

BOARD OF COUNTY COMMISSIONERS

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



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

May 9, 2024

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.

OFFICIAL SESSION:

Call to Order

Chairman Lee Hearn called the May 9, 2024 Board of Commissioners meeting to order at 5:00 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Commissioner Eric Maxwell

Commissioner Eric Maxwell offered the invocation and led the audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Maxwell moved to accept the agenda as written. He noted that State Senator Marty Harbin was present at the meeting and asked that he be given an opportunity to speak before the Board either before or after the presentations of the proclamations/recognitions portion of the meeting. Commissioner Oddo seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

- 1. Recognition of the Fire & Emergency Services Citizen Fire Academy graduates on their successful completion of the 10-week Citizen Fire Academy and presentation of certificates to the graduates.**

Fire Chief Jeff Hill recognized the Fire & Emergency Services Citizen Fire Academy graduates on their successful completion of the 10-week Citizen Fire Academy. Certificates were awarded to the members.

- 2. Recognition of National Public Works Week, May 19-25, 2024 in Fayette County.**

Transportation Engineer, Paola Kimbell, read the National Public Works Week proclamation recognizing the importance of public works in the community and how public works professionals contribute to and enhance the quality of life in all the communities they proudly serve.

State Senator Marty Harbin expressed his concern regarding Flat Creek Baptist Church- car show and ordinance updates that impact it. He noted that this car show was an extension of the churches worship and should be permissible as such. Senator Harbin urged the Board to reconsider exemptions to the ordinances that would allow for special circumstances and/or consideration for specific activities.

PUBLIC HEARING:

PUBLIC COMMENT:

The following residents made comments during public comments: Robin Sockness, Nelsonya Graves, Stacia Godwin, Anne Wittenburg, Bob Wittenburg, Cynthia Saracino, Susan Griffith, Lynn Lasher, and Laura Line.

Comments included, continued concerns and frustration regarding the animal shelter. Citizens expressed interest in having a cat enclosure, their disappointment with the size of the kennels, concerns regarding disease control/management at the facility, the lack of outdoor space, the lack of appropriate shade, interest in an advisory committee for community input, and concern regarding disclosing physical address as part of public comment during Board meetings.

CONSENT AGENDA:

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

3. **Approval of the Fire & Emergency Services Medical Director's agreement in the amount of \$23,000 effective July 1, 2024.**
4. **Approval to appoint Fayette County Fire Chief Jeffrey Hill to Position 2 of the Region 4 Emergency Medical Services (EMS) Advisory Council for a three-year term to expire June 30, 2027.**
5. **Acknowledgment of Sheriff Barry H. Babb's decision to accept one (1) 2024 Polaris Ranger Crew XD 1500 Multipurpose Off-Highway Motor Vehicle (Side By Side) from the inmate communications vendor, Securus.**
6. **Approval of the April 23, 2024 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

7. **Request to approve Resolution 2024-04 to adopt the Fayette County 2023 Annual Report on Fire Services Impact Fees (FY2023), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2024-FY2028.)**

Planning and Zoning Director, Debbie Bell, stated that she received notification that the Georgia Department of Community Affairs (DCA) approved the Fayette County 2023 Annual Report on Fire Services Impact Fees, including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2024-FY2028). The towns of Brooks, Woolsey and Tyrone had approved their resolutions to adopt as well. She continued stating that the next step was to adopt this report and for the adopting Resolutions to be transmitted to the Atlanta Regional Commission. This was required for each government to retain its Qualified Local Government status.

Vice Chairman Gibbons moved to approve Resolution 2024-04 to adopt the Fayette County 2023 Annual Report on Fire Services Impact Fees (FY2023), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2024-FY2028). Commissioner Oddo seconded. The motion passed 5-0.

8. **Request to award Contract #2370-Q to Pond and Company for the Safe Streets and Roads for All (SS4A) Planning Study for a Not to Exceed (NTE) amount of \$390,000, for engineering and design services.**

Ms. Kimbell stated that this item was seeking approval to award the Safe Streets and Roads for All (SS4A) contract to Pond and Company for a Not to Exceed (NTE) amount of \$390,000, for engineering and design services.

Chairman Hearn asked for a brief overview of the Safe Streets and Roads for All (SS4A) Planning Study.

Ms. Kimbell stated that the Safe Streets and Roads for All (SS4A) program was to "improve roadway safety by significantly reducing or eliminating roadway fatalities and serious injuries through safety action plan development and implementation focused on ALL users." Having an Action Plan was a prerequisite for submitting an Implementation Plan Grant application in subsequent years.

Chairman Hearn moved to approve to award Contract #2370-Q to Pond and Company for the Safe Streets and Roads for All (SS4A) Planning Study for a Not to Exceed (NTE) amount of \$390,000, for engineering and design services. Commissioner Oddo seconded.

Commissioner Rousseau expressed his concern for Helmer Road once a list was established for the Safe Streets and Roads for All (SS4A) program. He stated that it needed some safety improvements related to lighting and right-of-way concerns. He noted that he would be interested in reviewing the final list before it was approved.

Chairman Hearn moved to approve to award Contract #2370-Q to Pond and Company for the Safe Streets and Roads for All (SS4A) Planning Study for a Not to Exceed (NTE) amount of \$390,000, for engineering and design services. Commissioner Oddo seconded. The motion passed 5-0.

9. Request to accept a Supplemental Local Maintenance and Improvement Grant (LMIG) in the amount of \$1,177,594.80 received from Georgia Department of Transportation (GDOT) and allow the Finance Department to amend FY24 revenue and expense budgets appropriately.

