

## **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

## **ACTION AGENDA**

September 13, 2018  
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 September 13, 2018 Board of Commissioners meeting to order at 6:31 p.m. A quorum of the Board was present.

### **Invocation and Pledge of Allegiance by Chairman Eric Maxwell**

Chairman Eric Maxwell offered the Invocation and led the audience and Board in the Pledge of Allegiance.

### **Acceptance of Agenda**

Vice Chairman Ogniomoved to approve the agenda with the amendment of adding Constitution Week Proclamation as item 1a. Commissioner Brown seconded. The motion passed 5-0.

### **PROCLAMATION/RECOGNITION:**

#### **1. Recognition of the staff and volunteers that assist with the organization of the Water Guardians program.**

Commissioner Brown on behalf of the Board recognized all the hard work and tremendous effort of the Water Guardian participants, volunteers, and staff; The goal of the Water Guardian initiative is to help keep the reservoirs in Fayette County clean; and in turn helping keep the drinking water for Fayette County citizens safe and clean.

### **PUBLIC HEARING:** None

### **CONSENT AGENDA:**

Commissioner Brown moved to approve the Consent Agenda as written. Commissioner Oddo seconded. Commissioner Rousseau asked to have item #5 pulled for discussion. Commissioner Brown amended his motion to approve the Consent Agenda as written with the exception of item #5. Commissioner Oddo amended his second. The motion passed 5-0.

2. Approval of staff's recommendation to include "Addendum 5-Blessing of Animals" as an added event to the Intergovernmental Agreement between the City of Fayetteville and Fayette County for use of county owned property.
3. Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey for the enforcement of similar Soil Erosion, Sedimentation and Pollution Control Ordinances.
4. Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey allowing Fayette County to act on behalf of the Town of Woolsey to maintain compliance with the Metropolitan North Georgia Watershed Planning District Water Management Plan.
5. Approval of staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2018, and authorization to adjust and close capital projects and move remaining funds to project contingency.

Commissioner Rousseau asked what the supplemental budget adjustments entailed.

County Administrator, Steve Rapson provided the Board with an overview of the supplemental budget adjustments for the fiscal year ended June 30, 2018.

Commissioner Rousseau moved to approve staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2018, and authorization to adjust and close capital projects and move remaining funds to project contingency. Commissioner Oddo seconded. The motion passed 5-0.

6. Approval of staff's recommendation to award Contract # 1440-P for Debris Clearing, Removal, and Disposal Services to Ceres Environmental Services, Inc.
7. Approval of staff's recommendation to award Contract #1441-P for Debris Monitoring Services to Thompson Consulting Services, LLC.
8. Approval of staff's recommendation to award RFP #1504-P, Public Works Engineer of Record to Pond & Company for a nine-month contract (approximate) expiring on June 30, 2019 and with provisions for two 12-month extensions.
9. Approval of Election's request to enter into an Intergovernmental Agreement with the City of Fayetteville allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.
10. Approval of Election's request to enter into an Intergovernmental Agreement with the City of Peachtree City allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.
11. Approval of the August 23, 2018 Board of Commissioners Meeting Minutes.

#### OLD BUSINESS:

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).

**12. Consideration of a request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system.**

Mr. Banner addressed the Board and explained his request to connect current septic tank system to the City of Fayetteville sewer system.

Commissioner Brown expressed his concerns on future request similar in nature.

Discussion followed.

Commissioner Rousseau expressed his concerns regarding the procedures we have in place for similar requests and asks how neighbors were allowed to connect.

Chairman Maxwell motioned to approve request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system. Commissioner Oddo seconded.

Vice-Chairman Ognio provided an amendment to include language noting a single family home.

Additional discussion ensued.

Chairman Maxwell amended his motion to approve request to connect single family house (located at 436 Forrest Avenue) septic tank system to the City of Fayetteville sewer system. Commissioner Oddo amended seconded. The motion failed 3-2, with Commissioners Ognio, Rousseau, and Brown voting in opposition.

**NEW BUSINESS:**

**13. Overview from the Board of Elections of the integrity and security of Fayette County Elections.**

Fayette County Elections and registration Director, Floyd Jones, provided the Board an overview of the integrity and security of the elections in Fayette County.

*No vote taken*

**14. Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint Frank Destadio to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2019.**

Commissioner Oddo moved to approve recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint Frank Destadio to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2019. Commissioner Rousseau seconded. The motion passed 5-0.

**15. Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint William "Bill" Holland to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2021.**

Commissioner Oddo moved to approve recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint William "Bill" Holland to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2021. Commissioner Rousseau seconded. The motion passed 5-0.

**16. Consideration of the approval to use \$49,000 of residual funding from the Library Roof Replacement (Project 186AK) and \$46,000 of General Contingency Funds to install a new chiller at the Fayette County Library.**

Commissioner Brown moved to approve to use \$49,000 of residual funding from the Library Roof Replacement (Project 186AK) and \$46,000 of General Contingency Funds to install a new chiller at the Fayette County Library. Commissioner Rousseau seconded. The motion passed 5-0.

**17. Consideration of the approval of the revised Division 2. Rules of Procedure provided in the county ordinance.**

County Attorney Dennis Davenport, outlined for the Board the revised Division 2. Rules of Procedure provided in the county ordinance.

Commissioner Oddo motioned to approve the revised Division 2. Rules of Procedure provided in the county ordinance. Commissioner Rousseau seconded. The motion passed 5-0.

**18. Discussion of disclosure of possible conflict of interest from the County Attorney in a matter involving Fayette County and the Town of Tyrone, both clients of McNally, Fox, Grant & Davenport, P.C.**

County Attorney Dennis Davenport, explained the possible conflict of interest in a matter involving Fayette County and the Town of Tyrone, both clients of McNally, Fox, Grant & Davenport, P.C.

Vice Chairman Ognio moved to approved that there is no conflict; and to move forward in the matter involving Fayette County and the Town of Tyrone. Commissioner Oddo seconded. The motion passed 5-0.

**PUBLIC COMMENT:**No public Comment

**ADMINISTRATOR'S REPORTS:**

**Board of Health Selection Committee**

Commissioner Oddo moved to nominate Commissioner Brown and Vice- Chairman Ognio for the Board of Health selection committee.

**ATTORNEY'S REPORTS:**

**Notice of Executive Session:** County Attorney Dennis Davenport stated there were two items for Executive Session, one item of land acquisition, and the Review of the August 23, 2018 Executive Session Minutes.

**COMMISSIONERS' REPORTS:**

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

**EXECUTIVE SESSION:**

**One items involving land acquisition and the Review of the August 23, 2018 Executive Session Minutes.** Chairman Maxwell moved to go into Executive Session. Commissioner Brown seconded. The motion passed 5-0.

The Board recessed into Executive Session at 8:45 p.m. and returned to Official Session at 9:07 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 Brown seconded the motion. The motion passed 5-0.

**Approval of the August 23, 2018 Executive Session Minutes:** Vice Chairman Ognio moved to approve the August 23, 2018 Executive Session Minutes. Commissioner Brown seconded the motion. The motion passed 5-0.

**ADJOURNMENT:**

Commissioner Brown moved to adjourn the September 13, 2018 Board of Commissioners meeting. Commissioner Ognio seconded the motion. The motion passed 5-0.

The September 13, 2018 Board of Commissioners meeting adjourned at 9:07 p.m.

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Marlena M. Edwards, Deputy County Clerk