



BOARD OF COMMISSIONERS

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



STAFF

Christine Venice, County Admin.
Dennis Davenport, 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

Administrative Complex
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The Agenda of Actions

BOARD OF COMMISSIONERS

February 9, 2006

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 abandonment of a portion of Huiet Road.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO ABANDON THE PORTION OF HUIET ROAD BETWEEN THE ENTRANCE OF THE Y.M.C.A. PROPERTY AND HUIET DRIVE AND LOTS #26 AND #27 OF THE 7TH DISTRICT OF FAYETTE COUNTY. THE MOTION CARRIED 4-0.

OLD BUSINESS:

B. Consideration of Resolution No. 2006-07 opposing legislation which would create district voting for County Commissioners.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO ADOPT RESOLUTION NO. 2006-07 STATING THE BOARD'S OPPOSITION TO LEGISLATION THAT WOULD CREATE DISTRICT VOTING FOR COUNTY COMMISSIONERS. THE MOTION CARRIED 4-0.

NEW BUSINESS:

C. Consideration of recent ethics complaint.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER THAT THE BOARD TAKE NO ACTION ON THIS MATTER. THE MOTION CARRIED 4-0.

D. Consideration of appointment to fill vacant seat for Post 1 on the Recreation Commission.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY CHAIRMAN DUNN TO NOMINATE TED BURGESS TO FILL THE VACANCY FOR POST 1 OF THE RECREATION COMMISSION THAT COMMENCED ON APRIL 1, 2004 AND WILL EXPIRE ON MARCH 31, 2008. THE MOTION CARRIED 4-0.

CONSENT AGENDA: ON MOTION MADE BY COMMISSIONER PFEIFER, SECONDED BY COMMISSIONER WELLS TO APPROVE THE CONSENT AGENDA AS PRESENTED. THE MOTION CARRIED 4-0.

1. Approval of request from the Engineering Department to approve Hielt Estates Subdivision as a new Street Lighting District in Fayette County.

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2. Approval of request from the Sheriff's Department to increase revenue and expenditure account line items by a total of \$3,898.09 in order to recognize receipt of insurance proceeds for repair of a vehicle.
3. Approval of request from the Finance Department to transfer budget funds from Juvenile Court's Indigent Defense budget line to other judicial budgets for indigent defense.
4. Approval of request from the Finance Department to transfer unused portion of repair funding back to the Contingency Fund in the amount of \$4,125.
5. Approval of request from the Fayette County Library to increase revenues and expenditures in the amount of \$30 to recognize a donation to purchase books.
6. Approval of request from Chief Jack Krakeel to purchase generator from low bidder, Cummins South, Inc., in the amount of \$32,744.24 with \$28,000 from Capital Account 27030520-542160 and \$4,744.24 from the Fire Contingency account 27030520-579000.
7. Approval of request from the County Administrator to upgrade the Accounting Technician position from a part time position to a full time position.
8. Approval of recommendation from the County Administrator to allow U.G.A. Carl Vinson Institute of Government to conduct a reorganizational study of the County's departmental structure.
9. Approval of request from Public Works Director Lee Hearn for expenditures for repairs to a 1996 Cedar Rapid paving machine in the amount of \$25,482.08.
10. Approval of minutes for Board of Commissioners meeting held on November 2, 2005.

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:

ATTORNEY DAVENPORT: Attorney Davenport reported that he had received a draft modified surface water withdrawal permit which would modify the County's current permit as a withdrawal permit from a creek to a reservoir for Lake McIntosh. He said this would go through a posting period and ultimately be recommended to the Director of the Georgia Department of Natural Resources. He asked for the Board's consideration to authorize him to forward this document to the E.P.D.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE ATTORNEY DAVENPORT TO SUBMIT THIS DOCUMENT TO THE E.P.D. THE MOTION CARRIED 4-0.

EXECUTIVE SESSION: Attorney Dennis Davenport requested an executive session to discuss five legal items.

Commissioner Pfeifer requested an executive session to discuss one legal item.

EXECUTIVE SESSION: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS SIX LEGAL ITEMS. THE MOTION CARRIED 4-0.

LEGAL: Attorney Davenport advised the Board on a legal item.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney Davenport discussed a legal item with the Board.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Attorney Davenport reported to the Board on a legal item.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER FRADY TO AUTHORIZE STAFF TO PROCEED IN THIS MATTER. THE MOTION CARRIED 4-0.

LEGAL: Attorney Davenport discussed a legal item with the Board.

ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE ATTORNEY DAVENPORT TO PROCEED IN THIS MATTER. THE MOTION CARRIED 3-1 WITH COMMISSIONER FRADY VOTING IN OPPOSITION.

LEGAL: Attorney Davenport updated the Board on a legal item.

THE BOARD TOOK NO ACTION ON THIS MATTER.

LEGAL: Commissioner Pfeifer advised the Board on a legal matter.

THE BOARD TOOK NO ACTION ON THIS MATTER.

EXECUTIVE SESSION AFFIDAVIT: ON MOTION MADE BY COMMISSIONER WELLS, SECONDED BY COMMISSIONER PFEIFER TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE EXECUTIVE SESSION AFFIDAVIT AFFIRMING THAT SIX LEGAL ITEMS WERE DISCUSSED IN EXECUTIVE SESSION. THE MOTION CARRIED 4-0.

There being no further business to come before the Board, Chairman Dunn adjourned the meeting at 8:45 p.m.