

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

ACTION AGENDA

September 14, 2023
5:00 p.m.

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

Call to Order

Chairman Lee Hearn called the August 24, 2023 Board of Commissioners meeting to order at 5:02 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Commissioner Charles Rousseau

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

Acceptance of Agenda

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

PROCLAMATION/RECOGNITION:

1. Recognition of Leah Williamson, citizen volunteer, for her leadership, organization, and participation in the Water Guardians program.
2. Proclamation in recognition of National Recovery Month.

PUBLIC HEARING:

3. Final Public Hearing for consideration of Resolution 2023-06 adopting the 2023 Property Tax Millage Rate.

No one spoke in favor or opposition.

Vice Chairman Gibbons moved to approve Resolution 2023-06 adopting the 2023 Property Tax Millage Rate. Commissioner Oddo seconded. The motion passed 5-0.

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:

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

4. **Approval of a General Release from the Village Park Homeowners Association ("HOA") in the amount of \$69,726.90; prompted by damage to the HOA-owned pavement within this private subdivision, subsequent to the rupturing of water mains that occurred within the subdivision.**
5. **Approval to award Bid #2283-B: 2017 SPLOST; Stormwater Category II, Tier II; 21SAK Heritage Way Culvert Replacement to the lowest responsive, responsible bidder, Blount Construction Company Inc., in the amount of \$178,557.22 and to transfer \$39,000 from 19SBO - Davis Road.**
6. **Acknowledgment of the addition of three new Ford Explorers for School Resource Officers to the county's fleet of vehicles, and to accept the donation of \$174,384.60 from the Fayette County Board of Education to fund the purchase.**
7. **Approval of the August 24, 2023 Board of Commissioners Meeting Minutes.**
8. **Approval of the September 7, 2023 First Public Hearing Millage Rate Minutes.**
9. **Approval of the September 7, 2023 Second Public Hearing Millage Rate Minutes.**

OLD BUSINESS:

NEW BUSINESS:

10. **Request to approve Resolution 2023-08 to acquire 292 Longview Road, Fayetteville, Georgia 30215 a.k.a. "The Phillips Lake Property" (Parcel 0544 101 and 0544 008A); located on Land Lot 219 of the 5th District for \$690,000, and to reallocate \$690,000 from 2017 SPLOST project 17SAS to 5509F.**

Commissioner Oddo moved to approve Resolution 2023-08 to acquire 292 Longview Road, Fayetteville, Georgia 30215 a.k.a. "The Phillips Lake Property" (Parcel 0544 101 and 0544 008A); located on Land Lot 219 of the 5th District for \$690,000, and to reallocate \$690,000 from 2017 SPLOST project 17SAS to 5509F. Vice Chairman Gibbons seconded. The motion passed 5-0.

11. **Request to approve Ordinance 2023-09, to amend Chapter 16 - Offenses and Miscellaneous Provisions; Article II. -Noise Control; Section 16-39.- Specific public disturbance noise prohibitions and Section 16-42.- Enforcement and appeals and to repeal Section 16-41.- Disturbance permits.**

Vice Chairman Gibbons moved to approve Ordinance 2023-09, to amend Chapter 16 - Offenses and Miscellaneous Provisions; Article II. -Noise Control; Section 16-39.- Specific public disturbance noise prohibitions and Section 16-42.- Enforcement and appeals and to repeal Section 16-41.- Disturbance permits. Commissioner Oddo seconded. The motion passed 5-0.

ADMINISTRATOR'S REPORTS:

Mr. Rapson advised that they need a selection committee for the Region 6 Mental Health Board.

Commissioner Oddo moved to nominate vice Chairman Gibbons and Commissioner Rousseau to serve on the Regions 6 Mental Health Board Selection Committee. Chairman Hearn seconded. The motion passed 5-0.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were two items for Executive Session. One item involving threatened litigation and the review of the August 24, 2023 Executive Session Minutes.

COMMISSIONERS' REPORTS:

Commissioner Oddo, Vice Chairman Gibbon, and Commissioner Rousseau made comments.

EXECUTIVE SESSION:

One item involving threatened litigation and the review of the August 24, 2023 Executive Session Minutes. Vice Chairman Gibbons moved to go into Executive Session. Commissioner Oddo seconded. The motion passed 5-0.

The Board recessed into Executive Session at 5:41 p.m. and returned to Official Session at 6:12 p.m.

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

Approval of the August 24, 2023 Executive Session Minutes: Commissioner Oddo moved to approve August 24, 2023 Executive Session Minutes. Vice Chairman Gibbons seconded the motion. The motion passed 5-0.

ADJOURNMENT:

Commissioner Oddo moved to adjourn the September 14, 2023 Board of Commissioners meeting. Vice Chairman Gibbons seconded. The motion passed 5-0.

The September 14, 2023 Board of Commissioners meeting adjourned at 6:12 p.m.

Marlena M. Edwards, Chief Deputy County Clerk

Lee Hearn, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 28th day of September 2023. Attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Chief Deputy County Clerk