

The Board of Commissioners of Fayette County, Georgia met in Official Session on Thursday, November 9, 2006, at 7:00 p.m. in the public meeting room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

COMMISSIONERS PRESENT: Greg Dunn, Chairman
Linda Wells, Vice Chair
Robert Horgan
Peter Pfeifer

COMMISSIONER ABSENT: Herb Frady

STAFF MEMBERS PRESENT: Chris Venice, County Administrator
William R. McNally, County Attorney
Carol Chandler, Executive Assistant
Karen Morley, Chief Deputy Clerk

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

RESOLUTION HONORING FAYETTE E-911 COMMUNICATIONS AS THE "GEORGIA 2006 CENTER OF THE YEAR":

Chairman Dunn read and the Board presented a Resolution to the Director and members of the E-911 Communications Center recognizing the Center as the "Georgia 2006 Center of the Year" by the Georgia National Emergency Number Association. A copy of the Resolution, identified as "Attachment No. 1", follows these minutes and is made an official part hereof.

Chief Jack Krakeel remarked that the recognition that was being bestowed on the E-911 center this year was the 2006 Georgia E-911 Center of the Year. He in 1995 the Board of Commissioners together with the municipalities decided to consolidate the E-911 emergency number. He said this single consolidated center provides 911 services to all of the residents in Fayette County. He remarked that in addition it provided all of the public safety communications for all public safety agencies in Fayette County. He said the operations of the Center were governed by a consolidated communications board that included all of the public safety chiefs throughout the County. He said the leadership of that board was elected on an annual basis and policy direction was provided with respect to the operation of the E-911 Center to the Director Cheryl Rogers and the Assistant Director Peggy Glaze.

Chief Krakeel remarked that in addition Fayette County was in a very unique position. He said he did not know of any other County in the State of Georgia that in addition to having a consolidated communications center had a single radio system that all agencies including government, public safety and non-public safety agencies including the Board of Education and all of the various departments that were represented throughout Fayette County with

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its various governments residing on a single radio system. He said this created true interoperability between all of the agencies in Fayette County. He said he knew of no other County that could boast that claim in the State of Georgia or even in the Southeast. He said this was due to a lot of hard work, diligent efforts and significant expenditures. He said within the past five years the Fayette County Board of Commissioners appropriated \$8 million for a new megahertz radio system which is state of the art. He said Fayette County had been the recipient of almost \$1.5 million in Federal and State grants to enhance communications here in Fayette County during the last five years and those efforts continue to occur every day.

Chief Krakeel remarked that the personnel who are present tonight not only answered emergency calls but were also responsible for dispatching the appropriate public safety agencies to those calls, monitoring those calls and monitoring the traffic and making sure that help can get to the situation. He said if things did not start right in the E-911 Center, then it did not go right out in the field. He read a letter written by the members of the Communications Board congratulating the E-911 Center staff on this great accomplishment.

Chief Krakeel stated that this was not an award that was given out very easily. He said firstly a center would have to be nominated and then ask to submit a list of accomplishments. He said those nominations were evaluated by peers and not within the State of Georgia but by a State that the National Emergency Number Association chooses which in this case was the State of South Carolina and they chose Fayette County's E-911 Center.

Chairman Dunn remarked that Fayette County had the best fire and emergency services in the State of Georgia. He said the E-911 operators were the first personnel in line to get equipment and manpower to the place that they needed to go during an emergency. He said the quality of life in Fayette County was what everyone strives for and without these personnel in fire and emergency services there would not be this quality of life for the citizens here. He thanked the personnel of fire and emergency services for the extraordinary job that they do for the County and for being awarded this achievement.

Director Cheryl Rogers commended her staff for the great job that they did every day and remarked that she was a firm believer that a leader could not be a leader without a great group of people. She remarked that the average tenure of an E-911 operator was three years and none of the staff had less than three years with Fayette County. She noted that one employee had sixteen years with Fayette County E-911.

Chairman Dunn remarked while citizens were sleeping the employees at the E-911 Center handled 900,000 calls in one year. He commended the E-911 employees again and thanked them for a tremendous job.

RESOLUTION NO. 2006-13 APPROVED FOR CAPITAL IMPROVEMENT ELEMENT AND SHORT TERM WORK PROGRAM:

Assistant Director of Planning and Zoning Tom Williams remarked that this item regarded update of the Capital Improvement Element (CIE) and the Short Term Work Program (STWP) for the imposition of impact fees for fire services and adoption of Resolution to submit to the Atlanta Regional Commission and Georgia Department of Community Affairs for review.

Mr. Williams remarked that the Resolution would be transmitted with the annual impact fee report to the Atlanta Regional Commission and the Georgia Department of Community Affairs. He said since 2001 through June 2006 a total of \$1,720,000 had been collected from impact fees for the improvements and construction of the County's fire stations. He asked for the Board's consideration in approving this matter.

Chairman Dunn remarked that this was a public hearing and asked if anyone wished to speak in favor or in opposition to this matter. Hearing none, he asked for the Board's pleasure in this matter.

