

BOARD OF COUNTY COMMISSIONERS

Lee Hearn
Edward Gibbons
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

MINUTES

January 13, 2022

5:00 p.m.

Welcome to the meeting of your Fayette County Board of Commissioners. Your participation in County government is appreciated. All regularly scheduled Board meetings are open to the public and are held on the 2nd and 4th Thursday of each month at 5:00 p.m.

Call to Order by County Attorney Dennis A. Davenport

County Attorney Dennis Davenport called the January 13, 2022 Organizational Meeting of the Board of Commissioners to order at 5:00 p.m. A quorum of the Board was present, Commissioner Eric Maxwell was absent. He stated that according to Section 2-52 of the Fayette County Code, the county attorney had the duty and responsibility to open the first meeting of the year. He explained the process for electing the Chairman of the Board.

ORGANIZATIONAL SESSION:

1. Election of Board Chairman for the year 2022.

County Attorney Dennis Davenport opened the floor for nominations for Chairman of the Board of Commissioners.

Commissioner Edward Gibbons nominated Commissioner Lee Hearn as Chairman.

Commissioner Charles Oddo moved to close the floor for nominations. Commissioner Edward Gibbons seconded. The motion passed 4-0. Commissioner Eric Maxwell was absent.

Commissioner Charles Rousseau moved to elect Commissioner Lee Hearn as Chairman. Commissioner Edward Gibbons seconded. The motion passed 4-0. Commissioner Eric Maxwell was absent.

2. Election of Board Vice Chairman for the year 2022.

Chairman Lee Hearn continued the meeting by opening the floor for nominations for Vice Chairman.

Commissioner Oddo nominated Commissioner Gibbons as Vice Chairman. Chairman Hearn moved to close the floor for nominations. Commissioner Gibbons seconded. The motion passed 4-0. Commissioner Maxwell was absent.

The Board moved to elect Commissioner Gibbons as Vice Chairman. The motion passed 4-0. Commissioner Maxwell was absent.

OFFICIAL SESSION:

Acceptance of Agenda

Vice Chairman Gibbons moved to accept the agenda, with the addition of New Business item 10A, "Consideration of the no-thru truck ordinance". Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

Invocation and Pledge of Allegiance by Commissioner Charles Oddo

Commissioner Charles Oddo offered the Invocation and led the Pledge of Allegiance.

PROCLAMATION/RECOGNITION:

3. Recognition of Government Finance Officers' Association Certificates of Achievement for Excellence in Financial Reporting for Fayette County's Comprehensive Annual Financial Report for the fiscal year ended June 30, 2020.

County Administrator Steve Rapson, on behalf of the Board, recognized the Fayette County Finance Department for their recognition of Government Finance Officers' Association Certificates of Achievement for Excellence in Financial Reporting for Fayette County's Comprehensive Annual Financial Report for the fiscal year ended June 30, 2020. Mr. Rapson stated that this Certificate of Achievement for Excellence was a big accomplishment and commended the efforts of the Finance Department.

4. Recognition of Government Finance Officers' Association Certificates of Achievement for Excellence in Financial Reporting for Fayette County Water System Comprehensive Annual Financial Report for the fiscal year ended June 30, 2020.

Mr. Rapson, on behalf of the Board, recognized the Fayette County Water System for their recognition of Government Finance Officers' Association Certificates of Achievement for Excellence in Financial Reporting for Fayette County's Comprehensive Annual Financial Report for the fiscal year ended June 30, 2020. Mr. Rapson stated that this Certificate of Achievement for Excellence was a big accomplishment and commended the efforts of the Water Systems.

5. Recognition of the Fayette County 9th Annual Merry Door Decorating Contest winners.

Mr. Rapson recognized the Elections Office for winning third place in the Fayette County 9th Annual Merry Door Decorating Contest. He presented the Purchasing Office as the second-place winners and the Tax Assessors Office as the first-place winners with trophies.

6. Presentation from McIntosh Trail Community Service Board regarding new leadership and update on services in Fayette County.

Mrs. Kenyatta Walker of the McIntosh Trail Community Service Board introduced herself as the new Executive Director. She stated that McIntosh Trail Community Service Board provided mental health, substance abuse and developmental disability services for a total of seven counties including Fayette County. Ms. Walker thanked the Board for their participation in the board member appointment process as well as for their continued financial support. She stated that McIntosh Trail Community Service Board served 645 individuals from Fayette County last year.

