#### **BOARD OF COUNTY COMMISSIONERS**

Lee Hearn, Chairman Edward Gibbons, Vice Chairman 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**

February 24, 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 2<sup>nd</sup> and 4<sup>th</sup> Thursday of each month at 5:00 p.m.

Call to Order Invocation and Pledge of Allegiance by Vice Chairman Edward Gibbons Acceptance of Agenda

# PROCLAMATION/RECOGNITION:

## **PUBLIC HEARING:**

- 1. Consideration of Petition No. RP-079-22, Justin M. Brown, Owner, and Brad C. Barnard, Agent, request to revise the Major Final Plat of Platinum Ridge Subdivision by adding 19.3 acres of property from an adjacent tract to an existing 5.09 acre lot; property located in Land Lot 62 of the 7th district and fronts Platinum Ridge Pointe. (pages 4-24)
- 2. Consideration of Petition No. 1313-21 A, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, request to rezone 2.09 acres from R-70 to R-45 to develop a residential subdivision; property is located on Land Lot 21 of the 7th District and fronts in Eastin Road and Sandy Creek Road. (page 25)
- 3. Consideration of Petition No. 1313-21 B, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, request to rezone 2.09 acres from R-70 to R-45 to develop a residential subdivision; property located in Land Lot 21 of the 7th District and fronts on Eastin Road. (pages 26-51)
- 4. Consideration of Petition No. 1316-21 A, Elaine S. Powers, Owner, and Richard P. Lindsey, Agent, request to rezone 1.68 acres from A-R to C-C to develop a Commercial Retail Center; property located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South. (page 52)
- 5. Consideration of Petition No. 1316-21 B, DARRS, LLC, Owner, and Richard P. Lindsey, Agent, request to rezone .09 acres from A-R to C-C to develop a Commercial Retail Center; property located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South. (page 53)
- 6. Consideration of Petition No. 1316-21 C, Estate of Yvonee B. Hammett, Owner, and Richard P. Lindsey, Agent, request to rezone 0.42 acres from A-R to C-C to develop a Commercial Retail Center; property located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South. (page 54)

- 7. Consideration of Petition No. 1316-21 D, Edna Ann Hayes-Edwards, Owner, and Richard P. Lindsey, Agent, request to rezone 0.41 acres from A-R to C-C to develop a Commercial Retail Center; property located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South. (page 55)
- 8. Consideration of Petition No. 1316-21 E, Laverne Hand Starr & Buddy Hand, Owners, and Richard P. Lindsey, Agent, request to rezone 1.08 acres from A-R to C-C to develop a Commercial Retail Center; property located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South. (pages 56-125)
- 9. Consideration of Petition No. 1317-22, Kenneth L Ennis, Owner, and Jahnee Prince, Agent, request to rezone 10.002 acres from C-H Conditional to C-H to amend Condition(s) 1-4 to develop a self-storage facility; property located in Land Lot (s) 69 & 70 of the 5th District, and fronts on SR 85 South. (pages 126-161)

## **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:**

- 10. Approval of staff's recommended Mid-Year Budget Adjustments to the fiscal year 2022 budget and approval to close completed Capital Improvements Plan (CIP) Projects. (pages 162-166)
- 11. Approval of an agreement between CSX Transportation Inc, Fayette County, and the Georgia Department of Transportation for the Coastline Road Railroad Bridge replacement (GDOT PI 0015647 / 2004 SPLOST B-1). (pages 167-197)
- 12. Approval of the February 10, 2022 Board of Commissioners Meeting Minutes. (pages 198-204)

#### **OLD BUSINESS:**

# **NEW BUSINESS:**

- 13. Consideration of the Selection Committee's recommendation to appoint Gary Rower to the Fayette County Board of Elections for a term beginning February 1, 2022 and expiring January 31, 2026. (pages 205-226)
- 14. Consideration of staff's recommendation to extend the existing Transfer Station Operations Agreement with Waste Management Inc. for an additional 180 days. (pages 227-229)
- 15. Consideration of staff's recommendation to award RFP #2019-P Parks & Recreation Multi-use Facility for Architectural & Engineering Services to Lose Design, LLC in the amount of \$535,000 and approval to transfer \$159,386.34 available surplus from various Capital Improvement Projects, and \$100,000 from Recreation Maintenance and Operations. (pages 230-234)
- 16. Consideration of the County Attorney's recommendation to approve the disposition of tax refund, as requested by Richard Hand, for tax years 2018, 2019, 2020 in the aggregated amount of \$406.82. (pages 235-253)
- 17. Consideration of the County Attorney's recommendation to approve the disposition of tax refund, as requested by Kelly Brooks, for tax year 2020 in the amount of \$1,075.87. (pages 254-257)
- 18. Consideration of the County Attorney's recommendation to approve the disposition of tax refund, as requested by Heather Scott, for tax years 2018, 2019 and 2020 in the aggregated amount of \$994.96. (pages 258-261)

In accordance with the Americans with Disabilities Act, accommodations are available for those who are hearing impaired. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at <a href="www.fayettecountyga.gov">www.fayettecountyga.gov</a>. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at <a href="https://vimeo.com/user133262656">https://vimeo.com/user133262656</a>.

Agenda February 24, 2022 Page Number 3

- 19. Consideration of the County Attorney's recommendation to approve the disposition of tax refund, as requested by Pamela Bouie, for tax years 2018 and 2019 in the aggregated amount of \$1,070.91. (pages 262-265)
- 20. Consideration of the County Attorney's recommendation to deny the disposition of tax refund, as requested by Generations Auto Body and Restoration LLC, for tax year 2020. (pages 266-269)
- Consideration of the County Attorney's recommendation to deny the disposition of tax refund, as requested by Diana Ross-McCullough, for tax year 2019. (pages 270-273)

# **ADMINISTRATOR'S REPORTS:**

- A: Georgia County Internship Program Grant Agreement Association County Commissioners of Georgia (ACCG) Civic Affairs Foundation, Inc. State Court (pages 274-316)
- B: Georgia County Internship Program Grant Agreement Association County Commissioners of Georgia (ACCG) Civic Affairs Foundation, Inc. Solicitor General Office (pages 317-335)
- C: Georgia County Internship Program Grant Agreement Association County Commissioners of Georgia (ACCG) Civic Affairs Foundation, Inc. Water System (pages 336-348)

**ATTORNEY'S REPORTS:** 

**COMMISSIONERS' REPORTS:** 

**EXECUTIVE SESSION:** 

**ADJOURNMENT:** 

# **COUNTY AGENDA REQUEST**

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, Interim Director
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #1
Platinum Ridge Subdivisio		•	equest to revise the Major Final Plat of 5.09 acre lot; property located in Land
Background/History/Details	 S:		
Staff recommends approva			
The Planning Commission	recommended approval.		
4-0. Danny England was a	• • • • • • • • • • • • • • • • • • • •		conded the motion. The motion passed
Platinum Ridge Subdivisio	on by adding 19.3 acres of property and fronts Platinum Ridge Pointe.	, and Brad C. Barnard, Agent, request from an adjacent tract to an existing	st to revise the Major Final Plat of 5.09 acre lot; property located in Land
Not applicable.	, picase describe.		
Has this request been cons	sidered within the past two years?	No If so, whe	n?
·	sidered within the past two years? t Required for this Request?*		n?   Yes
Is Audio-Visual Equipment  All audio-visual material I	t Required for this Request?*  must be submitted to the County		rovided with Request? Yes
Is Audio-Visual Equipment  All audio-visual material I	t Required for this Request?*  must be submitted to the County	Yes Backup P  Clerk's Office no later than 48 houdio-visual material is submitted a	rovided with Request? Yes
Is Audio-Visual Equipment  All audio-visual material i  your department's respons	t Required for this Request?*  must be submitted to the County asibility to ensure all third-party a	Yes Backup P  To Clerk's Office no later than 48 houdio-visual material is submitted a	rovided with Request?  Yes  urs prior to the meeting. It is also at least 48 hours in advance.
Is Audio-Visual Equipment  All audio-visual material in  your department's response.  Approved by Finance	must be submitted to the County isibility to ensure all third-party a	Yes Backup P  To Clerk's Office no later than 48 houdio-visual material is submitted a	rovided with Request?  Yes  urs prior to the meeting. It is also at least 48 hours in advance.

# PLANNING COMMISSION RECOMMENDATION

DATE:	February 3 <sup>rd</sup> , 2022
TO:	Fayette County Commissioners
5.09 acre lot Appro	ved Withdrawn Disapproved
Tablec	i until
This is forwa	rded to you for final action.
ARNOLD M	ARTIN, CHAIRMAN
BRIAN HAR	ZEN, VICE-CHAIRMAN
JOHN CULE	BRETH, SR
ABS DANNY EN	EN 7 GLAND
JIM OLIVER	- Clin
Remarks:	

# STATE OF GEORGIA COUNTY OF FAYETTE

## RESOLUTION

# RP-079-21

WHEREAS, Justin M, Brown, Owner, and Brad C. Barnard, Agent having come before the Fayette County Planning Commission on February 3, 2022, for RP-079-21, requesting a revision to the Major Subdivision Plat of Platinum Ridge Subdivision by adding 19.3 acres of property from an adjacent tract to Lot 32, as per Section 104-595 of the Fayette County Subdivision Regulations; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the County's regulations and requirements, including availability of County water service.

Compatible with the surrounding area.

In compliance with the Land Use Plan.

PLANNING COMMISSION

OF

**FAYETTE COUNTY** 

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSØN

PLANNING COMMISSION SECRETARY

**THE FAYETTE COUNTY PLANNING COMMISSION** met on February 3, 2022 at 7:00 P.M. in the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

**MEMBERS PRESENT:** Arnold Martin, Chairman

John H. Culbreth

Brian Haren, Vice-Chairman

Jim Oliver

**MEMBERS ABSENT:** Danny England

**STAFF PRESENT:** Chanelle Blaine, Zoning Administrator

Howard Johnson, Planning & Zoning Coordinator

Patrick Stough, County Attorney

# **PUBLIC HEARING**

1. Consideration of Petition No. RP-079-22, To revise the Major Final Plat of Platinum Ridge by adding an adjacent 19.3-acre tract to Lot 32, an existing 5.09-acre lot. This property is located in Land Lot 62 of the 7th District, and fronts on Platinum Ridge Pointe.

Brad Barnard said he lives at 108 Strathmore Lane in Peachtree City. He stated that customer owns both lots, the 19-acre lot is landlocked and has an easement from the neighbor's property to get in there which we would eliminate when we tie the two (2) lots together. He added we will end up making it one (1) lot with one (1) residency, and there are plans to build one (1) out-building and one (1) swimming pool.

Chairman Martin asked if the applicant was okay with proceeding on with his request.

Brad Barnard replied yes.

Chairman Martin asked if there was anyone that wished to speak in favor of the revised plat. Hearing none, he asked if there was anyone who wished to speak in opposition to the revised plat. Hearing none, he said then I will bring this back to the Board for discussion and a motion.

Brian Haren made a motion to recommend approval of Petition No. RP-079-22. John Culbreth seconded the motion. The motion passed 4-0. Danny England was absent

**PETITION NUMBER:** RP-079-22

**REQUESTED ACTION:** To revise the Major Final Plat of Platinum Ridge to add 19.3 acres

of property from an adjacent tract to Lot 32, an existing 5.09 acre

lot.

**ZONING DISTRICT:** A-R

**LOCATION:** 125 Platinum Ridge Pointe

**LAND LOT/DISTRICT:** Land Lot 62 of the 7<sup>th</sup> District

**APPLICANT/AGENT:** Justin M. Brown/Brad C. Barnard

#### **INVESTIGATION**

**History:** The Final Plat for Platinum Ridge was recorded on December 16, 2004. The subdivision contains 34 lots. The Revised Final Plat for Platinum Ridge was recorded November 20, 2006. The revision added 30.55 acres, which were de-annexed from Peachtree City, to the existing subdivision to develop three (3) additional lots.

# **Subdivision Regulations**

Sec. 104-595. - Approval of subdivisions.

- (2) Final plat or minor subdivision plat
  - j. Revision to a recorded final plat.
    - 2. Proposed revisions to a recorded major final plat of any existing residential or agricultural-residential subdivisions which adds property to, increases the number of platted lots, or changes the principal use on a lot shall be considered in public hearings before the planning commission and the board of commissioners and public notification shall comply with Sec. 110-301. Public notification. The following factors shall be considered by the planning and zoning department, the planning commission and the board of commissioners when reviewing these requests:
      - (i) Street character. Whether the request will result in a residence or accessory structure that will be out of character with the alignment of existing residences and accessory structures. Aspects to consider are the front setback established on the final plat, the alignment of existing residences and accessory structures, the degree a proposed residence or accessory structure will be out of alignment with the setback and/or existing residences and accessory structures and the presence of vegetation (trees, bushes, shrubbery, etc.) which may provide visual screening.

1 RP-079-22

- (ii) Lot size character. Whether the request will result in a lot that will be out of character with the size of existing lots. Aspects to consider are the lot width required by the zoning district, the minimum and maximum range of lots sizes, the number of lots within a size range, the average lot size and the degree proposed lots will be smaller than existing lots.
- (iii) Lot width character. Whether the request will result in a lot that will be out of character with the width of existing lots. Aspects to consider are the lot width required by the zoning district, the minimum and maximum range of lot widths, the lot widths within a range, the average lot width and the degree proposed lots will more be narrow than existing lots.
- (iv) Change of principal use. Whether the change of use will adversely affect the existing use or usability of adjacent or nearby property, will result in a use which will or could cause an excessive or burdensome use of existing or planned streets, or utilities, or other conditions which give supporting grounds for either approval or disapproval of the change of use proposal.

# **Department Comments**

# **Planning and Zoning**

The factors above are to be used to review these requests:

The request is to add 19.3 acres of property from an adjacent tract to Lot 32, an existing 5.09 acre lot in the subdivision.

Street character and Lot width character: Lot 32 is an existing lot in the subdivision and meets the dimension requirements of A-R zoning district per the Final Plat. The addition of the 19.3 acres will not affect the street or lot width characteristics of the proposed lot as the 19.3 acres is to the rear of the existing lot.

Lot size character: The A-R zoning district requires a minimum lot size of five (5) acres. Lots in Platinum Ridge range in size from five (5) acres to 11.18 acres. While the lot is substantially larger at 24.38 acres it will not be appear to out of character as viewed from the street given that the 19.3 acres is to the rear of the existing lot (see Concept Plan).

The application includes a letter from the Platinum Ridge HOA supporting the petition.

2 RP-079-22

# **Engineering/Public Works**

We have no objections to the combination of these lots.

# **Environmental Management Dept.**

We have no issue with this becoming a combined parcel.

# **Environmental Health Department**

No objection to the revised plat 12/31/2021.

# **Water Department**

FCWS has no objection to the proposed revised final plat. Water availability is provided by a 8" PVC watermain along Platinum Ridge Point.

# **STAFF RECOMMENDATION**

Staff recommends **APPROVAL** of this request to revise the Major Final Plat of Platinum Ridge to add 19.3 acres of property from an adjacent tract to Lot 32, an existing 5.09 acre lot.

3 RP-079-22

January 5, 2022

RE: Platinum Ridge HOA Letter of Support

To Whom it May Concern,

Over the dates of 1/4/22 and 1/5/22 the Platinum Ridge Association of Property Owners Board of Directors reviewed and discussed a proposal from Justin and Jessica Brown to combine the 19.35-acre parcel of land directly behind Lot 32 (5.09 acres) on Platinum Ridge Pointe with Lot 32 to make a single lot of 24.44 acres in the Platinum Ridge subdivision.

Justin and Jessica Brown presented the current situation as to why they want to combine the properties. The desired new home placement at the rear of Lot 32 would encroach on the building line setbacks for the 19.35-acre parcel. This would be alleviated if the two properties are combined.

It is understood that the only way to combine the two properties is to gain approval from Fayette County through the public hearing process by requesting this subject property to become part of the Platinum Ridge Subdivision.

The Platinum Ridge Association of Property Owners have offered their unanimous support in favor of gaining county approval as proposed by Justin and Jessica Brown to combine the two lots totaling 24.44 acres, and which shall also adopt the existing recorded Declaration of Restrictions and Protective Covenants.

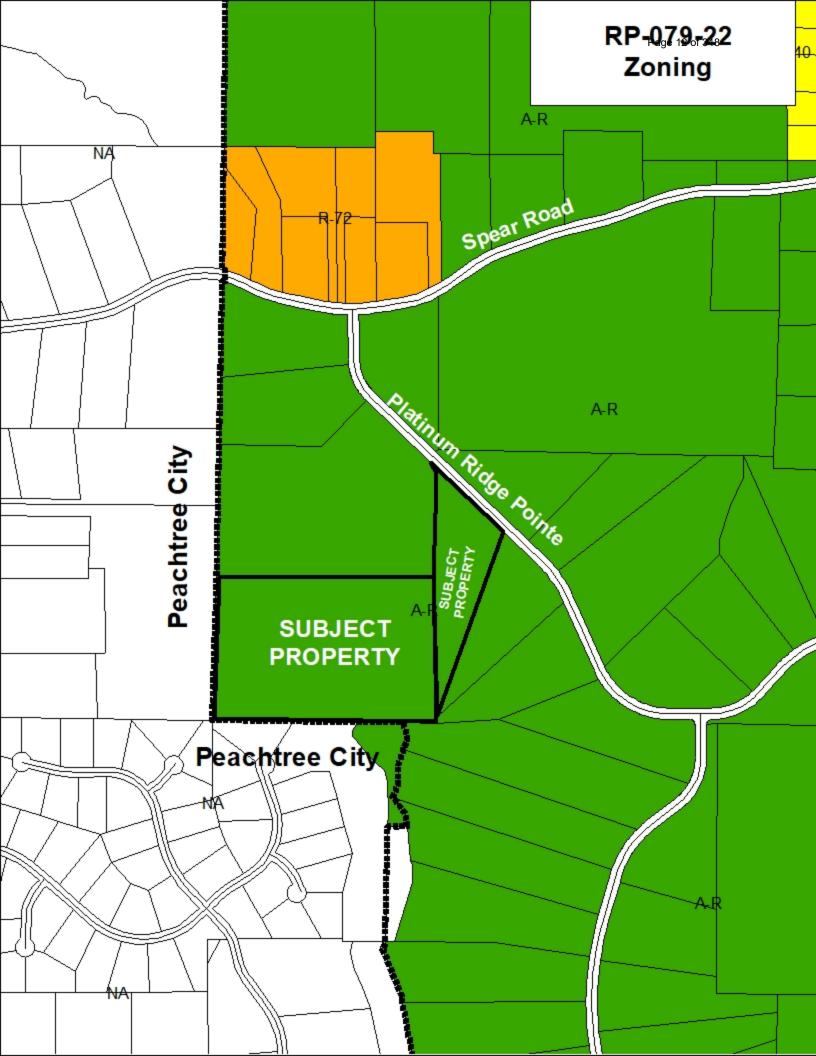
Respectfully submitted by the Platinum Ridge Association of Property Owners Board of Directors,

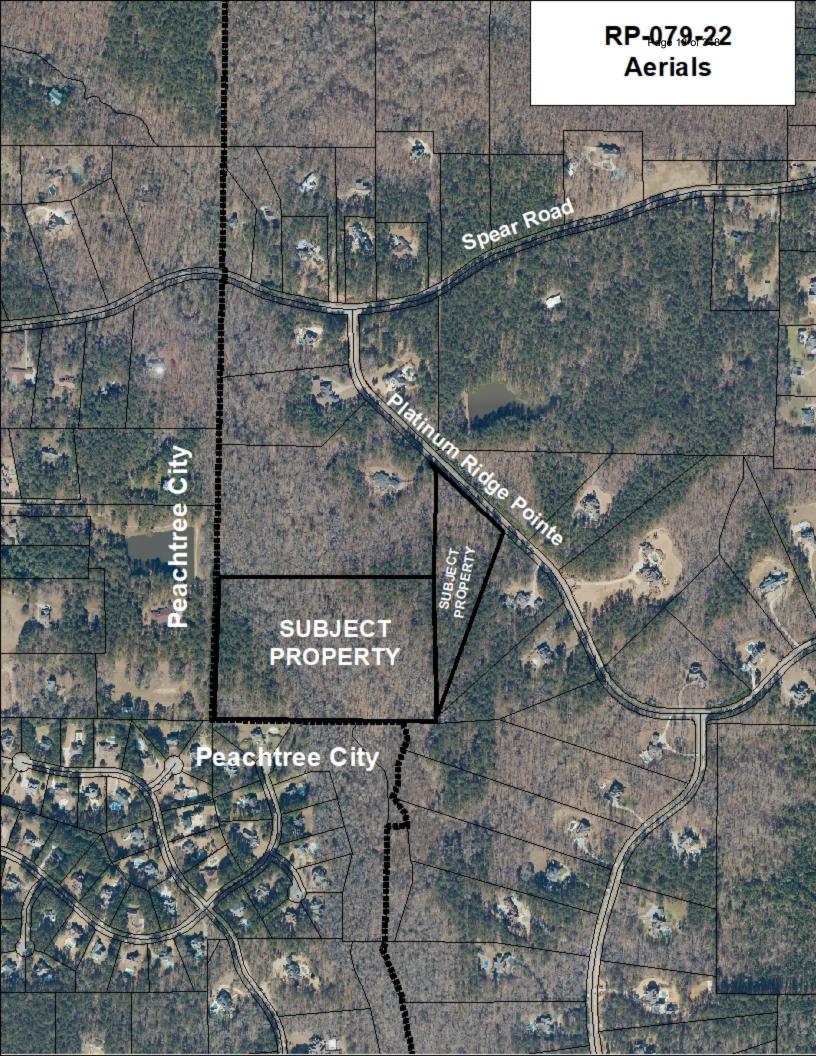
Deb Johnson, President

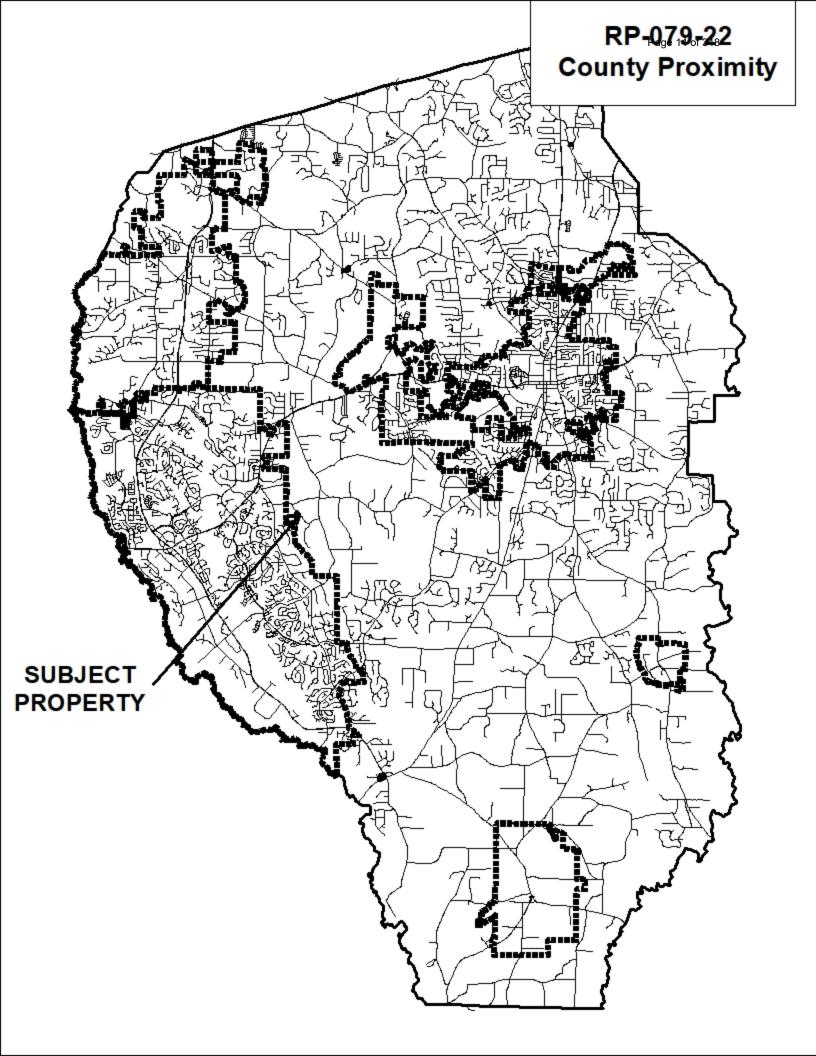
Joe Radest, Treasurer

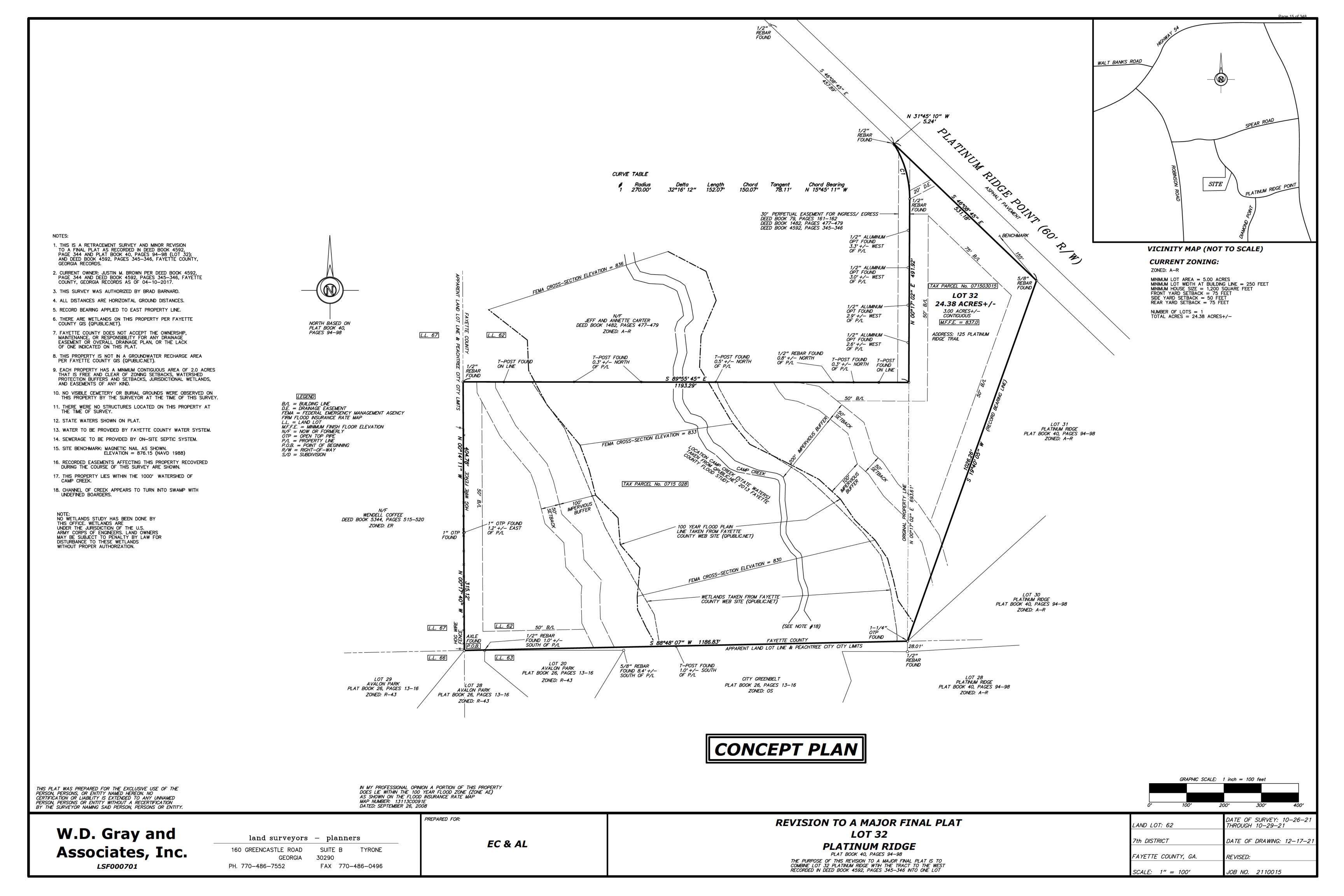
Jennifer Hollett, Secretary

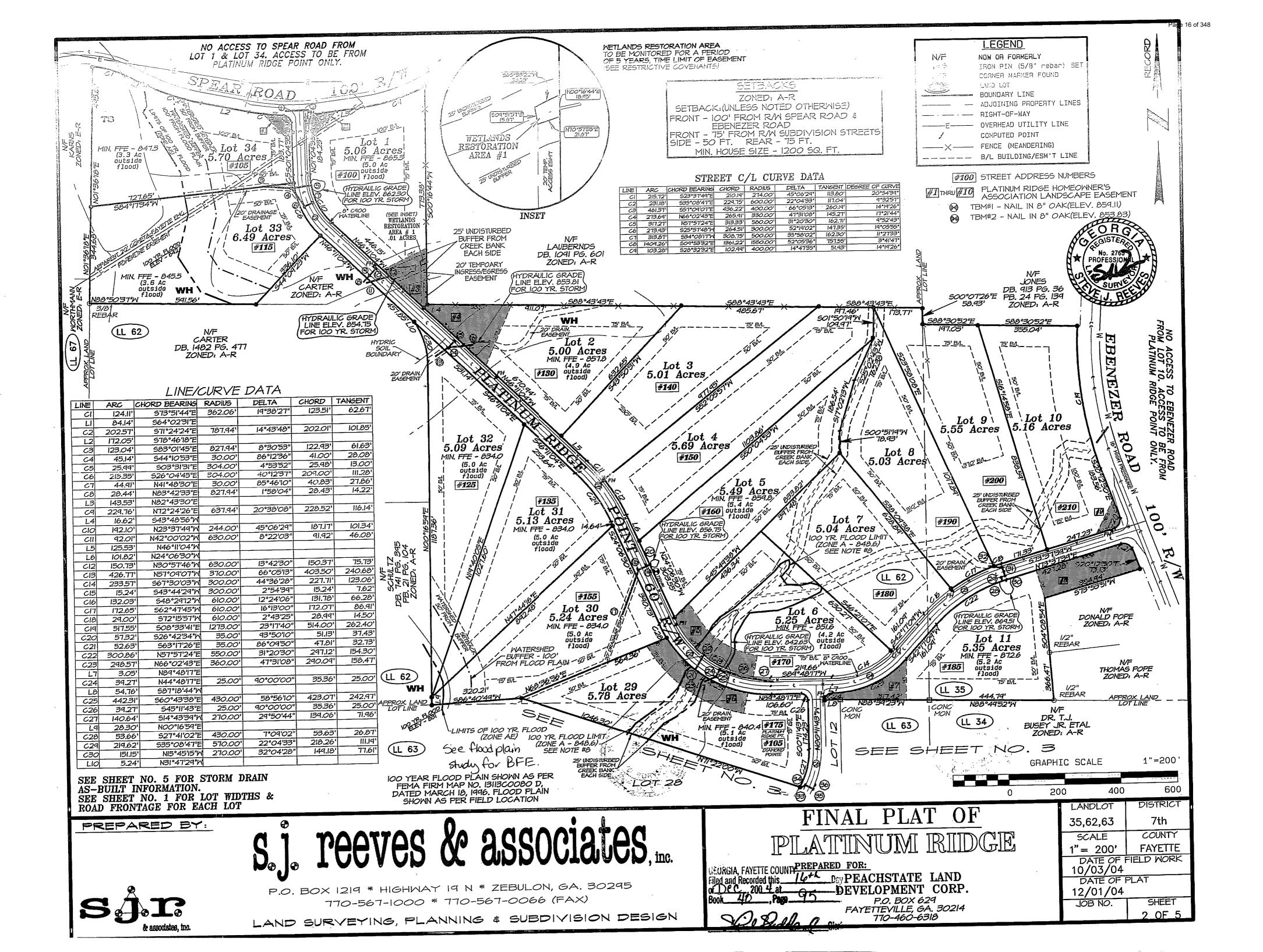
generale Hollett

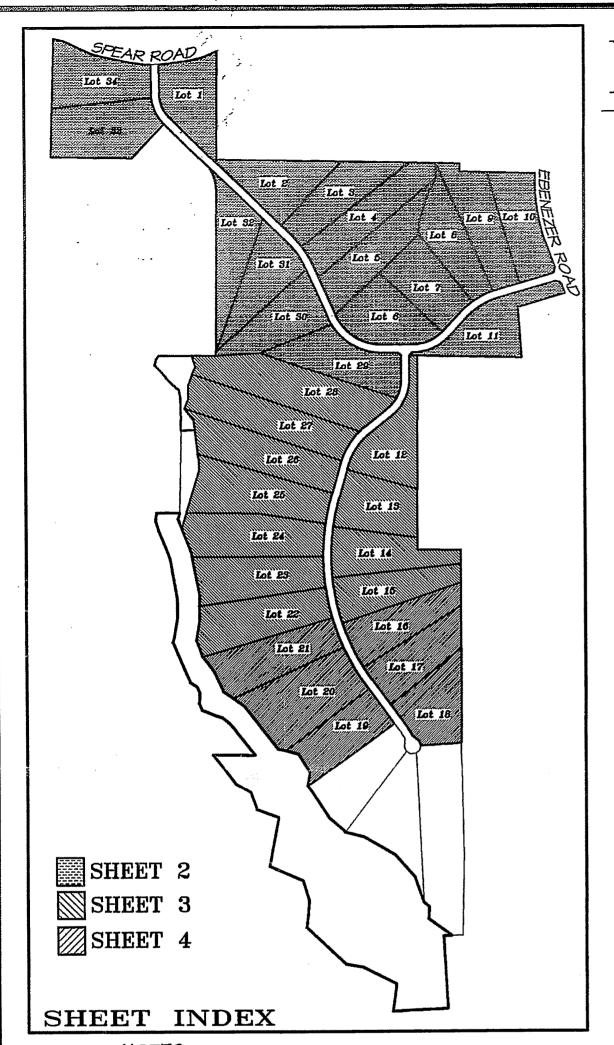












# NOTES:

I. TOTAL AREA SUBDIVISION - 207.00 ± ACRES. (INCLUDES R/W PROPOSED STREETS)

EXCEPT AS SPECIFICALLY SHOWN OR STATED ON THIS PLAT, THIS SURVEY DOES NOT PURPORT TO REFLECT ANY OF THE FOLLOWING WHICH MAY BE APPLICABLE TO THE SUBJECT REAL ESTATE: EASEMENTS (OTHER THAN POSSIBLE EASEMENTS THAT WERE VISIBLE AT THE TIME OF MAKING THIS SURVEY), BUILDING SETBACKS, RESTRICTIVE COVENANTS; ZONING OR OTHER LAND USE REGS; OR ANY OTHER FACTS THAT AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.

3. SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SIGNATURE OF SURVEYOR.

4. ALL CORNER MONUMENTS SET TO BE

5/8" REBAR. 5. WATER SERVICE BY FAYETTE CO. INDIVIDUAL SEPTIC SYSTEMS TO BE USED. 6. HYDRIC SOIL DELINEATIONS ARE DIGITIZED

FROM SOIL CONSERVATION SERVICE SOIL MAPS OF CLAYTON, HENRY AND FAYETTE CO. METLANDS SHOWN AS PER METLAND MITIGATION PLAN FOR PLATINUM RIDGE PREPARED BY DANNY ROAYAL & SCOTT BERTA, P.O. BOX 1937, NEWNAN, GA. 30264, DATED NOVEMBER 2003.

8. REPORT OF FLOOD PLAIN ANALYSIS OF FEMA FLOOD ZONE A LOCATED WITHIN PLATINUM RIDGE, PREPARED BY JOE ROBISON, P.E. OF ROBISON-STANLEY & CO. DATED 12 NOVEMBER 2004.

9. ALL 100 YR. HYDRAULIC GRADE LINE ELEVATIONS SHOWN ARE AS PER CONSTRUCTION PLANS & STORM DRAINAGE DESIGN DATA BY JOE ROBISON, PE OF ROBISON-STANLEY & CO. DATED 3/21/04.

The field data upon which this survey is based has been computed for closure by latitudes and departures and has a closure precision of one foot in 20,000+ ft. and an angular error of 0.5 per angle point, and the NO ADJUSTMENT was used for adjustment. A TOPCON 2028 was used to obtain linear measurements and a TOPCON 2028 was used to obtain linear measurements and a TOPCON 202B was used to obtain

angular measurements.
It is my opinion, that this plat is a true and correct representation of the land platted prepared to meet minimum standards and requirements of law, and has been computed for closure and has been found to be accurate within one foot



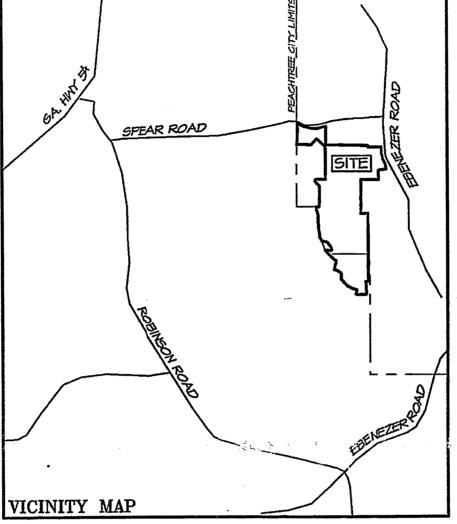
AREA RESUME LOTS I -34 194.99 ACRES ROW PLATINUM RIDGE POINT - 5.83 ACRES 194.99 ACRES (STREET LENGTH - 4281 LF.) ROW. DIAMOND POINTE -(STREET LENGTH - 3243.5 LF.) 4.56 ACRES WETLANDS RESERVED AREA #1 - 1.62 ACRES

TOTAL AREA - 207.00 ACRES

SETBACKS ZONED: A-R

SETBACK: (UNLESS NOTED OTHERWISE) FRONT - 100' FROM R/W SPEAR ROAD \$ EBENEZER ROAD

FRONT - 75' FROM R/W SUBDIVISION STREETS SIDE - 50 FT. REAR - 75 FT. MIN. HOUSE SIZE - 1200 SQ. FT.



#100 STREET ADDRESS NUMBERS

PLATINUM RIDGE HOMEOWNER'S ASSOCIATION LANDSCAPE EASEMENT

TBM#I - NAIL IN 8" OAK(ELEV. 859.II) TBM#2 - NAIL IN 8" OAK(ELEV. 853.83)

PRELIMINARY PLAT APPROVED - Feb. 5, 2004

APPROVED BY DEPARTMENT OF PUBLIC HEALTH FAYETTE COUNTY, GEORGIA for plat recording FINAL PLAT APPROVED BY COUNTY ENGINEER OF

FAYETTE COUNTY. ALL AS-BUILT CONSTRUCTION PLANS HAVE BEEN APPROVED.

APPROVED BY FAYETTE COUNTY PLANNING COMMISSION

APPROVED BY FAYETTE COUNTY ZONING ADMINISTRATOR

SIGNATURE: ZONING ADMINISTRATOR

APPROVED BY FAYETTE COUNTY FIRE MARSHALL. ALL FIRE HYDRANT(8) LOCATED AS SHOWN.

2/14/04 Dalf Scalony
DATE SIGNATURE: FIRE MARSHALL 12/14/04

# ENGINEER AND OWNER CERTIFICATION:

certify that all measurements are correct and were prepared from an actual survey of the property made under my supervision; that monument locations are correctly shown; and, that the property will drain as shown.
Monuments are shown by 5/8" Rebar Signed

(Seal) Date 12. 0. 09 Engineer Surveyor (Architect), Ga. Registration No. 2765

We, the undersigned owner(s) and/or mortgagee(s) of the \_\_\_\_\_\_ Subdivision, hereby offer to dedicate and/or reserve for public use the rights-of-way, easements and other ground shown on this plat. Date

# LOT WIDTH & B/L DATA

allike Mandare

	LOT #	LOT WIDTH @ FRONT B/L	FRONT BUILDING LINE (B/L)	ROAD FRONTAGE
	1	788.1'	75'	867.39'
	2	607.3'	75'	670.94'
	3	250.0	230'	217.54'
	4	250.0'	75'	252.55'
Ì	5	297.4'	75'	303.55'
Ì	6	641.3'	75'	880.00'
	7	319.7'	75'	308.36'
	8	250.9'	310'	172.65'
	9	250.5'	370'	200.33'
	10	279.4'	75'	304.55'
	11	639.2'	75'	1240.43'
	12	608.6'	75'	1033.181
	13	411.6'	75'	420.84'
	14	352.2'	75'	368.27'
	15	324.4'	75'	339.43'
	16	334.9'	75'	350.43'
	17	327.6'	75'	336.63'
	18	410.2'	75'	370.90'
	19	306.3'	75'	306.34'
	20	372.8'	75'	357.84'
	21	250.0'	175'	225.07'
	22	250.1'	175'	225.07'
	23	250.1'	175'	225.07'
	24	253.6'	100'	238.67'
	25	251.4'	210'	223.57'
	26	250.2'	205'	242.33'
	27	251.0'	75'	252.39'
	28	357.1'	75'	359.44'
	29	602.0'(PR)	75'	548.91'(PR)
		317.9'(DP)	75'	354.14(DP)
	30	415.7'	75'	444.39'
	31	458.1'	75'	473.26'
	32	433.8'	75'	531.14'
	33	277.9'	75'	213.35'
	34	250.1'	75'	254.90'

# STREET C/L CURVE DATA

DELTA	RADIUS	CHORD	CHORD BEARING	ARC	LINE
45°06	274.00'	210.19	523'37'49'E	215.72	CI
22°04	600.00'	229.75	535'08'47'E	23118	C2
66°05	400.00'	436.221	557'09'01'E	46137	C3
47.316	330.00	265.91	N66°02'43"E	273.69	C4
31.20	580.00	313.33'	N57'57'24'E	317.27	<b>C</b> 5
52198	300.00'	26451	525°57'48'W	273.93	C6
<i>9</i> 5°58°	500.00'	308.75	534°08'17"W	513.87	C7
52°05	1550.00	1361.22	504'53'32'E	1409.26	CO
14*47	400,00	102,99	528'32'32'E	103.28	CA

GEORGIA, FAYETTE COUNTY 16 PR PREPARED FOR: Filed and Recorded this of .1 Pe C 200 4 at PEACHSTATE LAND DEVELOPMENT CORP. P.O. BOX 629 FAYETTEVILLE, GA. 30214 170-460-6318

> FAYETTE COUNTY DOES NOT ACCEPT THE OWNERSHIP, MAINTENANCE OR RESPONSIBILITY FOR ANY DRAINAGE EASEMENT OR OVERALL DRAINAGE PLAN, OR THE LACK OF ONE, INDICATED BY THIS PLAN.

REV.

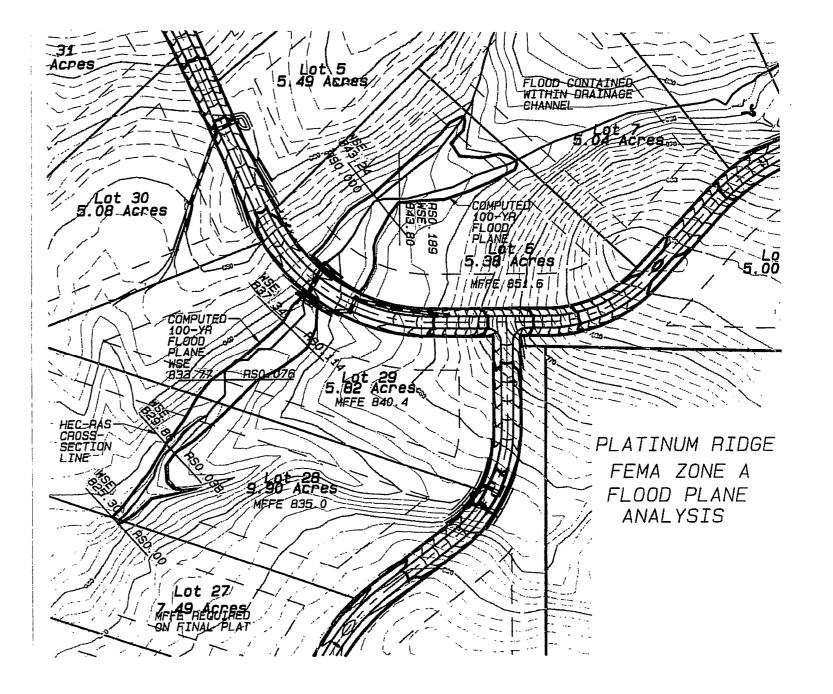
LANDLOT	DISTRICT	
35,62,63	7th	
SCALE	COUNTY	
N/A	FAYETTE	
DATE OF FIELD WORK		

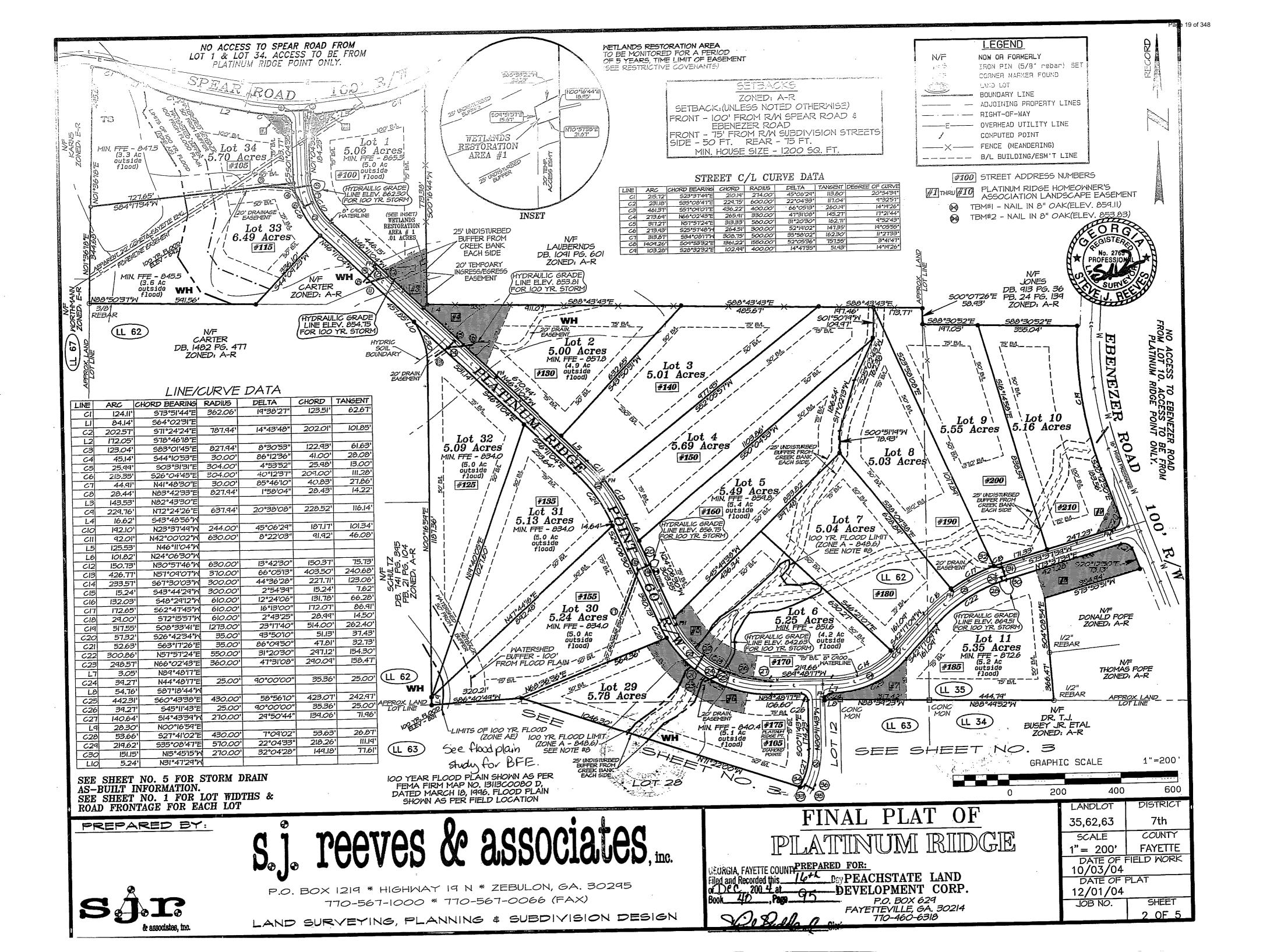
10/03/04 DATE OF PLAT 12/01/04

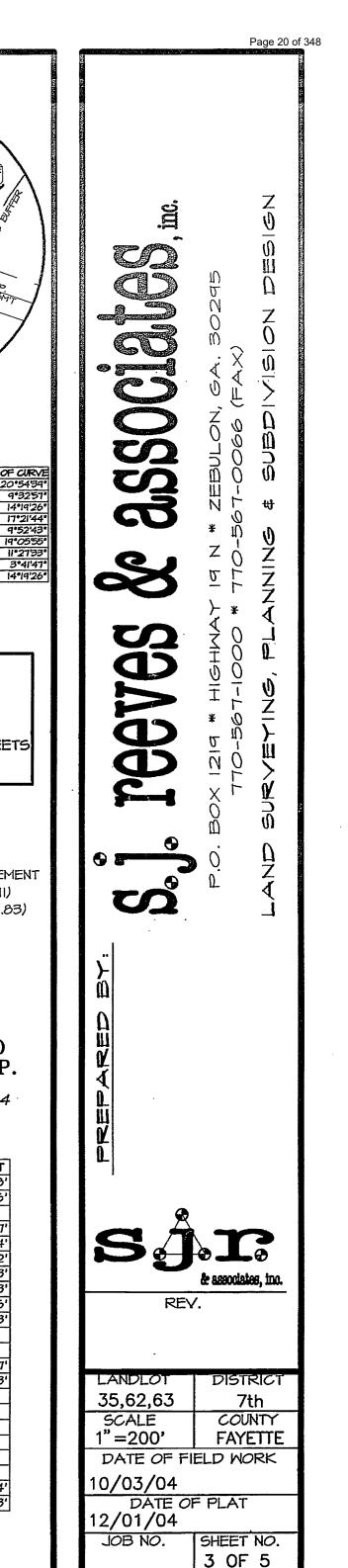
JOB NO.

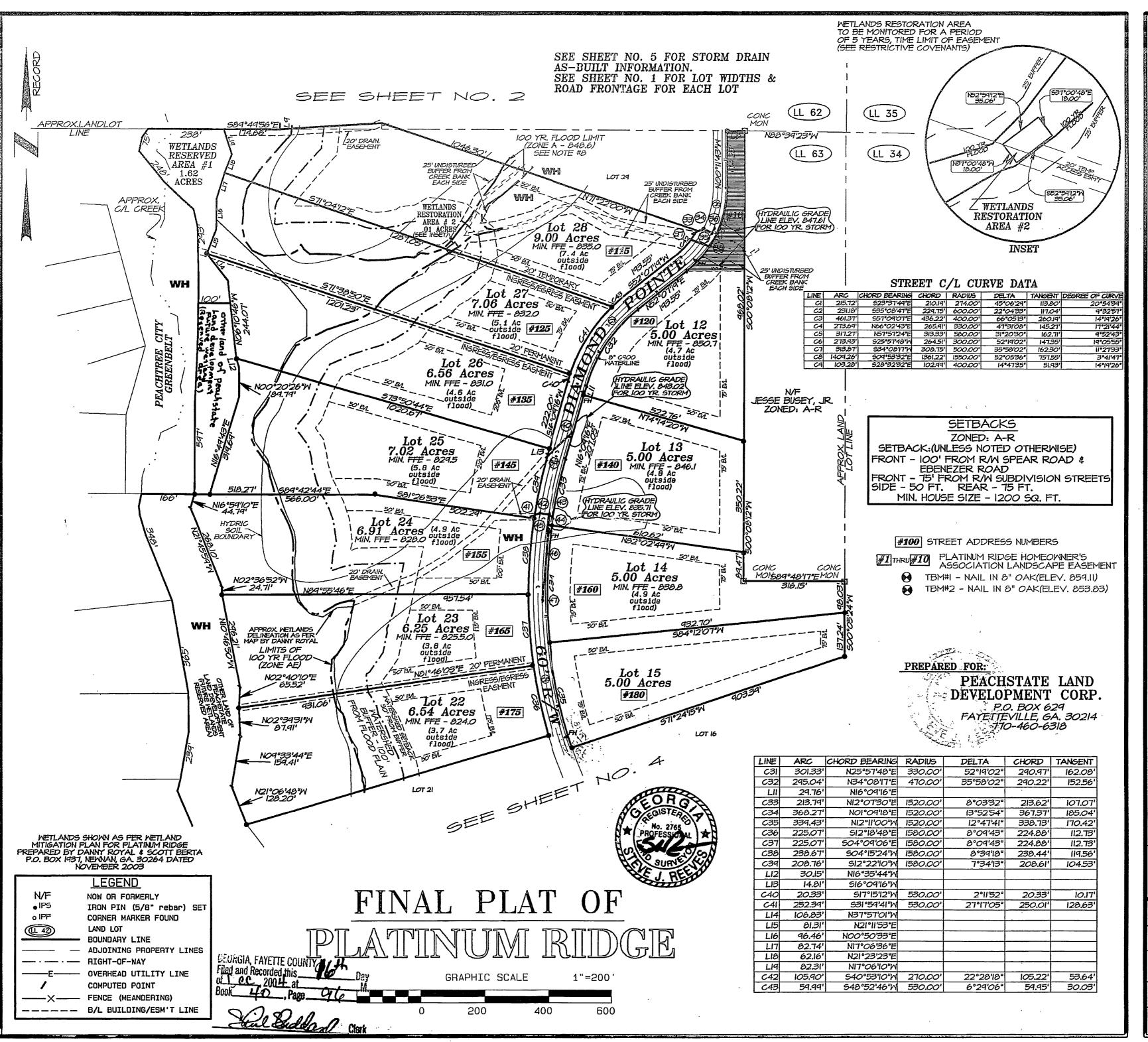
SHEET NO. 1 OF 5

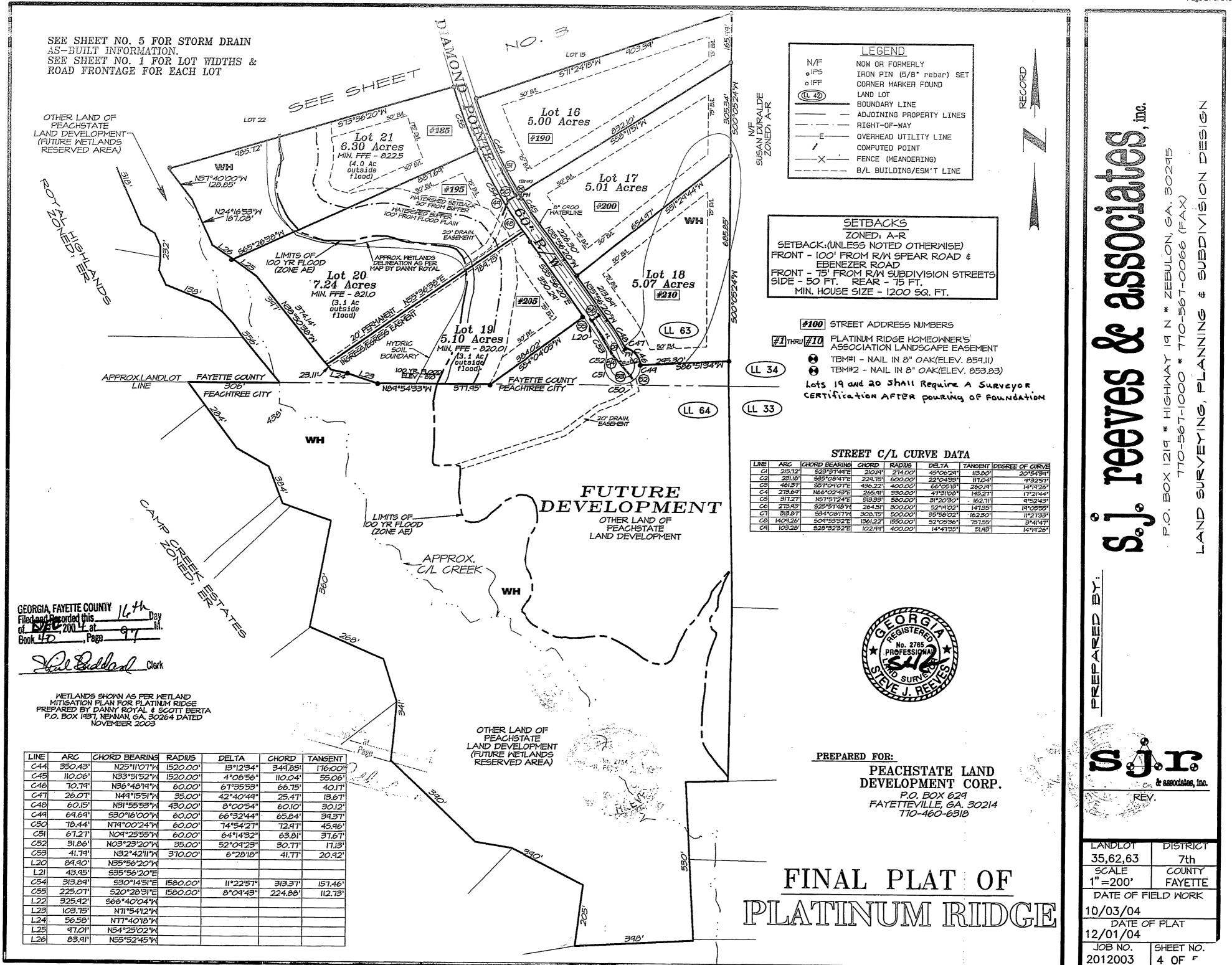
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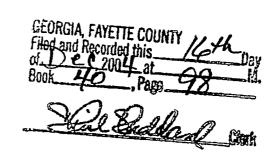






STRUCTURE NUMBER ②	TYPE STRUCTURE	TOP ELEVATION	INY OUT ELEVATION	PIPE SIZE IN	PIPE SIZE OUT
ł	HEADWALL	877.58	873.99	80'-18" RCP	
2	HEADWALL	881.40	877.81		60'-18" RCP
3	HEADWALL	857.73	853.97	96'-24" BCCMP	
4	JUNCTION BOX	861.76	851.24	75'-18" RCP/ 82'-18" BCCMP	96'-24" BCCMP
5	HEADWALL	864.67	861.08	02 10 00011	75'-18" RCP
6	CATCHBASIN	864.16	857.76	32'-18" RCP	82'-18" BCCMP
7	CATCHBASIN	877.58	873.99		32'-18" RCP
8	HEADWALL	<i>8</i> 52.23	848.64	26'-18" BCCMP	
9	CATCHBASIN	856.34	850.14	30'-18" RCP	26'-18" BCCMP
10	CATCHBASIN	856.09	850.79		30'-18" RCP
II .	HEADWALL	853.52	848.64	80'-36" RCP	
12	HEADWALL	856.89	<i>8</i> 52.22		80'-36" RCP
13	HEADWALL	851.59	846.53	56'-42" BCCMP	
14	CATCHBASIN	858.92	847.15	32'-18" RCP/ 88'-36" RCP	56'-42" BCCMP
15	CATCHBASIN	859.13	854.95		32'-18" RCP
16	HEADWALL	855.90	851.09		88'-36" RCP
17	HEADWALL	852.35	848.21	170'-30" BCCMP	
18	CATCHBASIN	860.97	854.97	32'-30" RCP	170'-30" BCCMP
19	CATCHBASIN	861.15	<i>8</i> 55. <i>5</i> 5	20'-30" BCCMP	32'-30" RCP
20	HEADWALL	859.48	855.71		20'-30" BCCMP
21	HEADWALL.	842.64	<i>836.2</i> 4	17'-48" BCCMP 32'-48" RCP 17'-48" BCCMP	17'-48" BCCMP
22	HEADWALL	841.41	837.48		32'-48" RCP 17'-48" BCCMP
23	HEADWALL	841.53	839.01	42'-18" BCCMP	
24	CATCHBASIN	844.91	839.61	30'-18" RCP	42'-18" BCCMP
25	CATCHBASIN	845.21	840.31	80'-18" BCCMP	30'-18" RCP
26	JUNCTION BOX	846.41	841.10	110'-18" BCCMP	80'-18" BCCMP
27	CATCHBASIN	852 <i>.</i> 33	847.13		110'-18" BCCMP
28	HEADWALL	870.79	866.78	52'-30" BCCMP	
29	CATCHBASIN	874.49	868.39	30'-30" RCP	52'-30" BCCMP
30	CATCHBASIN	874.34	869.44	12'-30" BCCMP	30'-30" RCP
31	CATCHBASIN	874.45	869.65	12'-24" BCCMP	12'-30" BCCMP
32	HEADWALL	873.67	870.07		12'-24" BCCMP
33	HEADWALL	846.66	843.98	45'-18" BCCMP	
34	CATCHBASIN	851.53	845.73	30'-18" RCP	45'-18" BCCMP
	CATCIDACIN	AE1 77	91717	IAI IAN BOOMB	
<i>3</i> 5	CATCHBASIN	<i>8</i> 51.77	847.47	14'-18" BCCMP	30'-18" RCP

STRUCTURE NUMBER ②	TYPE STRUCTURE	TOP ELEVATION	INV OUT ELEVATION	PIPE SIZE IN	PIPE SIZE OUT
37 38	HEADWALL HEADWALL	848.70 850.58	843.65 845.14	21'-42" BCCMP 30'-42" RCP 21'-42" BCCMP	21'-42" BCCMP 30'-42" RCP 21'-42" BCCMP
39	HEADWALL	841.20	838.78	40'-18" BCCMP 60'-18" RCP	
40	HEADWALL	846.47	843.83	40'-18" BCCMP	40'-18" BCCMP 60'-18" RCP 40'-18" BCCMP
41	HEADWALL	838.95	834.88	46'-36" BCCMP	
42	CATCHBASIN	842.33	835,43	30'-36" RCP	46'-36" BCCMP
43	CATCHBASIN	842.27	836.67	18'-36" BCCMP 12'-30" BCCMP	30'-36" RCP
44	HEADWALL	841.39	<i>83</i> 7.25		18'-36" BCCMP
45	CATCHBASIN	842.40	837.70	90'-18" BCCMP	12'-30" BCCMP
46	JUNCTION BOX	845.47	840.07	148'-18" BCCMP	90'-18" BCCMP
47	CATCHBASIN	853.89	847.19		148'-18" BCCMP
48	HEADWALL	841.08	838.49	34'-18" BCCMP	
49	CATCHBASIN	850.06	840.76	30'-18" RCP	34'-18" BCCMP
50	CATCHBASIN	850.27	845.47	100'-18" BCCMP	30'-18" RCP
51	CATCHBASIN	853,08	847.78		18" RCP
52	HEADWALL	822.87	819.19	20'-24" BCCMP	
53	CATCHBASIN	823.85	819.65	96'-24" RCP	20'-24" BCCMP
54	JUNCTION BOX	828.7(approx.)	UNKNOWN	125'-24" BCCMP	96'-24" RCP
55	CATCHBASIN	835.37	830.19	30'-24" RCP	125'-24" BCCMP
<i>56</i>	CATCHBASIN	835.48	831.28		30'-24" RCP





PREPARED BY:

S.J. reeves & associates, inc.



P.O. BOX 1219 \* HIGHWAY 19 N \* ZEBULON, GA. 30295 770-567-1000 \* 770-567-0066 (FAX)

LAND SURVEYING, PLANNING & SUBDIVISION DESIGN

FINAL PLAT OF
PLATINUM RIDGE

PREPARED FOR:

PEACHSTATE LAND DEVELOPMENT CORP. P.O. BOX 629 FAYETTEVILLE, GA. 30214 1710-460-6318

LANDLOT	DISTRICT	
35,62,63	7th	
SCALE .	COUNTY	
N/A	FAYETTE	
DATE OF FIELD WORK 10/03/04		
DATE OF PLAT		
12/01/04		
JOB NO.	SHEET	
	5 OF 5	

Page 23 of 348

# APPLICATION TO REVISE A RECORDED PLAT (PUBLIC HEARING)

PETITION NO: RP- 079-21
NAME OF RECORDED PLAT: PlATINUM Ridge
OWNER OF PROPERTY: Justin M. Brown
MAILING ADDRESS: 120 DIAMOND POINT Foyetteurce 30215
PHONE:
E-MAIL:
AGENT FOR OWNER: BRAD C. BARDERO / E.C. & A.L. INC
MAILING ADDRESS: P.D. Box 2715 Peachtree City, 6A. 30269
PHONE: 404-317-3068
E-MAIL:_
LOCATION: LAND LOT(S) 62 DISTRICT 7 ROAD PLATINUM Ridge Point
LEGAL DESCRIPTION ATTACHED: ZONING: _A, P.
FIFTEEN COPIES OF CONCEPT PLAN ATTACHED: 10 per Change
TOTAL NUMBER OF LOTS:l TOTAL NUMBER OF ACRES: _24.38.
DATE OF PLANNING COMMISSION HEARING: Feb 3, 2022
DATE OF COUNTY COMMISSIONERS HEARING: Feb 24, 2022
REASON FOR REVISION: To build I residency in Location of highepot on property. Very large house and excepts the set backs in width becomes hot is pie shaped
on property. Very large house and excepts the set backs
in width becouse hot is pie shaped

I respectfully submit this application and of	certify that the above information is correct	and true to the best of my
knowledge. I further certify that I am the	owner or the specifically authorized agent of	of the above-referenced
property.		. 14.1 ki m
Dec 20, ,2021		10 Nambo
,20	OWNER/AGENT'S SIGNATURE	3178
12-20,20 1	NOTARAMBIBILIGO	_\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
SIGN FEE	NOTARY PUBLIC Henry County, Georgia My Commission Expires 5/23/2023	tonou
Received from	the amount of \$	_ to cover the cost of the
sign deposit. Applicant will be billed late	r for the cost of advertising.	
Date Paid:	Receipt No.	_
Cash:	Check No.	_

# **COUNTY AGENDA REQUEST**

		7					
Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, Interim Director				
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #2				
Wording for the Agenda:							
Consideration of Petition No. 1313-21 A, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, request to rezone 2.09 acres from R-70 to R-45 to develop a residential subdivision; property is located in Land Lot 21 of the 7th District and fronts on Eastin Road and Sandy Creek Road.							
Background/History/Detail	S:						
Staff recommends denial	of the request.						
The Planning Commissio	n recommended denial of the reque	st.					
John Culbreth made a mo Brian Haren was absent.	otion to recommend denial of petitio	n 1313-21 A. Danny England second	ded the motion. The motion passed 4-0.				
This request was tabled a as permissible.	at the January 27 Board of Commiss	sioners meeting at the request of the	petitioner to present before a full board,				
Denial of Petition No. 131	R-45 to develop a residential subdivi Creek Road.		m T. James, Agent, request to rezone 21 of the 7th District and fronts on				
Not applicable.	g, please describe.						
Has this request been cor	nsidered within the past two years?	No If so, whe	n?				
Is Audio-Visual Equipmen	t Required for this Request?*	Yes Backup P	rovided with Request?				
		r Clerk's Office no later than 48 ho audio-visual material is submitted a					
Approved by Finance	Not Applicable	Reviewed	l by Legal				
Approved by Purchasing	Not Applicable	County C	lerk's Approval				
Administrator's Approval							
Staff Notes:							

# **COUNTY AGENDA REQUEST**

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, Interim Director	
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #3	
1		eal Estate Holdings, LLC, Owner, and subdivision; property located in Land		•
Background/History/Detail	s:			
Staff recommends denial	of the request.			
The Planning Commission	n recommended denial of the reque	st.		
John Culbreth made a mo Brian Haren was absent.	otion to recommend denial of petition	n 1313-21 B. Danny England second	ed the motion. The m	otion passed 4-0.
Denial of Petition No. 131	•	s? te Holdings, LLC, Owner, and Williar sion; property located in Land Lot 21	•	•
If this item requires funding Not applicable.	g, please describe:			
Trot applicable.				
Has this request been con	No If so, when	en?		
Is Audio-Visual Equipmen	Yes Backup P	Backup Provided with Request?		
	•	Clerk's Office no later than 48 hou udio-visual material is submitted a	•	•
Approved by Finance	Not Applicable	Reviewed	by Legal	
Approved by Purchasing	Not Applicable	County Cl	erk's Approval	Yes
Administrator's Approval				
Staff Notes:				

# PLANNING COMMISSION RECOMMENDATION

DATE:	January 6, 2022			
TO:	Fayette County Commissioners			
The Fayette	County Planning Commission recommends that Petition No. 1313-21 A, the			
application of	of Phillip & Thomas Real Estate Holdings, LLC to rezone 2.09 acres from			
R-70 to R-45	5, be:			
Appro	(4-0)			
DANNY EX ARNOLD M JOHN CULI	BRETH  BSENT  REN  Claim			
-				

STATE OF GEORGIA COUNTY OF FAYETTE

> R E S O L U T I O N NO. 1313-21 A

WHEREAS, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, having come before the Fayette County Planning Commission on January 6, 2022, requesting an amendment to the Fayette County Zoning Map

pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 2.09 acres from R-70 to R-45, in the area of Eastin Road and Sandy Creek Road, Land Lot 21 of the 7th District, for the purpose of developing a Residential Subdivision; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **DENIED**.

This decision is based on the following reason:

Not compatible with the surrounding area.

PLANNING COMMISSION

OF

FAYETTE COUNTY

CHAIRMAN

ATTEST:

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

# PLANNING COMMISSION RECOMMENDATION

DATE:	January 6, 2022
TO:	Fayette County Commissioners
The Fayette C	County Planning Commission recommends that Petition No. 1313-21 B, the
application of	Phillip & Thomas Real Estate Holdings, LLC to rezone 2.09 acres from
R-70 to R-45,	be:
Approv	ved Withdrawn Denied
Tabled	until
DANNY ENO	ARTIN LILLATH RETH SENT EN LILLATH

# STATE OF GEORGIA COUNTY OF FAYETTE

#### RESOLUTION

# NO. 1313-21 B

WHEREAS, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, having come before the Fayette County Planning Commission on December 2, 2021, requesting an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 2.09 acres from R-70 to R-45, in the area of Eastin Road and Sandy Creek Road, Land Lot 21 of the 7th District, for the purpose of developing a Residential Subdivision; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **DENIED**.

This decision is based on the following reason:

Not compatible with the surrounding area.

PLANNING COMMISSION

OF

FAYETTE COUNTY

ATTEST:

**CHAIRMAN** 

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

**THE FAYETTE COUNTY PLANNING COMMISSION** met on January 6, 2022 at 7:00 P.M. in the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

**MEMBERS PRESENT:** Arnold Martin, Chairman

John H. Culbreth Danny England Jim Oliver

**MEMBERS ABSENT:** Brian Haren, Vice-Chairman

**STAFF PRESENT:** Pete A. Frisina, Director of Community Services

Chanelle Blaine, Zoning Administrator

Howard Johnson, Planning & Zoning Coordinator

# **PUBLIC HEARING**

1. Consideration of Petition No. 1313-21 A, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, request to rezone 2.09 acres from R-70 to R-45 to develop a residential subdivision. This property is located Land Lot 21 of the 7th District and fronts on Eastin Road and Sandy Creek Road.

Pete Frisina said agenda items 5 and 6 are related rezoning petitions that can be discussed as one but two separate motions will be required.

William James said he is rezoning the property to R-45 to build a home for himself and a home for each of his three sisters. He added that there is an adjacent property that is already zoned R-45. He stated that the staff report says the rezoning will not have a negative effect on traffic and roadways and their recommendation is based on noncompliance to the Comprehensive Plan/Land Use Plan Map. He said he doesn't think his rezoning should be denied based on that map when the development will not have a negative impact on the County. He added that the staff stated in the report that approving this rezoning could provide legal leverage for the rezoning of other properties in the Rural Residential -2 (1 Unit/2 Acres) land use area. He said the precedence has already been set in 1990 when the Board of Commissioners rezoned the adjacent property to R-45. He stated that doesn't think the staff, Planning Commission, or Board of Commissioners should deny the rezoning.

Chairman Martin asked if there was anyone who wished to speak in opposition to the rezoning.

Russ Starett said he lives at 697 Sandy Creek Road and has lived there since 2017. He stated that he hopes the rezoning is not approved. He added that he concurs with the staff that what we have is Rural Residential area which has the character of larger lots and the houses being spread out. He said to drop four smaller lots in this area would be out of character to the surrounding area and not consistent with the vision of the Comp

Page 2 January 6, 2022 PC Meeting

Plan for this area and could create the slippery slope of more dense rezonings getting approved.

Sara Reams said she lives at 130 Emerald Lane and has lived there for 22 years. She said when the County did the Comprehensive Plan they asked for public input and I gave my input stating that the reason I moved to Fayette County was the rural residential character and that is what makes Fayette County special and I would hate to see that change. She said she passes through this intersection several times a week and the traffic has increased significantly since Trilith has been built. She added when you come from the south on Sandy Creek Road toward this intersection there is a hill and a curve and if you turn right onto to Eastin Road it is a sharp turn of more than 90 degrees. She added that even if they put in a street which is what she understands so that there would not be four individual driveways that will take away from the lot size. She said her concern is the Comprehensive Plan and the dangerous intersection.

Jeff Giglio said he lives at 110 Emerald Lane and has lived there since 1989. He said what attracted him to the area is the two acre zoning in the area. He added that the Comprehensive Plan should be maintained. He stated that if they are going to put in a road that would make the lots less than one acre. He said he is against the rezoning.

