



BOARD OF COMMISSIONERS

Greg Dunn, Chairman
Linda Wells, Vice Chair
Herb Frady
Robert Horgan
Peter Pfeifer



STAFF

Christine Venice, County Admin.
William R. McNally, Attorney
Carol Chandler, Executive Asst.
Peggy Butler, Executive Assistant
Karen Morley, Chief 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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The Agenda of Actions

BOARD OF COMMISSIONERS

May 25, 2006

7:00 P.M.

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

PRESENTATION/RECOGNITION:

A. Proclamation for "Sons of the American Revolution Day".

THE BOARD RECOGNIZED JUNE 9TH AS "SONS OF THE AMERICAN REVOLUTION DAY".

PUBLIC HEARING:

B. Consideration of the County's proposed Annual Budget for fiscal year beginning July 1, 2006 and ending June 30, 2007.

ON MOTION MADE BY COMMISSIONER HORGAN, SECONDED BY COMMISSIONER PFEIFER TO APPROVE RESOLUTION NO 2006-10 ADOPTING THE COUNTY BUDGET FOR FISCAL YEAR 2006-2007. THE MOTION CARRIED 5-0.

C. Consideration of an On-Premise Consumption Pouring Permit for Beer, Wine, and Distilled Spirits for Old Mill Fish and Grill, 1095 Highway 54 West, Fayetteville, Georgia. J. Neil Davis, Owner/Applicant. This property is located in Land Lot 127 of the 5th District, fronts on Highway 54 West, and is zoned C-C. This request is for a Change of Ownership.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE ON-PREMISE CONSUMPTION POURING PERMIT FOR BEER, WINE AND DISTILLED SPIRITS FOR THE OLD MILL FISH AND GRILL. THE MOTION CARRIED 5-0.

D. Consideration of Petition No. 1170-06, Mary Ann Abna Estate, Owner, and Robert Mooney d/b/a Cobblestone South Development, Agent, request to rezone 40.48 acres from A-R to R-40 to develop a residential subdivision consisting of 27 single-family dwelling lots and one (1) community lot. This property is located in Land Lot 70 of the 7th District and fronts on S.R. 54 West. The Planning Commission recommended approval with two (2) recommended conditions (4-1). Staff recommended approval.

ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO APPROVE PETITION NO. 1170-06 WITH TWO RECOMMENDED

Agenda of Actions
May 25, 2006
Page 2

- E. Consideration of Petition No. 1171-06, Olivet Baptist Church of Christ, Owner, and Peggy Hall, Agent, request to rezone 9.01 acres from R-45 Conditional and A-R to R-45 to develop Church Facilities. This property is located in Land Lot 250 of the 5th District and fronts on Hwy. 314 North. The Planning Commission recommended approval (5-0). Staff recommended approval.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER PFEIFER TO APPROVE PETITION NO. 1171-06 AS PRESENTED. THE MOTION CARRIED 5-0.

- F. Consideration of Petition No. 1172-06, Paul E. And Valerie Reynolds, Owners, and Grant Shepherd & Associates, Agent, request to rezone 31.93 acres from A-R to R-78 to develop a residential subdivision consisting of 13 single-family dwelling lots. This property is located in Land Lots 8 and 16 of the 6th District and fronts on S.R. 85 South. The Planning Commission recommended approval (5-0). Staff recommended approval.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER HORGAN TO APPROVE PETITION NO. 1172-06 AS PRESENTED. THE MOTION CARRIED 5-0.

- G. Consideration of Petition No. 1173-06, Janice Ballard and Charles Ballard, Owners, and Greg Ivey, Agent, request to rezone 83.75 acres from A-R to C-S to develop a residential subdivision consisting of 36 single-family dwelling lots. This property is located in Land Lots 216 and 217 of the 4th District and fronts on Antioch Road. The Planning Commission recommended approval subject to two (2) recommended conditions (4-1). Staff recommended approval subject to two (2) recommended conditions.

ON MOTION MADE BY COMMISSIONER FRADY, SECONDED BY COMMISSIONER HORGAN TO APPROVE PETITION NO. 1173-06 WITH TWO RECOMMENDED CONDITIONS AS WELL AS THE SELF-IMPOSED CONDITION FOR A MINIMUM OF 2,800 SQUARE FEET HOMES. THE MOTION CARRIED 4-1 WITH COMMISSIONER PFEIFER OPPOSING THE MOTION.

- H. Consideration of proposed amendments to the Fayette County Development Regulations regarding Section 8-62. Utility Locations, Section 8-63. Sidewalks, and Section 8-64. Reserved as presented by the Engineering Department. The Planning Commission recommended to table the proposed amendments to the May 18, 2006 public meeting/workshop to allow further discussion. The proposed amendments will be readvertised for a future public meeting.

