

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

AGENDA

March 10, 2016
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 2nd and 4th Thursday of each month at 7:00 p.m.

Call to Order
Invocation by Chairman Oddo
Pledge of Allegiance

Acceptance of Agenda

PROCLAMATION/RECOGNITION:

1. Proclamation of March 19, 2016 as "Master Gardener Extension Volunteer Appreciation Day."
2. Proclamation in honor of the Georgia City-County Management Association's 60th Anniversary.
3. Presentation of award to Firefighter/EMT Wendell Madison for "Firefighter of the Year."
4. Recognition of three promotions in Fire and Emergency Services.
5. Recognition of Marilyn Watts for sixteen years of service on the Fayette County Board of Elections.

PUBLIC HEARING:

CONSENT AGENDA:

6. Approval of the State Court Judge's request for authorization to apply for the Fiscal Year 2017 Grant Application for the Fayette County DUI Court up to the federal funds award amount of \$133,600, to authorize 10% local match funds up to the amount of \$13,360.00 utilizing the DUI Court DATE fund, and authorization for the Chairman to sign grant-related documentation once approved.
7. Approval of the disposition of tax refunds, in the aggregate amount of \$4,861.19, as recommended by the Tax Assessor's Office.
8. Approval of the February 25, 2016 Board of Commissioners Meeting Minutes.

OLD BUSINESS:

NEW BUSINESS:

9. Consideration of staff's request to enter into a Youth Athletic Association Agreement with the Peachtree City Rowing Club to provide Rowing Activities at Lake McIntosh.
10. Consideration of the adoption of Ordinance 2016-02 for the purpose of establishing an advisory committee known as the Fayette County Public Arts Committee.
11. Consideration of Commissioner Ognio's request to repeal Policy No. 100.07- Film Permit and to adopt Ordinance 2016-06- Film Permit.

PUBLIC COMMENT:

ADMINISTRATOR'S REPORTS:

ATTORNEY'S REPORTS:

COMMISSIONERS' REPORTS:

EXECUTIVE SESSION:

ADJOURNMENT:

COUNTY AGENDA REQUEST**Proclamation/Recognition #1**Department: Presenter(s): Meeting Date: Type of Request: **Wording for the Agenda:****Background/History/Details:****What action are you seeking from the Board of Commissioners?****If this item requires funding, please describe:**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:**

Proclamation

“Master Gardener Extension Volunteer Appreciation Day”

WHEREAS, The Master Gardener Extension Volunteer Program is a national volunteer horticultural educational training program sponsored by Cooperative Extension, U.S. Department of Agriculture, and the counties of the cooperating states; and

WHEREAS, The Master Gardener Extension Volunteer Program provides avid gardeners with intensive education in research-based horticultural principles and pest control practices; and

WHEREAS, New Master Gardener Extension Volunteers must initially provide at least 50 hours of volunteer service through their County Extension Offices, working on community and school garden projects, conducting garden clinics, and answering questions; and

WHEREAS, County Master Gardener Extension Volunteers in 2015 volunteered 4417 hours representing \$175,075 in labor, traveled 22,630 miles, answered 644 telephone calls, provided technical information/service to 2,832 citizens; and

WHEREAS, On Saturday, March 19, 2016, Master Gardener Extension Volunteers throughout Georgia and County will celebrate Master Gardener Extension Volunteer Day by providing horticultural education, plant and soil testing clinics, and lectures in shopping malls and gardening centers; and

WHEREAS, In the spirit of volunteerism, Master Gardener Extension Volunteers have provided and continue to provide valuable services to Georgia communities through education and training programs.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of County that Saturday, March 19, 2016, is hereby proclaimed as

“Master Gardener Extension Volunteer Appreciation Day”

and in so doing the Board thanks all of the Master Gardener Extension Volunteers who graciously serve the citizens of Fayette County with their time, talents, and treasure. The Board further calls upon all citizens to consider volunteering with the Master Gardener Extension Program.

So Proclaimed this 10th Day of March 2016,

BOARD OF COMMISSIONERS

FAYETTE COUNTY, GEORGIA

Charles W. Oddo, Chairman

COUNTY AGENDA REQUEST**Proclamation/Recognition #2**Department: Presenter(s): Meeting Date: Type of Request:

Wording for the Agenda:

Background/History/Details:

What action are you seeking from the Board of Commissioners?

If this item requires funding, please describe:

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?

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Approved by Finance Reviewed by Legal Approved by Purchasing County Clerk's Approval Administrator's Approval

Staff Notes:

GCCMA 60th Anniversary Proclamation

WHEREAS, the Georgia City-County Management Association (GCCMA) is celebrating 60 years of service to Georgia's leaders, cities, and counties; and

WHEREAS, GCCMA is the recognized affiliate organization of the International City/County Management Association (ICMA); and

WHEREAS, GCCMA, originally founded in 1956 by a small group of managers interested in professional development, has grown and expanded its membership to include Georgia's city and county managers and administrators, directors of regional development centers, and their principal assistants; and

WHEREAS, GCCMA membership represents several state agencies in addition to representatives of the Association of County Commissioners of Georgia and the Georgia Municipal Association; and

WHEREAS, GCCMA is revered as the premier association of professional local government leaders building sustainable communities to improve lives across Georgia; and

WHEREAS, GCCMA's mission is to create excellence in local governance by fostering innovation, collaboration, mentoring, networking, continuing education and other professional development opportunities; and

WHEREAS, GCCMA provides a variety of member services including a coaching program and two educational conferences each year, with programs emphasizing issues of special interest to Georgia Managers, and

WHEREAS, GCCMA members also have access to multiple training programs on special subject matters as part of GCCMA's commitment to continuing professional development, and

WHEREAS, GCCMA has assisted professional local government managers in all areas of the State of Georgia in obtaining continued education and experience through scholarship and internship programs;

NOW, THEREFORE, we, the Fayette County Board of Commissioners, do hereby recognize the Georgia City-County Management Association's 60th Anniversary in the year of 2016 and encourage all of our government leaders to recognize GCCMA for the significant impact the organization has made and continues to make in Georgia's communities.

So Proclaimed this 10th day of March 2016.

**Charles W. Oddo, Chairman
Board of Commissioners
Fayette County, Georgia**

COUNTY AGENDA REQUEST

Proclamation/Recognition #3

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Presentation of award to Firefighter/EMT Wendell Madison for "Firefighter of the Year."

Background/History/Details:

Fire and Emergency Services annually selects a Firefighter of the Year.

Firefighter / EMT Wendell Madison has been selected as "Firefighter of the Year" for Fiscal Year 2016.

Wendell was nominated by his peers on "B" shift. He sets the bar on the shift for his willingness to assist his coworkers and for using his experience and knowledge to help others. He thoroughly understands all aspects of the position of Firefighter/EMT and brings a great deal of motivation to the shift and station. Wendell excels in the team-oriented environment and strives for maximum team performance. He is a very valuable asset to the Fayette County team who willingly accepts all assignments with no hesitation and can be counted on by all personnel, coworkers, and supervisors.

What action are you seeking from the Board of Commissioners?

Present award to Firefighter/EMT Wendell Madison for "Firefighter of the Year."

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?

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Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:

COUNTY AGENDA REQUEST

Proclamation/Recognition #4

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Recognition of three promotions in Fire and Emergency Services.

Background/History/Details:

Douglas Morris is being promoted to the rank of Battalion Chief. Chief Morris is responsible for operational readiness and responses for "A" Shift. This position supervises one captain and seven lieutenants with a shift strength of 43 positions. Chief Morris has been with the department since 1986 and served in multiple roles from training to field operations. He has three children, two of whom are currently serving in the military and the third will graduate high school in 2018. He and his wife reside in south Fayette County.

Bryan Blair is being promoted to the rank of Captain. Captain Blair is responsible for supervising the operations of station personnel and serves as a working member during all emergency responses for "A" shift. Captain Blair has been with the department since 1987. He became a Paramedic in August 1989, was promoted to Lieutenant in December of 1989. Captain Blair has shown incredible loyalty and dedication to the Fayette community, its citizens, and the Department of Fire and Emergency Services.

Willard Harrison is being promoted to the rank of Lieutenant. Lieutenant Harrison is responsible for supervising the operations of station personnel and serves as a working member during all emergency responses for "A" Shift. Lieutenant Harrison has been with the department since 2010. He obtained his Paramedic certification in 2012 and has obtained his status as a Critical Care Paramedic. He was promoted to Fire Apparatus Operator in 2014. He is a great addition to the officer group and will continue to do great work.

What action are you seeking from the Board of Commissioners?

Recognize three promotions in Fire and Emergency Services.

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?

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Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:

These promotions are the result of the hard work, loyalty, and competency demanded of each employee on behalf of all the citizens of Fayette County.

COUNTY AGENDA REQUEST

Proclamation/Recognition #5

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Recognition of Marilyn Watts for sixteen years of service on the Fayette County Board of Elections.

Background/History/Details:

Marilyn Watts was first appointed to a four-year term as the Fayette County Board of Commissioners representative to the Board of Elections with a term beginning February 1, 1998. Subsequently, she reappointed to the Board of Elections for two additional four-year terms on January 2, 2002 and December 15, 2005, respectively.

On January 12, 2012, Ms. Watts was appointed as the Fayette County Republican Party's representative to the Board of Elections for another four-year term that began on February 1, 2012 and expired on January 31, 2016.

The Board of Elections is charged with training and selecting poll workers and oversee the staffing of the Elections staff. During her many years of service, Ms. Watts has attended numerous hours of training making her one of the most qualified members to serve on the the Board of Elections.

The Board of Commissioners recognizes and thanks Ms. Watts for her years of service on the Board of Elections and for her many years of work on behalf of the citizens of Fayette County.

What action are you seeking from the Board of Commissioners?

Recognition of Marilyn Watts for sixteen years of service on the Fayette County Board of Elections.

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?

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Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:

COUNTY AGENDA REQUEST

Consent Agenda #6

Department: State Court Judge

Presenter(s): Judge Jason B. Thompson

Meeting Date: Thursday, March 10, 2016

Type of Request: Consent

Wording for the Agenda:

Approval of the State Court Judge's request for authorization to apply for the Fiscal Year 2017 Grant Application for the Fayette County DUI Court up to the federal funds award amount of \$133,600, to authorize 10% local match funds up to the amount of \$13,360.00 utilizing the DUI Court DATE fund, and authorization for the Chairman to sign grant-related documentation once approved.

Background/History/Details:

In 2015, the Fayette County State Court was awarded a grant from the Criminal Justice Coordinating Council (CJCC) in the amount of \$74,389.00. This amount included a 10% local match of the total funds in the amount of \$ 7,439.00. The grant expires June 30, 2016. These grant funds have helped to fund the position for the Court Coordinator, the costs for Treatment, Surveillance, Drug Testing, as well as equipment and supplies.

For the Fiscal Year 2017 grant, (application attached) the Fayette County State Court is applying for \$133,600.00 from the CJCC. There is a required match of 10% estimated to be \$13,360.00. It is the court's expectation that the newly created DUI Court DATE fund will assist with funding the match requirement. If approved, the funds received will be used to pay for the position of Court Coordinator, costs for Treatment, Surveillance, and Drug Testing.

Detailed budgets and descriptions can be found within the application packet attached.

What action are you seeking from the Board of Commissioners?

Approve the State Court Judge's request for authorization to apply for the Fiscal Year 2017 Grant Application for the Fayette County DUI Court up to the federal funds award amount of \$133,600, to authorize 10% local match funds up to the amount of \$13,360.00 utilizing the DUI Court DATE fund, and authorization for the Chairman to sign grant-related documentation once approved.

If this item requires funding, please describe:

\$13,360.00 will be required to match the grant utilizing the newly created DUI Court DATE fund - Fund 214.

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

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Approved by Finance Yes

Reviewed by Legal

Approved by Purchasing Not Applicable

County Clerk's Approval Yes

Administrator's Approval

Staff Notes:

**STATE OF GEORGIA
ACCOUNTABILITY COURT FUNDING PROGRAM
FY'17 SOLICITATION**

Identifying Questions

1. Name of Accountability Court: Fayette County DUI Court
2. Name of Judicial Circuit: Griffin Judicial Circuit
3. Name of person filling out this application: Mandy Kimner
Your email address and phone number: mkimner@fayettedcountyga.gov (770-716-4328)
4. On April 27 – 28, 2016 who will be available to answer questions on this grant, if the committee shall have any?
(List name and phone number): Mandy Kimner at 770-716-4328
5. Type of Accountability Court: Is this a new court ☐ or an existing court ☒?

<input type="checkbox"/> Adult Felony Drug Court	<input checked="" type="checkbox"/> DUI Court
<input type="checkbox"/> Mental Health Court	<input type="checkbox"/> Family Dependency Treatment Court
<input type="checkbox"/> Veteran's Court (please also select either drug court or mental health court)	<input type="checkbox"/> Juvenile Drug Court
<input type="checkbox"/> Hybrid Court (please select all that apply)	<input type="checkbox"/> Juvenile Mental Health Court

FY'17 Total Budget Request

Request Area	Amount Requested	Matching Funds
Accountability Court Personnel	\$50,000.00	\$5,000.00
Equipment	\$0.00	\$0.00
Supplies	\$0.00	\$0.00
Training and Travel	\$0.00	\$0.00
Printing Supplies	\$1,000.00	\$100.00
Drug Tests/Testing	\$34,600.00	\$3,460.00
Contract Personnel	\$48,000.00	\$4,800.00
Transportation Funding	\$0.00	\$0.00
Total Budget Request:	\$133,600.00	\$13,360.00

General Operating Questions

All applicants should answer.

1. When did/will your program begin (Month & Year)? February 3rd, 2016
New Courts – anticipated date of participant enrollment (Month & Year)? _____
2. Do you have a local steering committee/advisory group (this group would include community members other than your team members)? Not yet How often do they meet? The Fayette County DUI Court is in the process of selecting potential
3. Does your court have an independent 501(c)3? Not yet If not, why not?
We are in the process of establishing a partnership with our Felony Drug Court in order to collaborate on a 501c3 together. This partnership will alleviate cross competition so that we can serve our community more efficiently.
4. Does your court have a formal policy on staff training requirements and continuing education? Yes If yes, briefly describe the policy.
Counselors are required to attend a minimum number of training hours of education to maintain licensing and certification. Attorneys and Judges are required to attend a minimum number of training hours to maintain their Georgia bar status and judicial status in good standing. All team members are required to attend formal training provided by the Georgia Judicial Council of Accountability Court Committee the Georgia Accountability Court Funding Committee, or the NADCP.
5. What training(s) has your court attended in the past year?
DWI Court Training by the NHTSA in September 2015, Court Coordinator Training in October 2015, and LSI-R Training in February 2016
6. Do you have a structured written orientation program for new members of the team? When a new member joins the Fayette County DUI Court Team, the
7. How many staffing's do you conduct per month? 1-2 What days/times are your status hearings/court sessions (ex. Every Monday. Status hearing at 8 am, court at 9 am)? Every other Wednesday Status Hearings are at 3pm and Court
8. Please describe your courts field supervision/surveillance:

Who does your court's surveillance?	How often is each participant visited?	How long is the average visit?	Are they P.O.S.T Certified?
<u>Deputy Chris Stapleton</u>	<u>Once per week or as necessary</u>	<u>20-60 minutes</u>	<u>Yes</u>
9. Is there a binding Contract, Letter Agreement or MOU between your court and treatment provider that stipulates an agreed upon level of treatment services provided to your court for a specified fee? Yes If no, why not?
10. What is your annual treatment cost? \$30,000.00 (estimated)
11. Number of active participants (not including those who are AWOL) as of January 1, 2016? 3
FDTC: Parents _____ Children _____

12. What is the participant capacity (or anticipated capacity for new courts) of your program, in other words, how many participants can you realistically and effectively serve? 12

- If your program is not at capacity, why not?

