



The Agenda of Actions

BOARD OF COMMISSIONERS

FEBRUARY 22, 2001

7:00 P.M.

BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Harold Bost (Absent)
Herb Frady
A.G. VanLandingham



STAFF

Chris Cofty, County Administrator
Carol Chandler, Executive Asst.
William R. McNally, Attorney
Karen Morley, Deputy Clerk
Linda Rizzotto, Deputy Clerk



MEETING LOCATION

Administrative Complex
Commission Meeting Room
140 Stonewall Avenue
Fayetteville, GA



MEETING TIMES

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



COMMISSION OFFICE

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Chairman Dunn called the meeting to order, offered the Invocation and led the pledge to the Flag.

PUBLIC HEARING:

A. Consideration of Petition No. 1069-01, Dean Fryer, Owner/Agent, request to rezone 1.027 acres from R-40 to O-I to develop Professional, Medical, and Law Offices. This property is located in Land Lot 70 of the 7th District and fronts on Sumner Road. The planning commission recommended denial 4-1. Staff recommended denial.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER VANLANDINGHAM TO APPROVE PETITION NO. 1069-01. THE MOTION CARRIED 3-1 WITH CHAIRMAN DUNN VOTING IN OPPOSITION. COMMISSIONER BOST WAS ABSENT.

B. Consideration of Petition No. RP-017-01, Dean Fryer, Owner/Agent, request to revise Lot 4 of Madelyn Place Subdivision, into two (2) lots (one lot zoned R-40 and one lot requested to be rezoned to O-I, see Petition No. 1069-01). This property is located in Land Lot 70 of the 7th District, consists of 2.027 acres, and fronts on Sumner Road. The planning commission recommended approval of two (2) lots, a minimum of the (1) acre each, zoned R-40. Staff recommended denial as requested.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO APPROVE PETITION NO. RP-017-01. THE MOTION CARRIED 3-1 WITH CHAIRMAN DUNN VOTING IN OPPOSITION. COMMISSIONER BOST WAS ABSENT.

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- C. Consideration of Petition No. 1070-01, Billy M. Floyd, Owner, Flint River Resources, Inc. Agent, request to rezone 24.295 acres from R-40 to A-R to develop a Human Cemetery and Mausoleum. This property is located in Land Lots 231 and 250 of the 13th District and fronts on S.R. 314, S.R. 279, and Helmer Road. The planning commission recommended approval 5-0. Staff recommended approval.

ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER WELLS TO DENY PETITION NO. 1070-01. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

OLD BUSINESS:

- D. John DeLash to discuss the process of abandoning 6893 square feet of unused right-of-way resulting from the realignment of Sandy Creek Road.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER WELLS TO DENY THE REQUEST OF ABANDONING 6,893 SQUARE FEET OF UNUSED RIGHT-OF-WAY RESULTING FROM THE REALIGNMENT OF SANDY CREEK ROAD. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

CONSENT AGENDA: CHAIRMAN DUNN REMARKED THAT ITEM NO. 5 HAD BEEN REMOVED FROM THE AGENDA. ON MOTION MADE BY COMMISSIONER VANLANDINGHAM, SECONDED BY COMMISSIONER FRADY TO APPROVE CONSENT AGENDA ITEMS, 1, 2, 3, 4, 6 AND 7 AS PRESENTED. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

1. Approval of request from Purchasing Director Tim Jones to award bid to GDE Renovations in the amount of \$5,275 for painting of the Fayette County Public Library.
2. Approval of request from Fayette Senior Services to place a sign on the old courthouse lawn from August 20, 2001 through September 4, 2001 advertising the 2001 Business Expo to be held on September 4th from 4:00 p.m. to 8:00 p.m. at the Wyndham Peachtree Conference Center.
3. Approval of request from the Friends of the Fayette County Public Library to place one sign on the north corner of Highway 85 and 54 on Courthouse property, two signs - one at the northwest entrance and one at the southeast entrance of the County Administration Complex, and a sign on the old courthouse lawn from May 13, 2001 through May 19, 2001.
4. Approval of recommendation by Director of Purchasing to award bid to G.D.E.