Ron Reams said he lives at 130 Emerald Lane. He said he is against this rezoning and he concurs with the staff recommendation for denial. He added that the two acre Comprehensive Plan sounds reasonable and it could set a precedent if you start approving smaller lots in this area.

Chairman Martin asked if there was anyone who wished to speak in favor of the rezoning. Hearing none, he said Mr. James could now have his rebuttal.

William James said I can appreciate their concerns about breaking the Comprehensive Plan but as I have already said that has happened when the County approved the R-45 property adjacent to my property. He added that the increased traffic on Sandy Creek Road is due to Trilith, where I also own property, and not due to someone building an individual home. He said the rural character was gone when they built Trilith and I shouldn't be held up because someone wants it that way.

Chairman Martin asked about a road being built.

Pete Frisina said the Planning Commission was given the Concept Plan earlier and the concept is four lots fronting on Eastin Road.

John Culbreth made a motion to recommend denial of Petition No. 1313-21 A. Danny England seconded the motion. The motion passed 4-0. Brian Haren was absent.

2. Consideration of Petition No. 1313-21 B, Phillip & Thomas Real Estate Holdings, LLC, Owner, and William T. James, Agent, request to rezone 2.09 acres from R-

Page 3 January 6, 2022 PC Meeting

70 to R-45 to develop a residential subdivision. This property is located Land Lot 21 of the 7th District and fronts on Eastin Road.

John Culbreth made a motion to recommend denial of Petition No. 1313-21 B. Danny England seconded the motion. The motion passed 4-0. Brian Haren was absent.

**PETITION NO: 1313-21 A&B** 

**REQUESTED ACTION:** R-70 to R-45

**PROPOSED USE:** Residential

**EXISTING USE:** Residential

LOCATION: Eastin Road and Sandy Creek Road

**DISTRICT/LAND LOT(S):** 7th District, Land Lot 21

**OWNER:** Phillip & Thomas Real Estate Holdings, LLC

**AGENT:** William T. James

PLANNING COMMISSION PUBLIC HEARING: December 2, 2021

**BOARD OF COMMISSIONERS PUBLIC HEARING: January 13, 2022** 

\_\_\_\_\_

# **APPLICANT'S INTENT**

Applicant proposes to develop a Residential Subdivision consisting of 4 lots on 4.18 acres.

# **STAFF RECOMMENDATION**

DENIAL

1. 1313-21 A&B

# **INVESTIGATION**

## A. PROPERTY SITE

The subject property 4.18 acre tract fronting on Eastin Road and Sandy Creek Road in Land Lot 21 of the 7th District. The subject property consists of two lots, a 2.09 acre lot (A) and a 2.09 acre lot (B). Eastin Road is classified as a Collector and Sandy Creek Road is classified as Minor Arterial on the Fayette County Thoroughfare Plan. The subject property is undeveloped.

# **History**

The subject properties consists of lots 1 and 2 of the Final Plat for San Eastin Corner (see attached). The Final Plat was recorded on April 5, 1990.

# B. SURROUNDING ZONING AND USES

The general situation is a 4.18 acre tract that is zoned R-70. In the vicinity of the subject property is land which is zoned R-70, R-45 and C-S. See the following table and also the attached Zoning Location Map.

The subject property is bound by the following adjacent zoning districts and uses:

Direction	Acreage	Zoning	Use	Comprehensive Plan
North (across Eastin Road)	3.0 1.0 2.0	R-70 R-70 R-70	Single-family Residential Single-family Residential Single-family Residential	Rural Residential – 2 (1 Unit/2 Acres)
South	1.3 2.0	R- <b>4</b> 5 R-70	Single-family Residential Single-family Residential	Rural Residential – 2 (1 Unit/2 Acres)
East	10.6	C-S	Conservation Subdivision Conservation Area	Rural Residential – 2 (1 Unit/2 Acres)
West	2.0	R-70	Single-family Residential	Rural Residential – 2 (1 Unit/2 Acres)

# C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Rural Residential -2 (1 Unit/2 Acres) (see attached Land Use Plan map). This request does not conform to the Fayette County Comprehensive Plan as the density requested is one (1) unit per one (1) acre.

2.

#### D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone from R-70 to R-45 for the purpose of developing a Residential Subdivision.

# **Platting**

Should this request be approved, the applicant is reminded that before any lots can be sold or building permits issued for the proposed subdivision, the subject property must be platted per the Fayette County Subdivision Regulations, as applicable.

# E. REVIEW OF CONCEPT PLAN

The applicant is advised that the Concept Plan is for illustration purposes only. Any deficiencies must be addressed at the time of submittal of the Preliminary Plat, Final Plat, and/or Site Plan, as applicable.

# F. DEPARTMENTAL COMMENTS

# **Water System**

FCWS has no objection to the following rezoning. Water availability is along the north side of Eastin Rd. provided by a 8" PVC water main. There also a 16" Ductile Iron water main along southwest side of Sandy Creek Rd.

# Public Works/Environmental Management

# **Recommended Conditions of Rezoning:**

- 1. That no lot shall have direct driveway access onto Sandy Creek Road and any existing driveway culverts will be removed on Sandy Creek Road. (This condition will be enforced by the Engineering/Public Works Department.)
- 2. The driveway access for lot 1 shall be a minimum of 150 feet from the right of way for Sandy Creek Road. (This condition will be enforced by the Engineering/Public Works Department.)

#### **General Recommendations**

Public Works is not in favor of this rezoning based on the additional driveway cuts along Eastin Road, it would be preferred to have an internal local road to provide access to all lots.

### **County Road Frontage Right of Way Dedication**

Sandy Creek Road is a **Minor Arterial**. For Final Plat approval Fayette County will require a ROW dedication along Sandy Creek Road frontage to provide a **50 feet of ROW** as measured from the existing road centerline. Provide a deed after the final plat is filed for said right of way dedication. Corner lot will require a 20ft fillet or chamfer at street intersection and this area should be included in the right of way dedication as well.

### **Traffic Data**

According to the GDOT on-line traffic data, the annual average daily traffic for the Sandy Creek Road is 5,440 vehicles per day. The project with 4 lots would add 37 trips per day. This would be a negligible amount of traffic increase to Sandy Creek Road & Eastin Roads.

#### **Site Distance**

Prior to Minor Final Plat approval, the Engineer or Surveyor shall provide a Sight Distance Assessment form (available from Fayette County EMD) to the Fayette County Environmental Management Department for each proposed lot fronting an existing road. Fayette County will deny the creation of a new lot that can't meet minimum intersection sight distance requirements.

### Floodplain Management

The request for rezoning **DOES NOT** contain floodplain per FEMA FIRM panel 13113C0082E dated September 26, 2008.

#### Wetlands

The property **DOES NOT** contain wetlands per the U.S. Department of the Interior, Fish and Wildlife Service 1994 National Wetland Inventory Map.

#### **Watershed Protection**

There are **NO** state waters located on the subject property and **WILL NOT** be subject to the Fayette County Watershed Protection Ordinance.

#### Groundwater

Approximately (1) acre of the site **IS** located within a groundwater recharge area.

4.

### **Post Construction Stormwater Management**

This development **WILL NOT** be subject to the Post-Development Stormwater Management Ordinance if re-zoned and developed with more than 5,000 square feet of impervious surfaces.

### **Environmental Health Department**

This department has no issues with the proposed rezoning of Parcel 070 6051 to 4 residential lots. In order to be considered for an on-site sewage disposal system, each lot must submit an application, pay applicable fees, submit a properly scaled Level 3 soil report that bears the original soil scientist's stamp and signature, a copy of the soil scientist's certificate of liability insurance, a floor plan of the structure, sketch of the site plan, and plat of the property. Submission of all requirements does not guarantee approval.

### <u>Fire</u>

No comment

### **STAFF ANALYSIS**

This request is based on the petitioner's intent to rezone said property from **R-70 to R-45** for the purpose of developing a Residential Subdivision. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

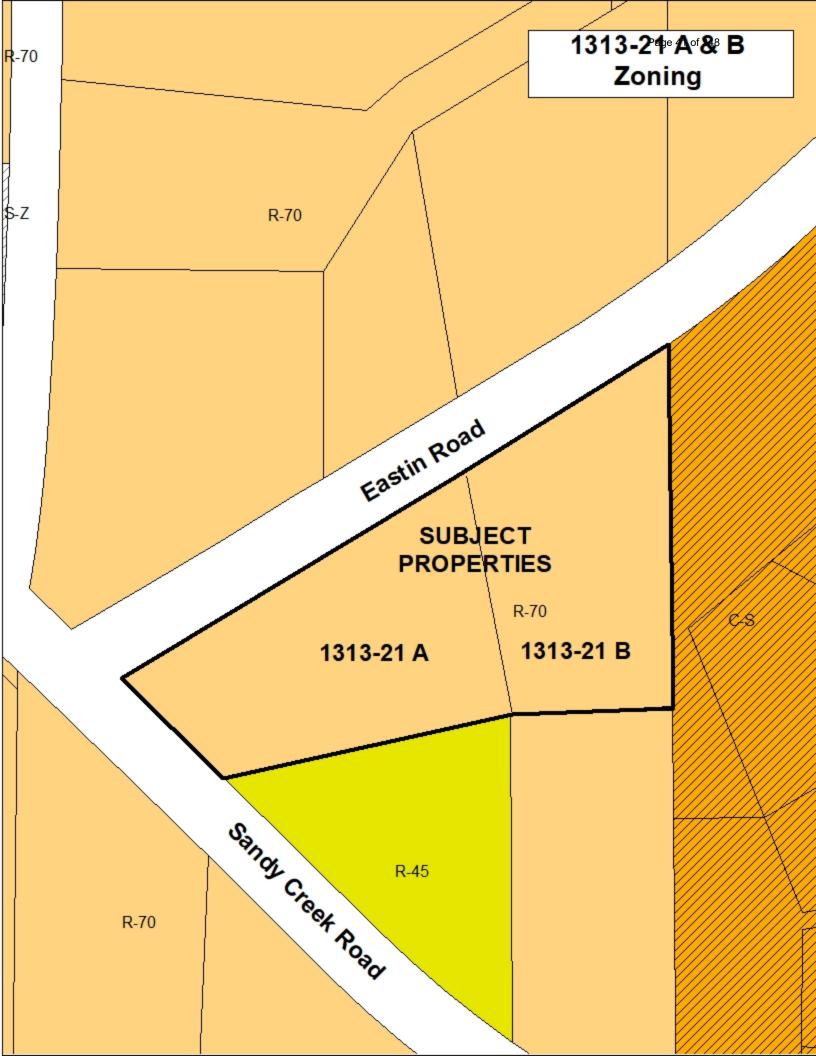
- 1. The subject property lies within an area designated for Rural Residential -2 (1 Unit/2 Acres) (see attached Land Use Plan map). This request does not conform to the Fayette County Comprehensive Plan as the density requested is one (1) unit per one (1) acre.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property. However, approval of this rezoning request could provide encouragement and legal leverage for the rezoning of other properties in the Rural Residential -2 (1 Unit/2 Acres) land use area to zoning districts that require less than a two (2) acre density and/or lot size.
- 3. The proposed rezoning will not result in a burdensome use of roads, utilities, or schools.
- 4. Existing conditions and the area's continuing development as a single-family residential district with a density of one (1) unit per two (2) acres do not support this petition.

Based on the foregoing Investigation and Staff Analysis, Staff recommends **DENIAL**.

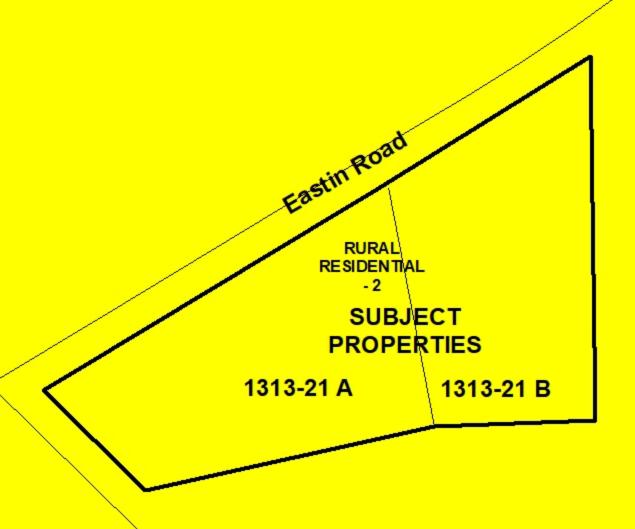
### **RECOMMENDED CONDITIONS**

If this petition is approved by the Board of Commissioners, it should be approved **R-45 CONDITIONAL** subject to the following enumerated conditions. Where these conditions conflict with the provisions of the Zoning Ordinance, these conditions shall supersede unless otherwise specifically stipulated by the Board of Commissioners.

- 1. That no lot shall have direct driveway access onto Sandy Creek Road and any existing driveway culverts will be removed on Sandy Creek Road. (This condition will be enforced by the Engineering/Public Works Department.)
- 2. The driveway access for lot 1 shall be a minimum of 150 feet from the right of way for Sandy Creek Road. (This condition will be enforced by the Engineering/Public Works Department.)

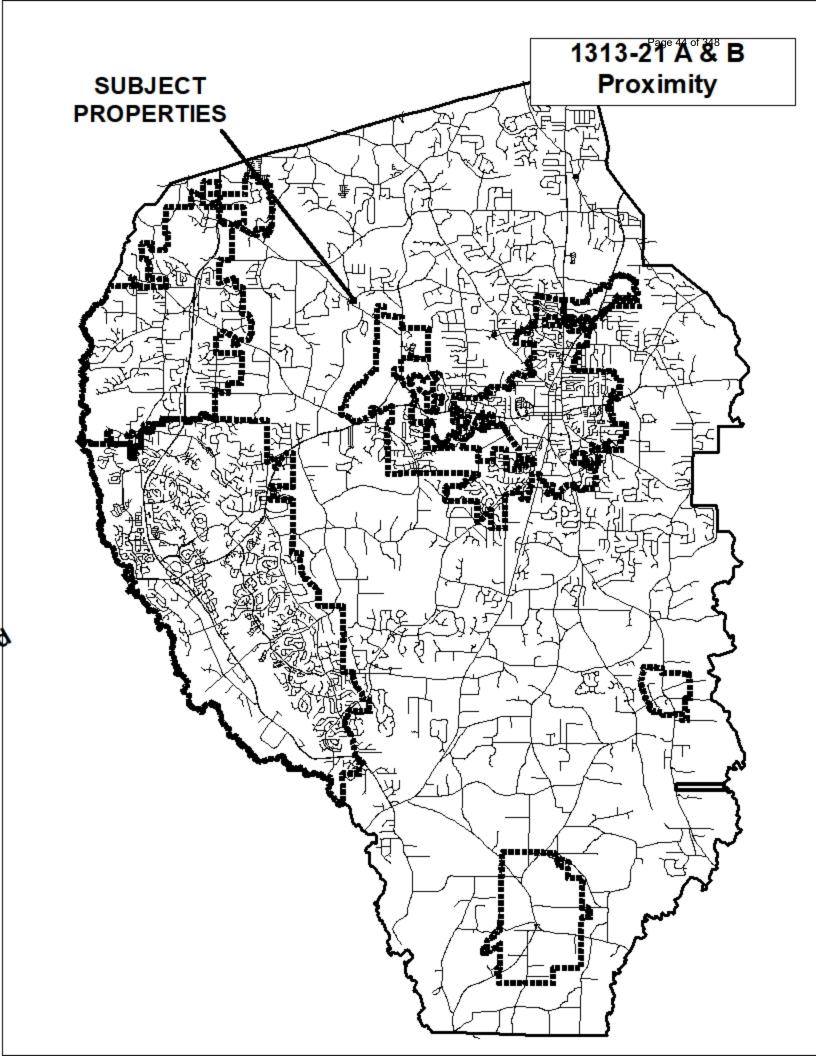


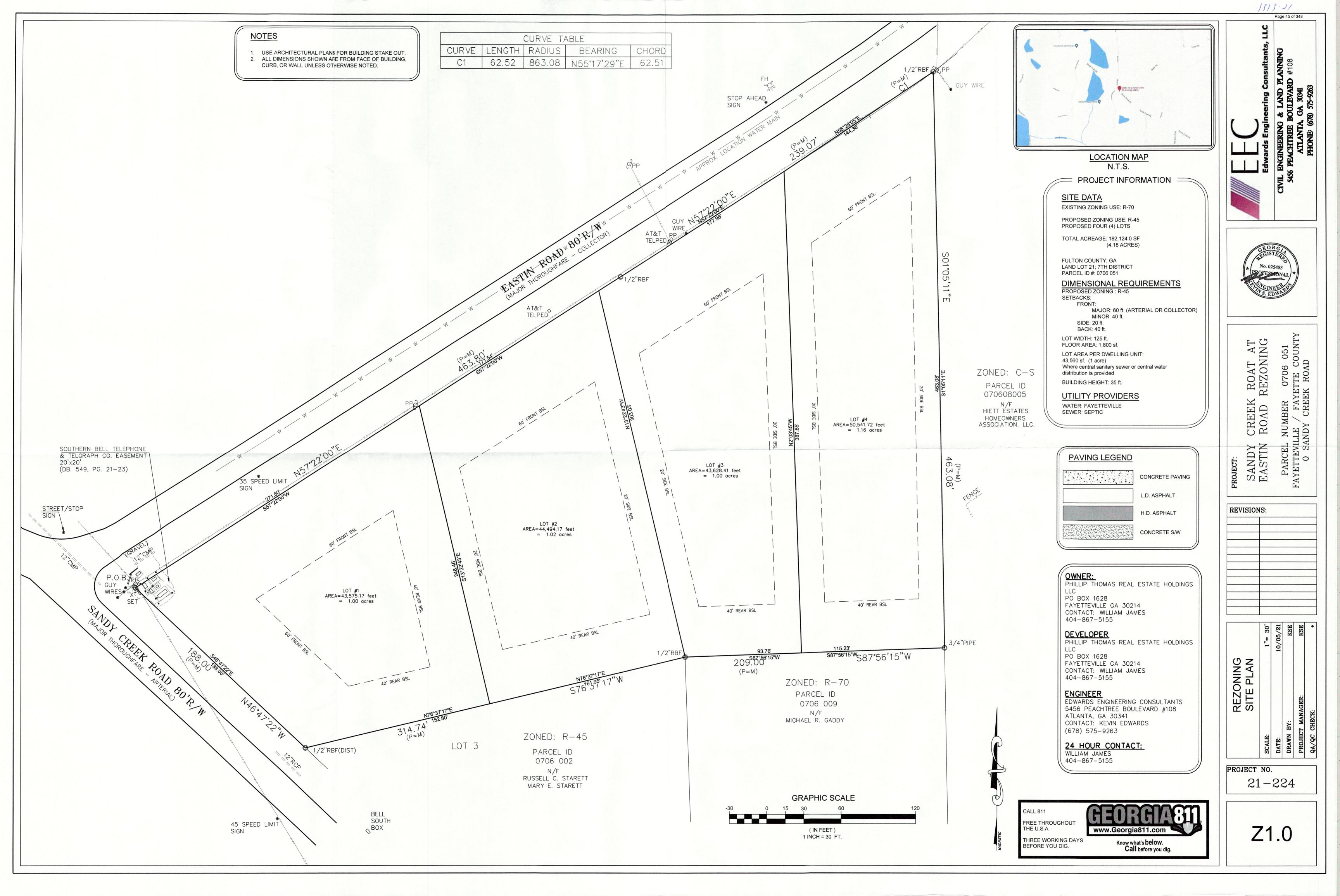
## 1313-2ୀ ନିଝି B Land Use Plan

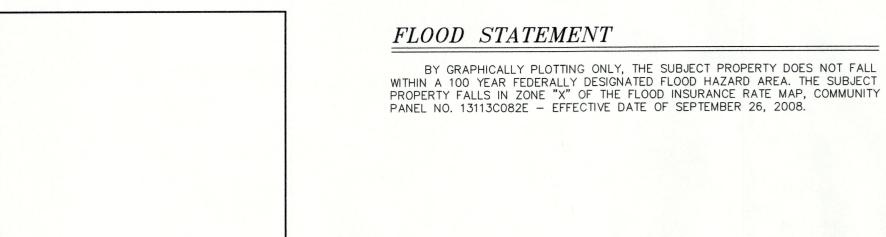


Sandy Creek Road









BY GRAPHICALLY PLOTTING ONLY, THE SUBJECT PROPERTY DOES NOT FALL

CURVE TABLE CURVE LENGTH RADIUS BEARING CHORD C1 | 62.52 | 863.08 | N55°17'29"E | 62.51

STOP AHEAD

AT&T PP

### LEGEND

IPF IRON PIN FOUND CMF CONCRETE MONUTOT OPEN TOP PIN OHUL OVERHEAD UTILIT CT CRIMP TOP PIN SMH SEWER MAN HOLI RB REINFORCING BAR MHT MAN HOLE TELEP CL CENTERLINE CB CATCH BASIN R/W RIGHT-OF-WAY JB JUNCTION BOX LL LAND LOT DI DROP INLET L LINE LLL LAND LOT LINE R RADIUS HW HEAD WALL CONC CONCRETE CMP CORRUGATED ME'C C CURVE RCP REINFORCED CON CO CLEAN OUT CD CROSS DRAIN PP POWER POLE SSE SANITARY SEWER SP SERVICE POLE DE DRAINAGE EASEM GV GAS VALVE FH FIRE HYDRANT GM GAS METER WV WATER VALVE LP LIGHT POLE WM WATER METER SS SANITARY SEWER PC POINT OF CURVE N&C NAIL & CAP POB POINT OF BEGINN FC FENCE CORNER POC POINT OF COMME -X-X- FENCE PLAT IPP IRON PIN PLACED	TAL PIPE CRETE P EASEME IENT	IPE INT
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### GENERAL NOTES

INFORMATION REGARDING THE REPUTED PRESENCE, SIZE, CHARACTER, AND LOCATION OF EXISTING UNDERGROUND UTILITIES AND STRUCTURES IS SHOWN HEREON. THERE IS NO CERTAINTY OF THE ACCURACY OF THIS INFORMATION AND IT SHALL BE CONSIDERED IN THAT LIGHT BY THOSE USING THIS DRAWING. THE LOCATION AND ARRANGEMENT OF UNDERGROUND UTILITIES AND STRUCTURES SHOWN HEREON MAY BE INACCURATE AND UTILITIES AND STRUCTURES NOT SHOWN MAY BE ENCOUNTERED. THE OWNER, HIS EMPLOYEES, HIS CONSULTANTS, HIS CONTRACTORS, AND/OR HIS AGENTS SHALL HEREBY DISTINCTLY UNDERSTAND THAT THE SURVEYOR IS NOT RESPONSIBLE FOR THE CORRECTNESS OR SUFFICIENCY OF THIS INFORMATION SHOWN HEREON AS TO SUCH UNDERGROUND INFORMATION.

RIGHT-OF-WAYS ARE BASED ON CENTERLINES OF EXISTING PATHS OF TRAVEL, UNLESS NOTED OTHERWISE.

3. ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED.

4. NO VISIBLE EVIDENCE OF A CEMETERY FOUND

5. BEARINGS BASED ON MAGNETIC NORTH OBSERVATIONS AS NOTED IN PLAT BOOK 21 - PAGE 41

6. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE COMMITMENT POLICY; THEREFORE EXCEPTION IS MADE HEREIN TO ANY EASEMENTS, RESERVATIONS, RIGHTS OF WAY AND RESTRICTIONS OF RECORD WHICH MAY EXIST.

### DEED & PLAT REFERENCES

1. A LIMITED WARRANTY DEED BY AND BETWEEN DOT NICHOLS, A/K/A DOROTHY H. NICHOLS, GRANTOR, AND PHILLIP & THOMAS REAL ESTATE HOLDINGS, LLC, DATED JANUARY 12, 2018, BEING LOTS 1 AND 2 OF SANEASTIN CORNER PER PLAT BOOK 21, PAGE 41, SAID DEED RECORDED IN DEED BOOK 4699, PAGE 696, FAYETTE COUNTY, GEORGIA RECORDS.

2. A FINAL PLAT FOR SANEASTIN CORNER, DATED MARCH 27, 1990, PREPARED BY SOUTHEASTERN ENGINEERS & SURVEYORS, INC., PREPARED FOR ADAMS, SEABOLT, STROUD, McELWANEY AND RECORDED IN PLAT BOOK 21, PAGE 41, FAYETTE COUNTY, GEORGIA RECORDS.

### ZONING NOTES

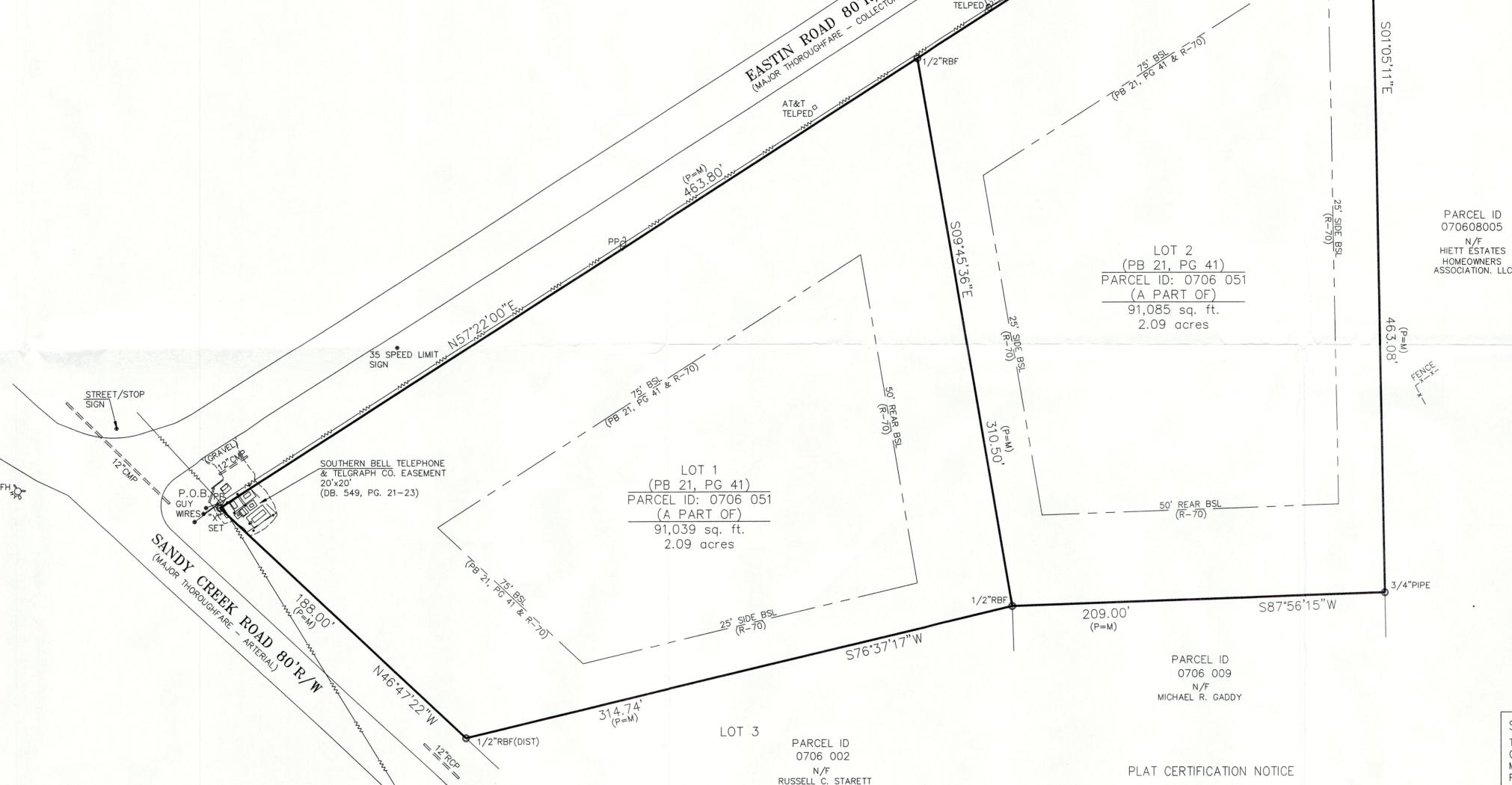
SUBJECT PROPERTY IS CURRENTLY ZONED R-70, SINGLE-FAMILY RESIDENTIAL DISTRICT.

FRONT (MAJOR THOROUGHFARE, COLLECTOR): 75 FEET 75 FEET 50 FEET FRONT (MAJOR THOROUGHFARE, ARTERIAL):

SIDES: 25 FEET 35 FEET MAXIMUM BUILDING HEIGHT:

ROAD CLASSIFICATIONS TAKEN FROM FAYETTE COUNTY THOROUGHFARE PLAN, PROVIDED BY FAYETTE COUNTY, GEORGIA, PLANNING & ZONING DEPARTMENT.

FOR FULL AND COMPLETE DISCLOSURE OF ALL REGULATIONS AND RESTRICTIONS OF THIS ZONING DISTRICT, PLEASE REFER TO FAYETTE COUNTY, GA CODE OF ORDINANCES.



THIS PLAT WAS PREPARED FOR THE EXCLUSIVE USE OF THE PERSON, PERSONS OR ENTITY NAMED HEREON. THIS PLAT DOES NOT EXTEND TO ANY UNNAMED PERSON, PERSONS, OR ENTITY WITHOUT EXPRESS RECERTIFICATION BY THE SURVEYOR NAMING SAID PERSON, PERSONS.

IN MY OPINION, THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF THE LAW OF THE STATE OF GEORGIA.

THIS SURVEY WAS PREPARED IN CONFORMITY WITH THE TECHNICAL STANDARDS FOR PROPERTY SURVEYS IN GEORGIA AS SET FORTH IN CHAPTER 180-7 OF THE RULES OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND AS SET FORTH IN THE GEORGIA PLAT ACT O.C.G.A. 15-6-67. AUTHORITY O.C.G.A. SECS. 15-6-67, 43-15-6, 43-15-19, 43-15-22.

CERTIFICATE OF AUTHORIZATION NO. LSF000374

SURVEYOR CERTIFICATION

THIS PLAT IS A RETRACEMENT OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT SUBDIVIDE OR CREATE A NEW PARCEL OR MAKE ANY CHANGES TO ANY REAL PROPERTY BOUNDARIES. THE RECORDING INFOMATION OF THE DOCUMENTS, MAPS, PLATS, OR OTHER INSTRUMENTS WHICH CREATED THE PARCEL OR PARCELS ARE STATED HEREON. RECORDATION OF THIS PLAT DOES NOT IMPLY APPROVAL OF ANY LOCAL JURISDICTION, AVAILABILITY OF PERMITS, COMPLIANCE WITH LOCAL REGULATIONS OR REQUIREMENTS, OR SUITABILITY FOR ANY USE OR PURPOSE OF THE LAND. FURTHERMORE, THE UNDER-SIGNED LAND SURVEYOR CERTIFIES THAT THIS PLAT COMPLIES WITH THE MINIMUM TECHNICAL STANDARDS FOR PROPERTY SURVEYS IN GEORGIA AS SET FORTH IN THE RULES AND REGULATIONS OF THE GEORGIA BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS AS SET FORTH IN O.C.G.A. SECTION 15-6-67.

# GRAPHIC SCALE ( IN FEET ) 1 inch = 40 ft.

BELL SOUTH

BOX

P.O. BOX 723993 ATLANTA, GEORGIA 31139-0993 TELEPHONE (770) 794-9055 FAX (770) 794-9052

The field data upon which this plat is based has a closure of 1 foot in 10,000+ feet, an angular error of 03 seconds per angle point and was adjusted using the Least Squares Method. This plat has been calculated for closure and found to be accurate to 1 foot in 100,000+ feet. An electronic total station was used to gather the information used in the preparation of this plat. No State Plane Coordinate Monument found within 500' of this property.

ALL MATTERS PERTAINING TO TITLE ARE EXCEPTED

45 SPEED LIMIT

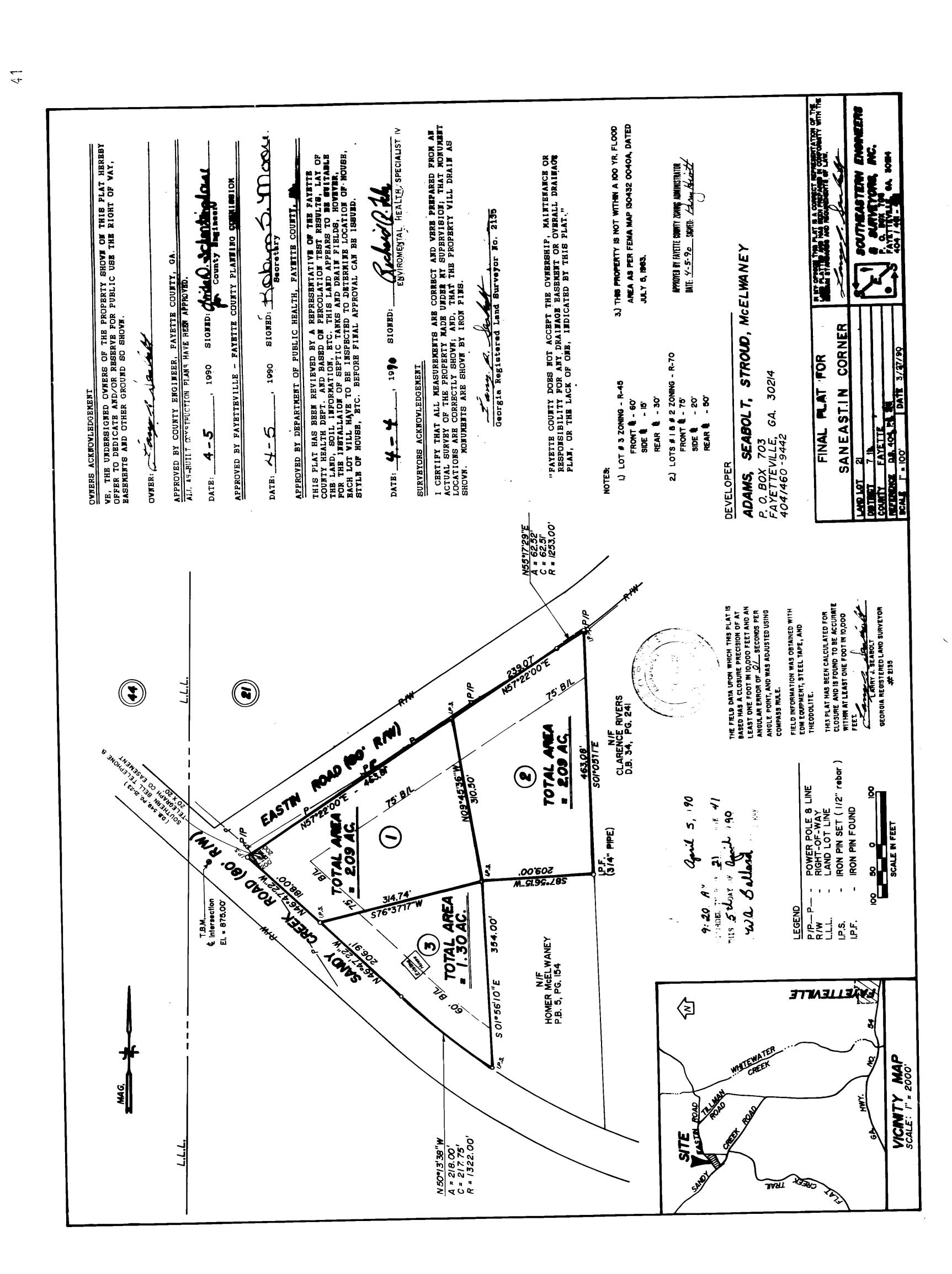
This plot was prepared for the exclusive use of the person, persons, or entity named hereon. This plot does not extend to any unnamed person, persons, or entity without the express recertification of the surveyor naming such person, persons, or entity.

MARY E. STARETT

			FIELD DATE 9/07/21	
ABOVE THE GROUND AS	BUILT SURVEY PREPARED FOR : WILLIAM T. JAME	ES	DATE Ø9/16/21	
OWNER / PURCHASER: PHILLIP &	THOMAS REAL ESTA	TE HOLDINGS LLC	$_{SCALE}$ 1" = 4 $\varnothing$	)'
LAND LOT 21	7th district	SECTION	FAYETTECOUNTY,	GEORGIA
—LOT 1 <b>€</b> 2	BLOCK	UNIT	REVISION	BY: DATE:
SUBDIVISION SANE	ASTIN CORNER			
SURVEYED:	DRAFTED:			
PLOTTED:	DISC #:			
APPROVED:				

GUY WIRE

DEED BOOK 4699, PAGE 696



f to f age q

73/3-2/ Page 48 of 348

## APPLICATION TO AMEND TO AMEND THE OFFICIAL ZONING MAP OF FAYETTE COUNTY, GA

PROPERTY OWNERS: Phillip & Thomas Real Estate Holdings, LLC
MAILING ADDRESS: P. O. Box 1628, Fayettevile, GA 30214
PHONE: 404-867-5155 E-MAIL: williamj@quadconstructiongroup.com  AGENT FOR OWNERS: William T. James
MAILING ADDRESS: P.O. Box 1628 - Fayetteville, GA 30214
PHONE: 404-867-5155 E-MAIL: williamj@quadconstructiongroup.com
PROPERTY LOCATION: LAND LOT Lot 21(1&2)  LAND LOT Lot 21(1&2)  LAND DISTRICT PARCEL  PARCEL  PARCEL
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED: 4.18 acres
EXISTING ZONING DISTRICT: 7th PROPOSED ZONING DISTRICT: 7th
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED:  EXISTING ZONING DISTRICT:  Th  PROPOSED ZONING DISTRICT:  ZONING OF SURROUNDING PROPERTIES:  R-45, R-70, C-3, etc.
PRESENT USE OF SUBJECT PROPERTY: Vacant lot
PROPOSED USE OF SUBJECT PROPERTY: Build Four (4) single family residential homes
LAND USE PLAN DESIGNATION: Single Family Residential
NAME AND TYPE OF ACCESS ROAD: Eastin Road - Major Thoroughfare
LOCATION OF NEAREST WATER LINE: Approx. 50' in front of property along Eastin Road
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: 13/3-2/
by Staff: Date:
Application and all required supporting documentation is Sufficient and Complete
by Staff: Afonded fit Date: October 29,2021
DATE OF PLANNING COMMISSION HEARING DECEMber 2ND 2021
DATE OF PLANNING COMMISSION HEARING DECEMBER 2 <sup>ND</sup> , 2021  BATE OF COUNTY COMMISSIONERS HEARING SONDANY 13 <sup>HD</sup> , 2022
Received from # Thillips & Thanks a check in the amount of 25000 is application filing fee, and ( 400 for ocnosit on frame for public bearing signs:
application filing fee, and (
THE COLD TO BUTCH TO SEE THE COLD TO SEE THE C

Page 49 of 348

## PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM (Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

Phillip & Thomas Real Estate Holdings, LLC
Please Print Names
Property Tax Identification Number(s) of Subject Property: 0706 051
in Land Lot(s) 21 (Lots 1 and 2) of the 7th District, and (if applicable to more than one land
district) Land Lot(s)  of the  District, and said property consists of a total of acres (legal description corresponding to most recent recorded plat for the subject property is attached herewith).
(I) (We) hereby delegate authority to Kevin S. Edwards, PE to act as (my) (our) Agent in this rezoning. As Agent, they have the authority to agree to any and all conditions of zoning which may be imposed by the Board.
(1) (We) certify that all of the information filed with this application including written statements or showings made in any paper or plans submitted herewith are true and correct to the best of (my) (our) knowledge and belief. Further, (I (We) understand that this application, attachments and fees become part of the official records of the Fayette County Zoning Department and may not be refundable. (I) (We) understand that any knowingly false information giver herein by me/us will result in the denial, revocation or administrative withdrawal of the application or permit. (I) (We further acknowledge that additional information may be required by Fayette County in order to process this application.
Signature of Property Owner 1  Signature of Notary Public
P. O, Box 1628, Fayetteville, GA 30214
Address NOTAAL B
Signature of Property Owner 2

Address

Address

Adores

Signature of Property Owner 3

Signature of Authorized Agent

Date

Dat

Signature of Notary Public

Signature of Notary Public

/3//5 2/ Page/50 of 348

### AGREEMENT TO DEDICATE PROPERTY FOR FUTURE RIGHT-OF-WAY

I/We,, said property owner(s) of subject property requested to	be rezoned,
hereby agree to dedicate, at no cost to Fayette County, None (N/A)feet of right-o	f-way along
as measured from the centerline	of the road.
Based on the Future Thoroughfare Plan Map streets have one of the following designations and the Fay	ette County
Development Regulations require a minimum street width as specified below:	
Local Street (Minor Thoroughfare) 60 foot right-of-way (30' measured from each side of road centerline)	
Collector Street (Major Thoroughfare) 80 foot right-of-way (40' measured from each side of road center	·line)
Arterial Street (Major Thoroughfare) 100 foot right-of-way (50' measured from each side of road centerline)	
Sworn to and subscribed before me this 27th day of October.	202/.
SIGNATURE OF PROPERTY OWNER OF SIGNATURE OF PROPERTY OWNER	
NOTARY PUBLIC COUNTILITY	

Page 51 of 348

NAME: Phillip & Thomas Real Estate Holdings, L	LC PETITION NUMBER:
ADDRESS: P. O. Box 1628, Fayetteville, GA 302	214
PETITION FOR REZONING CERTAIN PROPERT COUNTY, GEORGIA. William T. James	Y IN THE UNINCORPORATED AREAS OF FAYETTE affirms that he is the owner or the specifically
authorized agent of the property described below. Said	———
He/She respectfully petitions the County to rezone the pr	operty from its present classification and tenders herewith the
sum of \$ 290.00 to cover all expenses of publ	ic hearing. He/She petitions the above named to change its
classification to R-45	
•	
This property includes: (check one of the following)	
See attached legal description on recorded deed for	subject property or
Legal description for subject property is as follows:	:
PUDLIC HEADING to be held by the Planning Commi	Control of Foundation Country and the
PUBLIC HEARING to be held by the Planning Commi	
, 20 at	7:00 P.M.
PUBLIC HEARING to be held by the Board of Commi	issioners of Fayette County on the day
8 S4825 CAA 91 1000 0 90 90 90 90 90 90 90 90 90 90 90 9	at 7:00 P.M.
SWORN TO AND SUBSCRIBED BEFORE ME THIS	29th DAY OF OCTOBER .2121
TARY BUBLI	APPLICANT'S SIGNATURE
O TO LEMBER 26.	
MALE COUNTY	
"Minning"	

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, I	nterim Director
·		1		
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #	44
Wording for the Agenda:				
1		Owner, and Richard P. Lindsey, Agen cated in Land Lot 8 of the 6th District	•	
Background/History/Detail	ls:			
Staff recommends denial	of the request for C-C.			
Staff recommends appro-	val of L-C-1 with one condition as fo	llows:		
1 ' ' '	ng of the final plat the owner shall so proced by the Engineering/Public Wor	ubmit a recorded warranty deed to El ks Department.)	MD for the required	right of way. (This
The Planning Commissio	n recommended approval of C-C wi	th one condition.		
John Culbreth made a mo 3-1. Danny England was		with one condition. Jim Oliver secor	nded the motion. Th	e motion passed
	ing from the Board of Commissioner C-C and approval of L-C-1 with (1)			
If this item requires fundin	g, please describe:			
Not applicable.				
Has this request been cor	nsidered within the past two years?	No If so, whe	n?	
Is Audio-Visual Equipmen	nt Required for this Request?*	Yes Backup P	rovided with Reque	st? Yes
		Clerk's Office no later than 48 hou udio-visual material is submitted a	-	_
Approved by Finance	Not Applicable	Reviewed	by Legal	
Approved by Purchasing	Not Applicable	County Cl	erk's Approval	Yes
Administrator's Approval				
Staff Notes:				

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, li	nterim Dire	ctor
·		1			
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #	5	
1		er, and Richard P. Lindsey, Agent, re in Land Lot 8 of the 6th District, and	•		
South.					
Background/History/Detail					
Staff recommends denial	of the request for C-C.				
Staff recommends approv	val of L-C-1 with one condition as fol	llows:			
1 1	ng of the final plat the owner shall so rced by the Engineering/Public Wor	ubmit a recorded warranty deed to E ks Department.)	MD for the required	right of wa	ay. (This
The Planning Commission	n recommended approval of C-C with	th one condition.			
John Culbreth made a mo 3-1. Danny England was	• •	with one condition. Jim Oliver secon	nded the motion. Th	e motion p	assed
	ng from the Board of Commissioner C-C and approval of L-C-1 one cond				
If this item requires funding	g, please describe:				
Has this request been cor	sidered within the past two years?	No If so, whe	n?		
Is Audio-Visual Equipmen	t Required for this Request?*	Yes Backup P	rovided with Reque	st?	Yes
		Clerk's Office no later than 48 ho udio-visual material is submitted a	•	•	
Approved by Finance	Not Applicable	Reviewed	l by Legal		
Approved by Purchasing	Not Applicable	County C	lerk's Approval	Yes	
Administrator's Approval					
Staff Notes:					
• •					

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine,	Interim Director
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #	<del></del> #6
Wording for the Agenda:			,	
Consideration of Petition I		. Hammett, Owner, and Richard P. Ler; property located in Land Lot 8 of the		
, Background/History/Details	); ;			
Staff recommends denial				
Staff recommends approv	al of L-C-1 with one condition as fo	llows:		
1	ng of the final plat the owner shall so ced by the Engineering/Public Wor	ubmit a recorded warranty deed to E ks Department.)	MD for the required	d right of way. (This
The Planning Commission	recommended approval of C-C wi	th one condition.		
John Culbreth made a mo 3-1. Danny England was		with one condition. Jim Oliver secon	nded the motion. T	he motion passed
	ng from the Board of Commissioner C-C and approval of L-C-1 one (1) o			
Denial of the request for C	C-C and approval of L-C-1 one (1) o			
Denial of the request for C	C-C and approval of L-C-1 one (1) o			
Denial of the request for C  f this item requires funding  Not applicable.	C-C and approval of L-C-1 one (1) o		en?	
Denial of the request for Control of this item requires funding Not applicable.  Has this request been control of the request for Control of the requ	g, please describe:	No If so, whe	en? Provided with Requi	est? Yes
f this item requires funding Not applicable.  Has this request been constant of the second sec	c-C and approval of L-C-1 one (1) one, please describe: sidered within the past two years? Required for this Request?* must be submitted to the County	No If so, whe	Provided with Requi	eeting. It is also
Denial of the request for Control of this item requires funding Not applicable.  Has this request been control of the All audio-visual material our department's response.	c-C and approval of L-C-1 one (1) one, please describe: sidered within the past two years? Required for this Request?* must be submitted to the County	No If so, when Yes Backup Por Clerk's Office no later than 48 how audio-visual material is submitted in	Provided with Requi	eeting. It is also
Denial of the request for Control of this item requires funding Not applicable.  Has this request been control of All audio-visual material our department's response.	sidered within the past two years? Required for this Request?*  must be submitted to the County sibility to ensure all third-party a	No If so, when Yes Backup Por Clerk's Office no later than 48 how hadio-visual material is submitted at Reviewed	Provided with Requiums prior to the material at least 48 hours in	eeting. It is also
Denial of the request for Conference of this item requires funding Not applicable.  Has this request been conference of the Audio-Visual Equipment of the All audio-visual material of the Conference of the Confe	sidered within the past two years? Required for this Request?* must be submitted to the County sibility to ensure all third-party a	No If so, when Yes Backup Por Clerk's Office no later than 48 how hadio-visual material is submitted at Reviewed	Provided with Requirements of the material least 48 hours of the by Legal	eeting. It is also in advance.

		7		
Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, I	nterim Director
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #	<del>!</del> 7
Wording for the Agenda:				
1	•	dwards, Owner, and Richard P. Linder; property located in Land Lot 8 of t		
Background/History/Details	S:			
Staff recommends denial				
Staff recommends approv	al of L-C-1 with one condition as fo	llows:		
1 ' ''	ng of the final plat the owner shall s rced by the Engineering/Public Wor	ubmit a recorded warranty deed to E ks Department.)	MD for the required	right of way. (This
The Planning Commission	n recommended approval of C-C wi	th one condition.		
John Culbreth made a mo 3-0. Danny England was		C with one condition. Jim Oliver secon	nded the motion. Th	ne motion passed
	ng from the Board of Commissioner C-C and approval of L-C-1 one (1)			
If this item requires funding	g, please describe:			
Not applicable.				
Has this request been con	nsidered within the past two years?	No If so, whe	en?	
Is Audio-Visual Equipmen	t Required for this Request?*	Yes Backup P	rovided with Reque	st? Yes
		v Clerk's Office no later than 48 ho nudio-visual material is submitted	•	•
Approved by Finance	Not Applicable	Reviewed	d by Legal	
Approved by Purchasing	Not Applicable	County C	lerk's Approval	Yes
Administrator's Approval				
Staff Notes:				

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, Ir	nterim Director
·		1		
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #	8
Wording for the Agenda:				
1		* & Buddy Hand, Owners, and Richar Center; property located in Land Lot 8		
Background/History/Detail	s:			
Staff recommends denial	of the request for C-C.			
Staff recommends approv	al of L-C-1 with one condition as fo	llows:		
	ng of the final plat the owner shall so rced by the Engineering/Public Wor	ubmit a recorded warranty deed to El ks Department.)	MD for the required	right of way. (This
The Planning Commission	n recommended approval of C-C wi	th one condition.		
John Culbreth made a mo 3-1. Danny England was		with one condition. Jim Oliver secon	nded the motion. Th	e motion passed
	ng from the Board of Commissioner C-C and approval of L-C-1 one (1)			
If this item requires funding	g, please describe:			
Not applicable.				
Has this request been cor	nsidered within the past two years?	No If so, whe	n?	
Is Audio-Visual Equipmen	t Required for this Request?*	Yes Backup P	rovided with Reque	st? Yes
		Clerk's Office no later than 48 hou audio-visual material is submitted a	•	•
Approved by Finance	Not Applicable	Reviewed	by Legal	
Approved by Purchasing	Not Applicable	County Cl	erk's Approval	Yes
Administrator's Approval				
Staff Notes:				

### PLANNING COMMISSION RECOMMENDATION

DATE: Feb	bruary 3, 2022
TO: Fay	yette County Commissioners
The Fayette Coun	nty Planning Commission recommends that Petition No. 1316-21 A, the
application of Ela	ine S. Powers to rezone 0.93 acres from A-R to C-C, be:
32 Approved	Withdrawn Denied
Tabled unti	1
12:	to you for final action.
BRIAN HAREN,	VICE-CHAIRMAN
JOHN CULBRET	
DANNY ENGLA  JIM OLIVER	
Remarks:	

STATE OF GEORGIA COUNTY OF FAYETTE

RESOLUTION

NO. 1316-21 A

WHEREAS, Elaine S. Powers, Owner, and Richard P. Lindsey, Agent, having

come before the Fayette County Planning Commission on February 3, 2022, requesting

an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of

Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 0.93 acres from

A-R to C-C, in the area of State Route 74 South & State Route 85 South, in Land Lot 8

of the 6th District, for the purpose of developing a Commercial Retail Center; and

WHEREAS, the Fayette County Planning Commission having duly convened,

and considered said request;

BE IT RESOLVED that the decision of the Fayette County Planning

Commission, that said request be APPROVED.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan.

Compatible with the surrounding area.

PLANNING COMMISSION

OF

FAYETTE COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

### PLANNING COMMISSION RECOMMENDATION

### STATE OF GEORGIA COUNTY OF FAYETTE

#### RESOLUTION

#### NO. 1316-21 B

WHEREAS, DARRS, LLC, Owner, and Richard P. Lindsey, Agent, having come before the Fayette County Planning Commission on February 3, 2022, requesting an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 0.14 acres from A-R to C-C, in the area of State Route 74 South & State Route 85 South, in Land Lot 8 of the 6th District, for the purpose of developing a Commercial Retail Center; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan. Compatible with the surrounding area.

PLANNING COMMISSION
OF
FAYETTE COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

### PLANNING COMMISSION RECOMMENDATION

### STATE OF GEORGIA COUNTY OF FAYETTE

### RESOLUTION

#### NO. 1316-21 C

WHEREAS, Estate of Yvonne B. Hammett, and Richard P. Lindsey, Agent, having come before the Fayette County Planning Commission on February 3, 2022, requesting an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone .04 acres from A-R to C-C, in the area of State Route 74 South & State Route 85 South, in Land Lot 8 of the 6th District, for the purpose of developing a Commercial Retail Center; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan. Compatible with the surrounding area.

PLANNING COMMISSION OF FAYETTE-COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

### STATE OF GEORGIA COUNTY OF FAYETTE

### RESOLUTION

#### NO. 1316-21 D

WHEREAS, Edna Ann Hayes-Edwards, Owner, and Richard P. Lindsey, Agent, having come before the Fayette County Planning Commission on February 3, 2022, requesting an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone .036 acres from A-R to C-C, in the area of State Route 74 South & State Route 85 South, in Land Lot 8 of the 6th District, for the purpose of developing a Commercial Retail Center; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan. Compatible with the surrounding area.

PLANNING COMMISSION OF

FAYETTE COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

### PLANNING COMMISSION RECOMMENDATION

DATE:	February 3, 2022
TO:	Fayette County Commissioners
The Fayette Co	ounty Planning Commission recommends that Petition No. 1316-21 D, the
application of I	Edna Ann Hayes- Edwards to rezone 0.36 acres from A-R to C-C, be:
3-1/Approve	ed Withdrawn Denied
Tabled u	ntil
6	ed to you for final action.  RTIN, CHAIRMAN
BRIAN HARE	N, VICE-CHAIRMAN
JOHN CULBR	Cullette Cert
Abse DANNY ENG	LAND
JIM OLIVER	Ann
Remarks:	

### PLANNING COMMISSION RECOMMENDATION

DATE: February 3, 2022
TO: Fayette County Commissioners
The Fayette County Planning Commission recommends that Petition No. 1316-21 E, the
application of Buddy Hand and Laverne Hand Starr to rezone 1.08 acres from A-R to
C-C, be:  Approved Withdrawn Denied
Tabled until
ARNOLD MARTIN, CHAIRMAN  ARNOLD MARTIN, CHAIRMAN  BRIAN HAREN, VICE-CHAIRMAN  JOHN CULBRETH  ABSENT  DANNY ENGLAND  JIM OLIVER  Remarks:

### STATE OF GEORGIA COUNTY OF FAYETTE

### RESOLUTION

#### NO. 1316-21 E

WHEREAS, Buddy hand and Laverne Hand Starr Owners, and Richard P. Lindsey, Agent, having come before the Fayette County Planning Commission on February 3, 2022, requesting an amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 1.08 acres from A-R to C-C, in the area of State Route 74 South & State Route 85 South, in Land Lot 8 of the 6th District, for the purpose of developing a Commercial Retail Center; and

WHEREAS, the Fayette County Planning Commission having duly convened, and considered said request;

**BE IT RESOLVED** that the decision of the Fayette County Planning Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan. Compatible with the surrounding area.

PLANNING COMMISSION OF FAYETTE COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

**THE FAYETTE COUNTY PLANNING COMMISSION** met on February 3, 2022 at 7:00 P.M. in the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

**MEMBERS PRESENT:** Arnold Martin, Chairman

John H. Culbreth

Brian Haren, Vice-Chairman

Jim Oliver

**MEMBERS ABSENT:** Danny England

**STAFF PRESENT:** Chanelle Blaine, Zoning Administrator

Howard Johnson, Planning & Zoning Coordinator

Patrick Stough, County Attorney

### **PUBLIC HEARING**

1. Consideration of Petition No. 1316-21 A, Elaine S. Powers, Owner, and Richard P. Lindsey, Agent, request to rezone 1.68 acres from A-R to C-C to develop a Commercial Retail Center. This property is located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South.

Chanelle Blaine said agenda items 4 through 8 are all related rezoning petitions that can be discussed as one, but five (5) separate motions will be required.

Richard "Rick "Lindsey stated that he was representing for all the landowners. He asked Chanelle Blaine to display the concept and renderings for the rezoning on the projector. He said he was representing Sam and Nadia Sinnais in the audience. He added that on the team with him is Jefferson Brown of Jefferson Brown and Associates (architect) and Jason Wall of Integrated Science, we are all here tonight to present this requested rezoning to you. He said the requested rezoning is for the property that is located on the northwest corner of intersection Highway 74 and Highway 85, south of Peachtree City. He noted that it is currently cut up into several smaller lots, all of them zoned A-R (Agricultural-Residential), some of them are vacant, and the total size of all five (5) lots are 3.68 acres. He said what we are requesting is a rezoning from the A-R to a C-C. He stated in the County's Comprehensive Plan, the land use plan, it is recommended that the area be L-C-1, but for reasons I will explain we believe that the L-C-1 is no longer viable in the area, and we need some more available uses to make it an economic success. He said what we are looking at is a fairly small retail establishment with 12,300 square feet, cut up into five (5) different rentable units, one (1) being a convenience store with six (6) gas pumps, and the other four (4) being various types of uses, we would like to have a drive-through window in one (1) of them so it can be donut shop or a dry-cleaners, not a McDonalds, not anything of that intense uses. He added for the other small spaces whatever the market would call for, maybe a donut shop, barber shop, something that the local community could use. He said the development is not regional but for the local area, and the size of the building will prevent from any mega use going in there, no big box stores or anything like that. He stated that the property is in the Starr's Mill Historic District Overlay which requires particular attention in the architectural features that are on the building and the materials used all reflect the Starr's Mill mill which is right across Highway 74. He asked staff to scroll down to the architectural renderings of the development. He stated that Jefferson Brown and his team has done exactly that, this is a beautiful retail proposed development, as you can see it has the pitched roofs that really reflect and take off from the Starr's Mill building across the street. He said the canopy that is over the gas pumps is reflective of a time gone by certainly not the big flat bright canopies that you so often see in gas stations today. He reiterated that they were only asking for six (6) pumps, we're not looking for a QuickTrip or anything like that, we're looking for a small neighborhood gas station where local residence can go and fill up their cars. He noted on the rendering toward the right a covered picnic area, where someone stopped in at a sandwich shop or pizza place or local café can eat outside. He stated there are walkable areas with awnings reflective of a time gone by, this area obviously very important to the County. The Sinnais and the team fully recognize that we want it to be complimentary to Starr's Mill that enhances the area that sets the bar for development that will ultimately come to this area. He said Highway 74 and Highway 85 is very busy and a lot of folks go through that, but this type of development takes us back to a simpler time, maybe a 100 years ago, you can see wagon trains pulling up to something like this but again reflective of Starr's Mill. He stated that staff has recommended that this be L-C-1, and does not support the C-C, I would suggest to the Planning Commission that the uses in L-C-1 are no longer really viable in todays world. He added I know that the Land Use Plan was only done about five (5) or six (6) years ago, but retail and the retail world has significantly changed, it was changing before the pandemic, but now since the pandemic it is light years away from what it was a few years ago. He mentioned uses likes banks, bank branches are just not opening up anymore, we are seeing them close right and left, for everything is done online, you see many closed bank branches that are now being converted into something else or staying vacant. He added same thing with bookstores, which are going out of business right and left, everyone now goes to their electric readers, and no longer goes to Books-A-Million or Barnes & Noble to buy books. Same thing with card stores, when its my birthday or Christmas I get electronic cards that are sent to me via email or through Facebook or something like that. He said same thing with hardware with household goods they are either done in the big box store or like my wife is on Amazon. He stated Amazon comes to my house every other day with something she bought online to put in the house. He added that retail has changed and what we do like about some of the L-C-1 restrictions is keeping the buildings small, in L-C-1 it would be 10,000 square feet and we're asking for 12,300 square feet. With the small size of the building cut up is going to prevent the intense uses, which really in my opinion is what the Land Use Plan was aiming for which is to have commercial there realizing that to have residential there in that busy intersection no longer works, and commercial is what is really call for at an intersection like this. He stated you want to make it where it is not bringing in more traffic to the area but servicing those who pass by and residences that live in the area. He said this design I believe accomplishes that, it provides much needed goods and services to the people who live in the area. Currently in order to get gas you either have to go all the way down to Senoia to the intersection of 16 and 74 or all the way up into Peachtree City currently at Crosstown and Tdk Boulevard for your gas

stations or all the way up to 85 to the BP Station. He added those folks who live in Brooks and in that part of the County do not have a local convenience store where they can go and buy gas or buy a loaf of bread or whatever might be needed. He reiterated we are designing the store for this area so that it provides goods and services for this area for the local residence and not the regional folks to come in, to be drawn into this area, like I said it's there for people who are driving by. He stated what is critically important here is the look of the building the landscaping that will go on into place the feel of the land and not to be having it causing traffic problems again with the right in and right out we are proposing on 74. The only entrance on 85 all the way on the western corner or end of the property will prevent those traffic backups and whatever else that could occur in this area by people who are trying to go in and go out. He said I believe the proposal while it is C-C we are wanting that for the additional uses is reflective of the L-C-1, we do meet the requirements of the Starr's Mill Historic District and I believe the architectural renderings done by Jefferson Brown have provided the spirit the look the feel of the Starr's Mill mill and the pond. He added I believe it will be a nice compliment to that area, thank you.

Chairman Martin asked if there was anyone who wished to speak in favor of the rezoning. Hearing none, he asked if there was anyone who wished to speak in opposition to the rezoning. Hearing none, he said then I will bring this back to the Board for discussion.

Brian Haren stated that many of us on the Planning Commission tonight worked on the development of the Starr's Mill Overlay and it was a pretty intense process, and it took about a year for us to go through it and decide what we wanted and what we thought the County wanted this intersection to be. He said it is viewed as one (1) of the gateways to Fayette County and it was very clear the Planning Commission and the Board of Commissioners didn't want it to look like every other developed four (4) way intersection for the County. He added that is why we put a lot of tight restrictions as far as size, and architectural renderings on what can and can't go there. He said personally I can't support this, there is a reason we picked L-C-1 for this zoning and restricting the retail space size. He stated that I don't think I heard a compelling argument to increase it by 200 square feet, and it doesn't resonate with me. He said the other problem is that it would set a precedent, and that is a bad thing. He added if we allow this on this corner that just kicks the door open for all the other developers that want to develop on the other three (3) corners to make the same argument. He stated on the concept of the drive-thru you stated that a McDonalds may go in there probably perhaps not, but I've seen Subways go into something perhaps smaller. He reiterated that personally I cannot support this, I think we spent a lot of time developing the overlay plan and personally I think we need to stick with it for this petition.

Jim Oliver stated Mr. Lindsey you alluded in your presentation, that things have changed.

Rick Lindsey replied yes.

Jim Oliver stated now you have also talk to us about how things have change but how the times have changed. Specifically speaking about this property right here what has changed in this area, brings me to that conclusion.

Rick Lindsey replied what has changed in the area for the rezoning supporting a commercial rezoning is what I believe the aim of the Comprehensive Plan for the County. He stated this is currently zoned all residential and it is not a residential area, it's a commercial area now. I do agree with Commissioner Haren that it needs to be controlled and it needs to look like its something special because it is a gateway entrance into our County. I believe the architectural renderings that we have submitted 100 percent support that. He reiterated that it is no longer residential its something that needs to be commercial, I understand the size of the building concerns and I am willing to have conversations with my client about that and to talk about can if we bring it down to the 10,000 square feet. He said the permitted uses allowed in L-C-1 are too limited in todays world when that was setup six (6) years ago. Banking was very different then it is today, bookstores were still around, but they were starting to fade out. The pandemic has changed it and a lot of those uses and there only 17 that are allowed in the L-C-1, easily a quarter or maybe more of the options that are there are not economically viable anymore. He said if we are asking for an expansion of that, and if we need to put conditions on maybe restricting some of the uses in C-C. We are willing to consider that, but what we are looking for enough flexibility in the types of commercial uses to go in to make it viable, to make it where it is a success and not a closed-up building that just didn't work.

Jim Oliver stated we understand, and you understand that we are a recommended body, so we are the first sounding board here. He said let's talk about the elephant in the room here, the renderings that you have are great, they really look great, it's the gas pumps, that is basically what it boils down to. He added the petitioner has the right to ask for the highest and best use for his property. I think we can all agree on that and understand that it is not residential at this point and its some form of commercial. That is the issue that is going to need to be addressed before the County follows. That is what we are asking you to address here. He said give us a compelling reason why this is the best use for the gas pumps.

Rick Lindsey replied a convenience store with gas pumps will bring folks into the development. They will stop and get gas and while they are there, they will get a donut if there is a donut shop or whatever is there. Let me pop in, it's that attraction that will bring people to the location and then the other uses. He added it much like a smaller retail center that has a grocery store; we go to the Publix or Kroger and while I'm there let me stop at whatever retail establishments there and go do some business there. He said there always must be that attraction, that hook for people to come in there. He added I agree with you, I have been a resident of this County for about 35 years we don't want a huge supersized gas station in there, but a small one that looks like something from a time gone by with six (6) pumps is not going to have the impact on the surrounding areas. He stated I understand the concerns of those on the committee several years ago and those sitting on this Planning Commission and the elected Board of Commissioners that we will go before in the next few weeks. I totally get it, but that is

the reason for the requested use of a gas station, but only six (6) pumps and put up under a very attractive almost like a picnic awning canopy.

John Culbreth asked had you given any consideration to electric outlets for electric vehicles.

Rick Lindsey replied, absolutely we have, I have had great conversations with my clients about it, and the plan is to put a couple of electric charging stations there. Like I said a few minutes ago about the change in retail, we all know the change in automotive that is coming to. He stated Ford has completely renovated how it is structured getting ready for electric vehicles. He added that gas stations and gas pumps may be not needed in 10, 15, or 20 years. I don't know and I don't have a crystal ball but absolutely we have talked about putting in the charging station and they will be there probably next to the building not at the pumps. Obviously, cars and trucks have to charge much longer than it is to pump up or fill up your tank with gas.

Chairmen Martin stated that within this project is this all completely revolving around the pumps. He asked if we are not able to have the pumps there will this no longer be a viable project for your clients in any way?

Rick Lindsey replied, it also becomes a more complicated question to answer. With a few pumps there and a small convenience store, not a huge sprawling one (1) we're not talking about Buc-ee's. He said it's small it's designed for local residences to get a loaf of bread or whatever when you run in there. He added is 100 percent not feasible with the pumps I cannot answer that. I know that it is a much more difficult question, and it makes it more challenging if we don't get the pumps in there. He reiterated we are looking at very few, we don't want a huge 12 or 20 pump gas station.

Arnold Martin stated one of things the Planning Commissioners that were part of developing this overlay. I remember us going over the different renderings and things like that, and we travel down to areas to look at possible viable structures, and what really came to mind was a Mayberry look. He said because it is the gateway to our County, we want to maintain the integrity of Fayette County and especially the mill at Starr's Mill and within that it seems as though you are approaching the development within that direction of keeping with the integrity of the area. He asked had you approached the local residents about the development, and did they see it as helpful or a hinderance.

Rick Lindsey replied, personally I have not. He said I don't know if my clients have, but I know the properties that have been included in this group have been marketed for years and years and years. He added I don't even know if anyone even lives on any of the properties, they might, but at least one (1) or two (2) are empty. He stated the area is crying for proper development and I think the key word is proper. What we are proposing is a very small retail development again with the gas option in there to make it economically successful. He said what is critical here is the size and the look and the feel of the sight, and again in my opinion we have hit all three (3) of those on the head. He added I understand the concern about gas, but gas is important, and it doesn't always

have to be ugly and nasty, it can be done in an attractive way, that's not like in your face with bright lights and all of that it can be done in a very subtle way which is what we are proposing.

Chairmen Martin asked Patrick Stough (County Attorney) if he had any commentary at all, or any feedback from this development from a legal standpoint.

Patrick Stough replied, I don't have anything to add, I am here to answer any questions that the board may have about their options here. He said I know that the recommendations for a lesser zoning category than what the applicant has requested. He added that is certainly within your ability, you can recommend a less intense zoning category if you want to.

Chairmen Martin said we know what the recommendations that have been put forth is basically a compromise. Is there anything else that we are missing as a Planning Commission as a meeting of both minds here.

Patrick Stough replied, nothing that I can think of, you do have the option to put conditions on a rezoning, but I will caution you from our offices perspective conditions on a rezoning generally are something to address a negative on a rezoning.

John Culbreth stated I have no further questions but would like to make a motion.

Chanelle Blaine stated that staff recommends denial of C-C and approval of L-C-1 with one (1) condition. She said that one (1) condition is:

That a letter from the Georgia Environmental Protection Division stating the site is in compliance with the corrective action plan for the dumping of asphalt millings be submitted to the Department of Environmental Management prior to approval of the Site Plan. (This condition will be enforced by the Public Works/Environmental Management Department.)

Chanelle Blaine reiterated that we have to do a motion for each petition.

John Culbreth made a motion to recommend approval of Petition No. 1316-21 A with one (1) condition. Jim Oliver seconded the motion. The motion passed 3-1. Danny England was absent.

2. Consideration of Petition No. 1316-21 B, DARRS, LLC, Owner, and Richard P. Lindsey, Agent, request to rezone .09 acres from A-R to C-C to develop a Commercial Retail Center. This property is located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South.

John Culbreth made a motion to recommend approval of Petition No. 1316-21 B with one (1) condition. Jim Oliver seconded the motion. The motion passed 3-1. Danny England was absent.

3. Consideration of Petition No. 1316-21 C, Estate of Yvonne B. Hammett, Owner, and Richard P. Lindsey, Agent, request to rezone .42 acres from A-R to C-C to develop a Commercial Retail Center. This property is located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South.

John Culbreth made a motion to recommend approval of Petition No. 1316-21 C with one (1) condition. Jim Oliver seconded the motion. The motion passed 3-1. Danny England was absent.

4. Consideration of Petition No. 1316-21 D, Edna Ann Hayes-Edwards, Owner, and Richard P. Lindsey, Agent, request to rezone .41 acres from A-R to C-C to develop a Commercial Retail Center. This property is located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South.

John Culbreth made a motion to recommend approval of Petition No. 1316-21 D with one (1) condition. Jim Oliver seconded the motion. The motion passed 3-1. Danny England was absent.

5. Consideration of Petition No. 1316-21 E, Buddy Hand and Laverne Hand Starr, Owner, and Richard P. Lindsey, Agent, request to rezone 1.08 acres from A-R to C-C to develop a Commercial Retail Center. This property is located in Land Lot 8 of the 6th District, and fronts on SR 85 South and SR 74 South.

John Culbreth made a motion to recommend approval of Petition No. 1316-21 E with one (1) condition. Jim Oliver seconded the motion. The motion passed 3-1. Danny England was absent.

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**PETITION NO: 1316-21 A-E** 

**REQUESTED ACTION:** A-R to C-C

**PROPOSED USE:** Commercial

**EXISTING USE:** Single-Family Residential

LOCATION: S.R. 74 South & S.R. 85 South

**DISTRICT/LAND LOT(S):** 6th District, Land Lot 8

OWNER: Elaine S. Powers; DARRS, LLC; Estate of Yvonne B. Hammett; Buddy Hand; & Edna

Ann Hayes-Edwards

**AGENT:** Richard P. Lindsey

PLANNING COMMISSION PUBLIC HEARING: February 3, 2022

**BOARD OF COMMISSIONERS PUBLIC HEARING: February 24, 2022** 

### **APPLICANT'S INTENT**

Applicant proposes to develop a Commercial Retail Center with five (5) retail spaces and six (6) gas pumps on 3.68 acres.

### **STAFF RECOMMENDATION**

### DENIAL OF C-C APPROVAL OF L-C-1 WITH ONE (1) CONDITION

1. 1316-21 A-E

#### **INVESTIGATION**

#### A. PROPERTY SITE

The subject property is a 3.68 acre tract fronting on S.R. 74 South and S.R. 85 South in Land Lot 8 of the 6<sup>th</sup> District. The subject property consists of five (5) tracts, consisting of a 1.68 acre (Tract A), a 0.09 acre (Tract B), a 0.42 acre (Tract C), a 0.41 acre (Tract D), and a 1.08 acre (Tract E). S.R. 74 South and S.R. 85 South are classified as a Major Arterial roads on the Fayette County Thoroughfare Plan. The subject property contains multiple single-family residences.

#### B. SURROUNDING ZONING AND USES

The general situation is a 3.68 acre tract that is zoned A-R. In the vicinity of the subject property is land which is zoned A-R and R-20. See the following table and also the attached Zoning Location Map.

The subject property is bound by the following adjacent zoning districts and uses:

Direction	Acreage	Zoning	Use	Comprehensive Plan
North	64.5	A-R	Church	Office Rural Residential (1 Unit/ 2 Acres)
South (across S.R. 85 South)	6.82	A-R	Undeveloped	Limited Commercial One
East (across S.R. 74 South)	4.60 0.68	A-R A-R	Church Single-family Residential	Limited Commercial One Limited Commercial One
West	1.6 3.8	R-20 A-R	Single-family Residential Single-family Residential	Office Office

#### C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Limited Commercial One and the Starr's Mill Historic District Overlay District. This request does not conform to the Fayette County Comprehensive Plan in terms of the commercial density and the Starr's Mill Historic District Overlay Zone. The Starr's Mill Historic District Overlay Zone states the following:

The goals of the Starr's Mill Historic District Overlay at the SR 74, SR 85, & Padgett Road Intersection are: (1) maintain the historic character of the area, (2) control the intensity and aesthetic quality of nonresidential development at the intersection as it is the southern gateway into Fayette County, (3) maintain an efficient flow of traffic at the intersection, and (4) protect existing and future residential areas outside of the intersection.

