Minutes

Board of Commissioners
August 28, 2008
7:00 P.M.

The Board of Commissioners of Fayette County, Georgia, met in Official Session on Thursday, August 28, 2008, at 7:00 p.m. in the Public Meeting Room of the Fayette County Administrative Complex, 140 Stonewall Avenue, Fayetteville, Georgia.

Commissioners Present:	Herb Frady, Vice-Chairman Robert Horgan Eric Maxwell Peter Pfeifer
Commissioner Absent:	Jack Smith, Chairman
Staff Present:	Scott Bennett, County Attorney Carol Chandler, Executive Assistant Karen Morley, Chief Deputy Clerk
Staff Absent:	Interim County Administrator Jack Krakeel

Vice-Chairman Herb Frady called the meeting to order.
Commissioner Pfeifer offered the Invocation.
Pledge of Allegiance.

ACCEPTANCE OF AGENDA:
Commissioner Horgan made a motion to approve the agenda as presented and Commissioner Pfeifer seconded the motion. The motion carried 4-0. Chairman Smith was absent.

ORDINANCE NO. 2008-07 - AMENDMENTS TO THE FAYETTE COUNTY DEVELOPMENT REGULATIONS REGARDING THE REVISED METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT'S MODEL FLOODPLAN MANAGEMENT ORDINANCE:

A. Consideration of proposed amendments to the Fayette County Development Regulations regarding the revised Metropolitan North Georgia Water Planning District's (MNGWPD) model Floodplain Management Ordinance to replace the existing Article IV Floodplain Regulations in its entirety as presented by the Engineering Department. The Planning Commission recommended approval.

Vanessa Birrell of the Engineering Department remarked that she had presented this item to the Board in July and staff had gone to GEMA for review as well as the Metropolitan North Georgia Water Planning District and the Fayette County Planning Commission. She said it was before this Board tonight for consideration for approval. She said it was one of the last model ordinances that needed to be adopted in order to meet the Metropolitan North Georgia requirements. She noted that this would make it more difficult to put structures and fill material in the floodplain and it would help reduce the County's CSR rating.

Vice Chairman Frady asked if anyone wished to speak in favor or in opposition to this item. Hearing none, he asked for the Board's pleasure in this matter.

Commissioner Horgan made a motion to accept the Metropolitan North Georgia Water Planning District's Model Floodplain Management Ordinance for Fayette County and Commissioner Pfeifer seconded the motion. The motion carried 4-0. Chairman Smith was absent. A copy of Ordinance No. 2008-07, identified as "Attachment No. 1", follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Vic Remeneski: Mr. Remeneski expressed concern over the New Business item on tonight's agenda regarding the Vehicle Replacement Committee's recommendation for replacement of 19 County vehicles in the Fiscal Year 2009 budget. He remarked that times were hard and tax revenues were down. He said he would like the County to consider purchasing vehicles that were appropriate for the individual jobs that were concerned.

David Homan: Mr. Homan commented on the planned intersection improvements at Ebenezer Road, S.R. 54 and Brittany Way. He felt the proposed improvements had good intentions and it would help with traffic flow on the Ebenezer side but he doubted the improvements would make much difference on the Brittany side.

Andrea Lyle: Ms. Lyle asked the Board to clarify item "B" listed under New Business regarding the Vehicle Replacement Committee's recommendations for replacement of 19 County vehicles when it reaches that portion of the Agenda.

Angela Hinton Fonda: Angela Hinton Fonda said the Board's agenda would have to be accepted and approved. She asked for the Board's consideration to remove consent agenda item #4 for open discussion.

CONSENT AGENDA: Commissioner Pfeifer requested that consent agenda items #1 and #4 be removed for discussion. Commissioner Pfeifer made a motion to remove consent agenda items #1 and #4 for discussion and Commissioner Horgan seconded the motion. The motion carried 4-0. Chairman Smith was absent. Commissioner Maxwell made a motion to approve consent agenda items #2, #3, #5 and #6 as presented and Commissioner Horgan seconded the motion. The motion carried 4-0. Chairman Smith was absent.

RESOLUTION NO. 2008-12 - ESTABLISHMENT OF MILLAGE RATES AND LEVYING AD VALOREM TAXES FOR 2008:

1. Approval of Resolution No. 2008-12 establishing millage rates and levying ad valorem taxes for 2008.

Commissioner Pfeifer remarked that he had voted in opposition to the adoption of the County Budget and he would also be voting in opposition to this Resolution.

Commissioner Maxwell made a motion to approve Resolution No. 2008-12 establishing millage rates and levying ad valorem taxes for 2008 and Commissioner Horgan seconded the motion. The motion carried 3-1 with Commissioner Pfeifer voting in opposition. Chairman Smith was absent. A copy of Resolution No. 2008-12, identified as "Attachment No. 2", follows these minutes and is made an official part hereof.

SHERIFF'S DEPARTMENT - AMENDMENT OF OVERTIME BUDGET ACCOUNT:

2. Authorization to amend Overtime Budget Account for the Fayette County Sheriff's Office Criminal Investigation Division to recognize funds paid to the County as reimbursement for personnel assigned to assist federal officers in investigating certain illegal activities. A copy of the request, identified as "Attachment No. 3", follows these minutes and is made an official part hereof.

