



Action Agenda

Board of Commissioners
December 5, 2012
3:30 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on December 5, 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
Floyd Jones, County Clerk

Call to Order.

Chairman Frady called the December 5, 2012 Board of Commissioners Workshop meeting to order at 3:33 p.m. Commissioner Brown was not present for the meeting when it was called to order.

Acceptance of Agenda.

Commissioner Hearn moved to accept the Agenda as published. Commissioner Horgan seconded the motion. No discussion followed. The motion passed 4-0-1 with Commissioner Brown being absent.

PROCLAMATION / RESOLUTION:

1. Presentation of the "Santa for a Senior" Proclamation.

Commissioner Horgan read the "Be a Santa for a Senior" Proclamation. The Board did not take official action on this matter.

Commissioner Brown arrived to the meeting just after the proclamation was read.

NEW BUSINESS:

1. **Discussion concerning the future use of space vacated by the Chamber of Commerce in the Historic County Courthouse.**

The Board directed staff to explore the possibility of sharing the first floor of the Historic County Courthouse with both Main Street Fayetteville and the Fayette County Extension Service. The Board did not take official action on this item.

2. **Discussion of appointing the 2013 Fayette County Legislative Coordinator.**

The Board consented to appoint Commissioner Allen McCarty as the 2013 Fayette County Legislative Coordinator until January 1, 2013. The Board took no formal action on this item.

3. **Discussion of the Board of Health's recommendation to approve body art fees.**

The Board directed staff to place the recommendation to approve body art fees on the December 13, 2012 Agenda for formal consideration. The Board took no formal action on this item.

4. **Discussion of staff's recommendation to award Proposal #P852 Sports Lighting to M. Gay Contractors, Inc. in the amount of \$325,000.00.**

The Board directed staff to place staff's recommendation to award Proposal #P852 Sports Lighting to M. Gay Constructors, Inc. in the amount of \$325,000.00 on the December 13, 2012 Agenda for formal consideration. The Board took no formal action on this item.

5. **Discussion of staff's request to utilize county property located on McDonough Road for additional space to store and stockpile materials used in the Road Department's daily operations.**

The Board consented to staff's request to utilize county property located on McDonough Road for additional space to store and stockpile materials used in the Road Department's daily operations. The Board took no formal action on this item.

6. **Update on current SPLOST projects in Fayette County.**

Public Works Director Phil Mallon updated the Board on current SPLOST projects in Fayette County. The Board gave no direction and took no formal action on this item.

ADMINISTRATOR'S REPORTS:

Appointments to the Library Board: Interim County Administrator informed the Board that the County received two notices of resignation from the Library Board from both Ms. Dortha Stinson and Ms. Jeanette Ballard. He noted that their terms expire at the end of the year. He informed the Board that two other individuals have formally submitted letters of interest to Fayette County to be appointed to the Library Board. The Board directed staff to issue public notifications for these positions similar to what was agreed with recent open positions.

Appointments to the Planning Commission and Zoning Board of Appeals: Interim County Administrator Jack Krakeel informed the Board that the Planning Commission has two terms that are expiring at the end of the year, and that those two terms are currently occupied by Mr. Al Gilbert and Mr. Jim Graw. He said both men have been long-term members of the Planning Commission. He continued that one member of the Zoning Board of Appeals, Mr. Bill Beckwith, will also have a term which will expire by the end of the year. He reported that all three of the individuals have expressed a desire to continue in their current capacities. The Board consented to not issue press releases for these positions.

Heritage Christian Church: Interim County Administrator Jack Krakeel reminded the Board that he had emailed each Commissioner earlier in the day about an interview that was conducted by Building Permits and Inspections Director Joe Scarborough and WSB-TV concerning the building official's determination with respect to Heritage Christian Church's "A Dickens Village" display. He briefly explained the county's position, stated that he has requested information from Mr. Scarborough on the matter, and that the information would be provided to the Board. Commissioner Brown requested that the information be emailed to him and other Board members, and Mr. Krakeel agreed to the request.

Executive Session: Interim County Administrator Jack Krakeel announced he needed to discuss litigation in Executive Session.

ATTORNEY'S REPORTS:

Executive Session: County Attorney Scott Bennett reported he needed to discuss litigation, personnel, and property acquisition with the Board in Executive Session.

COMMISSIONERS' REPORTS:

Chairman Frady: Chairman Frady asked for another personnel item to be discussed in Executive Session just in case there are two personnel items under consideration.

EXECUTIVE SESSION:

Executive Session: Commissioner Hearn moved to recess into Executive Session. Commissioner Horgan seconded the motion. The motion passed unanimously.

The Board recessed into Executive Session at 4:29 p.m. and returned to Open Session at 5:00 p.m.

Chairman Frady asked the record to show that the Board discussed litigation, personnel, and property acquisition matters. He said the Board provided instruction to staff and that Board would take action on a personnel matter.

Commissioner Horgan moved to reconsider his motion from the last Board of Commissioners meeting. Commissioner McCarty seconded the motion. The motion passed unanimously.

Commissioner Horgan moved to terminate County Attorney Scott Bennett's contract immediately and provide him his severance package in a lump sum form. Commissioner McCarty seconded the motion. The motion passed 3-2 with Commissioner Brown and Commissioner Hearn voting in opposition.

Commissioner Horgan moved to make Scott Bennett the Interim County Attorney and to allow Jack Krakeel to negotiate with him for the balance of the remainder of the year for his fees and pay. Commissioner McCarty seconded the motion. The motion passed 4-1 with Commissioner Brown voting in opposition.

ADJOURNMENT:

Commissioner Brown moved to adjourn the December 5, 2012 Board of Commissioners meeting. Commissioner McCarty and other seconded the motion. The motion passed unanimously.

The Board of Commissioners adjourned its December 5, 2012 Workshop meeting at 5:05 p.m.

Floyd L. Jones, County Clerk