Chairman Hearn thanked them for the service they provided to the community and in helping make "people's lives a little bit better" by the services they provide.

Commissioner Rousseau thanked Ms. Walker for coming out to speak with the Board and introducing herself. In reiterating Chairman Hearn's comments, he stated that because of the level of work that McIntosh Trail Community Service Board does, their efforts could sometimes go unnoticed if you do not have to work through these types of challenges in your family. Commissioner Rousseau ask if there were any trends or data the Board should be aware of as we enter the New Year.

Ms. Walker stated yes, unfortunately there was an uptrend in suicidality. She added that there was an increase in, not only the suicidal ideations, but also completing the suicide within Fayette County. Ms. Walker stated that these trends were being tracked and had been forwarded to the Department of Behavioral Health and Developmental Disabilities (DBHDD) for involvement and feedback. Ms. Walker stated that from memory there were about five or six suicides in Fayette County last year. She stated that this was a trend they were working to get a handle on by providing education and letting the community know that the McIntosh Trail Community Service Board was available with resources. She stated that McIntosh Trail was not currently working with the Fayette County Drug Court but would reach out to Judge Thompson's office. She added that they were part of Fayette Factor. Ms. Ayanna Knight, Executive Administrative Assistant, stated that she also participated in both the Local Interagency Planning Teams (LIPT) and the Child in Need Services (CHINS) program.

The Board thanked Ms. Walker and Ms. Knight for coming.

PUBLIC HEARING:

Community Development Director Pete Frisina read the Introduction to Public Hearings

7. Consideration of Petition No. 1314-21, Wright Chancey Ebenezer Bypass, LLC, Owner, request to rezone 84.746 acres from A-R to C-S to develop a residential subdivision; property located at Land Lot 36 of the 7th District and fronts on Ebenezer Road, Ebenezer Church Road and Ebenezer Bypass.

Mr. Frisina stated that staff and the Planning Commissioner recommended approval of Petition No. 1314-21, with two conditions. He stated that since having the Planning Commission meeting, there was an addendum that was included in the agenda packet noted as Exhibit #1, regarding additional right-of-way that would be required. Mr. Frisina stated that the recommendation included the amended condition as depicted in Exhibit #1. The condition would remain the same, with the right-of-way dedicated by the developer remaining tied to the development plan he turned in and would also require an area depicted in the attached Exhibit #1.

Petitioner Rod Wright stated that he was asking for approval of Petition No. 1314-21 as submitted. He added that he did agree to the two conditions and the additional right-of-way. Mr. Wright also stated that he would like to proceed with the Public Hearing with the four commissioners, as opposed to waiting for a full Board.

No one spoke in favor

Mr. Jere Key of Fayetteville stated that he had concerns regarding this rezoning request. Mr. Key stated that in his opinion the new development would be out of character for the area. He added that the surrounding area was predominately 5-acre lots and he would prefer it to remain that way.

Pam Kemp of Fayetteville stated that she traveled the area often specifically from Spear Road to Robinson Road up to Ebenezer Road. Ms. Kemp stated that the sight distance from Spear Road toward State Route 54 was horrible and the thought of a new development in the area was concerning.

Commissioner Oddo as a point of clarification for the public asked Mr. Frisina to explain CS zoning.

Mr. Frisina stated that "CS" stood for Conservation Subdivision. He added that the way a Conservation Subdivision worked was that the development was in a land use area designated 1-unit per 3 -acres. The applicant drew a yield plan based on R-80 which was a 3-acre zoning district, to determine how many 3-acre lots could be yielded from the property. It was determined that there were 25-lots that could be yielded from the property. From there, the applicant was allowed to reduce the 25-lot to 1.5-acres. The CS zoning allows an applicant to develop 60% of the property for the subdivision and 40% of the subdivision would remain a controlled open space. Mr. Frisina noted that with this particular property there was more than 40% in the controlled open space. As a result, it exceeds the CS zoning requirements.

Commissioner Oddo asked if the open space was a permanent designation, within the subdivision.

Mr. Frisina stated yes, it would be held in conservation easement.

Chairman Hearn asked as clarification if the Health Department required not only one septic area but an alternate septic area.

Mr. Frisina stated yes, they did require a primary and secondary replacement area. He added that this would be done during the final plat process once the soils were brought in, for each individual lot.

