Minutes

Board of Commissioners
June 28, 2012
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 June 28, 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 Lee Hearn Allen McCarty
Staff Present:	Jack Krakeel, County Administrator Scott Bennett, County Attorney Carol Chandler, Executive Assistant Floyd Jones, Chief Deputy Clerk

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Call to Order, Invocation and Pledge of Allegiance.

Chairman Frady called the June 28, 2012 Board of Commissioners Meeting to order at 7:02 p.m. Commissioner Hearn gave the Invocation and led the audience in the Pledge of Allegiance.

Acceptance of Agenda.

Commissioner Brown asked for a Point of Order so he could get clarification concerning Consent Agenda Item 11. He stated that the Building Permit Fees would be part the County's revenues to be applied to the budget, and he asked if that Consent Item should be considered before the Fiscal Year 2013 budget was discussed. County Administrator Jack Krakeel informed the Board that the Building Permit Fees were not included in the proposed Fiscal Year 2013 budget, but that the budget would be amended on a later date to reflect revenues and expenditures based on Board decisions.

Commissioner Brown moved to accept the Agenda as published. Commissioner Horgan seconded the motion. The motion passed unanimously. County Administrator Jack Krakeel asked for the Board to remove New Business Item 3 from the Agenda since Public Works Director Phil Mallon would not be able to attend the meeting.

Commissioner Brown amended his motion to accept the Agenda as published and to remove New Business Item 3 from the Agenda. Commissioner Horgan amended his motion. The motion passed unanimously.

PUBLIC HEARING:

Rules of Procedure: Zoning Administrator Dennis Dutton read the Rules of Procedure as they relate to Public Hearing requests. A copy of the Rules of Procedure, identified as "Attachment 1", follows these minutes and is made an official part hereof.

1. Consideration of Resolution 2012-14 approving Petition No. AO-001-12, Talon DN Investments, Inc., LLC., Owners, and Adam Jones, Agent, request to exercise an Architectural Option for structures within a General State Overlay Zone to develop a Self-Storage Facility. This property consists of 7.50 acres, is zoned M-1, is located in Land Lot 137 of the 5th District, and fronts on SR 54 East.

Mr. Adam Jones, Agent, spoke to the Board concerning his petition, and he asked the Board to consider two changes to his petition. The first change dealt with Architectural Options, and he asked the Board to consider reducing the pitch of the roof from a 4 ½" x 12" pitch to a "half-inch x 12 inch pitch roof". The second request was to allow for the installation of metal panels instead of masonry on the "backs of the building". Discussion followed.

No one spoke in favor of or in opposition to this request.

Commissioner McCarty moved to adopt Resolution 2012-14 approving Petition Number AO-001-12, Talon DN Investments, Inc., LLC., and Adam Jones, Agent, request to exercise an Architectural Option for structures within a General State Overlay Zone to develop a Self-Storage Facility, with said property consisting of 7.50 acres, zoned M-1, and located in Land Lot 137 of the 5th District and fronting on State Route 54 East. Commissioner Horgan seconded the motion.

Commissioner Brown asked County Attorney Scott Bennett if, should the Board approve this and other similar petitions, the County would be in a position where it would be compelled to approve petitions for everyone who wanted to change the pitch of their roofs or change sidings. Mr. Bennett replied that in cases like this, the issue to be considered is the individual piece of property and its surroundings. He continued that if the Board did not look at an individual property under consideration, and instead simply granted petitions regardless of the considerations, then the Board could "get into problems."

The motion to adopt Resolution 2012-14 approving Petition Number AO-001-12, Talon DN Investments, Inc., LLC., and Adam Jones, Agent, request to exercise an Architectural Option for structures within a General State Overlay Zone to develop a Self-Storage Facility, with said property consisting of 7.50 acres, zoned M-1, and located in Land Lot 137 of the 5th District and fronting on State Route 54 East passed unanimously. A copy of the request and Resolution 2012-14, identified as "Attachment 2", follow these minutes and are made an official part hereof.

2. Public Hearing on the County's proposed annual budget for the fiscal year beginning July 1, 2012 and ending June 30, 2013, and consideration of Resolution No. 2012-13 adopting the Fiscal Year 2013 Budget.

Chief Financial Officer Mary Holland gave a brief overview of the budget.