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Renovations in the amount of \$6,750 for painting and minor repairs at McCurry Park football complex.

5. Approval of recommendation from the Director of Public Works to accept Jim Mallett's proposal and authorization to proceed with design work for bridge replacement on Kenwood Road across Morning Creek.

CHAIRMAN DUNN REMARKED THAT ITEM NO. 5 HAD BEEN REMOVED FROM THE AGENDA.

6. Approval of request from Chief Jack Krakeel to purchase fitness equipment for two fire stations: 2 Bowflex machines per budget description - adding to fitness program at \$1,298 each for a total of \$2,596 plus freight.
7. Approval of minutes for Board of Commissioners meeting held on February 7, 2001.

PUBLIC COMMENT:

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

THOMAS STEPHENS: Thomas Stephens, 155 Stonewall Avenue East, Fayetteville expressed his displeasure with the demolition of the Dorsey House and how the Commission had handled this.

LISA HOVEY-KING: Lisa Hovey-King, 130 Pye Road, Fayetteville, Georgia commented on the demolition of the homes on Long Avenue and Lee Street. She felt dollars could have been paid for antique salvaged items from these homes and recycled back into county bank accounts to fund ongoing county projects.

TANA HEATON: Tana Heaton, 495 White Road, Fayetteville felt the elected officials of Fayette County had a personal agenda and had decided to act on the demolition of the homes on Long Avenue and Lee Street without any concern for the citizens of Fayette County.

STAFF REPORTS:

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss one real estate matter and two legal items.

WATER LINE EXTENSIONS: Water System Director Tony Parrott asked for the Board's consideration in approving two additional water line extensions for the current contractor Gordy Construction to handle. He said Consulting Engineer Jim Mallett had reviewed the change

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orders used in existing projects that the county had bid for the other six water lines and recommended the change orders.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER VANLANDINGHAM TO APPROVE GORDY CONSTRUCTION TO HANDLE THESE TWO WATER LINE EXTENSIONS. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

FLINT RIVER AND LAKE HORTON WITHDRAWAL PERMITS: Water System Director Tony Parrott asked for the Board's consideration for the Chairman to execute applications for the requested increase in the Flint River and Lake Horton withdrawal permits and for changing the permit to operate the Water System to include the South Fayette Water Treatment Plant.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE THE CHAIRMAN TO EXECUTE APPLICATIONS FOR WITHDRAWAL PERMITS FOR THE REQUESTED INCREASE IN THE FLINT RIVER AND LAKE HORTON AND FOR CHANGING THE PERMIT TO OPERATE THE WATER SYSTEM TO INCLUDE THE SOUTH FAYETTE WATER TREATMENT PLANT. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

TAX EQUITY ISSUE: Commissioner VanLandingham commented on the tax equity issue. He commended Commissioner Wells for the letter she had written regarding the tax equity issue. He suggested that this letter be published in the local newspapers and also put on the county's web site so that citizens would know where to go to find the materials relating to this issue. He also suggested that each Board member's name also be listed at the closing of the letter.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS ONE REAL ESTATE MATTER AND TWO LEGAL ITEMS. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

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

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY CHAIRMAN DUNN TO AUTHORIZE ATTORNEY MCNALLY TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

LEGAL: Attorney McNally updated the Board on a legal matter.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER

WELLS TO AUTHORIZE THE CHAIRMAN TO EXECUTE A SPECIFIED LETTER. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

LEGAL: Attorney McNally discussed a legal matter with the Board

THE BOARD TOOK NO ACTION ON THIS MATTER.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE CHAIRMAN DUNN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT ONE ITEM OF REAL ESTATE AND TWO LEGAL MATTERS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0. COMMISSIONER BOST WAS ABSENT.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 10:05 p.m.

Karen Morley, Chief Deputy Clerk