

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

April 26, 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 Commissioner Brown
Pledge of Allegiance

Acceptance of Agenda

PROCLAMATION/RECOGNITION:

1. Presentation to the parents of Elizabeth Houlihan in memory of her volunteer work at the Fayette County Library.
2. Presentation of Government Finance Officers Association Certificates of Achievement for Excellence in Financial Reporting for Fayette County's Comprehensive Annual Financial Reports (CAFR) for the fiscal year ended June 30, 2015.
3. Presentation from the Atlanta Regional Commission (ARC) concerning the benefits Fayette County receives from the ARC.

PUBLIC HEARING:

CONSENT AGENDA:

4. Approval of Staff's recommendation to create a capital project to repair/re-stripe the Senior Center parking lot utilizing funding of \$12,645 from the General Fund project contingency.
5. Approval of the request from Fayette County Juvenile Court for authorization to file a grant application on behalf of the Fayette County Board of Commissioners and authorization for the Chairman to execute said application.
6. Approval of staff's request to enter into a Memorandum of Understanding (MOU) between the Environmental Protection Division of the Georgia Department of Natural Resources (EPD); and the Permits & Inspections Department of Fayette County, Georgia (Fayette County) for a pilot program of a two year period.

7. Approval of staff's request to issue payment to Georgia Department of Transportation (GDOT) for \$639,831.67 to cover the local match for construction of the McIntosh Road Bridge Replacement Project (SPLOST Project B-6; GDOT PI# 331650).
8. Approval of staff's recommendation to award Contract #949-A, Amendment 1: Road Stabilization / Dust Control to South Eastern Road Treatment in an amount not-to-exceed \$76,000; to apply a road stabilizing and dust control agent to select county unpaved roads.
9. Approval staff's recommendation to award purchase of Cisco Server & Storage System to CDW Government, Inc. for the discounted price of \$167,287.53.
10. Approval of the April 14, 2016 Board of Commissioners Meeting Minutes.

OLD BUSINESS:

11. Consideration of staff's recommendation to adopt the Series 2016 Bond Resolution authorizing the issuance of approximately \$16,650,000 Fayette County, Georgia Water Revenue Refunding Bonds, Series 2016, bearing interest at not more than 2.18% per annum, for the purpose of refunding a portion of the Fayette County, Georgia Water Revenue Bonds, Series 2009 in order to achieve gross debt service savings of not less than \$788,000 over the remaining life of the bonds.

NEW BUSINESS:

12. Consideration of staff's recommendation to adopt Ordinance 2016-09 Discharging Firearms by deleting Section 16-4 pertaining to "Discharging firearms," of Article I of Chapter 16, in its entirety, and by replacing it with a new Section 16-4 of Article I of Chapter 16.

PUBLIC COMMENT:

ADMINISTRATOR'S REPORTS:

- A. Notice to Proceed for Contract #1062-A (Oak Street Storm Drain Improvements)

ATTORNEY'S REPORTS:

COMMISSIONERS' REPORTS:

EXECUTIVE SESSION:

ADJOURNMENT:

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Presentation to the parents of Elizabeth Houlihan in memory of her volunteer work at the Fayette County Library.

Background/History/Details:

The incredible, poise, brilliant volunteer Elizabeth Houlihan volunteered at the Fayette County Public Library from June 16, 2015 to March 26, 2016 and volunteered over 400 hours to help the library carry out its mission.

She added to the collection of good work and superior services offered at the library. Her consistency and dedication to the Library are considered Golden! She was an outstanding volunteer who made a difference in the library and the community.

Elizabeth died on Tuesday, March 29, 2016 of cardiac arrest. She was 16 years old.

What action are you seeking from the Board of Commissioners?

Presentation to the parents of Elizabeth Houlihan in memory of her volunteer work at the Fayette County Library.

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:

Elizabeth was a class act. She was remarkable and always performed abundantly more than was expected of her. We miss her so very much.

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Presentation of Government Finance Officers Association (GFOA) Certificates of Achievement for Excellence in Financial Reporting for Fayette County's Comprehensive Annual Financial Reports (CAFR) for the fiscal year ended June 30, 2015.

Background/History/Details:

This is the 23rd consecutive year Fayette County has received this award from the GFOA. To achieve this recognition, an impartial panel of finance professionals examine the CAFR and judge compliance with the high standards set by GFOA. The report must demonstrate full disclosure which clearly communicates the County's financial story.

GFOA is a prestigious nonprofit professional association serving over 17,500 government professionals throughout North America. It is considered the gatekeeper for monitoring and recommending improvements to government financial reporting and consistently influences changes in reporting standards that "raise the bar" for government entities.

What action are you seeking from the Board of Commissioners?

Acknowledgment of Fayette County's receipt of this award.

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?

STAFF USE ONLY

Approved by Finance

Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:



Government Finance Officers Association
203 N. LaSalle Street - Suite 2700
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

April 8, 2016

Mary S. Parrott
Chief Financial Officer
Fayette County
140 Stonewall Avenue West, Suite 101
Fayetteville GA 30214

Dear Ms. Parrott:

We are pleased to notify you that your comprehensive annual financial report (CAFR) for the fiscal year ended June 30, 2015, qualifies for a Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

Each entity submitting a report to the Certificate of Achievement review process is provided with a "Summary of Grading" form and a confidential list of comments and suggestions for possible improvements in its financial reporting techniques. Your list has been enclosed. You are strongly encouraged to implement the recommended improvements into the next report and submit it to the program. If it is unclear what must be done to implement a comment or if there appears to be a discrepancy between the comment and the information in the CAFR, please contact the Technical Services Center (312) 977-9700 and ask to speak with a Certificate of Achievement Program in-house reviewer.

Certificate of Achievement program policy requires that written responses to the comments and suggestions for improvement accompany the next fiscal year's submission. Your written responses should provide detail about how you choose to address each item that is contained within this report. These responses will be provided to those Special Review Committee members participating in the review.

When a Certificate of Achievement is awarded to a government, an Award of Financial Reporting Achievement (AFRA) is also presented to the individual(s) or department designated by the government as primarily responsible for its having earned the Certificate. Enclosed is an AFRA for:

Finance Department, Fayette County

Continuing participants will find a certificate and brass medallion enclosed with these results. First-time recipients will find a certificate enclosed with these results followed by a plaque in about 10 weeks. We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and that appropriate publicity will be given to this notable achievement. A sample news release has been enclosed. We suggest that you provide copies of it to local newspapers, radio stations and television stations. In addition, details of recent recipients of the Certificate of Achievement and other information about Certificate Program results are available in the "Awards Program" area of our website, www.gfoa.org.

A current holder of a Certificate of Achievement may include a reproduction of the award in its immediately subsequent CAFR. A camera ready copy of your Certificate is enclosed for that purpose. If you reproduce your Certificate in your next report, please refer to the enclosed instructions. A Certificate of Achievement is valid for a period of one year. To continue to participate in the Certificate of Achievement Program it will be necessary for you to submit your next CAFR to our review process.

In order to expedite your submission we have enclosed a Certificate of Achievement Program application form to facilitate a timely submission of your next report. This form should be completed and sent (postmarked) with three copies of your report, three copies of your application, three copies of your written responses to the program's comments and suggestions for improvement from the prior year, and any other pertinent material with the appropriate fee by December 31, 2016.

Your continued interest in and support of the Certificate of Achievement Program is most appreciated. If we may be of any further assistance, please contact Delores Smith (dsmith@gfoa.org or (312) 578-5454).

Sincerely,
Government Finance Officers Association



Stephen J. Gauthier, Director
Technical Services Center

SJG/ds



Government Finance Officers Association

Certificate of
Achievement
for Excellence
in Financial
Reporting

Presented to

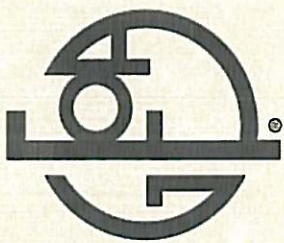
Fayette County
Georgia

For its Comprehensive Annual
Financial Report
for the Fiscal Year Ended

June 30, 2015

A handwritten signature in black ink, reading "Jeffrey R. Enow". The signature is written in a cursive, flowing style.

Executive Director/CEO



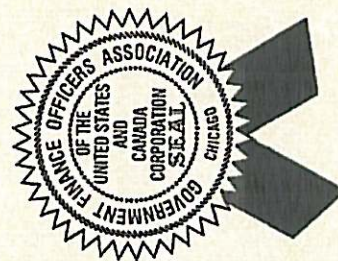
The Government Finance Officers Association
of the United States and Canada

presents this

AWARD OF FINANCIAL REPORTING ACHIEVEMENT

to

Finance Department
Fayette County, Georgia



The award of Financial Reporting Achievement is presented by the Government Finance Officers Association to the individual(s) designated as instrumental in their government unit achieving a Certificate of Achievement for Excellence in Financial Reporting. A Certificate of Achievement is presented to those government units whose annual financial reports are judged to adhere to program standards and represents the highest award in government financial reporting.

Executive Director

Date April 8, 2016

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Presentation from the Atlanta Regional Commission (ARC) concerning the benefits Fayette County receives from the ARC.

Background/History/Details:

Douglas "Doug" Hooker, Executive Director of Atlanta Regional Commission (ARC), will present a brief explanation of the benefits offered to Fayette County by being members of ARC.

What action are you seeking from the Board of Commissioners?

This request is informational in nature. Board action is not requested.

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:

Douglas R. Hooker
Executive Director
Atlanta Regional Commission

Douglas Hooker leads the Atlanta Regional Commission (ARC), the regional planning agency for the 10-county, 71-city Atlanta region. ARC's purpose is to serve as "an innovation conduit" for metro Atlanta's regional growth challenges. The agency facilitates local government and community initiatives to focus on community development, transportation and mobility, water and natural resources, arts and culture, aging and health resources, workforce development, and community-oriented research and analytics.

Doug's career has spanned public and private sector organizations, including: the City of Atlanta's Department of Public Works (Commissioner), the Georgia State Road & Tollway Authority (Executive Director), Bio-Lab, Inc. (Director of Finance & Administration), Atkins Engineering (formerly PBS&J, VP for Marketing & Business Development), and Georgia Power. Throughout his career, Doug has worked on vital regional and local projects in the areas of energy, education, transportation, transit, and water.

He is deeply involved in the community, including board service on the Leadership Atlanta Board of Directors, Council for Quality Growth, CHRIS Kids Advisory Board, the Georgia Tech (President's) Advisory Board, the Ivan Allen College (of Georgia Tech) Advisory Board, the Atlanta Technical College Local Board of Directors and the Board of Directors for the Atlanta Music Project. Past community service includes the Metro Atlanta Chamber of Commerce, the Emory University Board of Visitors, the Georgia Tech Alumni Association Board of Trustees, the Atlanta Opera, the Georgia Conservancy, the Atlanta Area Council of Boy Scouts of America, and several more.

He is an alumnus of Leadership Atlanta, Leadership Georgia, the Regional Leadership Institute, and the Institute for Georgia Environmental Leadership. He has received numerous awards and recognitions including 100 Most Influential Georgians (Georgia Trend Magazine), 100 Most Influential Atlantans (Atlanta Business Chronicle), 10 Most Influential Atlantans (Atlanta Tribune), Lauren H Solomon Trailblazer Award (COMTO), and others.

Doug holds a Bachelor of Mechanical Engineering degree and a Master of Science (Technology & Science Policy) degree from Georgia Tech, as well as a Masters of Business Administration from Emory University's Goizueta Business School. He is married to Patrise Perkins-Hooker, who is also a Tech and Emory alumna. They have two children and several grandchildren.

as of November 2015



COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to create a capital project to repair/re-stripe the Senior Center parking lot utilizing funding of \$12,645 from the General Fund project contingency.

Background/History/Details:

Staff has examined the Senior Center parking lot and recommends performing spot repairs with topping of HA5 and re-striping. Potential safety exists due to the existing blue crosshatch striping being worn near the driveway entrance and senior parking spaces. The Senior Center staff and residents support this request.

The Road Department is getting ready to bid out HA5 work for another project and it would be ideal to include the Senior Center HA5 work in this bid as we could get even better pricing. This will enable the project to be completed this upcoming paving season.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to create a capital project to repair/re-stripe the Senior Center parking lot utilizing funding of \$12,645 from the General Fund project contingency.

If this item requires funding, please describe:

BOC approval needed to fund \$12,645 from general project contingency.

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

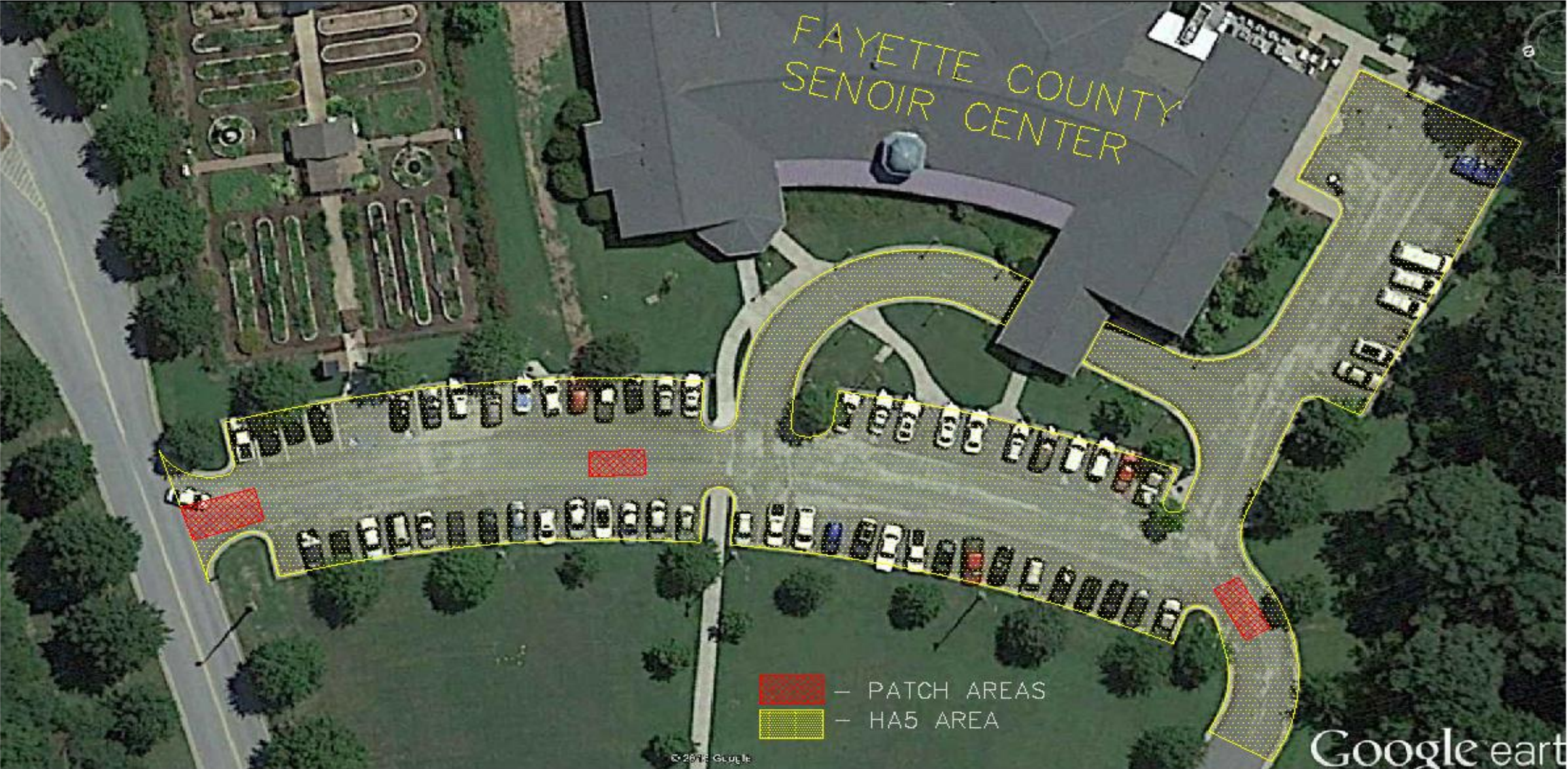
Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:

The balance in general project contingency as of March 31, 2016 is \$417,302.















COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of the request from Fayette County Juvenile Court for authorization to file a grant application on behalf of the Fayette County Board of Commissioners and authorization for the Chairman to execute said application.

Background/History/Details:

The Criminal Coordinating Council has released a request for proposal for the Juvenile Justice Incentive Grant. The basis for the RFP is to continue evidence based services for youth who are considered to be a medium to high risk.

The Juvenile Court is seeking to apply for \$157,440.00 to continue funding to maintain the Functional Family Therapy program for another year.

This program will help divert juveniles from either entering the juvenile justice system or from further involvement in the system. By focusing on diversion/early intervention measures, these programs will help promote a positive relationship between youth, their family and their community.

No matching funds are required.

What action are you seeking from the Board of Commissioners?

Approval of the request from Fayette County Juvenile Court for authorization to file a grant application on behalf of the Fayette County Board of Commissioners and authorization for the Chairman to execute said application.

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:

NATHAN DEAL
GOVERNOR



JACQUELINE BUNN
EXECUTIVE DIRECTOR

At the direction of the Juvenile Justice Incentive Grant Funding Committee, the Criminal Justice Coordinating Council (CJCC) is pleased to announce that it is seeking applications for competitive funding for qualified counties in the State of Georgia.

Juvenile Justice Incentive Grant Program 2017 Request for Proposals (RFP)

Eligibility

Applicants are limited to local county commissions/boards of commissioners to apply on behalf of juvenile courts within Georgia. High priority will be given to the eighteen (18) counties who commit the highest numbers of juveniles to the Department of Juvenile Justice. The availability of funds is dependent on appropriations from the U.S. Department of Justice and the Georgia State Legislature. The Office reserves the right to reduce the amount of funds available based on government budgetary actions. The U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, (CFDA 16.540) administers a portion of these funds at the national level.

Award Period

July 1, 2016 – June 30, 2017

Deadline

All applications are due at 5:00 p.m. on May 2, 2016

Award Amount

Up to \$750,000

Contact Information

For assistance with the requirements of this solicitation, contact:

Program: Stephanie Larrick, Planner, at 404-657-1959 or Stephanie.Larrick@cjcc.ga.gov
Finance: Rachel Furbee, Grants Specialist, at 404-657-2073 or Rachel.Furbee@cjcc.ga.gov

Release Date: March 2, 2016

2017 Juvenile Justice Incentive Grant Program Request for Proposals (RFP)

Deadline: Applications are due at 5:00 p.m. on May 2, 2016

Criminal Justice Coordinating Council

The Criminal Justice Coordinating Council (CJCC) is designated by the Governor of Georgia as the State Administering Agency for criminal justice and victims' assistance programs. Created by the General Assembly (O.C.G.A. § 35-6A-2), the Council is comprised of twenty-four members representing various components of the criminal justice system. CJCC is charged with fiscal oversight of the Juvenile Justice Incentive Grant Program.

Overview

In 2011, the Special Council on Criminal Justice Reform was formed to study Georgia's criminal justice system and was charged by Governor Nathan Deal with recommending policy changes. On December 18, 2012, the Council released their final report to the Governor:
<http://gov.georgia.gov/press-releases/2012-12-18/criminal-justice-reform-report-released>

"We know there's room for dramatic improvement in the results we see in the juvenile justice system." – Governor Nathan Deal

In keeping with Governor Deal's goal of increasing public safety through a more effective juvenile system, CJCC and the Juvenile Justice Incentive Grant Funding Committee offers this request for proposals seeking local juvenile justice projects that aim to reduce the number of youth served out of home. The Juvenile Justice Incentive Grant funding aims to develop programs that address the needs of youth who are typically committed to the Department of Juvenile Justice (DJJ).

During the first year of funding, a total of 1,122 youth were served through community based services. During the second year of funding, a total of 1,666 youth were served through community based services. The CJCC and the Juvenile Justice Incentive Grant Funding Committee are committed to keeping Governor Deal's goal by continuing the funding of evidenced-based programming for youth in the community.

Applicants are encouraged to review the Office of Justice Program's Crime Solutions website to ensure that their juvenile intervention proposal has a methodical and measurable approach to reducing juvenile recidivism. This can be accessed at <http://www.crimesolutions.gov>. Specific required evidence-based interventions are listed on pages 11 and 12 of this application.

A summary of the year one program accomplishments can be found at:
http://cjcc.georgia.gov/sites/cjcc.georgia.gov/files/Juvenile%20Justice%20Evaluation%20Report%20FY2014_0.pdf.

A summary of the year two program accomplishments can be found at:
<http://cjcc.georgia.gov/sites/cjcc.georgia.gov/files/Juvenile%20Justice%20YR2%20Report%20FY15.pdf>.

Eligibility

Applicants are limited to local county commissions/boards of commissioners to apply on behalf of juvenile courts within Georgia. Moreover, all local units of government are required to be in compliance with the Georgia Service Delivery Strategy Act in order to be eligible for state-administered financial assistance.

For more information on Service Delivery Strategy, visit the link below:

<http://www.dca.ga.gov/development/PlanningQualityGrowth/Pages/Regional/SDS.asp>

An eligible applicant must meet **all** of the following criteria:

- Be a public government entity;
- Serve as the fiscal agent for the grant and the point of contact to CJCC; and
- Be responsible, liable, and oversee financial, program, and post-award reporting requirements.

Additional specific eligibility requirements:

- **Religion**- Grantee programs may not promote, discuss, or teach religion. Program activities and services are required to be accessible to any eligible participant, regardless of religious affiliation.
- **Federal Criminal Background Checks** - All Grantees must conduct federal criminal background checks on all personnel who will have direct contact with youth served by the grant program(s). These background checks must take place prior to the provision of services by program personnel and the grantee must maintain a copy of these records for CJCC auditing purposes.
- **Internet Security Policy** – CJCC requires all grantees to establish and enforce an Internet Security Policy when minor participants and/or staff have access (supervised or unsupervised) to the Internet. This includes any technology provided by CJCC funding and technology utilized by participants during a CJCC funded program component.
- **Other** – Applicants must comply with all forms, assurances, and certifications attached to this RFP.

High Priority will be given to applications that specifically formulate strategies to reduce the applicant county's annual felony commitment rate to the Department of Juvenile Justice and reduce the applicant county's annual number of Short Term Program admissions. High priority will be given to the eighteen (18) counties who commit the highest numbers of juveniles to the Department of Juvenile Justice.

Grant Award Agreement

Grant Award Amount: Applicants are applying for one year of funding through this RFP. New Applicants are eligible to apply for a maximum of \$350,000 for this grant year. Continuation applicants are allowed to apply up to \$750,000 and are allowed to expand or enhance services under this solicitation.

Grant Award Period: *The grant award period is from July 1, 2016 through June 30, 2017. All new or enhanced services must be fully implemented within sixty (60) days of the grant award agreement beginning date. All continuation services must be fully implemented within thirty (30) days of the grant award agreement beginning date.*

Continuation Funding: A continuation proposal is required annually. *An initial award does not guarantee continued funding.* The annual submission allows grantees to improve or modify objectives or activities, as well as assess the performance of the previous year. Continuation grants are awarded to applicants that demonstrate the following:

1. Professional management of grant funds and compliance with administrative requirements;
2. Accurate and prompt submission of required program and financial data and reports;
3. Positive performance history with **achievement** of program goals and objectives; and
4. Cohesive continuation plan for their program.

Please note that continuation funding is contingent on several factors, including: achievement of goals, organizational capacity, performance history, contractual compliance, and availability of funds.

Modification of Funds: The Juvenile Justice Incentive Grant Funding Committee reserves the right to make changes to the application budget at the time of the grant award and will communicate any changes to the applicant. CJCC may negotiate all or part of any proposed budget after execution of the grant award agreement due to funding or provisions to program requirements. If, during the term of the grant award period, the funds appropriated are reduced or eliminated by the Georgia State Legislature, the Juvenile Justice Incentive Grant Funding Committee may immediately reduce or terminate the grant award by written notice to the grantee.

Reporting Requirements

CJCC requires that grantees comply with and fully participate in the financial, program, and evaluation reporting for this grant program.

Financial Reporting Requirements

This is a **reimbursement-based grant**. CJCC may award *first-time recipients* an initial advance for the first three months of the grant cycle. However, subsequent to the first three months, the grant will continue on a reimbursement only basis. Grantees receiving continuation funds, are not entitled to receive an advance payment.

If awarded funds, each county will be required to establish proof of payment for all project expenses by submitting the appropriate documentation to CJCC for review; i.e., check/purchase requisitions, travel expense forms, copies of check payments, invoices and /or receipts, etc.

1. *Monthly or Quarterly Subgrant Expenditure Requests (SER):* Upon accepting the award, each grantee is required to indicate whether they agree to submitting Monthly or Quarterly SERs to the CJCC. The SER must be submitted with the "JJ Unit SER Cover Form" provided by the CJCC, in addition to the respective SER and backup documentation. The "JJ Unit SER Cover Form" can be found at: <http://cjcc.georgia.gov/reporting-3>. *Monthly expenditure reports are due 30 days after the end of each month (i.e. an SER for expenses incurred in July is due by August 30th). Quarterly expenditure reports are due 30 days after the end of each quarter. Additionally, invoices that are more than 30 days outside of the reporting period **should not** be included as part of the expenditure report.*
2. **Grantees are expected to expend 25% of the awarded funds in the first quarter, 50% in the second quarter, and 75% in the third quarter.** If a grantee anticipates not meeting the spending requirement for the first and second quarter of the grant cycle, the grantee will be permitted to submit a waiver requesting an extension in lieu of the requirement. Please see Appendix A. The waiver request form can be found at:

<http://cjcc.georgia.gov/sites/cjcc.georgia.gov/files/JJ%20Waiver%20Request%20Form%20.pdf>. The waiver will be subject to the Juvenile Justice Incentive Grant Funding Committee approval. Any unused, remaining funds from any quarter will be retained by the Council to be managed by the Juvenile Justice Incentive Grant Funding Committee.

3. Grantees are also required to maintain supporting documentation on file such as timesheets, equipment purchases, travel logs, supply purchases, inventory records, and consultant contracts. This documentation may be requested at any time.
4. Grantees must attend any scheduled grant management workshop (if required) prior to the release of grant funds.

Please see section "Fiscal Responsibility & Proposal Budget Worksheet" page 16 for additional financial reporting requirements.

Program Reporting Requirements

Grantees must submit programmatic reports on a monthly and/or quarterly basis as requested. Failure to submit programmatic reports in a timely fashion could result in the suspension or termination of grant funding.

1. **Monthly** – Grantees are required to submit monthly reports directly to the Carl Vinson Institute of Government (CVIOG).

<i>Reporting Month</i>	<i>Programming Timeframe</i>	<i>Reporting Period Opens*</i>	<i>Reporting Period Closes*</i>
July	July 1-31	August 1, 2016	August 15, 2016
August	August 1-31	September 1, 2016	September 15, 2016
September	September 1-30	October 1, 2016	October 15, 2016
October	October 1-31	November 1, 2016	November 15, 2016
November	November 1-30	December 1, 2016	December 15, 2016
December	December 1-31	January 1, 2017	January 15, 2017
January	January 1-31	February 1, 2017	February 15, 2017
February	February 1-28	March 1, 2017	March 15, 2017
March	March 1-31	April 1, 2017	April 15, 2017
April	April 1-30	May 1, 2017	May 15, 2017
May	May 1-31	June 1, 2017	June 15, 2017
June	June 1-30	July 1, 2017	July 15, 2017

**Dates are subject to change. Please adhere to CVIOG's deadlines. For any data submission not met and reported by the due date, a penalty may be imposed at the discretion of the Juvenile Justice Incentive Grant Funding Committee.*

** Please be aware that Graduated Sanction Violations under DJJ's Probation Management Program (PMP) are included in overall STP/Felony Commit numbers. If said Violation resulted in an admission to RYDC it was included in the baseline target number in 2012 data and will be counted in this grant year's target number. Juvenile Courts & Department of Juvenile Justice staff are strongly encouraged to share this information with one another in order to measure potential impact.*

2. **Quarterly** – Grantees may be requested to submit quarterly reports directly to the CJCC. Quarterly progress reports are *due 30 days after the end of each quarter*. Quarterly progress reports are to be submitted with quarterly SER submissions or saved as a PDF and emailed to Stephanie.Larrick@cjcc.ga.gov.

