Minutes

Board of Commissioners
April 10, 2008
7:00 p.m.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Thursday, April 10, 2008, at 7:00 p.m. in the public meeting room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Jack Smith, Chairman Herb Frady, Vice-Chairman Robert Horgan Eric Maxwell
Commissioner Absent:	Peter Pfeifer
Staff Present:	Jack Krakeel, Interim County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Floyd Jones, Deputy Clerk

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

ACCEPTANCE OF AGENDA:
Commissioner Horgan made a motion and Commissioner Maxwell seconded the motion to approve the agenda as presented. The motion carried 4-0. Commissioner Pfeifer was absent.

PRESENTATION/RECOGNITION OF 911 NATIONAL TELECOMMUNICATORS' WEEK:
A. Recognition of 911 National Telecommunicators' Week for April 13th through April 19th, 2008.

Chairman Smith read a Resolution and the Board recognized the week of April 13th through April 19th, 2008 as 911 National Telecommunicators' Week. A copy of the Resolution, identified as "Attachment No. 1", follows these minutes and is made an official part hereof.

RECOGNITION OF NATIONAL RED HAT SOCIETY DAY ON APRIL 25, 2008:
B. Recognition of National Red Hat Society Day on April 25, 2008.

Chairman Smith read a Proclamation and the Board recognized April 25, 2008 as National Red Hat Society Day. A copy of the Proclamation, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Jan Mastin: Jan Mastin presented a copy of Resolution No. 1023-99 to the Board regarding the Greg Alvarez rezoning of 0.874 acres on Sumner Road from R-40 to C-C Conditional approved with six conditions on May 27, 1999. A copy of Resolution No. 1023-99, identified as "Attachment No. 3", follows these minutes and is made an official part hereof. She expressed concern with condition nos. 2 and 5 of the adopted Resolution not being met. She said she lived in a neighborhood on Sumner Place Court which was located off Sumner Road and this Resolution applied to that land. She said condition no. 2 related to no vehicular access being provided to Sumner Road and condition no. 5 related to an upgraded buffer measuring at least twenty-five (25) feet in depth with supplemented evergreen plantings being required along the right-of-way of Sumner Road. She remarked that businesses located on this piece of property were allowing vehicular access onto Sumner Road and also the greenbelt was not 25 feet in depth. She asked for assistance with enforcement of these conditions.

Alice Jones: Alice Jones thanked the Board for their vote for denial of the recent rezoning request at the intersection of S.R. 314 and S.R. 279. She also remarked that last week she had seen several students at the Fayette Pavilion misbehaving and asked for the Board's consideration to build a facility such as a Y.M.C.A. that would accommodate the young people in Fayette County.

CONSENT AGENDA: Commissioner Horgan made a motion and Commissioner Frady seconded the motion to approve the consent agenda item nos. 1-11 as presented. The motion carried 4-0. Commissioner Pfeifer was absent.

911 COMMUNICATIONS - 806 MHZ REBANDING PROJECT:
Approval of recommendation from 911 Communications to authorize execution of closing documents for the 806 Mhz Rebanding Project. A copy of the request and documents, identified as "Attachment No. 4", follows these minutes and are made an official part hereof.

911 COMMUNICATIONS - MALLETT CONSULTING, INC. CONTRACT FOR EXPANSION PROJECT:
Approval of recommendation from 911 Communications to authorize execution of the Agreement with Mallett Consulting, Inc. for services to begin the 911 Communications Center Expansion Project, as approved by the Board on February 6. A copy of the request and contract, identified as "Attachment No. 5", follows these minutes and are made an official part hereof.

WATER SYSTEM - WATER RELOCATION AGREEMENT FOR CROSSTOWN/HIGHWAY 74:
Approval of recommendation from the Water System to enter into an agreement with the Department of Transportation for an easement for the relocation of waterlines located south of Crosstown Drive on Highway 74 in Peachtree City, and authorization for the Chairman to execute said agreement. A copy of the request and agreement, identified as "Attachment No. 6", follow these minutes and are made an official part hereof.

