

The Board of Commissioners of Fayette County, Georgia met in Official Session on Wednesday, February 4, 2004, at 3:30 p.m. in the public meeting room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

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

STAFF MEMBERS PRESENT: Chris W. Cofty, County Administrator  
Dennis Davenport, County Attorney  
Peggy Butler, Chief Deputy Clerk

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Chairman Dunn called the meeting to order, gave the invocation and led the pledge to the flag.

**NEW BUSINESS:**

Scott Barnett of Kingston Hill Development, 235 Old Ivy, Fayetteville, Georgia, stated he was a real estate developer in the area and had built High Grove on White Water Creek. He said he wanted to ask for approval to build the multi-use path between High Grove and Timberlake. He said over the years as he had developed High Grove he had noticed people were using the shoulder of Redwine Road to get to Peachtree City. He said he had been discussing with Lee Hearn a schedule for a path. He said he understood a path would be started in Fayetteville and work its way towards Peachtree City. He said he had asked if he could develop and build the path according to the Fayette County Board of Commissioners' specifications. He said he was in his last phase at High Grove and the path was needed now. He said his request was to build the path at his cost.

Chairman Dunn asked Mr. Barnett if he was aware that they only had approval and money from the state for part of the path.

Mr. Barnett said he was aware of that. He said he was aware there would be funding at the correct time. He said it would be in his interest to go ahead and build his path at this time. He said the path would be a contribution on his part to High Grove.

Chairman Dunn asked the County Administrator, Chris Cofty, if he had spoken to Lee Hearn about this request.

Mr. Cofty said that he had spoken to Mr. Hearn about this request on numerous occasions.

Chairman Dunn asked Mr. Cofty what the staff's reaction was to this offer.

Mr. Cofty replied that it was felt that this was a good idea worth pursuing.

## **Minutes**

**February 4, 2004**

**Page 2**

Chairman Dunn said if this path was built they would have to be sure it was built to the County's standards because they would have to take over the maintenance of the path. He confirmed with Mr. Barnett that he was aware he would have to meet the County's standards and there would be an inspection process along the way as it was being built. He said there would be no reimbursement.

Mr. Barnett said he understood this.

Commissioner Frady asked what the distance of the path would be.

Mr. Barnett answered that the path would be approximately 2,500 feet. He said it would go from the south entrance of High Grove at Old Ivy, cross over the church yard to Spring Mist which was the Timberlake entrance.

Commissioner Frady asked Attorney Davenport if he saw any problems with this from a legal standpoint.

Attorney Davenport replied that he did not.

Chairman Dunn asked how the people in Timberlake felt about this path being built. He asked if Mr. Barnett had spoken to the homeowner's association about this.

Mr. Barnett replied that he had spoken with the Timberlake Homeowner's Association and he said they felt this was a good solution.

Motion was made by Commissioner Frady, seconded by Commissioner Wells, to allow Kingston Hill Development to install multi-use paths along the County right-of-way on Redwine Road from High Grove to Timberlake at the developer's expense with the County Engineering Department managing each segment. Motion carried 5-0.

**CONSENT AGENDA:** Motion was made by Commissioner Wells, seconded by Commissioner Pfeifer, to approve the Consent Agenda as presented. Motion carried 5-0.

**MAIN STREET CALENDAR APPROVAL:** Approval of request from Main Street Fayetteville for use of county property and employees during 2004 Main Street events.

**VICKERY LANE ACCEPTED AS STREET LIGHT DISTRICT:** Approval of recommendation by Ron Salmons, Director of Engineering, to accept Vickery Lane (Phase 4) Subdivision as a street light district.

**Minutes**

**February 4, 2004**

**Page 3**

**COUNTY ADMINISTRATOR'S CONTRACT APPROVED:** Approval of recommendation to approve the County Administrator's Employment Contract for the year 2004.

**STREET RESURFACING AGREEMENT WITH PEACHTREE CITY:** Approval of intergovernmental Street Resurfacing Agreement with Peachtree City for the resurfacing of specified city streets.

