

BOARD OF COUNTY COMMISSIONERS

Charles W. Oddo, Chairman
Randy Ognio, Vice Chair
David Barlow
Steve Brown
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator
Dennis A. Davenport, County Attorney
Floyd L. Jones, County Clerk
Tameca P. White, Chief Deputy County Clerk

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

ACTION AGENDA

May 12, 2016
7:00 p.m.

Call to Order

Chairman Oddo called the May 12, 2016 Board of Commissioners meeting to order at 7:00 p.m.

Invocation by Commissioner David Barlow

Commissioner Barlow asked County Clerk Floyd Jones to give the Invocation. Mr. Jones offered the Invocation.

Pledge of Allegiance

Commissioner Barlow led the Board and the audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Ognio moved to accept the Agenda as published. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

Chairman Oddo stated that Commissioner Brown would not be in attendance for the meeting.

PROCLAMATION/RECOGNITION:

1. Proclamation of May 2016 as "American Stroke Month."

Commissioner Rousseau and the Board proclaimed May 2016 as "American Stroke Month." Several citizens joined the Board in order to accept the proclamation.

2. Proclamation of May 2016 as "Mental Health Month in Fayette County."

Commissioner Barlow and the Board proclaimed May 2016 as "Mental Health Month in Fayette County."

3. Recognition of the Fayette County Water System for receiving the Gold Award for both the Crosstown Water Treatment Plant and the South Fayette Water Treatment Plant, and for receiving the Best Tasting Water Award for District 3 in Georgia from Georgia Association of Water Professionals.

County Administrator Steve Rapson spoke in recognition of the Fayette County Water System who received the Gold Award for both the Crosstown Water Treatment Plan and the South Fayette Water Treatment Plant and who received the Best Tasting Water Award for District 3 in Georgia from the Georgia Association of Water Professionals. Mr. Rapson stated that a representative from the Georgia Association of Water Professionals would come to a future meeting in recognition of these awards.

4. Recognition of Information Systems Director Phil Frieder, Human Resources Director Lewis Patterson, and County Administrator Steve Rapson for completing "Core Certification" courses through the Association of County Commissioners Georgia and for being designated as "Certified County Officials."

Chairman Oddo recognized Mr. Patterson, Mr. Frieder, and Mr. Rapson for being designated as "Certified County Officials," and he asked each to give a few thoughts on their certifications. Chairman Oddo spoke about the work involved with obtaining the certification and stated that the Board was proud of the accomplishments. It was further noted that Chief Financial Officer Mary Parrott was the first county staff member to be designated as a "Certified County Official."

5. Recognition of Chairman Charles W. Oddo for completing his Association of County Commissioners Georgia Specialty Track Certification with special emphasis on Economic and Community Development.

County Administrator Steve Rapson recognized Chairman Oddo's work in completing his Association of County Commissioners Georgia Specialty Track Certification with special emphasis on Economic and Community Development. Chairman Oddo commented on his classes.

Chairman Oddo reminded everyone that the candidates for office seating in the audience and at the dais are welcome to introduce themselves and the position for which they are running. He asked that the candidates do no campaigning while at the Public Comment podium but he reminded everyone that all are welcome to speak about any Agenda item.

PUBLIC HEARING:

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property* into the records

6. Public Hearing of Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-50 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions.

Community Development Director Pete Frisina introduced Petition 1253-16 to the Board. Commissioner Rousseau stated that additional information had been provided to the Board prior to the meeting and he asked Mr. Frisina if the information was materially different than what had been provided in the Agenda packet. Mr. Frisina replied that he too had just received the information from the applicant and he did not know if the new information was materially different.

Chairman Oddo informed the applicant that there were only four commissioners present at the meeting meaning the applicant could have the Public Hearing tabled to a later date if so desired. The applicant replied there was no desire to table the Public Hearing to a later date.

Sean Shanks, Rod Wright, and Kent Clouse spoke in favor of approving Petition 1253-16 to R-50 zoning.

Larry Dove, Dennis Chase, Mark Shames, and Tom Waller spoke in favor of Petition 1253-16 but for the petition to not be changed to R-50.

Chairman Oddo closed Public Hearing.

Mr. Frisina read the two recommended conditions to the Board and applicant. The applicant agreed to the two conditions as read by Mr. Frisina.

Commissioner Ognio moved to approve Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions. Commissioner Rousseau seconded the motion. Discussion followed.

The motion to approve Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions passed 3-1-1 with Commissioner Rousseau voting in opposition and Commissioner Brown being absent.