Commissioner Oddo moved to approve Petition No. 1314-21, Wright Chancey Ebenezer Bypass, LLC, Owner, request to rezone 84.746 acres from A-R to C-S to develop a residential subdivision; property located at Land Lot 36 of the 7th District and fronts on Ebenezer Road, Ebenezer Church Road and Ebenezer Bypass, with two conditions that: (1) that no lot shall have direct access onto Ebenezer Road or Ebenezer Church Road. (This condition will be enforced by the Engineering/Public Works Department.); and (2) that the owner/developer dedicate by deed, at no cost to the county, adequate right-of-way for the re-alignment of Ebenezer Church Road as depicted on the Development Plan submitted with this rezoning petition dated October 19, 2021, and the area depicted in the attached Exhibit #1. (This condition will be administered by the Engineering/Public Works Department.) Vice Chairman Gibbons seconded.

Vice Chairman Gibbons asked if the development comport with the county's Future Land Use Plan.

Mr. Frisina stated yes. It is in a 3-acre area and is a 3-acre density.

Commissioner Oddo moved to approve Petition No. 1314-21, Wright Chancey Ebenezer Bypass, LLC, Owner, request to rezone 84.746 acres from A-R to C-S to develop a residential subdivision; property located at Land Lot 36 of the 7th District and fronts on Ebenezer Road, Ebenezer Church Road and Ebenezer Bypass, with two conditions that: 1. that no lot shall have direct access onto Ebenezer Road or Ebenezer Church Road. (This condition will be enforced by the Engineering/Public Works Department.); 2. that the owner/developer dedicate by deed, at no cost to the county, adequate right-of-way for the re-alignment of Ebenezer Church Road as depicted on the Development Plan submitted with this rezoning petition dated 10/19/2021, and the area depicted in the attached Exhibit #1. (This condition will be administered by the Engineering/Public Works Department.) Vice Chairman Gibbons seconded. The motion passed 4-0. Commissioner Maxwell was absent.

PUBLIC COMMENT:

Randy Ognio of Fayetteville stated that he was aware that the no-thru truck ordinance was an item that the Transportation Committee had worked on, and he was speaking as Chairman of the Transportation Committee. Mr. Ognio stated that the Transportation Committee reviewed this item because of the increased truck traffic on county roads, which was becoming a safety issue and maintenance issue for the county. He stated that the county Comprehensive Plan referred to a truck route ordinance and currently the county had some roads designated as truck prohibited routes which include Brogdon Road, Buckeye Road, Gingercake Road, and Jenkins Road, but none of these roads had signage and it was difficult for the Sheriff Office to enforce. Mr. Ognio stated that the recommendation was that the County officially designate State Routes, Tyrone Road, and Veterans Parkway as truck routes and prohibit thru truck movement through all other county roads. Mr. Ognio stated that the Transportation Committee worked to develop a draft ordinance that could adequately address the needs of the County regarding thru truck traffic. He added that the Transportation Committee garnered input from the Sheriff Office as it related to enforcement of the ordinance and was requesting approval of the Board to have the ordinance reviewed by the County Attorney. Mr. Ognio stated that once reviewed and revised, if needed, the goal was to provide the Board with an no-thru truck ordinance for consideration and approval.

CONSENT AGENDA:

Commissioner Oddo moved to approve the Consent Agenda as written. Vice Chairman Gibbons seconded. The motion passed 4-0. Commissioner Eric Maxwell was absent.

- 8. Approval of Resolution 2022-01 establishing Qualifying Fees for the 2022 elections in Fayette County.**
- 9. Approval of the December 9, 2021 Special Called Board of Commissioners Meeting Minutes.**
- 10. Approval of the December 9, 2021 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

- 10a. Approval of the Transportation Committee's recommendation for Fayette County staff and legal counsel to prepare a No Thru Truck ordinance for future consideration by the Board of Commissioners.**

Public Works Director Phil Mallon stated that the Transportation Committee (TC) had put considerable thought and consideration in the No Thru Truck ordinance identifying it as a need for the county. He stated that before any additional efforts was spent, it would be prudent to provide the Board with an update regarding the No Thru Truck ordinance, to gain some guidance and determine if it was something the Board was interested in pursuing. Mr. Mallon stated that in his opinion, the next step would be to get input from the County Attorney. Mr. Mallon stated that the Transportation Committee had identified what they felt would be good candidate roads, but by no means was it a definitive list. He added that if the Board did decide to move forward, he would suggest that the roads that had been approved by the Board, as some type of restrictive travel in the past, be included and updated to create a cohesive list governed by the same guidelines.

