



BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Peter Pfeifer
A.G. VanLandingham

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STAFF

Chris Cofty, County Administrator
Carol Chandler, Executive Asst.
William R. McNally, Attorney
Karen Morley, Deputy Clerk
Linda Rizzotto, Deputy Clerk

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MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA

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MEETING TIMES

1st Wednesday each month at
3:30 p.m.
2nd and 4th Thursday each month
at 7:00 p.m.

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COMMISSION OFFICE

Administrative Complex
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140 Stonewall Avenue
Fayetteville, GA 30214
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The Agenda of Actions

BOARD OF COMMISSIONERS

November 14, 2002

7:00 P.M.

Chairman Dunn called the meeting to order, offered the Invocation and offered the Pledge to the Flag.

PRESENTATION/RECOGNITION:

- A. Presentation of Proclamation designating November 17, 2002 as "Georgia Retired Educators Day".

CHAIRMAN DUNN READ AND THE BOARD PRESENTED A PROCLAMATION DESIGNATING NOVEMBER 17, 2002 AS "GEORGIA RETIRED EDUCATORS DAY" TO JOAN NEAL, ALICE MALLORY AND MS. FARR.

PUBLIC HEARING:

- B. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VII. Conditional Uses, Exceptions, and Modifications, Section 7.2.B.1A. Aircraft Hangar by the Zoning Department.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO APPROVE AMENDMENTS TO THE FAYETTE COUNTY ZONING ORDINANCE REGARDING ARTICLE VII. CONDITIONAL USES, EXCEPTIONS, AND MODIFICATIONS, SECTION 7.2.B.1A. AIRCRAFT HANGAR AS PRESENTED. THE MOTION CARRIED 5-0.

- C. Consideration of biennial application to the Georgia Greenspace Program and approval of application and adoption of Resolution to be transmitted to the Georgia Department of Natural Resources.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE THE APPLICATION AND AUTHORIZE THE CHAIRMAN TO EXECUTE THE RESOLUTION TO BE TRANSMITTED TO THE GEORGIA DEPARTMENT OF NATURAL RESOURCES. THE MOTION CARRIED 5-0.

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NEW BUSINESS:

D. Consideration of county exchange of property with Steven Allgood.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM TO TABLE THIS ITEM TO THE DECEMBER 4, 2002 COMMISSION MEETING. THE MOTION CARRIED 5-0.

E. Metropolitan North Georgia Water Planning District dues for 2003.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO PAY THE FIRST INITIAL PAYMENT OF \$22,961 TO THE METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT FOR 2003 DUES, AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT FOR PAYMENT OF FEES AND AUTHORIZE THE COUNTY ADMINISTRATOR TO HANDLE THIS MATTER. THE MOTION CARRIED 5-0.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 5-0.

1. Approval of Water Committee recommendation to award bid for security improvements to the low bidder Ultimate Security in the amount of \$310,000 for the Fayette County Water System.
2. Approval of Water Committee recommendation to have an engineering study done at the Brooks Creek Wetland site to be sure we have not impacted the adjoining property.
3. Approval of Water Committee recommendation to award the base bid on miscellaneous water meter installations to Shockley Plumbing in the amount of \$71,400.
4. Approval of Water Committee recommendation to award bid for exterior paint repair at Peachtree City Water Tanks to Tank Pro in the amount of \$146,845. This bid award is for the base bid, plus Alternate 2 and 3.
5. Approval of county payment of past due taxes for the year 2000 in the amount of \$234.91 and the year 1999 in the amount of \$256.34 on land at Mill Pond Manor previously donated to Fayette County.

PUBLIC COMMENT:

Members of the public are allowed up to five minutes each to address the Board on issues of concern other than those items which are on this evening's agenda.

NONE.

STAFF REPORTS:

COMMISSIONER VANLANDINGHAM: Commissioner VanLandingham remarked on the A.C.C.G. tour of South Georgia that involved the E.P.D., E.P.A., W.P.A., a panel of farmers, and anyone concerned with water issues. He said the purpose of the tour was to calm some of the farmers anxieties about what was being done in the Flint River Basin area. He asked for the Board's consideration in making Lake Horton available on a tour that was scheduled during January or February, 2003.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER PFEIFER TO MAKE ANY OF THE COUNTY'S WATER FACILITIES AVAILABLE ON AN A.C.C.G. TOUR THAT IS SCHEDULED DURING JANUARY OR FEBRUARY, 2003. THE MOTION CARRIED 5-0.

ATTORNEY MCNALLY: Attorney McNally presented a plan regarding seven existing towers to be used for the 800 MHz system for running of the 911 system. He asked for the Board's consideration to approve this plan and waive the requirements of setbacks since some of these sites particularly the one located at Westbridge Road that could not comply with the county's newest ordinances to setbacks from residences and so forth.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE THE PLAN AS PRESENTED BY ATTORNEY MCNALLY. THE MOTION CARRIED 5-0.

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss three legal matters and three real estate items.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS THREE LEGAL MATTERS AND THREE REAL ESTATE ITEMS. THE MOTION CARRIED 5-0.

REAL ESTATE: Attorney McNally advised the Board on a real estate matter.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 5-0.

REAL ESTATE: Attorney McNally discussed a real estate matter with the Board.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED WITH NEGOTIATIONS IN THIS MATTER. THE MOTION CARRIED 5-0.

LEGAL: Attorney McNally updated the Board on a legal matter.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER REGARDING A CERTAIN CONTRACT. THE MOTION CARRIED 5-0.

REAL ESTATE: Attorney McNally updated the Board on a real estate matter.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED. THE MOTION CARRIED 4-0-1 WITH COMMISSIONER FRADY ABSTAINING FROM THE VOTE.

LEGAL: Attorney McNally updated the Board on a legal matter.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER WELLS TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 5-0.

LEGAL: Attorney McNally updated the Board on a legal matter.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-1 WITH COMMISSIONER VANLANDINGHAM VOTING IN OPPOSITION.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT THREE LEGAL MATTERS AND THREE REAL ESTATE ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 5-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 9:00 p.m.

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Karen Morley, Chief Deputy Clerk