Minutes

Board of Commissioners
March 10, 2011
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, March 10, 2011, at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Herb Frady, Chairman Robert Horgan, Vice Chairman Lee Hearn Allen McCarty
Commissioner Absent:	Steve Brown
Staff Present:	Jack Krakeel, County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Karen Morley, Chief Deputy Clerk

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Chairman Frady called the meeting to Order.
Commissioner Hearn offered the Invocation
Pledge of Allegiance.

Commissioner Steve Brown was absent from the meeting due to his attendance at the Atlanta Regional Commission's 2040 Transportation Plan presentation and public discussion.

ACCEPTANCE OF AGENDA: Chairman Frady requested consent item #13 be removed for discussion. Commissioner Hearn made a motion to remove consent item #13 from the agenda for further discussion. Commissioner Horgan seconded the motion. The motion carried 4-0 with Commissioner Brown being absent. Commissioner Horgan made a motion to approve the agenda as presented. Commissioner McCarty seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

PUBLIC COMMENT:

Bob Ross: Bob Ross commented on the commuter rail plan update and the study that was commissioned by the Department of Transportation and the Metro Atlanta Chamber of Commerce in 2007. He presented a copy of this study update that was prepared by R. L. Banks & Associates, Inc. A copy of his report, identified as "Attachment No. 1", follows these minutes and is made an official part hereof. He said there appeared to be some trepidation on the part

of the analysts in accurately gauging the cost of commuter rail. He also pointed out that there were virtually no unsubsidized passenger rail systems in the world. He briefly discussed the proposed routes and the user estimates for these routes along with commuter rail costs and profitability. He concluded by noting that estimated costs significantly exceed the benefits.

Paul Parchert: Paul Parchert remarked that the vast majority of Fayette County citizens were opposed to the West Fayetteville Bypass. He said the Board had gone against the will of the people and steadfastly moved forward with the ill conceived plans. He said there was absolutely no doubt that this unnecessary project would merely move congestion from one part of the county to another and contribute to further population growth that the project was purported to resolve. He said if the Board wanted to improve the tax base, he suggested the Board find a way to improve the attractiveness of Fayette County and encourage home buyers to purchase the hundreds of foreclosed homes scattered throughout the county. He said the citizens of Fayette County can make adjustments in their personal spending yet elected officials were obsessed with gross spending, regulation and waste. He suggested the Board devote some effort into creating an efficient and effective government and perform a top to bottom review of the entire county bureaucracy and validate the requirement for every county employee with actual productivity data.

David Hall: David Hall commented on the overwhelming arguments that had been presented during the last several years against the West Fayetteville Bypass. He felt the Board had failed to give explanations as to why the West Fayetteville Bypass was a good project. He also questioned the transparency of the Board and remarked that questions have been asked of the Board that have never been answered. He said it was his belief that the intentions of the Board were not good and he felt the County deserved leaders with integrity and honor.

Robert Jones: Robert Jones said he wanted to thank Chairman Frady for signing the paperwork on March 3rd for the county to take property along the West Fayetteville Bypass that he owned on Sandy Creek Road. He said for what the county offered and was paying him for this property he felt this was not a fair and reasonable settlement. He pointed out that there were six trees located on a temporary work construction area consisting of 487 square feet. He said the county was going to pay him $50 for this and he did not feel this was a fair settlement for this parcel.

Claudia Eisenberg: Claudia Eisenberg remarked that she had moved here from Cobb County in 1992 to escape the traffic and bus service there. She expressed concern with HB 277 and felt there was a lot of uncertainty. She questioned why this Board would not sign the Resolution presented at the last meeting if in fact this Board was opposed to any type of public transportation in this county. She said this was an opportunity for this Board to sign this Resolution and stand by its word. She also questioned what would occur if this Board did oppose HB 277 and pointed out that this was a ten region vote. She questioned where this would leave Fayette County citizens.

Gordon Furr: Gordon Furr commented on the West Fayetteville Bypass. He expressed concern with item #19 under old business regarding the funds in the amount of $184,324 being requested to rebuild a 1987 model Caterpillar. He also commented on the West Fayetteville Bypass and the number of people who would die as a result of the many tractor trailers that would be traveling passed schools and subdivisions. He said also commented on the bridge located on West Bridge Road and the amount of money it would cost to straighten that out. He also pointed out that there was a "dead man's curve" located at Peters Road and this would be extremely dangerous with tractor trailers traveling in that area.

