



Action Agenda

Board of Commissioners
April 10, 2014
3:00 P.M.

The Board of Commissioners of Fayette County, Georgia, met in an Official Meeting on April 10, 2014 at 3:00 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

Commissioner Absent:

Allen McCarty
Randy Ognio

Staff Present:

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

Call to Order, Invocation, and Pledge of Allegiance

Chairman Brown called the April 10, 2014 Board of Commissioners Meeting to order at 3:04 p.m. Commissioner Barlow asked Mr. Darryl Hicks to offer the Invocation, and Mr. Hicks did so. Chairman Brown led the audience in the Pledge of Allegiance.

Acceptance of Agenda

Chairman Brown moved to accept the Agenda as published and to add two additional items, namely the 2014 Retreat Minutes and the Emerald Lake Dam issue. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

PRESENTATION / RECOGNITION:

1. Proclamation of April 2014 as "Prevent Child Abuse Month."

Commissioner Oddo read the Proclamation for April 2014 as "Prevent Child Abuse Month." The Board did not take a vote on this matter.

PUBLIC HEARING:

- 2. Consideration of staff's recommendation to transfer an existing retail alcohol, beer and wine license from Duaa, Inc. to Arif Keshwani of Keshwani Investments, LLC., also known as Shell Food Mart, which is located at 1183 Highway 54 East.**

Code Enforcement Officer Kathy Hobbs informed the Board about staff's recommendation, and that the applicant has met all requirements as required by the County ordinances.

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

Commissioner Oddo moved to approve staff's recommendation to transfer an existing retail alcohol, beer and wine license from Duaa, Inc. to Arif Keshwani of Keshwani Investments, LLC., also known as Shell Food Mart, which is located at 1183 Highway 54 East. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

CONSENT AGENDA:

Commissioner Oddo moved to approve the Consent Agenda as presented. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

- 3. Approval of staff's recommendation to dispose and destroy old uniforms and other items that are no longer serviceable.**
- 4. Approval of staff's recommendation to enter into a Project Framework Agreement with the Georgia Department of Transportation for a multi-use bridge and accompanying path system project over State Route 54 near Piedmont Fayette Hospital (GDOT PI No. 0012878).**
- 5. Approval of staff's recommendation to enter into an Intergovernmental Agreement with the City of Fayetteville for the Georgia Department of Transportation's multi-use bridge and accompanying path system project over State Route 54 near Piedmont Fayette Hospital (GDOT PI No. 0012878).**

OLD BUSINESS:

There was no item under Old Business for consideration.

NEW BUSINESS:

- 6. Consideration of the Selection Committee's recommendation to appoint Darryl Hicks, Pat Hinchey, Margaret Laton and Todd Strickland to the Fayette County Development Authority for four year terms, with said appointments beginning April 10, 2014 and expiring April 9, 2018.**

Commissioner Barlow moved to approve the Selection Committee's recommendation to appoint Darryl Hicks, Pat Hinchey, Margaret Laton and Todd Strickland to the Fayette County Development Authority for four year terms, with said appointments beginning April 10, 2014 and expiring April 9, 2018. Commissioner Oddo seconded the motion.

Ms. Dawn Oparah asked several questions about the appointments. Chairman Brown and Commissioner Oddo answered Ms. Oparah's questions.

The motion to approve the Selection Committee's recommendation to appoint Darryl Hicks, Pat Hinchey, Margaret Laton, and Todd Strickland to the Fayette County Development Authority for four year terms, with said appointments beginning April 10, 2014 and expiring April 9, 2018 was passed 3-0-2 with Commissioners McCarty and Ognio being absent.

7. Consideration of the Selection Committee's recommendation to appoint Dennis Dorsey to the Fayette County Development Authority to the unexpired term of Randy Hayes, with said appointment beginning April 18, 2014 and expiring April 9, 2016.

Commissioner Oddo moved to approve the Selection Committee's recommendation to appoint Dennis Dorsey to the Fayette County Development Authority to the unexpired term of Randy Hayes, with said appointment beginning April 18, 2014 and expiring April 9, 2016. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

8. Consideration of the Fayette County Humane Society's request to conduct a trial Trap / Neuter/ Return feral cat program and to apply for Trap / Neuter / Return grant funds to pay for the trial project.

Ms. Sharon Marchisello, Secretary of the Fayette County Humane Society, and Fayette County Animal Control Officer Rani Rathburn spoke on the request from the Fayette County Humane Society.

Chairman Brown moved to create an exemption to Fayette County's Leash Law for the purpose of creating four test Trap / Neuter / Return sites, with the permission of the City of Fayetteville and the City of Peachtree City for their prescribed sites, with the sites being the Fayette Pavilion Shopping Center Business District area, Bryson Lane in Fayetteville, Highway 85 Connector, and Paschal and Dividend Drive Industrial area, for adequate reports are provided to the Fayette County Animal Control on a regular basis as determined by the Fayette County Animal Control Department, and for funding for the project to come through the Fayette County Humane Society. Commissioner Barlow seconded the motion. Discussion followed.

Chairman Brown amended his motion to create an exemption to Fayette County's Leash Law for the purpose of creating four test Trap / Neuter / Return sites, with the permission of the City of Fayetteville and the City of Peachtree City for their prescribed sites, with the sites being the Fayette Pavilion Shopping Center Business District area, Bryson Lane in Fayetteville, Highway 85 Connector, and Paschal and Dividend Drive Industrial area, for adequate reports are provided to the Fayette County Animal Control on a regular basis as determined by the Fayette County Animal Control Department, for funding for the project to come through the Fayette County Humane Society, and for the exemption to last for six months from the beginning of the program's implementation. Commissioner Barlow seconded the motion.

