

## BOARD OF COUNTY COMMISSIONERS

David Barlow  
Steve Brown  
Charles W. Oddo  
Randy Ognio  
Charles D. Rousseau



## FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator  
Dennis A. Davenport, County Attorney  
Floyd L. Jones, County Clerk  
Tameca P. White, Chief Deputy County Clerk

140 Stonewall Avenue West  
Public Meeting Room  
Fayetteville, GA 30214

## AGENDA

January 14, 2016  
7:00 p.m.

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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 7:00 p.m.

Call to Order by County Attorney Dennis A. Davenport

### ORGANIZATIONAL SESSION:

1. Election of Board Chairman for the year 2016.
2. Election of Board Vice-Chairman for the year 2016.
3. Invocation by Commissioner Randy Ognio
4. Pledge of Allegiance
5. Acceptance of Agenda

### PROCLAMATION/RECOGNITION:

6. Ceremonial Dedication of the 2015 Board of Commissioners' Official Photograph in honor of the late Commissioner Pota Coston.
7. Recognition of Rusty and Carol Brown and Kevin and Terri Arnold for their selfless actions during the flooding crisis in December 2015.

### CONSENT AGENDA:

8. Approval of authorization to sign checks combining any of the following two signatures for transactions at or above \$5,000.00: Chairman, Vice-Chairman, County Administrator.
9. Approval of authorization to sign checks for transactions in the amount of \$4,999.99 or less: Chairman, Vice-Chairman, County Administrator.

10. Approval of the Chairman, Vice-Chairman, and the County Administrator to execute contracts, resolutions, agreements, or other documents approved by and on behalf of the Board of Commissioners.
11. Approval of the County Clerk's recommendation to adopt the revised 2016 County Commissioner Meeting Schedule.
12. Approval of staff's recommendation to declare the property (Fire Station No. 3) located at 935 Senoia Road, Tyrone, Georgia as no longer needed and will no longer be used by Fayette County, and authorization to lease the property to a private individual through a bid process.
13. Approval of the proposed 2016 Local Maintenance & Improvement Grant (LMIG) project list for unincorporated Fayette County and authorization for the Chairman to sign the LMIG Application and related documents.
14. Approval of a request from the State Court Judge to accept a supplemental grant award from the Funding Committee of the Council of Accountability Court Judges in the amount of \$1,680.00, to authorize the expenditure of 10% local matching funds in the amount of \$187.00, and to authorize the Chairman to sign any grant-related documentation.
15. Approval of the disposition of tax refunds, in the amount of \$735.01, as recommended by the Tax Assessor's Office.
16. Approval of the Water Committee's updated 2016 Meeting Schedule.
17. Approval of the December 10, 2015 Board of Commissioners Meeting Minutes.

**OLD BUSINESS:**

**NEW BUSINESS:**

18. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Becky Smith and Theodore Toles to the Fayette County Board of Health for a six-year term beginning January 1, 2016 and expiring December 31, 2021.
19. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner David Barlow, to re-appoint Therese Ocheltree to the Fayette County Board of Tax Assessors for a six-year term beginning January 1, 2016 and expiring December 31, 2021.
20. Consideration of a recommendation from the Selection Committee, comprised of Chairman Charles Oddo and Commissioner David Barlow, to re-appoint William Beckwith to the Fayette County Zoning Board of Appeals for a three-year term beginning January 1, 2016 and expiring December 31, 2018.
21. Consideration of Resolution 2016-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.
22. Consideration of Ordinance 2016-01 amending the Fayette County Code of Ordinances, Article VI of Chapter 28 pertaining to stormwater services and to amend the amount charged by Fayette County as a late fee for delinquency in payment of the stormwater fee.
23. Consideration of Resolution 2016-03 establishing a Stormwater Utility Late Fee for delinquent payments of the stormwater fee.
24. Consideration of Resolution 2016-04 establishing Qualifying Fees for the 2016 elections in Fayette County.

25. Consideration of staff's request to accept a GEFA grant / rebate to install an Electric Vehicle Charging Station at the Stonewall Complex or another designated Fayette County location as necessary and to fund a match of \$6,827.50 from project contingency for this purpose.
26. Update on damages and repairs to Fayette County's roads from the December 2015 Floods and requested approval of staff's recommendation to reallocate / loan \$997,529.00 to the Stormwater Utility in FY 2016.
27. Consideration of staff's request for Board ratification of County Agreements with Brent Scarbrough & Company, Inc. for emergency road repairs made on Canterbury Lane (Project No. 6509A) and Westbridge Circle (Project No. 6509B).
28. Consideration of staff's recommendation to approve a scope of services change order reduction of \$49,800.00 in which the City of Peachtree City will receive \$25,000.00 towards its Drake Field Enhancement Project.

**PUBLIC COMMENT:**

**ADMINISTRATOR'S REPORTS:**

**ATTORNEY'S REPORTS:**

**COMMISSIONERS' REPORTS:**

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

# COUNTY AGENDA REQUEST Proclamation/Recognition #6

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Ceremonial Dedication of the 2015 Board of Commissioners' Official Photograph in honor of the late Commissioner Pota Coston.

**Background/History/Details:**

After each Board of Commissioner's election, the new Board has an official photo taken that is displayed in the lobby of the Administrative Office.

With each election of the new commission, the previous photograph is customarily removed from the lobby and displayed in the Commission's Public Meeting Room.

In July 2015, the county suffered the loss of newly elected Commissioner Pota Coston.

After Commissioner Rousseau won election, a new official photograph of the Board was taken to be displayed in the Administrative Lobby.

At Commissioner Rousseau's request, the Board of Commissioners would like to formally honor Commissioner Pota Coston by placing the portrait featuring Commissioner Coston during a brief ceremony with her family present.

**What action are you seeking from the Board of Commissioners?**

Ceremonial Dedication of the 2015 Board of Commissioners' Official Photograph in honor of the late Commissioner Pota Coston.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

# COUNTY AGENDA REQUEST

Proclamation/Recognition #7

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Recognition of Rusty and Carol Brown and Kevin and Terri Arnold for their selfless actions during the flooding crisis in December 2015.

**Background/History/Details:**

On December 24, 2015, Fire and Emergency Services along with Public Works personnel responded to the Chanticleer Subdivision in the area of Gantt Lane and Canterbury Lane for a report that the culvert and road had washed away at Murphy Creek. This damage was due to flash floods and ongoing heavy rain. Upon arrival it was observed that Canterbury Lane had a large, 20-foot wide gap where the road had washed out. Additionally there was a water line that had also ruptured. It was quickly determined that Canterbury Lane was the only access for nearly 60 homes located on the other side of the breached road.

The residents in these homes had no way to exit or return to their homes because of this situation. After assessing the situation, a private driveway was identified at 210 Wynona Way that led to 210 Hilo Rd. Accessing this driveway provided the only possibility for the residents to enter and exit their homes during the time Canterbury Lane was impassable.

Rusty and Carol Brown and Kevin and Terri Arnold, who owned the driveway, graciously allowed their fellow neighbors access through their driveway from Christmas Eve, Thursday, December 24, through Thursday, New Year's Eve December 31.

Sheriff Babb and Brent Scarbrough will attend this recognition.

**What action are you seeking from the Board of Commissioners?**

Recognition of Rusty and Carol Brown and Kevin and Terri Arnold for their selfless actions during the flooding crisis in December 2015.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

# COUNTY AGENDA REQUEST

Consent Agenda #11

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Approval of the County Clerk's recommendation to adopt the revised 2016 County Commissioner Meeting Schedule.

**Background/History/Details:**

Each year, the Board of Commissioners formally adopts its meeting schedule. The meeting schedule is then distributed to citizens, the media, and to staff. The adopted meeting schedule is also added to the County's website for reference.

Typically, the months of November and December have only one meeting per month as the second Thursday of each months falls on a nationally recognized holiday.

As noted at the December 10, 2015 Board of Commissioners meeting, this meeting schedule required amendments based on the Association County Commissioners Georgia's training calendar.

**What action are you seeking from the Board of Commissioners?**

Approval of the County Clerk's recommendation to adopt the 2016 County Commissioner Meeting Schedule.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

# 2016 COUNTY COMMISSION MEETING SCHEDULE

**THIS SCHEDULE REFLECTS THE CURRENT MEETING FORMAT FOR MEETINGS AS FOLLOWS:**

**REGULAR MEETINGS ON THE 2ND AND 4TH THURSDAY OF EACH MONTH AT 7 P.M.:** Agendas for these “Regular” meetings can include any subject but in particular, matters of interest to the general public such as public hearings on rezoning petitions, budget discussions, and requests from County Departments that require action by the Board, etc. Thursday meetings include a time for “Public Comment” when attendees can speak to the Board on any subject not on the meeting’s agenda. Attendees will be permitted to speak on Agenda items as they are addressed in the meeting. Agendas are prepared and published in advance. All sessions are open to the public and are attended by members of the Press.

Canceled meetings, special called meetings and special topic workshops are announced in accordance with requirements of State law. **\*PLEASE NOTE THAT DURING THE MONTHS OF NOVEMBER AND DECEMBER, THE TYPICAL MEETING DATES ARE OFTEN ALTERED TO ACCOMMODATE HOLIDAY SCHEDULES.**

DATE	TIME	NOTES		DATE	TIME	NOTES
Thursday, January 14	7:00 p.m.	Organizational Meeting		Thursday, July 14	7:00 p.m.	
Thursday, January 28	3:00 p.m.	ACCG Lifelong Learning- Macon- January 29 at 7 a.m.		Thursday, July 28	7:00 p.m.	
Thursday, February 11	7:00 p.m.			Thursday, August 11	7:00 p.m.	
Thursday, February 25	7:00 p.m.			Thursday, August 25	7:00 p.m.	
Thursday, March 10	7:00 p.m.			Thursday, September 8	7:00 p.m.	
Thursday, March 24	7:00 p.m.			Thursday, September 22	7:00 p.m.	
Thursday, April 14	7:00 p.m.			Tuesday, October 13	7:00 p.m.	
Tuesday, April 26	7:00 p.m.	ACCG Annual Conference-Savannah- April 29 - May 2		Thursday, October 27	7:00 p.m.	
Thursday, May 12	7:00 p.m.			Thursday, November 10	7:00 p.m.	
Thursday, May 26	7:00 p.m.			Thursday, November 24	No Meeting	Thanksgiving Day
Tuesday, June 7	7:00 p.m.	ACCG Lifelong Learning- Stone Mtn.- June 9-10		Thursday, December 8	7:00 p.m.	
Thursday, June 23	7:00 p.m.			Thursday, December 22	No Meeting	Christmas Holiday

# COUNTY AGENDA REQUEST

Consent Agenda #12

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Approval of staff's recommendation to declare the property (Fire Station No. 3) located at 935 Senoia Road, Tyrone, Georgia as no longer needed and will no longer be used by Fayette County, and authorization to lease the property to a private individual through a bid process.

**Background/History/Details:**

Fire Station No. 3 located at 935 Senoia Road, Tyrone, Georgia was closed in November 2014. The building located at 935 Senoia Road has several maintenance issues including roof repairs and septic system limitations.

A new facility was opened at 420 Jenkins Road, Tyrone, Georgia.

Staff recommends that the property at 935 be declared as no longer needed and will no longer be used by county and seeks authorization to lease the property to a private individual through a bid process.

**What action are you seeking from the Board of Commissioners?**

Approval of staff's recommendation to declare the property (Fire Station No. 3) located at 935 Senoia Road, Tyrone, Georgia as no longer needed and will no longer be used by Fayette County, and authorization to lease the property to a private individual through a bid process.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**



LAW OFFICES  
**McNALLY, FOX, GRANT & DAVENPORT**

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE  
FAYETTEVILLE, GEORGIA 30214-1381

WILLIAM R. McNALLY  
PATRICK J. FOX  
PHILIP P. GRANT  
DENNIS A. DAVENPORT  
PATRICK A. STOUGH  
MEREDITH F. McCLURE

TELEPHONE: (770) 461-2223  
FACSIMILE: (770) 719-4832  
(770) 461-5863

MAILING ADDRESS:  
POST OFFICE BOX 849  
FAYETTEVILLE, GA 30214-0849

December 10, 2015

**VIA EMAIL ([davids@fayettecountyga.gov](mailto:davids@fayettecountyga.gov)) AND U.S. MAIL**

David Scarbrough, Fire Chief  
140 Stonewall Avenue West  
Fayetteville, Georgia 30214

Re: November 12, 2015 Memorandum concerning the status of Old Fire Station No. 3  
in Tyrone, Georgia

Dear Chief Scarbrough:

Your November 12, 2015 Memorandum concerning Old Fire Station No. 3 was for the purpose of seeking permission from the Board of Commissioners to lease the property to a private individual. You mentioned that you were aware of someone who was interested in leasing the property and may be interested in buying the property. Although there is no longer any law which requires counties to declare properties unserviceable before they are sold or otherwise conveyed, it may be prudent for the Board of Commissioners to acknowledge that the property at issue is no longer needed by the County.

The leasing of the property is different from the selling of the property with respect to the process which the County must follow. For example, if the County determines to lease the property and is not passing any property interest to the lessee and the lease term is for less than five (5) years, there are no statutory rules for the County to follow because no property interest is being conveyed by the County. However, if the County chooses to sell the property, the County would first get the property appraised and then sell it through a sealed bid process.

While leasing the property may not have the same requirements of selling the property, it will be challenging to identify the party to whom the County will lease the property if there are multiple persons interested. Some type of process similar to the sealed bid process should be utilized to identify the person who will pay the most to the County, or whatever other standard the County values. If the person who is renting decides they would like to buy the property, then the state law requirements kick in and there is no guaranty that the person who is renting would ultimately be the person who is selected to purchase.

If renting the property is all you're seeking at this time, I would advise that the Board of Commissioners go on record and determine that the property is not be used by the County and is not being considered to be used by the County. That should provide a firm enough foundation

David Scarbrough, Fire Chief  
December 10, 2015  
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for you to lease the property. The next step will be to develop a fair process to identify the person who will be chosen to lease the property.

I trust this information adequately addresses the questions you raised in your November 12, 2015 Memorandum. If I have failed to address any issue, or if I have not covered any issue adequately, please let me know.

Yours very truly,

A handwritten signature in black ink, appearing to read 'DAD', with a long horizontal line extending to the right.

Dennis A. Davenport  
County Attorney

DAD

# COUNTY AGENDA REQUEST

Consent Agenda #13

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Approval of the proposed 2016 Local Maintenance & Improvement Grant (LMIG) project list for unincorporated Fayette County and authorization for the Chairman to sign the LMIG Application and related documents.

**Background/History/Details:**

The Georgia Department of Transportation's LMIG program is designed to help local governments make needed improvements to local and state roads. Fayette County's LMIG formula amount for Calendar Year 2016 is \$582,691.99.

In accordance with LMIG program guidelines, county staff has prepared a project list in excess of this amount. The focus of the 2016 list is on roadway pavement maintenance including resurfacing, crack-sealing, striping; raised pavement markers, chip seal and stone (for gravel roads).

A minimum 30 percent match of the LMIG funding is required on all projects.

Fayette County's LMIG application and project list must be submitted to GDOT by the end of January 2016. A check for the grant, up to \$582,691.99, will then be sent to Fayette County.

**What action are you seeking from the Board of Commissioners?**

Approval of the 2016 Local Maintenance & Improvement Grant (LMIG) project list for unincorporated Fayette County and authorization for the Chairman to sign the LMIG Application and related documents.

**If this item requires funding, please describe:**

A 30% local match is required for LMIG funds. For the proposed maintenance activities, local match funds equal to \$174,807.60 have been included in the Road Department's Fiscal Year 2016 budgets.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

Russell R. McMurry, P.E., Commissioner



GEORGIA DEPARTMENT OF TRANSPORTATION

One Georgia Center, 600 West Peachtree Street, NW  
Atlanta, Georgia 30308  
Telephone: (404) 631-1000

June 16, 2015

Charles W. Oddo, Chairman  
Fayette County Board of Commissioners  
140 Stonewall Avenue West  
Fayetteville, GA. 30214

RE: **Fiscal Year 2016 Local Maintenance & Improvement Grant (LMIG) Program**

Dear Chairman Oddo:

We are pleased to announce that the Department will begin accepting applications for the Fiscal Year 2016 LMIG Program on July 1, 2015. Please complete the attached application along with your Project Report form containing the road name, length of project, termini, type of work, project cost and construction let date. As a reminder, please mail your application package to the Thomaston District Office at 115 Transportation Blvd, Thomaston, Georgia 30286 instead of the Local Grants Office in Atlanta. All LMIG applications must be received in the District Office no later than January 1, 2016.

Your formula amount for the 2016 Program is **\$582,691.99**. Each local government is required to match this formula amount in accordance with Code Section 48-8-244(d). The General Guidelines and Rules and other pertinent reports can be found on the Department's website at [www.dot.ga.gov/ps/local/lmig](http://www.dot.ga.gov/ps/local/lmig). We must receive a satisfactory status letter of your previous LMIG Grants before approval can be given on your FY 2016 application. Random audits will be conducted and a satisfactory status of your previous LMIG Grants must be received before approval can be given on your FY 2016 application.

If you should have any questions regarding the LMIG Program please contact the Local Grants Office in Atlanta at (404) 347-0240. Thank you for your attention and cooperation in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Russell R. McMurry".

Russell McMurry, P.E.  
Commissioner

RM:TLG  
Attachments

Cc: Mr. Michael Presley; Hon. Ronnie Mabra; Hon. Virgil Fludd; Hon. David Stover; Hon. Matt Ramsey; Hon. John Yates; Hon. Marty Harbin; Hon. Valencia Seay; Mr. Sam Wellborn; Ms. Dana Lemon

**GEORGIA DEPARTMENT OF TRANSPORTATION LOCAL  
MAINTENANCE & IMPROVEMENT GRANT (LMIG)  
APPLICATION FOR FISCAL YEAR 2016  
TYPE OR PRINT LEGIBLY. ALL SECTIONS MUST BE COMPLETED.**

**LOCAL GOVERNMENT INFORMATION**

Date of Application: \_\_\_\_\_

Name of local government: Fayette County

Address: 115 McDonough Road, Fayetteville, GA 30215

Contact Person and Title: Phil Mallon, Director of Public Works

Contact Person's Phone Number: 770-320-6009

Contact Person's Fax Number: 770-719-0871

Contact Person's Email: pmallon@fayettecountyga.gov

Is the Priority List attached?

**LOCAL GOVERNMENT AFFIDAVIT AND CERTIFICATION**

I, Phil Mallon (Name), the Director of Public Works (Title), on behalf of Fayette County (local government), who being duly sworn do swear that the information given herein is true to the best of his/her knowledge and belief. Local Government swears and certifies that it has read and understands the LMIG General Guidelines and Rules and that it has complied with and will comply with the same.

Local government further swears and certifies that it has read and understands the regulations for the Georgia Planning Act of 1989 (O.C.G.A. § 45-12-200, et seq.), Service Delivery Strategy Act (O.C.G.A. § 36-70-20, et seq.), and the Local Government Budgets and Audits Act (O.C.G.A. 36-81-7 et seq.) and will comply in full with said provisions. Local government further swears and certifies that the roads or sections of roads described and shown on the local government's Project List are dedicated public roads and are part of the Public Road System in said county/city. Local government further swears and certifies that it complied with federal and/or state environmental protection laws and at the completion of the project(s), it met the match requirements as stated in the Transportation Investment ACT (TIA).

Further, the local government shall be responsible for any claim, damage, loss or expense that is attributable to negligent acts, errors, or omissions related to the designs, drawings, specifications, work and other services furnished by or on behalf of the local government pursuant to this Application ("Loss"). To the extent provided by law, the local government further agrees to hold harmless and indemnify the DEPARTMENT and the State of Georgia from all suits or claims that may arise from said Loss.

**GEORGIA DEPARTMENT OF TRANSPORTATION LOCAL  
MAINTENANCE & IMPROVEMENT GRANT (LMIG)  
APPLICATION FOR FISCAL YEAR 2016**

**LOCAL GOVERNMENT AFFIDAVIT AND CERTIFICATION**

If the local government fails to comply with these General Guidelines and Rules, or fails to comply with its Application and Certification, or fails to cooperate with the auditor(s) or fails to maintain and retain sufficient records, the DEPARTMENT may, at its discretion, prohibit the local government from participating in the LMIG program in the future and may pursue any available legal remedy to obtain reimbursement of the LMIG funds. Furthermore, if in the estimation of the DEPARTMENT, a roadway or bridge shows evidence of failure(s) due to poor workmanship, the use of substandard materials, or the failure to follow the required design and construction guidelines as set forth herein, the Department may pursue any available legal remedy to obtain reimbursement of the allocated LMIG funds or prohibit local government from participating in the LMIG program until such time as corrections are made to address the deficiencies or reimbursement is made. All projects identified on the Project list shall be constructed in accordance with the Department's Standard Specifications of Transportation Systems (current edition), Supplemental Specifications (current edition), and Special Provisions.

Local Government:

\_\_\_\_\_  
E-Verify Number

\_\_\_\_\_(Signature)

Sworn to and subscribed before me,

\_\_\_\_\_(Print)

This \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Mayor / Commission Chairperson

In the presence of:

\_\_\_\_\_(Date)

NOTARY PUBLIC

SEAL:

\_\_\_\_\_  
My Commission Expires:

**FOR GDOT USE ONLY**

The local government's Application is hereby granted and the amount allocated to the local government is \_\_\_\_\_ Such allocation must be spent on any or all of those projects listed in the Project List.

This \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Terry L Gable  
Local Grants Administrator

**2016 LMIG PROJECT REPORT**

COUNTY/CITY: FAYETTE COUNTY

ROAD NAME	BEGINNING	ENDING	LENGTH (Miles)	DESCRIPTION OF WORK	PROJECT COST	PROJECT LET DATE
Brookwood Lane	Hilo Road	Dead End	0.50	Resurfacing	\$41,074.00	Spring 2016
County Wide	Various	Various	16.00	Crack Sealing various County Roads	\$80,000.00	Spring 2016
County Wide	Various	Various	4.00	Chip Seal	\$50,000.00	Spring 2016
Falcon Ridge Drive	Ashley Forest Dr	Dead End	0.23	Resurfacing	\$18,754.39	Spring 2016
Kenwood Road	SR 279	New Hope Cir	2.10	Resurfacing	\$172,510.80	Spring 2016
Marron Road	Hilo Road	Inman Road	1.10	Resurfacing	\$90,362.80	Spring 2016
North Drive	SR 270	North Drive	1.30	Resurfacing	\$106,792.40	Spring 2016
Padgett Road	SR 85	Morgan Mill Road	1.55	Resurfacing	\$127,329.40	Spring 2016
Smithstone Path	SR 315	Plantation Circle	0.90	Resurfacing	\$73,933.20	Spring 2016
Amber Court	Ashley Drive	Dead End	0.07	Resurfacing	\$5,372.48	
Arthur Court	Tyrone Road	Dead End	0.16	Resurfacing	\$12,806.87	
Ashley Drive	Kenwood Road	Dead End	0.30	Resurfacing	\$24,644.40	
Ashley Forest Drive	Sams Drive	Dead End	0.40	Resurfacing	\$32,859.20	
Austin Place	Austin Drive	SR 279	0.11	Resurfacing	\$8,732.33	
Bentley Lane	Bentley Way	Dead End	0.12	Resurfacing	\$9,931.69	
Bentley Way	Ashley Drive	Dead End	0.10	Resurfacing	\$8,214.80	
Bradley Court	Ashley Drive	Dead End	0.08	Resurfacing	\$6,193.96	
Branchwood Court	Brookwood Lane	Dead End	0.10	Resurfacing	\$8,214.80	
Brookshire Drive	Redwine Road	Ebenzer Church Rd	1.30	Resurfacing	\$106,792.40	
City Of Brooks	TBD	TBD	TBD	Project to be determined (TBD)	\$4,800.00	
County Line Road	McDonough Road	S. Jeff Davis Drive	2.20	Resurfacing	\$180,725.60	
County Wide	Various	Various	0.00	Add Rock to Dirt Roads	\$5,000.00	
Creekwood Court	Kenwood Road	Dead End	0.13	Resurfacing	\$10,539.59	
Cross Creek Trail	Stoneridge Way	Dead End	0.30	Resurfacing	\$24,644.40	
Downybrook Lane	Brookwood Lane	Stoneridge Way	0.30	Resurfacing	\$24,644.40	
Eagle's Nest Drive	Ashley Forest Dr	Dead End	0.21	Resurfacing	\$17,292.15	
Franklin Farms Circle	Kenwood Road	Dead End	0.60	Resurfacing	\$49,288.80	
Gray Fox Point	Ashley Forest Dr	Dead End	0.21	Resurfacing	\$17,563.24	
Hillsbridge Road	SR 92	Dirt Road	0.80	Resurfacing	\$65,718.40	
Huiett Road	SR 54	Dirt Road	0.60	Resurfacing	\$49,288.80	
John Point	Surrey Park Dr	Dead End	0.05	Resurfacing	\$4,041.68	
Laydon Avenue	Kenwood Road	Dead End	0.32	Resurfacing	\$26,468.09	
Mount View Court	Brookwood Lane	Dead End	0.20	Resurfacing	\$16,429.60	
Park View	Surrey Park Dr	Dead End	0.09	Resurfacing	\$7,647.98	
Perla Place	Marron Road	Dead End	0.10	Resurfacing	\$8,214.80	
Quarters Road	Redwine Road	Dirt Road	0.90	Resurfacing	\$73,933.20	
Ralston Court	Surrey Park Dr	Dead End	0.10	Resurfacing	\$7,861.56	
Red Fox Run	Lester Road	Dead End	0.39	Resurfacing	\$32,333.45	
Rockwood Lane	Stoneridge Way	Dead End	0.10	Resurfacing	\$8,214.80	
Shelby Lane	Callaway Road	Dead End	0.50	Resurfacing	\$41,074.00	
Sourwood Trail	Antioch Road	Old Greenville Road	0.50	Resurfacing	\$41,074.00	
Stonecreek Court	Stoneridge Way	Dead End	0.20	Resurfacing	\$16,429.60	
Stoneridge Court	Stoneridge Way	Dead End	0.10	Resurfacing	\$8,214.80	
Stoneridge Way	Hilo Road	Donnybrook Lane	1.00	Resurfacing	\$82,148.00	
Surrey Park Drive	Harp Road	Dead End	0.60	Resurfacing	\$49,288.80	
Whitehall Place	Surrey Park Dr	Dead End	0.16	Resurfacing	\$13,020.46	
Wilkes Road	Kenwood Road	Dead End	1.00	Resurfacing	\$82,148.00	

# COUNTY AGENDA REQUEST

Consent Agenda #14

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Approval of a request from the State Court Judge to accept a supplemental grant award from the Funding Committee of the Council of Accountability Court Judges in the amount of \$1,680.00, to authorize the expenditure of 10% local matching funds in the amount of \$187.00, and to authorize the Chairman to sign any grant-related documentation.

