



CITY OF FAIRBURN
City Hall
56 Malone Street
Fairburn, GA 30213
February 8, 2010
7:00 P.M.

The Honorable Mayor Mario Avery

The Honorable Ron Alderman
The Honorable Elizabeth Hurst
The Honorable Jean Barkley Russell

The Honorable Alex Heath
The Honorable Marian Johnson
The Honorable Scott Vaughan

City Administrator:
City Clerk:
City Attorney:

Mr. James B. Williams
Mrs. Brenda B. James
Mr. Randy Turner

I. MEETING CALLED TO ORDER:

II. ROLL CALL: All members were present which constituted a quorum.

III. INVOCATION: was provided by Pastor Smith

IV. PLEDGE TO THE FLAG: was recited in unison

V. PUBLIC COMMENTS:

1. Ms. Nell Smith, 204 Fayetteville Road, spoke on the difference between right and wrong. She gave a brief history of Rosa Parks. She stated one should never give up and thanked Council Member Hurst for her statement that a person must stand for something. She said she will always stand up for the City of Fairburn.
2. Rohan Whilby, a Fairburn restaurant owner, spoke on the hours for the sale of alcohol in the City of Fairburn. He asked for the time to be changed from 11:00am to 2:00am each night and if that is not feasible, extend the hours on the weekends.
3. Gwendolyn McCloud, spoke on the amount of her utility bill. She stated the bill was extremely high in the Estates of Avalon.

VI. PRESENTATION AND AWARDS: There were no presentations and awards.

VII. ADOPTION OF THE COUNCIL AGENDA:

Council Member Alderman made a motion to adopt the agenda with Council Member Hurst providing the second. **The motion carried.**

VIII. APPROVAL OF CITY COUNCIL MINUTES of: January 25, 2010 Council Meeting

Council Member Hurst stated she had several corrections to the minutes and made a motion that the minutes be held until the next Council Meeting so that the corrections can be made with Council Member Vaughan providing the second. **The motion carried.**

IX. PUBLIC HEARINGS: There were no Public Hearings

X. AGENDA ITEMS:

(Unfinished Business)

Proposed Replacement of Police Chief

Council Member Hurst made a motion to direct the City Attorney to receive any information from City Council regarding their concerns with the operations of the Police Department and that the City Attorney conducts such inquires as necessary and report back to the City Council at the second meeting in March, 2010 with his recommendations as to whether further investigations are warranted and whether an independent investigator should be appointed with Council Member Heath providing the second. Council Member Russell inquired as to when the City Attorney comes back with the information, would it be sent to a third party. Mayor Avery said yes. Council Member Johnson stated no matter what the reports says, Council has the final decision. **The motion carried.**

(New Business)

Proposed Purchase of a New Ambulance

Fire Chief Weller gave a brief overview of why a new ambulance is needed. Council Member Russell made a motion to purchase the new ambulance in the amount up to \$123,000 from U.S. Coach Works with the financing over 5 years with Council Member Heath providing the second. **The motion carried.**

Proposed Renewal of Employee Insurance Policies

Finance Director, William Gregory gave an overview of the new insurance premiums and a request to change the life insurance carrier. Council Member Vaughan made a motion to accept the proposed renewal of insurance with Blue Cross and change the Life Insurance carrier to Mutual of Omaha with Council Member Johnson providing

the second. **The motion carried.**

Adoption of a Sewer Operation and Maintenance Report

Troy Besseche, Director of Public Works, gave an overview of the Sewer Operation and Maintenance Report. Council Member Alderman made a motion to adopt the Sewer Operation and Maintenance Report with Council Member Johnson providing the second. Council Member Hurst inquired as to who would handle the records for the plan and Mr. Besseche stated the Record's Clerk in the Public Works Department is responsible for that task. **The motion carried.**

Appointments to the Development Authority

Council Member Johnson made a motion to table the appointments to the Development Authority to the next Council Meeting with Council Member Hurst providing the second. **The motion carried.**

Approve Amended Intergovernmental Agreement with Fulton County concerning the Use of the County Radio System for Emergency Purposes

Council Member Russell made a motion to approve the Amended Intergovernmental Agreement with Fulton County concerning the use of the county's radio system for emergency purposes with Council Member Hurst providing the second. **The motion carried.**

Approve a Proposed Forensic Audit

Council Member Hurst made a motion to approve a Forensic Audit with Council Member Heath providing the second. Council Member Johnson made a substitute motion that the vote be delayed until a quote is received on the cost for a Forensic Audit with Council Member Russell providing the second. **The substitute motion carried.**

Proposed Request for Proposals (RFP) for a Youth Activities Agreement

Council Member Alderman made a motion to approve the request for Proposals (RFP) for a Youth Activities Agreement with Council Member Heath providing the second. Council Member Johnson explained the situation with I.B.A.L.L. being discontinued and stated there were concerns about them not being completed certified by the State of Georgia and in that case the city could be liable. She said perhaps they can be apart of this program. Mayor Avery explained further about the concerns regarding liability issues and state certification surrounding Iball. He also stated the city has acquired another vendor until this RFP can be done, to insure there are no interruptions in the service to the residents. **The motion carried.**

XI. COMMENTS FROM MAYOR AND COUNCIL:

Mayor Avery welcomed the new City Attorney, Randy Turner and acknowledged the new City Clerk, Brenda James in the audience. He thanked I.B.A.L.L. for meeting with him and the City Manager.

Council Member Vaughan had no comments.

Council Member Johnson welcomed the new City Attorney. She also explained there was no reception for the former City Clerk Nancy Faulkner and the city was not closed.

Council Member Russell said the Downtown Development Authority had their first meeting of their Special Events Committee, chaired by Lawrence Byrd. The next meeting will be February 25, 2010 at 7:00 p.m. at the Freight Depot. She encouraged citizens to volunteer.

Council Member Hurst welcomed the new City Attorney, Randy Turner and Brenda James the City Clerk to the City of Fairburn.

Council Member Heath thanked everyone for coming to the meeting and welcomed the City Attorney and City Clerk.

Council Member Alderman had no comments.

X. ADJOURN COUNCIL MEETING:

City Clerk, Brenda B. James

Mayor Mario Avery