Chairman Hearn asked in reviewing some of the roads listed as truck prohibited roads, how could they designate a road, like 85 Connector, that had previously been designated as a State Route. Chairman Hearn stated that since discussion began regarding the No Thru Truck ordinance, he had made a conscience effort to evaluate the number of semi-trucks and to a lesser extent, dump trucks that he had seen in the area, and he only saw Fayette County Road Department dump trucks. He added that he had not seen any semi-trucks in the past two and a half months. Chairman Hearn also noted that McIntosh Road, which was also listed, was a road that the Board had spent several million dollars on upgrading the bridge at the Flint River and widening the road to 12-foot travel lanes as a result, this road would seemingly be more conducive for thru truck traffic. Chairman Hearn stated that he had a neighbor who drove a semi-truck and in looking at the list of truck prohibited roads he wanted to know how his neighbor would get home traveling from Griffin based on the truck prohibited list. He stated that he felt that having exceptions to the rules would be problematic but also did not want to penalize a citizen trying to get home on the road. Chairman Hearn stated that outside of the data provided by Mayor Laggis for the Town of Woolsey, he had not seen data for the 85 Connector or any other county road, which he would like to review. He stated that he did appreciate the work that had been done by the Transportation Committee but felt he needed more information.

Commissioner Oddo asked if the No Thru Truck roads listed in the ordinance were the roads the Transportation Committee wanted or were these suggestions.

Mr. Mallon stated that these were roads recommended by the Transportation Committee to make the first round of review, with the expectation that additional roads would be considered in the future. He added that in his opinion this would be the pilot list to get the No Thru Truck ordinance in place and working and then review additional road for future consideration.

Commissioner Oddo stated that he felt it would be a good idea for the ordinance to be vetted by legal, but he also expressed his concerns regarding the roads listed as no thru truck roads. He asked if a decision on specific roads could be made later.

Mr. Mallon stated that would be the Board's prerogative to make the decision to not include any road within the ordinance. He acknowledged that the roads included on the list were very subjective, there was not a consistent method of collecting data and comparing truck volumes. This analysis was more based on group discussion and personal observations.

Mr. Rapson briefly summarized this item for the public. He stated that there was a current ordinance that outlined roads designated as thru traffic restricted routes which include Jenkins Road, Brogdon Road, Gingercake Road, Newton Road, and Buckeye Road which had not been reviewed by legal. He added that the Transportation Committee was also recommending another six roads evaluated for a no thru truck ordinance which include Ebenezer Church Road, Redwine Road, Hampton Road (west), Highway 85C, Lowery Road and W. McIntosh Road. Mr. Rapson stated that the goal was to create a comprehensive no thru truck ordinance with consistent guidelines that was appropriately vetted through legal. He noted that the Board had received letters from local municipality mayors as well as the Transportation Committee regarding the need for a no truck thru ordinance. He acknowledged that a lot of the questions being posed by the Board, staff was not prepared to answer because guidance and direction from the Board was needed to determine a clear action plan on a staff level.

Vice Chairman Gibbons moved to approve the recommendation provided by the county Transportation Department for staff and legal to prepare a draft ordinance for future consideration; and to direct staff to conduct the necessary data gathering regarding truck traffic before applying specific roads to the proposed ordinance.

Commissioner Rousseau stated that in talking about areas and communities like Gingercake Road and Westbridge Road its important to recognize that these are residential and subdivisions where the increased truck traffic traveling to Pinewood Studios and surrounding areas has agitated these neighborhoods. He stated that the letter that was sent to the Board was the impetus for presenting the no thru truck ordinance before the Board to provide feedback and direction. Commissioner Rousseau stated that he was in favor of reviewing the ordinance to determine what needed to be updated and/or revised regarding no thru truck traffic including how this ordinance would be enforced. Commissioner Rousseau stated that his issue was the quality of life for citizens in these areas and how that was being compromised because of truck traffic in addition to the increased cost for road maintenance caused by the increased weight and capacity.

Vice Chairman Gibbons reiterated that his motion was to have county staff conduct the analysis of truck traffic to provide the necessary data to help the Board determine which roads would and would not apply to the no thru truck ordinance.