<i>Reporting Period</i>	<i>Programming Timeline</i>	<i>Performance Requirements</i>	<i>Due on or before the following dates</i>
Initial Allotment	7/1/2016-9/1/2016	<ul style="list-style-type: none"> • Fully executed grant award agreement and attachments 	9/15/2016

<i>Reporting Period</i>	<i>Programming Timeline</i>	<i>Performance Requirements</i>	<i>Due on or before the following dates</i>
First Quarter	7/1/2016-10/1/2016	<ul style="list-style-type: none"> Quarterly Progress Report-including performance objectives 	10/30/2016
Second Quarter	10/1/2016-1/1/2017	<ul style="list-style-type: none"> Quarterly Progress Report-including performance objectives 	1/30/2017
Third Quarter	1/1/2017-4/1/2017	<ul style="list-style-type: none"> Quarterly Progress Report-including performance objectives 	4/30/2017
Fourth/Final Quarter	4/1/2017-6/30/2017	<ul style="list-style-type: none"> Quarterly Progress Report-including performance objectives 	7/30/2017

Planning Period (New Applicants Only):

In order to allow for the successful integration of evidence-based services into court operations, CJCC will allow a two-month planning period as an option for **new** local projects. This will allow time for staff to be hired, trained, and contracts with service providers to be established. The planning period is optional and all new projects must be operational no later than **September 1, 2016**.

Evaluation:

CJCC will conduct a study of each awarded program to determine effectiveness. Grantees will be held accountable for the following as it relates to program evaluation:

1. Collect, enter, and maintain participant-level implementation and outcome data monthly.
2. Data collection training and use of any Grants Management System (GMS).
3. Submit youth enrollment, activity attendance, and necessary reports to evaluator.
4. Grantee must participate as a focus site for evaluation.

The CJCC and the Juvenile Justice Incentive Grant Funding Committee are committed to implementing evidence-based programming successfully and providing juveniles with the best services. Evidence-based programs are effective in reducing recidivism in juvenile populations when the programs are delivered as intended by the developers of the models. Grantees may be subject to a model fidelity evaluation.

POST-AWARD REQUIRED ACTIVITIES

CJCC Grant Management Workshop: If an applicant is awarded a grant, grantee may be required to attend a CJCC grant management workshop.

Site Visits: CJCC staff may conduct a fiscal and/or programmatic site visit to each grantee during the grant period. Additional visits may be conducted, but each grantee will have at least one visit from CJCC staff during the grant year. Site visits will be scheduled with the grantee in advance. Site visits will be conducted to monitor the program for progress, implementation, adherence to outcomes, model fidelity, and to view program and financial documents.

Additional Training, Technical Assistance, and Events: CJCC will offer a number of non-mandatory post-award training and technical assistance opportunities and special events. Grantees will be informed of events via e-mail, and the events will be posted on the CJCC

website. CJCC staff also will give ongoing, individual technical assistance and other support activities to grantees as needed or requested throughout the year.

Program Design

Purpose

In order to demonstrate potential cost-savings to taxpayers by incentivizing evidence-based options, the overarching goal of this offering is the reduction of out-of-home placements and to better serve youth in the community.

The purpose of this grant opportunity is to provide funding for local programs designed to serve youth in the community who would otherwise be committed to DJJ. Applicants are encouraged to examine their local data from the previous fiscal year in order to understand the profiles of youth who were committed to DJJ before, and who, with appropriate community-based services, could be served at home. Recipients of this grant opportunity will be employing evidenced-based programming appropriate to the needs of youth in the community.

Considerable evidence has been found to show that assessing each youth's risk of re-arrest can help with classifying youth for both appropriate levels/types of programming, as well as the necessary intensiveness of services. Therefore, applicant counties will have the benefit of utilizing standardized risk assessments to aid in decision-making. The instruments include, at a minimum, the Department of Juvenile Justice's Pre-Disposition Risk Assessment (PDRA) and the Detention Assessment Instrument (DAI).

Bolstering a continuum of community support services and supervision has been shown to reduce recidivism, while promoting a positive relationship between youth, their families, and the community. Support services may include family and community reintegration and prevention services, basic life skills, job skills & employment training, job placement, educational support, as well as providing mentoring and apprenticeship opportunities.

Communities applying for these funds will be expected to bring together system stakeholders, community leaders, and residents to identify and access existing local resources for the development of a multifaceted response to prevent further penetration in the justice system.

By employing evidence-based programming, implementing risk assessment tools, involving the community, and ensuring appropriate youth are served, the State of Georgia will increase public safety while decreasing recidivism among juveniles through an effective juvenile justice system.

The CJCC and the Juvenile Justice Incentive Grant Funding Committee ask that applicants fully describe how their project will reduce risk factors of participants through the use of an evidence model that addresses family engagement, reduces negative peer association, increases pro-social activities, and is tailored to the individual cognitive and maturational levels of their participants.

Program Period

The initial grant award period is July 1, 2016 – June 30, 2017.

Target Population

All youth receiving services from this grant award **MUST** score a medium to high on the Pre-Disposition Risk Assessment (PDRA) and be appropriate for the selected evidence-based program.

Goals and Objectives

Each applicant must utilize all the following goals and performance objectives for its project. Applicants may add additional goals or objectives specific to their program.

Goals

1. Reduce felony commitments to Department of Juvenile Justice and Short Term Program (STP) admissions in the target county.
2. Increase the use of evidence-based practices in Georgia's juvenile justice system by initiating community-based juvenile justice programs.
3. Reduce the recidivism rate of youth involved with Georgia's juvenile justice system.
4. Reduce annual secure detention rate of target county.
5. Reduce annual secure confinement rate of target county.
6. Demonstrate a cost-savings to citizens of Georgia through provision of research-informed services to youth in juvenile justice system.

Performance Objectives

1. The DAI and PDRA will be used on all youth considered for grant funding with all scores reported in JTS or the Juvenile Data Exchange (JDEX) when available. Additionally, when available, grantees are encouraged to use the Juvenile Needs Assessment (JNA) on all youth considered for grant funding.
2. 100% of project participants will score a medium to high on the PDRA.
3. At least 75% of project participants will complete program requirements.
4. At least 55% of youth completing services will not re-offend as calculated using the recidivism definition below:
 - >As defined by: *A new charge (within three years of the initial post-adjudication community placement) which results in a juvenile court delinquency adjudication OR adult criminal court conviction.*
5. Project will report cost-savings per youth by calculating average cost to provide targeted intervention subtracted from average cost to detain youth. (Selected projects will be provided a marginal cost rate in order to perform this calculation).

Note: Performance targets will be used as a means to determine future award allocations and/or continuations.

PROPOSAL SUBMISSION INSTRUCTIONS

The application must be submitted electronically using the link on the Council's website at <http://cjcc.georgia.gov/funding-opportunities>. Application should include: application narrative, application budget request in Excel format, application budget narrative, and application attachments with all signature pages. **All** of the aforementioned proposal documents are required to be submitted electronically as a PDF by scanning and uploading the documents to Formstack. The application must follow the outline as described on **page 19** of this RFP, beginning with the application face sheet (Attachment A-1). The proposal package must be completed and submitted in accordance with RFP guidelines for submission.

Submission Date

Applications must be submitted by **5:00 p.m. on May 2, 2016**. Only complete applications received by the deadline will be reviewed. Applications submitted after that date will be classified as late and may not be considered.

When an application is received by the Council, there is no commitment on the part of CJCC or the Juvenile Justice Incentive Grant Funding Committee to fund an application or to fund it at the amount requested. All areas of the budget are subject to review and approval. Decisions related to these budget areas are based on both eligibility and reasonableness. The Juvenile Justice Incentive Grant Funding Committee has full discretion to determine the reasonableness of budget items based on both objective and subjective decision-making tools. See "Restrictions on Use of Funds" subsection below to determine whether budget items requested are allowable prior to submitting your budget. Applications for funding will undergo several reviews. At any point during these reviews, a decision not to fund a project or any part thereof may be made. These decisions are within the complete discretion of CJCC and the Juvenile Justice Incentive Grant Funding Committee.

Disqualification Factors

Any application electronically time-stamped after **5:00 p.m. on May 2, 2016** deadline will be regarded as late, excluding extenuating circumstances, and may not be considered for funding. It is the responsibility of the applicant to ensure the proposal is received by the specified deadline.

Additionally, CJCC may not consider funding any applicant that fails to comply with all application requirements. Disqualification factors may include any of the following:

- Failure to include application narrative, application budget, and application attachments;
- Failure to provide appropriate number of copies and format requested;
- Applicant is not a public government entity;
- Submission fails to include an original signature of the applicant's authorized official on the application face sheet; or
- Application lacks original signatures where appropriate.

Questions

CJCC asks that applicants direct all questions to Stephanie Larrick, Planner. Applicants may reach Ms. Larrick by email Stephanie.Larrick@cjcc.ga.gov, or by phone at (404) 657-1959. Although questions will be permitted until the date of the RFP submission, they will be answered subject to staff availability. As such, applicants are strongly encouraged to pose all questions as early as possible in the RFP process.

PROPOSAL NARRATIVE

The following information provides a description of necessary components to be contained in the narrative portion of your proposal. The narrative is a detailed statement of the work to be undertaken and answers who, what, when, where, why, and how about the grant proposal.

CJCC requires that applicants restate each question and number each Narrative Section followed by the response.

E.G. " **1. Statement of Need/Summary**

a. **Statement of the community problem:** In X county...etc."

1. Statement of Need/Summary

Provide a clear and concise statement of need, including the following:

- a. Statement of the community problem

For the purpose of this RFP applicants are instructed, **at a minimum**, to use each of the following metrics as justification of need for programming for fiscal year 2017:

 - At-risk population
 - New instances of secure detention (RYDC)
 - Cases resulting in commitment to DJJ
 - New instances of confinement in secure juvenile correctional facilities (YDC)

This information for each county can be found at:
<http://juveniledata.georgia.gov/DataReports.aspx?report=RRIDataEntryReport>
- b. A description of how the problem relates to the mission of the implementing agency.
- c. Overview of the target population to be served.
- d. Name and description of the chosen evidence-based intervention(s) for proposal and reason for selection. Please include why this particular program was chosen and will benefit your community.
- e. Brief description of the activities requesting CJCC funds.

2. Administration

- a. Name and brief description of the implementing agency. Name the applicant and fiscal agents, if these agencies are different from the implementing agency. The **fiscal agent must be a county commission/board of commissioners.**
- b. List the agency's qualifications and experience with managing grants.
- c. List the community partners and their description and contribution, if any, to the proposed program.
- d. After the initial allotment, this grant will transition to a reimbursement-only grant. Does the fiscal agent have the ability to maintain a positive cash-flow once reimbursements are provided on a quarterly basis?

3. Target Population

Provide a detailed description of the clearly defined target population to be served in the grant period, including the following:

- a. Target group/age range: a) middle school; b) high school; or c) both middle and high schools;
- b. How and why target population was selected?
- c. Number of projected youth to be served;
- d. Gender: a) male only; b) female only; or c) male and female;
- e. County or counties to be served (please only apply for counties you are able to serve);
- f. Other demographics, including at-risk population(s); and
- g. List assessment instruments to be used for selected target population and how they will be used to screen youth (Described more extensively in Section 4.e).

4. Methods and Procedures

Service Delivery

a. State the selected evidence-based program

1. Continuation applications are allowed to continue current interventions in Year Four if they so choose. If applicant plans to make a change to a different intervention in Year Four, please detail this change and why it is being made. Applicants switching interventions **MUST** select an intervention from the table below. Applicants who are starting a new evidence-based service will be allowed a two month implementation period for that service, if needed.

- State the proposed primary curriculum or evidence-based interventions that will be employed during this grant period. Describe how this will be implemented.

2. New applicants must select an evidence-based intervention that has been shown to be effective, from the list below. New applicants should choose the evidence-based intervention which is appropriate for the needs of the youth in the community.

Evidence-Based Interventions:

Seven Challenges (7C)	<p>The Seven Challenges Program (7C) is designed specifically for adolescents with drug problems, to motivate a decisions and commitment to change- and to support success in implementing desired change. The program simultaneously helps young people address their drug problems as well as their co-occurring life skill deficits, situational problems, and psychological problems.</p> <p>The challenges provide a framework for helping youth think through their own decisions about their lives and their use of alcohol and other drugs. Counselors using The Seven Challenges Program teach youth to identify and work on the issues most relevant to them. In sessions, as youth discuss the issues that matter most, counselors seamlessly integrate the Challenges as part of the conversation.</p>
Aggression Replacement Training (ART)	<p>Aggression Replacement Training® (ART) concentrates on development of individual competencies to address various emotional and social aspects that contribute to aggressive behavior in youths. Program techniques are designed to teach youths how to control their angry impulses and take perspectives other than their own. The main goal is to reduce aggression and violence among youths by providing them with opportunities to learn pro-social skills in place of aggressive behavior.</p>
Brief Strategic Family Therapy (BSFT)	<p>Brief Strategic Family Therapy (BSFT) is a family-based intervention designed to prevent and treat child and adolescent behavior problems. The goal of BSFT is to improve a youth's behavior by improving family interactions that are presumed to be directly related to the child's symptoms, thus reducing risk factors and strengthening protective factors for adolescent drug abuse and other conduct problems. BSFT targets children and adolescents who are displaying—or are at risk for developing—behavior problems, including substance abuse.</p>
Functional Family Therapy (FFT)	<p>Functional Family Therapy (FFT) is a short-term (approximately 30 hours), family-based therapeutic intervention for delinquent youth at risk for institutionalization and their families. FFT is designed to improve within-family attributions, family communication and supportiveness while decreasing intense negativity and dysfunctional</p>

	patterns of behavior. Parenting skills, youth compliance, and the complete range of behavior change (cognitive, emotional, and behavioral) domains are individualized and targeted for change based on the specific risk and protective factor profile of each family.
Multi-Systemic Therapy (MST)	Multi-systemic Therapy® (MST) is an intensive family- and community-based treatment that addresses the multiple causes of serious antisocial behavior in juvenile offenders. The MST program seeks to improve the real-world functioning of youth by changing their natural settings - home, school, and neighborhood - in ways that promote pro-social behavior while decreasing antisocial behavior. Therapists work with youth and their families to address the known causes of delinquency on an individualized, yet comprehensive basis. By using the strengths in each system (family, peers, school, and neighborhood) to facilitate change, MST addresses the multiple factors known to be related to delinquency across the key systems within which youth are embedded.
Thinking 4 Change (T4C)	Thinking for a Change (T4C) is a cognitive-behavioral curriculum developed by the National Institute of Corrections that concentrates on changing the comprehensive thinking of offenders. T4C is a cognitive-behavioral therapy (CBT) program that includes cognitive restructuring, social skills development, and the development of problem-solving skills.

- State and describe any other developmental activities program participants will receive in addition to the curriculum or intervention listed above. Explain how each of these developmental activities will be implemented.
- Insert a chart that indicates the activity, the type of activity, and the number of hours per activity per youth that will be supported, in whole or part, by these grant funds.