We are a newly implemented court and can effectively serve five (5) participants. As of February 3rd, 2016, we received our first three (3) participants. At this time, we have two additional applicants in the screening process and are currently screening for two (2) more. For the remainder of this fiscal year and the current grant, seven (7) participants will be our target population to realistically and effectively serve.

13. Describe your target population.

Offenders with two (2) DUIs in five (5) years, arrests for three (3) or more DUIs in a lifetime, a blood alcohol level (BAC) of 0.15 or higher at the time of arrest, and on a case by case basis, an offense related to a history of a substance abuse disorder, substance abuse or addiction. The target population is offenders with moderate to severe substance dependence.

14. Describe your eligibility criteria.

To be eligible for the Fayette DUI Court, a potential participant must have a need for higher level of treatment. People who have a history of substance abuse relating to their crimes will be considered on a case by case basis. The person must not have any violent or sale of illegal substance convictions. And all the referrals will flow through the Solicitor-General's office and be presented at team staffing for discussion. Once approved by the team, an evaluation is scheduled to ensure the participant's risk and needs is appropriate for the DUI Court program.

15. How many days does a participant need to be clean (no positive drug screens) before he/she is eligible for graduation?
6 months

16. Please describe your participant fee schedule.

The participants pay \$206 in DUI Court enrollment fees.

17. How much did you collect in participant fees in CY 2015? 0

18. What is the average length of your program? 14 months

19. Complete the following:

Phases/length	Average # of drug screens per week (or month in the later phases) - <i>specify if months or weeks</i>	Average number and hours of treatment sessions per week (or month in the later phases) - <i>specify if months or weeks</i>	Number of court appearances per month	Number of active participants in this phase (as of 1/1/15)
Phase I/ 4-5 months	3 per week	4 hours group per week 2 hours individual per month	1-2	3
Phase II/ 4-5 months	2 per week	2 hours group per week 2 hours individual per month	1-2	0
Phase III/ 4-5 months	2 per week	2 hours group per month 1 hour individual per month 1-2	1	0

Clinical Questions

All applicants should answer. New courts answer based on what you plan to implement.

1. Type of substance abuse assessments that are used:

What is the name of the assessment tool(s)?	When are they conducted?	Who conducts them?
LSI-R ASAM TCUDS Needs	Prior to Plea	Treatment provider

2. What is your *clinical* eligibility criteria?

To be clinically eligible, the participant must be 18 or older with mental health issues and substance abuse dependency. There must be an appropriate need of out patient treatment, sufficient cognitive ability to participate in treatment and without pain medications.

3. How is the level of treatment determined? Who makes that determination?

The treatment provider makes the determination of the level of treatment based on a standard level of assessment tools and evaluations.

4. What type(s) of evidence based treatment does your court use?

Groups such as moral recognition therapy (MRT), Relapse Prevention Therapy (RPT), Prime Solutions, Living in Balance, Individual Cognitive Behavioral Therapy, Dialectal Behavioral Therapy (DBT), Motivational Interviewing with training focused on treatment.

5. Do you incorporate treatment that addresses criminogenic risk factors (those that are related to risk of recidivism)?

Yes If yes, please describe the treatment.

Moral Recognition Therapy and Criminal & Addictive Thinking Curriculum

6. How does the court ensure that the chosen tools/models are used consistently and faithfully?

The Coordinator randomly visits the treatment center and meets with the counselors on a monthly basis to insure all the needs are met.

7. How often does the program coordinator monitor (sit in on) treatment? 1-2 times per quarter

8. Does your program have a treatment plan for each individual participant? Yes How often is it reviewed and updated? weekly

9. Do you use your local CSB for treatment services? NA

- If no, explain how your treatment provider is employed (program staff, contract, etc.) Contract & MOU
- If yes, does the CSB get funding for accountability court treatment directly from DBHDD? _____
- If yes, does the CSB get funding for treatment of your participants from other sources? _____
 - If yes, please list the other sources: _____
- Do you pay the CSB for (check all that apply):
 - ☒ the full amount of treatment, ☐ additional, non-billable services such as case management only, ☐ nothing for the services for your participants

Performance Measures

For existing courts only, Implementation Courts applicants should skip to “[Court Specific](#)” questions.

1. Total number of participants admitted since program start up (list month/year, too)? 3, February 2016

2. Program Outcomes (from the beginning of your program):

Percentage of employable (not on disability) participants employed at start of program (to calculate, add up all the employable participants who are working upon admittance to the program and divide by the total number of employable participants admitted to your program)	100%
Percentage of employable (not on disability) participants employed at graduation (to calculate, add up all the employable participants employed at graduation and divide by the total number of employable participants who graduated from your program)	NA
Percentage of participants who successfully exit the program	NA
Percentage of participants who do not successfully complete the program (terminations, voluntary withdrawal, death/other)	NA
Number of drug free babies born to participants	NA

3. Units of Service:

Total number of court sessions in the past year	3
Total number of days of inpatient treatment in the past year	0
Number of hours of treatment scheduled within the past month.	50
Number of scheduled treatment hours attended within the past month	50

4. Please provide the following information:

For CY'15 (January 1, 2015 through December 31, 2015)	
Daily cost of incarceration in county jails or YDC for counties served by your court. List <u>each</u> county that your court serves separately.	\$76.00
Number of active participants who would be incarcerated in a county jail or YDC if they did not participate in the accountability court.	3
Number of active participants who would be incarcerated in a state corrections facility if they did not participate in the accountability court.	0

Drug Testing

For existing courts only, Implementation Courts applicants should skip to “Court Specific” questions.

1. What percentage of your testing is random? 100% How do you ensure that the drug testing is random?
 Participants report to probation for drug testing as instructed, our surveillance officer is certified to test in the field, and participants can be tested in court or at treatment. Participants are selected randomly through ACCM.
2. For what drugs do you routinely screen? Alcohol, AMP, METH, MDA, Barb, Benzo, COC, THC,
 • What drug testing company do you use (Siemens, Redwood, etc.)? Redwood
3. Are all of your urine screens observed? yes
 • Who observes the urine screens? Probation/Surveillance Officer
 • Have they had training? Yes
 • Are they the same sex as the participant? Yes
4. Do you have a local drug lab or use testing sticks? No
 • How often are the drug screens analyzed or read (daily, weekly, etc.)? as received daily
 • If screens are mailed to a lab, how often are they sent? every 24-48hrs
5. Describe the policy for participants to dispute the results of the drug screen.
 If a participant disputes the results of the drug test, the participant will be responsible to cover the expenses of the retest.
6. Are creatinine violations considered positives? Yes If not, why not?
7. Are unexcused or missed screens considered positive? Yes

Court Specific

Please answer the appropriate section of questions for your type of court. Applicants should answer ALL of the questions in EACH section that you checked in question #5 under Identifying Questions.

Drug Courts: Felony and Veterans

Veterans and Hybrid Courts, if you also selected "Adult Felony Drug Court" on Question #6 in Identifying Questions, please fill out this set of Court Specific Questions.

1. Does your treatment provider provide the court with weekly, written reports on participant progress? _____
Please describe this process.

2. Does your program offer: *(check all that apply)* ☐ group counseling ☐ individual counseling ☐ drug testing

3. Does your program offer: *(check all that apply)* ☐ family counseling ☐ gender specific counseling ☐ health screens
☐ domestic violence counseling ☐ assessment and counseling for co-occurring mental health issues

4. Does your program offer: *(check all that apply)* ☐ employment counseling and assistance ☐ educational component
☐ medical and dental care ☐ transportation ☐ housing ☐ mentoring ☐ alumni groups
 - Please list any other additional services your program offers:

Mental Health Courts: Adult, Juvenile and Veterans

Veterans and Hybrid Courts, if you also selected "Mental Health Court" on Question #6 in Identifying Questions, please fill out this set of Court Specific Questions. Juvenile Mental Health Courts should also complete this section.

1. Tell us about what organizations and agencies you partner with in your community? Are there memorandums of understanding between your court and anyone else? Please elaborate.

2. Who sends referrals to your court?

3. What measures are in place in your program to ensure that a defendant does not spend more time in the Mental Health program than the maximum period of incarceration or probation a defendant could have received if found guilty in a more traditional court process?

4. Describe how you identify and resolve competency concerns.

5. Explain how the following services are provided to participants directly (D) and/or by linking to outside providers (OP):
Check all that apply.

	D	OP
Medication	<input type="checkbox"/>	<input type="checkbox"/>
Counseling	<input type="checkbox"/>	<input type="checkbox"/>
Substance Abuse Treatment	<input type="checkbox"/>	<input type="checkbox"/>
Financial Benefits	<input type="checkbox"/>	<input type="checkbox"/>
Housing	<input type="checkbox"/>	<input type="checkbox"/>
Crisis Interventions Services	<input type="checkbox"/>	<input type="checkbox"/>
Peer Support	<input type="checkbox"/>	<input type="checkbox"/>
Case Management	<input type="checkbox"/>	<input type="checkbox"/>
Evidence Based Treatment	<input type="checkbox"/>	<input type="checkbox"/>
Other:	<input type="checkbox"/>	<input type="checkbox"/>

6. Do you offer gender specific treatment? _____

• Do you offer interpretative services? _____

• Please list any other additional services:

7. What procedure does your court follow to adhere to the federal and state laws that protect the confidentiality of medical, MH, and substance abuse treatment records?

8. How do you comply with Standard 8.5 concerning periodic review and revision of Court processes? (The standards are listed at www.gaaccountabilitycourts.org).

9. Performance measures - (January 1, 2015 - December 31, 2015):

Percent of scheduled judicial status hearings attended by the participant.	
Percent of participants who were homeless at exit of program (to calculate this percentage, divide the number of homeless graduates by the total number of graduates for the year).	
If you do not have current data, please explain how you plan to collect this data in the future so that you are compliant with this standard.	

DUI Courts:

1. How do you determine the right type and length of treatment for each participant?

The treatment provider makes the determination of the right type and length of treatment based on a standard level of assessment tools and evaluations.

2. Do you use monitoring equipment? Yes

• If yes, what kind Ankle Bracelet

○ How often is it used and for what time period?

as needed

3. Explain your court's partnerships with your local legislative delegation, local officials, other agencies, and community support

The goal of the Fayette County DUI Court is to create long lasting partnerships between the county government, stakeholders in the community, and various government entities with an interest in accountability courts. As a new accountability court, we spent the year developing these relationships. Both the Judge and the DUI Court Coordinator visited various civic organizations including Fayette Kawannis and PTC American Legion. Visits are scheduled to discuss the DUI Court with the Rotary Club, Kawanis, as well as the Bar Association. Judge Thompson invited various stakeholders in the community for a presentation regarding DUI Court. The presentation was led by the Honorable Kent Lawrence. The following stakeholders attended this presentation: local county commissioners, mayors, local law enforcement agents, members of the judiciary, prosecutors, defense attorneys, counselors, treatment providers, probation officials, and various private treatment centers within the community. Together, we are working hard educating the community about the Fayette County DUI Court and how we can help our community. Our goal is to obtain funding to sustain the DUI Court in Fayette County. Judge Thompson and various stakeholders in the community will collaborate to create a 501(c)(3) corporation to obtain funds from various local governments, businesses, and non-profit organizations to fund this program in the future. In short term, Judge Thompson has held various meetings with Judge Sams, presiding judge in the circuits' felony drug court to discuss the possibility of sharing resources in order launch this program.

4. How do you caution the participants against driving without a license?

Participants are informed of the dangers of driving without a license the moment they plea into the DUI Court program. The Judge takes the time to explain the conditions of giving up their license and urges them to follow the law. Our handbook explains in detail the procedures of regaining their license and the Court Coordinator covers this during intake.

Family Dependency Treatment Courts:

1. Within the past year, please list:

Number of graduates with new DFCS reports.	
Number of children (age 0-17) who received direct services through your court as a result of Parent/guardian being active in the program.	
Number of drug-free babies born while participant was active in program or to a graduate of the program.	
Number of days that participants' children have been kept out of foster care.	

2. List the services your court offers participants (group counseling, individual counseling, gender specific services, mental health treatment, parenting classes, anger management classes, family or domestic relations counseling, etc.)
3. List the direct services provided to the children (i.e. Celebrating Families, Strengthening Families, trauma assessments, Theraplay, etc...)

4. Describe DFCS involvement in your court.
5. Is there a specific caseworker assigned to the drug court? _____ Have they had formal training specific to drug courts?
6. Is there a structured systematic assessment provided for the children in your program? _____
7. Was your program capacity determined by formula or by service limitations? _____
8. What challenges has your program experienced in the past year and how has your team overcome them?
9. Does treatment communicate with court via email? _____
10. In order to graduate:
 - Are clients required to have a job or be in school? _____
 - Are clients required to have a sober housing environment? _____
11. Did the presiding Judge of the program volunteer? _____ Is the Judge's term over the program indefinite? _____
12. Have results from any program evaluations, data review, or regular reporting of statistics lead to modifications? If so, what were those modifications?

Juvenile Courts:

1. Are all participants required to be enrolled in school or a GED program? _____
2. What is the annual cost savings brought about by your participants not being in YDC? _____
3. What percentage of your participants' parents are mandated to attend court sessions? _____
4. What percentage of your participants' parents are mandated to participate in treatment? _____
5. Does your program offer: *(check all that apply)* ☐ gender specific counseling ☐ domestic relations or family counseling
☐ mental health treatment ☐ parenting classes ☐ anger management classes
6. Does your court receive assistance from the following? *(check all that apply)* ☐ Local Churches or Faith Based Organizations ☐ Civic Groups, Elks Club, Kiwanis, Rotary, etc. ☐ Junior League ☐ Local college or school groups
☐ Other (please list): _____ If not, please explain

Transportation Funding

All applicants should fill out the following if your court is seeking transportation grant funds. Transportation projects include things such as partnerships with the Department of Corrections or local Sheriff's offices to provide transportation to/from court or treatment services. Transportation vouchers (such as bus or train passes) may be requested. Transportation grant funds will not be allowed to be used for: vehicles, gas cards or incentives. Funding requests for this Budget Detail (see [F.3 Transportation Funding](#)) can be shared among multiple courts. The funds will be applied to the application in which the questions and Budget Detail are completed.

1. If you are applying for multiple courts, please list the courts.

2. How many participants do you anticipate will participate in your proposed transportation project (from July 1, 2016 – June 30, 2017)? If you are applying for multiple courts, please list the court name then the number of participants.