**Background/History/Details:**

The Fayette County State Court was awarded a supplemental grant from the Funding Committee of the Council of Accountability Court Judges in the amount of \$1,867.00. The amount includes a 10% match in the amount of \$187.00.

The Fayette County Board of Commissioners will act as the fiscal agent to receive these funds.

Per the State Court award, the funds are to be used for equipment needed to monitor and test for alcohol consumption for DUI Court participants both in the court room setting as well as in the field. The breakdown of the award is provided with the Criminal Justice Coordinating Council (CJCC)

**What action are you seeking from the Board of Commissioners?**

Approval of a request from the State Court Judge to accept a supplemental grant award from the Funding Committee of the Council of Accountability Court Judges in the amount of \$1,680.00, to authorize the expenditure of 10% local matching funds in the amount of \$187.00, and to authorize the Chairman to sign any grant-related documentation.

**If this item requires funding, please describe:**

\$187.00 is required to match the grant and is recommended to be transferred from the existing FY2016 State Court Judge's Budget.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**



NATHAN DEAL  
GOVERNOR



RECEIVED BY

JACQUELINE BUNN  
EXECUTIVE DIRECTOR

2015 DEC -3 PM 1:01

FINANCE

November 23, 2015

Honorable Jason B. Thompson  
State Court of Fayette County DUI Court  
1 Center Drive  
Fayetteville, Georgia 30214

Dear Judge Thompson:

Congratulations! I am pleased to inform you that the Funding Committee of the Council of Accountability Court Judges has awarded a supplementary grant to State Court of Fayette County DUI Court in the amount of \$1,680. This grant is effective January 1, 2016.

Enclosed is the supplemental award document that must be signed by the authorized official and returned to the Criminal Justice Coordinating Council at the following address:

Accountability Court Grant  
Criminal Justice Coordinating Council  
104 Marietta Street, Suite 440  
Atlanta, GA 30303

If you have any questions regarding this award or the administration of your project, please feel free to contact **Virginia Dixon, Grants Specialist**, at (404) 657-2082 or [virginia.dixon@cjcc.ga.gov](mailto:virginia.dixon@cjcc.ga.gov). I look forward to working with you and thank you for your service to the State of Georgia.

Sincerely,

Jacqueline Bunn  
Executive Director

November 23, 2015

NATHAN DEAL  
GOVERNOR



RECEIVED BY

JACQUELINE BUNN  
EXECUTIVE DIRECTOR

2015 DEC -3 PM 1:01

FINANCE

November 30, 2015

Ms. Mandy Kimner  
Program Coordinator  
State Court of Fayette County DUI Court  
One Center Drive  
Fayetteville, Georgia 30214

Dear Ms. Kimner:

On November 19, 2015, staff from the Criminal Justice Coordinating Council (CJCC) conducted a routine technical assistance site visit with your agency. The following grants were reviewed during the visit:

- DUI, A16-8-012

A copy of the report is enclosed for your records. General ledger information was not immediately available to CJCC for review due to finance contact being out. Policies and procedures are being developed for the implementation of this court.

We are available to provide additional assistance upon your request, if needed. Should you have any questions or concerns regarding this visit, please feel free to contact **Virginia Dixon, Grants Specialist**, at (404) 657-2082 or [virginia.dixon@cjcc.ga.gov](mailto:virginia.dixon@cjcc.ga.gov).

We thank you for giving our staff the opportunity to meet with you. We commend the efforts and accomplishments of your staff and stakeholders. We encourage you to keep up the good work by continuously working to improve your Accountability Court. Again, thank you for your service to the State of Georgia.

Sincerely,

Aisha Ford  
Program Director

OFFICE OF THE GOVERNOR  
CRIMINAL JUSTICE COORDINATING COUNCIL  
SUPPLEMENTAL SUBGRANT AWARD  
Accountability Court Grant

SUBGRANTEE: Fayette County BOC ORIGINAL State FUNDS: \$66,950  
SUPPLEMENTAL State FUNDS: \$ 1,680

IMPLEMENTING AGENCY: Fayette State DUI Court

PROJECT NAME: Accountability Court TOTAL State AWARD: \$68,630

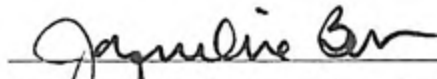
SUBGRANT NUMBER: A16-8-012 GRANT PERIOD: 01/01/16-06/30/16

This award is made under the Accountability Courts State of Georgia grant program. The purpose of the Accountability Court Grants program is to make grants to local courts and judicial circuits to establish specialty courts or dockets to address offenders arrested for drug charges or mental health issues. This grant program is subject to the administrative rules established by the Criminal Justice Coordinating Council.

This Subgrant shall become effective on the beginning date of the grant period, provided that a properly executed original of this "Subgrant Award" is returned to the Criminal Justice Coordinating Council by January 15, 2016.

AGENCY APPROVAL

SUBGRANTEE APPROVAL

  
\_\_\_\_\_  
Jacqueline Bunn, Director  
Criminal Justice Coordinating  
Council  
Date Executed: 01/01/16

\_\_\_\_\_  
Signature of Authorized Official

\_\_\_\_\_  
Typed Name & Title of Authorized  
Official

\_\_\_\_\_  
Employer Tax Identification Number (EIN)

**Council of Accountability Court Judges - FUNDING COMMITTEE**  
**AWARD GRANT FUNDING**  
**FY'16 Supplemental Grant**

COURT NAME: Fayette State Court Drug Court **(DUI)**  
 PRESIDING JUDGE: Jason Thompson  
 Amount Requested: \$ 12460  
 Amount Awarded: \$ 1680  
 Match: \$ 187  
 # of Participants: 0

<u>Budget Worksheet Category</u>	<u>Line Item Approvals</u>	<u>Category Total</u>
A1—Personnel / Salaries		\$ 0
A2—Personnel / Benefits		\$ 0
B. Equipment		\$ 0
C. Supplies	Alco Sensors & Cal. Equipment	\$ 1680
D. Travel		\$ 0
E. Other		\$ 0
E1. Contract Personnel		\$ 0
E2. Drug Test/ Testing Supplies		\$ 0
<b>Total</b>		<b>\$ 1680</b>

**Note:** Must identify and meet match requirements.

# COUNTY AGENDA REQUEST

Consent Agenda #15

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Approval of the disposition of tax refunds, in the amount of \$735.01, as recommended by the Tax Assessor's Office.

**Background/History/Details:**

When a taxpayer feels that an error has occurred with respect to taxes paid to Fayette County on Real Estate and Personal Property tax bills, they have the right to request a Refund under O.C.G.A. 48-5-380. This request is given to the Tax Assessors' Office in order to be reviewed in detail and the appropriate recommendation(s) are then forwarded to the Board of Commissioner's for their final approval of said requests.

The Board of Assessors recommends approval of a refund request from Lydon D. Silloway due to an incorrect assessment of his finished basement area. Staff conducted a field visit and verified that the basement is 100% unfinished. The Assessor's records have been corrected for the year 2015 and forward.

The request is to approve an aggregate refund in the amount of \$735.01 for years 2013, 2014 and 2015.

**What action are you seeking from the Board of Commissioners?**

Approval of the disposition of tax refunds, in the amount of \$735.01, as recommended by the Tax Assessor's Office.

**If this item requires funding, please describe:**

The funding required will be for those refund requests where the overpayment of taxes (voluntarily or involuntarily) was a direct result of property that had previously been erroneously assessed and taxes have already been collected from the taxpayer(s).

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

<b>Refund Requests</b>	<b>BOC</b>		<b>1.14.16</b>	<b>(Pending)</b>		
<b>Owner/Parcel</b>	<b>Year(s)</b>	<b>Property</b>	<b>Basis for Request</b>	<b>Recommendation</b>	<b>Reason</b>	<b>Amount Per Year</b>
Silloway, Lyndon D. 06-0704-001	2013 2014 2015	Residential	Correct assessment of unfinished basement area	Approve	Taxpayer requesting refund due to incorrect assessment of finished basement area. Conducted field visit and verified basement is 100% unfinished. Assessor's records have been corrected for 2015 and forward.	2013 - \$231.22 2014 - \$239.76 2015 - \$264.03
<b>Total Number Requested</b>	<b>3</b>					
<b>Total Amount Requested</b>	<b>\$735.01</b>					
<b>Total Number Approved</b>	<b>3</b>					
<b>Total Amount Recommended for Approval</b>	<b>\$735.01</b>					

COUNTY AGENDA REQUEST

Department: Water System

Presenter(s): Lee Pope, Water System Director

Meeting Date: Thursday, January 14, 2016

Type of Request: Consent

Wording for the Agenda: Approval of the Water Committee's updated 2016 Meeting Schedule.

Background/History/Details: The Water Committee meets every second and fourth Wednesday of the month. In the past the meeting schedule has been approved by the Board of Commissioners and then posted for the public.

What action are you seeking from the Board of Commissioners? Approval of the Water Committee's updated 2016 Meeting Schedule.

If this item requires funding, please describe: Not Applicable.

Has this request been considered within the past two years? No

If so, when?

Is Audio-Visual Equipment Required for this Request?\* No

Backup Provided with Request? Yes

\* 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 Clerk's Approval Yes

Administrator's Approval

Staff Notes:



*Where Quality Is A Lifestyle*

**To: Water Committee**  
**From: Lisa Speegle**  
**Date: November 18, 2015**  
**Subject: Meeting schedule for 2016**

**Following are the dates for Water Committee meetings for 2016.**

<b>January 13</b>	<b>January 27</b>
<b>February 10</b>	<b>February 24</b>
<b>March 9</b>	<b>March 23</b>
<b>April 13</b>	<b>April 27</b>
<b>May 11</b>	<b>May 25</b>
<b>June 8</b>	<b>June 22</b>
<b>July 13</b>	<b>July 27</b>
<b>August 10</b>	<b>August 24</b>
<b>September 14</b>	<b>September 28</b>
<b>October 12</b>	<b>October 26</b>
<b>November 9</b>	<b>November 23 - Cancel</b>
<b>December 14</b>	<b>December 28</b>



**BOARD OF COUNTY COMMISSIONERS**

Charles W. Oddo, Chairman  
Randy Ognio, Vice Chair  
David Barlow  
Steve Brown  
Charles D. Rousseau

**FAYETTE COUNTY, GEORGIA**

Steve Rapson, County Administrator  
Dennis A. Davenport, County Attorney  
Floyd L. Jones, County Clerk  
Tameca P. White, Chief Deputy County Clerk



140 Stonewall Avenue West  
Public Meeting Room  
Fayetteville, GA 30214

**MINUTES**

December 10, 2015  
7:00 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 7:00 p.m.

**Call to Order**

Chairman Oddo called the December 10, 2015 Board of Commissioners meeting to order at 7:04 p.m.

**Invocation by Chairman Charles W. Oddo**

Chairman Oddo offered the Invocation.

**Pledge of Allegiance**

Chairman Oddo led the Board and audience in the Pledge of Allegiance.

**Acceptance of Agenda**

Chairman Oddo moved to accept the Agenda as published and to add Agenda Item 3A to recognize the winners of the Christmas Door Art Competition. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 5-0.

**PROCLAMATION/RECOGNITION:**

**1. Recognition and honoring of Commissioner and Vietnam War Veteran David Barlow as Vietnam War Veteran Senator Valencia Seay.**

State Senator Valencia Seay and the Board of Commissioners recognized Commissioner David Barlow for his service in the Vietnam War from 1966 through 1969. A copy of the request, identified as "Attachment 1," follows these minutes and is made an official part hereof.

**2. Recognition of the summer interns who worked in Fayette County's State Court.**

State Court Judge Jason Thompson and the Board recognized two summer interns, Daniel Richardson and Alexa Yanar, who worked in Fayette County's State Court. A copy of the request, identified as "Attachment 2," follows these minutes and is made an official part hereof.

**3. Recognition of Assistant Chief Financial Officer Sheryl Weinmann for earning the Level 1 Local Finance Officer Certification in pursuit of professional development in governmental finance, accounting, budgeting, and public finance topics.**

Chief Financial Officer Mary Parrott, County Administrator Steve Rapson, and the Board of Commissioners recognized Assistant Chief Financial Officer Sheryl Weinmann for earning the Level 1 Local Finance Officer Certification in pursuit of professional development in governmental finance, accounting, budgeting, and public finance topics. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

**3A. Recognition of the winners of the 2015 Merry Door Decorating Contest.**

County Administration Steve Rapson recognized the winners of the 2015 Merry Door Decorating Contest. The 911 Department won 1<sup>st</sup> place. The Library won 2<sup>nd</sup> place. The Tax Commissioner's Office won 3<sup>rd</sup> place. Pictures of the winning departments' door decorations, identified as "Attachment 3A," follow these minutes and are made an official part hereof.

**PUBLIC HEARING:**

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property* into the record before introducing Public Hearing #4. A copy of the *Introduction to Public Hearings*, identified as "Attachment 4," follows these minutes and is made an official part hereof.

**4. Public Hearing of staff's recommendation to transfer an existing 2015 Retail Alcohol, Beer and Wine License from Amy McKnight to Timothy Evans, doing business as Metro Sports Bar, which is located at 1950 Hwy 85 North, Fayetteville, Georgia 30214.**

Community Development Director Pete Frisina briefed the Board on the matter.

No one spoke in favor of or in opposition.

Commissioner Brown moved to approve the transfer of an existing 2015 Retail Alcohol, Beer and Wine License from Amy McKnight to Timothy Evans, doing business as Metro Sports Bar, which is located at 1950 Hwy 85 North, Fayetteville, Georgia 30214. Commissioner Ognio seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

**5. Public Hearing of Petition No. 1251-15, Ruth M. Sitton, Owner, and Al Gaskins, Agent, request to rezone 4.238 acres from A- R to R-70 to develop a Single-Family Residential Lot with said property being located in Land Lots 169 and 170 of the 4th District and fronting on Antioch Road.**

Community Development Director Pete Frisina briefed the Board on the matter and he noted that both staff and the Planning Commission recommended denial of the request.

**Tom Lord:** Mr. Lord read a letter in favor of the petition that was written by Mr. Al Gaskins. Mr. Lord then urged the Board to approve Petition No. 1251-15. Mr. Lord asked members of the audience if they came to the meeting in support of approval of Petition 1251-15 and many people indicated their support of the petition.

**Bonnie Hicks:** Ms. Hicks spoke in favor of approving Petition No. 1251-15.

**Frank Gardner:** Mr. Gardner spoke in favor of approving Petition No. 1251-15.

No one spoke in opposition of Petition No. 1251-15.

Commissioner Brown moved to deny Petition No. 1251-15. Commissioner Ognio seconded the motion.

Commissioner Brown empathized with the requestors but he explained that he had sworn to uphold the ordinances of Fayette County. He acknowledged that there was R-40 zoned property near Ms. Sitton's property but he stated that the rezoning of the property to R-40 was a mistake. He explained that if the Land Use Plan was allowed to erode then the County would lose its legal ability to uphold the plan. He said he had looked at the Land Use Plan to determine if there was a way to honor the request but he was unable to find a way to approve the request. Commissioner Ognio agreed with Commissioner Brown.

Commissioner Rousseau asked Mr. Frisina if the other properties that were zoned as R-40 had been rezoned by the Board of Commissioners. Mr. Frisina stated that he recalled the R-40 properties were zoned R-40 prior to the Land Use Plan being in effect. Commissioner Rousseau asked Mr. Lord if efforts had been made to acquire additional land. Mr. Lord replied that there was a small peninsula of land added to the property but there was no other property available since, should someone sell property to the Sitton's, it would reduce the seller's property to below minimum standards.

Commissioner Brown suggested that the property owners could possibly build a substantial addition to the house rather than building two houses on the property. Mr. Lord stated that when the house was built it was fine but given the addition of the lake, should the same house be built today, it would be considered non-compliant. He stated that the Land Use Plan could not address every single situation and suggested that is why the Planning Board existed to apply rational thought to the document and change it if needed. He further added that the Land Use Plan was written about 20 years ago so it is impractical to abide by it since needs and plans must change rapidly.

Commissioner Barlow reminded the Board of an earlier denial of the Moody's request, however, subsequent to the denial a solution was obtained. He asked if there was anything staff could do to address the current issue. Mr. Frisina replied that the only solution was to change the current Zoning Regulations. Commissioner Barlow asked Mr. Frisina if there was any way to modify the Zoning Regulations. Mr. Frisina replied that it would take an ordinance with by-in from the Board of Commissioners to make the changes. Commissioner Barlow stated that sometimes he cannot "do what is right but only what is legal" and that he has to uphold the law. He hoped the County would be able to come up with a solution that does not open a door creating precedence.

Chairman Oddo agreed that this was a difficult decision but that the entire community had to be considered. He said he admired the people who came to support the petition and he hoped some resolution could be had. He stated that Fayette County was unique due to its adherence to the Land Use Plan and that once the Land Use Plan begins to change it would necessarily have to change for everyone.

The motion to deny Petition 1251-15 passed 5-0. Copies of the request, Rezoning Ordinance 1251-15, Rezoning Petition 1251-15, and the neighbor's petition, identified as "Attachment 6," follow these minutes and are made an official part hereof.

**6. Public Hearing of Petition No. 1252-15, Jeffrey Anderson Jr., Owner, request to rezone 8.87 acres from R-20 to A-R to develop a Single-Family Residential Lot with said property being located in Land Lot 62 of the 4th District and fronting on Bankstown Road with two (2) recommended conditions.**

Community Development Director Pete Frisina briefed the Board on Petition 1252-15 and he reported that both staff and the Planning Commission supported the petition with two recommended conditions.

**Jeffrey Anderson:** Mr. Anderson spoke in favor of Petition No. 1252-15.

No one else spoke in favor or in opposition to Petition No. 1252-15.

Commissioner Brown moved to approve Petition No. 1252-15 with the two conditions as written. Commissioner Ognio seconded the motion.

Commissioner Brown asked Mr. Anderson if he had read the conditions and agreed to them. Mr. Anderson replied that he had read and agreed to the conditions.

The motion to approve Petition No. 1252-12 with the two conditions as written was approved 5-0. Copies of the request, Rezoning Ordinance 1252-12 and Rezoning Resolution 1252-12, identified as "Attachment 7," follow these minutes and are made an official part hereof.

**7. Public Hearing of Petition No. RP-058-15, Jeffrey Anderson Jr., Owner, request to revise the Survey for P.K. Dixon Subdivision to add A-R uses to the subdivision with said property being located in Land Lot 62 of the 4th District and fronting on Bankstown Road.**

Community Development Director Pete Frisina briefed the Board on the request saying it was associated with Public Hearing #6.

No one spoke in favor of or in opposition to Petition No. RP-058-15.

Commissioner Brown moved to approve Petition No. RP-058-15. Commissioner Ognio seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 8," follows these minutes and is made an official part hereof.

**8. Public Hearing on Ordinance 2015-13 amending the Fayette County's Code of Ordinances, Chapter 110. Article V., Sec. 110-169. Conditional Use Approval, to eliminate buffers between specified Conditional Uses in a residential or A-R zoning district.**

Community Development Director Pete Frisina reminded the Board that this request had been brought up at the October 22, 2015 Board of Commissioners meeting by Zoning Director Dennis Dutton and the request was to take an approach that was taken up a number of years ago where the County eliminated buffers when there is a non-residential use abutting a governmentally-owned property. He reported that the Board had returned the proposed ordinance to the Planning Commission for additional review before it could come back to the Board of Commissioners. He stated that the Conditional Uses of each of the uses would allow the buffer to be eliminated when two non-residential uses are allowed in a residential zoning district and abut each other only on the property line. He stated that the non-residential uses include churches and places of worship, colleges and universities, hospitals, private schools, child care facilities, cemeteries, and recreation centers. Mr. Frisina stated the ordinance was amended since it was originally written back in the day when Conditional Uses were written for the YMCA. He stated the phrase "and similar intuitions" had been removed from the proposed ordinance since. He added that the conditional uses had to be non-profits registered with the Georgia Secretary of State.

**John Lee:** Mr. Lee, headmaster of Konos Academy, spoke in support of Ordinance 2015-13.

No one else spoke in favor of or in opposition to Ordinance 2015-13.

Commissioner Brown moved to adopt Ordinance 2015-13 amending the Fayette County's Code of Ordinances, Chapter 110. Article V., Sec. 110-169. Conditional Use Approval, to eliminate buffers between specified Conditional Uses in a residential or A-R zoning district. Commissioner Barlow seconded the motion.

Commissioner Brown stated the Ordinance made sense since, given examples such as churches and cemeteries being next to each other or with churches and schools being next to each other, for the uses to be nearer to each other instead of being separated by buffers. Commissioner Rousseau thanked staff for drilling down the issues in the Ordinance.

Commissioner Ognio said he was concerned since, should one of the properties return back to a residential use, there would be a problem but no plan on how to address the problem. He acknowledged that this reversion to residential use may never happen but, given the possibility that it could, there would be no way to put the buffer back into place. Commissioner Brown replied that the Board of Commissioners would have to change the zoning back and he hoped the Board would honor the plan and maintain the zoning classification. He added that the purchaser would also know they would be buying a property without a buffer.

Chairman Oddo asked what would be the process where there were two non-residential properties and one of them converted to a residential property. County Attorney Dennis Davenport stated that when a property converts to residential the non-residential use goes away. He asked the Board to keep in mind that the starting point is there is a residential use and that this issue was about uses that are hostile to residential uses. He said the County's position has been that non-residential uses in residential zoning districts must maintain certain conditions. He said Conditional Uses are different animals than the zonings since Conditional Uses cannot be varied because they are a minimum standard. Mr. Davenport continued saying once a non-residential use goes away the County would have a unique position with a residential property with a residential use without a buffer shielding it from a non-residential use next door. He explained that the County could not require the non-residential use to put in a buffer after the fact and there is nothing about a residential use that requires it to put a buffer on either. He agreed with Commissioner Ognio's assessment that once the non-residential use goes away there would be no fix for the problem.

