



**BOARD OF COMMISSIONERS**

Jack Smith, Chairman  
Herb Frady, Vice-Chairman  
Robert Horgan  
Eric Maxwell  
Peter Pfeifer



**STAFF**

Jack Krakeel, Interim County Administrator  
Scott Bennett, County Attorney  
Carol Chandler, Executive Assistant  
Karen Morley, Chief Deputy Clerk  
Floyd Jones, Deputy Clerk



**MEETING LOCATION**

Commissioners' Conference Room  
Administrative Complex  
140 Stonewall Avenue  
Fayetteville, GA 30214



**MEETING TIMES**

2<sup>nd</sup> and 4<sup>th</sup> Thursday of each Month



**COMMISSION OFFICE**

Administrative Complex  
Suite 100  
140 Stonewall Avenue  
Fayetteville, GA 30214  
Phone: (770) 460-5730 ext. 5400  
Fax: (770) 460-9412



**WEB SITE**

[www.fayettecountyga.gov](http://www.fayettecountyga.gov)



**E-MAIL**

[administration@fayettecountyga.gov](mailto:administration@fayettecountyga.gov)

# Action Agenda

Board of Commissioners  
April 24, 2008  
7:00 PM

Call to Order, Invocation, and Pledge of Allegiance.

Chairman Smith called the meeting to order at 7:33 p.m.

Acceptance of Agenda.

Commissioner Horgan motioned to accept the agenda as published, and was seconded by Commissioner Pfeifer. The motion passed unanimously.

## PRESENTATION/RECOGNITION:

A. Proclamation for "Honor Flight Fayette Day" on May 14, 2008.

**Chairman Smith read the proclamation declaring May 14, 2008, as "Honor Flight Fayette Day", and thanked the veterans in attendance for their service to and sacrifice for the Country and County.**

## PUBLIC HEARING:

B. Consideration of Petition 1208-08 D. Brent, L.L.C., Owner, and Billy Brundage of Brundage Engineering, Inc., Agent, request to rezone 43.26 acres from R-78 to C-S to develop a single-family residential subdivision consisting of 18 single-family dwelling lots. This property is located in Land Lots 8 and 16 of the 6<sup>th</sup> District and fronts on SR 85 South. **STAFF RECOMMENDED APPROVAL. THE PLANNING COMMISSION RECOMMENDED APPROVAL 5-0.**

**Donna Black with D. Brent L.L.C., spoke in support of the petition. No one else spoke in support of or in opposition to the petition. Commissioner Frady motioned to approve Petition 1208-08, a request to rezone 43.26 acres from R-78 to C-S to develop a single-family residential subdivision consisting of 18 single-family dwelling lots with no conditions. Commissioner Horgan seconded the motion. The motion passed unanimously.**

- C. Consideration of a Packaged Beer and Wine License for One Stop Amoco, 2950 SR 138, Riverdale, Georgia. M. Suleman Gillani, Owner/Applicant. This property is located in Land Lot 199 of the 13<sup>th</sup> District, fronts on SR 138, and is zoned C-H. This is for a Change of Ownership.

**No one spoke either in support of or in opposition to the request. Commissioner Frady motioned to transfer the Packaged Beer and Wine License to One Stop Amoco as requested and was seconded by Commissioner Horgan. The motion passed unanimously.**

**PUBLIC COMMENT:**

**Gordon Furr:** Mr. Furr apologized to those who thought he was doing wrong in Tyrone, said he was only trying to save the taxpayers approximately \$750 weekly, and gave an explanation of what he had attempted to do at the Fire Station Three during a recent visit there.

**Edward L. Cagle:** Mr. Cagle spoke about Fire Station Three in Tyrone. He said he was under the impression that the fire station was going to be torn down, but that it would still be serviceable if a solution to the septic tank problem could be found. He told the Board he was instrumental in getting the station built about 35 years ago, and that he had spent 10 years of his life there. He said the station was named after him in his honor. He asked the Board to do everything they could do to save the station, if for no other reasons, than for historical purposes since it was the first fire station in Fayette County. Chairman Smith thanked Mr. Cagle for his service to Fayette County on behalf of the Board and prior boards. He said it was people like him that made Fayette County a great place to live.

