

**BOARD OF COUNTY COMMISSIONERS**

Edward Gibbons  
Lee Hearn  
Eric K. Maxwell  
Charles W. Oddo  
Charles D. Rousseau

**FAYETTE COUNTY, GEORGIA**

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

140 Stonewall Avenue West  
Public Meeting Room  
Fayetteville, GA 30214

**AGENDA**

January 14, 2021

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.

**OATH OF OFFICE:**

Probate Court Judge Ann S. Jackson to administer the Loyalty Oath and Official Oath of County Commissioner of the State of Georgia to Commissioner-Elect Lee Hearn.

Probate Court Judge Ann S. Jackson to administer the Loyalty Oath and Official Oath of County Commissioner of the State of Georgia to Commissioner-Elect Eric Maxwell.

Probate Court Judge Ann S. Jackson to administer the Loyalty Oath and Official Oath of County Commissioner of the State of Georgia to Commissioner-Elect Charles Oddo.

**ORGANIZATIONAL SESSION:**

Call to Order by County Attorney Dennis Davenport

Election of Board Chairman for the year 2021.

Election of Board Vice-Chairman for the year 2021.

**OFFICIAL SESSION:**

Invocation and Pledge of Allegiance by Commissioner Edward Gibbons

Acceptance of Agenda

**PROCLAMATION/RECOGNITION:**

1. Recognition of the Fayette County 8<sup>th</sup> Annual Merry Door Decorating Contest winners. (page 4)

**PUBLIC HEARING:****PUBLIC COMMENT:**

*Speakers will be given a five (5) minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Speakers must direct comments to the Board. Responses are reserved at the discretion of the Board.*

**CONSENT AGENDA:**

2. Approval of Resolution 2021-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs. (pages 5-6)
3. Approval of authorization to sign checks combining any of the following two signatures for transactions at or above \$5,000.00: Chairman, Vice-Chairman, County Administrator. (Intentionally left unnumbered)
4. Approval of authorization to sign checks for transactions in the amount of \$4,999.99 or less: Chairman, Vice-Chairman, County Administrator. (Intentionally left unnumbered)
5. Approval of the Chairman, Vice-Chairman, and the County Administrator to execute contracts, resolutions, agreements, or other documents approved by and on behalf of the Board of Commissioners. (Intentionally left unnumbered)
6. Approval of the December 10, 2020 Board of Commissioners Meeting Minutes. (pages 7-20)

**OLD BUSINESS:**

**NEW BUSINESS:**

7. Consideration of Resolution 2021-02; Deannaxation Agreement for the deannexation of 3.78 acres from the Town of Tyrone. (pages 21-33)
8. Consideration of the Planning Commission Selection Committee's recommendation to the reappoint Danny England to the Planning Commission for a term beginning January 1, 2021 and expiring December 31, 2023. (pages 34-41)
9. Consideration of the Planning Commission Selection Committee's recommendation to the appoint James Oliver to the Planning Commission to fill an unexpired term expiring December 31, 2021 and the subsequent term beginning January 1, 2022 and expiring December 31, 2024 per County Policy 100.19; Board Appointment. (pages 42-44)
10. Consideration of the Zoning Board of Appeals Selection Committee's recommendation to the reappoint Marsha Hopkins to the Zoning Board of Appeals for a term beginning January 1, 2021 and expiring December 31, 2023. (pages 45-74)
11. Consideration of a recommendation from the Selection Committee, comprised of Commissioner Eric Maxwell and Commissioner Edward Gibbons, to appoint Luis Matta to the Joint Development Authority of Coweta, Fayette and Meriwether to serve a term beginning December 15, 2020 and expiring December 14, 2024. (pages 75-82)
12. Consideration of the approval to transfer \$323,927 (\$250,427 plus \$73,500) from 2017 SPLOST transportation contingency to the Brogdon & New Hope Roads intersection improvement (17TAM) and award of Bid #1894-B to McLeRoy, Inc. for construction of a roundabout in the amount of \$1,225,364.86. (pages 83-88)
13. Consideration of staff's recommendation to award Bid # 1885-B: 2017 SPLOST; Stormwater Category II, Tier II; Brockton Court Culvert Replacement to the lowest responsive, responsible bidder, Williams Contracting Company LLC, in the amount of \$272,200.00 and approval to reallocate \$307,633 from the General Stormwater Contingency to project 17SAT. (pages 89-94)



**ADMINISTRATOR'S REPORTS:**

- A. Contract #930-P: Preliminary Engineering for Redwine Road Multi-Use Path Supplemental #3: Construction Inspection (pages 95-101)
- B. Bid #1865-B: Playground Shade Structures (pages 102-103)

**ATTORNEY'S REPORTS:**

**COMMISSIONERS' REPORTS:**

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

# COUNTY AGENDA REQUEST

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Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Recognition of the Fayette County 8th Annual Merry Door Decorating Contest winners.

## Background/History/Details:

Each year, County departments participated in the door decorating contest in honor of the Christmas holiday season.

The winning departments were:

1st Place-Purchasing Department

2nd Place- Administration

3rd Place-Tax Assessors

This seasonal event builds team work and brings a festive appearance to the departments. Staff was asked to incorporate the theme: "Celebrating 200 Years of People, Places and Events in Fayette County"

## What action are you seeking from the Board of Commissioners?

Recognition of the Fayette County 8th Annual Merry Door Decorating Contest winners.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

***\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:

# COUNTY AGENDA REQUEST

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Department: Board of Commissioners

Presenter(s): Board of Commissioners

Meeting Date: Thursday, January 14, 2021

Type of Request: Consent #2

## Wording for the Agenda:

Approval of Resolution 2021-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.

## Background/History/Details:

On January 2, 2013, the Fayette County Board of Commissioners approved Resolution 2013-01, and in so doing the Board made a pledge to the citizens of Fayette County and Fayette County's staff regarding the Board's Core Values and Beliefs.

The Board has often asked the citizens to hold them accountable to the public pledge and in recent years, each other.

The current resolution demonstrates an on-going commitment of the Board of Commissioners to the citizens and staff regarding the Board's Core Values and Beliefs.

## What action are you seeking from the Board of Commissioners?

Approval of Resolution 2021-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years? Yes

If so, when? Thursday, January 10, 2019

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request? Yes

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance Not Applicable

Reviewed by Legal

Approved by Purchasing Not Applicable

County Clerk's Approval Yes

Administrator's Approval

## Staff Notes:

**RESOLUTION 2021-01**

**RESOLUTION OF THE FAYETTE COUNTY COMMISSIONERS  
PLEDGE TO CITIZENS AND COUNTY STAFF ON CORE VALUES AND BELIEFS**

- WHEREAS,** the 2021 Fayette County Board of Commissioners desire to affirm their core values and beliefs to our constituents and county staff; and
- WHEREAS,** the Board of Commissioners acknowledges they were placed in office by the voters of Fayette County and are responsible for conducting the official business of those citizens, looking out for their best interests; and
- WHEREAS,** the Board is determined to give the citizenry ample opportunity to voice their comments and concerns in all meetings; and
- WHEREAS,** the Board respects each individual staff member and believes that members who are treated with respect and given responsibility respond by giving their best; and
- WHEREAS,** although there may not be unanimous consent on every issue, the Board requires complete honesty and integrity in everything we do while valuing everyone's opinion; and
- WHEREAS,** the Board will take its commitments very seriously, and then do its utmost to live up to them, acknowledging the importance of doing what we say we are going to do; and
- WHEREAS,** the Board recognizes that the work performed by each staff member is an important part of their life, and it should be fulfilling and rewarding, so we encourage an open and welcoming workplace; and
- WHEREAS,** the Board vows to be good stewards of the citizen's resources, exercising the same vigilance that we would use to guard and conserve our own personal resources; and
- WHEREAS,** the Board insists that each commissioner and each staff member always give their best effort in everything we undertake, refusing to accept sloppiness or lack of effort; and
- WHEREAS,** the entire Board, each department director and each individual in our organization is expected to understand our mission and our goals realizing that doing so it is extremely critical to our success; and
- WHEREAS,** the Board believes in the Golden Rule, and we will strive to be friendly, courteous, fair and compassionate in all our dealings; and
- WHEREAS,** the Board and our staff members should always feel a sense of urgency on any matters related to our citizens, owning problems and always being responsive.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Board of Commissioners of Fayette County, Georgia do hereby pledge our acceptance of these core values and beliefs in the service of our citizens.

So resolved this 14<sup>th</sup> day of January 2021 by the

**FAYETTE COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
**Edward Gibbons, Commissioner**

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**Lee Hearn, Commissioner**

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**Eric Maxwell, Commissioner**

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**Charles W. Oddo, Commissioner**

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**Charles D. Rousseau, Commissioner**

**BOARD OF COUNTY COMMISSIONERS**

Randy Ognio, Chairman  
Charles W. Oddo, Vice Chairman  
Edward Gibbons  
Eric K. Maxwell  
Charles D. Rousseau

**FAYETTE COUNTY, GEORGIA**

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

140 Stonewall Avenue West  
Public Meeting Room  
Fayetteville, GA 30214

**MINUTES**

December 10, 2020

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

**Call to Order**

Chairman Randy Ognio called the December 10, 2020, Board of Commissioners meeting to order at 2:00 p.m. A quorum of the Board was present. Commissioner Charles Rousseau attended the meeting virtually via Microsoft Teams as allowed during the pandemic.

**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**

Vice Chairman Oddo moved to accept the agenda as written. Commissioner Edward Gibbons seconded. The motion passed 5-0.

**PROCLAMATION/RECOGNITION:****1. Recognition of Commissioner Chairman Randy C. Ognio for eight (8) years of service on the Fayette County Board of Commissioners.**

Vice Chairman Oddo, on behalf of the Board, recognized Commissioner Chairman Randy C. Ognio for eight (8) years of service on the Fayette County Board of Commissioners. Vice Chairman Oddo stated that this was Chairman Randy Ognio's last board meeting and that he and Chairman Ognio both began their service to Fayette County as Commissioners eight years ago together. He stated that over the years he had respect for Chairman Ognio as a colleague and even more now as a friend and even though he and Chairman Ognio did not always agree on every decision, he appreciated Chairman Ognio for his hard work and dedication to the citizens of Fayette County. He stated that Chairman Ognio would be missed. Vice Chairman Oddo, on behalf, of the Fayette County Board of Commissioner presented Chairman Randy Ognio with a plaque expressing the Board's gratitude and appreciation for his leadership and dedicated service.

County Administrator Steve Rapson relayed a brief story explaining how Chairman Ognio encouraged him and suggested that he apply for the Fayette County Administrator position. Mr. Rapson stated that after a 15-minute meeting that ended up being a four-and-a-half hour-long meeting, he asked why he hadn't applied for the job and told him he needed to apply. Mr. Rapson continued that Chairman Ognio had remained in his face for the next eight years. Mr. Rapson stated that Chairman Ognio began his service with a level of honesty and integrity and added that it took a lot of courage to be leaving with that exact same level. He stated that he enjoyed working with Chairman Ognio and stated that he set a fine example for all elected officials.

Commissioner Gibbons thanked Chairman Ognio for his example as a County Commissioner and for his great service to Fayette County. Commissioner Gibbons added that Chairman Ognio would be missed.

Commissioner Maxwell stated that Chairman Ognio was wonderfully ethical and stated that it had been a pleasure to serve with him. He reiterated Vice Chairman Oddo's comments, stating that even though he and Chairman Ognio did not always agree on decisions, they always disagreed amicably and peacefully. He stated that he was sorry to see Chairman Ognio go. Commissioner Maxwell stated that unlike the other Commissioners, he knew exactly what Chairman Ognio was experiencing and it was no fun. He stated that "life got a lot better and on January 1<sup>st</sup> the sun will come up and Fayette County would continue to be here." Commissioner Maxwell added that if the desire to serve "burns in your stomach for four years", come back and run again.

Commissioner Rousseau thanked Chairman Ognio for his continued effort in servicing the people of Fayette County. He stated that he valued Chairman Ognio's input and collaboration in helping Fayette County, and that although Chairman Ognio would no longer be a member of the Board, he would still maintain his activity and engagement in the community. Commissioner Rousseau stated that he thanked Denise Ognio, Chairman's wife, "who was always willing to give him a piece of her mind"; noting that he valued her input. He stated that the Board members "did not serve alone and each family faced a lot of pressure". Commissioner Rousseau concluded thanking Chairman Ognio for his service.

Chairman Ognio thanked everyone. He stated that it had been an honor and privilege to have served. He stated that he was proud of the accomplishments that the Board had made over the eight years and stated that "we did it". Chairman Ognio stated that the accomplishments made was a team effort. He thanked his family that supported him and expressed his appreciation.

## **2. Presentation from Judge Jason B. Thompson regarding Fayette County's Accountability Court programs.**

Judge Jason B. Thompson provided the Board an updated Fayette County Accountability Court program presentation. He began his presentation acknowledging Chairman Ognio. He stated that he and Chairman Ognio began the campaign trails together back in 2012 and attended several events together meeting the people of Fayette County. He stated that it had been a pleasure serving with Chairman Ognio. Judge Thompson advised that Chairman Ognio had always been supportive of Accountability Court, stating that he was in attendance at one of the very first meetings. He thanked Chairman Ognio for his leadership. Judge Thompson also expressed his appreciation to Mrs. Ognio for her support and willingness to share Chairman Ognio to serve Fayette County.

Judge Thompson stated that there was no request or ask from or of the Board. The purpose of this presentation was to provide the Board information regarding the Fayette County Accountability Court. Fayette County has both a DUI/Drug Accountability Court and a new Veterans Court that began earlier in 2020. The purpose of Accountability Court was to increase public safety, reduce recidivism and community costs, focus on accountability and promote a pro-social behavior. He stated that this program would assist Fayette County citizens who struggle with Post Traumatic Stress Disorder (PTSD) and substance abuse issues. He continued that the Accountability Court utilizes a team approach that focuses on the targeted participants; one team assists veterans and another team helps citizens dealing with substance abuse issues. Judge Thompson stated that in attendance at the meeting were team members from the Eaden Group who help veteran participants encouraging a partnership approach were fellow veterans work as "battle buddies" through the program. He stated that Alex Domilaski worked as the Accountability Court Coordinator and that there were other partners and team members that make the Accountability Court successful. Other partners include: The Solicitor General's Office, private attorneys, law enforcement, the public defender's office, court coordinator, probation officers, case managers, community liaisons, licensed substance abuse treatment professionals, and licensed testing professional. To be allowed into the Accountability Court each participant must meet very strict requirements and these requirements include random drug testing, property searches, group and individual therapy sessions, monthly court participation and more. There are several levels of accountability and as a team the goal is to reward those who were doing well and redirect those who encounter challenges. Judge Thompson stated that since 2016 Accountability Court has had 119 participants who did not receive a lengthy jail sentence but instead had an opportunity to work through the Accountability Court program. Judge Thompson acknowledged that there had been some who were not successful and failed out the program receiving the lengthy jail sentence; however, the Accountability Court had successful participants and had saved lives, jobs, and families. He stated that

the Accountability Court program help reduce the participant recidivism rate by 15%. Judge Thompson stated that the Accountability Court program lasts between 1-2 years and participants leave the program with a new set of tools on how to lead life and be successful. He stated that although he did not have the exact costs on how much the Accountability Court saved Fayette County, he was able to pull, via the Carl Vinson Institute of Government and University of Georgia, a report highlighting the estimated economic impact and benefits of the Accountability Court programs in the state of Georgia. Judge Thompson stated that the report noted that each participant enrolled was a taxpayer and not a "tax waster". He stated that each participant paid court fees on average of about \$2,000; as opposed to sitting in jail each participant was required to work which contributed on average about \$700 to Georgia income taxes paid, plus each participant had to perform 240 hours of community service which equated to about \$1,200 in community service. Judge Thompson stated that when individuals are in custody or unemployed healthcare rates to taxpayers soar. The Accountability Court programs assist in saving about \$4,600. He stated that the foster care system soared because a caregiver was taken away from the home and that the Accountability Court program had a direct economic benefit. On average, for individuals who participated in the program, Fayette County was saving 102 days of jail time per participant. Accountability Court was allowing individuals to become productive members of society and becoming taxpayers and not a tax wasters. Judge Thompson thanked the Board for their leadership, guidance and support of the Accountability Court program.

#### **PUBLIC HEARING:**

*Community Development Director Pete Frisina read the Introduction to Public Hearings. Mr. Frisina stated the meeting was unique in that it was being held during a time declared as a State of Public Emergency due to COVID-19 (coronavirus). In the abundance of caution concerning the COVID-19 (coronavirus), the meeting would be livestreamed and the call-in number 770-305-5277 would be available for those who wanted to make public comment on any of the items during the public hearings portion of the meeting.*

#### **3. Consideration of staff's recommendation to approve a new 2021 Retail Alcohol Beer and Wine License (C20-00657) for Edward Wyatt, doing business as South Fayette Station, which is located at 1552 Hwy 85 S, Fayetteville, Georgia 30215.**

Mr. Frisina stated that the applicant was experiencing an issue involving the survey drawing. He stated that the applicant sent an email to the Code Enforcement Office on December 4, 2020 asking that the 2021 Retail Alcohol Beer and Wine License request be tabled to a Board of Commissioners Meeting in January 2021. He stated that the two Board of Commissioners Meeting dates in January were the 14<sup>th</sup> and the 28<sup>th</sup> of 2021.

Chairman Ognio asked for guidance from the County Attorney on the best way for the Board to proceed. He stated that it was unusual for the applicant to request the Board to table an item as opposed to withdrawing the application.

County Attorney Dennis Davenport stated that he had a conversation with Mr. Cook who called his office. He reiterated that there was an issue with the survey regarding clarity as it relates to the distance between the current building, the school across Highway 85 and the church across Highway 85. Mr. Davenport stated that he was under the impression that the clarification had been received, however the applicants were also in the process of tearing down the current building and building a new one. He stated that now the concern was if the survey would still be valid, which meant the footprint of the new building would need to be at the same place or further away from Highway 85. He stated that the applicant stated that the new building would be further away from Highway 85, however there were other issues that he was trying to resolve. Mr. Davenport stated that having this item continued would be the proper term but would require a motion and a second; as opposed to a tabled item which only required the motion. He stated that the applicant was requesting a continuance for either the January 14<sup>th</sup> or 28<sup>th</sup> Board of Commissioners Meeting.

Chairman Ognio asked as clarification, if the Board moved for a continuance then there would not be a hearing tonight.

Mr. Davenport stated that was correct. He added that if a continuance was granted then the hearing would need to be re-advertised for the appropriate date chosen by the Board.



Commissioner Maxwell stated that he would prefer to have anyone who had come to discuss this item be given the opportunity to speak, instead of requiring they return for a hearing at a future meeting.

Chairman Ognio stated that he felt anyone who wanted to speak regarding this item should wait for the appropriate hearing date.

Mr. Davenport stated that the alternative was that if there was an individual who wanted to discuss this item they could do so under public comment.

Chairman Ognio moved to continue this item until the January 28, 2021 Board of Commissioners meeting. Commissioner Gibbons seconded. The motion passed 5-0.

**4. Consideration of Petition No. 1297-20, Estate of Norma R. Simmons, Owner, and, Nancy S. Lindsey, Executor, Agent, request to rezone 5.651 acres from A-R to R-75 to develop two (2) residential lots; property located in Land Lot 9 of the 5th District and fronts on SR 92 South and McBride Road.**

Mr. Frisina stated that both staff and Planning Commission recommend this petition for approval. He stated that there were no recommended conditions.

Mrs. Nancy Lindsey stated that the request was in regard to the estate of her mother Norma Simmons. She stated that the property was a little over 5.5 acres off of State Route 92 South and that as a family they wished to separate the property into two lots. Mrs. Lindsey stated that the second lot would be about 2.5 acres, leaving the lot with the existing house with the remainder of the property. She stated that the new lot would exit onto McBride Road as opposed to State Route 92 South.

No one spoke in favor.

Mr. Rodney Rossignol spoke in opposition. He stated that he lived off of McBride Road across the street from the applicant property. He stated that his biggest concern was the water issue he was experiencing. Mr. Rossignol stated that if you turn onto McBride Road off of State Route 92 and go .25 miles in either direction the water from the school travels back down to his property. He stated that over the past 40 years he has only seen the County come out to clean the ditch near his property once and they cleaned the drainage ditch out twice. He stated that the more development that occurs the worst the drainage issue would become. Mr. Rossignol ask for someone from the County to come out and analyze the area for drainage issues.

Mrs. Judy Baty stated that her concern was regarding potential flooding. Mrs. Baty stated that she was afraid that construction and heavy equipment traffic coupled with extensive rain could lead to McBride Road being washed out.

Mrs. Lindsey stated that she agrees that there are water issues when it rains. Mr. Lindsey continued stating that for this lot there was no building planned at this time. She added that her request, as it relates to acreage, does conform to the Future Land Use Plan.

Chairman Ognio stated that there was some variance that needed to be taken care of.

Mr. Frisina stated that those issues would be handled during the platting process. He stated that the applicants had two options of either proceeding with the variances or removing some of the structures. Mr. Frisina state that a final plat would not be approved until compliance was met.

Commissioner Gibbons asked as clarification if the intent was to build on this newly formed lot.

Mr. Frisna stated that once the lot was platted it would be a viable lot to build on. He stated that it was a matter of when and if the property was sold. Mr. Frisna stated that once a buyer purchased the lot the driveway would come out onto McBride Road.

County Administrator Steve Rapson stated that if the item was approved than all the issues concerning stormwater, flooding, and erosion would be handled as a part of the final plat process. If the item was not approved, then the County would go out to review the concerns of the citizens regarding the drainage and flooding.

Vice Chairman Oddo stated that this item involved two separate issues. Vice Chairman Oddo stated that the first was the ability of the property owner to make a rezoning request by abiding by the outlined Future Land Use Plan guidelines and the second concern was a potential flooding and drainage issue. Vice Chairman stated that the County Administrator stated that the flooding concerns would be reviewed and he found now issue with the applicant request.

Commissioner Maxwell stated that he was hesitant to approve this prior to investigating the drainage and flooding concerns.

Chairman Ognio stated that he did not feel the Board was in a position to deny the Petition.

Vice Chairman Oddo moved to approve Petition No. 1297-20, Estate of Norma R. Simmons, Owner, and, Nancy S. Lindsey, Executor, Agent, request to rezone 5.651 acres from A-R to R-75 to develop two (2) residential lots; property located in Land Lot 9 of the 5th District and fronts on SR 92 South and McBride Road. Commissioner Gibbons seconded. The motion passed 4-1, with Commissioner Maxwell voting in opposition.

**5. Consideration of Petitions 1298-20 A, B, C, D, E & F, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane.**

Mr. Frisina stated that both staff and Planning Commission recommend this petition for approval. He stated that there were six (6) recommended conditions.