CHAIRMAN DUNN ANNOUNCED THAT THE PLANNING COMMISSION HAD RECOMMENDED TABLING THIS ITEM TO THEIR MAY 18, 2006 WORKSHOP MEETING FOR FURTHER DISCUSSION. HE SAID IT WOULD BE READVERTISED FOR A FUTURE PUBLIC MEETING.

OLD BUSINESS:

- I. Discussion of fee changes for Environmental Health.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO APPROVE THE FEE CHANGES FOR THE ENVIRONMENTAL HEALTH DEPARTMENT AS PRESENTED WITH THE EXCEPTION OF THE ON-SITE SEWAGE PERMIT FOR RESIDENTIAL SINGLE-FAMILY WHICH WOULD REMAIN AT \$275 AND THE REPAIR PERMIT FOR RESIDENTIAL SINGLE-FAMILY LOTS WHICH WOULD REMAIN AT \$100. THE MOTION CARRIED 4-1 WITH COMMISSIONER FRADY OPPOSING THE MOTION.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 5-0.

1. Approval to award Bid #566 for asphalt resurfacing contract for SPLOST program to the low bidder-APAC in the amount of \$4,039,094.51.
2. Approval of a budget adjustment to transfer funds in the amount of \$1,599.21 from the County's General Fund to the Marshal's Office Vehicle Repair Service Account as a result of insurance reimbursement for a motor vehicle accident.
3. Approval of the Vehicle Replacement Committee's recommendation to replace a 2001 Ford F150XL Vin #92814 for the Water System with a Ford Ranger.
4. Approval to provide funding from the General Fund Contingency in the amount of \$39,120 to assist in the acquisition and installation of four additional warning sirens.
5. Approval of budget adjustment to transfer funds in the amount of \$493 from the Jail Building Maintenance to project C6031-Jail Dexter Tour Verify.
6. Approval of budget increase for revenue to the Library from ICLE Satellite of \$150 by increasing the revenue account and increasing the Public Relations account resulting in a zero impact on the Library's budget.
7. Approval of Probate Court's request to transfer \$1,260 of unused budget funds in Technical Services, Seminars & Dues, and Lodging & Meals to cover various county retirement expenditures for FY2006.
8. Approval of recommendation from the Water Committee to participate with the waterline extension on Goza Road and Old Greenville to the development being built by SWE Land & Development.
9. Approval of recommendation of the Water Committee for an Eagle Scout project to build two purple martin houses at Lake Horton.

Agenda of Actions
May 25, 2006
Page 4

10. Approval of reappointment of Ken Schall to another three year term on the McIntosh Trail Community Service Board to begin July 1, 2006 and to expire June 30, 2009.
11. Approval of reappointment of Billy Gunnin to the Fayette County Recreation Commission commencing April 1, 2006 and ending March 31, 2010.
12. Approval of reappoint of Ed Quattlebaum to the Fayette County Recreation Commission commencing April 1, 2006 and ending March 31, 2010.
13. Approval of request from the Sheriff's Department to upgrade a current Lieutenant position to a new job Class Code 739, Deputy Sheriff-Captain – When assigned to Homeland Security/Immigration Customs Enforcement.
14. Ratification of July 3, 2006 as a County Holiday.
15. Approval of minutes for Board of Commissioners' meeting held on April 13, 2006.

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.

NONE.

STAFF REPORTS:

AGREEMENT WITH THE BOARD OF COMMISSIONERS AND UNIVERSITY OF GEORGIA COOPERATIVE EXTENSION SERVICE: Attorney McNally remarked that this was a request from the Extension Service for the Board to continue the contract between the Board of Commissioners and the Board of Regents of the University System of Georgia on behalf of the University of Georgia Cooperative Extension Service. He remarked that there would be a budget increase for the Board of Commissioners from last year's \$50,480 to this year's \$53,820. He said the County pays a portion of the salary on the Extension Service Agents. He asked for consideration from the Board to authorize the Chairman to execute this contract.

ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY CHAIRMAN DUNN TO APPROVE THE CONTRACT BETWEEN THE BOARD OF COMMISSIONERS AND THE UNIVERSITY OF GEORGIA COOPERATIVE EXTENSION SERVICE AND AUTHORIZE THE CHAIRMAN TO EXECUTE SAME. THE MOTION CARRIED 5-0.

EXECUTIVE SESSION: Attorney McNally requested an executive session to discuss three legal items.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER HORGAN TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS THREE LEGAL ITEMS. THE MOTION CARRIED 5-0.

LEGAL: Attorney McNally and the County Administrator discussed a legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally and the County Administrator reported to the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney McNally reviewed 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 THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT THREE LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 5-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 9:15 p.m.

Karen Morley, Chief Deputy Clerk

