



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

Public Meeting Room
Administrative Complex
140 Stonewall Avenue
Fayetteville, GA 30214



MEETING TIMES

2nd and 4th Thursday each month at 7:00 pm



COMMISSION OFFICE

Administrative Complex
Suite 100
140 Stonewall Avenue
Fayetteville, GA 30214
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Action Agenda

Board of Commissioners

May 22, 2008

7:00 P.M.

Chairman Smith called the meeting to order.
Commissioner Pfeifer offered the Invocation
Pledge of Allegiance.

ACCEPTANCE OF AGENDA:

COMMISSIONER FRADY MADE A MOTION TO APPROVE THE AGENDA AS PRESENTED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

PRESENTATION/RECOGNITION:

A. Presentation of Proclamation recognizing the month of May as "Older Americans Month."

CHAIRMAN SMITH READ THE PROCLAMATION RECOGNIZING THE MONTH OF MAY AS "OLDER AMERICANS MONTH" AND PRESENTED IT TO REPRESENTATIVES OF SENIOR SERVICES.

B. Presentation to Barbara Arnold in recognition of her years of service to Fayette County in the Tax Commissioner's Office.

THE BOARD RECOGNIZED BARBARA ARNOLD FOR HER THIRTY-FOUR YEARS OF SERVICE IN THE FAYETTE COUNTY TAX COMMISSIONER'S OFFICE.

C. Presentation to Debbie Glazier in recognition of her years of service to Fayette County in the Water System.

THE BOARD RECOGNIZED DEBBIE GLAZIER FOR OVER THIRTY YEARS OF SERVICE IN THE FAYETTE COUNTY WATER SYSTEM.

PUBLIC HEARING:

D. Consideration of a Packaged Beer and Wine License for BL Craven, Inc. d/b/a Brenda's Country Store, 1619 S.R. 92 South, Fayetteville, Georgia, Brenda Craven, Owner/Applicant. This property is located in Land Lot 247 of the 4th District, fronts on S.R. 92 South, and is zoned A-R. This is for a Change of Ownership only.

COMMISSIONER PFEIFER MADE A MOTION TO APPROVE THE PACKAGED BEER AND WINE LICENSE FOR BL CRAVEN, INC. d/b/a BRENDA'S COUNTRY STORE. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

- E. Consideration of proposed amendments to the Fayette County Zoning Ordinance regarding Article VI. District Use Requirements, Section 6-2. EST Estate Residential District, to reduce the minimum house size required under Section F. Dimensional Requirements, Section 3. Floor Area as presented by the Planning and Zoning Department. The Planning Commission recommended approval to reduce the minimum floor area from 3,000 square feet to 2,500 square feet (4-1).

COMMISSIONER MAXWELL MADE A MOTION TO FOLLOW THE RECOMMENDATION OF THE PLANNING COMMISSION TO REDUCE THE MINIMUM FLOOR AREA TO 2,500 SQUARE FEET IN THE ESTATE RESIDENTIAL DISTRICT (EST). COMMISSIONER PFEIFER SECONDED THE MOTION. THE MOTION CARRIED 3-2 WITH COMMISSIONER HORGAN AND COMMISSIONER FRADY VOTING IN OPPOSITION.

- F. Consideration of proposed amendments to the Land Use Element of the Fayette County Comprehensive Plan regarding the S.R. 54 West Overlay District as presented by the Planning and Zoning Department. The Planning Commission recommended to table the proposed amendments to the May 15, 2008 workshop to allow further discussion and to hold a public hearing on June 5, 2008 (5-0) and heard by the Board of Commissioners on June 26, 2008.

COMMISSIONER FRADY MADE A MOTION TO APPROVE THE REQUEST BY THE PLANNING COMMISSION TO TABLE THIS ITEM TO THEIR JUNE 5TH MEETING AND TO BE HEARD BY THE BOARD OF COMMISSIONERS ON JUNE 26TH. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

PUBLIC COMMENT:

BRUNO NOTO: Bruno Noto, Snead Road, Fayetteville commented on the Snead Road paving project. He thanked the Board and staff for everything they had done regarding the Snead Road paving project. He asked the Board if it would be possible to send out a letter outlining the status of the project to all of the landowners living on Snead Road.

