

The Board of Commissioners of Fayette County, Georgia met in Official Session on Wednesday, October 6, 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
William R. McNally, County Attorney
Carol Chandler, Executive Assistant
Karen Morley, Chief Deputy Clerk

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

RESOLUTION NO. 2004-13 ADOPTED - REVISED MILLAGE RATES FOR 2004:

Director of Business Services Mark Pullium asked for the Board consideration in adopting Resolution No. 2004-13 revising the previous establishment of revised millage rates for 2004.

Chairman Dunn commented that the Board had approved a Resolution adopting the millage rate a couple of weeks ago. He asked Mr. Pullium to explain why this Resolution needed to be adopted tonight.

Mr. Pullium remarked that on August 12th the Board had adopted the millage rates. He said at that time the reassessed values were rolled back. He said it was being proposed to continue holding the rollback. He said the recommendation before the Board tonight contained very similar rates and were slightly lower than they were on August 12th.

Chairman Dunn asked why it was necessary to approve the millage rates again.

Mr. Pullium responded that he understood from the Tax Commissioner's Office that there was an error. He said the value for the real property for public utilities was omitted from the digest. He said this came to approximately \$60 million in net taxable value. He said this impacted the county's revenue significantly. He said this resulted in a very slight cut in taxes.

On motion made by Commissioner Frady, seconded by Commissioner Pfeifer to rescind Resolution No. 2004-11 and approve the adoption of Resolution No. 2004-13 revising the previous establishment of revised millage rates for 2004. The motion carried 5-0. A copy

October 6, 2004

Page 2

of Resolution No. 2004-13, identified as "Attachment No. 1, follows these minutes and is made an official part hereof.

ORDINANCE NO. 2004-21 - AMENDMENT TO COUNTY PROCEDURES FOR NUISANCE ABATEMENT TO CONFORM TO STATE LAW:

County Attorney McNally remarked that this Amendment would bring County procedures up to current changes in the State law regarding nuisance abatement. He said this related to the definition of who was an interested party. He said it also provided for the county being able to place a lien upon the property. He said it also would place a time limit on the period that the county would have to act subsequent to the finding. He said this would be a nine month period. He said it also provided for the Tax Commissioner actually selling the property and making sufficient the lien for the expenses of the county and the Tax Commissioner's Office in placing the lien.

Commissioner Frady commented on page 3 under the letter C. He asked what was meant by the director.

Attorney McNally replied that it provided for the director to be in the county's case the Chief Building Official. He said it also provided for this Board to find that the order for abatement was in order.

Commissioner Frady asked if some cases this might mean the Health Department and Attorney McNally replied yes, it could be.

Chairman Dunn asked if under the new requirement the county would have to act within 270 days and Attorney McNally replied yes.

Chairman Dunn asked what it had been in the past.

Attorney McNally replied that he did not believe that there had ever been a time limit on it.

Chairman Dunn said this would actually expedite the amount of time that the county would have to put up with a nuisance when it was trying to get rid of one.

Attorney McNally stated that this would actually force the county to go ahead and do something once the Board had declared it a nuisance.

Commissioner Wells clarified that this would bring the county into conformance with the new State's laws.

On motion made by Commissioner Wells, seconded by Commissioner Pfeifer to approve the Amendment to County Procedures for Nuisance Abatement to conform to State law.

October 6, 2004

Page 3

The motion carried 5-0. A copy of Ordinance No. 2004-21, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

CONSENT AGENDA: On motion made by Commissioner VanLandingham, seconded by Commissioner Wells to approve the consent agenda as presented. The motion carried 5-0.

WATER COMMITTEE RECOMMENDATION: Approval of recommendation from the Water Committee to get an easement to relocate the 10" waterline on the southbound Morning Creek bridge on Highway 85. A copy of the memorandum, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

WATER COMMITTEE RECOMMENDATION: Approval of recommendation from the Water Committee to approve the low bidder Rehab Construction including Alternate Bid #1 and Alternate Bid #2 for Filter #7 at the Crosstown Water Plant. A copy of the memorandum, identified as "Attachment No. 4", follows these minutes and is made an official part hereof.

SHERIFF'S DEPARTMENT: Approval of request from the Sheriff's Department to transfer \$1,820.55 from the Fayette County General Operating Budget to Budget Code 10030330-522233 (Vehicle Repair Services) as a result of a motor vehicle crash. A copy of the memorandum, identified as "Attachment No. 5", follows these minutes and is made an official part hereof.

FAYETTE SENIOR CENTER - DONATION OF VEHICLE: Approval of request by the Director of Business Services Mark Pullium for authorization to donate a vehicle to the State of Georgia for use by the Fayette County Senior Center. A copy of the memorandum, identified as "Attachment No. 6", follows these minutes and is made an official part hereof.

PURCHASING DEPARTMENT - COUNTY AUCTION: Approval of recommendation from the Director of Purchasing Tim Jones to approve the list of unserviceable items to be sold at the county's auction which will be held on October 16, 2004. A copy of the memorandum, identified as "Attachment No. 7", follows these minutes and is made an official part hereof.

WATER SYSTEM - STILES-KEM DIVISION MET PRO CORP AWARDED CONTRACT: Approval of recommendation from the Director of Purchasing Tim Jones to award bid to Stiles-Kem Division Met Pro Corp. for the annual contract for phosphates for the Water System. A copy of the memorandum, identified as "Attachment No. 8", follows these minutes and is made an official part hereof.

October 6, 2004

Page 4

WHITEWATER CREEK (PHASE FIVE) - NEW STREET LIGHT DISTRICT:

Approval of Highgrove on Whitewater Creek (Phase Five) as a new Street Light District in Fayette County. A copy of the request, identified as "Attachment No. 9", follows these minutes and is made an official part hereof.

TAX REFUND APPROVED: Approval of request to approve a tax refund to Ann Pursley for the years 2001, 2002, and 2003 in the amount of \$923.73.

MINUTES: Approval of minutes for Board of Commissioners meeting held on September 23, 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:

There were no staff reports.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 3:45 p.m.

Karen Morley, 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 14th day of October, 2004.

Karen Morley, Chief Deputy Clerk