

The Board of Commissioners of Fayette County, Georgia met in Official Session on September 23, 2004, at 7:00 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

COMMISSIONER ABSENT A.G. VanLandingham

STAFF MEMBERS PRESENT: Chris W. Cofty, County Administrator
William R. McNally, County Attorney
Carol Chandler, Executive Assistant
Peggy Butler, Chief Deputy Clerk

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

PUBLIC HEARING:

Chairman Dunn noted that the first item on the agenda, Petition No. 1131-04, a request for rezoning, was withdrawn at the request of the petitioner.

PETITION NO. 1131-04: Consideration of Petition No. 1131-04, Dorothy Price, Owner, and Jason Walls, P.E. of Integrated Science and Engineering, Agent, request to rezone 2.77 acres from A-R to C-H to develop a convenience store with gasoline sales and a retail building. This property is located in Land Lot 70 of the 5th District and fronts on S.R. 85 South and Price Road. The Planning Commission accepted the request from the applicant to table the petition until October 7, 2004 Planning Commission meeting.

Chairman Dunn stated that the second item on the agenda, the adoption of the revised millage rate resolution, was tabled until October 7th because the numbers were not crunched properly.

PROPOSED RESOLUTION TO ESTABLISH REVISED MILLAGE RATE: Adoption of a Resolution establishing revised millage rates for 2004. This item has been tabled until October 6, 2004.

ADOPTION OF RESOLUTION NO. 2004-12:

Pete Frisina presented the annual update of the Capital Improvement Element (CIE) and the Short Term Work Program (STWP) for the imposition of impact fees for fire services and adoption of resolution to submit to the Atlanta Regional Commission and Georgia Department of Community Affairs for review. He said the forms were the same that were filling out every year giving the amounts collected. He said they had collected, with all the jurisdictions, \$353,717 this year. He said in total they had collected approximately \$640,000 which had been applied to some of the stations. He said they had now repaid

Minutes
September 23, 2004
Page 2

themselves for Station One and would apply the money towards the next station on the list.

He said the Short Term Work Program that was included mirrored what was in the Capital Improvement Program.

Mr. Frisina said he wanted to call attention to two items that were included. One was for the Senior Citizens Center. He said that was in the Short Term Work Program last year and this year they included something new. He said he and Chris Venice were contacted by a group that were pursuing a Development Block Grant for a Service Center for children with developmental disabilities. He said Community Development Block Grants had to be sponsored by the County for application. He said these were included in the Short Term Work Program to supplement our application on behalf of the Senior Citizen Services or the Development Disabilities Task Force. He said Lyn Redwood and Jim Steinbach were on this task force. He said they were going to hire a grants person to help them work through that process. He said it could be as early as spring when they would ask the County to sponsor the request.

Chairman Dunn clarified if it was not on this list they would not qualify to apply for a grant. Mr. Frisina said he did not know if they would not qualify, but it definitely helped to already have it in the plan. Chairman Dunn said by being there it did not commit us to any particular strategy or funding mechanism. Mr. Frisina said that was correct.

Mr. Frisina said he needed the Board to adopt this basically in concept and to adopt the resolution to submit this to the ARC and DCA for transmittal.

Chairman Dunn said the first part of this report stated how fire impact fees were collected and spent. He asked Chief Jack Krakeel to give a synopsis of what these fire fees had enabled the County to do.

Chief Krakeel said the original cost of the construction of four fire stations expanded from 2000 to 2002 with a cost of approximately \$3.5 million. He said they received one federal grant for approximately \$500,000 which brought the net to \$3 million. He said approximately \$600,000 of the impact fees had been applied to the construction of those stations. He said there was a pro rata portion of those fees that could be applied to those stations since they represented existing service delivery. He said approximately 2/3 of the total cost of those stations net of the federal grant would be eligible for reimbursement through the application of those impact fees to the capital projects.

Chairman Dunn said the money would have come out of the citizens property taxes if there was not this way to access additional monies from the developers.

Motion was made by Commissioner Wells, seconded by Commissioner Pfeifer, to adopt the Resolution No. 2004-12 as presented. Motion carried 4-0. Commissioner

Minutes
September 23, 2004
Page 3

VanLandingham was absent. A copy of Resolution No. 2004-12, identified as "Attachment No. 1", follows these minutes and is made an official part hereof.

Mr. Frisina said he wanted to thank the Finance Department for their help in generating these numbers. He said Dennis Davenport was a tremendous help, always on call to answer questions about impact fees.

Chairman Dunn said on an unrelated matter he wanted to thank Pete Frisina for his participation in the Heritage Committee and the dedication of the historical monument at Starr's Mill today. He said Pete, as well as other long time county employees, served on the Heritage Committee and it was great to have these people, in their spare time, try to keep the heritage and the history of the County alive.

CONSENT AGENDA: Motion was made by Commissioner Wells, seconded by Commissioner Frady, to approve the Consent Agenda as presented. Motion carried 4-0. Commissioner VanLandingham was absent.

ABATEMENT LIST

Approval of request from the Tax Assessor's Office to approve an abatement list for several businesses and citizens indicating assets not taxable to Fayette County.

SHERIFF'S DEPARTMENT TRANSFER OF FUNDS

Approval of request to transfer funds from the General Budget fund to the Sheriff's Department Vehicle Maintenance Budget Category due to insurance compensation. A copy of the information, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

CONTRACT AWARD TO SOUTHERN LIME

Approval of request from Purchasing Director Tim Jones to award the annual contract for lime for the Water System to the low bidder, Southern Lime. A copy of the recommendation, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

CONTRACT AWARD ON CHEMICALS

Approval of request from Purchasing Director Tim Jones to award the annual contract for various chemicals for the Water System to the low bidder for each chemical. A copy of the recommendation, identified as "Attachment No. 4", follows these minutes and is made an official part hereof.

CHANGE OF SPECIFICATION TO DUCTILE IRON PIPE

Approval of request from Tony Parrott, Water System Manager, to change the specifications to Ductile Iron Pipe for water line installations. A copy of the recommendation, identified as "Attachment No. 5", follows these minutes and is made an official part hereof.

BOARD OF COMMISSIONERS MEETING MINUTES

Approval of minutes for Board of Commissioners meetings held on August 26, 2004, September 1, 2004 and September 9, 2004.

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.

There was no public comment.

STAFF REPORTS:

ATTORNEY MCNALLY: County Attorney Bill McNally requested an Executive Session to discuss one real estate item and two legal items.

CHAIRMAN DUNN: Chairman Dunn requested an Executive Session to discuss one legal item.

EXECUTIVE SESSION: Motion was made by Commissioner Wells, seconded by Commissioner Frady, to adjourn to Executive Session to discuss one real estate item and three legal items. Motion carried 4-0. Commissioner VanLandingham was absent.

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

The Board took no action on this matter.

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

The Board took no action on this matter.

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

Motion was made by Commissioner Wells, seconded by Commissioner Frady, for the County Attorney to proceed in this matter. Motion carried 4-0. Commissioner VanLandingham was absent.

LEGAL: Chairman Dunn discussed a legal matter with the Board.

The Board took no action on this matter.

Minutes
September 23, 2004
Page 5

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 real estate and three legal items were discussed in Executive Session. Motion carried 4-0. Commissioner VanLandingham was absent. A

copy of the Affidavit, identified as "Attachment No. 6", follows these minutes and is made an official part hereof.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:00 p.m.

Peggy Butler, Chief Deputy Clerk

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 6th day of October 2004.

Peggy Butler, Chief Deputy Clerk