WATER SYSTEM - JOINT FUNDING AGREEMENT WITH THE USGS:
Approval of recommendation from the Water System to enter into a Joint Funding Agreement with the USGS for the installation and maintenance of a stream gage for water quality monitoring on Line Creek, as required by the County's 404 Permit for Lake McIntosh. A copy of the request and agreement, identified as "Attachment No. 7", follow these minutes and are made an official part hereof.

WATER SYSTEM- MASSANA CONSTRUCTION CONTRACT FOR LAKE KEDRON BOAT DOCKS:
Approval of staff's recommendation to enter into a contract with Massana Construction, LLC for rebuilding the boat docks at Lake Kedron (Bid #650) in the amount of $49,707, and authorization for the Chairman to execute said contract. A copy of the request and contract, identified as "Attachment No. 8", follow these minutes and are made an official part hereof.

ROAD DEPARTMENT - BID #655 AWARDED TO PITTSTOP ENTERPRISES:
Approval of recommendation from Road Department to award annual hauling services Bid #655 to Pittstop Enterprises as the primary provider and Tucker Trucking Enterprise dba Spiderman Trucking as the secondary provider. A copy of the request, identified as "Attachment No. 9", follows these minutes and is made an official part hereof.

ROAD DEPARTMENT - BID #657 AWARDED TO HANSON AGGREGATES; VULCAN MATERIALS AND GREG HOLLAND, INC.:
Approval of recommendation from the Road Department to award Bid #657 for gravel to Hanson Aggregates, including all materials quoted except no. 6 stone and no. 34 stone; to award bid for no. 6 stone to Vulcan Materials (Forest Park Quarry); and award bid for no. 34 stone to Greg Holland, Inc. A copy of the request, identified as "Attachment No. 10", follows these minutes and is made an official part hereof.

ROAD DEPARTMENT - BID #661 AWARDED TO C.W. MATHEWS CONTRACTING COMPANY, INC.:
Approval of recommendation from the Road Department to award the annual asphalt contract Bid #661 to C.W. Mathews Contracting Company, Inc. Forest Park Plant in accordance with"Option B" pricing scheme, and that an alternate bid be awarded to C.W. Mathews Contracting Company, Inc., Tyrone Plant under the "Option B" pricing scheme. A copy of the request, identified as "Attachment No. 11", follows these minutes and is made an official part hereof.

ROAD DEPARTMENT - JIMMY MAYFIELD BOULEVARD WIDENING PROJECT AWARDED TO SOUTHEASTERN SITE DEVELOPMENT, INC.:
Approval of recommendation from the Road Department to award bid for the Jimmy Mayfield Boulevard Widening Project as bid by Mallett Consulting, Inc. to Southeastern Site Development, Inc. based on them being the low bidder on their total project price for this work. A copy of the request, identified as "Attachment No. 12", follows these minutes and is made an official part hereof.

TYLER MUNIS CONTENT MANAGER SOFTWARE APPROVED:
Approval of staff's recommendation to purchase the Tyler Munis Content Manager Software for electronic records management. This item was discussed at the Board's April 2 Workshop. A copy of the request, identified as "Attachment No. 13", follows these minutes and is made an official part hereof.

MINUTES:
Approval of minutes for Board of Commissioners' Special Called Budget Workshop meeting held on May 25, 2007.

POLICY 200.02 ADOPTED FOR GUIDELINES FOR THE IMPROVEMENT OF GRAVEL ROADS:

A. Further discussion of proposed Policy 200.02 , which would establish guidelines for the improvement of gravel roads. This item was discussed at the Board's Workshop on April 2.

Public Works Director Phil Mallon asked for the Board's consideration to adopt Policy 200.02 regarding the establishment of guidelines for the improvement of gravel roads. He noted this was a substantial change from the way it was done traditionally. He said the County used to base this on the number of parcels and now it was going to be based on a linear foot measurement. He said it was fairer to the citizens on the road as well as allowing the County to better estimate and determine costs in acquiring right-of-way.

Commissioner Frady made a motion and Commissioner Horgan seconded the motion to approve Policy 200.02 as presented. The motion carried 4-0. Commissioner Pfeifer was absent. A copy of Policy 200.02, identified as "Attachment No. 14", follows these minutes and is made an official part hereof.