Mr. Randy Ognio questioned the budget and why some practices pertaining to the budget appeared to no longer continue. He also questioned why some information appeared to be missing from the budget. Ms. Holland answered Mr. Ognio's questions and said that the information that Mr. Ognio commented on is available.

Mr. Jack Smith spoke in favor of the proposed budget. He commented that during his time as Chairman of the Fayette County Board of Commissioners, he and the Board were faced with the worst economy since the Great Depression. He stated that, given those difficulties, the Board managed to both reduce and underspend the budget. He commended the Board for its continued diligence as reflected in the proposed budget. He also commended County Administrator Jack Krakeel and his work during the budget process.

No one else spoke in favor of or in opposition to the request.

Commissioner Hearn moved to adopt Resolution 2012-13 enacting the Fiscal Year 2013 budget. Commissioner Horgan seconded the motion.

Commissioner Brown told the Board that he thought the County was going in a wrong and unsustainable direction because expenditures are higher than revenues. He thought the County was "very lucky" to have money in the Reserve Fund which was accreditable to one-time opportunities. He spoke about how the Board had "pulled fire expenses from the General Fund", how the Fire Fund is on the brink of collapse, and that he agreed there was a need to raise the Fire Fund's millage rates. He continued saying that he did not believe the Early Retirement Initiative Program (ERIP) would provide savings as advertised, and would cause trouble for the County in the future. He noted that the County had unfunded maintenance and heavy equipment costs, and that the County would be compelled to find the money or equipment will break down. He noted that the Board had not taken advantage of House Bill 240 (HB240), which would have helped the County "dramatically". He reminded the Board that it had added a highly paid position to the Library, but that the Board did not made adjustments in other areas to pay for the expense. He pointed out that the County is paving dead-end gravel roads, and he repeated that he could not support the direction the County taking.

Chairman Frady reminded Commissioner Brown that every member of the Board voted in favor of the ERIP, that he continued to support it, that he saw many of the retiring employees in the audience, and that he was happy for them. He said the ERIP was a "cost project for the County", and by enacting it, the County would save thousands and millions of dollars in the future.

Commissioner Hearn stated that Fayette County has a three-month cash reserve that covers all of the County's operating expenses. He continued that the County also has another $2 million which is earmarked as an Emergency Fund, and that after the proposed Fiscal Year 2013 Budget was adopted, the County would still have another $10 million in a cash reserve that is undesignated and can be utilized to meet needs. He said that the proposed budget would reduce the undesignated reserve balance by $1.4 million, but he thanked former County Chairman Jack Smith and his Board for their efforts in assuring that a cash reserve would be available. He said as long as the County was managing the budget, then he did not have a real problem with spending some of the reserve funds. He told the Board that he thought the ERIP was a good way for the County to save money in its operating expenses since it was expected to save approximately $1.1 million dollars annually. He noted that the County had pre-funded the plan so that it would not be a burden on the next Board of Commissioners. He agreed with Commissioner Brown's concerns about the unfunded maintenance and heavy equipment costs, saying those costs are "daunting." He next explained HB240 saying it was not meant to redirect Special Purpose Local Option Sales Tax (SPLOST) funds for buildable projects, and that he

was not in favor of redirecting SPLOST funds that were decided upon by voters in the 2004 elections for transportation improvements in Fayette County. Concerning the paving of County roads, Commissioner Hearn said he wished every gravel road in Fayette County was paved, that it was not very expensive to pave a gravel road, and that maintaining a gravel road was actually more costly than maintaining a paved road. While he thought that there were some areas in the budget that could be better, he concluded that, as a Board, compromises would have to be made in order to find common ground. He closed by thanking staff for doing a very good job in putting the budget together, and said he would support the budget.

Commissioner McCarty said that he viewed a budget with the idea that "if you don't have some money coming in that you are going to spend, you don't do it." He said that a balanced budget has money that is coming in that pays for the money that is going out. He continued that while Fayette County does not quite have a balanced budget, it is the only budget that is available and it is what the County has to work with. He said that he would support the budget, but he wanted to be clear that he was not happy with the budget and that he looked forward to making changes to it in the future.

