



Action Agenda

Board of Commissioners
March 28, 2013
7:00 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on March 28, 2013 at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:

Steve Brown, Chairman
Charles Oddo, Vice Chairman
David Barlow
Jesse McCarty
Randy Ognio

Staff Present:

Steve Rapson, County Administrator
Floyd L. Jones, County Clerk
Dennis Davenport, Interim County Attorney

Call to Order, Invocation, and Pledge of Allegiance

Chairman Brown called the March 28, 2013 Board of Commissioners meeting to order at 7:03 p.m.

Commissioner Barlow introduced Pastor Mike Statua of Community and Global Ministries at Grace Evangelical Church, and spoke about Pastor Statua's ministry.

Commissioner Ognio led the audience on the Pledge of Allegiance.

Acceptance of Agenda

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

PRESENTATION / RECOGNITION:

1. Proclamation honoring Vietnam Veterans and proclaiming March 29, 2013 as Vietnam Veterans Day.

Commissioner Oddo read the proclamation honoring Vietnam Veterans. The veterans also introduced themselves and what branch they served in during the war. Ms. Allison Chambers also spoke about future efforts to honor America's Vietnam Veterans.

2. Proclamation of March 28, 2013 as “Atlanta Suburban Alumnae Chapter of Delta Sigma Theta Sorority, Inc. Day”.

Commissioner David Barlow read the proclamation making March 28, 2013 “Atlanta Suburban Chapter of Delta Sigma Theta Sorority, Inc. Day.”

3. Proclamation of March 28, 2013 as “East Point / College Park (EPCP) Alumnae Chapter of Delta Sigma Theta Incorporated.”

Commissioner David Barlow read the proclamation making March 28, 2013 “East Point / College Park Alumnae Chapter of Delta Sigma Theta Incorporated” Day.

4. Presentation of the National Weather Service “Storm Ready” Community designation for 2013-2015.

Emergency Management Agency Director Pete Nelms spoke about the National Weather Service’s “Storm Ready Recognition Program.” He spoke about how Fayette County has been recognized as a “Storm Ready Community both in the past and today. Mr. Keith Stillman, who is the meteorologist in charge of the weather service in Peachtree City, spoke about the Storm Ready program. He also spoke about Fayette County’s work, role, and benefits by being a Storm Ready Community. Fire Chief Scarborough also acknowledged Mr. George Knight who volunteers with Fayette County’s Public Safety Division.

5. Proclamation recognizing the J.C. Booth Middle School’s Science Olympiad Team’s state championship win.

Chairman Brown introduced the J.C. Booth Middle School’s Science Olympiad Team, and he read a proclamation from Governor Nathan Deal honoring the J.C. Booth Middle School’s Science Olympiad Team’s state championship win. Chairman Brown then spoke about the team’s science project, and asked the team to give a demonstration of their music. Chairman Brown introduced Ms. Tammy Pakulski, who leads the Science Olympiad Team. Ms. Pakulski spoke about the work, achievements, and aspirations made by the Science Olympiad Team.

PUBLIC HEARING:

6. Consideration of Petition Number 1228-13, ARC Enterprises, LLLP, Sandy Creek Holdings, LLC & Fayette Property Holdings, LLC, Owner, and James I. Pace, Agent, request to rezone 288.5 acres from A-R and R-70 to G-B to develop a Media Production and Educational Campus, with said property located in Land Lots 10 & 11 and fronting on Veterans Parkway and Sandy Creek Road.

Mr. Jim Pace, representing Rivers Rock, LLC. introduced himself to the Board. Mr. Bill Foley, the architect planner for the project, presented a PowerPoint presentation while imploring for Petition Number 1228-13. Mr. Matt Forshee, President and CEO of the Fayette County Development Authority, spoke about the fiscal impact associated with Petition 1228-13. Mr. Jim Pace next spoke about how this opportunity came about for Fayette County. Mr. Len Gough said he spoke on behalf of landowners and the team members of Project Star Gate by asking for the Board of Commissioners unanimous support of Petition 1228-13. Mr. Gough then spoke about the implications Fayette County could experience with the unanimous support of the Board.

