



BOARD OF COMMISSIONERS

Jack Smith, Chairman
Herb Frady, Vice-Chairman
Robert Horgan
Eric Maxwell
Peter Pfeifer



STAFF

Jack Krakeel, Interim County Administrator
Scott Bennett, County Attorney
Carol Chandler, Executive Assistant
Karen Morley, Chief Deputy Clerk
Floyd Jones, Deputy Clerk



MEETING LOCATION

Public Meeting Room
Administrative Complex
140 Stonewall Avenue
Fayetteville, GA 30214



MEETING TIMES

2nd and 4th Thursday each month at 7:00 pm



COMMISSION OFFICE

Administrative Complex
Suite 100
140 Stonewall Avenue
Fayetteville, GA 30214
Phone: (770) 305-5200
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Action Agenda

Board of Commissioners
October 9, 2008
7:00 P.M.

Call to Order, Invocation and Pledge of Allegiance.

Chairman Smith called the October 9, 2008 Board of Commissioners' meeting to order at 7:01 p.m. Commissioner Pfeifer gave the invocation. Chairman Smith led the audience in the Pledge of Allegiance.

Acceptance of Agenda.

Commissioner Horgan moved to accept the agenda as published. Commissioner Pfeifer seconded the motion. No discussion followed. The motion passed unanimously.

PRESENTATION/RECOGNITION:

A. Recognition of the Friends of Fayette County Public Library and Proclamation of October 19-25, 2008 as National Friends of Libraries Week.

Chairman Smith recognized the Friends of Fayette County Public Library and proclaimed October 19-25, 2008 as National Friends of Libraries Week.

PUBLIC COMMENT:

Mr. Mike Flynn: Mr. Mike Flynn thanked the Commissioners for approving the use of golfcarts on Sumner Road, and he thanked County staff for its efforts in attaining that approval. He also briefly spoke about the residual benefits that may be realized since the approval has been given.

Mr. Johnny Black: Mr. Johnny Black spoke about the possibility of permitting seasonal game processing in Fayette County.

CONSENT AGENDA:

Commissioner Pfeifer moved to approve Consent Agenda Items 1 and 2. Commissioner Horgan seconded the motion. No discussion followed. The motion passed unanimously.

1. Approval of staff's request to utilize reserve Library funds to purchase new hardware, software and networking equipment for the purpose of upgrading the Library's Computer Infrastructure at an aggregate cost of \$49,200.

2. **Approval of a request from 911 Communications to award Proposal #679 to Priority Dispatch Corporation to provide a new Emergency Medical Dispatch Program, training and certification for employees, and a comprehensive Quality Assurance Program, at a total cost of \$46,703.74.**

OLD BUSINESS:

- B. **Approval of staff request for Contingency Account funds in the amount of \$137,500 to pay unanticipated costs associated with soil and water mitigation and removal for the Public Works/Fleet Maintenance underground storage tank capacity upgrade project.**

Commissioner Horgan moved to approve staff's request for Contingency Account funds in the amount of \$137,500 to pay unanticipated costs associated with soil and water mitigation and removal for Public Works/Fleet Maintenance underground storage tank capacity upgrade project. Commissioner Frady seconded the motion. No discussion followed. The motion passed unanimously.

NEW BUSINESS:

- C. **Consideration of the proposed annexation from the City of Peachtree City to annex 35.001 acres, Scarbrough & Rolander Development, L.L.C., Applicants, to add said property to the Wilksmoore Village. This property is located in Land Lot 166 of the 7th District, is zoned A-R, and fronts on Wilkes Grove Church Road (off Senoia Road).**

Commissioner Maxwell moved "to object" to the proposed annexation from the City of Peachtree City to annex 35.001 acres, Scarbrough & Rolander Development, L.L.C., Applicants, to add said property to the Wilksmoore Village and to direct the Interim County Administrator to write a letter to the City Manager of Peachtree City informing him of the reason for the objection. Commissioner Frady seconded the motion. No discussion followed. The motion passed unanimously.

