



Action Agenda

Board of Commissioners
April 4, 2012
3:30 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Wednesday, April 4, 2012, at 3:30 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
Steve Brown
Lee Hearn
Allen McCarty

Staff Present:

Jack Krakeel, County Administrator
Scott Bennett, County Attorney
Karen Morley, Chief Deputy Clerk

Chairman Frady called the meeting to order.

Acceptance of Agenda: Commissioner Brown made a motion to approve the agenda as presented. Commissioner Horgan seconded the motion. The motion carried 5-0.

Presentation:

1. Presentation by the Atlanta Regional Commission staff regarding the Transportation Investment Act.

Director of Public Works introduced Cain Williasmon of the Atlanta Regional Commission who presented a power point presentation regarding the Transportation Investment Act and the referendum scheduled for a vote on July 31, 2012.

Old Business:

1. Discussion of proposed amendments to the Fayette County Code of Ordinances, Chapter 20. Zoning Ordinance, Article III. Definitions, Article IV. Establishment of Districts, Article VI. District Use Requirements, Article VII. Conditional Uses, Nonconformances, Transportation Corridor Overlay Zone, Commercial Development Standards and Land Use Element (Future Land Use Map and Narrative of the Comp Plan regarding Nonconforming Lots..

Director of Zoning Dennis Dutton presented this item for discussion and a review of the proposed amendments, it was the consensus of the Board to move this item forward in the public hearing process and come back to the Board at a future meeting for consideration.

2. Discussion of proposed amendments to the Fayette County Code of Ordinances, Chapter 20. Zoning Ordinance, Article III, V, VI, VII, IX and XI.

Director of Zoning Dennis Dutton presented this item for discussion and after a review of the proposed amendments, it was the consensus of the Board to move this item forward in the public hearing process and come back to the Board at a future meeting for consideration.

3. Discussion of the process for recommending a firm for development of the architectural and engineering drawings, construction specifications and bid proposal documents for the proposed new Fire Station No. 3.

Director of Public Safety Allen McCullough and Chief Tom Bartlett presented this item to the Board and after a brief discussion, Mr. McCullough said it was staff's recommendation to award Proposal #P817 for Fire Station Architectural services to The Howell Group. He said this item was only for discussion purposes tonight and it would come back to the on April 12, 2012 for consideration by the Board.

4. Discussion of information and detailed cost analyses for repair/modification work to bring the old Jail building back into operation.

Major Charles Cowart of the Sheriff's Office presented this item to the Board for discussion. After some discussion, County Administrator Jack Krakeel recommended that all of the alternatives that have been discussed today be researched and then presented in a budget workshop meeting. He said at that time a decision could be made as to what year the Board would implement any or all of the alternatives.

Chairman Frady called for a short recess at 5:50 p.m. He reconvened the meeting back to session at 6:00 p.m.

NEW BUSINESS:

1. Discussion of request by the Cooperative Extension Office to build a permanent shade structure next to the Intern Garden behind the Administrative Complex building for the purpose of education in an outdoor classroom setting.

Kimberly Jackson of the Fayette County Extension Office presented this item for discussion and it was the consensus of the Board to proceed with the process of gathering materials and blueprints for the construction of this structure and bring it back to the Board at a future meeting for consideration.

2. Discussion regarding the completion of the third floor of the Justice Center.

Chairman Frady said he had suggested this item be placed on the agenda for discussion. He said Consulting Engineer David Jaeger of Mallett & Associates, Inc. would be reviewing information regarding the third floor with the Board. After some discussion, County Administrator Jack Krakeel recommended a spatial analysis be done for the exact needs for the third floor in terms of current staff at the Administrative Complex and how that scenario would work.

Administrator's Reports: County Administrator Jack Krakeel said he had received the actuarial valuation from GEBCorp regarding the county's Defined Benefit Plan as of January 1, 2012. He said he was pleased to report that as of that date the County's asset to liability ratio now stands at 118%. He noted that 100% was considered fully funded. He said the recommended contribution to the County's plan was \$732,000 which is 2.3% of salary as opposed to the historical 2.5% of salary that has been contributed. He said it was his recommendation that the Board continue its historical posture of contributing 2.5% and he felt that was a prudent fiscal decision. He said the required contribution in order to maintain the financial strength of the plan was actually 0%. He said it was his recommendation for the Board to continue as it had which would lead to the target funding ratio which should be 125%. He felt this would put the County's plan in the top tier of Defined Benefits Plan in terms of funding and asset values versus accrued liability.

Attorney's Reports: None.

Commissioners Reports: Commissioner Brown questioned with the latest judicial ruling on the districts what districts were going to be used for the upcoming election.

County Attorney Scott Bennett said technically there were no districts right now. He said the County had a court order that says the old districts cannot be used and the new districts must be used which is the map that the Board approved. He said the County cannot implement those districts until the Justice Department says that they get pre-clearance on them. He said the packet with those districts has been sent to the Justice Department and now the County was waiting on Mr. Holder and his staff to tell the County that the map can be used. He said he expected that this would take approximately six weeks for them to make a decision. He said the Justice Department has sixty days to respond and if the County did not have a decision, the County would probably go back to the judge and asked him to stay the qualifying until the Justice Department makes a decision. He said the worst case scenario would delay qualifying until the County receives the Justice Department's approval back on pre-clearance. He said right now he would expect something back in six weeks which would be before the qualifying period. He said he fully anticipated that the maps that the Board passed by resolution to use were part of the Consent Order. He said he could not say for certain that would happen until the Justice Department makes a ruling.

Commissioner Brown questioned what would occur if the Justice Department did not make its ruling in the time expected and a stay had to be put on qualifying, would there be a pre-determined period of time that absolutely would have to occur between qualifying and an election and would this affect an election.

Attorney Bennett replied that the judge could set that by Order. He felt the judge had recognized that the County's prior three district map was not in any sort of balance and determined that the county could not use that map. He said he was not sure if this would affect the date of the election that is scheduled for July 31, and he would ask the County's Attorneys who specialize in election law for an answer to that question. He said no one had mentioned this as a concern and he did not foresee that situation. He said he would ask the attorneys for their opinion on that question.

Adjournment: Commissioner Hearn made a motion to adjourn the meeting at 6:30 p.m. Commissioner Horgan seconded the motion. The motion carried 5-0.