The following conditions would be required for each petition:

1. That the 7.998 acre A-R cell tower tract be platted as a Minor Final Plat in conjunction with the Major Final Plat for the proposed subdivision. The Minor Final Plat for the cell tower tract shall illustrate that the cell tower meets the dimension requirements of the new lot.
2. That no lot shall have direct driveway access onto Dogwood Trail. *(This condition will be enforced by the Engineering/Public Works Department.)*
3. That with the exception of the three (3) existing driveways on Crabapple Lane, no new driveways cuts shall be allowed on Crabapple Lane. *(This condition will be enforced by the Engineering/Public Works Department.)*
4. That the developer shall provide a 10-ft wide asphalt multi-use path connecting an internal street of the subdivision to Crabapple Lane. The path shall be within a minimum 20-wide permanent access easement that is provided for public use. Said 10-ft wide asphalt multi-use path and 20-wide permanent access easement shall be indicated on the Major Final Plat. *(This condition will be verified by the Engineering/Public Works Department.)*
5. That a permanent easement be dedicated at no cost to Fayette County for the construction of an approved 2017 SPLOST project. The location shall be adjacent to the twin 72-inch culverts located under Crabapple Road extending onto the subject property. The easement shall begin at the newly dedicated right-of-way line and shall be 40 foot wide (west to east) and 100 foot long (north to south) and centered along the stream. Said permanent easement area shall be depicted on the Major Final

Plat and a related permanent easement recorded with the Fayette County Clerk of Courts. *(This condition will be verified by the Environmental Management Department.)*

6. That the buffer and setback along the creek remain as shown on the concept plan provided as a 100-foot buffer and a 50-foot impervious area setback. This is consistent with the environmental planning criteria and Peachtree City's watershed protection buffer requirements. Based on Fayette County's Watershed protection ordinance currently the stream would have a 50-foot buffer with a 25-foot setback. Said buffer and setback shall be indicated on the Major Final Plat. *(This condition will be verified by the Environmental Management Department.)*

Petitioner Trent Foster with Allegiance Development Group, LLC stated that the request was to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision. He stated that this request was for one acre lots and was similar to the surrounding corridor. He stated that he had similar developments in the City of Tyrone on Farr Road and one development on Dogwood Trail. Mr. Foster stated that the request does conform to and abide by the County's Comprehensive Plan and that he does agree to the six (6) conditions stated.

No one spoke in favor or opposition Petition 1298-A.

Commissioner Maxwell asked as clarification if the homes with driveways on Crabapple Lane would be incorporated into the subdivision and the driveways cut off. He asked what the plan was for the existing structures on the property.

Mr. Foster stated that the existing structures would remain and the homes would be rehabbed and maintain their current driveways.

Commissioner Maxwell commended Mr. Foster for his detailed concept and stated that he appreciated the fact that the lots would yield almost two acre lots.

Vice Chairman Oddo moved to approve Petitions 1298-20-A, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Commissioner Gibbons seconded. The motion passed 5-0.

No one spoke in favor or opposition of Petition 1298-20-B.

Commissioner Gibbons moved to approve Petitions 1298-20-B, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Vice Chairman Oddo seconded. The motion passed 5-0.

No one spoke in favor or opposition Petition 1298-C.

Commissioner Rousseau stated that Dogwood Trail was growing into a point of on-going concern and was a challenging road to cross. He stated that he would be open to conducting a traffic impact study at that corridor.

Commissioner Gibbons moved to approve Petitions 1298-20-C, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Vice Chairman Oddo seconded. The motion passed 5-0.

No one spoke in favor of Petition 1298-D.

Scott Beamer called via the conference system. He stated that he was in opposition to the petition and was concerned about the increase in traffic that would come down Crabapple Lane as a shortcut to North Peachtree Parkway. He asked about the price point of the homes that would be built and the construction timeframe. Mr. Beamer reminded the Board that similar petitions had been denied by both the City and County in the past.

Mr. Foster stated in response to Mr. Beamer's comments, that Stonecrest subdivision which was the subdivision across the street had an average home price of about \$580,000. He stated that the on-going registry for home under contract average price was about \$640,000. Mr. Foster stated that he could not provide a concrete answer but in looking at the surrounding area of similar homes the range could be around \$600K- \$700K.

Commissioner Gibbons moved to approve Petitions 1298-20-D, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Commissioner Maxwell seconded. The motion passed 5-0.

No one spoke in favor or opposition Petition 1298-20-E.

Commissioner Gibbons moved to approve Petitions 1298-20-E, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Commissioner Maxwell seconded. The motion passed 5-0.

No one spoke in favor or opposition Petition 1298-20-F.

Commissioner Gibbons moved to approve Petitions 1298-20-F, R. Alexander Family Limited Partnership & Smith Living Trust, Owner, and, Trent Foster, Allegiance Development Group, LLC, request to rezone a total of 90.03 acres from A-R to R-50 for a residential subdivision; property located in Land Lot 104 of the 7th District and fronts on Dogwood Trail and Crabapple Lane with conditions as outlined above. Commissioner Maxwell seconded. The motion passed 5-0.

**6. Consideration of Petition No. 1299-20, Robert John Bracewell and Christina Celeste Bracewell, Owners, request to rezone 1.515 acres from A-R to R-20 to develop one (1) residential lot; property located in Land Lot 227 of the 13th District and fronts on Kite Lake Road.**

Mr. Frisina stated that there was one recommended condition established at the pre-agenda meeting that: if the existing driveway/curb cut is to serve the two proposed lots as a shared driveway/curb cut, or if it is to remain and only serve Lot 1, the Minor Final Plat shall indicate the driveway/curb cut easement area on Lot 2 serving as access to Lot 1 and an easement granting Lot 1 access over Lot 2, as indicated on the Minor Subdivision Plat, shall be recorded prior to the issuance of any building permits on Lots 1 and 2.

Mrs. Christina Braswell stated that the request to rezone 1.515 acres from A-R to R-20 to develop one (1) residential lot.

No one spoke in favor or opposition.

Commissioner Gibbons moved to approve Petition No. 1299-20, Robert John Bracewell and Christina Celeste Bracewell, Owners, request to rezone 1.515 acres from A-R to R-20 to develop one (1) residential lot; property located in Land Lot 227 of the 13th District and fronts on Kite Lake Road with the condition: if the existing driveway/curb cut is to serve the two proposed lots as a shared driveway/curb cut, or if it is to remain and only serve Lot 1, the Minor Final Plat shall indicate the driveway/curb cut easement area on Lot 2 serving as access to Lot 1 and an easement granting Lot 1 access over Lot 2, as indicated on the Minor Subdivision Plat, shall be recorded prior to the issuance of any building permits on Lots 1 and 2. Commissioner Rousseau seconded. The motion passed 5-0.

**7. Consideration of Petition No. 1300-20, George Tchaykov and Diliانا Panova, Owners, request to rezone 1.96 acres from R-70 to O-I to develop a fitness center/tennis instruction facility; property located in Land Lot 57 of the 7th District and fronts on Flat Creek Trail.**

Mr. Frisina stated that staff and Planning Commission recommended approval with one condition: that that the driveway location be approved by the County Engineer in conjunction with the Site Plan review/approval process.

George Tchaykov stated that his request was to rezone 1.96 acres from R-70 to O-I to develop a fitness center/tennis instruction facility. Mr. Tchaykov agreed to the condition.

No one spoke in favor or opposition.

Vice Chairman Oddo moved to approve Petition No. 1300-20, George Tchaykov and Dilianna Panova, Owners, request to rezone 1.96 acres from R-70 to O-I to develop a fitness center/tennis instruction facility; property located in Land Lot 57 of the 7th District and fronts on Flat Creek Trail with one condition: that that the driveway location be approved by the County Engineer in conjunction with the Site Plan review/approval process. Commissioner Gibbons seconded. The motion passed 5-0.

**8. Consideration of Petition No. 1301-20, Wayne Damron Jr, Trustee for Wayne Damron, Jr Revocable Trust, requests to rezone 21.71 acres from R-20 to A-R; property located in Land Lot 118 of the 5th District and fronts on County Line Road.**

Mr. Frisina stated that both staff and Planning Commission recommend this petition for approval. Mr. Frisina stated that there were no recommended conditions.

Wayne Damron Jr, Trustee for Wayne Damron, Jr Revocable Trust, stated that the request was to rezone 21.71 acres from R-20 to A-R.

No one spoke in favor or opposition.

Vice Chairman Oddo moved to approve Petition No. 1301-20, Wayne Damron Jr, Trustee for Wayne Damron, Jr Revocable Trust, requests to rezone 21.71 acres from R-20 to A-R; property located in Land Lot 118 of the 5th District and fronts on County Line Road. Commissioner Gibbons second. The motion passed 5-0.

**PUBLIC COMMENT:**

**Claudia Eisenburg** thanked Chairman Ognio for serving. Ms. Eisenburg quoted Psalms 78:72 stating that these words depicted Chairman Ognio as a Shepard for the community. He stated that she had seen Chairman Ognio thrown into many fiery situations, similar two the three Hebrew boys in Bible times; and was able to come out with his character and integrity. Ms. Eisenburg stated that he was leaving the County in a better place.

**Denise Ognio** expressed her appreciation for Chairman Ognio. Mrs. Ognio stated that they had attended their first Commissioners Meeting about 10 or 11 year ago and as a result of some of the decisions made, she encouraged him to run for office, because of his integrity and love for the community. She encouraged all citizens to get involved. She stated that her love for the County does not go away nor would Chairman Ognio's. Mrs. Ognio stated that they would continue to be active and hold County leadership accountable. She added that Chairman Ognio would still be busy come January 1<sup>st</sup> because he had agreed to build her a brand new kitchen and he was a man of integrity and a person of his word.

**CONSENT AGENDA:**

Commissioner Gibbons moved to accept the Consent Agenda as written. Vice Chairman Oddo seconded. The motion passed 5-0.

9. **Approval of staff's recommendation to approve Contract 1900-S to Steelcase, Inc., C/O DeKalb Office Environments, Inc. in the amount of \$50,987.89 to design, supply and install containment partitions at the Fayette County Justice Center and to transfer \$51,000 from the General Fund Contingency for this purpose.**
10. **Approval of Fayette County Fire & Emergency Services' request to enter an Automatic and Mutual Aid agreement with the City of South Fulton Fire Department.**
11. **Approval to authorize staff to acquire all fee simple right-of-way and easements for the Veterans Parkway Waterline Loop Completion project.**
12. **Approval of amendments to Fayette County Code, Chapter 104 Article XIV Post-Development Stormwater Management for New Development and Redevelopment as required by the Georgia Environmental Protection Division and the Metropolitan North Georgia Water Planning District.**
13. **Approval of the County Clerk's revision to the 2021 County Commissioner Meeting Schedule.**
14. **Approval of the November 12, 2020 Board of Commissioners Meeting Minutes.**

**OLD BUSINESS:**

**NEW BUSINESS:**

15. **Consideration and approval to amend the Defined Contribution Retirement Plan to allow for the Juvenile Court Judge to participate in the 457(b) plan and to authorize the chairman to sign all associated documents.**

Fayette County Human Resources Director Lewis Patterson stated that when the defined contribution plan was put in place in 2009 the position of Juvenile Court Judge was a Griffin Judicial Circuit position and therefore was not included for participation in the plan. He stated that since Fayette County had assumed the administrative responsibilities for the circuit the Juvenile Court Judge was now paid through Fayette County. Mr. Patterson stated that the plan provided for all elected and constitutional officers including the Board of Commissioners to participate in the defined contribution plan.

Commissioner Maxwell asked if this motion would also qualify the associate Juvenile Judge for the Defined Contribution Retirement Plan.

Mr. Rapson stated no it would not, that position was a state funded position and would qualify for the stated plan and as a result was exempt from the County plan.

Commissioner Gibbons moved to approve to amend the Defined Contribution Retirement Plan to allow for the Juvenile Court Judge to participate in the 457(b) plan and to authorize the chairman to sign all associated documents. Commissioner Maxwell seconded. The motion passed 5-0.

16. **Consideration of Chairman Randy Ognio's request to increase the Sheriff's salary \$10,232.66, or 9.09%, to mirror the competitive salary adjustment implemented in FY2019 to all other public safety employees.**

Mr. Rapson stated that during the during FY2019 Budget, the Board of Commissioners, in response to Public Safety Agencies nationwide seeing an overall downturn in applicants and an enhanced competitive recruitment climate, approved a competitive salary & retirement adjustment for all public safety employees. Mr. Rapson stated that each of the employees in the Sheriff

Office, Fire, EMS; Marshal and 911 departments had their base salaries, which represents 53.5% of the workforce, increased 9.09% with the remainder of workforce being eligible for a 5.0% merit increase. The Sheriff's salary was not impacted by either of these actions. He stated that the request was to mirror the competitive salary adjustment implemented to all other public safety employees. Mr. Rapson stated that the Sheriff salary would be increased \$10,232.66, or 9.09%.

Commissioner Gibbons asked if this adjustment could be retroactive.

Mr. Rapson stated that the only retroactive process that have been done in the past was taking an adjustment back to the beginning of the fiscal year.

Commissioner Gibbons moved to approve to increase the Sheriff's salary \$10,232.66, or 9.09%, to mirror the competitive salary adjustment implemented in FY2019 to all other public safety employees, and retroactive the salary to the beginning of the fiscal year July 1, 2020. Vice Chairman Oddo seconded. The motion passed 5-0.

**17. Consideration of staff's recommendation to acquire a 4.7 acre parcel from the Peachtree City Water and Sewerage Authority that is located on State Route 74 South in Peachtree City along with two (2) access easements for \$71,400.**

Mr. Rapson stated that this item works in conjunction with Board approval to acquire a 4.7-acre parcel from the Peachtree City Water and Sewerage Authority that was located on State Route 74 South in Peachtree City. He stated that this item was this Resolution that expressed the intent of which entity would be responsible for easements associated with the property. Mr. Rapson stated that this Resolution would not go into effect until its approved by the Peachtree City Water and Sewerage Authority. He stated that there were some issues related to restrictions placed on the property. Mr. Rapson stated that the agreement would authorize the purchase of the property once all restriction had been lifted and it was his understanding that if the Resolution was approved in January by the Peachtree City Water and Sewerage Authority. The County would have a 60-day title notice available that would provide the County an out in the event the Peachtree City Water and Sewerage Authority was unable to successfully lift the restrictions.

Mr. Davenport stated that the Board had approved the purchase of the 4.7-acre parcel from the Peachtree City Water and Sewerage Authority, however the Peachtree City Water and Sewerage Authority has not met to approve the agreement and until they meet the clock does not start for the County with respect to lodging any title objections. The County recently found significant restriction placed on the property seeking to be purchased. Mr. Davenport stated that once the Peachtree City Water and Sewerage Authority approved the purchase and sale agreement on January 19<sup>th</sup>, they would have a 60- day window to remove the restrictions. He stated that the 60-day window was adequate time to remove the restriction but it was entirely up to Peachtree City Water and Sewerage Authority. He stated that if they do not remove the restrictions, the County has the ability to walk away from the agreement. He stated that this second item being considered tonight was a memorandum of agreement which is over and above the purchase. Mr. Davenport stated that assuming the purchase goes through, the County would still have responsibilities to maintain the easements, to contribute towards infrastructure, and to provide capital and maintenance responsibility for signage. Mr. Davenport stated that approval of this agreement would be fine however, it would be contingent upon the purchase and sale agreement going through.

Vice Chairman Oddo moved to approve staff's recommendation to acquire a 4.7-acre parcel from the Peachtree City Water and Sewerage Authority that is located on State Route 74 South in Peachtree City along with two (2) access easements for \$71,400. Gibbons seconded. The motion passed 5-0.

**18. Consideration of the Fayette Chamber's request to approve Resolution 2020-15 in Support of Continuation of the Tax Credit Program for Film and Television Production.**

Mr. Rapson stated that recently the County was contacted by the Fayette Chamber of Commerce to support and pass this resolution in support of the Continuation of the Tax Credit Program for Film and Television Production. He added that he believed all the other cities of Fayette County had done so.



Chairman Ognio asked how much this would affect County taxes.

Mr. Rapson stated that he was not sure it affected County taxes since it was a state credit.

Chairman Ognio stated that he was hesitant about approving this item because he wondered why it was only for the filming industry and not available for all businesses.

Commissioner Rousseau stated that he had a conversation with constituents who want to encourage the Board to push the State for increased local hiring, since this would have a direct impact on things like infrastructure, time and roads. Commissioner Rousseau stated that he felt the Board would be receiving emails from citizens interested in what the statistics are for local hiring.

Commissioner Gibbons moved to approve Fayette Chamber's request to approve Resolution 2020-15 in Support of Continuation of the Tax Credit Program for Film and Television Production. Vice Chairman Oddo seconded. The motion passed 5-0.

**19. Consideration of the approval to present Resolution 2020-12; in support of the 2021 Policy Agenda of the Association County Commissioners of Georgia (ACCG).**

Mr. Davenport stated that item #19 was a component of the proposed Legislative Package that the Board approved to be presented. Mr. Davenport stated that this item was Resolution 2020-12; in support of the 2021 Policy Agenda of the Association County Commissioners of Georgia (ACCG). Mr. Davenport stated that if the Board found the Resolution to be in order now was the time to express that in an affirmative vote.

Commissioner Gibbons moved to approve Resolution 2020-12; in support of the 2021 Policy Agenda of the Association County Commissioners of Georgia (ACCG). Vice Chairman Oddo seconded. The motion passed 5-0.

**20. Consideration of the approval to present Resolution 2020-13; Fluoride, in the 2020 Legislative Package to the Georgia General Assembly for consideration at its upcoming session.**

Mr. Davenport stated that item #20 was also a component of the proposed Legislative Package that the Board approved to be presented. He stated that this item was Resolution 2020-13; Fluoride, in the 2020 Legislative Package to the Georgia General Assembly for consideration at its upcoming session. Mr. Davenport stated that if the Board found the Resolution to be in order now was the time to express that in an affirmative vote.

Commissioner Maxwell moved to approve Resolution 2020-13; Fluoride, in the 2020 Legislative Package to the Georgia General Assembly for consideration at its upcoming session. Commissioner Gibbons seconded. The motion passed 5-0.

**21. Consideration of the approval to present Resolution 2020-14; Objection to reducing the state's health care budget during a national pandemic or state of emergency, in the 2020 Legislative Package to the Georgia General Assembly for consideration at its upcoming session. Commissioner Rousseau has requested to remove this item from the agenda.**

Commissioner Rousseau moved to remove this item from the agenda. Chairman Ognio seconded. The motion passed 5-0.

**22. Consideration of the appointment of an elected official, or their designee, to the Transportation Committee with a term beginning January 1, 2021.**

Public Works Director Phil Mallon expressed his appreciation to Chairman Ognio for his leadership, support, and guidance of the Transportation Committee. He stated that the Transportation Committee served as a workshop to talk through priorities, initiatives, and needs. Mr. Mallon added that it was also an accountability structure that helped move project to completion. He

stated that with Chairman Ognio rotating off the Transportation Committee, he was seeking an appointment from the Board of either another elected official or designee.

Chairman Ognio resigned his position on the Transportation Committee effective immediately so that there was no conflict of interest in the Board making an appointment. Chairman Ognio moved to select the Commissioner Gibbons to the Transportation Committee with a term beginning January 1, 2021.

Commissioner Maxwell moved to table to the January 14<sup>th</sup> Board of Commissioners Meeting.

Commissioner Rousseau stated that he would want to consider the incoming Commissioner, allowing him the opportunity to vote on this item.

Commissioner Maxwell stated that Commissioner-elect Lee Hearn had reached out to him expressing his interest in serving on the Transportation Committee. He stated that Public Engineering was the field Commissioner- elect Hearn worked in and could provide a great deal of experience and knowledge. Commissioner Maxwell stated that he felt it would be better to include instead of excluding him tonight in a discussion of an appointment that would last the next four years.

Commissioner Maxwell moved to table to the January 14<sup>th</sup> Board of Commissioners Meeting. The motion passed 5-0.

#### **ADMINISTRATOR'S REPORTS:**

##### **Joint Development Authority**

Mr. Rapson stated that he needed a selection committee for the Joint Development Authority.

Chairman Ognio moved to appoint Commissioner Maxwell and Commissioner Gibbons to serve as the selection committee for the Joint Development Authority. Vice Chairman Oddo seconded. The motion passed 5-0.

##### **Health Department Virtual Roundtable**

Mr. Rapson advised that the Department of Public Health District 4 would be having a virtual roundtable discussion regarding the COVID-19 vaccine rollout would run on Monday December 14, 2020.

Commissioner Maxwell asked what the County's policy would be regarding the COVID-19 vaccine for County employees who were First Responders.

Mr. Rapson stated that these were questions and concerns that would be discussed at the Department of Public Health Roundtable.

Commissioner Rousseau asked if a survey would be used to determine who may or may not want to receive the vaccine.

Commissioner Gibbons stated that he was absolutely opposed to conducting a survey.

Commissioner Rousseau acknowledged that a survey could raise HIPPA (Health Insurance Portability and Accountability Act) concerns but stated that the County needed to get a feel of numbers: the amount of the vaccine we will receive and the numbers of individual to distribute it to. Commissioner Rousseau asked County Administrator to keep him updated as new information was received regarding the vaccine distribution.

#### **ATTORNEY'S REPORTS:**

**Notice of Executive Session:** County Attorney Dennis Davenport stated there were six items for executive session. There was two item of real estate acquisition, two item of threatening litigation, one item of pending litigation, and the review of the November 12, 2020 Executive Session Minutes for consideration in Executive Session.

## **COMMISSIONERS' REPORTS:**

### **Vice-Chairman Oddo**

Vice-Chairman Oddo expressed his appreciation to Chairman Ognio and extended a Merry Christmas to all.

### **Commissioner Gibbons**

Commissioner Gibbons thanked Chairman Ognio for his service. He encouraged all to please keep in mind the many servicemen and women who would be spending the holidays away from their families this holiday season. Commissioner Gibbons noted that it was always encouraging to receive a token of gratitude from someone knowing they were thinking about you.

### **Commissioner Maxwell**

Commissioner Maxwell reiterated to Chairman Ognio that it was a pleasure to have worked with him and that he did a fantastic job. He wished everyone a Merry Christmas.

### **Commissioner Rousseau**

Commissioner Rousseau expressed his appreciation to Chairman Ognio for his service but added that he knew Chairman Ognio and his wife Denise would still be around and active in the community. He extended a Merry Christmas, Happy Kwanzaa, Happy Hanukkah to the Fayette County residents and thanks to all on the frontline during this horrible pandemic.

