



# Agenda of Actions

BOARD OF COMMISSIONERS

May 5, 2004

3:30 P.M.

## BOARD OF COMMISSIONERS

Greg Dunn, Chairman  
Linda Wells, Vice Chair  
Herb Frady  
Peter Pfeifer  
A.G. VanLandingham

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## STAFF

Chris Cofty, County  
Administrator  
William R. McNally, Attorney  
Carol Chandler, Executive Asst.  
Peggy Butler, Executive Assistant  
Karen Morley, Chief Deputy Clerk

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## MEETING LOCATION

Administrative Complex  
Commission Meeting Room  
140 Stonewall Avenue  
Fayetteville, GA

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## MEETING TIMES

1<sup>st</sup> Wednesday each month at  
3:30 p.m.  
2<sup>nd</sup> and 4<sup>th</sup> Thursday each month  
at 7:00 p.m

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## COMMISSION OFFICE

Administrative Complex  
Suite 100  
140 Stonewall Avenue  
Fayetteville, GA 30214  
Phone: 770.460.5730 Ext. 5400  
Fax: 770.460.9412

### Web Site:

[www.fayettecountyga.gov](http://www.fayettecountyga.gov)

### e-mail contact:

fayette6@admin.co.fayette.ga.us

Chairman Dunn called the meeting to order, offered the invocation and led pledge to the flag.

## OLD BUSINESS:

**A.** Consideration of Resolution 2004-09 calling for a Special Local Options Sales Tax referendum on the November General Election ballot.

**MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, TO TABLE THIS ITEM UNTIL THE MAY 27, 2004 BOARD OF COMMISSIONERS MEETING. MOTION CARRIED 5-0.**

**B.** Establishment of a tipping fee at the landfill for solid waste leaf and limb debris for all customers.

**MOTION WAS MADE BY CHAIRMAN DUNN, SECONDED BY COMMISSIONER WELLS, TO APPROVE THE TIPPING FEE AT THE LANDFILL AS PRESENTED, MOTION CARRIED 4-1 WITH COMMISSIONER FRADY OPPOSING.**

**CONSENT AGENDA: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, TO APPROVE THE CONSENT AGENDA AS PRESENTED. MOTION CARRIED 5-0.**

**1.** Recommendation of approval for the Board of Commissioners to sign a Memorandum of Understanding with the Department of Justice for the installations of the ACU 1000s.

**2.** Recommendation of approval for the Board of Commissioners to contract with Motorola in the amount of \$494,357 for the installation of ITAC frequencies. Annual maintenance costs to be borne by Fayette County after a year of warranty maintenance in the amount of \$34,584.

**3.** Approval of recommendation to deny a request for a tax refund to Health South for the years 2001, 2002 and 2003 in the amount of \$33,080.11.

**4.** Approval of request to transfer \$1,439.62 from General Budget funds to Sheriff's Department Budget Category 10030323-522223.

**5.** Approval of recommendation to approve a request for a tax refund to Tomohito Morishita in the amount of \$138.11.

**6.** Approval of recommendation from Director of Human Resources Connie Boehnke to approve Fayette County's Worker's Compensation Administrator's service fees and renew Fayette County's specific excess insurance with Midwest Employers Casualty Company.

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7. Approval of request to increase revenues and expenditures in the Grant fund in the amount of \$9,750.38 to recognize Bulletproof Vest Partnership Grant.
8. Approval of request for the Southern Bicycle League to facilitate Wilson 100 Bike Ride out of McCurry Park and waive the reservation fee. This request has been approved and the reservation fee waived for the past 15 years.
9. Approval of minutes for Board of Commissioners meeting held on April 7, 2004.

**PUBLIC COMMENT:**

Members of the public are allowed up to five minutes each to address the Board on issues of concern other than those items which are on this evening's agenda.

**THERE WAS NO PUBLIC COMMENT**

**STAFF REPORTS:**

**BILL MCNALLY:** Attorney McNally said he had given the Board suggested changes to the Massage Therapy Ordinance.

**MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, TO APPROVE THE CHANGES TO THIS ORDINANCE. MOTION CARRIED 5-0.**

**BILL MCNALLY:** Attorney McNally asked for an Executive Session to discuss one real estate item and four legal items.

**CAROL CHANDLER:** Ms. Chandler informed the Board that the Budget team will be presenting the budget to the Board of Commissioners next week and asked that the Board check their calendars in regards to setting times for Budget Workshops at the end of this month.

**EXECUTIVE SESSION: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER, TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS ONE REAL ESTATE ITEM AND FOUR LEGAL ITEMS. MOTION CARRIED 5-0.**

**EXECUTIVE SESSION:**

**REAL ESTATE:** Attorney McNally advised the Board on a real estate matter.

**MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, FOR THE COUNTY ATTORNEY TO PROCEED IN THIS MATTER. MOTION CARRIED 5-0.**

**LEGAL:** Attorney McNally advised the Board on a legal matter.

**MOTION WAS MADE BY COMMISSIONERS WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM, FOR THE COUNTY ATTORNEY TO PROCEED IN THIS MATTER. MOTION CARRIED 5-0.**

**LEGAL:** Attorney McNally advised the Board on a legal matter.

**THE BOARD TOOK NO ACTION ON THIS MATTER.**

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**THE BOARD TOOK NO ACTION ON THIS MATTER.**

**EXECUTIVE SESSION AFFIDAVIT: MOTION WAS MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY, TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT ONE REAL ESTATE AND 4 LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. MOTION CARRIED 5-0.**

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 4:50 p.m.

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Peggy Butler, Chief Deputy Clerk