2.

Recommendations: The land use of this area associated with this intersection will be depicted on the Future Land Use Plan and corresponding Overlay Zone requirements for nonresidential development will be added to the Zoning Ordinance. The nonresidential land use designations at this intersection will consist of Limited Commercial One and Office. Some fringe areas will have a residential land use designation of Low Density Residential (1 Unit/1 to 2 Acres). The C-C, (Community Commercial District), C-H, (Highway Commercial District) and L-C-2, (Limited-Commercial (2) District) are not designated for this area.

The Limited-Commercial (1) District (L-C-1) zoning district was created specifically for the Starr's Mill Historic District Overlay District. It was adopted in conjunction with the adoption of the Starr's Mill Historic District Overlay District in the Comprehension Plan. The L-C-1 zoning district does not allow a convenience store and has a floor to area ratio of .1 with a total limit of 10,000 square feet with a single building. The Concept Plan indicates 12,375 square feet in a single building. (See attached Limited-Commercial (1) District (L-C-1) zoning district and Community Commercial District (C-C))

#### D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone from A-R to C-C for the purpose of developing a Commercial Retail Center. The subject property will be subject to the C-C zoning district regulations and the Starr's Mill Historic District Overlay Zone (see attached).

## Starr's Mill Historic District Overlay Zone at the SR 74, SR 85, & Padgett Road Intersection

Due to the frontage on State Route 74 and 85, development of the property is subject to the requirements of the Starr's Mill Historic District Overlay Zone. The Overlay Zone requirements are in addition to the C-C zoning district requirements and any Conditional Use requirements, and in cases where there is a conflict between requirements, the most restrictive regulation applies. Overlay Zone requirements including, but not limited to, the following: a 100 foot setback from the right-of-way of SR 74 and SR 85, a 50 foot setback for impervious surfaces from right-of-way of SR 74 and SR 85, and architectural standards for buildings which require a historical character.

#### Access

The Concept Plan submitted indicates access from S.R. 74 South and S.R. 85 South.

#### **Concept Plan**

The applicant is advised that the Concept Plan is for illustration purposes only. Any deficiencies must be addressed at the time of submittal of the Site Plan, as applicable. It should be noted that the Concept Plan does not show a 50 foot buffer which is required by the C-C zoning district along the northern and western property lines. The buffer will affect the location of the access drives shown on the Concept Plan and they will need to be adjusted to meet the buffer.

3. 1316-21 A-E

#### Site Plan

Should this petition be approved, the owner/developer must submit a Site Plan as required by Section 104-28., of the Development Regulations, as applicable.

#### E. DEPARTMENTAL COMMENTS

#### **Water System:**

FCWS has no objection to the proposed rezoning. The conceptual plan correctly shows the watermain - water availability via a 8" DIP watermain along Hwy 85.

#### **Public Works/Environmental Management**

#### **Recommended Conditions of Rezoning:**

1. A letter from the Georgia Environmental Protection Division stating the site is in compliance with the corrective action plan for the dumping of asphalt millings.

#### **County Road Frontage Right of Way Dedication**

SR 85 and SR 74 are **Major Arterial** roadways and the GADOT controls all entrances and exits onto the state route. Any proposed modifications to the site entrances and exits will be permitted through GADOT.

#### **Traffic Data**

According to the GDOT on-line traffic data, the annual average daily traffic for State Route 74 approximately one thousand (1000) feet from the site is **14,000 vehicles per day**; the annual average daily traffic for State Route 85 approximately four hundred (400) feet from the site is **13,100 vehicles per day**; The owner has not submitted traffic data for the proposed development.

#### **Sight Distance**

Minimum sight distances will have to be satisfied for any proposed new road intersections. GDOT will review sight distances.

#### Floodplain Management

The 3.68 acre request for rezoning **DOES NOT** contain floodplain per FEMA FIRM panel 13113C0134E dated September 26, 2008. The property **DOES NOT** contain additional floodplain delineated in the FC 2013 Future Conditions Flood Study.

#### Wetlands

The property **DOES NOT** contain wetlands per the U.S. Department of the Interior, Fish and Wildlife Service 1994 National Wetland Inventory Map.

#### **Watershed Protection**

There **ARE NOT** state waters located on the subject property.

#### Groundwater

The property IS NOT within a groundwater recharge area.

4. 1316-21 A-E

#### **Post Construction Stormwater Management**

This development **WILL BE** subject to the Post-Development Stormwater Management Ordinance if re-zoned and developed with more than 5,000 square feet of impervious surfaces. This site will be required to provide Water Quality BMP(s) per the GSWMM for a "Hot Spot" use. Additionally, GDOT approval of the Hydrology will be required prior to issuance of an LDP.

### **Landscape and Tree replacement Plan**

This development **WILL BE** subject to the Nonresidential Development Landscape Requirements and Tree Retention, Protection and Replacement Ordinances if rezoned, the current site plan does not meet these requirements.

#### **Environmental Health Department**

This office has no objection to the proposed rezoning of these 5 parcels. Four parcels appear to have existing septic systems. This office must verify that each of the existing tanks have been pumped, crushed, and filled properly prior to any construction. In addition, these items must be submitted with the initial application for a new septic system: the applicable commercial fee, a properly scaled Level 3 soil report that bears the original soil scientist's stamp and signature, a copy of the soil scientist's Certificate of Liability Insurance, a floor plan/ proposed gallons per day required, a site plan sketch, and an approved plat of the property. Additional documents may be required and determined on a case by case basis. Furthermore, this office does not guarantee this lot will have suitable soils for the installation of an on-site sewage septic system. To determine the suitability, all required documents must be submitted and an on-site visit will be performed.

#### Fire

No Comments required

#### **Georgia Department of Transportation**

This concept is approved by GDOT, the applicant should obtain a GDOT encroachment permit for the proposed work within the GDOT right of way and should be made aware of the GDOT requirements.

This request is based on the petitioner's intent to rezone said property from A-R to C-C for the purpose of developing a Commercial Retail Center. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

1. The subject property lies within an area designated for Limited Commercial One and the Starr's Mill Historic District Overlay Zone. This request does not conform to the Fayette County Comprehensive Plan in terms of the commercial density and the Starr's Mill Historic District Overlay Zone. The Starr's Mill Historic District Overlay Zone states the following:

The goals of the Starr's Mill Historic District Overlay at the SR 74, SR 85, & Padgett Road Intersection are: (1) maintain the historic character of the area, (2) control the intensity and aesthetic quality of nonresidential development at the intersection as it is the southern gateway into Fayette County, (3) maintain an efficient flow of traffic at the intersection, and (4) protect existing and future residential areas outside of the intersection.

**Recommendations:** The land use of this area associated with this intersection will be depicted on the Future Land Use Plan and corresponding Overlay Zone requirements for nonresidential development will be added to the Zoning Ordinance. The nonresidential land use designations at this intersection will consist of Limited Commercial One and Office. Some fringe areas will have a residential land use designation of Low Density Residential (1 Unit/1 to 2 Acres). **The C-C, (Community Commercial District), C-H, (Highway Commercial District) and L-C-2, (Limited-Commercial (2) District) are not designated for this area.** 

The Limited-Commercial (1) District (L-C-1) zoning district was created specifically for the Starr's Mill Historic District Overlay District. It was adopted in conjunction with the adoption of the Starr's Mill Historic District Overlay District in the Comprehension Plan. The L-C-1 zoning district does not allow a convenience store and has a floor to area ratio of .1 with a total limit of 10,000 square feet with a single building. The Concept Plan indicates 12,375 square feet in a single building. (See attached Limited-Commercial (1) District (L-C-1) zoning district and Community Commercial District (C-C))

- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property. However, approval of this rezoning request could provide encouragement and legal leverage for the rezoning of other properties in the Starr's Mill Historic District Overlay land use area to zoning districts C-C, (Community Commercial District), C-H, (Highway Commercial District) and L-C-2, (Limited-Commercial (2) District) which are not designated for this area.
- 3. The proposed rezoning will not result in a burdensome use of roads, utilities, or schools.
- 4. The area's recommended land use for the Limited Commercial One zoning district in the Starr's Mill Historic District Overlay do not support the C-C zoning district.

Based on the foregoing Investigation and Staff Analysis, Staff recommends **DENIAL OF C-C** and **APPROVAL OF LIMITED-COMMERCIAL** (1) **DISTRICT** (L-C-1) **ZONING DISTRICT WITH ONE** (1) **CONDITION.** 

#### **RECOMMENDED CONDITIONS**

If this petition is approved by the Board of Commissioners, it should be approved **L-C-1 CONDITIONAL** subject to the following enumerated conditions. Where these conditions conflict with the provisions of the Zoning Ordinance, these conditions shall supersede unless otherwise specifically stipulated by the Board of Commissioners.

1. That a letter from the Georgia Environmental Protection Division stating the site is in compliance with the corrective action plan for the dumping of asphalt millings be submitted to the Department of Environmental Management prior to approval of the Site Plan. (This condition will be enforced by the Public Works/Environmental Management Department.)

#### Sec. 110-145. L-C-1, Limited-Commercial (1) District.

- (a) Intent. The intent of the L-C-1 zoning district is to establish small scale business areas which do not generate large amounts of traffic, noise or light. The L-C-1 zoning district includes small retail establishments, personal services, and business and professional offices. The L-C-1 zoning district will control architectural character and scale. The adaptive use of existing structures is encouraged when possible.
- (b) Permitted principal uses. The following permitted principal uses shall be allowed in the L-C-1 zoning district:
  - (1) Antique shop, vintage store, thrift/second hand store, consignment store;
  - (2) Art and/or crafts studio;
  - (3) Bakery;
  - (4) Bank and/or financial institution such as a brokerage firm, credit union, financial planning, or mortgage brokerage (no pay-day loan, check cashing or pawn establishments);
  - (5) Book store:
  - (6) Card, gift, and/or stationery shop;
  - (7) Cellular phone sales and service;
  - (8) Clothing and/or accessories such as belts and suspenders, boots and shoes, gloves, hats, jewelry, purses and handbags, ties, scarves, shawls, socks, and stockings, umbrellas, or watches;
  - (9) Educational/instructional/tutoring facilities, including, but not limited to: academic; art; computer; dance; driving and/or DUI; music; professional/business/trade; martial arts; and similar facilities;
  - (10) Florist shop;
  - (11) Hardware store;
  - (12) Home furnishings and accessories such as area rugs, decorative items, cutlery, dishware, glassware, lamps, pictures, pillows and tablecloths;
  - (13) Jewelry shop;
  - (14) Mail services store;
  - (15) Medical/dental office (human treatment);
  - (16) Office (business and/or professional);
  - (17) Personal services, including, but not limited to: alterations; barber shop; beauty salon; clothing/costume rentals; counseling services; electrolysis and/or hair removal; fitness center; laundry drop-off/pick-up; locksmith; nail salon; photography studio; shoe repair; and tanning salon; and
  - (18) Restaurant/restaurant takeout and catering.
- (c) Conditional uses. The following conditional uses shall be allowed in the L-C-1 zoning district provided that all conditions specified in article V of this chapter are met:
  - Single-family residence and residential accessory structures and uses (see article III of this chapter);
     and
  - (2) Home occupation.
- (d) Regulations. The following regulations shall apply to the L-C-1 zoning district in addition to any other applicable regulations.

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- (1) These structures shall maintain a residential character. Elevation drawings denoting compliance with the following requirements shall be submitted as part of the site plan. Properties within an Overlay Zone shall comply with the applicable Architectural Standards of the Overlay Zone in lieu of the architectural requirements below:
  - a. A pitched peaked (gable or hip) roof with a minimum pitch of four and one-half inches in one foot and shall be of a type and construction complementary to the façade. A pitched mansard roof façade with a minimum pitch of four and one-half inches in one foot and a minimum height of eight feet around the entire perimeter of the structure can be used if the structure is two stories or more or the use of a pitched peaked roof would cause the structure to not meet the applicable height limit requirements. The mansard roof façade shall be of a residential character with the appearance of shingles, slate or terra cotta;
  - All buildings shall be constructed in a residential character of fiber-cement siding (e.g., Hardiplank), wood siding, wood-textured vinyl siding, brick/brick veneer, rock, stone, cast-stone, or stucco (including synthetic stucco);
  - Framed doors and windows of a residential character. To maintain a residential character, large display windows shall give the appearance of smaller individual panes and framing consistent with the standard residential grid pattern for doors and windows;
  - d. Accessory structures shall maintain the same architectural character of the principal structure, including the pitched peaked (gable or hip) roof with a minimum pitch of four and one-half inches in one foot, and shall be constructed of the same materials or materials which simulate same. An elevation drawing denoting compliance with this requirement shall be submitted as part of the site plan.
- (2) No outside storage will be permitted.
- (3) The lot shall have direct access to an arterial street.
- (4) No drive-through, drive-in, or drive-up facilities allowed.
- (e) Dimensional requirements. The minimum dimensional requirements in the L-C-1 zoning district shall be as follows:
  - (1) Lot area:
    - a. Where public water is available: 43,560 square feet (one acre).
    - b. Where public water is not available: 65.340 square feet (one and one-half acres).
  - (2) Lot width: 125 feet.
  - (3) Front yard setback:
    - a. Major thoroughfare:
      - 1. Arterial: 75 feet.
      - 2. Collector: 60 feet.
    - b. Minor thoroughfare: 55 feet.
  - (4) Rear yard setback: 15 feet.
  - (5) Side yard setback: 15 feet.
  - (6) Height limit: 35 feet.

- (7) Floor to area ratio (gross square footage of site times 0.1 equals square footage of structure): The total maximum square footage for all structures combined on the lot shall not exceed 10,000 square feet. However, to discourage the development of one linear building and to encourage the development of separate clustered buildings on the site, the square footage for the structures may be increased by 15 percent when more than one building is developed. The distance between structures shall be a minimum of 26 feet. In addition to the area required to facilitate vehicular access, each building wall bordering the space between structures shall have a five-foot landscaped area consisting of five shrubs, two feet tall at planting, per 25 linear feet of building wall.
- (8) Buffer. If the rear or side yard abuts a residential or A-R zoning district, a minimum buffer of 50 feet adjacent to such lot line shall be provided in addition to the required setback (the setback shall be measured from the buffer).
- (9) Lot coverage limit, including structure and parking area: 60 percent of the total lot area.

(Code 1992, § 20-6-21; Ord. No. 2012-09, § 4, 5-24-2012; Ord. No. 2016-15, § 2, 7-28-2016; Ord. No. 2018-03, § 13, 9-22-2018)

#### Sec. 110-145.5. L-C-2, limited-commercial (2) district.

- (a) Intent. The intent of the L-C-2 zoning district is to establish small scale business areas which do not generate large amounts of traffic, noise or light. The L-C-2 zoning district includes small retail and convenience commercial establishments, personal services, and business and professional offices. The L-C-2 zoning district will control architectural character and scale. The adaptive use of existing structures is encouraged when possible. The L-C-2 zoning district will discourage the development of a strip commercial building.
- (b) Permitted principal uses. The following permitted principal uses shall be allowed in the L-C-2 zoning district:
  - (1) Antique shop, vintage store, thrift/second hand store, consignment store;
  - (2) Art and/or crafts studio;
  - (3) Bakery;
  - (4) Bank and/or financial institution such as a brokerage firm, credit union, financial planning, or mortgage brokerage (no pay day loan, check cashing or pawn establishments);
  - (5) Book store;
  - (6) Card, gift, and/or stationery shop;
  - (7) Cellular phone sales and service;
  - (8) Clothing and/or accessories such as belts and suspenders, boots and shoes, gloves, hats, jewelry, purses and handbags, ties, scarves, shawls, socks, and stockings, umbrellas, or watches;
  - (9) Copy and/or print shop;
  - (10) Educational/instructional/tutoring facilities, including, but not limited to: academic; art; computer; dance; driving and/or DUI; music; professional/business/trade; martial arts; and similar facilities;
  - (11) Florist shop;
  - (12) Hardware store;
  - (13) Home furnishings and accessories such as area rugs, decorative items, cutlery, dishware, glassware, lamps, pictures, pillows and tablecloths;
  - (14) Jewelry shop;
  - (15) Mail services store;
  - (16) Medical/dental office (human treatment);
  - (17) Office (business and/or professional);
  - (18) Personal services, including, but not limited to: alterations; barber shop; beauty salon; clothing/costume rentals; counseling services; electrolysis and/or hair removal; fitness center; laundry drop-off/pick-up; locksmith; nail salon; photography studio; shoe repair; and tanning salon; and
  - (19) Restaurant/restaurant takeout and catering.
- (c) Conditional uses. The following conditional uses shall be allowed in the L-C-2 zoning district provided that all conditions specified in article V of this chapter are met:
  - (1) Convenience commercial establishment;
  - (2) Single-family residence and residential accessory structures and uses (see article III of this chapter); and

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- (3) Home occupation.
- (d) Regulations. The following regulations shall apply to the L-C-2 zoning district in addition to any other applicable regulations.
  - (1) These structures shall maintain a residential character. Elevation drawings denoting compliance with the following requirements shall be submitted as part of the site plan. Properties within an Overlay Zone shall comply with the applicable Architectural Standards of the Overlay Zone in lieu of the architectural requirements below:
    - a. A pitched peaked (gable or hip) roof with a minimum pitch of four and one-half inches in one foot and shall be of a type and construction complementary to the façade. A pitched mansard roof façade with a minimum pitch of four and one-half inches in one foot and a minimum height of eight feet around the entire perimeter of the structure can be used if the structure is two stories or more or the use of a pitched peaked roof would cause the structure to not meet the applicable height limit requirements. The mansard roof façade shall be of a residential character with the appearance of shingles, slate or terra cotta;
    - b. All buildings shall be constructed in a residential character of fiber-cement siding (e.g., Hardiplank), wood siding, wood-textured vinyl siding, brick/brick veneer, rock, stone, cast-stone, or stucco (including synthetic stucco);
    - Framed doors and windows of a residential character. To maintain a residential character, large display windows shall give the appearance of smaller individual panes and framing consistent with the standard residential grid pattern for doors and windows;
    - d. Accessory structures shall maintain the same architectural character of the principal structure, including the pitched peaked (gable or hip) roof with a minimum pitch of four and one-half inches in one foot, and shall be constructed of the same materials or materials which simulate same. An elevation drawing denoting compliance with this requirement shall be submitted as part of the site plan.
  - (2) No outside storage will be permitted.
  - (3) The lot shall have direct access to an arterial street.
  - (4) No drive-through, drive-in, or drive-up facilities allowed.
- (e) Dimensional requirements. The minimum dimensional requirements in the L-C-2 zoning district shall be as follows:
  - (1) Lot area:
    - a. Where public water is available: 43,560 square feet (one acre).
    - Where public water is not available: 65,340 square feet (one and one-half acres).
  - (2) Lot width: 125 feet.
  - (3) Front yard setback:
    - a. Major thoroughfare:
      - 1. Arterial: 75 feet.
      - 2. Collector: 60 feet.
    - b. Minor thoroughfare: 55 feet.
  - (4) Rear yard setback: 15 feet.

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- (5) Side yard setback: 15 feet.
- (6) Height limit: 35 feet.
- (7) Floor to area ratio (gross square footage of site times 0.1 equals square footage of structure): The total maximum square footage for all structures combined on the lot shall not exceed 10,000 square feet. However, to discourage the development of one linear building and to encourage the development of separate clustered buildings on the site, the square footage for the structures may be increased by 15 percent when more than one building is developed. The distance between structures shall be a minimum of 26 feet. In addition to the area required to facilitate vehicular access, each building wall bordering the space between structures shall have a five-foot landscaped area consisting of five shrubs, two feet tall at planting, per 25 linear feet of building wall.
- (8) Buffer. If the rear or side yard abuts a residential or A-R zoning district, a minimum buffer of 50 feet adjacent to such lot line shall be provided in addition to the required setback (the setback shall be measured from the buffer).
- (9) Lot coverage limit, including structure and parking area: 60 percent of the total lot area.

(Ord. No. 2016-15, § 3, 7-28-2016; Ord. No. 2018-03, § 13, 9-22-2018)

#### Sec. 110-143. C-C, Community Commercial District.

- (a) Description of district. This district is composed of certain lands and structures providing for convenient community shopping facilities having a broad variety of sales and services.
- (b) Permitted uses. The following uses shall be permitted in the C-C zoning district:
  - (1) Amusement or recreational facility, indoor or outdoor (see chapter 18);
  - (2) Appliance sales and incidental repair;
  - (3) Art studio;
  - (4) Auto parts and/or tire sales and installation;
  - (5) Bakery;
  - (6) Bank and/or financial institution;
  - (7) Banquet hall/event facility;
  - (8) Catering service;
  - (9) Church and/or other place of worship, excluding outdoor recreation, parsonage, and cemetery or mausoleum;
  - (10) College and/or university, including classrooms and/or administration only;
  - (11) Copy shop;
  - (12) Cultural facility;
  - (13) Day spa;
  - (14) Department store, variety store, and/or clothing store;
  - (15) Drug store;
  - (16) Educational/instructional/tutoring facilities, including, but not limited to: academic, art, computer, dance, driving and/or DUI school, martial arts, music, professional/business/trade, and similar facilities;
  - (17) Electronic sales and incidental repair;
  - (18) Emission testing facility (inside only);
  - (19) Firearm sales and/or gunsmith;
  - (20) Florist;
  - (21) Gift shop;
  - (22) Grocery store;
  - (23) Hardware store;
  - (24) Health club and/or fitness center;
  - (25) Jewelry shop;
  - (26) Laboratory serving professional requirements, (e.g., medical, dental, etc.);
  - (27) Library;
  - (28) Medical/dental office (human treatment);

- (29) Messenger/courier service;
- (30) Military recruiting office;
- (31) Movie theatre (excluding drive-in);
- (32) Museum;
- (33) Office;
- (34) Office equipment sales and/or service;
- (35) Parking garage/lot;
- (36) Personal services, including, but not limited to: alterations; barber shop; beauty salon; clothing/costume rentals; counseling services; electrolysis and/or hair removal; fitness center; laundry drop-off/pick-up; locksmith; nail salon; photography studio; shoe repair; and tanning salon.
- (37) Plant nursery, growing crops/garden, and related sales;
- (38) Printing, graphics, and/or reproductions;
- (39) Private clubs and/or lodges;
- (40) Private school, including, classrooms and/or administration only;
- (41) Radio studio;
- (42) Recording studio (audio and video);
- (43) Restaurant, (including drive-in and/or drive-through);
- (44) Retail establishment;
- (45) Smoking lounge (subject to state and local tobacco sales and smoking laws);
- (46) Taxidermist; and
- (47) Television/movie studio.
- (c) Conditional uses. The following conditional uses shall be allowed in the C-C zoning district provided that all conditions specified in article V of this chapter are met:
  - (1) Adult day care facility;
  - (2) Animal hospital, kennel (commercial or noncommercial), and/or veterinary clinic;
  - (3) Automobile service station, including, gasoline sales and/or inside or outside emission testing, in conjunction with a convenience store;
  - (4) Care home, convalescent center, and/or nursing home;
  - (5) Church and/or other place of worship;
  - (6) College and/or university, including, but not limited to: classrooms, administration, housing, athletic fields, gymnasium, and/or stadium;
  - (7) Commercial driving range and related accessories;
  - (8) Child care facility;
  - (9) Dry cleaning plant;
  - (10) Golf course (minimum 18-hole regulation) and related accessories;
  - (11) Home occupation;

- (12) Hospital;
- (13) Kennel (see animal hospital, kennel (commercial or noncommercial), and/or veterinary clinic);
- (14) Laundromat, self-service or otherwise;
- (15) Private school, including, but not limited to: classrooms, administration, playground, housing, athletic fields, gymnasium, and/or stadium;
- (16) Religious tent meeting;
- (17) Seasonal sales, outdoor;
- (18) Single-family residence and residential accessory structures and/or uses (see article III of this chapter); and
- (19) Temporary tent sales.
- (20) Vehicle/boat sales.
- (d) Dimensional requirements. The minimum dimensional requirements in the C-C zoning district shall be as follows:
  - (1) Lot area:
    - a. Where a central water distribution system is provided: 43,560 square feet (one acre).
    - b. Where central sanitary sewage and central water distribution systems are provided: 21,780 square feet (one-half acre).
  - (2) Lot width: 125 feet.
  - (3) Front yard setback:
    - a. Major thoroughfare:
      - 1. Arterial: 75 feet.
      - 2. Collector: 70 feet.
    - Minor thoroughfare: 65 feet.
  - (4) Rear yard setback: 15 feet.
  - (5) Side yard setback: 15 feet.
  - (6) Buffer. If the rear or side yard abuts a residential or A-R zoning district, a minimum buffer of 50 feet adjacent to the lot line shall be provided in addition to the required setback and the setback shall be measured from the buffer.
  - (7) Height limit: 35 feet.
  - (8) Screening dimensions for parking and service areas as provided in article III of this chapter and chapter 104.
  - (9) Lot coverage limit, including structure and parking area: 60 percent of total lot area.

(Code 1992, § 20-6-19; Ord. No. 2012-09, § 4, 5-24-2012; Ord. No. 2012-14, § 3, 12-13-2012; Ord. No. 2018-03, § 13, 9-22-2018; Ord. No. 2018-11, § 4, 10-25-2018; Ord. No. 2021-09, § 2, 5-27-2021)

#### Sec. 110-174. Historic district overlay zone.

Starr's Mill Historic District Overlay Zone at the SR 74, SR 85, & Padgett Road Intersection. All property and/or development located at this intersection with nonresidential use or zoning as depicted on the Future Land Use Map shall be subject to the following regulations, in addition to the zoning district requirements, and other development regulations as applicable. The General State Route Overlay Zone shall not apply to this area.

- (1) The purpose of the Starr's Mill Historic Overlay Zone at the SR 74, SR 85, and Padgett Road Intersection is to achieve the following:
  - a. To maintain the historic character of the area;
  - b. To control the intensity and aesthetic quality of development at the intersection as it is the southern gateway into Fayette County;
  - To promote and maintain orderly development for an efficient traffic flow in highway corridors;
     and
  - d. To protect existing and future residential areas outside of the intersection.
- (2) Access. Access to each nonresidential property and/or development shall be from SR 74, SR 85, or Padgett Road. All access points shall be required to comply with Georgia Department of Transportation regulations and/or Fayette County Development Regulations, as applicable.
- (3) Dimensional Requirements.
  - All parking areas shall be located at least 50 feet from SR 74, SR 85, or Padgett Road right-of-way.
  - b. Front yard setbacks on SR 74, SR 85, and Padgett Road for all structures, including gasoline canopies, shall be 100 feet.
  - c. Berms for nonresidential zoning districts: Berms when required as a condition of zoning, shall be a minimum of four (4) feet in height, and shall be placed to the inside of the applicable buffer.
  - d. If the side yard abuts a nonresidential zoning district, all non-structural improvements, other than approved access, shall be located a minimum of 10 feet from the side property line.
- (4) Architectural Forms and Standards. All new structures shall maintain the historical and aesthetic character of the area. Starr's Mill was built in the late 1800s and is a significant historic resource in Fayette County. Starr's Mill is indicative of turn of the century architectural character common in rural areas and is a building of influence in this area. Other architectural styles such as One-Part Commercial Block and Two-Part Commercial Block associated with this period are acceptable for this overlay zone. Architectural examples are on file in the Planning and Zoning Department.

Architectural Review. An owner/developer may obtain an administrative staff approval for structures by submitting elevation drawings denoting compliance with these architectural forms and standards. Staff review and approval will take place as part of the site plan approval process. An owner/developer may exercise an architectural review option for structures within the overlay zone. The purpose of this option is to allow the owner/developer to present a creative interpretation of the architectural intent of the overlay zone. Elevation drawings, submitted as part of the site plan approval process, shall be reviewed and considered by the Board of Commissioners in a public meeting with a recommendation from the Planning Commission and Staff.

a. Starr's Mill: Starr's Mill is a two-story structure with a gable roof. The roof is corrugated metal. The façade is wood clapboard siding and runs in a horizontal pattern. The structure sits on a stacked stone foundation and stacked stone pillars. Windows are wood-framed with a grid muntin pattern. Doors are also wood-framed. The structure has a covered porch with stairs and a

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wood picket rail banister. The building is red, the stairs, porch framing and banisters are white, the stair landings and porch decking are grey and the roof and porch covering is a grey corrugated metal.

- 1. Roof: Gable roof with a minimum pitch of 4 ½)inches in one foot. Roofing material shall be grey corrugated metal.
- 2. Façade Material: Clapboard siding running in a horizontal pattern on all walls. Acceptable sidings include wood and fiber-cement siding (e.g., Hardiplank). The foundation shall have the appearance of stacked stone. Façade colors shall match with the color palette on file in the Planning and Zoning Department.
- 3. Doors and Windows: Doors and windows shall have a frame and grid muntin pattern as established by Starr's Mill. Door and window frames shall be white with a minimum width of four inches. Large display windows and glass doors shall give the appearance of grid pattern muntins and framing consistent with Starr's Mill. Grid pattern muntins shall be white. Large display or storefront windows shall have a minimum two-foot high bulkhead consistent with the Façade Materials above.
- 4. Covered Entrance: Covered entrances shall be in character with the Starr's Mill porch consisting of a grey corrugated metal matching the roof of the main structure. A white wood picket rail banister with a minimum height of three feet shall extend the full length of the covered entrance with a maximum entrance space of three feet. All support structures shall be white.
- b. One-Part Commercial Block: A popular commercial design from the mid-19th to the early 20th century. The one-part commercial block is a simple, one-story box with a flat or shed roof. Common façade materials consist of brick with decorative block, stone, and concrete accents. The focal point of the front façade is the entrance and windows, consisting of a recessed doorway and display windows with a transom resting on a bulkhead (the lower panels on which the windows rest) framed by pilasters. Architectural features include a cornice, belt course and parapet wall.
  - 1. Façade Material: Brick/brick veneer shall be utilized on all walls as the primary façade material comprising a minimum of 65 percent of the wall, excluding doors, windows and associated framing. The brick color shall match with one of the colors in the brick palette on file in the Planning and Zoning Department. Painted brick shall not be allowed. The remaining 35 percent of the wall may have the appearance of a contrasting brick color, rough face decorative block, stone, and/or concrete accents and the colors shall match with the color palette on file in the Planning and Zoning Department.
  - 2. Entrance Doors and Windows: The entrance door and window component shall consist of entrance door(s), display windows, door and window transoms, and bulkhead. Door and window frames may be constructed with wood, metal, or vinyl. An anodized silver finish shall not be allowed for door and window frames and all colors shall match with the color palette on file in the Planning and Zoning Department. Transoms shall be a minimum of two feet high and shall be separated from the windows and door by a mullion width of four inches. A minimum two-foot high bulkhead consistent with the Façade Materials above shall be required.
  - 3. Architectural Features: A cornice is required. The cornice shall be a minimum of one foot in height with a minimum projection of four inches from the main façade. The projection may be gradual. A parapet wall is required along the front and side walls of the structure and shall be a minimum of two feet in height. Colors shall match with the color palette on file in the Planning and Zoning Department.

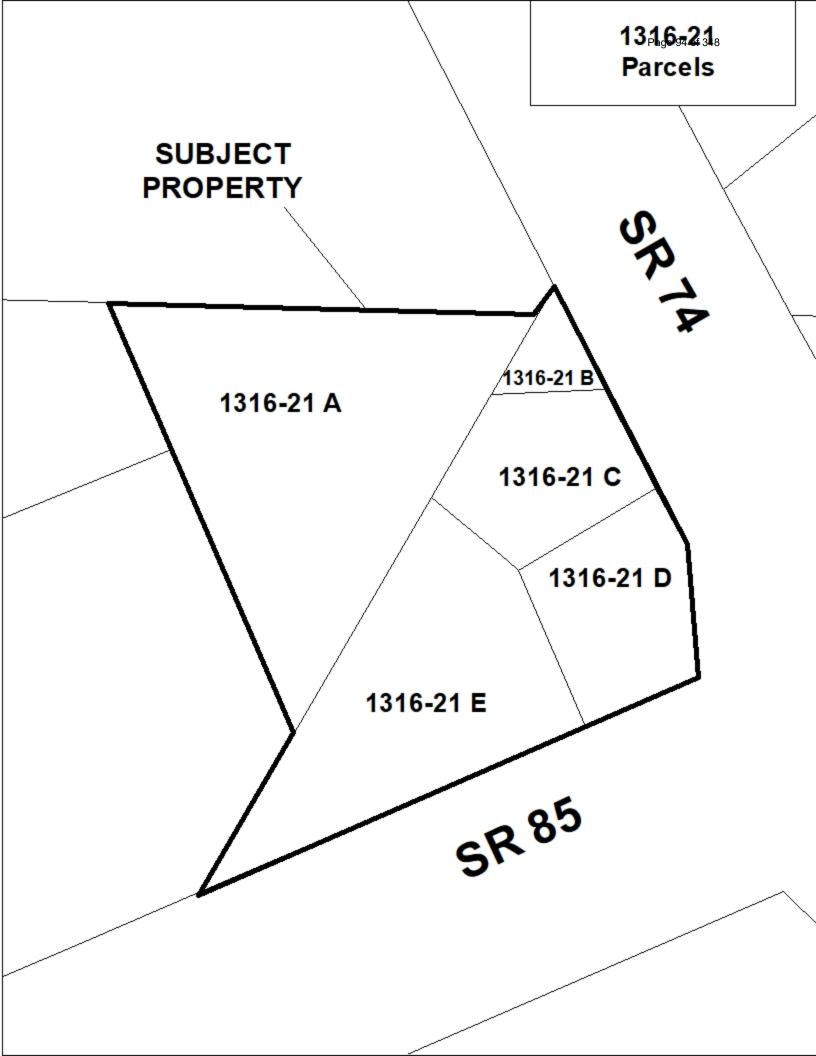
- c. Two-Part Commercial Block: A popular commercial design from the mid-19th to the early 20th century. These buildings have two primary components first floor storefronts (similar in design to a One-Part Commercial Block) and upper floors which historically were used for residential or office space. The focal point of the first floor is the entrance and windows, consisting of a recessed doorway and display windows with a transom resting on a bulkhead (the lower panels on which the windows rest) framed by pilasters. Upper floors have one or more floors of smaller symmetrically-positioned windows. Architectural features include a cornice, belt course and parapet wall. Common façade materials consist of brick with decorative block, stone, and concrete accents.
  - 1. Façade Materials: Brick/brick veneer shall be utilized on all walls as the primary façade material comprising a minimum of 65 percent of the wall, excluding doors, windows and associated framing. The brick color shall match with one of the colors in the brick palette on file in the Planning and Zoning Department. Painted brick shall not be allowed. The remaining 35 percent of the wall may have the appearance of a contrasting brick color, rough face decorative block, stone, and/or concrete accents and the colors shall match with the color palette on file in the Planning and Zoning Department.
  - 2. Entrance Doors and Windows (first floor storefronts): The entrance door and window component shall consist of entrance door(s), display windows, door and window transoms, and bulkhead. Door and window frames may be constructed with wood, metal, or vinyl, An anodized silver finish shall not be allowed for door and window frames and all colors shall match with the color palette on file in the Planning and Zoning Department. Transoms shall be a minimum of two feet high and shall be separated from the windows and door by a mullion with a minimum width of four inches. A minimum two-foot high bulkhead consistent with the Façade Materials above shall be required.
  - 3. Upper Floor Windows: Upper floor windows shall be symmetrically positioned. All window frames shall match with the color palette on file in the Planning and Zoning Department.
  - 4. Architectural Features: A cornice is required. The cornice shall be a minimum of one foot in height with a minimum projection of four inches from the main façade. The projection may be gradual. A belt course with a minimum projection of one inch from the main façade shall be required between the first floor and the second floor. A parapet wall is required and shall be a minimum of two feet in height. Colors shall match with the color palette on file in the Planning and Zoning Department.

#### d. Lighting:

- 1. All wall lighting shall consist of period lantern or goose neck pendant lighting. These restrictions shall not apply to wall lighting required by the Fire Marshal.
- 2. All pole lighting shall consist of period post top globe, lantern, or pendant luminaries with rapid-ship posts.
- e. Within the 50-foot front landscape area, a wall or fence is required to run along a minimum of forty (40%) percent of the frontage. If a wall, the wall shall be a minimum of three (3) feet in height with the appearance of stacked stone. If a fence, the fence shall be a minimum of four (4) feet in height with the appearance of wrought iron, picket, split rail or horse rail fence. Fence materials are limited to metal, vinyl/plastic, pre-cast concrete and masonry for columns.
- f. Color Palette: Only those colors indicated on the color palette on file in the Planning and Zoning Department shall be allowed for structures. Any changes to the color of structures in this overlay must be submitted to Staff for approval.

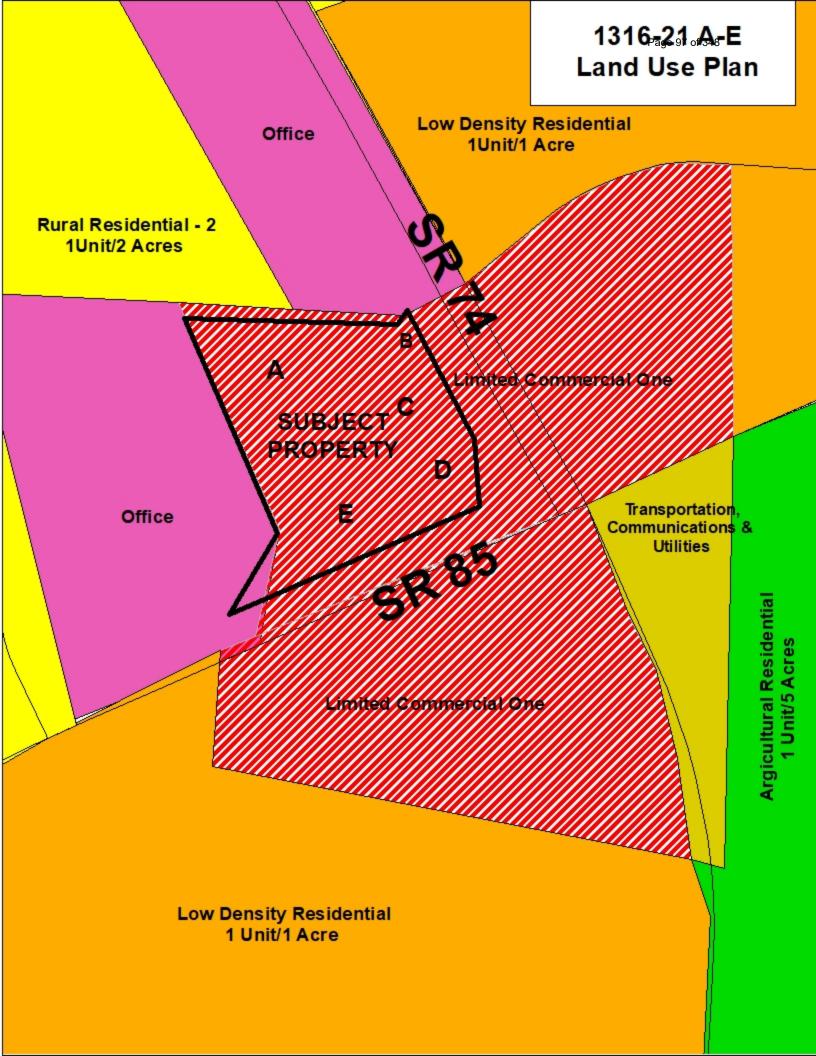
- g. The design of ancillary buildings and sign structures shall be consistent with the architectural style and color inherent in the principal structure on the property.
- (5) Landscape requirements. In addition to the standard requirements of the landscape ordinance, the following landscape requirements shall apply to the Overlay Zone:
  - a. Street Frontage: Landscape area: Fifty (50) feet along the right-of-way of SR 74, SR 85, and Padgett Road. The first 25 feet as measured from the right-of-way is for required landscape planting only. The remaining 25 feet may he used for septic system placement; underground stormwater detention systems; and the following stormwater management facilities/structures if designed in full accordance with the specifications provided in the most current edition of the Georgia Stormwater Management Manual; vegetated channels, overland flow filtration/groundwater recharge zone, enhanced swales, filter strips, and grass channels, Septic systems and stormwater structures shall be exclusive of each other and the minimum distance of separation between wastewater and stormwater structures shall be established by the Environmental Health Department and the Environmental Management Department. Utilities (including underground stormwater piping) and multi-use path connections may be located anywhere within the landscape area.
  - b. Side Yard Landscape Area: Ten feet in depth along the side property lines unless adjacent to a residential district where buffer requirements will apply.
- (6) Use of existing structure. When property containing legal conforming or legal nonconforming structures, under the current zoning, is rezoned to a nonresidential zoning district the dimensional requirements shall be reduced to the extent of, but only at the location of, any encroachment by the structures and said structures shall be considered legal nonconforming structures.
- (7) Lighting and shielding standards. Lighting shall be placed in a manner to direct light away from any adjacent roadways or nearby residential areas.
- (8) Special locational and spatial requirements.
  - a. No more than 50 percent of the required parking can be located in the front yard along a State Route as established by the front building line of any structure located on the site. Sites with existing parking are exempt.
  - b. No outside storage allowed.
  - c. All rooftop heating, ventilation, and air conditioning equipment and satellite/communications equipment shall be visually screened from adjacent roads and property zoned residential or A-R. The screen shall extend to the full height of the objects being screened.

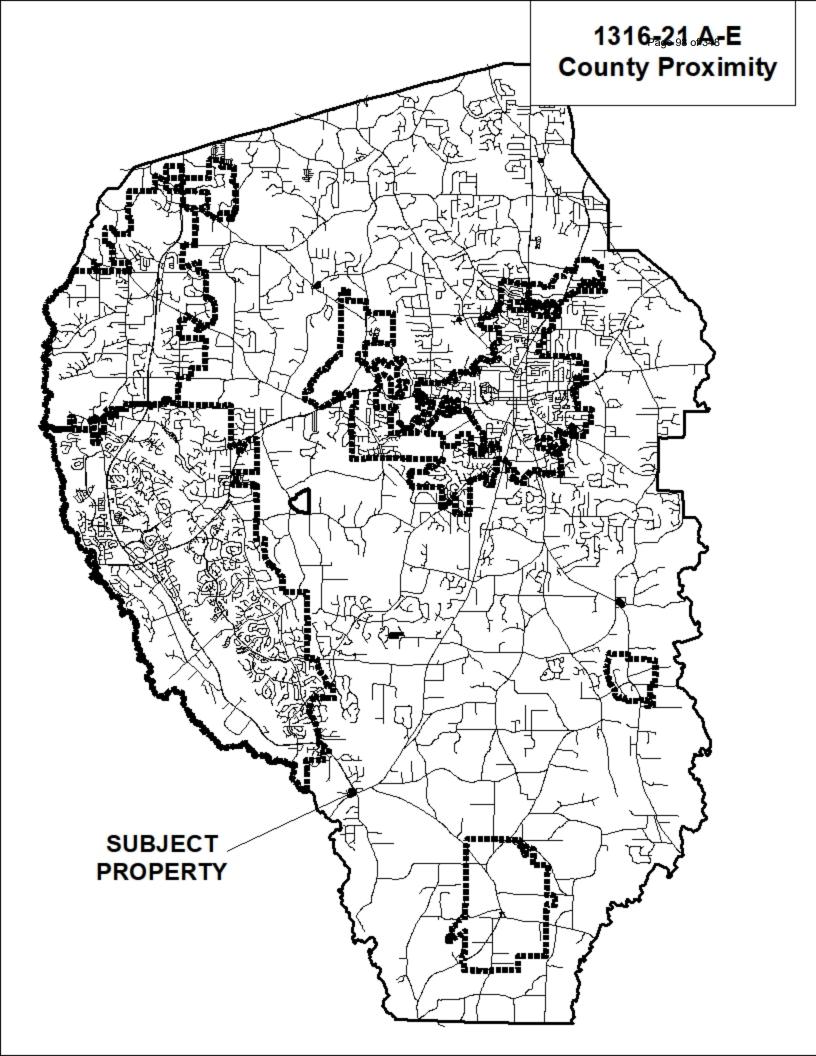
(Code 1992, § 20-7-6; Ord. No. 2012-09, § 5, 5-24-2012; Ord. No. 2016-15, § 5, 7-28-2016)











#### LETTER OF INTENT

Mr. and Mrs. Sam (Nadia) Sayani, through their wholly owned company, Samin Property, LLC, seek to rezone the northwest corner of the Hwy 85/Hwy 74 intersection located south of Peachtree City. Mr. and Mrs. Sayani seek a C-C zoning for 3.68+/- acres to develop an attractive neighborhood shopping center containing five tenant spaces, one of which will be a convenience store with three small canopies covering six gasoline pumps. The Sayanis recognize the unique character of this area of our county and plan to construct the property improvements with architectural features and construction materials that complement Starr's Mill and pond located close by.

This intersection is busy. Residents from Brooks, the southern end of Fayette County, and those traveling south from Tyrone and Peachtree City – not to mention those who reside in nearby Coweta and Spalding Counties – drive through this intersection every day. The Georgia Department of Transportation has plans to widen Hwy 85 to four lanes. The vehicular traffic makes this property a challenge for residential use. Gone are the days when this intersection was the meeting point of two sleepy country roads. With the development that is taking place in Coweta County just a short distance away, traffic will only increase. The Board of Commissioners recognized that fact when it adopted the 2017 Comprehensive Plan and called for this property to be Limited Commercial One.

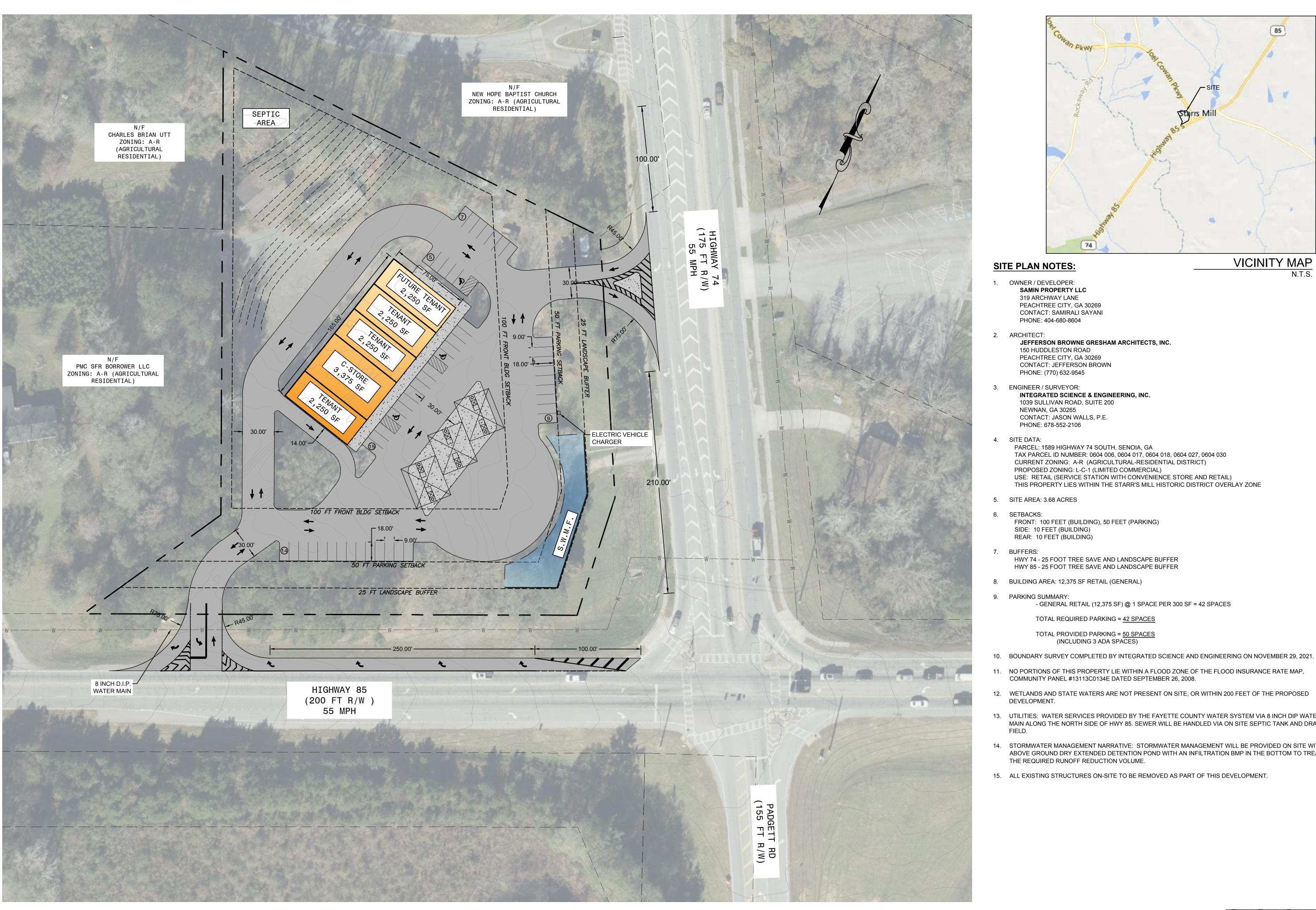
As stated above, a short distance from this property lies the iconic Starr's Mill and Starr's Mill Pond. The mill, waterfalls and pond are often photographed and used for the covers of magazines and, brochures, as a back drop for prom dates, weddings, and you name it. Care has to be taken to make any development on this property one that compliments Starr's Mill. Mr. and Mrs. Sayani have hired a team of professionals to do just that. They are working with Jefferson Browne and his company as their architects and Integrated Science as their engineers. Both companies are located in our area and the principals of both live in our area. They are familiar with the pond, the mill, and the importance of both to the people of Fayette County.

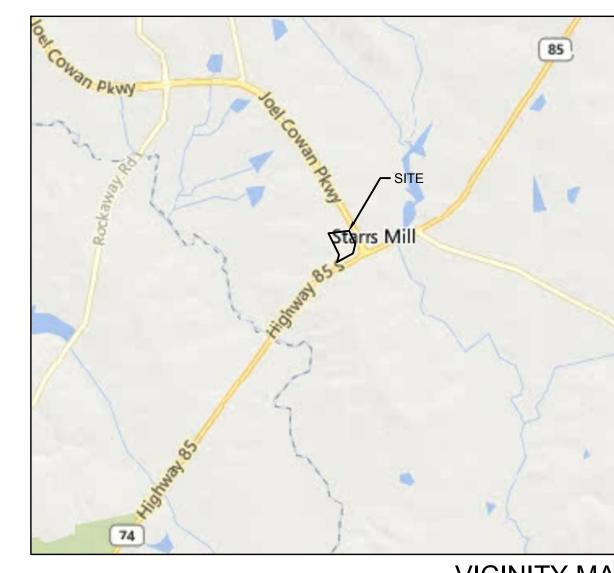
The plan before the County is one that takes its lead from Starr's Mill and its history. The architecture of the building will contain elements of a time gone by – just like the mill. Special attention will be taken to select lights and lighting design of many years ago. Brick, stone and masonry will be used on the façade of the building to create the feel that this center was built in a time when life was slower and perhaps a bit easier. The building itself will be small – only 12,375 square feet. The gas canopy will be broken into three sections, all turned at an angle, so that they will blend into the area and not look like gas stations of today but look more like those of a bygone era. The plan calls for only six pumps. The convenience store is located in the middle of the building to avoid the all-glass walls seen on so many such stores today. Included in the plan is a single drive-up window so one space may be used for a doughnut shop, small dry cleaners, pizza parlor, small sandwich shop, etc. With a right in/right out entrance off of Hwy 74, the center will not add to any traffic along that state highway. The full access entrance on Hwy 85 is pulled all the way down the property to provide for adequate distance from the intersection. Finally,

**.** . . . .

landscaping will be added along both highways and on an interior island to soften the look and to provide a more rural feel.

Mr. and Mrs. Sayani want to bring a small neighborhood center to this area of Fayette County to provide for the needs of the community. Currently, the closest options for residents to pick-up a loaf of bread, a gallon of milk, a pizza, or to get gasoline for their cars are miles and miles away in Peachtree City or in Senoia. The center will fulfill a need for this area of the county. They plan to design and build the improvements so that the retail center honors and celebrates the nearby Starr's Mill. In doing so, people passing by along the two state highways will know they are in a special area of the county. The mill was a commercial center of its day. The new retail development will be a small community center built in a fashion to reflect a time gone by but providing the conveniences needed today.





### **SITE PLAN NOTES:**

**VICINITY MAP** 

 OWNER / DEVELOPER: SAMIN PROPERTY LLC

319 ARCHWAY LANE PEACHTREE CITY, GA 30269 CONTACT: SAMIRALI SAYANI PHONE: 404-680-8604

ARCHITECT:

JEFFERSON BROWNE GRESHAM ARCHITECTS, INC. 150 HUDDLESTON ROAD

PEACHTREE CITY, GA 30269 CONTACT: JEFFERSON BROWN PHONE: (770) 632-9545

3. ENGINEER / SURVEYOR:

INTEGRATED SCIENCE & ENGINEERING, INC. 1039 SULLIVAN ROAD, SUITE 200 NEWNAN, GA 30265 CONTACT: JASON WALLS, P.E. PHONE: 678-552-2106

4. SITE DATA:

PARCEL: 1589 HIGHWAY 74 SOUTH, SENOIA, GA TAX PARCEL ID NUMBER: 0604 006, 0604 017, 0604 018, 0604 027, 0604 030 CURRENT ZONING: A-R (AGRICULTURAL-RESIDENTIAL DISTRICT) PROPOSED ZONING: L-C-1 (LIMITED COMMERCIAL) USE: RETAIL (SERVICE STATION WITH CONVENIENCE STORE AND RETAIL) THIS PROPERTY LIES WITHIN THE STARR'S MILL HISTORIC DISTRICT OVERLAY ZONE

5. SITE AREA: 3.68 ACRES

SETBACKS:

FRONT: 100 FEET (BUILDING), 50 FEET (PARKING) SIDE: 10 FEET (BUILDING) REAR: 10 FEET (BUILDING)

BUFFERS:

HWY 74 - 25 FOOT TREE SAVE AND LANDSCAPE BUFFER HWY 85 - 25 FOOT TREE SAVE AND LANDSCAPE BUFFER

8. BUILDING AREA: 12,375 SF RETAIL (GENERAL)

PARKING SUMMARY: - GENERAL RETAIL (12,375 SF) @ 1 SPACE PER 300 SF = 42 SPACES

TOTAL REQUIRED PARKING = 42 SPACES

TOTAL PROVIDED PARKING = <u>50 SPACES</u> (INCLUDING 3 ADA SPACES)

- 11. NO PORTIONS OF THIS PROPERTY LIE WITHIN A FLOOD ZONE OF THE FLOOD INSURANCE RATE MAP, COMMUNITY PANEL #13113C0134E DATED SEPTEMBER 26, 2008.
- 12. WETLANDS AND STATE WATERS ARE NOT PRESENT ON SITE, OR WITHIN 200 FEET OF THE PROPOSED
- 13. UTILITIES: WATER SERVICES PROVIDED BY THE FAYETTE COUNTY WATER SYSTEM VIA 8 INCH DIP WATER MAIN ALONG THE NORTH SIDE OF HWY 85. SEWER WILL BE HANDLED VIA ON SITE SEPTIC TANK AND DRAIN
- 14. STORMWATER MANAGEMENT NARRATIVE: STORMWATER MANAGEMENT WILL BE PROVIDED ON SITE WITH AN ABOVE GROUND DRY EXTENDED DETENTION POND WITH AN INFILTRATION BMP IN THE BOTTOM TO TREAT THE REQUIRED RUNOFF REDUCTION VOLUME.
- 15. ALL EXISTING STRUCTURES ON-SITE TO BE REMOVED AS PART OF THIS DEVELOPMENT.

SITE DEVELOPMENT PLANS
FOR
SOUTH 74 PROPERTY
SAMIN PROPERTY, LLC

DRAWING NO.

C200

Know what's **below. Call** before you dig.





























### APPLICATION TO AMEND TO AMEND THE OFFICIAL ZONING MAP OF FAYETTE COUNTY, GA

PROPERTY OWNERS: See attached.	
MAILING ADDRESS:	
PHONE: E-MAIL:	
AGENT FOR OWNERS: Richard P. Lindsey	
MAILING ADDRESS: 200 Westpark Drive, Suite 280, Peachtree	e City, GA 30269
PHONE: (770) 486-8445 E-MAIL: rick@	
PROPERTY LOCATION: LAND LOT8 LAND DIST	
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED:	3.68 (currently in five tracts)
EXISTING ZONING DISTRICT:A-R PROPOSED ZO	
ZONING OF SURROUNDING PROPERTIES: A-R & R-20	
PRESENT USE OF SUBJECT PROPERTY: Residential	
PROPOSED USE OF SUBJECT PROPERTY: Small shopping cent	er with 5 retail spaces & 6 gas pumps
LAND USE PLAN DESIGNATION: Limited Commercial One	
NAME AND TYPE OF ACCESS ROAD: Hwy 74 and Hwy 85	
LOCATION OF NEAREST WATER LINE: On property	
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER	er: 1316-21 A-E
[ ] Application Insufficient due to lack of:	Α
by Staff: Date	e: <u>12/22/2021</u>
[ ] Application and all required supporting documentation is Sufficient	and Complete
by Staff: $\frac{12/23/2021}{}$ Date	e:
DATE OF PLANNING COMMISSION HEARING: February	3,2022
DATE OF COUNTY COMMISSIONERS HEARING: February	24,2022
	n the amount of \$ <u>250.00</u> for
application filing fee, and $\frac{1}{2}$ of for deposit on frame for	
Date Paid: $\frac{12}{22}$ Receipt Number 1	mber: <u>013377</u>

### PROPERTY OWNERS:

Elaine S. Powers 258 Matthews Road Fayetteville, GA 30215

DARRS, LLC 599 Bernhard Road Fayetteville, GA 30215

Estate of Yvonne B. Hammett Shamikka M. Gibson (f/k/a) Shamikka Miche Hammett PO Box 1002 Red Oak, GA 30272

Buddy Hand Laverne Hand Starr 27 Matthews Street Senoia, GA 30276

Edna Ann Hayes-Edwards 3025 Richard Drive Whiting, NJ 08759

NAME:	Richard P. Lindsey	PETITION NUMBER: Page 118 of 348
ADDRESS:	200 Westpark Dr	ve, Suite 280, Peachtree City, GA 30269
PETITION COUNTY, 0		affirms that he is the owner or the specifically
authorized a	agent of the property des	cribed below. Said property is located in a(n)A-R Zoning District.
He/She resp	ectfully petitions the Cou	nty to rezone the property from its present classification and tenders herewith the
sum of \$	to cover a	all expenses of public hearing. He/She petitions the above named to change its
classification	n to <u>C-C</u> .	
This proper	ty includes: (check one o	f the following)
[ X] See attac	ched legal description on	recorded deed for subject property or
[ ] Legal de	escription for subject pro	perty is as follows:
PUBLIC HE	EARING to be held by th	e Planning Commission of Fayette County on the day of
		, 20 at 7:00 P.M.
PUBLIC HE	EARING to be held by th	e Board of Commissioners of Fayette County on the day
of		, 20 at 7:00 P.M.
SWORN TO	AND SUBSCRIBED B	EFORE ME THIS 20th DAY OF <u>December</u> , 2021,
NOTARY P	ub Komber (	NOTARY APPLICANT'S SIGNATURE
	UBLIC	COUNTY OF THE PROPERTY OF THE

REZONING APPLICATION, FAYETTE COUNTY, GA

### PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM (Applications require authorization by ALL property owners of subject property). Page 119 of 348

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property: Please Print Names Property Tax Identification Number(s) of Subject Property: 0604-030 (I am) (we are) the sole owner(s) of the above-referenced property requested to be rezoned. Subject property is located of the 6th District, and (if applicable to more than one land in Land Lot(s) of the \_\_\_\_\_ District, and said property consists of a total of district) Land Lot(s) \_ acres (legal description corresponding to most recent recorded plat for the subject property is attached herewith). Richard P. Lindsey to act as (my) (our) Agent in this (I) (We) hereby delegate authority to rezoning. As Agent, they have the authority to agree to any and all conditions of zoning which may be imposed by the Board. (I) (We) certify that all of the information filed with this application including written statements or showings made in any paper or plans submitted herewith are true and correct to the best of (my) (our) knowledge and belief. Further, (I) (We) understand that this application, attachments and fees become part of the official records of the Fayette County Zoning Department and may not be refundable. (I) (We) understand that any knowingly false information given herein by me/us will result in the denial, revocation or administrative withdrawal of the application or permit. (I) (We) further acknowledge that additional information may be required by Fayette County in order to process this application. Date **Signature of Property Owner 2** Signature of Notary Public Date Address Signature of Notary Public Signature of Property Owner 3 Date Address

Date

Signature of Authorized Agent

Address

Signature of Notary Public

### PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM (Applications require authorization by ALL property owners of subject property). Page 120 of 348

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

Narrs LLC		
Please Print Names		Description of the second seco
Property Tax Identification Number(s) of Subject Pro (I am) (we are) the sole owner(s) of the above-referenced pro in Land Lot(s)	District, and (if applicable to more the District, and said property consists ecorded plat for the subject property is attached to act as (my) (our) A and all conditions of zoning which may be implication including written statements or showing to the best of (my) (our) knowledge and belief.	an one land of a total of ed herewith).  gent in this posed by the ings made in Further, (I)
Zoning Department and may not be refundable. (I) (We) unby me/us will result in the denial, revocation or administrativacknowledge that additional information may be required	derstand that any knowingly false information ve withdrawal of the application or permit. (I) (	given herein (We) further
Signature of Property Owner 1	Signature of Notary Public	ALE OF THE PARTY O
206 Wynn Monde PKen Address Ptc Gr 30269	30 November 2021 Date	My Co
Signature of Property Owner 2	Signature of Notary Public	ANA L LOF ry Public, Gr ayette Coun nuary 24, 20
Address	Date	ty xpires 223
Signature of Property Owner 3	Signature of Notary Public	-
Address	Date	-
Signature of Authorized Agent	Signature of Notary Public	-
Address	Date	•

### PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM

(Applications require authorization by ALL property owners of subject property). Page 121 of 348

Name(s) of All Property Owners of Record found on	the latest recorded deed for the subject property:
Yvonne B. Hammett t	Estate, Shamika M. Gibson
Please Print Names	)
Property Tax Identification Number(s) of Subject Pr	roperty: 0604 -006 roperty requested to be rezoned. Subject property is located
, , , , , , , , , , , , , , , , , , ,	
district) Land Lat(s)	District, and said property consists of a total of
	recorded plat for the subject property is attached herewith).
(I) (We) hereby delegate authority to	y and all conditions of zoning which may be imposed by the
any paper or plans submitted herewith are true and correct (We) understand that this application, attachments and fe Zoning Department and may not be refundable. (I) (We) u	oplication including written statements or showings made in et to the best of (my) (our) knowledge and belief. Further, (I) ses become part of the official records of the Fayette County anderstand that any knowingly false information given herein tive withdrawal of the application or permit. (I) (We) further d by Fayette County in order to process, this application.
Signature of Property Owner 1	Signature of Notary Public
	11/20/2001
5790 VILLAGE LOUP Address FAIRBURN, GA 30213	_11/30/202/
Address FAIRBURNIGA 30213	Date
Signature of Property Owner 2	Signature of Notary Public
Address	Date
Signature of Property Owner 3	Signature of Notary Public
Address	Date
Signature of Authorized Agent	Signature of Notary Public
Address	Date  ONIA MARININA  NOTARIA TAIL
	My Comm. Expires November 15, 2022
REZONING APPLICATION, F	AYETTE COUNTY ORUBLIC OR

## PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM, (Applications require authorization by ALL property owners of subject property). Page 122 of 348

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property: Hand, Buddy; Starr Laverne Hand **Please Print Names** Property Tax Identification Number(s) of Subject Property: 0604 - 027 (I am) (we are) the sole owner(s) of the above-referenced property requested to be rezoned. Subject property is located \_\_\_\_\_ of the \_\_\_\_ 6th District, and (if applicable to more than one land in Land Lot(s) district) Land Lot(s) \_ of the \_\_\_\_\_ District, and said property consists of a total of acres (legal description corresponding to most recent recorded plat for the subject property is attached herewith). (I) (We) hereby delegate authority to Aland P. Lindsey to act as (my) (our) Agent in this rezoning. As Agent, they have the authority to agree to any and all conditions of zoning which may be imposed by the Board. (I) (We) certify that all of the information filed with this application including written statements or showings made in any paper or plans submitted herewith are true and correct to the best of (my) (our) knowledge and belief. Further, (I) (We) understand that this application, attachments and fees become part of the official records of the Fayette County Zoning Department and may not be refundable. (I) (We) understand that any knowingly false information given herein by me/us will result in the denial, revocation or administrative withdrawal of the application or permit. (I) (We) further acknowledge that additional information may be required by Fayette County in order to process this application. Signature of Property Owner 1 y Public, Geor ayette County Signature of Property Owner 2 Novemt Address Date Signature of Property Owner 3 Signature of Notary Public Address Date Signature of Authorized Agent Signature of Notary Public

Date

Address

#### PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM

(Applications require authorization by ALL property owners of subject property). Page 123 of 348

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

though they	do Ething Amer
Please Print Names	<del>)</del> .
Property Tax Identification Number(s) of S	Subject Property: 0604 - 017
(I am) (we are) the sole owner(s) of the above-ref	ferenced property requested to be rezoned. Subject property is located
in Land Lot(s)	of the District, and (if applicable to more than one land
district) Land Lot(s) o	f the District, and said property consists of a total o
	ost recent recorded plat for the subject property is attached herewith)
(I) (We) hereby delegate authority to rezoning. As Agent, they have the authority to a Board.	to act as (my) (our) Agent in this gree to any and all conditions of zoning which may be imposed by the
any paper or plans submitted herewith are true a (We) understand that this application, attachme Zoning Department and may not be refundable. by me/us will result in the denial, revocation or a	with this application including written statements or showings made in and correct to the best of (my) (our) knowledge and belief. Further, (I ents and fees become part of the official records of the Fayette County (I) (We) understand that any knowingly false information given herein dministrative withdrawal of the application or permit. (I) (We) further the required by Fayette County in order, to process this application.
1 1	
Edra Chr. Hays-Eduards	- O Tid so als
Signature of Property Owner 1	Signature of Notary Public
Signature of Froperty Owner 1	
	November 30,2021
Address	Date
Signature of Property Owner 2	Signature of Notary Public
Address	Date
Signature of Property Owner 3	Signature of Notary Public
AND	D.A.
Address	Date
Signature of Authorized Agent	Signature of Notary Public
Address	Date
	DANITRA N. EDWARDS

DANITRA N. EDWARDS Notary Public, State of New Jersey Commission # 50043617 My Commission Expires 8/16/2026

#### **DEVELOPMENTS OF REGIONAL IMPACT (DRI)**

#### **Rezoning Applicant:**

- A. Please review the attached "Developments of Regional Impact Tiers and Development Thresholds" established by the Georgia Department of Community Affairs (DCA) to determine if the proposed project meets or exceeds these thresholds. If the proposed project does not meet the established thresholds (is less than those listed) then skip to section C. below and complete.
- B. If the project does meet or exceed the established thresholds for the type of development proposed, the Georgia Department of Community Affairs (DCA) "Developments of Regional Impact: Request for Review Form" is available online at the following website address: www.dca.state.ga.us/DRI/.
- C. I have reviewed and understand the attached "Thresholds: Developments of Regional Impact".

[ x] The proposed project related to this rezoning request DOES NOT meet or exceed the established DRI thresholds .

[ ] The proposed project related to this rezoning request DOES meet or exceed the established DRI thresholds and documentation regarding the required DRI Request for Review Form is attached.

Signed this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_ December \_\_\_\_\_\_\_, 20\_2/

APPLICANT'S SIGNATURE

#### DISCLOSURE STATEMENT

Please check one:		
Campaign contributions -	x No	Yes (see attached disclosure report)

TITLE 36. LOCAL GOVERNMENT
PROVISIONS APPLICABLE TO COUNTIES AND MUNICIPAL CORPORATIONS
CHAPTER 67A. CONFLICT OF INTEREST IN ZONING ACTIONS

O.C.G.A. § 36-67A-3 (2011)

§ 36-67A-3. Disclosure of campaign contributions

- (a) When any applicant for rezoning action has made, within two years immediately preceding the filing of that applicant's application for the rezoning action, campaign contributions aggregating \$250.00 or more to a local government official who will consider the application, it shall be the duty of the applicant to file a disclosure report with the governing authority of the respective local government showing:
- (1) The name and official position of the local government official to whom the campaign contribution was made; and
- (2) The dollar amount and description of each campaign contribution made by the applicant to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.
- (b) The disclosures required by subsection (a) of this Code section shall be filed within ten days after the application for the rezoning action is first filed.
- (c) When any opponent of a rezoning action has made, within two years immediately preceding the filing of the rezoning action being opposed, campaign contributions aggregating \$250.00 or more to a local government official of the local government which will consider the application, it shall be the duty of the opponent to file a disclosure with the governing authority of the respective local government showing:
- (1) The name and official position of the local government official to whom the campaign contribution was made; and
- (2) The dollar amount and description of each campaign contribution made by the opponent to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.
- (d) The disclosure required by subsection (c) of this Code section shall be filed at least five calendar days prior to the first hearing by the local government or any of its agencies on the rezoning application.

**HISTORY:** Code 1981, § 36-67A-3, enacted by Ga. L. 1986, p. 1269, § 1; Ga. L. 1991, p. 1365, § 1; Ga. L. 1993, p. 91, § 36.

### **COUNTY AGENDA REQUEST**

Department:	Planning and Zoning	Presenter(s):	Chanelle Blaine, Interim Director		
•		1			
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Public Hearing #9		
Wording for the Agenda:  Consideration of Petition No. 1317-22, Kenneth L Ennis, Owner, and Jahnee Prince, Agent, request to rezone 10.002 acres from C-H Conditional to C-H to amend Condition(s) 1-4 to develop a self-storage facility; property located in Land Lot (s) 69 & 70 of the 5th District, and fronts on SR 85 South.					
Background/History/Detail	S:				
	val of C-H with two (2) conditions as	follows:			
perimeter landscape strip Environmental Managem 2. Development shall p	should be located outside the OHP ent.) provide an integrated style of Stormv that can be used as green spaces w	that bisects the site will be relocated easement. (This condition will be advater management. Techniques showithin the new and existing development.	Iministered by Public Works/		
The Planning Commissio	n recommended approval of C-H wi	th two (2) conditions.			
		` '			
Brian Haren made a moti passed 4-0. Danny Engla	• •	vith two (2) conditions. John Culbreth	seconded the motion. The motion		
What action are you seeki	ng from the Board of Commissioner	s?			
Approval of Petition No. 1317-22, Kenneth L Ennis, Owner, and Jahnee Prince, Agent, request to rezone 10.002 acres from C-H Conditional to C-H to amend Condition(s) 1-4 to develop a self-storage facility; property located in Land Lot (s) 69 & 70 of the 5th District, and fronts on SR 85 South with two (2) conditions.					
If this item requires funding	g, please describe:				
Not applicable.					
Has this request been cor	nsidered within the past two years?	No If so, whe	n?		
Is Audio-Visual Equipmen	t Required for this Request?*	Yes Backup P	rovided 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	Not Applicable	Reviewed	by Legal		
Approved by Purchasing	Not Applicable	County Cl	erk's Approval		
Administrator's Approval					
Staff Notes:					

### PLANNING COMMISSION RECOMMENDATION

DATE:	February 3, 2022			
TO:	Fayette County Commissioners			
The Fayett	te County Planning Commission recomm	nends that Petition No. 1317-22, the		
application	of Kenneth L. Ennis to rezone 10.00 acre	es from C-H Conditional to C-H, be:		
X App	proved Withdrawn	Denied		
Tabl	ed until			
	warded to you for final action.  MARTIN, CHAIRMAN			
BRIAN HA	AREN, VICE-CHAIRMAN			
JOHN CUI	LBRETH CILLOTT			
AP	SENT			
DANNY E	ENGLAND			
JIMOLIV	ER Olini			
Remarks:				

STATE OF GEORGIA COUNTY OF FAYETTE

RESOLUTION

NO. 1317-22

WHEREAS, Kenneth L. Ennis, Owner, and Jahanee Prince, Agent, having come before the Fayette County Planning Commission on February 3, 2022, requesting an

amendment to the Fayette County Zoning Map pursuant to "The Zoning Ordinance of

Fayette County, Georgia, 2010"; and

WHEREAS, said request being as follows: Request to rezone 10.00 acres from

C-H Conditional to C-H, in the area of State Route 85 South, in Land Lot 69 & 70 of the

5th District, for the purpose of developing a Self-Storage Facility; and

WHEREAS, the Fayette County Planning Commission having duly convened,

and considered said request;

BE IT RESOLVED that the decision of the Fayette County Planning

Commission, that said request be **APPROVED**.

This decision is based on the following reasons:

In compliance with the Fayette County Comprehensive Plan.

Compatible with the surrounding area.

PLANNING COMMISSION OF

FAYETTE COUNTY

ATTEST:

ARNOLD MARTIN, CHAIRMAN

HOWARD L. JOHNSON

PLANNING COMMISSION SECRETARY

**THE FAYETTE COUNTY PLANNING COMMISSION** met on February 3, 2022 at 7:00 P.M. in the Fayette County Administrative Complex, 140 Stonewall Avenue West, Fayetteville, Georgia.

