

BOARD OF COUNTY COMMISSIONERS

Randy Ognio, Chairman
Charles W. Oddo, Vice Chairman
Edward Gibbons
Eric K. Maxwell
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator
Dennis A. Davenport, County Attorney
Tameca P. Smith, County Clerk
Marlena Edwards, Chief Deputy County Clerk

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

ACTION AGENDA

August 27, 2020
6:30 p.m.

Welcome to the meeting of your Fayette County Board of Commissioners. Your participation in County government is appreciated. All regularly scheduled Board meetings are open to the public and are held on the 2nd and 4th Thursday of each month at 6:30 p.m.

Call to Order

Chairman Randy Ognio called the August 27, 2020 Board of Commissioners meeting to order at 6:30 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Chairman Randy Ognio

Chairman Randy Ognio offered the Invocation and led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Vice Chairman Charles Oddo moved to accept the agenda as written. Commissioner Gibbons seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

1. Presentation of the 200th Celebration Christmas Ornament in celebration of the county's bicentennial.

Alice Reeves, of the Historical Society and Vicki Turner, local artist, presented to the Board the 200th Celebration Christmas Ornament designed by Vicki Turner. Ms. Reeves stated that the ornaments will be available for sale as a souvenir of the momentous occasion.

PUBLIC HEARING:

2. Consideration of Resolution 2020-08 adopting the 2020 Property Tax Millage Rates.

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve Resolution 2020-08 adopting the 2020 Property Tax Millage Rates. Vice Chairman Oddo seconded. The motion passed 5-0.

3. Consideration of Petition No. RP-076-20, William T. Murphy and Richard E. Carne, Owners, and Steven L. Jones, Agent, request to revise the Final Plats (Phases One and Two) of Bay Chappell Farms Subdivision to add property to Bay Chappell Farms Subdivision, create an additional lot in Bay Chappell Farms Subdivision, and change the principal use on a lot labeled Recreational Area (Bay Chappell Farms Phase Two) to residential use; property located in Land Lot 167 of the 4th District and fronts on Stable Creek Road.

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve Petition No. RP-076-20, William T. Murphy and Richard E. Carne, Owners, and Steven L. Jones, Agent, request to revise the Final Plats (Phases One and Two) of Bay Chappell Farms Subdivision to add property to Bay Chappell Farms Subdivision, create an additional lot in Bay Chappell Farms Subdivision, and change the principal use on a lot labeled Recreational Area (Bay Chappell Farms Phase Two) to residential use; property located in Land Lot 167 of the 4th District and fronts on Stable Creek Road, with five conditions (5):

1. That the proposed lots will maintain a front yard setback of 75 feet and the revised plat shall indicate the 75 foot front yard setback.
2. That use of that 2.11 acre Recreation Area by the underlying fee owner(s) is limited to construction of no more than two total driveways to service proposed Lot 2 and Lot 3 (as shown on the Concept Plan submitted with the Applications). The owner(s) of Lots 2 and 3 shall not site any permanent improvements, other than the driveways to service Lot 2 and Lot 3, in such manner as to leave the remaining areas of the Recreation Area parcel free for passive recreation by the owners of all lots in Bay Chappell Subdivision, and no current or future owner of Lot 2 or Lot 3 shall substantially interfere with the use of the Recreation Area by any current or future owner of any other lot in Bay Chappell Farms Subdivision for recreation purposes. Substantial interference shall include, but not be limited to, the erection of a fence excluding access to the Recreation Area. Additionally, before a revised final plat is recorded, the current owners of any portion of Lots 1, 2, and 3 shall indemnify and hold harmless the County from any and all future claims related to (1) the County's approval of the Applications that include the 2.11 acre Recreation Area; and (2) the extinguishment of the original 25 foot strip connecting Lot 3 with Chappell Road.
3. That the revised final plat shall indicate the area of the 2.11 acre Recreation Area in relationship to proposed Lots 2 and 3.
4. That proposed Lots 2 and 3 shall not be further subdivided.
5. That the home to be erected on proposed Lot 3 shall conform to the size restrictions of the original subdivision covenants. (Bay Chappell Farm Covenants recorded in Book 573 Page 78: No single-story Home shall be constructed on any Lot unless such Home shall have at least twenty-eight hundred (2,800) square feet of heated living space; and no multi-story or split-level Home shall be constructed on any Lot unless such Home shall have at least thirty-two hundred (3,200) square feet of heated living space.)

Vice Chairman Oddo seconded. The motion passed 5-0.

4. Consideration of Petition No. 1292-20, William T. Murphy, Owner, and Steven L. Jones, Agent, request to rezone 10.00 acres from A-R to R-72 to add property to the Bay Chappell Farms Subdivision; property is located in Land Lot 167 of the 4th District and fronts on Chappell Road. This petition was tabled at the August 27, 2020 Board of Commissioners meeting.

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve Petition No. 1292-20, William T. Murphy, Owner, and Steven L. Jones, Agent, request to rezone 10.00 acres from A-R to R-72 to add property to the Bay Chappell Farms Subdivision; property is located in Land Lot 167 of the 4th District and fronts on Chappell Road, with one (1) condition that Lot 3, as indicated on the lot layout Concept Plan, shall maintain a minimum five (5) acre (217,800 square feet) lot size. Vice Chairman Oddo seconded. The motion passed 5-0.