Chairman Hearn stated for clarification that there were two elements to the motion. The first was approval to craft a draft ordinance for future consideration. The second was to direct staff to conduct the necessary analysis of truck traffic to develop a metric of determining how roads would be recommended to be included in the no thru truck ordinance. He added that the Board was not approving a no thru truck roads list at this time.

County Attorney Dennis Davenport stated that for a project like this he would normally start by reviewing and reporting to the Board the current law. He added that he would also identify what the Board's methodology for this project was. He asked did the Board want to identify truck routes or identify truck prohibited roads because each of these would require a different analysis. Mr. Davenport stated that there would be exceptions to truck traffic because business throughout the county would need to receive trucks as part of their operations and trucks would need permission to go to these business to conduct business. He added that the purpose of this ordinance was specific to trucks traveling thru the county which would be where the truck routes were. Mr. Davenport stated that what he had seen work in other jurisdictions was to identify the truck routes and if a road is not listed on a truck route, it was prohibited.

Vice Chairman Gibbons withdrew his original motion.

Vice Chairman Gibbons moved to direct staff to analyze and comprise recommendations regarding thru truck traffic in Fayette County. Commissioner Rousseau seconded. The motion passed 4-0. Commissioner Maxwell was absent.

11. Consideration of request from the Griffin Judicial Circuit Chief Judge Fletcher Sams to apply on behalf of the circuit for available ARPA grant funds for the purpose of addressing backlogs of court cases; and approval for

Fayette County to fund its own costs of personnel, supplies, equipment, etc., needed to address the backlog of court cases.

Mr. Rapson stated that the Griffin Judicial Circuit was made up of four different counties. He continued that the America Rescue Plan (ARP) funds, which are being funneled through the state, had funds set aside to address the backlog of court cases. The way the grant was written, it had to be handled and submitted by the primary person in charge, which for the Griffin Judicial Circuit was Chief Superior Judge Fletcher Sams. Chief Judge Sams would combine a request that included the Prosecuting Attorney's Counsel (PAC), which was the District Attorney's portion, the Fayette County portion, along with Spaulding County portion. Mr. Rapson stated that this item was requesting the ability to move forward with the grant because it exceeded the \$100K limit under the Fayette County grant policy. Board approval would allow Chief Judge Sams to submit the grant application. If approved, these individuals would be grant employees and would exist as long as the grant existed and currently it was a 10-month grant request. Mr. Rapson stated that he had already received commitment from Spaulding County, the Prosecuting Attorney's Counsel (PAC), and the District Attorney stating that they understood that they would have to fund their portion. The State had advised that the counties would have to pay the costs up front and would be reimbursed.

Commissioner Rousseau asked about the likelihood of not being approved for the grant.

Mr. Rapson stated that he felt it was highly likely that the grant would be approved.

Vice Chairman Gibbons moved to approve of request from the Griffin Judicial Circuit Chief Judge Fletcher Sams to apply on behalf of the circuit for available ARPA grant funds for the purpose of addressing backlogs of court cases; and approval for Fayette County to fund its own costs of personnel, supplies, equipment, etc., needed to address the backlog of court cases. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

12. Consideration of the Zoning Board of Appeals Selection Committee's recommendation to appoint William "Bill" Beckwith to the Zoning Board of Appeals to complete an unexpired term beginning immediately and expiring December 31, 2022 and per Policy 100.19; Board Appointments Policy, appoint him to the successive term beginning January 1, 2023 and expiring December 31, 2025.

Mr. Frisina stated that he served as the selection committee for this recommendation and that Mr. Beckwith was the only applicant. Mr. Frisina stated that Mr. Beckwith had served on the Zoning Board of Appeals previously but had moved out of the County for a period of time and came off the board. Since then, another Zoning Board of Appeals member had decided to retire early which opened the position. Mr. Frisina noted that Mr. Beckwith had moved back into the county.

Mr. Beckwith stated that he was glad to be back in the county and appreciated the Board's consideration. He added that he appreciated the opportunity to serve Fayette County citizens once again.

Chairman Hearn stated that Mr. Beckwith had done an excellent job in the past and the Board believed he would do so in the future.

Commissioner Oddo moved to approve to appoint William "Bill" Beckwith to the Zoning Board of Appeals to complete an unexpired term beginning immediately and expiring December 31, 2022 and per Policy 100.19; Board Appointments Policy, appoint him to the successive term beginning January 1, 2023 and expiring December 31, 2025. Vice Chairman Gibbons seconded. The motion passed 4-0. Commissioner Maxwell was absent.