Chairman Brown asked Community Development Director Pete Frisina to read the seven conditions into the record, and Mr. Frisina did so. Chairman Brown asked the petitioners if they agreed to the conditions. Mr. Pace stated that the applicant would agree to all the conditions.

Chairman Brown opened the floor for those in opposition to Petition 1228-13.

Leslie Edwards: Ms. Leslie Edwards spoke in opposition to Petition 1228-13 stating that while she was largely in favor of the petition, she had concerns about how stormwater would affect property owners downstream of the site who live in close proximity to Whitewater Creek.

Dennis Chase: Mr. Chase spoke in opposition to Petition 1228-13 saying "If it sounds too good to be true, it probably is." He said this petition was as close to the definition of "spot-zoning" as possible, and that it would have a massive impact on zonings north, east, and south of the property. He added that the proposal did not fit into Fayette County's Comprehensive Land Use Plan. He said the citizens have already suffered enough from decisions of past Commission Boards since they already had to pay for Rivers Elementary School and the West Fayetteville Bypass. Mr. Chase asked the Board to impose two additional conditions. The first condition he proposed stated that if the development did not actually take place that the land would revert back to its original zoning. The second condition was that the applicant put a deed restriction on all of the wetlands and all of the property outside of the remaining Phase I, Phase II and Phase III areas, ensuring that it would never be developed.

Ginga Smithfield: Mrs. Smithfield spoke in opposition to Petition 1228-13 by pointing out how the homeowners along Phases I and II of the West Fayetteville Bypass have been affected by the construction of that road. She reminded the Board that one concern was that the road was built for the benefit of developers, and stated that now that Phase II is almost complete a development conglomerate is requesting 288.5 acres to be rezoned to General Business (G-B). She said that the Phase II homeowners are concerned about the future of their homes and neighborhoods, that the West Fayetteville Bypass was constructed without regard to Fayette County's Land Use Plan, and that the homeowners were extremely concerned that a precedence would be set by rezoning the land. She said the homeowners would need assurance that changing the zoning, as requested, would not set precedence for other parcels along the parkway.

Lesley Rathburn: Ms. Rathburn spoke in opposition to Petition 228-13. She was concerned about the traffic implications for Sandy Creek Road, saying she did not see how there would be no impact to traffic when a studio and ancillary businesses coming to Fayette County. She told the Board that she moved to metropolitan Atlanta from Phoenix, Arizona in 2003, and that she chose to live in Fayette County since it had a Land Use Plan. She said she bought properties in Fayette County since it would provide controlled growth. She stated that she knew about the economic challenges, and she thanked Mr. Chase for his comments. In closing, Ms. Rathburn said she was disturbed that many people who live in the area do not know about the project and about residual affects associated with rezoning the property. She also commented on the "boorish" look that Pinewood Studios has at other locations.

Tom Waller: Mr. Waller spoke in opposition to Petition 1228-13. He thanked the Rivers family for keeping up their property saying Mr. Charles Rivers would be proud. He was concerned since Sandy Creek Road has an 80-foot right-of-way and Veterans Parkway as a 150-foot right-of-way. He said the roads should not be treated as equal when berms are considered, and he recommended that Sandy Creek Road needed to be wider to compensate for the loss of space and depth. He pointed out that no one had presented a traffic study, and that traffic impacts should be considered before "thousands of vehicles and heavy trucks" were put onto Sandy Creek Road and Veterans Parkway.

Chairman Brown opened the floor for those in support of Petition 1228-13

Bob Ross: Mr. Ross spoke in favor of Petition 1228-13. He stated that this project would benefit Fayette County both economically and by putting another signature to Fayette County. He liked the idea that the proposal would not produce smoke, did not have the potential for hazardous materials, and would be self-contained. He pointed out that the Riverwood Studios and its ancillary business in Senoia, Georgia do not live a significant footprint. He acknowledged that there as risk involved with this proposal, but it was up to the elected officials to be mindful of the situation. He added that he did not anticipate that approving this request would set precedence for other rezonings, and he did not believe there would be a major traffic increase. He closed saying he thought this opportunity would provide a greater job base for Fayette County.