3. How many new participants will your court add if the proposed transportation project is funded? If you are applying for multiple courts, please list the court name then the number of participants.

4. Please fully describe your proposed transportation project. Include why the project is needed and cannot be funded by other sources.

Fund Source: How is your program currently funded?**All applicants should answer.** Remember, this grant is NOT intended to fund your program fully.

Fund Source	Amount	If you do not receive funding from this source, why not?
County/Local Government	\$7,439.00	Match
DATE Fund	\$0	Order was just completed to allow for access to 50% of State Court Date funds. Total <input type="text"/>
Participant Fees	\$206.00	We have 3 participants
BJA	\$0	
SAMHSA	\$0	
JAG (Federal or State)	\$0	
Community Service Boards	\$0	
Revenue From Lab	\$0	
501 c(3)	\$0	TBD
Other Sources (please name):		
TOTAL PROGRAM BUDGET	0	

Describe your courts Sustainability Plan

All applicants should answer. Accountability Courts, new and existing, should begin working towards sustainability upon the inception of the program. It is prudent for a court to consider various methods of funding in the event that grant funds are not available. Your sustainability plan, which may include an action plan to attain funding without the use of grant funds, should be fully described.

The Fayette County DUI Court is reaching out to the community to share it's mission and goals. When the opportunity arises that we may secure a 501c(3) corporation, we will be able to accept funds from various local governments, businesses, and non-profit organizations. Donations from our local community organizations will help to fund this program in the future. As part of our action plan, we have incorporated a participant enrollment fee of \$206.00 to help cover the offset costs of treatment and drug testing that the proposed grant does not cover. As of February 19th, the DUI Court team collaborated with our Felony Drug Court to reallocate a percentage of the State Court DATE funds for the Fayette DUI Court. Having access to DATE funds will provide alternative methods of funding should grant funds not be available. Furthermore, the Fayette County DUI Court team will continue to reach out to the community to educate and seek out those who have a vested interest in this accountability court as well as their community.

Narrative

Please **fully but concisely** describe your request/project/expansion. Explain why your request can not be funded using other funding sources. Include any appropriate additional documentation that may help explain your project. *Please note: if you attach information that is not relevant, or is voluminous, the committee may choose to not consider it.* Include in your narrative how your project adheres to the state standards and best practices.

The Fayette County DUI Court is committed to serving the community and the participants in need. With the full support of grant funds and our local government match, we are able to effectively serve seven (7) participants. It is our mission to identify and educate those with addictions through accountability and treatment to strengthen our community in a collaborative court setting. In order to keep an open door to help as many people within our community, we are in need of project expansion. The Fayette County DUI Court had its first every court session on February 3rd, 2016 and has not had enough time to establish itself or become self sufficient. However, we feel confident that our action plan will assist our court in becoming sustainable. For the fiscal year 2017, we hope to expand to serve an additional five (5) participants making a total of twelve (12). This will be enough participants to start our own DUI treatment recovery group through our treatment provider. As we grow, the action plan will be updated to allow for growth within the DUI Court. At this time, participants are combined with already established programs. Through our continued efforts with community outreach, a future 501c3 corporation and a newly established DATE fund account, this court is implementing the action plan towards becoming self sufficient. The Fayette County DUI Court adheres to the state standards and best practices by ensuring the policy manual, handbook and contracts in place all coincide with the Standards for Georgia Accountability Courts.

Budget Instructions

Restrictions on Use of Funds

For this grant period, grant funds will not be allowed to be used for: out of state training, any part of a salary or pay supplements for state or county paid employees, office space, utilities, furniture (existing courts only), incentives, monthly cell phone charges, case management software, construction projects, vehicles, weapons or grant administrative overhead.

Budget Detail Worksheet

Complete the attached budget detail worksheet. The budget should include everything you are requesting from grant funds AND matching funds. It is not necessary to include your entire operating budget. YOU MUST SUBMIT YOUR INFORMATION ON THE ATTACHED PAGES. If you include your own pages, they will NOT be evaluated by the committee. This worksheet should be used to prepare the program budget and budget summary. Any category not applicable to your budget may be left blank. Be sure to include the required 10% cash match, you do not have to provide a cash match for each line item.

Budget Explanation

The Budget explanation should thoroughly and clearly describe every category of expense listed on the Budget Detail Worksheet. Proposed budgets are expected to be complete, reasonable and allowable, cost effective, and necessary for project activities. The explanation should be mathematically sound and correspond with the information and figures provided in the Budget Detail Worksheet. The explanation should explain how all costs were estimated and calculated and how they are relevant to the program.

Budget Priority Form

Use the Budget Priority Form to indicate which of the items you requested in the budget detail take priority to your program. If the Funding Committee needs to make cuts, it may consider your program's preferences on this form. Please be sure to use the wording you used in the budget detail section 5. Please list the budget items you requested in the order of funding priority. Please use the same nomenclature you used on the budget detail form so the committee can match up your requests. Failure to prioritize budget requests may result in the ACFC making cuts to your program that may affect mission critical services.

Budget Detail Worksheet

A. Accountability Court Personnel/Salaries and Benefits

List each position by title and name of employee, if available. In order to calculate the budget, enter the annual salary and the percentage of time to be devoted to the program. Compensation of employees engaged in program activities must be consistent with that for similar work within the applicant agency. Contract Personnel should be listed under "Contract Personnel" category.

Position Title/Name	% of Time	Salary Request	Benefits Request	Total Grant Funds Requested
Court Coordinator- Mandy Kimner	100%	\$50,000.00		\$50,000.00
TOTAL FUNDS REQUESTED				\$50,000.00

TOTAL MATCHING FUNDS: \$5,000.00

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

The match funds will be allocated from the State Court budget and or DATE fund account as per the direction of the Board of Commissioners of Fayette County.

B. Equipment

List non-expendable items to be purchased. Applicants should analyze the benefit of purchased versus leased equipment, especially high cost and electronic or digital items. Show the budget calculation. Please note that all items must be at least \$5,000 per unit to be considered equipment. Otherwise please list items in "Supplies". Make sure to explain how the equipment is necessary for the success of the program and describe the procurement method to be used.

Item	Purpose	Calculation	Total Grant Funds Requested
TOTAL FUNDS REQUESTED			0

TOTAL MATCHING FUNDS: _____

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

C. Supplies

Drug testing supplies should be put under “Drug Tests/Testing Supplies”. List items by type (e.g. general office supplies, postage, audio/video, equipment under \$5,000). Show budget calculation. Office Supplies are generally NOT funded for existing courts through this grant. Drug testing supplies should be put under “Drug Tests/Testing Supplies”.

Item	Calculation	Total Grant Funds Requested
TOTAL FUNDS REQUESTED		\$0.00

TOTAL MATCHING FUNDS: _____

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide “Total Funds Requested” by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

D. In-State Training and Travel

Funds for travel must be budgeted in compliance with the State of Georgia Statewide Travel Regulations. Funds requested to support travel to the State Accountability Court Conference is limited to a maximum of 8 attendees per/court. Requests should include no more than *two nights of lodging* per/person, if the court is located 51 miles or more from the conference venue; *mileage (\$0.54/mile)* expenses for attendees to and from the conference venue; *per diem expenses* for meals if your court is located 51 miles or more from the conference venue; and *registration fees*. Funds for lodging expenses should not exceed \$135/night, the conference registration fee is \$275/person, and per diem expenses should not exceed \$28/day. The CACJ will provide breakfast and lunch to conference attendees, and please consider using State vehicles and/or carpooling to the conference when possible. The 2016 State Accountability Courts Conference is scheduled to be held at the ***Classic Center in Athens, Georgia.***

Purpose	Location	Traveler's Name/Title	Calculation	Total Grant Funds Requested
TOTAL FUNDS REQUESTED:				0

TOTAL MATCHING FUNDS: _____

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

E. Printing Supplies

List items by type (e.g. letterhead/envelopes, business cards, brochures, manuals). Show budget calculation(s).

Item	Calculation	Total Grant Funds Requested
Brochures	$\$2 \times 250 = \500	\$500
Manuals	$\$5 \times 100 = \500	\$500
TOTAL FUNDS REQUESTED:		\$1000.00

TOTAL MATCHING FUNDS: \$100.00

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

The match funds will be allocated from the State Court budget and or DATE fund account as per the direction of the Board of Commissioners of Fayette County.

Other**F.1 Drug Tests/Testing Supplies**

List items by type. Show budget calculation(s).

Item	Calculation	Total Grant Funds Requested
Drug Tests/Testing Supplies	12 (participants) X \$240 (per month)=\$2880.00 x 12=	\$34,600.00
TOTAL FUNDS REQUESTED:		\$34,600.00

TOTAL MATCHING FUNDS: \$3,460.00

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

The match funds will be allocated from the State Court budget and or DATE fund account as per the direction of the Board of Commissioners of Fayette County.

F.2 Contract Personnel

Enter the name, if known, and service to be provided. Show the budget calculation; for example, the hourly rate multiplied by the estimated number of hours. (If you are requesting funding for contract employees such as treatment providers, surveillance officers, lab technicians etc. they should be listed here.)

Type of Service	Provider's Name	Hourly Rate x Number of Hours Worked	Average Number of Participants Served	Total Grant Funds Requested
Treatment Provider	Turning Point New Directions	\$2500.00 per month	10-15	\$30,000.00
Surveillance Officer	Deputy Chris Stapleton	\$30 x 50	10-15	\$18,000.00
TOTAL FUNDS REQUESTED:				\$48,000.00

\$4,800.00

TOTAL MATCHING FUNDS: _____

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

The match funds will be allocated from the State Court budget and or DATE fund account as per the direction of the Board of Commissioners of Fayette County.

F.3 Transportation Funding

If you are requesting funding for transportation, make sure you answered the questions under "[Transportation Funding](#)". Transportation projects include things such as partnerships with the Department of Corrections or local Sheriff's offices to provide transportation to/from court or treatment services, bikes and accessories, transportation vouchers (such as bus or train passes), etc. Transportation grant funds will not be allowed to be used for: vehicles, gas cards or incentives.

Item	Calculation	Total Grant Funds Requested
TOTAL FUNDS REQUESTED:		0

TOTAL MATCHING FUNDS: _____

If you are requesting funds from this line item you must provide a 10% match. To obtain total matching funds divide "Total Funds Requested" by 9. Please explain below where the matching funds will be allocated from.

EXPLANATION:

[Instructions Click Here](#)

Budget Priority Form

[Instructions Click Here](#)

Please list the budget items you requested in the order of funding priority. Please use the same nomenclature you used on the budget detail form so we can match up your request.

Example:

Priority #	Budget Category	Item Description	Amount
1.	A	Coordinator Salary and Benefits	\$60,000
2.	F.2	Treatment Provider	\$50,000
3.	F.1	Drug Tests	\$20,000

Priority	Budget Category	Item Description	Amount
1	A	Coordinator Salary	\$50,000.00
2	F.2	Treatment Provider	\$30,000.00
3	F.1	Drug Tests/Testing Supplies	\$34,600.00
4	F.2	Surveillance Officer	\$18,000.00
5	E	Brochures/Manuals	\$1,000.00

Certification for Accountability Court Funding

I certify that the Fayette County DUI Court (court name) provides the following. (check if accurately describes).

- ☒ 1.The accountability court integrates substance abuse treatment services and mental health services, where applicable, with justice system case processing.
- ☒ 2.Using a non-adversarial approach, prosecution and defense counsel promote public safety while protecting participant's due process rights.
- ☒ 3.Eligible participants are identified early and promptly placed into the accountability program.
- ☒ 4.The accountability court provides access to a continuum of alcohol, drug and other related treatment and rehabilitation services.
- ☒ 5.Abstinence is monitored by frequent alcohol and other drug testing.
- ☒ 6.A coordinated strategy governs accountability court responses to participants' compliance.
- ☒ 7.The accountability court has ongoing judicial interaction with each participant.
- ☒ 8.The accountability court uses monitoring and evaluations to measure the achievement of program goals and to gauge effectiveness.
- ☒ 9.Through continuing interdisciplinary education the accountability court promotes effective court planning, implementation and operations.
- ☒ 10.The accountability court generates local support and enhances the program effectiveness by forging partnerships among other accountability courts, public agencies and community-based organization.

****Continued funding through this grant may be contingent on compliance with the requirements (1-10) listed above.****

By signing below, you are confirming that the information in this Request for Funding Application is accurate and complete.

Submitted by: _____

Judge

Fayette County State Court

Court

Date

Attachments

The following forms are required. Please submit as attachments to your application.

1. Certification for Accountability Court Funding (p. 25 of this grant)– signed and dated by the Accountability Court Judge.
2. Contract or MOU between the Accountability Court and Treatment Provider (if you have one).
3. Organizational chart. Sample organizational charts can be found on www.gaaccountabilitycourts.org. You can modify the example, or submit your own. If you submit your own organizational chart, it must include the person's name, title, percentage of time they devote to the accountability court, and how the position is funded.

COUNTY AGENDA REQUEST

Consent Agenda #7

Department: Tax Assessors

Presenter(s): Joel T. Benton, Chief Assessor

Meeting Date: Thursday, March 10, 2016

Type of Request: Consent

Wording for the Agenda:

Approval of the disposition of tax refunds, in the aggregate amount of \$4,861.19, 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.

New Hope Landing Home Owners Association has been recommended for a \$1,214.32 refund due to a clerical error where property was not transferred as ownership with the subdivision's homeowners association.

Barbara and Ernest Law have been recommended for a tax refund in the amount of \$2,038.53 since its Homestead was removed per property in a Trust but it was still eligible for L3 homestead.

The remaining tax refunds are based on thirty-seven (37) condemnations ranging from 2009 through 2015 in the amount of \$1,608.34.

What action are you seeking from the Board of Commissioners?