ADMINISTRATOR'S REPORT

There was no Administrator's Report.

ATTORNEY'S REPORT

Preparation of a Comprehensive Transportation Study: County Attorney Scott Bennett reminded the Board that it previously awarded a bid to Glatting Jackson Kercher Anglin, Inc., for the preparation of the Comprehensive Transportation Study for Fayette County. He said he had the contract needed to effectuate the award, that the total cost for the project is \$311,780, and that the amount was an 80% - 20% match with the Atlanta Regional Commission. He asked the Board to authorize the Chairman to sign the contract. Commissioner Horgan moved to authorize the Chairman to sign the contract with Glatting Jackson Kercher Anglin in the amount of \$311,780 in order to prepare the Comprehensive Transportation Study. Commissioner Pfeifer seconded the motion. No discussion followed. The motion passed unanimously.

STAFF REPORTS

There were no Staff Reports.

BOARD REPORTS

There were no Board Reports.

EXECUTIVE SESSION

Litigation, Property Acquisition and Employment: County Attorney Scott Bennett stated that Litigation, Property Acquisition and Employment items needed to be discussed in Executive Session. Commissioner Horgan moved to adjourn into Executive Session for the purposes of discussing litigation, property acquisition and employment issues. Commissioner Frady seconded the motion. No discussion followed. The motion passed unanimously.

The Board of Commissioners adjourned into Executive Session at 7:35 p.m. and returned to Official Session at 8:05 p.m.

Executive Session Affidavit: Commissioner Horgan moved to authorize the Chairman to sign an Executive Session Affidavit stating that items of litigation, property acquisition and employment were discussed during Executive Session. Commissioner Frady seconded the motion. No discussion followed. The motion passed unanimously.

Attorney for the Solicitor General: County Attorney Scott Bennett reported that Fayette County has received correspondence from the Solicitor's Office regarding the Solicitor's salary, and since negotiations have failed, the Solicitor is requesting that Fayette County hire an attorney for him to assist him in pursuing his issues regarding the salary. Mr. Bennett then asked for the Board to authorize the Interim County Administrator to begin negotiations with the Solicitor in an attempt to hire an attorney, and for those negotiations, including the rate, to be subject to the Board's approval. Commissioner Pfeifer moved to instruct the Interim County Administrator to initiate negotiations to obtain the services of an attorney for the Solicitor. Commissioner Frady seconded the motion and asked if Commissioner Pfeifer would accept an amendment to his motion that the pay for the attorney would not exceed current governmental rates. Commissioner Pfeifer agreed to the request to amend the motion. The motion to instruct the Interim County Administrator to initiate negotiations to obtain the services of an attorney for the Solicitor, and that the pay for the attorney would not exceed current governmental rates, passed unanimously.

Acquisition of Snead Road Right-of-Way: County Attorney Scott Bennett reminded the Board that attempts are being made to improve Snead Road, and in order to accomplish that goal the County must acquire right-of-way. He said most of the affected property owners have donated the right-of-way for this improvement, however, there are four property owners who have not. He said the County is negotiating with the four property owners, but he asked the Board of Commissioners to approve Resolutions regarding five tracts of land on Snead Road stating the County can acquire those lands by further negotiations or by condemnations if necessary, and to authorize the Chairman to sign any and all documents necessary for such condemnations should the County have to take that route. Commissioner Maxwell moved to authorized the Chairman to sign the Resolutions to continue with the negotiations, but also, if necessary, to condemn the properties on Snead Road, known as Parcel Numbers 8, 19, 23, 24 and 27. Commissioner Frady seconded the motion. No discussion followed. The motion passed unanimously.

ADJOURNMENT

Commissioner Frady moved to adjourn the October 9, 2008 Board of Commissioners Meeting. Commissioner Horgan seconded the motion. No discussion followed. The motion passed unanimously.

The Board of Commissioner's meeting adjourned at 8:10 p.m.

Floyd L. Jones, Deputy Clerk