Yul Brynner: Mr. Brynner spoke in favor of Petition 1228-13. He said he lived in Fayette County most of his life and that he recently graduated from Clayton State University. He thought this petition would present an opportunity for people like him, and that the educational portion of this request was “monumental” since it would help expose the great lane in Fayetteville and its surround jurisdictions. He said he was a film student and that he would love to be able to wake up each day and be able to go next door to work. He said Fayette County could grow more and move “because of the things we are daring to do and daring to try”. He thought this petition would present a good investment into Fayette County’s future for those students who will want to do the work without having to leave for Hollywood or elsewhere.

Robert Torbush: Mr. Torbush spoke in favor of Petition 1228-13. He said that he attended one of the oldest churches in Fayette County. He said the church was close to closing its doors for good, but that the movie industry helped save it. He said the church, now, is not growing a lot, and it is not declining. He spoke about the capital improvements made at the church, and how the movie industry saved the church.

Gene Bell: Mr. Bell spoke in favor of Petition 1228-13. He “seconded” Mr. Ross’ comments. He said that, due to his age, he would never need another job again before he referred to former President Bill Clinton’s campaign quote: “It’s the economy, stupid”. He said if Fayette County does not keep in mind that the young people cannot work and cannot survive and cannot afford to go to college or pay their bills, then all of the other concerns really amounted to selfishness. He said the county needed to put its young people first, and if growth is stopped than it really would hurt the economy.

Derryl Anderson: Ms. Anderson spoke in favor of Petition 1228-13. She said that she had noticed Fayette County did not expand as rapidly as it could because there has been controlled growth over the y ears. She said the County needed a mechanism to bring in jobs, and this petition provided that mechanism. She said Fayette County was a wonderful county, but it needed to think about its future and its children.

Tom Lamb: Mr. Lamb spoke in favor of Petition 1228-13. He said his property faced the potential movie studio, and that he had three other homes that also faced the movie studio. He said he strongly favored the petition since it would bring economic growth and would keep kids in Fayette County. He closed by asking the Board to vote for the petition.

Rebuttal to Citizens Expressing Opposition to Petition 1228-13: Mr. Jim Pace spoke in rebuttal about the concerns that were addressed pertaining to watershed maintenance, about preserving the wetlands and traffic concerns

Seeing no other speakers, Chairman Brown called the Public Hearing to a close.

Commissioner Barlow commented in favor of Petition 1228-13.

Chairman Brown moved to approve Petition Number 1228-13 with all the seven (7) conditions that have been read into the record. Commissioners Ognio and Barlow seconded the motion.

Commissioners Ognio, McCarty, Oddo, and Brown commented in favor of Petition 1228-13.

The motion to pass Petition 1228-13 with all the seven (7) conditions that have been read into the record passed unanimously.

RECESS:

Chairman Brown called for a brief recess. The Board recessed at 9:36 p.m. and resumed its meeting at 9:41 p.m.

7. Consideration of staff's request to adopt Resolution 2013-06 pertaining to the "Fayette County 2012 Annual Report on Fire Services Impact Fees, including Comprehensive Plan Amendments for Updates to the Capital Improvements Element and Short-Term Work Program (FY2013-FY2017)", and authorization to transmit said document to the Atlanta Regional Commission.

Community Development Director Pete Frisina explained staff's request to adopt Resolution 2013-06 to the Board. The Board did not ask any questions. No one spoke in favor of or in opposition to Resolution 2013-06.