Approve the disposition of tax refunds, in the aggregate amount of \$4,861.19, 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? Yes

If so, when? Periodically through the year(s)

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 Yes

Reviewed by Legal Yes

Approved by Purchasing Not Applicable

County Clerk's Approval Yes

Administrator's Approval

Staff Notes:

Refund Requests	BOC			10-Mar-16		
Owner/Parcel	Year(s)	Property	Basis for Request	Recommendation	Reason	Amount Per Year
New Hope Landing Home Owners Association, Inc. 05-4316-006	2014 2015	Residential	Lot Gather LLC quitclaimed property to the Homeowners Association on October 15, 2013.	Approve	Due to clerical error, property was not transferred as ownership with the subdivision's homeowners association. Corrected valuation for 2016 and forward. Tax years 2014 and 2015 have been corrected to reflect HOA ownership, BOA recommends refunds for tax years 2014 and 2015.	2014 - \$589.98 2015 - \$624.34
Barbara and Ernest Law, Jr. 04-3601-009	2014 2015	Residential	Homestead removed in error	Approve	Homestead removed per property in a Trust but still eligible for L3 homestead.	2014 - \$961.57 2015 - \$1,076.96
Total Number Requested	4					
Total Amount Requested	\$3,252.85					
Total Number Approved	4					
Total Amount Recommended for Approval	\$3,252.85					

Condemnation Requests	BOC			10-Mar-16		
Owner/Parcel	Year(s)	Property	Basis for Request	Recommendation	Reason	Amount Per Year
Bishop, Roy & Bonnie 13-07-050	2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2013 - \$8.50 2014 - \$8.39 2015 - \$8.02
Burcher, Robert D., Jr 05-48-096	2012 2013	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 \$15.09 2013 - \$15.16
Cortez, Mark 05-48-003	2012	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$84.04
Denney, Charlene 05-35-011	2012 2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$8.43 2013 - \$8.44 2014 - \$8.40 2015 - \$8.25
Durden, Maryilyn L. 07-05-011	2009 2010 2011 2012 2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2009 - \$71.57 2010 - \$67.56 2011 - \$65.21 2012 - \$62.32 2013 - \$62.45 2014 - \$62.13 2015 - \$60.98
Galimore, Don O. Galimore, Carole W. Widney, Linnie 07-06 -005	2012 2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$26.07 2013 - adjusted bill due 2014 - adjusted bill due 2015 - adjusted bill due
Galimore, Don O. 07-06 -040	2012 2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$4.13 2013 - \$4.28 2014 - \$4.38 2015 - adjusted bill due

Condemnation Requests	BOC			10-Mar-16		
Graves, Estate of Joseph L. Graves	2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2013 - \$77.51 2014 - \$77.09 2015 - \$75.65
Hammond, John 05-48-116	2013 2014	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2013 - \$20.64 2014 - \$20.51
Herron, Penelope Waycaster, Lynnette 13-01-003	2012 2013 2014	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$88.48 2013 - \$88.69 2014 - \$88.22
Herron, Penelope Herron, Ricky 13-01-003	2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2015 - 86.55
Jones, Robert 05-28-019	2012 2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2012 - \$1.96 2013 - \$1.40 2014 - \$0.28 2015 - \$0.29
Najera, Irma 13-07-004	2013 2014 2015	Residential	Condemnation	Approve	Condemnation deeds were just received by this office for acreage only adjustments.	2013 - \$102.82 2014 - \$108.25 2015 - \$106.20
Total Number Requested	37					
Total Amount Requested	\$1,608.34					
Total Number Approved	37					
Total Amount Recommended for Approval	\$1,608.34					

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

Consent Agenda #8

MINUTES

February 25, 2016
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 2nd and 4th Thursday of each month at 7:00 p.m.

Call to Order

Chairman Oddo called the February 25, 2016 Board of Commissioners meeting to order at 7:02 p.m.

Invocation by Commissioner Brown

Commissioner Barlow offered the Invocation.

Pledge of Allegiance

Commissioner Barlow led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Barlow moved to accept the Agenda as printed. Commissioner Brown seconded the motion. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

1. **Recognition of Ms. Heather Hager with a Fire and Emergency Services "Citizen Life Saving Award" and recognition of members of Fire and Emergency Services with a Fire and Emergency Services "Unit Citation" for their actions during a call at the McCurry Park Soccer Complex.**

Chief David Scarbrough stated that Ms. Hager was not present at the time due to caring for a sick child and that her certificate would be awarded to her at a later time. The Board and Chief David Scarbrough recognized several paramedics and EMT workers with a "Unit Citation" award for their actions during a call at McCurry Park Soccer Complex in saving the life of Mr. Rodney Ball. A copy of the request, identified as "Attachment 1," follows these minutes and is made an official part hereof.

2. **Recognition of County Clerk Floyd Jones for earning the Master Clerk Certification from the Carl Vinson of Institute of Government.**

The Board recognized Floyd Jones, County Clerk for earning the Master Clerk Certification from the Carl Vinson of Institute of Government. Commissioner Barlow and Floyd Jones also shared comments regarding this recognition. A copy of the request, identified as "Attachment 2," follows these minutes and is made an official part hereof.

PUBLIC HEARING:

- 3. Consideration of staff's recommendation to approve an on-premise alcohol license of malt beverages and wine to Anna Karina Alvarez, doing business as Los Comales, Inc., at 1988 Highway 54 West, Fayetteville, GA 30214.**

Dennis Dutton, Zoning Administrator briefed the Board on this request. Discussion followed.

Mr. Dutton stated that this is a Mexican Restaurant and grocery store located in the Governor's Square. He stated that the applicants have completed background checks and the necessary requirements to receive their license.

No one spoke in favor of or in opposition to this matter.

Commissioner Rousseau moved to approve an on-premise alcohol license of malt beverages and wine to Anna Karina Alvarez, doing business as Los Comales, Inc., at 1988 Highway 54 West, Fayetteville, GA 30214. Commissioner Ognio seconded the motion. No further discussion followed. The motion passed 5-0. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

CONSENT AGENDA:

Commissioner Rousseau asked to remove Agenda Item number five to have changes made to some of the language in the minutes.

Commissioner Ognio moved to approve the Consent Agenda with the removal of Agenda Item number five. Commissioner Barlow seconded the motion. The motion passed 5-0.

- 4. Approval of staff's recommended Mid-Year Budget Amendment for Fiscal Year 2016.**

A copy of the request, identified as "Attachment 4," follows these minutes and is made an official part hereof.

- 5. Approval of the February 11, 2016 Board of Commissioners Meeting Minutes.**

Commissioner Rousseau stated that the proposed changes are to: (1) change the language on page five in the fourth paragraph, to read "chain of custody" and not "chain of evidence", (2) on page eleven, under the heading "Commissioner Rousseau", the name should be Joycelyn instead of Joselyn and (3) to delete the word "there" in the second sentence in the topic heading, "Attorney's Fees" under his comments.

Commissioner Rousseau moved to approve the February 11, 2016 Board of Commissioners Meeting Minutes with the stated changes. Commissioner Ognio seconded the motion. No further discussion followed. The motion passed 5-0.

OLD BUSINESS:

- 6. Consideration of adoption of the Fayette County Ethics Ordinance 2016-04.**

County Attorney Dennis Davenport briefed the Board regarding the proposed options for the Ethics Ordinance. He stated that he was directed to bring two options on how the hearings would be conducted for violations of the Ethics Ordinance. He stated that one option was to have the hearings conducted by a panel of three county attorneys for all violations and

another option was to have the violations heard by the Board of Commissioners with the exception of a violation against a member of the Board of Commissioner, which would then be heard by a panel of three county attorneys. He stated that an issue that was discussed was to have the \$500 fee reduced to \$250 and to include the language that states, "in the current election cycle" which was included as directed. He corrected a typo on page six regarding the statement, "If a majority". He stated that the word "if" needs to be removed. He stated that Option A would include a probable cause determination to be heard by the Board of Commissioners to determine if it goes to a public hearing, unless it was a complaint against a member of the Board of Commissioner. He stated that the probable cause determination would then be heard by the county attorney panel as specified in the ordinance. He stated that Option A would be for the panel of county attorneys to handle all complaints and Option B mirrors Option A with respect to the language regarding the fee and the current election cycle. The remainder of the document also states that the Board of Commissioners would hear the complaints with the exception of those made against a member of the Board of Commissioners. The other issue is that if it is determined that there is a violation there is no language specifically stating what body would mete out the punishment. He stated that language should be spelled out in the ordinance so that there is no question of who will make the decision of what the punishment would be.

Commissioner Brown pointed out two changes. The first change was to the agenda request form under the background history/details, the fourth paragraph there is a correction to the number of attorneys stated. He stated that it should read "three" county attorneys and not "two" county attorneys. The other correction was to Exhibit A, page six, Subsection F, the word "proximally" was misspelled.

Commissioner Rousseau moved to approve Option A of the Ethics Ordinance 2016-04. Commissioner Brown seconded. Discussion followed.

Commissioner Rousseau stated that the ordinance should include language that says the attorneys are visiting attorneys and not Fayette County's attorneys. He stated that the document does not discuss compensation to the attorneys for their time and/or service when conducting the hearings. Commissioner Brown requested that the language be placed in the ordinance. He stated that what he has traditionally seen is that the "visiting" attorneys are paid the fee that is paid to their own county attorney.

Commissioner Rousseau asked if it could be done pro bono. Commissioner Brown stated that the attorneys would have to agree to do that and asked what would be their incentive to participate in the hearing if it is pro bono.

Commissioner Rousseau stated that conducting the hearings pro bono would take the process to an even higher level when adjudicating the ethical issues. He stated if the Board does agree to some form of compensation then it needs to be spelled out in the ordinance.

In addition, he asked that the Board consider reducing the number of days for a written decision to be rendered from a concluded hearing to be changed to fifteen days instead of thirty days.

Chairman Oddo asked Mr. Davenport what is typical in regards to payment.

Mr. Davenport responded that it ranges from mileage to expenses, to a per diem, it just depends.

Commissioner Rousseau agreed with a per diem and expenses to cover things like dinner because it would be an evening hearing more than likely.

County Administrator Steve Rapson stated that he has heard of having a stipend for the day. He stated that it could be tied to a hearing that has to take place. He stated that a similar process is done with the Zoning Board.

Commissioner Rousseau stated that he is open to suggestions and that he was only teasing about the pro bono; although he would like to have it.

Commissioner Brown suggested bringing this back to another meeting.

Mr. Davenport asked the Board to revisit the issue he brought up regarding who metes out the punishment. He asked if the Board was fine with it being left to interpretation as it is written or if the Board would like to have the language added to the ordinance.

Commissioner Rousseau stated that on page six, Section E, it speaks of the types of punishments that could be meted out.

Mr. Davenport replied that is correct.

The Board agreed that the county attorney panel would mete out the punishment for any hearings that they preside over.

The Board directed Mr. Davenport to investigate to determine what is the best approach regarding compensation and bring it back to the Board for consideration at the next meeting.

Commissioner Rousseau amended his motion to approve Option A of the Ethics Ordinance to include the number of days that a written decision shall be issued to be changed from thirty days to fifteen days upon the conclusion of the public hearing and that the full process would be carried out by the county attorney panel to mete out punishment. Commissioner Brown amended his second. Further discussion followed. The motion passed 5-0. A copy of the request and Ordinance 2016-04 identified as "Attachment 5," follows these minutes and is made an official part hereof.

7. Consideration of the adoption of the Generic Liability Agreement to be used for the Public Arts Committee's Human Resource Photo Wall project.

Mr. Davenport briefed the Board that he was instructed to have a generic liability agreement that could be applicable to most county projects. He stated that a generic agreement was drafted, and he credited his assistant Patrick Stough for his part in creating the draft. He stated that a memo was included as part of the package that addresses specific questions for the photo wall project as an example. He stated that he needs direction from the Board on how to handle the issues presented.

Chairman Oddo asked if this project has ever been approved by the Board of Commissioners.

Commissioner Brown stated that it had been approved on a previous agenda.

County Administrator Rapson stated that it was on an agenda and that there was a lot of discussion regarding it. He stated that he recalls that the breakroom project was approved and has since been completed, but that the Human Resource Photo Wall project had a lot of discussion, but no vote was made to move forward on this project.

Chairman Oddo referenced the minutes from that meeting and stated that the motion was withdrawn and that the motion was that Mr. Davenport would come back to the Board with language for the agreement.

Mr. Davenport added that there was a second motion that "once all the language is agreed upon" then the Board would make a vote. He stated that he did not know what language is agreed upon. He stated that he is back before the Board to determine what language is agreed upon for inclusion in Exhibit A.

Commissioner Brown stated that there is a generic agreement on the dais as part of this agenda item. He suggested that the Board vote on the generic agreement and the Exhibit A could be brought back at another Board of Commissioners meeting.

Mr. Davenport stated that he needed direction from the Board regarding what to include in the agreement. He stated that by answering the bullet points in the memo, it would give him the direction he needs.

Commissioner Brown stated that there was language that was included in the prior meeting's agenda package that he had given to the attorney that would answer most of the bullet point questions. He stated that he created an Exhibit A to use as a "straw man" document for the Board to use and make amendments as needed. He suggested that Mr. Davenport use it, vet it, and create a draft Exhibit A to give to each Commissioner and allow them to make comments and changes to the draft for the next meeting.

Chairman Oddo stated that he agreed with voting on the generic agreement, but that he would like to get the project approved before making a vote on an Exhibit A.

Commissioner Ognio stated that some of the bullet points are general for all projects and the Board needs to give the attorney an idea of what is needed "generally" and let him bring that back to the Board.

Commissioner Brown stated that an Exhibit will be needed for every project.

Commissioner Ognio stated that he understands, but for the generic liability issues addressed then it should make the Exhibit simpler to complete. He stated that for the photo project Fayette County should own the photos.

Commissioner Rousseau stated if a photographer would like to reuse the photos they could request that use from the county.

Commissioner Brown stated that would be in the Exhibit A.

Chairman Oddo stated that the template is not specific to photography.

Commissioner Rousseau stated that was an example.

Chairman Oddo stated that the questions raised from the attorney are specific to photography.

Commissioner Brown stated that if the Board would allow him, he would create a draft Exhibit A for the photo mural project, consult with each Board member, collect the comments and modify it to bring back to a Board meeting. He stated that the project would be presented with the Exhibit A as a package deal for approval.

Chairman Oddo stated that would mean involving the attorney to vet what is created.

Commissioner Brown agreed.

Chairman Oddo clarified that the Board would be approving the project and the Exhibit to the project.

Commissioner Brown stated that is correct. He stated it would be one vote to include the terms of the project as listed and the approval of the project.

Further discussion occurred.

Commissioner Ognio stated that he thought the requirements for a photo project should be included in the liability agreement.

Mr. Davenport informed that the generic agreement would be the building block for having an Exhibit A and that it would not be specific to one type of project. He stated that with these type agreements there has to be broad based language. He stated that is the purpose of the Exhibit A to address specific projects.

Commissioner Rousseau stated that if the language said, "Board authorized art projects" then it would cover each projects coming to the Board to be voted on for approval.

County Administrator Rapson stated that he agrees that the generic liability agreement is created to have as a boilerplate document for all the projects to fall within. He stated that if he understood Chairman Oddo and Vice Chairman Ognio correctly the concern is that the Exhibit A may require staff's and legal's time and effort and if it is not something the Board wants to do, then resources would have been expended on a project that the Board does not want. He stated that he does not know how to satisfy those issue unless there is a position paper presented that identifies the project and the scope of the project to determine if it something that the Board wants to do before moving forward.

Commissioner Brown stated that is a good idea and it could be done in a proposal format. He stated that as an example the Public Arts Committee is discussing a Chalk Art project where artist will come in and do chalk art on the street between the Old Courthouse and the church. He stated that he could easily submit a two paragraph paper outlining the project to be presented to the Board.

Mr. Rapson stated that would resolve some of the concern from the Chairman and Vice Chairman. He stated that in essence the Art Committee would be recreated in the way the Transportation Committee was created and one of the components is the proposal approval process.

Commissioner Brown agreed to have the information, including an example of what the mural would look like for the project ready and given to Mr. Davenport in order to be brought back to the Board of Commissioners on the March 24, 2016 meeting.