Commissioner Horgan repeated former Chairman Jack Smith's comments that the Board has been reducing expenses while providing the same level of services. He said he took exception to Commissioner Brown's comments concerning Fayette County's Librarian. He said Fayette County has one of the best librarians in the entire State of Georgia, that the people who patronize the library would not be supportive of replacing the librarian, and that by replacing her, the Board would be hurting the quality of life of Fayette County's citizens. He commended staff for their work on the budget, and said money had been found where it could not be found. He noted that the ERIP was a first line of defense, and that it "is a very humane way of the County saving money." He said he was not in favor or layoffs or furloughs, and if the County could continue to provide the same amount of services with a reduction in the County's staff, and if the reduction was at the individual employee's will, then it was the right move to make. He said for those reasons he was supportive of the budget, and he agreed with Commissioner McCarty that adjustments to the budget can be made in the future.

The motion to adopt Resolution 2012-13 enacting the Fiscal Year 2013 budget passed 4-1 with Commissioner Brown voting in opposition**.** A copy of the request and Resolution 2012-13, identified as "Attachment 3", follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Randy Ognio: Mr. Randy Ognio stated that the Fiscal Year 2013 budget was approved with a $2.8 million shortfall before he stated that the agenda had many requests to spend a lot of money and commented on the following Agenda Items: Consent Agenda Item 2, Consent Agenda Item 5, Consent Agenda Item 6, Consent Agenda Item 11, Old Business Item 1, and New Business 1.

Jack Smith: Mr. Jack Smith publically thanked the County's retiring employees. He noted that the number of years of experience represented by the 32 retiring employees equated to approximately 1,000 years of knowledge. He said all of the retirees deserve the County's thanks for jobs well done. He singled out Executive Assistant Carol Chandler saying she had served the County well and that she earned a public debt of gratitude for her years of service. Mr. Smith also highly commended County Administrator Jack Krakeel, wished him well in his retirement, and said he was sad to see Mr. Krakeel go.

CONSENT AGENDA:

Commissioner Brown asked to remove Consent Agenda Items 1, 2, 5 and 11.

Commissioner Brown moved to approve the Consent Agenda with the exception of Consent Agenda Items 1, 2, 5 and 11. Commissioner Hearn seconded the motion. No discussion followed. The motion passed unanimously.

1. Approval of the appointment of Floyd Jones as County Clerk, effective July 1, 2012.

Commissioner Brown mentioned that Chief Deputy Clerk Floyd Jones would "have his hands full" with this new position. He stated that the County would miss Executive Assistant to the Board of Commissioners, Carol Chandler. He stated that with Ms. Chandler's departure from the County, along with Chief Deputy Clerk Karen Morley's retirement, that the Administrative Office would lose approximately 70 years of institutional experience. He was also concerned that Mr. Jones would not have the needed level of staffing beneath him, and he was concerned about how the County would handle that situation. He told Mr. Jones that he thought he was "up to the job and that he could do it", but he wanted staff to know his concerns since the County was placing "one whale of a commitment" on Mr. Jones. He hoped that the Board would give Mr. Jones the necessary support.

Chairman Frady mentioned that County Administrator Jack Krakeel had provided a memo to the Board regarding the retiring positions and who would replace them. He said that Mr. Krakeel had "covered the positions very well", and that Mr. Jones would have a lot of experienced people in the office to help him out. Commissioner Brown said that he was only expressing his concerns, and that he wanted them to be noted. Chairman Frady replied that the concerns were covered.

Commissioner Brown moved to approve Consent Agenda Item 1. Commissioner McCarty seconded the motion. No further discussion followed. The motion passed unanimously. A copy of the request, identified as "Attachment 4", follows these minutes and is made an official part hereof.

2. Approval of staff's request to extend the current Technical Support Program coverage for the Siemens Building Automation System at the Fayette County Justice Center, the Jail, and the Annex Building with Siemens Building Technologies for three years, beginning July 1, 2012, at an aggregate cost of $184,471, and to authorize the Chairman to sign any contracts contingent upon County Attorney's review.

