

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

November 8, 2018
2:00 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 Eric Maxwell called the November 8, 2018 Board of Commissioners meeting to order at 2:04 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Commissioner Charles Rousseau

Commissioner Charles Rousseau offered the Invocation and led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Steve Brown moved to accept the agenda as written. Vice Chairman Ognio seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

- 1. Proclamation recognizing the Peachtree City Rowing Club for winning gold medals at the national competitions.**
Commissioner Brown, on behalf of the Board, recognized the Peachtree City Rowing Club for winning gold medals at the national competitions. Commissioner Brown stated that not only do they do a great job at practice and competing in rowing competitions; they are also amazing students. Commissioner Brown acknowledged, Megan Gradek a founding member of Peachtree City Rowing Club and professional Rowing athlete; for her success and the efforts, excitement, and dedication she had for the sport and her goals for the future of the Club. Megan Gradek stated that she was thankful for the support the Board had provided since the establishment of the club. She stated that she was excited to see her students succeed as they continue to reach new heights. Clair Traylor shared her experience as a Rowing athlete.
- 2. Recognition of Water System's Distribution crews for receiving the Georgia Utilities Coordinating Council (UCC) Golden Backhoe Award and recognition of Fayette County Water System for receiving the Lester Feathers Safety Award.**
Fayette County Water System Director Lee Pope, on behalf of the Board, recognized the Water System's Distribution crews for receiving the Georgia Utilities Coordinating Council (UCC) Golden Backhoe Award and recognition of Fayette County Water System for receiving the Lester Feathers Safety Award. Matthew Bergen, Water System Utility Service Manager, acknowledged Fayette County partners that make it possible for the Distribution team to effectively perform their job. Mr. Bergen introduced Georgia Utilities Coordinating Council (UCC) Regional Chairman Daryl Mitchell who explained the magnitude of receiving the Golden Backhoe Award. Mr. Mitchell congratulated Fayette County on

receiving the award and stated what hard work and prestige the Golden Backhoe Award represented. Mr. Mitchell stated that only three (3) Golden Backhoe Award are presented each year statewide and commended Fayette County for their excellent work.

3. Recognition of Bradley Klinger's award from The Georgia Utilities Coordinating Council as Secretary of the Year Award for The Fayette County Utility Coordinating Committee - Region Three.

Steve Hoffman, Fayette County Roads Department Director, on behalf of the Board, recognized Bradley Klinger for receiving The Georgia Utilities Coordinating Council- Secretary of the Year Award for The Fayette County Utility Coordinating Committee - Region Three.

Chairman Maxwell introduced the new Fayette County Chamber of Commerce President, Colin Martin. Mr. Martin extended a thank you for the warm welcome and expressed his excitement in serving in Fayette County.

PUBLIC HEARING: None

CONSENT AGENDA:

Vice Chairman Ognio moved to approve Consent Agenda as written. Commissioner Oddo seconded. Commissioner Rousseau requested to pull item #5 from the Consent Agenda for discussion.

Vice Chairman Ognio amended his motion to approve Consent Agenda as written except item # 5. Commissioner Oddo amended his seconded. The motion passed 5-0.

- 4. Approval of the Water Committee's recommendation to accept the 2019 Water Committee meeting schedule as presented.**
- 5. Approval of staff's recommendation to approve the Intergovernmental Agreement between Fayette County and the Fayette County Historical Society for the Use of Starr's Mill.**

Commissioner Rousseau stated that during his review of the information related to the Intergovernmental Agreement between Fayette County and the Fayette County Historical Society for the Use of Starr's Mill, he noticed it was historic in nature referencing the findings at some of the sites and stated that he would like to encourage those to be properly cataloged. He also stated that there were a number of things listed that did not have budgetary items associated with them. He stated that going forward he would like to ensure that it be included so that the Board could be aware of the ancillary costs because it will make an impact. Commissioner Rousseau stated that he was cognizant that things do change throughout the year, but advised that the Board should be made aware when they do to ensure that the Board was able to advise citizens and constituents as needed. He stated that he was still awaiting numbers but that he felt it would not present an issue.

County Administrator Steve Rapson stated that he had forwarded Commissioner Rousseau an email which outlined the immediate expenses totaling about \$10,000, with additional expenses as the program grows. He also stated that he had talked with Ms. Reeves, and she stated they would add an addendum for an insurance rider.

Commissioner Rousseau stated when the Board allowed non-profit organizations to utilize county facilities, they should have a rider covering themselves. He stated that the county should not be the sole provider. He also stated that it had

been his experience that when allowing organizations, not associated with the government, to be in and out of county facilities, the county should not be the only [insurance] carriers.

Commissioner Rousseau moved to approve the Intergovernmental Agreement between Fayette County and the Fayette County Historical Society for the Use of Starr's Mill at the cost of \$10,000. Vice Chairman Ognio seconded. The motion passed 5-0.