An example chart follows:

Activity	Type	Number of Hours per Youth*
Primary Evidence-Based Juvenile Justice Intervention	Multi-Systemic Therapy	9
Developmental	Connections	1
Developmental	Enrichment Activities	1
Developmental	Tutoring	1
Total Program Hours Per Youth		12

*Approximate

* Secondary activities (i.e. electronic monitoring, tutoring, etc.) and interventions will be considered part the applicants 30% administrative cost. See page 16 "Budget Breakdown" under "Financial Responsibility and Budget Proposal Worksheet." The primary evidence-based intervention should be 70% of a youth's program time.

- b. Describe the overall format and design of the program, addressing the following:
- Program type (i.e., Youth Reporting Center, community-based, school-based, or other); Include name of selected evidence-based program. Please list materials

- associated with program (i.e. for Aggression Replacement Training – 3rd edition Glick, Gibbs. 2011);
- Number of cohorts expected during the grant year. Please include a detailed program schedule which includes specific dates, and must reflect appropriate dosage according to selected evidence based program (see Appendix B).
 - Program Policy (i.e. any policy covering homework, attendance, participation, missed days, and successful completion if applicable to the selected program (i.e. Thinking for a Change, Aggression Replacement Training). Please note, the CJCC understands this may not to apply to EBPs such as FFT, MST, or BSFT.
- c. Complete the Program Timeline (Attachment A-2). Provide a detailed timeline from July 1, 2016 through June 30, 2017 of planned grant activities including, but not limited to, program start and end dates for each cohort (*for each evidence-based program*), special events, and planning period activities.
- d. List the specific site(s) where programming will occur (i.e., the site name and the street address). Please describe how the proposed program site is a safe and conveniently accessible location for youth and parents to receive services.
- Attach any Memorandum(s) of Understanding for sites not under the jurisdiction of the applying or implementing agency (Attachment A-3).
 - Please list any transportation services or assistance needed.
- e. Fully describe the intake process. List the criteria to determine which individuals will be offered program services. Applicants must provide a detailed description of how the DJJ Detention Assessment Instrument (DAI) and Pre-Disposition Risk Assessment (PDRA) will be utilized to ensure consistency and uniformity in decision-making. *More information can be found at the following:*
<http://www.djj.state.ga.us/Policies/DJJPolicies/Chapter20/DJJ20.11DetentionDecision.pdf>
- f. Describe how parental consent is obtained for youth to participate in the program. Explain if additional information (e.g., intake form, participant application, and/or needs assessment) is obtained for a youth to be enrolled in the program.
- g. Describe the services and supports provided to **all** individuals in the target population using CJCC grant funds and which entities will provide these services.
- h. Describe the CJCC grant-funded services provided to youth in the target group who may or may not be receiving intensive services, if applicable.
- i. Describe the parent involvement and/or community awareness activities provided using CJCC grant funds, if applicable.

Staffing

- Describe the primary roles and responsibilities for each grant-funded position. Attach a job description for each position discussed (Attachment A-4).
- Explain training history for staff associated with service delivery.
- Explain the plan for orientation and training of grant-funded staff.

5. Goals, Objectives, and Evaluation

- a. List the required program goals as outlined in the RFP. List any additional program goals in a clearly defined and measurable manner.
- b. List the required program objectives as outlined in the RFP. List any additional program objectives in a clearly defined and measurable manner.
- c. Explain fully how all stated goals and objectives will be reached and evaluated.
- d. Explain how they currently collect data on youth served and how they plan to expand this collection to include source of referral information.

6. Sustainability

- a. Describe the specific activities that will take place during this upcoming grant period to ensure sustainability.
- b. List the current funding sources and amount of funding for your organization.
- c. Identify potential state, federal, and or/private funding streams for program support.

- d. Identify any staff or volunteers that have assigned, dedicated efforts towards sustainability.
- e. Identify potential ways to increase current evidence-based service capacity for target population.
- f. Describe any local actions taken to specifically support evidence-based services

7. Previous Accomplishments

Provide a detailed description of any previous successful interventions or grant funding received for similar programs. Include a detailed summary of activities, number/percent of youth served to-date, and supporting data to demonstrate whether or not the project objectives and goals were met. Applicants who received an Incentive Grant in previous years should include their accomplishments from this program.

If problems were encountered in previous grants or objectives were not fully achieved, please provide a full description detailing issues and corrective action(s) taken to address. This information is an essential component of all applications.

FISCAL RESPONSIBILITY & PROPOSAL BUDGET WORKSHEET

The applicant must provide an adequate accounting system described in Forms, Assurances, and Certifications (Attachment A-5), and should meet the following criteria as outlined below:

1. Accounting records provide information needed to identify each grant awarded (State, Federal, Local Government, and Private) to applicant by identifying the receipt of funds for each grant and the expenditure of funds for each grant award;
2. Entries in accounting records refer to subsidiary records and/or documentation which support the entry and can be readily located;
3. The accounting system provides accurate and current financial reporting information; and
4. The accounting system integrates with an adequate system of internal controls to safeguard the funds and assets covered, check the accuracy and reliability of accounting data, promote operational efficiency, and encourage adherence to prescribed management policies.

Proposal Budget Excel Worksheet

Complete the Budget Workbook (Attachment A-6). The Excel workbook contains a budget summary for the applicant. The budget summary must provide computation of requested funds and justification of costs in relation to activities. A detailed Budget Narrative (Attachment A-7) should be submitted for clarity of expenses requested in the different budget categories. Applicants must provide details on each cost item in the budget. For example, if an applicant includes a cost item for "Speaker Contracts," the applicant must describe what the purpose is, who the speaker is, what event is happening, and a justification of including this cost and value-add to the grant. Any expense not listed in the proposed budget and approved, must be submitted to the CJCC for preapproval if grantee expects to be reimbursed.

Grantees are responsible for obtaining and executing necessary agreements with partners or contractors providing services under this agreement. Documentation and copies of contract/service agreements must be submitted to CJCC upon procurement. Grantees are to submit copies of the agreements with their award packet or by the submission of their first-quarter SER. Subcontractors are still expected to adhere to the budget breakdown (see below) a full budget breakdown must be submitted.

Grantees are expected to adhere to Georgia's State Travel and Meal Policy if requesting reimbursement for grant-related expenses. Subcontractors purchasing meals or snacks must adhere to the state policy. Additional information can be found at <https://sao.georgia.gov/state-travel-policy>. Food or travel expense should be included in the proposal budget.

Please note, for both meal and travel* reimbursement, grantees must submit a typed listing or travel form for any meal or travel expenses incurred as a result of serving program participants. The listing of meal expenses should include: date, location, number of program participants during the scheduled session, cost (including attached receipts), and signature. The travel form at a minimum should include: name of person being reimbursed, date of travel, beginning/ending location, total mileage, and signature (See Appendix C).

**All travel expenses submitted for reimbursement should adhere to the respective county's travel policy.*

Budget Breakdown

At a minimum, 70% of awarded funds must be used for evidence-based program costs associated with contract and direct services. No more than 30% of awarded grant funds can be used for non-direct services or administrations costs, this includes any programming not listed on page 11-12 of this RFP. *The 70/30 split should be reflected in the Budget Narrative (Attachment A-7).*

I.e. 70/30 Split – Total Budget \$100.20

30% INDIRECT	Breakdown	Cost
Grants Coordinator	Part-time, \$1per hour x 1 hour per month x 12 months	\$12
Rent	\$1per month x 12 months	\$12
Insurance	\$6 per year	\$6
	Total/Percent	\$30 (30%)
70% DIRECT	Breakdown	Cost
Facilitator	\$1.35/per hour x 1 hour/week x 52 weeks	\$70.20
	Total/Percent	\$ 70.20 (70%)

Direct Costs: Expenses accrued through direct services of the primary evidence-based programming.

The following is a brief list of common direct costs:

- Individuals who provide direct service to youth (therapists, facilitators, etc.).
- Snacks or meals associated with programming
- Travel to participants home
- Journals or program books for youth

Costs that will **require preapproval** to be considered as direct costs:

- Trainings
- Conferences
- Travel (Outside of direct service travel)
- Equipment
- Administrative staff and supervisors
 - Whom also provides direct service
 - Supervision of any staff is not direct service, only hands-on work with community
- Volunteers
- Copier (use of the copier for program materials)
- Cell phones for direct service employees requiring travel
- Meeting expenses for outreach and awareness activities

Indirect Costs: Expenses accrued that are not directly from the primary evidence-based programming; this includes any direct service interventions that are not listed in the chart on pages 11 and 12 of this RFP.

The following is a brief list of common indirect costs:

- Grants Manager
- Finance Director/Accountant/Bookkeeper
- Trainer
- Bookkeeping costs
- Financial and/or programmatic audit costs
- Rent and/or mortgage on administrative offices
- Utilities on administrative offices
- Office supplies for staff
- Pens, paper, etc.
- Insurance
- Employee travel to grantee trainings
- Printing
- Meeting expenses
- Copier

- Postage
- Vehicle maintenance
- Background investigations
- Wrap around services (tutoring, Botvin Lifeskills, etc.)

Allowable and Unallowable Costs: A list of allowable and unallowable costs is provided at the back of the Budget Workbook. Examples of allowable expenses are defined under the budget categories.

- Items such as motivational tools, graduation gifts, and enrichment activities may be eligible for reimbursement. **Please note, these expenses should be reflected in both your budget proposal and budget narrative, and will be considered as part of the 70% allowed for direct costs.**
 - Categorize as 'Supplies'
 - These items must be available to all program participants. Applicants must submit a policy outlining the parameters related to issuing enrichments to program participants (Attachment A-8). See Appendix D for sample policy. **Please note, expenses submitted for the issuance of gift cards, gift certificates, gas cards, etc. will not be approved as allowable expenses as part of the grant.**
 - The maximum funding allowed under this category is not to exceed \$25 per individual youth served. \$25 is the maximum allowance per youth regardless of the number of programs in which the youth is enrolled or number of times the youth participates in programming.
 - I.e. Total program: \$100,000
 - Projected youth served: 30
 - Motivational tools/enrichments budget: 30 X \$25 = \$750

****All expenses must be detailed and approved in the grant budget. Expenses are approved at the discretion of the Juvenile Justice Incentive Grant Funding Committee.**
 - Please note, any motivational tools, graduation gifts, and/or rewards donated or purchased using outside funds are not subject to this requirement.
- Projects are allowed to provide food/snacks to all program participants; please note, this expense should be reflected in your budget proposal and will be considered as part of the allowable direct costs.
- **Applicants must request preapproval for all expense related to graduation ceremonies. All expenses must be detailed and approved in the grant budget. Expenses are approved at the discretion of the Juvenile Justice Incentive Grant Funding Committee.**
- The use of flex funds will require preapproval. All requests should include a detailed explanation as part of the Budget Narrative (Attachment A-7). Please note, all requests will be approved at the discretion of the Juvenile Justice Incentive Grant Funding Committee. If approved, the following will apply:
 1. *There must be judicial oversight.* The presiding juvenile court judge must request the use of flex funds in *each individual instance*;
 2. A note must be included in the youths' file notating the judicial approval of the flex fund spending specific to the youths' case; and,
 3. A copy of the notation must be submitted to CJCC along with your reimbursement request. The notation cannot be a "blanket" note, but should instead be specific to the each individual case.

Supplanting

Funds must be used to supplement existing funds for program activities and cannot replace or supplant funds that have been appropriated for the same purpose.

APPLICATION ATTACHMENTS: APPLICATION FORMS, ASSURANCES, CERTIFICATIONS, AND FINANCIAL STATEMENTS

The applicant is required to comply with the following as described in the RFP attachments. The grantee will be responsible for ensuring that any service delivery partners comply with the following forms applicable to the partner.

- A-1 **Cover Form**
- A-2 **Program Timeline:** A detailed timeline of grant activities.
- A-3 **Grant Subagreements/Contracts:** Signed agreement(s) between the applying agency and program site(s) not under the jurisdiction of the applying agency, if applicable.
- A-4 **Job Descriptions:** Job description for each grant-funded position.
- A-5 **Forms, Assurances, and Certifications:** To certify intent to comply with all of the following, the Chief Executive Officer of the applying agency must review, complete, sign, and submit all of the following forms:
 1. Accounting System/ Internal Control Questionnaire
 2. Non-Supplanting Certification
 3. Service Delivery Strategy Act Compliance Certification
 4. Immigration and Security Form
 5. Child Abuse Reporting, Background Investigation, Internet Security Policy Requirements
- A-6 **Budget Worksheet:** Submit budget detail worksheet electronically.
- A-7 **Budget Narrative:** Submit a budget narrative describing the reasoning for expenses.
- A-8 **Enrichment Policy:** Submit a policy outlining the parameters related to issuing enrichments to program participants (only submit if applying for related funding).

Application Review

The Juvenile Justice Incentive Grant Funding Committee will review all eligible applications. The Juvenile Justice Incentive Grant Funding Committee will not review incomplete applications and CJCC will not permit applicants to add information to their application after submission, unless clarification or additional information is requested. **Special Conditions:** If awarded the grant, grantees will be expected to submit SAM, Ethics, etc., per special conditions.

Application Submission Instructions

Disqualification Factors

- Applicant is not a public government entity
- Submission fails to be electronically time-stamped by the deadline date
- Submission fails to include the original signature of the Executive Officer of the applicant on the application face sheet
- Application lacks original signatures where appropriate

Format

- Number of every page submitted as part of your application

- Use type that is 12-point font size and one inch margins
- The application narrative should be typed on white paper that is 8 ½ x 11 inches
- Include a footer identifying the applying agency
- Adhere to page limits
- Application documents should be in Word, PDF, or Excel format with the exception of the Memorandum of Understanding (MOU).
- Applicants must restate and number each proposal narrative question followed by the response

Application

Use the table below to ensure that all requested information is included and your documents are appropriately named and saved as a word or excel document.

Required Application Document	Applicant Checklist (Y/N)
A-9 Proposal Narrative:	
A. Statement of Need/Summary	
B. Administration	
C. Target Population	
D. Methods and Procedures	
E. Goals, Objectives, and Evaluation	
F. Sustainability	
G. Previous Accomplishments	
Application attachments: A-1 Cover Form A-2 Program Timeline A-3 Grant Subagreements/Contracts A-4 Job Descriptions A-5 Forms, Assurances, and Certifications A-6 Budget Worksheet A-7 Budget Narrative A-8 Enrichment Policy	

Appendix A.

