

# FAYETTE *Press Release*

## BOARD OF COMMISSIONERS

### ONE OPEN POSITION ON THE FAYETTE COUNTY WATER COMMITTEE *Second Advertisement*

The **Fayette County Water Committee** is an advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability concerns as directed by the Board of Commissioners.

The Water Committee holds regularly scheduled meetings on the second Wednesday of each month beginning at 8:30 a.m. 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia.

The Fayette County Board of Commissioners would like to notify interested Fayette County citizens that one citizen's position on the Water Committee is available for appointment with an unexpired term **expiring December 31, 2024**.

This is a nonpaid position.

The Fayette County Board of Commissioners will be accepting applications with resumes for this position. Applications can be obtained by visiting [www.fayettecountyga.gov](http://www.fayettecountyga.gov) ; Public Notice section or by contacting Tameca Smith at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov). **All applications must be returned to Tameca P. Smith, County Clerk via email or at 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia by 5:00 p.m. on Friday, December 2, 2022.**

Issued: November 3, 2022  
Contact: Tameca P. Smith, County Clerk  
Office: (770) 305-5103



APPLICATION FOR APPOINTMENT  
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee. Applicants must be a legal resident of the State of Georgia, a resident of Fayette County and a customer of the Fayette County Water System.

The Water Committee is comprised of seven voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second Wednesday of each month at 8:30 a.m. at 140 Stonewall Avenue West, Suite 100, 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 Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. Smith, County Clerk, via email at [tsmith@fayettecountyga.gov](mailto:tsmith@fayettecountyga.gov) or 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 **no later than 5:00 p.m. on Friday, December 2, 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 \_\_\_\_\_

ADDRESS \_\_\_\_\_

\_\_\_\_\_

TELEPHONE (home) \_\_\_\_\_ (cell) \_\_\_\_\_

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

\_\_\_\_\_

Signature

\_\_\_\_\_

Date



## APPLICATION FOR APPOINTMENT Fayette County Water Committee

1. How long have you been a resident of Fayette County?
2. Why are you interested in serving on the Fayette County Water Committee?
3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee?
4. List your recent employment experiences to include name of company and position.
5. Do you have any past experience related to this position? If so, please describe.
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?
7. Have you attended any Water Committee 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 Water Committee?
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?

**COUNTY OF FAYETTE**

**STATE OF GEORGIA**

**ORDINANCE NO.**

**2016- 04**

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA; TO REWRITE THE CODE OF ETHICS FOR FAYETTE COUNTY, GEORGIA; TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE; AND FOR OTHER PURPOSES.**

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA, AND IT IS HEREBY ENACTED PURSUANT TO THE AUTHORITY OF THE SAME THAT DIVISION 3 OF ARTICLE IV OF CHAPTER 2 OF THE CODE OF FAYETTE COUNTY GEORGIA BE DELETED IN ITS ENTIRETY AND REPLACED WITH A NEW DIVISION 3 OF ARTICLE IV OF CHAPTER 2 OF THE CODE OF FAYETTE COUNTY, GEORGIA TO READ AS FOLLOWS:**

**SECTION 1.** By deleting Sections 2-200 through 2-208 which comprise the Code of Ethics in their entirety and by enacting the following Code of Ethics to be numbered and to read as follows:

Sec. 2-200. Purpose.

The purpose of this Code of Ethics is to:

(a) Encourage high ethical standards in conduct by Fayette County officials ("County Officials");

(b) Establish guidelines for ethical standards of conduct for all County Officials by setting forth those acts or actions that are incompatible with the best interests of Fayette County (the “County”);

(c) Maintain public trust through transparency by requiring disclosure by County Officials of private financial or other interests in matters affecting the County or in matters that affect their ability to act in the best interests of the County; and

(d) Serve as a basis for disciplining those who do not comply with its terms.

Sec. 2-201. Scope.

The provisions of this Code of Ethics shall be applicable to all County Officials. Further, the County Purchasing Director shall develop procedures for individuals, corporations and other entities seeking to do business with the County to disclose financial, familial or other relationships with any person who comes within the scope of this Code of Ethics and who is also required to disclose such relationships. Such disclosures must be made prior to presenting a recommendation of award to the Fayette County Board of Commissioners (the “Board of Commissioners”) or, if Board of Commissioners approval is not required, prior to execution of a contract in excess of \$10,000. The obligation for an individual, corporation or other entity seeking to do business with the County to disclose the aforementioned relationships is ongoing and shall be enforced as a prerequisite to any action by a County Official or other person covered by this Code of Ethics to renew, extend or otherwise modify a contract after award.

Sec. 2-202. Definitions.

