Consent Agenda #9

COUNTY AGENDA REQUEST

Department:	Street Lights	Presenter(s):	Public Works Director Phil Mallon
Meeting Date:	Tuesday, March 11, 2014	Type of Request:	Consent

Wording for the Agenda:

Approval of staff's recommendation to add Stillbrook Estates Phase III to the Fayette County Street Light Program.

Background/History/Details:

The Fayette County Street Lighting Program illuminates streets in participating subdivisions in accordance with the standards of the American National Standard Practice for Roadway Lighting- 1973. In September 1983, the Board of Commissioners created Fayette County Street Light Districts. Platted subdivisions are eligible to become a Street Light District when there are at least ten property owners and at least 66.67% of property owners voting in favor of creating a Street Light District. This current petition represents twenty-seven (27) property owners that are 100% in favor of creating a street light district.

The Homeowners Association has purchased twelve street lights for Phase III. Each light is $16.43 per month for a total monthly bill of $197.16. This assessment will be added to Stillbrook Estates Phase IA and the expense shared by the property owners in Phase 1QA and III on the annual property tax bill. The annual assessment for participants in Stillbrook Estates Street Light District will be $79.00

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to add Stillbrook Estates Phase III to the Fayette County Street Light Program.

If this item requires funding, please describe:

These additional lights will cost $197.16 per month per Georgia Power. Assessments for street lights are levied on the tax bills for participants in the street light program. The residents agree to pay the additional assessments to add these lights.

Has this request been considered within the past two years?	No	If so, when?	
Is Audio-Visual Equipment Required for this Request?*	No	Backup Provided with Request?	Yes

* ***All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance	Not Applicable	Reviewed by Legal	
Approved by Purchasing	Not Applicable	County Clerk's Approval	Yes
Administrator's Approval			

Staff Notes:

A similar request was approved by the Board at the January 23, 2014 Board of Commissioners meeting. Fayette County's Street Light Program is slated to be heard at the April 2014 Board of Commissioners Retreat.

REQUIREMENTS FOR APPROVAL OF A STREETLIGHT DISTRICT

In order for a Streetlight District to be formed, the following steps are necessary:

1. Obtain Petition Forms from the Engineering Department.

   All property owners in the subdivision must be contacted and they must sign "Yes" or "No" concerning the installation of street lighting and billing by Fayette County upon their tax bills. Only the property owner's signature will be accepted. If both husband and wife are joint legal owners, both signatures will be required - a "Mr. & Mrs." signature is not acceptable. Each owner must sign individually. In the event that a property owner cannot be personally contacted, the receipt from a registered letter will be accepted. No signature may be withdrawn from the Petition after it is filed with the County Engineer's Office. The purpose of the witness' signature is to verify the property owner's signature, if in question. Percentages will be calculated based on individual lots whose owners sign affirmatively, divided by the total number of platted lots in the district.

2. The petition must contain not less than ten (10) property owners representing not less than sixty-six and two-thirds percent (66-2/3%) affirmative signatures of the property owners within the district to be established. A petition may however, be brought by less than ten (10) property owners where such represents one hundred percent (100%) affirmative signatures of the property owners within the district to be established.

3. The completed Petition is returned to this office where it is checked to ensure requirement compliance. It will be returned to the sender if it does not meet such requirements of a 66-2/3% affirmative vote. Petitions meeting requirements will be presented to the Board of Commissioners at an official Bi-Monthly Meeting for approval or disapproval. Deadline for approval is January 1, of each calendar year.

4. The representative of the group requesting approval of a Streetlight District and returning the petition to this office must also furnish three (3) copies of the approved final plat of the subdivision. These plats may be obtained from the Tax Assessor's Office located at 140 Stonewall Avenue West, Fayetteville, GA 30214.

The objective of the Fayette County Street Lighting Program is to illuminate the streets of participating subdivisions in accordance with standards of the American National Standard Practice for Roadway Lighting, 1973. It is not the objective of this program to illuminate private property.

The Fayette County Street Lighting Program will be administered by the County Stormwater Management's Office, 140 Stonewall Avenue West, Suite 203, Fayetteville, GA 30214. Telephone: (770)305-5410.

There are two power companies serving Fayette County: Georgia Power Company and Coweta-Fayette EMC. Their rates vary slightly.

In order for a Developer to have a proposed subdivision approved as a Streetlight District, the plat for such subdivision must be approved and made a part of the County's Official Tax Records.

Property owners within a street light district will be billed annually on their County Tax Bill for the previous year's use of lights. Cost for street lighting shall be set by the Board of Commissioners in consultation with the County Engineer. In all cases, the rates for a street light district shall be sufficient to cover the expenses and costs associated with the lights for that district. The charges shall be levied on a "per lot" basis.