Commissioner Ognio asked what would happen when the next church moves in somewhere and says, "They don't have a buffer, why are you going to make me have a buffer?" Mr. Davenport stated that churches in residential areas have traffic issues on certain days of the week. He said if there is one church in a residential area that has to have buffers and there is another church in the residential area then there should be more protection of the non-residential use instead of less protection. He said that while the change being considered does not affect the current geographical location of the two properties under consideration, the change would affect every Conditional Use of churches throughout the county. He explained if the buffer goes away and does not come back and if a church comes back and coexists nicely with a residential use next door, then it calls into question whether or not there needs to be a condition. Mr. Davenport asked if the Board wanted to remove the condition since it was probably the best solution to keep from eroding it away. He added that if the Board wanted to keep the condition because it has vitality, then the Board needed to uphold the condition since it is already at a minimum standard.

Chairman Oddo stated that this was a hard decision since it makes since in this particular case but it would be effective for the entire county with questions with what would happen if a property does revert without a normally required buffer. He said it was a situation where there is a desire to do something but after looking at the entire situation it is probably not the best way to go. Commissioner Brown stated that the crux of something changing or returning to residential use is solely based on the Board of Commissioners as it upholds the Land Use Plan. Mr. Davenport replied that the question was not whether or not the property would convert to residential use since the property already is residential use, but rather that the issue is about non-residential uses with minimal standards. He explained that if non-residential uses went away they automatically become residential use by right. Commissioner Brown asked if a non-residential use reverted back to a residential use then would it be a rezoning issue. Mr. Davenport replied that it would not be a rezoning matter since the properties are already zoned residential. Mr. Davenport stressed that Conditional Use properties do not exist unless they meet all the conditions. Chairman Oddo stated that each one of the Commissioners needs to look to the same ordinance and Land Use Plan.

Commissioner Brown asked if the concerns were discussed in the Planning Commission and Mr. Frisina replied that they were discussed in the Planning Commission since Assistant County Attorney Patrick Stough brought up the same concerns raised by Mr. Davenport. Mr. Frisina agreed there was an issue with a property reverting from a non-residential use to a residential use and he understood Mr. Davenport's concerns, however, he said that kind of reversion had never come up even though the possibility existed.

The motion to adopt Ordinance 2015-13 amending the Fayette County's Code of Ordinances, Chapter 110. Article V., Sec. 110-169. Conditional Use Approval, to eliminate buffers between specified Conditional Uses in a residential or A-R zoning district passed 3-2 with Chairman Oddo and Vice Chairman Ognio voting in opposition. Copies of the request and Ordinance 2015-13, identified as "Attachment 9," follow these minutes and are made an official part hereof.

#### **CONSENT AGENDA:**

Commissioner Brown requested to remove Consent Agenda Item 10 and 19.

Commissioner Barlow moved to approve the Consent Agenda with the exception of Consent Agenda Items 10 and 19.

9. **Approval of staff's amendments to Policy 100.01- Policy Development / Revision. Copies of the request and Policy 100.01, identified as "Attachment 10," follow these minutes and are made an official part hereof.**
10. **Approval of Chairman Oddo's recommendation to authorize the County Administrator to allow the individual department heads to reduce to minimal staffing beginning at 1:00 p.m. on Wednesday, December 23, 2015 in observance of the Christmas holiday.**

Commissioner Brown stated that this item is traditionally voted on off the Consent Agenda. He reminded the Board that in 2014 he made the motion to give the Friday after Christmas off since it did not make sense for the employees to take two days holiday, only to return to work on a Friday, only to return to the weekend for another two days. He stated that since Christmas Eve and Christmas Day about the weekend he did not see the necessity of having December 23.

Chairman Oddo moved to approve the recommendation to authorize the County Administrator to allow the individual department heads to reduce to minimal staffing beginning at 1:00 p.m. on Wednesday, December 23, 2015 in observance of the Christmas holiday.

Chairman Oddo asked County Administrator Rapson if, traditionally, early closure for Christmas was a hard close. Mr. Rapson replied that was the tradition, however, this recommendation was to reduce to minimal staffing.

Chairman Oddo amended his motion to make a hard close of the County beginning at 1:00 p.m. on December 23, 2015. Commissioner Barlow seconded the amended motion.

Commissioner Ognio said he was not on board with the motion. He said he was in agreement with letting the employees have Friday off last year since likely little work would be accomplished. He explained that in this case there are things the County needs to get done and this year they would essentially get a four-day weekend.

The motion to authorize the County to have a hard close beginning at 1:00 p.m. on Wednesday, December 23, 2015 in observance of the Christmas holiday failed 2-3 with Chairman Oddo and Commissioner Barlow voting in favor of the motion. A copy of the request, identified as "Attachment 11," follows these minutes and is made an official part hereof.

11. **Approval of Chairman Oddo's recommendation to authorize the County Administrator to allow the Fayette County Library to be closed on Saturday, December 26, 2015 in observance of the Christmas holiday. A copy of the request, identified as "Attachment 12," follows these minutes and is made an official part hereof.**
12. **Approval of the County Clerk's recommendation to adopt the 2016 County Commissioner Meeting Schedule. A copy of the request, identified as "Attachment 13," follows these minutes and is made an official part hereof.**
13. **Approval of the County Attorney's recommendation to authorize the Chairman to sign a letter on County letterhead and addressed to the Georgia Environmental Protection Division certifying Fayette County is actively involved in and has a strategy for meeting Georgia's statewide goal of waste reduction. Copies of the request and letter, identified as "Attachment 14," follow these minutes and are made an official part hereof.**
14. **Approval of staff's recommendation to authorize the Fayette County Solicitor's Office to accept a grant award from the Criminal Justice Coordinating Council in the amount of \$68,000.00 with the initial grant award period beginning October 1, 2015 and expiring September 30, 2016, and authorization for the Chairman to sign all grant related documentation. Copies of the request and grant award documentation, identified as "Attachment 15," follow these minutes and are made an official part hereof.**
15. **Approval of staff's recommendation to add Waterlace Pod D, also known as Canoe Club, subdivision to Fayette County's Street Light Program. A copy of the request, identified as "Attachment 16," follow these minutes and are made an official part hereof.**

16. **Approval of staff's recommendation to award Quote #1042-A- Floating Docks at Lake Horton and Lake McIntosh to the low bidder, Amaysing Services, Inc. in the amount of \$80,000.00 utilizing Renewal and Extension funds, and authorization for the Chairman to sign any related documents. A copy of the request, identified as "Attachment 17," follows these minutes and is made an official part hereof.**
17. **Approval of staff's recommendation to award Quote #989-A- Crosstown Water Treatment Plant Thermoplastic Polyolefin Roofing System to the low bidder Briggs Brothers Enterprises Corporation, in the amount of \$73,500.00, to utilize Renewal and Extension funds for the project, and to authorization for the County Administrator to sign all related documents. A copy of the request, identified as "Attachment 18," follows these minutes and is made an official part hereof.**
18. **Approval of Water Committee's recommendation to continue the Metropolitan North Georgia Planning District Toilet Rebate Program with an additional funding in the amount of \$50,000.00. A copy of the request, identified as "Attachment 19," follows these minutes and is made an official part hereof.**
19. **Approval of staff's recommendation to award RFQ #1021-A- Easement Clearing at the South Fayette Water Treatment Plant to Georgia Power in the amount of \$20,562.50, to transfer \$10,562.50 from the Renewal and Extension fund to existing easement clearing funds, and authorization for the Chairman to sign any necessary documents.**

Commissioner Brown asked Water System Director Lee Pope asked if there would be continuous maintenance cycle once the brush and trees were cleared. Mr. Pope replied that staff would do a better job of maintaining the fence line with assistance from the Public Works Department. Commissioner Brown asked if there were wetlands in the property and, if so, could the trees be cut in the wetlands. Mr. Pope replied that there wetlands at the backside of the property and that there would be work in the wetlands. He reminded Commissioner Brown that, as a utility, the Water System is exempt for maintaining its own property even in wetlands. He gave several examples of the type of work the utilities do.

Commissioner Ognio pointed out that the request showed there would be clearing on church property. Mr. Pope stated that when this project was first being considered there was concern about being on church property so the contractors were asked, to bid the church property separately. He stressed that the work actually would not be on church property. Commissioner Ognio stated that the updated map showed no work on church property but the bid package did show work on church property with separate costs for doing the work with the cost for working on church property being included in the total requested amount. Mr. Pope again stressed that there would be no work on church property. County Administrator Steve Rapson provided clarification on where the work would take place and agreed there would be no work on church property. He further recommended that the motion be made in the amount of \$18,506.25.

Commissioner Ognio stated he did not see anything in the packet about seeding. Mr. Pope replied that the fence line would be cleared since it is a secure facility. He stated that the County would remove all the foliage and trees and maintain grass. Commissioner Ognio clarified that the quote did not include grass maintenance and Mr. Pope replied that was correct.

Commissioner Brown moved to approve RFQ #1021-A- Easement Clearing at the South Fayette Water Treatment Plant to Georgia Power and to exclude the property as church and the funding associated with that, from the Renewal and Extension fund to existing easement clearing funds, and to authorize the Chairman to sign any necessary documents. Commissioner Barlow seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 20," follows these minutes and is made an official part hereof.

20. **Approval of the Water Committee's recommendation to accept the 2016 meeting schedule as presented. A copy of the request, identified as "Attachment 21," follows these minutes and is made an official part hereof.**
21. **Approval of the November 12, 2015 Board of Commissioners Meeting Minutes.**

**OLD BUSINESS:**

There were no items of Old Business on the Agenda.

**NEW BUSINESS:**

- 22. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner David Barlow, to appoint Page McDonald to the Fayette County Library Board for a four-year term beginning January 1, 2016 and expiring December 31, 2019.**

Commissioner Ognio spoke about Ms. McDonald's qualifications for serving on the Library Board. He said there were many good applicants for the position but Ms. McDonald was the one he felt should be on the Board. Commissioner Barlow agreed with Commissioner Ognio's comments.

Commissioner Ognio moved to accept the Selection Committee's recommendation to appoint Page McDonald to the Fayette County Library Board for a four-year term beginning January 1, 2016 and expiring December 31 2019. Commissioner Barlow seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 22," follows these minutes and is made an official part hereof.

- 23. Consideration of a recommendation from the Selection Committee, comprised of Chairman Charles W. Oddo and Commissioner Charles D. Rousseau, to re-appoint Alvin Gilbert and James Graw to the Fayette County Planning Commission for a three-year term beginning January 1, 2016 and expiring December 31, 2018.**

Commissioner Rousseau thanked the applicants who submitted their names for consideration and he specifically thanked Mr. Gilbert and Mr. Graw for their on-going service to Fayette County. He then recommended their reappointments without reservation.

Chairman Oddo moved to accept the recommendation from the Selection Committee, comprised of Chairman Charles W. Oddo and Commissioner Charles D. Rousseau, to re-appoint Alvin Gilbert and James Graw to the Fayette County Planning Commission for a three-year term beginning January 1, 2016 and expiring December 31, 2018. Commissioner Rousseau seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 23," follows these minutes and is made an official part hereof.

- 24. Consideration of a resolution from the City of Fayetteville consenting to the inclusion of certain Fayette County Ad Valorem Taxes in the Computation of the Tax Allocation Increment for the City of Fayetteville Tax Allocation District Number One- Highway Corridor.**

County Administrator Steve Rapson notified the Board that the City of Fayetteville had originally asked for this item to be tabled but subsequently had asked for the Board to remove this item from consideration.

Commissioner Brown moved to not act on this request. Commissioners Ognio and Rousseau seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 24," follows these minutes and is made an official part hereof.

- 25. Consideration of staff's recommendation to adopt Ordinance 2015-15, Resolution 2015-13, and the Purchasing Card User Agreement for compliance with Georgia General Assembly House Bill 192 pertaining to county issued Purchase Cards and Credit Cards by county elected officials, and for said documents to become effective on January 1, 2016.**

Chief Financial Officer Mary Parrott stated the Georgia General Assembly passed House Bill 192 pertaining to the use of Purchasing Card by elected officials. She said the House Bill requires local governments to take three actions, specifically, to develop a policy for elected officials and their use of the purchasing cards, to take a public vote and designate the elected officials authorized to use the county purchasing card program as well as to appoint an purchasing card administrator, and to enter into an agreement with each elected official between both the elected official and the Board of Commissioners. Mrs. Parrott said the requirements would become effective on January 1, 2016. She stated that Ordinance 2015-15 would become the required policy and that Resolution 2015-13 would be the public vote designating the elected officials.

Commissioner Brown moved to adopt Ordinance 2015-15 as written. Commissioner Ognio seconded the motion.



Commissioner Brown stated that there have been some counties and elected officials in the news who abused the purchasing cards. He stated that the members of the Fayette County Board of Commissioners do not get to have a purchasing card until they have to go to a conference or function and have to buy gas or stay overnight. He said the cards are promptly returned to the County Clerk's staff. County Administrator Steve Rapson added that there is a process where he and the Finance Department review purchases made with purchasing cards. He stated that there is always the possibility that someone would make an improper charge on the purchasing card but this is not a case where someone would look up in six months to be surprised.

The motion to adopt Ordinance 2015-15 as written passed 5-0.

Commissioner Ognio moved to approve Resolution 2015-13. Commissioner Brown seconded the motion. The motion passed 5-0. Copies of the request, Ordinance 2015-15, and Resolution 2015-13, identified as "Attachment 25," follow these minutes and are made an official part hereof.

**26. Consideration of staff's recommendation to proceed with transitioning the County's Defined Benefit retirement plan from GEBCorp to MassMutual and to authorize the Chairman to sign any associated documents.**

County Administrator Steve Rapson reported that Regional Client Manager Paul Bates, representing the Association of County Commissioners Georgia (ACCG) Retirement Team, was in the audience for the meeting. He stated that part of the concerns that have been discussed involve transparency and reporting issues. He said ACCG had agreed to provide the information, and he recommended that the request be tabled to January 28, 2016 in order to give ACCG time to provide the information.

Chairman Oddo moved to table this item to the January 28, 2016 Board of Commissioners meeting. Commissioner Ognio seconded the motion.

Commissioner Brown asked if the GEBCorp officials on the committee responsible for the Defined Benefit retirement plan were elected officials. Mr. Bates replied there is a formal Defined Benefit Board comprised of County Commissioners and staff from around the state. Commissioner Brown asked if there was an internal ethical code from which they have to operate. Mr. Bates replied that there are several ethical codes that they must abide by and that the elected officials also must abide by the ethical codes. Mr. Rapson stated that this matter did not concern who was on the committee or its decisions, but rather it involved a decision of the Investment Committee who wants transparency, one-stop shopping, and to make investments on behalf of the employees instead of a third-party making the decision with no transparency. He said Mr. Bates made assurances that the information would be provided but, should there not be a middle-ground that could be agreed upon, staff would return with a recommendation.

The motion to table this item to the January 28, 2016 Board of Commissioners meeting passed 5-0. A copy of the request, identified as "Attachment 26," follows these minutes and is made an official part hereof.

**27. Consideration of staff's recommendation to adopt Ordinance 2015-16- Transportation Committee and in so doing adding a new division to the Fayette County Code of Ordinances to provide for the establishment of the Fayette County Transportation Committee.**

Commissioner Ognio stated that since he has been on the Board he found there was basically no planning for future traffic. He explained that even though he did not necessarily want to call the committee the "Transportation Committee" the ordinance does involve golf cart paths and bicycle paths so it became known as the Transportation Committee. He thought it was important for the county and municipalities to grow and plan together and to take a common message to the Atlanta Regional Commission (ARC) for state and federal funding. He pointed out that Commissioner Brown had made some suggested changes that he would support.

Commissioner Brown pointed out that there was a packet on the dais containing a red-lined version of Ordinance 2015-16 and he quickly briefed the Board on the recommended changes.

Commissioner Brown moved to adopt Ordinance 2015-16- Transportation Committee as written in the red-lined version on the dais. Commissioner Barlow seconded the motion.

County Attorney Dennis Davenport stated that the ordinance would be effective immediately upon adoption and he suggested that the effective date be in the future in order to put members on the Board through a resolution.

Commissioner Brown amended his motion to include population of the Committee within sixty days. Commissioner Barlow seconded the amended motion.

Commissioner Rousseau cautioned that the Transportation Committee did not need to get out ahead of the Board or staff and that the Transportation Committee needed to be very cognizant to not go out and speak on behalf of Fayette County. Commissioner Rousseau also expressed concern with having the Transportation Committee appoint a secretary who can be either an officer or employee of Fayette County. He asked how flexible time or overtime would be administered when staff spends an exorbitant amount of time at evening meetings since they are still technically at work on work time. County Administrator Steve Rapson said that matter needed to be taken into consideration. He said the preference is that the secretary comes from the committee itself instead of staff since; otherwise, it would wear out the County Clerk's staff. Mr. Rapson said it was staff's preference to strike the language making the committee generate its own minutes.

Commissioner Brown amended his motion to strike the wording "who may be an officer or employee of Fayette County," out of the ordinance. Commissioner Barlow seconded the motion.

The motion to adopt Ordinance 2015-16- Transportation Committee as written in the red-lined version on the dais, for populate the Committee to become effective within sixty days, and to strike the phrase "who may be an officer or employee of Fayette County" from the third line of page seven of the ordinance passed 5-0. A copy of the request, red-line version of Ordinance 2015-16, and final form Ordinance 2015-16, identified as "Attachment 27," follows these minutes and is made an official part hereof.

**28. Consideration of staff's recommendation to approve Change Orders with Southeastern Pressure Grouting, Inc., in the amount of \$12,570, to fill settled small voids in the Lake Peachtree Spillway and with Piedmont Geo-technical to oversee work and issue a final report approving the safety of the structure in the amount of \$7,316, and to authorize the County Administrator to sign related Change Orders.**

County Administrator Steve Rapson reported that the work had been completed so there were actual figures to provide. He stated that the \$12,570 amount would change to \$14,186 and the \$7,316 amount would change to \$5,700. He stated that Water System Director Lee Pope was on the field as the work was being completed and they were able to complete the work since there was not a substantial void. Mr. Rapson stated that the void was capped off, that the sealing was complete, and the work was finished within the requested amount of \$19,886. Mr. Rapson stated that Southeastern Pressure Grouting reduced their actual expenses by \$1,282, but he reminded the Board that this was the third change order so Southeastern Pressure Grouting was willing to make that reduction.

Chairman Oddo asked if this work would complete the project. Mr. Rapson replied that the work did complete the project and that the remaining dirt was being removed from Lake Peachtree as expeditiously as possible. He stated that there just needed to be another week or two without rain so the dredging could be completed and then it could rain as much as it wanted. Mr. Rapson gave kudos to Mr. Pope because he went to the site and pushed both of the firms to make sure the spillway was completed.

Commissioner Barlow moved to approve Change Orders with Southeastern Pressure Grouting, Inc., in the amount of \$14,186, to fill settled small voids in the Lake Peachtree Spillway and with Piedmont Geo-technical to oversee work and issue a final report approving the safety of the structure in the amount of \$5,700, and to authorize the County Administrator to sign related Change Orders. Commissioner Ognio seconded the motion.

Commissioner Ognio said he had concern with the request since the companies had already been paid to grout the spillway but now the companies have to return to grout the spillway again. He thought there should be a better job on the contracts to make sure the companies warranty or guarantee their work since if his company had to do the same job over like this he would not be in business for long. Mr. Rapson reminded the Board that three vendors replied to the bid for the work but one vendor was unqualified leaving only two bidders for the job. He said the low bidder was \$71,855 and the high bidder was \$123,775 meaning there was a significant cost difference between the two bids. He said both companies bid the same material, namely a cement-wet paste type grout even though there are other types of grout available. He explained that if the other grouts had been used then there was the chance that the spillway itself could have been damaged. He said he was convinced that the approved change orders were valid and would have been valid irrespective of which vendor was used since additional voids were located and since the scope of the project was expanded to re-caulk, re-grout, and do internal work on the structure. He reminded the Board that the lake was nearly full several weeks ago after heavy rains and, even so, there were no residual flows behind the spillway structure. He suggested that it may have been sufficient not to do the capping and re-grouting of the spillway, however, the decision was made to do the extra work in order to cross all the "t"s and dot all the "i"s, removing all questions about what should have been done. Mr. Rapson stated that even given the variances and with the assumption that change orders would not have happened with the other vendor, the County has still spent \$11,000 to \$12,000 less than the original bid. He agreed that he was not a big fan of Change Orders but given this scenario where this type of work had not been done before and with the consultants telling staff how to do the work, there was not a whole lot of "Sunday morning quarterbacking" that could have been done. Mr. Rapson concluded that the repair is a permanent repair for the lake but that Peachtree City may do other work making this spillway a secondary structure.

Commissioner Rousseau said Mr. Rapson had answered his questions as well, but he pointed out that the work had already been done negating the need to actually approve the work. Commissioner Rousseau stated that the motion needed to be amended to in order to ratify the Change Order instead of to approve the Change Order since the work was already completed.

Commissioner Barlow amended his motion to ratify the Change Orders. Commissioner Ognio seconded the amendment.

The motion to ratify Change Orders with Southeastern Pressure Grouting, Inc., in the amount of \$14,186, to fill settled small voids in the Lake Peachtree Spillway and with Piedmont Geo-technical to oversee work and issue a final report approving the safety of the structure in the amount of \$5,700, and to authorize the County Administrator to sign related Change Orders passed 5-0. Copies of the request and Change Orders, identified as "Attachment 28, follow these minutes and are made an official part hereof.

**29. Discussion concerning Fayette County's Ethics Ordinance.**

Chairman Oddo stated that the Ethics Ordinance had been adopted and is effective but there was work to do on the ordinance. Chairman Oddo asked if the discussion could be tabled to the January 28, 2015 Board of Commissioners meeting since there was a lot to discuss. Commissioner Brown suggested that staff be directed to provide suggestions and a straw-man proposal that could correct some of the concerns. Chairman Oddo asked County Attorney Dennis Davenport if he would be willing to provide the suggestions and Mr. Davenport replied he would be glad to do so.

Chairman Oddo moved to table the discussion concerning Fayette County's Ethics Ordinance to January 28, 2015. Commissioner Rousseau seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 29, follows these minutes and is made an official part hereof.

**30. Discussion of Commissioner Brown's request to display "Out of Many, One" as the English translation of the original national motto "E Pluribus Unum" in the Commissioners' Meeting Chambers.**

Commissioner Brown reminded the Board that at the end of 2014 the Board unanimously approved displaying the National Motto "In God We Trust" in the Public Meeting Room. He said the issue was resolved at a recent meeting and the wording would be placed above the seal in a half-round fashion. He said since its approval there have been numerous citizens to contact him who have brought up the point to add one of the original mottos of the nation, namely, *E Pluribus Unum* in the

meeting chamber. He thought it would be better to display the English version instead of the Latin version. Commissioner Brown suggested that the Public Arts Committee did not need to be involved with the decision, and he suggested placing "Out of Many, One" at the bottom of the seal.

Commissioner Brown moved to approve the request to add the motto "Out of Many, One," to prominently display the motto in the Commission Meeting Chambers, to put the motto beneath the seal opposite of "In God We Trust," and to not forward the motto to the Public Arts Committee. Commissioner Rousseau seconded the motion.

Commissioner Rousseau stated the Board had labored over the issue of putting mottos in the Public Meeting Room. He reminded the Board that he had expressed his thoughts about the original motto and how the impression is given that those who are not faith-based are not welcomed. He said the currently discussed motto was a little more inclusive. Commissioner Rousseau stated that he stood by his faith but slogans and mottos do not determine how the Board operates. He stated he was ambivalent about having various slogans in the meeting room and that he would prefer to have nothing in the Public Meeting Room. He said he was not necessarily opposed to "Out of Many, One" since it brings the Board closer to being all inclusive of the Fayette County citizens. He then asked the Board to stop adding mottos and slogans to the Public Meeting Room.