Commissioner Brown asked Building and Grounds Director Greg Ownby if third-party providers had been researched and if prices had been compared for these services. Mr. Ownby replied that the automotive equipment at the Jail, Annex Building, and Justice Center belongs to Siemens Building Technologies, and if they went bad then they would be replaced with no cost to the County. He further reported that he did research about three years ago on third-party providers. He explained that every company that provides similar services would also require their own equipment, meaning the current equipment would have to be removed and replaced. He said this would disrupt operations at all three locations, that the Board would still find itself entering into maintenance agreements, and that the replacement cost for the equipment (based on costs three years ago) was $60,000. After discussion, Commissioner Brown stated that while he did not mind voting in favor of staff's recommendation at this time, he thought that eventually the County would have to research alternatives in order to determine if there is another company available that was competitive enough to

consider. Mr. Ownby suggested that the current equipment would likely be deemed obsolete in the following three years and that Siemens would want to replace the equipment at that time, so that would be the optimal time to search for other service providers. Commissioner Brown agreed with that suggestion.

County Attorney Scott Bennett clarified that Fayette County is not paying for three years of this service up-front, but was in fact paying for the service on a quarterly basis; or was making 12 payments during the three-year period. Mr. Ownby agreed and added that the Sheriff's Office occupies two of the buildings and so the Sheriff is paying is own portion of the costs while the County is paying for the Justice Center.

Commissioner Horgan asked how the service had been with Siemens. Mr. Ownby replied that their service was excellent, that they typically respond to service calls well within the four hours provided by in the agreement, that they come prepared, that they fix the problems with very little downtime, and that there are virtually no complaints from the people who interact with those buildings.

Commissioner Brown moved to approve Consent Agenda Item 2. No further discussion followed. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously. A copy of the request, identified as "Attachment 5", follows these minutes and is made an official part hereof.

3. **Approval of staff's request to purchase Microsoft Office licensing from Dell Marketing, LP., by utilizing Fayette County's Microsoft Select Agreement, in an amount not to exceed $65,790, to be installed on all the county's computers and laptops that were purchased during Fiscal Year 2012, and authorization for the Chairman to sign any related documents contingent upon review by the County Attorney. A copy of the request, identified as "Attachment 6", follows these minutes and is made an official part hereof.**

4. **Approval of staff's recommendation regarding Bid #837, to award a 12-month contract for waste disposal services to Advanced Disposal Services Atlanta, LLC in the amount of $23,802.00, and to Cardinal Waste Solutions, LLC in the amount of $3,984.00, for a total of $27,876.00, and authorization for the Chairman to sign contracts or documents upon review by the County Attorney. A copy of the request and contract, identified as "Attachment 7", follows these minutes and is made an official part hereof.**

5. **Approval of staff's recommendation to continue the maintenance agreement between Fayette County and Motorola for the 800 MHZ ASTRO Simulcast System, and to authorize the Chairman to sign the renewal contract, in the amount of $490,879.91, for the term of July 1, 2012 through June 30, 2013, pending the County Attorney's review.**

Commissioner Brown asked if third-party companies could render the same services as Motorola does for competitive prices. Mrs. Rogers explained the purposes and needs of the Communication Center's radios and the service Motorola provides for Fayette County. Commissioner Brown asked if there was a third-party vendor "who handles Motorola". Mrs. Rogers replied that there was no one else that she knew of, and even still, a Motorola shop would still be required to work on the radios due to specialized requirements. She added that Fayette County also receives great service from Diversified-- the company that is contracted by Motorola to service Fayette County. Commissioner Brown clarified that Fayette County contracts with Motorola and not with Diversified, and Ms. Rogers replied that was correct.

Commissioner Brown moved to approve Consent Agenda Item 5. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously. A copy of the request and agreement, identified as "Attachment 8", follow these minutes and are made an official part hereof.

6. **Approval of staff's recommendation to award Bid #P828- E-911 Emergency Generator, for the replacement of the Uninterrupted Power Supply (UPS) and generator at the 911 Communications Center, to Queen Capital, LLC., in the amount of $109,780, and authorization for the Chairman to sign the contract and related documents contingent upon the County Attorney's review. A copy of the request, identified as "Attachment 9", follows these minutes and is made an official part hereof.**

7. **Approval of a request from the Sheriff's Office to allow for the disposal of one vehicle, which was originally purchased with Federal Drug Seizure Funds, as a trade-in for the purchase of one new replacement vehicle. A copy of the request, identified as "Attachment 10", follows these minutes and is made an official part hereof.**