7. Public Hearing of Petition No. RP-059-16, Revision of the Recorded Plat of Jenkins Cove Phase Two to add two (2) acres to Lot 5 with said property being located in Land Lots 42 and 55 of the 7th District and fronting on Adams Road.

Chairman Oddo informed the applicant, Julie Yokum, that one commissioner was absent so she could request to table the Public Hearing if she choose. Ms. Yokum replied she did not want to table the request.

Julia Yokum spoke in favor of Petition No. RP-059-16. No one else spoke in favor of the petition or in opposition to it.

Commissioner Ognio moved to approve Petition No. RP-059-16, Revision of the Recorded Plat of Jenkins Cove Phase Two to add two (2) acres to Lot 5 with said property being located in Land Lots 42 and 55 of the 7th District and fronting on Adams Road. Commissioner Barlow seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

8. Public Hearing of Ordinance 2016-08 amending the Fayette County Code of Ordinances, Chapter 110., Article VII. - Zoning Board of Appeals, Sec. 110-242. - Powers and Duties.

Community Development Director Pete Frisina briefed the Board on Ordinance 2016-08.

No one spoke in favor of or in opposition to Ordinance 2016-08.

Commissioner Barlow moved to adopt Ordinance 2016-08 amending the Fayette County Code of Ordinances, Chapter 110., Article VII. - Zoning Board of Appeals, Sec. 110-242. - Powers and Duties. Commissioner Ognio seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

CONSENT AGENDA:

Commissioner Barlow moved to approve the Consent Agenda. Commissioner Ognio seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

9. Approval of staff's request for the Board of Commissioners to revise the annual Budget Calendar for Fiscal Year 2017 which begins July 1, 2016 and ends June 30, 2017.

10. Approval of the April 22, 2016 Board of Commissioners Retreat Minutes.

11. Approval of the April 26, 2016 Board of Commissioners Meeting Minutes.

OLD BUSINESS:

There were no Old Business items on the Agenda.

NEW BUSINESS:

- 12. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Niki Knox Vanderslice to the Fayette County Development Authority to fulfill a four-year term beginning April 10, 2016 and expiring April 9, 2020.**

Commissioner Barlow spoke about the reasons Ms. Vanderslice and Dr. Matta were recommended to serve on the Fayette County Development Authority.

Commissioner Barlow moved to approve the recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Niki Knox Vanderslice to the Fayette County Development Authority to fulfill a four-year term beginning April 10, 2016 and expiring April 9, 2020. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

- 13. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Dr. Luis Matta to the Fayette County Development Authority to fulfill an unexpired term beginning immediately and expiring April 9, 2018.**

Commissioner Barlow moved to approve the recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Dr. Luis Matta to the Fayette County Development Authority to fulfill an unexpired term beginning immediately and expiring April 9, 2018. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

- 14. Consideration of staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00.**

Chief Information Officer Phil Frieder briefed the Board on staff's recommendation. County Administrator Steve Rapson added that this request is for a three-year contract in the amount of \$422,511.00. He specified that the annual cost for the contract is \$140,837.00. Mr. Rapson stated that this contract dealt with the backbone of the entire infrastructure that makes up Fayette County touching on virtually every department and concerned how the county does its business day-to-day.

Commissioner Barlow moved to approve staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00. Commissioner Ognio seconded the motion. Discussion followed.

The motion to approve staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00 passed 4-0 with Commissioner Brown being absent.

PUBLIC COMMENT:

Tom Waller: Mr. Waller asked for Fayette County to address the Zika virus by clearing a culvert along Flat Creek Trail where the beavers have dammed it up for about two months. He then asked why the County cannot maintain grass cutting along Sandy Creek Road. He mentioned that the Road Department stated they could not get new lawnmowers until July, and he asked that the County Administrator start working on getting the grass cut. Mr. Waller then thanked the County Administrator for updating him on the West Fayetteville Bypass and for stating that it would be completed in September 2017. He commented that the road was started around 2004 but has not been able to be completely used since it is not completed.

Sheila Louder: Ms. Louder said she had a concern about Code Enforcement in Fayette County. She stated that she called the county and was informed that Code Enforcement did not have a specified office. She stated that she was also informed that the Sheriff's Office handles code enforcement for her area in north Fayette County. She stated that several residents have a problem with Code Enforcement having no specified office. She explained that there are problems with people in her neighborhood parking junk cars on their grass and not cutting the grass. She told the Board that her neighborhood does not have a homeowners' association. She asked if there was a booklet that provided Code Enforcement regulations and the process for bringing about a complaint.