Chairman Dunn commented that this was one of the annual requirements that the County had with the A.R.C. and that was to report the use of impact fees. He said very distinct rules must be followed. He said if these rules were not followed, the County could be fined and have to pay the money back with interest. He commended the Planning and Zoning Staff for doing such a great job and always having this completed ahead of schedule. He commented that just a few years ago the County did not have any impact fees and this had helped build most of the County's new fire stations. He also commended the Fire and Emergency Services Staff and the County Attorney's Office for their involvement in this process.

On motion made by Commissioner Wells, seconded by Commissioner Pfeifer to adopt Resolution No. 2006-13 approving the Capital Improvement Element and Short Term Work Program as presented. The motion carried 4-0. Commissioner Frady was absent. A copy of Resolution No. 2006-13, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

MALLETT CONSULTING, INC. APPROVED FOR PROFESSIONAL SERVICES FOR UPGRADE OF FUEL TANKS AT FLEET MAINTENANCE:

Public Works Director Lee Hearn remarked that he would like to discuss the upgrade of the fuel tanks at the Fleet Maintenance facility. He reviewed a facts summary sheet with the Board regarding the fuel island upgrade. A copy of the summary sheet, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

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Mr. Hearn remarked that in the summer of 2005 there were some critical fuel shortages. He said there was approximately a two week period where there were some problems where the Fleet facility came close to running out of fuel. He said as a result staff had put into the Fleet C.I.P. budget \$200,000 for an upgrade in the fuel storage category. He said the upgrade included 20,000 gallons of additional storage for unleaded and 20,000 gallons of additional storage for diesel fuel. He said he had gotten a quote last October for \$150,500 from Smith Equipment with staff realizing that there would be some engineering and other items attached with this. He said staff had gotten some additional engineering costs and some additional work had been done by some mechanical and electrical engineers through David Jaeger's office at Mallett Consulting. He said the revised estimate was \$330,000. He said in order for Fleet Maintenance to get the best price on fuel, a full tanker load of 7,500 gallons had to be ordered. He said when he places an order the facility has approximately four days supply in order to have room for the 7,500 gallons. He said the ordering time was very critical. He said if the Board approved the upgrade, the facility would have approximately a thirty-five day supply of unleaded fuel and there would be a forty day supply of diesel fuel when the order was placed.

Mr. Hearn remarked that he was not unable to confirm the quote of \$150,500 from the company and had not been able to get in touch with them during the last couple of days. He said he felt confident that staff could help a lot with the equipment and manpower to get the price down from \$330,000. He said within the \$150,000 quote that he had received last October, \$98,000 of that was installation. He said he estimated that half of that would be site work. He asked the Board if there were any questions.

Commissioner Horgan asked if the 10,000 gallons of fuel that were already there now would be in addition to the 20,000 or would that tanker be removed.

Mr. Hearn responded that the tanker would run parallel with the new 20,000 gallons and this would make a total of 30,000 gallons capacity.

Commissioner Horgan asked if the tanks were below ground and Mr. Hearn replied yes they were.

Chairman Dunn clarified that the request tonight was for approval of the professional services portion of the contract and Mr. Hearn agreed.

Chairman Dunn said the Board had already approved the cost for construction.

Mr. Hearn remarked that this was approved in the budget.

Chairman Dunn remarked that prices were continuing to escalate and the approved amount might have to be adjusted later on.

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On motion made by Commissioner Pfeifer, seconded by Commissioner Wells to approve the request by Public Works Director Lee Hearn to authorize Mallett Consulting, Inc. to provide professional services for the upgrade of the fuel tanks at Fleet Maintenance at a cost of \$35,650. The motion carried 4-0. Commissioner Frady was absent for the vote. A copy of the contract, identified as "Attachment No. 4", follows these minutes and is made an official part hereof.

CONSENT AGENDA: On motion made by Commissioner Wells, seconded by Commissioner Pfeifer to approve the consent agenda as presented. The motion carried 4-0. Commissioner Frady was absent for the vote.

JUVENILE OFFENDERS PROGRAM: Approval of staff's recommendation of grant award in the amount of \$5,000 for the purchase of services for Juvenile Offenders Program and authorization to execute the Grant Agreement. A copy of the Agreement, identified as "Attachment No. 5", follows these minutes and is made an official part hereof.

FEMA PRE-DISASTER MITIGATION GRANT AGREEMENT APPROVED: Approval of staff's recommendation to accept the FEMA Pre-Disaster Mitigation Grant (PDMC-PJ-GA-2006-1), and to authorize the Chairman to execute the grantee-subgrantee contract and to initiate activities associated with the buy-out process of the property and completion of grant requirements. A copy of the Agreement, identified as "Attachment No. 6", follows these minutes and is made an official part hereof.