**MEMBERS PRESENT:** Arnold Martin, Chairman

John H. Culbreth

Brian Haren, Vice-Chairman

Jim Oliver

**MEMBERS ABSENT:** Danny England

**STAFF PRESENT:** Chanelle Blaine, Zoning Administrator

Howard Johnson, Planning & Zoning Coordinator

Patrick Stough, County Attorney

#### **PUBLIC HEARING**

1. Consideration of Petition No. 1317-21, Kenneth L. Ennis, Owner, and Jahnee Prince, Agent, request to rezone 10.00 acres from C-H Conditional to C-H to develop a Self-Storage Facility. This property is located in Land Lots 69 & 70 of the 5th District and fronts on SR 85 South.

Jahnee Prince stated I work for Parker Poe Law Firm, but I am not a lawyer I am a planner. You may remember me when I was the City of Fayetteville's Planning & Zoning Director. She said I am bringing you something that is a little unusual tonight.

Chanelle Blaine stated before we get started, she needs to let us know that she would like to continue with the rezoning without a full board.

Chairman Martin asked would you like to proceed?

Jahnee Prince replied, yes sir we would like to proceed. She stated our client is requesting a rezoning. She asked staff to play her PowerPoint presentation. She stated that the property in question is on Highway 85 South on the westside of the road, just south of Price Road. She said that it is about 10 acres and is zoned C-H. She stated her client Childress Klein is developing a self-storage facility, the newer fancy kind, with the interior access and some of the traditional units. She said this property is already properly zoned for a self-storage. The site development plans were submitted and during the process of review the staff uncovered there were conditions of zoning from 1987 on this property. She stated here is the resolution and I popped out the conditions so you can see them. She said the first one (1) is the most problematic because it calls for a shopping center in this location, the other conditions are all addressed by the current code, the buffers, the lightings, stuff like that, these are things we would do anyway, and are no longer necessary. She added the shopping center condition was sort of

problematic, now you all know that conditions of zoning are just like codes so to change them you have to go through a rezoning process with public hearing and that is why we are here.

Brian Haren asked is this unique to this property, is it just this parcel.

Jahnee Prince replied yes, when it was rezoned in 1987 the Board of Commissioners placed these conditions on this property. She stated me being a planner I see this a lot, conditions of zoning on pieces property well if every property has conditions that's a lot to keep up with. She added we want to do this right, go through the process to lift the conditions from the property and do the self-storage according to code. She said let me just walk you through what we are proposing. I know staff wants to add a couple of conditions to this and we are comfortable with that. She stated there is the property right off Highway 85 South just below Price Road, its 10 acres, and you can see down the middle of it is a powerline easement, and we are working with Cowetta-Fayette EMC to change the location of the easement to move it into the right-of-way. She said there is the zoning again and you can see that it backs up to the City of Fayetteville, and I thought you may want to know what the zoning is next door (R-40). She added there is a stream that runs between the residential lots and our property, and it has enhanced buffers, the great big ones 150 feet. She stated here is your future land use map and it might be a little hard to see, but the red it backs up to the cul-de-sac there of the neighborhood. When you zoom in you can see the line from the future land use map cuts through the property, but the majority of the property is designated for commercial uses. She stated I am glad that I brought extra copies of the building elevations and site plan (for they were missing from her PowerPoint presentation). She said if you look at the site plan it calls out different building types in different locations and I wanted you to see the elevations for each building because they are different. She added that Building A is the two (2) story building with the internal access to the storage units, and then the other buildings to the rear are the more traditional type of self-storage. I will have my colleagues from Childress Klein here to explain if you have questions about those and what they look like. She stated that they had brought building elevations for each building out there and material samples. She added Building A is the internal selfstorage that is climate controlled, and they are security controlled and you can only get into them during certain hours. You have a code so only you who is renting space there can get in, and it is multiple stories so your storage may be on the second floor. She said there are elevators and little carts so you can go get your stuff, and I included this slide because I think it is important. Childress Klein is very sensitive about the lighting of their properties so its not to spill over on neighboring properties. She stated and with the neighborhood behind here even though its in the Fayetteville city limits, we wanted to show you that we will be a good neighbor, all of our lights are directed downward. She said we respectfully request approval of rezoning to C-H without the conditions from 1987, and the conditions we agreed to with staff, and any questions you may have we are here to answer.

Chairman Martin asked if there was anyone who wished to speak in favor of the rezoning. Hearing none, he asked if there was anyone who wished to speak in opposition

to the rezoning. Hearing none, he said then I will bring this back to the Board for discussion.

Brian Haren stated I think this is the first time I have ever seen a condition like this, just on this parcel, good digging. He asked if there was any thought to R-V storage.

Chris Poholek replied we have allowed for some covered R-V storage in the back. He added these buildings will have bays of 15 feet wide and 37 ½ feet deep, that would be 10 spaces on each side, 20 per building a space for 40 covered R-V.

Brian Haren stated the only reason I have asked is because there is a huge demand for R-V, boat, that kind of storage in the County. He added being an R-V owner I know it.

Jim Oliver asked all spaces will be covered.

Chris Poholek replied to begin with we will have an area here that is just gravel and then, so we reserved it for future expansion. In the meantime, we could park R-Vs uncovered in that area as well and of course you wouldn't be able to see it from the street.

Chanelle Blaine stated you cannot park R-Vs uncovered according to the self-storage conditional use ordinance. She said it says it here: No open outside storage of items, other than vehicles, boats, recreational vehicles and trailers, shall be allowed. Open storage of vehicles, boats, recreational vehicles and trailers, shall be located to the rear of the self-storage buildings. She added, I apologize it is allowed.

Chris Poholek stated I believe it's allowed to a certain percentage.

Chanelle Blaine replied yes, its up to 25 percent.

Chris Poholek stated in one (1) of the conditions it talks about moving the power easement, and it should say move it to the east because that is where Highway 85 is.

Chanelle Blaine replied give me a second to look that up.

Chairman Martin asked where the next closes storage facility may be?

Chris Poholek replied there is a close storage facility near this, but it is totally full, and I can't remember when it was built. He said I know it is at least 20 years old, but there has been a lot of demand since the pandemic for storage and it has been at record occupancy and the rates have risen a lot because of that for demand and supply. He added we definitely believe there is a need.

Jim Oliver asked Chanelle does this request go before the Board of Commissioners.

Chanelle Blaine replied yes it does.

Chairman Martin asked Chanelle you were pulling something up.

Chanelle Blaine replied I was trying to look up what Mr. Mitchell was talking about with the word "east" in the condition. She stated with the condition I have it says these conditions were made by the Public Works and Environmental Management Department, and he is correct it should have said east for this says to the north. She added we can get that corrected.

Chairman Martin asked if that correction needed to be mentioned in the motion.

Chanelle Blaine replied yes, I was going to make sure we read the conditions before making a motion. Chanelle Blaine reads the following condition:

- 1. The plan indicates that the overhead power (OHP) line that bisects the site will be relocated to the east side of the site. The perimeter landscape strip should be located outside the OHP easement. (This condition will be administered by Public Works/Environmental Management.)
- 2. Development shall provide an integrated style of Stormwater management. Techniques should be used to create water quality/ runoff reduction facilities that can be used as green spaces within the new and existing development. (This condition will be administered by Public Works/Environmental Management.)

Chairman Martin asked with what you just read does that remove the old conditions from the property.

Chanelle Blaine replied yes.

Chairman Martin asked any other questions gentlemen.

Brian Haren stated I just wanted to make sure you were okay with those conditions before we make a motion.

Chris Poholek replied yes.

Brian Haren made a motion to recommend approval of Petition No. 1317-21 with one (2) condition. John Culbreth seconded the motion. The motion passed 4-0. Danny England was absent.

Page 133 of 348 **PETITION NO: 1317-22** 

**REQUESTED ACTION:** C-H Conditional to C-H

PROPOSED USE: Commercial

**EXISTING USE:** Undeveloped

**LOCATION:** S.R. 85 South

**DISTRICT/LAND LOT(S):** 5th District, Land Lot(s) 69 & 70

**OWNER:** Kenneth L. Ennis

**AGENT:** Jahnee Prince

PLANNING COMMISSION PUBLIC HEARING: February 3, 2022

**BOARD OF COMMISSIONERS PUBLIC HEARING: February 24, 2022** 

#### **APPLICANT'S INTENT**

Applicant proposes to amend Condition(s) 1-4 to develop a self-storage facility.

#### **STAFF RECOMMENDATION**

**APPROVAL WITH TWO (2) CONDITIONS** 

#### **INVESTIGATION**

#### A. PROPERTY SITE

The subject property is a 10.00 acre tract fronting on S.R. 85 South in Land Lots 69 and 70 of the 5<sup>th</sup> District. S.R. 85 South is classified as a Major Arterial road on the Fayette County Thoroughfare Plan. The subject property is undeveloped and currently zoned C-H Conditional.

**Rezoning History:** Rezoning Petition 655-87 for C-H zoning was approved by the Board of Commissioners on December 10, 1987, with the following conditions:

- 1. That the use of the subject property shall be limited to office, retail trade, and personal service uses.
- 2. To provide an undisturbed buffer measuring at least 50 feet in depth along the south side property line.
- 3. To provide and maintain off-street parking on the property during any construction project.
- 4. That exterior illuminating sources shall not be directly visible from adjoining street properties.

#### B. SURROUNDING ZONING AND USES

The general situation is a 10.00 acre tract that is zoned C-H Conditional. In the vicinity of the subject property is land which is zoned C-H, A-R and R-40 (City of Fayetteville). See the following table and also the attached Zoning Location Map.

The subject property is bound by the following adjacent zoning districts and uses:

Direction	Acreage	Zoning	Use	Comprehensive Plan
North	1.9	С-Н	Undeveloped	Commercial
South	1.65	С-Н	Undeveloped	Commercial
East (across SR 85)	6.10 2.02	A-R	Single-family Residential Undeveloped	Commercial
West (City of Fayetteville)	Green- space	R-40	Single-family Residential	Low Density Single-family (City of Fayetteville)

#### C. COMPREHENSIVE PLAN

The subject property lies within an area designated for Commercial and Low Density Residential (1 Unit/ 1 Acre). The majority of the subject property is in the Commercial designation and the entire parcel has been zoned C-H since 1987. This request conforms to the Fayette County Comprehensive Plan.

#### D. ZONING/REGULATORY REVIEW

The applicant seeks to rezone from C-H Conditional to C-H for the purpose of developing a self-storage facility. The applicant was in the Site Plan process when the staff discovered the existing conditions of the rezoning from 1987.

#### **Prior Conditions of Rezoning**

As indicated under History above, the prior rezoning petition has conditions that are applicable to the subject property. It is the intent of this rezoning petition to eliminate these conditions. The existing conditions with Staff comments are as follows:

- 1. That the use of the subject property shall be limited to office, retail trade, and personal service uses. (It is Staff's opinion that a condition limiting the uses on the subject property is unnecessary. Conditions limiting uses were routinely put in place in the past, but Staff has since stopped the practice. Any permitted or conditional uses in the C-H zoning district would be appropriate in this designated commercial area.)
- 2. To provide an undisturbed buffer measuring at least 50 feet in depth along the south side property line. (At the time of rezoning in 1987, the parcel to the south was zoned A-R. The C-H zoning district required a 30 foot buffer at that time and it was increased to 50 feet. The property to the south is now also zoned C-H and does not require a buffer. It is Staff's opinion that the condition is unnecessary.)
- **3.** To provide and maintain off-street parking on the subject property during the construction period. (It is Staff's opinion that a condition to provide and maintain off-street parking on the subject property during the construction period is unnecessary. This site is on SR 85 and controlled by GDOT. As part of the GDOT permit, it is stated that parking in the right-of-way is not allowed.)
- **4.** That exterior illuminating sources shall not be directly visible from adjoining street properties. (It is Staff's opinion that a condition controlling outdoor lighting is unnecessary. The subject property is in the General State Route Overlay which states:
  - h. Lighting and shielding standards. Lighting shall be placed in a manner to direct light away from any adjacent roadways or nearby residential areas.)

#### **State Route Overlay**

Due to the frontage on SR 85 South, development of the property is subject to the requirements of the General State Route Overlay Zone. The Overlay Zone requirements are in addition to the C-H zoning district requirements. Overlay Zone requirements including, but not limited to, the following: a 100 foot setback from the right-of-way of SR 85 South, a 50 foot setback for impervious surfaces from right-of-way of SR 85 South and architectural standards.

#### **Access**

The Concept Plan submitted indicates one (1) access from S.R. 85 South.

#### Site Plan

Should this petition be approved, the owner/developer must submit a Site Plan as required by Section 14-28 of the Development Regulations, as applicable.

#### E. DEPARTMENTAL COMMENTS

#### **Water System**

FCWS has no objection to the rezoning. Water availability is provided by a 8" PVC water main.

#### Public Works/Environmental Management

#### **Recommended Conditions of Rezoning:**

- 1. The plan indicates that the overhead power (OHP) line that bisects the site will be relocated to the north side of the site. The perimeter landscape strip should be located outside the OHP easement.
- 2. Development shall provide an integrated style of Stormwater management. Techniques should be used to create water quality/ runoff reduction facilities that can be used as green spaces within the new and existing development. (*This condition will be administered by Public Works/Environmental Management.*)

#### **County Road Frontage Right of Way Dedication**

GA Hwy 85 is a **Major Arterial** roadway and the GADOT controls all entrances and exits onto the state route. Any proposed modifications to the site entrances and exits will be permitted through GADOT.

#### **Traffic Data**

According to the GDOT on-line traffic data, the annual average daily traffic for State Route 85 approximately one (1) mile from the site is **12,000 vehicles per day**. The owner has not submitted traffic data for the proposed future addition however the uniform rezoning of the existing tract without modification proposes a negligible effect on existing traffic patterns to Hwy 85.

#### **Sight Distance**

Minimum sight distances will have to be satisfied for any proposed new road intersections. GADOT will review sight distances.

#### Floodplain Management

The 10.0 acre request for rezoning **DOES NOT** contain floodplain per FEMA FIRM panel 13113C0113E dated September 26, 2008. However, the property **DOES** contain additional floodplain delineated in the FC 2013 Current Conditions Flood Study and the plans should reflect this.

#### Wetlands

The property **DOES NOT** contain wetlands per the U.S. Department of the Interior, Fish and Wildlife Service 1994 National Wetland Inventory Map.

#### **Watershed Protection**

There **ARE** state waters located adjacent to the subject property and **WILL BE** subject to the Fayette County Watershed Protection Ordinance. EMD staff determined that the stream on the adjacent parcel (#05171019) is a perennial stream. This location is in the Whitewater Creek Protected Watershed. Therefore, the plans should reflect that there is a 100' buffer plus a 50' setback, to be measured from point of wrested vegetation or BFE.

#### Groundwater

The property **IS NOT** within a groundwater recharge area.

#### **Post Construction Stormwater Management**

This development **WILL BE** subject to the Post-Development Stormwater Management Ordinance if re-zoned and developed with more than 5,000 square feet of impervious surfaces. The development should provide an accessible shoulder on detention ponds for maintenance (see Bldg. E).

#### **Environmental Health Department**

This office has no objection to the proposed rezoning of this parcel. For any parcels that have existing septic systems, this office must verify that each of the existing tanks have been pumped, crushed, and filled properly prior to any construction. In addition, these items must be submitted with the initial application for a new commercial septic system: the applicable commercial fee, a properly scaled Level 3 soil report that bears the original soil scientist's stamp and signature, a copy of the soil scientist's Certificate of Liability Insurance, a floor plan/ proposed gallons per day required, a site plan sketch, and an approved plat of the property. Additional documents may be required and determined on a case by case basis. Furthermore, this office does not guarantee this lot will have suitable soils for the installation of an on-site sewage septic system. To determine the suitability, all required documents must be submitted and an on-site visit will be performed.

#### **Georgia Department of Transportation**

This proposed development is acceptable to GDOT, the applicant should be made aware that a GDOT encroachment permit will have to be obtained to be permitted to do work within the GDOT right of way.

#### **STAFF ANALYSIS**

This request is based on the petitioner's intent to rezone said property from C-H Conditional to C-H for the purpose of developing Commercial. Per Section 110-300 of the Fayette County Zoning Ordinance, Staff makes the following evaluations:

- 1. The subject property lies within an area designated for Commercial and Low Density Residential (1 Unit/ 1 Acre). The majority of the subject property is in the Commercial designation and the entire parcel has been zoned C-H since 1987. This request conforms to the Fayette County Comprehensive Plan.
- 2. The proposed rezoning will not adversely affect the existing use or usability of adjacent or nearby property.
- 3. The proposed rezoning will not result in a burdensome use of roads, utilities, or schools.
- 4. Existing conditions and the area's continuing development as a non-residential district support this petition.

Based on the foregoing Investigation and Staff Analysis, Staff recommends **APPROVAL WITH TWO (2) CONDITIONS.** 

#### **RECOMMENDED CONDITIONS**

If this petition is approved by the Board of Commissioners, it should be approved **C-H CONDITIONAL** subject to the following enumerated conditions. Where these conditions conflict with the provisions of the Zoning Ordinance, these conditions shall supersede unless otherwise specifically stipulated by the Board of Commissioners.

- 1. The plan indicates that the overhead power (OHP) line that bisects the site will be relocated to the east side of the site. The perimeter landscape strip should be located outside the OHP easement. (This condition will be administered by Public Works/Environmental Management.)
- 2. Development shall provide an integrated style of Stormwater management. Techniques should be used to create water quality/ runoff reduction facilities that can be used as green spaces within the new and existing development. (This condition will be administered by Public Works/Environmental Management.)

Jahnee Prince
Associated Professional

t: 678.690.5750 f: 404.869.6972 jahneeprince@parkerpoe.com Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC
Washington, DC

January 7, 2022

#### **VIA EMAIL ONLY**

Ms. Chanelle Blaine, Zoning Administrator Fayette County Stonewall Administrative Complex 140 Stonewall Avenue, West Suite 202 Fayetteville, Georgia 30214

Re: Rezoning Application ("**Application**") by Kenneth L. Ennis ("**Applicant**" or "**Owner**") with respect to 10 acres located on Highway 85 South, Tax Parcel Number 05 17 113 (the "**Property**")

#### **LETTER OF INTENT**

#### Dear Chanelle:

This law firm has the pleasure of representing CK Spacemax, LLC or its assignee ("**Developer**"), which is under contract to acquire the Property from Owner. Owner has designated me as agent for purposes of this Application. On behalf of Owner and Developer, we respectfully submit for consideration the Application seeking a rezoning of the Property from the CH Conditional to CH, without conditions, to allow for the development of the Property with a self-storage facility which would be currently allowed under the CH zoning (and to remove out of date prohibitive conditions).

#### The Property -- Background and Existing Zoning

The Property, PIN 05 17 113, is 10 acres in size and is located on the west side of Highway 85 South, south of Price Road. The Property is currently undeveloped. If this Application is approved, Developer will acquire the Property from Owner and develop the Property with a self-storage facility.

The existing zoning for the Property is CH Conditional. The Property's current zoning took place in 1987 (see attached Resolution 87-655). At the time of the 1987 rezoning application, the plan for the Property was a shopping center. The Board of Commissioners approved the request for rezoning to CH but added four conditions to the zoning based on the limited provisions of the 1980 Fayette County Zoning Ordinance. Those conditions were:

1. That the use of the subject property shall be limited to office, retail trade, and personal service uses.

- 2. To provide an undisturbed buffer measuring at least fifty (50) feet in depth along the south (side) property line.
- 3. To provide and maintain off-street parking on the property during any construction project.
- 4. That exterior illuminating sources shall not be directly visible from adjoining street properties.

The Property is designated as Commercial on Fayette County's Comprehensive Plan Future Land Use Map. The Application for CH zoning, eliminating the outdated conditions, is consistent with the City's Comprehensive Plan Future Land Use Map.

#### **Proposed Rezoning**

Applicant is requesting the rezoning of the Property to delete the outdated conditions and bring the rezoning to the current CH zoning provisions in order to allow Developer to build build a self-storage facility as is allowed by The Zoning Ordinance of Fayette County, Georgia, as amended from time to time (the "**Ordinance**") in Article V – Conditional Uses, Nonconformances, and Transportation Corridor Overlay Zone, Section qq. The Ordinance allows self-storage facilities with external and/or internal access in G-B, M-1 and C-H zoning districts with eight detailed conditions, set forth below, for development embedded into the ordinance, negating the need for additional conditions to be placed on the CH zoning:

- Single story self-storage buildings may have exterior access to the individual storage units. This exterior access to shall not directly face a street. Multistory self-storage buildings shall not have direct exterior access to individual storage units; all individual storage unit access shall be internal. A vehicle loading/unloading area utilizing a bay door and/or a loading dock shall only be located on the side or rear of the multistory self-storage building not facing a street. A vehicle loading/unloading area utilizing a bay door and/or a loading dock located on the side of the multistory self-storage building shall require a canopy covering the loading/unloading area.
- 2. All buildings shall maintain a decorative facing on those portions of the building which face public streets and any property zoned residential or agricultural-residential. The decorative facing shall consist of fiber-cement siding (i.e., Hardiplank), wood siding, brick/brick veneer, rock, stone, cast-stone, stucco (including synthetic stucco), or metal siding which establishes a horizontal pattern. The transportation corridor overlay zone architectural requirements shall control when applicable.
- 3. The maximum size of an individual storage unit shall be 600 square feet.
- 4. The facility may contain one on-site single-family dwelling unit.
- 5. Aisle ways adjacent to storage unit bays doors shall be used both for circulation and temporary customer parking while using storage units. The minimum width of these aisle ways shall be 25 feet as measured from the closest part of the structure including any overhang.
- 6. No open outside storage of items, other than vehicles, boats, recreational vehicles and trailers, shall be allowed. Open storage of vehicles, boats, recreational vehicles and trailers, shall be located to the rear of the self-storage buildings. Covered vehicle storage structures shall be allowed provided they do not exceed

25 percent of the overall gross square footage of all storage buildings and shall maintain a similar architectural character of the principal self-storage buildings.

- 7. All outdoor lighting shall be shielded away from adjacent residential areas.
- 8. No exterior loudspeakers or paging equipment shall be permitted on the site.

Developer's proposed self-storage facility, being located on Highway 85 South, is also subject to the standards of Ordinance Section 110-173. - Transportation Corridor Overlay Zone, which includes strict detailed architectural standards, increased setbacks, and extensive landscaping requirements. The Application is consistent with the Comprehensive Plan Future Land Use Map designation of Commercial. The Comprehensive Plan's Future Land Use Element calls for Commercial uses along Highway 85 South of Fayetteville to the northern boundary of Land Lots 59 and 60 of the 5th District which is approximately 318 feet south of the Property's southernmost property line.

#### Application Requirements<sup>1</sup>

As Developer has been working with the County on this project and during site development plan review, the 1987 conditions of zoning were discovered. This Application is to modernize the zoning of the Property in keeping with the current Ordinance. The Application and supporting documents meet the Ordinance requirements for a rezoning application and include:

<sup>1</sup> Applicant notifies Fayette County of its constitutional concerns with respect to its Application. If the Fayette County Board of Commissioners (the "Board") denies the Application in whole or in part, then the Property does not have a reasonable economic use under the Ordinance. Moreover, the Application meets the test set out by the Georgia Supreme Court to be used in establishing the constitutional balance between private property rights and zoning and planning as an expression of the government's police power. See Guhl vs. Holcomb Bridge Road, 238 Ga. 322 (1977). If the Board denies the Application in whole or in part, such an action will deprive Applicant of the ability to use the Property in accordance with its highest and best use. Similarly, if the Board rezones the Property to some classification other than CH (or fails to remove the prohibitive conditions) without Applicant's consent, or if the Board limits its approval by attaching new conditions to its rezoning approval without Applicant's consent, then such approval would deprive Applicant of any reasonable use and development of the Property. Any such action is unconstitutional and will result in a taking of property rights in violation of the just compensation clause of the Constitution of the State of Georgia (see Ga. Const. 1983, Art. I, § 3, para. 1(a)), and the just compensation clause of the Fifth Amendment to the United States Constitution (see U.S. Const. Amend. 5). To the extent that the Ordinance allows such an action by the Board, the Ordinance is unconstitutional. Any such denial or conditional approval would discriminate between Applicant and owners of similarly situated property in an arbitrary, capricious, unreasonable and unconstitutional manner in violation of Article I, Section I, Paragraph 2 of the Georgia Constitution and the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution. Also, a failure to grant the Application or a conditional approval of the Application (with conditions not expressly approved by Applicant) would constitute a gross abuse of discretion and would constitute an unconstitutional violation of Applicant's rights to substantive and procedural due process as guaranteed by the Georgia Constitution (see Ga. Const. 1983, Art. I, § 1, para. 1) and the Fifth and Fourteenth Amendments of the United States Constitution (see U.S. Const. Amend. 5 and 14). Applicant further challenges the constitutionality and enforceability of the Ordinance, in whole and in relevant part, for lack of objective standards, guidelines or criteria limiting the Board's discretion in considering or deciding applications for rezonings. Nevertheless, Applicant remains optimistic that the Board's consideration of the Application will be conducted in a constitutional manner.

- 1. Application form and all required attachments completed, signed, and notarized, as applicable.
- 2. Copy of latest recorded deed, including legal description of the boundaries of the subject property to be rezoned.
- 3. Boundary Survey, drawn to scale, showing north arrow, land lot and district, dimensions, and street location of the property, prepared (signed & sealed) by a land surveyor. The Boundary Survey and Concept Plan may be combined.
- 4. Conceptual Plan. The Conceptual Plan is not required to be signed and sealed by a registered surveyor, engineer or architect. The Conceptual Plan may be prepared on the boundary line survey, however it is required to be drawn to scale, and include all applicable items below:
  - a. The total area of the subject property to be rezoned (to the nearest one-hundredth of an acre), the existing zoning district(s) of the subject property, and the area within each zoning district if more than one district.
  - b. Approximate location and size of proposed structures, use areas and improvements (parking spaces, and aisles, drives, etc.) on the subject property for non-residential rezoning requests, including labeling the proposed use of each proposed structure/use area.
  - c. General layout of a proposed subdivision (residential or non-residential) including the delineation of streets and lots. The items of b. above are not required in this instance but may be included if known.
  - d. Approximate location and size of existing structures and improvements on the parcel, if such are to remain. Structures to be removed must be indicated and labeled as such.
  - e. Minimum zoning setbacks and buffers, as applicable.
  - f. Location of all existing and proposed easements and streets on or adjacent to the subject property, indicating type and width of existing and proposed easements and centerline of streets including width of right-of-way.
  - g. Location and dimensions of exits/entrances to the subject property.
  - h. Approximate location and elevation of the 100-year flood plain and Watershed Protection Ordinance requirements, as applicable.
  - i. Approximate location of proposed on-site stormwater facilities, including detention or retention facilities.
- 5. This letter of intent for a non-residential rezoning request, including the proposed use(s).

Applicant and Developer respectfully request that the Planning and Zoning Department recommend approval of the Application to the Planning Commission and the Board of Commissioners. We are happy to answer any questions County may have with regard to this Application.

Sincerely,

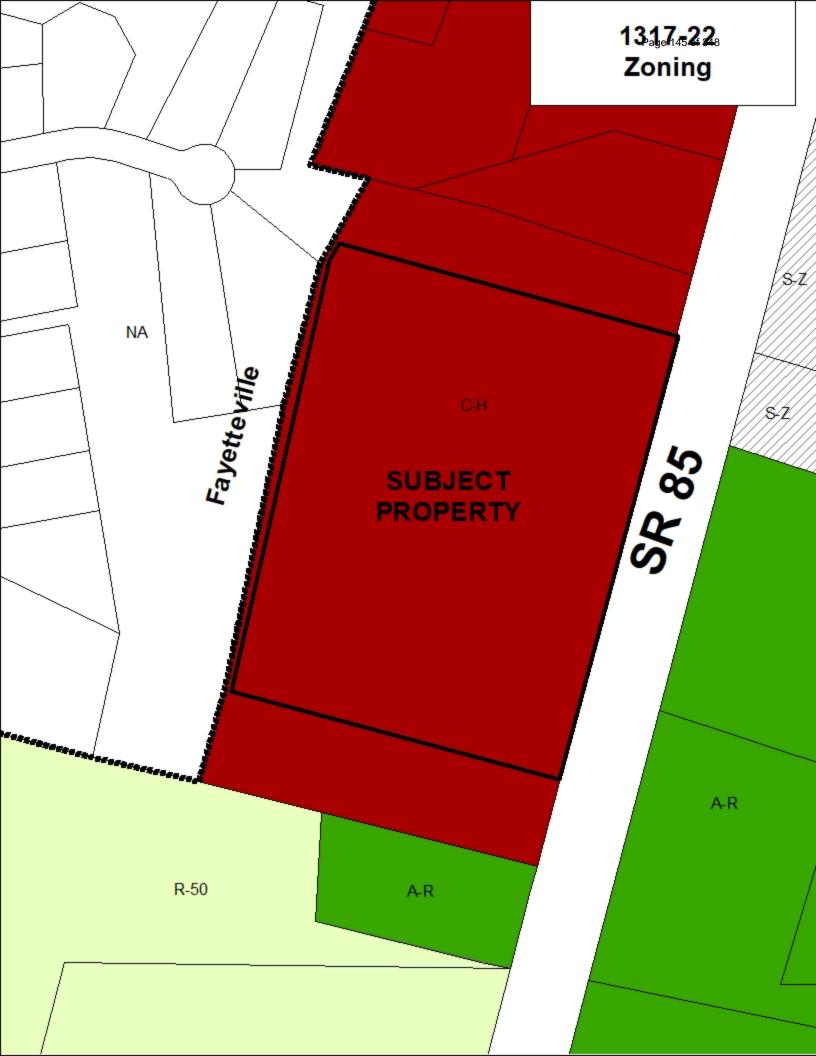
Chine Prince

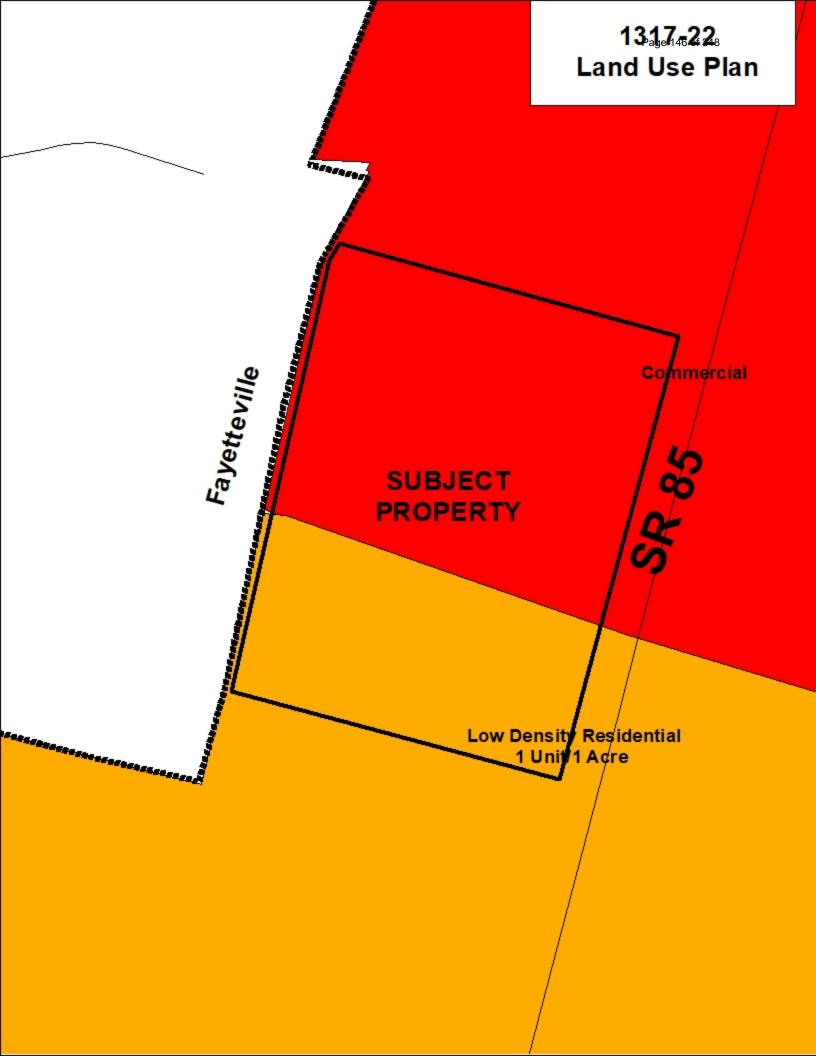
Jahnee Prince, AICP Associated Professional

JP/jp/ews

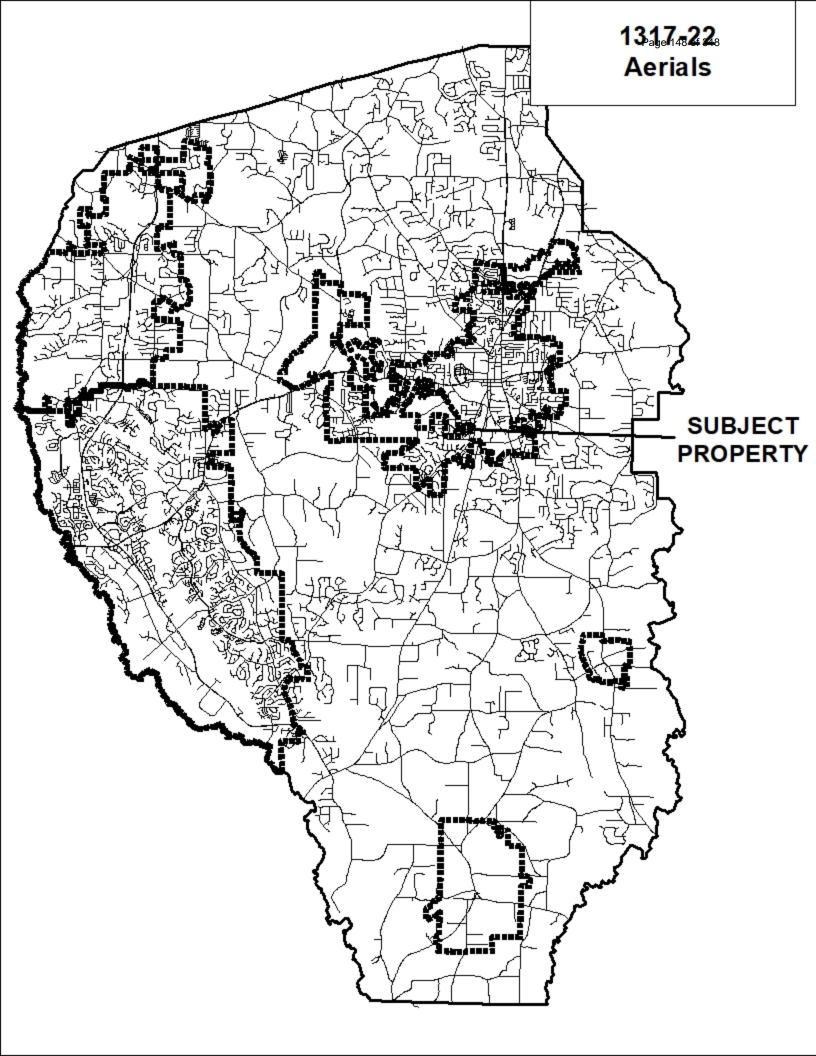
cc: Mr. Kenneth L. Ennis

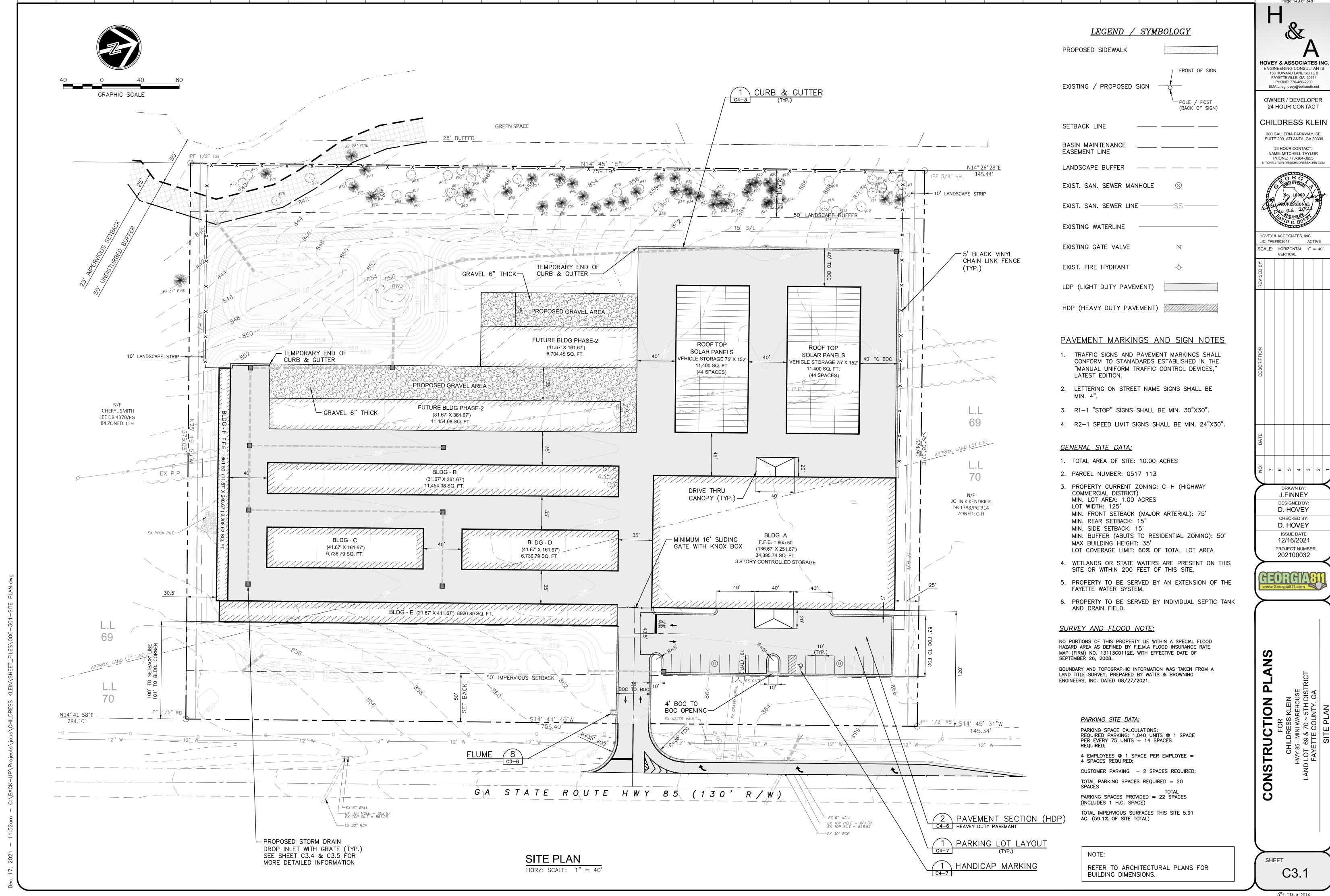
Mr. Chris Poholek Ellen W. Smith, Esq.











**HOVEY & ASSOCIATES INC.** ENGINEERING CONSULTANTS

SUITE 200, ATLANTA, GA 30339

SCALE: HORIZONTAL 1" = 40'

© H&A 2016

# APPLICATION TO AMEND TO AMEND THE OFFICIAL ZONING MAP OF FAYETTE COUNTY, GA

PROPERTY OWNERS: Kenneth L. Ennis
MAILING ADDRESS: 239 Price Road, Brooks GA 30205
PHONE: E-MAIL:
AGENT FOR OWNERS: Jahnee Prince AICP
MAILING ADDRESS: 1075 Peachtree Street, Suite 1500, Atlanta GA 30309
PHONE: 770-355-4658 E-MAIL: jahneeprince@parkerpoe.com
PROPERTY LOCATION: LAND LOT 69 LAND DISTRICT 5 PARCEL 0517113  LAND LOT 70 LAND DISTRICT 5 PARCEL 0517113
TOTAL NUMBER OF ACRES REQUESTED TO BE REZONED: 10
EXISTING ZONING DISTRICT: CH conditional PROPOSED ZONING DISTRICT: CH
ZONING OF SURROUNDING PROPERTIES: CH, Sz, AR, and R-40 (City of Fayetteville)
PRESENT USE OF SUBJECT PROPERTY: Undeveloped
PROPOSED USE OF SUBJECT PROPERTY: Self storage
LAND USE PLAN DESIGNATION: Commercial
NAME AND TYPE OF ACCESS ROAD: Highway 85 South, Arterial
LOCATION OF NEAREST WATER LINE: Please reference submitted site development plans
(THIS AREA TO BE COMPLETED BY STAFF): PETITION NUMBER: 1317-32
[ ] Application Insufficient due to lack of:
by Staff: Date:
Application and all required supporting documentation is Sufficient and Complete
by Staff:
DATE OF PLANNING COMMISSION HEARING: <u>Feb. 3</u> 2022
DATE OF COUNTY COMMISSIONERS HEARING: Feb 24 2022
Received from Mitchell Taylor a check in the amount of \$ 35000 for application filing fee, and \$ 3000 for deposit on frame for public hearing sign(s).
Date Paid: 1/6/2022 Receipt Number: 013467

## PROPERTY OWNER CONSENT AND AGENT AUTHORIZATION FORM (Applications require authorization by ALL property owners of subject property).

Name(s) of All Property Owners of Record found on the latest recorded deed for the subject property:

Kenneth L. Ennis	
Please Print Names	
Property Tax Identification Number(s) of Subject Prop	
(I am) (we are) the sole owner(s) of the above-referenced pro	
in Land Lot(s) 69 of the 5th	District, and (if applicable to more than one land District, and said property consists of a total of
10_acres (legal description corresponding to most recent re	corded plat for the subject property is attached herewith).
(I) (We) hereby delegate authority to Jahnee Prince rezoning. As Agent, they have the authority to agree to any a Board.	to act as (my) (our) Agent in this and all conditions of zoning which may be imposed by the
(I) (We) certify that all of the information filed with this appliany paper or plans submitted herewith are true and correct to (We) understand that this application, attachments and fees Zoning Department and may not be refundable. (I) (We) herein by me/us will result in the denial, revocation or admin further acknowledge that additional information may be application.	to the best of (my) (our) knowledge and belief. Further, (I) become part of the official records of the Fayette County understand that any knowingly false information given histrative withdrawal of the application or permit. (I) (We)
application.	
Signature of Property Owner 1	Signature of Natary Public OFFICIAL SEAL SHANNON L. COMER NOTARY PUBLIC-GEORGIA
Address	Date  NOTART POBLIC GEOTOX  MONROE COUNTY  My Comm. Expires September 4, 2023  PROTART POBLIC GEOTOX
Signature of Property Owner 2	Signature of Notary Public
Address	Date
Signature of Property Owner 3	Signature of Notary Public
Address	Date
J Prince	Kund Sautetin Satters of
Signature of Authorized Agent	Signature of Notary Publication of the stary
1075 Peachtree Street, Suite 1500, Atlanta GA 3030	16 2025 XX
Address	Date
	18 16 County line
	W. Coulin

NAME: Kenneth L. Ennis	PETITION NUMBER:
ADDRESS: 239 Price Road, Brooks GA 30205	
PETITION FOR REZONING CERTAIN PROPERTY IN THE UCOUNTY, GEORGIA.  Kenneth L. Ennis affin	NINCORPORATED AREAS OF FAYETTE rms that he is the owner or the specifically
authorized agent of the property described below. Said property is I	located in $a(n)$ CH conditional Zoning District.
He/She respectfully petitions the County to rezone the property from it	ts present classification and tenders herewith the
sum of \$_350.00 to cover all expenses of public hearing. He classification to CH	le/She petitions the above named to change its
This property includes: (check one of the following)	
See attached legal description on recorded deed for subject prope	erty or
[ ] Legal description for subject property is as follows:	
PUBLIC HEARING to be held by the Planning Commission of Fayett	te County on the 3rd day of
February , 2022 at 7:00 P.M.	
PUBLIC HEARING to be held by the Board of Commissioners of Fayof February , 20 22 at 7:00 P.M.	yette County on the 24th day
SWORN TO AND SUBSCRIBED BEFORE ME THIS D	In Comments
NO AR TUBLIC OFFICIAL SEAL  SHANNON L COMER  NOTARY PUBLIC-GEORGIA  MONROE COUNTY  My Comm. Expires September 4, 2023	CANT'S SIGNATURE

#### AGREEMENT TO DEDICATE PROPERTY FOR FUTURE RIGHT-OF-WAY

I/We, Kenneth L. Ennis , said	I property owner(s) of subject property requested to be rezoned,
hereby agree to dedicate, at no cost to Fayette County,	feet of right-of-way along
	as measured from the centerline of the road.
Based on the Future Thoroughfare Plan Map streets ha	we one of the following designations and the Fayette County
Development Regulations require a minimum street width	as specified below:
Local Street (Minor Thoroughfare) 60 foot right-of-way	(30' measured from each side of road centerline)
Collector Street (Major Thoroughfare) 80 foot right	-of-way (40' measured from each side of road centerline)
Arterial Street (Major Thoroughfare) 100 foot right-of-wa	y (50' measured from each side of road centerline)
Sworn to and subscribed before me this	day of January , 20 22.
Ch Em	
SIGNATURE OF PROPERTY OWNER	SIGNATURE OF PROPERTY OWNER

OFFICIAL SEAL
SHANNON L. COMER
NOTARY PUBLIC-GEORGIA
MONROE COUNTY
My Comm. Expires September 4, 2023

#### DEVELOPMENTS OF REGIONAL IMPACT (DRI)

#### Rezoning Applicant:

- A. Please review the attached "Developments of Regional Impact Tiers and Development Thresholds" established by the Georgia Department of Community Affairs (DCA) to determine if the proposed project meets or exceeds these thresholds. If the proposed project does not meet the established thresholds (is less than those listed) then skip to section C. below and complete.
- B. If the project does meet or exceed the established thresholds for the type of development proposed, the Georgia Department of Community Affairs (DCA) "Developments of Regional Impact: Request for Review Form" is available online at the following website address: <a href="www.dca.state.ga.us/DRI/">www.dca.state.ga.us/DRI/</a>.
- C. I have reviewed and understand the attached "Thresholds: Developments of Regional Impact".
  - [ X ] The proposed project related to this rezoning request DOES NOT meet or exceed the established DRI thresholds .
  - [ ] The proposed project related to this rezoning request DOES meet or exceed the established DRI thresholds and documentation regarding the required DRI Request for Review Form is attached.

Signed this Lock

day of \_ <

20 22

APPLICANT'S SIGNATURE

MONROE COUNTY

My Comm. Expires September 4, 2023

#### DISCLOSURE STATEMENT

Please check one:			
Campaign contributions -	<u>X</u>	_ No	Yes (see attached disclosure report)

TITLE 36. LOCAL GOVERNMENT
PROVISIONS APPLICABLE TO COUNTIES AND MUNICIPAL CORPORATIONS
CHAPTER 67A. CONFLICT OF INTEREST IN ZONING ACTIONS

O.C.G.A. § 36-67A-3 (2011)

§ 36-67A-3. Disclosure of campaign contributions

- (a) When any applicant for rezoning action has made, within two years immediately preceding the filing of that applicant's application for the rezoning action, campaign contributions aggregating \$250.00 or more to a local government official who will consider the application, it shall be the duty of the applicant to file a disclosure report with the governing authority of the respective local government showing:
- (1) The name and official position of the local government official to whom the campaign contribution was made; and
- (2) The dollar amount and description of each campaign contribution made by the applicant to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.
- (b) The disclosures required by subsection (a) of this Code section shall be filed within ten days after the application for the rezoning action is first filed.
- (c) When any opponent of a rezoning action has made, within two years immediately preceding the filing of the rezoning action being opposed, campaign contributions aggregating \$250.00 or more to a local government official of the local government which will consider the application, it shall be the duty of the opponent to file a disclosure with the governing authority of the respective local government showing:
- (1) The name and official position of the local government official to whom the campaign contribution was made; and
- (2) The dollar amount and description of each campaign contribution made by the opponent to the local government official during the two years immediately preceding the filing of the application for the rezoning action and the date of each such contribution.
- (d) The disclosure required by subsection (c) of this Code section shall be filed at least five calendar days prior to the first hearing by the local government or any of its agencies on the rezoning application.

**HISTORY:** Code 1981, § 36-67A-3, enacted by Ga. L. 1986, p. 1269, § 1; Ga. L. 1991, p. 1365, § 1; Ga. L. 1993, p. 91, § 36.

Recorded: 03/28/2011 at 10:25:00 AM

Fee Amt: \$66.00 Page 1 of 4

Transfer Tax: \$50.00 Favette. Ga. Clerk Superior Court Sheila Studdard Clerk of Court

BK 3743 PG 487-490

[Space Above This Line For Recording]

Return to 58752.0 Trinity Title Ins. Agency

437 E. Ponce De Leon Ave. Decatur, GA 30030-1938

After recording return to: McGuireWoods LLP 1170 Peachtree Street, N.E., Suite 2100

Atlanta Georgia 30309 Attention: Josiah A. Bancroft, Esq.

#### LIMITED WARRANTY DEED

THIS INDENTURE, is made as of the 23 day of March, 2011, by and between UNITED COMMUNITY BANK, as party of the first part ("Grantor"), and FSC BP III FAYETTEVILLE LLC, a Georgia limited liability company, as party of the second part ("Grantee"); the words "Grantor" and "Grantee" to include the heirs, successors, legal representatives and assigns of said parties where the context requires or permits.

#### WITNESSETH:

FOR AND IN CONSIDERATION of the sum of TEN AND NO/100 DOLLARS (\$10.00), in hand paid to Grantor by Grantee at and before execution, sealing and delivery hereof, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor has granted, bargained, sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell, alien, convey and confirm unto Grantee, its successors and assigns, all that tract or parcel of land lying and being in Fayette County, Georgia, and being more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof (the "Land"), together with all improvements located thereon and all rights and appurtenances thereto in anywise belonging to Grantor, including but not limited to, all rights, titles and interests, if any, of Grantor in (a) any land lying in or under the bed of any highway, avenue, street, road, alley, open or proposed, in, on, across, abutting or adjacent to the Land, and (b) all rights, titles and interests of Grantor, if any, in and to any awards made, or to be made in lieu thereof, for damage by reason of change in grade of any such highway, avenue, street, road or alley (all of said Land, property and interests being collectively referred to herein as the "Property."), subject to the matters set forth on Exhibit "B" attached hereto and by this reference made a part hereof.

STATE OF GEORGIA

COUNTY OF

#### EXHIBIT "A"

#### Legal Description

All that tract or parcel of land lying and being in Land Lots 69 and 70 of the 5th District of Fayette County, Georgia, containing 10.00 acres of land, as per plat dated 7/13/2004, prepared by Bostwick, Duke, Harper & Worthy, Inc. for HWG, LLLP, and being more particularly described as follows:

To find the True Point of Beginning, commence at the intersection of the Easterly Land Lot Line of Land Lot 69 (also being the Westerly Land Lot Line of Land Lot 70) with the Westerly right-of-way of Georgia State Route 85 (130 foot right of way); running thence in a northeasterly direction along the westerly right of way of Georgia State Route 85 a distance of 284.01 feet to a point and the True Point of Beginning. From said True Point of Beginning, running thence North 75 degrees 14 minutes 55 seconds West, and entering into Land Lot 69, a distance of 574.99 feet to a point; running thence North 14 degrees 46 minutes 28 seconds East a distance of 758.72 feet to a point; running thence South 75 degrees 00 minutes 39 seconds East a distance of 574.99 feet to a point, which point is located on the westerly right of way of Georgia State route 85; running thence South 14 degrees 46 minutes 27 seconds West a distance of 756.33 feet to a point and the True Point of Beginning.

Pleass return to O'Neite, & Surohan, Attorneys at Law, LLC 2170 Satellite Blvd., Stc. 375 Dututh, GA 30097 Attn: Bradley S. Shilling L006301



COUNTY OF GS ME

LIMITED WARRANTY DEED

THIS INDENTURE made as of this 26th day of SEPTEMBER, 2014, between

FSC BP III FAYETTEVILLE, LLC,

A Georgia limited liability company

KENNETH L. ENNIS

as party or parties of the first part, hereinafter called Grautor, and

as party or parties of the second part, hereinafter called Grantee (the words "Grantor" and "Grantee" to include their respective heirs, successors and assigns where the context requires or permits).

valuable consideration (\$10.00) in hand paid at and before the scaling and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and by these WITNESSETH that: Grantor, for and in consideration of the sum of TEN DOLLARS and other good and presents does grant, bargain, sell, alien, convey and confirm unto the said Grantee, the following described

See Exhibit "A"

TO HAVE AND TO HOLD the said tract or parcel of land, subject to exceptions of record, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever in FEE SIMPLE. AND THE SAID Grantor will warrant and forever defend the right and title to the above-described property unto the said Grantee against the claims of all persons claiming by, through or under Grantor, but not otherwise.

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this first day and year first above

FSC BP III FAYETTEVILLE, LLC. A Georgia limited liability company

Signed, sealed and delivered in the presence of:

Witness

ITS: AUTHORIZED SIGNATORY BY: ANTHONY CRISCIONE

(Seal)

My commission expires

TO HAVE AND TO HOLD the said tract or parcel of land, subject to exceptions of record, with all and singula the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above-described property un the said Grantee against the claims of all persons claiming by, through or under Grantor, but not otherwise. IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this first day and year first above

Signed, sealed and delivered in the presence of:

FSC BP III FAYETTEVILLE, LLC, A Georgia limited liability company

ITS: AUTHORIZED SIGNATORY BY: ANTHONY CRISCIONE

My commission expires

Notary Publi

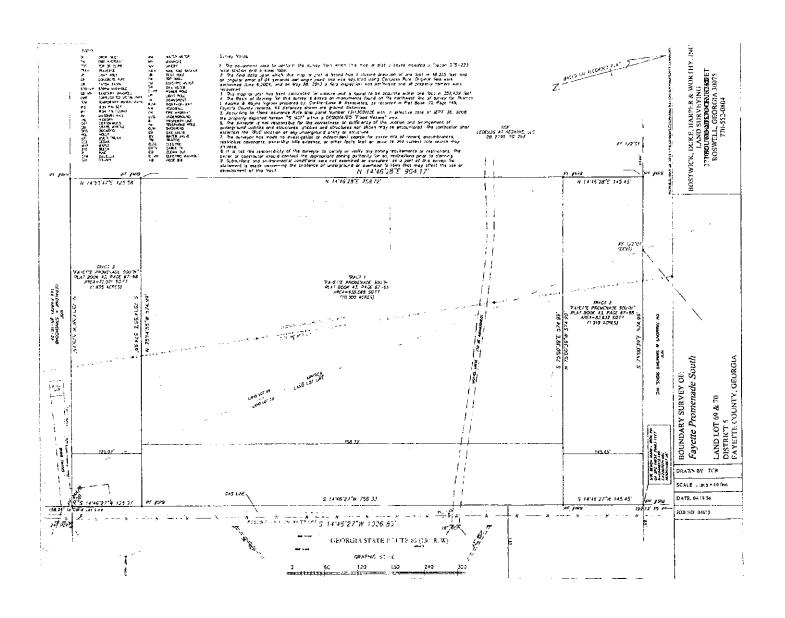
Witness

1800M OF NOTAGE WB COUNT GEORGIA Jan. 21, 2018 EXPIRES

# Exhibit A Legal Description

All that tract or parcel of land lying and being in Land Lots 69 and 70 of the 5th District, Fayette County, Georgia, containing 10.00 acres of land, as per plat dated 7/13/2004, prepared by Bostwick, Duke, Harper & Worthy, Inc., for HWG, LLLP, and being more particularly described as follows:

To find the true point of beginning, commence at the intersection of the easterly land lot line of Land Lot 69 (also being the westerly land lot line of Land Lot 70) with the westerly right of way of Georgia State Route 85 (130 foot right of way); running thence in a northeasterly direction along the westerly right of way of Georgia State Route 85 a distance of 284.01 feet to a point and the true point of beginning; from said true point of beginning, running thence north 75 degrees 14 minutes 55 seconds west and entering into Land Lot 69, a distance of 574.99 feet to a point; running thence north 14 degrees 46 minutes 28 seconds east a distance of 758.72 feet to a point; running thence south 75 degrees 00 minutes 39 seconds east a distance of 574.99 feet to a point, which point is located on the westerly right of way of Georgia State Route 85; running thence south 14 degrees 46 minutes 27 seconds west a distance of 756.33 feet to a point and the true point of beginning.



## **COUNTY AGENDA REQUEST**

Department:	Finance	Presenter(s):	Sheryl L. Weinman	n, CFO
Meeting Date:	Thursday, February 24, 2022	Type of Request:	Consent #10	
•	Thursday, I cordary 24, 2022	Type of Request.	Consent #10	
Approval of staff's recommendary Improvements Plan (CIP)	•	nts to the fiscal year 2022 budget and	d approval to close c	ompleted Capital
Background/History/Detail	S:			
Staff is recommending mi The recommended mid-yu 1. Adjustments for var 2. Adjustments for var 3. To close 2017 SPL projects contingency fund 4. To close Capital/CI contingency funds to cove 5. Adjustments to M& 6. To close Water Sys fund balance unrestricted Detail budget entries are	d-year adjustments to the fiscal year adjustments include: riances in actual acquisition cost versances in actual grant awards versurances to cover projects funding shortages; to reprojects funding shortages; to reprojects that have been completed to cover projects funding shortages; shown on the attachment.	rsus budget cost estimates for Vehiclus estimated grant amounts included leted, to transfer any residual funds to es. ed, to transfer any residual funds to proclass to M&O projects expenditures to budget amounts included in the adojeted, to transfer any residual funds to es.	in the adopted budge o projects contingency, ojects contingency, hat will not be capita oted budget. I fund balance unres	cy, and to use and to use projects lized. tricted, and to use
If this item requires funding Not applicable.	g, please describe:			
Has this request been con	sidered within the past two years?	Yes If so, when	n? Annually	
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup Pr	ovided with Reques	t? Yes
		v Clerk's Office no later than 48 hou nudio-visual material is submitted a		
Approved by Finance	Yes	Reviewed	by Legal	
Approved by Purchasing	Not Applicable	County CI	erk's Approval	Yes
Administrator's Approval				
Staff Notes:				1

					AYETTE COUNTY, GEORGIA		<u> </u>	
					IDGET ADJUSTMENTS TO THE ORIGINA	L FY 2022 BUDGET		
				FOR FI	SCAL YEAR ENDED JUNE 30, 2022			<u> </u>
				I			_	
						Expenditure	Revenue	Fund Balance
	<u>ORG</u>	<u>OBJ</u>	<u>Proj</u>	DEPARTMENT / FUND	ACCOUNT DESCRIPTION	Increase (Dec)	Increase (Dec)	Increase (Dec)
	EHICLE REPL							
					et for \$15,500. The bid came in for \$17,548			
					me in for \$127,000, residual funding of \$7		to use the residua	al funding in
pr	1	1		1	t to the Vehicle Replacement Fund balanc			
	61040220			Road Dept Vehicle Replace Fund	Road and Construction Equipment	(2,048.00)		2,048.00
	61040220	542150	224AE	Road Dept Vehicle Replace Fund	Road and Construction Equipment	2,048.00		(2,048.00)
						-	-	-
2.	Two Utility	Tractors (	project 2	24AG) were approved in the FY 2022	2 budget for a total of \$77,888. The bid car	me in for \$79,239, a sh	ortage of \$1,351	•
Re	ecommendir	ng to use \	ehicle Re	placement fund balance to cover the	ne shortage - decrease to Vehicle Replacen	nent Fund balance.		
	61040220	542150	224AG	Road Dept Vehicle Replace Fund	Road and Construction Equipment	1,351.00		(1,351.00)
						1,351.00	-	(1,351.00)
3.	A Grapple L	oader Tru	ck (proje	ct 224AD) was approved in the FY 20	022 budget for \$155,000. Upon contacting	the vendor the quote	d model was out	of stock and
be	eing replaced	d. A secon	d vendor	was found with a truck model that	met the required specs. The quote for this	s truck was \$160,387, a	budget shortage	e of \$5,387.
Re	ecommendir	ng to use \	/ehicle Re	eplacement fund balance to cover th	ne shortage - decrease to Vehicle Replacen	ment Fund balance.		
	61040220	542200	224AD	Road Dept Vehicle Replace Fund	Vehicles	5,387.00		(5,387.00)
						5,387.00	-	(5,387.00)
GF	RANTS:							
1.	The actual I	MIG (FY 2	2022) grai	nt received is less than the amount i	ncluded in the original budget. Grant reve	nue received is \$869,2	77 and grant rev	enue included
		-			total \$1,193,687 to fulfill the required mir		_	
					ure budget line by \$63,626. This will main			
	the Genera			,	, , , , , , , , , , , , , , , , , , , ,			
	10040004	1		General Fund	Roads & Bridges Grants		(48,937.00)	(48,937.00)
	10040220			Road Department	Technical Services	(63,626.00)	(10,557.00)	63,626.00
-	10040220	321310	LIVIOZZ	noud Department	Teermiear services	(63,626.00)	(48,937.00)	14,689.00
						(03,020.00)	(40,557.00)	14,005.00
2	The EV 2022	) Dhudaat ii	 	stimated revenue in the amount of	\$78,343 for the DUI Court grant. The actua	al grant award received	t for the DIII Cou	rt ic \$74 E17 a
		_			770,343 for the Dor Court grant. The actua	ai giailt awaid leceive	a for the bor cou	
		-	DIII gran	it ralatad avnanditura linas in tha F\	/ 2022 hudget already include the minimus	m required local match	Recommendat	
	nd balance.	nua huda	_	•	/ 2022 budget already include the minimum	•		ion to decrease
Iu		nue budg	_	•	7 2022 budget already include the minimulant required for the grant related expendit	•		ion to decrease
	1	1	et line by	the \$3,826 difference, no adjustme	nt required for the grant related expendit	•	the Accountabili	ion to decrease ity State Court
	21420003	1	_	•	•	•	the Accountabili	ion to decrease ity State Court (3,826.00)
	1	1	et line by	the \$3,826 difference, no adjustme	nt required for the grant related expendit	•	the Accountabili	ion to decrease ity State Court (3,826.00)
2	21420003	334219	et line by	the \$3,826 difference, no adjustme  Accountability State Court - DUI	nt required for the grant related expendit  Grants	ure lines - decrease to	(3,826.00) (3,826.00)	(3,826.00)
	21420003 The FY 2022	334219 2 budget in	DUI	the \$3,826 difference, no adjustme  Accountability State Court - DUI  stimated revenue in the amount of	Grants  Grants  \$54,189 for the Veterans Treatment Court	ure lines - decrease to - grant. The actual gran	(3,826.00) (3,826.00) tt award received	(3,826.00) (3,826.00) (3,826.00)
de	21420003 The FY 2022 ecrease of \$3	334219 2 budget in 3,826. The	DUI  ncludes e	Accountability State Court - DUI stimated revenue in the amount of the related expenditure lines in the F	Grants  \$54,189 for the Veterans Treatment Court  7 2022 budget already include the minimu	eure lines - decrease to - grant. The actual gran m required local matcl	(3,826.00) (3,826.00) at award received	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease
de th	The FY 2022 ecrease of \$3 are grant reverse.	334219 2 budget in 3,826. The	DUI  ncludes e	Accountability State Court - DUI stimated revenue in the amount of the related expenditure lines in the F	Grants  Grants  \$54,189 for the Veterans Treatment Court	eure lines - decrease to - grant. The actual gran m required local matcl	(3,826.00) (3,826.00) at award received	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease
de th	The FY 2022 ecrease of \$3 ae grant revended balance.	334219 2 budget in 3,826. The	DUI ncludes e	Accountability State Court - DUI stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustment	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit	eure lines - decrease to - grant. The actual gran m required local matcl	(3,826.00) (3,826.00) at award received. Recommendat the Accountability	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease ity State Court
de th	The FY 2022 ecrease of \$3 are grant reverse.	334219 2 budget in 3,826. The	DUI  ncludes e	Accountability State Court - DUI stimated revenue in the amount of the related expenditure lines in the F	Grants  \$54,189 for the Veterans Treatment Court  7 2022 budget already include the minimu	eure lines - decrease to - grant. The actual gran m required local matcl	(3,826.00) (3,826.00) at award received. Recommendat the Accountability (3,826.00)	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease ity State Court
de th	The FY 2022 ecrease of \$3 ae grant revended balance.	334219 2 budget in 3,826. The	DUI ncludes e	Accountability State Court - DUI stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustment	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit	eure lines - decrease to - grant. The actual gran m required local matcl	(3,826.00) (3,826.00) at award received. Recommendat the Accountability	(3,826.00) (3,826.00) (3,826.00) (3 is \$50,363, a ion to decrease ity State Court
de th	The FY 2022 ecrease of \$3 ee grant reve and balance.	334219 2 budget ii 3,826. The enue budg 334219	DUI  ncludes e  VTC grar et line by	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustme  Accountability State Court - VTC	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants	grant. The actual grant required local match	(3,826.00) (3,826.00) at award received the Accountability (3,826.00) (3,826.00)	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease ity State Court (3,826.00) (3,826.00)
de the fu	The FY 2022 recrease of \$3 re grant revend balance. 21420003	334219 2 budget ii 3,826. The enue budg 334219 2 budget ii	DUI  ncludes e  VTC grar et line by	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustme  Accountability State Court - VTC	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants	grant. The actual grant mrequired local match	(3,826.00) (3,826.00) at award received. Recommendat the Accountability (3,826.00) (3,826.00) nents. These reim	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
de the fu	The FY 2022 recrease of \$3 re grant revend balance. 21420003	334219 2 budget ii 3,826. The enue budg 334219 2 budget ii	DUI  ncludes e  VTC grar et line by	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustme  Accountability State Court - VTC	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants	grant. The actual grant mrequired local match	(3,826.00) (3,826.00) at award received. Recommendat the Accountability (3,826.00) (3,826.00) nents. These reim	(3,826.00) (3,826.00) (3,826.00) d is \$50,363, a ion to decrease ity State Court (3,826.00) (3,826.00)
de the fun	The FY 2022 recrease of \$3 re grant revend balance. 21420003 The FY 2022 re associated	334219 2 budget ii 3,826. The nue budg 334219 2 budget ii I to the gr	DUI  ncludes e  VTC grar et line by  VTC	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustme  Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditure	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants	grant. The actual grant m required local match cure lines - decrease to tate direct reimbursem to Update (years 2020-	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) It award received the Accountability (3,826.00)	(3,826.00) (3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
de the full 4. are su	The FY 2022 ecrease of \$3 te grant revend balance. 21420003 The FY 2022 e associated shmitted for	2 budget in 3,826. The nue budg 334219 2 budget in to the gr reimburs	DUI  ncludes e  VTC grar et line by  VTC  ncludes g ant awarement ar	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustme  Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditure	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  indirect reimbursements and \$2,400 for st ares incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue	grant. The actual grant m required local match cure lines - decrease to tate direct reimbursem to Update (years 2020-	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) It award received the Accountability (3,826.00)	(3,826.00) (3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
de the full 4. are su	The FY 2022 ecrease of \$3 te grant revend balance. 21420003 The FY 2022 e associated shmitted for	334219 2 budget in 3,826. The enue budg 334219 2 budget in to the gr reimburs actual and	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Foundation of the \$3,826 difference, no adjustme  Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditue higher than the amounts in the but	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  indirect reimbursements and \$2,400 for st ares incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue	grant. The actual grant m required local match cure lines - decrease to tate direct reimbursem to Update (years 2020-	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) It award received the Accountability (3,826.00)	(3,826.00) (3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
de the full 4. are su	The FY 2022 ecrease of \$3 te grant revend balance. 21420003  The FY 2022 e associated bimitted for etween the a	2 budget in 3,826. The enue budge 334219 2 budget in to the gr reimburs actual and 331150	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Foundation of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of \$18,000 for federal ded to Fayette County for expenditure higher than the amounts in the busineounts - increase to General Fund	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu int required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ires incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.	grant. The actual grant m required local match cure lines - decrease to tate direct reimbursem to Update (years 2020-	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00)  The actuality grant by the dispersant by the dispersant by the dispersant control of the Accountability (3,826.00)	(3,826.00) (3,826.00) (3 is \$50,363, a ion to decrease ity State Court (3,826.00) (3,826.00) (3,826.00) (bursements (a) (a) (a)
de the full 4. are su	The FY 2022 ecrease of \$3 e grant revend balance. 21420003  The FY 2022 e associated builted for etween the a 10030003	2 budget in 3,826. The enue budge 334219 2 budget in to the gr reimburs actual and 331150	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Foundation of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of \$18,000 for federal and the Foundation of \$18,000 for federal ded to Fayette County for expenditure higher than the amounts in the burnounts - increase to General Fund General Fund	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu int required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements	grant. The actual grant m required local match cure lines - decrease to tate direct reimbursem to Update (years 2020-	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) (3,826.00) The actualis grant by the d	(3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
de the full 4. are su	The FY 2022 ecrease of \$3 e grant revend balance. 21420003  The FY 2022 e associated builted for etween the a 10030003	2 budget in 3,826. The enue budge 334219 2 budget in to the gr reimburs actual and 331150	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Foundation of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of \$18,000 for federal for a superior of \$18,000 for federal for the superior of \$18,000 fo	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu int required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements	grant. The actual granm required local matchure lines - decrease to	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) (3,826.00)  The actual sis grant by the displayments of the displayment of the dis	(3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. are su be	The FY 2022 re associated abmitted for etween the a 10030003	2 budget in 3,826. The enue budge 334219 2 budget in to the gr reimburs actual and 331150	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Foundation of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of the \$3,826 difference, no adjustment of \$18,000 for federal for a superior of \$18,000 for federal for the superior of \$18,000 fo	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu int required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements	grant. The actual granm required local matchure lines - decrease to	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00) (3,826.00)  The actual sis grant by the displayments of the displayment of the dis	(3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard sube	The FY 2022 re associated abmitted for etween the a 10030003 10030003	2 budget in 3,826. The enue budget 334219 2 budget in 4 to the gr reimburs actual and 331150 334210	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the Forthe \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of \$18,000 for federal of the Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditure this product of the product of	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements State Direct Reimbursements	grant. The actual granm required local matchure lines - decrease to	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality (3	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard su be	The FY 2022 regrant revend balance. 21420003  The FY 2022 re associated balance for etween the a 10030003  D17 SPLOST. The following the properties of the p	2 budget in 3,826. The nue budget in 3 to the gr reimburs actual and 331150 334210	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu int required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements	grant. The actual granm required local matchure lines - decrease to	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality (3	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard su be	The FY 2022 recrease of \$3 regrant revend balance. 21420003  The FY 2022 re associated britted for etween the a 10030003  D17 SPLOST The following intingency lie.	2 budget in 3,826. The enue budget in to the grant reimburs. actual and 331150 334210	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D  G810D	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustment of the state of t	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for st ures incurred for the Hazard Mitigation Pla dget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements State Direct Reimbursements	grant. The actual granm required local matchure lines - decrease to	(3,826.00) (3,826.00)  It award received the Accountability (3,826.00) (3,826.00) (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality grant by the deceived the Accountability (3,826.00)  The actuality (3	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard be	The FY 2022 regrant revend balance. 21420003  The FY 2022 re associated balance associated balance associated balance at 10030003  D17 SPLOST The following ontingency lie associated balance. 10030003	2 budget in 3,826. The enue budget in 3 to the grant reimburs actual and 331150 334210 ang project ine to cover 21SAA 382	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D  G810D  cs have be er the over	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for states incurred for the Hazard Mitigation Pladget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements  State Direct Reimbursements  a budget overage. Recommend to transfer	grant. The actual granm required local matchines - decrease to the decrease to	(3,826.00) (3,826.00)  at award received. Recommendat the Accountability (3,826.00) (3,826.00) (3,826.00) nents. These reim (2025). The actualis grant by the december of the foliation of the fo	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard be	The FY 2022 regrant revend balance. 21420003  The FY 2022 regrant revend balance. 21420003  The FY 2022 regrant revended in the second second revended for retween the second regrant revended in the second regrant representation of the second regrant regr	2 budget in 3,826. The enue budget in to the grant reimburs actual and 331150 334210 ang project ine to cove 21SAA 382 579000	DUI  DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D  G810D  cs have be er the over	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustme  Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditue higher than the amounts in the bustones in the bustones of the state of the stat	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for states incurred for the Hazard Mitigation Pladget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements State Direct Reimbursements  a budget overage. Recommend to transfer	grant. The actual granm required local match cure lines - decrease to tate direct reimbursem In Update (years 2020-e lines associated to the crease to the c	(3,826.00) (3,826.00)  at award received. Recommendat the Accountability (3,826.00) (3,826.00) (3,826.00) nents. These reim (2025). The actualis grant by the december of the foliation of the fo	(3,826.00) (3,826.00) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard su be	The FY 2022 regrant revend balance. 21420003  The FY 2022 re associated balance associated balance associated balance at 10030003  D17 SPLOST The following ontingency lie associated balance. 10030003	2 budget in 3,826. The enue budget in to the grant reimburs actual and 331150 334210 ang project ine to cove 21SAA 382 579000	DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D  G810D  cs have be er the over	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FV the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of the \$3,826 difference, no adjustment of the state of	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for states incurred for the Hazard Mitigation Pladget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements  State Direct Reimbursements  a budget overage. Recommend to transfer	grant. The actual granm required local matchines - decrease to the decrease to	(3,826.00) (3,826.00)  at award received. Recommendat the Accountability (3,826.00) (3,826.00) (3,826.00) nents. These reim (2025). The actualis grant by the december of the foliation of the fo	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3
4. ard su be	The FY 2022 regrant revend balance. 21420003  The FY 2022 regrant revend balance. 21420003  The FY 2022 regrant revended in the second second revended for retween the second regrant revended in the second regrant representation of the second regrant regr	2 budget in 3,826. The enue budget in to the grant reimburs actual and 331150 334210 ang project ine to cove 21SAA 382 579000	DUI  DUI  ncludes e VTC grar et line by  VTC  ncludes g ant awar ement ar budget a G810D  G810D  cs have be er the over	Accountability State Court - DUI  stimated revenue in the amount of at related expenditure lines in the FY the \$3,826 difference, no adjustme  Accountability State Court - VTC  rant revenue of \$18,000 for federal ded to Fayette County for expenditue higher than the amounts in the bustones in the bustones of the state of the stat	Grants  \$54,189 for the Veterans Treatment Court 7 2022 budget already include the minimu nt required for the grant related expendit  Grants  Grants  indirect reimbursements and \$2,400 for states incurred for the Hazard Mitigation Pladget. Recommend to increase the revenue balance.  Federal Indirect Reimbursements State Direct Reimbursements  a budget overage. Recommend to transfer	grant. The actual granm required local match cure lines - decrease to tate direct reimbursem In Update (years 2020-e lines associated to the crease to the c	(3,826.00) (3,826.00)  at award received. Recommendat the Accountability (3,826.00) (3,826.00) (3,826.00) nents. These reim (2025). The actualis grant by the december of the foliation of the fo	(3,826.00) (3,826.00) (3) (3,826.00) (3) (3) (3) (3) (3) (3) (3) (3) (3) (3

