



Action Agenda

Board of Commissioners
June 6, 2012
3:30 p.m.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Wednesday, June 6, 2012, at 3:30 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
Lee Hearn
Allen McCarty

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. He called for a moment of silence to remember D-Day June 6, 1944 which was the invasion of Normandy, France which was the beginning of the end of World War II. He asked everyone to stand in a moment of silent prayer to honor those veterans and everyone involved in that invasion.

Acceptance of Agenda: Commissioner Brown made a motion to accept the agenda as presented. Commissioner Horgan seconded the motion. The motion carried 5-0.

Old Business:

1. Discussion of proposed revisions to the County's building permit fee schedule.

Director of Permits and Inspections Joe Scarborough presented this item for discussion. There are a consensus of the Board that a proposed schedule of fees be presented for adoption at the June 28, 2012 Board of Commissioners' meeting.

2. Discussion of the status of the Fayette County Code of Ordinances update.

Executive Assistant Carol Chandler updated the Board on the status of the Fayette County Code of Ordinances. She noted that there were several minor ordinances remaining that will come to the Board in the next two meetings for approval to send to the Municipal Code Corporation.

3. Discussion of staff's recommendation that the Animal Shelter be tied into the Peachtree City sewer system.

Public Safety Director Allen McCullough, Director of Building and Grounds Maintenance Greg Ownby and Animal Shelter Director Fred Sisson presented this item to the Board. This item will come back to the Board at a future meeting with further information as well as a formal proposal for the Board's consideration.

4. Update on the County's proposed FY 2013 annual budget with changes resulting from the Board of Commissioners' Budget Workshop held on May 24, 2012.

County Administrator Jack Krakeel updated the Board on the County's proposed FY 2013 annual budget. He noted that there would be public hearings held on June 14th and June 28th, 2012 for discussion and adoption of the FY 2013 budget.

New Business:

1. Discussion of Memorandum of Agreement with the Town of Tyrone that establishes cost sharing and data consistency between Fayette County and Town of Tyrone for floodplain mapping of tributaries of Line Creek and upper Whitewater Creek.

Director of Stormwater Management Vanessa Birrell presented this item to the Board for discussion. There was a consensus of the Board to place this item on the June 14th Board of Commissioners' meeting agenda for consideration.

2. Update of compliance issues associated with Kozisek Lake Dam on Neely Road and Phillips Lake Dam on Longview Road.

Director of Public Works Phil Mallon presented this item to the Board for discussion. This item will come back to the Board at a future meeting for further discussion.

3. Discussion of possible changes to funding and implementation schedules of Fayette County transportation projects in PLAN 2040.

Director of Public Works Phil Mallon presented this item to the Board for discussion. The Board took no action on this matter.

4. Discussion of staff's recommendation to quitclaim the landscape island at entrance of Lodge Trail in The Chimneys subdivision to the homeowners association.

Director of Public Works Phil Mallon presented this item to the Board for discussion. This item will come back to the Board at a future meeting for further discussion.

5. Todd Brooks wishes to discuss the possibility that the Board of Commissioners would consider amending the County's Land Use Plan near Highways 138, 279 and 314 near the Clayton and Fayette County line.

Todd Brooks presented this item to the Board for discussion. After some discussion, there was a consensus to move this item forward through the required process.

6. Discussion of input from the Planning Commission regarding the Land Use Plan and the expansion and improvements at the intersection of State Routes 85 and 74 South.

Zoning Administrator Dennis Dutton presented this item to the Board for discussion. After some discussion including Zoning Administrator Dennis Dutton and members of the Fayette County Planning Commission, there was a consensus to move this item forward through the required process.

7. Discussion of staff's upcoming request to accept a donation of \$8,000 from a private citizen to be used to purchase two laptop computers and software for Animal Control vehicles.

Public Safety Director Allen McCullough and Animal Shelter Director Fred Sisson presented this item to the Board for discussion. There was a consensus of the Board to place this on the June 14th Board of Commissioners' agenda for consideration.

8. Update by the Water System Director concerning potential action needed in regard to imposing water restrictions due to drought conditions.

Water System Director Tony Parrott updated the Board on potential action needed in regard to imposing water restrictions due to drought conditions.

ADMINISTRATOR'S REPORTS: County Administrator Jack Krakeel remarked that the Director of Solid Waste Management Vanessa Birrell had an item that she would like to bring before the Board at this time.

Vanessa Birrell: Director of Solid Waste Management Vanessa Birrell briefed the Board on proposed rule changes to the inert landfill operations that EPD has proposed under their comprehensive solid waste management authority. She noted that this could have significant impact to the County regarding the way the County disposes of inert waste such as concrete, asphalt, unfiltered dirt and so forth. She said the EPD was proposing now that all inert landfills must be permitted as a municipal solid waste landfill which was quite expensive. She said there would a meeting tomorrow at the EPD regarding this issue and she would be attending that meeting. She said she just wanted the Board to be aware of these changes because they would an impact on County budgets.