### **Chairman Ognio**

Chairman Ognio stated that he had concerns regarding the cable/data lines left downed after the storms earlier this year. He stated that the power company fixed their downed lines, but these other lines were making the County look bad. He stated that there had to be a way to require the companies responsible to fix the issue. Chairman Ognio thanked staff for the name plates on the County Commissioner pictures in the back of the Public Meeting Room. He wished everyone a Merry Christmas and Happy New Year. He thanked everyone for their kind words and all their hard work over the last eight years.

## **EXECUTIVE SESSION:**

**Two item of real estate acquisition, two item of threatening litigation, one item of pending litigation, and the review of the November 12, 2020 Executive Session Minutes for consideration in Executive Session.** Vice Chairman Oddo moved to go into Executive Session. Commissioner Gibbons seconded. The motion passed 5-0.

The Board recessed into Executive Session at 4:10 p.m. and returned to Official Session at 4:46 p.m.

**Return to Official Session and Approval to Sign the Executive Session Affidavit:** Chairman Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Vice Chairman Oddo seconded the motion. The motion passed 5-0.

Mr. Davenport advised the Board of the Mr. Mabe Workers Compensation Settlement.

Commissioner Gibbons moved to approve workers' compensation settlement agreement for Mr. Mabe in the amount of \$19,000 as outlined by the County Attorney this agreement is a voluntary resignation with release from employment and included confidentiality provision, a general release of claims against the County, and no disparagement on both sides. Chairman Ognio seconded. The motion passed 5-0.

**Approval of the November 12, 2020 Executive Session Minutes:** Chairman Ognio moved to approve the November 12, 2020 Executive Session Minutes. Vice Chairman Oddo seconded the motion. The motion passed 5-0.

## **ADJOURNMENT:**

Chairman Ognio moved to adjourn the December 10, 2020 Board of Commissioners meeting. Vice Chairman Oddo seconded the motion. The motion passed 5-0.

The December 10, 2020 Board of Commissioners meeting adjourned at 4:48 p.m.

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Marlena M. Edwards, Chief Deputy County Clerk

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Randy C. Ognio, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 14<sup>th</sup> day of January 2021. Documents are available upon request at the County Clerk's Office.

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Marlena M. Edwards, Chief Deputy County Clerk

# COUNTY AGENDA REQUEST

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Department: Planning and Zoning

Presenter(s): Pete Frisina, Director

Meeting Date: Thursday, January 14, 2021

Type of Request: New Business #7

## Wording for the Agenda:

Consideration of Resolution 2021-02; Deannexation Agreement for the deannexation of 3.78 acres from the Town of Tyrone.

## Background/History/Details:

The subject property is a 53.79 acre tract on Coastline Road. Approximately 3.78 acres is in the Town of Tyrone. Due to zoning requirements and the issues of developing property in two jurisdictions, the property owners are requesting that Tyrone approve a deannexation of the 3.78 acres.

Resolution 2021-02 states that the County is consenting to take the property, if the Town of Tyrone approves the deannexation. The deannexation agreement requires that the applicant rezone the property to bring it into compliance prior to any development.

## What action are you seeking from the Board of Commissioners?

Approval of Resolution 2021-02; Deannexation Agreement for the deannexation of 3.78 acres from the Town of Tyrone.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years? No

If so, when?

Is Audio-Visual Equipment Required for this Request? No

Backup Provided with Request? Yes

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance Not Applicable

Reviewed by Legal

Approved by Purchasing Not Applicable

County Clerk's Approval Yes

Administrator's Approval

## Staff Notes:

Fayette County Board of Commissioners  
County Commission  
140 Stonewall Avenue West  
Suite 100  
Fayetteville, Georgia 30214  
Attention: Mr. Pete Frisina

Re: Proposed Development by Healing4Heroes

Dear Sir or Madam:

Healing4Heroes is a 501(c)(3) non-profit organization ("H4H") dedicated to assisting our American military service members and veterans lead healthy, productive lives. Its objective is to connect wounded service members, as well as those with Post Traumatic Stress Disorder and Traumatic Brain Injury, with A.D.A. compliant service dogs.

H4H is requesting that Fayette County accept the jurisdiction of a small portion of property currently in the jurisdiction of the Town of Tyrone, Georgia. This small portion of property is contiguous to the larger parcel of property located in the jurisdiction of Fayette County. H4H is seeking this approval so that it can pursue certain zoning approvals and designations that would otherwise be unavailable since the portion currently in the jurisdiction of Fayette County is less than 50 acres. Once the two areas are within the jurisdiction of Fayette County, the property will exceed 50 acres.

H4H desires to develop the property for three primary purposes: (1) a residence to house the military service members while they are temporarily on premises being trained with their service dog, (2) an event and training grounds so that H4H may also fundraise for its mission and (3) a small kennel to temporarily house the service dogs that will be paired with its military service members.

We appreciate your consideration and support in this worthwhile project.

Sincerely,



Jeremy J. Hilsman  
Pro Bono Counsel, Healing4Heroes

**COUNTY OF FAYETTE**

**STATE OF GEORGIA**

**RESOLUTION NO.**

**2021-02**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA CONSENTING TO THE DEANNEXATION OF CERTAIN PROPERTY WHICH CURRENTLY LIES WITHIN THE INCORPORATED LIMITS OF THE TOWN OF TYRONE, GEORGIA, AND UPON DEANNEXATION SHALL BE REMOVED FROM SAID INCORPORATED LIMITS AND LIE EXCLUSIVELY WITHIN THE JURISDICTION OF UNINCORPORATED FAYETTE COUNTY, GEORGIA, AND TO DECLARE THE COUNTY'S INTENTION; TO PROVIDE FOR ANY NECESSARY EXTENSION OF SERVICE TO THE SUBJECT AREA; AND FOR OTHER PURPOSES.**

**W I T N E S S E T H:**

**WHEREAS**, a deannexation of certain property was requested by Ms. Piper Nichole Victoria Hill and Mr. Edward Gene Gibbons, Jr., hereinafter the "**Property Owners**," pursuant to the requirements of O.C.G.A. § 36-36-22; and

**WHEREAS**, the Board of Commissioners of Fayette County has determined that such deannexation, upon satisfaction of the below enumerated conditions, will meet the requirements of said law; and

**WHEREAS**, the Board of Commissioners of Fayette County has further determined that the deannexation would be in the best interest of the Property Owners of the area deannexed and of the citizens of Fayette County if said deannexation is conditioned upon appropriate action being taken by the Town of Tyrone, Georgia, and the execution of a deannexation agreement by Fayette County and the Property Owners. Said deannexation agreement is attached to this Resolution as Exhibit "A" with said Exhibit "A" being incorporated into this Resolution in its entirety by this reference, and pertains to development and appropriate zoning in the subject area.



**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of Fayette County

hereby consents to the deannexation of the area described below:

All that tract of parcel of land lying and being in Land Lot 81 of the 7th District, Fayette County, Georgia, and being more fully described as follows:

**COMMENCING** at a  $\frac{3}{4}$ " rod with eyelet found on the north line of Land Lot 80 of the 7<sup>th</sup> District; said commencing point is recognized as the southeast corner of Land Lot 6 of the 9<sup>th</sup> District; thence N 89°30'09" W a distance of 348.02' to a rebar; thence S 01°28'38" W a distance of 941.90' to a rebar and the **POINT OF BEGINNING**; thence S 01°26'02" W a distance of 477.72' to a point; thence S 89°41'39" E a distance of 225.74' to a rebar; thence S 01°26'59" W a distance of 332.35' to a rebar; thence N 73°11'10" W a distance of 374.49' to a rebar; thence N 16°22'07" W a distance of 314.44' to a rebar; thence N 36°16'36" E a distance of 181.55' to a rebar; thence N 35°42'28" E a distance of 180.34' to a rebar; thence N 15°01'32" E a distance of 112.03' to a rebar and the **POINT OF BEGINNING**.

Said property contains 3.78 Acres, more or less, and is that portion of property shown on a Boundary Survey for Pulte Home Corporation by Falcon Design dated 3-27-2019 which does not lie within that property shown on an Annexation Survey for John Wieland Homes and Neighborhoods, Inc. by Integrated Science & Engineering, Inc. dated November 14, 2002. Subject property is that portion of above referenced property shown on Pulte Home Corporation plat which lies within the city limits of Tyrone, Georgia and is thus herein described for the purpose of de-annexation.

**RESOLVED FURTHER**, that the Board of Commissioners hereby agrees that upon satisfaction of all conditions stated below, the area shall be removed from the Town of Tyrone, Georgia, and henceforth shall lie in unincorporated Fayette County. The consent of the Board of Commissioners is conditioned upon the following events: 1. The proper execution of the deannexation agreement attached hereto by Fayette County and the Property Owners; 2. The recording of said deannexation agreement and a copy of this Resolution in the Deed Records of Fayette County; and 3. Appropriate action by the Town of Tyrone to effect the deannexation.

**RESOLVED FURTHER**, that pursuant to O.C.G.A. § 36-36-2, this deannexation shall not become effective until the first day of the month following completion of all actions upon which this deannexation is conditioned. Deannexation shall not be complete until satisfaction of all foregoing conditions.

COUNTY OF FAYETTE

STATE OF GEORGIA

DEANNEXATION AGREEMENT

THIS DEANNEXATION AGREEMENT is entered into this \_\_\_\_ day of January, 2021, by and between Fayette County, Georgia, a political subdivision of the State of Georgia, acting by and through its duly elected Board of Commissioners, hereinafter referred to as the “County,” and Piper Nichole Victoria Hill and Edward Gene Gibbons, Jr., hereinafter referred to as the “Property Owners,” for the purpose of addressing several issues of concern which arise as a result of the deannexation of certain property from the Town of Tyrone, hereinafter the “Agreement.”

W I T N E S S E T H:

WHEREAS, the Board of Commissioners of Fayette County, Georgia is the duly elected governing authority of the County, being clothed with sufficient authority to enter into this Agreement; and

WHEREAS, the Property Owners are the persons clothed with sufficient authority to enter into this Agreement; and

WHEREAS, the County must consent to any deannexation of property pursuant to O.C.G.A. § 36-36-22 with the deannexation of property into the County consistent with the parameters of law; and

WHEREAS, the Property Owners are the owners of certain property more particularly described in Exhibit “A” attached hereto (the “Property”) which is adjacent to the jurisdictional limits of the County and which the Property Owners desire to be deannexed from the Town of Tyrone and into the County; and

WHEREAS, said desire to deannex property from the Town of Tyrone has caused the Property Owners to submit an application to deannex the Property from the Town of Tyrone.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual premises contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the County and the Property Owners, the County and the Property Owners hereby agree as follows:

1.

The relationship commenced by this Agreement between the County and the Property Owners is contractual, pertaining to the Property which is being incorporated into this document in its entirety by this reference. No party to this Agreement is an agent of any other party. However, it is disclosed and acknowledged that one of the Property Owners, Mr. Edward Gene

Gibbons, Jr., is a sitting member of the Board of Commissioners and the other Property Owner, Ms. Piper Nichole Victoria Hill, is his spouse. Mr. Edward Gene Gibbons, Jr. is taking no part in the consideration of this Agreement as a member of the governing authority.

2.

It is the intent of the County and the Property Owners to be bound by the terms of this Agreement concerning certain aspects of the development of the Property, to effect the deannexation of the Property from the Town of Tyrone and into the unincorporated County.

3.

The Property Owners will benefit from the deannexation of the Property through the ability to develop as desired and through the receipt of services from the County which are more appropriate for the proposed development than those available in the Town of Tyrone. The County will benefit from the deannexation through the result of development by the Property Owners, that is consistent with the language of this Agreement and all applicable laws, ordinances, and regulations. The County will be required to provide the same level of service to the area as it provides to all other areas of the County, if the deannexation is accomplished. This will result in an increased usage of County resources.

4.

The Property Owners and the County agree that as a portion of the consideration for the deannexation, the Property Owners will develop the area deannexed, in such a way as it conforms to all zoning requirements currently and/or hereafter in place for the development, and in such a way as it conforms to all other County or State rules and procedures which, subsequent to the County's acceptance of the deannexation, are applicable to any development of the Property.

5.

The Property Owners agree that no development, land disturbance, or similar activity shall occur on the Property until the Property Owners have sought and received zoning of the Property which is consistent with the zoning of the balance of the property owned by the Property Owners and adjacent to the Property. The Property Owners agree that should such activity be attempted prior to approval of appropriate zoning, this will be a material violation of this Agreement. The County will thereafter refuse issuance of any permit for further development or land disturbance in the deannexed area as further described in Paragraph 6.

6.

The Property Owners agree that should any portion of the development of the Property be constructed in such a way as to fail to comply with the minimum standards set forth in this Agreement, that the Property Owners would be in violation of this Agreement. The Property Owners further agree that any such failure shall constitute a material violation and the Property Owners recognize that in the event that such a material violation occurs, no additional permits for land disturbance, building, certificates of occupancy, or similar activity shall be issued by the County for development in the subject area unless and until the material violation has been cured.

7.

The Property Owners agree that for so long as they have an ownership interest in the Property, the Property Owners are responsible for the construction of each structure in any development of the Property whether the Property Owners actually construct said structures or not. The Property Owners further agree that any transfer of ownership in the Property by the Property Owners will include a reference to this Agreement as a condition running with the land. This Agreement shall be cross-referenced by the Property Owners with any record deed for the subject property to ensure that any future purchaser of the Property is aware of, and agrees to be bound by, the terms and conditions of this Agreement as if said purchaser were an original party to this Agreement. If said cross reference is properly made by the Property Owners and/or said future purchaser is actually aware of this Agreement and the terms hereof, all responsibility and liability under this Agreement for construction on the transferred property shall shift to the purchaser, and away from the Property Owners. The County will enforce the minimum standards of this Agreement regardless of the transfer of ownership, as if the transferee were an original party to this Agreement. It is the intent of the County and the Property Owners to cause any future purchaser of the Property to be bound by the same duties applicable to the Property Owners via this Agreement.

8.

This Agreement represents the entire agreement between the County and the Property Owners. No other representations, whether written or oral, have been relied upon to induce any of the parties to enter into this Agreement.

9.

Should any provision of this Agreement be found invalid or unenforceable pursuant to judicial decree or decision, the remainder of this Agreement shall be valid and enforceable according to its terms.

[Remainder of Page Left Intentionally Blank]

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals to this Agreement on the date first above written.

BOARD OF COMMISSIONERS  
OF FAYETTE COUNTY, GEORGIA

(SEAL)

By: \_\_\_\_\_  
\_\_\_\_\_, Chairman

ATTEST:

\_\_\_\_\_  
Tameca P. Smith, County Clerk

Approved as to form:

\_\_\_\_\_  
County Attorney

PROPERTY OWNERS

\_\_\_\_\_  
Witness

By: \_\_\_\_\_  
PIPER NICHOLE VICTORIA HILL

\_\_\_\_\_  
Witness

By: \_\_\_\_\_  
EDWARD GENE GIBBONS, JR.

EXHIBIT "A"

All that tract of parcel of land lying and being in Land Lot 81 of the 7th District, Fayette County, Georgia, and being more fully described as follows:

**COMMENCING** at a  $\frac{3}{4}$ " rod with eyelet found on the north line of Land Lot 80 of the 7<sup>th</sup> District; said commencing point is recognized as the southeast corner of Land Lot 6 of the 9<sup>th</sup> District;

Thence N 89°30'09" W a distance of 348.02' to a rebar;

Thence S 01°28'38" W a distance of 941.90' to a rebar and the **POINT OF BEGINNING**;

Thence S 01°26'02" W a distance of 477.72' to a point;

Thence S 89°41'39" E a distance of 225.74' to a rebar;

Thence S 01°26'59" W a distance of 332.35' to a rebar;

Thence N 73°11'10" W a distance of 374.49' to a rebar;

Thence N 16°22'07" W a distance of 314.44' to a rebar;

Thence N 36°16'36" E a distance of 181.55' to a rebar;

Thence N 35°42'28" E a distance of 180.34' to a rebar;

Thence N 15°01'32" E a distance of 112.03' to a rebar and the **POINT OF BEGINNING**;

Said property contains 3.78 Acres, more or less, and is that portion of property shown on a Boundary Survey for Pulte Home Corporation by Falcon Design dated 3-27-2019 which does not lie within that property shown on an Annexation Survey for John Wieland Homes and Neighborhoods, Inc. by Integrated Science & Engineering, Inc. dated November 14, 2002. Subject property is that portion of above referenced property shown on Pulte Home Corporation plat which lies within the city limits of Tyrone, Georgia and is thus herein described for the purpose of de-annexation.

**RESOLVED FURTHER**, that upon the effective date of deannexation, all necessary and appropriate government services shall be provided by Fayette County to the deannexed area.

**SO RESOLVED** this \_\_\_\_ day of \_\_\_\_\_, 2021.

BOARD OF COMMISSIONERS OF  
FAYETTE COUNTY, GEORGIA

(SEAL)

By: \_\_\_\_\_  
\_\_\_\_\_, Chairman

ATTEST:

\_\_\_\_\_  
Tameca P. Smith, County Clerk

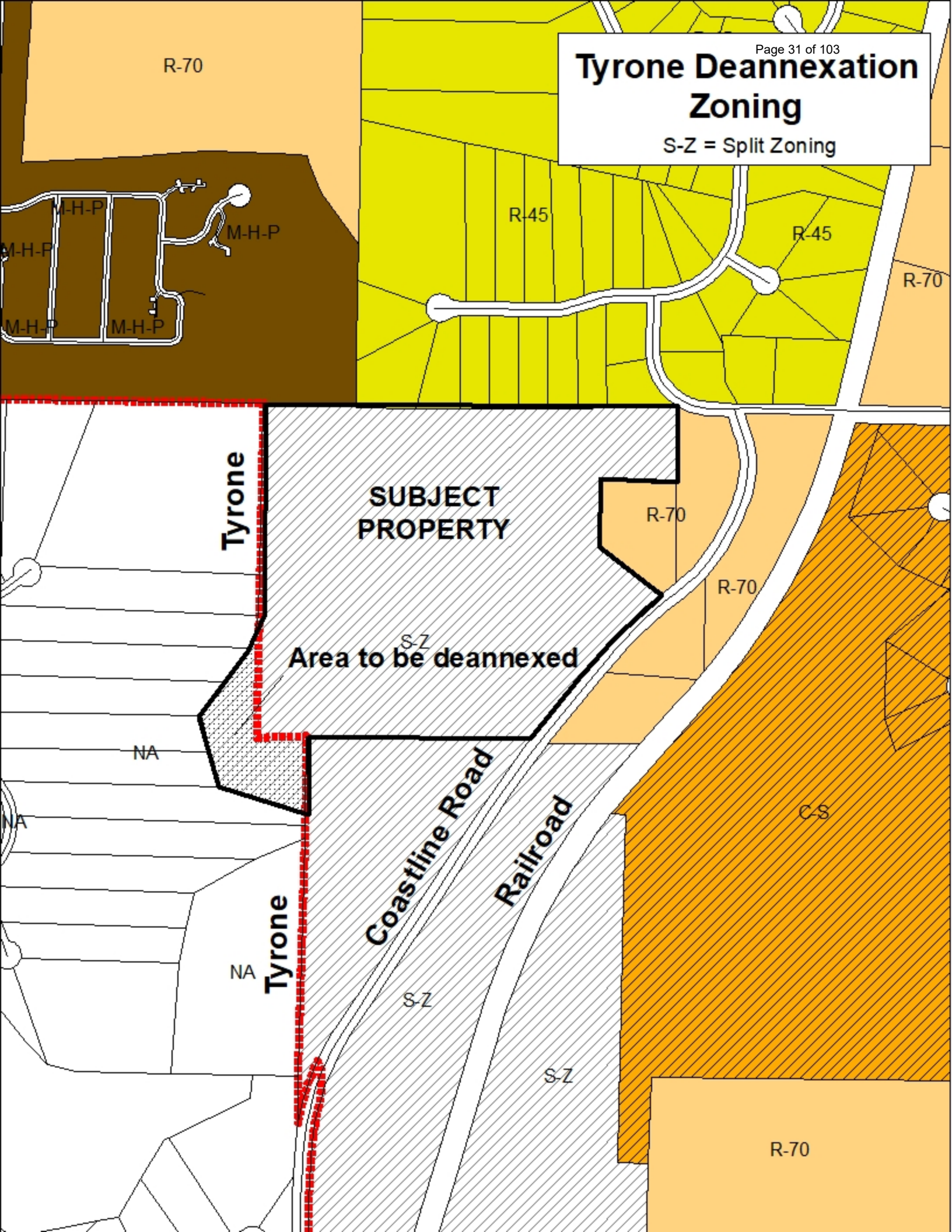
Approved as to form:

\_\_\_\_\_  
County Attorney



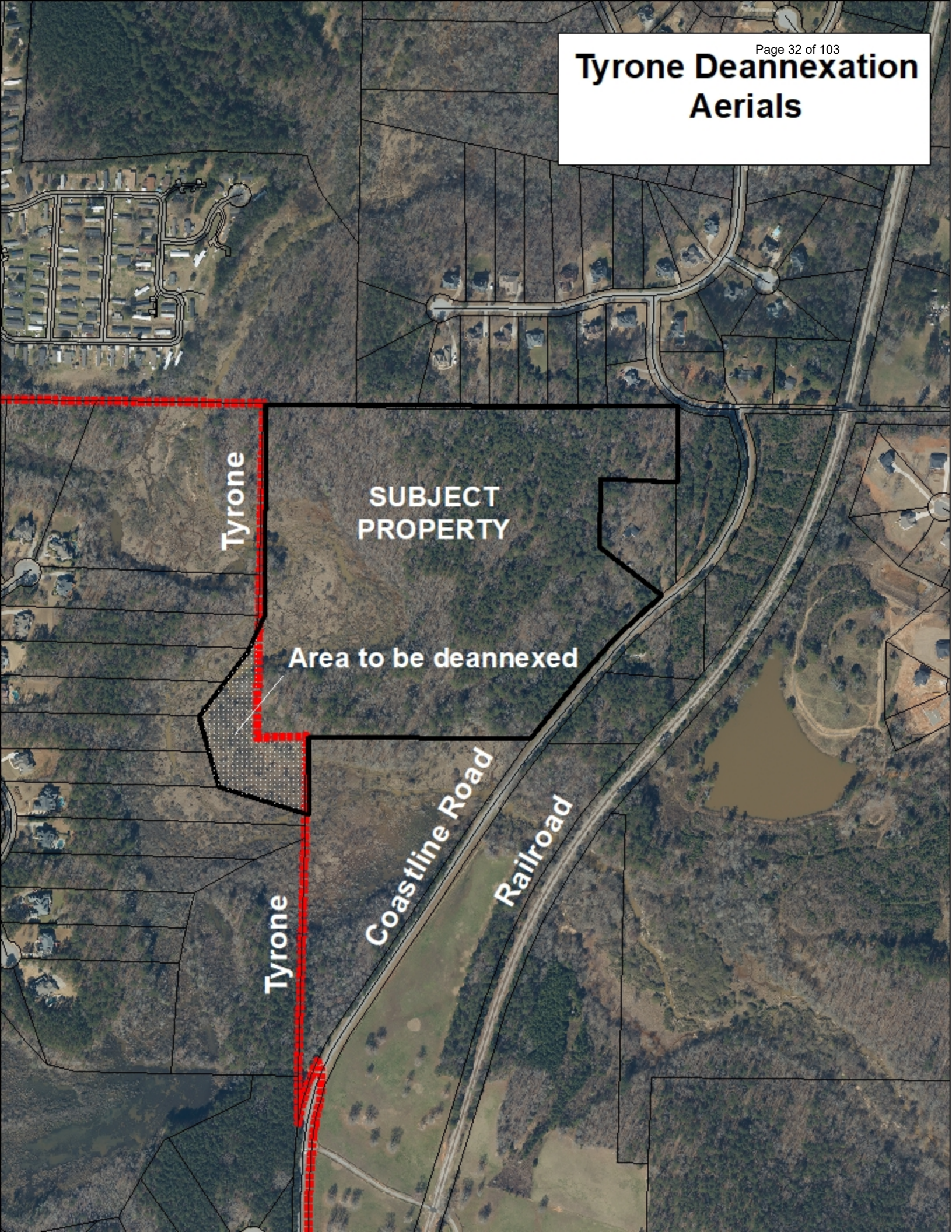
# Tyrone Deannexation Zoning

S-Z = Split Zoning





# Tyrone Deannexation Aerials



**SUBJECT  
PROPERTY**

Tyrone

Area to be deannexed

Tyrone

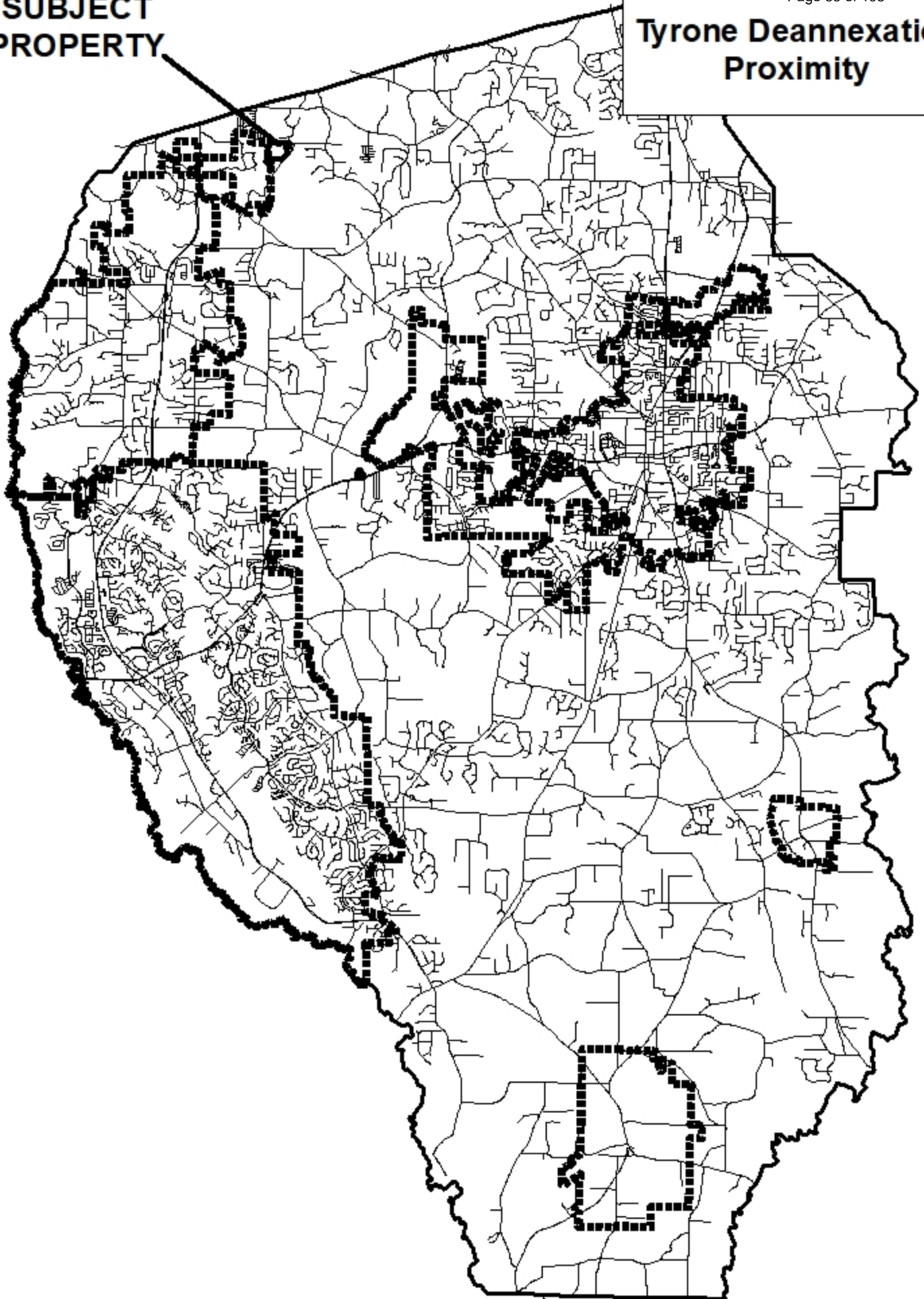
Coastline Road

Railroad



**SUBJECT  
PROPERTY**

**Tyrone Deannexation  
Proximity**



# COUNTY AGENDA REQUEST

Page 34 of 103

Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Consideration of the Planning Commission Selection Committee's recommendation to the reappoint Danny England to the Planning Commission for a term beginning January 1, 2021 and expiring December 31, 2023.

## Background/History/Details:

The Planning Commission consists of a body of members appointed by the Board of Commissioners to carry out the directives of the County ordinances and to carry out any other duties which may from time to time be assigned to the Planning Commission by the Board of Commissioners.

The Planning Commission consists of five (5) members residing within the County who shall be appointed by the Board of Commissioners. Mr. England was first appointed in July 2017 to an unexpired term.

The Selection Committee consisted of John Culbreth, Chairman of the Planning Commission, Pete Frisina, Director of Community Services, and Chanelle Blaine, Zoning Administrator.

## What action are you seeking from the Board of Commissioners?

Approval of the Planning Commission Selection Committee's recommendation to the reappoint Danny England to the Planning Commission for a term beginning January 1, 2021 and expiring December 31, 2023.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

***\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:



## APPLICATION FOR APPOINTMENT Fayette County Planning Commission

Thank you for your interest in being considered for appointment to the Fayette County Planning Commission.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Planning Commission is comprised of five members appointed to three-year terms. Meetings are scheduled to be held twice monthly. Commission members are compensated \$75.00 per meeting but no more than \$150 per month. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Planning Commission meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, October 9, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Danny England

ADDRESS 1194 Hwy 92 n

Fayetteville GA 30214

TELEPHONE (cell) [REDACTED] (home) \_\_\_\_\_

(email address) danny@officeofdesignarch.com

Danny England

Signature

09.22.20

Date

Danny England

1. How long have you been a resident of Fayette County?

I have been a resident since 1979.

2. Why are you interested in serving on the Planning Commission?

To take part in shaping the future of development in Fayette County.

3. What qualifications and experience do you possess that should be considered for appointment to the Planning Commission?

I am a licensed architect in Georgia, Tennessee, North Carolina and South Carolina. I have years of experience in planning projects at various scales. I am familiar with the municipal planning approval process of various municipalities. I have served on the Fayette County Planning commission for the past two years.

4. List your recent employment experiences to include name of company and position.

I am the principal of Office of Design, providing architecture interior design and planning services.

5. Do you have any past experience related to this position? If so, please describe.

I am currently serving on the Fayette County Planning Commission and wish to continue doing so.

6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?

No.

7. Have you attended any Planning Commission meetings in the past two years and, if so, how many?

Yes, as a sitting board member, I have attended almost all of the commission meetings.

8. Are you willing to attend seminars or continuing education classes at county expense?

Yes.

9. Would there be any possible conflict of interest between your employment or your family and you serving on the Planning Commission?

I do not believe so.

10. Are you in any way related to a County Elected Official or County employee? If so, please describe.

No.

11. Describe your current community involvement.

In addition to serving on the planning commission, I also occasionally assist the City of Fayetteville with various planning and design endeavors.

12. Have you been given a copy of the county's Ethics Ordinance?

Yes,

13. Is there any reason you would not be able to comply with the ordinance?

No.

## OTHER APPLICANT



## Fayette County Planning Commission

Page 38 of 103

Thank you for your interest in being considered for appointment to the Fayette County Planning Commission.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Planning Commission is comprised of five members appointed to three-year terms. Meetings are scheduled to be held twice monthly. Commission members are compensated \$75.00 per meeting but no more than \$150 per month. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Planning Commission meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, October 9, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME JAMES T. OLIVER JR

ADDRESS 115 ARDEN CT.

PEACHTREE CITY, GA 30269

TELEPHONE (cel) [REDACTED] (home) 770 466 1881

(email address) [REDACTED]

[Signature]  
Signature

9/17/20  
Date



1. Residency: I have resided fulltime in Fayette county for 21 years.
2. Interest in serving: My interest in serving is twofold: a desire to be able to share my skills and perspectives with a team tasked with an important duty and to increase my community involvement with the time I am now able to devote.
3. Qualifications and experience: I believe my experience with years of working in the building and development business is a great asset; in addition I am presently serving on several boards: the board of directors of Mid West Georgia Home Builders and the Piedmont Fayette Bonding Authority. In the past I served two stints on the Leadership Clayton board of directors, Chairman of the City of Fayetteville Planning and Zoning committee and a building committee on local projects for the Archdiocese of Metro Atlanta.
4. Employment experience: I am Chairman and CEO of the Amesbury family of companies: we are a private residential and commercial investor and developer in the Southeast.
5. Past experience: I have been in the building and development business for 35 years and I served on the city of Fayetteville Planning and Zoning board for four years with one as chairman .
6. Presently serving: I presently serve on the Piedmont Fayette Bonding Authority Board appointed by its members.
7. Attendance: I have attended several commission meetings over the past two years.
8. Willingness to attend continuing education: Yes.
9. Conflict of interest. I have no interests that would conflict.
10. Relations. I am not related to anyone elected or employed by the county.
11. Community involvement: Presently I serve on the Piedmont Fayette Bonding Authority Board.
12. Received a copy of Ethics Ordinance: Yes
13. Ability to comply with Ethics Ordinance: Yes



## APPLICATION FOR APPOINTMENT Fayette County Planning Commission



Thank you for your interest in being considered for appointment to the Fayette County Planning Commission.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Planning Commission is comprised of five members appointed to three-year terms. Meetings are scheduled to be held twice monthly. Commission members are compensated \$75.00 per meeting but no more than \$150 per month. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings.

**Applicants are encouraged to attend as many Planning Commission meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, October 9, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Tony V. Parrott

ADDRESS 245 Brayden Drive Tyrone Georgia 30290

TELEPHONE (cell) [REDACTED] (home) \_\_\_\_\_

(email address) [REDACTED]

[Signature]  
Signature

October 5, 2020  
Date



## APPLICATION FOR APPOINTMENT Fayette County Planning Commission

1. How long have you been a resident of Fayette County?

More than 60 years

2. Why are you interested in serving on the Planning Commission?

Since I retired from Fayette County I have an interest in serving my county.

3. What qualifications and experience do you possess that should be considered for appointment to the Planning Commission?

As Director of the Water System I served on the Technical Review Committee for many years. I have knowledge about planning and development in the county.

4. List your recent employment experiences to include name of company and position.

I retired from Fayette County after working at the Water System for 37 years with more than 30 years as Director of the Water System.

5. Do you have any past experience related to this position? If so, please describe.

The Water System was an important part of any planning and development of any size in Fayette County, Peachtree City and Tyrone.

6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?

I am currently on the Library Board with my term ending this year.

7. Have you attended any Planning Commission meetings in the past two years and, if so, how many?

I was asked to attend meetings relating to development of a cemetery and attended the meeting October 1, 2020.

8. Are you willing to attend seminars or continuing education classes at county expense?

Yes

9. Would there be any possible conflict of interest between your employment or your family and you serving on the Planning Commission?

No, my wife and I are retired.

10. Are you in any way related to a County Elected Official or County employee? If so, please describe.

I have a cousin who works with the courts.

11. Describe your current community involvement.

I serve on the Board of the Fayette County Historical Society as Secretary; I serve on the Fayette Heritage Project as President; I serve on the Board of the Georgia Municipal Cemetery Association as Vice-President; I serve on the Fayette County Library Board.

12. Have been given a copy of the county's Ethics Ordinance?

Yes

13. Is there any reason you would not be able to comply with the ordinance?

No

# COUNTY AGENDA REQUEST

Page 42 of 103

Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Consideration of the Planning Commission Selection Committee's recommendation to the appoint James Oliver to the Planning Commission to fill an unexpired term expiring December 31, 2021 and the subsequent term beginning January 1, 2022 and expiring December 31, 2024 per County Policy 100.19; Board Appointment.

## Background/History/Details:

The Planning Commission consists of a body of members appointed by the Board of Commissioners to carry out the directives of the County ordinances and to carry out any other duties which may from time to time be assigned to the Planning Commission by the Board of Commissioners.

The Planning Commission consists of five (5) members residing within the County who shall be appointed by the Board of Commissioners. The appointment of James Oliver to the remainder of the late Al Gilbert's term will be for a period of less than one year. Per County Policy 100.19; Board Appointment, staff recommends that James Oliver also be appointed for the subsequent Planning Commission term beginning January 1, 2022 and expiring December 31, 2024.

The Selection Committee consisted of John Culbreth, Chairman of the Planning Commission, Pete Frisina, Director of Community Services, and Chanelle Blaine, Zoning Administrator.

## What action are you seeking from the Board of Commissioners?

Approval of the Planning Commission Selection Committee's recommendation to the appoint James Oliver to the Planning Commission to fill an unexpired term expiring December 31, 2021 and the subsequent term beginning January 1, 2022 and expiring December 31, 2024.

## If this item requires funding, please describe:

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:



## Fayette County Planning Commission

Page 43 of 103

Thank you for your interest in being considered for appointment to the Fayette County Planning Commission.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Planning Commission is comprised of five members appointed to three-year terms. Meetings are scheduled to be held twice monthly. Commission members are compensated \$75.00 per meeting but no more than \$150 per month. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Planning Commission meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, October 9, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME JAMES T. OLIVER JR

ADDRESS 115 ARDEN CT.

PEACHTREE CITY, GA 30269

TELEPHONE (cel) [REDACTED] (home) 770 466 1881

(email address) [REDACTED]

[Signature]  
Signature

9/17/20  
Date

1. Residency: I have resided fulltime in Fayette county for 21 years.
2. Interest in serving: My interest in serving is twofold: a desire to be able to share my skills and perspectives with a team tasked with an important duty and to increase my community involvement with the time I am now able to devote.
3. Qualifications and experience: I believe my experience with years of working in the building and development business is a great asset; in addition I am presently serving on several boards: the board of directors of Mid West Georgia Home Builders and the Piedmont Fayette Bonding Authority. In the past I served two stints on the Leadership Clayton board of directors, Chairman of the City of Fayetteville Planning and Zoning committee and a building committee on local projects for the Archdiocese of Metro Atlanta.
4. Employment experience: I am Chairman and CEO of the Amesbury family of companies: we are a private residential and commercial investor and developer in the Southeast.
5. Past experience: I have been in the building and development business for 35 years and I served on the city of Fayetteville Planning and Zoning board for four years with one as chairman .
6. Presently serving: I presently serve on the Piedmont Fayette Bonding Authority Board appointed by its members.
7. Attendance: I have attended several commission meetings over the past two years.
8. Willingness to attend continuing education: Yes.
9. Conflict of interest. I have no interests that would conflict.
10. Relations. I am not related to anyone elected or employed by the county.
11. Community involvement: Presently I serve on the Piedmont Fayette Bonding Authority Board.
12. Received a copy of Ethics Ordinance: Yes
13. Ability to comply with Ethics Ordinance: Yes

# COUNTY AGENDA REQUEST

Page 45 of 103

Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Consideration of the Zoning Board of Appeals Selection Committee's recommendation to the reappoint Marsha Hopkins to the Zoning Board of Appeals for a term beginning January 1, 2021 and expiring December 31, 2023.

## Background/History/Details:

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Applicants must be a legal resident of the State of Georgia and a resident of Fayette County for at least six months prior to the date an application is submitted.

The available position was advertised for one month on the County's website as well as being provided to the Fayette Daily News and The Citizen newspaper.

Ms. Hopkins is the current Chair of the Zoning Board of Appeals.

The Selection Committee consisted of Mr. Tom Waller, Vice-Chairman of the Zoning Board of Appeals, Pete Frisina, Director of Community Services, and Chanelle Blaine, Zoning Administrator.

## What action are you seeking from the Board of Commissioners?

Approval of the Zoning Board of Appeals Selection Committee's recommendation to the reappoint Marsha Hopkins to the Zoning Board of Appeals for a term beginning January 1, 2021 and expiring December 31, 2023.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

***\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:





## APPLICATION FOR APPOINTMENT Fayette County Zoning Board of Appeals

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, November 13, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME MARSHA A. HOPKINS

ADDRESS 370 Triple Creek Trail  
Fayetteville, GA 30214

TELEPHONE (cell) [REDACTED] (home) \_\_\_\_\_

(email address) [REDACTED]

Marsha A. Hopkins  
Signature

10/23/2020  
Date





*see attached*

APPLICATION FOR APPOINTMENT  
Fayette County Zoning Board of Appeals

1. How long have you been a resident of Fayette County?
2. Why are you interested in serving on the Zoning Board of Appeals?
3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals?
4. List your recent employment experiences to include name of company and position.
5. Do you have any past experience related to this position? If so, please describe.
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?
7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?
8. Are you willing to attend seminars or continuing education classes at county expense?
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Zoning Board of Appeals?
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.
11. Describe your current community involvement.
12. Have you have been given a copy of the county's Ethics Ordinance?
13. Is there any reason you would not be able to comply with the Ethics Ordinance?

Marsha A. Hopkins  
 370 Triple Creek Trail  
 Fayetteville, Georgia 30214-2352  
 [REDACTED]

**1. How long have you been a resident of Fayette County?**

Since February, 2003 (17 years, 8 months)

**2. Why are you interested in serving on the Zoning Board of Appeals?**

I have been privileged to serve on the Zoning Board of Appeals since 2015. The experience has afforded me the opportunity to meet many residents of Fayette County, to better understand the zoning and land use issues that impact the county and its residents, and to give back to the county through volunteerism. I would like to continue to serve in this capacity and I am tendering my application for consideration.

**3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals?**

I have a law degree and post graduate degree in Public Health. I have worked for the State of Georgia for approximately 20 years and have direct experience in the Administrative Law process and the general procedural requirements that apply when appealing before an administrative body. These skills and my experiences are directly transferable to the situations that arise before the Zoning Board of Appeals. In addition, I currently serve as the designee for the Commissioner of the Georgia Department of Community Health to review certain matters under appeal. In this capacity I review legal case files, evaluate the record and draft final orders. These are all skills which provide the foundation needed to evaluate Zoning Appeal requests and have proven helpful in the review of such requests.

**4. List your recent employment experiences to include name of company and position.**

Commissioner's Designee for the Georgia Department of Community Health (June, 2017-Present); Deputy Commissioner for the Georgia Department of Community Health (July, 2013-June, 2017); Deputy Commissioner for the Georgia Department of Human Services (January, 2011-June, 2013); Assistant to Commissioner/Executive Director Division of Health Planning/Director Regulatory Review for the Georgia Department of Community Health (November, 2007-January, 2011).

**5. Do you have any past experience related to this position? If so, please describe.**

I have been serving as a board member on the Zoning Board of Appeals since 2015 and my past experience relates directly to this appointment. I have served as chairperson of the ZBA since 2018 and in this capacity have a more direct role in facilitating each meeting.

**6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?**

As noted above, I am a current board member on the Fayette County Zoning Board of Appeals.

Marsha A. Hopkins  
370 Triple Creek Trail  
Fayetteville, Georgia 30214-2352  
[REDACTED]

**7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?**

Since my appointment in 2015 I have been a regular attendee at meetings.

**8. Are you willing to attend seminars or continuing education classes at county expense?**

Yes.

**9. Would there be any possible conflict of interest between your employment or your family and you serving on the Zoning Board of Appeals?**

None known.

**10. Are you in any way related to a County Elected Official or County employee?** No.

If so, please describe.

**11. Describe your current community involvement.**

As noted above, my current community involvement is as a current board member on the Fayette County Zoning Board of Appeals. I have been a member of the ZBA since 2015.

**12. Have you have been given a copy of the county's Ethics Ordinance?** Yes.

**13. Is there any reason you would not be able to comply with the Ethics Ordinance?** No.

MARSHA A. HOPKINS, J.D., MPH  
370 Triple Creek Trail  
Fayetteville, Georgia 30214-2352  
(770) 774-0994-home  
[REDACTED]-cell  
(770) 774-0224-FAX

## **EDUCATION**

### **GEORGIA STATE UNIVERSITY COLLEGE OF LAW, Atlanta, Georgia**

J.D., February, 1998

Bar Certified, State of Georgia, June, 1999. Member #365581

Bar Certified, State of New Jersey, December, 2000

#### **Legal experience/Externships**

Summer, 1997 – Grady Health System, Department of Legal Affairs – Summer Law Clerk

Spring, 1997 – Fulton County Superior Court, Judge Alford Dempsey – Law Extern

Fall, 1996 – Senior Citizen's Law Project/Atlanta Legal Aid – Law Extern

March-April, 1995 – Graduate Research Assistant to Health Law Professor, Charity Scott

### **EMORY UNIVERSITY, Atlanta, Georgia**

M.P.H. in Health Care Administration, 1985

Special Studies Project: Home Health Care in Georgia and relationships between cost, volume and type of ownership of home health agencies.