NATHAN DEAL
GOVERNOR



JACQUELINE BUNN
EXECUTIVE DIRECTOR

Juvenile Justice Waiver Request Form

Reporting Period: _____ thru _____

Per the Special Conditions of the Juvenile Justice grant award(s),

“25% of the awarded funding must be expended each quarter. Any unused funds will be retained by the Council to be managed by the Juvenile Justice Funding Committee.”

As such, if your court did not expend **and** request reimbursement for 25% of the original award amount for the current quarter, any unexpended funds for the quarter will be de-obligated and reallocated to ensure optimal utilization of appropriated state grant funds.

If your agency expended grant funds during the quarter that have not been accounted for as part of your reimbursement request, or if there are extenuating circumstances that warrant consideration, you must submit this form, along with a Subgrant Adjustment Request (SAR), and any supporting documentation to substantiate your request to retain any unexpended funds for the respective period.

This waiver request and the supporting documentation should be submitted along with your monthly/quarterly expenditure report. **The submission deadline for expenditure reports and waiver request forms will be the same for each reporting period.** Any waivers submitted after the deadline for the respective reporting period **will not** be considered. The supporting documentation must provide a detailed explanation of the event(s) that prevented the grantee from fully expending 25% of the original award amount. Waivers will not be accepted for 3rd and 4th quarters.

Please note: All waivers will be reviewed and/or granted at the discretion of the Juvenile Justice Funding Committee

Please check one of the following:

- Funds encumbered during the quarter (supporting documentation required for consideration (i.e., invoices)
- Other (delayed implementation, etc.) Please provide an explanation on the respective SAR.

Waiver Amount \$ _____

Project Name: _____ Subgrant Number: _____

Signature of Authorized Official or Project Director*	Title	Date
---	-------	------

*By signing this document, I am certifying that the information listed above is true and accurate.

FOR CJCC USE ONLY

	Approval	Disapproval	Reviewer Signature	Date
Reviewed by:	_____	_____	_____	_____
Authorized by:	_____	_____	_____	_____

Appendix B.

Program duration/schedule

1 Cohort – Aggression Replacement Training

Week	Week beginning with	Weekday/ Time	Subjects covered		
			Social Skills Training	Anger Control Training	Moral Reasoning Training
1	July 4	M-4:30 – 5:30 W-4:30-5:30	Making a complaint	ABCs of anger	Jim(or Emilio's) problem situation
2	July 11	M-4:30 – 5:30 W-4:30-5:30	Understanding the feelings of others	Hassle logs and triggers	Jerry (or Latoya's) problem situation
3	July 18	M-4:30 – 5:30 W-4:30-5:30	Getting ready for a difficult conversation	Cues and anger reducers	Mark (or Ishan's) problem situation
4	July 25	M-4:30 – 5:30 W-4:30-5:30	Dealing with someone else's anger	Reminders	Georgie (or Enzo's) problem situation
5	Aug 1	M-4:30 – 5:30 W-4:30-5:30	Helping others	Thinking ahead	Sam (or Carmen's) problem situation
6	Aug 8	M-4:30 – 5:30 W-4:30-5:30	Keeping out of fights	Self-evaluation	Leon (or Cheri's) problem situation
7	Aug 15	M-4:30 – 5:30 W-4:30-5:30	Dealing with an accusation	Angry behavior cycle	Reggie (or Big Bear) problem situation
8	Aug 22	M-4:30 – 5:30 W-4:30-5:30	Dealing with group pressure	Using a social skill and rehearsal of full anger control chain	Alonzo (or Tara and Lashonda's) problem situation
9	Aug 29	M-4:30 – 5:30 W-4:30-5:30	Expressing affection	Rehearsal of full anger control chain	Juan (or Lin's) problem situation
10	Sept 5	M-4:30 – 5:30 W-4:30-5:30	Responding to failure	Overall review and rehearsal of full anger control chain	Antonio (or Emma's) problem situation

Appendix C.

Meal/Travel Expense Form Examples

Meal Expense Example

Meal for Strengthening Families	11/17/15
Cost	\$40
Food	Pizza
Number of program participants	9
Location-	1 Blueberry Street, Atlanta, GA 30303
Signature	Billy Joe
Name	Billy Joe

Travel Expense Example

Billy Joe Home Location	1 Strawberry Street, Atlanta, GA 30303	
Programming Location	1 Blueberry Street, Atlanta, GA 30303	
Date	Location	Miles
11/02/15	1 Strawberry Street, Atlanta, GA 30303 - 1 Blueberry Street, Atlanta, GA 30303	10
11/07/15	1 Strawberry Street, Atlanta, GA 30303 - 1 Blueberry Street, Atlanta, GA 30303	10
11/17/15	1 Strawberry Street, Atlanta, GA 30303 - 1 Blueberry Street, Atlanta, GA 30303	10
	Total Miles	30
Signature	Billy Joe	
Name	Billy Joe	

Appendix D.

Enrichment Policy Example

Behavior Policy

Sanctions/Incentives

The [X] operates with a point system that rewards participants with positive points when they meet behavior and program expectations. When a participant violates any rule, they will be subject to sanctions. All sanctions and incentives will be documented and shared with parent, PO, and court.

Sanctions

The chart below is the sanction. It is subject to change as necessary.

	1st offense	2nd offense	3rd Offense	Final Offense
Not completing homework	Verbal Reprimand & Make Up Homework	Report to PO & Make Up Homework	Conference & Make Up Homework	Discharge
Constant Disrespect to facilitators	Verbal Reprimand, Letter of apology to be read aloud	Report to PO, Letter to apology to be read aloud	Conference, Letter of apology to be read aloud	Discharge
Having contraband (ex. Cell/electronics)	Verbal Reprimand	Report to PO	Conference	Turn into court
Lack of participation	Verbal Reprimand	Report to PO	Conference	Discharge
Bullying others	Report to PO	Conference	Discharge	N/A
Not following directives	Verbal Reprimand	Report to PO	Conference	Discharge
Negative Talk/Glorification for crime	Verbal Reprimand	Report to PO	Conference	Discharge
Inappropriate/Lewd Comments	Verbal Reprimand	Report to PO	Conference	Discharge
Sexual Misconduct (threats, physical contact, exposing self, etc)	Immediate Suspension/Immediate Conference	Discharge		
Leaving the classroom/session w/o permission	Verbal Reprimand	Report to PO	Conference	Discharge
Leaving the building/grounds	Call 911 & Conference	Call 911 & Discharge		
Destruction of property	Restitution/Labor outside of programming time	Restitution/Conference	Restitution/Discharge	
Defacing of property	Restitution/Labor & Verbal Reprimand (Facilitator)	Restitution/Labor, Report to PO	Restitution/Labor, Conference	Restitution/Labor, Discharge
Horseplay	Verbal Reprimand	Report to PO	Conference	Discharge
Profanity	Verbal Reprimand	Report to PO	Conference	Discharge
Side/Cross Conversations	Verbal Reprimand	Report to PO	Conference	Discharge
Sleeping in class (includes head down)	Verbal Reprimand	Report to PO	Conference	Discharge
Dress code violation	Verbal Reprimand (change clothes)	Report to PO (change clothes)	Conference (change clothes)	Discharge
Stealing	Call law enforcement /Immediate conference	Call Law enforcement/Discharge		
Gang- talk, signs, paraphernalia, colors- anything!	Report to PO	Conference	Discharge	N/A
Derogatory comments (ex. Racial or shaming)	Verbal Reprimand	Report to PO	Conference	Discharge
Feet on the furniture	Verbal Reprimand (Facilitator)	Clean up duty	Clean up duty	Clean up duty
Automatic Discharge	Physical Fighting	Possession of Drugs/Alcohol	Possession of Weapon	

Column A. - represents the various behaviors of a youth enrolled in the [X Program]. Note: depending on the severity of the offense, a stricter disciplinary action will be taken against the youth.

Column B-E - Highlights the sanction that youth will be given for certain offenses and which offense.

- Verbal Reprimand - Youth will be removed from the group and made aware of the offense they committed. The youth will be advised that their classroom conduct/behavior must improve, otherwise additional disciplinary actions will be taken against them.

- Change Clothes - Youth is not permitted to wear any attire which is considered inappropriate or gang related. This includes t-shirts with derogatory wording/designs. Youth will be required to change into something that is at the center.
- Make Up Homework - Missed homework assignment(s) to be made up by youth.
- Letter of Apology - Depending on the severity of the offense, youth will be asked to write and read aloud their letter of apology expressing their remorse for the offense they committed.
- Report to Probation Officer - Probation Officer will be notified of youth offense and a copy of the [X PROGRAM] Developmental Counseling Form will be sent to the Probation Officer via e-mail.
- Conference - Based on the severity of the offense, youth will be suspended immediately and a counsel will be requested by the [X PROGRAM] Director/Facilitator to discuss the offense committed by the youth and determine the disciplinary action to be taken. Conference Attendees will be as follows: [X PROGRAM] Director/Facilitator, Youth, Parent, Probation Officer and Court Representative.
- Call 911 - Sheriff/Police Department will be called if youth walks out of the [X PROGRAM] building unannounced or without permission.
- Restitution - Will be implemented if youth damages any property within the [X PROGRAM] building.
- Work Labor - Youth will be required to perform labor duties to restore damaged/vandalized property (etc.).
- Report to Probation Officer - Probation Officer will be notified of youth offense and a copy of the [X PROGRAM] Developmental Counseling Form will be sent to the Probation Officer via e-mail.
- Immediate Conference - Based on the severity of the offense, an immediate counsel will be requested by the [X PROGRAM] Director/Facilitator to discuss the offense committed by the youth and determine the disciplinary action to be taken. Conference Attendees will be as follows: [X PROGRAM] Director/Facilitator, Youth, Parent, Probation Officer and Court Representative.
- Call 911 - Sheriff/Police Department will be called if youth walks out of the [X PROGRAM] building unannounced or without permission.
- Discharge - Based on the severity of the offense, youth is subject to immediate discharge from the [X PROGRAM] Program.
- Restitution - Will be implemented if youth damages any property within the [X PROGRAM] building.
- Clean Up Duty - Youth will be required to perform cleaning duties as a result of his/her behavior/action during class.
- Turn Into Court - Youth will be required to turn in the item in question to the Juvenile Court.

Incentives

Point System- A point system is established for teens who are participating in the [X PROGRAM] programs. The point system is set up to allow teens to accumulate daily points for desirable behavior. A chart will be set up in the classroom with a breakdown of daily points earned. A chart will also display the behaviors that will allow teens to earn points that will be accumulated for different rewards. One point will be assigned to each desirable behavior.

Treasure Box- When a youth gets 10 points, the youth is eligible to choose one (1) reward from the treasure box. The treasure box will be open and therefore teens know exactly what they have to choose from.

7 Week Outing- Participating teens are eligible for an outing/field trip at the 7 week mark if they have accumulated less than XXX sanctions. The specific outing/field trip will be announced by the 3rd week into the 10 week program.

Teen of the Week- The teen of the week is the participating teen with the most points by the end of the week. The teen will be announced each week on Thursday, before leaving for the day. Each teen attending [X PROGRAM] programs will have a minimum of 30 court ordered community service hours to fulfill by the end of their probation period. As teen of the week, the teen will be able to earn 5 hours of community service.

The following are desirable behaviors youth will be able to earn points for:

Daily Attendance
Completing Homework/Task
Helping Others
Role-Play

Attachment A-1**State of Georgia – Criminal Justice Coordinating Council
Juvenile Justice Incentive Grant Program****Application Face Sheet****SECTION 1: APPLICANT AGENCY (for contracting purposes)**

Applicant Agency (Legal Name): Fayette County Board of Commissioners

Legal Mailing Address: 140 Stonewall Avenue West, Suite 100

City: Fayetteville County: Fayette State: GA Zip: 30214

Federal Employer I.D. #: 586000826 DUNS #: 099634883. Congressional District #: 3rd and 13th

Executive Officer Name: Mr. Charles Oddo Title: Chairman, Fayette County Board of Commissioners

Street Address: 140 Stonewall Avenue West, Suite 100

City: Fayetteville State: GA Zip: 30214

Telephone: 770-305-5013 FAX: _____ Email: COddo@fayettecountyga.gov

SECTION 2: FISCAL AGENT (if not the applicant agency)

Applicant's Fiscal Agent (Legal Name): Fayette County Board of Commissioners

Street Address: 140 Stonewall Avenue West, Suite 100

City: Fayetteville State: GA Zip: 30214

SECTION 3: FISCAL CONTACT

Fiscal Contact Name: Mary S. Parrott Title: CFO

Street Address: 140 Stonewall Avenue West

City: Fayetteville State: GA Zip: 30214

Telephone: 770-305-5235 FAX: 770-719-5535 Email: mparrott@fayettecountyga.gov

SECTION 4: PROGRAM CONTACT

Program Contact Name: Katie Cunningham Title: Clerk of Juvenile Court

Street Address: 1 Center Drive

City: Fayetteville State: GA Zip: 30214

Telephone: 770-716-4214 FAX: 770-716-4852 Email: kcunningham@fayettecountyga.gov

SECTION 5: GRANT AMOUNT REQUESTED: \$157,440

SECTION 6: AUTHORIZING SIGNATURES

I, the undersigned, an authorized representative of the applicant, have read, understand, and agree to all relative conditions specified in the Governor's Office for Children and Families Request for Proposal and having read all attachments thereto do submit this application on behalf of the applicant agency. If awarded a grant to implement the provision herein, I do certify that all applicable federal and state laws, rules, and regulations thereto will be followed.

APPLICANT AGENCY:
agency)

FISCAL AGENT (if not applicant

Signature, Executive Officer Date

Signature, Executive Officer Date

Title

Title

SECTION 7: APPLICANT AGENCY FISCAL INFORMATION

1. Month of Fiscal Year End: June
2. Attach to the application, the applicant agency's financial statements as required by RFP Section 6, A-5.
3. Is applicant agency: Public Government Entity Non-Profit 501(c)(3) Entity
4. Is applicant agency delinquent on any federal debt? NO YES If yes, attach a detailed explanation.
5. Did applicant agency receive 80 percent or more of its annual gross revenue in federal awards in its preceding fiscal year; and \$25,000,000 or more in annual gross revenue from federal awards and in so doing is required to comply with "Federal Funding Accountability and Transparency Act"? NO YES If yes, attach names and total compensation of the five most highly compensated officers of the grantee.

