



Tyrone Town Council

Don Rehwaldt

Mayor

Tracy Young

Post 1

Eric Dial

Post 2

Grace Caldwell

Mayor Pro Tem

Post 3

Gloria Furr

Post 4

Staff

Chris Venice – Town Manager

Nancy Goedker – Town Clerk

Brandon Perkins – Police Chief

Bill McNally – Town Attorney

Meeting Information

1st and 3rd Thursday of each month

881 Senoia Road

Tyrone, GA 30290

770-487-4038

Web Site

www.tyrone.org

Public Comments

- The first public comment is reserved for Tyrone residents only.
- The second public comment is for all citizens.
- Comments are limited to three minutes.
- Please state your name and address.
- Comments that require a response may not be answered during this time, Council or staff may respond at a later date.

September 17, 2009 Tyrone Town Council Action Agenda 7:00 PM

Public Comments

Connie Thomas, 480 Lees Lake Rd, Fayetteville, spoke in behalf of Fayette County Earth Day requesting that the Town of Tyrone host the 2010 Earth Day. Motion to host Earth Day in April 2010 was made by Councilman Young, seconded by Councilwoman Caldwell, approved 4-0.

Linda Howard, with the Tyrone First Baptist Church, requested the use of Veterans' Memorial Park to host their annual Fall Festival on Saturday, October 31st. Motion to approve Tyrone First Baptist Church to use Veterans' Memorial Park to host their Fall Festival was made by Councilman Dial, seconded by Councilwoman Furr, approved 4-0.

Mary Sturm, 155 Brentwood Rd, expressed her concern with allowing the Tyrone First Baptist Church to use Veterans' Memorial Park to host their Fall Festival. Ms. Sturm stated that the church has adequate parking space, facilities and they could use their own property. They have more space then the entire Veteran's Memorial Park. The park should be used for honoring and remembering all veterans. Ms Sturm asked for Council to reconsider this request.

Approval of Agenda

Motion to approve the agenda with the exception of adding the appointment of Dee Baker as the interim Town Clerk was made by Councilman Young, seconded by Councilwoman Caldwell, approved 4-0.

Approval of Minutes: July 16, August 6, August 20, August 27, 2009

Motion to approve minutes was made by Councilman Young, seconded by Councilwoman Caldwell, approved 4-0.

PRESENTATIONS/RECOGNITION:

There are no presentations or recognitions

OLD BUSINESS:

1. Consideration of the bid for sod for Veterans' Memorial Park.
Motion to table this item to October 15, 2009 was made by Councilwoman Caldwell, seconded by Councilwoman Furr, approved 4-0.

NEW BUSINESS:

2. Consideration of amendments to the Sewer Agreement with Fairburn regarding rate increases and clarification of capital contribution obligations.
Motion to approve the amendments to the Sewer agreement with Fairburn regarding rate increases and the capital contribution obligations as proposed by legal was made by Councilwoman Caldwell, seconded by Councilwoman Furr, approved 4-0.

3. Consideration and approval of using 505 Fund Balance funds for the early retirement of the outstanding loan balance with the City of Fairburn.

Motion to pay off the outstanding sewer loan balance with the City of Fairburn was made by Councilwoman Furr, seconded by Councilwoman Caldwell, approved 4-0.

CONSENT AGENDA:

Motion to approve the Consent Agenda was made by Councilman Young, seconded by Councilwoman Caldwell, approved 4-0.

4. Approval of using 505 Fund Balance funds for the current payment of the sewer rate increase to the City of Fairburn.
5. Approval to accept the \$50.00 donation from John Scarbrough (Scarbrough Management LLP) to the library and to move the donation from the general funds to line item 65.53.1005 – Special programming.
6. Approval of a letter of support of the Fayette County Mitigation Plan 2010 update to Chief Allen McCullough, Director of Emergency Management.
7. Approval to designate twelve (12) expired and/or unused ballistic vests as zero-valued surplus property and to donate same to Vest for Life.
8. Approval to update the Town's Vehicle Operations policy to include a new points system.
9. Approval to appoint Dee Baker, Administrative Assistant, as the interim Town Clerk.

Mayor Rehwaldt thanked Nancy Goedker, Town Clerk for the great job she did for the Town this past year. Records and documents are now at the point where staff is able to retrieve documents quickly. The computer files are at the point where Ms. Goedker's replacement will be able to step right in and the documentation for the upcoming election are in order. Mayor Rehwaldt added that he, Council and staff will miss Ms. Goedker and appreciate her and all the work she has done.

