

## BOARD OF COUNTY COMMISSIONERS

Eric K. Maxwell, Chairman  
Randy Ognio, Vice Chairman  
Steve Brown  
Charles W. Oddo  
Charles D. Rousseau



## FAYETTE COUNTY, GEORGIA

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

140 Stonewall Avenue West  
Public Meeting Room  
Fayetteville, GA 30214

## MINUTES

July 27, 2017

6:30 p.m.

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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 2<sup>nd</sup> and 4<sup>th</sup> Thursday of each month at 6:30 p.m.

### Call to Order

Chairman Eric Maxwell called the July 27, 2017 Board of Commissioners meeting to order at 6:31 p.m. A quorum of the Board was present.

### Invocation and Pledge of Allegiance by Vice Chairman Randy Ognio

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

### Acceptance of Agenda

Chairman Maxwell moved to remove Item #7 from the agenda and to have the County Administrator give an update on the water main break in Peachtree City. Vice Chairman Ognio seconded. The motion passed 5-0.

County Administrator Steve Rapson briefed the Board that a Georgia Department of Transportation (GDOT) crew broke through a 10" water main that impacted 19 businesses. All the businesses were notified of the "boil notice" due to the break. No residential properties were impacted. The water was back online around 2:30 p.m.

### PROCLAMATION/RECOGNITION:

### PUBLIC HEARING:

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property*. A copy of the Introduction to Public Hearings for the Rezoning of Property, identified as "Attachment 1", follows these minutes and is made an official part thereof.

- 1. Consideration of Petition No. 1267-17, Jet Food Stores, Owner, request to rezone 2.928 acres from R-72 to R-40 to develop a Residential Subdivision consisting of two (2) lots located in Land Lot 58 of the 5th District and fronting on Hilo Road and State Route 92 with two (2) conditions.**

Mr. Frisina briefed the Board that the two conditions included, no driveway access to the subject property allowed on State Route (SR) 92 and that the subject property shall be limited to one shared driveway on Hilo Road to serve the two proposed lots.

Ron Godwin, Agent for the petitioner, stated that the owner wanted the property zoned the same as the surrounding properties. Commissioner Steve Brown asked for the total acreage. The total acreage was 2.928 acres. Mr. Godwin

stated that they suggested R-40 instead of R-45 because the building lines were different. He stated that one of the lots fronts on SR 92 and the building lines were further away. He stated that he agreed to the two conditions.

No one spoke in favor or in opposition of this petition.

Vice Chairman Ognio asked what size homes would be built. Mr. Godwin stated that he was not certain.

Commissioner Brown moved to approve Petition No. 1267-17, Jet Food Stores, Owner, request to rezone 2.928 acres from R-72 to R-40 to develop a Residential Subdivision consisting of two (2) lots located in Land Lot 58 of the 5th District and fronting on Hilo Road and State Route 92 with two (2) conditions. Commissioner Charles Rousseau seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 2", follows these minutes and is made an official part thereof.

**2. Consideration of Petition No. RP-062-17, Benjamin D. Shermer, Owner, and Randy Boyd, Agent, request to add two (2) lots to Lot 1 of the Minor Subdivision Plat of Betty J. Adams located in Land Lot 75 of the 7th District and fronting on Ellison Road and Sun Road.**

Mr. Frisina stated that both staff and the Planning Commission recommended approval. No one spoke in favor or opposition of this petition.

Commissioner Brown stated that there was a 3-2 vote by the Planning Commission because the applicant was not present. Mr. Frisina stated that the two Planning Commission members wanted the petition brought back so that the petitioner could be present. Commissioner Brown asked if the Planning Commission had concerns. Mr. Frisina stated no concerns were voiced, just that they wanted the petitioner present.

Commissioner Brown asked if anything was being done related to the driveways. Mr. Frisina stated that as a requirement of the county ordinance, each one would have an individual driveway. There are only two instances when the driveway can be shared and that was if the County Engineer determines there was a safety issue or if there was less environmental impact by sharing driveways. Commissioner Brown asked was there any existing structures on the lot. Mr. Frisina stated not on lot one.

Commissioner Rousseau asked if it presented a problem to staff or the Planning Commission when applicants do not show up and there was no interchange between the applicant and the Commission. Mr. Frisina stated normally no. He stated that he felt the two Planning Commission members would rather have the applicant present before voting. In response to Commissioner Rousseau he stated that he did not see a problem when the applicant was not present because the petitioner still had to go through the subdivision process.