### **RUTGERS UNIVERSITY, Camden, New Jersey**

B.A. in Social Work, 1979

### **CAMDEN COUNTY COLLEGE, Blackwood, New Jersey**

A.S. in Social Work, 1977

## **OTHER PROFESSIONAL/TECHNICAL EDUCATION**

### **TEMPLE UNIVERSITY, Philadelphia, PA**

Completed one semester of MBA Studies, 1983

## **EXPERIENCE**

### **GEORGIA DEPARTMENT OF COMMUNITY HEALTH, OFFICE OF THE COMMISSIONER, Atlanta, Georgia**

#### **Commissioner's Designee June 2017-Present**

Functions as the Commissioner's designee for all requests for Commissioner Review of CON Appeal Panel Hearing Officer Decisions; handles special matters on behalf of the Commissioner regarding SHBP membership issues requiring executive level intervention; provides assistance, as needed, to Chief of Staff and General Counsel.

#### **Deputy Commissioner, July, 2013 –August 2014/ Chief Operating Officer, September 2014-June 2017**

Responsible for executive oversight of the following Enterprise level programs and functions: Office of Health Information Technology which is a grant-funded program tasked with developing an electronic health record program under the Hi-Tech Act; Health Facilities Regulatory Division which includes licensure of health care facilities, health planning and the Certificate of Need program; Office of Strategic Management which includes Operations, Facility and Support Services and Vendor Management; State Office of Rural Health; Office of Human Resources which services the personnel needs for approximately 900 employees; and Procurement which handles the major procurement of services for the Department, most notably the Georgia Medicaid Program.

### **GEORGIA DEPARTMENT OF HUMAN SERVICES, OFFICE OF THE COMMISSIONER, Atlanta, Georgia**

#### **Deputy Commissioner, January, 2011 – June, 2013**

Responsible for executive oversight of the following Enterprise level programs and functions: Division of Aging Services; Child Support Enforcement Services; Contracts and Procurement; Human Resources; Facilities and Support Services

### **GEORGIA DEPARTMENT OF COMMUNITY HEALTH, Atlanta, Georgia**

#### **Assistant to Commissioner, May, 2010 - January, 2011**

#### **Executive Director, Division of Health Planning, May, 2008-January, 2011**

#### **Director, Regulatory Review, November, 2007 – May, 2008**

MARSHA A. HOPKINS, J.D., MPH  
370 Triple Creek Trail  
Fayetteville, Georgia 30214-2352

**REESE & HOPKINS, LLC, Atlanta, Georgia**

Attorney- Owner, Member, May, 2004 – November, 2007

Specialize in health care regulatory and corporate legal services, including multi-state Certificate of Need, federal fraud and abuse advice (Stark and Anti-Kickback), physician and physician group practice representation, hospital representation, selected civil litigation, administrative litigation, health care licensure and Medicaid reimbursement.

**MEADOWS & LEWIS, P.C., Stockbridge, Georgia**

Associate Attorney, November, 2003 - May, 2004

Specialize in health care regulatory and corporate legal services, including multi-state Certificate of Need, federal fraud and abuse advice (Stark and Anti-Kickback), physician and physician group practice representation, hospital representation, selected civil litigation, administrative litigation, health care licensure and Medicaid reimbursement.

**GEORGIA DEPARTMENT OF COMMUNITY HEALTH, OFFICE OF GENERAL COUNSEL, Atlanta, Georgia**

Associate General Counsel, Regulatory Review, April, 2001 -October, 2003

Provide legal oversight of the Certificate of Need (CON) Program, including management of cases under appeal, analyzing and responding to requests for CON exemptions, issuing legal determination letters, responding to telephone and e-mail inquiries; Responsible for the disposition of patient requests for independent review under the Patient's Right to Independent Review Act; Provide direct assistance to the General Counsel in general legal matters for which the Office of General Counsel is responsible; Function as Commissioner's Designee for the review of Medicaid Appeals.

**GEORGIA DEPARTMENT OF COMMUNITY HEALTH, DIVISION OF MEDICAL ASSISTANCE, Atlanta, Georgia**

Legal Services Officer, Legal Services Office, November, 1999 - April, 2001

Represent the Department in administrative hearings concerning the programs and personnel of the Division of Medical Assistance; research and interpret legal issues affecting operation of the organization; prepare legal briefs, opinions and position papers substantiating the Department's positions; negotiate settlements; interpret and apply policy provisions to determine if claim should be denied, paid or settled; draft changes to the Department's rules and regulations and program policies and procedures to comply with legislative changes, departmental policy decisions and court decisions.

**GEORGIA DEPARTMENT OF COMMUNITY HEALTH, DIVISION OF HEALTH PLANNING, Atlanta, Georgia**

Health Systems Analyst Regulatory Review, June, 1995 - November, 1999

Perform Certificate of Need review and analysis to assist in formulating regulatory decisions related to controlling the growth and development of the health facility system throughout the State.

**CONTRACT CONSULTING-Self-Employed**

Health Care/Employee Benefits Consultant, April 1990 – September, 1993

Conducted comprehensive health plan analysis for large hospital; assisted in analysis and identification of diversification opportunities for hospital and physician clients; assisted in preparation of response to Requests for Proposals (RFPs).

**GEORGIA BAPTIST MEDICAL CENTER, Atlanta, Georgia**

Administrative Projects Manager, February, 1992 – September, 1992

Performed research and report writing for CEO on various projects under consideration for future implementation including: development of cardiac services proposal to major Atlanta employer; future status of mobile lithotripsy service and pros and cons of implementing a formalized medical ethics committee.

**ERNST & YOUNG, Atlanta, Georgia**

Senior Consultant, Employee Health and Welfare Benefits, January, 1990 – March, 1990

**THE ATLANTA HEALTHCARE ALLIANCE, Atlanta, Georgia**

Manager, Program Development, October, 1989 – January, 1990

Director of Research, September, 1987 to October, 1989

Research Associate, September, 1985 – September, 1987

**ANCORA PSYCHIATRIC HOSPITAL, Hammonton, New Jersey**

Social Worker/Research Analyst, July, 1979 – July, 1983

**OUR LADY OF LOURDES HOSPITAL, Camden, New Jersey**

Cashier/Bookkeeper, October, 1972 – July, 1979

## OTHER APPLICANTS





## APPLICATION FOR APPOINTMENT Fayette County Zoning Board of Appeals

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, November 13, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME WAYNE M FOWLER

ADDRESS 150 HILLCREST PT

FAYETTEVILLE, GA 30215

TELEPHONE (cell) [REDACTED] (home) SAME


(email address) [REDACTED]

*Wayne Fowler*  
Signature

11/13/2020  
Date

APPLICATION FOR APPOINTMENT  
Fayette County Zoning Board of Appeals

Submitted by:  
Wayne M. Fowler  
150 Hillcrest Point  
Fayetteville, GA 30215



**1. How long have I been a resident of Fayette County?**

I recently moved to Fayette County and have been a resident here for six months. I was born in Savannah, GA and have family in Madison County. My father being in the Military when I was born was transferred from Hunter Air Force Base shortly after I was born first to Ramey AFB Porto Rico and then to March AFB in Riverside, California.

**2. Why am I interested in serving on the Zoning Board of Appeals?**

I have extensive work experience in both the public and private sector, which I feel would lend itself to this position. However the main and overriding factor with my interest is that I feel that as a resident it is important to be part of the community in which you live as well as to give back to the community.

**3. What Qualifications and experiences do you possess that should be considered for appointment to the Zoning Board of Appeals?**

I have worked initially in Civil Engineering as a draftsman and land use and title researcher for several years. From there I accepted a position with a developer building tract homes in Riverside and San Bernardino Counties. I was project manager on approximately a dozen residential tracts with numerous sub development phases involving over 1000 homes in the two counties. I had the honor of working for perhaps the developer with the worst reputation in southern California! My career with the County of Riverside began when I was in the county building and was waiting for the elevator at the 8<sup>th</sup> floor where the public works department was located. I was in the process of leaving the building when an elevator going up, stopped at the 8<sup>th</sup> floor and one of the county administrators was standing in the doorway. Upon seeing me, he motioned for me to get on the elevator and come with him, not a good sign. We went to his office on the 14<sup>th</sup> floor where he proceeded to chew me



out and cuss the company I worked for. After about half an hour he looked at me, and said, but we like you. He told me there was a position about to open up and he wanted me to apply for it.

Several months later, I was working as a Planner with the Riverside Local Agency Formation Commission. The Local Agency Formation Commission (referred to as LAFCO), (cannot government create some of the most oblique names for boards and commissions – especially in California?). LAFCO's were created by Governor Pat Brown (father of the more well known Jerry Brown, also twice Governor of the State of California) in 1964. California was a mess of public agencies, unbridled development and growth patterns, which created municipal service problems, poor city boundaries, transportation and infrastructure issues, LAFCO's were created to bring some sense of organization, and control the out of control urban sprawl. LAFCO's had boundary and service control over all local governmental service agencies (except school districts) which included Cities, what California terms as special districts which include Water Districts/Agencies, wastewater collection districts, multi-service districts, parks and recreation districts, soil and County Service Areas which provided local services such as trash, street lighting, roads etc., but administered by the County. The 1964 act creating LAFCO's specified that each county within the State was to form a LAFCO which was to be comprised of a 7 member board composed of elected representatives of two of the incorporated cities within the county, two elected county supervisors (commissioners), two elected representatives of a special district within the county and a public member. Serving the commission was to be a staff supported by the county.

Riverside County is a county with a territory of approximately 7200 square miles with a population of 2.3 million residents, has 28 incorporated cities, 88 Special Service Districts and 91 County Service Areas.

My career with Riverside LAFCO involved land use planning, reviewing and preparing environmental documentation (exemptions, negative declarations and Environmental Impact Reports), annexations to Cities and the Special Districts, review and establishment of "spheres of influences" which are a future land use and growth planning area for each incorporated city and special district, municipal reorganizations which involved annexations to a city and detachments from special service districts, formation of new districts, service areas and incorporation of new cities. I

managed special studies involving Municipal Services provided by each city and agency in the county. These studies involved the level and adequacy of services provided within the City or District, and included Police, Fire, Parks, Recreation, Water, Waste Water collection and treatment, NPDES, lighting, Planning and any other service provided. Our review included the City or Districts multi year budgets to determine funding sources and their reliability, the structure and adequacy of the governance of the City or Agency. Lastly these studies included recommendations for changes, improvements and potential future growth areas for each City and Agency within the County.

I retired as a Senior Local Governmental Analysis. My career included several highly controversial and complex municipal reorganizations involving multiple cities, land use agencies, special districts, tribal governments and unincorporated communities. I also worked on the incorporation of six cities within Riverside County.

I also worked a short stint with Dudek Environmental and Planning out of Encinitas, CA as a Senior Project Manager.

**4. List your recent employment experiences to include name of company and position.**

My most recent employment was with Delta Air Lines in Los Angeles, as a gate agent at LAX. I was employed by Delta for six years, and served as a member of their Safety Team, was elected by my co-workers to represent them on the Frontline Involvement Team (FIT)(a position that works with management to enhance communications, resolve issues and to find solutions to operational issues). I was also for the past 31/2 years a mentor trainer, teaching new agents how to work flights in the fast paced LAX environment. I have a family situation which I was informed about by one of my son's, who is in the military of a potentially fatally medical condition he was diagnosed with in September 2019. This is diagnosed as a degenerative brain disease which as diagnosed, is fast moving with the potential that we could loose him within three years. By December 2019 our conversations resulted in his decision to likely move to the Atlanta area to be closer to his brother, who works with Delta in Tech Operations here in Atlanta and other family members who live in the south. This cemented my decision to transfer with Delta to Atlanta and relocate to be here to assist him and his family through this most difficult time. Delta transfers would be expected to open up in April 2020, so my wife and I bought a home in Fayetteville, which closed on March 27<sup>th</sup> 2020 to prepare for the transfer. Of course Covid19 affected all these plans, with all

transfers canceled and the rapid decline in air travel. We our situation we still needed to be in Georgia, so we completed our move arriving into Fayetteville in Mid May 2020. This past August I accepted Delta's early departure.

My employment with Delta was a retirement position, meaning it was a job I took to stay active and involved after my retirement from the County of Riverside. It was my work with the County of Riverside, which I feel is applicable here in this position.

**5. Do I have any past experience related to this position? If so please describe.**

My work career with the County of Riverside, and within the private sector of development and civil engineering have provided me with a wealth of experience which I feel helps make me a good candidate for a seat on the Zoning Board of Appeals. Working on some of the complex municipal reorganizations and studies have put me at the forefront in hearing, analyzing information and factors and making recommendations which I felt were in the best interest of all parties involved. To provide a couple of examples. One of the reviews I worked involved a land area situated between three incorporated cities within our county, the cities of Indio, Coachella and La Quinta. The unincorporated area between these three cities is the community of Thermal and several thousand acres of large lot development and farming. The unincorporated community of Thermal was being protected from encroachment by a county Economic Development Zone that fiscally discouraged any annexation by a neighboring city. Additionally, each of the cities were very different in regards to median income levels, development standards, services and character. Each of the cities were seeking to have the Thermal area brought into their respective sphere of influence to further future annexations. The residents of Thermal had a long history of wishing to remain independent and had a strong core of community activist who had the strong support of the county supervisor and who were well known at the surrounding city council meetings for their vocal and often fiery comments to local officials. I began the process by meeting with the City Managers, interested council members and appropriate City Department Heads about their plans, thoughts and ideas about the Thermal Community. I also met with the County Supervisor to hear his thoughts about Thermal. I then reached out to community leaders within Thermal and expressed that I wished to hold several small meeting with residents in homes to listen and hear from them about the issues, their concerns and the potential

impacts to their community as well as to educate them on the process and potential outcomes. The purpose of smaller meetings in homes was to allow all voices to be heard. Over the course of six months I held dozens of meetings, worked with each cities staff on their potential zoning and land uses for the area "if" the Thermal area was brought into their sphere of influence, worked with potential environmental impacts, worked with the county assessors and registrar of voters, representative of any federal agencies and with the counties Economic Development Director about potential impacts. At the end of the process I prepared a written staff report and included recommendations for the area as we prepared for a public hearing on the sphere of influence for the cities and county. Our Commission had decided to move the public hearing to one of the neighboring cities to make attendance easier for the residents of Thermal as well as the affected cities and special districts. The expectation of our commission based on past interactions involving this area was for a very long and vocal hearing lasting in excess of eight hours. My staff report was circulated amongst all the affected parties and provided to any interested individuals. My close working relationship with the cities involved, the community and the county helped me to reach what I felt was an outstanding solution. At the public hearing, with a packed to capacity room, I made my presentation and recommendations to the Commission and the meeting was opened for comments from the Cities, the residents and any interested party. Each of the cities staff's made a three to ten minute presentation supporting my recommendations. When the residents of the Community were presented their opportunity to speak, one of the community leaders came forward and expressed that the community supported the recommendations presented by staff, and that they had no further comments. The hearing was closed thirty minutes after opening something unheard of for this community and these cities. Another example involved a proposed annexation to a city of almost 5000 acres of territory for a proposed high end multi use development involving residential, retail, hotel, manufacturing and golf, being backed by a developer with a noted PGA golfer's backing. The proposal promised high yield fiscal returns for the city, a city which had since its incorporation thirty years prior, struggled fiscally to provide even marginal levels of service. The proposal would have significantly impacted several species of rare and endangered animals and plants in the area, destroyed an adopted environmental plan involving 8 incorporated cities, the BLM, and a regional county infrastructure development plan and agreement. Working closely with the City, the developers and their environmental consultant, it

became clear that the EIR was incorrect in their assessments even though the City had adopted the EIR and its findings. It was also found that the fiscal report covering the proposed development, cost, services and income projections were based on poor assessments of development costs and timing, housing prices and tax assessments and that the City would find itself unable to provide municipal services to this area as well as municipal service already provided by the city to its residents would be negatively impacted. My final recommendation to deny the proposed annexation was rejected by the LAFCO Commission for political reasons and the annexation approved. However upon appeal, the approval was rescinded and the annexation denied.

Both of these examples show that I have the ability and knowledge to review land use decisions, evaluate, hear from affected agencies and landowners and make honest and clear recommendations.

**6. Am I currently serving on a commission/board/authority or in an elected capacity with any government?**

NO I am not.

**7. Have I attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?**

I have not attended any Fayette County Zoning Board of Appeals meetings.

**8. Am I willing to attend seminars or continuing education classes at county expense?**

YES, I would even be willing to pay my own expenses.

**9. Would there be any possible conflict of interest between myself, my employer or your family with you serving on the Zoning Board of Appeals?**

NO. No conflicts of any sort.

**10. Are you in any way related to a County Elected Official or County Employee? If so please describe.**

To the best of my knowledge I have no relationships or relations with any elected official or county employee.

**11. Describe your current community involvement.**

Having just moved into Fayette county and with the current situation involving Covid19, I have had very little community

involvement. I have attended a local Fayetteville community thrift sale day and have communicated with my HOA, I live in Lakemont. I have plans to be involved in local community events and attending local HOA and board meetings once they are open again.

**12. Have I been given a copy of the county's Ethics Ordinance?**

YES, and I have reviewed it.

**13. Is there any reason you would not be able to comply with the Ethics Ordinance?**

NONE.





## APPLICATION FOR APPOINTMENT Fayette County Zoning Board of Appeals

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, November 13, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Zulema Green

ADDRESS 130 Dockstreet Alley

Peachtree City, GA 30269

TELEPHONE (cell) [REDACTED] (home) 678-364-0699

(email address) [REDACTED]

Zulema Green  
Signature

11/8/2020  
Date



# APPLICATION FOR APPOINTMENT Fayette County Zoning Board of Appeals

1. How long have you been a resident of Fayette County? **No.**
2. Why are you interested in serving on the Zoning Board of Appeals? **I wish to serve my community in an equitable way by bringing a legal background to the appellate decisions of the Zoning Board. As Fayette grows, zoning decisions become more important and I'd like to help.**
3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals? **Not only am I a licensed attorney, but also someone who has personally appealed various property decisions of a different board. I am well versed in property law and where I lack knowledge, I am willing to learn how to be fair and equitable as a member of this board.**
4. List your recent employment experiences to include name of company and position.  
**I currently work as Regional Managing Attorney for Portfolio Recovery Associates. I am also co-owner of Five Deep Healthy Vending.**
5. Do you have any past experience related to this position? If so, please describe.  
**My legal experience makes me uniquely qualified as a valuable member of this board.**
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government? **No.**
7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many? **No.**
8. Are you willing to attend seminars or continuing education classes at county expense? **Yes.**
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Zoning Board of Appeals? **No.**
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.  
**No.**
11. Describe your current community involvement. **I currently volunteer at each of my children's school, serve on the praise and worship team of my church, and donate to various local charities.**
12. Have you have been given a copy of the county's Ethics Ordinance? **Yes.**
13. Is there any reason you would not be able to comply with the Ethics Ordinance? **No.**



# ZULEMA GREEN

130 DOCKSTREET ALLEY • PEACHTREE CITY, GA 30269 • ( )

## PROFESSIONAL SUMMARY

**CORPORATE COUNSEL** with nearly 15 years of experience in regulatory compliance, operations management, business development, human resources, legal documentation, litigation strategy, contracts and agreements, legal investigations, and risk mitigation across diverse facets of the law. Analytical, detail-oriented professional with a proven track-record of developing high-performance teams that skillfully anticipate organizational risk and provide strategic legal counsel to ensure compliance to institutional, state, and federal guidelines and regulations. Inspirational, versatile leader skilled at developing turnkey litigation solutions and implementing streamlined workflows, automation initiatives, and enhanced communications that bolster efficiency and functionality, in addition to leveraging hands-on management and communication skills to guide diverse, cross-functional teams to achieve dynamic organizational goals.

### AREAS OF EXPERTISE

- |   |   |                                       |
|---|---|---------------------------------------|
| ✓ <i>Regulatory &amp; Policy Compliance</i> | ✓ <i>Enterprise Risk Management</i>     | ✓ <i>Legal Consultation</i>           |
| ✓ <i>Litigation Strategy</i>                | ✓ <i>Strategic Planning</i>             | ✓ <i>Legal Investigations</i>         |
| ✓ <i>Operations Management</i>              | ✓ <i>Client &amp; Member Relations</i>  | ✓ <i>Negotiations &amp; Contracts</i> |
| ✓ <i>Hiring &amp; Recruiting</i>            | ✓ <i>Risk Mitigation &amp; Advisory</i> | ✓ <i>Team Leadership</i>              |

### SELECTED ACCOMPLISHMENTS

- Established expertise in the development of compliance and legal policies in alignment with both corporate and government policies and regulations; designed and implemented FDCPA, FCRA, TCPA, and related case law compliance documentation and procedures to govern the Litigation Department at Portfolio Recovery Associates.
- Drove implementation and execution of comprehensive legal strategies at Portfolio Recovery Associates that enabled an increase in quarterly revenue by more than \$15M during tenure as Managing Attorney.
- Oversaw annual audits of partner firms across all 50 states prior to entering into vendor contract negotiations, ensuring the highest quality service delivery on a consistent basis at Portfolio Recovery Associates.
- Assumed human resources responsibilities in the construction and development of the national litigation function for Portfolio Recovery Associates, managing all hiring, firing, training, motivation, and team building exercises that have resulted in unmatched employee engagement and satisfaction throughout tenure.

### PROFESSIONAL EXPERIENCE & ACCOMPLISHMENTS

**Portfolio Recovery Associates, LLC – Norfolk, VA**

**2008 – Present**

*Regional Managing Attorney*

*2009 – Present*

- Led tactical legal and action planning for a team of 24 attorneys across nine states, successfully implementing standard operating procedures (SOP) enabling the department to handle more than 1,000 counter claims within oversight region, paying out in only five cases during tenure; drafted and updated SOPs on an annual basis.
  - Built and implemented all legal strategies from scratch, developing service delivery benchmarks to ensure consistency and quality across all regions.
- Selected for promotion from Associate Counsel to lead the development of litigation strategies for both internal attorneys and external partner law firms in corresponding regions.
- Drove implementation and execution of comprehensive legal strategies at Portfolio Recovery Associates that enabled an increase in quarterly revenue by more than \$15M during tenure as Managing Attorney.
- Led comprehensive planning and long-term execution of annual strategy meeting initiatives, providing executive-level leadership in the implementation of procedures and workflows to drive profitability and departmental success.
- Spearheaded the recruitment and onboarding of new team members, providing training on best practices and strategies; implemented a culture of excellence and loyalty, successfully reducing turnover to nearly zero.

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## PROFESSIONAL EXPERIENCE & ACCOMPLISHMENTS CONTINUED

*Associate Counsel*

2008 – 2009

- Recruited to the company to oversee litigation as the lead plaintiff's attorney across debtor-creditor issues within the State of Georgia, in addition to designing, developing, and implementing all litigation strategy to enable long-term sustainability of the in-house counsel function for the state.
- Managed a support staff the development and execution of litigation efforts resulting in the successful recovery of more than \$1M annually across disputed accounts within state, federal, and bankruptcy court.
- Established a demonstrated record of settling 100% of cases after the implementation of effective litigation strategies, leveraging strong case selection and management experience alongside relationships with key stakeholders to drive positive results for the corporation.