			DECORARATAINED SAID VESS	FAYETTE COUNTY, GEORGIA	V 2022 DUDGET		
				BUDGET ADJUSTMENTS TO THE ORIGINAL F	A SOSS RODGEL		
			FOR	FISCAL YEAR ENDED JUNE 30, 2022			
					Francis distring	Daviania	
000	001	D	DEDARTMENT / FUND	A COOLINIT DESCRIPTION	Expenditure	<u>Revenue</u>	Fund Balanc
<u>ORG</u>	<u>OBJ</u>	<u>Proj</u>	DEPARTMENT / FUND	ACCOUNT DESCRIPTION	Increase (Dec)	Increase (Dec)	Increase (De
2. Project 2					(10 = 00 11)		10.500
32240599			Stormwater Contingency	Contingency	(10,593.44)		10,593.4
32240320	541210	21SAC	Stormwater	Other Improvements	10,593.44	-	(10,593.4
					-	-	
3. Project 2	15AD 11E	Eirothar	rn Lano				
			Stormwater Contingency	Contingency	(2,159.15)		2,159.1
32240320			Stormwater		2,159.15		
32240320	541210	213AD	Stormwater	Other Improvements	2,159.15	_	(2,159.1
						_	
4. Project 2	1SAP 110	Muse Ro	nad				
			Stormwater Contingency	Contingency	(1,119.82)		1,119.8
32240320		21SAP	Stormwater	Other Improvements	1.119.82	_	(1,119.
522 10020	3 1223	220711		ounce improvements	-	_	(1)1131
he followii	ng project	s have be	een completed. These projects ha	ve residual funds. Recommend to transfer residual	dual funds to the res	pective 2017 SP	LOST
ntingency li			-			•	
5. Project 2							
			Stormwater	Other Improvements	(1,295.00)		1,295.
		-	Stormwater Contingency	Contingency	1,295.00	-	(1,295
			, , , , , , , , , , , , , , , , , , ,	- '	-	-	
6. Project 1	9TAB Ant	ioch Roa	d Resurfacing - the project includ	ed the installation of the asphalt portion of the	proposed round-a-l	bout to be const	ructed at
Antioch @	Goza, but	it was u	ecided to not construct the round	l-a-bout.			
Antioch @ 32240220			ecided to not construct the round Transportation	I-a-bout. Other Improvements	(82,058.61)		82,058.0
	541210		Transportation		(82,058.61) 82,058.61	-	82,058.6 (82,058.6
32240220	541210	19TAB	Transportation	Other Improvements		-	
32240220	541210	19TAB	Transportation	Other Improvements		-	
32240220	541210 579000	19TAB TRANS	Transportation	Other Improvements		-	
32240220 32240599 PITAL/CIP P	541210 579000 PROJECTS:	19TAB TRANS	Transportation Transportation Contingency	Other Improvements	82,058.61	-	(82,058.
32240220 32240599 PITAL/CIP P	541210 579000 PROJECTS:	19TAB TRANS	Transportation Transportation Contingency	Other Improvements Contingency	82,058.61	-	(82,058.
32240220 32240599 PITAL/CIP P	541210 579000 PROJECTS: ng project	19TAB TRANS	Transportation Transportation Contingency een completed. These projects hase the project.	Other Improvements Contingency	82,058.61	-	(82,058.
32240220 32240599 PITAL/CIP P The following	541210 579000 PROJECTS: ng project nortage ai	19TAB TRANS	Transportation Transportation Contingency een completed. These projects hase the project.	Other Improvements Contingency	82,058.61	-	(82,058.
32240220 32240599 PITAL/CIP P The following cover the sl 1. 221AF Co	541210 579000 PROJECTS: ng project nortage ai plor Copie 579000	19TAB TRANS  s have been d to closer/Printer	Transportation Transportation Contingency  een completed. These projects hase the project.	Other Improvements Contingency  ive a budget overage. Recommend to transfer f	82,058.61 - unds from the respe	-	(82,058.
32240220 32240599 PITAL/CIP P The following over the sl 1. 221AF Co 37510599	541210 579000 PROJECTS: ng project nortage ai plor Copie 579000	19TAB TRANS  s have been d to closer/Printer	Transportation Transportation Contingency  een completed. These projects hase the project.  r  GF Projects Contingency	Other Improvements Contingency  Ive a budget overage. Recommend to transfer for the contingency	82,058.61 - unds from the respe	-	(82,058.
32240220 32240599 PITAL/CIP P The following over the sl 1. 221AF Co 37510599	541210 579000 PROJECTS: ng project nortage ai plor Copie 579000	19TAB TRANS  s have been d to closer/Printer	Transportation Transportation Contingency  een completed. These projects hase the project.  r  GF Projects Contingency	Other Improvements Contingency  Ive a budget overage. Recommend to transfer for the contingency	82,058.61 - unds from the respe	-	(82,058.
32240220 32240599 PITAL/CIP P The following over the sl 1. 221AF Co 37510599 37210517	541210 579000 PROJECTS: ng project nortage ai olor Copie 579000 542530	19TAB TRANS as have bend to closer/Printer	Transportation Transportation Contingency  een completed. These projects have the project.  GF Projects Contingency Purchasing Projects	Other Improvements Contingency  Ive a budget overage. Recommend to transfer for the contingency	82,058.61 - unds from the respe (0.38) 0.38	ective Projects Co	(82,058 ontingency lin
32240220 32240599 PITAL/CIP P he followin over the sl 1. 221AF Co 37510599 37210517	541210 579000 PROJECTS: ng project nortage ai olor Copie 579000 542530	19TAB TRANS as have bend to closer/Printer	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects	Other Improvements Contingency  Ive a budget overage. Recommend to transfer for the contingency	82,058.61 - unds from the respe	ective Projects Co	(82,058 ontingency lin 0. (0.
32240220 32240599 PITAL/CIP Pithe following over the sl 1. 221AF Co 37510599 37210517	541210 579000 PROJECTS: ing project nortage ai blor Copie 579000 542530 blding/Sea 579000	19TAB TRANS as have being to closer/Printer 221AF	Transportation Transportation Contingency  een completed. These projects have the project.  GF Projects Contingency Purchasing Projects	Other Improvements Contingency  Ive a budget overage. Recommend to transfer for the contingency Business/Communication Machines	82,058.61 - unds from the respe (0.38) 0.38	ective Projects Co	(82,058. contingency lin 0. (0.
32240220 32240599 PITAL/CIP P he followin over the sl 1. 221AF Co 37510599 37210517	541210 579000 PROJECTS: ing project nortage ai blor Copie 579000 542530 blding/Sea 579000	19TAB TRANS as have being to closer/Printer 221AF	Transportation Transportation Contingency  een completed. These projects have the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency	Other Improvements Contingency  Inve a budget overage. Recommend to transfer for the contingency Business/Communication Machines  Contingency Contingency	82,058.61 - unds from the respe (0.38) 0.38 - (425.00)	ective Projects Co	(82,058 ontingency lin 0 (0 425 (425
32240220 32240599 ITAL/CIP P he followin over the sl 1. 221AF Co 37510599 37210517	579000 579000 FROJECTS: Ing project nortage and plor Copies 579000 542530 579000 542392	19TAB TRANS  s have bend to closer/Printer  221AF  221AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects	Other Improvements Contingency  Inve a budget overage. Recommend to transfer for the contingency Business/Communication Machines  Contingency Contingency	82,058.61 - unds from the respe (0.38) 0.38 - (425.00)		(82,058 ontingency lii 0 (0 425 (425
32240220 32240599 PITAL/CIP P The following over the sl 1. 221AF Co 37510599 37210517 2. 221AE Fo 37510599 37210510	541210 579000 PROJECTS: ng project nortage and plor Copie 579000 542530 579000 542392 nance Offi	19TAB TRANS  s have bend to closer/Printer  221AF  221AE	Transportation Transportation Contingency  een completed. These projects hase the project.  r  GF Projects Contingency Purchasing Projects  chine  GF Projects Contingency Finance Projects	Other Improvements Contingency  Inve a budget overage. Recommend to transfer for the contingency Business/Communication Machines  Contingency Contingency	82,058.61 - unds from the respe (0.38) 0.38 - (425.00)		(82,058 ontingency lii 0 (0 425 (425
32240220 32240599 PITAL/CIP Pithe following over the sl 1. 221AF Co 37510599 37210517 2. 221AE Fo 37510599 37210510	541210 579000 PROJECTS: Ing project nortage and plor Copie 579000 542530 542530 542392 nance Off 579000	19TAB TRANS  Is have been door to close the company of the company	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects	Other Improvements Contingency  Inve a budget overage. Recommend to transfer for the contingency Business/Communication Machines  Contingency Contingency	82,058.61 - unds from the respe (0.38) 0.38 - (425.00)		(82,058 ontingency li 0 (0 425 (425
32240220 32240599 PITAL/CIP Pithe following over the sl 1. 221AF Co 37510599 37210517 2. 221AE Fo 37510599 37210510	541210 579000 PROJECTS: Ing project nortage and plor Copie 579000 542530 542530 542392 nance Off 579000	19TAB TRANS  s have be nd to clos r/Printer  221AF  221AE	Transportation Transportation Contingency  een completed. These projects hase the project.  r  GF Projects Contingency Purchasing Projects  chine  GF Projects Contingency Finance Projects	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer f  Contingency  Business/Communication Machines  Contingency  Office Equipment	82,058.61 - unds from the respe (0.38) 0.38 - (425.00) 425.00		(82,058 contingency lin 0. (0. 425. (425. 3,813.
32240220 32240599 PITAL/CIP Pithe following over the sl 1. 221AF Co 37510599 37210517 2. 221AE Fo 37510599 37210510	541210 579000 PROJECTS: Ing project nortage and plor Copie 579000 542530 542530 542392 nance Off 579000	19TAB TRANS  s have be nd to clos r/Printer  221AF  221AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer f  Contingency  Business/Communication Machines  Contingency  Office Equipment  Contingency  Office Equipment	(0.38) 0.38 0.38 0.38 - (425.00) 425.00 - (3,813.88)		(82,058 contingency line)  0 (0 425 (425 3,813 (3,813)
32240220 32240599 PITAL/CIP P he following over the sl L. 221AF Co 37510599 37210517 2. 221AE Fo 37510599 37210510	541210 579000 PROJECTS: Ing project nortage and plor Copie 579000 542530 542530 542392 nance Off 579000	19TAB TRANS  s have be nd to clos r/Printer  221AF  221AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer f  Contingency  Business/Communication Machines  Contingency  Office Equipment  Contingency  Office Equipment	(0.38) 0.38 0.38 0.38 - (425.00) 425.00		(82,058 ontingency lin 0 (0 425 (425 3,813 (3,813
32240220 32240599 PITAL/CIP Pihe followin over the sl 1. 221AF Co 37510599 37210510 2. 221AE Fo 37510599 37210510 3. 211AE Fi 37510599 37210510	541210 579000 FROJECTS: Ing project nortage and polor Copies 579000 542530 542530 542392 nance Off 579000 5471210 oshiba E-S	19TAB TRANS  s have bend to closer/Printer  221AF  221AE  iice Reno	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer f  Contingency  Business/Communication Machines  Contingency  Office Equipment  Contingency  Office Equipment	(0.38) 0.38 0.38 0.38 - (425.00) 425.00		(82,058 ontingency lin 0 (0 425 (425 3,813 (3,813
32240220 32240599 TTAL/CIP P he followin over the sl 1. 221AF Co 37510599 37210510 37510599 37210510 37510599 37210510	541210 579000 FROJECTS: Ing project nortage and polor Copies 579000 542530 542530 542392 Inance Offit 579000 5471210 Incomplete and polor Copies 579000 5471210 Incomplete and polor Copies 579000 5471210	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) 0.38 0.38 0.38 - (425.00) 425.00		(82,058 ontingency line)  0 (0 425 (425 3,813 (3,813
32240220 32240599 TTAL/CIP P he followin over the sl 1. 221AF Co 37510599 37210510 37510599 37210510 37510599 37210510	541210 579000 FROJECTS: Ing project nortage and polor Copies 579000 542530 542530 542392 Inance Offit 579000 5471210 Incomplete and polor Copies 579000 5471210 Incomplete and polor Copies 579000 5471210	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) (0.38) (0.38) (3.813.88) (3,813.88) (3,813.88) (3,813.88)		(82,058 ontingency li
32240220 32240599 PITAL/CIP Pihe followin over the sl 1. 221AF Co 37510599 37210510 37510599 37210510 37510599 37210510	541210 579000 FROJECTS: Ing project nortage and polor Copies 579000 542530 542530 542392 Inance Offit 579000 5471210 Incomplete and polor Copies 579000 5471210 Incomplete and polor Copies 579000 5471210	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) (0.38) (0.38) (0.38) (425.00) (425.00) (425.00) (5.00) (6.00) (7.00) (8.13.88) (8.13.88) (9.10) (1.0		(82,058 ontingency line)  0 (0 425 (425 3,813 (3,813
32240220 32240599 PITAL/CIP Pihe followin over the sl 1. 221AF Co 37510599 37210510 37510599 37210510 37510599 37210510	541210 579000 FROJECTS: Ing project nortage and polor Copies 579000 542530 542530 542392 Inance Offit 579000 5471210 Incomplete and polor Copies 579000 5471210 Incomplete and polor Copies 579000 5471210	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) (0.38) (0.38) (0.38) (425.00) (425.00) (425.00) (5.00) (6.00) (7.00) (8.13.88) (8.13.88) (9.10) (1.0		(82,058 contingency line)  0 (0 425 (425 3,813 (3,813
32240220 32240599 PITAL/CIP P The followin over the sl 1. 221AF Co 37510599 37210510 3. 211AE Fo 37510599 37210510 4. 222AC To 37510599 37220230	541210 579000 579000 579000 579000 542530 579000 542392 579000 5471210 579000 542530 542530 542530	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) (0.38) (0.38) (0.38) (425.00) (425.00) (425.00) (5.00) (6.00) (7.00) (8.13.88) (8.13.88) (9.10) (1.0		(82,058 contingency lin 0 (0 425 (425 (425 3,813 (3,813
32240220 32240599 PITAL/CIP P The followin cover the sl 1. 221AF Cc 37510599 37210510 3. 211AE Fi 37510599 37210510 4. 222AC Tc 37510599 37220230	541210 579000 579000 579000 579000 542530 579000 542392 579000 5471210 579000 542530 542530 542530	19TAB TRANS s have bend to closer/Printer 221AF 221AE 221AE 211AE	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.38) (0.38) (0.38) (0.38) (425.00) (425.00) (425.00) (5.00) (6.00) (7.00) (8.13.88) (8.13.88) (9.10) (1.0		(82,058. 
32240220 32240599 PITAL/CIP P The followin cover the sl 1. 221AF Co 37510599 37210510 3. 211AE Fo 37510599 37210510 4. 222AC To 37510599	541210 579000 579000 579000 579000 542530 579000 542392 579000 5471210 579000 542530 579000 542530	19TAB TRANS	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency Solicitor Projects  GF Projects Contingency	Other Improvements Contingency  Inve a budget overage. Recommend to transfer for the series of the s	(0.38) (0.38) (0.38) (0.38) (0.38) (0.38) (0.25) (0.22) (0.22)		(82,058.
32240220 32240599 PITAL/CIP P The followin cover the sl 1. 221AF Cc 37510599 37210510 3. 211AE Fc 37510599 37210510 4. 222AC Tc 37510599 37220230 5. 227AA Cc 37510599	541210 579000 579000 579000 579000 542530 579000 542392 579000 5471210 579000 542530 5471210 579000 542530	19TAB TRANS	Transportation Transportation Contingency  een completed. These projects hase the project.  GF Projects Contingency Purchasing Projects  chine GF Projects Contingency Finance Projects  vation GF Projects Contingency Finance Projects  pier GF Projects Contingency Solicitor Projects  GF Projects Contingency	Other Improvements  Contingency  Inve a budget overage. Recommend to transfer for the second	(0.22) (0.24)		(82,058 ontingency line)  0 (0 425 (425) 3,813 (3,813) 0 (0

				EAVETTE COLINITY GEODGIA		nge 165 of 348
			DECOMMENDED MID VEAD	FAYETTE COUNTY, GEORGIA BUDGET ADJUSTMENTS TO THE ORIGINA	N EV 2022 BUIDGET	
				FISCAL YEAR ENDED JUNE 30, 2022	AL FT 2022 BUDGET	
			FOR	FISCAL TEAR ENDED JONE 30, 2022		
			T		- II	<b>D</b>
			_		Expenditure	Revenue Fund Balar
<u>ORG</u>	<u>OBJ</u>	<u>Proj</u>	DEPARTMENT / FUND	ACCOUNT DESCRIPTION	Increase (Dec) Inc	crease (Dec) Increase (D
			-	ve residual funds. Recommend to transfer t	he residual funds to the res	spective Projects
ntingency l	ine and to	close the	projects.			
6. 223AA J	ustice Cen		ity and Locks			
37230310	541210	223AA	Sheriff's Projects	Other Improvements	(1,100.00)	1,100
37510599	579000		GF Projects Contingency	Contingency	1,100.00	(1,100
					-	-
7. 222AB C	Cublicle Imp	proveme	nts			
37220450	542391	222AB	Probate Ct Projects	Furniture/Fixtures	(0.82)	0
37510599	579000		GF Projects Contingency	Contingency	0.82	(0
					-	
8. 196AD F	Park Securi	ty Came	ras			
37560110	542167	196AD	Recreation Projects	Surveillance	(863.49)	863
37510599	579000		PARKS Contingency	Contingency	863.49	(863
			Ŭ,		-	
The Pecres	tion Donar	tmont ic	submitting an agenda request to	sweep remaining funds in the following pro	piacts and to transfer these	funds to project 216AE
			transfer of funds is approved, re		yeers and to transfer these	runus to project 210AL
			ntrance Sign Replacement	remaining funds before transfer= \$69	0.002.01	
			k - Parking Lot Addition		•	
		OUKS Pai				
		intina Da	<del>_</del>	remaining funds before transfer= \$28		
12			rk Building and Structures	remaining funds before transfer= \$25	5,931.77	
12.			<del>_</del>		5,931.77	
	186AH M	cCurry Pa	rk Building and Structures ark Drainage Improvements	remaining funds before transfer= \$25 remaining funds before transfer= \$4,	5,931.77 ,940.86	
The followi	186AH M	cCurry Pa	rk Building and Structures ark Drainage Improvements een completed. These projects ha	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re	5,931.77 ,940.86	ects.
The followi	186AH Ming project	cCurry Pa s have be ges-Pern	rk Building and Structures ark Drainage Improvements een completed. These projects ha nit Technician Dashboard	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000	5,931.77 ,940.86	ects.
The followi 13. 14.	186AH Ming project 217AA Sa 223AC Ke	cCurry Pa s have bo ges-Pern ystone B	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range	remaining funds before transfer= \$25 remaining funds before transfer= \$4, ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484	5,931.77 ,940.86	iects.
The followi 13. 14. 15.	ing project 217AA Sa 223AC Ke 223AD St	s have be ges-Pern ystone B ainless S	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range teel Shower Stalls	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214	5,931.77 ,940.86	ects.
The followi 13. 14. 15.	ing project 217AA Sa 223AC Ke 223AD St	s have be ges-Pern ystone B ainless S	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range	remaining funds before transfer= \$25 remaining funds before transfer= \$4, ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484	5,931.77 ,940.86	ects.
The followi 13. 14. 15.	186AH M ing project 217AA Sa 223AC Ke 223AD Sta 213AR Co	s have be ges-Pern ystone B ainless S	rk Building and Structures ark Drainage Improvements een completed. These projects han it Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037	5,931.77 .940.86 ecommend to close the proj	
The followi 13. 14. 15.	186AH M ing project 217AA Sa 223AC Ke 223AD Sta 213AR Co	s have be ges-Pern ystone B ainless S	rk Building and Structures ark Drainage Improvements een completed. These projects han it Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214	5,931.77 .940.86 ecommend to close the proj	
The following 13. 14. 15. 16.	ing project 217AA Sa 223AC Ke 223AD St: 213AR Co	s have be ges-Pern ystone B ainless So urthouse	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects wil	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037	5,931.77 940.86 commend to close the proj	onding department's M&
The followinsfer funds	186AH M ing project 217AA Sa 223AC Ke 223AD Sta 213AR Co ing projects s from Proj	s have be ges-Pern ystone B ainless Si urthouse s have be jects Con	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects wil	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037	5,931.77 940.86 commend to close the proj	onding department's M&
The followinsfer funds	186AH M ing project 217AA Sa 223AC Ke 223AD Sta 213AR Co ing projects is from Proj Fleet Stor	s have be ges-Pern ystone B ainless Si urthouse s have be jects Con age Tank	rk Building and Structures ark Drainage Improvements een completed. These projects han nit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects wil tingency to cover any budget sho	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037	5,931.77 940.86 commend to close the proj	onding department's M&
The followinsfer funds	ng projects 213AR Co 213AR Co ng projects from Proj Fleet Store 541210	s have be ges-Pern ystone B ainless Si urthouse s have be jects Con age Tank	rk Building and Structures ark Drainage Improvements een completed. These projects had not Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects will tingency to cover any budget shot Emergency Repairs	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Projection	xpenditures to the correspondency, and close	onding department's M& the projects.
The following 13. 14. 15. 16. The following funds 17. 224AH 37240900	186AH Ming project 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects s from Proj Fleet Stora 541210 579000	s have be ges-Pern ystone B ainless Si urthouse s have be ects Con age Tank 224AH	rk Building and Structures ark Drainage Improvements een completed. These projects hannit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects will tingency to cover any budget shot Emergency Repairs Fleet Maintenance Projects	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements	xpenditures to the correspondence Contingency, and close	onding department's M& the projects.
The following 13. 14. 15. 16. The following funds 17. 224AH 37240900 37510599	186AH Ming project 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects s from Proj Fleet Stora 541210 579000 541210	s have be ges-Pern ystone B ainless Si urthouse s have be ects Con age Tank 224AH	rk Building and Structures ark Drainage Improvements een completed. These projects hannit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects will tingency to cover any budget shot Emergency Repairs Fleet Maintenance Projects GF Projects Contingency	remaining funds before transfer= \$25 remaining funds before transfer= \$4, we no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje Other Improvements Contingency	xpenditures to the correspondence Contingency, and close (0.40)	onding department's M& the projects.
The following 13. 14. 15. 16. 16. 17. 224AH 37240900 37510599 37240900	186AH Ming project 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects s from Proj Fleet Stora 541210 579000 541210	s have be ges-Pern ystone B ainless Si urthouse s have be ects Con age Tank 224AH	rk Building and Structures ark Drainage Improvements een completed. These projects hannit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects will tingency to cover any budget shot Emergency Repairs Fleet Maintenance Projects GF Projects Contingency Fleet Maintenance Projects	remaining funds before transfer= \$2: remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60)	onding department's M& the projects.  0 (0 19,992
The following 13. 14. 15. 16. 16. 17. 224AH 37240900 37510599 37240900	186AH Ming project 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects s from Proj Fleet Stora 541210 579000 541210	s have be ges-Pern ystone B ainless Si urthouse s have be ects Con age Tank 224AH	rk Building and Structures ark Drainage Improvements een completed. These projects hannit Technician Dashboard lock Wall Firing Range teel Shower Stalls e Toilet Replacement een completed. These projects will tingency to cover any budget shot Emergency Repairs Fleet Maintenance Projects GF Projects Contingency Fleet Maintenance Projects	remaining funds before transfer= \$2: remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60)	onding department's M& the projects.  0 (0 19,992 (19,992
The following 13. 14. 15. 16. 16. 17. 224AH 37240900 37510599 37240900 10040900	186AH Ming projects 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects 5 from Proj Fleet Stora 541210 579000 541210	s have be ges-Pern ystone B ainless Sourthouse is have be eects Con age Tank 224AH	rk Building and Structures ark Drainage Improvements  een completed. These projects have the projects will be the projects will be the projects will be the projects will be the projects have the projects will be the projects have the projects hav	remaining funds before transfer= \$2: remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60)	onding department's M& the projects.  0 (0 19,992 (19,992
The following 13. 14. 15. 16. 16. 17. 224AH 37240900 37510599 37240900 10040900 18. 186AE	ing projects 217AA Sa 223AC Ke 223AD Sta 213AR Co ing projects from Proj 541210 579000 541210 541210 McCurry P	s have begges-Pernystone Bainless Surthouses have begges Tank 224AH	rk Building and Structures ark Drainage Improvements  een completed. These projects have the projects will be the projects will be the projects will be the projects have the	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60) (19,992.60) (19,992.60)	onding department's M& the projects.  0 (0 19,992 (19,992
The following series of the fo	186AH Ming projects 217AA Sa 223AC Ke 223AD Sta 213AR Co ng projects 5 from Proj 541210 541210 McCurry P	s have beges-Pern ystone B ainless S urthouse s have begets Con age Tank 224AH 224AH arking Le 186AE	rk Building and Structures ark Drainage Improvements  een completed. These projects have the projects will be the projects will be the projects will be the projects have the	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements Other Improvements Other Improvements Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60) (19,992.60) (138.90)	onding department's M& the projects.  0 (0 19,992 (19,992
The following 13. 14. 15. 16. 16. 17. 224AH 37240900 37510599 37240900 10040900 18. 186AE 37260110 37510599	186AH Ming project: 217AA Sa 223AC Ke 223AD St: 213AR Co ng projects 5 from Proj Fleet Stor: 541210 579000 541210 McCurry P 541210 579000	s have beges-Pernystone Bainless Sturthouses shave betects Conage Tank 224AH 224AH	rk Building and Structures ark Drainage Improvements  een completed. These projects have the projects will be the projects wil	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements Other Improvements Other Improvements Other Improvements Other Improvements Contingency Other Improvements Other Improvements Contingency	5,931.77  940.86  Expenditures to the correspondence Contingency, and close  (0.40) (19,992.60) 19,992.60	onding department's M& the projects.  0 (0 19,992 (19,992 - 138 (138
The following series of the fo	186AH Ming project: 217AA Sa 223AC Ke 223AD St: 213AR Co ng projects 5 from Proj 541210 579000 541210 579000 541210 579000 541210 579000 541210	s have beges-Pern ystone B ainless S urthouse s have begets Con age Tank 224AH 224AH arking Le 186AE	rk Building and Structures ark Drainage Improvements  een completed. These projects have the projects will be the projects will be the projects will be the projects have the	remaining funds before transfer= \$25 remaining funds before transfer= \$4,  ve no budget shortage or residual funds. Re approved funding = \$48,000 approved funding = \$17,484 approved funding = \$65,214 approved funding = \$46,037  I not be capitalized. Recommend to move extage, transfer any remaining funds to Proje  Other Improvements Contingency Other Improvements Other Improvements Other Improvements Other Improvements	xpenditures to the correspondence Contingency, and close (0.40) (19,992.60) (19,992.60) (138.90)	onding department's M& the projects.  0 (0 19,992 (19,992

				FAYETTE COUNTY, GEORGIA		Page 166 01 32	
			RECOMMENDED MID-YEAR	BUDGET ADJUSTMENTS TO THE ORIGINAL F	Y 2022 BUDGET		
				FISCAL YEAR ENDED JUNE 30, 2022			
					Expenditure	Revenue	Fund Balance
ORG	OBJ	Proi	DEPARTMENT / FUND	ACCOUNT DESCRIPTION	Increase (Dec)	Increase (Dec)	Increase (Dec)
19. 222AA	Copier						
37510599	_		GF Projects Contingency	Contingency	(528.04)		528.04
37220400	542530	222AA		Business/Communication Machines	528.04		(528.04)
37220400	542530	222AA	Magistrate Ct Projects	Business/Communication Machines	(4,959.04)		4,959.04
10020400	542530		Magistrate Ct	Business/Communication Machines	4,959.04		(4,959.04)
					-	-	-
F. The followin	ng project	s have no	ot been completed. Both projects	have an encumbrance that brings them over bu	dget. Recommend	to transfer funds	from the
respective Pro	jects Con	tingency	to cover the budget shortage.				
20. 221AC I	Fayette Co	ounty Bu	ilding Roof Analysis				
37510599			GF Projects Contingency	Contingency	(300.00)		300.00
37210565	541210	221AC	Building Grounds Projects	Other Improvements	300.00		(300.00)
					-	-	-
24 2222	. /	\					
21. 223AE A				Continuo	(005.00)		265.62
37510599		911	911 Projects Contingency	Contingency	(865.00)		865.00
	541210	223AE	911 Projects	Other Improvements	865.00		(865.00)
37230800						-	-
37230800					-		
GENERAL FUN  1. On 7/8/21, 1  Contractor cos	the BOC a	, Fayette	County and reimbursed by the To	t between the Town of Brooks and Fayette Cou own of Brooks in FY 2022 amount to \$67,237. Re			
GENERAL FUN  1. On 7/8/21, 1  Contractor cos	the BOC a sts paid by ursed by	, Fayette		own of Brooks in FY 2022 amount to \$67,237. R		ase the revenue	budget by the
GENERAL FUN  1. On 7/8/21,  Contractor cos	the BOC a sts paid by ursed by	, Fayette	County and reimbursed by the Ton of Brooks - increase to General F	own of Brooks in FY 2022 amount to \$67,237. R Fund balance.			
GENERAL FUN  1. On 7/8/21,  Contractor cos	the BOC a sts paid by ursed by	, Fayette	County and reimbursed by the Ton of Brooks - increase to General F	own of Brooks in FY 2022 amount to \$67,237. R Fund balance.	ecommend to increa	67,237.00	67,237.00
GENERAL FUN  1. On 7/8/21,  Contractor cos  amount reimb  10040004  2. The County	the BOC a sts paid by ursed by 337040 Extension	y Fayette the Town	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	ecommend to increa	67,237.00 67,237.00 tte County. The C	67,237.00 67,237.00 County
GENERAL FUN  1. On 7/8/21,  Contractor cos  amount reimb  10040004  2. The County  Extension office	the BOC a sts paid by ursed by 337040 Extension	y Fayette the Town office's ted a 3%	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employees	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer	67,237.00 67,237.00 tte County. The Coget. This increase	67,237.00 67,237.00 County e, effective
GENERAL FUN  1. On 7/8/21, 1  Contractor cost amount reimb 10040004  2. The County Extension office 19/1/21, is estimated to 1004000.	the BOC a sts paid by ursed by 337040 Extension ce request mated at	y Fayette the Town office's ted a 3% \$2,896 fo	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months)	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer	67,237.00 67,237.00 tte County. The Coget. This increase	67,237.00 67,237.00 County e, effective
GENERAL FUN  1. On 7/8/21, 1  Contractor cost amount reimb  10040004  2. The County Extension office 19/1/21, is estimated to Gerease to Gereas	the BOC a sts paid by ursed by 337040 Extension ce request mated at a eneral Fur	y Fayette the Town office's ted a 3% \$2,896 fo	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months) ce.	own of Brooks in FY 2022 amount to \$67,237. Refund balance.  Roads/Brooks  ne contract of services between the University of the contract of th	of Georgia and Fayer in the FY 2022 budgire line for the contr	67,237.00 67,237.00 tte County. The Coget. This increase	67,237.00 67,237.00 County c, effective ated amount -
GENERAL FUN  1. On 7/8/21, 1  Contractor cost amount reimb 10040004  2. The County Extension office 19/1/21, is estimated to 1004000.	the BOC a sts paid by ursed by 337040 Extension ce request mated at a eneral Fur	y Fayette the Town office's ted a 3% \$2,896 fo	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months)	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budg ire line for the contr	67,237.00 67,237.00 tte County. The Cet. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount -
GENERAL FUN  1. On 7/8/21, 1  Contractor cost amount reimb  10040004  2. The County Extension office 19/1/21, is estimated to Gerease to Gereas	the BOC a sts paid by ursed by 337040 Extension ce request mated at a eneral Fur	y Fayette the Town office's ted a 3% \$2,896 fo	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months) ce.	own of Brooks in FY 2022 amount to \$67,237. Refund balance.  Roads/Brooks  ne contract of services between the University of the contract of th	of Georgia and Fayer in the FY 2022 budgire line for the contr	67,237.00 67,237.00 tte County. The Coget. This increase	67,237.00 67,237.00 County c, effective ated amount -
GENERAL FUN  1. On 7/8/21, 1  Contractor cos amount reimb  10040004  2. The County Extension offic 19/1/21, is estimated becrease to Ge 10070130	Extension ce request mated at 2 eneral Fur 521316	y Fayette the Town office's ted a 3% \$2,896 fo	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months) ce.	own of Brooks in FY 2022 amount to \$67,237. Refund balance.  Roads/Brooks  ne contract of services between the University of the contract of th	of Georgia and Fayer in the FY 2022 budg ire line for the contr	67,237.00 67,237.00 tte County. The Cet. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount -
GENERAL FUN  1. On 7/8/21, 1  Contractor cos amount reimb  10040004  2. The County Extension offic 9/1/21, is estimated decrease to General 10070130  WATER SYSTEM  WATER SYSTEM	Extension ce request mated at a eneral Fur 521316	y Fayette the Town n office's ted a 3% \$2,896 fo nd balance	County and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employed or the rest of FY 2022 (10 months) ce.  County Extension	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00	67,237.00 67,237.00 tte County. The Cet. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount - (2,896.00)
GENERAL FUN  1. On 7/8/21, 1  Contractor cos amount reimb  10040004  2. The County Extension office 9/1/21, is estimated decrease to Ge 10070130  WATER SYSTEI  1. On 9/23/21, 10 10 10 10 10 10 10 10 10 10 10 10 10	Extension ce request mated at a seneral Fur 521316	y Fayette the Town n office's ted a 3% \$2,896 fond balance approve	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employeer the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00 anctional support and	67,237.00 67,237.00 tte County. The Cet. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00)
GENERAL FUN  1. On 7/8/21, 1  Contractor cos amount reimb  10040004  2. The County Extension office 9/1/21, is estimated decrease to Ge 10070130  WATER SYSTE 1. On 9/23/21, Water System	Extension ce request mated at seneral Fur 521316	y Fayette the Town n office's ted a 3% \$2,896 fond baland approve	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18 total for FY 2022 is \$65,312. The Notes in the Section of the	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00 nctional support and	67,237.00 67,237.00 tte County. The Cat. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00) icenses for the
GENERAL FUN  1. On 7/8/21, Contractor cos amount reimb	Extension ce request mated at the seneral Fur 521316  M: the BOC The ames Recomm	y Fayette the Town n office's ted a 3% \$2,896 fond balance approve endment nendatio	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employee or the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18 total for FY 2022 is \$65,312. The Notes in the Section of the	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00 nctional support and	67,237.00 67,237.00 tte County. The Cat. This increase ract by the estim	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00) icenses for the
GENERAL FUN  1. On 7/8/21,  Contractor cos  amount reimb  10040004  2. The County  Extension offic  9/1/21, is estil  decrease to Ge  10070130  WATER SYSTEI  1. On 9/23/21,  Water System  Improvements  amendment's	Extension ce request mated at seneral Fur 521316  M: , the BOC . The ame so Recomn additiona	y Fayette the Town n office's ted a 3% \$2,896 fond balance approve endment nendatio	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employed or the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18 total for FY 2022 is \$65,312. The Vonto transfer \$21,312 from the World Street	own of Brooks in FY 2022 amount to \$67,237. Refund balance.  Roads/Brooks  ne contract of services between the University of es that mirror the Merit Pay increase approved. Recommend to increase the budget expenditu  Technical Services  13-S: Sages Networks. The amendment adds fur Water System's FY 2022 budget already includes ater System Unrestricted Fund balance to projections.	recommend to increase of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00 cctional support and 5 \$44,000 in a CIP proct 22WSA Sages Proct 22WSA Sages Process of Sages Of Sages Process of Sages Pro	67,237.00 67,237.00 67,237.00 tte County. The Coget. This increase ract by the estiment of two-read only leads to two-reads to	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00) icenses for the crocess ents to cover the
GENERAL FUN  1. On 7/8/21, Contractor cos amount reimb	Extension ce request mated at seneral Fur 521316  M: , the BOC . The ame so. Recomn additiona	y Fayette the Town n office's ted a 3% \$2,896 fond balance approve endment nendatio I cost.	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employed or the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18 total for FY 2022 is \$65,312. The North to transfer \$21,312 from the Will Water System Fund	own of Brooks in FY 2022 amount to \$67,237. Refund balance.    Roads/Brooks	of Georgia and Fayer in the FY 2022 budg ire line for the control 2,896.00 2,896.00 2,896.00 ctional support and s \$44,000 in a CIP proct 22WSA Sages Proct	67,237.00 67,237.00 67,237.00 tte County. The Coget. This increase ract by the estiment of two-read only leads to two-reads to	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00) icenses for the crocess ents to cover the
GENERAL FUN  1. On 7/8/21,  Contractor cos  amount reimb  10040004  2. The County  Extension offic  9/1/21, is estil  decrease to Ge  10070130  WATER SYSTEI  1. On 9/23/21,  Water System  Improvements  amendment's	Extension ce request mated at seneral Fur 521316  M: , the BOC . The ame so Recomn additiona	y Fayette the Town office's ted a 3% \$2,896 fo nd balance approve endment nendatio I cost.	county and reimbursed by the Ton of Brooks - increase to General Fund  General Fund  personnel costs are included in the salary increase for their employed or the rest of FY 2022 (10 months) ce.  County Extension  d an amendment to Contract #18 total for FY 2022 is \$65,312. The North to transfer \$21,312 from the Will Water System Fund	own of Brooks in FY 2022 amount to \$67,237. Refund balance.  Roads/Brooks  ne contract of services between the University of es that mirror the Merit Pay increase approved. Recommend to increase the budget expenditus  Technical Services  13-S: Sages Networks. The amendment adds fur Water System's FY 2022 budget already includes ater System Unrestricted Fund balance to proje  Fund Balance Unrestricted	recommend to increase of Georgia and Fayer in the FY 2022 budgare line for the control 2,896.00 2,896.00 cctional support and 5 \$44,000 in a CIP proct 22WSA Sages Proct 22WSA Sages Process of Sages Of Sages Process of Sages Pro	67,237.00 67,237.00 tte County. The Coget. This increase ract by the estimed two-read only looject for Sages Pocess Improvement	67,237.00 67,237.00 County e, effective ated amount - (2,896.00) (2,896.00) icenses for the
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### **COUNTY AGENDA REQUEST**

Meeting Date:		Presenter(s):	Phil Mallon, Direc	tor
Mooting Dato.	Thursday, February 24, 2022	Type of Request:	Consent #11	
Wording for the Agenda:			,	
1	between CSX Transportation Inc, I Bridge replacement (GDOT PI 0015	Fayette County, and the Georgia De 647 / 2004 SPLOST B-1).	partment of Transp	ortation for the
Background/History/Details	);			
	to participate in GDOT's Local bridg	ge Replacement Program (LOCBR) f	or the replacement	of the wood,
		on phase. The AGREEMENT dictate nership and future maintenance of the		
The GDOT Contract ID is !	UAOUT2300038 and a copy is prov	vided as backup.		
This project was last consi right-of-way acquisition cos	•	2018 when they approved a MOA ar	nd allocated \$83,50	0 to help pay for
Approval of an agreement	ng from the Board of Commissioner between CSX Transportation Inc, I Bridge replacement (GDOT PI 0015	Fayette County, and the Georgia De	partment of Transp	ortation for the
If this item requires funding	, please describe:			
• •	the bridge replacement project but aintenance will be from the Road De	there will be ongoing maintenance c epartment's general fund.	osts for the asset o	nce it is placed in
Has this request been cons	sidered within the past two years?	No If so, whe	n?	
Is Audio-Visual Equipment	Required for this Request?*	No Backup P	rovided with Reque	est? Yes
	-	Clerk's Office no later than 48 hou	•	•
Approved by Finance	Yes	Reviewed	l by Legal	
Approved by Purchasing	Not Applicable	County C	lerk's Approval	Yes
Administrator's Approval				
Staff Notes:				



Russell R. McMurry, P.E., Commissioner One Georgia Center 600 West Peachtree Street, NW Atlanta, GA 30308 (404) 631-1000 Main Office

January 20, 2022

Commissioner Chairman Lee Hearn Fayette County 140 Stonewall Ave. W., Suite 100 Fayetteville, Georgia 30214

Cell: 770.401.0088 Office: 770.305.5122

Email: Lhearn@fayettecountyga.gov

SUBJECT: Agreement for Signature

PI No. 0015647, Fayette County

RR PE File #: GA2533, Inv. #: 639500S, RRMP: ANB-0839.78

Near Tyrone, Georgia

CR 61/COASTLINE ROAD @ CSX #639500S 3 MI NE OF TYRONE

#### Dear Commissioner Chairman Hearn:

Attached is an undated force account agreement, in PDF format, between CSX Transportation Inc., the Fayette County and the Department of Transportation supported by an estimate in the amount of \$223,007.00 of which the Department will bear 100 percent. This project is proposing to replace the bridge at CR 61/Coastline road over CSX near the City of Tyrone, Fayette County, Georgia. Do not date the agreement; it will be dated by the Department upon execution on behalf of the Department.

The City is being asked to sign the agreement because this project is located on a local road and the County needs to acknowledge that they will take over the maintenance of the bridge crossing after the project construction is completed. Please note that due to the passage of House Bill 87 in the 2011 Georgia General Assembly, it is now a requirement for you to complete the Immigration Compliance Affidavit included in the attached agreement. If the agreement meets with your approval, it will be appreciated if you will print 4 copies and handle for execution as originals on behalf of the County and return all counterparts to this office for further processing. In connection with the execution of the agreement, please be sure to have

Page 169 of 348

a witness to the signature. You will find a resolution attached. You can use the attached resolution or you can create your own version.

After the agreement is executed by all parties, it will be held by this office until the project has been awarded to a construction contract. We will then notify you of the award and return an executed original of the agreement.

This project is currently scheduled to be in our August 2022 letting.

You may contact Jill Franks or Teshome Yitateku if further information is needed at 404-631-1370/1372 or by mail addressed to Georgia Department of Transportation, Office of Utilities, 600 W. Peachtree St. NW, 10<sup>th</sup> Floor, Atlanta, Georgia 30308 or by e-mail at ifranks@dot.ga.gov or tyitateku@dot.ga.gov.

Sincerely,

Teshome Yitateku, P.E.

Assistant State Railroad Coordinator

For: Nicholas Fields

State Utilities Administrator

NF:TTY

Enclosure: agreement package

cc: Kimberly Nesbitt, State Program Delivery Administrator
Attn: Adam Promesse, Project Manager
Greg Smith, District 3 Utilities Manager
Donn Digamon, State Bridge Engineer

Account No. - Class: 733005-309 Department ID: 4848010000 Program No.: 4181401

#### GDOT Contract ID #: UAOUT2300038 PI No. 0015647, Fayette County RR PE File #: GA2533

THIS AGREEMENT, made and entered into \_\_\_\_\_\_, by and between,

GEORGIA DEPARTMENT OF TRANSPORTATION, an agency of the State of Georgia, hereinafter styled the DEPARTMENT, party of the first part; and

CSX TRANSPORTATION, INC., a Corporation, chartered in the State of Virginia, hereinafter styled the RAILROAD, party of the second part.

FAYETTE COUNTY, a political subdivision of the State of Georgia, hereinafter styled the COUNTY, party of the third part.

#### WITNESSETH that:

WHEREAS, the DEPARTMENT proposes under the above written project number to replace the bridge at CR 61/Coastline road over the RAILROAD near the City of Tyrone, Fayette County, Georgia; and

WHEREAS, work will be required on RAILROAD property including constructing a bridge over the RAILROAD at railroad milepost ANB-0839.78, Inv. # 639500S; and

WHEREAS, said construction will require the RAILROAD to perform construction engineering, and excess soil disposal through contract work which the RAILROAD is willing to perform in accordance with the estimate attached hereto; and

WHEREAS, the RAILROAD is in agreement with the DEPARTMENT'S project and plans; and

WHEREAS, the new overpass bridge will be owned and maintained by the COUNTY; and

WHEREAS, the RAILROAD is willing to grant the DEPARTMENT temporary easement(s) for this work as provided for herein as necessary for roadway construction and maintenance of grade separation structures in accordance with O.C.GA. 32-6-196; and

WHEREAS, acquisition of RAILROAD property required for roadway right-of-way and easements is being handled separate from this agreement; and

NOW THEREFORE, the PARTIES HERETO, each in consideration of the premises above and of the covenants of the other as hereinafter expressed and contained, do hereby contract and agree each with the other as follows:

1) It is specifically understood that the project number shown above is for the DEPARTMENT's identification purposes only and may be subject to change by the

DEPARTMENT. In the event it becomes necessary for the DEPARTMENT to assign a different project number, the DEPARTMENT will notify the RAILROAD and the COUNTY of the new project designation. Such change in project designation shall have no effect whatsoever on any other terms of this agreement.

- 2) It is agreed that the regulatory provisions of Part 140, Subpart I, and Part 646, Subpart B, of Title 23, Highways, of the Code of Federal Regulations, current edition, (hereinafter referred to as CFR) shall govern the work and procedures covered by this agreement and are by reference incorporated herein.
  - a) It is agreed that in accord with Title 23 of the CFR, Chapter I, Subchapter G, Part 646, Subpart B, Section 646.210 the work proposed under this Agreement shall not benefit the RAILROAD and that the RAILROAD shall not participate in any of the cost of making surveys, preparing plans, acquiring materials and performing the work covered under this Agreement.
  - b) The RAILROAD shall furnish the necessary materials and perform the work on an actual cost basis. All materials which are required to complete the work will be purchased direct by the RAILROAD or furnished from RAILROAD stock in accordance with Part 140, Subpart I, of CFR. Any portion of the work contemplated under this agreement may be let to contract by the RAILROAD through competitive bidding or the RAILROAD may use the services of a contractor which works for the RAILROAD on a routine basis under a written continuing contract subject to the terms and conditions of the aforesaid CFR, and with prior review and approval by the DEPARTMENT, all in accord with the detailed estimate attached. Before the RAILROAD initiates accomplishment of any work by these means, the RAILROAD shall first contact the DEPARTMENT to determine the appropriate procedures to follow to provide for compliance. Prior approval by the DEPARTMENT will not be necessary when work is performed by competitive bidding when the amount of work does not exceed \$10,000 per each individual contractor.
  - c) RAILROAD shall give DEPARTMENT and Federal Highway Administration, when applicable, ample opportunity to inspect materials recovered by RAILROAD in accordance with Part 646, Subpart B, of CFR.
- 3) RAILROAD to the extent that its present right, title and interest permits or enables it so to do and without warranty hereby grants to DEPARTMENT an easement across its right-of-way for the purpose of constructing said overpass(es) and approaches thereto, all as shown on the project plans and in accord with the specifications and special provisions. Said project plans, specifications and special provisions, which are identified by the project number shown above, as finally approved by the RAILROAD and DEPARTMENT and the COUNTY, are hereby made a part hereof by reference. Said easement and construction is more particularly described as shown on project plan sheets which are attached hereto and made a part hereof.
  - a) Such easement hereby granted is limited to the use for highway purposes of space required for approaches to said bridge(s) and for columns, foundations and other parts of the bridge(s) and is limited vertically by a horizontal surface 20 feet above the roadway

surface of said bridge and approaches, together with the use of additional space for aforesaid purpose and for access to the highway facilities for maintenance purposes, it being understood that the easement shall not restrict the RAILROAD from utilizing the air space under said bridge(s) for railroad operations and for wire lines or other facilities which will not encroach on the reasonable requirements for maintaining the highway facilities. All other rights are reserved unto the RAILROAD.

- b) DEPARTMENT and COUNTY, in its maintenance of the highway facilities, agrees to obtain permission from the RAILROAD before undertaking any work which may interfere with or be a real or potential hazard to the passage of trains or other railroad operations.
- c) RAILROAD agrees to notify the DEPARTMENT and the COUNTY prior to undertaking the use of air space over the easement and prior to starting the construction of any fixed installation, other than its customary signal and communication facilities, within 8 feet of the underside of said bridge(s) or within 15 feet of said easement, it being understood that such use will afford reasonable protection and safety to the highway facilities and highway traffic and will not unreasonably interfere with lighting, ventilation and maintenance of the highway facilities by the DEPARTMENT and the COUNTY.
- 4) DEPARTMENT will construct and maintain during the construction period said overpass bridge(s) together with approaches thereto in accordance with the plans, specifications and special provisions which are identified by the project number shown above, approved by all parties, and made a part of this agreement by reference. DEPARTMENT further agrees that said work shall be done and performed in accordance with the reasonable requirements of RAILROAD in such manner as to prevent interruption of, interference with, or danger or delay to railroad operations. Upon the granting of Final Acceptance by the Department to its Contractor, the COUNTY will be responsible for maintenance of the overpass. Notice of the issuance of the final acceptance by the DEPARTMENT will be given to the COUNTY.
- 5) The RAILROAD, with its regular construction or maintenance forces and personnel and at its standard schedule of wages and working hours and working in accordance with the terms of its agreements with such employees, will do and perform the work as described in the detailed estimate dated **January 6**, 2022 for \$223,007.00, prepared in accord with aforesaid CFR, said estimate being attached hereto and made a part of this agreement. Any work to be done and performed by the RAILROAD not to be done and performed by the regular organized forces of the RAILROAD working under current agreements with its employees, shall be subject to the labor regulations applicable to construction contracts for grade separation projects. The amount of the detailed cost estimate(s) attached hereto will be allotted from available funds and written notice given to RAILROAD by DEPARTMENT before RAILROAD is authorized to proceed with the work to be performed by RAILROAD under this agreement.
- 6) The DEPARTMENT shall pay monthly bills promptly upon receipt and verification thereof by the DEPARTMENT. Upon completion of the work the RAILROAD shall submit one final bill to the DEPARTMENT and the DEPARTMENT shall make a conditional final

payment promptly upon verification of the final bill by the DEPARTMENT. The total liability of the DEPARTMENT shall not exceed the reimbursable cost of the work as ascertained by computing the items of cost as set forth in the aforesaid CFR. At any time within three years after the date of the conditional final payment the DEPARTMENT may audit the cost records and accounts of the RAILROAD pertaining to this project and will bill the RAILROAD any amount of any unallowable expenditure made in the conditional final payment of this contract or, if no unallowable expenditure is found, notify the RAILROAD of that fact in writing. If the RAILROAD does not pay any such bill within thirty days of receipt of the bill from the DEPARTMENT, the DEPARTMENT may set-off the amount of such bill against the amounts owed the RAILROAD on any then-current agreement between the RAILROAD and the DEPARTMENT. For audit purposes, the reports, plans, specifications, digital information, field data, notes and cost records and accounts of the RAILROAD pertaining to this project shall be made available to the representatives of the DEPARTMENT or the Federal Highway Administration at the General Office of the RAILROAD during the progress of the work and for a period of not less than three years from the date conditional final payment has been received by the RAILROAD.

- 7) The RAILROAD expressly agrees that the DEPARTMENT may set-off against the net payments provided for herein an amount equal to that amount which has been identified by either a State or Federal audit as an unallowable expenditure in any agreement between the RAILROAD and the DEPARTMENT on which a conditional final payment has been made.
- 8) The DEPARTMENT shall not be bound to pay any amount in excess of the reimbursable portion of the detailed cost estimate attached hereto, nor for any items of work not provided for in the detailed cost estimate. In the event it is determined that a change in the work to be performed by the RAILROAD will be required or that an increase in cost anticipated will be incurred by the RAILROAD, a written change or extra work order approved by the DEPARTMENT shall be required.
- 9) The DEPARTMENT shall not be liable for payment of any bill received more than twelve (12) months after all work under this Agreement is completed unless the RAILROAD and DEPARTMENT have agreed in advance to an extension of the billing period in writing. Unless an extension of the billing period has been agreed to the DEPARTMENT may consider payment made up to one year following completion of the work to be final.
- 10) The RAILROAD shall provide construction engineering including inspection services as identified and included in the attached estimate. The anticipated scope of services to be provided in connection with construction engineering by consulting engineering firms for the RAILROAD is attached hereto and made a part hereof. Prior to contracting for any consultant work not specifically covered by this agreement, the RAILROAD will submit to the DEPARTMENT for approval the consultant's proposal containing, but not limited to, a statement of the scope of consultant services, a list of wage rates and classifications to be used by the consultant and an itemized statement of costs estimated to complete the services. Selection and employment of the consultant shall be governed by requirements and procedures contained in Part 646, Subpart B, of CFR.

- 11) The DEPARTMENT will require its Contractor to abide by the attached Special Provision for Protection of Railway Interests which will be included in his contract and, before commencing said construction on RAILROAD right-of-way or property, to furnish evidence acceptable to the DEPARTMENT and the RAILROAD that the Contractor has provided (1) Contractor's Public Liability and Property Damage Liability Insurance, (2) Contractor's Protective Public Liability and Property Damage Liability Insurance and (3) Railroad Protective Liability Insurance in the amounts specified in the Special Provision attached hereto and made a part hereof, all in accord with Part 646, Subpart A, of CFR, current edition, and in a form approved by the DEPARTMENT and the RAILROAD
- 12) The DEPARTMENT agrees that it will ensure its Contractor secures any payment or performance bond required under Section 13-10-60 and 13-10-40 of the Official Code of Georgia Annotated. The DEPARTMENT will furnish the RAILROAD a photocopy of the bond secured for the project upon request. The DEPARTMENT will also furnish the RAILROAD with the address of all contractors and sureties that may be a party to the bond and will notify the RAILROAD of any subsequent address changes upon request.
- 13) It shall be the RAILROAD'S responsibility to plan with the Contractor a schedule of operations which will clearly set forth at which stage of the contractor's operations the RAILROAD will be required to perform its work.
- 14) In the event it shall be necessary in connection with or incident to the work of said construction to make any adjustment in facilities of tenants of the RAILROAD, such adjustments shall be handled by the DEPARTMENT directly with the owner or owners thereof at no expense to the RAILROAD.
- It is agreed that the DEPARTMENT will furnish the RAILROAD the name, address and telephone number of its representative who will be in charge of the work as part of its letter of authorization to proceed with the work covered under this agreement. The RAILROAD agrees to give said representative reasonable prior notice of the dates upon which work will be done in order that work may be properly inspected and documented for audit. Further, the work covered under this Agreement shall be completed no less than the overall completion date as indicated in the construction agreement entered into between the DEPARTMENT and the lowest responsive bidder. The DEPARTMENT will notify the RAILROAD in writing of this final completion date.
- 16) Pursuant to O.C.G.A. Sec. 50-5-85, the RAILROAD hereby certifies that it is not currently engaged in, and agrees that for the duration of this contract, it will not engage in a boycott of Israel.
- 17) It is mutually agreed between the parties hereto that this document shall be deemed to have been executed in Fulton County, Georgia, and that all questions of interpretation and construction shall be governed by the laws of the State of Georgia.
- 18) The covenants herein contained shall, except as otherwise provided, accrue to the benefit of and be binding upon the successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their seals, caused this Agreement to be executed in four counterparts, each to be considered as an original by their authorized representative the day and date herein above written.

WITNESSES AS TO RAILROAD:	CSX TRANSPORTATION, INC.
	BY:
WITNESS	
	AS ITS(CORPORATE SEAL)
	(CORPORATE SEAL)
I attest to the genuineness of the Corporate is duly authorized to execute this documen	e Seal, and I further attest that the above named officer t.
•	ATTEST:
	BY:
**************************************	ASITS
1 L11 \	AS ITS
RECOMMENDED:	ACCEPTED: GEORGIA DEPARTMENT OF TRANSPORTATION
	OF TRANSFORTATION
	BY:
STATE UTILITIES ADMINISTATOR	COMMISSIONER
	Signed, sealed, and delivered this
	day of 20, in the presence of:
Project No.: N/A COUNTY: Fayette PI No.: 0015647	(OFFICIAL SEAL OF THE DEPARTMENT)
Date: January 20, 2022, TTY	
I attest that the seal imprinted herein is the	Official Seal of the Department.
	BY:
	TREASURER OFFICIAL CLISTODIAN OF THE SEAL

IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their seals, caused this Agreement to be executed in four counterparts, each to be considered as an original by their authorized representative the day and date herein above written.

WITNESSES AS TO COL	J <b>NTY</b> :	FAYETTE COUNTY
		BY:
WITNESS		BY: Lee Hearn, COMMISSIONER
Print Name and Title		
FEIN:		
Signed on behalf of the CO	UNTY pursuant	to Resolution dated
Approved as to Form: ATTEST:		ATTEST:
		BY:
COUNTY ATTORNEY		BY: COUNTY CLERK OR ATTORNEY
Print Name		Print Name
This	lay of	, 20

#### **RESOLUTION**

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#### **COUNTY OF FAYETTE**

BE IT RESOLVED by the Commissioner Chairman and Board of Commissioners of Fayette County, and it is hereby resolved, that the foregoing attached Agreement, relative to P.I. 0015647 to replace the bridge at CR 61/Coastline road over CSX near the City of Tyrone, Fayette County, Georgia, and that Lee Hearn, Commission Chairman and Tameca P. Smith, as Clerk, be and they are, thereby authorized and directed to execute the same for and in behalf of said by the Commissioner Chairman and Board of Commissioners of Fayette County.

Passed and adopted this the	_ day of		_, 20	
ATTEST:				
BY:	BY:			
CLERK	CHAIF	RMAN		
STATE OF GEORGIA,				
COUNTY OF FAYETTE				
I, Tameca P. Smith, as Clerk, do records of the same, and that the above are office, and was passed by the Commission County.	nd foregoing copy	y of the origi	nal is now on f	île in my
WITNESS my hand and official signature,	this the day o	of	, 20	
	BY:			
		CLEI	RK	



#### GEORGIA SECURITY AND IMMIGRATION COMPLIANCE ACT AFFIDAVIT

Contractor's Name:	Fayette County
Solicitation/Contract No./ Call No.	PI # 0015647_Fayette County: CR 61/COASTLINE ROAD @ CSX
or Project Description:	#639500S 3 MI NE OF TYRONE, Inv. #: 639500S, RRMP: ANB-0839.78

#### CONTRACTOR AFFIDAVIT

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, entity or corporation which is engaged in the physical performance of services on behalf of the Georgia Department of Transportation has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91.

Furthermore, the undersigned contractor will continue to use the federal work authorization program throughout the contract period and the undersigned contractor will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the information required by O.C.G.A. § 13-10-91(b). Contractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

Federal Work Authorization User Identification Number (EEV/E-Verify Company Identification Number)	Date of Authorization
Name of Contractor	
I hereby declare under penalty of perjury that the foregoing is true and correct	
Printed Name (of Authorized Officer or Agent of Contractor)	Title (of Authorized Officer or Agent of Contractor)
Signature (of Authorized Officer or Agent)	Date Signed
SUBSCRIBED AND SWORN BEFORE ME ON THIS THE	
DAY OF, 20	
N. D.E.	[NOTARY SEAL]
Notary Public  My Commission Expires:	



#### GEORGIA SECURITY AND IMMIGRATION COMPLIANCE ACT AFFIDAVIT

Contractor's Name:	CSX Transportation, Inc.
Solicitation/Contract No./ Call No.	PI # 0015647_Fayette County: CR 61/COASTLINE ROAD @ CSX
or Project Description:	#639500S 3 MI NE OF TYRONE, Inv. #: 639500S, RRMP: ANB-0839.78

#### CONTRACTOR AFFIDAVIT

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, entity or corporation which is engaged in the physical performance of services on behalf of the Georgia Department of Transportation has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91.

Furthermore, the undersigned contractor will continue to use the federal work authorization program throughout the contract period and the undersigned contractor will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the information required by O.C.G.A. § 13-10-91(b). Contractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

Federal Work Authorization User Identification Number (EEV/E-Verify Company Identification Number)	Date of Authorization
Name of Contractor	
I hereby declare under penalty of perjury that the foregoing is true and correct	
Printed Name (of Authorized Officer or Agent of Contractor)	Title (of Authorized Officer or Agent of Contractor)
Signature (of Authorized Officer or Agent)	Date Signed
SUBSCRIBED AND SWORN BEFORE ME ON THIS THE	
DAY OF, 20	
Notary Public	[NOTARY SEAL]
My Commission Expires:	

Form Revision

10/04/21

	ESTIMATE SUBJECT TO REVISION AFTER: 1/4/2023 DOT NO	.: 6395	00S
		E: GA	
	<b>DESCRIPTION:</b> CE&I and Project Management for Coastline Road Bridge Replacement over CSX	<b>(Τ.</b>	
	ZONE: Gulf SUB-DIV: Atlanta Terminal MILE POS	T: ANB	839.78
	AGENCY PROJECT NUMBER: PI No. 0015647		
	PRELIMINARY ENGINEERING:	•	
212	Contracted & Administrative Engineering Services	\$	-
	Subtotal	\$	-
	CONSTRUCTION ENGINEEDING/INSPECTION:		
212	CONSTRUCTION ENGINEERING/INSPECTION:  Contracted & Administrative Engineering Services STV	\$	112,182
	Contracted & Administrative Engineering Services Environmental	\$	10,000
	Contracted & Administrative Engineering Services  Contracted & Administrative Engineering Services  CSXT Admin	\$	3,000
	Subtotal	\$	125,182
	Gubiotal	Y	123,102
	FLAGGING SERVICE: (Contract Labor)		
70	Labor (Conductor-Flagman) <u>0</u> Days @ \$350.00	\$	-
50	Labor (Foreman/Inspector) 0 Days @ \$504.00	\$	-
70	Additive 139.00% (Transportation Department)	\$	-
50	Additive 148.00% (Engineering Department)	\$	-
	Subtotal	\$	-
	SIGNAL & COMMUNICATIONS WORK:	\$	-
	Soil Removal	\$	97,825
	PROJECT SUBTOTAL:	\$	223,007
900	CONTINGENCIES: 0.00%	\$	-
	PRO IECT TOTAL .	<b>.</b>	222.007
	PROJECT TOTAL:	\$ \$	223,007
	CURRENT AUTHORIZED BUDGET: ************************************	\$	222.007
	TOTAL SUPPLEMENT REQUESTED:	Þ	223,007
	DIVISION OF COST:		
	Agency 100.00%	\$	223,007
	Railroad 0.00%	\$	-

#### NOTE: Estimate is based on FULL CROSSING CLOSURE during work by Railroad Forces.

This estimate has been prepared based on site conditions, anticipated work duration periods, material prices, labor rates, manpower and resource availability, and other factors known as of the date prepared. The actual cost for CSXT work may differ based upon the agency's requirements, their contractor's work procedures, and/or other conditions that become apparent once construction commences or during the progress of the work

Office of Chief Engineer Public Projects--Jacksonville, Florida

Estimated prepared by: V. Matts STV Approved by: CTA CSXT Public Project Group

DATE: 01/04/22 REVISED: 01/00/00 DATE: 01/06/22



## ESTIMATE OF ENGINEERING FEES Page 181 of 348

STV Proposal or Job Number:	402095X-3050		Clic	ent Job Numb	er:		OP#	TBD	
Project Description/Location:	Tyrone, Fayette County, GA; Coastline Road Bridge Replacement over CSXT, 639500S, Gulf Zone, Atlanta Terminal Sub, ANB-839.78; PI No. 0015647								
Client:	CSX Transportation, Inc. GEC Assignment TBD								
Design Assumptions:	CE&I and Project Management of contractor work over CSXT RofW. High level, limited review of project construction submittals to determine compliance with CSXT specifications and standards in accordance with the Public Projects Manual. Estimate includes precon scheduling, flagging coordination, and final inspection; Travel, Project Management, Admin, and Reporting.								
	Client understands and agrees that STV internal budgets may be moved and/or adjusted, but will not exceed the original total estimate, unless first authorized by the client.								
Prepared By/Date: Reviewed By/Date: Reviewed By/Date:	Admin _ Engr _ RGF _		- - -						
	[	Manhours by Classification							
Direct Lober Estimates	F	010	DD ENOD	DDO I MNOD	CD ENCD	000	DDO LCOOD	CD TECH	Total

	Manhours by Classification							
Direct Labor Estimate:	OIC	RR ENGR	PROJ MNGR	SR ENGR	OSR	PROJ COOR	SR TECH	Total
	205	160	155	125	125	102	95	
1 PROJECT SETUP								-
Initial Scope Review & Assessment	2		2			2		6
General Admin / File setup / PE Estimate						4		4
								-
2 OFFICE REVIEW								-
Detailed Engineering - Final Plan Review			24	48				72
Engineering Comment Dvlpmt. & Corresp.			6	10				16
FAE Preparation / Contract Admin								-
								-
3 FIELD REVIEW								-
Site Visit (as needed)					20			20
Pre-construction					8			8
Bridge Structure Demolition					108			108
Pile Driving/Substructure & crashwall Bent-2 & 3					188			188
Beam Erection					48			48
Superstructure Deck & Barrier Walls					68			68
CM Plan/submittal review					16			16
Final Inspection					10			10
Field Report & Documentation					47			47
Field Report QAQC and filing					24			24
Travel (47 x 2 hrs Round Trip)					94			94
Coordination w/ MofW Engr / RM					10			10
4 DDG IFOT MONT / DEDODTING								-
4 PROJECT MGMT / REPORTING	40		40			00		-
Project Management / Contract Admin	10		16			32	4.0	58
Cost Control & Accounting			4		1	8	16	28
POC File Maintenance			_			10	40	10
Unifier Documentation & Review	2		8			12	12	32 4
CE Closeout								4
								-
								-
Manhour Totals:	14	0	60	58	641	70	28	871
Hourly Payroll Rate:	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Direct Labor:	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Overhead Multiplier (excluding fees):	0.000	0.000	0.000	0.000	0.000	0.000	0.000	
Unit Billing Rate (including fees):	\$205.00	\$160.00	\$155.00	\$125.00	\$125.00	\$102.00	\$95.00	
TOTAL DL + OH:	\$2,870.00	\$0.00	\$9,300.00	\$7,250.00	\$80,125.00	\$7,140.00	\$2,660.00	

Direct Non-Salary Cost (DNSC) Estimate:	UNITS	UNIT COST	ITEM COST		
Travel (47 @ 100 miles RT)	4,700	\$0.585	2,749.50		
Air Fare, per airline ticket	0	\$500.00	0.00		
Ground Transport, per vehicle-trip	0	\$30.00	0.00		
Meals, per person per day	0	\$55.00	0.00		
Lodging, per room-night	0	\$125.00	0.00		
Reproduction	0	\$100.00	0.00	Summary	
Blackline or Blueline Prints, per sheet	0	\$0.80	0.00	TOTAL DL + OH:	\$109,345
Photographs	1	\$12.00	12.00	TOTAL DNSC:	\$2,837
Postage - Miscellaneous	1	\$75.00	75.00		
other (describe):	0		0.00	Grand Total:	\$112,182
other (describe):	0		0.00		
other (describe):	0		0.00		
* - rates are suggested; modify as needed	TO	TAL DNSC:	\$2,837		

SUBS W/O MARKUP SUBS WITH MARKUP Subconsultant UNIT COST\* ITEM COST UNITS UNIT COST\* ITEM COST Estimate: UNITS 0.00 Sub A (name) 0.00 Sub B (name) 0.00 0.00 Sub C (name) 0.00 0.00 Sub D (name) 0.00 0.00 SUBS w/o MARKUP: SUBS w/ MARKUP: \$0.00 \$0.00

\*Client understands and agrees that STV internal budgets may be moved and/or adjusted, but will not exceed the original total estimate, unless first authorized by the client.



## Letter of Justification for \$5M & \$10M RPL Insurance

1590 Marietta Blvd NW Atlanta, GA 30318

October 28, 2021

Mrs. Jill L. Franks
State Railroad Liaison Engineer
Georgia Department of Transportation
Office of Utilities – 10th Floor
600 W. Peachtree Street NW
Atlanta, GA 30308

Subject:

Request for increase of Railroad Protective Liability Insurance, Tyrone, Fayette County, GA, CR-61/Coastline Road Bridge Replacement over CSXT, DOT 639500S, Atlanta Terminal Sub, MP ANB-839.78; GDOT PI No. 0015647, OP# GA2533

Dear Mrs. Franks,

CSXT is requiring Railroad Protective Liability Insurance in the amount of \$5,000,000 per occurrence, \$10,000,000 aggregate for the aforementioned project. These limits for FHWA-funded projects are currently permissible under 23 C.F.R. 646.111(b) which states, in part, "...In cases involving real and demonstrable danger of appreciably higher risks, higher dollar amounts of coverage for which premiums will be reimbursed from Federal funds shall be allowed."

The current train traffic on the Atlanta Terminal subdivision during a typical day through the limits of this project is sixteen (16) moves per day at a maximum authorized speed of 55 MPH with no passenger service. This represents an average of four (4) day through trains, two (2) night through trains, and ten (10) switching trains.

CSX feels the presence of this volume of local, as well as switching trains operating in this corridor, meets the qualifications for the requested increase in Railroad Protective Liability Insurance.

Sincerely,

cc:

Project Manager II - Public Projects

Insurancedocuments@csx.com



## Increased Railroad Protective Liability Insurance Limits.

It has been over 30 years since the Federal Highway Administration (FHWA), in 1980, established the reimbursement eligibility of basic RPL coverage with limits of \$2,000,000 million per occurrence, \$6,000,000 million aggregate on FHWA-funded projects. Recognizing that railroads' operating costs have increased dramatically since 1980, FHWA has implemented many new and revised regulatory provisions that have expanded the scope and raised the levels of reimbursable costs under Federal regulations and, specifically, Title 23. Nevertheless, FHWA has to date not increased the basic RPL limits to account for equally dramatic increases in railroads' risk exposure over this same period.

An adjustment to the basic RPL limits for FHWA-funded projects is currently permissible under 23 C.F.R. 646.111(b) which states, in part, "...In cases involving real and demonstrable danger of appreciably higher risks, higher dollar amounts of coverage for which premiums will be reimbursed from Federal funds shall be allowed." Further FHWA guidance provides that in determining whether higher coverage limits are necessary, consideration should be given to the size of the project, the amount and type of railroad traffic passing through the project area, and the volume of traffic generated by the contractor's activities.

This project involves the GDOT contractor using heavy equipment on or near railroad right of way and adjacent to active railroad tracks. This line segment moves all types of freight and there are no restrictions on the movement of hazardous material via this route.

The proposed activities at this project work site have a real and demonstrable danger of appreciably higher risks as a result of an event. These risks include, but are not limited to an event causing derailment of a train, damage to one or more locomotives, damage to one or more railroad cars and their cargo, damages to private or public property, damage to contractor equipment, the project work, construction material, and damage to private or public property. In addition to the potential for damage to property an event could cause injury or death to one or more railroad employees, contractor employees, state employees and the general public.

The following factors directly influence the potential cost of an incident involving railroad property or operations on a construction project, and illustrate the dramatic increase in risk exposure since FHWA established the basic RPL limits:

- The value of goods typically carried by railroads generally mirrors the state of the national economy as reflected in the Consumer Price Index (CPI), which has increased nearly 300 percent since 1980.
- The Railroad Cost Recovery Index (RCR), which measures railroad inflation in much the same manner as the CPI (i.e. by measuring changes in the price levels of inputs to railroad operations such as wages, fuel, materials and other operating expenses) has increased almost 340% since 1980.
- The railroad industry's actual operating expenses tripled between 1975 and 2011.
- The average cost of a railroad freight car in 1975 was \$17,163. By 2010, that cost had more than quadrupled to \$75,422.
- The average cost of a new diesel locomotive in 1975 was \$250,000. The cost today is over \$2,000,000 per locomotive. A new GenSet locomotive is approximately six times more expensive than the cost of a traditional diesel locomotive in rebuilt condition.
- The average railroad worker earned \$15,324 in 1975. As of 2011, that figure had risen to \$76,667.
- Virtually all rail lines carry or, over the course of a project's construction, will carry some sort of cargo that is deemed to be "hazardous".