6. **Approval of staff's recommendation to award professional services Contract #1585-S, Horton Creek Artifact Plan, to New South Associates to assist the Water System with a Horton Creek Artifact plan in the amount of \$2,549.55.**
7. **Approval of the Georgia Department of Transportation (GDOT) Title VI Non-Discrimination Agreement and Assurances (40 CFR Part 21.7).**
8. **Approval of the October 25, 2018 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

9. **Consideration of the renewal of a Lease Agreement between Fayette County and the Fayette County Development Authority to commence on September 1, 2018 and expire at midnight on August 31, 2023.**

Mr. Rapson stated that this item was the renewal of the lease between Fayette County and the Fayette County Development Authority. He stated that the original lease, which he stated had been emailed to the Board, had expired. Mr. Rapson stated that he worked with legal in drafting the updated lease agreement which basically followed the same format as the original. One item that was detailed in the agreement was the \$30,000 which was actually part of the five-year CIP and had been approved as part of the budget, and was identified as renovation. They will be coordinating with County staff regarding renovations. Mr. Rapson stated that he wanted to take this opportunity to renew this contract to reflect the current relationship with the Development Authority since the previous one had expired.

Commissioner Oddo moved to approve the renewal of a Lease Agreement between Fayette County and the Fayette County Development Authority to commence on September 1, 2018 and expire at midnight on August 31, 2023. Vice Chairman Ognio seconded. The motion passed 5-0.

10. **Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Cameron LaFoy the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020.**

Vice Ognio stated that he and Commissioner Brown served on the selection Committee for the Fayette County Public Arts Committee. He stated that there were five openings and five potential candidates. He stated that they were all good candidates and he felt that it would be a talented and diverse Public Arts Committee.

Commissioner Brown added that Mr. LaFoy was no stranger to the Fayette County Public Arts Committee. Mr. LaFoy had volunteered as a citizen volunteer and he was someone who had been actively engaged in the community and it would be good to have him on the committee.

Vice Chairman Ognio moved to approve recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Cameron LaFoy to the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020. Commissioner Brown seconded. The motion passed 5-0.

11. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Daniel Guyton to the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020.

Commissioner Brown stated that Daniel Guyton had a passion for the community and a desire to serve. Commissioner Brown stated that both he and Vice Chairman Ognio felt Mr. Guyton would be a great addition on the Public Arts Committee.

Commissioner Brown moved to approve recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Daniel Guyton to the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020. Vice Chairman Ognio seconded. The motion passed 5-0.

12. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Jacqueline Howell to the Fayette County Public Arts Committee to serve an unexpired term beginning immediately and expiring May 31, 2020.

Commissioner Brown stated that Ms. Jacqueline Howell was very community minded and would bring a fresh perspective to the Fayette County Public Arts Committee.

Commissioner Brown moved to approve recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Jacqueline Howell to the Fayette County Public Arts Committee to serve an unexpired term beginning immediately and expiring May 31, 2020. Vice Chairman Ognio seconded. The motion passed 5-0.

13. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Janice Holmgaard to the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020. Commissioner Brown stated that Ms. Janice Holmgaard was a fairly new resident of Fayette County with a long distinguished career in academia and she would bring a lot to the table. Commissioner Brown stated that she was interested in drawing the interest of seniors to the arts program.

Commissioner Brown moved to approve recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Janice Holmgaard to the Fayette County Public Arts Committee to serve a term beginning June 1, 2018 and expiring May 31, 2020. Vice Chairman Ognio seconded. The motion passed 5-0.

14. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Terria Mitchell to the Fayette County Public Arts Committee to serve an unexpired term beginning immediately and expiring May 31, 2019.

Commissioner Brown stated Ms. Terria Mitchell applied and had a strong desire to serve the community. He stated that Ms. Mitchell had a lot of good experience both professionally and civically. Commissioner Brown stated that both he and Vice Chairman Ognio felt she would be a great addition on the Fayette County Public Arts Committee.

Commissioner Brown moved to approve recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown to nominate Terria Mitchell to the Fayette County Public Arts Committee to serve an unexpired term beginning immediately and expiring May 31, 2019. Vice Chairman Ognio seconded. The motion passed 5-0.

13. Project Development Recommendations Briefing for the Fayette Transportation Plan (Contract # 1282-P).

Public Works Director Phil Mallon introduced Michael Kray with Jacobs Engineering who would be making the presentation.

Mr. Mallon stated that the highlighted points of the presentation were the discussion of two of the three on-going transportation studies in the County. He stated at the last board meeting in October, the Board heard an update about the SR 74 Project and it was related to but ultimately independent of these updates. This presentation was the fourth of six presentations that would be made to various local governments in the County. Mr. Mallon stated his main objective was to present to the Board as well as the viewing public, a draft list of project recommendations that were being envisioned for this study, Mr. Mallon stated that he wanted to stress that these projects were not prioritized. Mr. Mallon stated that his hope was to generate some discussion and get some feedback from the Board as to whether these were good ideas.

Mr. Mallon wanted to acknowledge that there had been very successful engagement with stakeholders, and stated that the cities and towns have been very active and had good participation throughout this process, more so than in past years. Mr. Mallon stated that this plan was truly representative not only to the unincorporated portion of the County but the municipalities as well.

Mr. Mallon stated that he would accept comments, but that he preferred it be written.