Commissioner Oddo moved to accept staff's request to adopt Resolution 2013-06 pertaining to the "Fayette County 2012 Annual Report on Fire Services Impact Fees, including Comprehensive Plan Amendments for Updates to the Capital Improvements Element and Short-Term Work Program (FY2013-FY2017)", and authorization to transmit said document to the Atlanta Regional Commission. Commissioners Barlow and Ognio seconded the motion. No discussion followed. The motion passed unanimously.

PUBLIC COMMENT:

Warren Oddo: Mr. Oddo said televising the meeting was a good and positive step, and he said the next step was to stream the meeting on the internet where polling could also be enabled. He thought the topics addressed at this meeting were ideal for registered tax payers to provide their input to the Board.

Tom Waller: Mr. Waller commented that in other Commission meeting, the speaker is shown, via the cameras, on the televisions in the room. He asked why the speakers were not shown during this meeting. Chairman Brown commented that the issue was being addressed, and he apologized on behalf of the County for the small televisions in the room. He said the county was working on getting a larger screen so that the people could easily see and pick out every individual facet of a presented document.

Frank Gardner: Mr. Gardner said his first experience coming to a County meeting was during the Stormwater Town Hall Meetings. He said he wanted to see the Stormwater Management Department placed under the Public Works Division to ensure fair rates. He stated that each of the Stormwater Town Hall Meetings had a different proposal on how to have a fair stormwater fee. He suggested that there was not a fair way to issue fees, but that the closest way to be fair was to put them on a "tax basis". He also spoke about the floating docks at Lake Horton. He said staff followed up on his comments made at a previous meeting, and they invited him to the Water Committee meeting. He thanked the Water Committee for taking their time to listen to him. He felt the Water Committee was listening to him, and that there would be work in an effort to improve the launch boats at Lake Horton. Chairman Brown replied that Mr. Gardner was "putting his feet where his mouth is" by keeping his word to come to the meetings, and by attending the Water Committee's meeting and by offering to help out.

Dennis Chase: Mr. Chase pointed out that Consent Agenda Item 13 referred to bacteria testing, and he asked the Board to get clarification about what kind of bacteria would be tested and where the testing would take place.

CONSENT AGENDA:

Chairman Brown asked for Items 8, 13, and 17 to be removed from the Consent Agenda. Commissioner Ognio asked for Item 11 to be removed from the Consent Agenda. Commissioner Barlow asked for Item 9 to be removed from the Consent Agenda.

Commissioner Oddo moved to approve Consent Agenda Items 10, 12, 14, 15 and 16. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

8. Approval to abolish twenty-one (21) vacant positions associated with the ERIP action plan.

Chairman Brown commented on the reason to abolish the twenty-one vacant positions, and he thanked County Administrator Rapson for his work in the effort. County Administrator Rapson said he appreciated the comments but he added that he has an entire staff and department heads that support the effort.

Chairman Brown moved to approve Consent Agenda Item 8. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

9. Approval of request from FACTOR Fayette Family Connection for Fayette County to serve as the fiscal agent for the Family Connection State Grant for the period of July 1, 2013 through June 30, 2014, and authorization for the Chairman to sign the Designation and Acceptance Agreement.

Commissioner Barlow spoke about his attendance at FACTOR Fayette, how he met Ms. Dawn Oparah and Ms. Becky Smith at the meetings, and about the work of FACTOR FAYETTE. Chief Financial Officer Mary Holland explained that the agenda request asked for the County to serve as the fiscal agent for the grant that is used to fund FACTOR Fayette. She said she had been working with Ms. Smith and that the County was ready.

Commissioner Barlow moved to approve the Fayette County to serve as the Fiscal Year 2014 fiscal agent for the Family Connection State Grant awarded to the FACTOR Fayette and for the Chairman to sign the Designation and Acceptance Agreement. Commissioner McCarty seconded the motion. Discussion followed. The motion passed unanimously.

County Administrator Steve Rapson said this was a good example of the county collaborating with the Fayette County Board of Education who has actually done this work for te years before the County took over the fiscal agent responsibility.