RESOLUTION NO. 2006-14 APPROVED FOR GRANT APPLICATION FOR KELLY PARK PROJECT: Approval of Resolution No. 2006-14 authorizing the submission of a grant application for the Kelly Park Project to the Department of Natural Resources for the Recreational Trails Program. A copy of the request and Resolution No. 2006-14, identified as "Attachment No. 7", follows these minutes and are made an official part hereof.

SHERIFF'S DEPARTMENT - TRANSFER OF FUNDS: Approval of the Finance Department's recommendation for a budget adjustment to transfer funds received from Travelers Indemnity Co. in the amount of \$435.90 to the Criminal Investigation Division Vehicle Repair Services account as a result of a motor vehicle accident. A copy of the request, identified as "Attachment No. 8", follows these minutes and is made an official part hereof.

SHERIFF'S DEPARTMENT - TRANSFER OF FUNDS: Approval of the Finance Department's recommendation for a budget adjustment to transfer funds received from GEICO Insurance Company in the amount of \$65.00 to the Criminal Investigation Division Vehicle Repair Services account as a result of a motor vehicle accident. A copy of the request, identified as "Attachment No. 9", follows these minutes and is made an official part hereof.

SHERIFF'S DEPARTMENT - TRANSFER OF FUNDS: Approval of the Finance Department's recommendation for a budget adjustment to transfer funds received from GEICO Insurance Company in the amount of \$1,093.02 to the Criminal Investigation Division Vehicle Repair Services account as a result of a motor vehicle accident. A copy of the request, identified as "Attachment No. 10", follows these minutes and is made an official part hereof.

TAX REFUNDS AND TAX ABATEMENTS APPROVED: Approval of the list of tax refunds and tax abatements as recommended. A copy of the list, identified as "Attachment No. 11", follows these minutes and is made an official part hereof.

MINUTES: Approval of minutes for Board of Commissioners meeting held on October 26, 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.

There was no public comment.

STAFF REPORTS:

DIRECTOR OF E-911 COMMUNICATIONS CHERYL ROGERS: Director of E-911 Communications Cheryl Rogers asked for the Board's consideration to allow Hall County Emergency Services to use one of Fayette County's radio frequencies. She pointed out that the F.C.C. had a ruling that said radio systems using the same frequency must be separated by at least 70 miles. She said the Gainesville Fire Department in Hall County had a frequency that was the same as one of Fayette County's frequencies. She said Gainesville Fire Department was currently merging with Hall County to try to produce the same type of radio system used here in Fayette County. She said the Area 10 Radio Frequency Coordinator had asked for Fayette County's assistance. She said they were 67 miles from Fayette's frequency. She said several coverage tests had been done and there was a very, very rare possibility that Fayette and Hall Counties would interfere with one another. She said it would be more likely that Fayette would interfere with Hall than they would with Fayette's frequency but the possibility was there. She said in order for Hall County to get its system up and running, they had to have a letter signed from the Fayette

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County Board of Commissioners stating that this Board agrees to allow Hall County to use this frequency. She said they were also going to have a ten channel frequency just as Fayette County does. She said they would be using this frequency in the tenth position meaning that they would have to max out everybody in their county using this radio system before the tenth frequency was used. She said they had 900 users and Fayette County had over 1,300 users and using only six of the ten frequencies. She asked for the Board's consideration to approve a letter that she would draft to be sent to the F.C.C. stating that Fayette County would allow Hall County to use this frequency in the tenth position and if there was any interference, Hall County would have to cease and desist and give over the frequency to Fayette County. She said she had discussed this with Attorney McNally and he felt comfortable with this request.

On motion made by Chairman Dunn, seconded by Commissioner Wells to authorize the Chairman to execute a letter to the F.C.C. after approval by the County Attorney. The motion carried 4-0. Commissioner Frady was absent for the vote. A copy of the letter, identified as "Attachment No. 12", follows these minutes and is made an official part hereof.

DECEMBER 6TH BOARD OF COMMISSIONERS MEETING CANCELLED: Executive Assistant Carol Chandler remarked that there were only going to be two Commissioners who would be present at the December 6th Board meeting. She asked for the Board's consideration to cancel this meeting.

On motion made by Commissioner Wells, seconded by Commissioner Pfeifer to cancel the December 6th Board of Commissioners meeting. The motion carried 4-0. Commissioner Frady was absent for the vote.

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss one legal item.

EXECUTIVE SESSION: On motion made by Commissioner Wells, seconded by Chairman Dunn to adjourn to executive session to discuss one legal item. The motion carried 4-0. Commissioner Frady was absent for the vote.

LEGAL: Attorney McNally 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 Pfeifer to authorize the Chairman to execute the Executive Session Affidavit affirming that one legal item was discussed in executive session. The motion carried 4-0. Commissioner Frady was absent for the vote. A copy of the Affidavit, identified as "Attachment No. 13", follows these minutes and is made an official part hereof.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:15 p.m.

Karen Morley, Chief Deputy Clerk

Gregory M. Dunn, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 14th day of December, 2006.

Karen Morley, Chief Deputy Clerk