Commissioner Ognio stated he was not a fan of "Out of Many, One" since he did not know how the citizens would interpret its meaning. He said he was unsure how the citizens would interpret the motto and he was concerned with how it would be interpreted.

Commissioner Brown stated this motto would be the last one he would be willing to ask for since he agreed with Commissioner Rousseau's comments.

Chairman Oddo opened the floor for Public Comment on this matter.

**George R. Moore:** Mr. Moore stated that the "In God We Trust" motto is exclusive, is part of the ideological wars engulfing the nation, and is a pushback against the separation of church and state. He suggested placing the statement in the Public Meeting Room suggests some of the Commissioners use Scripture instead of state and federal law to make decisions. He stated that the concern became greater after a citizen received an email from a Commissioner that was punctuated with Scripture "from a vengeful God." He closed that government of the people, by the people, and for the people deserves better.

**Steve Yoshment:** Mr. Yoshment agreed with Commissioner Rousseau that "Out of Many, One" is a more inclusive choice and he spoke about its original and current meanings. He concluded that he was in favor of the motto.

**Judith W. Moore:** Mrs. Moore read an email that was written to her by Commissioner Barlow in response to her opposition about displaying "In God We Trust" in the Public Meeting Room. She stated that she was raised Baptist, married Presbyterian, was a member of the Episcopal Church for many years, and is currently an Atheist. She stated that placing "In God We Trust" in the public meeting room makes her feel she would not find justice in any decision required by the Commissioners on the basis of the fact that at least one of them would regard her as "lukewarm" and that she might be "spat out" by God in some fashion. She feared the Board would look to the Holy Scriptures before it looks to the United States Constitution, which does not have the word "God" in it. She asked the Board to reconsider and vacate the decision to display "In God We Trust" in the meeting room and to remove any references to God in the Public Meeting Room.

**Marcia Hendershot:** Mrs. Hendershot said she emailed each Commissioner about displaying the mottos in the Public Meeting Room. She stated that the Board's intention was likely to display a unifying motto but she was concerned that not everyone felt the same way about the motto. She told a story about a family vacation that ended in a "restaurant" where she felt unwelcome and unwanted. She said whatever is displayed on the walls matters to people and it concerned her that the Board would superimpose its belief in God by placing the motto above the seal, effectively leaving out some of the people. She said she was mystified that the United States Supreme Court has ruled that it is okay to use "In God We Trust" as a motto since all references to God were intentionally left out of the United States Constitution and since the Founding Fathers never

envisioned religious displays in government buildings. She suggested that Fayette County's motto "Where Quality is a Lifestyle" or other options would be better in the Public Meeting Room. She suggested this matter may require compromise from the Board by not posting anyone's religious beliefs on the wall.

**Carla Brady:** Ms. Brady thanked the Board for its service to Fayette County. She stated that posting "In God We Trust" is exclusionary and divisive. She stated that population has a growing number of Agnostics and Atheists, and she suggested that those who believe in God still may not want to have the motto posted. She stated that believing in God is not a requirement for running for office and it leaves an unbelieving Commissioner in a position of displaying a motto that does not represent that Commissioner. She reminded everyone that earlier in the meeting someone mentioned that the law, not Scripture, needed to be considered. She stated the motto is a personal statement and she did not want individual beliefs posted on the wall and she suggested that the motto indicated the county's management is under God's rule even though there are violent disagreements about what that is. She then gave a story about how people can be excluded based on an arbitrary decision and she concluded that was what the Board is actually doing.

Commissioner Brown thanked the people for the comments and emails, and he said this was his attempt to create balance. He stated that "Out of Many, One" is a bona fide motto of the United States and written on the currency, and he hoped it would address both sides since it is a very inclusive statement.

Commissioner Rousseau said he appreciated the people's comments and he agreed that the Board's responsibility was not to impede anyone's access or right to petition the government, to ask for redress, or seek services. He recognized how the motto could be divisive and how this attempt would bring some semblance of balance. He stated that anything that gives the appearance of dividing the people, makes them feel unwelcome, or gives the impression that the deliberations would be one-way of thinking is not appropriate. He said decisions should be based on the merits of the case and he would never intentionally give the impression that services would be denied by a motto. He asked the Board to discontinue the practice of placing mottos on the wall and that God would judge him by how he conducts himself as pleasing in God's sight. He stated he was bound by both his faith and the law but while in the seat he was bound by the law.

Chairman Oddo said his personal preference was to not add more mottos to the wall. He said the addition of "In God We Trust" to the wall had already been approved, but he would oppose adding the new motto to the wall.

The motion to approve the request to add the motto "Out of Many, One," to prominently display the motto in the Commission Meeting Chambers, to put the motto beneath the seal opposite of "In God We Trust," and to not forward the motto to the Public Arts Committee passed 3-2 with Commissioners Barlow and Oddo voting in opposition. A copy of the request, identified as "Attachment 30," follows these minutes and is made an official part hereof.

#### **PUBLIC COMMENT:**

**Tom Waller:** Mr. Waller reminded the Board that approximately five months ago the County provided an update on the progress of the West Fayetteville Bypass. He stated that since that time there was no apparent progress on completing the road and he suggested that if staff was incapable of completing the road that it should be sent to a third party who could bring it to completion.

**Frank Gardner:** Mr. Gardner said an ordinance was changed about three years ago that affected him so he has attended meetings often since that time. He stated that the ordinance that governed the denial of Petition 1251-15 should be amended or that the decision needed to be reconsidered.

**John Hendershot:** Mr. Hendershot stated that he had heard several of the Commissioners say the Board should not have approved displaying "In God We Trust" in the Public Meeting Room. He encouraged the Commissioners to reconsider their decision of displaying that motto.

**Greg Clifton:** City of Fayetteville Mayor Greg Clifton reminded the Board that there is no constitutional separation between church and state but rather the phrase came from a letter from President Thomas Jefferson. He stated this would be the last time coming to the meeting as mayor. He added that the city just had its best Christmas parade ever and that the city was currently celebrating Chanukah. He said there was a great turnout to the parade and he thanked the Board for the use of the Heritage Park fountain and

county facilities. He reported that next year's parade would be hosted by the Shriners, and he finished his comments by wishing everyone a Merry Christmas. Chairman Oddo replied that it had been a pleasure to work with Mayor Clifton and welcomed him to future meetings.

**Dennis Benson:** Mr. Benson spoke for approximately 16 minutes about the ongoing lawsuit between the National Association for the Advancement of Colored People (NAACP) and Fayette County, and he stressed that the lawsuit should not prevail in favor of the NAACP.

**Paul Oddo:** City of Fayetteville Councilman Paul Oddo repeated Mayor Clifton's comments about the successful Christmas parade and other events. He said he was a student of history and that the "In God We Trust" motto is historical and is the national motto so he would support the effort to place the motto on the wall. He added that *E Pluribus Unum* is something that people forget since people come to the country and remain separate. Councilman Oddo reminded the Board that the Land Use Plan is not concrete and is not set in stone like the Ten Commandments so he asked the Board to reconsider helping out the family with Petition 1251-15. He closed his comments by wishing everyone Merry Christmas.

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

**Response to Mr. Waller's Public Comments:** County Administrator Steve Rapson replied to Mr. Waller's comments saying Director of Engineer and Buildings and Grounds Carlos Christian is working on the project. He said Mr. Christian is saving the County thousands of dollars by making and submitting the plans to the Georgia Department of Transportation (GDOT). He reported that Mr. Christian has sent about thirteen plans to GDOT for review, but the plans are very dynamic and has changed dozens of times based on conversations with GDOT. He said there are particular concerns with the intersection and there have been conversations both with the Commissioners and with Mr. Waller about the intersection. He acknowledged that Mr. Waller was unhappy with the results and progress and he understood Mr. Waller's frustration, but he added that the County is on target to have the final plans for the intersection submitted to GDOT by the end of the year. He said at that point the County would be waiting on GDOT and that staff would continue to keep the Board and Mr. Waller apprised of the situation.

**Upcoming Holiday Open Houses:** County Administration Steve Rapson reminded the Board that the County would be holding Holiday Open Houses at the Public Works Building on December 11, 2015 at 7:30 a.m. and then at the Justice Center on December 16, 2015. He suggested that it would be nice for the Commissioners to go to each Holiday Open House.

**Grand Opening for the Old Jail:** County Administrator Steve Rapson informed the Board that the grand opening for the Old Jail would take place on January 8, 2016 at 2:00 p.m.

**Selection Committee for the Recreation Commission:** County Administrator Steve Rapson asked the Board to appoint a Selection Committee for the Recreation Commission to fill an unexpired term on the Recreation Commission. The Board appointed Commissioner Barlow and Commissioner Rousseau to the Selection Committee.

**Selection Committee for the Transportation Committee:** County Administrator Steve Rapson reminded the Board that it approved New Business #27 and he asked for the Board to appoint a Selection Committee for the Transportation Committee. The Board appointed Chairman Oddo and Commissioner Barlow to the Selection Committee. Commissioner Brown stated that he wanted to be a part of the Transportation Committee and therefore could not be on the Selection Committee.

**Commissioner Brown Appointed to the McIntosh Trail Community Service Board:** Commissioner Brown stated he informed Commissioner Barlow that if no one else wanted to fill in the vacancy on the McIntosh Trail Community Service Board then he would be glad to take the position. The Board appointed Commissioner Brown to the vacancy on the McIntosh Trail Community Service Board.

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

**Notification of Executive Session:** County Attorney Dennis Davenport reported that he had one item of Real Estate Acquisition, one item of Pending Litigation, and review of the November 12, 2015 Executive Session Minutes.

## **COMMISSIONERS' REPORTS:**

### **Commissioner Barlow:**

**Keep Christ in Christmas:** Commissioner Barlow thanked everyone for coming to the meeting. He reminded everyone to keep Christ in Christmas and he stated that Christmas is all about the birth of Christ and what Christ brought to the nations.

### **Commissioner Brown:**

**Response to Mr. Gardner's Public Comments:** Commissioner Brown replied to Mr. Gardner's comments saying there are no easy decisions when it comes to rezonings and that decisions can bring divisions even among acquaintances. He said many decisions that are made, and particularly with Petition 1251-15, are not made lightly but the consequences of spot-zoning the area could have significant and negative consequences. He hoped the people would be able to find another solution but stated that Commissioners have to take the longer approach and a bigger view on these matters.

**Suggestions for the County Website:** Commissioner Brown stated he was doing research on the website and he tried to pull up the County's Policies and Procedures. He said he could not find a tab for Policies and Procedures and was only able to find them by doing a Google search. He suggested that if he could not find them then the citizens may not be able to find them. County Administrator Steve Rapson replied that the Policies and Procedures were on the web but agreed that their location could be made easier to find on the website. Commissioner Brown then stated that he tried to look up individual ordinances on the website, that he found Municode, but he could not find individual ordinances. County Attorney Dennis Davenport replied that in the past the individual ordinances were available but they were not available now since the individual ordinances were merged into the County Code when they were sent to Municode. He said there would be temporary, individual ordinances on the Municode site until those ordinances were merged into the County Code. Commissioner Brown said he could not access the body of the ordinances and could not get into certain sections of the code. Mr. Rapson added that the Policies and Procedures were under "Open Government" on the home page.

**Contribution to the Fayette County Water System:** Commissioner Brown stated that he had a tradition of sending Christmas cards to each of the County employees but last year he changed the tradition due to a financial situation. He said he had made a contribution to the Hopeful Primitive Baptist Church restoration fund so he gave the donation in the name of the employees. Commissioner Brown stated that this year he was going to make another contribution but it occurred to him that there is a lady who he is familiar with who has two small children. He said the lady could not pay her water bill so he called staff and agreed to pay her water bill. He asked the Board to recall that earlier this year the Board received a surprise pay raise from the Georgia General Assembly. He said he did not vote for the raise or ask for the raise, and so he decided to put the balance of the raise to the Water System for single mothers who are having trouble paying their water bills. He said if they could pay the money back that would be great for others down the road but he would put the money in that fund.

### **Commissioner Ognio:**

**Comments on Petition 1251-15:** Commissioner Ognio stated that it was a hard decision to deny Petition 1251-15, but he felt bound by zoning and the Land Use Plan. He added that he was not sure that rezoning the property was the property way to handle the situation. He hoped another solution could be found to help out the situation. He concluded that he was not giving up on the possibility of helping the family out.

**Merry Christmas and Be Safe:** Commissioner Ognio wished everyone a Merry Christmas. He urged everyone to be safe and aware of their surroundings, and to make sure purchases are hidden when stored in cars. He said it would help lower the crime rate when people take proper precautions.

### **Commissioner Rousseau:**

**Thoughts of Thankfulness:** Commissioner Rousseau appreciated the diversity of thought even though there may be disagreement on the subject matters being broached. He wished the Fayette community and particularly staff a safe and prosperous holiday, and he thanked his colleagues saying they would continue to work collectively for the common good.

**Chairman Oddo:**

**Reflection on the Year 2015:** Chairman Oddo took a moment to reflect on the year 2015. He thanked everyone who was present including the Commissioners and staff as well as the elected officials and citizens of Fayette County. He thanked everyone for giving him the opportunity to serve as Chairman through the year 2015 saying it was a distinct honor and pleasure. Chairman Oddo thanked his family for the support they gave him saying they have been “a rock.” He reminded everyone that the year had many valleys and peaks. He stated that the deepest valley was the loss of Commissioner Coston which was felt by all personally and business-wise. He said her voice would have made a difference had it not gone silent. Chairman Oddo stated that through the diversity of a split Board of Commissioners the County stayed the course and moved forward with the addition of Commissioner Rousseau to the dais. He said he did not want to dwell on the sad times but to recall that even through the many adversities wonderful achievements that were reached in the community. He stated that, like the lesson of Christmas, hope springs from despair and good can come from disappointment and he said he looked on the difficulties as learning experiences on the way to success. He concluded by wishing each one, on behalf of his family, a very Merry Christmas and a Happy New Year.

**EXECUTIVE SESSION:**

**Real Estate, Pending Litigation, and Review of the November 12, 2015 Executive Session Minutes:** Commissioner Brown moved to go into Executive Session. Commissioner Ognio seconded the motion. The motion passed 5-0.

The Board recessed into Executive Session at 10:46 p.m. and returned to Official Session at 11:35 p.m.

**Return to Official Session and Approval of the Executive Session Affidavit:** Commissioner Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Commissioner Rousseau seconded the motion. The motion passed 5-0. A copy of the Executive Session Affidavit, identified as “Attachment 31,” follows these minutes and is made an official part hereof.

**November 12, 2015 Executive Session Minutes:** Commissioner Ognio moved to approve the November 12, 2015 Executive Session Minutes. Commissioner Barlow seconded the motion. The motion passed 5-0.

**ADJOURNMENT:**

Commissioner Ognio moved to adjourn the December 10, 2015 Board of Commissioners Meeting. Commissioner Barlow seconded the motion. No discussion followed. The motion passed 5-0.

The December 10, 2015 Board of Commissioners meeting was adjourned at 11:35 p.m.

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Floyd L. Jones, County Clerk

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Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 14<sup>th</sup> day of January 2016. Referenced attachments are available upon request at the County Clerk’s Office.

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Floyd L. Jones, County Clerk



# COUNTY AGENDA REQUEST

New Business #18

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Becky Smith and Theodore Toles to the Fayette County Board of Health for a six-year term beginning January 1, 2016 and expiring December 31, 2021.

**Background/History/Details:**

The Fayette County Board of Health is one of 159 County Boards of Health throughout the State of Georgia that partners with the Georgia Department of Public Health and eighteen District Health Directors with shared responsibilities of bringing public health functions to the state. Each partner is charged with responsibilities while cooperating with each other, providing mutual support, maintaining open communications, and showing respect for the unique role that each partner has in serving Georgia's citizens.

Fayette County's Board of Health mirrors the responsibilities that all 159 County Boards of Health in Georgia have in common, namely, to assess local needs, advocate for county public health programs, approve and present the health budget to the county commission, and provide policy guidance to the District Health Director. The Board of Health has seven members who must be at least 21 years old, and each position on the Board of Health has specific requirements that must be met. Each Board member has one vote and no single member of the Board has any more authority than the others.

The available position was advertised with the Fayette News, The Citizen, and the Atlanta Journal-Constitution. It was also placed on the county's website. Four citizens made application. The Selection Committee, comprised of Commissioner David Barlow and Commissioner Charles Rousseau, interviewed the above candidates and have recommended them for appointment.

**What action are you seeking from the Board of Commissioners?**

Approval of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Becky Smith and Theodore Toles to the Fayette County Board of Health for a six-year term beginning January 1, 2016 and expiring December 31, 2021.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

**BECKY SMITH**

APPLICATION FOR APPOINTMENT  
Fayette County Board of Health

9:30 am

The Fayette County Board of Health partners with the Georgia Department of Public Health and eighteen District Health Directors with shared responsibilities of bringing public health functions to the state. Each partner is charged with responsibilities while cooperating with each other, providing mutual support, maintaining open communications, and showing respect for the unique role that each partner has in serving Georgia's citizens.

Fayette County's Board of Health mirrors the responsibilities that all 159 County Boards of Health in Georgia have in common, namely, to assess local needs, advocate for county public health programs, approve and present the health budget to the county commission, and provide policy guidance to the District Health Director. The Board of Health has seven members who must be at least 21 years old, and each position on the Board of Health has specific requirements that must be met. Each Board member has one vote and no single member of the Board has any more authority than the others. Each Board member is compensated \$10.00 per meeting.

Fayette County would like to inform all interested and qualified Fayette County citizens that two positions on its Board of Health are available to be filled. The terms will begin on January 1, 2016 and will expire on December 31, 2022. Qualified Fayette citizens must be: 1) a consumer or advocate for consumers of health services, or 2) a consumer who will represent the needy, underprivileged or elderly.

Please take a few minutes to complete the form and answer the questions below and return it with a resume, if available, to Floyd Jones, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, November 13, 2015.

If you have any questions, please call (770) 305-5102.

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

NAME Becky Smith

ADDRESS [REDACTED]

TELEPHONE (day) [REDACTED]

(evening) [REDACTED]

(email address) [REDACTED]

Becky Smith  
Signature

11/11/15  
Date

1. How long have you been a resident of Fayette County? 19 years
2. Why are you interested in serving on the Fayette County Board of Health? Due to my 21 years of directing two community service organizations (10 years at the Fayette Pregnancy Resource Center and 11 years at FACTOR Fayette Family Connection) focused on families and children I am always looking for opportunities to better serve our families by advocating on their behalf regarding policies and practices that affect services or programs for their well-being.
3. Are you applying as: 1) a consumer or **advocate for consumers of health services**, or 2) a consumer who will represent the needy, underprivileged or elderly?
4. What qualifications and experience do you possess for appointment to the Board of Health?  
I served as director of two Pregnancy Resource Centers for a total of 20 years, identifying needs of the clients we worked with and finding resources to meet those needs-with the goal of assisting that young family to become equipped to meeting their family needs, physically and psychologically. For the last 11 years as director of FACTOR Family Connection, I have created a collaborate environment that facilitates identify trending issues that have potential negative impact on families/children. Our goal is to facilitate strategic planning to address the issues through enjoining resources/programs or create resources/programs where there are gaps in services.

My background is crisis counseling. I also am a Certified Preventionist.

5. List your recent employment experiences to include name of company and position.  
As stated above:  
Sept 2004 to present -director/FACTOR Fayette Family Connection  
1994-2003- director/Fayette Pregnancy Resource Center  
1986-1993-director/Jonesboro Crisis Pregnancy Center
6. Do you have any past experience relating to the Board of Health? If so, please describe.  
I have worked closely with the Health Department on several projects over the last 11 years, one specific is our Back to School Expo for the last two years, as well as helped Pete Nelms pulled together a Disaster Team specific to residents with Special Needs.
7. Are you currently serving on a commission/board/authority or in and elected capacity with any government?  
no
8. Have you attended any Board of Health meetings in the past two years and, if so, how many?  
I have not attended any Board of Health meetings.
9. Are you willing to attend seminars or continuing education classes at county expense?  
Yes, I am a huge supporter of continuing education!
10. What is your vision of the county's future related to the duties of the Board of Health?  
As an advocate for families and children, I am always checking data to see how we are trending in specific issues of health and well-being. I am aware that, although we are doing far better than many counties around us, we are slipping in certain areas of well-being. It is

my hope that as a part of the Board of Health I will be able to share issues that I am aware of and needs I learn of through FACTOR partnerships with local service providers to keep services of our local health department relevant and help to find solutions where there are unmet needs or make recommendations if there is opportunity for service expansion.

11. Would there be any possible conflict of interest between your employment or your family and you serving on the Board of Health?

No, my board feels that my serving on the Board of Health is a perfect with my duties as director of FACTOR.

12. Are you in any way related to a County Elected Official or County employee? If so, please describe.

I am not.

13. Describe your current community involvement.

Again, due to my position with a community service organization I am actively involved in many sectors of the community; education (on Stakeholders Committee for Exceptional Children Department, economic development (on ARC Youth Advisory Council on Workforce Investment), lead a leadership class for civic engagement, worked with policy makers and enforcers from the county and all municipalities to create and pass a Social Host Ordinance /to prevent adults hosting teen parties where alcohol is permitted.

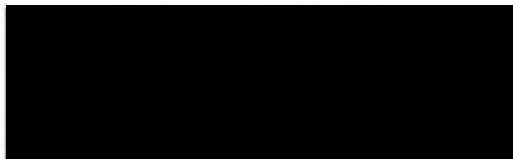
14. Have you been provided a copy of the county's Ethics Ordinance?

Yes

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

No, there is no reason I would not be able to comply.

# Rebecca D. Smith



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## Work Experience

**Fayette Alliance Coordinating Teamwork, Outreach and Resources, FACTOR Fayette Family Connection Collaborative**

September 2004 to present

### Executive Director

Support the collaborative process and functions in the county to bring all areas of the community together to improve conditions for families and children. Work with the board to implement the collaborative mission, vision, and community strategic plan. Be the liaison between the chairperson, fiscal agent, committee chairs, collaborative members, regional and state partners, and the community.

Is responsible for the day to day activities of coordinating programs, activities of the collaborative and assist with needs of community stakeholders.

### **Wellspring Living**

January 2004 through August 2004

### Store Manager

Worked with the board and the community to create Wellspring Treasures, an upscale resale store

Identified steps needed to build stock, staff to open an upscale resale store. Worked with the community to educate regarding the purpose of the resale store – raise much needed funds for Wellspring Living Ministry and recruit/train volunteer assistance for a variety of positions at the store.

### **Pregnancy Resource Center of Fayette, Fayetteville GA**

February 1994- December 2003

### Executive Director

Was responsible for establishing the Pregnancy Center in the community. Worked with the community, including but not limited to the faith based organizations to raise awareness, funds and volunteers for the ministry. Created and implemented policies, procedures and programs to meet clients' needs.

### **Jonesboro Crisis Pregnancy Center, Jonesboro GA**

January 1986-January 1994

### Executive Director

Same responsibilities as listed above

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## Education

### **Master's Divinity School, Evansville IN**

2002-2004

Bachelor of Ministry Life Issues Counseling

### **Additional Certifications**

National Council for Adoption/Adoption Specialist      National Abstinence Association/Certified Abstinence Educator  
Certified Post Abortion Counselor      Center for Biblical Counseling/Certified Lay Counselor  
Non-Profit Management Certification      Certified Preventionist

**THEODORE TOLES**

APPLICATION FOR APPOINTMENT  
Fayette County Board of Health

10:30am

The Fayette County Board of Health partners with the Georgia Department of Public Health and eighteen District Health Directors with shared responsibilities of bringing public health functions to the state. Each partner is charged with responsibilities while cooperating with each other, providing mutual support, maintaining open communications, and showing respect for the unique role that each partner has in serving Georgia's citizens.

Fayette County's Board of Health mirrors the responsibilities that all 159 County Boards of Health in Georgia have in common, namely, to assess local needs, advocate for county public health programs, approve and present the health budget to the county commission, and provide policy guidance to the District Health Director. The Board of Health has seven members who must be at least 21 years old, and each position on the Board of Health has specific requirements that must be met. Each Board member has one vote and no single member of the Board has any more authority than the others. Each Board member is compensated \$10.00 per meeting.

