Minutes

Board of Commissioners
May 27, 2010
7:00 P.M.

Notice: A complete audio recording of this meeting can be heard by accessing Fayette County's Website at www.fayettecountyga.gov. Click on "Board of Commissioners", then "County Commission Meetings", and follow the instructions. The entire meeting or a single topic can be heard.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Thursday, May 27, 2010, at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Jack Smith, Chairman Herb Frady, Vice Chairman Lee Hearn Robert Horgan Eric Maxwell
Staff Present:	Jack Krakeel, County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Karen Morley, Chief Deputy Clerk

---

Chairman Smith called the meeting to Order.
Senior Chaplin Ardon Smith of American Legion Post 105 offered the Invocation.
Post Commander Denny Leander of American Legion Post 105 led the Pledge of Allegiance.

ACCEPTANCE OF AGENDA: Chairman Smith requested the agenda be amended to add a special presentation tonight regarding Memorial Day services. Commissioner Horgan made a motion to amend the agenda to add a special presentation to the agenda. Commissioner Hearn seconded the motion. The motion carried 5-0. Commissioner Frady made a motion to add a new business item to the agenda to nominate Joe Kuebler to serve on Post 2 of the Recreation Commission. Commissioner Maxwell seconded the motion. The motion carried 5-0. Commissioner Frady made a motion to approve the agenda as presented and amended. Commissioner Horgan seconded the motion. The motion carried 5-0.

PRESENTATION/RECOGNITION:
Chairman Smith recognized members of the American Legion Fayetteville Post 105, members of the American Legion Lyle-Brewster Post 50 from Peachtree City, members of the Veterans of Foreign Wars Post 9949, members of the Marine Corps League, Tax Commissioner George Wingo, Sheriff Wayne Hannah, Clerk of Superior Court Sheila Studdard, Probate Judge Ann Jackson, Lt. Robert Collins' mother Retired Army Lt. Colonel Sharon Collins, Lt. Collins'

long-time girlfriend and childhood sweetheart Nicole Williams, Nicole's parents Mr. and Mrs. Tom Williams and Lt. Daniel Berschinski's parents, Bob and Susan.

Recognition of Lieutenant Robert Wilson Collins.
Chairman Smith read and the Board presented a Resolution honoring Lieutenant Robert Wilson Collins' memory, valor and ultimate sacrifice to protect the freedom of Americans to his mother Army Lieutenant Colonel Retired Sharon Collins. Chairman Smith remarked that in Heritage Park there is an area dedicated to Veterans. He said there is a special section where bricks engraved with the names of Fayette County service men and women killed in action up through the Vietnam War. He remarked that it was the County's intension to add a brick honoring Lieutenant Collins along with one honoring Sgt. Shawn McCloskey. A copy of the Resolution, identified as "Attachment No. 1", follows these minutes and is made an official part hereof.

Recognition of Lieutenant Daniel Berschinski.
Chairman Smith read and the Board presented a Resolution honoring Lieutenant Daniel Berschinski for his valor, courage and sacrifice to protect the freedom of Americans to Daniel and his mother Susan Berschinski. A copy of the Resolution, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

Chairman Smith requested a short break in the meeting at 7:35 p.m. to allow the public to personally speak with Lieutenant Collins' family and Lieutenant Berschinski and his family.

Chairman Smith reconvened the meeting at 7:44 p.m.

A. PRESENTATION OF GEORGIA ASSOCIATION OF STATE FLOODPLAIN MANAGEMENT PROGRAM AWARD FOR EXCELLENCE IN FLOODPLAIN MANAGEMENT TO THE STORMWATER MANAGEMENT DEPARTMENT:

The Board recognized the Stormwater Management Department for being presented the Award for Excellence in Floodplain Management by the Georgia Association of State Floodplain Management. Director of Stormwater Management Vanessa Birrell introduced Charles Absher, P.E., CFM representing the Georgia Association of Floodplain Managers Program who would be making the presentation of the Award. A copy of the request, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

B. RECOGNITION OF THE STORMWATER MANAGEMENT DEPARTMENT FOR ITS WORK IN OBTAINING A COMMUNITY RATING SYSTEM CLASS 6 FOR FAYETTE COUNTY. BRAD LOAR, US DEPARTMENT OF HUMAN SERVICES FEMA RIVER MITIGATION DIVISION DIRECTOR WILL MAKE A PRESENTATION:

The Board recognized the Stormwater Management Department staff for their work in obtaining a Community Rating System Class 6. Director of Stormwater Management Vanessa Birrell introduced Dr. Brad Loar, Director of the U.S. Department of Human Services FEMA River Mitigation Division, who would be making the presentation. After his presentation, Ms. Birrell recognized Captain Pete Nelms for his work in implementing his pre-mitigation grant, as well as commending her staff including Bryan Keller and Deborah Sims for all of their work in this process. A copy of the request and backup, identified as "Attachment No. 4", follow these minutes and are made an official part hereof.