Public Comments

There were no public comments

Staff Comments

Penny Hunter, Financial Manager, requested approval for a portable PPO Health Benefit plan to be added as an option for Town employees. This plan will be for employees who have dependents traveling out of state to be covered under insurance. She added that this plan will only be paid up to the current amount by the Town, as already approved. Motion to add the portable PPO Health Benefit plan as an option to Town employees was made by Councilman Dial, seconded by Councilman Young, approved 4-0.

Nancy Goedker, Town Clerk, asked for Council's approval to cancel the October 1, 2009 meeting due to a lack of agenda items. Motion to cancel the October 1, 2009 meeting was made by Councilwoman Caldwell, seconded by Councilwoman Furr, approved 4-0.

Chris Venice, Town Manager, stated that Council needs to look at where the Christmas tree lighting will be held this year. She added that the choices are; Veterans' Memorial Park, Shamrock Park or the Town Hall. She stated that staff is of the opinion that given Veterans' Memorial Park and its change in function, this park needs to be put aside. If it was held at Town Hall there would be parking issues, the electricity would have to be fixed and the tree has grown so large a crane would have to be hired to decorate it. Shamrock Park makes the most sense but this park would require electricity as well, plus an artificial tree would have to be purchased that could be used annually. Renee' Holt stated that she spoke with an electrician about putting electricity at Shamrock Park and with EMC about installing a meter. She added that a 21' artificial tree would cost about \$3,000 and the electricity would cost about \$2,500 to \$3,000. She stated that there would be a box behind the tree with 10 outlets and on the side of the park where the steps are another box with 10 additional outlets would be installed. She added that staff is looking at having a 200 amp meter and a couple of 20 and 30 amp breakers installed. Councilman Young asked how long it would take to have the electricity installed. Ms. Holt stated that EMC could install a meter in one day. Councilwoman Caldwell added that with electricity movie nights could be held at the park. Councilwoman Furr asked how high off the ground would the outlets be. Ms. Holt stated that they would be 2' to 3' off the ground. Councilman Dial asked where the funds would come from to purchase the artificial tree and install the electricity. Penny Hunter stated that there is money available in the budget.

Motion to have the Christmas tree lighting at Shamrock Park and to have Renee' Holt get with electricians to have electricity installed and to purchase a 21' artificial tree was made by Councilwoman Caldwell, seconded by Councilman Young, approved 4-0.

Council Comments

Councilwoman Caldwell addressed the issue of the property on Tyrone-Palmetto Road and how the weeds can be cut on one side of the road and not the other. Chris Venice stated that staff was not cutting the weeds on the one side of the road. She added that it could be the County cutting the weeds; this is a prescriptive easement and not Town property. If directed by Council staff could cut this area but this is a curb and gutter area with trees and would have to be done by hand. Ms. Venice stated that a letter has been sent to the owner of the property in regards to excessive grass. The next step will be to send out a certified letter and if staff does not receive a response, the owner will be cited and this will go to court. Ms. Venice added that once this goes to court, depending on the decision, staff could mow the weeds and then charge the owner. She added that staff could not just go out and mow this area then bill the owner without going through the proper procedure. Councilwoman Caldwell asked if the owner was in violation of any Town ordinance. Ms. Venice stated that this is an undeveloped piece of property and no Certificate of Occupancy (CO) has been issued. Councilwoman Furr asked if there was an ordinance for cutting grass. Ms. Venice stated that the excessive weeds ordinance states that weeds need to be cut within 40' from a structure. She added that in this case these two buildings do not have a CO and therefore do not meet this criteria. Councilwoman Furr stated that something needs to be done to clean this area up. Ms. Venice stated that staff is hoping the letters will resolve this problem. Councilwoman Furr asked what kind of time frame is there to get a response back from the owner. Ms. Venice stated that there is a 10 day response time for the certified letter and if staff receives no response a citation will be issued. The court day is usually 30 days from the date of citation. After further discussion in regards to this property and the

prescriptive easement, staff was directed to proceed with the process currently being pursued and if this does not resolve the problem staff will have to look into another solution.

Councilwoman Caldwell congratulated Ms. Patsy Couch for winning Citizen of the Year.

Councilwoman Furr stated that she has pictures that she would like the Town Engineer to look at in regards to the Briarwood Road water problem. The water is completely washing out a residents yard.

Councilman Dial asked if the problem with Mr. Taylor had been taken care of. Ms. Venice stated that the Town Engineer was researching the situation.

Executive Session

There was no executive session

Adjournment

Motion to adjourn was made by Councilwoman Furr, seconded by Councilwoman Caldwell, approved 4-0.
Meeting adjourned at 7:45 pm.