Vice Chairman Ognio asked if all the right-a-way that was needed, obtained. Mr. Frisina stated that would have been acquired upfront.

Commissioner Brown moved to approve Petition No. RP-062-17, Benjamin D. Shermer, Owner, and Randy Boyd, Agent, request to add two (2) lots to Lot 1 of the Minor Subdivision Plat of Betty J. Adams located in Land Lot 75 of the 7th District and fronting on Ellison Road and Sun Road. Commissioner Charles Oddo seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 3", follows these minutes and is made an official part thereof.

## CONSENT AGENDA:

Consent Item #7 was removed at the start of the meeting.

Commissioner Brown requested to remove items #5 and #6.

Commissioner Brown moved to approve Consent Agenda Items #3 and #4 as written. Vice Chairman Ognio seconded.

Commissioner Brown asked Public Works Director Phil Mallon, regarding the Spalding County inmate agreement, if a matrix was created for the inmates to determine the amount of work being done. Mr. Rapson stated that there were two inmate contracts and the County terminated the contract with Coweta County because staff was unsatisfied by the lack of work. Staff was happy with the work being done by Spalding County. Commissioner Brown stated that it was the better of the worse and he wanted to ensure that staff was keeping track with what was being done. He asked staff to give a report on the work being done. Mr. Rapson stated that Road Department Director Steve Hoffman was currently keeping track of that information. Commissioner Brown stated that he followed the Coweta contract and the County could contract a private company and they would do a faster job than the inmates. He asked if staff had to be present while the work was being done under this contract. Mr. Mallon stated that it was not required, but that staff was typically present. Commissioner Brown stated that he wanted staff to keep track and to make sure that the amount being paid was worth the work being done.

Commissioner Brown moved to approve Consent Agenda Items #3 and #4 as written. Vice Chairman Ognio seconded. The motion passed 5-0.

3. **Approval of staff's recommendation to enter into Contract #1360-A with Microsoft Corporation, which is a three-year Microsoft Enterprise Agreement (EA) to provide "Software as a Service" (Office 365 with Email) and enterprise volume software licensing with software assurance at a cost of \$267,057.78, and authorization for the Chairman to sign any related documents.** A copy of the request, identified as "Attachment 4", follows these minutes and is made a part thereof.
4. **Approval of staff's request to enter into an agreement with Spalding County for use of inmate work details throughout the county.** A copy of the request, identified as "Attachment 5", follows these minutes and is made a part thereof.
5. **Acknowledgment of Sheriff Barry H. Babb's decision to trade three (3) vehicles in the purchase of new comparable replacement vehicles with Equitable Sharing Funds.**

Commissioner Brown led the discussion. He inquired about placing the vehicles on GovDeals for the trade-in value to see if the Sheriff's office would receive more money for the vehicles. He stated that if they received more money that would be great and if not, then they would have at least received the minimum value of the trade. Mr. Rapson stated that the County does use GovDeals for vehicles. He stated that the three vehicles on the agenda are from the Equitable Sharing Funds which was the seizure money that the Sheriff was responsible for. He stated that the Sheriff had the same option to use GovDeals, but as the Constitutional Officer, it was at the discretion of the Sheriff to do so. Major Michelle Walker stated that the Sheriff's office does not typically do GovDeals for this type project because the vehicles are purchased from the Equitable Sharing Fund. Mr. Rapson stated that both options are available and that staff would work with the Sheriff office. Commissioner Brown stated that he was encouraging the use of GovDeals.

Commissioner Rousseau stated that there are reports of the Ford Explorers releasing carbon monoxide into the vehicles. Major Walker stated that staff was aware of this issue and the Sheriff's office had already taken steps to address the issue. Commissioner Rousseau wanted to ensure that the Sheriff's office was aware of the situation and that the Public Works department was aware and for staff to report back.

Commissioner Oddo moved to approve Sheriff Barry H. Babb's decision to trade three (3) vehicles in the purchase of new comparable replacement vehicles with Equitable Sharing Funds. Vice Chairman Ognio seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 6", follows these minutes and is made a part thereof.

#### **6. Approval of the July 13, 2017 Board of Commissioners Meeting Minutes.**

Commissioner Brown stated that he was not able to review the minutes because he was out of the country. He stated that there were some word changes, additions and that some people from the audience who would like to have their comments accentuated.