Fayette County would like to inform all interested and qualified Fayette County citizens that two positions on its Board of Health are available to be filled. The terms will begin on January 1, 2016 and will expire on December 31, 2022. Qualified Fayette citizens must be: 1) a consumer or advocate for consumers of health services, or 2) a consumer who will represent the needy, underprivileged or elderly.

Please take a few minutes to complete the form and answer the questions below and return it with a resume, if available, to Floyd Jones, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, November 13, 2015.

If you have any questions, please call (770) 305-5102.

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

NAME     Theodore Toles    

ADDRESS   


TELEPHONE (day) 

(evening) 

(email address)  


Theodore R Toles  
Signature

10/29/15  
Date



1. How long have you been a resident of Fayette County?  
19 years
2. Why are you interested in serving on the Fayette County Board of Health?  
I have over 40 years of experience in the medical industry and would like to learn more about the county functions and dedicate my time to serve.
3. Are you applying as: 1) a consumer or advocate for consumers of health services, or 2) a consumer who will represent the needy, underprivileged or elderly? I would like to be an advocate for both. It is important the community is educated on the consumer health services in Fayette County, and those with the greatest needs are identified and assisted.
4. What qualifications and experience do you possess for appointment to the Board of Health?  
I have over 38 years of pharmaceutical sales and management experience and I grew up in a large family with limited resources. I understand the importance of assisting those in need and to do everything possible to ensure the needy and elderly feel productive and wanted.
5. List your recent employment experiences to include name of company and position.  
Currently for the last 7 years I am a consultant for consumer products in the health care field. Additionally, I was a Manager and Director in the pharmaceutical field for 22 of my 38 years in the industry.
6. Do you have any past experience relating to the Board of Health? If so, please describe.  
No previous experience serving. The Board of Health was one of our customers in the health care industry.
7. Are you currently serving on a commission/board/authority or in an elected capacity with any government?  
No
8. Have you attended any Board of Health meetings in the past two years and, if so, how many?  
No
9. Are you willing to attend seminars or continuing education classes at county expense?  
Yes
10. What is your vision of the county's future related to the duties of the Board of Health?  
My vision for the county is to review the successful services and needs and make sure those are being addressed. Improve those areas of greatest need and opportunities.
11. Would there be any possible conflict of interest between your employment or your family and you serving on the Board of Health?  
There are no conflicts of interest.
12. Are you in any way related to a County Elected Official or County employee? If so, please describe.  
No

13. Describe your current community involvement.

I have not been involved and this is why I want to make the commitment to serve the county and citizen's needs.

14. Have you been provided a copy of the county's Ethics Ordinance?

Yes

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

There are none.

## Ted Toles

I would like to provide you with some additional job performance information.

Graduated from Central State University April 1970 with B.S. Marketing.

Served in the Army as a Lieutenant from April 1970 to November 1971. Served in Vietnam July 1971 to November 1971.

I have over 38 years of pharmaceutical experience. I worked for Novartis from March 2007 to May 2008 as an Area Sales Manager in the Neuroscience Division. I worked 14 ½ years with Schwarz Pharma as a District Manager and Regional Director. I worked 18 years for Roche (1974-1992) and 2 years with Schering (1972-1974).

I was promoted to National Accounts Manager with Schwarz Pharma from January 1995 to July 1995. In July 1995, I was promoted to Regional Sales Manager for the Southeast Region. I was responsible for 80 sales representatives and 8 District Managers. I won the Presidents Achievement Award and Circle of Excellence as Regional Sales Manager and Regional Business Director of the Year for 1996, 1999, 2000, 2001, 2002 and 2003. In 2004, 3 of my top managers were promoted to Specialty Sales Managers. We instituted award trips in 2000 and I was fortunate to win the first award trip to Hawaii in 2001, Rome in 2002 and Nevis in 2003.

My region was ranked 1<sup>st</sup> or 2<sup>nd</sup> out of 5 or 3 regions for the 9 years I was a Regional Manager. I hired and developed 7 of the 8 managers in the region. The region had the top 1<sup>st</sup> and 2<sup>nd</sup> ranked DMs for 4 years in a row. The region was a leader in all categories of performance every year except 2004 and 2005, which includes total prescriptions per sales representative and manager.

My region consistently lead in launching new products such as Univasc, Uniretic, Edex, Nascobal, Urso, Verelan PM, Nulev, Parcopa and Niravam. In my previous jobs, I successfully launched Zantac, Ceftin, Rocephin, Accutane, Bumex, Versed and Roferon-A.

In March of 2007, Schwarz Pharma was sold to UCB and all Regional Business Directors were not retained. I was hired by Novartis as an Area Sales Manager in the Atlanta area from March 2007 to May 2008.

I have served on numerous sales and marketing committees to provide support and insight.

I attended a Hay conference for Pharmaceutical Effectiveness in Florham Park New Jersey in October 1999 and Sales Force Effectiveness in 2005. These seminars provided

beneficial information to assist with handling the numerous changes and issues of a growing company.

I developed and successfully presented the concept for Regional Account Managers to serve as liaison between Sales and National accounts. The RAM for Region 2 under my direction was successful with gaining formulary approval and preferred status for Univasc, Uniretic and Verelan PM on Foundation Health, Palm Beach, Ravine RX, Beacon Health and pending is BC/BS of Alabama. The RAM and I successfully developed and conducted a Managed Care Pharmacy CME program on Chonotherapeutics in Miami October 14<sup>TH</sup> 1999. We were able to recruit the major opinion leaders for Foundation Health, VA, Health Options and Beacon of Florida. The RAM received the RAM of the Year for 1999. I promoted the RAM to District Manager in 2000.

February 2000, attended a DIA seminar on Marketing Pharmaceuticals in the New Millennium.

May 2001, attended a seminar on Coaching for Improved Performance.

October 2001, attended a seminar by MMI on Optimizing Sales Force Effectiveness in New Jersey. Many leading experts share cutting-edge approaches, practical solutions and proven techniques for ensuring sales force success.

May 2003, attended a Hay Conference on Making Great Leaders.

July 2005, attended the Pharmaceutical Executive Sales Summit for Top Executives.

I am currently retired living in Fayetteville, Georgia.

I look forward to meeting and discussing my management skills and experience.

Ted

## Theodore (Ted) Toles

**Objective:** A management position in the pharmaceutical or related industry with a progressive company committed to providing opportunities for advancement.

### PROFESSIONAL EXPERIENCE

**Toles Consultants, LLC**

**May, 2008 to Present**

**Novartis Pharmaceutical Corp**  
Atlanta, GA

**March, 2007 to May 2008**

***AREA SALES MANAGER***

- Managed a Neuroscience Sales Team of 12 specialist covering Georgia and North Florida.

**Schwarz Pharma, USA**  
Memphis TN and Atlanta, GA

**July, 1992 to March 2007**

***REGIONAL BUSINESS DIRECTOR.***

- Awarded Presidents Club and Circle of Excellence for Regional Manager of the Year 2003, 2002, 2001, 2000, 1999, and 1996.
- Awarded Incentive trips to Nevis 2003, Italy 2002 and Hawaii 2001.
- Manage a region with 8 district managers and 82 salespeople covering 19 states from North Dakota to the Florida Keys. Region ranked # 1 or #2 for 9 out of 11 years.
- Trained and developed over 16 managers. Three managers were promoted to Senior DBM in 2002 and 3 were promoted to Specialty ABM in 2004.
- Region consistently leads in volume and average prescriptions per PSR.
- Chairperson of Marketing Advisory Committee

**Schwarz Pharma, USA**  
Memphis, Tennessee

**January, 1995 to July, 1995**

***NATIONAL CORPORATE ACCOUNTS  
MANAGER.***

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**Schwarz Pharma, USA**  
Memphis, Tennessee

*July, 1992 to January, 1995*

***DISTRICT SALES MANAGER.***

- Hired, trained, developed and managed an expansion district of 11 sales representatives based in Memphis covering Alabama, Arkansas, Louisiana, Mississippi, Oklahoma and Tennessee.
- District ranked in top third in 1993 and 1994.

*March, 1987 to March, 1992*

**Roche Laboratories**  
Memphis, Tennessee

***DIVISION SALES MANAGER.***

- Promoted to a new division to analyze market potential and to staff, train and motivate salespeople for success selling Bumex and Ceftin. Hired 9 representatives covering Missouri, Tennessee, Kentucky, Arkansas and Mississippi.
- Performance rating of exceeds expectations in 1989, 1990 and 1991.

**Roche Laboratories**  
Dayton, Ohio

*January, 1974 to March, 1987*

***SALES REPRESENTATIVE.***

- Increased sales consistently in various markets selling benzodiazepines for anxiety and insomnia, antidepressants, antibiotics, anesthesia, allergy, dermatology, gastroenterology and pain.
- Other responsibilities included recruiting and training sales representatives and hospital sales.

**Schering Plough**  
Columbus, Ohio

*February, 1972 January, 1974*

***SALES REPRESENTATIVE.***

- Expanded sales in low volume territory that was open for one year.
- Received Presidents Top Ten in 1972 and 1973.

*March, 1970 to November, 1971*

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**Officer United States Army**

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**E D U C A T I O N**

**Central State University Wilberforce, Ohio**      *September, 1966 to March 1970*

Bachelor of Science in Marketing, minor in Management. 16 hours toward a  
MBA from Xavier University, Cincinnati, Ohio.

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**H O B B I E S**

Tennis, racquetball, outside sports, coaching, officiating soccer, and music.

# COUNTY AGENDA REQUEST

New Business #19

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner David Barlow, to re-appoint Therese Ocheltree to the Fayette County Board of Tax Assessors for a six-year term beginning January 1, 2016 and expiring December 31, 2021.

**Background/History/Details:**

Fayette County's Board of Assessors is comprised of three county citizens who are appointed to six-year terms each. Board members must be 21 years old, must have a high school or equivalent diploma, must have at least one year of experience in appraisal-related work, and must complete an assessor examination administered by the State Revenue Commissioner. Members must complete 40 hours of training prior to or within 180 days of appointment. Additionally, members must complete at least 40 hours of approved appraisal courses provided during each two years of his/her term. No member of a County Board of Tax Assessors shall be eligible to hold any state, county, or municipal office during the time he or she holds such office. Compensation for this position is \$22.05 per hour.

The position was advertised for one month via the County's website, Fayette Daily News, The Citizen newspaper, and the Atlanta Journal-Constitution. Three citizens made application for the position and each were interviewed by the Selection Committee.

Therese Ocheltree is a 17-year resident of Fayette County. She has served on the Board of Assessors for 15 years. Ms. Ocheltree has been in real estate since 1974. The re-appointment of Ms. Ocheltree is recommended by the Selection Committee to fill a six-year term beginning January 1, 2016 and expiring December 31, 2021.

**What action are you seeking from the Board of Commissioners?**

Approval of the recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner David Barlow, to re-appoint Therese Ocheltree to the Fayette County Board of Tax Assessors for a six-year term beginning January 1, 2016 and expiring December 31, 2021.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**



9am

### APPLICATION FOR APPOINTMENT Fayette County Board of Tax Assessors

Fayette County's Board of Assessors was established by state law to determine the fair market value of all real and personal property in the county for property tax purposes based on *uniform and fair mass appraisal practices*.

Fayette County's Board of Assessors is comprised of three county citizens who are appointed to six-year terms each. Board members must be 21 years old, must be a resident of Fayette County, must have a high school or equivalent diploma, must have at least one year of *experience in appraisal related work, and must complete an assessor examination administered by the State Revenue Commissioner*. Members must complete 40 hours of training prior to or within 180 days of appointment. Additionally, members must complete at least 40 hours of approved appraisal courses provided during each two years of his or her term. No member of a County Board of Tax Assessors shall be eligible to hold any state, county, or municipal office during the time he or she holds such office. Compensation for this position is \$22.05 per hour.

The Fayette County Board of Commissioners would like to inform all interested and qualified Fayette County residents of one (1) position available on Fayette County's Board of Tax Assessors. The available term will begin on January 1, 2017 and will expire on December 31, 2022.

Please take a few minutes to complete the form and answer the questions below and return it with a resume, if available, to Floyd Jones, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, November 13, 2015.

If you have any questions, please call (770) 305-5102.

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

NAME Theresa A. Ocheltree

ADDRESS [REDACTED]

[REDACTED]

TELEPHONE (day) [REDACTED]

(evening) Same

(email address) [REDACTED]

Theresa A. Ocheltree  
Signature

10/22/2015  
Date

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

17 years

2. Why are you interested in serving on the Fayette County Board of Tax Assessors?

I have held this position for 15 years

3. What qualifications and experience do you possess for appointment to the Board of Tax Assessors?

I have been in real estate since 1974  
Became certified in as a General Appraiser

4. List your recent employment experiences to include name of company and position.

Fayette County Board of Assessor since 2000

5. Do you have any past experience relating to the Board of Tax Assessors? If so, please describe.

Real Estate and both private and government appraiser

6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?

Board of Assessor

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

All

8. Are you willing to attend seminars or continuing education classes at county expense?

yes

9. What is your vision of the county's future related to the duties of the Board of Tax Assessors?

necessary to maintain a current equal tax base for both residential and commercial property.

10. Would there be any possible conflict of interest between your employment or your family and you serving on the Board of Tax Assessors?

No

11. Are you in any way related to a County Elected Official or County employee? If so, please describe.

No

12. Describe your current community involvement.

Fayette County Assessor

13. Have you been provided a copy of the county's Ethics Ordinance?

yes ~~no~~

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

No

## Fayette County Assessor

To Whom It May Concern:

I have been on the BOA since the year 2000 as one of the three assessors and have been in some form of real estate since 1974 to present. I first joined the board of Realtors in Winston Salem in 1974 as a realtor, and in 1979 was elected to the governing board in charge of education for the Board of Realtors.

In 1980 I moved to Greenville, SC with my husband's job, and then to Europe until 1981. While there, I assisted in the finding of homes for my husband's short term co-workers and their families wherever we happen to be sent in Europe.

Upon returning to Greenville I applied and went to work as an appraiser for Greenville County for the next 17 years where I worked my way up to chief appraiser of the commercial department. During this time, South Carolina passed a law that all appraisers, whether in private business or government, had to pass the test given by the state to become either a residential or general certified appraiser. I chose to apply for the general certification because that would allow me to do both residential and commercial appraisals in any state that had reciprocal agreements, as well as federal appraisals. I became the 25<sup>th</sup> person in the state to pass this the test and was the first woman to do so.

I feel I am more than qualified to reappointed as Assessor, and continue doing the job I have been for the past 15 years.

# COUNTY AGENDA REQUEST

New Business #20

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of a recommendation from the Selection Committee, comprised of Chairman Charles Oddo and Commissioner David Barlow, to re-appoint William Beckwith to the Fayette County Zoning Board of Appeals for a three-year term beginning January 1, 2016 and expiring December 31, 2018.

**Background/History/Details:**

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Applicants must be a legal resident of the State of Georgia and a resident of Fayette County for at least six months prior to the date an application is submitted.

The available position was advertised for one month on the County's website as well as with the Fayette Daily News, The Citizen newspaper, and the Atlanta Journal-Constitution. Three citizens made application and were each interviewed by the Selection Committee.

Mr. Beckwith is a resident of Fayette County for 35 years. He has served as a Planning Commissioner for 18 years and as a member of the Zoning Board of Appeals for 20 years.

The re-appointment of Mr. Beckwith is recommended by the Selection Committee to fill a three-year term beginning January 1, 2016 and expiring December 31, 2018.

**What action are you seeking from the Board of Commissioners?**

Approval of a recommendation from the Selection Committee, comprised of Chairman Charles Oddo and Commissioner David Barlow, to re-appoint William Beckwith to the Fayette County Zoning Board of Appeals for a three-year term beginning January 1, 2016 and expiring December 31, 2018.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

APPLICATION FOR APPOINTMENT  
Fayette County Zoning Board of Appeals

Thank you for your interest in being considered for appointment to the Fayette County Zoning Board of Appeals.

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.

The Zoning Board of Appeals is comprised of five members appointed to three-year terms. Meetings are scheduled to be held on a monthly basis. 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 Zoning Board of Appeals meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions on the reverse side of this form and return it with a resume, if available, to Floyd Jones, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, November 13, 2015.

If you have any questions, please call (770) 305-5102.

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

NAME William A. Beckwith

ADDRESS [REDACTED]

TELEPHONE (day) [REDACTED]  
(evening) [REDACTED]

(email address) [REDACTED]

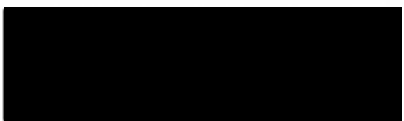
William A. Beckwith  
Signature

OCTOBER 30, 2015  
Date

1. How long have you been a resident of Fayette County?  
35 years
2. Why are you interested in serving on the Zoning Board of Appeals?  
I have enjoyed serving the county as a member of ZBA for the past 20 years and would like to continue.
3. What qualifications and experience do you possess that should be considered for appointment to the Zoning Board of Appeals?  
My past service on ZBA and on Fayette County Planning and Zoning Commission (18 years)
4. List your recent employment experiences to include name of company and position.  
Senior Aviation Planner at Hartsfield-Jackson Airport involved in land use issues for eight years. Retired 2010.
5. Do you have any past experience related to this position? If so, please describe.  
See 3. and 4. above.
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?  
See 1. above
7. Have you attended any Zoning Board of Appeals meetings in the past two years and, if so, how many?  
I have attended all meetings over the last two years.
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 Zoning Board of Appeals?  
No conflict of interest.
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.  
Volunteer at Piedmont Fayette Hospital (driving parking lot shuttle and manning information desk.)
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 reason.

William A. Beckwith

1:30pm



October 30, 2015

Mr. Floyd L. Jones  
County Clerk  
140 Stonewall Avenue West  
Suite 100  
Fayetteville, GA 30214

Dear Mr. Jones,

I wish to be considered for appointment to the Fayette County Zoning Board of Appeals. A completed application is attached.

I have served as a Planning Commissioner for 18 years and as a member of the Zoning Board of Appeals for 20 years. I believe my experience on these boards as well as my relevant employment experience provide me with an excellent background for continuing to serve Fayette County in this important position.

Please contact me if you need additional information.

Sincerely,

A handwritten signature in black ink that reads "William A. Beckwith".

William A. Beckwith

# COUNTY AGENDA REQUEST

New Business #21

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of Resolution 2016-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.

**Background/History/Details:**

On January 2, 2013, the Fayette County Board of Commissioners approved Resolution 2013-01, and in so doing the Board made a pledge to the citizens of Fayette County and Fayette County's staff regarding the Board's Core Values and Beliefs.

Resolution 2013-01 was subsequently enlarged and displayed at the back of the Public Meeting Room. The Board has often asked the citizens to hold them accountable to the public pledge.

The resolution was reaffirmed on January 8, 2015 at the request of Commissioner Pota Coston.

The current resolution demonstrates an on-going commitment of the Board of Commissioners to the citizens and staff regarding the Board's Core Values and Beliefs

**What action are you seeking from the Board of Commissioners?**

Adoption of Resolution 2016-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**



## RESOLUTION 2016-01

### RESOLUTION OF THE FAYETTE COUNTY COMMISSIONERS PLEDGE TO CITIZENS AND COUNTY STAFF ON CORE VALUES AND BELIEFS

- WHEREAS,** the 2016 Fayette County Board of Commissioners desire to affirm their core values and beliefs to our constituents and county staff; and
- WHEREAS,** the Board of Commissioners acknowledges they were placed in office by the voters of Fayette County and are responsible for conducting the official business of those citizens, looking out for their best interests; and
- WHEREAS,** the Board is determined to give the citizenry ample opportunity to voice their comments and concerns in all meetings; and
- WHEREAS,** the Board respects each individual staff member and believes that members who are treated with respect and given responsibility respond by giving their best; and
- WHEREAS,** although there may not be unanimous consent on every issue, the Board requires complete honesty and integrity in everything we do while valuing everyone's opinion; and
- WHEREAS,** the Board will take its commitments very seriously, and then do its utmost to live up to them, acknowledging the importance of doing what we say we are going to do; and
- WHEREAS,** the Board recognizes that the work performed by each staff member is an important part of their life, and it should be fulfilling and rewarding, so we encourage an open and welcoming workplace; and
- WHEREAS,** the Board vows to be good stewards of the citizen's resources, exercising the same vigilance that we would use to guard and conserve our own personal resources; and
- WHEREAS,** the Board insists that each commissioner and each staff member always give their best effort in everything we undertake, refusing to accept sloppiness or lack of effort; and
- WHEREAS,** the entire Board, each department director and each individual in our organization is expected to understand our mission and our goals realizing that doing so it is extremely critical to our success; and
- WHEREAS,** the Board believes in the Golden Rule, and we will strive to be friendly, courteous, fair and compassionate in all our dealings; and
- WHEREAS,** the Board and our staff members should always feel a sense of urgency on any matters related to our citizens, owning problems and always being responsive

**NOW, THEREFORE, BE IT RESOLVED** that we, the Board of Commissioners of Fayette County, Georgia do hereby pledge our acceptance of these core values and beliefs in the service of our citizens.

So resolved this 14th day of January 2016 by the

**FAYETTE COUNTY BOARD OF COMMISSIONERS**

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**Chairman**

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**Vice Chairman**

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**Commissioner**

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**Commissioner**

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**Commissioner**

# COUNTY AGENDA REQUEST

New Business #22

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of Ordinance 2016-01 amending the Fayette County Code of Ordinances, Article VI of Chapter 28 pertaining to stormwater services and to amend the amount charged by Fayette County as a late fee for delinquency in payment of the stormwater fee.

**Background/History/Details:**

In July 2014, the Board of Commissioners approved substantial revisions to its Stormwater Management Ordinance (Ordinance 2014-11). As part of that ordinance the Board determined that a late fee would be implemented for delinquent payments of the stormwater fee with such fee being determined as a percentage of the customer's stormwater fee.

This request is for the Board's consideration to enact a set late fee of \$25.00 instead of a percentage of the stormwater fee and to have this change amended in the County's Code of Ordinances.

"Exhibit A" provides a Red-Lined Version of the proposed ordinance and "Exhibit B" provides a final-form version of the proposed ordinance.

**What action are you seeking from the Board of Commissioners?**

Adoption of Ordinance 2016-01 amending the Fayette County Code of Ordinances, Article VI of Chapter 28 pertaining to stormwater services and to amend the amount charged by Fayette County as a late fee for delinquency in payment of the stormwater fee.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

This request is in associated with the request to adopt Resolution 2015-03 that sets the late fee as \$25.00.



