

BOARD OF COUNTY COMMISSIONERS

Randy Ognio, Chairman
Charles W. Oddo, Vice Chairman
Edward Gibbons
Eric K. Maxwell
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator
Dennis A. Davenport, County Attorney
Tameca P. White, County Clerk
Marlena Edwards, Deputy County Clerk

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

MINUTES

April 23, 2019

2:00 p.m.

Welcome to the meeting of your Fayette County Board of Commissioners. Your participation in County government is appreciated. All regularly scheduled Board meetings are open to the public and are held on the 2nd and 4th Thursday of each month at 6:30 p.m.

Call to Order

Chairman Randy Ognio called the April 23, 2019 Board of Commissioners meeting to order at 2:03 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Chairman Randy Ognio

Chairman Randy Ognio offered the Invocation and led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Vice-Chairman Charles Oddo moved to accept the agenda as written. Commissioner Gibbons seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

PUBLIC HEARING:

Community Development Director Pete Frisina read the Introduction to Public Hearings for the Rezoning of Property.

- 1. Consideration of Petition No. 1282-19, Jean S. King, Alfred L. King, Jr, Charles W. King, Jerry F. King, Owners, and Randy Boyd, Agent, request to rezone 19.5 acres from A-R to R-50; property located in Land Lot 60 of the 5th District, and fronts on Old Senoia Road.**

Mr. Frisina stated that the hearing was for Petition No. 1282-19, Jean S. King, Alfred L. King, Jr, Charles W. King, Jerry F. King, Owners, and Randy Boyd, Agent, request to rezone 19.5 acres from A-R to R-50; property located in Land Lot 60 of the 5th District, and fronts on Old Senoia Road. Pete Frisina Community Development Director stated that this petition was approved by both staff and the Planning Commission.

Randy Boyd the applicant's agent/representative stated that the property was approximately 19.5 acres and was currently zoned AR. He stated that the request was to rezone the property to AR-50 which is a minimum one acre lot, with a house size of 2100 sq. ft. He stated that the property was a heavily wooded area and that the waterline ran alongside the east side of Old Senoia Road so water connection would be available. Mr. Boyd stated that Old Senoia Road was classified as a collector street and as a result would require an additional 10 ft. of right-of-way. Mr. Boyd stated that the request was approved by the Planning Commission.

John Hewett real estate agent for the King Family stated that the family had owned the property for over 50 years, with intentions to develop the land. He continued stating that Mr. King had passed away and Mrs. King was elderly and needed long term care. Mr. Hewett stated that the King Family felt that the builder/developer would build homes compatible to the area and develop it nicely.

No one spoke in opposition.

Randy Boyd stated that the petition did conform to the County's comprehensive land use plan with one acre lots.

Vice-Chairman Oddo moved to approve Petition No. 1282-19, Jean S. King, Alfred L. King, Jr, Charles W. King, Jerry F. King, Owners, and Randy Boyd, Agent, request to rezone 19.5 acres from A-R to R-50; property located in Land Lot 60 of the 5th District, and fronts on Old Senoia Road. Commissioner Gibbons seconded. The motion passed 5-0.

CONSENT AGENDA:

Vice-Chairman Oddo moved to accept the Consent Agenda as written. Commissioner Gibbons seconded. The motion passed 5-0.

2. **Approval of the recommended 2019 Budget Amendments related to Jail Surcharge for \$40,000, Workers' Compensation for \$230,000 and Dental Funds for \$40,000.**
3. **Approval of staff's request to sign an Agreement for Use of Fuel Site between Fayette County Board of Commissioners and the Fayette County School District.**
4. **Approval to accept a donation by FOX TV of a park bench and plaque for Kenwood Park to Honor U.S. Army Veteran Reuben Bussey and Family.**
5. **Approval of Resolution 2019-06 to adopt the Fayette County 2018 Annual Report on Fire Services Impact Fees (FY2018), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2019-FY2023).**
6. **Approval of Ordinance 2019-03 to add a new definition to Section 102-19, "Definitions", Division 1 of Article II of Chapter 102, to provide a definition for the term "agent" and "authorized agent".**
7. **Approval of the April 5, 2019 Board of Commissioners Retreat Minutes.**
8. **Approval of the April 11, 2019 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

9. **Consideration of the Planning Commission Selection Committee's recommendation to the reappoint Al Gilbert to the Planning Commission for a term beginning January 1, 2019 and expiring December 31, 2021.**

Vice-Chairman Oddo moved to approve Planning Commission Selection Committee's recommendation to the reappoint Al Gilbert to the Planning Commission for a term beginning January 1, 2019 and expiring December 31, 2021. Chairman Ognio seconded. The motion passed 5-0.

10. **Consideration of the Planning Commission Selection Committee's recommendation to the appoint Arnold Martin to the Planning Commission for a term to beginning January 1, 2019 and expiring December 31, 2021.**

Commissioner Gibbons moved to approve the Planning Commission Selection Committee's recommendation to the appoint Arnold Martin to the Planning Commission for a term to beginning January 1, 2019 and expiring December 31, 2021. Vice-Chairman Oddo seconded. The motion passed 5-0

11. Consideration of staff's recommendation to approve an Intergovernmental Agreement (IGA) between Fayette County and the Fayette County Board of Education for the construction of the 2017 Transportation SPLOST project 17TAB Kenwood Road School Zone.