Randy Ognio: Randy Ognio commented on the fiscal responsibility Resolution that was presented at the last meeting. He said three of the Commissioners voted on March 2nd for the Resolution not to proceed to the meeting tonight for a vote. He asked if these three Commissioners had actually read the Resolution or had they just voted in opposition because Commissioner Steve Brown had presented it. He said this Board states that it is against mass transit yet not

willing to put signatures on this Resolution to back this up. He also commented on item #19 requesting funds in the amount of $184,324 to be spent on a 1987 Caterpillar D6H dozer and he felt this was ridiculous. He noted that after the work was done, this would still be a 1987 machine and only worth approximately $50,000. He felt the county did not even need this machine because it only had 6,242 hours on it which equated to about 271 hours per year or 5 hours per week.

CONSENT AGENDA: Commissioner Horgan made a motion to approve consent agenda items 1 - 17 with the exclusion of item #13 as presented. Commissioner McCarty seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

BUILDING AND GROUNDS MAINTENANCE - P558, P614 AND P623 BUILDING MAINTENANCE SERVICES, INC. AND IMAGANN CLEANING SERVICE, INC. EXTENDED:

1. Approval of staff's recommendation to extend Proposals P558, P614, and P623 to Building Maintenance Services, Inc. and Imagann Cleaning Service, Inc. for one additional year, effective July 1, 2011, at an aggregate yearly cost of $48,096 for custodial services. A copy of the request and backup, identified as "Attachment No. 2", follow these minutes and are made an official part hereof.

FIRE AND EMERGENCY SERVICES:

2. Approval of staff's request to increase Fire Services Fiscal Year 2011 Donations/Miscellaneous Revenue Account by $500 and increase the Public Relations Expenditure Account by $500 to recognize a donation from the Kiwanis Club of Fayette County. A copy of the request, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

WATER SYSTEM:

3. Approval of staff's request for authorization to have a Water System 600 HP Motor on Pump #2 at Lake Horton repaired by Nelson Electric Company at a total cost of $20,300 with funds to come from the South Fayette Water Plant Repair and Maintenance Account. A copy of the request and backup, identified as "Attachment No. 4", follow these minutes and are made an official part hereof.

WATER SYSTEM:

4. Approval of staff's recommendation to award Request for Quotes #Q-700 Brooks Water Tank Removal, to low bidder, VATO LLC in the amount of $13,750 which includes a salvage credit of $10,400; and authorization for the Chairman to execute the contract with the vendor pending approval by the County Attorney. A copy of the request and backup, identified as "Attachment No. 5", follows these minutes and are made an official part hereof.

PURCHASING DEPARTMENT:

5. Approval of staff's recommendation to award the County's annual Bid #770 Paper Janitorial Supplies to four different companies including Clean Janitor & Paper Supply, Battle & Battle, Inc., Dade Paper Co. and Southeast Link. A copy of the request and backup, identified as "Attachment No. 6", follows these minutes and are made an official part hereof.

PURCHASING DEPARTMENT:

6. Approval of staff's recommendation to award the County's annual Bid #771 Plastic Janitorial Supplies to six different companies including All Clean Janitor & Paper Supply, Calico Industries, Inc., Dade Paper Co., Interboro Packaging Corporation, Pyramid School Product and People Janitorial Supply. A copy of the request and backup, identified as "Attachment No. 7", follows these minutes and are made an official part hereof.

PURCHASING DEPARTMENT:

7. Approval of staff's recommendation to award the County's annual Bid #772 Cleaning Supplies to seven different companies including All Clean Janitor & Paper Supply, C.M. Tanner Grocery Co., Inc., Dade Paper Co., HD Supply Facilities Maintenance, LTD., Peoples Janitorial Supply, Quill Corporation and Specialty Products Co. A copy of the request and backup, identified as "Attachment No. 8", follow these minutes and are made an official part hereof.

PURCHASING DEPARTMENT:

8. Approval of staff's recommendation to award the County's annual Bid #778 Maintenance Cleaning Items to five different companies including Atlantic Tape & Pkg., C.M. Tanner Grocery Co. Inc., Georgia Correctional Industries, People Janitor S & C and Pyramid School Product. A copy of the request and backup, identified as "Attachment No. 9", follow these minutes and are made an official part hereof.

PURCHASING DEPARTMENT:

9. Approval of staff's recommendation to award the County's annual Bid #779 Uniform Rental & Purchase to Unifirst for rental items and Ameripride Services, Inc. for purchased items. A copy of the request and backup, identified as "Attachment No. 10, follow these minutes and are made an official part hereof.

ROAD DEPARTMENT:

10. Approval of staff's recommendation to enter into an Intergovernmental Agreement with the City of Fayetteville to provide for the resurfacing of two streets, Pinevale Court and Robinson Drive, during the 2011 paving season; and authorization for the Chairman to execute the Agreement, pending approval by the County Attorney. A copy of the request and Intergovernmental Agreement, identified as "Attachment No. 11", follow these minutes and are made an official part hereof.