5. **Consideration of Petition No. RP-077-20, Joe L. Brown Estate -Ted W. Brown (Executor), Owner, and George Cocolos, Agent, request to revise the Final Plat of Autumn Lake Estates Subdivision to add property to the Autumn Lake Estates Subdivision and create two (2) additional lots in Autumn Lake Estates Subdivision; property is located in Land Lot 34 of the 4th District and fronts on Village Lake Court.**

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve of Petition No. RP-077-20, Joe L. Brown Estate -Ted W. Brown (Executor), Owner, and George Cocolos, Agent, request to revise the Final Plat of Autumn Lake Estates Subdivision to add property to the Autumn Lake Estates Subdivision and create two (2) additional lots in Autumn Lake Estates Subdivision; property is located in Land Lot 34 of the 4th District and fronts on Village Lake Court. Vice Chairman Oddo seconded. The motion passed 5-0.

6. **Consideration of Resolution 2020-07; amendments to the Land Use Element and Future Land Use Plan Map of the Fayette County Comprehensive Plan for the Flat Creek Trail Corridor.**

No one spoke in favor or opposition.

Vice Chairman Oddo moved to approve Resolution 2020-07; amendments to the Land Use Element and Future Land Use Plan Map of the Fayette County Comprehensive Plan for the Flat Creek Trail Corridor. Commissioner Gibbons seconded the motion passed 5-0.

7. **Consideration of Ordinance 2020-05; amendments to the Fayette County Zoning Ordinance for the Flat Creek Trail Corridor Overlay Zone.**

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve Ordinance 2020-05; amendments to the Fayette County Zoning Ordinance for the Flat Creek Trail Corridor Overlay Zone. Vice Chairman Oddo seconded. The motion passed 5-0.

8. **Consideration of Ordinance 2020-06; amendments to Section 110-127 EST Zoning District.**

No one spoke in favor or opposition.

Vice Chairman Oddo moved to approve Ordinance 2020-06; amendments to Section 110-127 EST Zoning District. Commissioner Gibbons seconded. The motion passed 5-0.

PUBLIC COMMENT:

Several citizens made public comments.

CONSENT AGENDA:

Vice Chairman Oddo moved to accept the Consent Agenda as written. Commissioner Gibbons seconded. The motion passed 5-0.

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

9. **Approval of staff's recommendation to declare 19 vehicles, two (2) Hustler mowers and one (1) Trailer as unserviceable and sell the assets online utilizing contracted auction services with all proceeds to be returned to the vehicle replacement fund.**
10. **Acknowledgment of/and authorization from the Board of Commissioners to sign the Equitable Sharing Agreement and Annual Certification as required by the US Department of Justice and the US Department of the Treasury.**
11. **Approval to award Task Order FC-21-02 Sludge Collector Design and Bid Phase Services under Contract No. 1221-P Water System Engineer of Record, in the amount of \$170,000 to produce design documents, technical specifications and final contract documents for bidding.**
12. **Approval of Resolution 2020-09 to adopt the Fayette County 2019 Annual Report on Fire Services Impact Fees (FY2019), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2020-FY2024.)**
13. **Approval of the August 13, 2020 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

14. **Consideration of staff's recommendation to approve Contract #1812-S: SagesGov Plan Review, Permitting & Inspection Software, in the amount of \$449,236.00 for a five-year term with an option to renew for one additional five-year term.**

Commissioner Gibbons moved to staff's recommendation to approve Contract #1812-S: SagesGov Plan Review, Permitting & Inspection Software, in the amount of \$449,236.00 for a five-year term with an option to renew for one additional five-year term. Vice Chairman Oddo seconded. The motion passed 5-0.

15. **Consideration of staff's recommendation to award Contract #1861-S to Sound Principles to provide and install A/V equipment in the courtrooms and jail, in the not-to-exceed amount of \$79,503.51 and to reallocate \$80,000 from General Fund Project Contingency to a CIP Project for State, Probate, Juvenile, Magistrate, Superior Courts and the Jail for A/V equipment to facilitate virtual court proceedings.**

Vice Chairman Oddo moved to approve staff's recommendation to award Contract #1861-S to Sound Principles to provide and install A/V equipment in the courtrooms and jail, in the not-to-exceed amount of \$79,503.51 and to reallocate \$80,000 from General Fund Project Contingency to a CIP Project for State, Probate, Juvenile, Magistrate, Superior Courts and the Jail for A/V equipment to facilitate virtual court proceedings. Commissioner Gibbons seconded the motion passed 5-0.

ADMINISTRATOR'S REPORTS:

Region Six Mental Health Board

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Mr. Rapson stated that he needed a selection committee for Region Six Mental Health Board to host interviews for an open position.

Chairman Ognio moved to select Vice Chairman Oddo and Commissioner Rousseau for the Region Six Mental Health Board selection committee.

ATTORNEY'S REPORTS: None

COMMISSIONERS' REPORTS:

Vice Chairman Oddo, Commissioner Gibbons, Commissioner Rousseau, Commissioner Maxwell, and Chairman Ognio made comments.

EXECUTIVE SESSION: None

ADJOURNMENT:

Commissioner Gibbons seconded moved to adjourn the August 27, 2020 Board of Commissioners Meeting. Vice-Chairman Oddo seconded. The motion passed 5-0.

The July 23, 2020 Board of Commissioners Meeting adjourned at 9:11 p.m.

Marlena Edwards, Deputy County Clerk

Randy C. Ognio, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 10th day of September 2020. Referenced attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Deputy County Clerk