PUBLIC COMMENT:
None.

CONSENT AGENDA: Commissioner Horgan made a motion to approve Consent Agenda items 1-7 as presented. Commissioner Hearn seconded the motion. The motion carried 5-0.

911 COMMUNICATIONS - PROPOSAL #P750:

1. Approval of request from 911 Communications to issue a request for proposals (Proposal #P750) for services of a technology specialist to assist in the selection and acquisition of a new Computer Aided Dispatch (CAD) System. A copy of the request and backup, identified as "Attachment No. 5", follow these minutes and are made an official part hereof.

FIRE AND EMERGENCY SERVICES - PERSONAL HEALTH/WELLNESS PROGRAM:

2. Approval of staff's recommendation to update Fayette County Fire and Emergency Services' Policy No. 120.00, Personal Health/Wellness Program related to time off for sickness or injury. A copy of the request and backup, identified as "Attachment No. 6", follow these minutes and are made an official part hereof.

FIRE AND EMERGENCY SERVICES - ATLANTA REGIONAL EVACUATION COORDINATION PLAN ADOPTED:

3. Approval of staff's recommendation to adopt the Atlanta Regional Evacuation Coordination Plan. A copy of the request and backup, identified as "Attachment No. 7", follow these minutes and are made an official part hereof.

SHERIFF'S OFFICE:

4. Approval of the Sheriff's Office request to amend the Fayette County Sheriff's Office State Confiscated Technical Services Revenue Budget Account by $60.06 to recognize abandoned monies required to be retained for law enforcement enhancement. A copy of the request, identified as "Attachment No. 8", follows these minutes and is made an official part hereof.

SHERIFF'S OFFICE:

5. Approval of the Sheriff's Office request to amend the Overtime Budget for the Fayette County Sheriff's Office Criminal Investigations Division by $6,809.80 for reimbursement for employees assigned to work with various Federal Agencies. A copy of the request, identified as "Attachment No. 9", follows these minutes and is made an official part hereof.

STORMWATER MANAGEMENT - ORDINANCE NO. 2010-03 AMENDMENTS APPROVED:

6. Approval of amendments to Article IX. Soil Erosion and Sedimentation Control Ordinance of the Fayette County Development Regulations with revisions as mandated by the Georgia Environmental Protection Division and Georgia Soil and Water Conservation Commission. A copy of the request and Ordinance No. 2010-03, identified as "Attachment No. 10", follow these minutes and are made an official part hereof.

MINUTES:

7. Approval of minutes for Board of Commissioners' meetings held on May 5, 2010 and May 13, 2010.

OLD BUSINESS:

C. APPROVAL OF STAFF'S RECOMMENDATION TO AWARD PROPOSAL #P714 FOR A STRATEGIC TECHNOLOGY PLAN AND RISK ASSESSMENT TO LBL TECHNOLOGY PARTNERS IN AN AMOUNT NOT TO EXCEED $57,480:

Director of Information Systems Russell Prince remarked that Strategic Technology Plan would basically provide the County with a three to five year road map for technology funding. He said the Risk Assessment was requested by the County's Financial Auditors to assure that proper controls, procedures and security are in place to protect the County's

vital information. He said the chosen consultant would work with the Information Systems Department in a technology steering committee to gather information necessary for the project.

Commissioner Horgan made a motion to approve staff's recommendation to award Proposal #P714 for a Strategic Technology Plan and Risk Assessment to LBL Technology Partners in an amount not to exceed $57,480. Commissioner Hearn seconded the motion. The motion carried 5-0. A copy of the request and backup, identified as "Attachment No. 11", follow these minutes and are made an official part hereof.