Michael Kray, Consultant Project Manager with Jacobs Engineering, presented the Fayette Transportation Plan. Mr. Kray stated that this process was part of the Atlanta Regional Commission funding procedures, to allocate money to counties in the Atlanta region; to come up with comprehensive transportation plans that set the goals and objectives for the counties. This allows ARC at the regional level to determine what will go into a regional transportation plan. This was a comprehensive assessment of all modes of transportation in the county to include: automobiles, trucks, walking, biking, golf cart etc. Mr. Kray stated we're looking at all modes of transportation. This was also an update from the previous 2010 Transportation Plan. He stated that they did not want to start from scratch and wanted to make sure they incorporated past recommendations and build upon those. And unique to this process they were also looking at a Master Path Plan and delving in deep and expanding the trails that the County currently had, which was not something that was done for every Comprehensive Transportation Plan. He stated that he wanted to make sure the transportation vision for the future was vetted by the community and adopted by the political leadership. He added that this was still a draft and although nearing the end of this process there was still time to make changes, address concerns, and/or make

recommendations. He stated that there was also a roadmap to implement the vision. This roadmap was made up of a Project list (that has been prioritized), policy tools that can be adopted at the County level, and financial strategies that will help implement those projects. He stated that with the Master Path Plan, the goal was to expand the system by filling the gaps, connecting destinations countywide and bringing people together. This Plan also included safety amenity aspects through design guidelines. Mr. Kray stated that in terms of the CTP Update (comprehensive transportation plan), there was more focus on the roadway side looking at components such as congestion (through the year 2040), safety, new network connections, and intersection improvements. He continued that they were also looking at connections to the path network. Mr. Kray stated that this plan was done through a very analytical process with very clear and open methodologies. He stated that some of the data inputs that went into determining recommendations was highlighted in the Master Path Plan. The need was to connect population centers; areas with higher density which include the areas around Fayetteville, Peachtree City, and Tyrone. They also looked at a walking propensity analysis where they researched the undying land use and existing facilities trying to predict where people would walk if there were sidewalks which helped identify areas to build as well as to prioritize these type projects. Mr. Kray stated that he also did a bicycle level of comfort analysis which looked at the speed of the roadway and how many cars travel the roadway and tried to identify places where it was more and/or less comfortable to ride a bicycle. Finally, an extensive stakeholder outreach was held, that helped determine a possible universe of path projects. He stated that the Travel Demand Model was one of the major inputs into determining congestion, along with GPS data to establish speed and bottle-necks on the roadway. Mr. Kray pointed out that although the travel demand model was not a perfect tool, it was good for looking into the future. Mr. Kray stated that they also looked heavily at safety within the County, be it through some of the top corridors in the county and at intersections on State Routes. Mr. Kray highlighted another important input which was community input. He stated that community involvement was key. Mr. Kray stated that an action plan was put in place there was participation in several community events, they hosted Transportation Plan Open Houses, electronic surveys were available for citizen's input and they also had a Stakeholders Committee and the Project Management Team to offer input. Mr. Kray stated that via all the inputs and research and planning they were able to develop recommendations which are categorized by project type to include: (Greenway, Sidewalks, Side-paths, Signed Bike Routes, and Existing Paths). The Roadway Project recommendation to include: Corridor improvement, Road Widening, and New Roads. The intersection included: Bridge updates and Intersection Improvements.

Chairman Maxwell stated that this was not an action item, but one to receive information. He asked if anyone in the public had any questions regarding this item.

Ms. Phyllis Johnson, a member of the public, asked what the top three priorities from the community events were.

Mr. Kray stated that from the community events the input was more comprehensive and not ranked. He recalled receiving feedback about Sandy Creek Road and Tyrone Road specifically related to truck traffic. Mr. Kray also stated feedback regarding a need for sidewalks on Kenwood Road.

Mr. Mallon stated that they received feedback from citizens who were interested in more paths and bike facilities. He stated that he received input regarding improvements to Downtown Fayetteville, State Routes 54 and 74, as well as enhanced interstate access ways to get in and out of the County.

Keith Larson, a member of the public and volunteer bicycle community advocate, thanked the Board for having a vision to add the Master Path Plan to the Fayette Transportation Plan Project. Mr. Larson stated it was well needed and helped the community tie itself together. This plan would connect the community especially neighborhoods that had not previously been identified for a path in the past. Mr. Larson stated that he felt it important that the county focus on minimizing the number of new sidewalks over long distances that are in rural or suburban settings, because it was not

safe or legal (if over the age of 12) to ride a bicycle on the sidewalks in the state of Georgia unless accepted by the local community. Mr. Larson stated that with the Master Path Plan the standard path needed would be properly provided for all to utilize and enjoy safely and it would connect the County.

Mr. Mallon stated that they would finish with presentations to the Towns of Tyrone and Brooks. He stated that in late November the entire document would be completed with a comprised project list available online for review by the public and elected official to make comments for a three to four week period, the review period would close in December with a final document being comprised including any updated recommendation which would then be taken to each body of elected officials for final approval.

