



BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Robert Horgan
Peter Pfeifer



STAFF

Christine Venice, County Admin.
William R. McNally, Attorney
Carol Chandler, Executive Asst.
Peggy Butler, Executive Assistant
Karen Morley, Chief Deputy Clerk



MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA



MEETING TIMES

1st Wednesday each month at
3:30 p.m.
2nd and 4th Thursday each month
at 7:00 p.m



COMMISSION OFFICE

Administrative Complex
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The Agenda of Actions

BOARD OF COMMISSIONERS

July 13, 2006

7:00 P.M.

Chairman Dunn called the meeting to order, offered the Invocation and led the pledge to the Flag.

PUBLIC HEARING:

- A. Consideration of an On-Premise Consumption Pouring Permit for Beer, Wine, and Distilled Spirits for Sequoia Golf Whitewater, LLC d/b/a Whitewater Creek Country Club, 175 Birkdale Drive, Fayetteville, Georgia. Sequoia Golf Whitewater, LLC, Owner and Joseph Guerra, Applicant. This property is located in Land Lot 225 of the 4th District and Land Lot 2 of the 6th District, fronts on Birkdale Drive, and is zoned PUD-PRD. This request is for a Change of Ownership only.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE ON-PREMISE CONSUMPTION POURING PERMIT FOR BEER, WINE AND DISTILLED SPIRITS FOR SEQUOIA GOLF WHITEWATER. THE MOTION CARRIED 5-0.

OLD BUSINESS:

- B. Judge Chris Edwards to discuss wireless internet at the Justice Center.

THE BOARD TOOK NO ACTION ON THIS MATTER.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 5-0.

1. Approval of recommendation to approve Siemens' proposal for a 3 year contract to continue HVAC maintenance in the Sheriff's Department Buildings A and B and to authorize the Chairman to execute a subsequent contract; and to approve a budget adjustment to add \$12,432 to the Sheriff's Administrative FY'07 Building Maintenance Account.
2. Approval of Elections' request for a budget adjustment for FY'06 to transfer \$388 of unused budget funds in Lodging and Meals to Overtime Regular Account to cover cost of the March Special Election.
3. Approval of Commissioners' request for a budget adjustment for FY'06 to transfer \$2,400 of unused budget funds in Lodging and Meals to Pension Match Accounts.
4. Approval of Water Committee's recommendation to award the annual waterline contract to the low bidder Shockley Plumbing, Inc. in the amount of \$1,124,340.

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5. Consideration of approval for the specified streets in Platinum Ridge Subdivision, Autumn Lake Estates, and Oakley Estates to be authorized for the use of motorized cart travel per Ordinance 95-10. Streets in Platinum Ridge Subdivision include Diamond Pointe and Platinum Ridge Point; Streets in Autumn Lake Estates include Village Lake Court and Autumn Lake Court; and Streets in Oakley Estates include Riveroak Drive.
6. Approval of minutes for Board of Commissioners meeting held on June 22, 2006.

PUBLIC COMMENT:

Members of the public are allowed up to five minutes each to address the Board on issues of concern other than those items which are on this evening's agenda.

Connie Biemiller: Connie Biemiller, 480 Lees Lake Road, Fayetteville remarked on the very strong onion odor that was occurring in her area.

Earl Hindman: Earl Hindman said he was the Vice President of the Fife Community Association. He expressed concern over the strong odor coming from a nearby plant.

Dennis Chase: Dennis Chase, 290 Crabapple Road, Fayetteville said he was the President of the Line Creek Homeowners Association. He remarked on several soil samplings that had been taken above and below the sewage treatment plant during the last couple of years.

Pete Nelms: Emergency Management Coordinator for Fayette County Captain Pete Nelms remarked on the odor occurrence and the County's response to it.

Allen McCullough: Deputy Chief Allen McCullough of Fire and Emergency Services remarked that the CDC had determined that there was no significant health hazard as a result of this odor.

Sierra Leone: Sierra Leone, a resident of Landmark Mobile Home Park commented that she had gotten sick from the odor in her area. She also expressed concern with some conditions occurring at the Mobile Home Park.

James Chichinsky: James Chichinsky, a resident of Landmark Mobile Park also expressed concerns with conditions at Landmark Mobile Home Park.

Cathy Strong: Cathy Strong, 370 Kite Lake Road, Fayetteville commented on the effects of the odor in her area and her son's health as a result of that.

Nell Smith: Nell Smith of Fairburn expressed concern with the odor coming from the sewage plant in her area.

Ben Nelms: Ben Nelms of Peachtree City remarked on the odor in the North Fayette County area and the E.P.D. test findings.

Latrice McLondon: Latrice McLondon, 4080 Castle Way, Fairburn remarked on the odor coming from the plant and the effects on her family.

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Clare Hindman: Clare Hindman, 8295 Spence Road, Fairburn remarked that a meeting would be held at the Bethany United Methodist Church at 7:00 p.m. on Wednesday, July 19th to discuss the situation of the odor occurring in her area.

Gilbert Bentley: Gilbert Bentley, 179 Milam Road, Fayetteville commented on the area where the odor was occurring and where soil samples might be taken.

STAFF REPORTS:

MOTOROLA CONTRACT FOR E-911 COMMUNICATIONS EQUIPMENT: County Administrator Chris Venice asked for the Board consideration in approving the annual maintenance renewal agreement with Motorola for E-911 communications equipment. She said this was a budgeted item and totaled \$20,500 which would require Board approval pending approval by the County Attorney's office.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO APPROVE THE ANNUAL MAINTENANCE RENEWAL AGREEMENT WITH MOTOROLA FOR E-911 COMMUNICATIONS EQUIPMENT. THE MOTION CARRIED 5-0.

HAZARD WASTE TRUST FUND: Assistant County Attorney Dennis Davenport remarked that in 2004 Fayette County had submitted to the Hazard Waste Trust Fund to receive eligible reimbursements for costs incurred for post closure care and maintenance of the landfill on First Manassas Mile Road. He said the County was eligible to receive \$262,407 and asked for the Board's consideration in authorizing the Chairman to execute the Agreement as reimbursement for the costs incurred by the County.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT FOR REIMBURSEMENT FROM THE HAZARDOUS WASTE TRUST FUND. THE MOTION CARRIED 5-0.

EXECUTIVE SESSION: Assistant County Attorney Dennis Davenport requested an executive session to discuss three legal items.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER HORGAN TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS THREE LEGAL ITEMS. THE MOTION CARRIED 5-0.

LEGAL: Attorney Davenport updated the Board on a legal item.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney Davenport updated the Board on a legal item.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney Davenport discussed a legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

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EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER HORGAN TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT THREE LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 5-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 9:30 p.m.

Karen Morley, Chief Deputy Clerk