As is evident from this data, the dollar amount of damages from possible events could be \$5,000,000 or higher for a single event and therefore it is appropriate for CSXT to require RPL insurance with dollar amounts of at least \$5,000,000 per occurrence and \$10,000,000 aggregate. Without adequate RPL coverage levels, CSXT will routinely be exposed to substantial economic losses resulting from construction projects or other actions undertaken by outside parties or agencies and involving work on, over, beneath or near CSXT property that generally is of no direct benefit to CSXT.

Consequently and in light of the facts set forth above, as well as supporting documentation that is routinely available within the insurance industry further substantiating the need for increased levels of RPL coverage, CSXT remains firm in its position that increased levels of RPL are justified and permissible under the provisions of 23 C.F.R. 646.111(b).

Date: January 20, 2022

## DEPARTMENT OF TRANSPORTATION STATE OF GEORGIA

PI No. 0015647, Fayette County

**CSX Transportation, Inc.** Railroad PE File No. GA2533

#### SPECIAL PROVISION FOR PROTECTION OF RAILWAY INTERESTS

Replacing the bridge at CR 61/Coastline road over CSX near the City of Tyrone, Fayette County, Georgia. The work will require construction activities within the right of way of the Railroad including constructing a bridge over the railroad at railroad milepost ANB-0839.78, Inv. # 639500S. The average train movement through this area is approximately 13 trains per day at typical speeds of 55 mph. There are no passenger trains at this location.

## 1. AUTHORITY OF RAILROAD ENGINEER AND HIGHWAY ENGINEER:

The authorized representative of the Railroad, hereinafter referred to as Railroad Engineer, shall have final authority in all matters affecting the safe maintenance of Railroad traffic and facilities including the adequacy of the foundations and structures supporting the railroad tracks and the necessity for flagging during construction.

The authorized representative of the Chief Engineer, hereinafter referred to as the Highway Engineer, shall have authority over all other matters as prescribed herein and in the Department's Standard Specifications, current edition at the time of the project let date.

## 2. NOTICE OF STARTING WORK:

- A. The Contractor shall not commence any work on Railroad right-of-way until it has complied with the following conditions:
  - (1) Given the Railroad written notice, with copy to the Department, at the addresses shown below and to the Highway Engineer who has been designated to be in charge of the work, at least 30 days in advance of the date proposed to begin work on Railroad right-of-way. If flagging is required, it may take up to 30 days to obtain flagging from the Railroad and no work shall be undertaken until flagging is present at the job site.

Victoria Matts, Project Manager STV Consultant for CSX Transportation, Inc. 5200 Belfort Road, Suite 400 State Utilities Engineer Georgia Department of Transportation One Georgia Center 10<sup>th</sup> Floor 600 West Peachtree Street NW

#### SPECIAL PROVISION FOR PROTECTION OF RAILWAY INTERESTS

Jacksonville, FL 32256-6045

Atlanta, Georgia 30308

Office: 904-383-3919 Cell: 904-651-0902

Victoria.Matts@stvinc.com

AND

James Schonk STV Consultant for CSX Transportation, Inc. 5200 Belfort Road, Suite 400 Jacksonville, FL 32256-6045 Office: 904-383-3922

Office: 904-383-3922 Cell: 904-445-9894

James.Schonk@stvinc.com

- (2) Obtained written authorization from the Railroad to begin work on Railroad right-of-way. Such authorization may include an outline of specific and general conditions with which the Contractor must comply, including but not limited to obtaining a Right of Entry.
- (3) Obtained written approval from the Railroad of railroad protective and general liability insurance coverage as required by paragraph 11 herein.
- (4) Furnished a schedule for all work within the Railroad right-of-way as required by paragraph 6 B (1) herein.
- B. The Railroad's written authorization to proceed with the work shall include the names, addresses, and telephone numbers of the Railroad's representatives who are to be notified as hereinafter required. Where more than one representative is designated, area of responsibility of each representative shall be specified.

#### INTERFERENCE WITH RAILROAD OPERATIONS AND PROPERTY:

- A. The Contractor shall so arrange and conduct its work that there will be no interference with Railroad operations, including train, signal, and communication services, or damage to the facilities or property of the Railroad or tenants on the right-of-way of the Railroad. Whenever work is liable to affect such operations, safety, facilities, or property, the method of doing such work shall first be submitted to the Railroad Engineer for review and approval, but such approval shall not relieve the Contractor from liability. Any work to be performed by the Contractor which requires flagging and inspection by the Railroad shall be deferred by the Contractor until the flagging and inspection required by the Railroad is available at the job site.
- B. Whenever work within Railroad right-of-way is of such a nature that impediment to Railroad operations such as use of runaround or detour tracks or necessity for

reduced speed is unavoidable, the Contractor shall schedule and conduct its operations so that such impediment is reduced to the absolute minimum.

C. Should conditions arising from, or in connection with the work, require that immediate and unusual provisions be made to protect operations, facilities, and property of the Railroad, the Contractor shall make such provisions. If in the judgement of the Railroad Engineer, or in his absence, the Highway Engineer, such provision is insufficient, either may require or make such provisions as he deems necessary. In any event, such unusual provisions shall be at the Contractor's expense and without cost to the Railroad or the Department.

## 4. CONSTRUCTION PROCEDURES:

#### A. General:

Construction work and operations by the Contractor on Railroad right-of-way, or property, shall be:

- (1) Subject to the inspection and approval of the Railroad.
- (2) In accord with the Railroad's most current version prior to project final plans approval by Railroad of *Public Project Information For Construction and Improvement Projects That May Involve the Railroad* and additional written outline of specific conditions if provided by the Railroad.
- (3) In accord with the Railroad's general rules, regulations, and requirements including those relating to safety, fall protection, and personal protective equipment. Safety guidelines are given in paragraph 10 herein.
- (4) In accord with this special provision and Railroad Special Provision.

## B. Track Clearances:

The minimum track clearances to be maintained by the Contractor during construction are shown on the highway project plans and included in project special provisions or other contract documents. Clearances less than these will not be permitted unless specifically authorized by the Railroad Engineer. If minimum clearances are not stated in project plans and or contract documents, then such clearances shall be specified by the Railroad Engineer.

#### C. Temporary Excavation:

The subgrade of an operated track shall be maintained with edge of berm at least 10 feet from centerline of track and not more than 24 inches below top of rail. The Contractor will not be required to make existing section meet this specification if the existing section is substandard, in which case the existing section will be maintained.

#### D. Excavation for Structures:

The Contractor will be required to take special precaution and care in connection with excavating and shoring pits for construction of bridges, walls, footings, drainage pipes or structures under or adjacent to tracks, and any other structures or construction, including the driving of piles or sheeting, adjacent to tracks to provide adequate lateral and vertical support for the tracks and the loads which they carry, without disturbance of track alignment and surface, and to avoid obstructing track clearances with working equipment, tools or other material. The procedure for doing such work, including need of and plans for excavation and shoring, shall first be approved by the Railroad Engineer, but such approval shall not relieve the Contractor from liability. Before submission of plans to the Railroad Engineer for approval, such plans shall first be reviewed by the Department's Office of Bridge and Structural Design. Shoring plans submitted must be prepared, signed and sealed by a Registered Professional Engineer in the state of Georgia.

## E. Demolition, Erection, Hoisting:

- (1) Railroad tracks and other railroad property must be protected from damage during the procedure.
- (2) The contractor is required to submit a plan showing the location of cranes, horizontally and vertically, operating radii, with delivery or disposal locations shown. The location of all tracks and other railroad facilities as well as all obstructions such as wire lines, poles, adjacent structures, etc. must be shown.
- (3) Crane rating sheets showing cranes to be adequate for 150% of the actual weight of the pick. A complete set of crane charts, including crane, counterweight, and boom nomenclature is to be submitted.
- (4) Plans and computations showing the weight of the pick must be submitted. Calculations shall be made from plans of the existing and/or proposed structure showing complete and sufficient details with supporting data for the demolition or erection of the structure. If plans do not exist, lifting weights must be calculated from field measurements. The field measurements are to be made under supervision of the Registered Professional Engineer submitting the procedure and calculations.
- (5) A data sheet must be submitted listing the types, size, and arrangements of all rigging and connection equipment.
- (6) A complete procedure is to be submitted, including the order of lifts, time required for each lift, and any repositioning or re-hitching of the crane or cranes.
- (7) All erection or demolition plans, procedures, data sheets, etc. submitted must be prepared, signed and sealed by a Registered Professional Engineer in the state of Georgia.

- (8) The Railroad's representative must be present at the site during the entire demolition and erection procedure period.
- (9) All procedures, plans, and calculations shall first be approved by the Highway Engineer and the Railroad Engineer, but such approval does not relieve the Contractor from liability.

## F. <u>Blasting</u>:

- (1) The Contractor shall obtain advance approval from the Railroad Engineer and the Highway Engineer for use of explosives on or adjacent to Railroad right-of-way. The request for permission to use explosives shall include a detailed blasting plan. If permission for use of explosives is granted, the Contractor will be required to comply with the following:
  - (a) Blasting shall be done with light charges under the direct supervision of a responsible officer or employee of the Contractor and a licensed blaster.
  - (b) Electric detonating fuses shall not be used because of the possibility of premature explosions resulting from operation of two-way train radios.
  - (c) No blasting shall be done without the presence of an authorized representative of the Railroad. At least 72 hours advance notice to the person designated in the Railroad's notice of authorization to proceed (see paragraph 2B above) will be required to arrange for the presence of an authorized Railroad representative and such flagging the Railroad may require.
  - (d) Have at the job site adequate equipment, labor and materials and allow sufficient time to clean up debris resulting from the blasting without delay to trains. Correction of any track misalignment or other damage to Railroad property resulting from the blasting shall be done as directed by the Railroad's authorized representative at the Contractor's expense. If its actions result in delay of trains, the Contractor shall bear the entire cost thereof.
  - (e) Storage of explosives on Railroad property will not be permitted.
  - (f) Furnish satisfactory evidence of XCU (explosion-collapse-underground damage) insurance coverage.

## (2) The Railroad Representative will:

(a) Determine the approximate location of trains and advise the Contractor the approximate amount of time available for the blasting operation and clean-up. (b) Have the authority to order discontinuance of blasting if, in its opinion, blasting is too hazardous or is not in accord with this special provision.

## (3) Other Requirements:

Each Railroad has its own requirements for blasting which may include provisions in addition to the above. It is the contractor's responsibility to contact the Railroad before performing any blasting and determine and comply with these requirements. The Contractor shall handle all matters relating to blasting with the Railroad and pay for all costs involved.

## G. Maintenance and Repair of Railroad Facilities:

- (1) The Contractor will maintain all ditches and drainage structures free of silt or other obstructions which may result from its operations and provide and maintain any erosion control measures as required by Highway Project plans and contract documents. The Contractor will promptly repair eroded areas within Railroad right-of-way.
- (2) The Contractor will also repair, or cause to be repaired, any other damage to the property or facilities of the Railroad or its tenants.
- (3) All such maintenance and repair of damages due to the Contractor's operations shall be done at the Contractor's expense.

#### H. Storage of Materials and Equipment:

Materials and equipment shall not be stored where they will interfere with Railroad operations, nor on the rights-of-way of the Railroad without first having obtained permission from the Railroad Engineer, and such permission will be with the understanding that the Railroad will not be liable for damage to such material and equipment from any cause and that the Railroad Engineer may move or require the Contractor to move, at the Contractor's expense, such material and equipment. All grading or construction machinery that is left parked unattended near the track or on the Railroad right-of-way shall be effectively immobilized so that it cannot be moved by unauthorized persons. Safety guidelines are given in paragraph 10 herein.

#### I. Cleanup:

Upon completion of the work, the Contractor shall remove from within the limits of the Railroad right-of-way, all machinery, equipment, surplus materials, falsework, temporary erosion measures, rubbish or temporary buildings of the Contractor, and leave said right-of-way in a neat condition satisfactory to the Chief Engineer of the Railroad or his authorized representative.

### 5. DAMAGES:

- A. The Contractor shall assume all liability for any and all damages to its work, employees, servants, equipment and materials caused by Railroad traffic.
- B. Any cost incurred by the Railroad for repairing damages to its property or to property of its tenants, caused by or resulting from the operations of the Contractor, shall be paid directly to the Railroad by the Contractor.

### 6. FLAGGING SERVICES:

## A. When Required

Under the terms of the agreement between the Department and the Railroad, the Railroad has sole authority to determine the need for flagging required to protect its operations and facilities. In general, the requirements for flagging will be whenever the Contractor's personnel or equipment are, or are likely to be, working on the Railroad's right-of-way, or within distances as may be specified by Railroad's authorized representative, or across, over, adjacent to, or under a track, or when such work has disturbed or is likely to disturb a railroad structure or the railroad roadbed or surface and alignment of any track to such extent that the movement of trains must be controlled by flagging. These requirements include situations where a crane, or other piece of equipment, is located such that its boom, or extremity, could move and pass within 20 feet of the centerline of a track or within a distance as may otherwise be specified by Railroad's authorized representative. Safety guidelines are given in paragraph 10 herein. Normally the Railroad will assign one flagman to a project, based on an 8 hour workday and 40 hour workweek, but in some cases more than one may be necessary.

## B. Scheduling and Notification

- (1) Not later than the time that approval is initially requested to begin work on Railroad right-of-way, Contractor shall furnish to the Railroad and the Department a schedule for all work required to complete the portion of the project within Railroad right-of-way.
- (2) The Contractor will be required to give the Railroad representative at least 30 days of advance notice of intent to begin work within Railroad right-of-way in accordance with paragraph 2.A.(1) of this special provision. Once begun, when such work is then suspended at any time, or for any reason, the Contractor will be required to give the Railroad representative at least 3 working days of advance notice before resuming work on Railroad right-of-way. Such notices shall include sufficient details of the proposed work to enable the Railroad representative to determine if flagging will be required. If such notice is in writing, the contractor shall furnish the Highway Engineer a copy; if notice is given verbally it shall be confirmed in writing with copy to the Highway Engineer. If flagging is required, no work shall be undertaken until the flagman is, or flagmen are, present at the job site. It may take up to 30 days to obtain flagging initially from the Railroad. When flagging begins, the flagman is usually assigned by the Railroad to work at the project site on a continual basis until no longer needed and cannot be called for on a spot basis.

If flagging becomes unnecessary and is suspended, it may take up to 30 days to again obtain flagging from the Railroad. Due to Railroad practices, in some cases it may be necessary to give 6 days notice before flagging service may be discontinued and payment stopped.

(3) If, after the flagman is assigned to the project site, unusual circumstances or conditions arise which require the flagman's presence elsewhere, then the Contractor shall delay work on Railroad right-of-way until such time as the flagman is again available. Any additional costs incurred by the Contractor resulting from such delays shall be the sole responsibility of the Contractor.

#### C. Payment

- (1) The Contractor will be responsible for paying the Railroad directly for any and all costs of flagging which may be required to accomplish the construction. The Contractor shall not delegate this responsibility to any subcontractor or any other party. The Department will not reimburse the Railroad for any costs of the flagging which is required by the Contractor's work. The cost of flagging service is approximately \$162.50 per hour or \$1300.00 per day based on an 8-hour work day and 40-hour work week. This cost includes the base pay for the flagman, overhead, and generally includes travel expenses, meals, lodging, equipment, etc. The charge to the Contractor by the Railroad will be the actual cost based on the rate of pay for the Railroad's employees who are available for flagging service at the time the service is required. Work by a flagman in excess of 8 hours per day and 40 hours per week may result in overtime pay at 1 ½ time the appropriate rate. Also, certain unusual conditions may arise which may result in overtime pay at 2 times the appropriate rate. Railroad work involved in preparing and handling bills may also be charged to the Contractor. Charges to the Contractor by the Railroad shall be in accordance with Federal-Aid Highway billing procedures and requirements as contained in applicable provisions of Part 140, Subpart I, and Part 646, Subpart B, of Title 23, Highways, of the Code of Federal Regulations, current edition, and shall further be on the same basis as the Department would be billed by the Railroad if the Department was paying for the charges.
- (2) Option 1: The Contractor shall make advance deposit of funds based on estimate of the cost of protective flagging or other services as determined by the Railroad. The cost for Railroad services shall then be assessed by the Railroad against this advanced deposit. Upon completion of the Project, any unused funding will be returned to the Contractor. If the Railroad's cost exceeds the advance deposit(s), a request will be made to the Contractor for additional funds or an invoice will be issued to the Contractor for final payment. The Contractor shall remit payment to the Railroad within thirty (30) days of receipt of either a request for additional funds or an invoice.
- (3) Option 2: The contractor will be billed for flagging services on a periodic basis directly by the Railroad. The Contractor will promptly pay such bills within 30 days after each bill is rendered. Should the Contractor fail to pay

the Railroad within 60 days after any bill is rendered, the Department may pay directly to the railroad any amounts due and deduct the amount of such payments from any funds due the contractor. This provision does not affect the obligation of the Contractor under his bond or the rights of the Railroad or the Department under the bond.

#### D. Verification

- (1) The Contractor will review and sign the Railroad flagman's semi-monthly time sheet, or other similar documentation, attesting that the flagman was present during the time recorded.
- (2) The Railroad flagman assigned to the project will be responsible for notifying the Highway Engineer upon arrival at the job site on the first day (or as soon thereafter as possible) that flagging services begin and on the last day that he performs such services for each separate period that services are provided. The Highway Engineer will document such notification in the project records. When requested, the Highway Engineer will also sign the flagman's time sheets showing daily time spent at the project site.

## 7. TRANSPORTING MATERIALS AND EQUIPMENT ACROSS TRACKS:

Any existing or temporary grade crossings, work mats, or other means needed during construction by the Contractor for transporting materials of any nature or equipment across railroad tracks or property of Railroad will be the responsibility of the Contractor to handle directly with the Railroad and to make all necessary arrangements and to obtain all required approvals. The Contractor may be required to execute a written agreement with the Railroad to cover such matters and appropriate time should be allowed for the preparation and handling of such agreement. The Contractor will be required to bear all costs incidental to such matters including but not limited to watching and flagging services by Railroad personnel, Right of Entry Agreements or Private Crossing Agreement. Agreement extensions may require additional payment. Safety guidelines are given in paragraph 10 herein.

## 8. WORK FOR THE BENEFIT OF THE CONTRACTOR:

- A. All temporary or permanent changes in wire lines or other facilities which are considered necessary to the project are shown on the plans; included in the force account agreement between the Department and the Railroad; or will be covered by appropriate revisions to same which will be initiated and approved by the Department and the Railroad.
- B. Should the Contractor desire any changes in addition to the above, then it shall make separate arrangements with the Railroad for same to be accomplished, including any required flagging service, at the Contractor's expense.

## 9. COOPERATION AND DELAYS

- A. It shall be the Contractor's responsibility to arrange a schedule with the Railroad for accomplishing stage construction involving work by the Railroad or tenants of the Railroad. In arranging the schedule the contractor shall ascertain, from the Railroad, the lead time required for assembling crews and materials and shall make due allowance therefore.
- B. No charge or claims of the Contractor against either the Department or the Railroad will be allowed for hindrance or delay on account of railway traffic, any work performed or to be performed by the Railroad, or other delay incident to or necessary for safe maintenance of railway traffic and facilities, or for any delays due to compliance with this special provision.

#### 10. SAFETY GUIDELINES:

## A. Guidelines for Personnel on Railroad Right-of-Way

- (1) All persons shall wear hard hats. Appropriate eye and hearing protection must be used. Working in shorts is prohibited. Shirts must cover shoulders, back and abdomen. Working in tennis or jogging shoes, sandals, boots with high heels, cowboy and other slip-on type boots is prohibited. Hard-sole, lace-up footwear, zippered boots or boots cinched up with straps which fit snugly about the ankle are adequate. Safety boots are strongly recommended.
- (2) No one is allowed within 25 feet of the centerline of track without specific authorization from the flagman.
- (3) All persons working near track while train is passing are to look out for dragging bands, chains and protruding or shifted cargo.
- (4) No one is allowed to cross tracks without specific authorization from flagman.
- (5) All welders and cutting torches working within 25 feet of the track must stop when train is passing.
- (6) No steel tape or chain will be allowed to cross or touch rails without permission.

#### B. Guidelines for Equipment on Railroad Right-of-Way

- (1) No crane or boom equipment will be allowed to set up to work or park within boom distance plus 15 feet of the centerline of track without specific permission from railroad official and flagman.
- (2) No crane or boom equipment will be allowed to foul track or lift a load over the track without flag protection and track time.

- (3) All employees will stay with their machines when crane or boom equipment is pointed toward track.
- (4) All cranes and boom equipment under load will stop work while train is passing (including pile driving).
- (5) Swinging loads must be secured to prevent movement while train is passing.
- (6) No loads will be suspended above a moving train.
- (7) No equipment will be allowed within 25 feet of centerline of track without specific authorization of the flagman.
- (8) Trucks, tractors or any equipment will not touch ballast line without specific permission from railroad official and flagman.
- (9) No equipment or load movement within 25 feet or above a standing train or railroad equipment without specific authorization of flagman.
- (10) All operating equipment within 25 feet of track must halt operations when a train is passing. All other operating equipment may be halted by the flagman if the flagman views the operation to be dangerous to the passing train.
- (11) All equipment, loads, and cables are prohibited from touching rails.
- (12) While clearing and grubbing, no vegetation will be removed from railroad embankment with heavy equipment without specific permission from the Railroad Engineer and flagman.
- (13) No equipment or materials will be parked or stored on Railroad's property unless specific authorization is granted from the Railroad Engineer.
- (14) All unattended equipment that is left parked on Railroad property shall be effectively immobilized so that it cannot be moved by unauthorized persons.
- (15) All cranes and boom equipment will be turned away from track after each work day or whenever unattended by an operator.

## 11. **INSURANCE**:

See Exhibit A attached.

#### 12. FAILURE TO COMPLY:

In the event the Contractor violates or fails to comply with any of the requirements of this special provision:

- (1) The Railroad Engineer may require that the Contractor vacate Railroad right-of-way.
- (2) The Highway Engineer may withhold all monies due the Contractor on monthly statements.

Any such orders shall remain in effect until the Contractor has remedied the situation to the satisfaction of the Railroad Engineer and the Highway Engineer.

## 13. PAYMENT FOR COST OF COMPLIANCE:

No separate payment will be made for any cost incurred on account of compliance with this special provision. All such cost shall be included in prices bid for other items of the work.

Office of Utilities

#### **EXHIBIT A**

## INSURANCE REQUIREMENTS

A. In addition to any other forms of insurance or bonds required under the terms of the contract and specifications, the Prime Contractor will be required to carry insurance of the following kinds and amounts:

#### **Insurance Policies**

Contractor, if and to the extent that either is performing work on or about CSX's property, shall procure and maintain the following insurance policies:

- 1. Commercial General Liability coverage at their sole cost and expense with limits of not less than \$5,000,000 in combined single limits for bodily injury and/or property damage per occurrence, and such policies shall name CSX as an additional named insured. The policy shall include endorsement ISO CG 24 17 evidencing that coverage is provided for work within 50 feet of a railroad. If such endorsement is not included, railroad protective liability insurance must be provided as described in item 4 below
- 2. Statutory Worker's Compensation and Employers Liability Insurance with limits of not less than \$1,000,000, which insurance must contain a waiver of subrogation against CSX and its affiliates (if permitted by state law).
- 3. Commercial automobile liability insurance with limits of not less than \$1,000,000 combined single limit for bodily injury and/or property damage per occurrence, and such policies shall name CSX as an additional named insured. The policy shall include endorsement ISO CA 20 70 evidencing that coverage is provided for work within 50 feet of a railroad. If such endorsement is not included, railroad protective liability insurance must be provided as described in item 4 below.
- 4. Railroad protective liability insurance with limits of not less than \$5,000,000 combined single limit for bodily injury and/ or property damage per occurrence and an aggregate annual limit of \$10,000,000, which insurance shall satisfy the following additional requirements:
  - a. The Railroad Protective Insurance Policy must be on the ISO/RIMA Form of Railroad Protective Insurance Insurance Services Office (ISO) Form CG 00 35.
  - b. CSX Transportation must be the named insured on the Railroad Protective Insurance Policy.
  - c. Name and Address of Contractor and Agency must appear on the Declarations page.
  - d. Description of operations must appear on the Declarations page and must match the Project description.
  - e. Authorized endorsements must include the Pollution Exclusion Amendment CG 28 31, unless using form CG 00 35 version 96 and later.
  - f. Authorized endorsements may include:
    - (i) Broad Form Nuclear Exclusion IL 0021
    - (ii) 30-day Advance Notice of Non-renewal or cancellation

- (iii) Required State Cancellation Endorsement
- (iv) Quick Reference or Index CL/IL 240
- g. Authorized endorsements may not include:
  - (i) A Pollution Exclusion Endorsement except CG 28 31
  - (ii) A Punitive or Exemplary Damages Exclusion
  - (iii) A "Common Policy Conditions" Endorsement
  - (iv) Any endorsement that is not named in Section 4 (e) or (f) above.
  - (v) Policies that contain any type of deductible
- 5. All insurance companies must be A. M. Best rated A- and Class VII or better
- 6. The CSX OP number or CSX contract number, as applicable, must appear on each Declarations page and/or certificates of insurance.
- 7. Such additional or different insurance as CSX may require.

#### B. Additional Terms

1. Contractor must submit the complete Railroad Protective Liability policy, Certificates of Insurance and all notices and correspondence regarding the insurance policies in an electronic format to:

Victoria Matts & James Schonk STV <u>Victoria.Matts@stvinc.com</u> James.Schonk@stvinc.com

With paper copy to:

State Utilities Engineer Georgia Department of Transportation One Georgia Center 10<sup>th</sup> Floor 600 West Peachtree Street NW Atlanta, Georgia 30308

2. Neither Agency nor its Designee may begin work on or about CSX property until written approval of the required insurance has been received from CSX or CSX's Insurance Compliance vendor, Ebix.

#### **BOARD OF COUNTY COMMISSIONERS**

Lee Hearn, Chairman Edward Gibbons, Vice Chairman Eric K. Maxwell Charles W. Oddo Charles D. Rousseau Consent #12



#### **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**

February 10, 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 2<sup>nd</sup> and 4<sup>th</sup> Thursday of each month at 5:00 p.m.

#### Call to Order

Chairman Lee Hearn called the February 10, 2022 Board of Commissioners meeting to order at 5:00 p.m. A quorum of the Board was present.

## Invocation and Pledge of Allegiance by Chairman Lee Hearn

Chairman Lee Hearn offered the Invocation and led the Board and audience in the Pledge of Allegiance.

## Acceptance of Agenda

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

## PROCLAMATION/RECOGNITION:

1. Presentation by Fayette County's auditing firm, Nichols, Cauley & Associates, LLC, of the results of the Fiscal Year 2021 annual audit.

Gregory Chapman with Nichols, Cauley & Associates, LLC provided the Board with an overview of the results of the Fiscal Year 2021 annual audit. Mr. Chapman advised the Board that Nichols, Cauley & Associates, LLC was an accounting firm with a local branch serving Fayette County. He stated that the responsibility of the audit was to render an opinion on the financial statements. He stated that they performed audit procedures to determine that the financial statements were reasonably stated in accordance with Auditing Standards Generally Accepted in the United States of America (GAAS) and Government Auditing Standards (GAS). He stated that Nichols, Cauley and Associates does review and consider the internal control structure of the County in rendering their opinion, but do not render an opinion of the County's internal control structure. He stated that they did assist with the preparation of the basic financial statements, but they were the responsibility of the County's Management to review and analyze. He continued that the audit was an unmodified "clean" opinion on the basic financial statements, presented fairly in accordance with accounting principles generally accepted in the United States of America (GAAP). Mr. Chapman stated that a few required communications was provided to the Board via letter but added that the significant accounting policies used by the County are described in Note 1 to the basic financial statements. In considering the policies used by the County, he noted the policies were in accordance with generally accepted accounting principles and similar government organizations. He stated that the County used various estimates as part of its financial reporting process including valuation of accounts receivable (recording an allowance for uncollectible accounts) and pension and OPEB actuarial assumptions. Management's estimates used in the preparation of the financial statements were deemed reasonable in relation to the financial statements taken as a whole. Mr. Chapman stated that he considered this information and the qualitative aspects of management's calculations in evaluating the County's significant accounting estimates. He stated that the financial disclosures were also reviewed and the notes to the financial statements were

an integral part of the process used by management to accumulate the information included in the disclosures was the same process in accumulating the statements. The overall neutrality, consistency, and clarity of the disclosures was considered as part of the audit. Mr. Chapman continued in discussing required communications, stating that as it related to the relationship with management, they received full cooperation from the County's management, staff, and others. He stated that there were no disagreements with management on accounting issues or financial reporting matters. Mr. Chapman stated that there was audit adjustment proposed to the records of the County and had been recorded in the County's financial statements. He stated that the adjustment was not due to an error but came to light after the closure of the year. He stated that there were no passed audit adjustments. Mr. Chapman stated that as a part of the audit they do get representations from management, where they requested, and received, written representations from management relating to the accuracy of information included in the financial statements and the completeness and accuracy of various information requested. In accordance with American Institute of Certified Public Accountants (AICPA) standards, Nichols Cauley & Associates, LLC was independent with regard to the County and its financial reporting process. He noted that there were no fees paid to Nichols Cauley for management advisory services during fiscal year 2021 that might affect our independence as auditors. Mr. Chapman briefly outlined the financial highlights discussing various trends as it related to property tax, Local Occupational Sales Tax (L.O.S.T) and the millage rate.

Commissioner Maxwell stated, as a point of transparency, that Nichols Cauley & Associates, LLC also prepared his taxes. He noted that he was not a part of the selection process in choosing the firm to perform the County's audit but wanted to disclose this to the Board and the public, so all were aware.

PUBLIC HEARING: None.

#### **PUBLIC COMMENT:**

**Joan Perry of Peachtree City** stated that she wanted to learn more about how the County and cities prepared for the Special Purpose Local Option Tax (SPLOST).

Chairman Hearn stated that County Administrator Steve Rapson was the person to contact and would provide her with that information.

#### **CONSENT AGENDA:**

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

- 2. Approval of staff's request for the Board of Commissioners to establish the annual Budget Calendar for Fiscal Year 2023, which begins July 1, 2022 and ends June 30, 2023.
- 3. Approval of the Water Committee's recommendation to approve the request from Peachtree City Rowing Club to close Lake McIntosh Park for a rowing scrimmage on March 12, 2022.
- 4. Approval of a request from Fayette County Juvenile Court to accept a supplemental grant award from the Criminal Justice Coordinating Council in the amount of \$72,379.00 for the Juvenile Justice Incentive Grant.
- 5. Approval of the January 27, 2022 Board of Commissioners Meeting Minutes.

#### **OLD BUSINESS:**

6. Reconsideration of an ordinance, establishing the composition and responsibilities of the Fayette County Retirement Committee. This item was tabled at the December 9, 2021 meeting.

Human Resources Director Lewis Patterson stated that this item was tabled at the December 9, 2021 meeting and he was available to answer any questions or concerns from the Board.

Chairman Hearn asked for a brief outline of were the discussion of the Retirement Committee ended at the December 9, 2021 meeting.

Mr. Rapson stated that page #3 of the proposed Retirement Committee ordinance outlined the most significant change to the Committee which was the designation of an ex-officio member from the Board of Commissioners, who would serve as Chairman of the Committee.

Commissioner Maxwell moved to adopt the ordinance, establishing the composition and responsibilities of the Fayette County Retirement Committee as recommended. Chairman Hearn seconded.

Commissioner Oddo stated that he was not sure this committee needed an ex-officio member. He stated that the Board had decided to remove Commissioners from committees, boards, and authorities. He stated that from his perspective the Commissioners, as elected officials, would always have influence with anything pertaining to the county. He stated that this was a committee for the staff and essentially their funds that they would make decisions regarding. Commissioner Oddo stated that he does not understand why there needed to be an ex-officio member to help run the meetings. He added that these meeting were open to the public and if a Board member wanted to, they were welcome to sit in on a meeting to hear what was being discussed. He added that he could not support keeping Commissioners on the committee.

Commissioner Rousseau stated that he was a member of the Association County Commissioners of Georgia (ACCG) Defined Benefit Board of Trustees and asked Mr. Davenport if it would create any conflict if he weighed in on this discussion.

Mr. Davenport stated no, there would be no conflict.

Commissioner Rousseau stated in response to Commissioner Oddo's comments that he offered an ordinance that Commissioners would not serve on committees and other than the Transportation Committee that was already created at that time, there was a policy in place to that effect.

County Administrator Steve Rapson confirmed that was correct.

Commissioner Rousseau stated that other than boards, committees, and authorities that were mandated by the State, the Board decided that commissioners would not serve on committees. As a result, if approved the Board would be in violation or "running a foul" of said policy or position. Commissioner Rousseau added that he was also troubled by the proceeding item where the Board would be removing members, as a result. If approved, the Board would be duplicitous and/or double-minded in their position. Commissioner Rousseau stated that he had concerns and would prefer the Board remain consistent in their position.

Commissioner Maxwell stated that he took interest and sat on the Retirement Committee during his first term serving as a commissioner although not as formal as it was now. He stated that the County did not have the same retirement plan that was in place today. He noted that the retirement plan/committee was created during the first time he served as a commissioner, and he liked to think that he helped make that possible. Commissioner Maxwell stated that he felt that at times staff was reluctant to present before the Board and having the support of a commissioner was beneficial. Commissioner Maxwell stated that during the six years he did not serve on the Board another Commissioner served on the committee, but he found it interesting that the Commissioner who served on it was now in disagreement with a commissioner sitting on the committee. Commissioner Maxwell stated that this committee was something special to him. He added that he had attended training and had a desire to continue to serve on the committee. He stated that he proposed making the Commissioner an ex-officio member and although this member could not vote they would still be a part of the discussion. He added that he did have a vested interest in the committee because he had contributed every dollar earned in this position to the retirement plan. Commissioner Maxwell reiterated his continued interest and desire to serve on the committee. He concluded stating that in his opinion it would not be a good move to not have a Commissioner on the Retirement Committee.

Commissioner Oddo stated in response to Commissioner Maxwell's comments that he was the Commissioner who previously sat on the Retirement Committee. He stated that since serving on the Board he had advocated that commissioner not serve on

committees, board, or authorities and he had not changed that position. He stated however, that when a committee was formed that had Commissioners as a member, he was willing to serve. He reiterated that he still felt that commissioners should not serve on committees, board, or authorities that would in turn provide recommendations to the Board of Commissioners for approval. He stated that he also had a financial interest in the retirement plan, but it was a plan primarily employee driven. He concluded stating that in his opinions regarding the Retirement Committee was not personal, but his position remained the same since he was elected.

Commissioner Maxwell moved to adopt the ordinance, establishing the composition and responsibilities of the Fayette County Retirement Committee as recommended. Chairman Hearn seconded. The motion failed 2-3, with Vice Chairman Gibbons, Commissioner Rousseau, and Commissioner Oddo voting in opposition.

Commissioner Maxwell moved to dissolve the Retirement Committee. The motion failed due to the lack of a second.

Chairman Hearn asked how a chairman would be selected by the Retirement Committee, if approved.

Mr. Davenport stated that via a brief review over the current ordinance, the language that was stricken because the ex-officio member was added would be unstricken, this language noted that a chairman would be selected by the members of the committee. He added that in the quick analysis of the ordinance he did not see anything of a substantive nature that would be negatively impacted because of this change.

Commissioner Oddo moved to approve the ordinance, establishing the composition and responsibilities of the Fayette County Retirement Committee, except for the ex-officio member. Vice Chairman Gibbons seconded. The motion passed 4-1, with Commissioner Maxwell in opposition.

7. Reconsideration of an ordinance amendment to the membership of the Fayette County Transportation Committee. This item was tabled at the December 9, 2021 meeting.

Public Works Director Phil Mallon stated that this item was regarding an ordinance amendment to the membership of the Fayette County Transportation Committee which was also tabled at the December 9, 2021 meeting. He stated that the draft ordinance before the Board outlined the removal of the two Commissioner positions that served on the Transportation Committee and replaced them with one county staff position and one county citizen position and made a prohibition against any elected officials sitting on the committee. Mr. Mallon stated that the Transportation Committee also forwarded the Board a letter outlining their recommendations regarding the membership of the Transportation Committee.

Chairman Hearn stated that elected officials were welcome to attend the Transportation Committee meetings, but they would not be voting members of the committee.

Mr. Mallon stated that was correct.

Vice Chairman Gibbons moved to approve the ordinance amendment to the membership of the Fayette County Transportation Committee. Commissioner Rousseau seconded.

Vice Chairman Gibbins asked what the new membership would consist of, if approved.

Mr. Mallon stated the committee would consist of the five representatives- one from each of the municipalities, three county staff members, two county citizens members, and a representative from the Sheriff's Office totaling eleven members.

Commissioner Rousseau stated that he felt this was an instance of an unintended consequence that Commissioner Maxwell spoke about when referencing when an ordinance/policy would sometimes hurt the Board, when followed. He stated that this was one of the few times that he felt the county and municipalities could come together on something that is critically important towards the quality of life and vitality of the community i.e. transportation. He stated that by all accounts the Transportation

Committee made up of the varying jurisdictions were able to work together and were able to identify priorities and potential funding and present recommendations before the Board for approval. He stated these were critical components to success and the committee was a great sitting for the jurisdictions to forge a common ground in developing a stronger community. Commissioner Rousseau stated that he was troubled with the decision to change the membership composition but with the varying subject matter experts taking the lead, he hoped to continue to receive recommendations that would build and develop the community as it relates to transportation. He stated that he also had concerns that the Board was being duplicitous in their handling of the different committees. He concluded stating that while he enjoyed the Transportation Committee and the engagement of the County's municipalities as well as citizens, he was troubled that the County's policy and position may change that dynamic.

Commissioner Oddo stated that he basically agreed with comments made by Commissioner Rousseau regarding the Transportation Committee. He stated that his position had always been that commissioners should not serve as members on committees or boards that were created by the Commission and were expected to make recommendation back to the Board of Commissioners. He stated that other elected officials do not concern him. The objective of the committee was to bring the jurisdictions together to discuss issues that affected the entire county and enabled the County to develop a stronger community. Commissioner Oddo stated that it was not his intent to have no elected officials serving on the Transportation Committee. He stated that it was the Commissioners membership he had concerns with, and his goal was to maintain an arms lengths relationship and have a neutral opinion when recommendations were presented before the Board. Commissioner Oddo also stated that the Transportation Committee had helped forge a great working relationship with the Georgia Department of Transportation (GDOT) that was invaluable.

Commissioner Rousseau stated that although he agreed with Commissioner Oddo's statements in principle, he was not an advocate of having other elected officials "in the room" or "at the table" with County staff exposed to their influence.

Vice Chairman Gibbons moved to approve the ordinance amendment to the membership of the Fayette County Transportation Committee. Commissioner Rousseau seconded. The motion passed 3-2, with Commissioner Oddo and Commissioner Maxwell voting in opposition.

### **NEW BUSINESS:**

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

- A. Contract #1867-P: Water System Engineer of Record Task Order 22-01: FY22 On-Call Support Services Change order 1: increase funding
- B. Contract #1867-P: Water System Engineer of Record Task Order 22-09: Hoseless Solids Collection System Services During Construction
- C. Contract #1477-S: Carbyne Public Safety Ecosystem Renewal 1

## **ACCG Civic Affairs Internship Grants**

Mr. Rapson advised the Board that they had received notice that the County had been awarded three ACCG Civic Affairs Internship grants which include grants to the Solicitors Office, the Water Systems, and State Court for the summer of 2022.

## Region 6 Mental Health Board Selection Committee

Vice Chairman Gibbons moved to approve Commissioner Rousseau and Commissioner Oddo to serve as the selection committee for the Region 6 Mental Health Board Selection. Commissioner Maxwell seconded. The motion passed 5-0.

## **Development Authority Selection Committee**

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

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

**Notice of Executive Session**: County Attorney Dennis Davenport stated that there was one item for Executive Session. The review of the Executive Session minutes for January 13, 2022.

### **COMMISSIONERS' REPORTS:**

### **Commissioner Maxwell**

Commissioner Maxwell stated that he received a disturbing phone call today regarding the recent passing of former Commissioner Scott Burrell. He stated that Mr. Burrell was a good guy and added that when he was first elected, he reached out to Mr. Burrell who helped him with being a commissioner, which he greatly appreciated that. Commissioner Maxwell stated that he was sorry he was gone and extended his condolences to the Burrell Family.

## **Chairman Hearn**

Chairman Hearn stated that Mr. Burrell was a Commissioner on the Board when he was hired as the Public Works Director. Commissioner Hearn relayed a brief memory of Mr. Burrell and added that he had always found him to be very positive with a good sense of humor, fair and reasonable.

## **Commissioner Rousseau**

Commissioner Rousseau stated he and his family extended their condolences to the Burrell Family.

Commissioner Rousseau recognized Caleb Adams of Sandy Creek High School who was nominated and awarded the recognition of Distinguished Gifted Teen. He extended a "shoutout" and congratulations to Mr. Adams for a job well done.

He concluded stating that he was very proud of the County's favorable audit report, which was a direct reflection of how citizen funds were being properly handled.

#### Vice Chairman Gibbons

Vice Chairman Gibbons expressed his condolences to the Burrell Family.

He extended a congratulations to the Finance Department and Mr. Rapson on the favorable audit.

Vice Chairman stated that he had received a few calls over the last week or so from a caller claiming to be from the Department of Health, asking for his health information. He continued advising the public to be mindful of who you give your personal information too and to be very cautions of calls you may receive.

## **EXECUTIVE SESSION:**

One item the Executive Session minutes for January 13, 2022.

**Approval of the January 13, 2022 Executive Session Minutes:** Commission Oddo moved to approve the January 13, 2022 Executive Session Minutes. Vice Chairman Gibbons seconded the motion. The motion passed 4-1, Commissioner Maxwell abstained.

#### **ADJOURNMENT:**

Commissioner Gibbons moved to adjourn the February 10, 2022 Board of Commissioners meeting. Commissioner Oddo seconded the motion. The motion passed 5-0.

The February 10, 2022 Board of Commissioners meeting adjourned at 5:54 p.m.

Minutes February 10, 2022 Page Number 7	
Marlena M. Edwards, Chief Deputy County Clerk	Lee Hearn, Chairman

## **COUNTY AGENDA REQUEST**

Department:	Board of Commissioners	Presenter(s):	Commissioners Gibbons & Rousseau			
Maating Date:	Thursday Fahruary 24, 2022	Type of Deguests	New Business #13			
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Busiliess #13			
Wording for the Agenda:	ation Committan's recommendation	to appoint Cary Dower to the Favet	to County Doord of Floations for a term			
	22 and expiring January 31, 2026.	to appoint Gary Rower to the Payet	te County Board of Elections for a term			
Background/History/Detail	S:					
elections conducted withi One member is appointed Governor in the general e received the second-high appointment of the member	n Fayette County, and is responsible by the political party which receive election preceding the appointment coest number of votes within the counter. The third member is selected by	ty for its candidate for Governor in the y the county governing authority.	training of poll workers in elections. the county for its candidate for is appointed by the political party which			
Rousseau interviewed all		e marviada made application. Vice	. Ondiminan dissons and dominissioner			
The Selection Committee recommends Mr. Gary Rower.						
What action are you seeki	ng from the Board of Commissioner	s?				
Approval to appoint Gary 2026.  If this item requires funding Not Applicable.		of Elections for a term beginning Fe	ebruary 1, 2022 and expiring January 31,			
Has this request been cor	nsidered within the past two years?	No If so, whe	n?			
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup P	rovided 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.						
your doparament o reoper		dato viodal indicordi lo odolinicod				
Approved by Finance	Not Applicable	Reviewed	l by Legal			
Approved by Purchasing	Not Applicable	County C	lerk's Approval Yes			
Administrator's Approval						
Staff Notes:						





## APPLICATION FOR APPOINTMENT Fayette County Board of Elections

The **Board of Elections** is comprised of three members appointed to four-year terms. Meetings are scheduled to be held on a monthly basis; typically the fourth Tuesday of each 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 Board of Elections meetings as possible in an effort to become familiar with the responsibilities of the post. 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.

Fayette County would like to inform all interested Fayette County citizens that one (1) position on its Board of Elections is available to be filled. The terms will begin February 1, 2022 and will expire on January 31, 2026.

Please take a few minutes to complete the application and return it with a resume, if available, to Tameca Smith, County Clerk, at <a href="mailto:tsmith@fayettecountyga.gov">tsmith@fayettecountyga.gov</a> or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, February 11, 2022.

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 Gary Rower	
ADDRESS 614 Highway 85 Connector	(city)Brooks
TELEPHONE (cell)	(home)
EMAILgary@rowerairshows.com	
- Sony Sone	1/31/22
Signature	Date



## APPLICATION FOR APPOINTMENT Fayette County Board of Elections

- 1. How long have you been a resident of Fayette County?
  - I was a resident for 18 years, moved away a few years ago and recently returned.
- 2. Why are you interested in serving on the Board of Elections?
  - I was very involved in Fayette, GA and US politics while living here before and wish to resume/continue that involvement.
- 3. What qualifications and experience do you possess that should be considered for appointment to the Board of Elections? In the past I was a precinct chair in Fayette, candidate for public office, campaign advisor and county chair for the Bush 41 reelection campaign.
- 4. List your recent employment experiences to include name of company and position. I retired from Delta Air Lines in 2020. I was a pilot there for 34 years.
- 5. Do you have any past experience related to this position? If so, please describe.
  - Fayette precinct chair and delegate to the state convention.
- 6. Are you currently serving on a commission/board/authority or in and elected capacity with any government?

No

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

  No, I just moved back a few months ago.
- 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 Board of Elections?

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.

Limited since I recently returned to the county. See Resume for past involvement.

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

#### Gary Rower

#### Abbreviated Resume

**Fayette County Board of Elections** 

1/31/22

DOB 57

Education: BS, Aeronautical Engineering, USAF Academy, 1979

Work: 1979-1986 Instructor Pilot USAF F-16

1986-2020 Pilot Delta Air Lines Inc.

Retired September 1 2020 due to Covid Downsizing

Political Experience:

County Chairman Bush/Quayle Reelection Campaign, Hood County, TX

Fayette County Precinct Chairman, Precinct 16 circa 1996-2006

Delegate to GA State Convention 1996

Candidate District 105 1996

Campaign volunteer numerous campaigns 1996-2010

Candidate for PTC Mayor 2001

#### Community Involvement:

Have just moved back to Fayette County but was previous member of the PTC Kiwanis Club

Volunteer coach for J.C. Booth Middle School Science Olympiad team

Project manager F-16 on display at Peachtree City Falcon Field Airport

Board Member Southern Conservation Trust and project manager for Line Creek Nature Area

## **OTHER APPLICANTS**





## APPLICATION FOR APPOINTMENT Fayette County Board of Elections

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

Fayette County would like to inform all interested Fayette County citizens that one (1) position on its Board of Elections is available to be filled. The terms will begin February 1, 2022 and will expire on January 31, 2026.

Please take a few minutes to complete the application and return it with a resume, if available, to Tameca Smith, County Clerk, at <a href="mailto:tsmith@fayettecountyga.gov">tsmith@fayettecountyga.gov</a> or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, February 11, 2022.

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

	Records Law.
NAME DHARLENE -	ALEXANDER
ADDRESS 460 ANTHONY	DR (city) TYRONE GA
TELEPHONE (cell	home) CC//
EMAH	
Marlene Mexander	1/17/2022
Signature	Date



# APPLICATION FOR APPOINTMENT Fayette County Board of Elections

- 1. How long have you been a resident of Fayette County?
- 2. Why are you interested in serving on the Board of Elections?
- 3. What qualifications and experience do you possess that should be considered for appointment to the Board of Elections?
- 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 and elected capacity with any government?
- 7. Have you attended any Board of Elections 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 Board of Elections?
- 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?

- 1. HOW LONG HAVE YOU BEEN A RESIDENT OF FAYETTE COUNTY? 31+ Years [since September 1, 1990]
- 2. WHY ARE YOU INTERESTED IN SERVING ON THE BOARD OF ELECTIONS? It is so important that our elections are beyond reproach. With my years of experience in municipal auditing, reporting, contract/regulations, and training, I would be honored to contribute toward ensuring the integrity of our elections.
- 3. WHAT QUALIFICATIONS AND EXPERIENCE DO YOU POSSESS THAT SHOULD BE CONSIDERED FOR APPOINTMENT TO THE BOARD OF ELECTIONS?

**1970-1982 Licensed CPA** in IL, CT and GA specializing in municipal, hospital, and banking audits [all highly regulated industries]; Expert Embezzlement Trial Witness

**5 Years: Bell System management** in charge of Cost Accounting System design and implementation, Construction Budget Manager, PUC Rate Case Task Force, Long Range Planning **18 Years: Corporate Relocation/Commercial and Residential Real Estate.** Successfully recruited Hella to Peachtree City for relocation of their NJ headquarters [6 states and 3 GA locations were under consideration]; most requested relocation professional to work with American and Japanese executives for several local Japanese companies; experience in zoning, State highway ingress/egress development, contract rules and regulations, negotiation, ethics and license law.

4. LIST YOUR RECENT EMPLOYMENT EXPERIENCES TO INCLUDE NAME OF COMPANY AND POSITION.

1980 – Present, Self-Employed/Independent Consultant:

- ➤ **18 years Licensed Realtor** affiliated with Childress Realty, Coldwell Banker Barton and Ludwig, and Re/Max;
- Independent Consultant: DISC Communication/Behavior Model Consultant and Trainer for Fortune 500 Companies specializing in communication, team building and business development.
- 5. DO YOU HAVE ANY PAST EXPERIENCE RELATED TO THIS POSITION? IF SO, PLEASE DESCRIBE.

No.

- 6. ARE YOU CURRENTLY SERVING ON A COMMISSION / BOARD / AUTHORITY OR IN AN ELECTED CAPACITY WITH ANY GOVERNMENT?
  No.
- 7. HAVE YOU ATTENDED ANY BOARD OF ELECTIONS 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? Absolutely.
- 9. WOULD THERE BE ANY POSSIBLE CONFLICT OF INTEREST BETWEEN YOUR EMPLOYMENT OR YOUR FAMILY AND YOU SERVING ON THE BOARD OF ELECTIONS? None.

M

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.

From 1982 – 2021 Active in the **McIntosh Chapter of the American Business Women's Association** providing career and leadership development as well as over \$100,000 in scholarships to local women;

Recently selected to serve on the **Town of Tyrone 2022 Comprehensive Plan Steering Committee**;

Recently selected to serve as a **Judge for the American Legion Constitutional Oratorical Contest/Scholarship**;

Licensed US Constitution Coach - Volunteer leading seminars and classes online and in-person.

- 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 ETHICS ORDINANCE?

No.

Marlene Mejonder 1/17/2022





## APPLICATION FOR APPOINTMENT Fayette County Board of Elections

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

Rec	ords Law.
NAME LINEILF, CHARI	TY
ADDRESS 195 ZELILIVU DR	(city) Fuyetteville
TELEPHONE (cell)	(home) 770-460-1990
EMAIL	•
I'm we I Chanty	1/24/2022
Signature	Date



## APPLICATION FOR APPOINTMENT Fayette County Board of Elections

- 1. How long have you been a resident of Fayette County?
- 2. Why are you interested in serving on the Board of Elections?
- 3. What qualifications and experience do you possess that should be considered for appointment to the Board of Elections?
- 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 and elected capacity with any government?
- 7. Have you attended any Board of Elections 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 Board of Elections?
- 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?

Submittal Attachment
Fayette County
Application for Appointment – Fayette County Board of Elections

- How long have you been a resident of Fayette County?
   I have been a resident of Fayette County, Georgia since December of 1995
- 2. Why are you interested in serving on the Board of Elections?
  With the recent activities involving voter registration and election fraud, I would like to support my County of residence by assisting in the selection and training of poll workers and other citizens of Fayette County to assure a safe and fair election.
- 3. What qualifications and experience do you possess that should be considered for appointment in the Board of Elections?
  I have directly worked in the election process but have followed and voted in as many elections locally and nationally as feasible. I have worked as an Administrator for the State of Georgia and very familiar with the Local and State Government.
- 4. List your recent employment experiences to include name of company and position. My most recent employment was with the Georgia Department of Transportation as an Administrative Branch Chief for the Administrative Division. In this position, I had oversight for the Administrative Division which included Financial Operations; Safety; Procurement/Purchasing; Asset Management and Warehouse Operations as well as Maintenance of the entire 100,000 + square foot facility.
- 5. Do you have any past experience related to this position? If so, please describe.
  I have no direct past experience working in this type of position except biding by the State of Georgia rules and regulations as well as following and voting in all elections.
- 6. Are you currently serving on a commission/board/authority or in and elected capacity with any government?
  No
- 7. Have you attended any Board of Elections meetings in the past two years and, if so, how many? I have attended a few meetings along with the County Board of Commissioner and County Board of Health 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 Board of Elections?
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.
Other than attending local community meetings and supporting my local health department and local businesses, I am also involved with serve affiliated activities through my Sorority.

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 Ethics Ordinance? No

Lyneil F. Charity 195 Zelkova Drive Fayetteville, GA 30215 - email:

January 24, 2022

The Fayette County Board of Commissioners ATTN: Tameca Smith 140 Stonewall Avenue West, Suite 100

Subject:

Open Position of The Fayette County Board of Elections

Dear FCBE:

Fayetteville, GA 30214

I recently retired from the Georgia Department of Transportation as an Administrator and would like to be considered for the vacant position on the Fayette County Board of Elections. I am dedicated to continuous improvements in quality, productivity, efficiency, customer service and proposing new process solutions to achieve greater expectations.

I formally worked in the Office of Materials and Testing (OMAT) for the Georgia Department of Transportation as the Administrative Operations Manager. Previously, I was employed with the Office of Design Policy and Support for the Georgia Department of Transportation as the *Administrative Operations Manager*. Prior to that, I was employed in the Finance Department with the Georgia Emergency Management Agency (GEMA) as the *Business Operations Generalist* over the purchasing and procurement area.

In my position as *County Administrative Operations Manager*, I supervised the overall operation of the Carroll County Health Department with a staff of 40+ employees with immediate supervision over 10 administrative staff members. I also prepared and monitored an annual \$1.7M budget, managed functions of the human resources, staffing, compensation and benefits administration.

Before that, I was employed with *Continental Airlines as the Airport Administrative Specialist* for the overall operation of the administrative office for 9 + years and the *Federal Deposit Insurance Corporation* as a Paralegal for 10 years.

I have strong communication skills, effective critical thinking skills, sales passion and a drive for growth based on my personal performance.

If you feel your team could use a person with my attributes, I would love to hear from you. I have attached my resume and am strongly interested in a discussion with you regarding your needs for these positions. I can be reached from 8:00 to 5:00 at 678-471-5146.

Thank you.

Sincerely, Lyneil F Charity



# LYNEIL F. CHARITY

195 Zelkova Drive, Fayetteville, Georgia 30215 \* Home 770-460-1990 \* Cell

Dynamic 20+ year professional career leading the daily operations of several fast-paced organizations in Finance, Accounting, Customer Service, Human Resources, Purchasing/Procurement and Team Building/Leadership.

<u>Computer Skills</u>: MS Office (Word, Excel, PowerPoint, Access, Outlook, Publisher), PeopleSoft, Kronos, Fiscal Accounting System (FA), Internet Explorer, GAMS and ProjectWise

Certified Government Finance Officer, University of Georgia – Currently Attending Procurement
Certification Courses through DOAS

### CORE COMPETENCIES

#### **Operations Management**

Managed all aspects of operations to include assisting executive management, financial processes and reporting, budgeting and forecasting, evaluation of policies, tracking performance, expense reduction, recruitment, facilities management, customer service, staffing, scheduling, procurement, inventory control, planning, Emergency Preparedness, auditing, payroll, negotiating contracts, record management and payroll preparation.

## Finance & Accounting

Administered and managed \$1.7 to #\$3M operational budget.

Researched and tracked statistical data to implement and evaluate policies in preparation for financial reporting

Track operational performance and managed daily workload

Increase the organizations prior year program income from a negative \$25,000 to a positive \$600,000 within 5 years

Decrease annual budget expenditures to 35% by renegotiating vendor contracts, terms and conditions and by reducing staff through attrition.

Cross-trained staff; created a perpetual inventory program to reduce supply spending and managed operations within 25% each quarter of the budget.

## Purchasing/Procurement

Purchased supplies, equipment, materials utilizing open market bid process purchasing methods (RFQ's, RFI's, RFQC's, Sole Source, etc.)

Oversight for procurement, purchasing, contracts & building operations utilizing established procurement procedures & techniques to procure requested commodities Reviewed and executed contracts and purchase orders within delegated authority Plan, administered and executed the buying procedures including bid solicitations, finalizing specifications, coordinating legal and insurance results with department personnel, evaluating bids and preparing contracts

Conducted vendor research to forecast price trends, determine future availability, provided advise on new products and choices of statewide contracts to use

Handled purchases using Statewide Purchase Card, reconciliation and audit submittals of purchase card logs and/or receipts

Prepared Sole Brand & Sole Source justification forms in accordance with DOAS requirements.

#### **Human Resources**

Supervised a professional and administrative staff with oversight for Human Resource functions such as disciplinary actions, terminations, retirement, performance management, benefits, employee relations, professional development, building maintenance, task orders & contracts, motor pool dispatch of vehicles and reconciliation of vehicles monthly

Created monthly, quarterly and annual incentives such as Employee-of-the-Month to decrease absences by 95%.

Planned, signed and reviewed personnel actions and provided information regarding benefits to employees as well as the District office.

Managed and updated personnel records; prepared performance evaluations for staff; provided information to employees regarding employee relation issues and personnel policy.

Recommend awards; approved and denied leave request, reviewed attendance records; recruit, screen, and interview potential staff.

Prepared all W-2's; bi-weekly payroll, yearly closeout for preparation of State audits; Prepared bi-weekly, quarterly and yearly Federal and State taxes

Ensured office policies and procedures were being adhered to; ensured security and confidentiality of data and personnel records; prepared financial reports and schedules to ensure efficiency of the health department.

#### **EMPLOYMENT HISTORY**

Georgia Department of Transportation (GDOT)	Aug 2015 - Dec 2021
Admin Ops Manager – Atlanta, GA	
Georgia Emergency Management Agency (GEMA)	Oct 2013 - July 2015
Business Ops Generalist - Atlanta, GA	
Fayette County Board of Education	Aug 2013 - Oct 2013
Substitute Teacher - Fayetteville, GA	
New Macedonia Baptist Church	Aug 2012 - Aug 2013
Administrative Spec - Riverdale, GA - Volunteer	
Carroll County Health Department, Administrative Manager	
Admin Ops Manager - Carroll County, Georgia	July 2007 - Aug 2012
(Function Outsourced due to funding)	
Continental Airlines, Inc., Airport Administrative Specialist	
Airport Admin Spec - Atlanta, Georgia	Dec 2002 - Jun 2007

#### **EDUCATION**

VA Union University B.S., Business Administration Richmond, VA University of Phoenix MBA, Business Administration Atlanta, GA







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

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NAME TERRY L. ERNST	
ADDRESS 704 ALDERLY LANE	(city) PEACHTREE CITY
TELEPHONE (cell)	(home) SAME
EMAIL	
Torry of Ernst Signature	FEB 9, 2022 Date



# APPLICATION FOR APPOINTMENT Fayette County Board of Elections

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

31 YEARS

NO

۷,	THE ELECTION PROCESS IS ABOUT THE PEOPLE. IT FEET I CAN HELP KEEP OUR PROCESS HONEST,
3.	What qualifications and experience do you possess that should be considered for appointment to the Board of Elections? I HAVE YOU WEVERY ELETION I HAVE DEEN ELICOLE FOR.
4.	I HAVE HEYEARS OF GOVERNMENT EXPENSENCE, BOYEARS, MINITERY, WHEAR WITH List your recent employment experiences to and will make of toth party and position 1614.  SAME AS #7
5.	Do you have any past experience related to this position? If so, please describe. $\mathcal{N}\mathcal{D}$
6.	Are you currently serving on a commission/board/authority or in and elected capacity with any government? $\sqrt{\delta}$
7.	Have you attended any Board of Elections meetings in the past two years and, if so, how many? ${\cal N} {\cal O}$
8.	Are you willing to attend seminars or continuing education classes at county expense? $\mathcal{GS}$
9.	Would there be any possible conflict of interest between your employment or your family and you serving on the Board of Elections? $NQ$
10	. Are you in any way related to a County Elected Official or County employee? If so, please describe. ${\cal NO}$
1	Describe your current community involvement.  IN MEMBER OF THE OPTIONST CLUB, MEMBER OF PEACHTRELCITY CHRISTAN CHARGE IN MEMBER OF THE OPTIONS CHARGE CHARGE PROGRAM.  Have you have been given a copy of the country's Ethics Ordinance?  YES

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





# APPLICATION FOR APPOINTMENT Fayette County Board of Elections

The **Board of Elections** is comprised of three members appointed to four-year terms. Meetings are scheduled to be held on a monthly basis; typically the fourth Tuesday of each 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 Board of Elections meetings as possible in an effort to become familiar with the responsibilities of the post. 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.

Fayette County would like to inform all interested Fayette County citizens that one (1) position on its Board of Elections is available to be filled. The terms will begin February 1, 2022 and will expire on January 31, 2026.

Please take a few minutes to complete the application and return it with a resume, if available, to Tameca Smith, County Clerk, at <a href="mailto:tsmith@fayettecountyga.gov">tsmith@fayettecountyga.gov</a> or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, February 11, 2022.

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

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

NAME Lane Watts	
ADDRESS 201 Patricia Ln (city) Fareteville	<u>,                                     </u>
TELEPHONE (cell) (home)	
EMAIL	
Signature $\frac{2/10/22}{Date}$	



# APPLICATION FOR APPOINTMENT Fayette County Board of Elections

1.	How long have you been a resident of Fayette County?
2.	Why are you interested in serving on the Board of Elections?
3.	What qualifications and experience do you possess that should be considered for appointment to the Board of Elections?
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 and elected capacity with any government?
7.	Have you attended any Board of Elections 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 Board of Elections?
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?

\* Please see a Hacked

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

### Answers to Questionnaire for BOE Appointment

- 1. 39 years
- 2. I have been involved in politics and political campaigns for many years so I'm a big believer in free and fair elections. It is vital to democracy in my opinion. I want to serve on the Board of Elections to ensure that elections here in the county are conducted with fairness, professionalism and strict adherence to the law. I also have a strong desire to serve this community that I love.
- 3. Numerous times, I've served as a poll watcher and absentee ballot review panel member during primary and general elections. In my capacity as Chairman of the Fayette County Republican Party, I've dealt with members of the Elections Office staff on election related issues. So I'm generally familiar with the structure of the Elections Board and Elections Office staff as well as with the functions of the office.
- I'm self employed in the residential real estate industry and have been since the late 1990s.
- As I referenced in question 3 above, I've served as a poll watcher and absentee ballot review panel member in numerous elections.
- I currently serve as a member of the Fayette County Board of Equalization, having been appointed in 2016.
- I haven't attended Board meetings in the past two years, due to the pandemic. Prior to 2020, I did attend meetings frequently.
- 8. Yes
- 9. No

- 10. No, I am not
- 11. As I mentioned before, I'm honored to serve as a member of the Board of Equalization. I'm also an active member of the Republican Party of Fayette County
- 12. Yes, I have
- 13. No

# **COUNTY AGENDA REQUEST**

Department:	Road Department	Presenter(s):	Steve Hoffman, Director		
Meeting Date:	Thursday, February 24, 2022	Type of Request:	et: New Business #14		
Wording for the Agenda:					
Consideration of staff's re an additional 180 days.	commendation to extend the existin	ng Transfer Station Operations Agree	ement with Waste Management Inc. fo		
Background/History/Detail	S:				
•	lanagement to perform all functions	unty and Waste Management was ap necessary to successfully operate th	•		
1	parties expires on February 28, 202	wal terms to begin immediately at the 22. Under the proposed Third Amen	e end of the original term. The current dment (included in backup), the		
County staff is currently w	orking on preparing a new Transfer	Station Operations Agreement.			
	ng from the Board of Commissioner				
Approval of staff's recommendational 180 days.	nendation to extend the existing Tra	ansfer Station Operations Agreemen	t with Waste Management Inc. for an		
If this item requires funding	g, please describe:				
	reement is currently budgeted for F	Y22.			
Has this request been cor	sidered within the past two years?	No If so, whe	n?		
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup P	rovided with Request?		
	•	r Clerk's Office no later than 48 ho audio-visual material is submitted	urs prior to the meeting. It is also at least 48 hours in advance.		
Approved by Finance	Yes	Reviewed	l by Legal		
Approved by Purchasing	Not Applicable	County C	lerk's Approval		
Administrator's Approval					
Staff Notes:					

#### COUNTY OF FAYETTE

#### STATE OF GEORGIA

#### THIRD AMENDMENT TO TRANSFER STATION OPERATIONS AGREEMENT

**THIS THIRD AMENDMENT** ("Third Amendment") is made and entered into as of the \_\_\_\_ day of February 2022, by and between Fayette County, a political subdivision of the State of Georgia, acting by and through its Board of Commissioners (the "County") and Georgia Waste Systems, Inc. (the "Operator").

#### WITNESETH:

WHEREAS, the County and the Operator entered into that certain Transfer Station Operations Agreement, dated February 28, 2002, for the operation of the Fayette County Transfer Station located at 221 First Manassas Mile Road in Fayetteville, Georgia, as amended by that certain First Amendment to Transfer Station Operations Agreement, dated December 12, 2009; and by that certain Second Amendment to Transfer Station Operations Agreement, dated September 7, 2011 (collectively, the "Agreement").

**WHEREAS**, the Agreement will expire on February 28, 2022, and the County and the Operator have determined that it is in the best interest of both parties to renew the Agreement in accordance with its terms.

**NOW THEREFORE,** in consideration of the mutual premises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto, each intending to be legally bound, do hereby agree as follows:

- 1. All defined terms not otherwise defined herein shall have the same meaning ascribed to them in the Agreement.
- 2. On February 24, 2022, the County agreed to extend the term of the current Agreement for six (6) months under the same terms and conditions set out in the Agreement (i.e., extend to August 28, 2022).
- 3. Except as expressly set forth herein or as necessary to carry out the terms of this Third Amendment, no further amendment of the terms of the Agreement is intended hereby and all the terms and conditions of the Agreement shall remain in full force and effect.
- 4. This Third Amendment is hereby incorporated into the Agreement, which together with any Exhibits attached hereto, contain the entire agreement between the parties as to the matters contained herein. Any oral representations or modifications concerning this Third Amendment and the Agreement shall be of no force and effect.

**IN WITNESS WHEREOF,** the Parties hereto, intending to be legally bound, have duly executed this Third Amendment entered into as of the date first above written.

	BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA
(SEAL)	
ATTEST:	By:LEE HEARN, Chairman
Tameca P. Smith, County Clerk Approved as to form:	
County Attorney	GEORGIA WASTE SYSTEMS, INC.
(SEAL)	
	By:
ATTEST:	

# **COUNTY AGENDA REQUEST**

Donartment:	Parks & Recreation	Procentor(s):	Anita Godbee, Director							
Department:	raiks & Recleation	Presenter(s):	Anita Godbee, Director							
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business #15							
Wording for the Agenda:										
Services to Lose Design,		9-P Parks & Recreation Multi-use Fadapproval to transfer \$159,386.34 avenance and Operations.								
Background/History/Detail	S:									
Parks and Recreation Mu experienced in providing a citizens and demonstrate	At the Board of Commissioner's retreat in 2021, the Board agreed to move forward with the design and architectural services for the Parks and Recreation Multi-use Facility. Fayette County solicited proposals from qualified consultants or team of consultants experienced in providing Architectural, Engineering, and Design Services for a new multi-purpose facility that will meet the needs of its citizens and demonstrate that the facility is financially feasible and economically rewarding to both the County and the community. The primary goal for the multi-use facility is to replace the existing Kiwanis Park facility with a new two-story facility, approximately 33,000 sq. feet in size.									
technical merit and price.	Due to the number of proposals a	were disqualified, 14 proposals were nd range of scores, a short list of firms lluation. The firm receiving the highe	s, with the highest-scoring	evaluations,						
What action are you seeki	ng from the Board of Commissione	rs?								
Approval of staff's recommendation Lose Design LLC in the \$159,386.34 available sur	mendation to award RFP #2019-P I e amount of \$535,000 (project 216A	Parks & Recreation Multi-use Facility ( AE) and approval to transfer \$100,000 ment Projects to fully fund the cost of	) from Recreation M&O and	I to transfer						
If this item requires funding	g, please describe:									
1	•	5,613.66 already available in project 2 \$159,386.34 from various CIP project	•	•						
Has this request been con	nsidered within the past two years?	No If so, when	n?							
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup P	rovided with Request?	Yes						
	-	/ Clerk's Office no later than 48 hot audio-visual material is submitted a								
Approved by Finance	Yes	Reviewed	by Legal							
Approved by Purchasing	Yes	County Cl	lerk's Approval							
Administrator's Approval										
Staff Notes:										



**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 13

From:

Natasha M. Duggan

Date:

February 24, 2022

Subject:

Contract 2019-P: Parks & Recreation Multiuse Facility - Architectural &

**Engineering Services** 

At the Board of Commissioner's retreat in 2021, the Board agreed to move forward with the design and architectural services for the Parks and Recreation new multiuse facility to meet the needs of citizens. This new facility will replace the existing Kiwanis Park facility with a new two-story facility approximately 33,000 sq. ft. in size.

The Purchasing Department issued Request for Proposals #2019-P to secure a firm to provide architectural and engineering services, as well as conduct public surveys for citizen input into what the facility will contain. Notice of the opportunity was emailed to 163 companies. Another 1,644 were contacted through the web-based Georgia Procurement Registry, who had registered under commodity code #90607 (Architect Services, Professional), #90610 (Buildings, Architectural Design Services), and #90672 (Recreation Facilities, Parks, Marinas, etc., Architectural Services). The offer was also advertised through Georgia Local Government Access Marketplace, Channel 23, Fayette County News, and our website.

Sixteen (16) companies submitted proposals (Attachment 1). Two firms were disqualified prior to the evaluation committee's review. One firm submitted only a list of hourly fees which is not sufficient for price evaluation and scoring. The second firm's price did not include the entire scope of services requested in the Request for Proposals.

The evaluation committee, composed of staff from Parks & Recreation, Public Works, Building Safety, Building Maintenance and Environmental Management, evaluated and scored the Technical Merit of the remaining 14 proposals using the criteria specified in the RFP. The criteria included (1) understanding and approach, (2) project team and individual experience, (3) primary firm's qualifications, and (4) scheduling and resource availability. Prices were then scored and added to the Technical Merit scores.

Scores from the Technical Merit and price proposals resulted in a short list of the top four (4) companies. They were Axis Infrastructure LLC, David Schroeder & Associates, Inc., Lose Design, and Wiley|Wilson. The short-listed firms made presentations on February 2 and 3. The

committee evaluated and scored the presentations, and resulting points were added to their evaluation scores (Attachment 2).

As a result of the evaluation process, the evaluation committee recommends award of the contract to Lose Design. A Contractor Performance Evaluation is not available since this is the first contract with Lose Design. The Purchasing Department checked their references and received highly favorable responses.

Each architectural firm submitted a proposal based on their interpretation of the county's envisioned facility and its proposed price. Lose Design informed us that their fee of \$535,000 is based on 5% of the project cost, which calculates to \$10,700,000 excluding furniture, fixtures, and equipment. Although there were outliers, interpretation of information provided by the firms as a whole seems to suggest that we could expect building costs to be within a \$10 million to \$12 million range.

Specifics of the proposed contract are as follows:

Contract Name #2019-P: Parks & Recreation Multiuse Facility –

Architectural & Engineering Services

**Contractor** Lose Design **Not to Exceed Amount** \$535,000.00

**Budget**:

Fund	375	CIP
Org Code	37560110	Recreation
Object	541320	Buildings & Structures
Project	216AE	Multi-Purpose Building
Available	\$275,613.66	As of 2/9/2022
Pending transfer CIP	159,386.34*	Pending BOC Approval
Pending transfer M&O	100,000.00*	Pending BOC Approval
	\$535,000.00	Total Available after transfers

#### \*Pending transfers:

Project Name	Project Number	Move to 216AE
All Parks/Entrance Sign Replacement	5110D	69,002.91
Brooks Park - Parking Lot Addition	5110G	28,903.69
Painting Park Building and Structures	6110D	25,931.77
McCurry Park Drainage Improvements	186AH	4,940.86
McCurry Park Softball Walkway Repair	216AC	30,607.11
TOTAL Available Budget to 216AE		159,386.34
Recreation M&O	HOTAB	100,000.00
Multi-Purpose Building	216AE	275,613.66
		\$ 535,000.00

# RFP #2019-P: Parks & Recreation Multiuse Facility Responder List

Vendor
2WR of Georgia, Inc.
Axis Infrastructure
Croft & Associates, Inc.
Schroeder Architects
Foreman Seely Fountain Architecture
Gardner Spencer Smith Tench & Jarbeau, P.C.
Goodwyn Mills Cawood
JMA Architecture
Lyman Davidson Dooley, Inc.
Lose Design
Moody-Nolan
Performa, Inc.
Wiley Wilson
Williams-Russell & Johnson, Inc.
*J.W. Robinson & Associates, Inc.
*Jefferson Browne Gresham Architects, Inc.