Mr. Mallon extended an offer to meet with himself or the Project Team and each of the Commissioners if they desired to go over the information in more detail.

Chairman Maxwell asked Mr. Mallon if there had been a dollar figure set for this project and a priority list for the projects included.

Mr. Mallon responded, yes, each project would have an order of magnitude cost, from there the consultant would use a ranking method that was based on the data input received to develop priority levels of the various projects (short-range, mid-range, and long-range). Mr. Mallon stated that short-range ranked project are those that are already funded or available for funding by an existing SPLOST. The mid-range ranked projects are those that, unless a new funding source became available, there would be no local match for those, and the long-range projects are essentially aspirations. Mr. Mallon stated that it was important to keep in mind that the climate, requirements, and guidelines for receiving state and/or federal funding was ever changing. As a result it was imperative that the county have all projects listed in an approved and adopted Transportation Plan sitting on GDOT's (Georgia Department of Transportation) shelves to be in the game when funding opportunities arise. That was the rational for including projects although seemingly low priority.

Commissioner Brown attested to this rational. He shared his experience while working as Mayor of Peachtree City and stated that because they had a "shovel ready" project they were able to receive full funding for a road project in the city.

Commissioner Rousseau stated that the next steps of the process should be to conduct a more in-depth review of the Master Plan project list with each Commissioner who desired to, and for the Board to provide a collective prioritized project list of recommendations.

Mr. Mallon agreed, noting that the Transportation Committee had scheduled to perform a detailed review of the prioritized project list at their December Meeting. He stated that he would also reach out to the Commissioners for a one-on-one review and discussion.

Vice Chairman Ognio pointed out for the public that the County was not being a "gorilla" or bully in this process, he stated that the Transportation Committee was comprised of city representatives, county represents, and the public is invited to attend to ensure this process received a comprehensive list of top priority project from multiple perspectives within the county.

Commissioner Oddo stated that as a reminder from Mr. Kray's presentation, that this plan was an update from a previous plan, which was beneficial. Commissioner Oddo also stated that he found it helpful to have the input from the community which helped to provide a perspective and helped him keep an open mind toward certain projects.

Commissioner Oddo stated that it was imperative that the county at least have a plan and this was it. It provided direction on where the county wanted to go and gave a starting point.

No action was taken.

14. Consideration of Croy's Task Order #6 - Corridor Planning Studies for Sandy Creek Road (17TAE), Tyrone-Palmetto Roads (17TAQ), and Banks Road (17TAP) in the amount of \$528,160.

Mr. Mallon stated that at the last Board Meeting the Board approved an agreement with the Atlanta Regional Commission which was giving funding for detail planning studies on four Corridors: SR 279 (and it had a separate subsection to address the feasibility of realigning Corinth road and SR 279); Sandy Creek Road, Tyrone-Palmetto Roads, and Banks Road. Mr. Mallon stated that when they were developing the 2017 SPLOST list, we identified those corridors the three non-state routes in particular as the best chance at getting federal aid for some significant improvements. At that same time, the Atlanta Regional Commission changed their process for having million dollar projects approved for federal aid; this process included having a detailed planning study showing your seriousness and commitment; the details would include reasonable cost estimate and that we were aware of the right-of-way impacts.

Mr. Mallon stated we are part of the first patch of requesters under the Atlanta Regional Commission's new process. He stated at the last call for projects we submitted a number of applications and they all were approved. Mr. Mallon stated that this was what this item consisted of; us using some of that federal money to prepare these planning studies, which is that first step in going after federal aid for full design and construction. Mr. Mallon stated that we don't have enough local match and he didn't feel we'd get federal aid on all three corridors, but hopes once the studies are completed we'd be able to make an collective analysis of needed improvements from various intersection from the three corridors and send those improvement collectively for federal aid. Mr. Mallon stated that this item is an almost verbatim copy of the agreement with ARC and we're turning around and awarding the contract to our consulting firm Croy to do the work.

Commissioner Oddo asked for clarification if ARC was covering 80% of the funding amount.

Mr. Mallon stated, yes that is correct ARC will cover 80% of the \$528,160, which actually resulted in a saving for the County based on the amount we already budgeted in the SPLOST program.

Commissioner Brown stated that one of the things he's harped on regarding annexations requests specifically speaking of Banks Road from the City of Fayetteville, was the need for us (the County) to ask them what their intentions are. Commissioner Brown stated that because we are the ones designing this, he was concerned that in the future once money has been paid and construction is completed that some of those parcels will come up for annexation as they have in the past and radically change the surrounding area and thus render our Plan null-in-void.

Commissioner Brown reiterated his thoughts and stated that it would be in our best interest to find out what their intentions are for the future.

Vice-Chairman Ognio stated he has attended a Council meeting for the City of Fayetteville were one of the developments discussed in the past will be coming back to the Board for review in the future. He also stated that the Banks Corridor has been discussed at the Transportation Meeting and how it would affect the Plan.

Commissioner Rousseau encourage continuous dialogue with our municipalities, trying to get on one accord without the final Plan in hand is a difficult feat and we will have cross various issues as they come.