Frank Gardner: Mr. Gardner stated he did not want to think about the traffic running in front of his house due to the West Fayetteville Bypass. He asked for a roundabout at Lester Road in order to slow the traffic down before the traffic hit a school zone. He mentioned that the West Fayetteville Bypass has been going on since 2004, but about three years ago he made a request for a dock at Lake McIntosh. He stated that the money was approved about three or four months ago and he asked for a progress report on when the docks would be available to be utilized by people with disabilities.

Greg Clifton: Mr. Clifton commended the Board for making two excellent appointments to the Fayette County Development Authority and he looked forward to seeing them at work on the Authority. He announced that he is a candidate for the Commission District 5 At-Large position.

Allen McCarty: Mr. McCarty stated the West Fayetteville Bypass had done wonders for Lee's Mill Road, and he suggested that Lee's Mill Road needed a roundabout. Mr. McCarty stated that the intersection of State Route 92 and the West Fayetteville Bypass should have a traffic signal instead of a stop sign, and he mentioned that there are many traffic lights on State Route 92. Mr. McCarty also reminded everyone that he is a candidate for the Commission District 5 At-Large position.

ADMINISTRATOR'S REPORTS:

Selection Committee for the McIntosh Trail Community Service Board: County Administrator Steve Rapson stated there was one vacancy on the McIntosh Trail Community Service Board and he asked for a Section Committee to be established. Commissioner Ognio and Commissioner Barlow were appointed to the Selection Committee.

Renewal of the Intergovernmental Agreement for the Use of County Owned Property: County Administrator Steve Rapson informed the Board that the county had received notification from the City of Fayetteville for renewing the Intergovernmental Agreement for the Use of County Owned Property.

Senator Valencia Seay to have a Commentary Service for Vietnam War Veterans: County Administrator Steve Rapson reported that State Senator Valencia Seay would have a Commentary Service for Vietnam War Veterans on Sunday, May 22 at Liberty Baptist Church. The event is to be held at 2:30 p.m.

Taste of Fayette and Chalk Art Festival: County Administrator Steve Rapson stated that the "Taste of Fayette" event would begin on Sunday, May 15, 2016. He added that the Chalk Art Festival would be held on Saturday, May 14, 2016 beginning at 10:00 a.m. He encouraged everyone to attend the events.

"Stamping Out Hunger" in Fayette County: County Administrator Steve Rapson nine-year old Andrew Fleming is hosting a "Stamping Out Hunger" food drive on Sunday, May 15, 2016 at 12:00 p.m. He stated that for every four non-perishable items brought to the Taste of Fayette event, a person would receive a token good for one Taste purchase. Mr. Rapson reminded the Board that it had honored Mr. Fleming in the past for his earlier food drives.

Update on the County's Hiring Freeze: County Administrator Steve Rapson reported that the hiring freeze had been lifted on Tuesday, May 10. He commended Chief Financial Officer Mary Parrott and Assistant Chief Financial Officer Sheryl Weinmann for going through the general fund with a fine-toothed come to reduce the budget. He added that the Department Heads had been notified of its lifting on Tuesday, May 10, 2016.

Comments on Deficit Budgeting: County Administrator Steve Rapson stated he had heard “a lot of chatter” with regards to deficit budgeting. He stated that when the county balances the budget it looks at new revenues coming to the county with the operational expenditures that the county has to make sure they are in balance so there is no deficit. He thought that the deficit that some are referring to is the component that is pulled out of one-time fund balance for the Capital Improvement Program to fund the five-year plan. He stated that component is a rolling contribution that is made each year.

Revised Budget Calendar: County Administrator Steve Rapson stated that earlier in the meeting the Board had approved a revised budget calendar. He explained the changes to the meeting dates and he pointed out that a Special Called Meeting would be held on June 30, 2016 for adoption of the budget.

Response to Public Comments: County Administrator Steve Rapson replied to Mr. Waller’s comments saying he spoke to Mr. Waller for about one hour and gave him the same information that had been provided to the Board. He stated that Chief Marshal Harold Myers would contact Ms. Louder to provide information to her about Code Enforcement. He mentioned that the county’s ordinances are on the website. Mr. Rapson stated that he would turn the issue of roundabouts over to the Transportation Committee and let the committee decide how to handle the question. He replied to Mr. Gardner saying the docks are delayed until a Watershed Management Plan is approved by the Environmental Protection Division.