Chairman Smith remarked that trying to get this project completed had been a challenge. He felt there was a time frame now where this project could move forward. He said the remainder of the right-of-way needed to be acquired and he felt the schedule could be met. He thanked Mr. Noto for his comments.

CONSENT AGENDA: COMMISSIONER FRADY REQUESTED ITEM #7 BE REMOVED FOR DISCUSSION. COMMISSIONER MAXWELL REQUESTED ITEM #13 BE REMOVED FOR DISCUSSION. COMMISSIONER FRADY MADE A MOTION TO APPROVE CONSENT AGENDA ITEMS 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12 AND 14 AS PRESENTED. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

1. Approval of request from Fire and Emergency Services for adoption of a Resolution supporting the Georgia Wildlife Federation and the use of prescribed fire for multiple ecological and economic benefits to the public.
2. Approval of staff's recommendation to allow Raven's Landing Subdivision to become a street light district.
3. Approval of request from the Tax Assessor for a budget transfer from the Technical Services Account to the Computer Equipment Account in order to purchase a plotter and computer as approved in the FY 2008 budget.
4. Approval of request from the Sheriff's Department to amend the Overtime Budget for the Criminal Investigation Division by \$5,814.22 as a result of reimbursement of overtime funds from various Federal programs for personnel assigned to work investigations in cooperation with these agencies.
5. Approval of request from the Sheriff's Department to replace a 2003 Ford Explorer and authorization to sign the tag and title paperwork for the new vehicle as recommended by the Vehicle Replacement Committee.
6. Approval of request from the Sheriff's Department Criminal Investigation Division to dispose of three high mileage vehicles in poor condition that will be sold or traded in for three comparable vehicles.
7. Approval of request from the Purchasing Department to extend the annual contract with Walker Concrete for ready-mix concrete at the same prices of the original agreement for one year to expire on April 30, 2009.

COMMISSIONER FRADY MADE A MOTION TO APPROVE THE REQUEST FROM THE PURCHASING DEPARTMENT TO EXTEND THE ANNUAL CONTRACT WITH WALKER CONCRETE FOR READY-MIX CONCRETE AT THE SAME PRICES OF THE ORIGINAL AGREEMENT FOR ONE YEAR TO EXPIRE ON APRIL 30, 2009. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

8. Approval of reappointment of Randy Hayes to an additional four year term on the Fayette County Development Authority which began on April 10, 2008, and will end on April 9, 2012.
9. Approval of reappointment of Jack Krakeel to the Fayette County Hospital Authority for an additional four year term beginning June 1, 2008, and will end on May 31, 2012.

10. Approval of reappointment of Steven Widener to the Fayette County Hospital Authority for an additional four year term beginning June 1, 2008, and will end on May 31, 2012.
11. Approval of reappointment of Mrs. Terry Willis to the McIntosh Trail Community Service Board for an additional four year term beginning July 1, 2008, and will end on June 30, 2012.
12. Approval of appointment of Brian Cardoza to fill the unexpired term of Chuck Watkins on the Fayette County Public Facilities Authority with said term ending on February 28, 2009.
13. Approval of appointment of Thomas Stephens to a four year term on the Fayette County Recreation Commission which began April 1, 2008, and will end on March 31, 2012.

COMMISSIONER MAXWELL MADE A MOTION TO APPOINT THOMAS STEPHENS TO A FOUR YEAR TERM ON THE FAYETTE COUNTY RECREATION COMMISSION WHICH BEGAN APRIL 1, 2008 AND WILL END ON MARCH 31, 2012. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

14. Approval of minutes for Board of Commissioners' meetings held on April 2, 2008 and April 24, 2008.

OLD BUSINESS:

- G. Water System Director Tony Parrott will ask for the Board's consideration to submit an application to the Department of Natural Resources to modify the County's water restrictions from the current Level 4 to Level 2 which would allow for outside water use three days a week on the odd/even system with no outside watering on Friday.