Commissioner Brown moved to approve the Generic Liability Agreement to be used for the Public Arts Committee's projects in general and that the Public Arts Committee would come back to the Board with each project individually with an Exhibit A. Commissioner Barlow seconded the motion. Discussion followed. The motion passed 5-0. A copy of the request, identified as "Attachment 6," follows these minutes and is made an official part hereof.

NEW BUSINESS:

- 8. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Lisa Mahaffey to the Fayette County Recreation Commission to fulfill an unexpired term beginning immediately and expiring May 31, 2018.**

Commissioner Barlow invited Lisa Mahaffey to the podium. He stated both he and Commissioner Rousseau interviewed seven outstanding candidates. He stated that Ms. Mahaffey brings a tremendous amount of community knowledge and she will be able to get more exposure for Parks and Recreation. He stated that of the seven there was probably five that could have filled the position. He hoped those who made application but not selected would still attend the Parks and Recreation Commission meetings to give their input and ideas.

Commissioner Rousseau echoed the sentiments and thanked Ms. Mahaffey for offering herself and her time for the opportunity to serve Fayette County's residents and those who visit the parks. He agreed that there were a lot of good applicants, and he looked forward to some of the ideas and projects to come from the commission.

Ms. Mahaffey thanked the Board for the opportunity to serve.

Commissioner Rousseau moved to approve the appointment of Lisa Mahaffey to the Fayette County Recreation Commission to fulfill an unexpired term beginning immediately and expiring May 31, 2018. Commissioner Barlow seconded the motion. There was no further discussion. The motion passed 5-0. A copy of the request, identified as "Attachment 7," follows these minutes and is made an official part hereof.

9. Consideration of the adoption of Ordinance 2016-05 to enact the State Board of Health regulations promulgated by the State Department of Health for tourist accommodations, food service and portable sanitation contractors.

Mr. Robert Kurbes, County Manager for the Health Department's Environmental Health, informed the Board that this item was a housekeeping issue. He stated that prior year regulations used a different coding. He stated that in prior years his department was a section of the Department of Human Resources. He stated that Governor Deal elevated his department to a State Cabinet level as a part of the Department of Health. He stated that, as for the food service and tourist accommodations they are programs being enforced and the code numbers need to be modified. He stated that portable sanitation is a new code put forth by the State Department of Public Health for this issue.

Commissioner Rousseau moved to approve Ordinance 2016-05 to enact the State Board of Health regulations promulgated by the State Department of Health for tourist accommodations, food service and portable sanitation contractors. Commissioner Brown seconded the motion. The motion passed 5-0. A copy of the request, and Ordinance 2016-05 identified as "Attachment 8," follows these minutes and is made an official part hereof.

10. Approval of staff's request to host the "Balloons Over Fayette" Hot Air Balloon Festival and authorization to utilize \$64,500 from General Fund balance to offset expenses.

Anita Godbee, Parks and Recreation Director thanked the Board for the appointment of Lisa Mahaffey and she thanked Ms. Mahaffey for volunteering to be a part of the Parks and Recreation Commission.

Mrs. Godbee introduced this agenda item. She stated that if funded this event will be a great event for the community. She stated that it is an event for all ages and abilities to attend and enjoy. She stated that the goal was to find something that everyone can participate in and bring the community together. She stated that a group of volunteers gathered to determine what would be needed to put on this type event. The group brainstormed some ideas and created a preliminary budget for this event. The group decided on having a Kid's Zone, entertainment, food vendors and arts and crafts vendors. Mrs. Godbee briefed the Board on the estimated expenses and projected revenues for this event. She stated that the major expense of the \$64,500 is for the Balloon Meister who is the expert in the field. She stated that the group looked at how to bring in revenue from this event. There is consideration of having a minimal gate entrance fee, vendor fees, and sponsorships. She stated that a date of June 11 was set so that the Board would see the commitment to hosting this event. She stated that it would be held at McCurry Park.

Commissioner Barlow expressed his support for this event. He asked how many balloons will be used for the event.

Mrs. Godbee stated that there would be five balloons at the event based on the size of the baseball field being used for the balloons.

Commissioner Barlow confirmed that the balloons are tethered.

Mrs. Godbee stated that they are tethered.

Commissioner Barlow stated that for the first year the county may have to put in some seed money for this event.

Chairman Oddo inquired about the program.

Mrs. Godbee stated that the program would fall under the advertisement.

Commissioner Barlow asked if it will be held at night.

Mrs. Godbee stated that the balloon rides will begin in the afternoon and will be lit at night. She stressed that there will not be any balloon races and that the balloons will not leave the park.

Commissioner Barlow stated that he believes Ms. Mahaffey will be helpful with the fundraising for this event.

Commissioner Rousseau asked what is the industry standard price for the Balloon Meister's services.

Mrs. Godbee stated that an average cost is about \$1,000 to \$1,500 per balloon.

Commissioner Rousseau stated that he did not see that in the budget.

County Administrator Rapson stated that there is \$26,000 allocated for the balloons which includes the Balloon Meister's cost.

Commissioner Rousseau asked if the county will solicit for the vendors or will the Balloon Meister.

Mrs. Godbee stated that is done internally through the volunteers.

Chairman Oddo asked how long the rides last.

Mrs. Godbee stated that they last for ten to fifteen minutes and that there would be a fee for the rides.

Mr. Rapson stated that if the Board approves this event that he would like to request that instead of taking the funds from the General Fund that it come from the Recreation Project Contingency. He stated that it currently has a balance of \$466,000.

Commissioner Brown asked if there is a rain date.

Mr. Rapson stated that a rain date will be built into the planning.

Chairman Oddo stated that this event would draw attention to the county.

There was further discussion after the motion.

Commissioner Rousseau confirmed that no projects would be impacted by taking the funds from the Recreation Project Contingency.

Mr. Rapson confirmed that no projects would be impacted.

Commissioner Ognio hoped the County would break even, but that it is probably not likely the first year. He speculated that with sponsorships the county can break even.

Commissioner Barlow stated that he can assure that this will separate out Fayette County. He asked if any other counties in Georgia are doing this.

Mrs. Godbee stated that there is a huge balloon event in Kennesaw, Georgia, there is one in Calloway Gardens and one in Macon during the Cherry Blossom Festival,. There are no balloon festivals in June on the south side of Georgia.

Commissioner Barlow moved to approve to host the "Balloons Over Fayette" Hot Air Balloon Festival and authorization to utilize \$64,500 from the Recreation Project Contingency to offset expenses. Commissioner Rousseau seconded the motion. Discussion followed. The motion passed 5-0. A copy of the request, identified as "Attachment 9," follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Marilyn Watts: Ms. Watts thanked the Board of Commissioners for supporting her on a recent court case and allowing her to speak. She specifically thanked Chairman Oddo for being a gentleman, a kind person and she expressed that he has restored decorum and dignity to the chairmanship.

Ms. Watts asked if her replacement to the Board of Elections had been required to write a letter stating that he would not have any political involvement during his term as she had been required to do by Commissioner Brown four years ago upon her appointment by the Republican Party to the Board of Elections. She stated that in the last Board of Commissioners meeting Commissioner Brown stated that he sued the city attorney. She stated that she requested the minutes and the fact was that in 2000 the city attorney sued Commissioner Brown for slander. She further stated that her son, Lane Watts, sued Commissioner Brown for defamation and Commissioner Brown had to pay Lane Watts on that case. She stated that in her memory the only county official that has been found guilty of ethics violations is Commissioner Brown.

Donna Thompson: Mrs. Thompson spoke regarding the Public Arts Committee's Human Resource Photo mural project. She questioned if this project had been approved by the Board of Commissioners. She stated that in a Board of Commissioners meeting on November 12, 2015, Chairman Oddo asked that the projects from the Public Arts Committee be brought before the Board for approval before work is actually done but she did not believe that was happening. She also discussed concerns about the liability agreement for photographers to include the county taking ownership of the photos, implied liability of the photographers and the level of experience of those who might sign on for this project. She expressed concerns of the Exhibit A of the generic liability agreement and thanked the County Attorney for being thorough in his presentation to the Board with the memorandum that accompanied this agenda item. She stated that the six points that the County Attorney presented do need to be addressed in any legal agreement.

Carol Carver: Ms. Carver asked how many people are estimated to show up at the hot air balloon festival.

Neely Moody: Mr. Moody stated that he is a sitting member for the Ethics Board of Fayette County. He apologized that he has missed several past meetings. He stated that his question was if the ordinance that was passed tonight, if it would eliminate the current structure of the Ethics Board and if so, what the efficiency was associated with that and how was the current Board of Ethics to be notified.

Chairman Oddo closed public comments.

Mr. Rapson addressed the concerns that were brought up by Mrs. Thompson and that they will be brought back at the March 24th Board meeting. He stated in response to Ms. Carver's question that the estimate of attendees is 1,250 for the hot air balloon festival. He stated that on his Administrator's Report notes, the last item was that the County will need to officially notify the members of the Ethics Board to let them know that the Board has been dissolved upon the action of the Board of Commissioners.

ADMINISTRATOR'S REPORTS:

Fayette County Development Authority Selection Committee: A selection committee is needed for the appointment of one seat on the Fayette County Development Authority. Commissioners Rousseau and Barlow agreed to serve on this selection committee.

Recreation Commission Selection Committee: A selection committee is needed for the appointment of two seats on the Recreation Commission. After a discussion the Board agreed that Commissioner Rousseau and Barlow would use the applicants from the recent interviews for the Recreation Commission to make this appointment. They will also take into consideration the application of either of the members whose term is expiring if they wish to continue serving.

Commissioner Rousseau moved that, barring any preclusion by ordinance or state law, that the recent applications submitted by candidates to serve on the Recreation Commission. Commissioner Brown seconded the motion. The motion passed 5-0.

Commissioner Rousseau made a new motion regarding this item.

Commissioner Rousseau moved that barring any preclusion by ordinance or state law, the recent applications submitted by candidates, and to also include those Recreation Commission members who are currently serving, in the deliberation process. Commissioner Barlow seconded the motion. The motion passed 5-0.

Grants Art Internship awarded from ACCG: A grant was award by the Association County Commissioners of Georgia (ACCG) to Fayette County for an art intern in the amount of \$2,173.

Hospital Authority Selection Committee: A selection committee is needed for nine recommendations to the Hospital Authority. There are three seats due to expire from the authority in May and there are three recommendations needed per seat. Commissioners Brown and Barlow will serve on the selection committee along with Mr. Michael Burnett, CEO of Piedmont Hospital.

Fayette Forward: Mr. Rapson stated that Fayette Forward is being held on March 7 and is an event that is being hosted in conjunction with the Fayette Visioning program and Fayette Chamber. He stated that they asked if the County would like to do a sponsorship for \$1,000 in regards to this event.

Commissioner Barlow moved that the Board approve the request for \$1,000 to be spent for the sponsorship of the Fayette Forward event. Commissioner Rousseau seconded the motion. The motion passed 5-0.

A. Notification of the awarding of professional services contract, 1077-N: Lake McIntosh-Wetland Mitigation Monitoring, to Eco-Tech Consultants, Inc., in an amount not-to-exceed \$62,500.00; with an available budgeted balance of \$70,100.59; to provide year four of a five-year project for mitigation performance monitoring surveys and associated reporting.

Mr. Rapson stated that this is one of the contracts that is in the budget, but when there is a contract that is in the \$50,000 to \$200,000 range he notifies the Board in a Board of Commissioners meeting.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport notified the Board of one item of pending litigation, one item of real estate acquisition and review of the February 11, 2016 Executive Session Minutes for consideration in Executive Session.

COMMISSIONERS' REPORTS:

Commissioner Rousseau

Addressed Mr. Moody's concern: Commissioner Rousseau addressed Mr. Moody's concern regarding the Ethics Ordinance. He stated that this has been a two year long process and that he understands Mr. Moody's concern of citizen oversight and he thinks that needs to be addressed appropriately.

Acknowledgement of the public comments: Thanked the citizens for their comments and input on the county's procedures and how things are moving forward. He stated that it is good to have the citizen's input.

Recognition of Sarah Trowbridge: Sarah Trowbridge is an employee of the Fayette County library who has made it to the stage of being on camera for Jeopardy. He stated that is one of his favorite game shows. He congratulated Sarah on making it this far and encouraged others to wish her luck.

North Fayette PTO Father/Daughter Dance: Commissioner Rousseau stated that he attended the Father/Daughter dance and the participation was a sight to behold. He stated that it was a joy to be a part of that event.

Commissioner Barlow

Commissioner Barlow thanked those who stayed throughout the meeting.

Recreation Commission appointments: He addressed Mrs. Godbee and stated that the two positions on the Recreation Commission will be filled quickly because there were some great candidates.

Condolences to Lt. Francis Cavender and family: Commissioner Barlow extended his prayers to the family of Lt. Cavender. He stated that Lt. Cavender's wife and grandson was in a very bad accident and the grandson lost his life. He stated that the funeral is on Saturday and the viewing is tomorrow. He stated that his heart is heavy for that family.

Commissioner Brown stated that Francis is one of the longest serving members of the Sheriff's office and "our prayers are with him."

Commissioner Brown

Addressed comments from Marilyn Watts: Commissioner Brown stated that he would expect Aaron Wright not to do fundraising for a candidate's campaign while he is serving on the Board of Elections. He stated that he would request that from everyone that is on the Board of Elections. He stated it is important for a Board of Elections member, who is supposed to be ensuring that there is a fair and equitable elections, not to do any fundraising for a candidate that appears on the same ballot.

He stated that the city attorney did sue him and he believed that is what he said. He stated that the attorney dropped the lawsuit and it cost him \$10,000 to defend his right to have free speech.

He stated that there was \$1,000 paid to Lane Watts which was paid by his insurance company. He stated that if he had to do it again he would have paid it out of his own pocket and pushed it all the way through the courts.

He stated that both of the ethics violations that were filed against him while in the county were thrown out. He stated that one was thrown out in the county and one was thrown out in Superior Court.

He stated that he did have one ethics violations that was filed against him that stuck. He stated that was a violation that he filed against himself. He stated that he had an employee that notified him that he may have violated the ethics ordinance, so he looked it up and realized that was true and filed the complaint against himself. He stated that he paid \$9.57 to reimburse the employee and that case has been reference in two ethics textbooks written by the University of Illinois and cited as an example of how to behave as an elected official when confronted with ethical situations.

Liability agreement for art photo mural project: Commissioner Brown stated that the county has to own the photographs related to the photo wall project. He stated that there is not an employee that can curate the photographs and all the pieces of art that might be brought forward and that puts the county in a liable situation. He stated that from a liability stand point the county has to own the rights. The language had been introduced previously and he will reintroduce it in the Exhibit A to his colleagues. He stated the photographer will be able to use the photographs, but the County will have ownership.

Comment to Mr. Moody: Commissioner Brown addressed Mr. Moody and agreed that the county dropped the ball in notifying the current Ethics Board members of its intent. He apologized for not notifying them.

McIntosh and Sandy Creek basketball teams: Commissioner Brown announced that both McIntosh and Sandy Creek boys' basketball teams are in the Elite 8 state basketball championship. Sandy Creek will play at Fort Valley State on Friday night and McIntosh will play at Columbus State University. He encourage everyone to cheer them on.