The following words and phrases as used in this Code of Ethics shall, unless the context clearly indicates otherwise, have the meanings as follows:



- (a) *County* means Fayette County, Georgia.
- (b) *County Administrator* means the individual who serves as County Administrator of Fayette County.
- (c) *County Official* includes County employees, members of the Board of Commissioners, the County Administrator, the County Clerk and the County Attorney. County Official also includes all individuals appointed by the County Administrator and the Board of Commissioners to County authorities, commissions, committees, boards, task forces, or other bodies.
- (d) *Gift* means the transfer of anything of economic value, regardless of form, without adequate and lawful consideration. “Gift” also means a subscription, membership, loan, forgiveness of debt, advance or deposit of money or anything of value, conveyed or transferred.
- (e) *Ethics*: the discipline dealing with what is good and bad and with moral duty and obligation – Merriam Webster
- (f) *Immediate family* means the spouse, mother, father, grandparent, brother, sister, son or daughter of any County Official related by blood, adoption or marriage. The relationship by marriage shall include in-laws.
- (g) *Person* means an individual, a business entity, or other similar type organization.

Sec. 2-203. Prohibitions.

- (a) No County Official shall use or secure confidential information for any purpose other than his/her official duties.
- (b) No County Official may participate or vote on any matter before the Board of Commissioners or other County body where such County Official has a substantial interest in the

outcome of such matter. For purposes of this Code of Ethics, a substantial interest is found where the County Official receives a pecuniary interest due to the outcome of the vote.

(c) No County Official shall act as an agent or attorney for another in any matter before the Board of Commissioners or other County body.

(d) No County Official shall enter into any contract with the County except as authorized by state law.

(e) No County Official shall solicit or accept other employment to be performed, or compensation to be received, while still a County Official if the employment or compensation could reasonably be expected to impair such County Official's judgment or performance of County duties.

(f) No County Official shall disseminate confidential information to someone other than another County Official, unless otherwise authorized by law.

(g) No County Official shall solicit or accept gifts, loans, gratuities, discounts, favors, hospitality, or services from any person for himself/herself, or any member of his/her immediate family, under circumstances from which it could reasonably be inferred that a major purpose of the donor is to influence the performance of the County Official's duties.

Sec. 2-204. Conflict of Interest.

(a) No County Official may participate in a vote or decision on a matter affecting an immediate family member or any person, entity, or property in which the County Official has a substantial interest.

(b) A County Official who has a relationship with any entity which receives funding from the County shall disclose such relationship prior to participating in any action for such funding.

(c) A County Official shall never discriminate by the dispensing of special favors or privileges to anyone, whether or not for remuneration.

(d) No County Official shall engage in any business with the County, or allow any member of his/her immediate family to engage in any business with the County which is inconsistent with the conscientious performance of his/her governmental duties.

(e) Notwithstanding anything contained herein to the contrary, a County Official shall disclose, prior to discussing or taking any action on any matter involving the donor, any gift or campaign contribution (cash or in kind) received by him/her, or any member of his/her immediate family, greater than \$100.00. Receipt of gifts and campaign contributions within the current election cycle valued at \$250.00 or more by a County Official, or member of his/her immediate family, will prohibit the County Official from participating or taking action on any matter involving the donor.

Sec. 2-205. Enforcement and administration.

(a) All allegations of violations of the Code of Ethics must be filed with the County Clerk, in writing, signed by the complainant, no later than 45 days after the alleged act occurred unless the complainant, by exercising reasonable diligence, failed to discover the alleged violation of the Code of Ethics within such 45-day period. In such case, a complainant must file an Ethics Complaint with the County Clerk no later than 45 days after the complainant discovered the alleged violation.

(b) In no event shall an Ethics Complaint be filed with the County Clerk more than six (6) months from the date of the alleged violation of the Code of Ethics.

(c) The complainant may withdraw the Ethics Complaint at any time in writing.



(d) Within 30 days of receipt of an Ethics Complaint the Board of Commissioners will review the Ethics Complaint to determine whether same is on its face unjustified, frivolous, patently unfounded or fails to state facts sufficient to invoke disciplinary jurisdiction. A majority of the full Board of Commissioners must agree that a sufficient basis has been given to warrant a public hearing. Certain violations alleged against County Officials who are employees may be referred through the proper channels consistent with the Employee Handbook's disciplinary procedures. A majority of the full Board of Commissioners shall make the determination of whether or not a review board should be impaneled.

(e) If a complaint is received by the Clerk which alleges a violation of the Code of Ethics by a member of the Board of Commissioners, a determination of sufficiency of the complaint will not be forwarded to the Board of Commissioners. The County Attorney of any county within the Griffin Judicial Circuit, or any circuit abutting the Griffin Judicial Circuit, other than the County Attorney for Fayette County, shall make the determination of whether or not a review board should be impaneled.