# Fayette County GA

## Stormwater Utility – Late Fee Increase

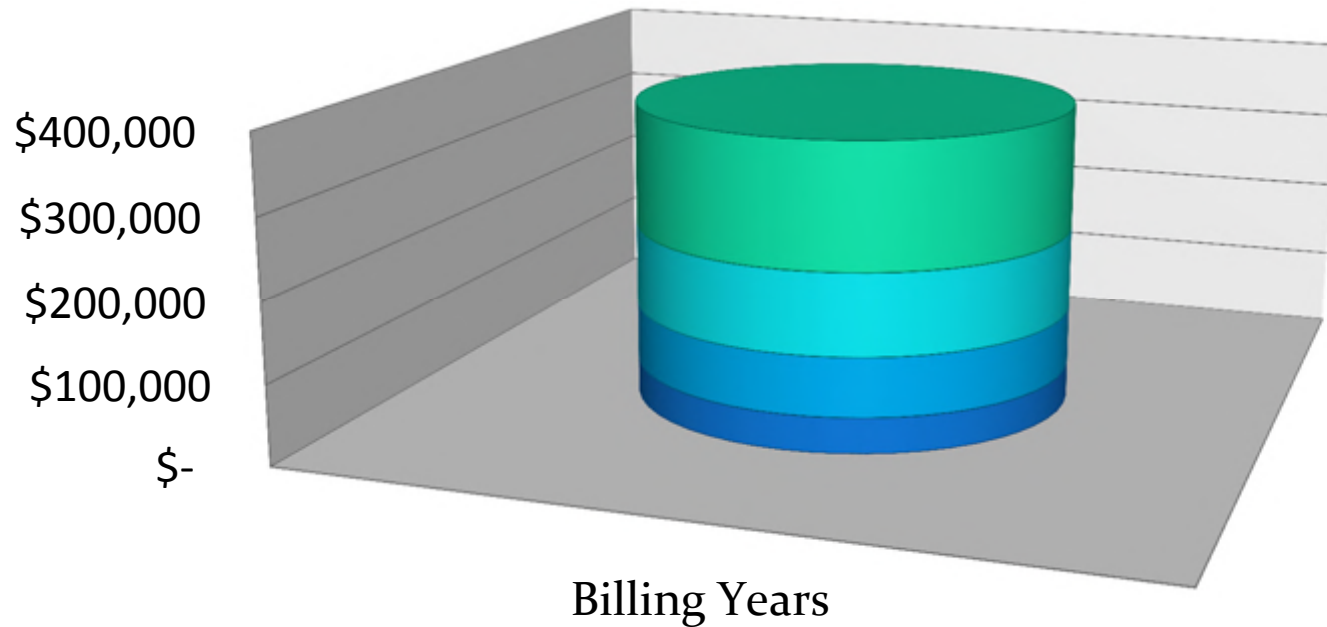
January 14, 2016

# 2015 Flat Rate - Impact

Impact on Outstanding Accounts		
Total Outstanding Accounts	5,082	
Owe Less Than \$25.20	2,638	52%

	Owe Less Than \$25.20	Owe More Than \$25.20	2015 Totals
Number of Accounts	2,638	2,444	5,082
Account Balances	\$44,916	\$111,979	\$156,895
New Late Fee Assessed	\$65,950	\$61,100	\$127,050
<b>Total Amount With \$25 Late Fee</b>	<b>\$110,866</b>	<b>\$173,079</b>	<b>\$283,945</b>

# Outstanding Balances 2012-2015



	Billing Years
■ 2015	\$156,895
■ 2014	\$104,142
■ 2013	\$74,675
■ 2012	\$44,610

**ORDINANCE 2016-01**

**STORMWATER UTILITY LATE  
FEE**

**RED-LINED VERSION**

**STATE OF GEORGIA**

**COUNTY OF FAYETTE**

**ORDINANCE NO. 2016-01**

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF FAYETTE COUNTY, GEORGIA; TO AMEND ARTICLE VI OF CHAPTER 28 PERTAINING TO STORMWATER SERVICES; TO AMEND THE AMOUNT CHARGED BY FAYETTE COUNTY AS A LATE FEE FOR DELINQUENCY IN PAYMENT OF THE STORMWATER FEE; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROTECT 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 ARTICLE VI OF CHAPTER 28 OF THE CODE OF ORDINANCES OF FAYETTE COUNTY AS IT PERTAINS TO STORMWATER MANAGEMENT BE AMENDED AS FOLLOWS:

**Section 1.** By deleting subsection (b) from Section 28-196 pertaining to “Stormwater User-fee Billing, Collections, and Delinquencies” in its entirety and by enacting in lieu thereof a new subsection (b) to Section 28-196 pertaining to “Stormwater User-fee Billing, Collections, and Delinquencies” to read as follows:

(b) Delinquencies. The owner of each Developed Property as of the billing date is responsible for the User Fee. A late charge ~~of ten (10%) percent, compounded annually, shall be assessed against the property owner~~ as established by the Board of Commissioners kept and maintained in the Office of Environmental Management shall be assessed against the property

owner for the unpaid balance of any Stormwater Utility User Fee that becomes delinquent in accordance with applicable State law. In addition, the County shall assess all costs of collection, including attorney's fees and court costs, against the property owner.

**Section 2.** Should any word, phrase or sentence of this Ordinance be deemed unconstitutional by a court of competent jurisdiction, it is the intent of the Board of Commissioners that such unconstitutional parts shall be severed from this Ordinance and this Ordinance will continue to be in force and effect as if such unconstitutional parts had never been a part of this Ordinance.

**Section 3.** All ordinances or resolutions and parts of ordinances or resolutions in conflict herewith are hereby expressly repealed.

**Section 4.** This Ordinance shall become effective upon its adoption by the Board of Commissioners of Fayette County.

**SO ORDAINED** this \_\_\_ day of \_\_\_\_\_, 2015.

**FAYETTE COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
CHARLES W. ODDO, Chairman

**ATTEST:**

\_\_\_\_\_  
Floyd Jones, Clerk

Approved as to form:

\_\_\_\_\_



County Attorney

**ORDINANCE 2016-01**

**STORMWATER UTILITY LATE  
FEE**

**FINAL FORM ORDINANCE**

**STATE OF GEORGIA**

**COUNTY OF FAYETTE**

**ORDINANCE NO. 2016-01**

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF FAYETTE COUNTY, GEORGIA; TO AMEND ARTICLE VI OF CHAPTER 28 PERTAINING TO STORMWATER SERVICES; TO AMEND THE AMOUNT CHARGED BY FAYETTE COUNTY AS A LATE FEE FOR DELINQUENCY IN PAYMENT OF THE STORMWATER FEE; TO PROVIDE FOR AN EFFECTIVE DATE; TO PROTECT 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 ARTICLE VI OF CHAPTER 28 OF THE CODE OF ORDINANCES OF FAYETTE COUNTY AS IT PERTAINS TO STORMWATER MANAGEMENT BE AMENDED AS FOLLOWS:

**Section 1.** By deleting subsection (b) from Section 28-196 pertaining to “Stormwater User-fee Billing, Collections, and Delinquencies” in its entirety and by enacting in lieu thereof a new subsection (b) to Section 28-196 pertaining to “Stormwater User-fee Billing, Collections, and Delinquencies” to read as follows:

(b) Delinquencies. The owner of each Developed Property as of the billing date is responsible for the User Fee. A late charge as established by the Board of Commissioners kept and maintained in the Office of Environmental Management shall be assessed against the property owner for the unpaid balance of any Stormwater Utility User Fee

that becomes delinquent in accordance with applicable State law. In addition, the County shall assess all costs of collection, including attorney's fees and court costs, against the property owner.

**Section 2.** Should any word, phrase or sentence of this Ordinance be deemed unconstitutional by a court of competent jurisdiction, it is the intent of the Board of Commissioners that such unconstitutional parts shall be severed from this Ordinance and this Ordinance will continue to be in force and effect as if such unconstitutional parts had never been a part of this Ordinance.

**Section 3.** All ordinances or resolutions and parts of ordinances or resolutions in conflict herewith are hereby expressly repealed.

**Section 4.** This Ordinance shall become effective upon its adoption by the Board of Commissioners of Fayette County.

**SO ORDAINED** this \_\_\_ day of \_\_\_\_\_, 2015.

**FAYETTE COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
CHARLES W. ODDO, Chairman

**ATTEST:**

\_\_\_\_\_  
Floyd Jones, Clerk

Approved as to form:

\_\_\_\_\_  
County Attorney

# COUNTY AGENDA REQUEST

New Business #23

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of Resolution 2016-03 establishing a Stormwater Utility Late Fee for delinquent payments of the stormwater fee.

**Background/History/Details:**

In July 2014, the Board of Commissioners approved substantial revisions to its Stormwater Management Ordinance (Ordinance 2014-11). As part of that ordinance, the Board determined that a late fee would be implemented for delinquent payments of the stormwater fee with the fee being determined as a percentage of the customer's stormwater fee.

This request is for the Board's consideration to enact a fixed late fee of \$25.00, instead of the percentage of the stormwater fee, and to have this change recorded in Resolution 2016-03.

**What action are you seeking from the Board of Commissioners?**

Adopt Resolution 2016-03 establishing a Stormwater Utility Late Fee for delinquent payments of the stormwater fee.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

During the 2015 Board of Commissioners Retreat, the Board discussed setting the \$25.00 late fee as currently recommended. This suggestion received general approval from the Board during that meeting.

This request is made in conjunction with Ordinance 2016-01.

**RESOLUTION 2016-03**

**STORMWATER UTILITY LATE  
FEE**

**STATE OF GEORGIA**

**COUNTY OF FAYETTE**

**RESOLUTION NO. 2016-03**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA TO ESTABLISH A STORMWATER UTILITY LATE FEE FOR DELINQUENT PAYMENTS OF THE STORMWATER FEE; TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE; AND FOR OTHER PURPOSES.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY, GEORGIA, AND IT IS HEREBY ENACTED PURSUANT TO THE AUTHORITY OF THE SAME THAT A STORMWATER LATE FEE FOR DELINQUENT PAYMENTS OF THE STORMWATER FEE IS HEREBY ENACTED AS FOLLOWS:

WHEREAS, the Board of Commissioners of Fayette County, on July 10, 2014 approved substantial revisions to its Stormwater Management Ordinance; and

WHEREAS, as part of the Stormwater Management Ordinance approved on July 10, 2014, the Board of Commissioners of Fayette County determined that a Late Fee would be implemented for delinquent payments of the Stormwater Fee with such Late Fee being expressed as a percentage of the Stormwater Fee; and

WHEREAS, the Board of Commissioners have determined to delete the Late Fee expressed as a percentage of the Stormwater Fee and instead enact a Late Fee of TWENTY-FIVE AND 00/100 (\$25.00) DOLLARS.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Fayette County that, pursuant to Section 28-196 (b) of the Stormwater Management Ordinance which was adopted on July 10, 2014, the Board of Commissioners of Fayette County hereby adopts a

Late Fee for delinquent payments of the Stormwater Fee in the amount of TWENTY-FIVE AND 00/100 (\$25.00) DOLLARS.

SO RESOLVED this \_\_\_\_ day of December, 2015.

BOARD OF COMMISSIONERS OF  
FAYETTE COUNTY, GEORGIA

(SEAL)

By: \_\_\_\_\_  
CHARLES W. ODDO, Chairman

ATTEST:

\_\_\_\_\_  
Floyd Jones, County Clerk

Approved as to form:

\_\_\_\_\_  
County Attorney



# COUNTY AGENDA REQUEST

New Business #24

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of Resolution 2016-04 establishing Qualifying Fees for the 2016 elections in Fayette County.

**Background/History/Details:**

In accordance with O.C.G.A. 21-2-131(a)(1)(A-B), the governing authority of all counties in Georgia must establish and publish qualifying fees for upcoming elections.

Each position's qualifying fee is calculated based on applicable Georgia law.

Once this resolution is adopted, the qualifying fees will be formally advertised and published with the county's legal organ.

**What action are you seeking from the Board of Commissioners?**

Adoption of Resolution 2016-04 establishing Qualifying Fees for the 2016 elections in Fayette County.

**If this item requires funding, please describe:**

Not Applicable.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

**RESOLUTION ESTABLISHING QUALIFYING FEES  
FOR ELECTIONS IN 2016 IN FAYETTE COUNTY  
2016-04**

**WHEREAS**, the Board of Commissioners of Fayette County is commanded by the Official Code of Georgia, Section 21-2-131(1)(a-b) to establish official qualifying fees for each county office to be filled in each election in Fayette County;

**NOW, THEREFORE**, it is hereby resolved by said Board of Commissioners that the following qualifying fees are fixed and shall apply to the county offices to be filled during the General Election to be held in 2016 in Fayette County:

Board of Education, Districts 1 and 2	\$180.00
Clerk of Superior Court	\$2,173.02
County Commission Districts 1, 2 and 4	\$595.25
Coroner	\$601.50
Judge of Probate Court	\$2,173.02
Magistrate Judge	\$505.06
Sheriff	\$2,424.59
Solicitor General- State Court	\$3,164.11
Tax Commissioner	\$2,173.02

So Resolved this 14<sup>th</sup> day of January 2016 by

**BOARD OF COMMISSIONERS  
FAYETTE COUNTY, GEORGIA**

---

Chairman

**ATTEST:**

---

Floyd L. Jones, County Clerk

# COUNTY AGENDA REQUEST

New Business #25

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of staff's request to accept a GEFA grant / rebate to install an Electric Vehicle Charging Station at the Stonewall Complex or another designated Fayette County location as necessary and to fund a match of \$6,827.50 from project contingency for this purpose.

**Background/History/Details:**

In October 2014, Fayette County applied for a grant / rebate through the Georgia Environmental Finance Authority (GEFA) to install an electric vehicle charging station within Fayette County. The project submitted was approved, but grant funds were awarded in the order they were received and funding was not available for allocation to our project. Fayette County was put on a waiting list in the event additional funding became available. Staff recently received notification that funds have become available and that Fayette County could move forward with its project if still interested.

The project's estimated cost is \$20,000.00. GEFA has approved a rebate amount of \$9,172.50. In addition, Fayette County would qualify for a \$4,000.00 rebate from Georgia Power. The funding commitment for Fayette County nets to \$6,827.50.

The \$20,000 covers the capital cost of equipment and installation. Fayette County would be required to provide semi annual usage data for a period of three years. The installation of this equipment would also require an annual cost of \$850 for networking to maintain usage records which will be requested in the FY2017 operating budget.

**What action are you seeking from the Board of Commissioners?**

Approval to accept the grant / rebate for the installation of an Electric Vehicle Charging Station and to fund \$6,827.50 from project contingency for the County's match.

**If this item requires funding, please describe:**

\$6,827.50 is required from project contingency for the County's match for this GEFA grant.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

2016 Budget Adjustment: Increase grant revenues by \$9,172.50, increase rebate revenues by \$4,000, transfer \$6,827.50 from project contingency and increase Electric Vehicle Charging Station capital project expenditures by \$20,000.

**From:** [Cutts, Kelly](#)  
**To:** [Bill Lackey](#)  
**Cc:** [Schroer, Andrea](#)  
**Subject:** Charge Georgia Approval Application #44  
**Date:** Thursday, December 03, 2015 2:38:57 PM

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The Charge Georgia Rebate Program

Re: Notification of approval-rebate application #44

Approved Rebate Amount: \$9,172.50

Installation Address: 140 W. Stonewall Ave.

Charger Type: Level II

Date: December 3, 2015

Dear Fayette County Board of Commissioners:

We are pleased to inform you that funding has become available and your application for the Charge Georgia rebate has been approved by the Georgia Environmental Finance Authority (GEFA). Please notify your contractor/installer of your approval and begin the project as outlined in your application. If you decide not to pursue this project for any reason, please notify GEFA immediately so that we can release the rebate funding to applicants on the wait list. GEFA will be hosting a conference call next week to review program details and answer any questions.

The deadline to complete the installation and invoice GEFA is April 30, 2016. Once the installation is complete and you have made full payment to the contractor or vendors, you will need to invoice GEFA to receive your rebate payment.

You will need the following documents to invoice GEFA for rebate payment:

- 1) The itemized final invoice from the installation contractor;
- 2) Signed contractor release of lien form (template is on GEFA's website);
- 3) Proof of payment to the contractor (cancelled check, credit card receipt), and
- 4) The completed direct deposit (ACH) form and a copy of a voided check.

GEFA will review your rebate payment submission, approve, and then make the rebate payment directly to your bank account listed on the direct deposit form. Should you have any questions regarding the program or your project, please contact Kelly Cutts at 404-584-1089 or [kelly@gefa.ga.gov](mailto:kelly@gefa.ga.gov).

Sincerely,

Kelly Cutts  
Program Manager  
Georgia Environmental Finance Authority

Office: 404-584-1089

[www.gefa.org](http://www.gefa.org)

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**From:** Schroer, Andrea

**Sent:** Thursday, October 23, 2014 8:50 AM

**To:** 'bill.lackey@fayettecountyga.gov' <[bill.lackey@fayettecountyga.gov](mailto:bill.lackey@fayettecountyga.gov)>

**Subject:** Wait List Notification Application #44 (from Charge Georgia Application)

The Charge Georgia Rebate Program

Re: Notification of wait list approval

Application #44

Wait list #4

Wait list approved rebate Amount: \$9,172.50

Installation Address: 140 W. Stonewall

Charger Type: Level II

October 22, 2014

Dear Fayette County Board of Commissioners:

Thank you for submitting an application for the Charge Georgia rebate program. At this time, all funding for the program is fully committed. The Georgia Environmental Finance Authority (GEFA) has added your application to the wait list. Should funds become available, GEFA will notify you in writing. If you proceed with the installation after receipt of this wait list notification and additional funding becomes available, you will be able to invoice GEFA for the rebate.

Should you have any questions regarding the program or your application, please contact Andrea Schroer at 404-584-1137 or [andrea@gefa.ga.gov](mailto:andrea@gefa.ga.gov).

Thank you for your interest in the program.

Sincerely,

Andrea Schroer  
State Energy Program Manager  
Georgia Environmental Finance Authority  
Office: 404-584-1137  
Mobile: 404-376-5378  
Fax: 404-584-1138  
[www.gefa.org](http://www.gefa.org)

Welcome to the Georgia Environmental Finance Authority Charge Georgia online application.

Please note: The applicant must be a Georgia college, university, technical college, agency, authority, city, or county.

One application MUST be submitted for EACH installation location.

Please make sure to fill out ALL required (\*) fields of the application, upload documents where required and when 100 percent complete, click the SAVE button at the top of the screen. This will submit your application to GEFA. We will review and process all complete applications in the order received. Applicants will receive notification of approval or denial in writing from GEFA, typically within 10 business days.

If you have questions, please call Andrea Schroer at 404-584-1137 or email her at [andrea@gefa.ga.gov](mailto:andrea@gefa.ga.gov).

#### Applicant Information

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**Organization Name** Fayette County Board of Commissioners

**Applicant Organization Type** County

**Applicant Street Address** 140 W. Stonewall Ave

**Applicant City** Fayetteville

**Applicant State** GA

**Applicant Zip Code** 30214

**Applicant County** Fayette

**Applicant's Principal Contact Name** Bill Lackey

**Applicant's Contact Title** Fleet Manager

<b>Applicant's Phone Number</b>	(770) 320-6014
<b>Applicant's Email</b>	<a href="mailto:bill.lackey@fayettecountyga.gov">bill.lackey@fayettecountyga.gov</a>
<b>Applicant's Email (Verify)</b>	<a href="mailto:bill.lackey@fayettecountyga.gov">bill.lackey@fayettecountyga.gov</a>
<b>Applicant's E-Verify Number</b>	47566

Installation Information

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<b>Installation Street Address</b>	140 W. Stonewall Ave
<b>Installation City</b>	Fayetteville
<b>Installation State</b>	GA
<b>Installation Zip</b>	30214
<b>Installation County</b>	Fayette
<b>Electric Utility Provider</b>	GA Power
<b>Installation Location Description</b>	Parking Lot
<b>Installation Location Property Owner</b>	Fayette County Board of Commissioners
<b>Installation Location Property Owner Phone</b>	(770) 305-5102
<b>How Many Parking Spaces Dedicated to the Chargers?</b>	4

**Please describe here or upload below your enforcement plan for the dedicated parking spaces and the plan to limit parking or charge time to ensure that the charger utilization is maximized:**

Enforcement of Electric Vehicle parking spaces will be monitored by the Fayette County Code Enforcement Department. Time limits will be also be enforced to maximize charger utilization. Use of chargers will be free for first 3-4 hours. An hourly fee will be imposed after time limits are reached.

**Parking Enforcement Plan Upload**

**How many days will the charger be available to the public?**

7

**How many hours per day will the charger be available to charge to the public?**

24

**Please upload the Property Owners Permission Form or proof of property ownership for the installation location described above: (A template is available at <http://gefa.georgia.gov/charge-georgia>)**

[Proof of Ownership.pdf](#)

**Please upload the site survey of the installation location; this should include a review of electrical capacity and the distance to connect to utility power:**

[EV.Park.Charge.pdf](#)

Electric Vehicle Supply Equipment Info

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**Please provide a detailed project description of your**

Fayette County Government will install two networked level 2 dual port charging stations at its Administrative Complex in Downtown Fayetteville. The proposed configuration will have the ability to charge 4 electric vehicles simultaneously. The chargers will be equipped with electronic communication devices to provide real time data so that users are aware of charger status and availability.



**proposed  
EVSE  
installation:**

**Total number  
of AC level II  
charging  
stations to be  
installed:**

2

**Total number  
of DCQC  
charging  
stations to be  
installed:**

0

**AC Level II  
Charging  
Station  
Manufacturer  
Name:**

Charge Point - CT4021

**DCQC  
Charging  
Station  
Manufacturer  
Name**

N/A

**If you are  
installing a  
DCQC, have  
you verified  
that the  
charger is  
both SAE  
and  
CHAdeMO  
capable?**

**Charging  
Station  
Network  
Operator  
Name**

Bill Lackey

Is the equipment being donated (check box for yes)?

Proposed Project Schedule

Permit Issued	<b>Start</b>	10-24-2014	<b>Completion</b>	10-31-2014
Order Equipment and Signage	<b>Start</b>	11-03-2014	<b>Completion</b>	11-14-2014
Site Prep	<b>Start</b>	11-03-2014	<b>Completion</b>	11-21-2014
Equipment Delivery	<b>Start</b>	11-14-2014	<b>Completion</b>	11-21-2014
Construction	<b>Start</b>	11-24-2014	<b>Completion</b>	12-05-2014
Final Inspection	<b>Start</b>	12-05-2014	<b>Completion</b>	12-12-2014
Charger Activated	<b>Start</b>	12-15-2014	<b>Completion</b>	12-19-2014

Proposed Project Costs

Please upload the contractor estimates related to the planning, design, permitting, equipment, delivery, installation, inspection and signage required to successfully complete the proposed installation. GEFA will only

reimburse eligible costs payable to contractors or vendors. Costs incurred internally by the applicant are not reimbursable.

**Document Upload**

[EV.Electrical.Quote.pdf](#)

**Document Upload  
#2**

[MetroPlugIn.Quote.pdf](#)

**Document Upload  
#3**

**Name of Primary  
Contractor or  
Vendor**

MetroPlug-In

**Primary Contractor  
or Vendor Email**

[Jeff Vanderford](#)

**Primary Contractor  
or Vendor Phone**

(770) 313-5594

**Total Proposed  
Project Costs (this  
should equal the  
amounts in the  
contractor/vendor  
estimates you  
uploaded):**

\$18,345.00

**Total Amount of  
Rebate Requested:**

\$9,172.50

Program Data Collection Requirements

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The applicant agrees through accepting the rebate funds to provide semi-annual data from the charging stations to GEFA for a period of three years. The data will be due on July 10 and January 10 annually for the previous six months. The following data will be required:

- The number of charging sessions per month
- The average time per session per month
- The amount of kWh used per month
- The number of days in service per month

Eligibility Criteria

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By checking the box at the end of this section, I verify that the program eligibility outlined on <http://gefa.georgia.gov/charge-georgia> will be fully met.

By checking the box below, I also verify that the following requirements will be met:

- The work must be performed by licensed contractors and electricians after notification of approval from GEFA.
- All charging equipment must be certified by a nationally-recognized testing laboratory (NRTL).
- Applicants must agree to keep the charging station operational to charge vehicles for a minimum of three years after installation. Failure to do so will result in the repayment of the rebate to GEFA.
- The charging station must be accessible to the public for a minimum of 12 hours per day, five days a week.
- Parking spaces associated with the charging stations must be dedicated for battery-electric vehicles, plug-in hybrid or extended-range vehicles only.



**Check Box to Agree**

PM Review

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**PM Name**

Andrea Schroer

**GEFA Approval**

**Wait List**

**GEFA Approval Date**

10-23-2014

Max rebate per organization is \$40,000.

**GEFA Approved Rebate Amount**

\$9,172.50

**Total Value of Approved  
Rebates for Organization**

\$9,172.50

**[ ] Rejected**

**Notes**

Wait List #4. Approved application for 2 Level II Dual Port Chargers.

**Attachment**

Created on Oct. 8 at 10:59 AM (EDT). Last updated by [Schroer, Andrea](#) today at 8:29 AM (EDT).  
Owned by [Anonymous](#).

Click [here](#) to see this Application within QuickBase (if you have permission).

If you have trouble using the link above, copy and paste the following Web address into the address bar of your browser:

<https://georgiaenvironmentalfinanceauthority.quickbase.com/db/bjdf9e22m?a=dr&r=bn>

For more information about QuickBase, visit

<https://georgiaenvironmentalfinanceauthority.quickbase.com>

# COUNTY AGENDA REQUEST

New Business #26

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Update on damages and repairs to Fayette County's roads from the December 2015 Floods and requested approval of staff's recommendation to reallocate / loan \$997,529.00 to the Stormwater Utility in FY 2016.