Commissioner Ognio

Article regarding ARC's 25 year regional plan: Commissioner Ognio addressed an article that was published online with the Citizen newspaper in regards to the Atlanta Region Commission's (ARC) adoption of the 25-year regional plan. He stated that the plan includes additional streetcars. He stated that he cannot believe that more streetcars would be included in a 25-year plan. He encouraged people to take a look at this plan, think about where the county stands, and that he is not sure he wants to be a part of that as a county.

Daughter's birthday: Commissioner Ognio stated that his daughter celebrates her 22nd birthday next week.

Last day to vote: Commissioner Ognio reminded everyone that next Tuesday is the last day to vote. He encouraged everyone to do their homework on the candidates and to go vote.

Chairman Oddo

Condolences to Lt. Francis Cavender and family: Chairman Oddo expressed his condolences to the Cavender family. He stated that he will keep them in his prayers.

Blended Heritage at the Public Library: He informed everyone that the event is held at the Fayette County Public Library on Friday at 7:00 p.m. and that there is free admission. He stated that he knows a couple of the entertainers who are fantastic and he is looking forward to seeing them. He warned that it is limited seating.

He thanked everyone for attending.

Comments regarding ARC: Chairman Oddo stated that when at ARC he votes. He stated that Fayette County will be getting a handsome share of the funding over the next few years that should not be ignored.

Commissioner Brown moved to exit the Regular Session and enter into Executive Session. Commissioner Barlow seconded the motion. The motion passed 5-0.

The Board entered Executive Session at 8:52 p.m.

EXECUTIVE SESSION:

The Board returned from Executive Session at 9:14 p.m.

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Commissioner Ognio moved to exit Executive Session and for the Chairman to sign the affidavit. Commissioner Barlow seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 10," follows these minutes and is made an official part hereof.

Approval of the February 11, 2016 Executive Session Minutes: Commissioner Ognio moved to approve the February 11, 2016 Executive Session Minutes. Commissioner Barlow seconded the motion. The motion passed 4-1 with Commissioner Rousseau abstaining because he did not complete the review of the Executive Session minutes.

ADJOURNMENT:

Commissioner Ognio moved to adjourn the February 25, 2016 Board of Commissioners meeting. Commissioners Barlow seconded the motion. The motion passed 5-0.

The February 11, 2016 Board of Commissioners meeting was adjourned at 9:15 p.m.

Tameca P. White, Chief Deputy County Clerk

Charles W. Oddo, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 25th day of February 2016. Referenced attachments are available upon request at the County Clerk's Office.

Tameca P. White, Chief Deputy County Clerk

COUNTY AGENDA REQUEST

New Business #9

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of staff's request to enter into a Youth Athletic Association Agreement with the Peachtree City Rowing Club to provide Rowing Activities at Lake McIntosh.

Background/History/Details:

In August 2015, the Peachtree City Rowing Club established a not-for-profit status to encourage and further the sport of rowing in Fayette County. Rowing programs allow all citizens the opportunity to participate in another recreation activity regardless of age or ability.

The Peachtree City Rowing Club would like to utilize Lake McIntosh as a venue to start growing the sport of rowing within Fayette County. An approved Youth Athletic Association Agreement between the Fayette County Parks and Recreation Department and the Peachtree City Rowing Club would be needed to begin this endeavor.

This agreement would be the same as the agreements established with other sports within the County. In all of these unique partnerships, the County provides resources to construct and maintain facilities and the sports organizations plan and administer the sport program. The Rowing Club would like to begin by offering High School and Middle School rowing programs, Masters rowing programs, as well as recreation department summer programs for kids.

As the sport grows, future programs such as competitions and corporate team building events could be planned.

What action are you seeking from the Board of Commissioners?

Approve staff's request to enter into a Youth Athletic Association Agreement with the Peachtree City Rowing Club to provide Rowing Activities at Lake McIntosh.

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:

What is rowing?



Benefits of a rowing program

- **Competitions bring large numbers of visitors, tourists and revenue into the community.**
- High school/junior athletic resource
- Common recreation department summer programs for kids
- Masters rowing is a rapidly growing and popular sport
- Popular resource for corporate team building events.
- Growing activity for persons with disabilities including veterans
- Common public program throughout the United States for team building for underprivileged youth.
- Largest number women's college scholarships relative to the number of high school participants as a consequence of Title 9.
- Aesthetic appeal, tourist attraction

Benefits: Economic impact

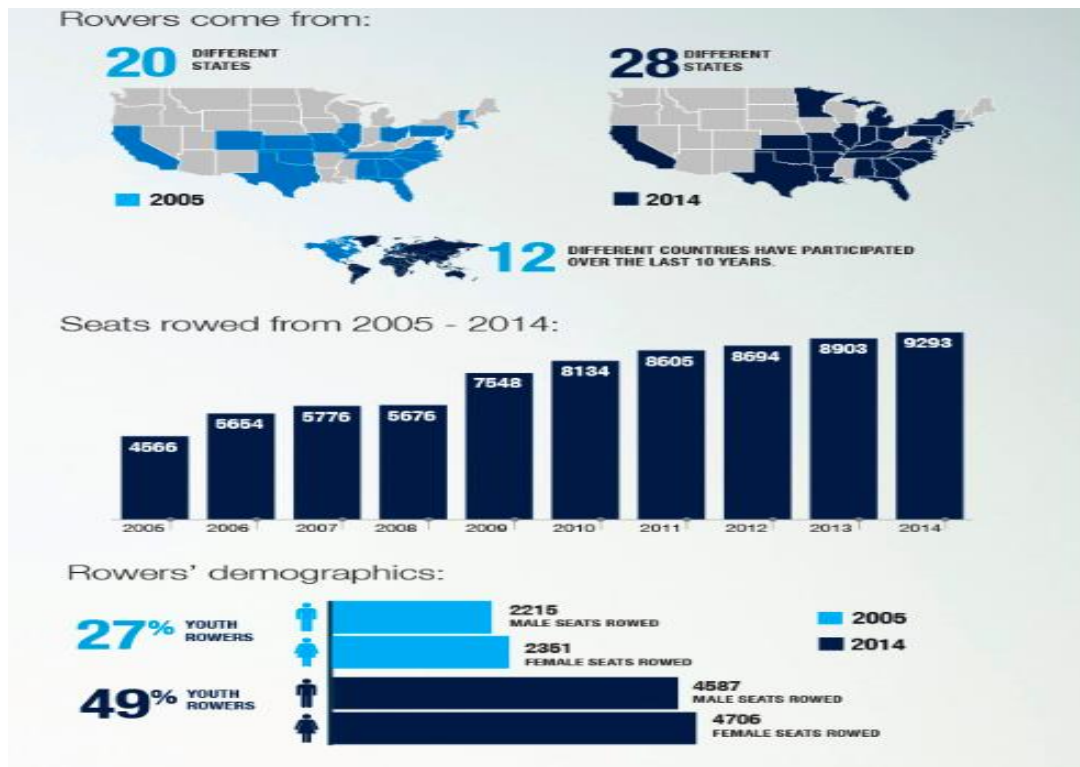
In 2012, the Chattanooga Sports & Events Committee estimated the economic impact of the Hooch around 4.8 million dollars. That year the Head of the Hooch raced 1245 boats (49 events) on Saturday and 653 boats (38 events) on Sunday. Almost 80% of the competitors are High School/College crews.

See the [10 years Hooch Info-graphic](#) for the growth of the Head of the Hooch from 2001-2014 on next slide

Source: <http://headofthehooch.org/about-the-hooch-3/>

Head of the Hooch:

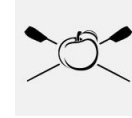
Source "<http://headofthehooch.org/the-hooch-in-numbers/>"



**Rowing regattas can bring in several thousand participants.
The Head of the Chattahoochee was moved to Chattanooga, TN on the
Tennessee river due to low Lake Lanier water levels.**

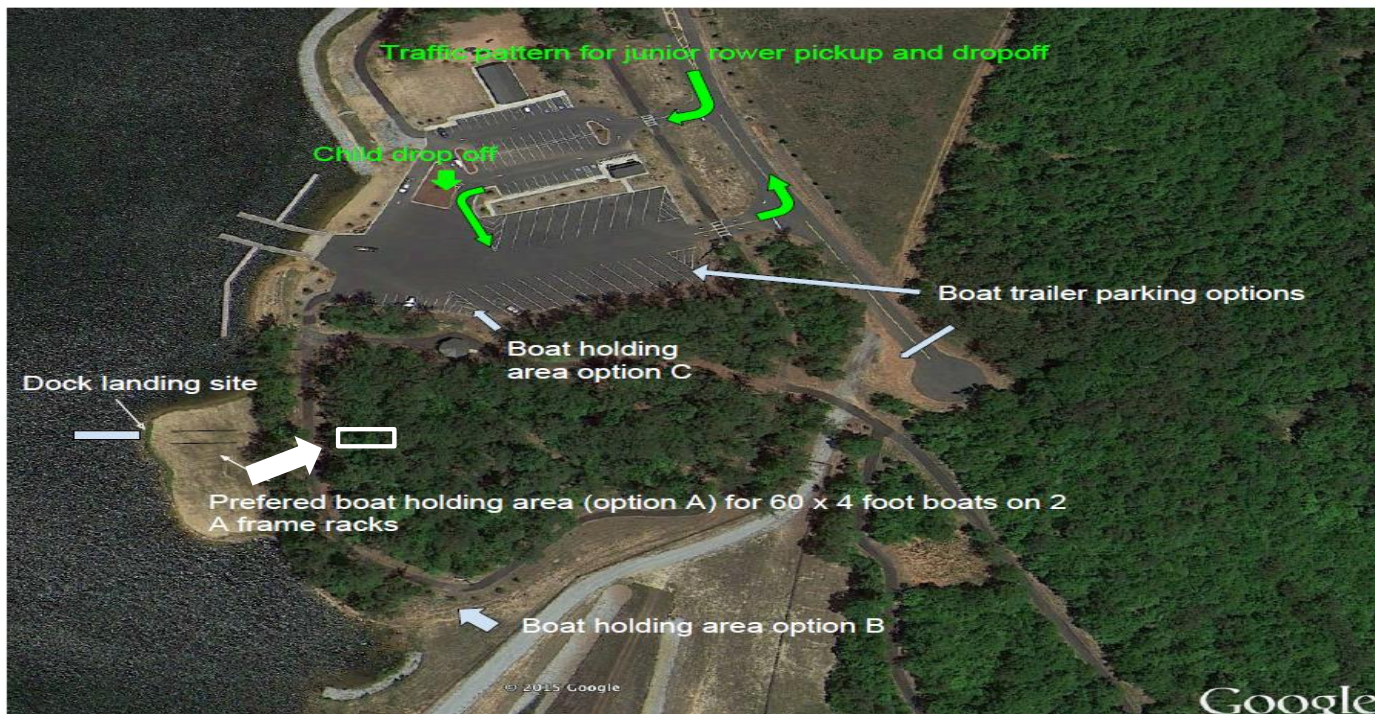


Peachtree City Rowing Club



- The objective of this club shall be the encouragement and furtherance of aquatic and athletic sports among amateurs, more particularly the instruction, improvement, and competition in, and enjoyment of, the art of rowing and the promotion of a friendly and social spirit among its members.
- Not-For-Profit established August 2015 with Board of Directors.
- General membership will be available once approval is granted to row out of Lake McIntosh.

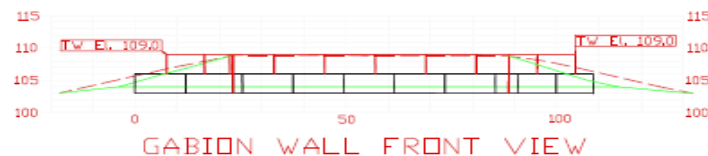
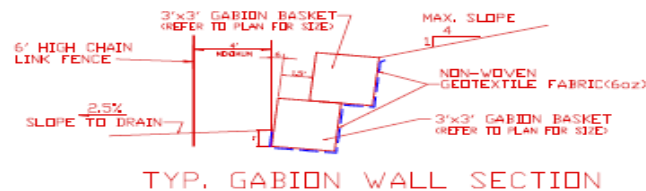
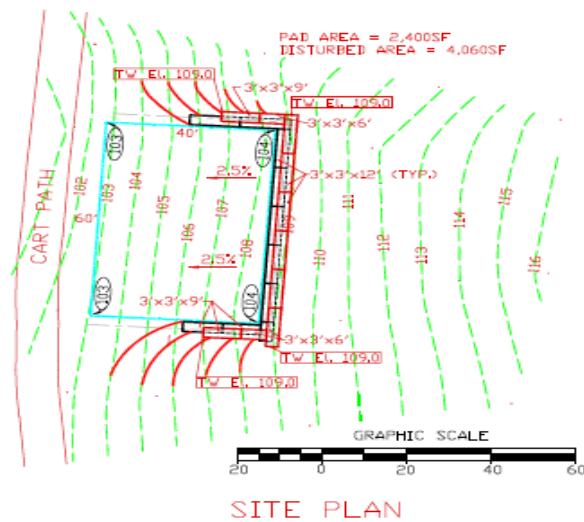
Lake McIntosh Park