Commissioner Brown moved to table the July 13, 2017 Board of Commissioners Meeting Minutes until the August 10, 2017 Board of Commissioners meeting to allow him the opportunity to review and make changes to the minutes. Commissioner Rousseau seconded.

Leah Thomson stated that she noticed the minutes did not include Vice Chairman Ognio's comment regarding the 50% capacity at the shelter. Commissioner Brown stated that was one of the comments that he received and that he would make sure it was noted in the minutes.

Commissioner Brown moved to table the July 13, 2017 Board of Commissioners Meeting Minutes until the August 10, 2017 Board of Commissioners meeting to allow him the opportunity to review and make changes to the minutes. Commissioner Rousseau seconded. The motion passed 5-0.

#### **OLD BUSINESS:**

- 7. Staff update on the proposed GDOT roundabout projects on SR 92 at Antioch Road and Seay Road (GDOT PI 009971 and 009972) and consideration of GDOT's request for Fayette County to enter into a Local Government Lighting Agreement and Landscaping Maintenance Agreement for the projects. This item was tabled at the July 13, 2017 Board of Commissioners meeting. A copy of the request, identified as "Attachment 7", follows these minutes and is made a part thereof.**

This item was removed at the acceptance of the agenda.

#### **NEW BUSINESS:**

- 8. Consideration of a recommendation from the Selection Committee, comprised of Chairman Eric Maxwell and Commissioner Steve Brown, to appoint Danny England to the Fayette County Planning Commission for an unexpired term beginning immediately and expiring December 31, 2017 to include a subsequent three-year term from January 1, 2018 to December 31, 2020.**

Commissioner Brown stated that there was a fabulous selection of applicants. The Selection Committee recommended Danny England, who was very qualified and involved in the community. Mr. England stated that he was looking forward to being more involved in the county and using his professional experience to help guide what happens in the county. He thanked the Selection Committee for the recommendation. Chairman Maxwell stated that Mr. England was a graduate from a Fayette school.

Danny England replaces Arnold Martin who resigned from the position in May 2017 because of work obligations.

Commissioner Brown moved to approve the recommendation from the Selection Committee, comprised of Chairman Eric Maxwell and Commissioner Steve Brown, to appoint Danny England to the Fayette County Planning Commission for an unexpired term beginning immediately and expiring December 31, 2017 to include a subsequent three-year term from January 1, 2018 to December 31, 2020. Commissioner Oddo seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 8", follows these minutes and is made a part thereof.

**9. Consideration of staff's request to authorize staff to acquire all fee simple right-of-way and easements for SR 92 at Westbridge Road / Veterans Parkway intersection (SPLOST No. R-5F).**

Mr. Mallon stated that this was a 2005 Special Purpose Local Option Sales Tax project. The construction of the project was awarded on May 25, 2017 by the Board. A vicinity map was provided as part of the presentation. The project would operate as a two-way stop and would easily expand to a traffic signal when warranted. The purpose of the request was to authorize staff to acquire all fee simple right-of-way and easement needed for the project.

Commissioner Oddo moved to approve staff's request to authorize staff to acquire all fee simple right-of-way and easements for SR 92 at Westbridge Road / Veterans Parkway intersection (SPLOST No. R-5F). Commissioner Rousseau seconded.

Commissioner Brown requested that staff send the material to the North Fayette Homeowner's Association leadership so that they can pass it on to the membership. Commissioner Rousseau stated that he would suggest the same. He stated that there may be some disappointment that it was initially starting as a two-way stop, but that it was good to know that the intersection could be expanded. He stated that he would advocate to speed it up as quickly as possible.

Chairman Maxwell asked if the motion covered all thirteen of the properties. County Attorney Dennis Davenport stated that it did.

Commissioner Oddo moved to approve staff's request to authorize staff to acquire all fee simple right-of-way and easements for SR 92 at Westbridge Road / Veterans Parkway intersection (SPLOST No. R-5F). Commissioner Rousseau seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 9", follows these minutes and is made a part thereof.