10. **Consideration of the Sheriff's request to approve a list of Fayette County roadways for speed detection devices.**
11. **Approval of the Water Committee's recommendation to request the Department of Transportation to relocate the Water System's water line for the Highway 54 expansion through the DOT's bid process when they bid the road work, and approval for the Water System to reimburse the Department of Transportation for the water line relocation.**

Commissioner Ognio said he agreed with the recommendation, but he said the only issue that he had with it was that it looked open ended. He said he did not want this to be open ended, so he wanted to insert a \$700,000 not-to-exceed into the recommendation. Water System Director Tony Parrott stated he had no problem with the not-to-exceed amount, and he reminded the Board that, irrespective of the bid amount, the Board of Commissioners would have to approve a contract with the Georgia Department of Transportation (GDOT) in order for them to do the work.

Commissioner Ognio moved to approve the Water Committee's recommendation to request the Department of Transportation to relocate the Water System's water line for the Highway 54 expansion through the DOT's bid process when they bid the road work, and approval of the Water System to reimburse the Department of Transportation for the water line relocation with a not-to-exceed of \$700,000.00. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

12. **Approval of staff's recommendation to award RFP #870- Repairs to Lake Peachtree Pump Station to Intercontinental Commercial Services, Inc. for painting and repairs to Lake Peachtree Pump Station at a cost of \$27,300.00 and for painting the walkway for an additional \$2,300, at an aggregate cost of \$29,600.00, and authorization for the Chairman to sign the contract.**
13. **Approval of staff's recommendation to approve a Memorandum of Understanding between Fayette County and the City of Fayetteville for bacteria testing, and authorization for the Chairman to sign said memorandum.**

Water System Director Tony Parrott informed the Board that the City of Fayetteville once operated a water plant, that it had a laboratory in its water plant, and that they employed a certified lab analyst. He said that since that the city has downsized and is not running the water plant that the city has been using a private firm to do the sampling. He reported that Fayette County's laboratory is state-certified, that it runs samples daily. He said the Water System proposed that the County would run the bacteria testing for the city at a set price.

Commissioner Ognio moved to approve staff's recommendation to approve a Memorandum of Understanding between Fayette County and the City of Fayetteville for bacteria testing, and authorization for the Chairman to sign said memorandum. Commissioner McCarty seconded the motion. Discussion followed. The motion passed unanimously.

14. **Approval of the Water Committee's recommendation to approve a Variance in the Flood Easement of Lake McIntosh that authorizes the proposed existing deck additions to encroach in the County's flood easement and states that the County will be held harmless.**
15. **Approval of the Water Committee's recommendation to allow Fayetteville Main Street to insert a flyer in customers' water bills that are mailed in the month of May 2013.**
16. **Approval of the Water Committee's recommendation to allow Peachtree City Water and Sewerage Authority to insert a flyer in the customers' water bills during the months of October 2013 and March 2014.**
17. **Approval of the March 14, 2013 Board of Commissioners Meeting Minutes.**

Chairman Brown said he wanted to make a change to the minutes. He moved that the last line on page 12 and the first line on page 13, which read "He mentioned that this would not be a cost that the county would bear, but that it would be a cost that City of Fayetteville would bear", be changed to "He mentioned that this would minimize the cost to the County". Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

OLD BUSINESS:

18. **Consideration of Commissioner McCarty's nomination of Sharon Herbert to serve on the Fayette County Region Six Mental Health, Developmental Disabilities, and Addictive Diseases Regional Planning Board, contingent upon approval by the Region Six Mental Health Board, and for this three-year appointment to be determined by the Regional Planning Board's Commissioner.**

Commissioner McCarty moved to approve Old Business Item 18. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

NEW BUSINESS:

19. **Consideration of Chairman Brown's recommendation to adopt Resolution 2013-10 supporting Home Rule for Metropolitan Atlanta's Counties and Cities.**

Chairman Brown read Resolution 2013-10 into the record. Chairman Brown then explained why he recommended adoption of Resolution 2013-10.