FAYETTE COUNTY
PETITION FOR STREET LIGHTING

WE, THE UNDERSIGNED, ALL BEING PROPERTY OWNERS OF THE STREET LIGHT DISTRICT Stillbrook Phase 3, DO HEREBY PETITION THE FAYETTE COUNTY BOARD OF COMMISSIONERS FOR THE PLACEMENT OF STREET LIGHTS THROUGH OUR SUBDIVISION OR STREET(S).

EACH OF US DOES HEREBY PLEDGE AND CONSENT TO THE LEVYING OF A LIEN BY FAYETTE COUNTY AGAINST PROPERTY WE OWN FOR THE PURPOSE OF PAYMENT OF THE COST OF AND OPERATING THE STREET LIGHTS. THERE ARE 267 NUMBER OF LOTS CURRENTLY EXISTING IN STREET LIGHT DISTRICT Stillbrook, AND EACH OWNER AS SHOWN ON THE TAX RECORDS HAS AFFIRMATIVELY SIGNED THIS PETITION OR INDICATION FOR DISAPPROVAL IS NOTED HEREIN.

THIS PETITION REPRESENTS 267 AFFIRMATIVE VOTES, OR 100 % OF THIS DISTRICT TO BE EFFECTED IN THIS REQUEST. YOUR SIGNATURE ON THIS PETITION INDICATED THAT YOU HAVE READ AND FULLY UNDERSTAND THE REQUIREMENTS FOR APPROVAL OF A STREET LIGHT DISTRICT.

Personally appeared before me, a Notary Public, the undersigned affiant, who says on oath that he, she is one of the subscribing witnesses to the within instrument; that each of said witnesses say the execution and delivery of the same by each grantor therein for the purpose set forth; and that each of said witnesses signed the same as purported.

Sworn to and subscribed before me,

this 17th day of December, 2013.

DEBORAH M SIMS
MY COMMISSION EXPIRES
NOTARY
PUBLIC
JANUARY 5, 2015
COWETA COUNTY, GEORGIA

(Subscribing Witness)

Notary Public

Fayette County, State of Georgia

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

125
Lot #(s)

Jefferson Homes Inc
Property Owner(s)

240 Stillbrook Way
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
S Shell Signature	☑	☐	
Signature	☐	☐	Witness

131
Lot #(s)

Jefferson Homes Inc
Property Owner(s)

Stillbrook Way
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
S Shell Signature	☑	☐	
Signature	☐	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

113
Lot #(s)

Jefferson Homes Inc
Property Owner(s)

295 Stillbrook Way
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
S Shelli Signature	☑	☐	
Signature	☐	☐	Witness

116
Lot #(s)

Jefferson Homes Inc
Property Owner(s)

122 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
S Shelli Signature	☑	☐	
Signature	☐	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

111
Lot #(s)

Michael + Pamela Wilson
Property Owner(s)

125 Shimmering Waters Ln
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☑	☐	Witness

Lot #(s)

Property Owner(s)

(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☐	☐	
Signature	☐	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

123
Lot #(s)

Cynthia Dawood
Property Owner(s)

225 Stillbrook Way
(Street & No.)
Fayetteville, GA 30214

Yes No (Check yes or no for each Address signature)

Signature ☑ ☐

Cynthia Dawood
Signature ☐ ☐ Witness

122
Lot #(s)

Jimmy Barnett
Property Owner(s)

235 Stillbrook Way
(Street & No.)

Yes No (Check yes or no for each Address signature)

Mr. Jimmy Barnett
Signature ☐ ☐

Lynette Barnett
Signature ☑ ☐ Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

121
Lot #(s)

Santarsha Olive
Property Owner(s)

112 Shimmering Water LN
(Street & No.)

Yes No (Check yes or no for each Address signature)

Signature ☑ ☐

Signature ☑ ☐ Witness

120
Lot #(s)

Natasha Daniels
Property Owner(s)

114 Shimmering Waters Ln.
(Street & No.)

Yes No (Check yes or no for each Address signature)

Signature ☑ ☐

Signature ☑ ☐ Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

106
Lot #(s)

Josephine + Clyde Adams
Property Owner(s)

115 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☑	☐	Witness

51 Phase 1A
Lot #(s)

Markiba Smith & Markiba Gibson
Property Owner(s)

109 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☑	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

31 Phase 1B
Lot #(s)

ALEX LANE / GINA LANE
Property Owner(s)

220 STILLBROOK WAY
(Street & No.)

Yes No (Check yes or no for each Address signature)