8. **Approval of a request from the Sheriff's Office to authorize appropriate Fayette County personnel to sign tag and title paperwork for the acquisition of one new replacement vehicle which has been approved by Sheriff Wayne Hannah to be purchased with money from Equitable Sharing Funds. A copy of the request, identified as "Attachment 11", follows these minutes and is made an official part hereof.**

9. **Approval of a request from the Sheriff's Office to amend the Overtime Budget for the Criminal Investigations Division by $3,112.44, which has been received from various federal programs for the 2011 - 2012 fiscal year, for reimbursement for employees assigned to work with various Federal agencies. A copy of the request, identified as "Attachment 12", follows these minutes and is made an official part hereof.**

10. **Approval of staff's recommendation to accept a grant from the State of Georgia District 4 Health Services, in the amount of $4,448.53, for the replacement of medical supplies for the Mass Casualty Response Trailer, and authorization for the Chairman to sign any related documents upon the County Attorney's review. A copy of the request, identified as "Attachment 13", follows these minutes and is made an official part hereof.**

11. **Approval of staff's recommendation to adopt Resolution 2012-15 revising the Building Permit Fee Schedule; and approval to effectuate related and necessary changes with EnerGov software in the amount of $387.00.**

Commissioner Brown told Interim Permits and Inspections Director Joe Scarborough and the Board that he understood "what we do in the County, and I understand that we do it at the highest possible level". He said that he would never say anything bad about the service the Permits and Inspections (P&I) Department provides, and he wanted that to be made perfectly clear. Commissioner Brown commented that, based on the financial situation that the County is in, that the Board has to look at options, and that he is looking "the probability of privatization of this type of function." He stated that Peachtree City was privatizing their inspections, as well as many other jurisdictions, that they were having a lot of success in their efforts, and that those jurisdictions did not have to worry about "extras like benefits" with subcontracted employees. He repeated that his concerns were not intended to reflect on the department's work since it is doing an excellent job, but that "we are getting down to dollars and cents, and we are having to figure out how to do it year after year, and you can only cut so many people out of a budget until you can't take anyone else out of a budget, and you've got to start looking at other options."

Commissioner McCarty stated that if he lived outside of Fayette County and if he wanted to build somewhere, he would not come to Fayette County with its proposed fee schedule since he would find somewhere less expensive to build. He stated that he was not in favor of increasing the County's permit fees, which should be kept lower than everyone else in order to draw people into the County, and then, when those new people pay taxes, the County would get a greater amount of income. Chairman Frady replied that the proposals were intended to cover costs, that it was not an attempt to make money for the County, and that people were welcome to come to Fayette County.

Mr. Scarborough responded that, based on his research, the independent companies that provide similar services charge higher costs than any of the ten jurisdictions in the Atlanta region, including Fayette County. He suggested that someone should take a look at Peachtree City's Insurance Services Offices (ISO) ratings to learn how much loss Peachtree City has incurred by privatizing the work. He continued that private companies are money-making enterprises that exist to make money, but that his department is only asking to recover costs and do its job with integrity and the level of skill they are known for.

Commissioner Hearn added that one element that needed to drive the discussion was the level of service that was being provided by the Permits and Inspections Department, and that there is more to the discussion than dollars and cents. He credited Mr. Scarborough and his department for adjusting the permit fees to cover costs and for providing a great level of service to the citizens. Mr. Scarborough added that his department was providing the "bang for the buck" since, given the integrity and quality of the people in his staff, Fayette County is "indeed the County" other building departments strive to emulate.

Commissioner Horgan agreed that this discussion centered on the service and the quality of what Fayette County citizens have come to expect. He thought that disrupting ISO ratings in Fayette County would be one of the worst things that could happen to Fayette County, and he suggested that the reason buildings in Fayette County cost as much as they do, while still drawing people to them, was based on how they are constructed. He continued that any measure to "lessen the department would just be atrocious" and that it would be taking five steps backwards.

Commissioner Horgan moved to approve Consent Agenda Item 11. Commissioner Hearn seconded the motion. Discussion followed. The motion passed 3-2 with Commissioners Brown and McCarty voting in opposition. A copy of the request and Resolution 2012-15, identified as "Attachment 14", follow these minutes and are made an official part hereof.