13. Consideration of the Planning Commission Selection Committee's recommendation to reappoint Arnold Martin to the Planning Commission for a term beginning January 1, 2022 and expiring December 31, 2024.

Mr. Frisina stated that the selection committee consisted of himself, Planning Commission Chairman Danny England, and the Zoning Administrator Chanelle Blaine. He stated that there were three applicants. Mr. Frisina stated that the selection committee unanimously voted to reappoint Arnold Martin.

Commissioner Rousseau thanked Mr. Martin and his family for dedicating the time to serve in such a valuable process. Commissioner Rousseau expressed his appreciation to Mr. Arnold for his efforts in teaching others about planning and zoning, this education was making an impact in the community.

Chairman Hearn thanked Mr. Martin for his willingness to serve.

Commissioner Rousseau moved to approve to reappoint Arnold Martin to the Planning Commission for a term beginning January 1, 2022 and expiring December 31, 2024. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

14. Consideration of a recommendation from the Selection Committee, comprised of Chairman Lee Hearn and Vice Chairman Edward Gibbons to reappoint Jack Bernard to the Fayette County Board of Health to a term beginning January 1, 2022 and expiring December 31, 2027.

Vice Chairman Gibbons stated that there were seven excellent applicants that applied for the two open positions. He noted that in reviewing the resumes of both Mr. Bernard and Dr. Crane they each were very well qualified. Vice Chairman Gibbons expressed his appreciation to all that applied and encouraged those that were not selected to continue to look for ways to serve in the county.

Mr. Bernard stated that he appreciated the opportunity to serve and that he felt Fayette County was the best county in the State.

Vice Chairman Gibbon moved to approve to reappoint Jack Bernard to the Fayette County Board of Health to a term beginning January 1, 2022 and expiring December 31, 2027. Commissioner Rousseau seconded. The motion passed 4-0. Commissioner Maxwell was absent.

15. Consideration of a recommendation from the Selection Committee, comprised of Chairman Lee Hearn and Vice Chairman Edward Gibbons to appoint Dr. Gillian Crane to the Fayette County Board of Health to a term beginning January 1, 2022 and expiring December 31, 2027.

Vice Chairman Gibbons moved to approve to appoint Dr. Gillian Crane to the Fayette County Board of Health to a term beginning January 1, 2022 and expiring December 31, 2027. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

16. Consideration of a Deed of Easement between Fayette County and Trilith Development, LLC for a waterline easement.

Mr. Davenport stated that the County received information from Trilith on Phase II, unit 4 and 5 of the development. With Trilith being a private development without public roads, in order for the County to have our waterline infrastructure in place and to maintain in the future, we require waterline easement to be able to access the community as well as perform the work. He continued that this request was Trilith Development, LLC providing easement for Phase II, unit 4 and 5, once accepted by the Board, it could be recorded, giving the County the right to enter and maintain those waterlines in the future.

Vice Chairman Gibbons moved to approve Deed of Easement between Fayette County and Trilith Development, LLC for a waterline easement. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

17. Discussion of the Fayette County Service Delivery Strategy (SDS), related to the Daily Inmate Rate calculations, prior to submittal to the Georgia Department of Community Affairs (DCA).

Mr. Rapson stated that this was a Fayette County Service Delivery Strategy (SDS) item updating the daily inmate rate calculations, for what is charged to the cities for inmates held at the county jail. Mr. Rapson stated that the agenda packet

outlined the analysis of the Daily Inmate Rate calculations. He stated that there were two adjustment he wanted to highlight for the Board. The jail operations and the jail capital, which was about \$8M, should be divided by the number of days to calculate the daily average cost. He noted that he used a calculation of 260 inmates which was substantially more inmates than was currently being housed. As a result of COVID and other factors, the jail population had decreased substantially. The actual number was 192 inmates, and this adjustment would dramatically impact the daily rate. Mr. Rapson stated that currently the daily rate under the existing agreement, put in place in February of 2018, was \$50 and this would raise the daily rate to \$57.60, which was roughly a 15% increase over four (4) years, which was less than 4% per year, which was reasonable. He stated that, if approved by the Board, the agreement would be given to the cities and the corresponding Intergovernmental Agreements (IGA's) would be updated and then wrapped into the Service Delivery Strategy (SDS) regarding how the inmate population would be handled.

Commissioner Odo asked if the number of inmates affect the daily rate.

