Minutes

Board of Commissioners
November 10, 2011
7:00 P.M.

Notice: A complete audio recording of this meeting can be heard by accessing Fayette County's Website at www.fayettecountyga.gov. Click on "Board of Commissioners", then "County Commission Meetings", and follow the instructions. The entire meeting or a single topic can be heard.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on November 10, 2011, at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Herb Frady, Chairman Robert Horgan, Vice Chairman Lee Hearn Allen McCarty
Commissioner Absent:	Steve Brown
Staff Present:	Jack Krakeel, County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Floyd Jones, Chief Deputy Clerk

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Call to Order, Invocation and Pledge of Allegiance.

Chairman Frady called the November 10, 2011 Board of Commissioners Meeting to Order at 7:00 p.m. Commissioner Hearn gave the Invocation and led the audience in the Pledge of Allegiance.

Acceptance of Agenda.

Commissioner Horgan moved to accept the Agenda as published. Commissioner Hearn seconded the motion. No discussion followed. The motion passed 4-0.

PRESENTATION/RECOGNITION:

1. Recognition of 911 Practitioner, Mr. Lynn Bianco.

Public Safety Director Allen McCullough and Director of Communications Cheryl Rogers introduced Mr. Lynn Bianco to the Board.

Mrs. Rogers explained that several years ago, the County began exploring ways to increase assistance at its 911 Communications Center while maintaining professional standards. She said the effort allowed for six HAM radio operators to volunteer, but that small number has decreased to only three of the original members. One of those original members who are still with the County day-in and day-out is Mr. Lynn Bianco. She stated that Mr. Bianco has begun dispatching Fire and Emergency Services, so the County is quite proud of him. She said it is always nice to have people who are interested in what the County does and who take time away from their own schedules to sit in a radio room, to learn, and to help the community. She said this is a perfect fit with the HAM radio operators. She said the Practitioners Program is unique to the State of Georgia, meaning Fayette County is once again on the cutting edge. She said she was proud of Mr. Bianco and her staff for making this volunteer effort work.

The Board recognized 911 Practitioner, Mr. Lynn Bianco, for his service to Fayette County, and Chief McCullough read a proclamation in his honor.

Mr. Bianco spoke briefly about the virtue, rewards, and opportunities available to volunteers, and he urged his fellow citizens to volunteer in some arena in life. He thanked all volunteers for making Fayette County such a unique county. A copy of this request, identified as "Attachment 1", follows these minutes and is made an official part hereof.

PUBLIC HEARING:

2. Consideration of a Packaged Beer and Wine License for Danny & Ani, LLC d/b/a Davis Country Store, 1619 SR 92 South, Fayetteville, Georgia, Ana Bradshaw Owner / Applicant. This property is located in Land Lot 247 of the 4th District, front on SR 92 South, and is zoned A-R. This is for a Change of Ownership.

Zoning Coordinator Robyn Wilson introduced Ana Bradshaw as the new owner of Davis County Store to the Board, and she informed the Board that Ms. Bradshaw had been fingerprinted, passed a background check, and that the County Attorney had reviewed the application.

No one spoke in favor of or in opposition to this request for a Change of Ownership.

Commissioner Horgan moved to approve a Change of Ownership of a Packaged Beer and Wine License for Danny & Ani, LLC, doing business as Davis County Store, 1619 SR. 92 South, Fayetteville, Georgia, Ana Bradshaw Owner/Applicant, and with said property being in Land Lot 247 of the 4th District, fronting on SR 92 South, and zoned A/R. Commissioner McCarty seconded the motion. No discussion followed. The motion passed 4-0. A copy of this request, identified as "Attachment 2", follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Rob Scogin: Mr. Scogin informed the Board that he has resided in Fayette County for 29 years, and he asked the Board to consider enacting an ordinance, similar to the County's adjoining communities, in order to curtail "saggy pants" through the indecency laws already in place. He said he first through saggy pants was just a fad, but it now appears that the fad will not go away unless the people stop it. He added that saggy pants are not allowed in Fayette County schools, and he hoped the Board and the citizens could be proactive about this issue.