<sup>\*</sup>Disqualified

# PROPOSAL #2019-P: Parks & Recreation Multiuse Facility - Architectural & Engineering Services **EVALUATION SCORING SHEET**

Responder Name:	MAX POINTS	Axis Infrastruc-	David Schroeder & Assoc.,	Lose Design	Wiley Wilson	Croft & Associ-	FSF Arch.	Gardner Spencer Smith Tench	Goodwyn Mills	JMA Architec-	Lyman Davidson Dooley,	Moody Nolan	Per- forma	Williams Russell &	2WR of Georgia,
TECHNICAL MERIT:	TOINTO	ture	Inc.	200.9		ates	7 6	& Jarbeau, P.C.	Cawood	ture	Inc.			Johnson	Inc.
1 Understand & Approach	25	13	10	22	16	17	15	14	12	12	14	22	14	18	18
2 Proj Team & Individual Experience	20	12	12	13	14	18	14	13	15	13	15	16	10	12	15
3 Primary Firm's Qualifications	15	7	11	12	11	13	9	9	14	11	12	13	9	9	10
4 Scheduling & Resource Availability	10	4	3	8	7	7	7	9	5	8	7	8	7	8	5
Technical Merit Score	70	36	36	56	48	56	46	45	45	44	49	58	41	47	49
Proposed Price		\$ 351,800	\$ 327,000	\$ 535,000	\$ 441,500	\$ 742,538	\$ 493,550	\$ 565,125	\$ 1,029,950	\$ 655,390	\$ 540,000	\$ 655,000	\$ 652,000	\$ 782,500	\$ 650,000

₽ro	pos	ed	Pric	е
-----	-----	----	------	---

Technical Merit Score	70%	36	36	56	48	56	46	45	45	44	49	58	41	47	49
Proposed Price Score	30%	<u>28</u>	<u>30</u>	<u>11</u>	<u>19</u>	<u>0</u>	<u>15</u>	<u>8</u>	<u>0</u>	<u>0</u>	<u>10</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total Before Presentation		64	66	67	68	56	60	53	45	44	59	58	41	47	50
Presentation Score		<u>14</u>	<u>22</u>	<u>27</u>	<u>19</u>	<u>NA</u>									
Total Score		77	88	93	87	NA									

# **COUNTY AGENDA REQUEST**

Meeting Date: Thursday, February Wording for the Agenda:  Consideration of the County Attorney's recyears 2018, 2019, 2020 in the aggregated  Background/History/Details:  When a taxpayer feels that an error has obills, they have the right to request a Refurreviewed in detail by the County Attorney. In all approval of said requests.  A memo from the County Attorney is provided and 2020.	commendation to an amount of \$406.82 ccurred with respect on dunder O.C.G.A. Appropriate recom	et to taxes paid to Fayette County 48-5-380. This request is given to amendation(s) are then forwarded	on Real Estate and the Tax Assessors to the Board of Cor	Richard Hand, for tax  Personal Property tax 'defice in order to be nmissioner's for their
Consideration of the County Attorney's recyears 2018, 2019, 2020 in the aggregated  Background/History/Details:  When a taxpayer feels that an error has obills, they have the right to request a Refur reviewed in detail by the County Attorney. final approval of said requests.  A memo from the County Attorney is provided.	amount of \$406.82 ecurred with respected under O.C.G.A. Appropriate recom	et to taxes paid to Fayette County 48-5-380. This request is given to amendation(s) are then forwarded	on Real Estate and to the Tax Assessors to the Board of Cor	Personal Property tax s' Office in order to be nmissioner's for their
Consideration of the County Attorney's recycles 2018, 2019, 2020 in the aggregated  Background/History/Details:  When a taxpayer feels that an error has obbills, they have the right to request a Refur reviewed in detail by the County Attorney. final approval of said requests.  A memo from the County Attorney is provided.	amount of \$406.82 ecurred with respected under O.C.G.A. Appropriate recom	et to taxes paid to Fayette County 48-5-380. This request is given to amendation(s) are then forwarded	on Real Estate and to the Tax Assessors to the Board of Cor	Personal Property tax s' Office in order to be nmissioner's for their
When a taxpayer feels that an error has obbills, they have the right to request a Refur reviewed in detail by the County Attorney. final approval of said requests.  A memo from the County Attorney is provided in the county Attorney in the county Attorney is provided in the county Attorney is pro	nd under O.C.G.A. Appropriate recom	48-5-380. This request is given to imendation(s) are then forwarded	o the Tax Assessors to the Board of Cor	s' Office in order to be nmissioner's for their
bills, they have the right to request a Refur reviewed in detail by the County Attorney. final approval of said requests.  A memo from the County Attorney is provided.	nd under O.C.G.A. Appropriate recom	48-5-380. This request is given to imendation(s) are then forwarded	o the Tax Assessors to the Board of Cor	s' Office in order to be nmissioner's for their
1	ded as backup with	n an explanation to approve this t	ax refund request fo	r tax years 2018, 2019
What action are you seeking from the Board Approval of the disposition of tax refund, as \$406.82.			019, 2020 in the agg	regated amount of
If this item requires funding, please describe				
The funding required will be for those refur property that had previously been erroneously		. ,	•	
Has this request been considered within the	e past two years?	No If so, v	when?	
Is Audio-Visual Equipment Required for this	s Request?*	No Backu	p Provided with Rec	quest? Yes
All audio-visual material must be submit our department's responsibility to ensur	•		-	•
Approved by Finance Not Applicable	Э	Revie	wed by Legal	Yes
Approved by Purchasing Not Applicable	<del></del>	Count	y Clerk's Approval	Yes
Administrator's Approval				
Staff Notes:				

Page 236 of 348



SANDERS, HAUGEN, & SEARS, P.C. ATTORNEYS AT LAW 11 PERRY STREET P.O. BOX 1177 NEWNAN, GEORGIA 30264-1177 (770) 253-3880 FAX (770) 254-0093

C. Bradford Sears, Jr., Esq. E-MAIL: bsears@sandershaugen.com

Walter D. Sanders (1909 - 1989)Willis G. Haugen (1929 - 2014)



# April 15, 2021

Jackie Hand Smith

P. O. Box 82 Senoia, Ga. 30276 Charles Hand, Ir.

2748 Donald Lee Hollowell Pkwy, NW

Atlanta, Ga 30318

Bobby Hand 134 Spence Ave Newnan, Ga 30263

Larry Hand

8 Gay Street Newnan, Ga 30263 Shirley Ann Hand Hinton c/0 Joyce Hinton

1596 Hwy 74

Senoia, Ga 30276

Richard Hand, Jr. c/o Buddy Hand 37 Matthews Street Senoia, Ga. 30276

DARRS, LLC c/o Sandra P. Greenlea, Registered Agent 458 Flat Creek Trail Fayetteville, Ga 30214

Shamikka Hammett Gibson 5790 Village Loop Fairburn, Ga 30213

RE:

Purported Frank Hand Estate

Parcel IN 0604 025

# Ladies and Gentlemen:

This office was asked to close the conveyance by the heirs of the Frank Hand Estate to the Georgia Department of Transportation on March 10, 2008. This was a total acquisition of the above referenced tax parcel by the Georgia Department of Transportation at that time for a consideration of \$55,000.00.

Richard Hand, Jr. (sic) Sr. provided the Affidavit of Descent and Possession for the estate. There was a misnomer of Richard Hand as Jr. in the documents rather than Sr., but it was Richard Hand who was born in 1926 who provided the affidavit and signed the conveyance to the Georgia Department of Transportation.

Based upon the fact that the Fayette County Tax Assessor's Office did not take the property out of the Estate and show the Georgia Department of

April 15, 2021 Page -2-

Transportation as the proper owner, it appears the Estate has been continuously paying taxes on the property when it should not have been. Unfortunately, our title examiner initially relied on the tax records and incorrectly updated the title from 2008. Based upon that reliance the Georgia Department of Transportation began negotiations on property it already owned.

A following update of the title revealed that the Georgia Department of Transportation already owned the entire 0.50 acre tract.

Attached for your information are the following documents:

- 1) Tax Sheet and Tax Map of Tax Parcel ID No. 0604 025;
- 2) 2008 Deed to Georgia Department of Transportation for Parcel 11 as shown on the right of way plans and described on Exhibit "A" being the 0.50 acre tract;
- 3) Affidavit of descent and Possession signed by Richard Hand;
- 4) Copy of Richard Hand's driver's license;
- 5) Settlement statement showing the purchase price of \$55,000.00 and how the proceeds were divided between the heirs of Frank Hand.

We apologize for the inconvenience this matter has caused each of you. We do suggest that you contact the Fayette County Tax Assessor's Office and the Fayette County Tax Commissioner's Office to seek refunds of the taxes paid as permitted by law.

Please let me know if you have any questions.

Yours very truly,

C. Bradford Sears, Jr Special Assistant Attorney General

Cc: Fayette County Tax Assessor's Office w/ attachments
Keith Lassiter, Georgia Department of Transportation w/out attachments

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK ESTATE 3316 S COBB DR SMYRNA, GA 30080-4107 Bill No. Due Date Page 238 of 348 .00

Map: 0604 025

Last payment made on: 11/09/2020

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

Printed: 04/20/2021

RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

><

Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Fayette County

Tax Payer: HAND FRANK ESTATE

Map Code: 0604 025 REAL

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2020-16605 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality Is A Lifestyle

Building Value	Land Value	Acres		ir Market Value	Due Date	Billing Date			Payr Good T		Exemptions
0	12,380	.5000		12,380							
	Entity	Adjuste FMV	d	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross	Tax	Credit	Net Tax
COUNTY M&O		12	2,380	4,952		4,952	6.2420		30.91		21.18
COUNTY SA	LES TAX CREDIT					4,952	-1.9650			-9.73	
EMERGENCY N	MEDICAL SERVICE	12	2,380	4,952		4,952	.4560		2.26		2.26
911 SERVICES		12	2,380	4,952		4,952	.2100		1.04		1.04
COUNTY SCHO	OL M&O	12	2,380	4,952		4,952	19.1500		94.83		94.83
COUNTY SCHO	OL BOND	12	2,380	4,952		4,952	1.1800		5.84		5.84
COUNTY FIRE		12	2,380	4,952		4,952	3.0700		15.20		15.20
Т	OTALS						28.3430	1	50.08	-9.73	140.35
					This gradual red	luction and elimina	tion of the s	state prop	erty tax i	millage rate is the	ne result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	140.35
	2
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	140.35
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 3316 SOUTH COBB DR SMYRNA, GA 30080 Bill No. Due Date Page 239 of 346 000

Map: 0604 025

Last payment made on: 11/14/2019

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

B-C

Kristie King
Fayette County Tax Commissioner

P. O. Box 70

Favetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2019-16400 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality Is A Lifestyle

Building Value	Land Value	Acres	Fair Market Value	Due Date	Billing Date			ment Through	Exemptions
0	12,380	.5000	12,380						
	Entity	Adjusted FMV	Net Assessme	ent Exemption	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
COUNTY M&O		12,3	80 4	,952	4,952	6.3560	31.47		21.74
COUNTY SAL	ES TAX CREDIT				4,952	-1.9640		-9.7	'3
<b>EMERGENCY M</b>	EDICAL SERVICE	12,3	80 4	,952	4,952	.4560	2.26		2.26
911 SERVICES		12,3	80 4	,952	4,952	.2100	1.04		1.04
COUNTY SCHO	OL M&O	12,3	80 4	,952	4,952	19.2500	95.33		95.33
COUNTY SCHO	OL BOND	12,3	80 4	,952	4,952	1.2710	6.29		6.29
COUNTY FIRE		12,3	80 4	,952	4,952	3.0700	15.20		15.20
Т	OTALS					28.6490	151.59	-9.7	3 141.86
				This gradual	reduction and elimina	tion of the	state property tax	millage rate is	the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.

A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	141.86
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	141.86
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 3316 SOUTH COBB DR SMYRNA, GA 30080 Bill No. Due Date Page 240 of 348
2019-16400 Due Date Page 240 of 348

Map: 0604 025

Last payment made on: 11/14/2019

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

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Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Fayette Tounty III

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2019-16400 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres	Fair Market Value	Due Date	Billing Date			ment Through	Exemptions
0	12,380	.5000	12,380						
	Entity	Adjusted FMV	Net Assessm	ent Exemptio	Taxable ns Value	Millage Rate	Gross Tax	Credit	Net Tax
COUNTY M&O		12,3	80	,952	4,95	6.3560	31.47		21.74
COUNTY SAL	ES TAX CREDIT				4,952	-1.9640		-9.73	
EMERGENCY M	EDICAL SERVICE	12,3	80 4	,952	4,952	.4560	2.26		2.26
911 SERVICES		12,3	80 4	,952	4,952	.2100	1.04		1.04
COUNTY SCHO	OL M&O	12,3	80 4	,952	4,952	19.2500	95.33		95.33
COUNTY SCHO	OL BOND	12,3	80 4	,952	4,952	1.2710	6.29		6.29
COUNTY FIRE		12,3	80 4	,952	4,952	3.0700	15.20		15.20
Т	OTALS					28.6490	151.59	-9.73	141.86

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

	Current Due	141.86
	Penalty	0.00
-	Interest	0.00
	Other Fees	0.00
100	Previous Payments	141.86
	Back taxes	0.00
	TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 241 TO TAL DUE	
2017-16079	4	.00	

Map: 0604 025

Last payment made on: 11/07/2017

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

-

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

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Kristie King Fayette County Tax Commissioner

P. O. Box 70

Fayetteville, GA 30214

Tayette Tounty

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74
Bill No: 2017-16079
District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres	air Market Value	Due Date	Billing Date			Payment od Through	Exemptions
0	10,210	.5000	10,210						
	Entity	Adjusted FMV	Net Assessme	ent Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
COUNTY M&O		10,21	0 4	,084	4,084	6.4880	26.	50	18.42
COUNTY SAL	ES TAX CREDIT		T		4,084	-1.9790		-8	3.08
EMERGENCY M	EDICAL SERVICE	10,21	0 4	,084	4,084	.4560	1.	86	1.86
911 SERVICES		10,21	0 4	,084	4,084	.2100		86	.86
COUNTY SCHOOL	OL M&O	10,21	0 4	,084	4,084	19.5000	79.	64	79.64
COUNTY SCHOOL	OL BOND	10,21	0 4	084	4,084	1.3500	5.	51	5.51
COUNTY FIRE		10,21	0 4	.084	4,084	3.0700	12.	54	12.54
Т	OTALS					29.0950	126.	91 -8	3.08 118.83
			***************************************	This gradual red	luction and elimina	tion of the s	state property	tax millage rate	is the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	118.83
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	118.83
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 242 0348L DUE
2016-16082		.00

Map: 0604 025

Last payment made on: 11/15/2016

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN

YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

Kristie King

Fayette County Tax Commissioner

P. O. Box 70

Fayetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2016-16082

District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

emptions		Payn Good T			Billing Date	Due Date	r Market Value		A	Land Value	Building Value
							0,210	5000 1	.5	10,210	0
Net Tax	Credit	ss Tax	-	Millage Rate	Taxable Value	Exemptions	Net Assessment	Adjusted FMV		Entity	
20.08		28.67	200	7.0200	4,084		4,084	10,210			OUNTY M&O
	-8.59		030	-2.1030	4,084				T	ES TAX CREDIT	COUNTY SAL
1.86		1.86	560	.4560	4,084		4,084	10,210		DICAL SERVICE	
.86		.86	100	.2100	4,084		4,084	10,210	T i		11 SERVICES
80.66		80.66	500	19.7500	4,084		4,084	10,210	Î	L M&O	OUNTY SCHOO
5.51		5.51	500	1.3500	4,084		4,084	10,210		L BOND	OUNTY SCHOO
12.54		12.54	700	3.0700	4,084		4,084	10,210			OUNTY FIRE
121.51	-8.59	130.10	530	29.7530						OTALS	Т
		12.54 130.10	700 530	3.0700 29.7530	4,084	This gradual red		-			OUNTY FIRE

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	121.51
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	121.51
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 243 of 348 DUE
2015-15973	11/15/2015	.00

Map: 0604 025

Payment good through: 04/20/2021

Printed: 04/20/2021

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

Last payment made on: 03/11/2016

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN

YOUR APPEAL IS FINALIZED.

\*

## RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

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Kristie King

Fayette County Tax Commissioner

P. O. Box 70

Fayetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74
Bill No: 2015-15973
District: 01 COUNTY

REAL

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres	ir Market Value	Due Date	Billing Date			ayment de Through	Exemptions
0	10,210	.5000	10,210	11/15/2015			04	/20/2021	
	Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,210	4,08	4	4,084	.0500		20	.20
COUNTY M&O		10,210	4,08	4	4,084	7.3150	29.	87	21.11
COUNTY SAL	ES TAX CREDIT				4,084	-2.1440		-8	.76
	EDICAL SERVICE	10,210	4,08	4	4,084	.4560	1.	86	1.86
911 SERVICES		10,210	4,08	4	4,084	.2100		86	.86
COUNTY SCHOOL	OL M&O	10,210	4,08	4	4,084	20.0000	81.	68	81.68
COUNTY SCHOOL	OL BOND	10,210	4,08	4	4,084	1.3500	5.	51	5.51
COUNTY FIRE		10,210		4	4,084	3.0700	12.	54	12.54
	OTALS					30.3070	132.	52 -8	.76 123.76
	The same and the s			This gradual red	duction and elimina	tion of the	state property	tax millage rate	is the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.

A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	123.76
Penalty	12.38
Interest	4.96
Other Fees	0.00
Previous Payments	141.10
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276 Bill No. Due Date Page 244 of 348 .00

Map: 0604 025

Last payment made on: 10/27/2014

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

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Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Fayette County

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2014-15820 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 1s A Lifestyle

Building Value	Land Value	Acres	Fair Market Value	Due Date	Billing Date		Payment Good Through		Exemptions
0	10,210	.5000	10,210						
	Entity	Adjusted FMV	Net Assessme	ent Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,2	10 4	,084	4,084	.1000	.4	1	.41
COUNTY M&O		10,2	10 4	,084	4,084	7.8820	32.1	9	22.88
COUNTY SAL	ES TAX CREDIT				4,084	-2.2800		-9.	31
EMERGENCY M	EDICAL SERVICE	10,2	0 4	,084	4,084	.4560	1.8	6	1.86
911 SERVICES		10,2	0 4	,084	4,084	.2100	.8	6	.86
COUNTY SCHO	OL M&O	10,2	0 4	,084	4,084	20.0000	81.6	8	81.68
COUNTY SCHO	OL BOND	10,2	0 4	,084	4,084	1.4500	5.9	2	5.92
COUNTY FIRE		10,2	0 4	,084	4,084	3.0700	12.5	4	12.54
Т	OTALS					30.8880	135.4	6 -9.	31 126.15
				This gradual re-	duction and elimina	tion of the	state property to	av millage rate	s the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	126.15
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	126.15
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276 Bill No. Due Date Page 245 of 348 .00

Map: 0604 025

Last payment made on: 11/14/2013

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

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Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Fayette County GEORGIA

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2013-15847 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality Is A Lifestyle

Building Value	Land Value	Acres	air Market Value	Due Date	Billing Date			Payment od Through	Exemptions
0	10,210	.5000	10,210						
	Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,210	4,08	34	4,084	.1500		61	.61
COUNTY M&O		10,210	4,08	34	4,084	7.9890	32.	63	23.34
COUNTY SAL	ES TAX CREDIT				4,084	-2.2750		-9	9.29
EMERGENCY M	EDICAL SERVICE	10,210	4,08	34	4,084	.4560	1.	86	1.86
911 SERVICES		10,210	4,08	34	4,084	.2100		86	.86
COUNTY SCHO	OL M&O	10,210	4,08	34	4,084	20.0000	81.	68	81.68
COUNTY SCHO	OL BOND	10,210	4,08	34	4,084	1.4500	5.	92	5.92
COUNTY FIRE		10,210	4,08	34	4,084	3.0700	12.	54	12.54
Т	OTALS					31.0500	136.	10 -9	0.29 126.81
			***************************************	This gradual rec	luction and elimina	tion of the s	state property	tav millane rate	is the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	126.81
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	126.81
Back taxes	0.00
TOTAL DUE	00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 246 of 348
2012-15874		.00

Map: 0604 025

Last payment made on: 10/16/2012

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED "APPEAL" IT IS CALCULATED AT

85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN

YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Fayette County

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2012-15874 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres	air Market Value	Due Date	Billing Date			yment Through	Exemptions
0	10,210	.5000	10,210						
	Entity	Adjusted FMV	Net Assessmen	nt Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,21	0 4,0	084	4,084	.2000	.82	2	.82
COUNTY M&O		10,21	0 4,0	084	4,084	7.9200	32.35	3	23.06
COUNTY SAL	ES TAX CREDIT				4,084	-2.2750		-9.2	29
EMERGENCY M	EDICAL SERVICE	10,21	0 4,0	084	4,084	.4500	1.84	1	1.84
911 SERVICES		10,21	4,0	084	4,084	.2070	.85		.85
COUNTY SCHO	OL M&O	10,21	0 4,0	084	4,084	20.0000	81.68	3	81.68
COUNTY SCHOO	OL BOND	10,21	4,0	084	4,084	1.4500	5.92	4	5.92
COUNTY FIRE		10,21	4,0	084	4,084	3.0300	12.37	1	12.37
Т	OTALS					30.9820	135.83	-9.2	29 126.54
			•	This gradual reg	fuction and elimina	tion of the	state property ta	v millane rate is	the result of

This gradual reduction and elimination of the state property tax millage rate is the result of property tax relief passed by the Governor and the House of Representatives and the Georgia State Senate.

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	126.54
Penalty	0.00
Interest	0.00
Other Fees	0.00
Previous Payments	126.54
Back taxes	0.00
TOTAL DUE	00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO:

Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 247 of 348
2011-15896		.00

Map: 0604 025

Last payment made on: 10/16/2012

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2011-15896

District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality Is A Lifestyle

Building Value	Land Value	Acres	Fair Market Value	Due Date	Billing Date			yment Through	Exemptions
0	10,750	.5000	10,750						
	Entity	Adjuste FMV	ed Net Assessm	ent Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		11	0,750	1,300	4,300	.2500	1.08		1.08
COUNTY M&O		11	0,750	,300	4,300	7.6370	32.84		24.27
COUNTY SAI	LES TAX CREDIT				4,300	-1.9920		-8.5	7
EMERGENCY M	EDICAL SERVICE	11	0,750	,300	4,300	.4500	1.94		1.94
911 SERVICES		10	0,750	,300	4,300	.2070	.89		.89
COUNTY SCHO	OL M&O	1 10	0,750	,300	4,300	20.0000	86.00		86.00
COUNTY SCHO	OL BOND	10	0,750	,300	4,300	1.6500	7.10		7.10
COUNTY FIRE		10	0,750	,300	4,300	2.5000	10.75		10.75
Т	OTALS					30.7020	140.60	-8.5	7 132.03

#### PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR. A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	132.03
Penalty	13.20
Interest	13.20
Other Fees	10.50
Previous Payments	168.93
Back taxes	0.00
TOTAL DUE	00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO: Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276 Bill No. Due Date Page 248 of 348
2010-15784 DUE Date Page 248 of 348

Map: 0604 025

Last payment made on: 10/16/2012

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

>~

Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214

Tayette County

Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2010-15784 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres F	air Market Value	Due Date	Billing Date			ayment d Through	Exemptions
0	10,750	.5000	10,750						
	Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,750	4,300		4,300	.2500	1.0	8	1.08
COUNTY M&O		10,750	4,300		4,300	7.3210	31.4	8	23.22
COUNTY SAL	ES TAX CREDIT				4,300	-1.9210		-8.2	6
EMERGENCY M	EDICAL SERVICE	10,750	4,300		4,300	.5480	2.3	6	2.36
COUNTY SCHOOL	OL M&O	10,750	4,300		4,300	20.0000	86.0	q	86.00
COUNTY SCHO	OL BOND	10,750	4,300		4,300	1.6500	7.1	d	7.10
COUNTY FIRE		10,750	4,300		4,300	1.9910	8.5	6	8.56
T	OTALS					29.8390	136.5	8 -8.2	6 128.32

PAY BY	THE DUE	DATE T	O AVOID	PEN	ALTY AN	D INT	EREST	CHA	RGI	ES:	
 DEOT 14/11	4000115	E 4 0 1 1 1					E01141		00/	Б.	

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR. A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	128.32
Penalty	12.83
Interest	28.16
Other Fees	10.50
Previous Payments	179.81
Back taxes	0.00
TOTAL DUE	nn

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO: Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276 Bill No. Due Date Page 249 of 348 2009-15822 .00

Map: 0604 025

Last payment made on: 10/16/2012

Location: HIGHWAY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

REAL

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

><

Kristie King Fayette County Tax Commissioner P. O. Box 70

Fayetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74

Location: HIGHWAY 74 Bill No: 2009-15822 District: 01 COUNTY

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres Fa	air Market Value	Due Date	Billing Date			ment Fhrough	Exemptions
0	10,750	.5000	10,750						
	Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,750	4,300		4,300	.2500	1.08		1.08
COUNTY M&O		10,750	4,300		4,300	7.2060	30.99		23.22
COUNTY SAL	LES TAX CREDIT				4,300	-1.8060		-7.7	7
EMERGENCY M	EDICAL SERVICE	10,750	4,300		4,300	.5480	2.36		2.36
COUNTY SCHO	OL M&O	10,750	4,300		4,300	20.0000	86.00		86.00
COUNTY SCHO	OL BOND	10,750	4,300		4,300	3.4200	14.71		14.71
COUNTY FIRE		10,750	4,300		4,300	1.9910	8.56		8.56
To the second second T	OTALS					31.6090	143.70	-7.77	135.93

PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR. A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	135.93
Penalty	13.59
Interest	46.24
Other Fees	235.50
Previous Payments	431.26
Back taxes	0.00
TOTAL DUE	.00

Kristie King Fayette County Tax Commissioner P. O. Box 70 Fayetteville, GA 30214

MAKE CHECK OR MONEY ORDER PAYABLE TO: Fayette County Tax Commissioner

HAND FRANK EST 1593 HWY 74 SENOIA, GA 30276

Bill No.	Due Date	Page 250 of 348 DUE
2008-15493		.00

Map: 0604 025

Last payment made on: 12/04/2008

Location: HWY 74

ON-LINE PAYMENTS AT: WWW.FAYETTECOUNTYPAY.COM

THERE WILL BE A FEE OF 2 1/2% FOR CARDS IF PAID

ONLINE.

YOUR NET MILLAGE RATE IS EQUAL TO YOUR COUNTY SCHOOL OR CITY MILLAGE RATE LESS THE APPLICABLE

SALES TAX CREDIT.

REFER TO THE REVERSE SIDE OF YOUR TAX BILL FOR INORMATION ABOUT STATE AND LOCAL EXEMPTIONS. IF THIS BILL IS MARKED"APPEAL" IT IS CALCULATED AT 85% VALUE. AN ADJUSTED BILL WILL BE ISSUED WHEN YOUR APPEAL IS FINALIZED.

\*

Printed: 04/20/2021

#### RETURN THIS PORTION WITH PAYMENT

(Interest will be added per month if not paid by due date)

><

Kristie King Fayette County Tax Commissioner P. O. Box 70

Favetteville, GA 30214



Tax Payer: HAND FRANK EST

Map Code: 0604 025

Description: HWY 74 Location: HWY 74 Bill No: 2008-15493 District: 01 COUNTY REAL

Phone: (770) 461-3652 Fax: (770) 461-8443

Where Quality 9s A Lifestyle

Building Value	Land Value	Acres	air Market Value	Due Date	Billing Date			yment Through	Exemptions
0	10,750	.5000	10,750						
	Entity	Adjusted FMV	Net Assessment	Exemptions	Taxable Value	Millage Rate	Gross Tax	Credit	Net Tax
STATE TAX		10,750	4,300		4,300	.2500	1.08		1.08
COUNTY M&O		10,750	4,300		4,300	7.3560	31.63		23.22
COUNTY SAL	LES TAX CREDIT				4,300	-1.9560		-8.4	1
EMERGENCY M	EDICAL SERVICE	10,750	4,300		4,300	.5480	2.36		2.36
COUNTY SCHO	OL M&O	10,750	4,300		4,300	19.7500	84.93		84.93
COUNTY SCHO	OL BOND	10,750	4,300		4,300	4.1700	17.93		17.93
COUNTY FIRE		10,750	4,300		4,300	1.9910	8.56		8.56
Т	OTALS					32.1090	146.49	-8.4	1 138.08

# PAY BY THE DUE DATE TO AVOID PENALTY AND INTEREST CHARGES:

INTEREST WILL ACCRUE EACH MONTH AT AN ANNUAL RATE EQUAL TO 3% PLUS THE FEDERAL PRIME RATE PUBLISHED AS OF JANUARY 1, EACH YEAR.
A 5% PENALTY WILL BE ADDED 120 DAYS AFTER THE DUE DATE AND AT EACH 120 DAY MARK UNTIL A 20% CAP IS REACHED.

Current Due	138.08
Penalty	0.00
Interest	1.38
Other Fees	0.00
Previous Payments	139.46
Back taxes	0.00
TOTAL DUE	.00

SANDERS, HAUGEN & SEARS, P. C.

ATTORNEYS AT LAW II PERRY STREET P. O. BOX 1177

NEWNAN, GEORGIA 30264-1177

FAYETTE COUNTY Boaro o RECEIVED APR 1 9 2021

To:

Fayetteville, GA 30214 Fayette County Tax Assessor's Office 140 Stonewall Avenue W, Suite 108

15 APR 2021 PM ATLANTA METRO 201

02 7H **\$ 000.51**0 0001321197 APR 15 2021 MAILED FROM ZIP CODE 30263 JS POSTAGE

Heater and the second s

#### LAW OFFICES

# McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

(770) 461-5863

FACSIMILE: (770) 719-4832

# **MEMORANDUM**

To: Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C. E Wilson Py Le

Date: February 17, 2022

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH MEREDITH F. MCCLURE

E. ALLISON IVEY COX

PATRICK J. FOX

PHILIP P. GRANT

Re: Tax Refund Request - Mr. Richard Hand - map code 0604 025

Through its legal representative, the Frank Hand Estate gave notice of a possible error in taxation on April 20, 2021. The notice triggered the assessor's office to process a request for refund of taxes on behalf of the Estate.

In the Spring of 2008, the Georgia Department of Transportation acquired properties for the widening of State Route 74. At that time, the Heirs of the Estate of Ms. Jennie Hand and Lee E. Hand sold a 0.5-acre parcel to the GDOT, parcel 0604 025. This parcel is the property at issue in this refund claim.

The deed transferring title to this property was executed on March 10, 2008. It was filed on March 24, 2008 (Deed Book 3374 Page 119). The assessors received notice of this change in title. However, without supplemental documentation, a break in the chain of title would appear, causing concern as to the legitimacy of the title transfer. The deaths of the Ms. Jennie and Mr. Lee E. Hand, the predecessors in title, required an affidavit of descent be filed in order to vest title to parcel 0604 025 in the GDOT. The heirs executed the deed transferring title to the GDOT and the affidavit (filed at Deed Book 3374 Page 134). However, without reading the two documents together, the transfer would have appeared invalid causing an error in the transfer. The title was not changed for assessment purposes. The property was erroneously assessed in each tax year, beginning in 2009. The Hand Estate made timely payment of each bill, without objection. All of the information necessary to this transfer was located in the public deed record.

The error came to the attention of the assessors through notification by the legal representative of the Estate who made the original deed filing on behalf of the GDOT. A refund is recommended for tax years 2020, 2019 and 2018 based on an error that can be found in the record of this assessment.

The property has been titled to the Georgia Department of Transportation since March of 2008. It should not have been assessed for taxation after tax year 2008. However, the three-year statute of limitations, measured from the payment of taxes at the time of the request, is a bar to refund any year beyond tax year 2018.

Year	Amount	Recommendation
2020	\$140.35	Grant
2019	\$141.86	Grant
2018	\$124.61	Grant

Total recommended refund of \$406.82



Page 253 of 348

Tameca P. Smith

BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Sanders, Haugen, & Sears, P.C. C. Bradford Sears, Jr. P.O. Box 1177 Newnan, GA 30264

RE: Tax Refund Request

Dear Mr. Sears, Jr.:

This letter is to notify you that your request for tax refund for the Frank Hand Estate has been slated to appear on the <u>Thursday</u>, <u>February 24</u>, <u>2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney

## **COUNTY AGENDA REQUEST**

Department:	Legal	Presenter(s):	County Attorney D	ennis Davenp	ort
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business #	17	
Wording for the Agenda:	'	1	,		
Consideration of the Cour year 2020 in the amount of		oprove the disposition of tax refund,	as requested by Ke	lly Brooks, for t	tax
Background/History/Detail	S:				
bills, they have the right to reviewed in detail by the ( final approval of said requ	o request a Refund under O.C.G.A. County Attorney. Appropriate recom lests.	et to taxes paid to Fayette County on 48-5-380. This request is given to the mendation(s) are then forwarded to an an explanation to approve this tax r	e Tax Assessors' O the Board of Comm	ffice in order to issioner's for th	be
What action are you seeki	ng from the Board of Commissioner	s?			
		ly Brooks, for tax year 2020 in the ar	mount of \$1,075.87.		
If this item requires funding	•	the overpayment of taxes (voluntarily	v or involuntarily) w	as a direct resu	ult of
• •	•	taxes have already been collected fr	• /		JIL OI
Has this request been con	sidered within the past two years?	No If so, whe	n?		
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup P	rovided with Reque	st? Ye	:S
		Clerk's Office no later than 48 hou	<u>-</u>	•	50
Approved by Finance	Not Applicable	Reviewed	by Legal	Yes	
Approved by Purchasing	Not Applicable	County C	lerk's Approval	Yes	
Administrator's Approval					
Staff Notes:					



7/28/202

Droperty at 420 Hardy Road,
Brooks, GA in August of 2019.
Please refund for 2020 Javes.

Thank you. Keely Brooks

LAW OFFICES

### McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

FACSIMILE: (770) 719-4832

(770) 461-5863

#### **MEMORANDUM**

To: Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C. E Mism by Cox Date: February 17, 2019

Tax Refund Request - Kelly Brooks Parcel 0404-005 Re:

On March 19, 2019, Thomas and Kelly Brooks acquired property at 420 Hardy Road. At the time, a small residence was located on the 34.1-acre parcel. On August 14, 2019, Roy Bishop Housemovers were permitted through the Department of Transportation to remove the structure located on 420 Hardy Road to a location at 298 Blount Street in Forsyth. The residence was removed from the property to a location, outside the taxing jurisdiction of Fayette County at that time.

On January 1, 2020, the property located at 420 Hardy Road was assessed for taxation. The assessment erroneously included the structure. The tax assessors have received a request for refund of taxes based upon the removal of this structure.

A refund of local property taxes is proper where taxes have been assessed and collected either in error or illegally. To qualify for a refund, the error or illegality must exist in the record of the assessment itself. Here, the record of assessment includes a public record of structure relocation. The assessment of the structure at 420 Hardy Road for tax year 2020 was in error. A refund is recommended for tax year 2020 in the amount attributable to the residential structure.

Year

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH

MEREDITH F. MCCLURE

E. ALLISON IVEY COX

PATRICK J. FOX

PHILIP P. GRANT

Amount

Recommendation

2020

\$1,075.87

Approve

TOTAL RECOMMENDED Refund: \$1,075.87



## Page 257 of 348 Tameca P. Smith BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Kelly & Thomas Brooks P.O. 142 Brooks, GA 30205

RE: Tax Refund Request

Dear Mr. and Mrs. Brooks:

This letter is to notify you that your request for tax refund has been slated to appear on the <u>Thursday</u>, <u>February 24, 2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney

## **COUNTY AGENDA REQUEST**

Department:	Legal	Presenter(s):	County Attorne	y Dennis Davenport
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business	#18
Wording for the Agenda:	,		'	
Consideration of the Cour	nty Attorney's recommendation to a 20 in the aggregated amount of \$99	pprove the disposition of tax refund, 4.96.	as requested by	Heather Scott, for tax
Background/History/Detail	s:			
bills, they have the right to	o request a Refund under O.C.G.A. County Attorney. Appropriate recom	et to taxes paid to Fayette County on 48-5-380. This request is given to the mendation(s) are then forwarded to	ne Tax Assessors	Office in order to be
A memo from the County and 2020.	Attorney is provided as backup with	n an explanation to approve this tax	refund request for	tax years 2018, 2019
What action are you seeki	ng from the Board of Commissioner	e?		
Approval of the dispositio \$994.96.	n of tax refund, as requested by He	ather Scott, for tax years 2018, 2019	and 2020 in the	aggregated amount of
If this item requires funding	n nlease describe:			
The funding required will	be for those refund requests where	the overpayment of taxes (voluntaril taxes have already been collected f		
Has this request been cor	nsidered within the past two years?	No If so, whe	en?	
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup F	Provided with Req	uest? Yes
	-	Clerk's Office no later than 48 ho		•
your department's respor	isibility to ensure all third-party a	udio-visual material is submitted	at least 48 nours	s in advance.
Approved by Finance	Not Applicable	Reviewed	d by Legal	Yes
Approved by Purchasing	Not Applicable	County C	lerk's Approval	Yes
Administrator's Approval				
Staff Notes:				
1				

#### **Denise West**

From: Heather Scott <

Sent: Wednesday, October 6, 2021 9:10 AM

To: Denise West

**Subject:** refund request/continuation of appeal

Attachments: 109 Cedar Point.pdf

Received October 6, 2021

#### Good morning,

I understand during the process of appealing the taxes associated with my residence (109 Cedar Point Peachtree City, Ga 30269) it was discovered my square footage was incorrect. I've been taxed for 1,962 square feet when my residence was actually 1,800 square feet. I would like to request a refund for the difference in the square footage. Thank you for your time and any assistance you can provide.

Heather Scott 109 Cedar Point Peachtree City, Ga 30269 (Cell) LAW OFFICES

### McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

FACSIMILE: (770) 719-4832

(770) 461-5863

#### MEMORANDUM

To: Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C. & Whish & P

Date: February 17, 2022

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH

MEREDITH F. MCCLURE

E. ALLISON IVEY COX

PATRICK J. FOX

PHILIP P. GRANT

Tax Refund Request - Scott Re:

On October 6, 2021, Ms. Heather Scott requested a refund of taxes assessed against her residence at 109 Cedar Point in Peachtree City, Georgia.

Ms. Scott filed a property tax appeal for 2021. In processing the appeal, the assessors measured the square footage of the Scott residence. At that time, they discovered the Scott residence to be a 1,800 square foot structure. Historically, the home has been assessed as a 1,962 square foot structure.

The resulting difference in the value of the home is \$25,000 in 2018; \$26,500 for 2019; and \$27,700 for 2020. The difference in each of the above years is value that was erroneously over assessed for taxation. Taxes on these values were timely paid in each year.

A refund of the property taxes paid on residential square footage that did not exist in the Scott residence is recommended. The assessment and collection of taxes on this portion of value was erroneous. The refund provisions authorize correction of precisely this sort of error. The refunds recommended for tax years 2018, 2019 and 2020 are set forth below. Any refund prior to 2018 is time barred by a 3-year statute of limitations.

Year	Amount	Recommendation
2018	\$ 318.60	Approve
2019	\$ 332.36	Approve
2020	\$ 344.00	Approve

TOTAL RECOMMENDED REFUND \$994.96



## Page 261 of 348 Tameca P. Smith BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Heather Scott 109 Cedar Point Peachtree City, GA 30269

RE: Tax Refund Request

Dear Ms. Scott:

This letter is to notify you that your request for tax refund has been slated to appear on the <u>Thursday</u>, <u>February 24</u>, <u>2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney

## **COUNTY AGENDA REQUEST**

Department:	Legal	Presenter(s):	County Attorney	Dennis Davenport
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business	#19
Wording for the Agenda:		1	,	
1	nty Attorney's recommendation to a ne aggregated amount of \$1,070.91	•	, as requested by P	amela Bouie, for tax
Background/History/Detail	S:			
bills, they have the right to	at an error has occurred with respect o request a Refund under O.C.G.A. County Attorney. Appropriate recom- uests.	48-5-380. This request is given to	the Tax Assessors'	Office in order to be
A memo from the County 2019.	Attorney is provided as backup with	an explanation to approve this tax	refund request for t	tax years 2018 and
	ng from the Board of Commissioner			
\$1,070.91.	n of tax refund, as requested by Par	neia Boule, for tax years 2018 and	2019 in the aggreg	ated amount of
If this item requires funding	g. please describe:			
The funding required will	be for those refund requests where sly been erroneously assessed and		•	
Has this request been cor	nsidered within the past two years?	No If so, wh	ien?	
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup	Provided with Requ	est? Yes
	must be submitted to the County nsibility to ensure all third-party a		•	•
your department's respon		udio-visual material is submitted	at least 40 flours	
Approved by Finance	Not Applicable	Reviewe	ed by Legal	Yes
Approved by Purchasing	Not Applicable	County	Clerk's Approval	Yes
Administrator's Approval				
Staff Notes:				

115 Mill Run

Fayetteville, GA 30214



October 13, 2021

Denise West, Lead Residential Appraise

Fayette County Board of Assessors

140 Stonewall Ave W.

Fayetteville, GA 30214

## Dear Denise West:

The purpose of this letter is to respectfully request a refund for the square footage discrepancies that occurred when calculating the property taxes for 115 Mill Run, Fayetteville, GA 30214. This property was purchased on September 21, 2006 and the property taxes were based on a much larger square footage than actually existed.

A 2020 appeal was recently finalized, including a recalculation of the square footage and a notice sent to the Tax Commissioner's Office to correct the values of both the 2020 and 2021 tax bills. The Fayette County Property Record Cards for Tax Year 2020 and Tax Year 2021 currently reflect the corrected square footage of the Base/Tot Living Area to 5,038.

Discrepancies still exist between the square footage and property taxes starting in 2006 and continuing until before 2020.

Your assistance in processing this request will be greatly appreciated.

Sincerely,

Dr. Pamela Bouie

770~549-9733

LAW OFFICES

## McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

FACSIMILE: (770) 719-4832 (770) 461-5863

#### MEMORANDUM

Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C. & Allisa Ly

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH MEREDITH F. MCCLURE

E. ALLISON IVEY COX

PATRICK J. FOX PHILIP P. GRANT

> Re: Tax Refund Request - Bouie

On October 14, 2021, Ms. Pamela Bouie requested a refund of taxes assessed against her property at 115 Mill Run in Fayetteville.

Ms. Bouie filed a property tax appeal for 2020. On July 28, 2021, she appeared before the Board of Equalization to dispute the square footage of her home. A field visit was conducted in response to this dispute. The on-site inspector discovered the home to be a 1.5 story structure., Historically, the home was assessed as a 1.75 story structure. This caused a downward adjustment to square footage from 5,835 square feet to 5,038 square feet. The appeal corrected the error for 2020 and all future tax years.

The resulting difference in the value of the home is \$47,900 in 2018 and \$45,000 in 2019. The difference in each of the above years is value that was erroneously over assessed for taxation. Taxes on these values were timely paid in each year.

A refund of the property taxes paid on residential square footage that did not exist in the Scott residence is recommended. The assessment and collection of taxes on this portion of value was erroneous. The refund provisions authorize correction of precisely this sort of error; however, the statute of limitations limits the reach of the refund to 3 years. 2020 was corrected. The refund is thus limited to tax years 2018 and 2019.

Year	Amount	Recommendation
2018	\$ 555.22	Approve
2019	\$ 515.69	Approve

TOTAL RECOMMENDED REFUND \$1,070.91



Page 265 of 348

Tameca P. Smith

BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Pamela Bouie 115 Mill Run Fayetteville, GA 30214

RE: Tax Refund Request

Dear Dr. Pamela Bouie:

This letter is to notify you that your request for tax refund has been slated to appear on the <u>Thursday February 24, 2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney

## **COUNTY AGENDA REQUEST**

Department:	Legal	Presenter(s):	County Attorney [	Dennis Davenport
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business #	<del>*</del> 20
Wording for the Agenda:			,	
Consideration of the Couland Restoration LLC, for	•	eny the disposition of tax refund, as	requested by Gene	rations Auto Body
Background/History/Detail	s:			
bills, they have the right to	o request a Refund under O.C.G.A. County Attorney. Appropriate recom	et to taxes paid to Fayette County or 48-5-380. This request is given to the mendation(s) are then forwarded to	ne Tax Assessors' C	Office in order to be
A memo nom the county	Automey is provided as backup with	an explanation to deny this tax refu	mu request for tax y	yeai 2020.
	ng from the Board of Commissioner x refund, as requested by Generation	s? ons Auto Body and Restoration LLC	, for tax year 2020.	
If this item requires funding				
,	•	the overpayment of taxes (voluntari taxes have already been collected f	•	
Has this request been cor	nsidered within the past two years?	No If so, who	en?	
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup F	Provided with Reque	est? Yes
	-	Clerk's Office no later than 48 houdio-visual material is submitted	•	•
Approved by Finance	Not Applicable	Reviewe	d by Legal	Yes
Approved by Purchasing	Not Applicable	County C	Clerk's Approval	Yes
Administrator's Approval				
Staff Notes:				

October 29, 2021

Re: Generations Auto Body and Rest LLC

2020 Business Personal Property Tax Return



#### Fayette County Tax Commissioner, Kristi King:

We are writing you to request the review and adjustment on our clients account for the tax year 2020. I have included documentation to prove there was a large error in the reporting numbers for 2020 and we are requesting a refund to be provided back to Generations Auto Body and Rest LLC. Once you review the account, you will see there were NO additions on the original return as well as NO asset report attached. We feel that if an asset report were requested before making the increase of that size to the numbers we would have caught the keying error before the tax was billed and paid. Please review the documents that are attached, including the 3<sup>rd</sup> party authorization, and we look forward to getting this resolved.

Sincerely,

Krystal Marshall Peachtree Financial

678-216-0616

krystal@ptfs.biz

#### LAW OFFICES

## McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

FACSIMILE: (770) 719-4832

(770) 461-5863

#### MEMORANDUM

To: Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C. & Wish Dy Cuf

Date: February 16, 2022

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH

MEREDITH F. MCCLURE

E. ALLISON IVEY COX

PATRICK J. FOX

PHILIP P. GRANT

Re: Tax Refund Request – Generations Auto Body

On November 16, 2021, the Fayette County Board of Commissioners received a request for a partial refund from Generations Auto Body and Restoration LLC. The company claims to have made a large reporting error in its business personal property tax return for tax year 2020.

Appended to each personal property return is a taxpayer declaration. This is a sworn statement that the "property returned, as shown by the list, is the true market value thereof." The fungible nature of personal property causes it to be difficult to assess. The sworn taxpayer statement allows the assessors to rely on the returned value of the taxpayer in preparing its assessment and avoid an annual audit of each company in the County.

The refund provisions are not meant to create a scenario wherein the tax books of the county are re-opened to address an error a taxpayer has made. The provisions are designed to correct errors made by the assessor and found in the assessment record itself. The refund requested by Generations is based solely on taxpayer error.

The assessors relied upon the reporting of the taxpayer when assessing the property at issue. No error was made by the assessors to justify refund.

Denial of the refund requested for 2020 is recommended.



## Page 269 of 348 Tameca P. Smith BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Peachtree Financial Services Krystal Marshall 401 Westpark Court, Suite 200 Peachtree City, GA 30269

RE: Tax Refund Request

Dear Ms. Marshall:

This letter is to notify you that your request for a tax refund for Generations Auto Body and Restoration, LLC. has been slated to appear on the <u>Thursday</u>, <u>February 24, 2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

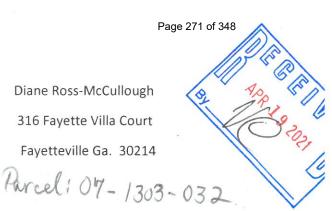
Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney

## **COUNTY AGENDA REQUEST**

Department:	Legal	Presenter(s):	County Attorney	Dennis Davenport
Meeting Date:	Thursday, February 24, 2022	Type of Request:	New Business	<del>*</del> 21
Wording for the Agenda:			-	
Consideration of the Coul for tax year 2019.	nty Attorney's recommendation to de	eny the disposition of tax refund, as	requested by Diana	a Ross-McCullough,
Background/History/Detail	S:			
bills, they have the right to	at an error has occurred with respect to request a Refund under O.C.G.A. County Attorney. Appropriate recomulests.	48-5-380. This request is given to the	he Tax Assessors' (	Office in order to be
A memo nom the County	Attorney is provided as backup with	i an explanation to delig this tax fell	ана течиеът.	
What action are you seeki	ng from the Board of Commissioner	s?		
, ,	x refund, as requested by Diana Ro	ss-McCullough, for tax year 2019.		
If this item requires funding	g, please describe: be for those refund requests where	the overnayment of taxes (voluntari	ly or involuntarily) w	vas a direct result of
,	sly been erroneously assessed and		•	
Has this request been cor	nsidered within the past two years?	No If so, who	en?	
Is Audio-Visual Equipmen	t Required for this Request?*	No Backup I	Provided with Requ	est? Yes
	must be submitted to the County nsibility to ensure all third-party a		•	_
Approved by Finance	Not Applicable	Reviewe	d by Legal	Yes
Approved by Purchasing	Not Applicable	County (	Clerk's Approval	Yes
Administrator's Approval				
Staff Notes:				



Good day Ms. King,

I am writing because I reached out to you awhile back in hopes of a receiving a refund for my 2019 and 2020 taxes. Well after a little of going back and forth and refinancing I was able to print my 1098 showing my 2019 taxes, I also received a refund of my 2020 taxes from the mortgage company.

I hope this information is sufficient to receive a refund of over payment on my 2019 taxes.

Thank for your time in this matter.

Purchased: 2/26/2018 Signed for HS: 10/15/2019

Cordially

Weem Kon - M Eullaugh

Diane Ross-McCullough

316 Fayette Villa Court

Fayetteville Ga. 30214

LAW OFFICES

## McNally, Fox, Grant & Davenport

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

TELEPHONE: (770) 461-2223

FACSIMILE: (770) 719-4832

(770) 461-5863

#### **MEMORANDUM**

To: Fayette County Board of Commissioners

From: McNally, Fox, Grant & Davenport, P.C.

Date: February 16, 2022

WILLIAM R. MCNALLY

DENNIS A. DAVENPORT PATRICK A. STOUGH

MEREDITH F. MCCLURE E. ALLISON IVEY COX

PATRICK J. FOX PHILIP P. GRANT

Tax Refund Request - Ross-McCullough

Ms. Diane Ross-McCullough is requesting a refund of a portion of her 2019 real property taxes based upon failure to receive homestead exemption.

To qualify for a homestead exemption, an applicant must own the residence upon which exemption is claimed, swear that the residence is actually used as the applicant's primary residence and timely file an application requesting the exemption. Ms. Ross McCullough has owned and occupied her home at 316 Fayette Villa Court since February 26, 2018. However, she did not apply for homestead exemption in a timely fashion for the tax years at issue. She filed on October 15, 2019. Her first year of eligibility for homestead exemption is tax year 2020 based upon her date of application. She received the benefit of the exemption for tax year 2020.

The Tax Commissioner provides notice of available tax exemptions annually. It is incumbent upon the taxpayer to apply for those exemptions by April 1 of the calendar year in which his/her circumstances qualify him/her. No error has occurred in this assessment.

The requested refund is recommended for full denial.

Year

Recommendation

Reason

2019

Deny

Failure to timely apply

TOTAL RECOMMENDED REFUND

\$0



## Page 273 of 348 Tameca P. Smith BOARD OF COMMISSIONERS

140 Stonewall Avenue West, Ste. 100 Fayetteville, Georgia 30214 770-305-5400 www.fayettecountyga.gov

February 17, 2022

Diane Ross-McCullough 316 Fayette Villa Court Fayetteville, GA 30214

RE: Tax Refund Request

Dear Ms. Ross-McCullough:

This letter is to notify you that your request for tax refund has been slated to appear on the <u>Thursday</u>, <u>February 24, 2022</u> Agenda of the regularly scheduled meeting of the Fayette County Board of Commissioners, at 5:00 P.M.

That meeting will take place in the Public Meeting Room of the Board of Commissioners located at 140 Stonewall Avenue West, Fayetteville 30214.

Your request will be discussed and a decision to grant or deny your request will be made at that meeting. Should you desire to be heard on the matter, please be present and prepared to address the commissioners at the appropriate time.

Sincerely,

Tameca P. Smith, MBA, CMC

County Clerk

Cc: Joel Benton, Chief Tax Assessor Kristie King, Tax Commissioner Ali Cox, Assistant County Attorney



#### **MEMORANDUM**

To: Georgia County Internship Program (GCIP) Grant Recipients for Summer 2022 Grant Period

From: Michele NeSmith, ACCG Research and Policy Development Director on behalf of the ACCG Civic Affairs Foundation

Re: County Grant Information Packet and Grant Agreement

Date: February 9, 2022

Congratulations on being a grant recipient for the Summer 2022 Georgia County Internship Program (GCIP)! We hope that this internship is mutually beneficial to both the county and intern. The intern can perform their internship at any time from May 1, 2022-September 1, 2022. Reimbursement requests with accompanying proof of hire must be submitted to the Foundation no later than Friday, October 15, 2022. Please read this memo and all the materials included in this packet in their entirety before you submit the requested documents.

The primary contact for the grant will need to work closely with the Human Resources Department, or the person who manages the county's hiring practices in that there are many employment related forms that must be completed by the county and the intern close to the date of hire. If the primary contact for the grant changes before the end of the grant period, please contact me immediately and provide the new contact with their email and phone numbers.

While the Foundation is aware that it may take time to have your board formally approve the grant agreement through a meeting of the board of commissioners, please make every effort to return it as soon as possible so that it can be finalized by the Foundation. When an intern has been hired, the Foundation should be notified, and a copy of the Intern Consent Form and the Intern Information Form should be submitted as soon as possible, but no later than **August 1, 2022**. The county should not wait until the end of the grant period to submit this information.

Also, if you have previously participated in the grant program you are aware that we request that the intern evaluation form and photo(s) of the intern be submitted. In that past this has been an optional requirement, but it is now mandatory. Please ensure that both are submitted in order to be eligible for the reimbursement.

Enclosed in this packet is the grant checklist, frequently asked questions, and an intern supervisor's guide. The grant agreement is included in a separate attachment and includes the following: 1) grant award letter 2) county grant application, 3) E-Verify usage and acknowledgement form, 4) grant reimbursement form 5) intern evaluation form, 6) the intern consent form, and 7) the



intern information form.

In order to receive the grant funds, the county must submit the following to the Foundation:

- 1) Signed Grant Agreement as soon as possible
- 2) Signed Intern Consent Form beginning of the internship but no later than August 1
- 3) Signed and Completed Intern Information Form beginning of the internship but no later than August 1
- 4) Intern Photo-by September 1 (head shot and action photo)
- 5) Proof of Hire (offer letter <u>and</u> a copy of the E-Verify Usage and Acknowledgement Form) by October 15, 2022
- 6) Signed and Completed Grant Reimbursement Form by October 15, 2022
- 7) Proof of Payment-- by October 15, 2022
- 7) Completed Intern Evaluation -by October 15, 2022

Once the county has submitted all the items listed above, the Foundation will provide reimbursements for the wages, workers' compensation coverage, and Federal Insurance Contributions Act (FICA) for the county internship positions that have been approved by the Foundation. The money provided for FICA and workers' compensation must be used for these purposes. The county is required to cover all interns hired through the GCIP under their workers' compensation policy. Grant reimbursements may take 6-8 weeks to process. Please note that your county will not receive your grant reimbursement until you have submitted ALL the requested information and provide proof that an intern has been hired.

Over the course of the internship, the Foundation will be checking in with the internship supervisor(s) for your county to ensure that the internship is going smoothly. The Foundation will also be visiting certain counties in order to interview the intern(s) and supervisor(s) and to take photos to promote the program. All visits will be scheduled prior to arrival. If you have any questions or concerns, please contact me at mnesmith@accg.org or at 404-992-8737.

Thanks again for your participation in this program.



## **Georgia County Internship Program (GCIP) County Check List**

Read all provided information before completing required forms
The <b>Grant Agreement</b> needs to be approved by the County Board of Commissioners at a Board meeting, signed, and returned to the Foundation <b>as soon as possible.</b> The Foundation will then sign the agreement and return it to the County.
Send Foundation internship job posting and advertise locally as soon as possible
Complete, sign and submit the <b>Intern Information Form</b> to the Foundation at the beginning of the internship, but no later than August 1, 2022 (must be signed by intern and intern supervisor)
Intern to complete and sign Intern Consent Form and submit to the Foundation at the beginning of the internship, but no later than August 1, 2022
Submit photo(s) of Intern (head shot and action shot) by September 1, 2022
Submit proof of hire (copy of Offer Letter and E-Verify Usage and Acknowledgement Form) to the Foundation by <b>October 15, 2022</b>
Submit proof of payment to the Foundation by October 15, 2022
Submit Intern Evaluation to the Foundation by October 15, 2022



## Georgia County Internship Program (GCIP) Frequently Asked Questions

#### Will the grant contract need to be approved by the board of commissioners?

Yes. The contract needs to be approved by the board of commissioners and entered on the minutes as required by state law at O.C.G.A. § 36-10-1.

#### What qualifications does an intern have to meet?

The program is open to undergraduate and graduate students from a variety of educational backgrounds, provided a student's abilities are appropriate to the intern project proposed by the county. Since county governments provide a wide range of services, counties are encouraged to be creative in proposing internship opportunities across diverse areas of study from engineering and law to human resources and veterinary sciences.

Recent college graduates may be selected for an internship provided they can provide proof that their graduation was within six months of the start date of the internship. High school students who are dually enrolled in a college program <u>and</u> are 16 years of age or older may also participate.

#### How many hours should an intern work and how should this time be scheduled?

GCIP grant funds will pay internship costs for up to a maximum of 200 internship hours. It will be up to the county and the intern to determine the work schedule in terms of the number of hours worked per week and total number of weeks to be worked. It is recommended that the minimum number of hours worked per week is 15.

If a grant for multiple interns is awarded to a county, this does not mean each intern has to work the same schedule or the same number of hours as long as the total number of hours worked under the grant does not exceed 200 for any one intern.

#### When can internships be completed?

A student may start an internship at any time during the applicable Grant Period. Students must complete their internship no later than the last day of the applicable Grant Period.

#### What if my intern doesn't complete the full 200 hours?

Interns are not required to work the total 200 hours for the county to receive the grant, although the Foundation will only reimburse the county under the grant based on the actual number of hours worked if less than 200.

While GCIP grant funds cannot be provided past the applicable Grant Period, a county and an intern can extend the duration of any internship based on mutual agreement. All expenses incurred beyond the grant period will be paid by the county.

#### My county was awarded one internship. Can I split the grant to hire two interns?

Yes. If a county was awarded a grant for one intern and later determined that more than one intern was needed, the grant can be split into two 100-hour internships if the county abides by all the requirements of the grant agreement. However, the Foundation must first be contacted to ensure the requested split meets all the grant requirements. The grant for one intern cannot be split into more than two 100-hour internships.

#### How much do interns get paid under GCIP and how is this funded?

The county pays the intern directly and the Foundation reimburses the county for all approved costs after all required paperwork has been provided.

The wage for interns for the 2022 grant period is \$12.00 per hour. Interns cannot be paid less than \$12.00 per hour. The total hourly pay for a maximum 200-hour internship may not exceed \$2400 in wages, \$183.60 in FICA, and up to \$24 in workers' compensation costs for a maximum reimbursement of \$2607.60 per intern. An intern paid using GCIP grant funds must be covered under the county's workers' compensation plan.

If a county wants to pay an intern more than \$12.00 per hour, that amount over \$12.00 will need to be paid by the county along with the additional FICA and workers' compensation costs applicable to the additional salary. The GCIP grant does not cover wages paid over \$12.00 per hour nor does it pay for more than 200 hours of employment during any grant period.

#### Can the county extend the internship beyond the 200 hours/grant period?

Yes, but the county will be responsible for all related costs beyond the 200 hours and timeframe provided in the grant agreement.

#### What if an intern needs academic credit?

If a student wants to obtain academic credit for the internship, it will be the responsibility of the county to work with the student and the student's academic institution to fulfill this requirement. The Foundation is not responsible for securing academic credit or certifying work performed by the intern for this purpose.

#### What if my county has already hired an intern for the grant period?

If a county already has identified an intern who meets the requirements for this program for a specific Grant Period, the county is eligible to receive grant funding for that intern as long as it submits all required application materials by the applicable deadline and is selected to receive a grant. Note that the internship must be completed within the applicable Grant Period.

#### Who is responsible for recruiting interns?

It will be the responsibility of the county to recruit and hire their intern. This requires advertising through the county website, area technical colleges and universities, contacting department heads of colleges, etc. The county is also responsible for selecting applicants to interview, interviewing, and hiring interns.

The Foundation will assist in this process by posting county positions on its website <a href="www.civicaffairs.org">www.civicaffairs.org</a> to provide statewide exposure to interested students and sharing these postings with career service directors across the state. If needed, the Foundation can further assist in this process if the county needs additional assistance or direction on how to recruit interns.

#### What happens if a county is not able to recruit an intern for its GCIP grant?

If no intern can be identified, the GCIP grant will be rescinded for that grant period.

#### What if the grant project cannot be performed as provided in the county application?

Contact the Foundation immediately to see if a possible accommodation can be made. Grant awards are based on competitive scoring related to the project submitted. As such, grant projects should be performed as described. If an accommodation cannot be made, the grant will be rescinded.

#### Can interns perform private projects for elected officials or staff?

No. Interns are not allowed to work on projects that are not county-related. The purpose of the internship is for the student to learn about county government through a project that benefits the county, not a county staff member or elected official.

#### Can interns work on political campaigns?

Interns funded by GCIP are prohibited from participating in any type of political campaign work.



## **Georgia County Internship Program County Intern Supervisor's Guide**

#### Welcome to the Georgia County Internship Program!

We are excited that you are participating in the Georgia County Internship Program (GCIP). Over the following months, you will have the opportunity to work with a student or recent graduate who is interested in learning about how communities and governments operate at the local level. Outside of working for a county or city it is very difficult for students to learn practical lessons about local government. It is our hope that this internship with your county not only will provide a valuable education on the operations of local government but may also help to motivate the student to consider a career in public service.

Serving as an Internship Supervisor is a big responsibility and will require a significant time commitment. As an Internship Supervisor, it is necessary to oversee all daily assignments and projects, provide direction and feedback and ensure that the intern has adequate workspace and needed resources. It is your responsibility that all the requirements for the program are met. These requirements are necessary to ensure that the student gets the most out of his or her internship experience.

The best way to have a successful internship program is to prepare as much as you can for the intern before he or she arrives. Please take a moment to look over the materials contained within this manual. These materials were prepared to ensure that you have adequate resources to take you from the interview process through to the exit evaluation. We encourage you to use these materials both to help you prepare for the arrival of your intern and to keep your intern on task so that projects are completed in a timely manner.

We wish you the best of luck with the internship and hope that your county decides to participate in the GCIP in the future. Please continue to visit our website at www.civicaffairs.org to learn more about project ideas and how other counties are utilizing interns.

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Establishing Goals for the Internship	Page 8
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GCIP Program Evaluation	Page 10
Considerations for Future Internships	Page 11

#### The Interview Process

While the Association County Commissioners of Georgia Civic Affairs Foundation (Foundation) helps to promote GCIP internship positions, counties are ultimately responsible for recruiting and hiring their intern. It is highly recommended that the county posts the internship position on the county website where jobs are advertised as well as post on area college student recruitment websites. Once applications for the internship position are received by the county, you will need to begin the interview process. Please schedule at least thirty minutes per interview in order to provide ample time to get to know each student or recent graduate. Once you have scheduled an interview, be sure to send a reminder confirmation along with directions to your office to the interviewee. It may be beneficial to include parking information, especially if your department does not have adequate parking available.

	Sample Intern Interview Questions			
1.	What attracted you to this internship opportunity?			
2.	How does this internship fit into your schedule and educational goals?			
3.	What do you hope to gain from this experience?			
4.	Do you have any knowledge or experience with local government issues?			
5.	[Describe position/ project details] What coursework or former work/volunteer experience do you think best prepared you for a position like this?			
6.	Do you have experience working with customers/clients?			

7. Any questions?

### Sample Internship Offer Letter

ear,
is with great pleasure that I offer you the position of internship with County. The intent of the Georgia County Internship Program is to provide utstanding students the opportunity to receive a "hands on" understanding of the inner orkings of county government.
he position that you are being offered begins and ends During our internship, I will be your supervisor and will review your progress toward the timely ompletion of all assignments on a regular basis. By accepting this position, you are committing o work hours a week on a regular weekly schedule to be determined at the start of the atternship. You will be responsible for notifying me in advance if you will be absent on days nat you are scheduled to be in the office. You will be paid (weekly/monthly) at an ourly rate of \$ (there are no benefits associated with this position.) As part of the County team, it will be important to note and adhere to County's
andards regarding office conduct and work rules.
he projects that you are assigned will involve issues affecting county governments. These rojects will be substantially, if not completely, your responsibility. At least one of these rojects will result in a tangible work product at the completion of the internship. In addition, ou may be assigned smaller research-related and administrative duties. It is our intention to insure that the work that you will be assigned will result in a meaningful learning experience or you.
look forward to working with you, and I thank you in advance for your contribution to County.
Sincerely,
<del></del>
County Internship Supervisor

### **Sample Internship Rejection Letter**

Dear,		
I enjoyed meeting with you on with County. I was very in thought that you presented yourself in interview.	impressed with your resume	e and qualifications and
We received numerous applications for applicants, it was difficult to make the we have chosen another candidate at	final selection. While your	
Please remember that you may re-app become available. I wish you the best		
Sincerely,		
County Internshi	p Supervisor	

#### Before the Intern Arrives – Checklist

Prior to the new intern's arrival, it will be helpful to address some of the items listed below to
ensure that the intern will be able to function in and around the office once he or she starts work.
By completing these items ahead of time, you will be able to smoothly transition the intern into
your office so that he or she can begin daily activities and assignments immediately upon arrival.

#### ☐ Prepare an Intern Manual

Intern Manuals are a great way to provide your intern with basic information about your office and its operation. The following list suggests general information that should be applicable for most offices. It may be helpful, in the event your intern is the first for your county, that you have the intern put together a more thorough manual as a project so that you can use it with future interns.

- Intern Expectations (Duties, Hours, Dress Code, Timesheets/Payroll, etc.)
- Office Personnel and Procedures Manual, if available
- Office Staff Information (Phones numbers, Office numbers)
- "How To" Section (How to operate phones, copier, fax, scanners, etc.)
- Transportation (Parking, Transit options)
- Local Areas of Interests (Lunch options, Nearby ATMs/Banks)
- Helpful Resources for completing assignments (Websites, Manuals, etc.)

<b>Develop a timeline of assignments and projects, including tentative due dates (</b> see the sample Work Plan)					
Set aside space for the intern to work (desk, office, cubicle, etc.)					
Set up passwords for computers and/or phones if needed					
Order name badge or employee ID if required					
<b>Send email to the intern regarding the 1</b> <sup>st</sup> day of work (provide instructions on any documentation the intern needs to bring, appropriate dress, where to park, where to report to, etc.)					
Set up a New Intern Breakfast/Luncheon to introduce the intern to the office staff (if resources are available)					
Make arrangements with the Human Resources Department to schedule a time for the intern to be properly processed on the first day (fill out county personnel information, grant paperwork, etc.)					

# **Sample Internship Project Plan** \_\_\_\_\_County **Project Assigned: Project Details:**

**Project Deadline:** 

Recommended Resources:		

(Insert time frame) Tasks:

(Insert time frame) Tasks:

**Mid-Project Review Date:** 

(Insert time frame) Tasks:

**Final Project Review Date:** 

#### **Processing the Intern on Arrival**

Once the intern arrives, the Human Resources Department will need to meet with the intern so that he or she can fill out all applicable paperwork required by the county and required by the GCIP grant. All interns must be covered under the county's workers' compensation plan and should be processed as an employee of the county. Interns should be verified through the E-Verify program just as any other new hire for the county. The county is required to submit the E-Verify Acknowledgement Form to the Foundation as proof of this requirement.

GCIP grant-paid interns are also required to complete and submit the Intern Consent Form and Intern Information Form to the Foundation as part of the grant paperwork.

#### **Establishing Goals for the Internship**

On the first day of work, it is very important to meet with the intern in order to establish the goals that you want him or her to achieve during the internship. This should include discussion of projects, proposed timelines, available resources and general information about your expectations.

Furthermore, it is also very important over the course of the internship that you schedule periodic and regular meetings to ensure that the intern is meeting the required plan of action.

The following page provides a sample work plan you may wish to use for your county's program. Note that your work plan may not need to be as detailed as the one shown below, but it should contain at least one mid-term review of the project and the intern's performance. Not only will a work plan help the intern stay on track, it will also help you to adjust the workload in the event you need the intern to focus on certain tasks more than others due to changing priorities.

#### Sample Internship Work Schedule (for a 12 Week Internship)

Sample Project Assigned: Create a Record Retention Schedule and Record Management Database and Provide Instructions on How to Use Both

Project Details: By using Microsoft Access, create a database which will store all records for the county manager's office that provides for searchable categories. Using the local government retention schedule provided by Georgia Archives, develop a retention plan for all the records provided within the county manager's office.

Project Deadline: End of Internship

#### Sample Project Schedule:

Weeks 1-4: Review all records currently in manager's office. Provide an inventory of each record.

Weeks 5-6: Using the local government retention schedule listed on the Georgia Archives website, divide all records inventoried into categories based on the schedule.

Weeks 7-8: Meet with county manager and IT director about the records inventoried and discuss implementation of the retention schedule. Discuss suggested schedules for the documents identified and create schedule based on meeting outcome.

Weeks 9-10: Create database and input approved inventory list by category. Create queries as needed.

Weeks 11-12: Draft directions on how to use database and retention schedule

### **Georgia County Internship Program (GCIP) Intern Evaluation Form**

Please answer the following questions thoroughly to help the GCIP learn about the details of your internship. When completed, submit to Michele NeSmith at <a href="mailto:mnesmith@accq.org">mnesmith@accq.org</a>.

Name:	
County	y:
1.	Before this internship, were you familiar with county government operations?
2.	What have you learned about county government from your internship?
3.	What were your major internship responsibilities as you understood them? Please specify
4.	What do you believe were your most significant successes during the internship? Please specify.
5.	What was the favorite part of your internship?
6.	What specific skills, experiences or knowledge did you gain during the internship? Do you believe these will be useful in helping you meet your future career goals and, if so, how?
7.	What advice would give your peers who are considering a county internship?
8.	Based on your internship, would you consider a career in county government?

### **County Considerations for Future Internships**

The Foundation hopes that your county's experience with the Georgia County Internship Program is a success. Before applying for future GCIP grants, it may be helpful to review the following questions to ensure that your county is getting the most out of the program.

### Questions about the Project(s) Assigned:

- 1. Was the intern able to complete the project assigned within the time allowed? If not, why?
- 2. Did the intern have too much "down time"? Was enough work available for the intern?
- 3. Was the type of project assigned suitable for college undergraduate or graduate students? Was it too challenging or not challenging enough?
- 4. Is there enough project work available for a future internship?
- 5. What type of future projects does your office need assistance with that would be suitable for an intern?

### Questions about Supervision of the Intern:

- 1. Did your schedule permit you to be available to assist the intern by answering questions and/or providing input on a project?
- 2. Were you able to provide the intern with detailed, clear instructions on how to complete a project?
- 3. Did the intern have other staff members who could answer questions and provide assistance?
- 4. Should you increase or decrease the number of interns requested for the GCIP grant period based on your availability to supervise?

### **Questions about Possible Future Requests for GCIP Intern Grant Support:**

- 1. Did the previous intern have the right skill set for your office?
- 2. Should you change the skill or academic qualifications required for the next intern?
- 3. Are undergraduate or graduate students better suited for the types of projects that your office provides?
- 4. Did the applicants that interviewed for the previous internship meet your expectations and/or have the right type of qualifications for the position?
- 5. Was your previous internship posting detailed enough to generate interest?



### GEORGIA COUNTY INTERNSHIP PROGRAM GRANT AGREEMENT

This AGREEMENT is made a	and entered into by and between the ASSOCIATION COUNTY
<b>COMMISSIONERS OF GEO</b>	ORGIA CIVIC AFFAIRS FOUNDATION, INC., (the
"FOUNDATION"), having its	principal office at 191 Peachtree Street, Suite 700, Atlanta,
Georgia, 30303, and	County ("COUNTY"), having its principal
office at	. In exchange for valuable consideration, the parties agree as
follows.	

#### I. GENERAL TERMS.

### A. Agreement Term:

This Agreement shall be effective as of the last date of execution by the parties. <u>Pursuant to O.C.G.A. § 36-10-1</u>, approval by the <u>COUNTY'S</u> governing authority and entry on the <u>COUNTY'S</u> minutes is necessary before the parties may execute. Evidence thereof shall be provided to the Foundation from the <u>COUNTY</u> Clerk's Office as requested and incorporated into this Agreement.