D. APPROVAL OF STAFF'S RECOMMENDATION TO AWARD PROPOSAL #P742 FOR PROFESSIONAL SERVICES OF A CERTIFIED PUBLIC ACCOUNTANT FOR FINANCIAL AND COMPLIANCE AUDITS TO NICHOLS, CAULEY & ASSOCIATES, LLC FOR FISCAL YEARS 2010-2014 AT A COST OF $352,920:

Chairman Smith asked Vice Chairman Frady to take over the meeting at this time. He said he had a conflict with this item and would be absent during this discussion.

Chief Finance Officer Mary Holland remarked that this item had been discussed at the last Board meeting regarding the auditing services for the next five years. She said at that time the Board had requested additional information in regard to the criteria that had been used in the selection process. She said this information was provided to the Board and staff was recommending the low bidder Nichols, Cauley & Associates, LLC in the amount of $352,920. She said this covered the full five years period and was an all inclusive price for the auditing services.

Vice Chairman Frady asked for the Board's consideration on this matter.

Commissioner Maxwell asked if the $352,920 was a negotiated rate with this firm and Ms. Holland replied yes. Ms. Holland said this was a coordinating effort between the Purchasing Department and the Finance Department. She said the firms who made the top list were asked to provide their best offer. Commissioner Maxwell pointed out that the Nichols Firm was rated 96 out of a maximum of 105.

Commissioner Maxwell made a motion to approve staff's recommendation to award Proposal #P742 for Professional Services of a Certified Public Accountant for Financial and Compliance Audits to Nichols, Cauley & Associates, LLC for Fiscal Years 2010-2014 at a cost of $352,920. Commissioner Frady seconded the motion. The motion carried 4-0. Chairman Smith was not present for the vote. A copy of the request and backup, identified as "Attachment No. 12", follow these minutes and are made an official part hereof.

NEW BUSINESS:

E. APPROVAL OF STAFF'S RECOMMENDATION TO AWARD PROPOSAL #P745 FOR PROPERTY AND CASUALTY INSURANCE COVERAGE FOR FISCAL YEAR BEGINNING JULY 1, 2010 AND ENDING JUNE 30, 2011 TO PUBLIC RISK UNDERWRITERS OF GEORGIA, INC. AT A COST OF $420,578:

Chief Finance Officer Mary Holland asked for the Board's consideration to award Proposal #P745 for property and Casualty Insurance Coverage to Public Risk Underwriters of Georgia in the amount of $420,578. Commissioner Maxwell pointed out that because this had been competitively bid, there was a 40% reduction in cost from the initial process.

Commissioner Horgan made a motion to approve staff's recommendation to award Proposal #P745 for Property and Casualty Insurance Coverage for Fiscal Year beginning July 1, 2010 and ending June 30, 2011 to Public Risk Underwriters of Georgia, Inc. at a cost of $420,578. Commissioner Hearn seconded the motion. The motion carried 5-0. A copy of the request and backup, identified as "Attachment No. 13", follow these minutes and are made an official part hereof.

F. APPROVAL OF STAFF'S RECOMMENDATION TO AWARD PROPOSAL #P737 FOR ARCHITECTURAL SERVICES FOR AN ADDITION TO THE FAYETTE COUNTY PUBLIC LIBRARY TO LORD, AECK AND SARGENT IN THE AMOUNT OF $59,500:

Director of the Fayette County Public Library Chris Snell asked for the Board's consideration to award Proposal #P737 for architectural services for an addition to the Fayette County Public Library to Lord, Aeck and Sargent in the amount of $59,500. County Administrator Jack Krakeel pointed out that this was actually one of the first construction projects that would be managed internally with staff. He said once the contract was awarded to the architect, the architect would start the design work and develop the appropriate specifications and documents which would then be sent out for bid for a contractor to actually do the construction work.

Commissioner Maxwell made a motion to approve staff's recommendation to award Proposal #P737 for Architectural Services for an addition to the Fayette County Public Library to Lord, Aeck and Sargent in the amount of $59,500 with the provision that the Chairman be authorized to execute the contract as soon as the County Attorney has reviewed and approved the contract. Commissioner Frady seconded the motion. The motion carried 5-0. A copy of the request, backup and contract, identified as "Attachment No. 14", follow these minutes and are made an official part hereof.