**CHAMBER OF COMMERCE SIGN REQUEST:** Approval of request by the Fayette County Chamber of Commerce to place a sign on the Old Courthouse lawn August 23 - September 7, to advertise the Business EXPO.

**REQUEST FOR TAX REFUND - ALENCO:** Approval of recommendation to approve a request for a tax refund to Alenco in the amount of \$56,137.01, for the year 2002.

**RECREATION WAIVER OF FEES AND HOURS FOR FUNDRAISER:** Approval of request from Anita Godbee, Recreation Department, to waive facility use fees and park hours for the Relay for Life Fundraiser Event sponsored by the American Cancer Society on May 7 and 8, 2004.

**CHRIST'S CHURCH - SIGN REQUEST:** Approval of request from Christ's Church to place a sign on the Old Courthouse Lawn from March 29 - April 2, 2004, promoting their Easter program.

**MOTHER'S OF TWINS CLUB - SIGN REQUEST:** Approval of request from the Southside Mothers of Twins Club to place a sign on the Old Courthouse Lawn March 1-6, 2004 to advertise their fundraiser.

**MINUTES:** Approval of minutes for Board of Commissioners meetings held on January 8, 2004 and January 22, 2004.

**PUBLIC COMMENT:**

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

NONE

**STAFF REPORTS:**

**ATTORNEY DAVENPORT:** Attorney Davenport reported he had the intergovernmental agreements between Fayette County and Brooks and Fayette County and Woolsey which

**Minutes**

**February 4, 2003**

**Page 4**

were executed annually to provide specific services to those towns. He said they were signed by the respective parties and were awaiting the signature of Fayette County. He said he would need a motion to authorize the Chairman's execution of the documents. He said they were for sheriff, court and general services.

Motion was made by Commissioner Frady, seconded by Commissioner Wells, authorizing the Chairman to execute the intergovernmental agreements between Fayette County and the Town of Brooks and the Town of Woolsey. Motion carried 5-0.

**ATTORNEY DAVENPORT:** Attorney Davenport reported that he had the Recreation Facility and Program Agreement between Fayette County and Peachtree City for the Board's approval. He said the revisions had been made by Peachtree City which were requested by Fayette County. Attorney Davenport said it was awaiting execution by the Board. He said the Board could sign it today or receive copies of the Agreement for review and sign it at a future meeting.

It was the consensus of the Board to review the revisions and sign the agreement at a future meeting.

**ATTORNEY DAVENPORT:** Attorney Davenport requested an Executive Session for one legal item and one real estate item.

**COMMISSIONER VANLANDINGHAM:** Commissioner VanLandingham reported that he had one legal item to discuss in Executive Session.

**COMMISSIONER FRADY:** Commissioner Frady made a motion affirming that staff had been asked to perform the necessary preliminary work to place on the November General Election Ballot a Local Option Sales Tax for transportation. Motion was seconded by Commissioner Wells. Motion carried 5-0.

**EXECUTIVE SESSION:** Motion was made by Commissioner Wells to adjourn to Executive Session for one real estate and two legal items. Motion was seconded b Commissioner Pfeifer. Motion carried 5-0.

**LEGAL:** Attorney Davenport reported to the Board on a legal matter.

It was the consensus of the Board for Attorney Davenport to proceed in the matter.

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

Motion was made by Commissioner Wells, seconded by Commissioner Pfeifer, for Attorney Davenport to proceed in this matter. Motion carried 5-0.

**Minutes**

**February 4, 2004**

**Page 5**

**REAL ESTATE:** Commissioner VanLandingham reported to the Board on a real estate matter.

Motion was made by Commissioner Wells, seconded by Commissioner Pfeifer, for Attorney Davenport to proceed in this matter. Motion carried 5-0.

**EXECUTIVE SESSION AFFIDAVIT:** Motion was made by Commissioner Wells, seconded by Commissioner Frady, to authorize the chairman to execute the Executive Session Affidavit affirming that one legal item and two real estate items were discussed in Executive Session. Motion carried 5-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 4:35 p.m.

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Peggy Butler, Chief Deputy Clerk

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Gregory M. Dunn, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 4th day of February, 2004.

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Peggy Butler, Chief Deputy Clerk