Tricia and Steve McCarney: Mrs. Tricia McCarney said that she supported Mr. Scogin's comments, and that the people are tired of seeing saggy pants as well. She said she would be cited if she walked down the streets dressed as some of the kids and young adults dress who walk down the streets with saggy pants hanging down. She said she did not want Fayette County to have an influx of saggy pants on the streets, and she asked if the Board would consider implementing regulations, similar to efforts taken by the City of Newnan, and already in place in the City of Jonesboro. She said she is a Christian woman, and it is offensive to see saggy pants. Mr. Steve McCarney added that he agreed with his wife's comments, and that the saggy pants were offensive to him, his wife, and other community members.

Randy Ognio: Mr. Ognio thanked County Administrator Jack Krakeel for information that he sent earlier that answered some questions that he had. He questioned Consent Agenda Item 9, saying that it amazed him that the County does road projects with the City with the assumption that it is the cheapest way to accomplish the projects. He said even though the work was being done for the City of Fayetteville, and the City would pay for the material, that he remained amazed that the government just assumes they can do the work cheaper than anyone else can. He said he was glad to read that Fayette County received three bids associated with Consent Agenda Item 10, and another five bids for Consent Agenda Item 11, and that this effort was a lot better than what the County has previously being doing. He next spoke about Old Business Item 13, and he said to put a tower at a fire station should not be county business, and that if the communication companies wanted to place a tower in that area they should go to a private property to do so. He asked if something happened to the septic system at Fire Station 1, and the septic lines had to be rerouted around a tower in the way, then the citizens would pay the bill for the additional work.

Charles Culp: Mr. Culp said he wanted to reiterate the concerns expressed earlier about the clothing worn by some of the "young folks in town", and especially at the Fayetteville Pavilion. He said if you go to the Wal-Mart in Fayetteville, the clothes worn by some of the young people are disgusting. He said he hated to see Fayette County be dragged down the gutter because of something that could have been prevented.

Chairman Frady said the Board was glad to hear his opinion on the issue, and he asked if Mr. Culp had gone to Fayetteville City Hall about this issue since the Pavilion is in the City of Fayetteville. Mr. Culp said that his concern was also about the county since it is not limited to the City. He asked for the citizens and the Board to do their part, and to enact an ordinance regulating saggy pants in Fayette County.

CONSENT AGENDA:

Commissioner Horgan moved to approve Consent Agenda Items 3-12. Commissioner Hearn seconded the motion. No discussion followed. The motion passed 4-0.

3. **Approval of staff's request to work with Merchant Capital in order to partially refund the Water System's Revenue Bonds, Series 2002, which aggregate an outstanding balance of $19,600,000, and to issue additional bonds for the Water System's Magnetic Ion Exchange Project. A copy of this request, identified as "Attachment 3", follows these minutes and is made an official part hereof.**

4. **Approval of staff's recommendation to implement a proposed Grant Management Policy. A copy of this request, identified as "Attachment 4", follows these minutes and is made an official part hereof.**

5. **Approval of staff's request to utilize $3,325 from the County's Fund Balance to purchase a replacement radio used to activate an Early Warning Weather Siren on Ellis Road. A copy of this request, identified as "Attachment 5", follows these minutes and is made an official part hereof.**

6. Approval of staff's request to accept donations, from various sources, to the Department of Fire and Emergency Services, to increase the Fire Fund's Donations-Miscellaneous Revenue Account by $1,320 and to increase the Fire Fund's Food / Catered Meals Expense Account by $1,320 in order to account for the donations. A copy of this request, identified as "Attachment 6", follows these minutes and is made an official part hereof.

7. Approval of staff's request to transfer the remaining $126 from the Fire Fund's Fiscal Year 2011 Donations Revenue Account to the current Fiscal Year 2012 Donations Revenue Account. A copy of this request, identified as "Attachment 7", follows these minutes and is made an official part hereof.

8. Approval of the Sheriff's Office request to amend the Overtime Budget for the Fayette County Sheriff's Office- Criminal Investigations Division by $487.49 for reimbursement for employees assigned to work with various Federal agencies. A copy of this request, identified as "Attachment 8", follows these minutes and is made an official part hereof.

9. Approval of staff's request to enter into an Intergovernmental Agreement between Fayette County and the City of Fayetteville, allowing for the County to resurface Johnson Avenue, Lakepoint Lane, and Lakeland Circle with the City of Fayetteville; and authorization for the Chairman to execute said agreement. A copy of the request and Intergovernmental Agreement, identified as "Attachment 9" follow these minutes and are made an official part hereof.