Commissioner Barlow moved to approve Chairman Brown's recommendation to adopt Resolution 2013-10 supporting Home Rule for Metropolitan Atlanta's Counties and Cities. Commissioner Ognio seconded the motion. No discussion followed. The motion passed unanimously.

20. **Consideration of the City of Peachtree City's request to annex a 4.36 acre lot located at 1975 SR 54 West, and to rezone said lot from C-C Conditional (Community-Commercial) to O-I (Office-Institutional).**

Chairman Brown stated that the Board had a copy of an email from Mr. John Rorie of Peachtree City written Ms. Tameca White of Administrative staff, and that the subject was Annexation Notification. He said the email gave notification that the City of Peachtree City made changes that they have resubmitted the annexation request.

Chairman Brown moved that the Board take no action on this agenda item pending the re-submittal forms that the County will receive from the City of Peachtree City. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

21. Approval of proposed EMS ambulance fee adjustment recommendation.

Commander Steve Folden explained the need to adjust EMS ambulance fees. County Administrator Steve Rapson spoke about how the proposed adjustments to the EMS ambulance fees compared to neighboring jurisdictions.

Commissioner Barlow moved to approve the proposed EMS ambulance fee adjustment recommendation. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

22. Discussion in response questions concerning stormwater management as associated with the West Fayetteville Bypass.

Public Works Director Phil Mallon restated Mr. Dennis Chase's question as: "To what extent has the County satisfied the water quality permitting and stormwater management requirements that the county has for its own developers". He added that the County has partially fulfilled those requirements and gave an explanation to the Board. He stated that staff would need greater guidance from the Board of this issue, and apologized to Mr. Chase for since an answer to his question had not been promptly given.

Dennis Chase: Mr. Chase thanked Mr. Mallon for his answer. He also spoke about his concerns about "installing" major projects without taking stormwater into full consideration. He spoke about the impacts of stormwater on properties, and suggested new, innovative ways of offering stormwater protection and stormwater best management practices.

ADMINISTRATOR'S REPORTS:

Intergovernmental Cooperation: County Administrator Steve Rapson commented that this agenda had items from the Fayette County Board of Education, Peachtree City, Peachtree City Water and Sewer Authority, as well as the City of Fayetteville. He said every time the County has to reach out to its neighboring cities, it is doing that as well as the to the different authorities.

Board of Commissioners Retreat: County Administrator Rapson reminded the Board that its upcoming Retreat would be held on April 5, 2013. He stated it would be held at New Hope Baptist Church, and that there would be no cost to the County since the church was allowing the use of their facilities for free.

Chairman Brown thanked New Hope Baptist Church for allowing the Board to get out of its building and maybe come up with new and creative ideas in a different setting.

ATTORNEY'S REPORTS:

Three Items for Executive Session: Interim County Attorney Dennis Davenport reported that he had three items for Executive Session: one involving pending litigation, one involving land acquisition, and one for the review of Executive Session minutes from March 14, 2013.

COMMISSIONERS' REPORTS:

Commissioner McCarty: Commissioner McCarty stated that what he saw at tonight's meeting really made him proud of Fayette County. He said the county has a great citizenry, that it has great staff, and this has been a really fun meeting for him. He said he had seen things in Fayette County that really made him proud.

Commissioner Barlow: Commissioner Barlow said he wanted to officially go on the record and give the caveat for his little mess up. He said if was in a court of law, he would tell the judge "Your Honor, I just misspoke." He asked for that to be reflected in the record. He added that this has been the most productive meeting that he has attended, and that he has attended meetings for over two years. He said this meeting was a historic meeting, and that tonight would be the start of something big. He thanked Commissioner Oddo for recognizing and having a proclamation for Vietnam Veterans. He added that he had no idea that Mr. Chase was a Vietnam Veteran, and that now they have something in common because they were brothers in the war effort in Vietnam. The said he appreciated Mr. Chase's service, and he appreciated Commissioner Oddo's efforts to recognize the veterans. He said was one of the people who was spit on, and that when he wore his uniform to church after returning home he was booed by people of his own church. He said he knew what it meant to be disrespected, and that now it is an honor to be a Vietnam Veteran. He thanked God that the nation now embraces its veterans and takes care of those who have been wounded in defense of the nation.

