRATOR'S REPORTS:

A. Contract #1528-S: Building Automation- Advantage Services

Zoning Board of Appeals

Mr. Rapson stated there will be an open position as of December 31, 2018 on the Zoning Board of Appeals and a selection committee was needed.

Commissioner Brown moved to nominate Chairman Maxwell and Commissioner Gibbons to serve on the Zoning Board of Appeals selection committee.

Planning Commission

Mr. Rapson stated there will be an open position as of December 31, 2018 on the Planning Commission and a selection committee is needed.

Commissioner Brown moved to nominate Chairman Maxwell and Commissioner Gibbons to serve on the Planning Commission selection committee.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were four items involving pending litigation, one items involving threatening litigation, one item involving real estate and the review of the Executive Session minutes for October 25, 2018.

COMMISSIONERS' REPORTS: Chairman Maxwell, Commissioner Brown, Vice Chairman Ognio, Commissioner Oddo and Commissioner Rousseau made comments.

EXECUTIVE SESSION:

Four items involving pending litigation, one items involving threatening litigation, one item involving real estate and the review of the Executive Session minutes for October 25, 2018: Vice Chairman Ognio moved to go into Executive Session. Commissioner Oddo seconded. The motion passed 5-0.

The Board recessed into Executive Session at 5:42 a.m. and returned to Official Session at 6:15 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 5-0.

Attorney Dennis Davenport requesting Board approval of settlement agreement on a pending Workers' Compensation claim for employee Alden totaling \$90,000, Mr. Davenport. Mr. Davenport stated the Employee Alden had agree to sign standard document releasing all claims, confidential provisions, and agreements not to seek re-employment.

Vice Chairman Ognio moved to approve settlement agreement as describe by County Attorney. Commissioner Brown seconded. The motion passed 5-0.

Attorney Dennis Davenport requesting Board approval of settlement agreement on a pending Workers' Compensation claim for employee Glaze totaling \$60,000, Mr. Davenport. Mr. Davenport stated the Employee Glaze had agree to sign standard document releasing all claims, confidential provisions, and agreements not to seek re-employment.

Vice Chairman Ognio moved to approve settlement agreement as describe by County Attorney. Commissioner Brown seconded. The motion passed 5-0.

Approval of the October 25, 2018 Executive Session Minutes: Vice Chairman Ognio moved to approve the October 25, 2018 Executive Session Minutes. Commissioner Brown seconded. The motion passed 5-0.

ADJOURNMENT:

Commissioner Brown moved to adjourn the December 13, 2018 Board of Commissioners meeting. Vice Chairman Ognio seconded. The motion passed 5-0.

The December 13, 2018 Board of Commissioners meeting adjourned at 6:25 p.m.

Marlena M. Edwards, Deputy County Clerk