



BOARD OF COMMISSIONERS

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



STAFF

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



MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA



MEETING TIMES

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



COMMISSION OFFICE

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The Agenda of Actions

BOARD OF COMMISSIONERS

January 27, 2005

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. RP-029-05 for a Revised Final Plat, Lee's Mill Farms Subdivision, Joseph Linn and Carol B. Evitts, Sr. and David C. and Janet E. Roberts, Owners/Agents. The request is to add 1.045 acres to Lot 12 which consists of 2.332 acres for a total lot size of 3.377 acres. This property is located in Land Lot 18 of the 7th District, fronts on Farm Lane and Buckeye Road, and is zoned R-70. The Planning Commission recommended approval with two (2) recommended conditions (5-0). Staff states that the request complies with technical requirements.

MOTION WAS MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER PFEIFER, TO APPROVE PETITION NO. RP-029-05 AS PRESENTED. MOTION CARRIED 5-0.

B. Consideration of Petition No. 1136-05, Gin-Jer Investments, LLC, Owner, and Edwin Koons, P.E. of Hamilton Engineering & Design Co., LLC Agent, request to rezone 0.799 acres from A-R to O-I to develop office/training space. This property is located in Land Lot 70 of the 7th District and fronts on S.R. 54 West. The Planning Commission recommended approval with one (1) recommended condition (5-0). Staff recommended approval with one (1) recommended condition.

MOTION WAS MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS, TO APPROVE PETITION NO. 1136-05 AS PRESENTED. MOTION CARRIED 5-0.

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- C. Consideration of Petition No. RP-030-05 for a Revised Final Plat, Tunis Trace Subdivision, Vincent Crow, Owner, and Carl Christensen, Agent. The request is to subdivide Lot 17 which consists of 7.84 acres into four (4) single-family dwelling lots. This property is located in Land Lot 54 of the 5th District, fronts on Marron Road and Inman Road, and is zoned R-20. The Planning Commission recommended approval with one (1) recommended condition (5-0). Staff states that the request complies with technical requirements.

MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO APPROVE PETITION NO. RP-030-05 FOR THE SAKE OF DISCUSSION. MOTION FAILED 0-5 WITH CHAIRMAN DUNN, COMMISSIONER WELLS, COMMISSIONER FRADY, COMMISSIONER PFEIFER AND COMMISSIONER VANLANDINGHAM VOTING IN OPPOSITION.

- D. Consideration of Petition No. 1137-05, Community Fellowship Christian Church and Family Life Center, Owners, Darien Sykes of Sykes Consulting, Inc., Agent, request to rezone 7.31 acres from C-H and R-40 to O-I to develop a Daycare Facility. This property is located in Land Lot 199 of the 13th District and fronts on S.R. 314. The Planning Commission recommended approval with one (1) recommended condition (5-0). Staff recommended approval with one (1) recommended condition.

MOTION WAS MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM, TO APPROVE PETITION NO. 1137-05 AS PRESENTED. MOTION CARRIED 5-0.

- E. Consideration of Petition No. RP-031-05 for a Revised Final Plat, Sunshine Farms Subdivision, Robert Lewis, Owner, and Piedmont Land Surveyors, Inc., Agent. The request is to subdivide Lot 2 which consists of 7.64 acres into two (2) single-family dwelling lots. This property is located in Land Lot 230 of the 13th District, fronts on S.R. 314 and S.R. 279, and is zoned R-40. The Planning Commission recommended approval with two (2) recommended conditions (5-0). Staff states that the request complies with technical requirements.

MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER, TO APPROVE PETITION NO. RP-031-05 AS PRESENTED. MOTION CARRIED 5-0.

- F. Consideration of proposed amendments to the Fayette County Zoning Ordinance, Article V. General Provisions regarding Section 5-9. Single-Family Dwelling, A. Additions To A Single-Family Structure presented by the Zoning Department. The Planning Commission recommended approval as submitted 5-0.

THIS ITEM WAS TABLED UNTIL THE FEBRUARY 24, 2005 BOARD OF COMMISSIONERS MEETING.

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- G. Consideration of proposed amendments to the Fayette County Development Regulations regarding Article XII. Illicit Discharge and Illegal Connection Ordinance presented by the Engineering Department. The Planning Commission recommended approval as submitted 5-0.

MOTION WAS MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER PFEIFER, TO APPROVE THE AMENDMENTS AS PRESENTED. MOTION CARRIED 5-0.

NEW BUSINESS:

- H. Discussion of procedure for the possible creation of a special EMS Tax District.

MOTION WAS MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM, FOR THE COUNTY ATTORNEY TO PREPARE A LETTER TO SEND TO ALL CITIES IN THE COUNTY INQUIRING AS TO THEIR INTEREST IN PARTICIPATING IN A SPECIAL EMS TAX DISTRICT. MOTION FAILED 2-3 WITH CHAIRMAN DUNN, COMMISSIONER WELLS AND COMMISSIONER PFEIFER VOTING IN OPPOSITION.

- I. Discussion of fish management at Lake Horton to maintain water quality in the future.

MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER, TO ADOPT THE FOUR ITEMS AS DISCUSSED TO MAINTAIN THE WATER QUALITY AT LAKE HORTON. MOTION CARRIED 5-0.

- J. Consideration of Resolution for a tax levy for the Fayette County Board of Education General Obligation School Bonds, Series 2005.

MOTION WAS MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS, TO ADOPT THE RESOLUTION AS PRESENTED. MOTION CARRIED 5-0.

- K. Discussion of authorizing preparation of a joint resolution amending the Water Service Agreement with Fayetteville.

THIS ITEM WAS TABLED.

CONSENT AGENDA: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, TO APPROVE THE CONSENT AGENDA AS PRESENTED.

1. Approval of insurance reimbursement from General Fund to Sheriff's Department-

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Criminal Investigations Division budget account code 10030321-52223.

2. Approval to submit 2 grant proposals for Department of Homeland Security FY-05 Grant Program.
3. Approval of the 2005 Water Committee Meeting Schedule.
4. Approval to enter into an agreement with Fayette County Youth Wrestling Association.
5. Reappointment of Sam Burch to the Board of Assessors for a six-year term commencing January 1, 2005, and ending December 31, 2010.

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:

COMMISSIONER VANLANDINGHAM: Commissioner VanLandingham said he had one legal item for Executive Session.

COMMISSIONER FRADY: Commissioner Frady said he had one potential legal item for Executive Session.

CHAIRMAN DUNN: Chairman Dunn said he had one legal item and one personnel item for Executive Session.

COMMISSIONER PFEIFER: Commissioner Pfeifer read an article from a local newspaper stating that Georgia students ranked 18th in the nation in the percentage of high school seniors who passed advanced placement courses for college credit.

EXECUTIVE SESSION: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS THREE LEGAL ITEMS AND ONE PERSONNEL ITEM. MOTION CARRIED 5-0.

LEGAL: Commissioner VanLandingham discussed a legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Commissioner Frady discussed a potential legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

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

THE BOARD TOOK NO ACTION ON THIS MATTER.

PERSONNEL: Chairman Dunn discussed a personnel matter with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

EXECUTIVE SESSION AFFIDAVIT: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER AUTHORIZING THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT THREE LEGAL ITEMS AND ONE PERSONNEL ITEM 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 10:30 p.m.

Peggy Butler, Chief Deputy Clerk