COMMISSIONER FRADY MADE A MOTION TO AUTHORIZE WATER SYSTEM DIRECTOR TONY PARROTT TO PROCEED WITH SUBMITTING A PETITION TO THE DEPARTMENT OF NATURAL RESOURCES TO MODIFY THE COUNTY'S WATER RESTRICTIONS FROM THE CURRENT LEVEL 4. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

ADMINISTRATOR'S REPORT:

NONE.

ATTORNEY'S REPORT:

ASPHALT RESURFACING CONTRACT: County Attorney Scott Bennett asked for the Board's consideration to authorize the Chairman to execute the Asphalt Resurfacing Contract that was awarded to C.W. Matthews Contracting Co., Inc.

COMMISSIONER FRADY MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE ASPHALT RESURFACING CONTRACT THAT WAS AWARDED TO C.W. MATTHEWS CONTRACTING CO., INC. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

STAFF REPORTS:

NONE.

BOARD REPORTS:

COMMISSIONER PFEIFER: Commissioner Pfeifer asked for the Board's consideration to grant Mr. Noto's request for the Interim County Administrator Jack Krakeel to send a letter to the residents of Snead Road regarding the status of Snead Road.

IT WAS THE CONSENSUS OF THE BOARD THAT THE INTERIM COUNTY ADMINISTRATOR JACK KRAKEEL WOULD SEND A LETTER TO THE RESIDENTS OF SNEAD ROAD PROVIDING THEM WITH THE STATUS OF THE PROJECT.

COMMISSIONER PFEIFER: Commissioner Pfeifer expressed concern regarding the current format of Board of Commissioners' meeting minutes as well as official minutes for other commissions and committees of the County. He remarked that the meeting minutes for many years were transcribed verbatim and now they were abbreviated minutes. He said he would like the format to return to verbatim transcription.

COMMISSIONER PFEIFER MADE A MOTION TO RETURN TO VERBATIM TRANSCRIPTION OF THE BOARD OF COMMISSIONERS' MEETINGS. COMMISSIONER MAXWELL SECONDED THE MOTION FOR DISCUSSION. THE MOTION FAILED 1-4 WITH CHAIRMAN SMITH, COMMISSIONER FRADY, COMMISSIONER MAXWELL AND COMMISSIONER HORGAN VOTING IN OPPOSITION.

COMMISSIONER FRADY: Commissioner Frady asked the staff to review the zoning classifications and determine if they were still adequate and protect the County.

IT WAS THE CONSENSUS OF THE BOARD TO ASK STAFF TO REVIEW THE COUNTY'S CURRENT ZONING CLASSIFICATIONS.

EXECUTIVE SESSION:

COUNTY ATTORNEY SCOTT BENNETT: County Attorney Scott Bennett asked for an Executive Session to discuss three real estate matters.

COMMISSIONER HORGAN MADE A MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS THREE REAL ESTATE MATTERS. COMMISSIONER PFEIFER SECONDED THE MOTION. THE MOTION CARRIED 5-0.

CHAIRMAN SMITH RECONVENED THE MEETING.

COMMISSIONER HORGAN MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT THREE REAL ESTATE MATTERS WERE DISCUSSED IN EXECUTIVE SESSION. COMMISSIONER FRADY SECONDED THE MOTION. THE MOTION CARRIED 5-0.

Chairman Smith remarked that the Board directed the staff to proceed in two of the real estate matters. He noted that the third real estate matter regarded a Resolution authorizing a corrective Deed.

COMMISSIONER HORGAN MADE A MOTION TO AUTHORIZE THE CHAIRMAN TO EXECUTE A RESOLUTION AUTHORIZING A CORRECTED DEED REGARDING THE JOHNSON MITIGATION TRACT FOR LAKE MCINTOSH AND EXECUTE THE DEEDS TO RECORD SAME. COMMISSIONER PFEIFER SECONDED THE MOTION. THE MOTION CARRIED 5-0.

ADJOURNMENT:

COMMISSIONER FRADY MADE A MOTION TO ADJOURN THE MEETING AT 9:15 P.M. COMMISSIONER HORGAN SECONDED THE MOTION. THE MOTION CARRIED 5-0.

Karen Morley, Chief Deputy Clerk