Ms. Sharon Douchot, Animal Control Director Fred Sisson, and Ms. Kimberly Davis spoke in favor of this request. No one spoke in opposition to this request.

The motion to create an exemption to Fayette County's Leash Law for the purpose of creating four test Trap / Neuter / Return sites, with the permission of the City of Fayetteville and the City of Peachtree City for their prescribed sites, with the sites being the Fayette Pavilion Shopping Center Business District area, Bryson Lane in Fayetteville, Highway 85 Connector, and Paschal and Dividend Drive Industrial area, for adequate reports are provided to the Fayette County Animal Control on a regular basis as determined by the Fayette County Animal Control Department, for funding for the project to come through the Fayette County Humane Society, and for the exemption to last for six months from the beginning of the program's implementation passed 3-0-2 with Commissioners McCarty and Ognio being absent.

9. Consideration of staff's recommendation to adopt Ordinance 2014-06, adding Chapter 15 to the Fayette County Code of Ordinances- Public Health.

Code Enforcement Officer Kathy Hobbs spoke briefly on this matter and answered questions from the Board.

Commissioner Barlow moved to approve staff's recommendation to adopt Ordinance 2014-06, adding Chapter 15 to the Fayette County Code of Ordinances- Public Health. Commissioner Oddo seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

10. Approval of the March 27, 2014 Board of Commissioners Meeting Minutes. Commissioner McCarty was not present at that meeting.

Commissioner Oddo moved to approve the March 27, 2014 Board of Commissioners Meeting Minutes. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

11. Approval of the April 4, 2014 Board of Commissioners Retreat Meeting Minutes.

Commissioner Oddo moved to approve the April 4, 2014 Board of Commissioners Retreat Minutes. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

12. Consideration of staff's recommendation to complete design and permitting work for repairs and enhancement of Emerald Lake Dam in The Woodlands subdivision per the "Labyrinth Weir and Raise Dam" option.

County Administrator Steve Rapson provided a brief summary of this request. Chairman Brown also spoke about this request.

Commissioner Barlow moved to approve staff's recommendation to complete design and permitting work for repairs and enhancement of Emerald Lake Dam in The Woodlands subdivision per the "Labyrinth Weir and Raise Dam" option in an amount not to exceed \$1,720,000.00 Commissioner Oddo seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

PUBLIC COMMENT:

Chairman Brown moved to move the Public Comment section of the Agenda toward the front of the meeting out of professional courtesy for colleagues who were from Peachtree City who wanted to speak. Commissioner Oddo seconded the motion. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

Mayor Vanessa Fleisch: Peachtree City Mayor Vanessa Fleisch spoke on behalf of the Peachtree City Council regarding the makeup of the Fayette County Development Authority. She asked the Board to amend the Intergovernmental Agreement relating to the Fayette County Development Authority, to eliminate the representative of the Peachtree City Development Authority, and to replace the position with a citizen representative appointed by the Peachtree City Mayor and Council. She also asked the Board to provide, through the Intergovernmental Agreement, for the representative Peachtree City Airport Authority to remain on the Board. She pointed out that the Peachtree City Airport Authority is a separate governmental agency chartered by State legislation and is the sole owner of the airport. Mayor Fleisch spoke about the contributions and benefits provided by Peachtree City and the Peachtree City Airport Authority to Fayette County. She also read an email from Mr. Whiteley, Chairman of the Peachtree City Airport Authority, that was written to Chairman Brown concerning the Peachtree City Airport Authority's opposition to the possibility of having representation removed from the Fayette County Development Authority.

ADMINISTRATOR'S REPORTS:

Safe Digging Month: County Administrator Steve Rapson stated that April is "Safe Digging Month." He said there would be a proclamation on the April 24, 2014 Agenda, but he wanted to get the word out on behalf of the Water System.

Selection Committee for the Public Facilities Authority: County Administrator Steve Rapson stated that the positions for the Public Facilities Authority had been advertised and that a Selection Committee needed to be appointed. The Board appointed Chairman Brown and Commissioner Oddo to the Selection Committee.

Update on the Board of Commissioners Retreat: County Administrator Steve Rapson pointed out that the County was projecting that it would not have any funds with a deficit balance, but rather all the funds would have an increase to its fund balance. Mr. Rapson also reported that Fayette County is the only county in the State of Georgia with an overfunded pension plan.

ATTORNEY'S REPORTS:

There was no Attorney's Report.

COMMISSIONERS' REPORTS:

Chairman Brown: Chairman Brown said it was good to hear from the mayor of Peachtree City, and he spoke about the Fayette County Development Authority and the Peachtree City Airport Authority. He also spoke about a letter from Peachtree City Council Member Kim Learnard that was sent to the newspaper, and he wished that she had spoken to individual Commissioners or the Board before writing the letter. He said the Board had worked hard to avoid divisiveness with the municipalities, that the Board appreciates and defends her ability to make comments, but that he wished she had come to the Board first. He added that the County had issued a press release on its position on the District Voting lawsuit, and that the press release could be obtained from the County Clerk's office.

EXECUTIVE SESSION:

There was no Executive Session.

ADJOURNMENT:

Commissioner Barlow moved to adjourn the April 10, 2014 Board of Commissioners meeting. Commissioner Oddo seconded the motion. No discussion followed. The motion passed 3-0-2 with Commissioners McCarty and Ognio being absent.

Floyd L. Jones, County Clerk