



BOARD OF COMMISSIONERS

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

★

STAFF

Chris Coffy, County
Administrator
William R. McNally, Attorney
Carol Chandler, Executive Asst.
Peggy Butler, Executive Assistant
Karen Morley, Chief 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

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The Agenda of Actions

BOARD OF COMMISSIONERS

April 22, 2004

7:00 P.M.

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

PUBLIC HEARING:

A. Consideration of Petition No. 1127-04, Cynthia Somers, Owner, and Audrey Massey, Agent, request to rezone 1.6 acres from R-70 to O-I to develop O-I uses. This property is located in Land Lot 128 of the 5th District and fronts on Sandy Creek Road (old alignment) and S.R. 54 West. The Planning Commission recommended approval with one condition 5-0. Staff recommended approval with one condition.

PETITIONER REQUESTED THAT THIS ITEM BE TABLED AND IT WAS THE CONSENSUS OF THE BOARD TO TABLE THIS ITEM TO THE MAY 27, 2004 MEETING.

B. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article V. General Provisions, Section 5-10. Accessory uses and structures, F. Administration. The Planning Commission recommended approval 5-0.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO TABLE THIS ITEM TO THE MAY 13, 2004 MEETING. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

C. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VII. Conditional Uses, Exceptions, and Modification, Section 7-6. Transportation Corridor Overlay Zone, S.R. 54 West and S.R. 74 South Overlay Zones; B. S.R. 85 North Overlay Zone; and C. General State Route Overlay Zone. The Planning Commission tabled the proposed amendments 5-0 until May 6, 2004.

CHAIRMAN DUNN ANNOUNCED THAT THIS ITEM HAD BEEN TABLED BY THE PLANNING COMMISSION.

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- D. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article III. Definitions, Section 3-95. Subdivision and Fayette County Subdivision Regulations regarding Section 2. Definitions, Section 2-19. Subdivisions. The Planning Commission recommended approval 5-0.

ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER VANLANDINGHAM TO APPROVE ORDINANCE NO. 2004-05 AMENDING THE FAYETTE COUNTY ZONING ORDINANCE REGARDING ARTICLE III. DEFINITIONS, SECTION 3-95. SUBDIVISION AND THE FAYETTE COUNTY SUBDIVISION REGULATIONS REGARDING SECTION 2. DEFINITIONS, SECTION 2-19. SUBDIVISIONS. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

NEW BUSINESS:

- E. Discussion by Steve Justice regarding removal of the extension of Sandy Creek Road from the County's Master Transportation Plan.

THE BOARD TOOK NO ACTION ON THIS MATTER.

CONSENT AGENDA: COMMISSIONER PFEIFER REQUESTED ITEM NO. 5 BE REMOVED FOR DISCUSSION. ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO APPROVE CONSENT AGENDA ITEM NOS. 1, 2, 3, 4, 6, 7, 8, 9 AND 10 AS PRESENTED. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

1. Approval of Resolution No. 2004-08 adopting the Fayette County Comprehensive Plan 2004 to 2025; Approval to sell individual Plans at a cost of \$50 per copy.
2. Approval of request from Chief Jack Krakeel to transfer insurance funds in the amount of \$10,759.06 from the general fund to Fire Services Operations line item 27030520-522233 vehicle repair.
3. Approval of request from Director of Zoning Aaron Wheeler to change the name of the old alignment of Sandy Creek Road to Old Sandy Creek Road.
4. Approval of request from the American Cancer Society to waive the noise ordinance on May 7th and May 8th, 2004 for the annual Relay for Life event at the Kiwanis Fair Grounds.
5. Approval of request from the Director of Purchasing Tim Jones to purchase 47 Touchscreen Voting Machines from Diebold Election Systems, Inc. per the Secretary

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of State for a total price of \$130,885.30.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO APPROVE THE REQUEST FROM THE DIRECTOR OF PURCHASING TIM JONES TO PURCHASE 47 TOUCHSCREEN VOTING MACHINES FROM DIEBOLD ELECTION SYSTEMS, INC PER THE SECRETARY OF STATE FOR A TOTAL PRICE OF \$130,885.30. THE MOTION CARRIED 3-0-1 WITH COMMISSIONER PFEIFER ABSTAINING FROM THE VOTE. COMMISSIONER WELLS WAS ABSENT.

6. Approval of recommendation to approve a tax refund to Smith Auto Truck in the amount of \$119.18 for the year 2003.
7. Approval of recommendation to approve a partial tax refund in the amount of \$85.15 to Robert Fink.
8. Approval of request from Chief Jack Krakeel to transfer insurance funds in the amount of \$9,013.77 from the general fund to Fire Services Operations line item 27030520-522233 vehicle repair.
9. Approval to purchase 10 banners at \$75 each for participation in "Fayetteville Celebrates America" event from March 1, 2004 through September 11, 2004.
10. Approval of appointment of Commissioner VanLandingham to the Two Rivers Resource, Conservation and Development Council, Inc.

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:

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

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS TWO REAL ESTATE MATTERS AND FOUR LEGAL ITEMS. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

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

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER

VANLANDINGHAM TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

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

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally discussed a legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

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LEGAL: Attorney McNally discussed a legal item with the Board.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

LEGAL: Attorney McNally discussed a legal item with the Board.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT TWO REAL ESTATE MATTERS AND FOUR LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0. COMMISSIONER WELLS WAS ABSENT.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 10:05 p.m.