Mr. Rapson stated for the Board a brief overview of what is called "natural growth boundaries" that the planning staff as well as the city managers have reviewed and are in the process of relying that information to the elected officials; Mr. Rapson stated the potential plan would be to rely on the Transportation Committee's input once a plan is finalized.

Mr. Mallon stated that this process will have a very robust public engagement process with the same magnitude as the Fayette Transportation Plan.

Commissioner Brown stated that whether it through the Transportation Committee, a letter that the Chairman send or via correspondents from the County Administrator, consideration of annexation would need to include donation of right-of-way and discuss the number of curb-cut on various roads.

Commissioner Rousseau motioned to approve Croy's Task Order #6 - Corridor Planning Studies for Sandy Creek Road (17TAE), Tyrone-Palmetto Roads (17TAQ), and Banks Road (17TAP) in the amount of \$528,160. Commissioner Oddo seconded. The motion passed 5-0.

The Board recessed at 4:01 p.m. The Board reconvened at 4:14 p.m.

15. Consideration of Croy's Task Order #8 - SR 279 Planning Study (17TAD and 17 TAT) in the amount of \$250,000.

Mr. Mallon stated that this is a two-part project, he stated that he has talked to the ARC and the consulting firm to expedite the assessment of the feasibility of realigning Corinth road and SR 279 early in the study to the extent that we can, and Mr. Mallon added that it currently not ever been the intent to add any local money on any of the 279 improvement that come from the study the intent is queuing it up to hand over to Georgia Department of Transportation to get it on the books.

Mr. Mallon stated that this item is an almost verbatim copy of the agreement with ARC is and we're turning around and awarding the contract to our consulting firm Croy to do the work.

Commissioner Oddo stated for clarification that again ARC was covering 80% of the funding amount, which is another advantage for us for being in this regional commission.

Commissioner Rousseau stated to that this is a very congested residential area, and he encourages community engagement and outreach to keep the citizens informed and in the preverbal loop of what's going on as the project move forward.

Chairman Maxwell asked for clarification that right now Corinth Road intersects at Highway 85, and it's another ¼ of a mile or so before Highway 85 intersects with Highway 279 and what the study is designed to do is to determine if there is a way to connect Corinth Road and Highway 279?

Mr. Mallon in response, stated, that the study will look at all feasible options to join the roads; whether its bringing Highway 279 south, bringing Corinth Road north, meeting the roads in the middle; he stated they will review every scenario and then bring those options and cost associated with them to the Board.

Chairman Maxwell stated that he has in the past not been in favor of the east Fayetteville bypass, but he has in the past voted for projects that are intersection improvement projects. He stated that he would classify this project as an intersection improvement, which he could support.

Commissioner Rousseau moved to approve Croy's Task Order #8 - SR 279 Planning Study (17TAD and 17 TAT) in the amount of \$250,000. Vice Chairman Ognio seconded. The motion passed 5-0.

16. Consideration of staff's recommendation to award Contract #1428-P, Public Safety Radio System, to E.F. Johnson Company for the not-to-exceed amount of \$14,964,675.53.

Mr. Rapson stated that on July 12, 2018 the Board of Commissioners approved staff's recommendation, and the 911 Advisory Board's ratification, to negotiate a contract with E.F. Johnson Company for the not-to-exceed amount of \$14,983,180.42. County staff and the consulting firm Mission Critical Partners, Inc. held a series of meetings with E.F. Johnson to negotiate scope of work, price, terms and conditions, and other components of the agreement. As a result of the negotiations, a negotiated contract is recommended with the not-to-exceed price of \$14,964,675.53.

Mr. Rapson stated that there were primarily four components to the contract. Mr. Rapson referenced page 144 of the agenda package where he highlighted all the components of the contract described in attachments A-J. He stated that attachment A reviewed the basic base radio system, attachment B reviewed the subscriber radios which are those radios to be replaced, attachment C reviewed money set aside for contingencies and future enhancement, attachment D is the actually sixteen year analysis which is for the next sixteen years for the annual maintenance contract. Mr. Rapson stated for the Board that initially when this bid was released we were looking at the capital aspect of it which was tied to SPLOST funding, and then looking at the M&O impact moving forward.