Mr. Rapson stated yes, that is why he used 260 inmates. It was more of a pre-COVID typical average.

Vice Chairman Gibbons moved to approve the new Daily Inmate Rate of \$57.60. Commissioner Oddo seconded.

Chairman Hearn asked if the daily rate was \$83.60.

Mr. Rapson stated no. The daily inmate rate was 57.60, but it was costing the County \$83.60 but its discounted 68.6% based on a 2002 agreement when the jail was built.

Chairman Hearn stated that is why he asked, because he wanted to make sure that clarification was known.

Vice Chairman Gibbons moved to approve the new Daily Inmate Rate of \$57.60. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

ADMINISTRATOR'S REPORTS:

Hot Projects

County Administrator Steve Rapson advised that an updated "Hot Projects" listing was sent out via email to the Board to keep them abreast of the status of various projects throughout the county. He highlighted the Kenwood Road culvert replacement, Brockton Court Culvert Replacement, Brogdon Road and New Hope Road roundabout, Silverleaf Drive culvert replacement Patricia Lane culvert replacement, and the Pleasant Hill culvert replacement.

Board of Election Section Committee

Mr. Rapson advised the Board that a selection committee was needed for the Board of Elections

Commissioner Oddo moved to appoint Commissioner Rousseau and Vice Chairman Gibbons to the Board of Elections selection committee. Chairman Hearn seconded. The motion passed 4-0. Commissioner Maxwell was absent.

Rental Assistance Program

Mr. Rapson stated that he had the opportunity to meet with Brooklynne Hart, representative from the Georgia Rental Assistance Program, who advised that there was roughly \$1B that would be allocated to rental assistance. This assistance would be available to help both landlords and renters. He advised that the information regarding the program had been posted on the county's website.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were three items for Executive Session. One item involving real estate acquisition, one item involving threatened litigation, and the review of the Executive Session minutes for December 9, 2021.

COMMISSIONERS' REPORTS:

Commissioner Oddo

Commissioner Oddo extended greetings and a Happy New Year to everyone from his wife.

Vice Chairman Gibbons

Vice Chairman Gibbons wish everyone a Happy New Year and stated that he looked forward to serving for the rest of the year.

Commissioner Rousseau

Commissioner Rousseau echoed Vice Chairman Gibbons sentiments and stated that he wanted to publicly thank Pete Frisina for his years of dedicated service to the residents of Fayette County. Commissioner Rousseau stated that Mr. Frisina served in a very tough position, but he handled it with respect and professionalism.

Chairman Hearn

Chairman Hearn stated that he shared Commissioner Rousseau's sentiments regarding Mr. Frisian's service. He added that he had never heard a complaint about how Mr. Frisina treated someone. He was firm but always fair. Chairman Hearn stated that he enjoyed working with Mr. Frisina and added that he would truly be missed.

Chairman Hearn thanked his fellow Commissioners for voting for him as Chairman. He added that it was a humbling opportunity that he appreciated serving in.

EXECUTIVE SESSION:

One item involving real estate acquisition, one item involving threatened litigation, and the review of the Executive Session minutes for December 9, 2021. Commissioner Oddo moved to go into Executive Session. Vice Chairman Gibbons seconded. The motion passed 4-0.

The Board recessed into Executive Session at 6:08 p.m. and returned to Official Session at 6:16 p.m.

Return to Official Session and Approval to Sign the Executive Session Affidavit: Commissioner Oddo moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Vice Chairman Gibbons seconded the motion. The motion passed 4-0. Commissioner Maxwell was absent.

Approval of the December 9, 2021 Executive Session Minutes: Commissioner Oddo moved to approve the December 9, 2021 Executive Session Minutes. Vice Chairman Gibbons seconded the motion. The motion passed 4-0. Commissioner Maxwell was absent.

Vice Chairman Gibbons moved to direct the County Administrator to begin the L.O.S.T. negotiations with the municipalities. Commissioner Oddo second. The motion passed 4-0. Commissioner Maxwell was absent.

ADJOURNMENT:

Commissioner Gibbons moved to adjourn the January 13, 2022 Board of Commissioners meeting. Commissioner Oddo seconded the motion. The motion passed 4-0. Commissioner Maxwell was absent.

The January 13, 2022 Board of Commissioners meeting adjourned at 6:18 p.m.

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 27th day of January 2022. Referenced attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Deputy County Clerk