SHERIFF'S DEPARTMENT - DISPOSAL OF ITEMS NO LONGER SERVICEABLE:

3. Approval to allow the Sheriff's Department Jail Division to dispose of items of clothing and bedding from the Jail which are no longer serviceable. A copy of the request, identified as "Attachment No. 4", follows these minutes and is made an official part hereof.

FINANCE DEPARTMENT - WRS AWARDED THE BID FOR ACTUARIAL AND CONSULTING SERVICES:

4. Approval of staff's recommendation to accept the proposal from WRS as the lowest bidder for actuarial and consulting services for the valuation of OPEB as required by GASB 45.

Commissioner Maxwell made a motion to approve consent agenda item #4 and approve staff's recommendation to accept the proposal from WRS as the lowest bidder for actuarial and consulting services for the valuation of OPEB as required by GASB 45 and Commissioner Horgan seconded the motion, discussion followed.

Assistant Finance Director Toni Jo Howard gave a brief presentation regarding this item. She said staff had put this bid out for proposal, all of the bids had been reviewed and staff had chosen the lowest bidder which was WRS.

The motion carried 4-0. Chairman Smith was absent. A copy of the request, identified as "Attachment No. 5", follows these minutes and is made an official part hereof.

CITY OF FAYETTEVILLE REQUEST FOR ASSISTANCE IN CONDUCTING REFERENDUM:

5. Approval of request from the City of Fayetteville that the County assist them in conducting a referendum on November 4 by placing the question of Sunday Sales of Alcoholic Beverages by the drink on ballots for voters residing in Fayetteville. A copy of the request, identified as "Attachment No. 6", follows these minutes and is made an official part hereof.

HUMAN RESOURCES - AMENDMENT OF THE COUNTY'S CAFETERIA BENEFIT PLAN:

6. Approval of staff's recommendation to amend the County's Cafeteria Benefit Plan to include the County's Flexible Spending Account and to authorize the Chairman to execute the related documents. A copy of the request and related documents, identified as "Attachment No. 7", follow these minutes and are made an official part hereof.

NEW BUSINESS:

B. Discussion of Vehicle Replacement Committee's recommendations for replacement of 19 vehicles included in the Fiscal Year 2009 budget.

Vice Chairman Frady said he had some questions on this item and Commissioner Maxwell said he also had some questions in light of economic times that needed to be answered before the Board could take a vote.

Vice Chairman Frady made a motion to table this item to the September 3rd Board of Commissioners' meeting for discussion and Commissioner Maxwell seconded the motion. The motion carried 4-0. Chairman Smith was absent.

ADMINISTRATOR'S REPORT:

SPECIAL PROJECT LOCAL ASSISTANCE GRANT: Executive Assistant Carol Chandler asked for the Board's consideration for authorization to enter into an Agreement with the Georgia Department of Community Affairs for receipt of a Local Assistance Grant for the acquisition of a thermal imaging device for the Department of Fire and Emergency Services in the amount of $9,000.

Commissioner Horgan made a motion to authorize Vice Chairman Frady to execute the Agreement with the Georgia Department of Community Affairs for receipt of a local assistance grant for the acquisition of a thermal imaging device for the Department of Fire and Emergency Services in the amount of $9,000 and Commissioner Pfeifer seconded the motion. The motion carried 4-0. Chairman Smith was absent. A copy of the Agreement, identified as "Attachment No. 8", follows these minutes and is made an official part hereof.

ATTORNEY'S REPORT:

AGREEMENT FOR CULVERT REPAIR ON MILAM ROAD: County Attorney Scott Bennett remarked that the Board had previously awarded the bid for culvert repair on Milam Road at Whitewater Creek in the amount of $97,600 to Engineered Restorations, Incorporated and he asked for the Board's consideration for the Vice Chairman to execute the Agreement regarding this bid award.

Commissioner Horgan made a motion to authorize the Vice Chairman to execute the agreement for culvert repair on Milam Road at Whitewater Creek and Commissioner Pfeifer seconded the motion. The motion carried 4-0. Chairman Smith was absent. A copy of the request and Agreement, identified as "Attachment No. 9", follow these minutes and are made an official part hereof.

STAFF REPORTS:

UPDATE ON HURRICANE GUSTOV: Interim Public Safety Director Allen McCullough provided the Board with a brief update on the approaching Hurricane Gustov in the Gulf. He noted that the Georgia Emergency Management Association has been monitoring this storm that is expected to reach landfall somewhere between the pan handle of Florida and Corpus Christi, Texas. He remarked that all of the emergency management counties in the State of Georgia were in constant communication with the State and some steps have already been implemented. He noted that the Department of Family and Children's Services together with the Red Cross were the key components of the plan to deal with any evacuees.

BOARD REPORTS:

None.

EXECUTIVE SESSION:

None.

ADJOURNMENT:

Commissioner Horgan made a motion to adjourn the meeting at 7:30 p.m. and Commissioner Pfeifer seconded the motion. The motion carried 4-0. Chairman Smith was absent.

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Karen Morley, Chief Deputy Clerk Herb Frady, Vice Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 11th day of September, 2008.

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Karen Morley, Chief Deputy Clerk