**Background/History/Details:**

During an 11-day period in late December 2015, portions of Fayette County received over 12 inches of rain. This resulted in localized flooding and damage to several County roads. At the peak of the event five roads were closed to thru traffic and several more were restricted to one lane. Most have since been reopened.

Three items are provided as backup to this agenda request:

1. A presentation with narrative summary and photographs of each Stormwater Utility Project;
2. A table with Cost Estimates to repair the December 2015 Flood Damage; and
3. A second table of suggested funding reallocations.

**What action are you seeking from the Board of Commissioners?**

Reallocation of \$997,529.00 to the Stormwater Utility Fund (i.e., 509) for FY 2016, as detailed on the attached tables.

**If this item requires funding, please describe:**

Approval of staff's recommendation to reallocate/loan \$997,529.00 to the Stormwater Utility in FY 2016 and proposed project-specific funding to address emergency needs that developed as a result of the December floods.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

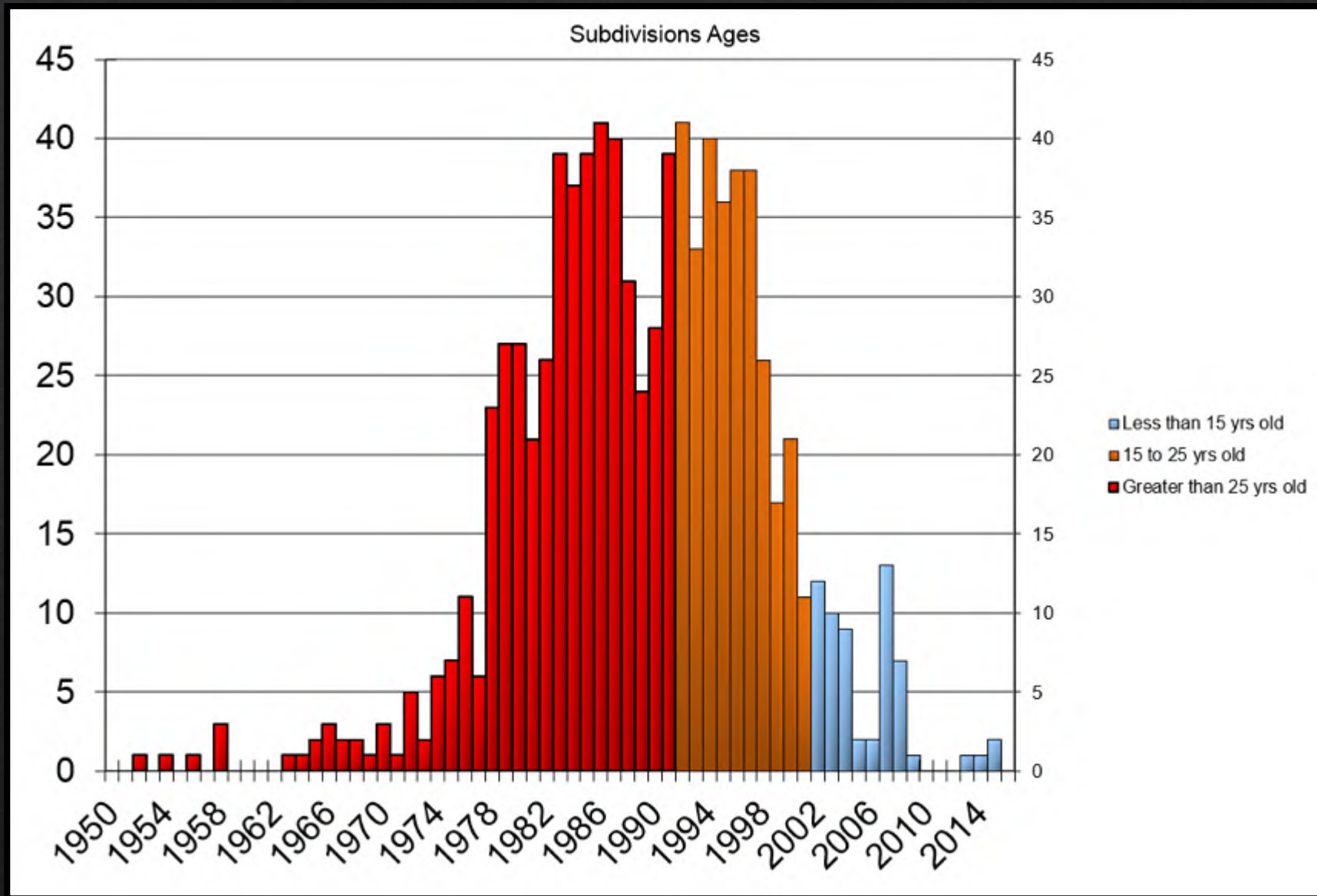
**Staff Notes:**

Note: Cost estimates to repair the December 2015 Flood Damage will be updated based upon the FY2016 design and included in FY2017 and FY2018 respectively.

# December 2015 Flood Projects

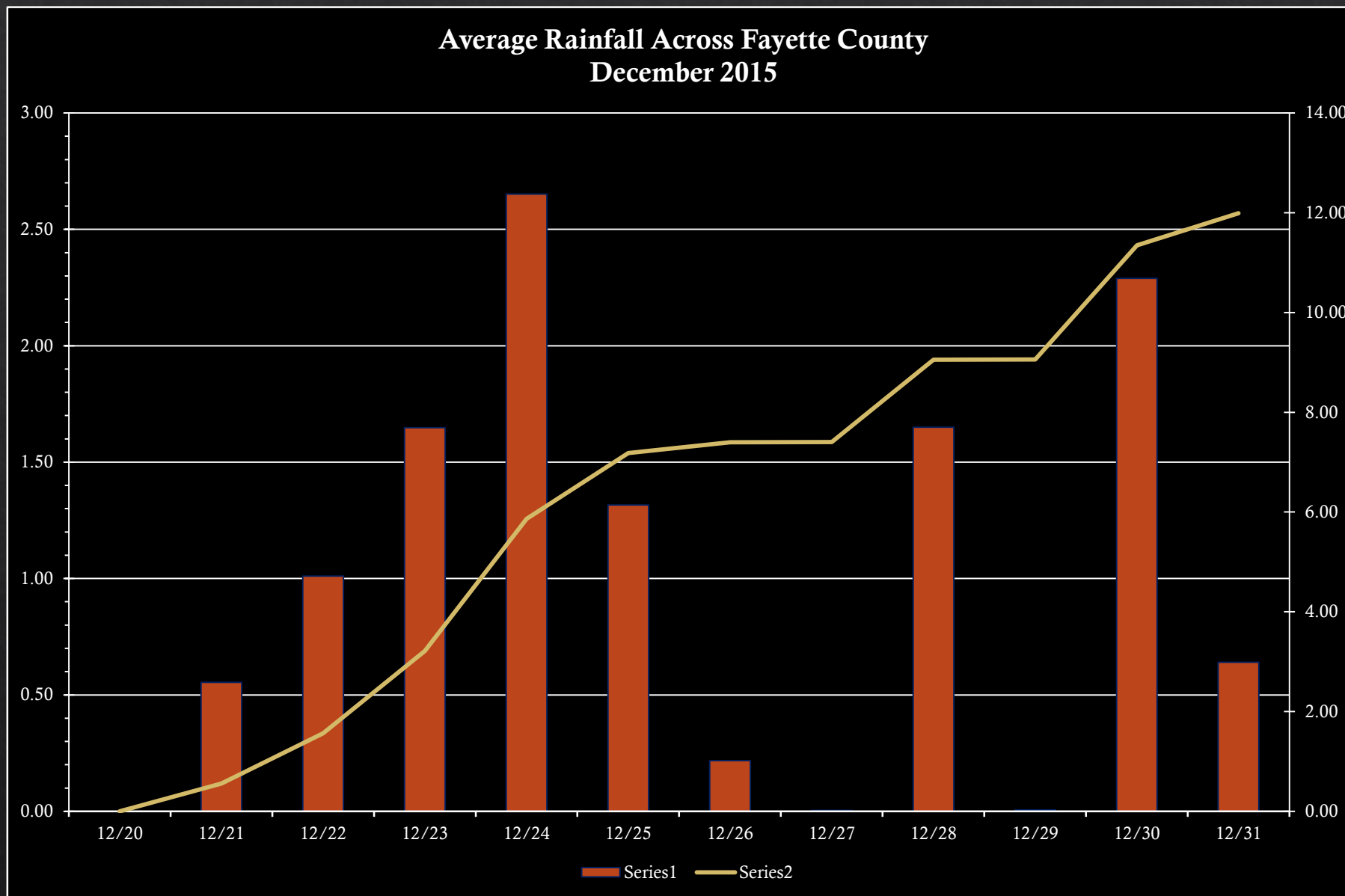
To: Fayette County Board of Commissioners  
January 14, 2016  
By: Phil Mallon, Public Works

# Problem Part 1 - Age of Fayette County Subdivisions





# Problem Part 2 – Large Rain Event

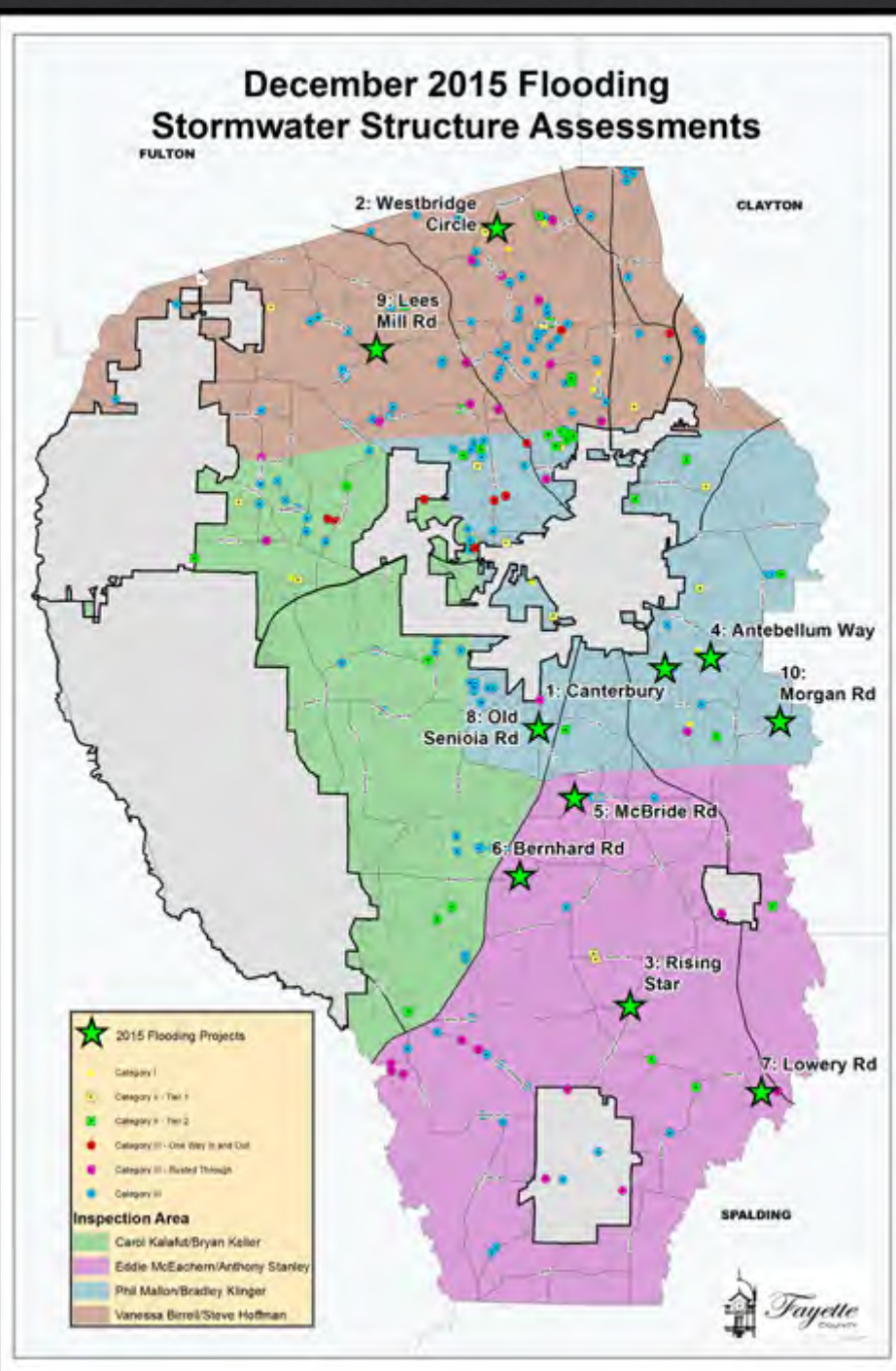


# Stormwater Assessment 1

December 26, 2015

Focus on:

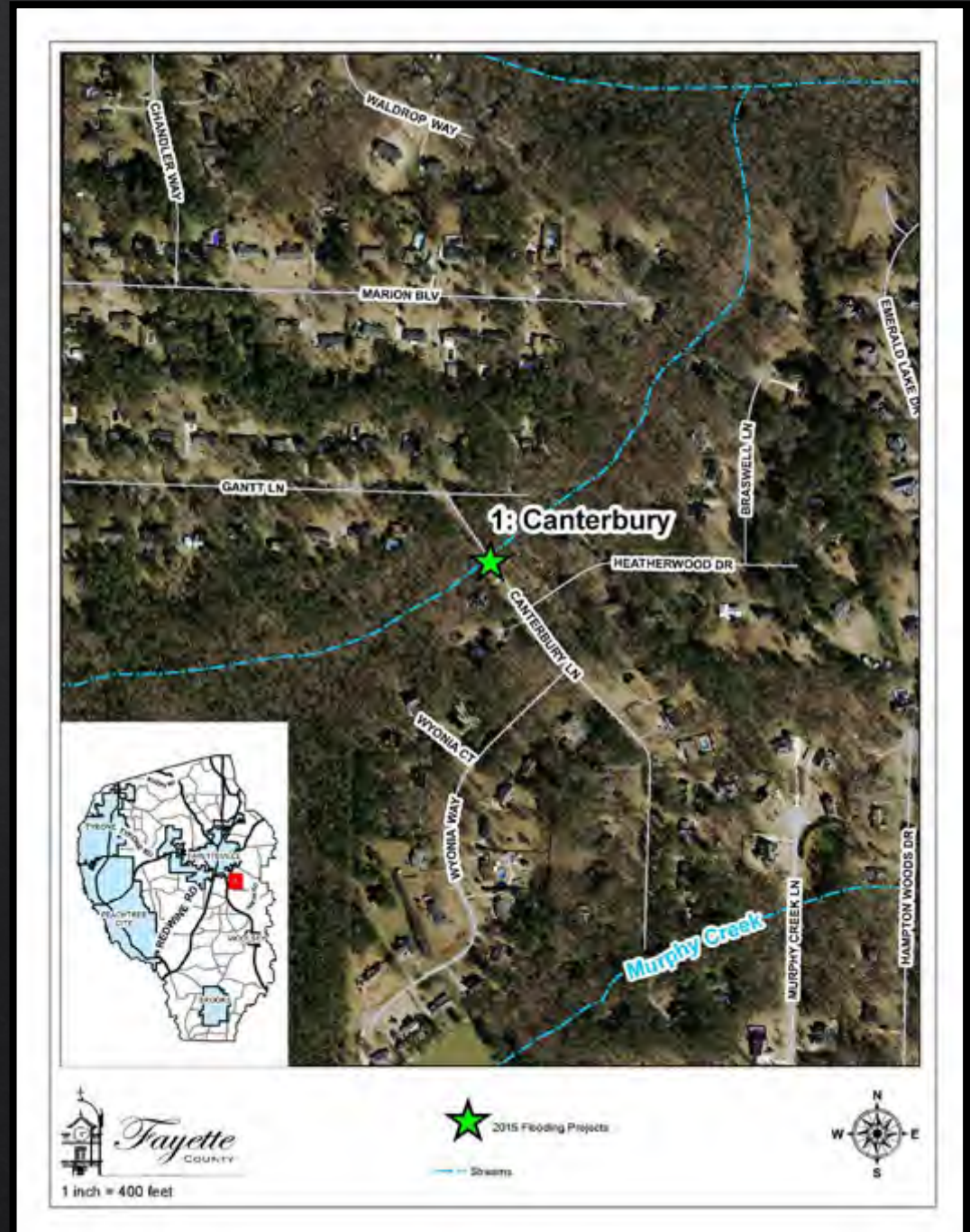
- Metal pipes;
- Stream/creek crossings;
- Concerns from past inspections; and
- Areas with limited access.



# Canterbury Lane – 6509A

## Project Summary

- 72” CMP failed and replaced with 72” RCP
- One-Way In/Out Street - Complete failure/road closure on December 24<sup>th</sup>
- Water main exposed and broken during culvert failure; gas line exposed, not compromised
- 60 homes stranded after road collapsed
- Private property owners allowed Fayette County to pave a temporary road through their property to maintain access for the stranded homeowners.
- Emergency Construction completed by Brent Scarbrough and Co. Road was re-opened to traffic on December 31<sup>st</sup>.



# Canterbury Lane

Complete Pipe Failure and Road Closure



Looking upstream; broken water line in foreground, gas line in background



Looking downstream; new waterline installed Christmas Eve

# Canterbury Lane

Placing 72" RCP on Dec. 30th



Pipe In-Service Dec. 31st

# Canterbury Lane

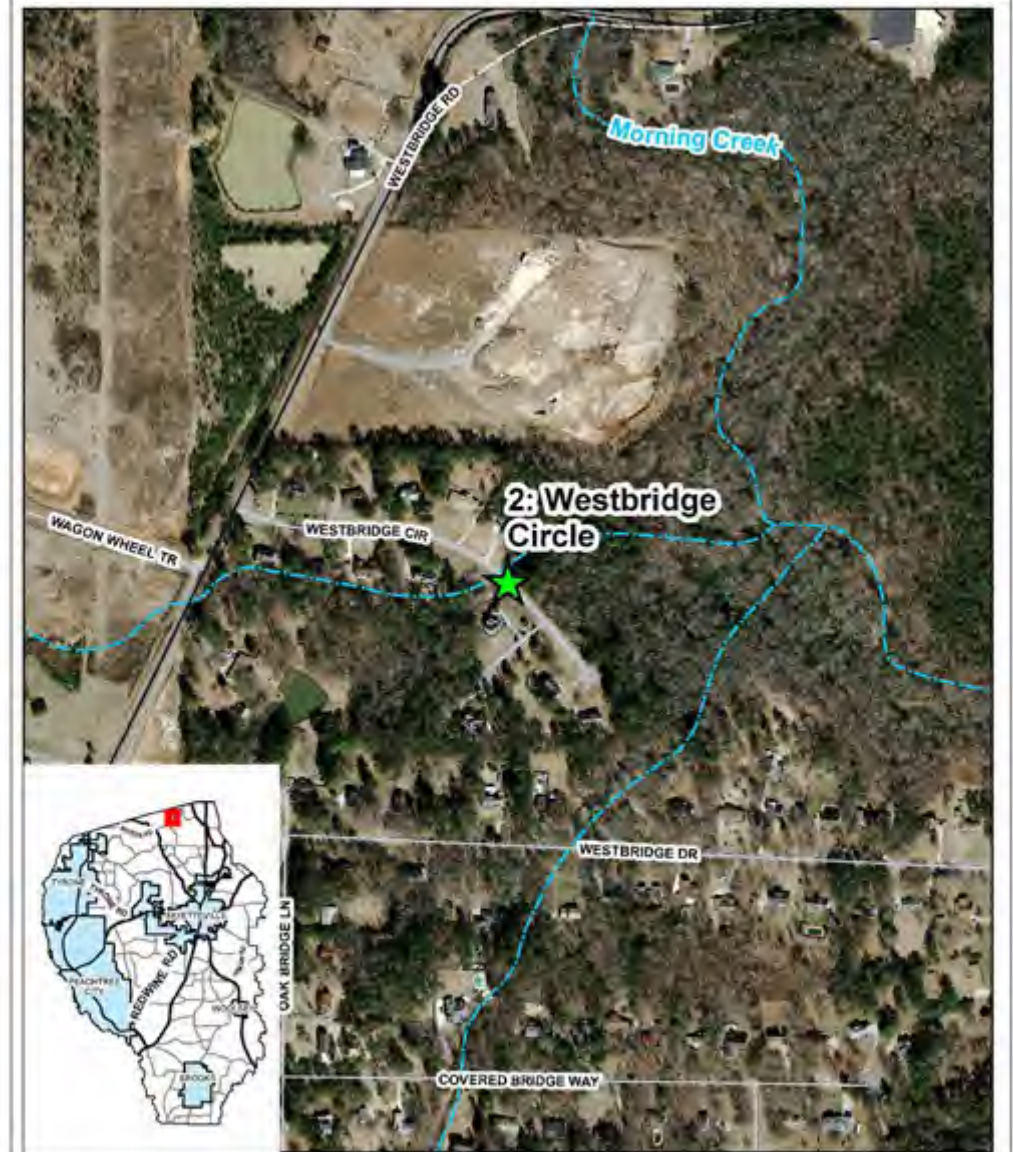
Additional Pictures including temporary road  
to be included before BOC meeting.



# Westbridge Circle – 6509B

## Project Summary

- 2 – 36” CMP Existing Pipes
- One-Way In/Out Street – Single-Lane Closure on December 30<sup>th</sup>
- Gas Line exposed after washout around shoulder and underneath road
- Four (4) homes would be stranded without access to emergency services if the pipes failed completely.
- Emergency Construction commenced on January 8<sup>th</sup> with Brent Scarbrough and Co. Replacing with 2 – 36” pipes and new headwalls.
- Expected completion is January 13<sup>th</sup>.



# Westbridge Circle

Exposed Gas Line December 30



Washout underneath road on Downstream Side December 30



# Antebellum Way – 6509D

## Project Summary

- 2 – 84” CMP Existing Pipes
- One-Way In/Out Street; no road/lane closure at this time.
- 38 homes would be stranded without access to emergency services if the pipes failed completely.
- Pipe Inlets bent and restricting flow, causing flooding on private property. Voids/washout around inlets of pipes. Pipes also show signs of distress inside.
- Proposed Solution: Task Order with Engineer-of-Record to consider all design options while minimizing design and construction costs.



# Antebellum Way

Upstream Pipe Inlets December 29<sup>th</sup>



Upstream Flooding on December 25<sup>th</sup>

# McBride Road – 6509E

## Project Summary

- 54" CMP Existing Pipe
- Full-road closure on December 24<sup>th</sup>
- Detour in-place December 24<sup>th</sup>
- Road was completely compromised from washout around existing pipe.
- Proposed Correction: Conventional Bid Package prepared In-house



# McBride Road

Daylight visible under road, on top of pipe.  
Shows complete void underneath road.



Complete Road Failure

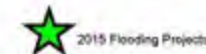
# Lee's Mill Road - 6509I

## Project Summary

- 3 - 72" CMP Existing Pipes show serious signs of structural failure
- High flood waters creating washout around pipes, road has been compromised.
- Private property being flooded.
- Lee's Mill Road is a heavily traveled county road with an undesirable detour length.
- 16" water main that feeds a large portion of North Fayette County along side of road.
- Proposed Correction: Task Order with Engineer-of-Record to consider all design options while minimizing design and construction costs.



1 inch = 400 feet



2015 Flooding Projects

Streams



# Lee's Mill Road

Upstream backwater on December 24<sup>th</sup>



Upstream backwater on December 24<sup>th</sup>

# Lee's Mill Road



Photos of structural pipe failure January 5th

# Rising Star Road – 6509C

## Project Summary

- 2 – 72” CMP Existing Pipes
- Rising Star was closed completely on December 26<sup>th</sup>. Detour route undesirable.
- Water and Fiber optic utilities exposed
- Flowable Fill was poured on January 5<sup>th</sup>
- Flowable Fill is a temporary measure to reopen road, but is not a permanent solution for this location.
- Rising Star was reopened on January 6<sup>th</sup> after the flowable fill was set and cured.
- Proposed Correction: Task Order with Tetra Tech (Engineer Of Record) to consider all design options while minimizing design and construction costs.



1 inch = 400 feet



Streams





# Rising Star Road

Washout around pipes, showing undercut of shoulder/roadway. Exposed utilities.