**10. Consideration of the County Attorney's recommendation to approve the disposition of tax refunds, as requested by Steve's A-1 Lawn and Garden for tax years 2015 and 2016 in the aggregate amount of \$1,526.39.**

Mr. Davenport briefed the Board that this tax refund request was an issue of personal property paid on a piece of equipment. It was paid by both the lessor and the lessee and the recommendation was to approve the tax refund for 2015 and 2016 in the amount of \$1,526.39

No one present to represent Steve's A-1 Lawn and Garden.

Commissioner Brown moved to approve the County Attorney's recommendation to approve the disposition of tax refunds, as requested by Steve's A-1 Lawn and Garden for tax years 2015 and 2016 in the aggregate amount of \$1,526.39. Commissioner Oddo seconded. The motion passed 5-0. A copy of the request, identified as "Attachment 10", follows these minutes and is made a part thereof.

### **PUBLIC COMMENT:**

**Gerald Gillet:** A Peachtree City resident. Provided two recommendations to the Board. The first recommendation was for the Board to reverse the decision that prevents county staff from working with the Humane Society on the animal ordinances. The second recommendation was that there should be a citizen animal shelter advisory board to help with the adoption of animals at the animal shelter and to get more volunteers. An advisory board would provide more citizen input for the animal shelter.

**Leah Thomson:** A representative of the Fayette County No-kill Coalition. Ms. Thomson provided a definition of the no-kill philosophy which was "reducing the killing of healthy and treatable shelter animals". No-kill does not mean no euthanasia. She stated that euthanasia should be used as an act of mercy and not as a population control. Ms. Thomson suggested steps to move the shelter to a no-kill would include: (1) Community cat sterilization and replacement or TNR, (2) high volume, low cost spay and neuter, (3) collaborative rescue group partnerships, (4) comprehensive adoption programming, (5) pet retention, (6) medical behavioral and rehab intervention, (7) public relations and community outreach, (8) volunteers, (9) foster care and (10) proactive pet redemption. These recommendations would be at no cost or low cost to the county and other resources could be expanded from those already in place. Ms. Thomson asked the Board to move the shelter to one that better reflects the will of the citizens.

**Linda Conley:** A resident of Tyrone. Ms. Conley stated that she was a dog owner since 1982 and that she only adopted rescue pets. She stated that from her experiences with animals, she had made friendly attempts to educate people concerning spay/neuter and the drawbacks of purchasing dogs from breeders. She continued to give her background in dealing with animals. She provided some of her observations with the Fayette Animal Shelter. She stated that euthanasia to manage shelter population was becoming a practice of the past. Her suggestions included: (1) Urging the Board to reverse the previous vote to not allow county staff to work the Humane Society on revising the county's animal ordinance, (2) a citizen animal shelter advisory board to be established and (3) building a new shelter.

**Stephanie Cohran:** A representative of the Fayette Humane Society. Asked the Board to reverse the vote taken at the July 13 Board of Commissioners meeting regarding the euthanasia policy with the "tacked on" stipulation that halted the county staff from working with the Humane Society and the other animal advocate groups to revise the county ordinances. She stated that in October 23, 2014 the Board ordered the following, "The Board directed staff to work with the Humane Society and Animal Control to draft an ordinance that would allow the Trap/Neuter/Release Program to permanently continue in Fayette County." She stated that for whatever reason that did not happen. She stated to continue the program the ordinance was needed as directed at the October 23 meeting by the Board of Commissioners. She asked the Board to reverse the decision and to perform the duties that the citizens deserve by following up on the Board's directives. She also asked the Board to consider a citizen animal shelter advisory board that was already allowed by other departments in the county such the Library Board and others. She stated that all this required the county little to no money.

**Judi Wilson:** A resident of Fayetteville. Ms. Wilson stated that she appreciated the Board and the commitment and the sacrifice the Board and their families have made to serve the community. She stated that the individuals coming before the Board are people that we want to be involved in government. She stated that the Board may not be able to do everything that was being

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](http://www.fayettecountyga.gov). This meeting will be telecast on Comcast Cable Channel 23 and on the internet at [www.livestream.com](http://www.livestream.com).

asked, but that the Board should listen to the citizens. She asked the Board to give the people the opportunity to do what was in their hearts. She asked the Board to reconsider the request to have staff work on the ordinance.