SECTION 8: TARGET POPULATION

Target group (check one): Middle School High School Middle and High School

Gender served (check one): Male only Female only Male and Female

Age range: Age 11 to age 18

Number of youth to be served: 32

SECTION 9: SERVICE DELIVERY AREA

Primary county to be served: Fayette

List other counties to be served: N/A

Congressional District(s) to be served: 3 rd and 13th Congressional District

SECTION 10: PROGRAM ACTIVITIES

Justice:

- Community Service /Restitution
- Evening Report Center
- Juvenile Drug Court
- X Diversion Services
- Tutoring
- X Counseling Services
- X Other Evidence-based curriculum/Intervention (List Primary Intervention and secondary):
Functional Family Therapy

APPLICATION FACE SHEET- INSTRUCTIONS

GENERAL INSTRUCTION: Click on the gray highlighted areas to type responses. Do not press enter. To check boxes: double click box, select "Checked" under Default Value, and click "OK".

SECTION 1: APPLICANT AGENCY (for contracting purposes)

Complete this section to provide legal information for contracting purposes.

1. Enter legal name, address, federal employer identification number, and DUNS number of the applicant agency. The address may include a sub-division of the applicant agency, but may not include the name of an individual.
2. Enter the number of the congressional district for the city/county of the applicant agency.
3. Enter contact information as indicated for the Executive Officer who has the legal authority to enter into contractual agreements on behalf of the applicant agency.

SECTION 2: FISCAL AGENT

Complete this section if the applicant agency has a fiscal agent that manages its financial resources. If applicant agent is also the fiscal agent, please note as "SAME".

SECTION 3: FISCAL CONTACT

Enter the contact information of the person responsible for financial reporting. For entities that have a fiscal agent, indicate the fiscal agent's financial contact person. For non-profit entities, enter the contact information for individual that manages the financial accounts for the applicant agency.

SECTION 4: PROGRAM CONTACT

Enter the contact information of the primary person responsible for managing the program. If the person is not known at time of application, enter contact information of interim person responsible for managing the program.

SECTION 5: GRANT AMOUNT REQUESTED

Using whole dollars enter the total grant amount requested for the grant award period.

SECTION 6: AUTHORIZING SIGNATURES

The application face sheet must be signed in BLUE INK by the Executive Officer who has the legal authority to enter into contractual agreements on behalf of the applicant agency and on behalf of the fiscal agent (if applicant has a fiscal agent).

SECTION 7: APPLICANT AGENCY FISCAL INFORMATION

1. Enter the month of the applicant agency's fiscal year end;
2. Check one box to indicate if the applicant agency is a public government entity OR non-profit 501(c)3 entity;
3. Check one box to indicate if the applicant agency is delinquent on any federal debt. If the applicant agency is delinquent on federal debt, attach to the application the following: Federal Agency, Federal Program, CFDA number, Federal contact person's name and phone number and detailed explanation; and
4. Attach to the application, a copy of applicant's financial statements as required by RFP Section 6. If applicant agency is a non-profit entity attach to the application, a copy of the 501(c)3 non-profit letter issued by the Internal Revenue Service.
5. Check yes if applicant agency receives 80 percent or more of its annual gross revenue in Federal awards in its preceding fiscal year; and \$25,000,000 or more in annual gross revenue from Federal awards. If yes, the applicant agency is required to comply with "Federal Funding Accountability and Transparency Act" by attaching to the application, the names and total compensation of the five most highly compensated officers of the applicant agency.

SECTION 8: TARGET POPULATION

The target population is the youth who receive abstinence education and all youth development activities. Check one target group and gender served. Enter the age range for the target population. Enter the number of youth to be served during the grant period.

SECTION 9: SERVICE DELIVERY AREA

List the service area by: 1) Primary county; 2) Other counties; and 3) Congressional district for the primary county to be served.

SECTION 10: PROGRAM ACTIVITIES

Check the additional service you propose to add to your existing program through this grant opportunity.

SERVICE DELIVERY STRATEGY ACT COMPLIANCE CERTIFICATION
Applies to Local Government Entities Only
www.dca.servicedelivery.org

CERTIFICATION:

I, (County Commission Chair) _____, certify that (County Name) _____
County is in compliance with the Service Delivery Strategy Act (House Bill 489). I also understand that if my county is
not in compliance, the county and city governments contained herein are not eligible to receive state administered
financial assistance, grants, loans, or permits.

Authorizing Official:

Signature Date
County Commission Chairperson

**IMMIGRATION AND SECURITY FORM
Applies to All Applicants**

A. In order to insure compliance with the Immigration Reform and Control Act of 1986 (IRCA), D.L. 99-603 and the Georgia Security and Immigration Compliance Act OCGA 13-10-90 et.seq., Contractor must initial one of the sections below:

_____ Contractor has 500 or more employees and Contractor warrants that Contractor has complied with the Immigration Reform and Control Act of 1986 (IRCA), D.L. 99-603 and the Georgia Security and Immigration Compliance Act by registering at <https://www.vis-dhs.com/EmployerRegistration> and verifying information of all new employees; and by executing any affidavits required by the rules and regulations issued by the Georgia Department of Labor set forth at Rule 300-10-1-.01 et.seq.

_____ Contractor has 100-499 employees and Contractor warrants that no later than July 1, 2008, Contractor will register at <https://www.visdhs.com/EmployerRegistration> to verify information of all new employees in order to comply with the Immigration Reform and Control Act of 1986 (IRCA), D.L. 99-603 and the Georgia Security and Immigration Compliance Act; and by executing any affidavits required by the rules and regulations issued by the Georgia Department of Labor set forth at Rule 300-10-1-.01 et.seq.

_____ Contractor has 99 or fewer employees and Contractor warrants that no later than July 1, 2009, Contractor will register at <https://www.visdhs.com/EmployerRegistration> to verify information of all new employees in order to comply with the Immigration Reform and Control Act of 1986 (IRCA), D.L. 99-603 and the Georgia Security and Immigration Compliance Act; and by executing any affidavits required by the rules and regulations issued by the Georgia Department of Labor set forth at Rule 300-10-1-.01 et.seq.

B. Contractor warrants that Contractor has included a similar provision in all written agreements with any subcontractors engaged to perform services under this Contract.

Authorizing Official:

Signature Date
Applicant Agency Executive Officer

Firm Name:
Street/Mailing Address:
City, State, Zip Code:
Telephone Number:
Email Address:

NON-SUPPLANTING CERTIFICATION
Applies to All Applicants

Regulations adopted by the Governor's Office for Children and Families (GOCF) require certification to the effect that grant funds will not be used to increase state or local funds that would, in the absence of such grant aid, be made available for the purpose of this grant program.

CERTIFICATION:

I certify that grant funds will not be used to supplant state or local funds that would otherwise be available for implementation of this grant program. I further certify that the program proposed in the grant application meets all the requirements of the applicable GOCF Request for Proposals; that all the information presented is correct; that there has been appropriate coordination with affected agencies; and that the applicant will comply with the provisions of the Governor's Office for Children and Families, all applicable federal and state laws, and the above-mentioned certification should a grant be awarded.

Authorizing Official:

Signature Date
Applicant Agency Executive Officer

OTHER CERTIFICATIONS
Applies to All Applicants

Regulations adopted by the Governor's Office for Children and Families (GOCF) require certification to the effect that grant funds will not be used to increase state or local funds that would, in the absence of such grant aid, be made available for the purpose of this grant program.

1. Any person associated with the program that has reasonable cause to believe that a child has been or is being abused, shall be required to report or cause report to be made with regard to the abuse as provided in O.C.G.A. 19-7-5.
2. Background investigations (Georgia Crime Information Center) are required on all persons with direct contact with children and youth. It is left to the discretion of the SOC governance partners to determine the methodology for completing these investigations.
3. Establish/enforce an Internet Security Policy when minor participants and/or staff have online access (supervised or unsupervised). This includes any technology provided by GOCF funding and technology used by participants during a GOCF-funded program.
4. The grantee agrees to comply with Public Law 103-227, also known as the Pro-Children Act of 1994, which requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by the grantee and used routinely or regularly for the provision of healthy care, day care, early childhood development services, education or library services to children under the age of 18. Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty up to \$1,000 for each violation and/or the imposition of an administrative compliance order on the grantee.

Authorizing Official:

Signature

Date

Applicant Agency Executive Officer

ASSURANCES (Applies to All Applicants)

The Applicant hereby assures and certifies compliance with all Federal statutes, regulations, policies, guidelines and requirements, including OMB Circulars No. A-21, A-87, A-110, A-122, A-133; E.O. 12372 and Uniform Administrative Requirements for Grants and Cooperative Agreements 28 CFR, Part 66, Common rule, that govern the application, acceptance and use of Federal funds for this federally-assisted project. Also the Applicant assures and certifies that:

1. It possesses legal authority to apply for the grant; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information may be
2. It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of Federal and federally - assisted programs.
3. It will comply with provisions of Federal law which limit certain political activities of employees of a State or local unit of government whose principal employment is in connection with an activity financed in whole or in part by Federal grants. (5 USC 1501, et seq.)
4. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act if applicable.
5. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
6. It will give the sponsoring agency or the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
7. It will comply with all requirements imposed by the Federal sponsoring agency concerning special requirements of law, program requirements, and other administrative requirements.
8. It will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the Federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
9. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, . approved December 31, 1976, Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.
10. It will assist the Federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 USC 470), Executive Order 11593, and the Archeological and Historical Preservation Act of 1966 (16 USC 569 a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.
11. It will comply, and assure the compliance of all its subgrantees and contractors, with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act, as appropriate; the provisions of the current edition of the Office of Justice Programs Financial and Administrative Guide for Grants, M7100.1; and all other applicable Federal laws, orders, circulars, or regulations.
12. It will comply with the provisions of 28 CFR applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intergovernmental Review of Department of Justice Programs and Activities; Part 42, Nondiscrimination/Equal Employment Opportunity Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; Part 63, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs.
13. It will comply, and all its contractors will comply, with the nondiscrimination requirements of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 42 USC 3789(d), or Victims of Crime Act (as appropriate); Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; Subtitle A, Title II of the Americans with Disabilities Act (ADA) (1990); Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; Department of Justice Non-Discrimination Regulations, 28 CFR Part 42, Subparts C, D, E, and G; and Department of Justice regulations on disability discrimination, 28 CFR Part 35 and Part 39.
14. In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs.
15. It will provide an Equal Employment Opportunity Program if required to maintain one, where the application is for \$500,000 or more.
16. It will comply with the provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 USC 3501 et seq.) which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.

Authorizing Official:

Signature
Applicant Agency Executive Officer

Date



**U.S. Department of Justice
Office of Justice Programs
Office of the Comptroller**

**CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER
RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE REQUIREMENTS**

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;
- (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;
- (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510-

A. The applicant certifies that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620-

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing an on-going drug-free awareness program to inform employees about--
 - (1) The dangers of drug abuse in the workplace;
 - (2) The grantee's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant,

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 810 7th Street, N.W., Washington, D.C. 20531. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted--

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for Department of Justice funding. States and State agencies may elect to use OJP Form 4061/7.

Check if the State has elected to complete OJP Form 4061/7.

DRUG-FREE WORKPLACE (GRANTEES WHO ARE INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620-

A. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to: Department of Justice, Office of Justice

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address:

2. Application Number and/or Project Name

3. Grantee IRS/Vendor Number

4. Typed Name and Title of Authorized Representative

5. Signature 6. Date

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding is executed by and between Evidence Based Associates, LLC, a limited liability corporation, authorized to do business in Georgia, (hereinafter referred to as "EBA"), and the **Fayette County** Board of Commissioners, a local governmental entity, (hereinafter referred to as County").

EBA is an experienced and successful partner with many governmental entities across the United States. EBA serves as a managing entity on behalf of these governmental agencies to analyze the current investment in services for youth involved in or at risk of involvement in the juvenile justice system. EBA serves as the entity for delivery of therapeutic services to juveniles and their families with the result of significantly reducing recidivism while optimizing governmental resources.

To this end, EBA and **the County** have agreed to work together in assembling a proposal to obtain grants for the implementation of juvenile justice system reforms. EBA brings to this effort a vast delivery of services, web-based performance tracking tools, grant writing resources, an array of evidence-based service options, valuable performance metrics, and a validated risk assessment tool that will result in a well designed, and well-implemented program thereby significantly increasing **the County's** chances of the successful selection as a recipient of grant funds.

Based upon **the County's** ability and willingness to follow key EBA recommendations regarding program selection, service delivery procurement and contracting, and staffing, EBA will also collaborate closely with county juvenile court officials in meeting the goals of the Juvenile Justice Incentive Grant Program.

Upon receipt of grant funds, it is the intent of **the County** to move forward with EBA as a partner to implement evidence-based programs with EBA serving as the managing entity. EBA will assist with the selection and oversight of service providers, manage the training and quality assurance of the direct service providers, provide reports showing results of the programs and meet the goals established by the State and the County for performance and delivery of services to the families.

Upon selection of grant recipients, EBA and **the County** will execute a contract for Managing Entity Services and immediately commence management of the Grant to meet grant deadlines and provision of services.

Executed this _____ day of _____ 2016.



Evidence Based Associates, LLC
As its: Authorized Agent

Fayette County Board of Commissioners
As its: Chairman

Attachment A-5

State of Georgia – Criminal Justice Coordinating Council

Juvenile Justice Incentive Grant

Forms, Assurances, and Certifications

ACCOUNTING SYSTEM/INTERNAL CONTROL QUESTIONNAIRE

Applies to All Applicants

SECTION A: ACCOUNTING SYSTEM

1. Which of the following best describes the accounting system? If the applicant is using a commercial accounting package, attach a copy of the cover page of the run manual.

- Manual Automated Combination

2. Is there a chart of accounts? If yes, please attach a copy of the chart of accounts.

- Yes No

3. Are the following books of accounts maintained? Please check "yes" or "no".

<i>Description</i>	<i>Yes</i>	<i>No</i>
General Ledger	✓	
Project Cost Ledger	✓	
Cash Receipts Journal	✓	
Payroll Journal	✓	
Accounts Receivable Ledger	✓	
Accounts Payable Ledger	✓	
Purchase Journal	✓	

4. Does the accounting system adequately identify receipts and expenditures for each grant or contract?

- Yes No

5. Does the accounting system provide for recording of expenses for each program by budget cost category?

- Yes No

6. Are time distribution records maintained for each employee to account for 100 percent of his/her hours?

Please attach a sample of a completed time sheet.