Mr. Rapson stated that within addendum A & B are the methodologies, procedural overviews, and technical responses, for any question and/or concerns you may have regarding the contract. As well as the revised County terms and conditions, along with the original request for proposal and those responses. He stated everything that has touched and been discussed regarding this project has been embedded into this contract because there are nuances in this contract that tie it back and forth. Mr. Rapson stated that he has a terrific consolidated contract scheduled that ties everything together. Mr. Rapson stated page 146 where he highlighted attachment A- which reflects the base radio system which include- the system, the infrastructure, the features, the one-time things associated with the start-ups in addition to that there are post RFP site enhancements. Mr. Rapson stated on page 147 outlined the actual cost for the radio (portable as well as the mobile) replacement for just the County. He stated that within the contract E.F. Johnson has proposed significant discounts for the cities/municipalities as well as the School Board to buy their radios. Mr. Rapson stated attachment C on page 148 outlined set aside contingency funds in the amount of \$2.7 million; he stated that this may appear like a large sum of money until you start touching cell towers. Mr. Rapson stated we've enabled this contract to move forward with those particular cell towers. Mr. Rapson mentioned that during this negotiation we found out that there are two cell towers at Piedmont Fayette Hospital, unbeknownst to us the owner of the towers had negotiated a deal to remove one of the towers and removing all of the subscriber from one tower to the other. He stated that the tower that is being removed is the tower our equipment is on; as a result we are currently in the process of negotiating with that vendor to acquire that tower to leave our Public site up or we'll have to build a tower and that's what this money is set for to take care of all those uncertainties associated with the cell towers. Mr. Rapson also stated that part of this contract puts in place microwaves, we have to have direct line of site for microwaves, so all of these are encompassed in that contingency; these are all very technical components and thus high dollar items which is why there is so much money set aside. Mr. Rapson stated that attachment D although apart of the total contract award this money does not get funded out of SPLOST, everything else discussed was SPLOST eligible, so the \$10 million previously discussed will

come out of the money we have in the SPLOST. Mr. Rapson stated that the \$4.7 million has been negotiated, which enables us to have those annual fees etched in stone for the next 16 years (excluding year one where there basically is no cost because it's a warranty) he stated that on page 149 the annual prices for all the new and enhanced equipment. Mr. Rapson highlighted that our currently contract with Motorola is about \$540,000; this new contract is about \$196,000 cheaper each year times the fifteen years; part of that has to do with the \$1 million credit we negotiated. Mr. Rapson stated that our goal was to structure a contract that enhances the radio system, brings everything up to speed so that we can have all the bell and whistles that we want, and then sets aside contingencies so that we can move forward and put the system in place; at the same time looking at it with an eye toward our M&O so that do not have to raise taxes because we just replaced a radio system.

Mr. Rapson stated that this system will set the stage for our 911 system for the next 10-15 years.

Commissioner Oddo asked for the viewing audience what P-25 means.

Todd Johnson with Mission Critical and partners stated that Project 25 (P-25) is a label signifying interoperability. P-25 is a standard that all radio manufacturers build to. When you have that P-25 stamp of approve on a piece of radio equipment, whether it's E.F. Johnson, Motorola, Harris, or Fisher Price (regardless of the manufacturer) there is that assurance that it will talk on the radio. Mr. Johnson stated that by having that interoperability and that logo you know it's been through the process of being verified by the different manufactures to make sure the infrastructure talks to the radio and vice versa, and that other radios talk to other radios and in essence that's what going to enable us to utilize current equipment that has been P-25 verified. Mr. Johnson in short stated it's a standards based platform.

Commissioner Brown asked if there would be any issues regarding the new Carbine system that is being integrated and the new radio system?

Mr. Johnson responded that the systems have completely different technology interface and stated that the twine really do not meet between the two technologies. However, Mr. Johnson stated that they are looking at making sure that with the technologies that are there, where they can possibly have some synergies and help out the County they do.

Commissioner Oddo stated that this was an incredible amount of work, and commended everyone involved in this project for a job well done.

Commissioner Brown stated that Fayette County would become a spring board for this radio system throughout metro Atlanta.

Commissioner Brown moved to approve staff's recommendation to award Contract #1428-P, Public Safety Radio System, to E.F. Johnson Company for the not-to-exceed amount of \$14,964,675.53. Vice Chairman Ognio seconded. The motion passed 5-0.

17. Consideration of the staff's recommendation to award a contract on Bid # 1429-B FCSO Training Facility Reuse and Renovation in the amount of \$1,131,000.00 to Oak Construction Group, LLC for the renovation of the old Links clubhouse into the Fayette County Sheriff's Office Training Facility.

Tim Symonds Project Manager for Fayette County Sheriff's Office stated that the proposal is the appoint Oak Construction Group, LLC for the renovation and reuse of the old Links clubhouse into the Fayette County Sheriff's Office Training Facility. He stated that this was part of the ongoing renovation of that piece of land, we have already built the

new firearms facility there; currently the old clubhouse is dilapidated and in need of some love and attention. Mr. Symonds stated that the plan is to renovate it and place offices and classrooms there for the use as the Fayette County Sheriff's Office Training Facility. Mr. Symonds stated they did go through the bid process and received four qualifying bids, with Oak Construction coming in with the lowest bid.

Commissioner Brown asked Mr. Rapson about the on-going budgetary restraints specifically if the Sheriff Office would be maintaining the janitorial needs, landscape, and all other the cost associated with running the facility.

Mr. Rapson in response, stated that he foresees further discussion with Sheriff Babb and Major Walker regarding the facility upkeep and maintenance and next year's budget.

Commissioner Oddo motioned to approve staff's recommendation to award a contract on Bid # 1429-B FCSO Training Facility Reuse and Renovation in the amount of \$1,131,000.00 to Oak Construction Group, LLC for the renovation of the old Links clubhouse into the Fayette County Sheriff's Office Training Facility. Vice Chairman Ognio seconded. The motion passed 5-0.