**CONSENT AGENDA:**

- 1 Approval of staff's recommendation to transfer \$34,074.13 from Contingency Fund to Elections to cover cost of a special election held to fill the unexpired term of Representative Dan Lakly.
- 2 Approval of the Finance Department's request to accept the engagement letter with the County's auditing firm, Cherry, Bekaert & Holland L.L.P., to conduct the annual FY2008 audit of the County's financial statements and to authorize the Chairman to execute same.
- 3 Approval of Mutual Planning Reconfiguration Certifications and the Transition Administrator Certification as requested by E-911 Communications.
- 4 Approval of the proposal from Motorola for reconfiguration services for modification to the County's radio system, in accordance with FCC mandates, as requested by E-911 Communications.
- 5 Approval of Resolution 2008 - 08 which adjusts annual rate for street lights for residents who live in approved light districts in unincorporated Fayette County.

- 6 Approval of the Road Department's recommendation to award annual contract for Paint Striping Bid #663 to Peek Pavement Marketing, L.L.C. for \$435 per solid line mile and \$395 per skipped line mile.
- 7 Approval of staff's recommendation to enter into an agreement with Lichty Commercial Construction, Inc. for construction of restroom facilities at Kiwanis Park in the amount of \$71,500, and for the Chairman to sign said agreement. The bid was awarded on March 13, 2008.
- 8 Approval of recommendation by Water System staff that the County enter into an agreement with John Wieland Homes to relocate an access easement to the County's Sandy Creek wetlands mitigation site.
- 9 Approval of minutes for Board of Commissioners' meeting held on March 27, 2008, the Board of Commissioners' Budget Workshop held on April 1, 2008, and the Board of Commissioners Meeting held on April 10, 2008.

**Commissioner Horgan motioned to approve Consent Agenda Items 1-9 with the exception of Consent Agenda Item 2. Commissioner Pfeifer seconded the motion. The motion passed unanimously. Commissioner Maxwell motioned to approve Consent Agenda Item 2 and Commissioner Horgan seconded the motion. The motion passed unanimously.**

## **ADMINISTRATOR'S REPORT**

**Storage Building:** Interim County Administrator Jack Krakeel reported that the County work crews have completed the preparatory work for the construction of the storage building located at the County's Public Works facility. He said the work of constructing the storage building is scheduled to begin next week, and the project should be completed prior to the commencement of the County's auction. He said its construction will be a tremendous benefit by limiting disruption to the Public Works facility. He said the work is on budget and on track.

## **ATTORNEY'S REPORT**

**Jimco Construction Company:** County Attorney Scott Bennett said he had a contract that he wanted approval for the Chairman to sign. He said the Board had previously awarded a bid to Jimco Construction Company for the installation of additional parking at Horton Creek Park, and the contract would effectuate that bid. He said he had reviewed the contract, all the documents were in order, insurance and bonds were in order, and asked for the Chairman's authorization to sign the contract. **Commissioner Frady motioned to authorize the Chairman to sign the Jimco Construction Company contract and was seconded by Commissioner Horgan. The motion passed unanimously.**

## **STAFF REPORTS**

None.

## **BOARD REPORTS**

None.

## **EXECUTIVE SESSION**

**Several Real-Estate Matters and One Legal Matter:** County Attorney Scott Bennett stated there were several real-estate items and one litigation item that needed to be discussed in Executive Session. Commissioner Horgan motioned to adjourn to Executive Session to discuss several real-estate items and one item of litigation and was seconded by Commissioner Frady. The motion passed unanimously.

**The Board adjourned into Executive Session at 7:40 pm.**

**Executive Session Affidavit:** The Board reconvened to regular session at 8:37 p.m. Commissioner Horgan motioned to authorize the Chairman to sign an Executive Session Affidavit stating several real-estate items and one item of litigation were discussed in Executive Session, and was seconded by Commissioner Frady. The motion passed unanimously.

**Approval of Resolutions:** Commissioner Frady motioned to approve resolutions concerning parcels 1, 2, 4, 5, 5A, 6, 7, 8, 8A, 9 and 17 of land for the West By-pass, and was seconded by Commissioner Horgan. The motion passed unanimously.

## **ADJOURNMENT**

Commissioner Horgan motioned to adjourn the meeting and was seconded by Commissioner Frady. The motion passed unanimously.

**Chairman Smith adjourned the meeting at 8:39 p.m.**

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Floyd L. Jones, Deputy Clerk