Direction on the Art Intern Process: County Administrator Steve Rapson asked the Board for direction on how to handle the art interns. He stated there are applicants but there needs to be direction on how they are interviewed, who interviews them, and how the process works. He clarified that the County had applied and received a grant for an Art Intern and staff needed direction on how to proceed. The Board directed that staff handle the hiring of the interns.

ATTORNEY’S REPORTS:

Notification of Executive Session: County Attorney Dennis Davenport reported that he had two items of Pending Litigation and review of the April 26, 2016 Executive Session Minutes for review in Executive Session.

COMMISSIONERS’ REPORTS:

Commissioner Ognio:

Remembrance of Commissioner Ognio’s Sister: Commissioner Ognio hoped all the mothers had a Happy Mother’s Day. He stated that this was a tough time of the year for his sister’s daughters and sons because she passed away seven years ago on Sunday. He said he felt bad for them, especially one who had a birthday a week ago. He said she was forty-four years old when she passed and it is a difficult experience to get over.

Request for a Letter of Approval for a Behavioral Hospital: Commissioner Ognio stated he received an email from Commissioner Bob Blackburn of Coweta County. He stated that Commissioner Blackburn wanted a letter of approval for a Behavior Hospital in Newnan. He asked why a letter was needed from Fayette County and he asked for staff to look into the request. County Administrator Steve Rapson recommended that the request be provided to Commissioner Brown and to have Commissioner Brown address the request with the McIntosh Trail Community Service Board. The Board consented to Mr. Rapson’s recommendation.

Zika Virus: Commissioner Ognio stated that it is important for citizens to discard standing water but not to poison standing water. He stated that water that is poisoned eventually makes its way into the drinking water. He added that dams that are poisoned water could also hurt fish that eat mosquito larva. He asked the citizens to be careful with how they handle the water.

Commissioner Rousseau:

Commissioner Rousseau did not provide a report.

Commissioner Barlow:

Response to Mr. Waller's Public Comments: Commissioner Barlow thanked everyone for coming to the meeting. He commended Mr. Tom Waller for bringing up the Zika virus. He stated that the Board of Health had met earlier in the week where it was reported there are thirteen confirmed cases in Georgia although none are in the immediate area. He stated that some information has been provided by the District 4 Board of Health and posted to the county's website. He stated that Mr. Waller had struck on the very issue that has to be addressed, namely, the removal of all standing water. He said a mosquito has a two-month lifespan so it has two months to infect people with viruses, including Zika.

Wellness Walk: Commissioner Barlow stated that the Wellness Walk would take place on Friday, May 13, 2016 at Sandy Creek High School. He said the event would begin between 6:30 and 7:00 p.m. and the walk would be around the stadium. He said the purpose was to raise awareness and funds for the abolishment of cancer.

Chairman Oddo:

Annual Rose Show: Chairman Oddo stated that the Annual Rose Show was going on this weekend and that it would last both for Saturday and Sunday. He recommended that people may want to take attend if they have the opportunity.

Balancing the Budget: Chairman Oddo stated that he was a witness to how the County Administrator and the Finance staff worked to bring the budget into balance so that the hiring freeze could be lifted. He looked forward to seeing the final project but was appreciative of all the hard work they put in over the past days.

Early Voting: Chairman Oddo stated there is an election going on and voting is currently taking place. He stated that early voting would be available on Saturday, May 14, 2016 and that the last day to vote is Tuesday, May 24, 2016. He asked everyone to get up to speed on the candidates and go vote.

EXECUTIVE SESSION:

Two Items of Pending Litigation and Review of the April 26, 2016 Executive Session Minutes: Commissioner Ognio moved to enter into Executive Session. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

The Board recessed into Executive Session at 8:59 p.m. and returned to Official Session at 9:25 p.m.

Return to Official Session and Approval of the Executive Session Affidavit: Commissioner Ognio moved to return to Official Session and to approve the Executive Session Affidavit. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

Approval of the April 26, 2016 Executive Session Minutes: Commissioner Ognio moved to approve the April 26, 2016 Executive Session Minutes. Commissioner Barlow seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

ADJOURNMENT:

Commissioner Ognio moved to adjourn the May 12, 2016 Board of Commissioners meeting. Commissioners Barlow seconded the motion. The motion passed 5-0.

The May 12, 2016 Board of Commissioners meeting was adjourned at 9:25 p.m.

Floyd L. Jones, County Clerk