Flowable Fill poured January 5th



# Lowery Road – 6509F

## Project Summary

- 54” CMP Existing Pipe
- Washout around shoulder and pipe failure. Single-lane closure on December 26<sup>th</sup>.
- Detour route and length acceptable if needed.
- Flowable Fill expected to be poured early part of the week of January 11<sup>th</sup>, only a temporary fix.
- Proposed Correction: Conventional Bid Package prepared In-house



# Lowery Road

Shoulder/roadway undercut by washout around pipe inlet. December 26<sup>th</sup>



January 1<sup>st</sup> - Shows increase washout after second round of storms

# Bernhard Road – 6509G

## Project Summary

- 36” CMP Existing Pipe
- Single-lane closure on December 26<sup>th</sup>, detour route acceptable.
- Flowable fill poured on December 29<sup>th</sup>, temporary fix
- Bernhard Road reopened on December 30<sup>th</sup>
- Washout around pipe inlet and pipe failure.
- Proposed Correction: Conventional Bid Package prepared In-house



# Bernhard Road

Flowable Fill December 29<sup>th</sup>



Washout around Road December 26<sup>th</sup>

# Old Senoia Road – 6509H

## Project Summary

- 3 – 96” CMP Existing Pipes
- Washout underneath road and pipe failure on the bottom of pipes.
- If needed, a detour route acceptable.
- Single-lane closure from December 26<sup>th</sup> – December 31<sup>st</sup> after flowable fill was poured on December 29<sup>th</sup>. (Temporarily holding pipe and roadway)
- Proposed Correction: Solicit Request for Proposals for a possible bridge design and replacement of existing pipes.

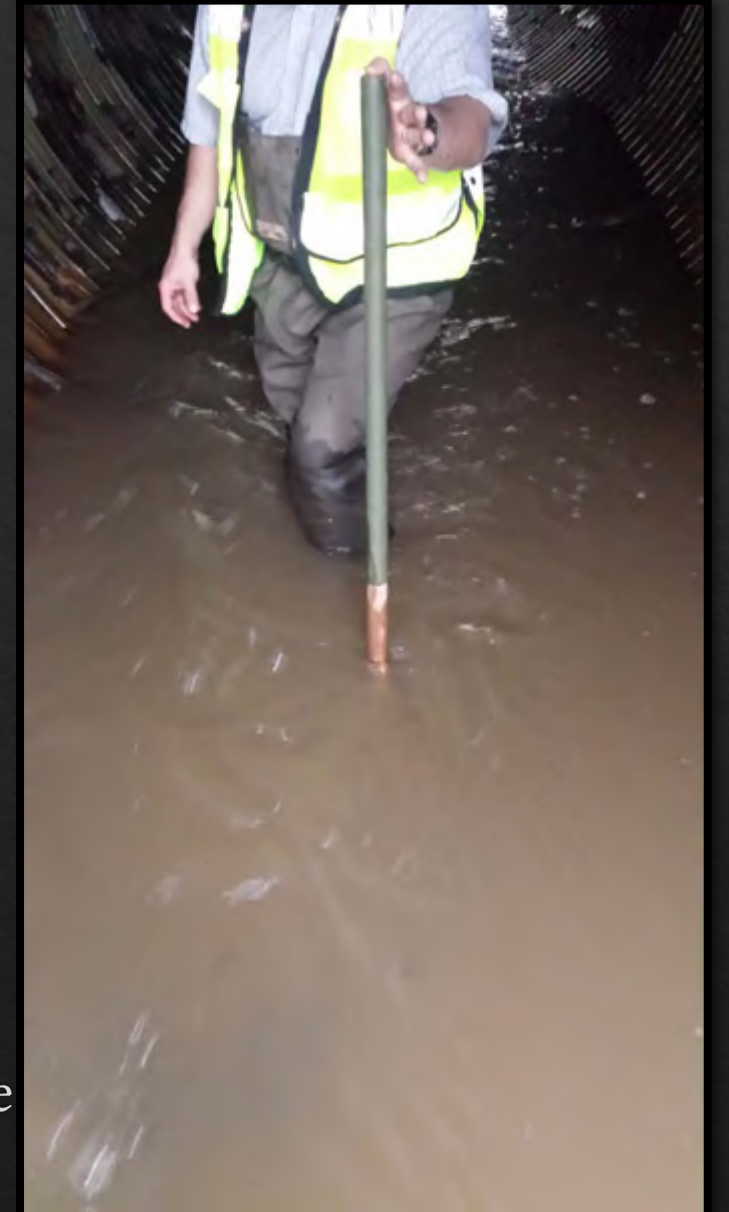


# Old Senoia Road



Washout around pipe –  
December 25<sup>th</sup>

Culvert bottom missing/failure  
December 28<sup>th</sup>



# Old Senoia Road



Flowable Fill Poured  
December 29<sup>th</sup>



# Stormwater Assessment Summary

<u>Location</u>	<u>Existing Pipes</u>	<u>One-Way In/Out</u>	<u>No. of homes/ traffic/detour</u>	<u>Type of Road Closure</u>	<u>Dates of Closure</u>	<u>Flowable Fill</u>	<u>Utility Issues</u>
Canterbury Road	1 - 72" CMP	Yes	60 homes	Full	December 24 - December 31		Yes - exposed gas/water
Westbridge Circle	2 - 36" CMP	Yes	4 homes	Single-Lane	December 30th - present		Yes - exposed gas
Antebellum Way	2 - 84" CMP	Yes	38 homes				
Mc Bride Road	1 - 54" CMP		lower traffic - detour acceptable	Full	December 24th - present		
Lee's Mill Road	3 - 72" CMP		2400 vehicles - detour undesirable				yes - 16" Water main
Rising Star Road	2 - 72" CMP		more traffic - detour undesirable	Full	December 24th - January 6th	Yes	Yes - exposed utilities
Lowery Road	1 - 54" CMP		lower traffic - detour acceptable	Single-Lane	December 26th - present		
Bernhard Road	1 - 36" CMP		lower traffic - detour acceptable	Single-Lane	December 26th - December 30th	Yes	
Old Senoia Road	3 - 96" CMP		lower traffic - detour acceptable	Single-Lane	December 26th - December 31st	Yes	

# **COST ESTIMATES TO REPAIR THE DECEMBER 2015 FLOOD DAMAGE**

**Fayette County Public Works - Stormwater Utili**  
**Cost Estimates to Repair December 2015 Flood Damag**

Location	Project Number	No.	Type	Size	Length	FY16			FY17			FY18			Grand Total
						Design	ROW	CST	Design	ROW	CST	Design	ROW	CST	
Canterbury Lane	6509A	1	RCP	72" Dia.	48'			\$97,500							\$97,500
Westbridge Circle	6509B	2	RCP	36" Dia.	48'		\$1,500	\$102,500							\$104,000
Antebellum Lane	6509D	2	Box Culverts	8' x12'	48'	\$66,574	\$30,000				\$680,124				\$776,698
McBride Rd	6509E	1	RCP	54" Dia.	56'		\$1,500	\$92,250							\$93,750
Lee's Mill Rd	6509I	3	Box Culverts	8' x 10'	48'	\$79,747	\$40,000				\$810,637				\$930,384
Rising Star Road	6509C	2	Box Culverts	10' x 6'	48'	\$101,400	\$30,000				\$502,350				\$633,750
Lowry Road	6509F	1	RCP	60" Dia.	48'		\$3,000	\$97,404							\$100,404
Bernhard	6509G	1	RCP	60" Dia.	48'		\$3,000	\$97,404							\$100,404
Old Senoia Road	6509H	1	Bridge	TBD	60'	\$123,750	\$30,000							\$619,688	\$773,438

Total \$371,471 \$139,000 \$487,058 \$0 \$0 \$1,993,111 \$0 \$0 \$619,688 \$3,610,328

**FY 16 Total: \$997,529**

**FY 17 Total: \$1,993,111**

**FY 18 Total: \$619,688**

**Budget Realignment to 509 \$304,475**

**General Project Contingency \$693,054**

# **SUGGESTED FUNDING REALLOCATIONS**

**Fayette County**  
**Recommended reallocation of FY 2016 approved funding to Stormwater Utility**

**Table 2**

<b>Fund</b>	<b>Department</b>	<b>Project #</b>	<b>Project Name</b>	<b>Available Funds</b>	<b>Description</b>
509	Stormwater	5509G	Engineering & Design of Multiple Projects	50,000	Money to be used for design.
509	Stormwater	5509I	Projects - Replace & Upgrade	61,491	Funds set aside for emergency needs.
509	Stormwater	5509J	Merrydale Pipe Replacement	67,815	Project has private property issue.
			Fund 509 - Stormwater CIP	179,306	
100	Roads	NA	Horseman's Run	27,246	Funds remaining after completion of project.
100	Roads	NA	Temporary Labor	20,000	Labor Ready Staff
			Fund 100 - Road Dept M & O	47,246	
375	Roads	6220H	River Park Subdivision	77,923	Remaining funds in completed project.
			Fund 375 - Road Dept CIP	77,923	
			<b>Total Available Funds</b>	<b>304,475</b>	

Existing Stormwater Budget	179,306
General Fund (Fund 100 - Road Dept.)	47,246
Capital Improvement Program (375 - Road Dept.)	77,923
<b>Available Funds from Roads and Stormwater</b>	<b>304,475</b>

Capital Project General Contingency (Fund 375)	693,054
<b>Total Sources of Funds</b>	<b>997,529</b>

Breakdown of Fund Sources

Existing Stormwater Budget	179,306
Stormwater Loan	818,223
<b>Total Breakdown of Funds</b>	<b>997,529</b>

# COUNTY AGENDA REQUEST

New Business #27

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of staff's request for Board ratification of County Agreements with Brent Scarbrough & Company, Inc. for emergency road repairs made on Canterbury Lane (Project No. 6509A) and Westbridge Circle (Project No. 6509B).

**Background/History/Details:**

See attached write-up for information on both projects.

For both projects, the total project cost exceeds the Contractor's quote. This is to cover County expenses associated with paving and shoulder stabilization on each project.

**What action are you seeking from the Board of Commissioners?**

Ratification of these two emergency procurement actions. Reallocation of funds to pay for these projects is addressed in a separate agenda item.

**If this item requires funding, please describe:**

These projects should be funded through Fayette County's Stormwater Utility (fund 509). Suggested reallocations of money to pay for these, and other, emergency Stormwater Utility projects is addressed in another January 14th Agenda Request.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

**EMERGENCY ROAD REPAIR**

**CANTERBURY LANE**

**PROJECT No. 6509A**

**STORMWATER UTILITY PIPE REPLACEMENT**

## Canterbury Lane – Stormwater Utility Pipe Replacement

Canterbury Lane is an internal local road within the Chanticleer subdivision. The subdivision is located south of Fayetteville and has access to SR 92 by Marion Boulevard. The development was built in phases but most homes were constructed in the 1980s.

During the afternoon of December 24th, a large diameter (~72") corrugated metal pipe failed, collapsing the road and severing the City of Fayetteville's water distribution line. Approximately 60 homes were without water and had no access to and from their homes.

The City of Fayetteville called Brent Scarbrough & Co. (Scarbrough) to repair the water line (it is a City water line). Fayette County Public Works was also on-site to assess options for repairing the road. Fire & EMS and the Sherriff's Office began looking for emergency access to the homes left stranded and quickly found an option at 206/210 Hilo Road. Within a few hours temporary access, across private property, was provided for all the homes.

While on-site, Public Works determined: 1) that a permanent pipe replacement is needed (not a temporary fix); and 2) the replacement required resources beyond those available in the Road Department. Factors that complicated the work included:

- Quick procurement of materials over a holiday weekend;
- Equipment needed to handle large-diameter concrete pipe;
- The need to work within and manage large flows (the rain was predicted to continue over several days);
- Utility conflicts with water and gas lines;
- Lighting for evening work;
- Labor resources to run a large crew over extended periods; and
- An urgency to complete the work quickly (the temporary access was essential to meet immediate needs but was not a viable, long-term solution for 60 homes).

In addition to these project-specific factors, the Road Department's resources were being pulled to address a growing number of road problems elsewhere in the County.

The county's Code of Ordinances and the Purchasing Policy and Procedures, as adopted by the Board of Commissioners, provide for procurement of goods and services in an emergency situation. Section 2-349 of the Code of Ordinances states:

"In the event that an emergency should arise after office hours, which emergency requires immediate action on the part of the county department involved for the protection of the best interest of the county, or should such a situation arise on a Saturday, Sunday, or a holiday, and where it is not possible or convenient to reach the director of purchasing, any necessary purchase shall be made by the county department for which the purchase is necessary. The purchase shall be reported to the director of purchasing on the next working day."

Section 200.01 of the Fayette County Policies and Procedures Manual says that an emergency may be "an unexpected situation which requires rapid response outside of established purchasing procedures." In line with the Code of Ordinances, it provides that "If the emergency occurs outside of normal business hours, on weekends, or on holidays, and the Director of Purchasing is unavailable, the Director of the department in question shall have the same authority as the Director of Purchasing."



## **Canterbury Lane – Stormwater Utility Pipe Replacement**

Public Works requested a not-to-exceed quote from Scarbrough on the evening of the 24<sup>th</sup>. They developed a plan and provided a Not-to-Exceed Price of \$90,000. This price is reasonable and Fayette County verbally authorized the work on the morning of December 28<sup>th</sup>. Scarbrough was selected to provide a quote since they were already on-site, they were able to do the work, they specialize in underground utility work, and they have an excellent reputation. Given the conditions of the site and time (a holiday weekend) it was not practical to get additional quotes and still get the work completed before the New Year's holiday.

# PROPOSAL



12/28/2015

Submitted To: Fayette County	Phone:	Fax:
	Job Name: Canterbury Rd Culvert Replacement	
	Location: Fayetteville, Ga	

We hereby submit specifications and estimates for:

**Storm Drain**

Item	Unit	Quantity
Mobilization	ea	1
57 Stone Bedding	tn	320
GAB	tn	700
72" Class III RCP	lf	48
72" Headwalls	ea	2
Grouting of Headwalls	ea	2

Not to Exceed Price: \$90,000.00

**NOTES:**

- 1 Asphalt Paving and sawcutting of existing asphalt is not included.
- 2 Bypass Pumping is not included.
- 3 Erosion Control bmp's are not included.
- 4 Testing is not included.

We propose hereby to furnish material and labor - complete in accordance with above specification, for the sum of  
As Noted Above

Payment to be made as follows:  
Monthly Draws

NOTE: This proposal may be withdrawn by us if not accepted within 30 days.	Acceptance of Proposal
Shane Waters <small>Authorized Signature, Brent Scarbrough &amp; Company, Inc.</small>	
	Date:

**NOTICE TO OWNER**

Under the Mechanic's Lien Law, any contractor, subcontractor, laborer, material man or other person who helps to improve your property and is not paid for his labor, services or material, has a right to enforce his claim against your property. Under the law, you may protect yourself against such claims by filing, before commencing such work of improvement, an original contract for the work of improvement or a modification thereof, in the office of the county recorder of the county where the property is situated and requiring that a contractor's payment bond be recorded in such office. Said bond shall be in an amount not less than fifty percent (50%) of the contract price and shall, in addition to any conditions for the performance of the contract, be conditioned for the payment in full of the claims of all persons furnishing labor, services, equipment or materials for the work described in said contract.

**EMERGENCY ROAD REPAIR**

**WESTBRIDGE CIRCLE**

**PROJECT No. 6509B**

**STORMWATER UTILITY PIPE REPLACEMENT**

## Westbridge Circle – Stormwater Utility Pipe Replacement

Westbridge Circle is an internal local road within the Westbridge Acres, Phase 2 subdivision. The subdivision is located in the northern part of the County, off Westbridge Road and was recorded in 1986. A tributary to Morning Creek runs through the subdivision and under the road.

On the morning of December 26th, Public Works staff divided into four teams and performed cursory inspections of high-risk culverts throughout the County. One of the more serious problems identified was the pipe and road failure on Westbridge Road. The system consists of two, 36-inch diameter corrugated metal pipes with concrete headwalls on each end. It is located at 105 Westbridge Court and there are four homes located “upstream” of the pipe crossing with no means of ingress or egress other than the main road.

Additional heavy rains on December 28<sup>th</sup> and 30<sup>th</sup> further damaged the pipes and road and it was determined that emergency action was required to help maintain access to the homes. Public Works requested a Not-to-Exceed quote from Brent Scarbrough & Co. (Scarbrough) to replace the pipe during the week of January 4<sup>th</sup>. The Contractor’s quote of \$99,000 was received on January 5, 2016 and they were verbally authorized to proceed later that day. Materials and equipment were delivered on the 6<sup>th</sup> and they began work on the 7<sup>th</sup>.

Public Works supports outsourcing this work for quick replacement for the following reasons:

- *Risk to Homes* – There was an unacceptable risk that the four homes could become stranded. The road was already partially washed-out and was visibly worse after each rain event. Furthermore, the pipes carry base flow so further damage is possible even without rain.
- *Utility Damage* – The wash-out had exposed a downstream gas line. Further erosion or pipe movement could threaten the integrity of the pipe (AGL was called out to check the line).
- *Water and Traffic Management* – This system contains relatively small-diameter pipes (36”) but the project is complicated by working in a live stream and maintaining traffic lane at all times. The latter requirement in particular complicates staging and construction sequence.
- *Speed* – An urgency to complete the work quickly.
- *Resources* – Road Department is capable of setting the pipes but couldn’t do so and continue responding to other roadway/flood issues in the County.

The county’s Code of Ordinances and the Purchasing Policy and Procedures, as adopted by the Board of Commissioners, provide for procurement of goods and services in an emergency situation. Section 2-349 of the Code of Ordinances states:

“In the event that an emergency should arise after office hours, which emergency requires immediate action on the part of the county department involved for the protection of the best interest of the county, or should such a situation arise on a Saturday, Sunday, or a holiday, and where it is not possible or convenient to reach the director of purchasing, any necessary purchase shall be made by the county department for which the purchase is necessary. The purchase shall be reported to the director of purchasing on the next working day.”

Section 200.01 of the Fayette County Policies and Procedures Manual says that an emergency may be “an unexpected situation which requires rapid response outside of established purchasing procedures.” In line with the Code of Ordinances, it provides that “If the emergency occurs outside of normal business

## **Westbridge Circle – Stormwater Utility Pipe Replacement**

hours, on weekends, or on holidays, and the Director of Purchasing is unavailable, the Director of the department in question shall have the same authority as the Director of Purchasing.”

Scarborough was selected to provide a quote since they have already performed similar work for Fayette County at Canterbury Lane, they had the equipment and other resources to do the work in a timely manner, they specialize in underground utility work, and they have an excellent reputation. Given the deteriorating conditions after the second rain event (December 30<sup>th</sup> and 31<sup>st</sup>), Public Works felt the work had to be done as soon as possible and delaying award to solicit additional quotes was not practical.

The Contractor’s scope includes traffic management, clearing, demolition and removal, and installation of pipe, stone, and headwalls. The County’s Road Department will provide shoulder stabilization and paving. Staff requests ratification of this emergency procurement action and approval of funding transfer of \$104,000 to the Stormwater Utility Fund # 509, Project 6509B.

**PROPOSAL**



1/5/2015

Submitted To: Fayette County	Phone:	Fax:
	Job Name: West Bridge Culvert Replacement	
	Location: Fayetteville, Ga	

We hereby submit specifications and estimates for:

**Storm Drain**

Item	Unit	Quantity
Mobilization	ea	1
Bypass Pumping	ls	1
Traffic Control	ls	1
Clearing and Load Dumpsters	ls	1
Demo Existing Asphalt	ls	1
Demo Existing Pipe	lf	100
Demo Existing Headwalls	ea	2
57 Stone Bedding	tn	300
GAB	tn	450
Rip Rap	tn	60
36" Class III RCP	lf	96
36" Double Headwalls	ea	2

Not to Exceed Price: \$99,000.00

**NOTES:**

- 1 Asphalt Paving and sawcutting of existing asphalt is not included.
- 2 The hauloff of any material is not included. Any trucking for material hauloff to be done by Fayette County.
- 3 Erosion Control bmp's are not included.

We propose hereby to furnish material and labor - complete in accordance with above specification, for the sum of

As Noted Above

Payment to be made as follows:

Monthly Draws

NOTE: This proposal may be withdrawn by us if not accepted within 90 days	Acceptance of Proposal
Shane Waters Authorized Signature, Brent Scarborough & Company, Inc.	Date:

**NOTICE TO OWNER**

Under the Mechanic's Lien Law, any contractor, subcontractor, laborer, material man or other person who helps to improve your property and is not paid for his labor, services or material, has a right to estate his claim against your property. Under the law, you may protect yourself against such claims by filing, before commencing such work or improvement, an original contract for the work of improvement or a modification thereof, in the office of the County recorder of the county where the property is situated and requiring that a contractor's payment bond be recorded in each office. Such bond shall be an amount not less than fifty percent (50%) of the contract price and shall, in addition to any sureties for the performance of the contract, be conducted for the payment in full of the claim of all persons furnishing labor, services, equipment or materials for the work described in said contract.

# COUNTY AGENDA REQUEST

New Business #28

Department:

Presenter(s):

Meeting Date:

Type of Request:

**Wording for the Agenda:**

Consideration of staff's recommendation to approve a scope of services change order reduction of \$49,800.00 in which the City of Peachtree City will receive \$25,000.00 towards its Drake Field Enhancement Project.

**Background/History/Details:**

Fayette County is required to restore Drake Field to its original condition under the dredging obligations outlined in the existing contract.

Under the proposed \$49,800.00 Drake Field change order reduction, the County would remove the haul roads in the lake bed, remove gravel roads on Drake Field including the construction exit / entry on Highway 54, remove all stored dirt on Drake Field with the exception of 2,000 cubic yards and return the white plastic fencing. Peachtree City would assume the responsibility of restoring Drake Field to its original condition. The \$49,800.00 Drake Field change order reduction would be offset by providing Peachtree City \$25,000.00 and they plan to utilize this contribution towards a Drake Field Enhancement Project. Fayette County would net a reduction of \$24,800.00.

Peachtree City approved this proposal at their January 7th City Council meeting.

**What action are you seeking from the Board of Commissioners?**

Approval of staff's recommendation to approve a scope of services change order reduction of \$49,800.00 in which the City of Peachtree City will receive \$25,000.00 towards its Drake Field Enhancement Project.

**If this item requires funding, please describe:**

No additional funding required, a net project budget reduction.

Has this request been considered within the past two years?

If so, when?

Is Audio-Visual Equipment Required for this Request?\*

Backup Provided 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

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

**Staff Notes:**

This is an example of the City of Peachtree City and Fayette County working together toward the common goal of finishing the dredging project at Lake Peachtree for the benefit of Fayette's citizens and visitors.

Finance - Reduction of project contract in the amount of \$49,800, increase in payable to PTC of \$25,000 with a net budget project reduction of \$24,800.

**Summary of Scope and Cost changes:**

Scope	Per Contract	Peachtree City	Fayette County
Install Crape Myrtle (7-8' height)	\$900		\$900
Cart Path Repair (in-kind)	\$2,000		\$2,000
Fence: plastic picket (est. 100 l.f.) (remove, store, and reinstall upon project completion)	\$500		\$500
Drake Field: repair staging area to original conditions, including re	\$6,000		\$6,000
DS4 - Sodding	\$28,000	\$25,000	\$3,000
Asphalt patching/parking lot repair (in-kind)	\$10,000		\$10,000
Concrete Curb Repair (in-kind)	\$2,400		\$2,400
<b>Proposed Scope &amp; Cost Impact</b>	<b>\$49,800</b>	<b>\$25,000</b>	<b>\$24,800</b>

**County will complete the following work:**

- 1) Remove haul roads in lake bed;
- 2) Remove gravel roads on Drake Field including the construction exit/entry on Highway 54;
- 3) Remove all stored dirt on Drake Field with exception of 2,000 cubic yards;
- 4) Return white plastic fencing.
- 5) Contribute \$25,000 to Peachtree City for their work to restore Drake Field (Sodding, asphalt, curbing, etc.)

**Under this proposal City would receive \$25,000 towards their Drake Field Enhancement project and County would receive a deductive \$24,800 change order.**