Ms. Kimball stated that this item was seeking approval to accept a Supplemental Local Maintenance and Improvement Grant (LMIG) in the amount of \$1,177,594.80 received from Georgia Department of Transportation (GDOT) and to allow the Finance Department to amend FY24 revenue and expense budgets appropriately.

Chairman Hearn stated that this would include the purchase of asphalt for county roads and letting contracts for any resurfacing type of work.

Ms. Kimbell noted that there was no local match requirement with this grant.

Commissioner Oddo moved to approve to accept a Supplemental Local Maintenance and Improvement Grant (LMIG) in the amount of \$1,177,594.80 received from Georgia Department of Transportation (GDOT) and allow the Finance Department to amend FY24 revenue and expense budgets appropriately. Vice Chairman Gibbons seconded. The motion passed 5-0.

10. Request to approve Contract #2000-P, Change Order No. 3, Badger Meter, Schedule of Values Adjustment, with a not-to-exceed amount of \$355,850, taken from contingency allowance, to provide additional adjustments for meter boxes, lids and large meter retrofit components.

Water System Director, Vanessa Tigert, stated that this request was to approve contract #2000-P, Change Order No. 3, Badger Meter, Schedule of Values Adjustment, with a not-to-exceed amount of \$355,850, taken from contingency allowance, to provide additional adjustments for meter boxes, lids and large meter retrofit components.

Ms. Tigert stated that this change order would involve four (4) items:

- 1) The original contract prescribed 633-meter boxes to be replaced during this project. Based on deployment conditions in the field, a significantly higher volume of boxes was required. An additional 4,000 boxes needed to be purchased and installed totaling \$349,680.
- 2) The original contract prescribed replacing a 10-in meter for same. Analysis showed this meter should be an 8-inches meter requiring an additional reducer and flanged spool and labor to install, totaling \$2,830.
- 3) The original contract Statement of Values did not include 600 oval lid replacements totaling \$1,800.

4) Seven large Octave meters would be retrofitted and seven (7), 25 ft. Nicor cables were needed to connect the existing meter to new endpoint totaling \$1,540.

Vice Chairman Gibbons moved to approve Contract #2000-P, Change Order No. 3, Badger Meter, Schedule of Values Adjustment, with a not-to-exceed amount of \$355,850, taken from contingency allowance, to provide additional adjustments for meter boxes, lids and large meter retrofit components. Commissioner Oddo seconded.

Commissioner Rousseau asked why contingency funds were being used as opposed to M&O funding.

Ms. Tigert stated that contingency funds were included in the project for this exact reason because there were a lot of unknown factors that could not be determined until the project was underway and conditions could be evaluated.

Mr. Rapson added that all of this was currently funded within the AMI contract.

Vice Chairman Gibbons moved to approve Contract #2000-P, Change Order No. 3, Badger Meter, Schedule of Values Adjustment, with a not-to-exceed amount of \$355,850, taken from contingency allowance, to provide additional adjustments for meter boxes, lids and large meter retrofit components. Commissioner Oddo seconded. The motion passed 4-1, with Commissioner Rousseau voting in opposition.

ADMINISTRATOR'S REPORTS:

A: Contract #2411-A: Deer Forest Failing Pipe System Repairs

Hot Projects

Mr. Rapson stated that the Hot Projects report was forwarded to the Board and included updates on the Parks and Recreation multi-use facility, Redwine Road multi-use path, Redwine Road/Bernhard Road/Peachtree Parkway roundabout, Coastline Bridge improvements, and a Water System update.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were four items for Executive Session. Two items involving threatened litigation, one item involving real estate acquisition, and the review of the April 23, 2024 Executive Session Minutes.

COMMISSIONERS' REPORTS:

Commissioner Rousseau

Commissioner Rousseau expressed appreciation for Public Works Week and recognized the public works professionals that contributed to and enhanced the quality of life here in our community proudly serving in all conditions.

He also expressed his appreciation to Interim Elections Director Beverly Daniel, extending a job well done to her and her team as they welcome the new Elections Director Briana Garrett as they enter the upcoming elections season.

Commissioner Rousseau invited all to attend the marker dedication for Ms. Nellie Mae Rowe on Wednesday, May 15th at 11 a.m.

Chairman Hearn

Chairman Hearn briefed the Board on conversations from his recent Atlanta Regional Commission (ARC) meeting where they discussed air pollution as it related to transportation planning and future growth/population, TIP amendment approval, and injury and car crash analysis.

EXECUTIVE SESSION:

Two item involving threatened litigation, one item involving real estate acquisition, and the review of the April 23, 2024 Executive Session Minutes. Commissioner Oddo moved to go into Executive Session. Vice Chairman Gibbons seconded. The motion passed 5-0.

The Board recessed into Executive Session at 6:03 p.m. and returned to Official Session at 6:43 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 April 23, 2024 Executive Session Minutes: Commissioner Oddo moved to approve the April 23, 2024 Executive Session Minutes. Vice Chairman Gibbons seconded the motion. The motion passed 5-0.

ADJOURNMENT:

Commissioner Oddo moved to adjourn the May 9, 2024 Board of Commissioners meeting. Vice Chairman Gibbons seconded. The motion passed 5-0.

The May 9, 2024 Board of Commissioners meeting adjourned at 6:43 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 23rd day of May 2024. Attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Chief Deputy County Clerk