Signature ☑ ☐

Signature ☑ ☐ Witness

119
Lot #(s)

Tiffany Dickens
Property Owner(s)

116 Shimmering Water Lane
(Street & No.)

Yes No (Check yes or no for each Address signature)

Signature ☑ ☐

Signature ☐ ☐ Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

115
Lot #(s)

AHMAD + ZORINA ALI
Property Owner(s)

124 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Ahmad Ali Signature	☑	☐	
Zorina Ali Signature	☑	☐	Witness

109
Lot #(s)

Tracy Turner
Property Owner(s)

121 Shimmering Waters Ln
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☑	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

117
Lot #(s)

Tammara Stephens
Property Owner(s)

120 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☐	☐	Witness

51 - Phase 1A
Lot #(s)

Markiek Gibson
Property Owner(s)

109 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☑	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

32 Phase 1B
Lot #(s)

ANSELME B. MVILONGO
GENEVIEVE MVILONGO
Property Owner(s)

205 STILLBROOK WAY
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Genevieve Mvilongo Signature	☒	☐	
Signature	☐	☐	Witness

130
Lot #(s)

Ashley Logan
Property Owner(s)

290 STILLBROOK WAY
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Ashley Logan Signature	☒	☐	
Jared Sheep Signature	☒	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

107
Lot #(s)

Marcel & Myrah Wynter
Property Owner(s)

117 Shimmering Waters Lane
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Myrah Wynter Signature	☑	☐	
Michael Wynter Signature	☑	☐	Witness

108
Lot #(s)

need Olga J. Harden

Bobby Harden
Property Owner(s)

119 Shimmering Waters LN
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Bobby Harden Signature	☑	☐	
Olga J Harden Signature	☑	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

128
Lot #(s)

Christopher Barnes
Property Owner(s)

270 Stillbrook way
(Street & No.)

Signature

Signature

Yes	No	(Check yes or no for each Address signature)
☑	☐	
☐	☐	Witness

121
Lot #(s)

Dallbrin Griffin/Roberta
Property Owner(s)

230 Stillbrook Way
(Street & No.)

Signature

Signature

Yes	No	(Check yes or no for each Address signature)
☑	☐	
☑	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

112
Lot #(s)

Carl & Tonia Edmond
Property Owner(s)

127 Shimmering Waters Ln
(Street & No.)

Yes **No** **(Check yes or no for each Address signature)**

Carl
Signature ☑ ☐

Tonia S. Edmond
Signature ☑ ☐ **Witness**

114
Lot #(s)

Margaret Elmore
Property Owner(s)

275 Stillbrook Way
(Street & No.)

Yes **No** **(Check yes or no for each Address signature)**

Margaret Elmore
Signature ☑ ☐

Signature ☑ ☐ **Witness**

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

105
Lot #(s)

113 Shimmering Waters Ln
Property Owner(s)

Corrida Bacon + Kedric West
(Street & No.)

Yes No (Check yes or no for each Address signature)

Corrida Bacon
Signature ☑ ☐

Signature ☑ ☐ Witness

127
Lot #(s)

Chelisa Boyd
Property Owner(s)

260 Stillbrook Way
(Street & No.)

Yes No (Check yes or no for each Address signature)

Chelisa Boyd
Signature ☑ ☐

Signature ☑ ☐ Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

129

Lot #(s)

need Sandra Gamble

Phillip Gamble

Property Owner(s)

280 Stillbrook Way

(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Phillip Gamble Signature	☑	☐	
Sandra Gamble Signature	☑	☐	Witness

Lot 126

Lot #(s)

Quincy Freeman

Property Owner(s)

250 Stillbrook Way

(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☑	☐	
Signature	☐	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

110
Lot #(s)

Debbie Harris
Property Owner(s)

123 Shimmering Waters Ln
(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Debbie Harris Signature	☑	☐	
Signature	☐	☐	Witness

Lot #(s)

Property Owner(s)

(Street & No.)

	Yes	No	(Check yes or no for each Address signature)
Signature	☐	☐	
Signature	☐	☐	Witness

FAYETTE COUNTY STREET LIGHTING PROGRAM
SIGNATURE SHEET

#110 Debbie Harris only

Lot #(s)

Victor + Debbie Harris

Property Owner(s)

123 Shimmering Waters Ln (Yes) No (Check yes or no for each Address signature)

(Street & No.)

Victor Harris Debbie Harris ☐ ☐

Signature

☐ ☐ Witness

Signature

118

Lot #(s)

FELIPE LEWIS

Property Owner(s)

118 SHIMMERING WATERS LN Yes No (Check yes or no for each Address signature)

(Street & No.)

☑ ☐

Signature

☐ ☐ Witness

Signature