County Administrator Jack Krakeel: County Administrator Jack Krakeel remarked that within the last few days an agreement had been generally reached between the Fayetteville City Manager, County Manager and staff with respect to the consolidation of fire services. He said they had worked through all of those issues and were prepared to present to the Board and the Fayetteville City Council the analysis that had been done including financial implications, operational issues and all of the elements that have been discussed during the last two months. He said in having that discussion with the City Manager Joe Morton, it was felt that the best approach would be to have a joint City Council and Board of Commissioners meeting at which time all of the information can be presented collectively. He asked if the Board would be willing to meet in a Special Called Meeting with the City Council members at 5:30 p.m. on June 14th just prior to the regularly scheduled 7:00 p.m. Board meeting and there was a consensus by the Board for the meeting. (Note: Mr. Krakeel informed staff on the morning of June 7th that the City Council asked to delay this meeting to a later date.)

County Administrator Jack Krakeel: County Administrator Jack Krakeel remarked that last week Tony Parrott along with other staff members from the Water System, Water Committee member Chip Connor and himself had met with Peachtree City residents at the Peachtree City Library and provided them with an update on Lake McIntosh. He said this was a question and answer session for the residents. He noted that there were approximately 75 citizens in attendance along with the Mayor and several Peachtree City Council members. He said a lot of questions related to the buffer surrounding the lake were asked. He felt the meeting had gone quite well and he wanted to update the Board.

County Administrator Jack Krakeel: County Administrator Jack Krakeel remarked that the Board had previously approved funding in the amount of \$7,500 for a split cost approach to the valuation of the City water system. He said he had provided the Board with a memorandum that he had received this afternoon from the City in which they had contacted various engineering firms. He said the City was recommending a joint effort between ISE and Mallett and Associates as the solution to the engagement of an engineering firm. He said they were the low cost on the proposals and there had also been one more bid. He asked the Board for direction and there was a consensus to move this forward.

County Administrator Jack Krakeel: County Administrator Jack Krakeel asked for direction from the Board regarding the Constable position for the Magistrate Court. He said the starting salary for this position was less than what the previous position was paid even with the requested increase and there is funding in their budget to move forward. He said entry level would be \$35,000 and staff was asking to increase that 10%. Commissioner Brown said the Chief Magistrate Judge had assured the Board that he could train somebody very quickly for this position and he was inclined to leave this where it is. He said the Chief Magistrate Judge could find someone at this price even though it might require a little more training and the Board concurred that no change would be authorized.

Attorney's Reports: County Attorney Scott Bennett said he wanted to comment on an article that he had seen in the newspaper regarding the School Board. He remarked the School Board had said in this article that the Board of Commissioners had interfered with the settlement of the School Board costing the School Board money. He said the County's position has always been that the Board of Commissioners did not care what the School Board does. He said the School Board had admitted to a liability that he did not believe exists. He said the School Board was trying to admit that there was a Section 2 violation of the Voting Rights Act that the County felt might prejudice our defense that the County has not violated anything in the Voting Rights Act. He said there was an opt out provision in the Voting Rights Act where Fayette County was currently eligible to avail itself of and opt out but if the School Board admits to a violation, that would make the County ineligible. He said the reason for the County's objection to the settlement was because the School Board was admitting to something that the County did not think was a violation. He said the Court had determined that the remedy that the School Board was proposing did not create a violation but created a different circumstance. He said he just wanted to make it clear that the Board of Commissioners has not instructed him or any of the County's attorneys to try and interfere with the School Board's operations. He said the County's legal position has to be protected and that was what had been done and the Judge had agreed. He said the case moves forward but without an admission of a Section 2 violation and this was important for the public and the Board to understand.

Commissioners Reports: Commissioner Hearn said he and Public Works Director Phil Mallon had met with the Spalding County Board of Commissioners to discuss the McIntosh Road Bridge and he updated the Board on this meeting. He said they had stated to Spalding County Commissioners that Fayette County would need direction as this proceeds in terms of how the matching funds would be cost shared.

Chairman Frady: Chairman Frady said he just wanted to comment on D-Day and remarked that his first cousin, who was still alive, was in that invasion. He said his cousin was also in North Africa, Sicily and also the Far East and never received a scratch. He said his cousin was now 92 years old.

Adjournment: Hearing no further business to come before the Board, Commissioner Brown made a motion to adjourn the meeting at 6:05 p.m. Commissioner Horgan seconded the motion. The motion carried 5-0.

Karen Morley, Chief Deputy Clerk