**Wolpoff & Abramson – Atlanta, GA**

2008

*Associate Counsel*

- Led a support staff in a high-volume practice, serving as the lead plaintiff's attorney in civil litigation across disputed and distressed consumer accounts; successfully recovered more than \$8M on disputed accounts during tenure.
- Oversaw case management and administration of financial decisions on trouble consumer accounts, spearheading case strategy, motions, and trials practice.

**Fulton County Public Defender's Office – Atlanta, GA**

2006 – 2008

*Associate Public Defender*

- Served as a defense attorney overseeing full responsibility for a heavy caseload of up to 150 cases weekly, managing initial investigations, trial planning, motion practice, discovery and legal research through to courtroom appearances.
  - Drove the entire process for non-violent criminal cases from start to finish, in addition to spearheading the preliminary hearing phase for violent cases.
- Established a track record and reputation for ability to successfully negotiate dismissals, acquire reduced charges, and leverage diversion programs on behalf of clients.

Previous Experience:**UCLA Center for Community Health – Project Assistant – Los Angeles, CA**

2001 – 2004

**Los Angeles Metropolitan Medical Center – Admissions Representative – Los Angeles, CA**

1998 – 2000

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## EDUCATION & CERTIFICATIONS

**Master of Health Administration** | *Anticipated Graduation in 2018*  
University of Southern California (USC) – Los Angeles, CA

**Juris Doctor (JD)**

Southwestern University School of Law – Los Angeles, CA

**Bachelor of Science (BS), Health Promotion & Disease Prevention**  
University of Southern California (USC) – Los Angeles, CA

**Licensed to Practice Law in Georgia, Alabama & North Carolina**

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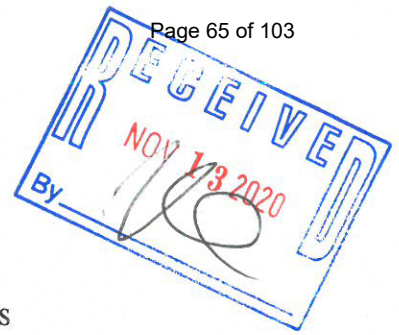
## AFFILIATIONS

**American Bar Association – Member • National Bar Association – Member**  
*Recognized by the National Bar Association as a Top 40 Advocate Under 40 (2013)*

**National Association of Retail Collection Attorneys – Member**  
*Presented a Lecture on Litigation Trends (2016)*

**American College of Healthcare Executives (ACHE) – Member**  
**Healthcare Financial Management Association (HFMA) – Member**

**BFAM Inc. – Founding Member**



**APPLICATION FOR APPOINTMENT**  
**Fayette County Zoning Board of Appeals**

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, November 13, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Joseph Timothy Richardson III

ADDRESS 143 Mask Road Brooks, GA 30205

TELEPHONE (cell) [REDACTED] (home) \_\_\_\_\_

(email address) [REDACTED]

Joseph Richardson  
 Signature

11/12/2020  
 Date



APPLICATION FOR APPOINTMENT  
Fayette County Zoning Board of Appeals

1. How long have you been a resident of Fayette County?  
2 years
2. Why are you interested in serving on the Zoning Board of Appeals?  
Further serve my community at a local level
3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals?  
Federal, state, and local regulatory experience within building projects and environmental.
4. List your recent employment experiences to include name of company and position.  
Cummins Inc., Environmental, Health, Safety, and Security Manager.
5. Do you have any past experience related to this position? If so, please describe.  
Worked on Cummins project team to obtain permits for building \$4 million facility in Forest Park, GA.
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?  
No
7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?  
No
8. Are you willing to attend seminars or continuing education classes at county expense?  
Yes
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Zoning Board of Appeals?  
No
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.  
No
11. Describe your current community involvement.  
Volunteer with Cross Roads Church, Bridging the Gap, Cummins EEC, and the VFW.
12. Have you have been given a copy of the county's Ethics Ordinance?  
Yes
13. Is there any reason you would not be able to comply with the Ethics Ordinance?  
No



## JOSEPH T. RICHARDSON III

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143 Mask Road Brooks, GA 30205 • C: [REDACTED]  
[www.linkedin.com/in/joseph-richardson-48b557a3](http://www.linkedin.com/in/joseph-richardson-48b557a3)

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### **Education**

Bachelor of Science/  
 Aeronautics  
 Embry Riddle  
 Aeronautical University  
 2013-2016

### **Professional Skills**

Project Management  
 Electrical Safety  
 Miner Safety  
 Occupational Safety  
 Fall Protection  
 Instruction

### **Personal Skills**

Communication  
 Writing  
 Organization  
 Leadership

### **Certifications**

OSHA-30 Gen. Industry  
 CPR/AED/ FA Instructor  
 NFPA70E  
 MSHA  
 Basic Aircraft Accident  
 Investigation Course  
 Structural Failure  
 Identification in Aircraft  
 Accident Investigation

### **Professional Statement**

I am a professional seeking progression into a both a challenging and rewarding community role. My technical experience and knowledge are based on over a decade of experience within Government, Military, and the Private Sector. Furthermore, this knowledge is complemented by an ongoing education with Embry Riddle and experience volunteering on both a global and local level. My time within an array of industries has honed a variety of personal and professional skills, which allow me to be an asset to my organization.

### **Experience**

#### *Embry Riddle Aeronautical university*

My education at ERAU has and continues to provide valuable insight into safety, engineering, manufacturing, accidents, and other critical areas of the industry. Additionally, it provides knowledge and experience of OSHA, EPA, NFPA, and RCRA regulations and laws.

#### *Federal Aviation Administration*

Within the FAA I functioned as a Safety Analyst for General and Commercial aviation, as well as National Aerospace System operations. Within AVP-230 I took part in the CAST, ASIAS, and the GAJSC programs to further develop aviation safety through information sharing, safety analysis, mitigation, monitoring, government regulation, and future design.

#### *Department of Defense/ U.S. Air Force*

Within the DOD, I served within the Inspector General's office where I inspected and analyzed every aspect of the organization to ensure legal and regulatory compliance. I built procedures, inspections, and investigation teams to offer analysis and solutions to top level management.

## **PROFESSIONAL EXPERIENCE !**

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### **Cummins Inc.**

#### **Regional Health, Safety, and Environmental Supervisor**

(08/2018-Present)

50 hours/ week

\$120,000/ Annual

South Region Headquarters

Supervisor: Nicole Johnson (678)935-8766; Contact: Yes

Anticipates, identifies, and evaluates hazardous conditions and environmental risks. Assists with the application of engineering and administrative controls via the Health, Safety and Environmental Management System (HSEMS) to reduce the environmental impacts and safety risks associated with sub-regional locations. Understands the regulations applicable at the site and is abreast of current emissions control technologies, safety controls and management and response practices. Supports the collection and reporting of site HSE KPIs for use within the sub-region and Corporate levels. Oversees the HSEMS and day to day operations associated with safety, health, and environmental programs, HSE objectives/targets, personnel training, regulatory compliance, recordkeeping/reporting, and other associated HSE programs for the sub-region. Represents the region as the functional HSEMS Leader. Assigns work and manages workloads of subordinate HSE staff, provides guidance and feedback for team members in accomplishing tasks and goals; sets expectations and clarifies responsibilities. Ensures site regulatory compliance; completes permit applications and other documentation. Leads or supports the HSEMS and the efforts to control risk and ensure continual improvement beyond compliance. Leads internal and external HSE audits and investigations; resolves complex issues identified in audits; updates HSE management system documentation and communicates revised processes to all stakeholders. Established and maintains compliance programs within the realms of the EPA, OSHA, MSHA, NFPA, Federal, State, and company regulations, policies, and procedures.

### **Federal Aviation Administration**

#### **Safety Analyst/ Program Manager**

(01/2018-08/2018)

40 hours/ week

\$85,000/ Annual

FAA Headquarters (AVP-230)

Supervisor: Barbara Pisaro (202)267-3827; Contact: Yes

As a Management and Program Analyst within the Office of Accident Investigation and Prevention (AVP-230) I supported both general and commercial aviation efforts towards safer air travel. Within the Integrated Safety teams, I assisted with data analysis, safety collaboration, and dissemination of information within the aviation community to ensure safer air travel within the



United States National Airspace System. Through the Commercial Aviation Safety Team (CAST) and the General Aviation Joint Steering Committee (GAJSC), I researched and analyzed information pertaining to 14 CFR parts 23,25,27, 29, 91, 121, 135, and 145. I collaborated with leaders of the aviation industry, aviation academia, NTSB, and the FAA to communicate key safety concerns across the aviation community. These safety enhancements and/ or mitigations are driven by risk-based analysis and are backed by aviation data. I provided expert analytical support for several working groups, such as the General Aviation Loss of Control (LOC-I) working group, and the Controlled Flight into Terrain (CFIT) working group. I have used advanced techniques, data mining, and statistical analysis to implement safety enhancements, such as SE-47 (A&P Education and/ Training).

#### **Airway Transportation System Specialist**

(01/2015-01/2018)

40 hours/week

\$77,000/ Annual

Atlanta TRACON A80

Supervisor: Jason Breeding (678)364-6004; Contact: Yes

Baltimore/ Washington International Airport (GNAS)

Supervisor: Charles Freburger (410)859-7258 x 406; Contact: Yes

As an Airway Transportation Systems Specialists (ATSS) in an operational facet, I managed projects from development of an idea or concept through implementation using a high level of project management skill, as well as exceptional oral and written communication abilities. These projects often require my oversight as a Contract Officer Representative (COR) and Environmental, Health, and Safety (EHS) representative. Throughout daily operations and special projects I was responsible for ensuring compliance with OSHA, EPA, and other federal regulatory bodies. I often established PPE, Fall Protection, HAZMAT, Hazwaste, NFPA, and other HSE related programs.

#### **Department of Defense**

##### **Aircraft Mechanic (Fall Protection & HAZMAT Program Manager)**

(11/2013-02/2016)

113th Wing/ 201st AS

40 hours/week

\$72,000/ Year

Washington, D.C. Air National Guard

Supervisor: SMSgt Ryan Weller (240)857-2724; Contact: Yes

##### **Non-Destructive Tester (Radiographic Safety, Environmental, & HAZMAT Program Manager)**

(08/2010 – 11/2013)

175th Wing

40 hours/week

\$67,000/ Year



Maryland Air National Guard

Supervisor: SMSgt Robert Griffin (410)-918-6466; Contact: Yes

**Aircraft Mechanic (Hazwaste & Logistics Program Manager)**

(04/2007-08/2010)

175th Wing

40 hours/week

\$59,000/ Year

Maryland Air National Guard

Supervisor: SMSgt Joseph McClary (410)-918-6773; Contact: Yes

**Air National Guard/ Air Force Reserves**

**94<sup>th</sup> AW/ AMXS**

**Aircraft Maintenance Supervisor**

(01/2019-Present)

24 hours/month

\$600/ Month

Supervisor: SMSgt. Daniel Gadsden (678)365-5001; Contact: Yes

**West Virginia/ Alabama Air National Guard**

**Inspector General: Inspections Supervisor**

(01/2016-01/2019)

16 hours/ month

\$550/ Month

Supervisor: LtCol. James Fried-Studlo (304)261-8885; Contact: Yes

**EDUCATION & CERTIFICATION**

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- Associate Safety Professional (Enrolled: Expected Completion Fall 2020)
- Embry Riddle Aeronautical University (Enrolled: Expected Completion Fall 2022)
  - Graduate Program
  - Occupational Health & Safety
- Embry Riddle Aeronautical University
  - Graduate of the Bachelor of Science in Aeronautics Program: Minor in Airport Management.
- NFPA70E Electrical Safety Coordinator
- OSHA 30: General Industry
- Fall Protection Authorized, Competent, and Qualified Person
- MSHA Certified Miner
- Basic Aircraft Accident Investigation Course (FAA)
- Inspectors General Certificate: Internal Inspection and Auditing (U.S. Air Force)
- AFSO 21: Greenbelt Management and Process Improvement Management
- Shipley Communication 4 Lenses Training

- Georgia State Driver's License

## REFERENCES

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Nate Williston- Sharpsburg, GA (404)765-5163; nate.williston@cummins.com  
Cummins: Manager-Cummins Care

David Gang – Frederick, MD (301)676-5386; David.gang@faa.gov  
FAA: Airway Transportation Systems Specialist

David Mosel- Baltimore, MD (410)918-6305; David.mose@dcma.gov  
Defense Contracting Management Agency: Quality Assurance

James Sizemore- Tysons Corner, VA (301)325-8004; James.sizemore@faa.gov  
FAA: Engineer

## ADDITIONAL ACHIEVEMENTS

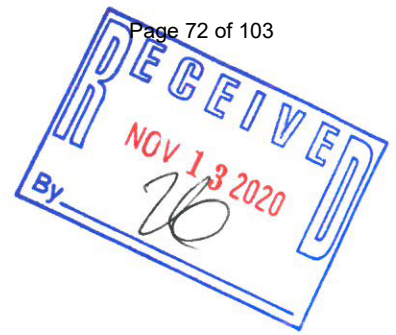
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Volunteer time and effort to support local and global initiatives for humanitarian aid through several organizations such as the Bridging the Gap, Red Cross, and Crossroads Church. Volunteer Award for helping families of Oso, WA during the massive land slide rescue and recovery efforts. Operation Iraqi Freedom & Operation Enduring Freedom Veteran. Air Force Reserves

## DECORATIONS

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Meritorious Unit Award, AF Outstanding Unit Award with Valor Device, Air Reserve Forces Meritorious Service Medal, National Defense Service Medal, Afghanistan Campaign Medal, Iraq Campaign Medal, Global War on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, Air Force Expeditionary Service Ribbon with Gold Border, AF Longevity Service, Armed Forces Reserve Medal with 3 'M' Devices, AF Training Ribbon, NATO Medal, Maryland Outstanding Unit Ribbon, Maryland National Guard Overseas Service Ribbon, Maryland National Guard State Service Medal, Maryland National Guard State Active Duty Medal



## APPLICATION FOR APPOINTMENT Fayette County Zoning Board of Appeals

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. Said meetings take place at the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions below and return with a resume, if available, to Tameca Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, November 13, 2020.**

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Lane Watts

ADDRESS 201 Patricia Ln  
Fayetteville GA 30214

TELEPHONE (cell) [REDACTED] (home) 770-461-9794

(email address) [REDACTED]

[Signature]  
Signature

11/13/2020  
Date

*\* See attached Page*



APPLICATION FOR APPOINTMENT  
Fayette County Zoning Board of Appeals

1. How long have you been a resident of Fayette County?
2. Why are you interested in serving on the Zoning Board of Appeals?
3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals?
4. List your recent employment experiences to include name of company and position.
5. Do you have any past experience related to this position? If so, please describe.
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?
7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?
8. Are you willing to attend seminars or continuing education classes at county expense?
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Zoning Board of Appeals?
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.
11. Describe your current community involvement.
12. Have you have been given a copy of the county's Ethics Ordinance?
13. Is there any reason you would not be able to comply with the Ethics Ordinance?



## ANSWERS TO QUESTIONNAIRE

1. 37 years.
2. I have a desire to serve this community that I love and am always looking for a way to give back.
3. I have 25 years of experience in residential real estate, primarily in the South Metro Atlanta area. Also, I have been a residential real estate appraiser since 2003.
4. Previously, I was Vice President, Sales Associates and Appraiser at Watts Realty and Appraisal Group, our family owned company. Currently, I'm an agent at Larry Alexander and Company Realty.
5. No.
6. Currently a member of the Fayette County Board of Equalization, serving since 2016.
7. No, I have not.
8. Yes, I am.
9. No.
10. No, I am not.
11. As previously listed, I serve on the Board of Equalization for Fayette County. I have also been active in the political arena here in the county for a number of years and I remain so.
12. Yes.
13. No.

# COUNTY AGENDA REQUEST

Page 75 of 103

Department: Board of Commissioners

Presenter(s): Commissioners Gibbons and Maxwell

Meeting Date: Thursday, January 14, 2021

Type of Request: New Business #11

## Wording for the Agenda:

Consideration of a recommendation from the Selection Committee, comprised of Commissioner Eric Maxwell and Commissioner Edward Gibbons, to appoint Luis Matta to the Joint Development Authority of Coweta, Fayette and Meriwether to serve a term beginning December 15, 2020 and expiring December 14, 2024.

## Background/History/Details:

The Joint Development Authority is comprised of Coweta, Fayette and Meriwether counties. The Coweta, Fayette Meriwether Joint Development Authority was established by resolution in December 1994.

By resolution, the authority shall consist of three members; taxpayers residing in the respective counties and appointed by the respective Board of Commissioners. No member shall be an officer or employee of the county and shall receive no compensation for their services.

It is the recommendation of the Selection Committee to appoint Luis Matta to the Joint Development Authority of Coweta, Fayette and Meriwether County.

Mark Lethbridge is the incumbent.

## What action are you seeking from the Board of Commissioners?

Approval of a recommendation from the Selection Committee to appoint Luis Matta to the Joint Development Authority of Coweta, Fayette and Meriwether to serve a term beginning December 15, 2020 and expiring December 14, 2024.

## If this item requires funding, please describe:

Not applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

**\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.**

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:





APPLICATION FOR APPOINTMENT  
Coweta, Fayette and Meriwether County  
Joint Development Authority

Thank you for your interest in being considered for appointment to the **Joint Development Authority**.

The Joint Development Authority was created by Resolution No. 94-17 for the purpose of business enterprises receiving job tax credits toward state income taxes. Applicants must be a taxpayer residing in Fayette County.

The Joint Development Authority is comprised of three members. The Fayette County Board of Commissioners appoints one member to serve a term of four (4) years. Members shall receive no compensation for services.

Please take a few minutes to complete the form and answer the questions on this form and return it with a resume, if available, to Tameca Smith, County Clerk via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or at 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than **5:00 p.m. on Friday, November 20, 2020**.

If you have any questions, please call (770) 305-5103.

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*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME :

Luis Matto

ADDRESS :

238 Tennawee RidgePeachtree City GA 30269

TELEPHONE : (ce

(home)

EMAIL ADDRESS :

Luis Matto  
Signature11/01/20  
Date



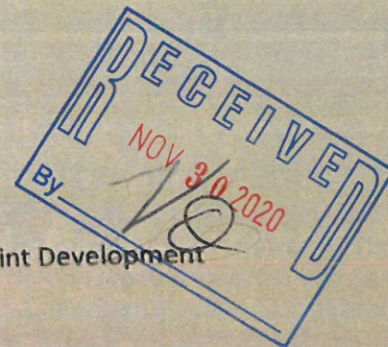
APPLICATION FOR APPOINTMENT  
Coweta, Fayette and Meriwether County  
Joint Development Authority

1. How long have you been a resident of Fayette County?  
*15 years*
2. Why are you interested in serving on the Coweta, Fayette and Meriwether County Joint Development Authority?  
*To continue creating a partnership to attract business into our county and enhancing the southside*
3. What qualifications and experience do you possess that should be considered for appointment to the Authority? *I sit on the FCDA Board. Work in the community with the Chamber, and understand development and tax incentives*
4. List your recent employment experiences to include name of company and position.  
*Attached Resume*
5. Do you have any past experience related to this position? If so, please describe.  
*4 years serving on the Fayette County Development Authority Board*
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?  
*Yes FCDA*
7. Have you attended any Fayette County Development Authority meetings in the past two years and, if so, how many?  
*Yes 20+*
8. Are you willing to attend seminars or continuing education classes at county expense?  
*Yes*
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Joint Development Authority?  
*~~NO~~ NO*
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.  
*NO*
11. Describe your current community involvement.  
*FCDA, Chamber, The Forest School*
12. Have you been given a copy of Fayette County's Ethics Ordinance?  
*Yes*
13. Is there any reason why you would not be able to comply with the County's Ethics Ordinance?  
*NO*

## OTHER APPLICANT



APPLICATION FOR APPOINTMENT  
Coweta, Fayette and Meriwether County  
Joint Development Authority



Thank you for your interest in being considered for appointment to the Joint Development Authority.

The Joint Development Authority was created by Resolution No. 94-17 for the purpose of business enterprises receiving job tax credits toward state income taxes. Applicants must be a taxpayer residing in Fayette County.

The Joint Development Authority is comprised of three members from each county. Fayette County appoints one member to the authority who serve a term of four (4) years. Members shall receive no compensation for services.

Please take a few minutes to complete the form and answer the questions on this form and return it with a resume, if available, to Tameca White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on June 16, 2017.

If you have any questions, please call (770) 305-5103.

*NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.*

NAME Martin A. Howley

ADDRESS 360 Stayman Park  
Fayetteville, GA 30215

TELEPHONE (day) 770 241 6479

(evening) \_\_\_\_\_

(email address) \_\_\_\_\_

Martin A. Howley  
Signature

30 NOV 2020  
Date



1. How long have you been a resident of Fayette County? *- 12 years since 2008*
2. Why are you interested in serving on the Coweta, Fayette and Meriwether County Joint Development Authority? *after 26 years of serving our nation I'd like to serve this great county.*
3. What qualifications and experience do you possess that should be considered for appointment to the Authority? *Leadership, diversity, global work experience, open mindedness, great achievement, and a calm, strong presence*
4. List your recent employment experiences to include name of company and position.  
*- 26 years U.S. Military - Tanks, Advisor to Ambassadors, advisor to Foreign military Generals, Family advocate & administrator*  
*- President of Apple Orchard HOA - Best speaker various*
5. Do you have any past experience related to this position? If so, please describe. *civic groups*  
*Yes - see above*  
*- my father was city Manager of Mount Holly, NJ*
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government? *NO*
7. Have you attended any Fayette County Development Authority meetings in the past two years and, if so, how many? *2*
8. Are you willing to attend seminars or continuing education classes at county expense?  
*YES*
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Joint Development Authority? *NO*
10. Are you in any way related to a County Elected Official or County employee? If so, please describe. *NO*
11. Describe your current community involvement. *- Pres of HOA*  
*Am Legion*  
*Knights of Columbus*  
*Dep Comm for the Old Guard of Gate City Guard*
12. Have you been given a copy of Fayette County's Ethics Ordinance?  
*Yes*
13. Is there any reason why you would not be able to comply with the County's Ethics Ordinance? *NO*



**Martin A. Howley**

770-241-6479

Email:

## **EXECUTIVE PROFILE**

Senior leader with over 25 years of experience as a career officer in the United States Army. Much of this service was as a Middle East and Africa Foreign Area Officer serving and living overseas. Commanded in a variety of Armor and Infantry units before entering the Foreign Area Officer (FAO) program. Possessing an in-depth understanding of training, strategic issues, culture and politics in the North Africa and Middle East regions.