SHERIFF'S OFFICE:

11. Approval of the Sheriff's Office request to amend the Overtime Budget for the Criminal Investigations Division by $8,234.10 for reimbursement for employees assigned to work with various Federal Agencies. A copy of the request, identified as "Attachment No. 12", follows these minutes and is made an official part hereof.

TAX ASSESSORS OFFICE:

12. Approval of staff's recommendation for the disposition of requests for real estate and personal property tax refunds. A copy of the request and backup, identified as "Attachment No. 13", follows these minutes and are made an official part hereof.

BOARD OF ELECTIONS - APPOINTMENT OF DARRYL HICKS:

13. Approval of staff's request that the Board of Commissioners certify the appointment of Lisa Viviano to the Board of Elections by the Fayette County Democratic Party to fill an unexpired four-year term which commenced on February 1, 2008 and will expire on January 31, 2012, as required by State law. A copy of the request and backup, identified as "Attachment No. 14", follow these minutes and are made an official part hereof.

Chairman Frady remarked that Lisa Viviano had to relocate back to Chicago because of family illness and the new Fayette County Democratic Party nominee was Darryl Hicks. He asked for the Board's consideration to certify the appointment of Darryl Hicks to the Fayette County Elections Board.

Commissioner Horgan made a motion to certify the appointment of Darryl Hicks as the Fayette County Democratic Party's nominee on the Fayette County Elections Board to fill an unexpired four-year term which commenced on February 1, 2008 and will expire on January 31, 2012. Chairman Frady seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

BOARD OF ELECTIONS - APPOINTMENT OF ADDISON LESTER:

14. Approval of staff's request that the Board of Commissioners certify the appointment of Addison Lester to the Elections Board by the Board of Commissioners to fill a four-year term that commenced on February 1, 2010 and will expire on January 31, 2014, as required by state law. A copy of the request and backup, identified as "Attachment No. 15", follows these minutes and are made an official part hereof.

SOLID WASTE - PROPOSAL #736 EXTENDED:

15. Approval of staff's recommendation to extend Proposal #736 to Martin Edwards & Associates, Inc. for Vegetative Debris Grinding for one additional year, beginning March 1, 2011 and ending February 29, 2012. A copy of the request and backup, identified as "Attachment No. 16", follow these minutes and are made an official part hereof.

HUMAN RESOURCES:

16. Approval of staff's request for updates and minor modifications to various Human Resources Policies. A copy of the request and backup, identified as "Attachment No. 17", follow these minutes and are made an official part hereof.

MINUTES:

17. Approval of minutes for Board of Commissioners meeting held on February 10, 2011.

OLD BUSINESS:

HUMAN RESOURCES - COUNTY'S SELF-INSURED EMPLOYEE HEALTH INSURANCE PLAN; DENTAL AND VISION PLAN AND PAID DAY OFF FOR EMPLOYEES:

18. Further discussion with Human Resources staff regarding possible changes in the County's self-insured employee health plan in preparation for the annual renewal date of June 1. A copy of the request and backup, identified as "Attachment No. 18", follow these minutes and are made an official part hereof.

Human Resources Director Connie Boehnke remarked that the renewal package for employee health insurance for FY 2012 was presented at the March 2nd Commission Workshop meeting. She remarked that three options had been presented at that time with insurance rates applying for each option. She said the dental and vision coverage had also been presented as stand alone products with those having the same 70/30 ratio as for the health insurance. She said the possibility of offering employees the opportunity to have their birthday off work if they participate in the upcoming Health Risk Assessment. She said these were the items presented to the Board tonight for consideration.

County Administrator Jack Krakeel interjected that the Board needed to make a decision regarding the recommendations that are being made, not only by the healthcare consultant, but Human Resources staff in that the three options are: (1) the increase in rates that would be witnessed with the current plan and whether the Board wanted to offer plans with lesser benefits for employees to elect. He said there would be two options and both of those options would have significantly higher initial deductibles both for the individual and the family as well as out of pocket expense for things like hospitalizations. He said Plan B would pay 80% of in hospital expense with the balance being the employee's responsibility. He noted that Plan C would pay 70% of in hospital expense and would have higher deductibles for physician visits. He said these two options were being provided because of the substantial impact in terms of the

increase in the monthly contributions that the employees would have to make if they wish to maintain their current plan. He said the current plan increase in rates for family health coverage was approximately $70 per month and would increase from $309 per month to $380 for County employees to maintain the current plan.

Commissioner Horgan asked if there was a dollar figure on the "day off" cost to the County, and Ms. Boehnke replied that it would average $180 per employee. Commissioner Horgan said he had met with the representatives of Pacific General and he felt the plans were necessary in order for the County to keep in line with healthcare cost. He said he was not aware of the increase that the new Obama healthcare laws would cost the County, and it was approximately 9% to 10% just for the initiatives and laws that went into effect.