10. Approval of staff's request to award Bid #P798- Sports Lighting to Donald Camp Electric in the amount of $390,980; and authorization for the Chairman to sign the contract and other related documents contingent upon the County Attorney's review. A copy of this request, identified as "Attachment 10", follows these minutes and is made an official part hereof.

11. Approval of staff's request to award Bid #799 to low bidder Natural Enclosures Fence Company, in the amount of $26,500, in order to replace the fence at Brooks Park Field #2, and authorization for the Chairman to sign the contract and other related documents contingent upon the County Attorney's review. A copy of this request, identified as "Attachment 11", follows these minutes and is made an official part hereof.

12. Approval of the October 13, 2011 Board of Commissioners Minutes, the October 27, 2011 Board of Commissioners Minutes, and the November 2, 2011 Board of Commissioners Workshop Minutes.

OLD BUSINESS:

13. Further consideration of a request from the Department of Fire and Emergency Services regarding placement of a cellular monopole tower on the site of Fire Station No. 1.

Public Safety Director Allen McCullough and Deputy Fire Chief Tom Bartlett addressed the Board about this request.

Chief McCullough reminded the Board that this request had first been considered by the Board during its October 2011 Workshop Meeting and then again at the November 2011 Workshop Meeting. During those meetings, the Board directed staff to obtain further information, and that now, based on the available information, staff was ready to recommend that the Board authorize staff to proceed into contract negotiations

with Message Center Management. He explained that Message Center Management is willing to provide Fayette County $5,000 upon signing the contract, and to guarantee $1,300 a month in addition to a 20% collection fee. He explained the cell tower would be a 120' monopole, and that the needed land was approximately 1,200 square feet. He said there was a ten-year projection for the Fire Services budget, and that this recommendation would provide the County approximately $178,000 for that ten-year period. Chief Bartlett added that this tower would not interfere with the operations of the fire station. Discussion followed.

Commissioner McCarty moved to approve the request from the Department of Fire and Emergency Services to enter into contract negotiations with Message Center Management in order to place a cellular monopole tower on the site of Fire Station Number 1, and to authorize the Chairman to sign the forthcoming contract contingent upon the County Attorney's review. Commissioner Horgan seconded the motion. No discussion followed. The motion passed 4-0. A copy of the request, identified as "Attachment 12", follows these minutes and is made an official part hereof.

ADMINISTRATOR'S REPORTS:

Fiscal Year (FY) 2011 Emergency Operations Center (EOC) Grant Program: County Administrator Jack Krakeel informed the Board and the public that Fayette County has been awarded a grant, through the Office of the Governor and the Federal Emergency Operations Center Grant Program, for $950,000. He said that staff has worked long and diligently in an effort to secure the grant funding. He explained that only $12 million was available for this year's grant program, and that Fayette County was the only county in the entire Southeast that was awarded a grant. He continued that Fayette County is also one of the only counties that received up to $1 million; most other grants were substantially less than what Fayette County was awarded. He congratulated staff for their hard work, and he said if it were possible for a grant to receive a score of "perfect 10", then Fayette County scored a "perfect 10". He closed saying this grant would go a long way to assisting the County in building the Emergency Operations Center, which has been a longstanding Public Safety priority for many years, and that this grant funding would lessen the tax burden on the citizens.

COMMISSIONERS' REPORTS:

Commissioner McCarty: Commissioner McCarty said he was glad to hear from some of the citizens in Fayette County who oppose those who wear their clothing below certain areas of the human anatomy. He then told the Board that he was against saggy pants for several reasons, since they were unattractive, the style was a detriment to younger people in the Fayette Community, and since, based on experience, it "usually leads to incentives for people who don't mind looking in your car [and] grabbing your pocketbook." He said he wanted Fayette County to enact an ordinance that would curtail the wearing of baggy pants in the community. Chairman Frady directed the County Attorney to review the issue and to return to the Board with his findings.

Commissioner McCarty also updated the Board concerning his mother-in-law who recently fell and broke her hip. He said the care received by the County's Public Safety services was excellent and flawless, and that his mother-in-law is home recovering.

ADJOURNMENT:

Commissioner Hearn moved to adjourn the November 10, 2011 Board of Commissioners Meeting. Commissioner McCarty seconded the motion. No discussion followed. The motion passed 4-0.

Floyd L. Jones, Chief Deputy Clerk

Herbert E. Frady, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 15th day of December 2011.

Floyd L. Jones, Chief Deputy Clerk