G. APPROVAL OF WATER COMMITTEE'S RECOMMENDATION TO USE ECO-SOUTH, INC. TO PERFORM MITIGATION WORK AT THE DANIELLY-WAGNER SITE IN THE AMOUNT OF $829,635:

Director of the Water System Tony Parrott asked for the Board's consideration to use Eco-South, Inc. to perform mitigation work at the Danielly-Wagner site in the amount of $829,635.

Commissioner Frady made a motion to approve staff's recommendation to use Eco-South, Inc. to perform mitigation work at the Danielly-Wagner site in the amount of $829,635 and authorize the Chairman to execute the contract as soon as the County Attorney has reviewed and approved the contract. Commissioner Horgan seconded the motion. The motion carried 5-0. A copy of the request and contract, identified as "Attachment No. 15", follow these minutes and are made an official part hereof.

Item added:

H. CONSIDERATION OF JOE KUEBLER TO FILL POST 2 ON THE FAYETTE COUNTY RECREATION COMMISSION:

Commissioner Frady asked for the Board's consideration to appoint Joe Kuebler to fill Post 2 on the Fayette County Recreation Commission.

Commissioner Frady made a motion to nominate Joe Kuebler to fill Post 2 on the Fayette County Recreation Commission with said term commencing on June 1, 2010 and ending on may 31, 2014. Commissioner Horgan seconded the motion. The motion carried 5-0.

ADMINISTRATOR'S REPORT:

COUNTY'S BOND RATING UPGRADED TO AA1:

County Administrator Jack Krakeel remarked that the County had received news from Moody's Investor Services that the County's Bond Rating has been upgraded from AA2 to AA1 and this was for the General Obligation Bond Ratings. He also remarked that the Water System's Bond Rating has been upgraded from AA3 to AA2. He noted that the AA1 rating was the highest rating that could be achieved in the high quality category and was one notch below a AAA rating. He commended the Board of Commissioners for their sound fiscal policy and this was now reflected by the upgrades

in the County's Bond Ratings. He said this would be very favorable to the taxpayers should the County have a need to go to the bond market or consider refinancing existing debt structure.

ATTORNEY'S REPORT:
AECOM TECHNICAL SERVICES, INC. ASSIGNMENT AGREEMENT: County Attorney Scott Bennett remarked that in October of 2008 the County entered into a contract with Glatting, Jackson, Kercher & Anglin to perform the County's Comprehensive Transportation Plan. He pointed out that AECOM Technical Services, Inc. has purchased the Glatting Firm and they are seeking approval on an Assignment of this contract from the Glatting Firm to AECOM Technical Services. He asked for the Board's consideration to authorize the Chairman to execute the Assignment contract with AECOM.

Commissioner Frady made a motion to authorize the Chairman to execute the Assignment Agreement with AECOM Technical Services, Inc., pursuant to a review in order to determine if the financial viability and the principals of this firm are sufficient to warrant a transfer. Commissioner Horgan seconded the motion. The motion carried 5-0. (This Agreement was officially executed at the June 2, 2010 Board meeting and listed as an attachment in those minutes).

STAFF REPORTS:
None.

BOARD REPORTS:
COMMISSIONER MAXWELL: Commissioner Maxwell commented on the issue of abandoned homes in Fayette County. He suggested this issue be listed on the Board's June 2nd Workshop Agenda for discussion. County Administrator Jack Krakeel replied that this item had already been brought to his attention and was listed on the June 2nd Workshop Agenda for discussion by the Board.

EXECUTIVE SESSION: County Administrator Jack Krakeel requested an Executive Session to discuss real estate acquisition.

Commissioner Hearn made a motion to adjourn to Executive Session for the purpose of discussing real estate acquisition. Commissioner Horgan seconded the motion. The motion carried 5-0.

Chairman Smith adjourned the Executive Session and reconvened the meeting back to open session.

Commissioner Hearn made a motion to authorize the Chairman to execute the Executive Session Affidavit affirming that real estate acquisition was discussed in executive session. Commissioner Frady seconded the motion. The motion carried 5-0. A copy of the Executive Session Affidavit, identified as "Attachment No. 16", follows these minutes and is made an official part hereof.

ADJOURNMENT: Hearing no further business to come before the Board, Chairman Smith adjourned the meeting at 9:30 p.m.

Karen Morley, Chief Deputy Clerk

Jack R. Smith, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 24th day of June, 2010.

Karen Morley, Chief Deputy Clerk