Commissioner McCarty asked if competitive bidding had been considered in this case. Ms. Boehnke replied yes and said this had been done for the last several years but unfortunately this would not be a year that too many insurance companies would want to bid on Fayette County. She noted that Human Resources staff was obtaining a quote from Blue Cross/Blue Shield in order to do a comparison. She pointed out that the fees for the plan manager remained the same and the County had been given a three year rate guarantee on these fees.

Commissioner Horgan made a motion to approve Human Resources staff's recommendation to approve the changes and additions to the County's self-insured employee health insurance plan with Meritain Health. Commissioner Hearn seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

Commissioner Horgan made a motion to approve Human Resources staff's recommendation to approve the dental and vision insurance plans for County employees as presented. Commissioner Hearn seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

Commissioner Horgan made a motion to approve a paid day off for each County employee's birthday who participates in the Health Risk Assessment Program. Chairman Frady seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

ROAD DEPARTMENT/FLEET MAINTENANCE:

19. Further discussion of staff's request for authorization to proceed with having a Certified Rebuild performed on a Caterpillar D6H belonging to the Road Department at a cost estimated at $184,324 with funding to come from the County's Contingency Fund. A copy of the request and backup, identified as "Attachment No. 19", follows these minutes and are made an official part hereof.

Road Department Director Andy Adams commented on the rebuild/refurbishment program that was offered by Caterpillar. He remarked that the cost for that program was approximately $184,000 and there were certain benefits in doing that. He said the question of availability and cost of a used Caterpillar D6 had come up during a recent Commission meeting. He said during the process of discovery the various types and prices for the Caterpillar D6, it had come to his attention that a step down model which was only slightly less that what the department currently had, that a new D6 Caterpillar could be purchased in the amount of $201,987 trading in the existing D6 and receiving a $15,000 credit for that. He said this would mean that a D6 Caterpillar could be purchased off a State contract for approximately $186,987. He said it was his recommendation that staff proceed with the purchase of a new D6N Caterpillar. He noted that the current D8 Caterpillar was 24 years old and he wanted it to last for many more years to come. He said the D6N was a larger dozer without having to depend so greatly on the D8 Caterpillar.

Fleet Maintenance Director Bill Lackey remarked that the warranty offered on the State contract was 12 months unlimited hours and it was his understanding that at the end of the warranty period, the County would have the option to purchase an extended warranty.

Commissioner Hearn remarked that the reason for the lower price for the equipment was a result of getting a tremendous discount as a government. He said Caterpillar had always been aggressive in making sure local governments have the opportunity to purchase loaders, dozers, motor graders and that kind of equipment. He said this price was in line with what he would expect to see with the governmental discount.

Commissioner Hearn made a motion to approve staff's recommendation to purchase a new Caterpillar D6N in the amount of $201,987 with the trade-in allowance of $15,000 with the purchase being on the State contract for a total of $186,987 with funding to come from the Capital Projects Fund. Commissioner Horgan seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

PUBLIC DEFENDERS OFFICE:

20. Further discussion of a request from the Public Defenders Office concerning a request to the Georgia Public Defender Standards Council that will allow the County to retain certain funds collected when applications for indigent defense services are filed. A copy of the request and backup, identified as "Attachment No. 20", follow these minutes and are made an official part hereof.

County Administrator Jack Krakeel remarked that last year the Board had directed him to pursue an agreement with the Indigent Defender's Office regarding the $50 fees that were allowed to be charged by law for representation of indigent defendant's in legal matters before the State Court. He said in order to recoup these fees and for these fees to be payable to the County, the County must engage in a contract with the Public Defender's counsel. He said the potential revenue could be approximately $40,000 per year. He said he has discussed this with the newly appointed Public Defender Allen Adams and he has provided the County with a contract to pursue this funding to be returned to the County's general fund. He asked for the Board's consideration to authorize him to execute the Agreement for Local Governing Authority of Fayette County to retain application fees and go into the County's general fund.

Chairman Frady made a motion to authorize County Administrator Jack Krakeel to execute the Agreement for Local Governing Authority of Fayette County to retain application fees as provided by O.C.G.A. Sections 7-12-80 to be filed with the Georgia Public Defenders Standards Council. Commissioner Horgan seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

REPORTS:

ADMINISTRATOR'S REPORTS

None.

COMMISSIONERS REPORTS

None.

ADJOURNMENT: Hearing no further business to come before the Board, Chairman Frady made a motion to adjourn the meeting at 8:04 p.m. Commissioner Hearn seconded the motion. The motion carried 4-0 with Commissioner Brown being absent.

Karen Morley, Chief Deputy Clerk

Herbert E. Frady, 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 March, 2011.

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Karen Morley, Chief Deputy Clerk