18. Consideration of staff's recommendation to award Bid #1571-B: 2017 SPLOST; Stormwater Category I; Old Senoia Road Culvert Replacement to the low bidder, McCoy Grading, Inc., in the amount of \$754,100; and amend the 2017 SPLOST Stormwater Fund (32240320) reallocating \$300,000 from Category II Tier II (17SAQ-118 Davis Road) to Old Senoia Road (6509H).

Vanessa Birrell Environmental Management Director, stated that in an effort to deliver storm water projects in a timely manner she presented replacement of the Old Senoia Road Culvert. Ms. Birrell stated the project was removed from design phase and placed out for bid. She stated that they received six bids to move forward in replacing the ninety-six inch pipe with a sixty linear feet of a bottomless concrete- arched culvert and relocating the eight inch water-line. In order to do this we will have to reallocate \$300,000 from Category II Tier II (17SAQ-118 Davis Road) to Old Senoia Road (6509H).

Commissioner Brown asked regarding the bottomless concrete- arched culvert; how does the bottom works, is it similar to a flowing stream bed?

Ms. Birrell stated, yes.

Commissioner Brown also asked with this type of culvert how do prevent erosion during large storm events?

Ms. Birrell stated that by allowing the stream bed to stay in its natural state would to avoid erosion, she stated that the arched culvert is actually more environmentally friendly.

Commissioner Brown moved to approve staff's recommendation to award Bid #1571-B: 2017 SPLOST; Stormwater Category I; Old Senoia Road Culvert Replacement to the low bidder, McCoy Grading, Inc., in the amount of \$754,100; and amend the 2017 SPLOST Stormwater Fund (32240320) reallocating \$300,000 from Category II Tier II (17SAQ-118 Davis Road) to Old Senoia Road (6509H). Commissioner Rousseau seconded. The motion passed 5-0.

19. Discussion and examination of the benefits of a Grievance Review Committee.

Commissioner Rousseau stated the he asked to have this item added to the agenda because internally and to some extent externally, we've been having some issues; Commissioner Rousseau stated that after reviewing the County policy and procedures with respect to grievances one of the challenges he has noticed was in regards to grievance-ability. He stated that if an employee wanted to file a grievance the County Administrator serves as the "prosecutor and judge". Commissioner Rousseau stated that it has been in his experience not to have the final arbiter hearing whether or not the case can move forward and making a determination on the back end, he stated this does not breed a health sense of confidence in the organization.

Commissioner Rousseau stated that his intent is to have the policy reviewed and to make a revision that removes the County Administrator from the front and back-end of the process, where the final decision maker is also on the front end making a determination.

Secondly, Commissioner Rousseau stated that the Board should give consideration to who would be the best person or entity to hear or receive such grievance(s) (e.g. Human Resources, Legal Department, or a Grievance Review Board).

Mr. Mical Heminger member of the public, stated he agreed that the County does need an independent Review Board, and feels the County Administrator should be removed from the arbitration completely. Mr. Heminger stated the 911 Administrative Directive code of ethics 100.03, he highlighted that a citizen could make any complaint against any policy, procedure, or employee. Mr. Heminger stated that a complaint should be filed and maintain in a secure area at all times. Mr. stated that on Oct. 5, 2018 he called former 911 Director Bernard Brown and voiced a complaint, which was not filed.

Commissioner Oddo interrupted with a point of order and asked if we should be discussing specifics.

Chairman Maxwell asked the County Attorney Dennis Davenport for clarification.

Mr. Davenport stated that what Mr. Heminger was doing was going through policies other than the grievance policy, which is the subject of the discussion and is deemed out of order.

Chairman Maxwell stated to Mr. Heminger that the Board's intent was not to cut him off or hinder his comments, however it was determined that they were not in relation to the discussion at hand thus deemed out of order; also there may still be an open grievance complaint and the Board has been advised not to discuss cases that are pending.

Vice-Chairman Ognio stated that he understood Commissioner Rousseau's concerns, but notes that he doesn't feel it's possible to remove the County Administrator from the process until we have a new process to replace it with.

Lewis Patterson Human Resources Director stated for the Board's clarification that the County does have a grievance policy, however there are not many grievances filed. He stated that the term grievance is being over used. Mr. Patterson stated that the terms complaint and grievance are not interchangeable; a complaint is not grievance. Mr. Patterson referenced County policies that were approved in August 2017 policy 440.03 and 404.03, these policies allow an employees the opportunity to make a complaint directly to Human Resources with no involvement of the County Administrator. Mr. Patterson stated that there is a process in place for employee complaints.

County Attorney Dennis Davenport stated that the term grievance and disciplinary policy are used interchangeable, but this discussion is not referencing the disciplinary policy its regarding the grievance procedure. The disciplinary policy is an entirely different policy and is handled in a completely different way. Mr. Davenport referenced page 321 of the agenda package which highlights the County Discipline/Grievance Policy 428.03, Mr. Davenport stated that it's not

subjective but very objective. Mr. Davenport further points out that the policy clearly states areas that may not be grieved, he stated if a grievance fell under any of those five areas it's not grieve-able. Mr. Davenport states that if a grievance comes to the County Administrator and falls under any of those areas it would be classified as not a viable grievance, however if a grievance outside of those five areas is received it would then be deemed as a grievable issue by the County Administrator, then sent back to the frontline to go through an investigation process. Mr. Davenport stated the County Administrator would not make the determination whether the events and/or actions accrued, but does say if these events and/or actions had accrued this is a viable grievance. Mr. Davenport further states that once an investigation is completed and the grievance gets back to the County Administrator at that point he would look at the merits of the case and make a final determination.