12. Approval of staff's recommendation to adopt Resolution 2012-16 affirming the "Fayette County 2011 Annual Report on Fire Services Impact Fees (FY2011), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2012-FY2016)", and to transmit said Resolution and Report to the Atlanta Regional Commission by June 30, 2012. A copy of the request and Resolution 2012-16, identified as "Attachment 15", follow these minutes and are made an official part hereof.

13. Approval of staff's recommendation to quitclaim the landscape island at the entrance of Lodge Trail in The Chimneys subdivision to the homeowners association and authorization for the Chairman to execute any related documents, pending the County Attorney's review. A copy of the request, identified as "Attachment 16", follows these minutes and is made an official part hereof.

14. Approval of staff's recommendation to award Bid #836- Water Pump Repair for the rebuilding and reinstallation of a Peerless Vertical Pump at the Crosstown Water Plant, to the lower bidder, Goforth Williamson, Inc., in the amount of $22,650.00, and to authorize the Chairman to sign the forthcoming contract and related documents contingent upon the County Attorney's review. A copy of the request, identified as "Attachment 17", follows these minutes and is made an official part hereof.

15. Approval of the May 24, 2012 Board of Commissioners Minutes and the June 6, 2012 Board of Commissioners Workshop Minutes.

OLD BUSINESS:

1. Discussion of Phase II of the segmented approach for Fayette County's Parks and Recreations Needs Assessment in order to determine if the Board wishes to continue with the process.

Mr. Darryl Hicks, Vice-Chairman of the Recreation Commission, began his presentation by reminding the Board that about one year ago, he spoke to the Board about the possibility of conducting a Parks and Recreations Needs Assessment for Fayette County. He reminded the Board that the assessment would progress through four phases, and, that a couple of months ago, he had reported to the Board about the completion of Phase One. He told the Board that they were now approaching Phase Two, which is the Visions and Goals phase, and he explained how Phase Two was intended to proceed. He stressed that the Recreation Board was not attempting to tell the Board of Commissioners what to do, but rather it intended to simply provide information. He concluded his presentation by asking the Board to provide $7,000 for the completion of Phase Two.

Commissioner Brown said he appreciated the work that Mr. Hicks and the Recreation Board had provided, and that the information from Phase One gave him assurance that the people are generally satisfied with what the County provides. He suggested, however, that due to the economic conditions faced by Fayette County, that he would have a hard time approving funding for any project unless it was a life or death emergency. Mr. Hicks replied that he appreciated Commissioner Brown's position, but he suggested that if Fayette County did not consider how to best service it people then the long term costs to the County could be substantially more than $7,000. Commissioner Brown replied that he was concerned that, if Phase Two was approved, it could mislead the citizens into thinking the work would result into an Implementation Plan and that the County would start building new recreation projects and then, when the time came when the study could be implemented, it would be out of date. Mr. Hicks repeated that the Recreation Board was not talking about funding new parks, but that the study could engage citizens and it may open up the possibility of "soft things" such as passive parks that cost very little to the County. Discussion followed.

Mr. Krakeel suggested that if the Board decided to fund Phase Two that the Recreation Commission should take into consideration the recent direction the Board of Commissioners gave to the Planning Commission concerning the Starr's Mill area and how it could be viewed from a recreational perspective. Commissioner Horgan added that the Southern Conservation Trust was trying to procure land at the Gingercake Nature Preserve, and that there had been proposals for rafting or river trips from that location to Starr's Mill. He also agreed that there should be consideration of passive parks in Fayette County that would be utilized by the elderly population.

Commissioner Horgan moved to continue Phase II of the segmented approach for Fayette County's Park and Recreations' Needs Assessment, and to authorize use of $7,000 from the County's unassigned fund balance to pay for Phase II. Commissioner Hearn seconded the motion.

Commissioner Brown mentioned that he wanted the Board to be cognizant of the fact that during budget discussions, the Sheriff was informed that he would not have funding for a Warrant Officer so that he could purchase bullet proof vests, and the Chief Magistrate Judge was told he could not hire a trained Constable for a relatively small amount of money. He said both of those requests involved relatively small amounts of money and they pertained to public safety. He concluded that the Board seemed to be "nickeling and diming "in some areas but not in other areas and that he could not figure out what the difference was between the areas.