Lake McIntosh Park



Lake McIntosh Boat Storage Option



OPTION 1

Lake McIntosh Proposed Dock

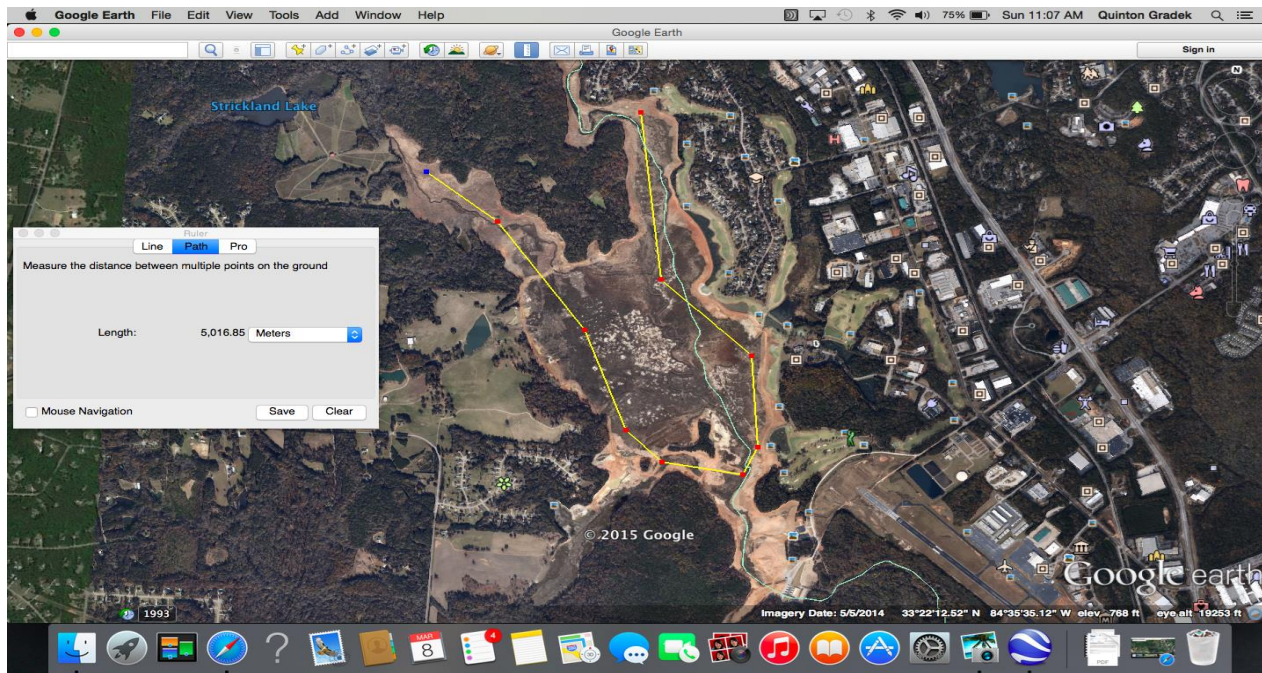


Coaching launch

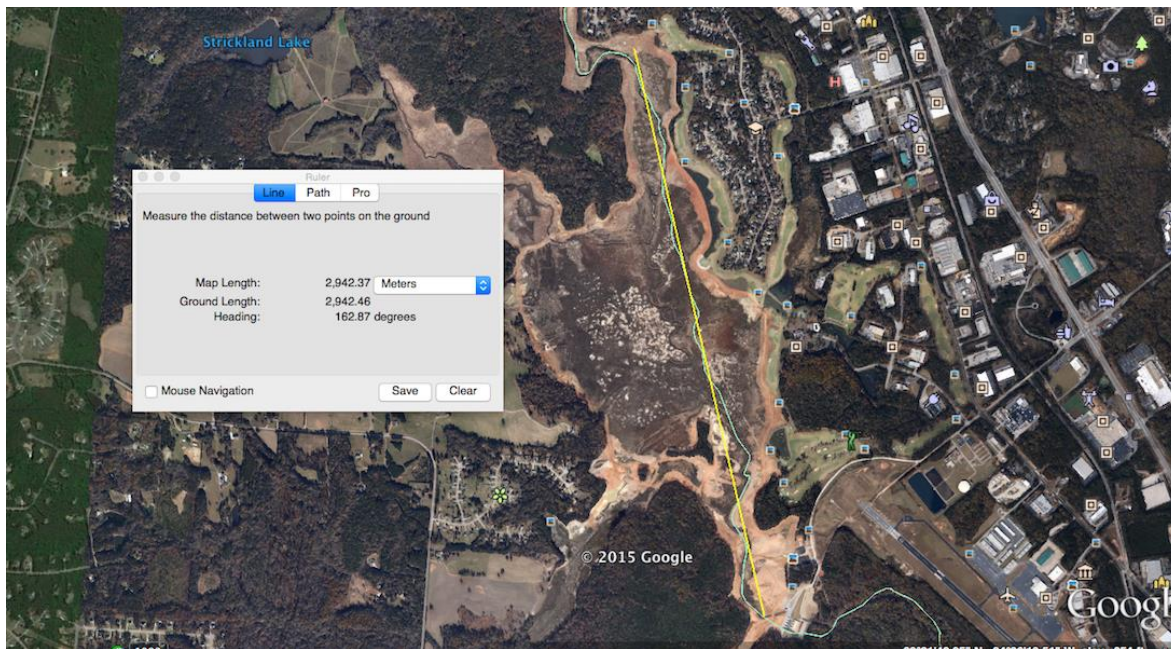
Required for coaching and safety. Such a launch resource could double for Fayette county emergency rescue.



Potential 5K course



Potential 2K course



Season Length
Fall
Winter
Spring
Summer

<u>Race</u>	<u>Entry</u>		
10	8	Competitive/Race	\$5
18	8	Rec/Fit	\$10
12	12	Entry	\$15
9	6	H5 Racing	\$6
49	34	Middle School	\$12
		Corporate	\$30

RA Race Teams

	s/wk	s/hr	Length	Sex*	FALL	WIN	SPR	SUM	Total
RA Race Teams									
Winter & Summer	6	\$5	2						\$1,188
Spring	6	\$5	2.5		\$750	\$648	\$900	\$540	\$1,650
Fall School Teams									
Racing HS - 1st & 2nd 8+, girls & Boys from ea. s	5	\$6	2		\$600				\$600
Development HS - Freshmen	3	\$10	2		\$600				\$600
Middle School	2	\$12	1.5		\$288				\$288
Intro Classes									
Summer Kid's Combo - Rowing & Paddling	5	\$15	4					\$300	\$300
Intro Rowing	2	\$15	1	10	\$150		\$150	\$150	\$150
Kayaking	2	\$15	1	10	\$150		\$150	\$150	\$150
Stand Up Paddleboarding	2	\$15	1	10	\$150		\$150	\$150	\$150
Sailing	2	\$15	1	10	\$150		\$150	\$150	\$150
Recreation									
CrewFit, Indoor & boat		\$10	1		\$100	\$180	\$120	\$90	\$490
Combo Sport Classes		\$10	1		\$100	\$180	\$120	\$90	\$490
Tours, Rowing	4	\$215	12	4	\$720		\$720	\$720	\$2,160
Tours, Kayaking	4	\$15	12	4	\$720		\$720	\$720	\$2,160
Rowing & Kayaking Clinics	1	\$30	3	1	\$90		\$90	\$90	\$90
Corporate Rowing									
Team Building	1	\$30	3		\$900	\$900	\$900	\$900	\$3,600
League 8+'s	2.5	\$90	1.5				\$1,125		\$1,125
4+'s	2.5	\$45	1.5				\$844		\$844
								\$0	\$0
Dragon Boating									
Festival	2.5	\$30	1.5				\$2,513		\$2,513
School Visits		\$2	1		\$50		\$50	\$50	\$50
Historical/Nature tours	1	\$10	2		\$20		\$20	\$20	\$20

Rentals

Rentals	
Rowing Dories	\$30
Kayaks	\$25
SUP's	\$25
Sail Boats	\$30

Corpote Rowing Challenge

Corporate Rowing Challenge
Dragon Boat Festival
Spring HS/Youth Invite
Summer Small Boat Challenge
Fall Head

Regatta Room

Regatta Room
Conference Room

Nutritional supplements

Nutritional supplements
Clothing

Private 1x

Private 1x
Private 2x

References

TOTAL**TOTAL**

Participants & Revenue Projections									
Year 1		Year 2		Year 3		Year 4		Year 5	
#	Rev	#	Rev	#	Rev	#	Rev	#	Rev
20	\$23,760	45	\$54,529	60	\$74,131	75	\$94,446	90	\$117,612
30	\$49,500	50	\$84,150	75	\$128,700	100	\$174,900	120	\$217,800
40									
80	\$48,000	100	\$61,200	120	\$74,880	240	\$152,640	260	\$171,600
40	\$24,000	50	\$30,600	60	\$37,440	70	\$44,520	80	\$52,800
40	\$11,520	50	\$14,688	60	\$17,971	70	\$21,370	80	\$25,344
60	\$18,000	66	\$20,196	73	\$22,651	80	\$25,595	87.8	\$28,989
100	\$15,000	110	\$16,830	121	\$18,876	133	\$21,163	146	\$24,155
60	\$9,000	60	\$9,180	66	\$10,296	73	\$11,543	79.9	\$19,177
0	\$0	80	\$12,240	88	\$13,728	97	\$15,391	106	\$17,569
0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
60	\$29,400	66	\$32,987	200	\$101,920	204	\$105,958	208	\$112,155
0	\$0	0	\$0	150	\$76,440	153	\$79,468	156	\$84,116
0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
0	\$7,200	96	\$8,813	115	\$10,783	127	\$12,089	139	\$13,800
12	\$10,800	16	\$14,321	20	\$18,982	26	\$25,151	34	\$33,930
15	\$16,875	20	\$22,376	25	\$29,660	33	\$39,299	43	\$53,016
15	\$12,656	20	\$16,782	25	\$22,245	33	\$29,474	43	\$39,762
30	\$84,375	36	\$103,275	43	\$126,360	52	\$154,548	62	\$192,451
15	\$7310	18	\$9116	22	\$11123	26	\$13171	31	\$17111
0	\$0	40	\$816	48	\$998	58	\$1,221	69	\$1,521
0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
0		200	\$3,000	260	\$3,978	338	\$5,171	439	\$6,723
200	\$5,000	260	\$3,978	338	\$5,171	439	\$6,723	571	\$8,740
0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
0	\$0	0	\$0	400	\$6,120	520	\$7,956	676	\$10,343
0									
	\$10,000		\$12,000		\$14,400		\$17,280		\$20,736
	\$0		\$0		\$0		\$0		\$0
	\$3,000		\$3,600		\$4,320		\$5,184		\$6,221
	\$6,000		\$7,200		\$8,640		\$10,368		\$12,442
	\$10,000		\$12,000		\$14,400		\$17,280		\$20,736
	\$0		\$0		\$30,000		\$36,000		\$43,200
	\$0		\$0		\$5,000		\$6,000		\$7,200
	\$0		\$0		\$1,200		\$1,440		\$1,728
	\$20,000		\$24,000		\$28,800		\$34,560		\$41,472
	\$1,000		\$1,200		\$7,200		\$8,640		\$10,368
	\$500		\$600		\$4,800		\$5,760		\$6,912
857	\$416,336	1,382	\$571,539	2,370	\$921,214	2,946	\$1,172,513	3,523	\$1,398,339

Boathouse

Simple or Elaborate



Atlanta junior rowing boathouse - a fence and a roof.



Community Rowing Club in Boston. New 10 million - dollar boathouse. Event facilities, locker rooms, weight room, administrative offices etc.

Rowing shells



What is needed to bring rowing to Fayette County?

- Floating docks
- Dedicated location to store boats
- Coaches and Equipment (launches, rowing shells, trailer)

YOUTH ATHLETIC ASSOCIATION TERMS OF FACILITY USE PERMIT

User/Group:

Representative:

Address:

Home Phone:

Cell Phone:

Event Name:

Facility:

Dates Reserved:

Hours Reserved:

- The YAA has received and agrees to abide by the regulations herein provided and understands that the violation of any of the regulations would cause the YAA to be barred from the use of the facility.
- Prior to issuance of this permit, the YAA must meet the requirements as issued in the YAA Policies and Procedures Manual.
- Insure that no persons shall be denied participation in any park or programs based on race, color, national origin, religious background, sex or age and be in compliance with the Americans with Disabilities Act.
- YAAs conduction of youth activities on Fayette County facilities must have a sufficient number of adults present to supervise all scheduled activities from the time the youth arrive until every boy or girl has left the area.
- The YAA is responsible for any damage incurred to the facilities while in use by said YAA. Persistent damage could ultimately result in revocation of a portion of or the entire permit.
- The YAA is responsible for spectators, parents, coaches and participants. A display of conduct that is unbecoming while said YAA is using County facilities could result in written reprimand or revocation of this contract.
- The YAA shall not and cannot reassign this contract.
- The organization shall not and cannot sublet county facilities to outside organizations.
- Fayette County Parks and Recreation reserves the right to alter this contract at any time.
- The YAA will provide county officials with proposed practice and game schedules along with a proposed budget prior to being approved for any authorized use of fields and/or facilities.
- The YAA understands that the Director of Parks and Recreation is the final authority on field scheduling and may assign fields to other organizations as deemed appropriate.

Signature of User Group Representative

Date

Signature of Parks and Recreation Director

Date

COUNTY AGENDA REQUEST

New Business #10

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of the adoption of Ordinance 2016-02 for the purpose of establishing an advisory committee known as the Fayette County Public Arts Committee.

Background/History/Details:

The Public Arts Committee was established in 2014 with the purpose of finding ways to use art to enhance the County's reputation, to contribute to the civic environment, and to enrich the lives of citizens and visitors through the involvement of amateur and professional artists.

Similar to the actions taken by the Board to establish an ordinance for the Transportation Committee, the Board has agreed to consider the same manner of ordinance regarding the Public Arts Committee.

This ordinance will provide for an advisory committee to be known as the Fayette County Public Arts Committee, to provide for terms of office, the initial membership, the filling of vacancies, the taking of an oath, the requirement of regular meetings, the removal of members, and compensation, qualifications of officers.

Section 3- Membership is provided with two options for the Board's consideration concerning the membership of the Public Arts Committee.

What action are you seeking from the Board of Commissioners?

Adoption of Ordinance 2016-02 for the purpose of establishing an advisory committee known as the Fayette County Public Arts Committee.

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 OF FAYETTE

STATE OF GEORGIA

ORDINANCE NO.

2016-__

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

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

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

DIVISION 4. FAYETTE COUNTY PUBLIC ARTS COMMITTEE

Section 2. By adding a section to Division 4 creating the Fayette County Public Arts

Committee to be numbered and to read as follows:

Sec. 2-501. Created; purpose and intent.

In order to make recommendations to the Board of Commissioners of Fayette County as to find ways to use art to enhance the County's reputation, to contribute to the civic environment, and to enrich the lives of citizens and visitors through the involvement of amateur and professional artists to integrate public arts throughout Fayette County. The Fayette County Public Arts Committee is hereby created and established and aims to acquire, cultivate, and perform responsible stewardship of public arts to enhance the dignity of the County through the commitment to artists and their disciplines as integral elements of economic vitality and development. The Fayette County Public Arts Committee offers opportunities and support to citizens, emerging students, amateur and professional artists, arts education resources, and public beautification arts projects. Its mission is to change the way our community approaches arts and culture. The goal of the Fayette County Public Arts Committee is to become a leader in the arts through conceptualizing, implementing, organizing, and executing art projects and programs for our citizens.

Section 3. By adding a section to Division 4 for the organization of the Fayette County

Public Arts Committee to be numbered and to read as follows:

Sec. 2-502. Organization. **[Choose which subsection (a) should apply.]**

(a) Membership. The Fayette County Public Arts Committee shall consist of five (5) members appointed by the Board of Commissioners of Fayette County.

To be eligible for appointment a candidate must be a Fayette County citizen. [If this subsection (a) is selected you should delete subsection (h).]

(a) Membership. The Fayette County Public Arts Committee shall consist of five members appointed by the Board of Commissioners of Fayette County. To be eligible for appointment a candidate must be a Fayette County citizen. Elected officials are prohibited from membership in the Fayette County Public Arts Committee.

(b) Terms. The terms of the members shall be for two (2) years, except that in the appointment of the first Fayette County Public Arts Committee under the terms of this section, two (2) members shall be appointed for a term of one (1) year, and three (3) members shall be appointed for a term of two (2) years. All successive terms shall be for two (2) years. The initial five (5) members shall be selected by the Board of Commissioners of Fayette County. The terms of all members shall begin on the first day of the month following the month in which the Public Arts Committee is activated. All members of the Fayette County Public Arts Committee shall, if necessary, hold over until their successors are appointed and qualified. The successors shall be appointed in the same manner as the initial members in the month immediately preceding the expiration of the members' respective terms of office. Any member of the Fayette County Public Arts Committee may be re-selected and re-appointed to serve a succeeding term.