(f) If a review board is needed, three (3) county attorneys, other than the County Attorney for Fayette County, within reasonably close geographic proximity of the County will be requested to conduct a public hearing based upon the complaint. A majority vote based upon clear and convincing evidence will determine the existence of the violation or lack thereof. Should the review board find a violation has occurred, the review board will assess the commensurate penalty for the violation. A written decision shall be issued within 15 days of the conclusion of the public hearing. County Officials are subject to the following penalties and action for violations of the Code of Ethics:

- (1) Written reprimand or public censure;

- (2) Recovery of value transferred from or received by the County;
- (3) Cancellation of the contract or rejection of the bid or offer;
- (4) A monetary fine not to exceed \$1,000.00; and
- (5) Demotion or termination.

(g) Any County Official adversely affected by any final decision of the Board of Ethics may appeal as provided in this subsection.

(h) An appeal by certiorari may be commenced in the Superior Court of Fayette County within 30 days after the decision becomes final.

Secs. 2-206 – 2-220. Reserved.

**SECTION 2.** This ordinance shall become effective immediately upon its adoption by the Fayette County Board of Commissioners.

**SECTION 3.** All other ordinances or parts of ordinances which are in conflict with this ordinance are hereby repealed.

**SECTION 4.** In the event any section, subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not a part thereof. The Board of Commissioners hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

SO ORDAINED this 25<sup>th</sup> day of February, 2016.

BOARD OF COMMISSIONERS OF  
FAYETTE COUNTY, GEORGIA

(SEAL)



ATTEST:

By:

Charles W. Oddo  
CHARLES W. ODDO

Floyd L. Jones  
Floyd L. Jones, County Clerk

Approved as to form:

[Signature]  
County Attorney

**COUNTY OF FAYETTE**

**STATE OF GEORGIA**

**ORDINANCE NO.**

**2018 -- 08**

**AN ORDINANCE BY THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY TO REAFFIRM AN EXISTING ADVISORY COMMITTEE KNOWN AS THE FAYETTE COUNTY WATER COMMITTEE; TO PROVIDE FOR TERMS OF OFFICE; TO PROVIDE FOR THE MEMBERSHIP; TO PROVIDE FOR THE FILLING OF VACANCIES; TO PROVIDE FOR AN OATH OF OFFICE; TO PROVIDE FOR A REQUIREMENT OF REGULAR MEETINGS; TO PROVIDE FOR REMOVAL OF MEMBERS; TO PROVIDE FOR COMPENSATION; TO PROVIDE FOR QUALIFICATIONS; TO PROVIDE FOR OFFICERS; TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE; AND FOR OTHER PURPOSES.**

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY AND IT IS HEREBY ENACTED PURSUANT TO THE AUTHORITY OF THE SAME THAT ARTICLE VI OF CHAPTER 2 OF THE CODE OF ORDINANCES FOR FAYETTE COUNTY PERTAINING TO THE ESTABLISHMENT OF BOARDS AND COMMISSIONS BE AMENDED BY ADDING A NEW DIVISION TO PROVIDE FOR THE ESTABLISHMENT OF THE FAYETTE COUNTY WATER COMMITTEE AS FOLLOWS:**

**Section 1.** By adding a new division with appropriate sections to Article VI of Chapter 2 to be numbered and to be entitled as follows:



DIVISION 5.

FAYETTE COUNTY WATER COMMITTEE

**Section 2.** By adding a section to Division 5 creating the Fayette County Water Committee to be numbered and to read as follows:

Sec. 2-526. Created; purpose and intent.

In order to make recommendations to the Board of Commissioners of Fayette County as to the formulation of current and long-range water plans for Fayette County, the Fayette County Water Committee is hereby reaffirmed and re-established. The Fayette County Water Committee shall be organized and empowered as set out in this Division. The Fayette County Water Committee shall be created for the following purposes:

- (a) To fully explore water issues concerning Fayette County citizens;
- (b) To provide recommendations for short- and long-term priorities;
- (c) To advise the Board of Commissioners on the water needs of citizens in the County;
- (d) To assist with identification of funding sources, solicitation of federal funds, grants, etc.;
- (e) To assist with coordination between the County and the municipalities;
- (f) To provide recommendations for long-term goals;
- (g) To work with the County Administrator and staff;
- (h) To provide education in this community about water resources; and
- (i) To provide a forum for citizens to express concerns.

It is the intent of the Board of Commissioners that the Fayette County Water Committee shall fully explore issues concerning water needs and resources and provide information and recommendations to the Board of Commissioners.



**Section 3.** By adding a section to Division 5 for the organization of the Fayette County Water Committee to be numbered and to read as follows:

Sec. 2-527. Organization.

(a) Membership. The Fayette County Water Committee shall consist of seven (7) members, each of whom shall be appointed as follows:

1. The Board of Commissioners of Fayette County shall appoint the members of the Fayette County Water Committee. Each member, other than the members who serve by virtue of their position with Fayette County, shall be Fayette County residents and customers of the Fayette County Water System.