- Yes No

7. Are recording keeping duties for the receipts and the payment of cash separated?

- Yes No

8. Are all accounting entries supported by documentation that gave rise to the transaction?

- Yes No

9. Are budgetary controls in effect to preclude incurring obligations in excess of total funds available for an award?

- Yes No



GL CHART OF ACCOUNTS

ORG ACCOUNT	ACCOUNT DESCRIPTION	STAT TYPE	FA	BDGTRY	ENCUMB BUD	REFERENCE ACCOUNT
10020002	JUDICIAL - CHGS FOR SERVICES					
100 -20-00002-00000-00-00-341110-	SUPERIOR COURT FEES	C 1	R	N	N	N
100 -20-00002-00000-00-00-341110-	STATE COURT CIVIL FEES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341120-	MAGISTRATE COURT FEES	C 1	R	N	N	N
100 -20-00002-00000-00-00-341130-	PROBATE COURT FEES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341150-	JUVENILE COURT FEES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341160-	PRE-TRIAL INTERVENT PRGM FEE	C 1	R	N	N	N
100 -20-00002-00000-00-00-341190-	PUB DEF APPLICATION FEES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341191-	LEGAL RECORDING FEES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341201-	STATE COURT REIMBURSEMENT	A 1	R	Y	N	N
100 -20-00002-00000-00-00-341920-	MAGISTRATE COURT REIMBURSEME	C 1	R	N	N	N
100 -20-00002-00000-00-00-341930-	SUPERIOR COURT FEES	A 1	R	N	N	N
100 -20-00002-00000-00-00-351110-	STATE COURT FINES CRIMINAL	A 1	R	Y	N	N
100 -20-00002-00000-00-00-351120-	MAGISTRATE COURT FINES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-351130-	PROBATE COURT FINES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-351150-	JUVENILE COURT FINES	A 1	R	Y	N	N
100 -20-00002-00000-00-00-351160-	P.D. VICTIMS RESTITUTION	I 1	R	N	N	N
100 -20-00002-00000-00-00-351194-	VIDEO RENTAL - SOLICITOR	A 1	R	N	N	N
100 -20-00002-00000-00-00-381005-						

17 Accounts printed

** END OF REPORT - Generated by Pam Reed **

FAYETTE COUNTY, GA



GL CHART OF ACCOUNTS

ORG ACCOUNT	ACCOUNT DESCRIPTION	STAT	TYPE	FA	BDGTRY	BUD	ENCUMB	REFERENCE	ACCOUNT
10020600	JUVENILE COURT								
100 -20-20600-00000-00-00-511105-	REGULAR SALARY	A	I	E	N	N	N		
100 -20-20600-00000-00-00-511106-	EXCESS SICK LEAVE PAYMENT	A	I	E	N	N	N		
100 -20-20600-00000-00-00-511300-	OVERTIME REGULAR	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512110-	MEDICAL INSURANCE BC/BS HMO	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512111-	MEDICAL INSURANCE MEDICAL	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512112-	MEDICAL INSURANCE BC/BS POS	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512115-	SELF INSURANCE DENTAL	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512116-	SELF-INSURANCE VISION	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512200-	FICA/MEDICARE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512410-	PENSION/COUNTY 4% BASE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512411-	PENSION/COUNTY MATCHING	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512420-	DEFINED BENEFITS 2009	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512421-	COUNTY MATCH 09 NEW DCOMP	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512901-	LIFE INSURANCE PREMIUM	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512902-	LONG-TERM DISABILITY INSURAN	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512904-	MISCELLANEOUS BENEFITS	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512905-	EMPLOYEE ASSISTANCE PROGRAM	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512906-	FLEX SERVE ADMINISTRATION FEE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512907-	EMPLOYEE WELLNESS PROGRAM	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512908-	DENTAL ADMIN COST	A	I	E	N	N	N		
100 -20-20600-00000-00-00-512909-	VISION ADMIN COST	A	I	E	N	N	N		
100 -20-20600-00000-00-00-521213-	LEGAL SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-521216-	MEDICAL SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-521316-	TECHNICAL SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-521321-	DATA PROCESSING SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-522110-	DISPOSAL SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-522231-	OFFICE EQUIPMENT SERVICE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-522235-	BUILDING MAINTENANCE SERVICE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-522336-	SOFTWARE MAINTENANCE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-522321-	EQUIPMENT RENTAL	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523180-	INSURANCE & BOND SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523183-	ADMINISTRATOR'S FEES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523201-	COMMUNICATION SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523202-	POSTAGE SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523300-	ADVERTISING SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523350-	TRAVEL ADVANCE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-5233591-	LODGING & MEALS	A	I	E	N	N	N		
100 -20-20600-00000-00-00-5233593-	MILEAGE & PARKING	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523600-	SEMINARS & DUES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523600-	COURT REPORTER SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523852-	INDIGENT COURT APPOINTED GAL	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523965-	INDIGENT COURT APPOINTED STAT	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523966-	INDIGENT COURT APPOINTED TSS	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523967-	INDIGENT COURT APPOINTED FDE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523968-	INDIGENT COURT APPOINTED MDE	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523971-	INDIGENT DEFENSE SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-523972-	WITNESS SERVICES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-531114-	OFFICE SUPPLIES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-531115-	COMPUTER SUPPLIES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-531116-	OTHER SUPPLIES	A	I	E	N	N	N		
100 -20-20600-00000-00-00-531210-	CITY OF FAYETTEVILLE WATER	A	I	E	N	N	N		
100 -20-20600-00000-00-00-531231-	GEORGIA POWER COMPANY	A	I	E	N	N	N		

GL CHART OF ACCOUNTS

ORG ACCOUNT	ACCOUNT DESCRIPTION	STAT	TYPE	FA	BDGTRY	ENCUMB BUD	REFERENCE ACCOUNT
100 -20-20600-00000-00-00-531441-	SUBSCRIPTIONS, BOOKS & MAGS	I	I	E	N	N	
100 -20-20600-00000-00-00-531701-	UNIFORMS & SUPPLIES	I	I	E	N	N	
100 -20-20600-00000-00-00-542391-	ACCT FURNITURE/FIXTURES	I	I	E	N	N	
100 -20-20600-00000-00-00-542392-	OFFICE EQUIPMENT	I	I	E	N	N	
100 -20-20600-00000-00-00-542410-	COMPUTER SOFTWARE & UPGRADES	A	I	E	Y	N	
100 -20-20600-00000-00-00-542420-	COMPUTER EQUIPMENT	A	I	E	Y	N	
100 -20-20600-00000-00-00-552110-	SELF-INSURANCE COSTS/HEALTH	I	I	E	N	N	
100 -20-20600-00000-00-00-552111-	SELF-INSURANCE COSTS/DENTAL	I	I	E	N	N	

60 Accounts printed

** END OF REPORT - Generated by Pam Reed **

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's request to enter into a Memorandum of Understanding (MOU) between the Environmental Protection Division of the Georgia Department of Natural Resources (EPD); and the Permits & Inspections Department of Fayette County, Georgia (Fayette County) for a pilot program of a two year period.

Background/History/Details:

Currently holders of building permits that require Renovations, Repair, Painting or Demolition are required to obtain a certain level of approval from the Environmental Protection Division if the structure falls into certain categories. This approval is obtained either directly from the EPD or through trained and certified partners (contractors).

The Georgia Environmental Protection Division - Land Protection Branch of the Department of Natural Resources and Fayette County have been working together to provide more awareness of the hazards of Lead Based Paint to Fayette County citizens and community. Jointly we have provided recent awareness training for both the General Public and the Home Builders Association.

The EPD and Fayette County Permits & Inspections would like to enter into a Memorandum of Understanding (MOU) to coordinate activities in order to achieve an effective childhood lead poisoning prevention and lead-based paint hazard reduction program. This program would provide for outreach to the community, builders and others on the potential hazards associated with certain types of construction activities. Fayette County would not provide any level of enforcement for the EPD and would only act in an Educational role for builders and the community. This MOU would be the first in the State of Georgia of this type by the EPD and we are excited to be selected for this pilot program.

What action are you seeking from the Board of Commissioners?

Approval of staff's request to enter into a Memorandum of Understanding (MOU) between the Environmental Protection Division of the Georgia Department of Natural Resources (EPD); and the Permits & Inspections Department of Fayette County, Georgia (Fayette County) for a pilot program of a two year period.

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:

MEMORANDUM OF UNDERSTANDING
CONCERNING LEAD-BASED PAINT HAZARD MANAGEMENT RESPONSIBILITIES

THIS MEMORANDUM OF UNDERSTANDING is made and entered into this ____ day of April , 2016, by and between the Environmental Protection Division of the Georgia Department of Natural Resources (hereinafter referred to as EPD); and the Permit and Inspections Department of Fayette County, Georgia (hereinafter referred to as Fayette County).

WHEREAS, the General Assembly passed the Georgia Lead Poisoning Prevention Act in 1994, which declared that childhood lead poisoning is a devastating environmental health hazard to the children of this states; and

WHEREAS, the Act further finds that it is in the best interest to the public to establish standards and procedures of lead hazard identification and abatement so as not to harm the public or the environment; and

WHEREAS, the Act established standards for the training and certification or licensure of all persons performing lead hazard reduction activities including interim controls and abatement measure; and

WHEREAS, the Act states that the Department of Natural Resources is designated as the state agency responsible for implantation, administration, and enforcement of the lead-based paint hazard reduction program; and

WHEREAS, the Department of Natural Resources has delegated such duties to the EPD on April 15, 1996; and

WHEREAS, the EPD has defined responsibilities under the Title 31, Chapter 1, Article 1; and

WHEREAS, the Fayette County Permits and Inspection Department (Building, electrical and other codes, O.C.G.A. 36-13-1 et seq.; state building codes, O.C.G.A. 8-2-20 et seq.) and

WHEREAS, the Fayette County, Georgia, Code of Ordinances >> Subpart B – Land Development and Land Use >> Chapter 102 Buildings and Building Regulations>>; and

WHEREAS, the EPD and Fayette County desire to coordinate activities in order to achieve an effective childhood lead poisoning prevention and lead-based paint hazard reduction program; and

WHEREAS, EPD and Fayette County agree to a two-year pilot program to commence concurrent with the execution of this agreement and to end two years from the date of execution; and

WHEREAS, the purpose of this Agreement is to clarify certain responsibilities of the above state agency and local government partner.

NOW, THEREFORE, the EPD and Fayette County agree as follows:

1. The responsibilities of the Lead-based Paint Program of EPD may include:
 - 1.1 Providing lead-based paint promotional material to Fayette County,
 - 1.2 Providing at least one lead-based paint outreach and educational seminar, including awareness training, to Fayette County staff and affected Contractors,
 - 1.3 Attending and presenting at one Board of Commissioner meeting and meetings involving affected Contractors as needed,
 - 1.4 Informing Fayette County of related lead-based paint courses (namely the Renovation, Repair and Painting (RRP) course) offered by Georgia Accredited Training Providers,
 - 1.5 Reviewing permits issued by Fayette County for Inspection Targeting,
 - 1.6 Performing compliance and enforcement for lead-based paint activities in Fayette County based on referred non-compliant projects,
 - 1.7 Generating Quarterly Summary of Number of Certifications and Violations in Fayette County,
 - 1.8 Referring potentially non-compliant building projects suspected to be regulated by the Building Permits and Inspection Department observed during inspections to Fayette County,
 - 1.9 Reminding Contractors performing work in Fayette County that there may be permitting requirements during lead-based paint inspections,
 - 1.10 Hosting quarterly conference calls,
 - 1.11 Providing technical assistance to Fayette County staff and affected Contractors,
 - 1.12 Generating lead-based paint awareness articles for social media postings.

2. The responsibilities of Fayette County include but are not limited to:
 - 2.1 Prominently displaying and distributing lead-based paint promotional material, including posters, brochures, permit attachments and flyers,
 - 2.2 Revising residential permit applications for renovation activities to include construction date,
 - 2.3 Providing Applications to become a Georgia Certified Renovation Firm and Renovator to Contractors obtaining residential building permits and during compliance inspections,
 - 2.4 Referring potentially non-compliant lead-based paint projects to EPD,
 - 2.5 Arranging and hosting meetings with staff and affected Contractors, including local Home Builders Associations, for EPD to present outreach and educational seminars (including lead-based paint awareness training),
 - 2.6 Attending and presenting about the partnership and results of the partnership at EPD-hosted meetings,
 - 2.7 Attending an Initial Renovation, Repair and Painting (RRP) course and applying for free certification to become Georgia Certified Renovation Firm and Renovators,

- 2.8 Promoting local offerings of RRP courses offered by Georgia Accredited Training Providers,
- 2.9 Providing access to EPD of residential building permits issued,
- 2.10 Including a link to EPD’s Lead-based Paint website on Fayette County’s website,
- 2.11 Posting lead-based paint awareness articles on Fayette County’s social media sites.

For the purpose of this agreement, the points of contact for each agency are:

- EPD: Program Manager, Lead-based Paint and Asbestos Program, EPD
- Fayette County: Director/Building Official, Fayette County Permits and Inspections Department

IN WITNESS WHEREOF, the parties have hereunto, acting by and through their duly authorized officers and agents, set their hands upon this ___ day of _____, 2016.

ENVIRONMENTAL PROTECTION DIVISION

FAYETTE COUNTY BOARD OF COMMISSIONERS

BY: _____
Judson H. Turner, Director

BY: _____
Charles W. Oddo, Chairman

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's request to issue payment to Georgia Department of Transportation (GDOT) for \$639,831.67 to cover the local match for construction of the McIntosh Road Bridge Replacement Project (SPLOST Project B-6; GDOT PI# 331650).

Background/History/Details:

Since September 2009, Fayette County has been working on the design, engineering, environmental permitting, land acquisition, utility coordination and funding for this bridge replacement project. It is a federal-aid project programmed through the Atlanta Regional Commission (ARC). Funding partners include the Federal Highway Administration, GDOT, Spalding County and Fayette County Transportation SPLOST. The federal to local match for construction is the typical 80/20 ratio.

In March 2016 GDOT received an acceptable, apparent low bid for the construction of this project totaling \$3,199,158.33. The corresponding local match of \$639,831.67 must be received by GDOT before the project is awarded. Since Fayette County is the project sponsor, we are responsible for providing the local match.

An August 29, 2013 Agreement between Fayette and Spalding Counties specifies that design and construction costs for the project shall be split 50/50. Upon approval of this request, staff will prepare an invoice to Spalding County requesting payment for their portion of cost.

Fayette County's August 2013 budget for the project was \$547,325. The revised total project cost to Fayette County is estimated to be \$500,647.78.

What action are you seeking from the Board of Commissioners?