The motion to continue Phase II of the segmented approach for Fayette County's Park and Recreations' Needs Assessment and to authorize use of $7,000 from the County's unassigned fund balance to pay for Phase II passed 3-2 with Commissioners Brown and McCarty voting in opposition. A copy of the request, identified as "Attachment 18", follows these minutes and is made an official part hereof.

NEW BUSINESS:

1. Consideration of staff's recommendation to purchase Fiscal Year 2013 property and casualty insurance from Travelers at $506,367.00, Sheriff's Office accidental death insurance from The Hartford at $2,035.00, volunteers firefighters' accident and sickness insurance from VFIS at $2,750.00, and Commissioners' travel accident insurance from The Hartford at $750.00, for a total of $511,902.00.

Purchasing Director Ted Burgess began his presentation by informing the Board that he learned just prior to the start of the meeting that the aggregate cost of his recommendation had reduced from $511,902 to $489,839. He then reminded the Board that the County had been issuing Requests for Proposals (RFP) for several years but had thus far received no more than two responses in any one year. He also reminded the Board that in March 2012, the Board approved his recommendation to use a third-party broker to obtain the best values on the County's behalf. He said that staff chose Public Risk Underwriters to negotiate with the insurance carriers since that company was familiar with Fayette County and its needs. He closed by introducing Mr. Michael White of Public Risk Underwriters to speak about the request.

Mr. White informed the Board that during the past four years the County had sustained $1,518,642 in losses, and he explained that the losses were a problem for an underwriter since, for every dollar paid by Fayette County, the insurance carrier paid 122% more. He said that was the reason Fayette County did not see more competition for its business, and he predicted that as insurance rates continue to climb, Fayette County would continue to be charged more each year. He suggested that greater efforts should be taken to monitor automobile losses in order to get greater competition for its business in the future.

Commissioner Hearn asked County Administrator Jack Krakeel what percentage of losses was attributable to emergency vehicles. Mr. Krakeel replied that, of the $1,579,254 of automobile claims, $1,515,438 were attributable to the law enforcement community with the other claims coming from Fire and Emergency Services, the Fayette County Marshals, and others.

Commissioner Brown asked how long would it take for the County to return to competitive rates? Mr. White replied that it would take at least three good years. He also reminded the Board not to be surprised if rates increase next year.

Mr. Krakeel informed the Board that the County had been aware of the problems for some time, and that he has had discussions with the Sheriff regarding the claims. He said that he thought the Sheriff was addressing the problem by providing additional, internal training with his department, revising policies, and continuously

reinforcing safe driving habits. He added, however, that accidents will occur given the nature of emergency responses and the size of Fayette County. Mr. White added that the Travelers Loss Control Agent who visits Fayette County on a regular basis has been impressed with the department heads in general since they take loss control and management very seriously. He said that was the reason Fayette County did not see a more inflated cost this year. Discussion followed.

Commissioner Brown moved to approve staff's recommendation to purchase Fiscal Year 2013 Property and Casualty Insurance from Travelers at $482,800; Sheriff's Office Accidental Death Insurance from The Hartford at $2,035; Volunteer Firefighters' Accident and Sickness Insurance from VFIS at $2,754; and Commissioners Travel Accident Insurance from The Hartford at $2,250, for an aggregate total of $489,839.00. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously. A copy of the request, identified as "Attachment 19", follows these minutes and is made an official part hereof.

2. Approval of the June 14, 2012 Board of Commissioners Minutes. Commissioner Steve Brown was absent for this meeting.

Commissioner Hearn moved to approve the June 14, 2012 Board of Commissioners Minutes. Commissioners Horgan and McCarty seconded the motion. The motion passed 4-0-1 with Commissioner Brown abstaining from the vote.

3. Update from Public Works Director Phil Mallon concerning current Transportation SPLOST projects in Fayette County.

New Business Item 3 was removed from the Agenda during its approval by the Board.