2. Terms.

a. The terms of the members shall be for four (4) years, except that in the appointment of the first Fayette County Water Committee under the terms of this section, one (1) member shall be appointed for a term of greater than one (1) year, but less than two (2) years, and two members shall be appointed for a term of greater than three (3) years, but less than four (4) years. All successive terms shall be for four (4) years, unless otherwise provided herein.

b. The Board of Commissioners of Fayette County has determined that the makeup of the Fayette County Water Committee shall be as follows: The Chairman of the Fayette County Board of Commissioners, or his/her designee; the County Administrator, or his/her designee; the Director of the Fayette County Water System; the Director of Planning and Zoning; and three (3) citizen members. The terms of all members shall begin immediately upon the approval of this ordinance with the term of one citizen member expiring on December 31,

2019. The terms of the remaining citizen members shall expire on December 31, 2021. The members, or their designees, as applicable, who serve by virtue of their position with Fayette County shall serve on the Water Committee for so long as they hold their respective positions. Additionally, the Engineer of Record for the Fayette County Water System and the County Attorney for Fayette County shall be non-voting members of the Water Committee. Each shall serve during their respective appointments.

c. Except as otherwise provided herein, all members of the Fayette County Water Committee shall, if necessary, hold over until their successors are appointed and qualified. The successors shall be appointed in the same manner as the initial members in the month immediately preceding the expiration of the members' respective terms of office. Any member of the Fayette County Water Committee may be re-selected and re-appointed to serve a succeeding term.

3. Oath of office. All persons who serve as a member of the Fayette County Water Committee shall first execute and file with the County Clerk an oath obligating himself/herself to faithfully and impartially perform the duties of his/her office with such oath to be administered by the Chairman of the Board of Commissioners.

4. Vacancies; removal. A vacancy in membership shall be filled for the unexpired term in the same manner in which the person creating the vacancy was appointed. The Board of Commissioners shall have the power to remove any member of the Fayette County Water Committee, for cause, by a majority vote of the members of the Board of Commissioners.

5. Compensation. All members shall serve without compensation but may be reimbursed for actual expenses incurred in connection with their official duties if such expenses are approved by the County Administrator.

6. Quorum. Four (4) members of the Fayette County Water Committee, other than non-voting members, shall constitute a quorum. A vacancy shall not impair the right of the quorum to exercise all rights and perform all the duties of the Fayette County Water Committee.

7. Meetings. The Fayette County Water Committee shall meet on a regular basis with the meetings to occur at least monthly. The minutes of each meeting shall be forwarded to the Board of Commissioners of Fayette County on a regular basis. The Board of Commissioners of Fayette County shall provide a meeting room for the Fayette County Water Committee.

8. Disqualification. Any member who announces or qualifies for an elected office, other than the Chairman of the Board of Commissioners, shall be deemed disqualified to serve as a member of the Fayette County Water Committee upon the occurrence of such announcement or qualifying. Such disqualification shall take effect immediately and the seat shall be deemed vacant.

**Section 4.** By adding a section to Division 5 for the election of a chairman, the issuance of bylaws, recommending body and allowable expenditures of the Fayette County Water Committee to be numbered and to read as follows:

Sec. 2-528. Election of officers; bylaws; miscellaneous.

The Fayette County Water Committee shall elect a chairman from among its members. The Fayette County Water Committee shall elect a vice-chairman from among its members. The Water Committee shall appoint a secretary. The secretary need not be a member of the Fayette County Water Committee. Upon approval of this ordinance, the existing officers shall serve in their respective positions until December 31, 2018. Thereafter, all terms for the above officers shall be for a period of one (1) year. The Water Committee shall devise its own bylaws, which shall be supplied to the County Administrator and approved by the Board of Commissioners. The Water Committee shall be a recommending body and will provide its recommendations to the Board of Commissioners through its chairman. Any incidental expenditures of the Water Committee shall be within the amounts appropriated for such purpose by the Board of Commissioners.

**Section 5.** By reserving additional sections for future use within this Division, sections 2-529 through 2-550.

**Section 6.** This ordinance shall become effective as of April 24, 2018.

**Section 7.** All other ordinances and parts of ordinances in conflict with this ordinance shall be deemed repealed.



SO ORDAINED this 24<sup>th</sup> day of April, 2018.

(SEAL)



BOARD OF COMMISSIONERS OF  
FAYETTE COUNTY, GEORGIA

By:

A large, stylized blue ink signature, likely belonging to Eric K. Maxwell, is written over the printed name.

ERIC K. MAXWELL, Chairman

ATTEST:

A blue ink signature, likely belonging to Tameca P. White, is written over the printed name.

Tameca P. White, County Clerk

APPROVED AS TO FORM:

A blue ink signature, likely belonging to the County Attorney, is written over the printed name.

County Attorney