



Action Agenda

Board of Commissioners
January 26, 2012
7:00 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Thursday, January 26, 2012, 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
Steve Brown
Allen McCarty

Commissioner Absent:

Lee Hearn

Staff Present:

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

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

Acceptance of Agenda: Commissioner Brown made a motion to approve the agenda as presented. Commissioner McCarty seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

Presentation/Recognition:

1. Presentation by the County's auditing firm, Nichols, Cauley & Associates, LLC. of the results of the Fiscal Year 2011 audit.

William Sammons and Gregory Chapman of Nichols, Cauley & Associates, LLC presented the audit results of the County's Fiscal Year 2011.

Public Comment:

Randy Ognio: Randy Ognio commented on the flyer that was going to be included in Water System customers' water bills as well as being posted on the County's website. He said this was a survey regarding several different issues including a 1% SPLOST for recreation. He questioned the accuracy for counting responses and possible duplication of submittals. He also commented on the item listed under New Business on tonight's agenda regarding the non-attainment area. He said he was not in favor of that and remarked that it would cost the County a lot of money.

Consent Agenda: Commissioner Brown requested consent agenda items 3, 4, 5 and 6 be removed for discussion. Commissioner Brown made a motion to approve the consent agenda as presented with the exception of items 3, 4, 5 and 6. Commissioner McCarty seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

1. Approval of Resolution 2012-03 establishing qualifying fees for the 2012 elections in Fayette County.
2. Approval of staff's recommendation to award Bid #806 for Fire and EMS Protective Clothing and Safety Equipment to several successful bidders, in an annual aggregate amount not to exceed \$45,000.
3. Approval of staff's request for authorization to create a temporary full time position to fill in during the absence of an employee on maternity leave, in an amount not to exceed \$9,835.

After a brief discussion, Commissioner Brown made a motion to approve consent agenda item #3 as presented. Commissioner Horgan seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

4. Approval of staff's recommendation to award annual Bid #815 for course aggregate to Martin Marietta Materials as the source to purchase type 3 rip rap, surge stone, graded aggregate base, #4, #5, and #57 stone; and to Hanson Aggregates as the source to purchase Type 1 rip rap, #7 stone and M-10 Screenings for the remainder of 2012 calendar year, in an aggregate amount of \$480,000.

After a brief discussion, Commissioner Horgan made a motion to approve consent agenda item #4 as presented. Chairman Frady seconded the motion. Commissioner Brown and Commissioner McCarty voted in opposition to the motion. Motion was 2-2 resulting in no action taken. Commissioner Hearn was absent. (This item will be listed on the February 9th Board of Commissioners' agenda for reconsideration.)

5. Approval of staff's recommendation to award annual Bid #816 as a split award to C.W. Matthews, Inc. of Tyrone and E.R. Snell Contractor, Inc. of Tyrone as primary vendors and to E.R. Snell Contractor, Inc. of Tyrone and C.W. Matthews, Inc. of Tyrone as secondary vendors for the purchase of asphalt for the 2012 calendar year, in an aggregate amount not to exceed \$2,600,000.

After a brief discussion, Commissioner Horgan made a motion to approve consent agenda item #5 as presented. Chairman Frady seconded the motion. Commissioner Brown and Commissioner McCarty voted in opposition to the motion. Motion was 2-2 resulting in no action taken. Commissioner Hearn was absent. (This item will be listed on the February 9th Board of Commissioners' agenda for reconsideration.)

6. Approval of a request from Chief Superior Court Judge Chris Edwards to enter into a Probation Services Agreement with Judicial Correction Services, Inc. to provide probation services and programs for offenders sentenced by and under the jurisdiction of Superior Court.

After a brief discussion, Commissioner Brown made a motion to approve consent agenda item #6 as presented. Commissioner McCarty seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

7. Approval of the Tax Assessor's recommendation for the disposition of tax refund requests submitted by taxpayers in accordance with O.C.G.A. 48-5-380.
8. Approval of the Water Committee's 2012 meeting schedule.
9. Approval of minutes for Board of Commissioners' meetings held on December 15, 2011, January 4, 2012 and January 12, 2012.

New Business:

1. Consideration of staff's request for review and possible action of a proposal from Joe Tanner & Associates to assist Fayette County in being removed from the proposed Atlanta air quality ozone non-attainment area by the United States Environmental Protection Agency.

After some discussion by Allen Barnes, President and CEO of Joe Tanner & Associates, Commissioner McCarty made a motion to enter into an Agreement of Services with Joe Tanner & Associates to assist Fayette County in being removed from the proposed Atlanta Air Quality Ozone Non-Attainment area by the United States Environmental Protection Agency in the amount of \$15,000 for Phase I and Phase II in the amount of \$20,000, contingent upon completion of Phase I, with said monies to come out of the County's reserve fund. Commissioner Horgan seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

Administrator's Reports:

None.

Commissioners' Reports: Commissioner Brown commented on the survey sent out by the Water System and questioned if an official press release had been sent out to the media regarding this survey. County Administrator Jack Krakeel said he would be glad to have staff issue a press release regarding this survey.

Commissioner Brown also commented on the article in the Atlanta Journal and Constitution by Representative Ed Setzler, member of the House Transportation Committee, in regard to the Transportation Investment Act. He said Representative Setzler had made some excellent points including (1) questioning the constitutionality of the TIA; (2) questioning if the projects on the list would actually relieve traffic congestion; and (3) questioning the large amount of expenditure for the mass transit projects. He felt Representative Setzler's comments were significant especially coming from someone who is a member of the House Transportation Committee.

Adjournment: Hearing no further business to come before the Board, Commissioner Brown made a motion to adjourn the meeting at 7:50 p.m. Commissioner McCarty seconded the motion. The motion carried 4-0. Commissioner Hearn was absent.

Karen Morley, Chief Deputy Clerk