



## *Action Agenda*

Board of Commissioners  
November 7, 2012  
3:30 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on November 7, 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, Interim County Administrator  
Scott Bennett, County Attorney  
Floyd Jones, County Clerk

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**Call to Order.**

Chairman Frady called November 7, 2012 Board of Commissioners Workshop meeting to order at 3:31 p.m.

**Acceptance of Agenda.**

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

**OLD BUSINESS:**

**1. Appointment of members to the Ethics Board.**

**Three-Year Appointment to the Ethics Board:** Commissioner Hearn nominated Mr. Dan Langford to serve for three years on the Ethics Board. Commissioner Brown nominated Ms. Larris Marks to the three-year post on the Ethics Board. No other nominations were submitted and Chairman Frady called for a vote on the nominations. The nomination to appoint Mr. Dan Langford to serve for three years on the Ethics Board passed 3-2 with Commissioners Brown and McCarty voting in opposition. Ms. Marks' nomination failed by default.

**Two-Year Appointment to the Ethics Board:** Commissioner Hearn nominated Ms. Sheila Huddleston to serve for two years on the Ethics Board. Commissioner Brown nominated Ms. Pota Coston to the two-year post on the Ethics Board. No other nominations were submitted and Chairman Frady called for a vote on

the nominations. The nomination to appoint Ms. Sheila Huddleston to serve for two years on the Ethics Board passed 3-2 with Commissioners Brown and McCarty voting in opposition. Ms. Coston's nomination failed by default.<sup>3</sup>

**One-Year Appointment to the Ethics Board:** Commissioner Hearn nominated Mr. Scott Rowland to serve for one year on the Ethics Board. Commissioner Brown nominated Ms. Larris Marks to the one-year post on the Ethics Board. No other nominations were submitted and Chairman Frady called for a vote on the nominations. The nomination to appoint Mr. Scott Rowland to serve for one year on Ethics Board passed 3-2 with Commissioners Brown and McCarty voting in opposition. Ms. Marks' nomination failed by default.

**Three-Year Alternate Appointment to the Ethics Board:** Commissioner Hearn nominated Ms. Larris Marks to serve as an alternate member on the Ethics Board with said appointment to run concurrent with the three-year appointment. No other nominations were submitted and Chairman Frady called for a vote on the nomination. The nomination to appoint Ms. Larris Marks as the three-year alternate member to the Ethics Board passed unanimously.

**Two-Year Alternate Appointment to the Ethics Board:** Commissioner Brown nominated Ms. Pota E. Coston to serve as an alternate member on the Ethics Board with said appointment to run concurrent with the two-year appointment. No other nominations were submitted and Chairman Frady called for a vote on the nomination. The nomination to appoint Ms. Pota E. Coston as the two-year alternate member to the Ethics Board passed unanimously.

The Board directed the County Marshal to conduct background checks on each of the appointees and to report any problems discovered with the appointees to the Board. The Board further directed that County Clerk Floyd Jones should arrange a meeting of the Ethics Board by November 9, 2012, and should distribute the Ethics complaint to the Ethics Board once the background checks are complete.

**2. Discussion of proposed amendments to Fayette County Code, Chapter 8, Development Regulations, Article VI, Tree Retention, Protection and Replacement.**

The Board directed that the proposed amendments be placed on the November 15, 2012 Consent Agenda for a vote. The Board took no formal action with this request.

**NEW BUSINESS:**

**1. Mrs. Elizabeth Whitlock requests the Board's consideration to amend Fayette County's Zoning Ordinance as it relates to pet grooming in the O-I (Office-Institutional) Zoning District.**

Zoning Director Dennis Dutton gave a brief explanation of this issue to the Board. Ms. Whitlock then spoke to the Board about her request. Mr. Dutton and County Attorney Scott Bennett then discussed the request and answered questions from the Board.

The Board directed staff to provide an analytical report with recommendations on the impact of allowing pet grooming in Fayette County's Zoning Ordinance. The Board further directed that the report take into consideration the impact of allowing stand-alone buildings for pet grooming and similar-type businesses. The Board took no formal action with this request.

**2. Discussion of the Floodplain Management Program and recent Class 6 recertification through the National Floodplain Insurance Program Customer Rating System.**

Stormwater Management Director Vanessa Birrell discussed the Floodplain Management Program and recent Class 6 recertification through the National Floodplain Insurance Program Customer Rating System, and she answered questions from the Board.

The Board gave no direction and took no formal action with this request.

**3. Discussion of appointing two members to the Public Facilities Authority.**

Interim County Administrator Jack Krakeel informed the Board of two vacancies to the Public Facilities Authority, of the requirements that must be met by each appointee, and of the functions of the Public Facilities Authority, before he answered questions from the Board.

The Board agreed to provide nominees for the Public Facilities Authority for the November 15, 2012 meeting. The Board took no formal action with this request.

**4. Discussion of an appointment to the Region Six Mental Health Regional Planning Board.**

The Board agreed to provide nominees for the Region Six Mental Health Regional Planning Board for the November 15, 2012 meeting. The Board took no formal action with this request.

**5. Update on current SPLOST projects in Fayette County.**

Public Works Director Phil Mallon updated the Board on current SPLOST projects in Fayette County. The Board took no formal action with this request.

**ADMINISTRATOR'S REPORTS:**

There was no Administrator's Report.

**ATTORNEY'S REPORTS:**

County Attorney Scott Bennett reported that litigation needed to be discussed in Executive Session. No other Attorney's report was provided.

**COMMISSIONERS REPORTS:**

There were no Commissioners Reports.

**EXECUTIVE SESSION:**

**Litigation:** Commissioner Hearn moved to recess into Executive Session to discuss litigation. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

The Board of Commissioners recessed into Executive Session at 4:38 p.m. and returned to Official Session at 4:59 p.m.

**Executive Session Affidavit:** Chairman Frady asked for the record to show that one legal item was discussed in Executive Session and that the Board provided direction to the County Attorney. Commissioner Hearn moved to authorize the Chairman to sign an Executive Session Affidavit stating litigation had been discussed in Executive Session. Commissioner Brown seconded the motion. No discussion followed. The motion passed unanimously.

**ADJOURNMENT:**

Commissioner Brown moved to adjourn the November 7, 2012 Workshop Meeting. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

The Board of Commissioners adjourned the November 7, 2012 Workshop Meeting at 5:00 p.m.

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Floyd L. Jones, County Clerk