### **B.** Purpose of Agreement:

The **FOUNDATION** is providing grant funding through the Georgia County Internship Program pursuant to the grant award letter ("Grant Award Letter") (**Exhibit A**) to reimburse certain costs to the **COUNTY** to employ interns to complete projects as described in the county grant application ("County Grant Application") (**Exhibit B**) from May 1, 2022 until September 1, 2022. This Agreement provides the terms and conditions under which the **COUNTY** may receive reimbursement from the **FOUNDATION**.

#### II. REIMBURSEMENT TO COUNTY.

In exchange for the **COUNTY** hiring the intern(s) to perform projects as described in the approved County Grant Application and to learn about the operations of county government, the **FOUNDATION** shall provide reimbursement to the **COUNTY** as follows:

### A. Use of Grant Funds.

### 1. Amount of Reimbursement

### **ACCC** Civic Affairs Foundation

a. **Hourly Rate**. The **FOUNDATION** shall reimburse the **COUNTY** for the cost of wages at the rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

The **COUNTY** may pay the intern at a higher rate than \$12.00 per hour at its own expense as provided for in their approved County Grant Application or as established at a later time by the **COUNTY**. In either case, the **COUNTY** shall be responsible for payment for all the costs above the reimbursed hourly rate of \$12.00 per hour, including workers' compensation and FICA.

- b. Workers' Compensation. The FOUNDATION shall reimburse the COUNTY for a portion of the cost to cover the intern under the COUNTY'S workers' compensation plan in the Foundation's sole discretion up to a maximum reimbursement rate of up to \$24.00 per intern, per internship.
- c. **FICA.** The **FOUNDATION** shall reimburse the **COUNTY** for a portion of the cost of paying Federal Insurance Contributions Act (FICA) in the Foundation's sole discretion at a maximum reimbursement of up to \$183.60 per intern, per internship.
- 2. Additional Compensation for Intern. The COUNTY may pay the intern(s) in an amount greater than \$12.00 per hour or allow the intern(s) to work more than 200 hours during the grant period. However, the COUNTY will not be entitled to additional grant reimbursement for wages, workers' compensation, FICA or any other employment costs for the additional wages or hours.

### **III. Obligations of COUNTY:**

- A. <u>Use of Grant Funds</u>. Grant reimbursement is limited to the actual amount of wages paid and approved employment costs for up to 200 hours of actual work performed by a qualified intern, from May 1, 2022 to September 1, 2022, for the Foundation approved internship project as described within the attached County Grant Application.
- **B.** <u>Compensation</u>. The COUNTY shall pay interns funded in whole or in part by this grant a minimum of \$12.00 per hour for each hour suffered or permitted to be worked by the intern.
- C. <u>Internship Requirements</u>. All interns must have on site supervision, be provided with work projects as provided in the approved County Grant Application submitted by the COUNTY and be afforded the opportunity to learn about the operations of county government.
- **D.** Required Information: Proof of Payment of Intern and Reporting Requirements. Upon completion of the internship, the COUNTY shall provide the following information

### **ACCCG** Civic Affairs Foundation

to the **FOUNDATION**: (1) copy of the offer letter provided to the intern upon hire; (2) employment verification, including the E-Verify usage and acknowledgement form (E-Verify Usage and Acknowledgement Form") (**Exhibit C**); (3) proof of payment for each payment period for every intern receiving funding through this Agreement; (4) signed and completed reimbursement form ("Reimbursement Form") (**Exhibit D**); and (5) completed Intern Evaluation Form (**Exhibit E**). All required information shall be submitted by the **COUNTY** and received by the **FOUNDATION** by October 15, 2022 in order to be eligible to receive grant reimbursement.

- E. <u>Hiring of Intern</u>. In order to be eligible to receive the reimbursement provided for in Paragraph A of Section II of this Agreement, the COUNTY must hire an intern who is an undergraduate student, graduate student, recent college graduate, or a high school student 16 years of age or older who is dually enrolled in a college program, as an employee to perform the projects as provided for in the approved County Grant Application. The COUNTY may not hire an intern as an independent contractor for reimbursement under this Agreement. The intern hired must be willing and agreeable to having certain information shared about them and their internship pursuant to this Agreement. The COUNTY must submit to the FOUNDATION no later than July 27, 2022:); intern consent form ("Intern Consent Form") (Exhibit F); the intern information form ("Intern Information Form" (Exhibit G); and an intern photograph.
- **F.** <u>Tax Withholdings</u>. The COUNTY is responsible for withholding all applicable state and federal income taxes on an intern's earnings.
- **G.** Nondiscrimination in Employment Practices. The COUNTY agrees to comply with federal and state laws, rules and regulations, relative to nondiscrimination in employment practices because of political affiliation, religion, race, color, sex, disability, age over 40 years, national origin or any other protected class as provided by law. Nondiscrimination in employment practices is applicable to employees, applicants for employment, promotions, demotions, dismissal and other elements affecting employment/employees.
- H. <u>Compliance with Applicable Provisions of Federal and State Laws and Regulations</u>. The **COUNTY** agrees to comply with all applicable federal and state laws, including, but not limited to:
  - 1. The Americans with Disabilities Act. The COUNTY agrees to comply with all applicable provisions of the Americans with Disabilities Act (ADA) and any relevant federal and state laws, rules and regulations regarding employment practices toward individuals with disabilities and the availability/accessibility of programs, activities, or services for clients with disabilities.
  - 2. Fair Labor Standards Act
  - 3. **Georgia Security and Immigration Compliance Act**. The **COUNTY** agrees to comply with all of the E-Verify usage and hiring requirements as provided for in O.C.G.A. § 13-10-91(a).



- I. <u>Duty to Notify FOUNDATION</u>. It shall be the duty of the COUNTY to notify the FOUNDATION if an intern quits or is terminated by the COUNTY within five (5) days of separation.
- J. Nepotism. If the COUNTY has a nepotism policy for new hires, that policy shall apply to the hire and engagement of any intern reimbursed in whole or in part through this grant. In the absence of such a policy, the COUNTY shall refrain from hiring interns who are closely related by blood or marriage to COUNTY employees or officials who have a hiring or supervisory role over the intern. The COUNTY shall apply its personnel policies on dating in the workplace to any intern hired through this grant. If the COUNTY fails to follow these requirements, the COUNTY will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.
- K. <u>Campaign and Other Impermissible Activities</u>. Interns hired through the Georgia County Internship Program and paid through grant funding are not permitted to work on campaigns for elections of commissioners or for any other elected official as part of their work with the COUNTY. Interns are further not permitted to run personal errands for COUNTY officials and staff or work on projects that are unrelated to county government. If the COUNTY fails to follow these requirements, they will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.

#### IV. CONTRACT MODIFICATION

No amendment, modification, or alteration of this **AGREEMENT** shall be valid or effective unless such modification is made in writing and signed by both parties.

### V. TERMINATION

This Agreement may be terminated in the following circumstances:

- A. <u>Due to default or for cause</u>. The FOUNDATION may terminate this AGREEMENT at any time if the COUNTY fails to perform any of its obligations under this AGREEMENT and fails to cure any breach within 10 days of a notice of breach and intention to terminate by the FOUNDATION. The COUNTY shall be required to submit all required information not later than 20 days after the date of written notice of termination. The COUNTY shall not receive any grant reimbursement for costs incurred after the date of termination or in the event a breach occurred that could not be satisfied.
- **B.** <u>Due to Early Separation of Intern</u>. Should the intern funded by this grant be separated from the COUNTY'S employment prior to the expiration of their internship period, this **AGREEMENT** shall terminate within 20 days of the separation unless another undergraduate student, graduate student, recent graduate, or a high school student 16 years



of age or older who is dually enrolled in a college program, is hired to continue and complete the approved internship within the grant period and at least 100 hours are remaining of the internship.

- C. <u>Natural Termination</u>. Unless otherwise terminated, this Agreement shall terminate December 31, 2022.
- **D.** <u>Survival.</u> The following sections shall survive termination for any reason of this Agreement: Access to Records, Records Retention, and Investigation; Hold Harmless; Program Publicity and COUNTY Participation;

### VI. Access to Records, Records Retention, and Investigation

- A. The FOUNDATION shall have access to any pertinent books, documents, papers, and records of the COUNTY for the purpose of making audit examinations, excerpts, and transcripts. The COUNTY shall retain all records related to this grant for seven years from submission of the required information. If any litigation, claim, or audit is started before the expiration of the seven-year period, the records shall be retained until all litigation, claims, or audit findings involving the records have been resolved.
- **B.** The **COUNTY** agrees that the **FOUNDATION** has the authority to investigate any allegation of misconduct made by the **COUNTY** pertaining to this Agreement. The **COUNTY** agrees to cooperate fully in such investigations by providing the **FOUNDATION** reasonable access to its records and any other resources as necessary to investigate the allegation.

### VII. Hold Harmless

To the extent permitted by law, the **COUNTY** agrees to hold harmless the **FOUNDATION**, Association County Commissioners of Georgia, their employees and agents for any claim growing out of any action performed by the **COUNTY**, its agents or employees under any provision of this contract.

### VIII. Program Publicity and COUNTY Participation

A. The **COUNTY** agrees to allow preplanned site visits from the **FOUNDATION** for the purpose of interviewing the intern(s) and supervisor, taking photographs, video, or audio, and reviewing projects that have been assigned. The **COUNTY** further agrees that any photographs or information obtained during such site visits may be used to promote the Georgia County Internship Program and **FOUNDATION**, which may include, but is not limited to, usage through websites, social networking sites, brochures, press releases, and other forms of media.



- B. The COUNTY further agrees that any promotional information by the COUNTY regarding the Georgia County Internship Program must be preapproved by the FOUNDATION.
- C. The COUNTY additionally agrees that any research, study, review, or analysis relative to the Georgia County Internship Program, or internship, conducted by or on behalf of the **COUNTY** must be reviewed and approved by the **FOUNDATION**.

### **XI.** Miscellaneous Provisions

- A. The intern is an employee of the county. At no time shall the intern be considered an employee or independent contractor of the FOUNDATION, or the Association County Commissioners of Georgia.
- **B.** Neither the **FOUNDATION** nor any of its employees, agents, or subcontractors shall be considered a partner, employee, or agent of the COUNTY.
- C. Neither party to this **AGREEMENT** shall have the authority to bind the other party.

This **AGREEMENT** is executed and shall be controlled by the laws of the State of Georgia.

### XII. CONTRACT EXHIBIT INCLUSION:

This contract includes the following exhibits, which are attached and incorporated herein by reference:

Exhibit A	Grant Award Letter
Exhibit B	County Grant Application
Exhibit C	E-Verify Usage and Acknowledgement Form
Exhibit D	Reimbursement Form
Exhibit E	Intern Evaluation Form
Exhibit F	Intern Consent Form
Exhibit G	Intern Information Form

## **ACCG** Civic Affairs Foundation

<u>COUNTY</u> :	ASSOCIATION COUNTY COMMISSIONERS OF GEORGIA CIVIC AFFAIRS FOUNDATION, INC:				
Signature	Signature				
Printed Name	<u>Dave Wills</u> Printed Name				
Title:	Secretary-Treasurer				
Title:	Title:				
This day of, 2022	This day of, 2022				
COUNTY CLERK CERTIFICATION	N:				
HEREBY CERTIFY that the Georg Association County Commissioners of County Governing 2	rerning authority ofCounty, DOES gia County Internship Program Grant Agreement with the of Georgia Civic Affairs Foundation, Inc. was adopted by the Authority in a meeting that was properly advertised and open _, 2022, and that the original of said agreement appears of				
record in the minute book of the Cour	nty, which is in my custody and control.				
WITNESS my hand and the official s	seal of the governing authority of County.				
(SEAL)					
	Clerk				



February 4, 2022

Ms. LeeAnne R. Strohmann One Center Drive Fayetteville, GA 30214

Dear Ms. Strohmann:

I am pleased to inform you that Fayette County has been awarded a Georgia County Internship Program (GCIP) grant from the Association County Commissioners of Georgia Civic Affairs Foundation ("ACCG Civic Affairs Foundation") contingent upon the parties entering into the terms and conditions of the Georgia County Internship Program Grant Agreement (the "Agreement") that this grant award letter is incorporated hereto. A grant contract package is enclosed for you to complete and return. Upon proper completion of such as solely determined by the ACCG Civic Affairs Foundation, this grant is awarded for the 2022 summer program in the amount of \$5215.20 for the Legal intern project to cover two internships. The grant provided must be used to fund costs associated with the intern's salary, FICA, and worker's compensation as specified in the Agreement.

Please contact Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or at 404-922-8737 if you need assistance with grant requirements or in publicizing the proposed internship position. While the ACCG Civic Affairs Foundation will post this position through their website and help to publicize it through other channels, it is the responsibility of the County to recruit, interview and hire the intern. In the event the County is unable to hire a summer intern for the project description provided, the grant award designated for this purpose will be rescinded in full.

Congratulations and thank you for participating in the GCIP 2022 grant program.

Sincerely,

Dave Wills

Association County Commissioners of Georgia Civic Affairs Foundation Secretary-Treasurer

cc: Chairman Lee Hearn Steve Rapson Tameca Smith



# **Georgia County Internship Program Grant Application Summer 2022**

Applicants should read the entire GCIP Application Packet prior to completing this form.

This application has three sections. Section I requires the applicant to indicate the grant category for the application. Section II requires the applicant to provide answers to a series of questions and Section III requires a detailed description of the internship project being proposed, the need it addresses, and the expected benefits to the county. More information on how to complete the application can be found in the GCIP Application Process and Guidelines document.

The application deadline for the 2021 GCIP grant program is Friday, December 17, 2021

Applications should be sent to **Michele NeSmith** at the Foundation via email to <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or by mail to:

ACCG Civic Affairs Foundation 191 Peachtree Street NE, Suite 700 Atlanta, GA 30303

Please note that factors that influence consideration include but are not limited to the type of project submitted, the overall impact and benefit to the county of the project(s) proposed, the ability to partially fund the internship position(s), collaboration with other counties, regional commissions, colleges/universities, and/or non-profits, and the number of interns requested.

Reminder: Interns should be <u>currently enrolled</u> in college as undergraduate or graduate students or have recently graduated from college within one year of the grant period. High school students 16 years of age or older who are dually enrolled in a college or university are also eligible. General high school students who have not yet begun college are not eligible. Interns cannot work more than 200 total hours during the grant period. The county and the intern can decide how many hours the intern works per week and the total number of weeks worked. It is recommended that the minimum hours worked per week be no less than 15 hours.



### **Section I: Grant Category**

Select (X) the grant category for this application.

General GCI	P Grant					X	
Kundell Envi	ronmental G	Grant					
<b>Garner Heal</b>	th and Huma	an Ser	vices Grant				
Section II:	Section II: General Grant Information						
<b>County Name:</b>			<u>Fayette</u>				
County E-Verif	y Number:		<u>58-6000826</u>				
Number of Int	erns Requeste	ed:	2				
	•		. —				
Are you submi	tting an appli	cation	that includes a partner?		□ Ye	s X No	
List partners	s:						
ls your parti	ner a				□Ye	s 🗆 No	
nonprofit, c	ollege, or						
university?							
List contribution level			\$500 (25%)Other				
			egional commissions, colleges/universi			_	
•	om those entities		, and/or non-profit organizations must	include at i	eust u 25%	junaing	
		/					
Name of Grant	Coordinator	or L	eeAnne R. Strohmann				
other Primary	Contact:						
County:	Fayette						
Department:	State Court						
Position:	Staff Attorne	ey					
Address:	One Center Drive, Fayetteville, GA 30214						
Email:	<u>Istrohmann@fayettecountyga.gov</u> Phone: 770-716				5-4266		
Is the county pr	oviding partia	l fundi	ng of the amount needed to fund	the	□ Ye	s X No	
internship? (Total cost of the internship is \$2400 plus FICA and WC supplement)							
What amount? \$:							
OR							
Is the county providing additional funding? (on top of the grant amount) $\Box$ Yes $\Box$ No							
		What amount? \$:					



Who will be the superviso	or for the intern?					
	nator or other primary county contact					
☐ Other						
Name:						
Department:						
Position:						
Address:						
Email:	Phone:					
Has this individual previo	usly supervised interns?	X Yes	□ No			
Is adequate space availab	le to support an intern?	X Yes	$\square$ No			
Is adequate equipment a	vailable (computer, software programs, etc.) for the	X Yes	□ No			
intern to complete the pr	oposed project(s)?					
Will outside technical ass	stance be required for the intern to complete the	☐ Yes	X No			
project?						
If Yes, who will provide	it:					
Has your county previously had an intern? X Yes ☐ No						
Has your county ever had an intern in this field? $\chi$ Yes $\Box$ No						
Has your county previously received a Georgia County Internship Program X Yes ☐ No						
(GCIP) grant for interns?						
Is there a college or university located in your county? X Yes \( \subseteq No						
Is there a technical colleg	e located in your county?	$\square$ Yes	X No			
What special skills should the intern have to be able to complete the project, such as knowledge of						
certain types of software, experience using certain types of equipment, etc.? (Note this is for a student						
so years of work in a certain field should not be included.)						
Interns must have strong reading and writing skills with the ability to think critically about legal issues						
and decipher the facts in a case.						
Will any special training be provided to the intern? X Yes ☐ No						
If Yes, please describe	If Yes, please describe: This internship will further develop the students' legal writing and					
	research skills.					



### **Section III: Project Description and Intern Position Title**

### **Project Information**

Internship position title: | Legal Intern

In the gray space below, please FULLY describe the internship position being proposed, the need it addresses, the benefits to the county, and the necessary intern qualifications. The space will expand when you start to type. Include no more than 1-2 additional pages to describe the internship. More information can be found in the GCIP Application Process and Guidelines document

### **Dear Civic Affairs Foundation:**

We are excited to bring in law students for the summer to offer them a unique experience. Being able to work in a court, not as an advocate, but as a neutral, offers law students a glimpse of the inner workings of the legal system that they can't get elsewhere. State Court hears both criminal and civil matters, ranging from traffic tickets to personal injury cases, and many other issues. The interns will receive a case of their own to work from start to finish on a particular, often complex, issue. They will draft and finalize an order for Judge Jason B. Thompson to review. As time allows, they may be able to do two or more orders. The law students will be reading and analyzing both sides of the argument, researching the applicable law, and putting what they learned about the specific facts of a case and the law into an order. There is frequent supervision and guidance from the Staff Attorney to assist the students. The students end up with a final written product that they worked hard on and can be proud of, as well bring a resolution to a case for the plaintiff and defendant.

Our interns also have the opportunity to observe court hearings and trials, and be involved in the legal proceedings that isn't always available in other legal jobs. They will see real-time trial practice, listen to oral arguments in both criminal and civil matters and gain an understanding of the impact that cases have on an individual's life, as well as the lives of the parties' families and the community at large.

We feel that it is so important for the law students to realize how meaningful the courts are to our community and why what we do matters. This is an irreplaceable experience that we are happy to share with our interns.



We thank you in advance for your consideration of a grant for our interns so that they can gain both legal experience and financial payment.

Sincerely,

LeeAnne R. Strohmann Fayette County State Court 770-716-4266

For questions, email mnesmith@accg.org or call (404) 992-8737

The Georgia County Internship Program is offered by the ACCG Civic Affairs Foundation thanks to the generosity and support of our donors and supporters. The Foundation is a nonprofit 501 (c) (3) organization. For more information, visit <a href="www.civicaffairs.org">www.civicaffairs.org</a>.



## Georgia County Internship Program (GCIP) E-Verify Usage and Acknowledgement Form

Georgia law through O.C.G.A. §13-10-91(a) requires all counties to use E-Verify to verify the employment eligibility of all newly hired employees. All intern participants in the GCIP must be verified through this process by the county when they are hired. Failure to complete this process will result in the forfeiture of grant funds by the ACCG Civic Affairs Foundation to the county.

The following information should be prepared by the Human Resources Director or person for your county who processes new employees to verify that the county did use E-Verify to verify the employment eligibility of interns hired through the GCIP. This form is to be submitted along with a copy of the offer letter to complete the proof of hire grant requirement. The county should not submit the E-Verify confirmation issued by USCIS, I9 form, or other sensitive information such as copies of a driver's license, passport, or social security card to satisfy this requirement.

l,	, acknowledge		County used the E-	
Verify program to verify the		, GCIP		
summer intern, on the	day of	2022.		
County Position				
Signature			 Date	
E-Verify Number				
Date of E-Verify Authorizat	ion			



### Georgia County Internship Program (GCIP) Grant Reimbursement Request Form

Grant reimbursements will be mailed to the County before the end of the contract period, upon proper completion and submission of all required information and obligations pursuant to this Agreement.

_
m reimbursement amount of

For illustrative purposes, the County may request up to the maximum reimbursement amount of \$2607.60 as follows and pursuant to the Agreement. Where any conflict arises between this exhibit and the terms and conditions of the Agreement, the terms and conditions shall control.

Intern wages are paid through the grant at a rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

Reimbursement for Worker's Compensation may be requested at a rate of \$1 per \$100 salary for a maximum reimbursement of \$24.00.

Reimbursement for FICA may be requested at a rate of .0765% multiplied by salary for a maximum reimbursement of \$183.60.

All interns are required to be covered under the County's Workers Compensation Plan. The funds provided for Workers Compensation and for FICA must be used for those purposes. Any wages paid at a rate higher than \$12 per hour shall be paid by the county as well as the cost of FICA and Worker's Compensation associated with wages above that rate.

l,, swear	and attest that the information provided in this request is
,	further understand that I am required to submit proof of my additional documentation that confirms the funds were
properly administered by <b>October 15, 20</b>	022.
Signature	Date



### Georgia County Internship Program (GCIP) Intern Evaluation Form

Please answer the following questions thoroughly to help the GCIP learn about the details of your internship. When completed, submit to Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a>.

Name	:
Count	y:
1.	Before this internship, were you familiar with county government operations?
2.	What have you learned about county government from your internship?
3.	What were your major internship responsibilities as you understood them? Please specify.
4.	What do you believe were your most significant successes during the internship? Please specify.
5.	What was the favorite part of your internship?
6.	What specific skills, experiences or knowledge did you gain during the internship? Do you believe these will be useful in helping you meet your future career goals and, if so, how?
7.	What advice would give your peers who are considering a county internship?
8.	Based on your internship, would you consider a career in county government?



### **Georgia County Internship Program (GCIP)**

### **INTERN CONSENT FORM**

,, authorize the Association County					
Commissioners of Georgia Civic Affairs Foundation, Inc., and	_				
County to use my name, college or university, year in school, major, terms of employment, image, audio, video, quotations, internship evaluation, interviews and any other pertinent information related to my internship in the Georgia County Internship Program for reporting, promotional, and data collection and	5				
analysis purposes, which may include, but is not limited to social networking sites, website, brochures, publications, press releases, videos, photographs and other					
orms of print and digital media.					
ignature of Intern					
Date					



GEORGIA COUNTY INTERNSHIP PROGRAM INTERN INFORMATION FORM						
		COUN	TY INFORMATION			
Name of Supervisor: Title:						
County:			Department:			
Street Address:			I			
City:			State:	ZIP Co	ode:	
Phone Number:			Email Address:			
	INTER	NSHIP	POSITION INFOR	MATION		
Full Name of Intern (Hired):						
Street Address:						
City:	City: State: ZIP Code:				ZIP Code:	
Phone Number:		Person	al Email address:			I
College/University Student Attends: Progra			am or Major:			Expected Year of Graduation:
Post Graduation Plans:						
Intern Position Title: Departr			Department:			
Start Date: End Date:			Hours	Hours Worked Per Week:		
SIGNATURES						
Signature of County Supervisor:				Date:		
Signature of Hired Intern: Date:						



### GEORGIA COUNTY INTERNSHIP PROGRAM GRANT AGREEMENT

This <b>AGREEMENT</b> is made	e and entered into by and between the ASSOCIATION COUNTY
<b>COMMISSIONERS OF GI</b>	EORGIA CIVIC AFFAIRS FOUNDATION, INC., (the
"FOUNDATION"), having i	its principal office at 191 Peachtree Street, Suite 700, Atlanta,
Georgia, 30303, and	County ("COUNTY"), having its principal
office at	In exchange for valuable consideration, the parties agree as
follows.	

#### I. GENERAL TERMS.

### A. Agreement Term:

This Agreement shall be effective as of the last date of execution by the parties. <u>Pursuant to O.C.G.A. § 36-10-1</u>, approval by the <u>COUNTY'S</u> governing authority and entry on the <u>COUNTY'S</u> minutes is necessary before the parties may execute. Evidence thereof shall be provided to the Foundation from the <u>COUNTY</u> Clerk's Office as requested and incorporated into this Agreement.

### **B.** Purpose of Agreement:

The **FOUNDATION** is providing grant funding through the Georgia County Internship Program pursuant to the grant award letter ("Grant Award Letter") (**Exhibit A**) to reimburse certain costs to the **COUNTY** to employ interns to complete projects as described in the county grant application ("County Grant Application") (**Exhibit B**) from May 1, 2022 until September 1, 2022. This Agreement provides the terms and conditions under which the **COUNTY** may receive reimbursement from the **FOUNDATION**.

#### II. REIMBURSEMENT TO COUNTY.

In exchange for the **COUNTY** hiring the intern(s) to perform projects as described in the approved County Grant Application and to learn about the operations of county government, the **FOUNDATION** shall provide reimbursement to the **COUNTY** as follows:

### A. Use of Grant Funds.

### 1. Amount of Reimbursement

### **ACCCG** Civic Affairs Foundation

a. **Hourly Rate**. The **FOUNDATION** shall reimburse the **COUNTY** for the cost of wages at the rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

The COUNTY may pay the intern at a higher rate than \$12.00 per hour at its own expense as provided for in their approved County Grant Application or as established at a later time by the COUNTY. In either case, the COUNTY shall be responsible for payment for all the costs above the reimbursed hourly rate of \$12.00 per hour, including workers' compensation and FICA.

- b. Workers' Compensation. The FOUNDATION shall reimburse the COUNTY for a portion of the cost to cover the intern under the COUNTY'S workers' compensation plan in the Foundation's sole discretion up to a maximum reimbursement rate of up to \$24.00 per intern, per internship.
- c. **FICA.** The **FOUNDATION** shall reimburse the **COUNTY** for a portion of the cost of paying Federal Insurance Contributions Act (FICA) in the Foundation's sole discretion at a maximum reimbursement of up to \$183.60 per intern, per internship.
- 2. Additional Compensation for Intern. The COUNTY may pay the intern(s) in an amount greater than \$12.00 per hour or allow the intern(s) to work more than 200 hours during the grant period. However, the COUNTY will not be entitled to additional grant reimbursement for wages, workers' compensation, FICA or any other employment costs for the additional wages or hours.

### **III. Obligations of COUNTY:**

- A. <u>Use of Grant Funds</u>. Grant reimbursement is limited to the actual amount of wages paid and approved employment costs for up to 200 hours of actual work performed by a qualified intern, from May 1, 2022 to September 1, 2022, for the Foundation approved internship project as described within the attached County Grant Application.
- **B.** <u>Compensation</u>. The COUNTY shall pay interns funded in whole or in part by this grant a minimum of \$12.00 per hour for each hour suffered or permitted to be worked by the intern.
- C. <u>Internship Requirements</u>. All interns must have on site supervision, be provided with work projects as provided in the approved County Grant Application submitted by the COUNTY and be afforded the opportunity to learn about the operations of county government.
- **D.** Required Information: Proof of Payment of Intern and Reporting Requirements. Upon completion of the internship, the COUNTY shall provide the following information

### **ACCCG** Civic Affairs Foundation

to the **FOUNDATION**: (1) copy of the offer letter provided to the intern upon hire; (2) employment verification, including the E-Verify usage and acknowledgement form (E-Verify Usage and Acknowledgement Form") (**Exhibit C**); (3) proof of payment for each payment period for every intern receiving funding through this Agreement; (4) signed and completed reimbursement form ("Reimbursement Form") (**Exhibit D**); and (5) completed Intern Evaluation Form (**Exhibit E**). All required information shall be submitted by the **COUNTY** and received by the **FOUNDATION** by October 15, 2022 in order to be eligible to receive grant reimbursement.

- E. <u>Hiring of Intern</u>. In order to be eligible to receive the reimbursement provided for in Paragraph A of Section II of this Agreement, the COUNTY must hire an intern who is an undergraduate student, graduate student, recent college graduate, or a high school student 16 years of age or older who is dually enrolled in a college program, as an employee to perform the projects as provided for in the approved County Grant Application. The COUNTY may not hire an intern as an independent contractor for reimbursement under this Agreement. The intern hired must be willing and agreeable to having certain information shared about them and their internship pursuant to this Agreement. The COUNTY must submit to the FOUNDATION no later than July 27, 2022:); intern consent form ("Intern Consent Form") (Exhibit F); the intern information form ("Intern Information Form" (Exhibit G); and an intern photograph.
- **F.** <u>Tax Withholdings</u>. The **COUNTY** is responsible for withholding all applicable state and federal income taxes on an intern's earnings.
- **G.** Nondiscrimination in Employment Practices. The COUNTY agrees to comply with federal and state laws, rules and regulations, relative to nondiscrimination in employment practices because of political affiliation, religion, race, color, sex, disability, age over 40 years, national origin or any other protected class as provided by law. Nondiscrimination in employment practices is applicable to employees, applicants for employment, promotions, demotions, dismissal and other elements affecting employment/employees.
- H. <u>Compliance with Applicable Provisions of Federal and State Laws and Regulations</u>. The **COUNTY** agrees to comply with all applicable federal and state laws, including, but not limited to:
  - 1. The Americans with Disabilities Act. The COUNTY agrees to comply with all applicable provisions of the Americans with Disabilities Act (ADA) and any relevant federal and state laws, rules and regulations regarding employment practices toward individuals with disabilities and the availability/accessibility of programs, activities, or services for clients with disabilities.
  - 2. Fair Labor Standards Act
  - 3. **Georgia Security and Immigration Compliance Act**. The **COUNTY** agrees to comply with all of the E-Verify usage and hiring requirements as provided for in O.C.G.A. § 13-10-91(a).



- I. <u>Duty to Notify FOUNDATION</u>. It shall be the duty of the COUNTY to notify the FOUNDATION if an intern quits or is terminated by the COUNTY within five (5) days of separation.
- J. Nepotism. If the COUNTY has a nepotism policy for new hires, that policy shall apply to the hire and engagement of any intern reimbursed in whole or in part through this grant. In the absence of such a policy, the COUNTY shall refrain from hiring interns who are closely related by blood or marriage to COUNTY employees or officials who have a hiring or supervisory role over the intern. The COUNTY shall apply its personnel policies on dating in the workplace to any intern hired through this grant. If the COUNTY fails to follow these requirements, the COUNTY will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.
- K. <u>Campaign and Other Impermissible Activities</u>. Interns hired through the Georgia County Internship Program and paid through grant funding are not permitted to work on campaigns for elections of commissioners or for any other elected official as part of their work with the COUNTY. Interns are further not permitted to run personal errands for COUNTY officials and staff or work on projects that are unrelated to county government. If the COUNTY fails to follow these requirements, they will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.

#### IV. CONTRACT MODIFICATION

No amendment, modification, or alteration of this **AGREEMENT** shall be valid or effective unless such modification is made in writing and signed by both parties.

### V. TERMINATION

This Agreement may be terminated in the following circumstances:

- A. <u>Due to default or for cause</u>. The FOUNDATION may terminate this AGREEMENT at any time if the COUNTY fails to perform any of its obligations under this AGREEMENT and fails to cure any breach within 10 days of a notice of breach and intention to terminate by the FOUNDATION. The COUNTY shall be required to submit all required information not later than 20 days after the date of written notice of termination. The COUNTY shall not receive any grant reimbursement for costs incurred after the date of termination or in the event a breach occurred that could not be satisfied.
- **B.** <u>Due to Early Separation of Intern</u>. Should the intern funded by this grant be separated from the COUNTY'S employment prior to the expiration of their internship period, this **AGREEMENT** shall terminate within 20 days of the separation unless another undergraduate student, graduate student, recent graduate, or a high school student 16 years



of age or older who is dually enrolled in a college program, is hired to continue and complete the approved internship within the grant period and at least 100 hours are remaining of the internship.

- C. <u>Natural Termination</u>. Unless otherwise terminated, this Agreement shall terminate December 31, 2022.
- **D.** <u>Survival.</u> The following sections shall survive termination for any reason of this Agreement: Access to Records, Records Retention, and Investigation; Hold Harmless; Program Publicity and COUNTY Participation;

### VI. Access to Records, Records Retention, and Investigation

- A. The FOUNDATION shall have access to any pertinent books, documents, papers, and records of the COUNTY for the purpose of making audit examinations, excerpts, and transcripts. The COUNTY shall retain all records related to this grant for seven years from submission of the required information. If any litigation, claim, or audit is started before the expiration of the seven-year period, the records shall be retained until all litigation, claims, or audit findings involving the records have been resolved.
- **B.** The **COUNTY** agrees that the **FOUNDATION** has the authority to investigate any allegation of misconduct made by the **COUNTY** pertaining to this Agreement. The **COUNTY** agrees to cooperate fully in such investigations by providing the **FOUNDATION** reasonable access to its records and any other resources as necessary to investigate the allegation.

### VII. Hold Harmless

To the extent permitted by law, the **COUNTY** agrees to hold harmless the **FOUNDATION**, Association County Commissioners of Georgia, their employees and agents for any claim growing out of any action performed by the **COUNTY**, its agents or employees under any provision of this contract.

### VIII. Program Publicity and COUNTY Participation

A. The **COUNTY** agrees to allow preplanned site visits from the **FOUNDATION** for the purpose of interviewing the intern(s) and supervisor, taking photographs, video, or audio, and reviewing projects that have been assigned. The **COUNTY** further agrees that any photographs or information obtained during such site visits may be used to promote the Georgia County Internship Program and **FOUNDATION**, which may include, but is not limited to, usage through websites, social networking sites, brochures, press releases, and other forms of media.



- B. The COUNTY further agrees that any promotional information by the COUNTY regarding the Georgia County Internship Program must be preapproved by the FOUNDATION.
- C. The COUNTY additionally agrees that any research, study, review, or analysis relative to the Georgia County Internship Program, or internship, conducted by or on behalf of the **COUNTY** must be reviewed and approved by the **FOUNDATION**.

### **XI.** Miscellaneous Provisions

- A. The intern is an employee of the county. At no time shall the intern be considered an employee or independent contractor of the FOUNDATION, or the Association County Commissioners of Georgia.
- **B.** Neither the **FOUNDATION** nor any of its employees, agents, or subcontractors shall be considered a partner, employee, or agent of the COUNTY.
- C. Neither party to this **AGREEMENT** shall have the authority to bind the other party.

This **AGREEMENT** is executed and shall be controlled by the laws of the State of Georgia.

### XII. CONTRACT EXHIBIT INCLUSION:

This contract includes the following exhibits, which are attached and incorporated herein by reference:

Exhibit A	Grant Award Letter
Exhibit B	County Grant Application
Exhibit C	E-Verify Usage and Acknowledgement Form
Exhibit D	Reimbursement Form
Exhibit E	Intern Evaluation Form
Exhibit F	Intern Consent Form
Exhibit G	Intern Information Form

## **ACCG** Civic Affairs Foundation

<u>COUNTY</u> :	ASSOCIATION COUNTY COMMISSIONERS OF GEORGIA CIVIC AFFAIRS FOUNDATION, INC:		
Signature	Signature		
Printed Name	<u>Dave Wills</u> Printed Name		
Title:	Secretary-Treasurer		
Title:	Title:		
This day of, 2022	This day of, 2022		
COUNTY CLERK CERTIFICATION	N:		
HEREBY CERTIFY that the Georg Association County Commissioners of County Governing	rerning authority ofCounty, DOES gia County Internship Program Grant Agreement with the of Georgia Civic Affairs Foundation, Inc. was adopted by the Authority in a meeting that was properly advertised and open _, 2022, and that the original of said agreement appears of		
record in the minute book of the Coun	nty, which is in my custody and control.		
WITNESS my hand and the official s	seal of the governing authority of County.		
(SEAL)			
	Clerk		



February 4, 2022

Ms. Tina T. Payne Fayette Co. Justice Center, 1 Center Drive Fayetteville, GA 30214

Dear Ms. Payne:

I am pleased to inform you that Fayette County has been awarded a Georgia County Internship Program (GCIP) grant from the Association County Commissioners of Georgia Civic Affairs Foundation ("ACCG Civic Affairs Foundation") contingent upon the parties entering into the terms and conditions of the Georgia County Internship Program Grant Agreement (the "Agreement") that this grant award letter is incorporated hereto. A grant contract package is enclosed for you to complete and return. Upon proper completion of such as solely determined by the ACCG Civic Affairs Foundation, this grant is awarded for the 2022 summer program in the amount of \$2607.60 for the Legal intern project to cover one internship. The grant provided must be used to fund costs associated with the intern's salary, FICA, and worker's compensation as specified in the Agreement.

Please contact Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or at 404-922-8737 if you need assistance with grant requirements or in publicizing the proposed internship position. While the ACCG Civic Affairs Foundation will post this position through their website and help to publicize it through other channels, it is the responsibility of the County to recruit, interview and hire the intern. In the event the County is unable to hire a summer intern for the project description provided, the grant award designated for this purpose will be rescinded in full.

Congratulations and thank you for participating in the GCIP 2022 grant program.

Sincerely,

Dave Wills

Association County Commissioners of Georgia Civic Affairs Foundation Secretary-Treasurer

cc: Chairman Lee Hearn Steve Rapson Tameca Smith



# **Georgia County Internship Program Grant Application Summer 2022**

Applicants should read the entire GCIP Application Packet prior to completing this form.

This application has three sections. Section I requires the applicant to indicate the grant category for the application. Section II requires the applicant to provide answers to a series of questions and Section III requires a detailed description of the internship project being proposed, the need it addresses, and the expected benefits to the county. More information on how to complete the application can be found in the GCIP Application Process and Guidelines document.

The application deadline for the 2021 GCIP grant program is Friday, December 17, 2021

Applications should be sent to **Michele NeSmith** at the Foundation via email to <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or by mail to:

ACCG Civic Affairs Foundation 191 Peachtree Street NE, Suite 700 Atlanta, GA 30303

Please note that factors that influence consideration include but are not limited to the type of project submitted, the overall impact and benefit to the county of the project(s) proposed, the ability to partially fund the internship position(s), collaboration with other counties, regional commissions, colleges/universities, and/or non-profits, and the number of interns requested.

Reminder: Interns should be <u>currently enrolled</u> in college as undergraduate or graduate students or have recently graduated from college within one year of the grant period. High school students 16 years of age or older who are dually enrolled in a college or university are also eligible. General high school students who have not yet begun college are not eligible. Interns cannot work more than 200 total hours during the grant period. The county and the intern can decide how many hours the intern works per week and the total number of weeks worked. It is recommended that the minimum hours worked per week be no less than 15 hours.



### **Section I: Grant Category**

What amount?

Select (X) the grant category for this application.

General GCIP Grant					X	
Kundell Environmental Grant						
Garner Heal	th and Hum	an Ser	vices Grant			
Section II: General Grant Information						
<b>County Name:</b>	County Name: Fayette County					
County E-Verify Number: 47566						
Number of Int	Number of Interns Requested: 2					
			_			
Are you submi	tting an appl	ication	that includes a partner?		□ Ye	s X No
List partners	<b>5:</b>					
Is your partner a					□Ye	s 🗆 No
nonprofit, college, or						
	university?					
List contribu			\$500 (25%)Other			
			egional commissions, colleges/universiti , and/or non-profit organizations must i			_
-	om those entitie		, ana/or non-projit organizations must i	nciuue ut ie	ust u 25/0	junung
,		,				
Name of Grant	t Coordinator	or T	ina T. Payne			
other Primary	Contact:					
County:	Fayette					
Department:	State Ct. Solicitor General Office					
Position:	Office Supervisor					
Address:	Fayette Co Justice Center 1 Center Drive Fayetteville, GA 30214					
Email:	tpayne@fayettecountyga.gov Phone: 770-716-4256					
Is the county providing partial funding of the amount needed to fund the   Yes X No						
internship? (Total cost of the internship is \$2400 plus FICA and WC supplement)						
What amount? \$:				:		
OR						
Is the county	providing add	ditiona	I funding? (on top of the grant amo	ount)		Yes X No

\$:



Who will b	oe the supervisor	for the intern?			
	X Same as grant coordinator or other primary county contact				
	□ Other				
N	lame:				
D	epartment:				
Po	osition:				
A	ddress:				
Eı	mail:	Phone			
Has this in	ndividual previou	sly supervised interns?	X Yes	□ No	
Is adequat	te space available	e to support an intern?	X Yes	□ No	
Is adequat	te equipment ava	ailable (computer, software programs, etc.) for the	X Yes	□ No	
intern to c	complete the pro	posed project(s)?			
Will outsid	de technical assis	tance be required for the intern to complete the	☐ Yes	X No	
project?					
	vho will provide i				
Has your county previously had an intern? X Yes ☐ No					
Has your c	county ever had a	an intern in this field?	X Yes	□ No	
Has your county previously received a Georgia County Internship Program			X Yes	□ No	
(GCIP) grant for interns?					
Is there a	college or univer	sity located in your county?	☐ Yes	X No	
Is there a technical college located in your county?			$\square$ Yes	X No	
What special skills should the intern have to be able to complete the project, such as knowledge of					
certain types of software, experience using certain types of equipment, etc.? (Note this is for a student					
so years of work in a certain field should not be included.)					
Interns should have strong reading and writing skills and the ability to think critically. 3L students may					
qualify for the Third Year Practice Act.					
Will any sp	pecial training be	provided to the intern?	X Yes	□ No	
If Yes, p	olease describe:	This Internship will expose the student to all a	spects of the	Criminal	
		Prosecution process.			



### **Section III: Project Description and Intern Position Title**

### **Project Information**

Internship position title: Legal Intern

In the gray space below, please FULLY describe the internship position being proposed, the need it addresses, the benefits to the county, and the necessary intern qualifications. The space will expand when you start to type. Include no more than 1-2 additional pages to describe the internship. More information can be found in the GCIP Application Process and Guidelines document

#### Dear Civic Affairs Foundation:

We are very thankful to be considered for a 2022 Summer Intern. We are a fast-paced office that can expose the intern to all stages of the Prosecution of Misdemeanor Cases.

This office can provide a hands-on opportunity for the intern. We will start them at the beginning building the case files for our Prosecutors. Once the case has been formally accused – the intern will have the opportunity to see firsthand numerous calendars which could include arraignment, motions, bench warrant hearings, bench trials, jury trials, and violation of probation hearings. Although, a majority of their time will be spent in preparation for these court calendars.

They will be exposed with victim and non-victim cases that our office prosecutes daily.

The student will be able to put their Microsoft Office skills to work in our office, as well as learn our case management system. They will also be required to be fingerprinted and complete the GCIC Security Awareness training to work in our office.

If our office is chosen, we will make every effort to expose the intern to everything that goes into the prosecution of a Misdemeanor, Traffic or Local Ordinance case. We greatly appreciate your consideration and hope to have the opportunity to partner with an intern in Summer 2022. Thank you so much.

For questions, email mnesmith@accg.org or call (404) 992-8737



The Georgia County Internship Program is offered by the ACCG Civic Affairs Foundation thanks to the generosity and support of our donors and supporters. The Foundation is a nonprofit 501 (c) (3) organization. For more information, visit <a href="https://www.civicaffairs.org">www.civicaffairs.org</a>.



## Georgia County Internship Program (GCIP) E-Verify Usage and Acknowledgement Form

Georgia law through O.C.G.A. §13-10-91(a) requires all counties to use E-Verify to verify the employment eligibility of all newly hired employees. All intern participants in the GCIP must be verified through this process by the county when they are hired. Failure to complete this process will result in the forfeiture of grant funds by the ACCG Civic Affairs Foundation to the county.

The following information should be prepared by the Human Resources Director or person for your county who processes new employees to verify that the county did use E-Verify to verify the employment eligibility of interns hired through the GCIP. This form is to be submitted along with a copy of the offer letter to complete the proof of hire grant requirement. The county should not submit the E-Verify confirmation issued by USCIS, I9 form, or other sensitive information such as copies of a driver's license, passport, or social security card to satisfy this requirement.

l,	, acknowledge that			County used the E , GCIP
Verify program to verify the				
summer intern, on the	day of	2022.		
County Position				
Signature			 Date	
E-Verify Number				
 Date of E-Verify Authorizat	ion			



### Georgia County Internship Program (GCIP) Grant Reimbursement Request Form

Grant reimbursements will be mailed to the County before the end of the contract period, upon proper completion and submission of all required information and obligations pursuant to this Agreement.

-
-
_
m reimbursement amount of

For illustrative purposes, the County may request up to the maximum reimbursement amount of \$2607.60 as follows and pursuant to the Agreement. Where any conflict arises between this exhibit and the terms and conditions of the Agreement, the terms and conditions shall control.

Intern wages are paid through the grant at a rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

Reimbursement for Worker's Compensation may be requested at a rate of \$1 per \$100 salary for a maximum reimbursement of \$24.00.

Reimbursement for FICA may be requested at a rate of .0765% multiplied by salary for a maximum reimbursement of \$183.60.

All interns are required to be covered under the County's Workers Compensation Plan. The funds provided for Workers Compensation and for FICA must be used for those purposes. Any wages paid at a rate higher than \$12 per hour shall be paid by the county as well as the cost of FICA and Worker's Compensation associated with wages above that rate.

l,	, swear and attest that t	the information provided in this request is
payment by submitting p	pay stubs and any additional docu	cand that I am required to submit proof of cumentation that confirms the funds were
properly administered b	y October 15, 2022.	
Signature		Date



#### Georgia County Internship Program (GCIP) Intern Evaluation Form

Please answer the following questions thoroughly to help the GCIP learn about the details of your internship. When completed, submit to Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a>.

Name	:
Count	y:
1.	Before this internship, were you familiar with county government operations?
2.	What have you learned about county government from your internship?
3.	What were your major internship responsibilities as you understood them? Please specify
4.	What do you believe were your most significant successes during the internship? Please specify.
5.	What was the favorite part of your internship?
6.	What specific skills, experiences or knowledge did you gain during the internship? Do you believe these will be useful in helping you meet your future career goals and, if so, how?
7.	What advice would give your peers who are considering a county internship?
8.	Based on your internship, would you consider a career in county government?



# **Georgia County Internship Program (GCIP)**

#### **INTERN CONSENT FORM**

l,	, authorize the Association County
Commissioners of Georgia	a Civic Affairs Foundation, Inc., and
employment, image, audi and any other pertinent in County Internship Progra analysis purposes, which	college or university, year in school, major, terms of o, video, quotations, internship evaluation, interviews information related to my internship in the Georgia im for reporting, promotional, and data collection and may include, but is not limited to social networking sites, cations, press releases, videos, photographs and other media.
Signature of Intern	
 Date	



GEORGIA COUNTY INTERNSHIP PROGRAM INTERN INFORMATION FORM					
		COUN	TY INFORMATION		
Name of Supervisor:			Title:		
County:			Department:		
Street Address:					
City:			State:	ZIP Code:	
Phone Number:			Email Address:		
	INTER	NSHIP	POSITION INFORMA	TION	
Full Name of Intern (Hired):					
Street Address:					
City: State:		ZIP Code:			
Phone Number: Personal Email address:					
College/University Student Attends: Progra		Progra	ogram or Major:		Expected Year of Graduation:
Post Graduation Plans:		ı			1
Intern Position Title:		Department:			
Start Date: End Date:		Hours Worked Per Week:		Veek:	
		!	SIGNATURES		
Signature of County Supervisor:  Date:					
Signature of Hired Intern:  Date:					



#### GEORGIA COUNTY INTERNSHIP PROGRAM GRANT AGREEMENT

This AGREEMENT is made a	and entered into by and between the ASSOCIATION COUNTY
<b>COMMISSIONERS OF GEO</b>	ORGIA CIVIC AFFAIRS FOUNDATION, INC., (the
"FOUNDATION"), having its	principal office at 191 Peachtree Street, Suite 700, Atlanta,
Georgia, 30303, and	County ("COUNTY"), having its principal
office at	. In exchange for valuable consideration, the parties agree as
follows.	

#### I. GENERAL TERMS.

#### A. Agreement Term:

This Agreement shall be effective as of the last date of execution by the parties. <u>Pursuant to O.C.G.A. § 36-10-1</u>, approval by the <u>COUNTY'S</u> governing authority and entry on the <u>COUNTY'S</u> minutes is necessary before the parties may execute. Evidence thereof shall be provided to the Foundation from the <u>COUNTY</u> Clerk's Office as requested and incorporated into this Agreement.

#### **B.** Purpose of Agreement:

The **FOUNDATION** is providing grant funding through the Georgia County Internship Program pursuant to the grant award letter ("Grant Award Letter") (**Exhibit A**) to reimburse certain costs to the **COUNTY** to employ interns to complete projects as described in the county grant application ("County Grant Application") (**Exhibit B**) from May 1, 2022 until September 1, 2022. This Agreement provides the terms and conditions under which the **COUNTY** may receive reimbursement from the **FOUNDATION**.

#### II. REIMBURSEMENT TO COUNTY.

In exchange for the **COUNTY** hiring the intern(s) to perform projects as described in the approved County Grant Application and to learn about the operations of county government, the **FOUNDATION** shall provide reimbursement to the **COUNTY** as follows:

#### A. Use of Grant Funds.

#### 1. Amount of Reimbursement

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a. **Hourly Rate**. The **FOUNDATION** shall reimburse the **COUNTY** for the cost of wages at the rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

The **COUNTY** may pay the intern at a higher rate than \$12.00 per hour at its own expense as provided for in their approved County Grant Application or as established at a later time by the **COUNTY**. In either case, the **COUNTY** shall be responsible for payment for all the costs above the reimbursed hourly rate of \$12.00 per hour, including workers' compensation and FICA.

- b. Workers' Compensation. The FOUNDATION shall reimburse the COUNTY for a portion of the cost to cover the intern under the COUNTY'S workers' compensation plan in the Foundation's sole discretion up to a maximum reimbursement rate of up to \$24.00 per intern, per internship.
- c. **FICA.** The **FOUNDATION** shall reimburse the **COUNTY** for a portion of the cost of paying Federal Insurance Contributions Act (FICA) in the Foundation's sole discretion at a maximum reimbursement of up to \$183.60 per intern, per internship.
- 2. Additional Compensation for Intern. The COUNTY may pay the intern(s) in an amount greater than \$12.00 per hour or allow the intern(s) to work more than 200 hours during the grant period. However, the COUNTY will not be entitled to additional grant reimbursement for wages, workers' compensation, FICA or any other employment costs for the additional wages or hours.

#### **III. Obligations of COUNTY:**

- **A.** <u>Use of Grant Funds.</u> Grant reimbursement is limited to the actual amount of wages paid and approved employment costs for up to 200 hours of actual work performed by a qualified intern, from May 1, 2022 to September 1, 2022, for the Foundation approved internship project as described within the attached County Grant Application.
- **B.** <u>Compensation</u>. The COUNTY shall pay interns funded in whole or in part by this grant a minimum of \$12.00 per hour for each hour suffered or permitted to be worked by the intern.
- C. <u>Internship Requirements</u>. All interns must have on site supervision, be provided with work projects as provided in the approved County Grant Application submitted by the **COUNTY** and be afforded the opportunity to learn about the operations of county government.
- **D.** Required Information: Proof of Payment of Intern and Reporting Requirements. Upon completion of the internship, the COUNTY shall provide the following information

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to the **FOUNDATION**: (1) copy of the offer letter provided to the intern upon hire; (2) employment verification, including the E-Verify usage and acknowledgement form (E-Verify Usage and Acknowledgement Form") (**Exhibit C**); (3) proof of payment for each payment period for every intern receiving funding through this Agreement; (4) signed and completed reimbursement form ("Reimbursement Form") (**Exhibit D**); and (5) completed Intern Evaluation Form (**Exhibit E**). All required information shall be submitted by the **COUNTY** and received by the **FOUNDATION** by October 15, 2022 in order to be eligible to receive grant reimbursement.

- E. <u>Hiring of Intern</u>. In order to be eligible to receive the reimbursement provided for in Paragraph A of Section II of this Agreement, the COUNTY must hire an intern who is an undergraduate student, graduate student, recent college graduate, or a high school student 16 years of age or older who is dually enrolled in a college program, as an employee to perform the projects as provided for in the approved County Grant Application. The COUNTY may not hire an intern as an independent contractor for reimbursement under this Agreement. The intern hired must be willing and agreeable to having certain information shared about them and their internship pursuant to this Agreement. The COUNTY must submit to the FOUNDATION no later than July 27, 2022:); intern consent form ("Intern Consent Form") (Exhibit F); the intern information form ("Intern Information Form" (Exhibit G); and an intern photograph.
- **F.** <u>Tax Withholdings</u>. The **COUNTY** is responsible for withholding all applicable state and federal income taxes on an intern's earnings.
- **G.** Nondiscrimination in Employment Practices. The COUNTY agrees to comply with federal and state laws, rules and regulations, relative to nondiscrimination in employment practices because of political affiliation, religion, race, color, sex, disability, age over 40 years, national origin or any other protected class as provided by law. Nondiscrimination in employment practices is applicable to employees, applicants for employment, promotions, demotions, dismissal and other elements affecting employment/employees.
- H. <u>Compliance with Applicable Provisions of Federal and State Laws and Regulations</u>. The **COUNTY** agrees to comply with all applicable federal and state laws, including, but not limited to:
  - 1. The Americans with Disabilities Act. The COUNTY agrees to comply with all applicable provisions of the Americans with Disabilities Act (ADA) and any relevant federal and state laws, rules and regulations regarding employment practices toward individuals with disabilities and the availability/accessibility of programs, activities, or services for clients with disabilities.
  - 2. Fair Labor Standards Act
  - 3. **Georgia Security and Immigration Compliance Act**. The **COUNTY** agrees to comply with all of the E-Verify usage and hiring requirements as provided for in O.C.G.A. § 13-10-91(a).



- I. <u>Duty to Notify FOUNDATION</u>. It shall be the duty of the COUNTY to notify the FOUNDATION if an intern quits or is terminated by the COUNTY within five (5) days of separation.
- J. Nepotism. If the COUNTY has a nepotism policy for new hires, that policy shall apply to the hire and engagement of any intern reimbursed in whole or in part through this grant. In the absence of such a policy, the COUNTY shall refrain from hiring interns who are closely related by blood or marriage to COUNTY employees or officials who have a hiring or supervisory role over the intern. The COUNTY shall apply its personnel policies on dating in the workplace to any intern hired through this grant. If the COUNTY fails to follow these requirements, the COUNTY will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.
- K. <u>Campaign and Other Impermissible Activities</u>. Interns hired through the Georgia County Internship Program and paid through grant funding are not permitted to work on campaigns for elections of commissioners or for any other elected official as part of their work with the COUNTY. Interns are further not permitted to run personal errands for COUNTY officials and staff or work on projects that are unrelated to county government. If the COUNTY fails to follow these requirements, they will not receive grant funding for any of the interns who have been involved in any of the aforementioned activities at the sole discretion of the FOUNDATION.

#### IV. CONTRACT MODIFICATION

No amendment, modification, or alteration of this **AGREEMENT** shall be valid or effective unless such modification is made in writing and signed by both parties.

#### V. TERMINATION

This Agreement may be terminated in the following circumstances:

- A. <u>Due to default or for cause</u>. The FOUNDATION may terminate this AGREEMENT at any time if the COUNTY fails to perform any of its obligations under this AGREEMENT and fails to cure any breach within 10 days of a notice of breach and intention to terminate by the FOUNDATION. The COUNTY shall be required to submit all required information not later than 20 days after the date of written notice of termination. The COUNTY shall not receive any grant reimbursement for costs incurred after the date of termination or in the event a breach occurred that could not be satisfied.
- **B.** <u>Due to Early Separation of Intern</u>. Should the intern funded by this grant be separated from the **COUNTY'S** employment prior to the expiration of their internship period, this **AGREEMENT** shall terminate within 20 days of the separation unless another undergraduate student, graduate student, recent graduate, or a high school student 16 years



of age or older who is dually enrolled in a college program, is hired to continue and complete the approved internship within the grant period and at least 100 hours are remaining of the internship.

- C. <u>Natural Termination</u>. Unless otherwise terminated, this Agreement shall terminate December 31, 2022.
- **D.** <u>Survival.</u> The following sections shall survive termination for any reason of this Agreement: Access to Records, Records Retention, and Investigation; Hold Harmless; Program Publicity and COUNTY Participation;

#### VI. Access to Records, Records Retention, and Investigation

- A. The FOUNDATION shall have access to any pertinent books, documents, papers, and records of the COUNTY for the purpose of making audit examinations, excerpts, and transcripts. The COUNTY shall retain all records related to this grant for seven years from submission of the required information. If any litigation, claim, or audit is started before the expiration of the seven-year period, the records shall be retained until all litigation, claims, or audit findings involving the records have been resolved.
- **B.** The **COUNTY** agrees that the **FOUNDATION** has the authority to investigate any allegation of misconduct made by the **COUNTY** pertaining to this Agreement. The **COUNTY** agrees to cooperate fully in such investigations by providing the **FOUNDATION** reasonable access to its records and any other resources as necessary to investigate the allegation.

#### VII. Hold Harmless

To the extent permitted by law, the **COUNTY** agrees to hold harmless the **FOUNDATION**, Association County Commissioners of Georgia, their employees and agents for any claim growing out of any action performed by the **COUNTY**, its agents or employees under any provision of this contract.

#### VIII. Program Publicity and COUNTY Participation

A. The **COUNTY** agrees to allow preplanned site visits from the **FOUNDATION** for the purpose of interviewing the intern(s) and supervisor, taking photographs, video, or audio, and reviewing projects that have been assigned. The **COUNTY** further agrees that any photographs or information obtained during such site visits may be used to promote the Georgia County Internship Program and **FOUNDATION**, which may include, but is not limited to, usage through websites, social networking sites, brochures, press releases, and other forms of media.



- B. The **COUNTY** further agrees that any promotional information by the **COUNTY** regarding the Georgia County Internship Program must be preapproved by the **FOUNDATION.**
- C. The COUNTY additionally agrees that any research, study, review, or analysis relative to the Georgia County Internship Program, or internship, conducted by or on behalf of the COUNTY must be reviewed and approved by the FOUNDATION.

#### **XI.** Miscellaneous Provisions

- **A.** The intern is an employee of the county. At no time shall the intern be considered an employee or independent contractor of the **FOUNDATION**, or the Association County Commissioners of Georgia.
- **B.** Neither the **FOUNDATION** nor any of its employees, agents, or subcontractors shall be considered a partner, employee, or agent of the **COUNTY**.
- C. Neither party to this **AGREEMENT** shall have the authority to bind the other party.

This **AGREEMENT** is executed and shall be controlled by the laws of the State of Georgia.

#### XII. CONTRACT EXHIBIT INCLUSION:

This contract includes the following exhibits, which are attached and incorporated herein by reference:

Exhibit A	Grant Award Letter
Exhibit B	County Grant Application
Exhibit C	E-Verify Usage and Acknowledgement Form
Exhibit D	Reimbursement Form
Exhibit E	Intern Evaluation Form
Exhibit F	Intern Consent Form
Exhibit G	Intern Information Form

# **ACCG** Civic Affairs Foundation

<u>COUNTY</u> :	ASSOCIATION COUNTY COMMISSIONERS OF GEORGIA CIVIC AFFAIRS FOUNDATION, INC:			
Signature	Signature			
Printed Name	<u>Dave Wills</u> Printed Name			
Title:	Secretary-Treasurer			
Title:	Title:			
This day of, 2022	This day of, 2022			
COUNTY CLERK CERTIFICATION	N:			
HEREBY CERTIFY that the Georg Association County Commissioners of County Governing 2	rerning authority ofCounty, DOES gia County Internship Program Grant Agreement with the of Georgia Civic Affairs Foundation, Inc. was adopted by the Authority in a meeting that was properly advertised and open _, 2022, and that the original of said agreement appears of			
record in the minute book of the Cour	nty, which is in my custody and control.			
WITNESS my hand and the official s	seal of the governing authority of County.			
(SEAL)				
	Clerk			



February 4, 2022

Ms. Emily Larrimore 245 McDonough Road Fayetteville, GA 30214

Dear Ms. Larrimore:

I am pleased to inform you that Fayette County has been awarded a Georgia County Internship Program (GCIP) grant from the Association County Commissioners of Georgia Civic Affairs Foundation ("ACCG Civic Affairs Foundation") contingent upon the parties entering into the terms and conditions of the Georgia County Internship Program Grant Agreement (the "Agreement") that this grant award letter is incorporated hereto. A grant contract package is enclosed for you to complete and return. Upon proper completion of such as solely determined by the ACCG Civic Affairs Foundation, this grant is awarded for the 2022 summer program in the amount of \$2607.60 for the Laboratory and Compliance intern project to cover one internship. The grant provided must be used to fund costs associated with the intern's salary, FICA, and worker's compensation as specified in the Agreement.

Please contact Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or at 404-922-8737 if you need assistance with grant requirements or in publicizing the proposed internship position. While the ACCG Civic Affairs Foundation will post this position through their website and help to publicize it through other channels, it is the responsibility of the County to recruit, interview and hire the intern. In the event the County is unable to hire a summer intern for the project description provided, the grant award designated for this purpose will be rescinded in full.

Congratulations and thank you for participating in the GCIP 2022 grant program.

Sincerely,

Dave Wills

Association County Commissioners of Georgia Civic Affairs Foundation Secretary-Treasurer

cc: Chairman Lee Hearn Steve Rapson Tameca Smith



# **Georgia County Internship Program Grant Application Summer 2022**

Applicants should read the entire GCIP Application Packet prior to completing this form.

This application has three sections. Section I requires the applicant to indicate the grant category for the application. Section II requires the applicant to provide answers to a series of questions and Section III requires a detailed description of the internship project being proposed, the need it addresses, and the expected benefits to the county. More information on how to complete the application can be found in the GCIP Application Process and Guidelines document.

The application deadline for the 2021 GCIP grant program is Friday, December 17, 2021

Applications should be sent to **Michele NeSmith** at the Foundation via email to <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a> or by mail to:

ACCG Civic Affairs Foundation 191 Peachtree Street NE, Suite 700 Atlanta, GA 30303

Please note that factors that influence consideration include but are not limited to the type of project submitted, the overall impact and benefit to the county of the project(s) proposed, the ability to partially fund the internship position(s), collaboration with other counties, regional commissions, colleges/universities, and/or non-profits, and the number of interns requested.

Reminder: Interns should be <u>currently enrolled</u> in college as undergraduate or graduate students or have recently graduated from college within one year of the grant period. High school students 16 years of age or older who are dually enrolled in a college or university are also eligible. General high school students who have not yet begun college are not eligible. Interns cannot work more than 200 total hours during the grant period. The county and the intern can decide how many hours the intern works per week and the total number of weeks worked. It is recommended that the minimum hours worked per week be no less than 15 hours.



# **Section I: Grant Category**

What amount?

Select (X) the grant category for this application.

Conoral CCI	General GCIP Grant					
Kundell Environmental Grant						
Garner Heal	th and Hum	an Ser	vices Grant	Х		
Saction II:	Conoral G	rant	Information			
Section II.	<u>Jeneral G</u>	Ianı	<u>iiiioiiiiatioii</u>			
County Name:			Fayette County			
County E-Verif	y Number:		47566			
Number of Int		ed:	<u>1</u>			
	-					
Are you submi	tting an appl	ication	that includes a partner?	Yes X No		
List partners	<b>5:</b>					
Is your partr				]Yes □ No		
nonprofit, c	ollege, or					
university?						
List contribution level\$500 (25%)Other				6:		
(Partners can include other counties, regional commissions, colleges/universities, and/or non-profit organizations.						
Partnerships with colleges/universities, and/or non-profit organizations must include at least a 25% funding contribution from those entities. )						
,		,				
Name of Grant	t Coordinator	or E	mily Larrimore			
other Primary	Contact:					
County:	Fayette Cou	nty				
<b>Department:</b>	Fayette County Water System					
Position:	Laboratory & Compliance Specialist					
Address:	245 McDonough Road, Fayetteville, GA 30214					
Email:	ELarrimore@fayettecountyga.gov Phone: (770) 320-6084					
Is the county pr	oviding partia	l fundi	ng of the amount needed to fund the	Yes X No		
, ,	• •		ship is \$2400 plus FICA and WC supplement)			
			\$:			
OR						
Is the county	providing add	ditiona	I funding? (on top of the grant amount)	□ Yes X No		

\$:



Who w	ill be the supervi	sor for the intern?		
	•	dinator or other primary county contact		
□ o	ther			
	Name:			
	Department:			
	Position:			
	Address:			
	Email:	Phone:	Vv	
Has this	s individual previ	ously supervised interns?	X Yes	□ No
		ble to support an intern?	X Yes	□ No
		available (computer, software programs, etc.) for the	X Yes	□ No
-	· · · · · · · · · · · · · · · · · · ·	proposed project(s)?		
		sistance be required for the intern to complete the	☐ Yes	X No
project		1. 1.		
	s, who will provid		V v	
		usly had an intern?	X Yes	□ No
	, , ,			□ No
-	(GCIP) grant for interns?			□ No
Is there a college or university located in your county?  X Yes  No				
Is there a technical college located in your county?  X Yes  No				
• • • • • • • • • • • • • • • • • • • •				
What special skills should the intern have to be able to complete the project, such as knowledge of certain types of software, experience using certain types of equipment, etc.? (Note this is for a student				
	• •	tain field should not be included.)	1016 (1113 13 11	or a student
		e familiarity with Microsoft Office Suite, especially Word	d and Excel	Prior lah
		not required. Experience using GIS software is a plus, b		
student should be comfortable having a flexible schedule with time spent in office settings, the				
		collecting samples in the field.	0 ,	
		be provided to the intern?	X Yes	□ No
If Ye	s, please describ	e: Water quality laboratory training will be provide	d, including	safety
		training, good lab practices, sampling technique		
		protocol. The intern will become familiar with p	hysical, che	mical, and
	biological analytical methods. The intern will assist with compiling a			npiling a
		GIS-based inventory of the Water System's distr	ibution infr	astructure.



#### **Section III: Project Description and Intern Position Title**

### **Project Information**

Internship position title: Laboratory & Compliance Intern

In the gray space below, please FULLY describe the internship position being proposed, the need it addresses, the benefits to the county, and the necessary intern qualifications. The space will expand when you start to type. Include no more than 1-2 additional pages to describe the internship. More information can be found in the GCIP Application Process and Guidelines document

The Fayette County Water System (FCWS) is seeking a Laboratory and Compliance Intern to assist with monitoring for compliance with the Safe Drinking Water Act's Revised Lead and Copper Rule. The intern will be placed in our Water Quality Laboratory to receive training in the regular operations of a state-certified drinking water laboratory. There will also be a GIS mapping component of the internship, in which the intern would work closely with our GIS Specialist to map FCWS infrastructure and manage data.

Specifically, the Lead and Copper Rule was revised in 2021 to improve monitoring of lead and copper in drinking water to protect public health. This has created an exciting opportunity for a student interested in the intersections between public health, the environment, and local government. The intern would assist with sampling for lead and copper in elementary schools and field sampling. This work will involve learning proper sampling technique, analysis technique, and data communication. The intern's GIS work will involve gaining experience using GIS software to conduct spatial analysis and create databases. The intern will collaborate with the Laboratory and Compliance Specialist, Lab Analyst, and GIS Specialist, gaining perspective on different responsibilities of a public utility and public health laboratory. Another aim of the internship will be that the student is introduced to the process by which a local government cooperates with their federal and state regulatory agencies to work for the public good.



An intern would be incredibly valuable to FCWS to facilitate our compliance with the Lead and Copper Rule by providing sampling, records research, and mapping assistance. Local utilities in general, but Fayette County Water System in particular, continue to face challenges due to labor shortages in the American workforce. While recent circumstances have contributed to these shortages, projections from the EPA indicate that over the next decade, 30 – 50 percent of water and wastewater workers will become eligible for retirement, resulting in long-term workforce shortages. It is imperative that the rising workforce be made aware of the need and opportunity in the water and wastewater industry. The foundational knowledge base that can be attained from this internship will begin to prepare the next generation for responsibly fulfilling these duties in the future.

The applicant should be comfortable working in an office setting, laboratory setting, and in the field. Field sampling will mainly take place in elementary schools and day cares, but may also take place at drinking water reservoirs and streams. The intern should have an interest in chemistry, biology, environmental science, health sciences, GIS/remote sensing, public policy, or a related field. Previous GIS experience and/or previous lab experience is a plus, but not required. This internship will require attention to detail, especially in the lab. The intern will receive ethics training that is designed for those who generate data in a public health laboratory. The intern will also receive safety training to ensure a safe and comfortable working environment is maintained at all times.

#### For questions, email mnesmith@accg.org or call (404) 992-8737

The Georgia County Internship Program is offered by the ACCG Civic Affairs Foundation thanks to the generosity and support of our donors and supporters. The Foundation is a nonprofit 501 (c) (3) organization. For more information, visit <a href="https://www.civicaffairs.org">www.civicaffairs.org</a>.



# Georgia County Internship Program (GCIP) E-Verify Usage and Acknowledgement Form

Georgia law through O.C.G.A. §13-10-91(a) requires all counties to use E-Verify to verify the employment eligibility of all newly hired employees. All intern participants in the GCIP must be verified through this process by the county when they are hired. Failure to complete this process will result in the forfeiture of grant funds by the ACCG Civic Affairs Foundation to the county.

The following information should be prepared by the Human Resources Director or person for your county who processes new employees to verify that the county did use E-Verify to verify the employment eligibility of interns hired through the GCIP. This form is to be submitted along with a copy of the offer letter to complete the proof of hire grant requirement. The county should not submit the E-Verify confirmation issued by USCIS, I9 form, or other sensitive information such as copies of a driver's license, passport, or social security card to satisfy this requirement.

l,	, acknowledge that			
Verify program to verify the				
summer intern, on the	day of	2022.		
County Position				
Signature			 Date	
E-Verify Number				
Date of E-Verify Authorizat	ion			



#### Georgia County Internship Program (GCIP) Grant Reimbursement Request Form

Grant reimbursements will be mailed to the County before the end of the contract period, upon proper completion and submission of all required information and obligations pursuant to this Agreement.

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m reimbursement amount of

For illustrative purposes, the County may request up to the maximum reimbursement amount of \$2607.60 as follows and pursuant to the Agreement. Where any conflict arises between this exhibit and the terms and conditions of the Agreement, the terms and conditions shall control.

Intern wages are paid through the grant at a rate of \$12.00 per hour for each hour worked up to 200 hours, for a maximum reimbursement of \$2,400.00 for wages per intern, per internship, unless the **COUNTY** has agreed to pay a percentage of the costs as described within the County Grant Application.

Reimbursement for Worker's Compensation may be requested at a rate of \$1 per \$100 salary for a maximum reimbursement of \$24.00.

Reimbursement for FICA may be requested at a rate of .0765% multiplied by salary for a maximum reimbursement of \$183.60.

All interns are required to be covered under the County's Workers Compensation Plan. The funds provided for Workers Compensation and for FICA must be used for those purposes. Any wages paid at a rate higher than \$12 per hour shall be paid by the county as well as the cost of FICA and Worker's Compensation associated with wages above that rate.

l,	, swear and attest that the information provided in this request is
	knowledge. I further understand that I am required to submit proof of y stubs and any additional documentation that confirms the funds were
properly administered b	October 15, 2022.
 Signature	Date



#### Georgia County Internship Program (GCIP) Intern Evaluation Form

Please answer the following questions thoroughly to help the GCIP learn about the details of your internship. When completed, submit to Michele NeSmith at <a href="mailto:mnesmith@accg.org">mnesmith@accg.org</a>.

Name:						
Count	y:					
1.	Before this internship, were you familiar with county government operations?					
2.	What have you learned about county government from your internship?					
3.	What were your major internship responsibilities as you understood them? Please specify					
4.	What do you believe were your most significant successes during the internship? Please specify.					
5.	What was the favorite part of your internship?					
6.	What specific skills, experiences or knowledge did you gain during the internship? Do you believe these will be useful in helping you meet your future career goals and, if so, how?					
7.	What advice would give your peers who are considering a county internship?					
8.	Based on your internship, would you consider a career in county government?					



# **Georgia County Internship Program (GCIP)**

#### **INTERN CONSENT FORM**

l,	, authorize the Association County						
Commissioners of Georgia Civic Affairs Foundation, Inc., and							
County to use my name, college or university, year in school, major, terms of employment, image, audio, video, quotations, internship evaluation, interviews and any other pertinent information related to my internship in the Georgia County Internship Program for reporting, promotional, and data collection and							
analysis purposes, which may include, but is not limited to social networking site website, brochures, publications, press releases, videos, photographs and other							
forms of print and digital media.							
Signature of Intern							
Date	_ <del></del>						



GEORGIA COUNTY INTERNSHIP PROGRAM INTERN INFORMATION FORM									
COUNTY INFORMATION									
Name of Supervisor:		Title:							
County:		Department:							
Street Address:									
City:			State:	ZIP Code:					
Phone Number:		Email Address:	il Address:						
INTERNSHIP POSITION INFORMATION									
Full Name of Intern (Hired):									
Street Address:									
City: St			State:		ZIP Code:				
Phone Number:	Person	nal Email address:							
College/University Student Attends:			m or Major:		Expected Year of Graduation:				
Post Graduation Plans:									
Intern Position Title:			Department:						
Start Date: End Date:			Hours Worked Per Week:		Veek:				
SIGNATURES									
Signature of County Supervisor:			Date:						
Signature of Hired Intern:			Date:						