Public Works Director Phil Mallon stated that in 2017, the citizens of Fayette County voted to enact a Special Purpose Local Option Sales Tax (SPLOST) to preserve and improve infrastructure throughout the unincorporated area of Fayette County. The Kenwood Road School Zone was listed as a SPLOST transportation infrastructure preservation and improvement project. Mr. Mallon stated that this proposed project would improve the safety and operation of Kenwood Road providing turn lanes and extending the car-rider loop. These changes would reduce the risk of rear-end collisions and reduce delays to thru traffic on Kenwood Road. Mr. Mallon added that the proposed project layout and terms of the intergovernmental agreement (IGA) have been reviewed by the Board of Education and they are supportive of the partnership. He continued stating that the total estimated cost was \$424,108.59; with the County's estimated share being \$246,144.17 and the school district's estimated share being \$177,964.42. Mr. Mallon stated that the project was priced so that it could be outsourced; however, the intent was to have majority of the work performed in-house via the County's Road Department potentially this summer. Mr. Mallon acknowledged both Courtney Hassenzahl Environmental Management project manager and engineering lead Joe Robinson for their hard work in this project.

Commissioner Maxwell stated that it looked as if the initial 2017 SPLOST estimate for this project was generous and we budgeted \$600,000, but the County's estimated cost will only be \$246,144.17.

Mr. Mallon stated that assessment was correct. He stated that from a cash flow standpoint the County would put out more but would be reimbursed by Fayette County Board of Education. Mr. Mallon stated that once the project was completed it would hopefully be under budget and those remaining funds could be reallocated.

Commissioner Maxwell reiterated that as a result of being under budget, those remaining funds would be reallocated to help fund other SPLOST projects.

Mr. Mallon stated that some of those saving can be attributed to the Fayette County Board of Education and that this project was an example of collaborative efforts between the County and the Board of Education.

Chairman Ognio expressed his appreciation for the Fayette County Public Works department for their efforts in developing this project and a job well done.

Commissioner Gibbons moved to approve an Intergovernmental Agreement (IGA) between Fayette County and the Fayette County Board of Education for the construction of the 2017 Transportation SPLOST project 17TAB Kenwood Road School Zone. Vice-Chairman Oddo seconded. The motion passed 5-0.

PUBLIC COMMENT:

Speakers will be given a five (5) minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Speakers must direct comments to the Board. Responses are reserved at the discretion of the Board.

Douglas Brantley, Fayetteville, stated that he came to update the Board that he was still having issues with storm water runoff, drainage and flooding at his home and his neighbors' home, which the County needed to help with correcting permanently.

ADMINISTRATOR'S REPORTS:

Mr. Rapson stated that there will not be a meeting on Thursday, April 25th. The Board along with some department heads will be attending training at the ACCG Annual Conference in Savannah, Georgia, which was why Board meeting was scheduled for Tuesday, April 23rd.

ATTORNEY'S REPORTS:

Notice of Executive Session: Assistant County Attorney Patrick Stough stated that there was the review of the Executive Session minutes for April 5, 2019 and Executive Session minutes for April 11, 2019.

COMMISSIONERS' REPORTS:

Commissioner Rousseau

Commissioner Rousseau expressed his appreciation and extended accolades that he received from residents to the Fayette County Public Works, specifically, the Roads department for their attention and responsiveness to concerns on Kite Lake Road.

Commissioner Rousseau also expressed his appreciation for coordination efforts between County staff with FOX Live and the Bussey Family. Commissioner Rousseau stated that the Bussey family utilized the Kenwood Park frequently and FOX wanted to donate a park bench with plaque at Kenwood Park as a constant and forever reminder of his dedication to our country. He added that he was happy the County was able to meet this request in recognition of his service.

Chairman Ognio

Chairman Ognio reminded citizens that if they have a birthday at the end of May, to get their vehicle tags early because the State would be upgrading the tag computer system on May 21-29.

Chairman Ognio stated that he had been approached by a citizen who was interested in hosting a Georgia Constitution Convention. Chairman Ognio continued stating it was something he had researched and could bring to the Board as an item for discussion in the future.

EXECUTIVE SESSION:

Notice of Executive Session: Assistant County Attorney Patrick Stough stated that there was the review of the Executive Session minutes for April 5, 2019 and Executive Session minutes for April 11, 2019.

Review of the Executive Session minutes for April 5, 2019 and Executive Session minutes for April 11, 2019: Vice-Chairman Oddo moved to go into Executive Session. Commissioner Gibbons seconded. The motion passed 5-0.

The Board recessed into Executive Session at 2:34 p.m. and returned to Official Session at 2:39 p.m.

Return to Official Session and Approval to Sign the Executive Session Affidavit: Chairman Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Vice-Chairman Oddo seconded. The motion passed 5-0.

Approval of the April 5, 2019 Executive Session Minutes: Chairman Ognio moved to approve the April 5, 2019 Executive Session Minutes. Vice Chairman Oddo seconded. The motion passed 5-0.

Approval of the April 11, 2019 Executive Session Minutes: Chairman Ognio moved to approve the April 11, 2019 Executive Session Minutes. Vice Chairman Oddo seconded. The motion passed 5-0.

ADJOURNMENT:

Vice-Chairman Oddo moved to adjourn the April 23, 2019 Board of Commissioners meeting. Commissioner Gibbons seconded the motion. The motion passed 5-0.

The April 23, 2019 Board of Commissioners meeting adjourned at 2:40 p.m.

Marlena Edwards, Deputy County Clerk

Randy C. Ognio, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 9th day of May 2019. Referenced attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Deputy County Clerk