**Lynn Lasher:** A resident of Peachtree City. Ms. Lasher thanked County Clerk Tameca White for a quick response and for being very helpful with her open records request. She stated that she came to the last meeting and did not know about the ordinance. She stated that she came because of social media and because she was a citizen that takes an interest in her community. She stated that she had not been involved in the county, but that she will be from now on and that was a positive. She stated that she gets an email with the agenda from Peachtree City County Clerk Betsy Tyler any time there was going to be a meeting held. She asked the Board to do the same. She urged the Board not to admonish the citizens for not being present when the Board was not reaching out to the citizens regarding the meetings.

**Serenity Richardson:** A resident of Peachtree City. Ms. Richardson stated that for about a month she had volunteered at the Fayette County as a volunteer dog walker. She stated that in that month she noticed that the animal shelter had an amazing staff and that the animal shelter ran a "tight ship" in a place that was under resourced. She stated that the shelter deserved to have more resources from the community and from the county. She stated that she would like for the Board to reverse the decision from the last meeting regarding preventing county staff from working with the Humane Society to revise the county's animal ordinance. She also asked the Board to institute a citizenry advisory committee to increase involvement, get feedback and to help increase adoptions and recruit volunteers.

**Jennifer Alvarez:** A resident of Peachtree City. She stated that she graduated in 2012 from the University of Pennsylvania with a degree in Veterinary Medicine. She started volunteering with the Fayette Humane Society in 2016. She stated that she had never known a region with such a severe over population epidemic or where so many intact dogs were owned. She stated that she had never lived in a county where shelter animals were adopted out before being spayed or neutered. She asked why legislation had not caught up to the problem. She stated that what she struggled with was how the practice of intentionally or negligently breeding dogs was permissible, when national tax payers are spending hundreds of millions of dollars to catch, house and kill these innocent animals. She asked that Fayette County pave the way for change.

**Cindi O'Connor:** A resident of unincorporated Fayette County. She stated that she would like to discuss the fact that the ordinance was "tacked" on to the motion of the euthanasia policy at the last meeting. She stated that she reviewed the rules of order; Section 2-56 under Procedure and it states that "before a motion can be discussed or vetted upon by the Board of Commissioners it must be presented to the Board by a member of the Board." The presented is made by merely stating the motion. She continued that this seems to be a blanked ability to make any motion that the Board desired. She stated that the Board should be serving the need of the public and the public stated what they wanted the Board to do and that was ignored. She stated that having that motion tacked on was not transparency to the public. She stated that the Board should have allowed the presentation of the proposed ordinance and she was asking that the Board allow the ordinance be brought back at a future meeting of the Board of Commissioners so that the public can review it and give their opinions. She stated that the number of adoptions had increased and the awareness of the public to be involved in public affairs had also increased.

**Susan Griffith:** A resident of Fayetteville. She stated that she was one of the people that worked on the ordinance and that she does feel that a citizen advisory board was needed. She stated that Linda White was a trapper and to date, had paid for about 2,000 surgeries and they had impacted euthanasia intake.

**Roy Bishop:** Mr. Bishop spoke regarding agenda item # 9. He stated that the county waited for six years to get the intersection fixed and all that was being done was adding two turn lanes and one more stop sign. He stated his concerns about the stop sign being added and not having a traffic light. He stated that he disagreed with the plan.

**Tom Waller:** Mr. Waller stated that he did not understand why it took so long for the motion to get the right-of-way to finish the job. He stated that it should have been done from the beginning. He stated that he was afraid that the “sack of money” to pay for the West Fayetteville Bypass may not be deep enough. He asked how much money remained to pay for the parcels of land.

**ADMINISTRATOR’S REPORTS:** None

**ATTORNEY’S REPORTS:**

**Notice of Executive Session:** County Attorney Dennis Davenport stated that there was one item of pending litigation and four items of threatening litigation and the review of the Executive Session minutes for July 13, 2017.

**COMMISSIONERS’ REPORTS:**

**Commissioner Rousseau:**

Commissioner Rousseau stated that he wanted to recognize the passing of Betty Darden. He stated that she was very active in the community. He stated that her life was celebrated on Thursday and he wanted to acknowledge her family and recognize her legacy. She was very instrumental in getting the information out about the SPLOST.

**Commissioner Oddo:**

Commissioner Oddo thanked everyone for coming and expressing themselves. He stated that he did not want anyone to leave thinking that his actions last week were in any way to stop staff from talking to anybody to get good ideas. He stated that he was not trying to prevent people from talking at all.