Commissioner Rousseau stated that he felt that his thoughts and intent for this discussion is being convoluted and misunderstood with other policies. Commissioner Rousseau stated that page 321 of the agenda package under item number 4, giving an example Commissioner Rousseau stated he worked in several systems where it worked best if you did not preclude employees from grieving or challenging a performance evaluation. He stated in a good system a standard is initially set, a supervisor would meet with the employee mid-way through the year to advise them that they are not meeting the standard, at the end of the year if the employee's performance still was unchanged they would then receive the bad performance review. Commissioner Rousseau stated this process works because the standard had been set, the employee had been met with to determine whether or not they were on track, and then an assessment of the employee's performance was made. Commissioner Rousseau stated that currently if a supervisor never meets with an employee and subsequently gives a poor evaluation and yet the employee never knew they were falling short, Commissioner Rousseau stated he had a problem with the employee not being able to grieve their performance evaluation. He stated we should have a system where we are communicating with our staff if they are meeting standards.

Commissioner Rousseau motioned to change current County policy to remove the county administrator from the front end of the grievance process determining a grievance should move forward or not, because he is the final arbitrator and will make the final grievance determination. Commissioner Brown seconded. The motion failed 2-3, with Commissioner Oddo, Vice Chairman Ognio, and Chairman Maxwell voting in opposition.

PUBLIC COMMENT:

Mr. Mical Heminger, stated that he agreed that the County did need an independent Review Board, and that he felt that the County Administrator should be removed from the arbitration completely. Mr. Heminger stated in the 911 Administrative Directive code of ethics 100.03 a citizen can make any complaint against any policy, procedure, or employee. Mr. Heminger stated that a complaint should be filed and maintained in a secure area, if needed for an investigation and/or open records in the future. Mr. Heminger stated that on October 5, 2018 he called in and voiced a complaint, which was not filed. Mr. Heminger stated that was his issue. He stated, how an employee or a citizen can feel safe complaining about anything that they take issue with, if it was not going to be documented, filed or followed through. Mr. Heminger encouraged the Board to pursue an independent Review Board.

ADMINISTRATOR'S REPORTS:

A. Contract #930-P: Preliminary Engineering for Redwine Road Multi-Use Path Supplemental #1: Final Plans, Specifications & Estimates for Local Let

ATTORNEY'S REPORTS: None

COMMISSIONERS' REPORTS:

Commissioner Brown

Commissioner Brown stated that he and Vice-Chairman Ognio attended the Regional Breakfast with the Atlanta Regional Commission, he stated that majority of the discussion was metro Atlanta focused but noted that within the ARC brochure being distributed Fayette County 2010 population was listed as 132,000; which is incorrect and could be perceived as if the County is rapidly losing population. Commissioner Brown stated that we may want to contact ARC to have that corrected. Commissioner Brown also, stated that is discussion also centered on regional transit and how amazing it will be, which Commissioner Brown noted that is caused him concern, especially from a financial standpoint.

Vice Chairman Ognio

Vice Chairman Ognio congratulated all the recent election winners. Vice Chairman Ognio stated that Commissioner Rousseau received 100% of the votes. Vice Chairman Ognio stated that the Equestrian Park intergovernmental agreement was approved by Fayette County School Board and that the agreement would probably have to come back before the Board before final approval. Vice Chairman Ognio also wished everyone a Happy Thanksgiving and encouraged everyone to remember all the things we have to be thankful for.

Commissioner Rousseau

Commissioner Rousseau extended to everyone Holiday greeting and wishes. Commissioner Rousseau congratulated the water distribution team for their hard work and award recognition; as well as congratulations to the Rowing Club. He also, extended a thank you to our citizen's volunteers who seek to be engaged in the community.

Commissioners Oddo

Commissioners Oddo stated for those who were not aware of the recent passing of Ms. Carolyn Cary a treasured Fayette County historian. Commissioner Oddo also mentioned he was able to attend the Georgia Military College Veterans Day celebration which include a COBRA helicopter and was an impressive experience. He commended County staff for the Face-to-Face event held at the County Office encouraging citizen engagement. Commissioner Oddo also, wished everyone a Happy Thanksgiving.

EXECUTIVE SESSION: None

ADJOURNMENT:

Commissioner Brown moved to adjourn the November 8, 2018 Board of Commissioners meeting. Vice Chairman Ognio seconded. The motion passed 5-0.

The November 8, 2018 Board of Commissioners meeting adjourned at 5:55 p.m.

Marlena M. Edwards, Deputy County Clerk

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 13th day of December 2018. Referenced attachments are available upon request at the County Clerk's Office.

Marlena M. Edwards, Deputy County Clerk