ADMINISTRATOR'S REPORTS:

County Administrator's Farewell: County Administrator Jack Krakeel announced that he had no formal report to give to the Board during the evening, but he wanted to offer a few personal comments. He said that he had the extreme and fortunate opportunity to have worked in Fayette County for 28 years, and that this opportunity has allowed him and his wife to raise their family in the County, for his children to attend schools in the County, and to not be relocated because of professional aspirations. He stated that Fayette County is a tremendously talented community, and that Fayette County government has tremendously talented personnel. He told the Board that he has had the distinct pleasure of working with some of the top professionals in every field in the Fayette community including the Department of Fire and Emergency Services, the Finance Department, the Human Resources Department, and the Planning and Zoning Department. He stated that Fayette County is extremely fortunate to have a cadre of talented individuals who are truly dedicated and deeply committed to their service to the community. He said he appreciated having the opportunity to have worked with each and every one of the employees and that the work has been a collective team effort that has allowed the County to prosper over the past five years. He congratulated his staff and extended to them his sincere appreciation for all of the support that they gave him during his career both in Public Safety and during the last five years as County Administrator. He closed saying, "thank you and May God bless Fayette County."

ATTORNEY'S REPORTS:

No Attorney's Report was given.

COMMISSIONERS' REPORTS:

Commissioner Brown: Commissioner Brown wished his best to the people who were taking advantage of the Early Retirement Program. He said he had already held conversations with Human Resources Director Connie Boehnke and Executive Assistant Carol Chandler, and they have always said they would be readily available on the telephone should anything come up. He said he appreciated all of the people who have the experience being willing to be readily available on the telephone, and he wished them the best.

Commissioner Hearn: Commissioner Hearn said he had a "piece of paper" about a remnant piece of property that Fayette County purchased when the land for Lake Horton was purchased. He then asked Water System Director Tony Parrott to bring a recommendation back to the Board concerning the matter at a later date. Commissioner Hearn then thanked County Administrator Jack Krakeel for his service. He spoke about others who were retiring as well including Robyn Wilson, Connie Boehnke, and Carol Chandler. He acknowledged that Fayette County was losing great people and that he had enjoyed working with them both as an employee and as a Commissioner. He wished the retirees the best, and asked that they refrain from sending him cards from cruises or other vacations.

Commissioner Horgan: Commissioner Horgan stated that it was "pretty neat" to see all of the retirees at the Retirement Party held the day before, and he noted that 835 years of service and experience would be retired and sorely missed. He stated that the retirees had taught him a lot over the years, and that they had passed much of their information onto those underneath them since they knew one day they would have to leave. He stated that the County would continue to "do all right", and he thanked the retirees for their service.

Commissioner McCarty: Commissioner McCarty thanked County Administrator Jack Krakeel and Executive Assistant Carol Chandler. He said both had been a big help to him in his first term as Commissioner, and he said they had never given him the wrong answer. He said they had always been honest with him and helpful where they could. He thanked them and said they would both be extremely missed. He then spoke about an interview that he gave concerning his opinion of both the East and West Fayetteville Bypasses. He stated that his opinion about those bypasses was that the County should use the existing roads with turn lanes and improvements, and that he made a recommendation to Public Works Director Phil Mallon that he would support conducting a study to accomplish that objective on the East Fayetteville Bypass, but not on the West Fayetteville Bypass.

Chairman Frady: Chairman Frady referred to Commissioner McCarty's comments saying he supported the SPLOST Referendum when it was put forward. He said that people have come from other jurisdictions wanting to use SPLOST funds to pay off debt, but he did not consider that a reasonable cause to put taxpayers in a position to have to pay for a referendum. He said the taxpayers voted for the referendum that the County is working on right now, that the citizens of Fayette County voted in favor of the referendum, and he would work on getting the West Fayetteville Bypass completed. He said he would continue to do what the taxpayers and previous Board had charged him to do. Chairman Frady then stated that he had worked with County Administrator Jack Krakeel for twenty years, and that while he had seen many good managers in Fayette County, Mr. Krakeel was one of the best. He thought the taxpayers should be very aware of that fact, and they should thank him for a job well done. Chairman Frady then asked all of the retirees in the audience to stand up to be recognized and applauded. He concluded that Mr. Krakeel had provided the Board with information concerning who would fill crucial positions, so he did not expect to County to "misfire in any direction" since those people have been trained.

ADJOURNMENT:

Commissioner Brown moved to adjourn the June 28, 2012 Board of Commissioners Meeting. Commissioner Horgan seconded the motion. No discussion followed. The motion passed unanimously.

The June 28, 2012 Board of Commissioners Meeting was adjourned at 8:54 p.m.

Floyd L. Jones, County Clerk

Herbert Frady, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 26th day of July 2012.

Floyd L. Jones, County Clerk