Commissioner Ognio: Commissioner Ognio said Mr. Mallon brought to his attention about a pipe under the unpaved part of the new West Fayetteville Bypass that there are issues with. He stated that the work for the pipe was contracted out, and he thought there needed to be a push to make the people that installed the problematic pipe to fix the problem. He did not want to chance the fact that the pipe would not settle any more. He hoped that Mr. Mallon would keep the Board in the loop and somehow the effort could be taken to correct the problem before the road is paved. County Administrator stated he would track the problem and get back to the Board with an answer.

Commissioner Oddo: Commissioner Oddo said the meetings were "going on a long time" and that there were some familiar faces out there who have attended all the meetings. He thanked those in the audience for coming. He appreciated the support of the Vietnam Veterans, and he said it was initiated by Ms. Allison Chambers. He suggested that if the Board could support her project that would be great. He said that he could not believe how returning veterans had been treated, that it was incomprehensible, and he was glad that the County could at least try to make amends now. He also wished everyone a Happy Easter and he hoped everyone enjoyed a tremendous and blessed holiday.

Chairman Brown: Chairman Brown thanked Ms. Jan Horn who volunteered to work the camera for the meeting. He stated that she had done a lot of work leading up to being able to broadcast the meetings, and again thanked her for volunteering. Chairman Brown reminded everyone that the Board held its third and final Stormwater Town Hall Meeting, and that there is a lot of anger, anxiety, and mistrust related to the stormwater issues. He said there is a lot of people who have said "I've paid my taxes all these years, why haven't these problems been resolved" or "Why are they all coming forward now?" He said there is not a person on the board who would disagree with any of those comments. He said the Board is coming forward, owning a problem that is 40 years in the making, and is trying to address the problem and take care of it. He said that whatever solution the Board ends up with will have someone who will ultimately disagree with it since that is politics and that you cannot get 100% approval on anything. He asked the citizens to know that the Board was doing the very best it could to take a problem and try to resolve it in the most cost efficient and functional way possible. He pointed out that 90 percent of the ideas that were presented in the PowerPoint presentation came from the speakers and the citizens in the audience who offered suggestions. He said the Board was reviewing the citizen's comments, was looking for creative ideas, and was reviewing the

possibility of using TSPLOST money. He said the County would try to ultimately resolve the problems, and that it would require the citizens working with the Board. He apologized on behalf of the County for getting to this point, and he hoped that everyone could work together to resolve it.

EXECUTIVE SESSION:

Three Items for Executive Session: Chairman Brown moved to go into Executive Session related to one pending litigation, one land acquisition, and the minutes from the March 14, 2013 Executive Session meeting. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

The Board recessed into Executive Session at 10:26 p.m. and returned to Official Session at 11:27 p.m.

Reconvene into Official Meeting: Chairman Brown moved to reconvene back into Official Meeting. Commissioner McCarty seconded the motion. No discussion followed. The motion passed unanimously.

March 14, 2013 Executive Session Minutes: Chairman Brown moved to approve the March 14, 2013 Executive Session Minutes. Commissioners McCarty and Barlow seconded the motion. No discussion followed. The motion passed unanimously.

Executive Session Affidavit: Commissioner Ognio moved to authorize the Chairman to sign the Executive Session Affidavit. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

ADJOURNMENT:

Commissioner McCarty moved to adjourn the March 28, 2013 Board of Commissioners Meeting. Commissioner Barlow seconded the motion. No discussion followed. The motion passed unanimously.

The Board of Commissioners adjourned the March 28, 2013 meeting at 11:28 p.m.

Floyd L. Jones, County Clerk