Foreign Area Officer	Trainer/Instructor/Presenter/Speaker	Program/policy/systems development
Cultural and Political advisor	Leadership/Project Management	Analyst
United States Citizen	Planning, Execution and Education	Budget Negotiations

## **PROFESSIONAL HISTORY**

United States Department of Army, Various U.S. based and Overseas Deployments

Foreign Area Officer/ Political-Military Country Desk Officer

1989 – 2014

- Trained and evaluated over 2,000 personnel (AFRICOM and CENTCOM) prior to deployment as instructors and mentors with foreign governments/militaries/civilians and non-governmental organizations
- Trained, taught, and prepared the Oregon National Guard for deployment
- Designed, implemented, and managed a comprehensive training program/courses that focused on: building, maintaining, and increasing rapport of multi-cultural environments/relations
- Officer in Charge of senior personnel and instructors for African and Middle East cultural, diplomatic, military, and economic instruction
- Operated at The North Atlantic Treaty Organization (NATO) and The International Security Assistance Force Headquarters (ISAF HQ) in Kabul, Afghanistan as Senior Foreign Area Officer and Chief of Support for NATO in the Afghan Peace and Reintegration Program as well as the hand selected Woman and Gender Awareness Representative and spearheaded, redesigned and implemented a cultural awareness training manual affecting hundreds of U.S. leaders
- Advised and counseled military and diplomatic senior leaders on political-military operations, women and gender affairs, relations with other nations and Force Reintegration Operations in Afghanistan
- Improved the military handbook for working alongside Afghan and NATO forces
- Stationed in several embassies as Defense Attaché and Security Cooperation Officer in Foreign Military Sales (FMS) and Foreign Military Financing (FMF)
- Negotiated and managed various International programs valued over a billion dollars
- Managed an existing, expanding, and constantly changing bilateral political-military relationship between the US and various African and Middle East nations
- Served various overseas tours as a defense and security attaché, arms negotiator, program officer, security assistance officer and political-military planner/adviser/negotiator to host nations, coalition allies, embassies for Joint Staff, Major Commands, Unified Combatant Commands and Department of Defense agencies
- Provided cultural expertise to forward-deployed commands conducting military and diplomatic operations and established rapport and maintained long-term relationships with foreign leaders
- Developed, updated, and briefed NATO and Ambassadors on intelligence and media matters
- Executed and led international disaster relief programs between the US and various nations



**Martin A. Howley**

770-241-6479

Email:

**EDUCATION**

B.A., English Literature, Georgian Court University, 1996 – President's List, First Officer to Graduate

A.A., Chemistry and Drama, Atlantic Community College, 1985

**ADVANCED PROFESSIONAL TRAINING**

Commercial instrument pilot, multi-engine, single engine (land and sea)

Casualty Officer Training, Fort Polk, Louisiana

Arabic Language Refresher Course – Garmisch Germany

Security Assistance Officer's Course, Wright-Patterson Air Force Base, Ohio

Arabic Basic Course, Defense Language Institute, Presidio of Monterey, California

**MEMBERSHIPS AND BOARDS**

President of the Apple Orchard Homeowners Association

Member of the Old Guard of the Gate City Guard of Atlanta

American Legion

Foreign Area Officer Association

National Council of US - Arab Relations

Association of the United States Army

**REFERENCES**

Furnished upon request

# COUNTY AGENDA REQUEST

Page 83 of 103

Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Consideration of the approval to transfer \$323,927 (\$250,427 plus \$73,500) from 2017 SPLOST transportation contingency to the Brogdon & New Hope Roads intersection improvement (17TAM) and award of Bid #1894-B to McLeRoy, Inc. for construction of a roundabout in the amount of \$1,225,364.86.

## Background/History/Details:

Fayette County's 2017 SPLOST list of Transportation Projects identified, among a variety of other projects, four specific intersection improvement projects. This agenda time item is for the funding and construction of a single-lane roundabout at one of the four locations: the intersection of Brogdon Road and New Hope Road.

This project began in 2018 with development of an Alternative Analysis Report that recommended design of a roundabout for the intersection. The recommendation was approved by the BOC on August 9, 2018. The BOC authorized acquisition of right-of-way for the project on June 13, 2019 and ITB #1894-B was issued on November 20, 2020. Information on the procurement process is provided in the attached memo from Purchasing.

The ITB specifies a project duration of nine (9) months from the date the Notice to Proceed is issued.

The funding transfer request of \$323,927 is to cover the difference between the project's current balance and the low-bid price for construction (\$250,427) and to establish a budget of \$73,500 for third-party Construction, Engineering & Inspection (CEI) services.

## What action are you seeking from the Board of Commissioners?

Approval to transfer \$323,927 (\$250,427 plus \$73,500) from 2017 SPLOST transportation contingency to the Brogdon & New Hope Roads intersection improvement (17TAM) and award of Bid #1894-B to McLeRoy, Inc. for construction of a roundabout in the amount of \$1,225,364.86.

## If this item requires funding, please describe:

Funding for this project is from the 2017 SPLOST (322). A transfer of \$323,927 is required from 2017 SPLOST transportation contingency to 17TAM to fully fund construction and project a budget for CEI services.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

***\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

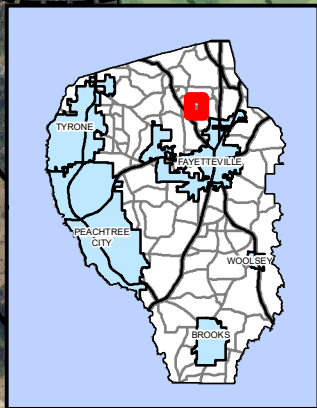
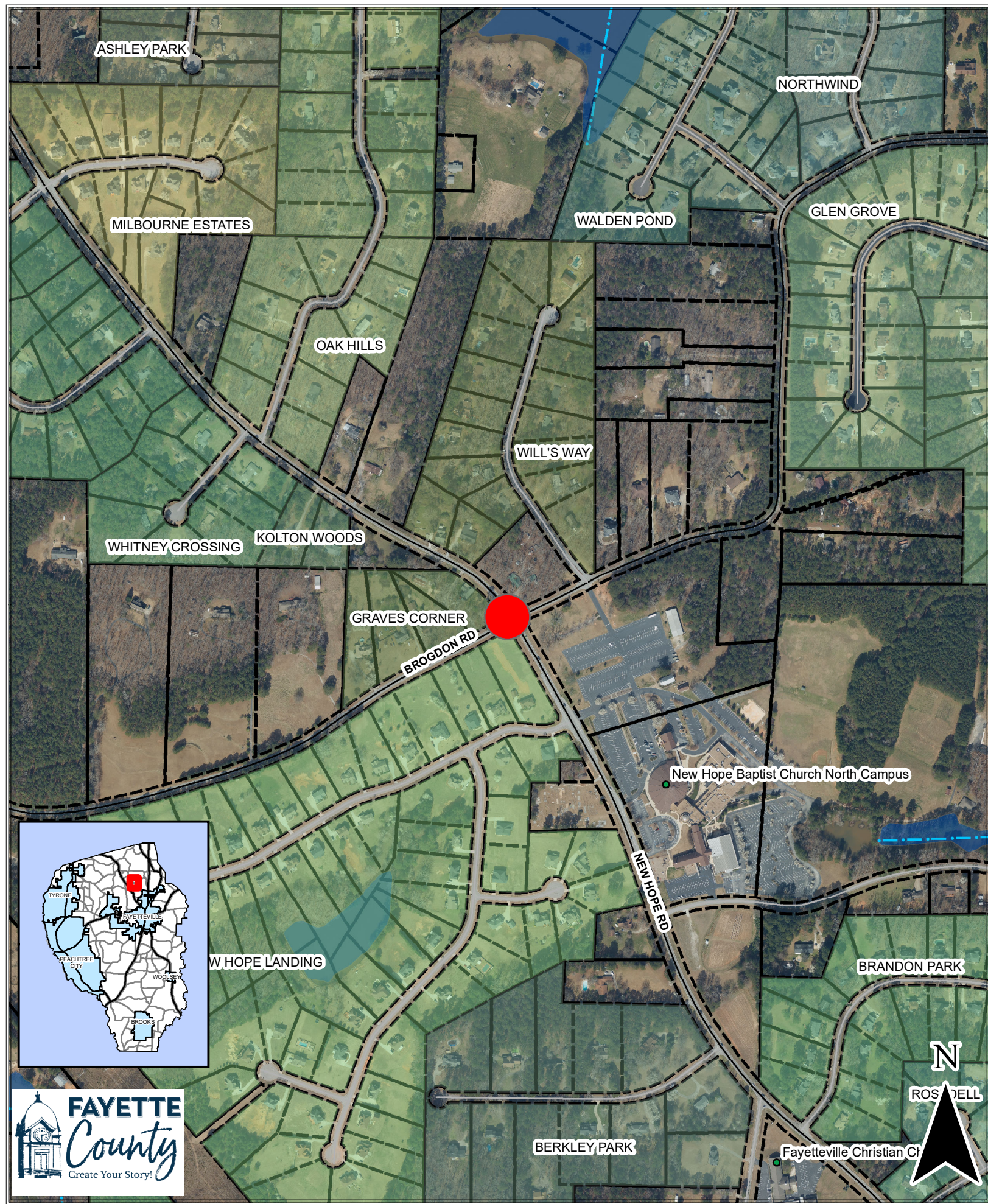
Administrator's Approval

## Staff Notes:



# Roundabout Project at Brogdon and New Hope

Page 34 of 03







**Purchasing Department**  
 140 Stonewall Avenue West, Ste 204  
 Fayetteville, GA 30214  
 Phone: 770-305-5420  
[www.fayettecountyga.gov](http://www.fayettecountyga.gov)

To: Steve Rapson

Through: Ted L. Burgess

Date: January 14, 2021

Subject: Contract #1894-B, Brogdon Road & New Hope Roundabout

The intersection at Brogdon Road and New Hope Road is currently controlled by stop signs on Brogdon Road. This project will result in construction of a roundabout at the intersection. The Public Works Department seeks a general contractor for construction of the roundabout.

The Purchasing Department issued Invitation to Bid #1894-B to secure a general contractor for the project. Notice of the opportunity was emailed to 74 companies. Another 678 were contacted through the web-based Georgia Procurement Registry, who had registered under commodity code #91350 (Construction, Streets, Major and Residential, Including Reconstruction), 91327 (Construction, Highway and Road), and 96882 (Traffic Signal Installation). The offer was also advertised through Fayette News, Georgia Local Government Access Marketplace, the Fayette County Website and Channel 23. Six companies submitted quotes (Attachment 1).

Public Works recommends awarding to the low bidder, McLeRoy, Inc., for the amount of \$1,225,364.86. A contractor evaluation is attached (Attachment 2).

Capital Improvement Project #17TAM was budgeted for this purpose. The current balance is \$974,938.36. Public Works requests a transfer of \$323,927.00 from SPLOST Fund Contingency to provide additional funds. This includes \$250,427.00 for construction and \$73,500.00 for Construction, Engineering, & Inspection (CEI) services.

Specifics of the proposed contract are as follows:

<b>Contract Name</b>	#1894-B: Brogdon Road & New Hope Roundabout	
<b>Contractor</b>	McLeRoy, Inc.	
<b>Not-to-Exceed Amount</b>	\$1,225,364.86	
<b>Budget:</b>		
Fund	322	2017 SPLOST
Org Code	32240220	Road SPOLOST
Object	541210	Other Improvements
Project	17TAM	Brogdon & New Hope
Available:		
Current Balance	\$974,938.36	As of 12/18/2020
Transfer Request	<u>323,927.00</u>	From SPLOST Fund Contingency
Total Available	\$1,298,865.36	After Requested Transfer

## Attachment 1

## 1894-B: Brogdon Road & New Hope Road Roundabout Bids Received

	Baldwin Paving Co., Inc.	BRTU Construction, Inc.	CMES, Inc.	Helix Group, Inc.	Piedmont Paving, Inc.	McLeRoy, Inc.
Total Bid including Allowance	\$1,592,823.33	\$1,437,974.80	\$1,313,766.20	\$1,268,955.00	\$1,245,360.65	\$1,225,364.86

# FAYETTE COUNTY, GEORGIA CONTRACTOR PERFORMANCE EVALUATION

Page 1

1. Use this form to record contractor performance for any contract of \$50,000 or above.
2. The person who serves as project manager or account manager is the designated party to complete the evaluation.
3. This form is to be completed and forwarded to the Purchasing Department not later than 30 days after completion or expiration of a contract. Past performance is considered on future contracts.

VENDOR INFORMATION	COMPLETE ALL APPLICABLE INFORMATION
Company Name: McLeRoy Inc.	Contract Number: 1520-B
Mailing Address: 200 Plaza Drive	Contract Description or Title: Animal Shelter Sewer Project
City, St, Zip Code: Zebulon, GA	Contract Term (Dates) From: 7/24/2018-10/23/2018
Phone Number: 770-567-3514	Task Order Number: n/a
Cell Number: n/a	Other Reference: for award of 1894-B Brogdon Road & New Hope Road Roundabout
E-Mail Address: eric@mcleroyinc.com	

## DEFINITIONS

**OUTSTANDING** – Vendor considerably exceeded minimum contractual requirements or performance expectations of the products/services; The vendor demonstrated the highest level of quality workmanship/professionalism in execution of contract.

**EXCELLENT (Exc)** - Vendor exceeded minimum contractual requirements or performance expectations of the products/services.

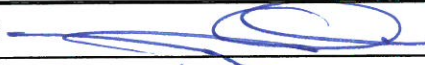
**SATISFACTORY (Sat)** - Vendor met minimum contractual requirements or performance expectations of the products/services.

**UNSATISFACTORY (UnSat)** - Vendor did not meet the minimum contractual requirements or performance expectations of the products and/or services; Performed below minimum requirements

## EVALUATIONS (Place "X" in appropriate box for each criterion.)

Criteria (includes change orders / amendments)	Out-standing	Exc	Sat	Un-Sat	Not Apply
1. Work or other deliverables performed on schedule	X				
2. Condition of delivered products	X				
3. Quality of work	X				
4. Adherence to specifications or scope of work	X				
5. Timely, appropriate, & satisfactory problem or complaint resolution	X				
6. Timeliness and accuracy of invoicing	X				
7. Working relationship / interfacing with county staff and citizens	X				
8. Service Call (On-Call) response time					X
9. Adherence to contract budget and schedule	X				
10. Other (specify):					
11. Overall evaluation of contractor performance	X				

## EVALUATED BY

Signature: 	Date of Evaluation: 12/18/2020
Print Name: Jerry J. Catlin	Department/Division: Animal Control
Title: Director Animal Control	Telephone No: 770-305-5312



Contract Number:

1. Do not submit page 2 without page 1.
2. Use this page to explain evaluations of *Outstanding* or *Unsatisfactory*.
3. Be specific (include paragraph and page numbers referenced in the applicable contract, etc.). Continue on separate sheet if needed (show company name and contract number or other reference)

[illegible]

**Purchasing Department Comments** (e.g. did the vendor honor all offers; submit insurance, bonds & other documents in a timely manner; and provide additional information as requested?):

[illegible]

# COUNTY AGENDA REQUEST

Page 89 of 103

Department:

Presenter(s):

Meeting Date:

Type of Request:

## Wording for the Agenda:

Consideration of staff's recommendation to award Bid # 1885-B: 2017 SPLOST; Stormwater Category II, Tier II; Brockton Court Culvert Replacement to the lowest responsive, responsible bidder, Williams Contracting Company LLC, in the amount of \$272,200.00 and approval to reallocate \$307,633 from the SPLOST Stormwater Contingency to project 17SAT.

## Background/History/Details:

On March 21, 2017, the citizens of Fayette County voted to enact a Special Purpose Local Option Sales Tax (SPLOST) to replace failing infrastructure throughout the unincorporated area of Fayette County. Brockton Court Culvert Replacement is listed as a SPLOST Category II, Tier II project (projects that need replacement soon).

This project replaces a failing 60-inch corrugated metal pipe under Brockton Court with 66-LF of a 5-ft by 5-ft concrete box culvert and the installation of 20-LF of Redi-Rock or stamped concrete retaining wall. The wall type will be dependent on field conditions and product availability. The wall type will not affect the lowest responsive, responsible bidder's total bid.

Approval of staff's recommendation to award Bid # 1885-B: 2017 SPLOST; Stormwater Category II, Tier II; Brockton Court Culvert Replacement to the lowest responsive, responsible bidder, Williams Contracting Company LLC, in the amount of \$272,200.00. The funding transfer request of \$307,633 is to cover the difference between the project's current balance and the low-bid price for construction (\$272,200).

## What action are you seeking from the Board of Commissioners?

Approval to award Bid # 1885-B: 2017 SPLOST; Stormwater Category II, Tier II; Brockton Court Culvert Replacement to the lowest responsive, responsible bidder, Williams Contracting Company LLC, in the amount of \$272,200.00 and approval to reallocate \$307,633 from the SPLOST Stormwater Contingency to project 17SAT.

## If this item requires funding, please describe:

Funds for the reallocation of \$307,633 are available in the SPLOST Stormwater Contingency.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided with Request?

***\* All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

## Staff Notes:

**To:** Steve Rapson

**Date:** December 21, 2020

**Subject:** 17SAT – Brockton Court Construction Value Analysis Explanation

On March 21, 2017, the citizens of Fayette County voted to enact a Special Purpose Local Option Sales Tax (SPLOST) to replace failing infrastructure throughout the unincorporated area of Fayette County. The Brockton Court Culvert Replacement Project is listed as a SPLOST Category II, Tier II project (a project needing replacement soon).

The initial inspection of the existing 60-inch corrugated metal pipe (CMP) conducted in 2016 indicated the proposed design would involve replacing the pipe with a 60-inch reinforced concrete pipe (RCP) and two standard headwalls. On January 10, 2018, a stream determination was made establishing that the creek at the Brockton Court location is a perennial stream. Construction in perennial streams are required to comply with the U.S. Army Corps of Engineers' (ACOE) regulations, which includes but is not limited to upsizing the structure to meet the embedment requirements of 20% to allow natural substrate to colonize along the structure's bottom and to encourage aquatic passage. Therefore design was adjusted to a 5-ft by 5-ft concrete box culvert in order to allow for more cubic feet of flow.

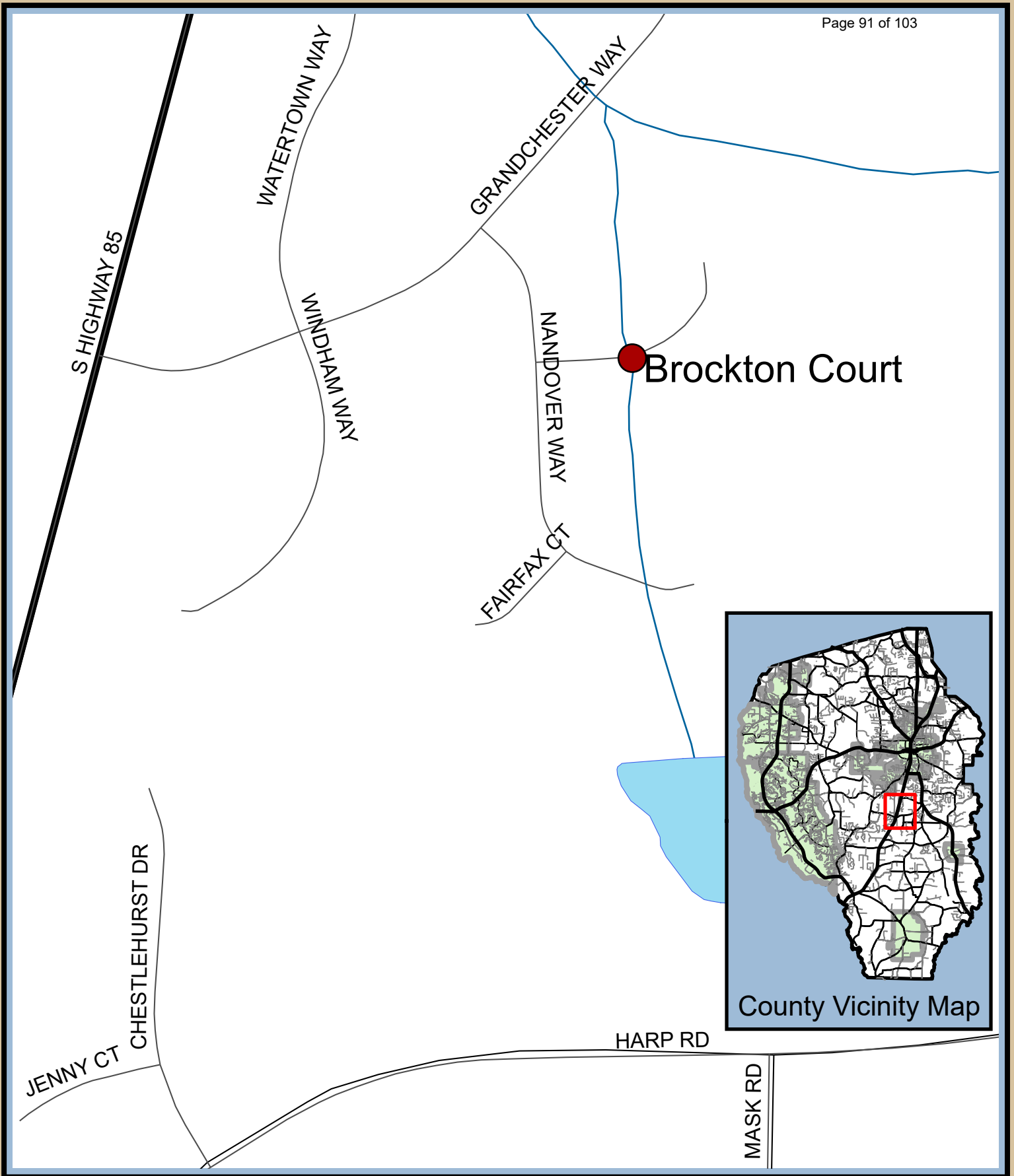
Other elements contributing to the need for additional funds are; increased design fees due to additional permitting requirements, Right of Way acquisition costs and associated legal fees, and administrative fees (salary allocations). The higher than initially estimated expenses related to Right of Way acquisition are due to the need to hire a third-party consultant for acquisitions services, an increase in property values, and the receipt of appraisal values greater than typically used in Fayette County. These higher appraisal amounts include elevated landscape values for the property owners to replace lost value, not commonly utilized on SPLOST projects. The cost for construction materials has also increased by approximately 30% since the initial 2016 cost estimate, leading to higher costs for construction; 2016 Cost Index of 1.68 versus 2020 Cost Index of 1.97 (National Highway Construction Cost Index, 2020).