(c) Oath of office. All persons who serve as a member of the Fayette County Public Arts Committee shall first execute and file with the County Clerk an oath obligating himself/herself to faithfully and impartially perform the duties of his/her

office with such oath to be administered by the Chairman of the Board of Commissioners.

(d) Vacancies; removal. A vacancy in membership shall be filled for the unexpired term in the same manner as the members being replaced were selected. The Board of Commissioners shall also have the power to remove any member of the Fayette County Public Arts Committee for cause by a majority vote of the members of Board of Commissioners.

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

(f) Quorum. Three (3) members of the Fayette County Public Arts Committee shall constitute a quorum. A vacancy on the Fayette County Public Arts Committee shall not impair the right of the quorum to exercise all rights and perform all the duties of the Fayette County Public Arts Committee.

(g) Meetings. The Fayette County Public Arts Committee shall meet on a regular basis with the meetings occurring the third Monday of each month. The Board of Commissioners shall provide a meeting room for the Fayette County Public Arts Committee.

(h) Disqualification. Any member of the Fayette County Public Arts Committee who announces or qualifies for an elected office shall be deemed disqualified to serve as a member of the Public Arts Committee upon the occurrence of such announcement or qualifying. Such disqualification shall take effect immediately and the seat shall be deemed vacant.

(i) **Project Concept.** The Fayette County Public Arts Committee shall request Board of Commission approval for a project concept that provides a general description, location, and scope of the proposed project during a Board of Commission meeting.

(j) **Project Recommendations.** The Fayette County Public Arts Committee shall fill out and complete a “Project Request Form” (Exhibit A), based upon the approved project concept, for the Board of Commissioners’ final consideration and approval on a Board Agenda.

(k) **Public Arts Committee Minutes.** The Fayette County Public Arts Committee shall provide approved meeting minutes of each Public Arts Committee meeting to the Fayette County Clerk.

(l) **Any other committee in existence for the same purpose as the Public Arts Committee shall cease to exist on the first day of the calendar month subsequent to the effective date of this Ordinance.**

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

Sec. 2-503. Election of chairman; bylaws; miscellaneous.

The Fayette County Public Arts Committee shall elect a chairman from among its members. The term of the chairman shall be for one (1) year. The Fayette County Public Arts Committee shall appoint a secretary. The secretary does not have to be a member of the Fayette County Public Arts Committee. The Fayette County Public Arts Committee shall devise its own bylaws, which shall be supplied to the County Administrator and approved by the Board of Commissioners. The Fayette County Public Arts Committee

shall be a recommending body and will provide its recommendations to the Board of Commissioners through its chairman. Any incidental expenditures of the Fayette County Public Arts Committee shall be within the amounts appropriated for such purpose by the Board of Commissioners.

Section 5. By reserving additional sections for future use within this Division, sections 2-504 through 2-520.

Section 6. This ordinance shall take effect 60 days from its adoption by the Board of Commissioners of Fayette County.

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

SO ORDAINED this ____ day of _____, 2016.

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY, GEORGIA

(SEAL)

By: _____
CHARLES W. ODDO, Chairman

ATTEST:

Floyd L. Jones, County Clerk

APPROVED AS TO FORM:

County Attorney

FAYETTE COUNTY PUBLIC ARTS COMMITTEE - PROJECT REQUEST FORM

Project Code: PAC Approval

Project Name:

Estimated Total Cost: Estimated Useful Life:

Project Description:

Department:

Department Contact(s):

Start Date (estimate): Completion Date (estimate):

Additional comments:

Anticipated Costs - Direct & Indirect

Materials	\$ Amount
<input style="width: 420px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 420px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 420px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 420px;" type="text"/>	<input style="width: 180px;" type="text"/>
Total project cost	\$0

Expenses	
Labor	Hours
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
Total Labor Hours	0.0

Equipment	Hours
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
<input style="width: 180px;" type="text"/>	<input style="width: 180px;" type="text"/>
Total Equipment Hours	0.0

COUNTY AGENDA REQUEST

New Business #11

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of Commissioner Ognio's request to repeal Policy No. 100.07- Film Permit and to adopt Ordinance 2016-06- Film Permit.

Background/History/Details:

Fayette County Policy No. 100.07 was approved by the Board of Commissioners on September 5, 2007 and it established directives concerning the issuance of Film Permits.

Commissioner Ognio has requested that the film policy be repealed and replaced with Ordinance 2016-06.

Staff has reviewed proposed Ordinance 2016-06 and, based on the growing numbers of requests and experience in handling the requests, has made recommended changes. The changes will streamline the approval process, involve all necessary county departments, and continue to charge fees for passive and active locations.

"Exhibit A" provides proposed Ordinance 2016-06- Film Permit.

"Exhibit B" provides Policy No. 100.07- Film Permit as recommended to be repealed.

What action are you seeking from the Board of Commissioners?

Repeal Policy No. 100.07- Film Permit and adopt Ordinance 2016-06- Film Permit.

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:

EXHIBIT A

ORDINANCE 2016-06

FILM ORDINANCE

STATE OF GEORGIA

FAYETTE COUNTY

ORDINANCE

NO. 2016-06

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR FAYETTE COUNTY, GEORGIA; TO ENACT PROVISIONS PERTAINING TO PERMITS FOR FILMING ON COUNTY-OWNED PROPERTY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF FAYETTE COUNTY AND IT IS HEREBY ENACTED PURSUANT TO THE AUTHORITY OF THE SAME THAT THE CODE OF ORDINANCES OF FAYETTE COUNTY AS IT PERTAINS TO ADMINISTRATION (CHAPTER 2), BE AMENDED AS FOLLOWS:

Section 1. By creating a new Section 2-3, pertaining to “Film permits”, in Article I of Chapter 2, to be numbered and read as follows:

Sec. 2-3. Film permits.

- (a) *Purpose.* The purpose of this ordinance is to provide guidelines for the issuance, approval, and fees associated with the granting of permits for filming by television companies, movie companies, or other media in Fayette County.
- (b) *Permit required.* A Film Permit shall be obtained by any person working on behalf of television companies, movie companies, or other media, company or agency

filming on County-owned property. For purposes of this ordinance, “County-owned property” includes, but is not limited to, County right-of-way. There shall be a consistent and uniform process for the issuance of Film Permits in Fayette County. A Film Permit is not required for persons or groups filming on County-owned property for individual use so long as such filming is not on behalf of commercial or not-for-profit organizations.

(c) *Procedure for issuance of permits.*

(1) *Application.*

- (A) Any person desiring to obtain a Film Permit shall make application to the County Clerk on a form prescribed by said official and shall meet the conditions set out in this ordinance (Exhibit A).
- (B) An application for a Film Permit shall be accompanied by a copy of a Certificate of Liability Insurance for the person, company or agency filming, with at least \$1,000,000 of coverage. The Certificate of Liability shall list the “Fayette County Board of Commissioners” as an additional insured.
- (C) In the event that special provisions are made to secure locations, including parking areas, for traffic enforcement, or other items/issues of an exclusive nature, supporting documentation shall be attached to the Film Permit application.
- (D) Upon request by the County Administrator, a copy of the portion of the script of the scene that will be filmed on County-owned property shall be included with the Film Permit application.

(2) *Application review.*

- (A) The County Clerk or his/her designee will coordinate with all necessary department heads including the Sheriff's Office and the Board of Education in a joint effort to determine if a Film Permit should be approved or denied.
- (B) Fayette County reserves the right to deny a Film Permit based on the expected disruption to the County's business/operations and in cases deemed to be detrimental to the County's best interests.

Fayette County further reserves the right to deny a Film Permit based on the script of the scene to be filmed on County-owned property.
- (C) Every effort will be made by Fayette County to expedite the processing of a Film Permit application. However, if the timeframe for which the Film Permit is needed is not deemed reasonable by the County for processing, Fayette County reserves the right to reject an application for a Film Permit immediately upon receipt.
- (D) The County Administrator shall determine whether a Film Permit should be approved or denied.
- (E) The County Clerk or his/her designee will contact the requesting party or their agent to communicate the decision of the County Administrator.

- (3) *Fees.* A fee shall be charged for filming on County-owned property in the following amounts:
- (A) One Hundred Dollars (\$100) per day for filming at passive locations that do not produce excessive disruption to routine County business/operations or to the general public.
 - (B) Five Hundred Dollars (\$500) per day for filming at active locations that may produce excessive disruption to routine County business/operations or to the general public.
 - (C) The County Administrator, County Clerk, or their designees shall have discretion to determine whether a particular application requires filming at a passive or active location, as those terms are used in Paragraphs (A) and (B) above.
- (4) *Records retention.* At the conclusion of the application process and granting of a Film Permit, two copies of the Film Permit shall be signed by the County Administrator or in his absence by the County Clerk to the Board of Commissioners, and by the authorized representative of the company or agency applying for the permit. One copy of the approved permit, along with any supporting documentation, shall be kept on file in the County's Office of Administration for one year. The second copy shall be kept on the site of the filming and is the property of the person listed on the permit application. Electronic copies of these documents may also be kept in the same manner as described.

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

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

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

SO ENACTED this _____ day of _____, 2016.

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY

By: _____
Charles W. Oddo, Chairman

(SEAL)

ATTEST:

Floyd Jones, County Clerk

Approved as to form:

County Attorney

Exhibit A



Film Permit Application

General Information

Fayette County requires a Film Permit to be obtained by any person, company or agency filming on County-owned property, county road right-of-way or inside County buildings.

Fees: \$100/day for filming at passive locations that do not produce excessive disruption to routine County business/operations or to the general public.

\$500/day for filming at active locations that may produce excessive disruption to routine County business/operations or to the general public.

Certificate of Liability Insurance is required for the person, company or agency filming, with no less than \$1,000,000 of liability insurance. The Certificate of Liability should list the "Fayette County Board of Commissioners" as additional insured.

Production Company Name: _____

Company Address: _____

Email _____ Phone _____ Fax _____

Applicant Name: _____

Email _____ Phone _____

On-Site Contact _____

Email _____ Phone _____ Fax _____

Type of Filming:

____ Commercial	____ Music Video	____ Multimedia CD/DVD/Internet
____ TV Movie	____ Feature Film	____ Documentary
____ TV Series	____ Stills	____ Sports/Exercise

Film Location Address _____

Prep/Film Dates/Times _____

Cast/Crew size _____

Equipment _____

Vehicles _____

Parking Plans _____

EXHIBIT B

POLICY 100.07

FILM PERMITS

**FAYETTE COUNTY
POLICIES AND PROCEDURES****ADMINISTRATION
Film Permits
100.07****PURPOSE**

The purpose of this policy is to provide guidelines for the issuance, approval, and fees associated with the granting of permits for filming by television companies, movie companies, or other media in Fayette County.

POLICY

Fayette County requires a Film Permit to be obtained by any person, company or agency filming on County-owned property, County road right-of-way or inside County buildings. There shall be a consistent and uniform process for the issuance of Film Permits in Fayette County.

PROCEDURE**1. Obtaining and Submitting Film Permits**

A. Film Permits may be obtained through Fayette County's Administration Office upon meeting the conditions set out in this policy. An application for a film permit can be obtained by contacting said office.

B. An application for a Film Permit should be accompanied by a copy of a Certificate of Liability Insurance for the person, company or agency filming, with no less than \$1,000,000 of liability insurance. The Certificate of Liability should list the "Fayette County Board of Commissioners" as additional insured.

C. In the event that special provisions are made to secure locations, including parking areas, for traffic enforcement, or other items/issues of an exclusive nature, supporting documentation should be attached to the Film Permit Application.

D. Upon request by the County, a copy of the portion of the script of the scene that will be filmed on Fayette County property must be included with the Film Permit Application.

2. Review of Submitted Film Permit Applications

E. A Film Permit Committee is hereby established and will consist of the Fayette County Administrator, the County Clerk to the Board of Commissioners, and the Sheriff, or their designees.

F. The Film Permit Committee shall review the portion of the script of the scene that will be filmed on County property. Fayette County reserves the right to issue or deny a film permit based on script content described in the script provided. The Committee may request further information or explanation of script content.

G. Fayette County reserves the right to issue or deny a Film Permit based on expected disruption to the County's business/operations and in cases deemed to be detrimental to the County's best interests.

**FAYETTE COUNTY
POLICIES AND PROCEDURES****ADMINISTRATION
Film Permits
100.07**

H. The Film Committee shall reach a consensus on whether or not a Film Permit should be issued and shall have the authority to approve or deny the request for a permit. If consensus cannot be reached, the final decision shall be made by the County Administrator.

I. Every effort will be made by Fayette County to expedite the processing of a Film Permit Application. However, if the timeframe for which the Permit is needed is not deemed reasonable by the County for processing, Fayette County reserves the right to reject an application for a Film Permit immediately upon receipt.

3. Film Permit Fees

J. A fee shall be charged for filming at Fayette County's properties or buildings in the following amounts:

- a. One Hundred Dollars (\$100) per day for filming at passive locations that do not produce excessive disruption to routine County business/operations or to the general public.
- b. Five Hundred Dollars (\$500) per day for filming at active locations that may produce excessive disruption to routine County business/operations or to the general public.

4. Retention of Film Permit Records

K. At the conclusion of the application process and granting of a Film Permit, two copies of the Film Permit should be signed by the County Administrator or in his absence by the County Clerk to the Board of Commissioners, and by the authorized representative of the company or agency applying for the permit. One copy of the approved permit, along with any supporting documentation, should be kept on file in the County's Office of Administration. The second copy shall be kept on the site of the filming and is the property of the person listed on the permit application. Electronic copies of these documents may also be kept in the same manner as described.

**FAYETTE COUNTY
POLICIES AND PROCEDURES****ADMINISTRATION
Film Permits
100.07****Film Permit Application****General Information**

Fayette County requires a Film Permit to be obtained by any person, company or agency filming on County-owned property, county road right-of-way or inside County buildings.

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Certificate of Liability Insurance is required for the person, company or agency filming, with no less than \$1,000,000 of liability insurance. The Certificate of Liability should list the "Fayette County Board of Commissioners" as additional insured.

Production Company Name:

Company Address:

Email _____ Phone _____ Fax _____

Applicant Name:

Email _____ Phone _____

On-Site Contact:

Email _____ Phone _____ Fax _____

**FAYETTE COUNTY
POLICIES AND PROCEDURES**

**ADMINISTRATION
Film Permits
100.07**

Type of Filming:

<input type="checkbox"/> Commercial	<input type="checkbox"/> Music Video	<input type="checkbox"/> Multimedia CD/DVD/Internet
<input type="checkbox"/> TV Movie	<input type="checkbox"/> Feature Film	<input type="checkbox"/> Documentary
<input type="checkbox"/> TV Series	<input type="checkbox"/> Stills	<input type="checkbox"/> Sports/Exercise

Film Location Address:

Prep/Film Dates/Times:

Cast/Crew size:

Equipment:

Vehicles:

Parking Plans:
