



#### BOARD OF COMMISSIONERS

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

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#### STAFF

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

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# The Agenda of Actions

## BOARD OF COMMISSIONERS

July 25, 2002

7:00 P.M.

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

### **PUBLIC HEARING:**

- A. Consideration of Petition No. 1096-02, Kenneth D. and Cynthia J. Reynolds, Owners, Ann Hayes, Agent, request to rezone 6.6006 acres from A-R to C-C to develop retail shops, a bank, and medical offices. This property is located in Land Lot 18 of the 6<sup>th</sup> District and fronts on Redwine Road and S.R. 74 South. The Planning Commission recommended to deny C-C but to approve as O-I (5-0). Staff recommended to deny C-C but to approve O-I.

**CHAIRMAN DUNN ANNOUNCED THAT PETITIONER HAD REQUESTED THIS ITEM TO BE TABLED TO THE AUGUST 22, 2002 COMMISSION MEETING DUE TO COMMISSIONER VANLANDINGHAM'S ABSENCE.**

- B. Consideration of Petition No. 1097-02, Marion L. Holt, Owner/Agent, request to rezone 1.289 acres from A-R to R-45 to develop one (1) single-family dwelling lot. This property is located in Land Lot 148 of the 7<sup>th</sup> District and fronts on Palmetto Road. The Planning Commission recommended approval (5-0). Staff recommended approval.

**ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER PFEIFFER TO APPROVE PETITION NO. 1097-02. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT FROM THE MEETING.**

**CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT FROM THE MEETING.**

1. Approval of the Water System Director Tony Parrott to (b) Award the annual contract for Waterline Extensions to the low bidder Shockley Plumbing. (This item was tabled from June 27<sup>th</sup> meeting).

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2. Approval of request from the Sheriff's Department to transfer \$2,346.13 from the general budget fund to the Sheriff's Department budget category 130-5433 vehicle repair services.
3. Approval of request from the Sheriff's Department to transfer \$1,110.36 and \$529.38 from the general budget fund to the Sheriff's Department budget category 130-5433 vehicle repair services.
4. Approval of request from the Director of the Water System Tony Parrott to allow the use of Starr's Mill by Paramount Pictures to film "The Fighting Temptations" for approximately three days for filming, preparation and restoration on or about September 9, 2002.
5. Approval of Water Committee recommendations to approve the request from the Town of Tyrone to place a drop box in Tyrone at Town Hall.
6. Approval of recommendation from Director of Purchasing Tim Jones to select PMC Enterprises to perform PRV Repair and Maintenance for the Water System.
7. Approval of recommendation from Director of Purchasing Tim Jones to select lowbidders Hughes Supply, Delta Municipal Supply Company, All Star Pipe and Supply Company and U.S. Filter Distribution for various Water System Inventory Parts.
8. Approval of Appointment of Ed Eiswerth to the West Georgia Emergency Medical Service for a new term beginning on August 1, 2002 and ending on July 1, 2004.
9. Approval of minutes for Board of Commissioners meeting held on June 13, 2002 (Budget Workshop), regularly scheduled meetings held on June 27, 2002 and July 11, 2002.

**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.

**DENNIS CHASE:** Dennis Chase remarked on a wetlands situation concerning the softball fields in the Town of Tyrone and Redwine Park.

**STAFF REPORTS:**

**BID #388 AWARDED TO APAC-GEORGIA, INC.:** Public Works Director Lee Hearn asked for the Board's consideration in awarding Bid #388 to APAC-Georgia, Inc. in the amount of \$28.10 per ton for asphaltic concrete material for the county.

**ON MOTION MADE BY COMMISSIONER PFEIFFER, SECONDED BY COMMISSIONER**

**FRADY TO AWARD BID #388 TO APAC-GEORGIA, INC. IN THE AMOUNT OF \$28.10 PER TON FOR ASPHALTIC CONCRETE MATERIAL. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT.**

**MAGISTRATE COURT'S CONTRACT FOR COMMUNITY CORRECTIONAL SERVICES**

**APPROVED:** Attorney McNally asked for the Board's consideration in authorizing the county to enter into this contract with B.I. Incorporated for the Magistrate Court's contract for community correctional services. He said this was a continuation of a contract the county already has with B.I. Incorporated for the last several years. He said a fee was charged but this did not cost the county anything. He said they had done a good job for the Magistrate Court.

**ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFFER TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE MAGISTRATE COURT'S CONTRACT FOR COUNTY SERVICES WITH THE UNDERSTANDING THAT NEXT YEAR THE COUNTY WOULD LET THIS OUT FOR BID. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT.**

**IMPACT FEE ORDINANCE:** Attorney McNally discussed the issue of building permit refunds after the permit has lapsed or expired. He said this was not clearly addressed in the Impact Fee Ordinance and it needed to be addressed in the Impact Fee Ordinance. He asked for the Board's authorization to proceed in presenting a draft with this revision included at a later date.

**IT WAS THE CONSENSUS OF THE BOARD THAT ATTORNEY MCNALLY PROCEED IN DRAFTING A REVISED IMPACT FEE ORDINANCE AND TO BRING THIS BACK TO THE BOARD AT A LATER DATE.**

**EXECUTIVE SESSION:** Attorney McNally requested an executive session to discuss one legal item.

**EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFFER TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS ONE LEGAL ITEM. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT FROM THE MEETING.**

**LEGAL:** Attorney McNally discussed a legal matter with the Board.

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

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**EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFFER TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT CONFIRMING THAT ONE LEGAL ITEM WAS DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0. COMMISSIONER VANLANDINGHAM WAS ABSENT.**

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:00 p.m.

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Karen Morley, Chief Deputy Clerk