The construction cost for project of similar size and scope, the Graves Road Culvert Replacement project completed in September 2019 was \$298,661.86, which is similar to the construction cost for this project \$290,440.00.

The amount of funds being requested for transfer (\$307,632.23) on this agenda request are essential in order to award the bid for construction.

	<b>SPLOST APPROVED BUDGET</b>	<b>EXPECTED TOTAL PROJECT COST</b>	<b>VARIANCE</b>
Design & Permitting	\$21,876.00	\$49,595.00	\$27,719.00
Right of Way	\$8,712.00	\$63,663.00	\$54,951.00
Construction	\$75,151.00	\$290,440.00	\$215,289.00
Administrative	\$0.00	\$9,673.23	\$9,673.23
<b>Total</b>	<b>\$105,739.00</b>	<b>\$413,371.23</b>	<b>\$307,632.23</b>

SPLOST Approved Budget	\$105,739.00
<b>Amount of Agenda Request</b>	<b>\$307,632.23</b>



**Project Location**

Fayette County SPLOST  
Brockton Court - 17SAT  
Stormwater Culvert Replacement







**Photo 1:** Upstream end of culvert.



**Photo 2:** Downstream end of culvert looking northeast towards Brockton Court.

## Brockton Court

**Photo Date:**

1/20/2016

**Taken By:**

David Gibbs

**Page**

1





**Purchasing Department**  
 140 Stonewall Avenue West, Ste 204  
 Fayetteville, GA 30214  
 Phone: 770-305-5420  
[www.fayettecountyga.gov](http://www.fayettecountyga.gov)

To: Steve Rapson

Through: Ted L. Burgess

From: Natasha M. Duggan

Date: January 14, 2021

Subject: Contract #1885-B: Brockton Court Culvert Replacement

The Purchasing Department issued Invitation to Bid #1885-B to secure a contractor to replace a failing 60-inch corrugated metal pipe under Brockton Court with a 66-LF of a 5-ft. by 5-ft. concrete box culvert along with the relocation of the existing utilities in the area and the design and installation of a 20-LF of retaining wall. Notice of the opportunity was emailed to 128 companies. Another 733 were contacted through the web-based Georgia Procurement Registry, who had registered under commodity code #91339 (Construction, Pipe Culvert) and #21028 (Culverts, Concrete). The offer was also advertised through Georgia Local Government Access Marketplace, the Fayette County Newspaper, and the county website.

Eleven (11) Companies submitted quotes (attached).

Environmental Management recommends awarding to the lowest responsive, responsible bidder, Williams Contracting Company, LLC. There is no previous contract so there is not a Contractor Performance Evaluation. Environmental Management checked their references and received a positive response.

Specifics of the proposed contract are as follows:

<b>Contract Name</b>	#1885-B: Brockton Court Culvert Replacement	
<b>Contractor</b>	Williams Contracting Company LLC	
<b>Type of Contract</b>	Culvert Construction	
<b>Contract Amount</b>	\$272,200.00	
<b>Budget:</b>		
Fund	322	2017 SPLOST
Org Code	32240320	Stormwater
Object	542410	Other Improvements
Project	17SAT	115 Brockton Ct.
Requested Transfer	\$307,633.00	from General Stormwater Contingency
Available	\$272,200.77	Upon approval of Transfer by BOC

**Contract #1885-B**  
**Brockton Court Culvert Replacement**

	Site Engineering, Inc.	Georgia Bridge & Concrete LLC	Hitson Construction, Inc.	McLeRoy, Inc.	RDJE, Inc.
<b>Lump Sum Base Bid</b>	\$590,000.00	\$542,497.00	\$425,661.14	\$406,900.00	\$387,500.00
<b>Alternate Bid Items:</b>					
A. Additional Amount to include Stamped Concrete Retaining Wall in lieu of Redi-Rock Retaning Wall	30,000.00	25,000.00	12,600.00	4,000.00	30,000.00
B. Additional Amount to include Cast-in-Place Concrete Retaining Wall in lieu of Redi-Rock Retaning Wall	25,000.00	22,500.00	23,200.00	4,000.00	28,000.00

	The Corbett Group	Helix Group	McCoy Grading, Inc.	CMES, Inc.	Piedmont Paving, Inc.	Williams Contracting Company, LLC
<b>Lump Sum Base Bid</b>	\$380,000.00	\$344,000.00	\$338,071.00	\$336,704.00	\$308,339.20	\$272,200.00
<b>Alternate Bid Items:</b>						
A. Additional Amount to include Stamped Concrete Retaining Wall in lieu of Redi-Rock Retaning Wall	3,500.00	20,000.00	-15,380.00	45,000.00	7,906.03	0.00
B. Additional Amount to include Cast-in-Place Concrete Retaining Wall in lieu of Redi-Rock Retaning Wall	5,500.00	10,000.00	-17,220.00	38,000.00	3,529.14	0.00



**Purchasing Department**  
 140 Stonewall Avenue West, Ste 204  
 Fayetteville, GA 30214  
 Phone: 770-305-5420  
 www.fayettecountyga.gov

### Administrator's Report: A

To: Steve Rapson

Through: Ted L. Burgess *TB*

Date: November 23, 2020

Subject: Contract #930-P: Preliminary Engineering for Redwine Road Multi-Use Path  
 Supplemental #3: Construction Inspection

On April 23, 2015 the Board of Commissioners awarded Contract #930-P to Heath & Lineback Engineers, Inc. for preliminary engineering services for the Redwine Road multi-use path. Supplemental awards #1 and 2 were awarded for final plans, specifications, and utility coordination.

Supplemental #3 will provide construction inspection services for the duration of path construction activities. Invoices will be billed on a cost-per-unit of work basis, not to exceed \$135,000.00. ✓

The General Contractor for the project is A1 contracting, LLC, who were awarded Contract #1844-B by the Board of Commissioners on November 12, 2020.

Specifics of the proposed Supplemental #3 are as follows:

<b>Contract Name</b>	#930-P: Preliminary Engineering for Redwine Road Multi-Use Path		
<b>Supplemental No.</b>	#3: Construction Inspection		
<b>Contractor</b>	Heath & Lineback Engineers, Inc.		
<b>Not to Exceed</b>	\$135,000.00		
<b>Budget:</b>			

	2017 <u>SPLOST</u>	<u>Grant</u>	<u>Notes</u>
Fund	322	326	
Org Code	32240220	32640220	Roads
Object	541210	541210	Other Improvements
Project	17TAH	17TAH	Redwine Road Multi-Use Path
Available	\$543,000.92	\$1,151,549.54	As of 11/20/2020

*A1 Contracting Contract*  
*\$1,460,196*

Approved by: \_\_\_\_\_

Date: \_\_\_\_\_

*11/23/2020*



# Heath & Lineback Engineers, Inc.

2390 CANTON ROAD • BUILDING 200 • MARIETTA, GEORGIA 30066-5393

hle@heath-lineback.com • phone (770) 424-1668

November 4, 2020

November 18, 2020 revised

Mr. Phil Mallon, P.E.  
Fayette County Public Works Director  
140 Stonewall Avenue West, Suite 204  
Fayetteville, GA 30214

**RE: Cost Proposal for Redwine Road Multi-use Trail Construction Inspection**

Dear Mr. Mallon,

Heath & Lineback Engineers (H&L) will provide construction inspection services in accordance with Required Contract Provisions for Federal-Aid Construction Contracts (FHWA-1273—Revised May, 2012) and represent the owner during critical construction activities and as needed in support of Fayette County inspection personnel. All testing, such as soil compaction, asphalt density and concrete strength, will be completed by CMS and is included in the scope of services provided by Heath & Lineback Engineers.

Heath & Lineback Engineers and Construction Materials Services are GDOT Pre-qualified in the following categories and Notice of Professional Consultant Qualification is attached.

6.04a Laboratory Materials Testing

6.04b Field Testing of Roadway Construction Materials

8.01 Construction Supervision

9.02 Rainfall and Runoff Reporting

9.03 Field Inspections for Compliance of Erosion and Sedimentation Control Devices Installation

## **A. Scope of Work**

For the duration of path construction activities, H&L will:

- Attend all pre-construction and construction planning meetings as scheduled.
- Document construction activity with photo/video at appropriate milestones and provide to Fayette County on weekly basis.
- Review and certify the Davis-Bacon wage determination per contract provisions
- Verify Disadvantaged Business Enterprise (DBE) requirements are met.
- Maintain project file and provide original files to Fayette County for future GDOT and/or FHWA audits.
- Review Material Submittals provided by contractor.
- Address all Requests for Information submitted by the contractor.
- Monitor contractor traffic control and notify contractor of any deficiencies.

During earthwork and erosion control installation, H&L will:

- Verify with FC inspector that all BMPs are installed according to the approved plan set.
- Verify with FC inspector the field measurement and quantity of all BMPs placed and maintained.
- Will monitor ongoing BMP maintenance and ensure that ES&PC inspection is being performed and documented.



## Heath & Lineback Engineers, Inc.

During construction of culvert extension, H&L will:

- Inspect reinforcement and form work prior to placement of any concrete.
- Be present during the pouring of concrete. H&L will be responsible for monitoring concrete placement, collection of delivery tickets and document process. *(Concrete strength tests will be completed by CMS.)*

During precast pipe culvert fabrication and placement, H&L will:

- Not inspect the fabrication of any pipe culvert. The fabrication facility will be responsible for inspection.
- Confirm pipe size and placement, but not longitudinal and grade measurements.
- Verify all quantities placed on a weekly basis.

During grading and subbase preparation, H&L will:

- Ensure that construction activities are in accordance with the approved plan set.
- H&L will be responsible for monitoring GAB placement, compaction and collection of delivery tickets.

During paving operations, H&L will:

- Ensure that asphalt is placed according to the approved plan set.
- Verify that all contractor asphalt testing requirements are met and documented.
- H&L will be responsible for monitoring asphalt placement, compaction and collection of delivery tickets.

Miscellaneous:

- H&L will measure, document and verify quantities used during path construction.
- H&L will inspect all miscellaneous items not listed above such as, but not limited to, the installation of signing and marking and rip rap placement.

Final Inspection and Acceptance of the project:

- H&L will perform final inspection of the project, prepare a Construction Complete punch list, and assist in the final project acceptance.

### **B. Fee**

Heath & Lineback will provide construction inspection as outlined for a cost per unit of work not to exceed an amount of \$135,000.00 (see attached cost breakdown).

### **C. Schedule**

Services will be provided and completed as needed for a period of nine months.

### **D. Performance of Work**

The proposal is based on the project continuing expeditiously.

The standard of care for all professional engineering and related services performed or furnished by Engineer under this Agreement will be the care and skill ordinarily used by members of the subject profession practicing under similar circumstances at the same time and in the same locality. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with Engineers services other than that it will meet the above standard of care.

Engineer may use or rely upon the design services of others, including, but not limited to contractors, manufacturers, and suppliers. For the inspection services of this bridge structure, Engineer is responsible for the fees associated with the third-party services.



## Heath & Lineback Engineers, Inc.

### **E. Authorization**

Service is authorized and Notice-to-Proceed is assumed immediate upon your authorization signature and return of this letter.

Sincerely yours,  
Heath & Lineback Engineers, Inc.



W. Allen Krivsky, PE  
Senior Vice President  
*Authorized by:*

---

**Fayette County**

---

**Date**

---


**Please Print Name**

---

**Title**



**STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION**  
**NOTICE OF PROFESSIONAL CONSULTANT QUALIFICATION**  
 You are qualified to provide Consulting Services to the Department of Transportation for the  
 area-classes of work checked below. Notice of qualification is not a notice of selection.

NAME AND ADDRESS		DISPOSITION DATE	EXPIRATION DATE
HEATH & LINEBACK ENGINEERS, INC 2390 Canton Road, Building 200 Marietta, GA 30066		June 11, 2020	May 29, 2023
SIGNATURE 			
1. Transportation Planning	3. Highway Design Roadway (continued)		
- 1.01 State Wide Systems Planning	- 3.09 Traffic Control System Analysis, Design and Implementation		
- 1.02 Urban Area and Regional Transportation Planning	X 3.10 Utility Coordination		
- 1.03 Aviation Systems Planning	- 3.11 Architecture		
- 1.04 Mass and Rapid Transportation Planning	X 3.12 Hydraulic and Hydrological Studies (Roadway)		
- 1.05 Alternate System and Corridor Location Planning	X 3.13 Facilities for Bicycles and Pedestrians		
- 1.06 Unknown	- 3.14 Historic Rehabilitation		
- 1.06a NEPA Documentation	- 3.15 Highway Lighting		
- 1.06b History	- 3.16 Value Engineering		
- 1.06c Air Studies	- 3.17 Design of Toll Facilities Infrastructure		
- 1.06d Noise Studies			
- 1.06e Ecology	4. Highway Structures		
- 1.06f Archaeology	X 4.01a Minor Bridges Design		
- 1.06g Freshwater Aquatic Surveys	- 4.01b Minor Bridges Design CONDITIONAL		
	X 4.02 Major Bridges Design		
- 1.06h Bat Surveys	- 4.03 Movable Span Bridges Design		
- 1.07 Attitude, Opinion and Community Value Studies	X 4.04 Hydraulic and Hydrological Studies (Bridges)		
- 1.08 Airport Master Planning	X 4.05 Bridge Inspection		
X 1.09 Location Studies			
- 1.10 Traffic Studies	5. Topography		
- 1.11 Traffic and Toll Revenue Studies	- 5.01 Land Surveying		
- 1.12 Major Investment Studies	- 5.02 Engineering Surveying		
- 1.13 Non-Motorized Transportation Planning	- 5.03 Geodetic Surveying		
	- 5.04 Aerial Photography		
2. Mass Transit Operations	- 5.05 Aerial Photogrammetry		
- 2.01 Mass Transit Program (Systems) Management	- 5.06 Topographic Remote Sensing		
- 2.02 Mass Transit Feasibility and Technical Studies	- 5.07 Cartography		
- 2.03 Mass Transit Vehicle and Propulsion System	- 5.08 Subsurface Utility Engineering		
- 2.04 Mass Transit Controls, Communications and Information Systems			
- 2.05 Mass Transit Architectural Engineering	6. Soils, Foundation & Materials Testing		
X 2.06 Mass Transit Unique Structures	- 6.01a Soil Surveys		
- 2.07 Mass Transit Electrical and Mechanical Systems	- 6.01b Geological and Geophysical Studies		
- 2.08 Mass Transit Operations Management and Support Services	- 6.02 Bridge Foundation Studies		
- 2.09 Aviation	- 6.03 Hydraulic and Hydrological Studies (Soils and Foundation)		
- 2.10 Mass Transit Program (Systems) Marketing	- 6.04a Laboratory Materials Testing		
	- 6.04b Field Testing of Roadway Construction Materials		
3. Highway Design Roadway	- 6.05 Hazard Waste Site Assessment Studies		
X 3.01 Two-Lane or Multi-Lane Rural Generally Free Access Highway Design	8. Construction		
X 3.02 Two-Lane or Multi-Lane with Curb and Gutter Generally Free Access Highways Design Including Storm Sewers	X 8.01 Construction Supervision		
X 3.03 Two-Lane or Multi-Lane Widening and Reconstruction, with Curb and Gutter and Storm Sewers in Heavily Developed Commercial Industrial and Residential Urban Areas	9. Erosion and Sedimentation Control		
X 3.04 Multi-Lane, Limited Access Expressway Type Highway Design	X 9.01 Erosion, Sedimentation, and Pollution Control and Comprehensive Monitoring Program		
X 3.05 Design of Urban Expressway and Interstate	- 9.02 Rainfall and Runoff Reporting		
- 3.06 Traffic Operations Studies	- 9.03 Field Inspections for Compliance of Erosion and Sedimentation Control Devices Installations		
- 3.07 Traffic Operations Design			
- 3.08 Landscape Architecture			



**STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION  
NOTICE OF PROFESSIONAL CONSULTANT QUALIFICATION**

You are qualified to provide Consulting Services to the Department of Transportation for the  
area-classes of work checked below. Notice of qualification is not a notice of selection.

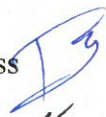

NAME AND ADDRESS		DISPOSITION DATE	EXPIRATION DATE
CONSTRUCTION MATERIALS SERVICES INC. 105 PARK 42 DR., SUITE A, LOCUST GROVE, GA 30248-2545		March 14, 2019	January 31, 2022
SIGNATURE <i>Niall Bittel</i>			
1. <b>Transportation Planning</b>	3. <b>Highway Design Roadway (continued)</b>		
- 1.01 State Wide Systems Planning	- 3.09 Traffic Control System Analysis, Design and Implementation		
- 1.02 Urban Area and Regional Transportation Planning	- 3.10 Utility Coordination		
- 1.03 Aviation Systems Planning	- 3.11 Architecture		
- 1.04 Mass and Rapid Transportation Planning	- 3.12 Hydraulic and Hydrological Studies (Roadway)		
- 1.05 Alternate System and Corridor Location Planning	- 3.13 Facilities for Bicycles and Pedestrians		
- 1.06 Unknown	- 3.14 Historic Rehabilitation		
- 1.06a NEPA Documentation	- 3.15 Highway Lighting		
- 1.06b History	- 3.16 Value Engineering		
- 1.06c Air Studies	- 3.17 Design of Toll Facilities Infrastructure		
- 1.06d Noise Studies			
- 1.06e Ecology	4. <b>Highway Structures</b>		
- 1.06f Archaeology	- 4.01a Minor Bridges Design		
- 1.06g Freshwater Aquatic Surveys	- 4.01b Minor Bridges Design CONDITIONAL		
- 1.06h Bat Surveys	- 4.02 Major Bridges Design		
- 1.07 Attitude, Opinion and Community Value Studies	- 4.03 Movable Span Bridges Design		
- 1.08 Airport Master Planning	- 4.04 Hydraulic and Hydrological Studies (Bridges)		
- 1.09 Location Studies	- 4.05 Bridge Inspection		
- 1.10 Traffic Studies	5. <b>Topography</b>		
- 1.11 Traffic and Toll Revenue Studies	- 5.01 Land Surveying		
- 1.12 Major Investment Studies	- 5.02 Engineering Surveying		
- 1.13 Non-Motorized Transportation Planning	- 5.03 Geodetic Surveying		
2. <b>Mass Transit Operations</b>	- 5.04 Aerial Photography		
- 2.01 Mass Transit Program (Systems) Management	- 5.05 Aerial Photogrammetry		
- 2.02 Mass Transit Feasibility and Technical Studies	- 5.06 Topographic Remote Sensing		
- 2.03 Mass Transit Vehicle and Propulsion System	- 5.07 Cartography		
- 2.04 Mass Transit Controls, Communications and Information Systems	- 5.08 Subsurface Utility Engineering		
- 2.05 Mass Transit Architectural Engineering	6. <b>Soils, Foundation &amp; Materials Testing</b>		
- 2.06 Mass Transit Unique Structures	X 6.01a Soil Surveys		
- 2.07 Mass Transit Electrical and Mechanical Systems	X 6.01b Geological and Geophysical Studies		
- 2.08 Mass Transit Operations Management and Support Services	X 6.02 Bridge Foundation Studies		
- 2.09 Aviation	- 6.03 Hydraulic and Hydrological Studies (Soils and Foundation)		
- 2.10 Mass Transit Program (Systems) Marketing	X 6.04a Laboratory Materials Testing		
	X 6.04b Field Testing of Roadway Construction Materials		
	X 6.05 Hazard Waste Site Assessment Studies		
3. <b>Highway Design Roadway</b>	8. <b>Construction</b>		
- 3.01 Two-Lane or Multi-Lane Rural Generally Free Access Highway Design	X 8.01 Construction Supervision		
- 3.02 Two-Lane or multi-Lane with Curb and Gutter Generally Free Access Highways Design Including Storm Sewers	9. <b>Erosion and Sedimentation Control</b>		
- 3.03 Two-Lane or Multi-Lane Widening and Reconstruction, with Curb and Gutter and Storm Sewers in Heavily Developed Commercial Industrial and Residential Urban Areas	- 9.01 Erosion, Sedimentation, and Pollution Control and Comprehensive Monitoring Program		
- 3.04 Multi-Lane, Limited Access Expressway Type Highway Design	X 9.02 Rainfall and Runoff Reporting		
- 3.05 Design of Urban Expressway and Interstate	X 9.03 Field Inspections for Compliance of Erosion and Sedimentation Control Devices Installations		
- 3.06 Traffic Operations Studies			
- 3.07 Traffic Operations Design			
- 3.08 Landscape Architecture			



## Administrator's Report: B



**Purchasing Department**  
140 Stonewall Avenue West, Ste 204  
Fayetteville, GA 30214  
Phone: 770-305-5420  
www.fayettecountyga.gov

To: Steve Rapson  
Through: Ted L. Burgess   
From: Ted Crumbley   
Date: November 4, 2020  
Subject: Bid #1865-B: Playground Shade Structures

The Purchasing Department issued a request for quote for the above reference project. Notices of the opportunity to quote were emailed to eight companies. Another One hundred eighteen contractors were contacted through the Georgia Procurement Registry.

The Purchasing Department received four quotes. Recreation recommends award to the low bidder, Bliss Products and Services. A search did not produce any contracts with Bliss Products and Services so a performance evaluation is not attached. References were checked and found to be acceptable.

Specifics of the proposed contract are as follows:

Contract Name: #1865-B: Playground Shade Structures  
Vendor: Bliss Products and Services  
Contract Not-to-Exceed Amount: \$ 55,129.33

Organization Code: 37560110 (Recreation CIP)  
Object Code: 541320 (Building and Structures)  
Project Code: 206AB (Kenwood Park Playground)  
Available Budget: \$ 80,000.00 as of 10/4/2020

Awarding Authority: County Administrator

Approval Signature



Date: 11/4/2020

**BID NUMBER: #1865-B**

**BID NAME: PLAYGROUND SHADE STRUCTURES**

**DUE DATE & TIME: 12:00PM, THURSDAY, OCTOBER 22, 2020**

DESCRIPTION	COMPANY NAMES			
	HENDEE ENTERPRISES, INC.	BLISS PRODUCTS AND SERVICES	USA SHADE & FABRIC STRUCTURE	RITE LITE SIGNS, INC.
ONE SHADE STRUCTURE FOR 5 TO 12 YEARS OLDS	\$31,500.00	\$33,077.60	\$34,910.00	\$35,298.23
ONE SHADE STRUCTURE FOR 2 TO 5 YEARS OLDS	\$29,200.00	\$22,051.73	\$40,919.00	\$21,924.30
<b>TOTAL BID PRICE</b>	<b>\$60,700.00</b>	<b>\$55,129.33</b>	<b>\$75,829.00</b>	<b>\$57,222.53</b>