**Commissioner Brown:**

Commissioner Brown stated that the motion did stop the process. He stated that there was no doubt in his mind or anyone else’s mind that the vote did stop the process. He stated that in the early years of the Board he was approached by a small group and they asked him to work on the Trap Neuter Release (TNR) program. He stated that he had no idea what it was at the time. He stated that they explained the process, showed him other areas that was doing the program, the success of the program, the benefit to the community and how it was saving the county a significant amount of money. He stated that he worked with them on the program using the same process that was used with the recent ordinance. He stated that he worked to put language together and the attorney reviewed it. He stated that the county ran some test sites and the results were overwhelmingly positive. He stated from that success the Board voted to codify the program and due to some turnover, it never got off the ground. He stated that another group of people asked him to work on the recent ordinance and this was what the Board said to do. He stated that it was not a matter of dollar and cents, but in some cases, it was rethinking the way we were doing business. He stated that he did not expect that it would not get before the Board. He apologized to the citizens that paid for the attorney from their pockets for taking them down this road. He stated that he felt bad. He stated that the woman spent thousands of dollars out her pockets to hire someone to do the “meat of the work” and to put the ordinances together and to check them with state law to make sure everything coincided and worked with the state codes and put everything together. He stated that there had been a lot of talk about not following policies and procedures. He stated that anyone who says that he did not follow policy or procedure needed to state the policy number or the procedure because to the best of his knowledge there was nothing that was done that was wrong in that process. He stated that everyone that he worked with will say that he continued to state that they would do things by the book and go through the proper channel and do things the way they should be done. He stated that he did not want anyone to accuse him of doing something the wrong way or underhanded. He stated that he had people to help work on some state issues



related to spay and neuter. He stated that he appreciated the heartfelt comments from everyone. He stated that there was no doubt what the message was and he hoped the Board would bring the ordinances back because there was a group of diligent hard working people, sacrificing and dedicating their time to get this done. He stated that his opinion was that he would love to have an advisory board and to have these great minds on the advisory board.

#### **Vice Chairman Ognio:**

Vice Chairman Ognio thanked everyone for coming to the meeting. He stated that the modification that was approved in 2014 was for the TNR and he was not certain why the ball was dropped on that ordinance. He stated that it was not a total ordinance rewrite. He stated that it was different to have an ordinance drawn up by an outside attorney and presented to the county attorney to address. He stated that there was not a motion to have the attorney review it. He stated that it would be a cost to the county. He stated that when the Board received the email there were three Commissioners who said they did not want to move forward with the ordinance. He stated that he was not sure why money would be spent if the votes were not there. He stated that the proposed ordinance had issues and a lot people don't know because they have not read the ordinance. He stated that he would like to see a motion at the next meeting for the attorney to look at the ordinance. He stated that one Commissioner cannot spend money without Board approval. He stated that this was the third makeup of the Board and that one Board's action did not carry over to the next Board. He thanked the groups that lowered the population at the animal shelter. He also thanked staff for thinking outside the box regarding this issue.

#### **EXECUTIVE SESSION:**

**One Item of Pending Litigation, Four Items of Threatening Litigation and Review of the July 27, 2017 Executive Session Minutes:** Commissioner Rousseau moved to go into Executive Session. Commissioner Brown seconded. The motion passed 5-0.

The Board recessed into Executive Session at 7:52 p.m. and returned to Official Session at 8:32 p.m.

**Return to Official Session and Approval to Sign the Executive Session Affidavit:** Vice Chairman Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Commissioner Oddo seconded the motion. The motion passed 5-0. A copy of the Executive Session Affidavit, identified as "Attachment 11", follows these minutes and is made a part thereof.

**Approval of the July 13, 2017 Executive Session Minutes:** Vice Chairman Ognio moved to approve the July 13, 2017 Executive Session Minutes with the correction of the spelling of Commissioner Oddo's name. Commissioner Brown seconded. The motion passed 5-0.

#### **ADJOURNMENT:**

Commissioner Brown moved to adjourn the July 27, 2017 Board of Commissioners meeting. Vice Chairman Ognio seconded. The motion passed 5-0.

The July 27, 2017 Board of Commissioners meeting adjourned at 8:33 p.m.

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Tameca P. White, County Clerk

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Eric K. Maxwell, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 10<sup>th</sup> day of August 2017. Referenced attachments are available upon request at the County Clerk's Office.

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Tameca P. White, County Clerk