ORDINANCE NO. 2008-03 ADOPTED FOR ISSUANCE OF BUILDING PERMITS TO APPLICANTS WITH OUTSTANDING STOP WORK ORDERS:

D. Further discussion of a proposed ordinance regarding the issuance of building permits to applicants with outstanding stop work orders.

County Attorney Scott Bennett asked for the Board's consideration to adopt Ordinance No. 2008-03 which was an amendment to the building code for Fayette County. He said this would authorize the building official to withhold any new permits to any applicant who has outstanding violations that would warrant such action.

Commissioner Maxwell made a motion and Commissioner Horgan seconded the motion to adopt Ordinance No. 2008-03 regarding the issuance of building permits to applicants with outstanding stop work orders. The motion carried 4-0. Commissioner Pfeifer was absent. A copy of Ordinance No. 2008-03, identified as "Attachment No. 15", follows these minutes and is made an official part hereof.

ADMINISTRATOR'S REPORT:

TOWN OF TYRONE REQUEST: Interim County Administrator Jack Krakeel remarked that the Town of Tyrone had requested to be included in the County's grinding and milling bid package for responses. He said this would give the Town of Tyrone a lower per unit cost for that type of work.

CITY OF FAYETTEVILLE REQUEST: Interim County Administrator Jack Krakeel remarked that he had received a request from the City of Fayetteville to use the County's GIS platform for the display for the City of Fayetteville GIS data. He said this allow the City to forego purchasing additional software at a substantial cost and would provide for easier access to this data. He noted that there would be intergovernmental agreements to address this at the appropriate time.

ATTORNEY'S REPORT:

CONTRACT WITH CERIDIAN BENEFITS SERVICES, INC.: County Attorney Scott Bennett asked for the Board's consideration for the Chairman to execute a contract with Ceridian Benefits Services, Inc. for Flexible Spending Accounts for employees regarding medical savings.

Commissioner Horgan made a motion and Commissioner Frady seconded the motion to authorize the Chairman to execute a contract with Ceridian Benefits Services, Inc. for flexible spending accounts for employees. The motion carried 4-0. Commissioner Pfeifer was absent. A copy of the contract, identified as "Attachment No. 16", follows these minutes and is made an official part hereof.

TIMBERING CONTRACT FOR LAKE MCINTOSH: County Attorney Scott Bennett asked for the Board's consideration for the Chairman to execute a contract with McIntyre Lumber Company, Inc. for the timber harvesting at Lake McIntosh.

Commissioner Frady made a motion and Commissioner Horgan seconded the motion to authorize the Chairman to execute a contract with McIntyre Lumber Company, Inc. for the timber harvesting at Lake McIntosh. The motion carried 4-0. Commissioner Pfeifer was absent. A copy of the contract, identified as "Attachment No. 17", follows these minutes and is made an official part hereof.

STAFF REPORTS:
None.

BOARD REPORTS:
COMMISSIONER FRADY: Commissioner Frady remarked that staff had previously been directed to update the Board on the West By-Pass right-of-way purchases.

Director of Public Works Phil Mallon replied that a meeting was set up with the representative from ARC Properties next Friday. He said the County was at the point where it was ready to initiate the condemnation procedures and the representative asked for a delay until Friday, April 18th. He commented that Attorney Don Comer was handling the other issue regarding a property acquisition and he was moving forward.

COMMISSIONER HORGAN: Commissioner Horgan asked for consideration for staff to review adding churches as a permitted use to the M-1 zoning classification. The Board members said they had no problem with this request.

CHAIRMAN SMITH: Chairman Smith commented on the recent rezonings of property at the intersection of S.R. 314 and S.R. 279. He asked for consideration to have staff proceed with a review of the Land Use Plan for this intersection. The Board members said they had no problem with a review but wanted this to occur after the 30 day appeal process for the rezonings that were approved by the Board on March 27th had expired.

EXECUTIVE SESSION:
None.

ADJOURNMENT:
Commissioner Horgan made a motion and Commissioner Frady seconded the motion to adjourn the meeting at 7:40 p.m. The motion carried 4-0. Commissioner Pfeifer was absent.

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Karen Morley, Chief Deputy Clerk Jack R. Smith, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 24th day of April, 2008.

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Karen Morley, Chief Deputy Clerk