Authorization for the Finance Department to pay the Georgia Department of Transportation \$639,831.67 to cover local match for construction of the McIntosh Road Bridge Replacement Project (SPLOST Project B-6; GDOT PI# 331650).

If this item requires funding, please describe:

Funding for this project is from the Transportation SPLOST 321 Fund, Project B-6.

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:

McIntosh Road Bridge Replacement Cost Summary

SPLOST B-6 / GDOT PI# 331650

Account	Total	Fayette	Spalding
Engineering Services	\$217,999.04	\$108,999.52	\$108,999.52
Legal Services	\$260.00	\$260.00	\$0.00
Project Management	\$37,928.26	\$18,964.13	\$18,964.13
Surveying	\$36,901.00	\$18,450.50	\$18,450.50
Technical Services	\$1,993.58	\$996.79	\$996.79
Postage	\$11.72	\$11.72	\$0.00
Advertising Services	\$46.60	\$23.30	\$23.30
Mileage / Parking	\$4.00	\$4.00	\$0.00
Office Supplies	\$34.27	\$34.27	\$0.00
Land	\$4,400.00	\$4,400.00	\$0.00
Right of Way Acquisition	\$1,020.00	\$1,020.00	\$0.00
Other Improvements	\$16,243.42	\$16,243.42	\$0.00
Transfer to GF	\$1,057.54	\$1,057.54	\$0.00
Engineering Services - PENDING	\$20,533.50	\$10,266.75	\$10,266.75
Construction (check to GDOT)	\$639,831.67	\$319,915.84	\$319,915.84
Total Expenses	\$978,264.60	\$500,647.78	\$477,616.83

Phil Mallon
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Russell R. McMurry, P.E., Commissioner



GEORGIA DEPARTMENT OF TRANSPORTATION

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

RECEIVED

MAR 31 2016

PUBLIC WORKS

March 9, 2016

Honorable Charles Oddo Commission Chairman
Attention: Phil Mallon County Engineer
140 Stonewall Avenue West
Fayetteville, Georgia 30214

Mr. Oddo:

Subject: 331650-CST; PI# 331650-

The Department has received an acceptable bid at the March 2016 letting for the subject project, which is the Bridge Replacement located at CR 360/MCINTOSH RD @ FLINT RIVER @ FAYETTE/SPALDING CO LINE. The total bid for the project is \$3,199,158.33 which includes \$18,276.96 for liquid AC.

The County's share of these costs is \$639,831.67. Included is the Detail Cost Estimate for your review, for any questions that pertain to the project you may contact Iheanachor Njoku at 404-631-1550.

Please forward a check to this office, made payable to the Georgia Department of Transportation in the amount of \$639,831.67. Once your check has been received the project will be awarded.

Please use the address below:

Georgia Department of Transportation
Attention: Bob Rogers
One Georgia Center
600 West Peachtree Street, NW
9th Floor
Atlanta, Georgia 30308

If you have any questions, you may contact Bob Rogers at 404-631-1293.

Sincerely yours,

Angela Robinson
Financial Management Administrator

AR:RDR:wkb
Attachment

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to award Contract #949-A, Amendment 1: Road Stabilization / Dust Control to South Eastern Road Treatment in an amount not-to-exceed \$76,000; to apply a road stabilizing and dust control agent to select county unpaved roads.

Background/History/Details:

The Road Department enters into an annual contract each year for a vendor to provide and apply a road stabilizing and dust control agent to some of the county's unpaved roads.

The county contracted with South Eastern Road Treatment for calcium chloride application in Fiscal Year 2016 (with two options to renew). The first term was for 14 1/2 months, beginning on April 14, 2015 and ending on June 30, 2016. The original not-to-exceed price of the contract was \$60,000. Most of that amount was used in May 2015. With the new season approaching, there is a need to add \$76,000 to the current contract.

This amendment is for an additional \$76,000.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to award Contract #949-A, Amendment 1: Road Stabilization / Dust Control to South Eastern Road Treatment in an amount not-to-exceed \$76,000; to apply a road stabilizing and dust control agent to select county unpaved roads.

If this item requires funding, please describe:

Funding for this contract is 10040220-521316; Road Department-Technical Services account.

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:



Fayette COUNTY

"WHERE QUALITY
IS A LIFESTYLE"

PURCHASING DEPARTMENT
140 STONEWALL AVENUE WEST, STE 204
FAYETTEVILLE, GEORGIA 30214
PHONE: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess
Date: April 26, 2016
Subject: Contract #949-A, Amendment 1: Road Stabilization / Dust Control

The Road Department enters into an annual contract each year for a vendor to provide and apply a road stabilizing and dust control agent to some of the county's unpaved roads. The stabilizer reduces distresses like washboarding (which requires expenditures to remedy) and loss of skid resistance (which is a safety issue). The Road Department has used calcium chloride as a road stabilizer for a number of years. The regional distributor of calcium chloride, AVF Industries in Atlanta, has confirmed to us that they supply only one vendor in this area. The vendor is South Eastern Road Treatment.

The county contracted with South Eastern Road Treatment for calcium chloride application in Fiscal Year 2016 (with two options to renew). The first term was for 14 ½ months, beginning on 4/14/2015 and ending on 6/30/2016. The original not-to-exceed price of the contract was \$60,000. They used most of that amount in May 2015. With the new season approaching, they need to add \$76,000 to the current contract. Contract Amendment #1 will add the additional funds.

Specifics of the proposed contract are as follows:

Contract Name:	949-A, Amendment #1: Road Stabilization / Dust Control
Vendor:	South Eastern Road Treatment
Not-to-Exceed Amount:	
Original	\$60,000
This Amendment	<u>76,000</u>
Total	\$136,000
Budget:	
Organization Code:	10040220
Object Code:	521316
Project Code:	N/A
Available Budget:	\$1,795,764.02 as of 4/8/2016

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval staff's recommendation to award purchase of Cisco Server & Storage System to CDW Government, Inc. for the discounted price of \$167,287.53.

Background/History/Details:

The Information Technology Department (I.T.) reports that its mission-critical infrastructure includes IBM server and storage systems. The IBM equipment is approaching end-of-life, and must be replaced.

I.T. reports that the best long-term solution is to purchase a Cisco server and storage system. The county owns and uses Cisco infrastructure switches and routers and the use of servers and information storage from the same manufacturer would offer a number of advantages.

The Information Technology Department recommends that the county procures Cisco equipment as a proprietary purchase. The Purchasing Department's Director agrees with this recommendation.

Cisco does not sell directly to the public, therefore, Cisco has named CDW Government, Inc. as their chosen reseller for this transaction. Cisco has offered a 64% price discount to the county, but the county must make this purchase through CDW Government, Inc. to receive the discounted price.

What action are you seeking from the Board of Commissioners?

Approval staff's recommendation to award purchase of Cisco Server & Storage System to CDW Government, Inc. for the discounted price of \$167,287.53.

If this item requires funding, please describe:

Funding for this purchase is from 37510535-542420-5535L; CIP Information Systems-Computer Equipment

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:



PURCHASING DEPARTMENT
140 STONEWALL AVENUE WEST, STE 204
FAYETTEVILLE, GEORGIA 30214
PHONE: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess
Date: April 26, 2016
Subject: Requisition #650: Cisco Server & Storage System

The Information Technology Department (I.T.) reports that its mission-critical infrastructure includes IBM server and storage systems. The IBM equipment is approaching end-of-life, and must be replaced.

I.T. reports that the best long-term solution would be to purchase a Cisco server and storage system. The county owns and uses Cisco infrastructure switches and routers. They explain that use of servers and information storage from the same manufacturer would offer a number of advantages:

1. Use of a single vendor's technology to manage the server, storage, and switching environment mitigates risks associated with complex systems.
2. ITIL (a set of practices that creates a framework designed to standardize the selection, planning, delivery, & support of I.T. services) recommends this type of practice.
3. Ensuring vendor compatibility minimizes downtime, increases performance, strengthens security, and simplifies management.

Based on these reasons, I concur with I.T.'s recommendation to procure Cisco equipment as a proprietary purchase. Cisco has offered a discount of 64% off their Manufacturer's Suggested List Price (from \$459,827.64 to \$167,287.53). Since they do not sell directly to the public, Cisco named CDW Government, Inc. as their chosen reseller for the transaction. To obtain the offered discount, the county must make the purchase through CDW Government.

Specifics of the contract are as follows:

Transaction:	Requisition #660 – Cisco Server & Storage System
Vendor:	CDW Government, Inc.
Contract type:	Proprietary technology purchase
Amount:	\$167,287.53
Budget:	
Org	37510535 CIP Information Systems
Object	542420 Computer Equipment
Project	5535L
Proj. available balance	\$223,005.48 as of 4/12/2016

BOARD OF COUNTY COMMISSIONERS

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

**FAYETTE COUNTY, GEORGIA**

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

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

MINUTES

April 14, 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 April 14, 2016 Board of Commissioners meeting to order at 7:03 p.m.

Invocation by Commissioner Charles D. Rousseau

Commissioner Rousseau offered the Invocation.

Pledge of Allegiance

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

Acceptance of Agenda

Chairman Oddo asked to remove Consent Agenda #8 from the Agenda.

Commissioner Rousseau moved to approve the Agenda as published and to remove Consent Agenda #8 from the Agenda. Commissioner Barlow seconded the motion. The motion passed 5-0.

PROCLAMATION/RECOGNITION:**1. Proclamation of April 10-16, 2016 as "National Telecommunicators' Week."**

Chairman Oddo and the Board proclaimed April 10-16, 2016 as "National Telecommunicators' Week." 911 Director Bernard Brown commented on the important work that Telecommunicators do on behalf of the citizens and the county's first responders. A copy of the request, identified as "Attachment 1," follows these minutes and is made an official part hereof.

2. Recognition of Communications Officer Racheal Hurley as the 2015 911 Communications Officer of the Year.

Chairman Oddo, the Board, and 911 Director Bernard Brown recognized Communications Officer Racheal Hurley as the 2015 911 Communications Officer of the Year. A copy of the request, identified as "Attachment 2," follows these minutes and is made an official part hereof.

3. Proclamation of April 22, 2016 as "Earth Day" and April 23, 2016 as Fayette County's celebration of Earth Day.

Commissioner Barlow and the Board proclaimed April 22, 2016 as "Earth Day" and April 23, 2016 as Fayette County's celebration of Earth Day. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

4. Recognition of Ms. Amelia Lord for her graphic design work on creating the Water Guardians logo and t-shirt.

Commissioner Brown and the Board recognized Ms. Amelia Lord for her graphic design work. A copy of the request, identified as "Attachment 4," follows these minutes and is made an official part hereof.

5. Recognition of Senior Financial Analyst, Lee Ann Bartlett, for earning the Level 1 Local Finance Officer Certification in pursuing professional development in governmental finance, accounting, budgeting, and public finance topics.

Chief Financial Officer Mary Parrott and the Board recognized Senior Financial Analyst, Lee Ann Bartlett, for earning the Level 1 Local Finance Officer Certification in pursuing professional development in governmental finance, accounting, budgeting, and public finance topics. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

6. Presentation of the Government Finance Officers Association Distinguished Budget Award for Fayette County's annual budget document for the fiscal year beginning July 1, 2015 and ending June 30, 2016.

County Administrator Steve Rapson, Chief Financial Officer Mary Parrott, and the Board presented the Government Finance Officers Association Distinguished Budget Award to the Finance Department and they thanked Budget Officer Sergio Acevedo and Financial Analyst Amanda Schoonover for their work on the Fiscal Year 2017 budget. A copy of the request, identified as "Attachment 6," follows these minutes and is made an official part hereof.

PUBLIC HEARING:

There was no Public Hearing item on the Agenda.

CONSENT AGENDA:

Commissioner Ognio asked to remove Consent Agenda Item #7 for discussion.

Commissioner Brown moved to approve the Consent Agenda excluding Consent Agenda Item #7. Commissioner Ognio seconded the motion. No discussion followed. The motion passed 5-0.

7. Approval of staff's request to authorize the Chairman to sign a Stormwater Pipe Replacement Agreement between Fayette County, Georgia and Country Lake Home Owners Association, Inc., for the purpose of constructing, reconstructing, repairing and maintaining a 24" stormwater pipe located within the Country Lake Subdivision in an amount not-to-exceed \$25,000.00.

Commissioner Ognio stated that the Agenda Request Form included a sentence that should be removed, namely, the sentence that reads "Ownership of the 24" stormwater pipe will be shared by the County and Country Lake." He then stated that he read through the contract and he thought there should be language that would require the selected contractor to add Fayette County as an additional insured on their insurance. He stated it was a normal procedure to have a party added as an additional insured party. Discussion followed.

Commissioner Ognio moved to approve the Stormwater Pipe Replacement Agreement between Fayette County and Country Lake Home Owners Association, Inc., for the purpose of constructing, reconstructing, repairing and maintaining a 24" stormwater pipe located within Country Lake Subdivision in an amount not-to-exceed \$25,000 with the changes just made. Commissioner Barlow seconded the motion. Some discussion followed. The motion passed 5-0. Copies of the request and agreement, identified as "Attachment 7," follow these minutes and are made an official part hereof.

- 8. Approval of the recommendation to fund the Fayette Chamber of Commerce's "Fayette Visioning" initiative, in the amount of \$25,000.00, for the purpose of developing a county-wide brand and for implementing a marketing strategy for economic development and talent recruitment.**

Consent Agenda #8 was removed from the Agenda during the approval of the Agenda. A copy of the request, identified as "Attachment 8," follows these minutes and is made an official part hereof.

- 9. Approval of the County Attorney's recommendation for the County Administrator to execute a "Release of All Claims" between Fayette County and ACCC Insurance Company, and for Fayette County to be reimbursed in the amount of \$3,034.90 conditioned upon the execution of the release, and authorization for the County Administrator to sign all future "Release of All Claims" at or less than \$5,000. Copies of the request and the release, identified as "Attachment 9," follow these minutes and are made an official part hereof.**
- 10. Approval of Resolution 2016-07 to adopt the "Fayette County 2015 Annual Report on Fire Services Impact Fees (FY2015), including Comprehensive Plan amendments for updates to the Capital Improvements Element and Short-Term Work Program (FY2016-FY2020)" and authorization for staff to transmit said resolution to the Atlanta Regional Commission. Copies of the request and Resolution 2016-07, identified as "Attachment 10," follow these minutes and are made an official part hereof.**
- 11. Approval of staff's recommendation to approve the purchase of two new 5075M John Deere mowing tractors from Georgia Tractor and Mowers, utilizing a state contract, at an aggregate cost of \$69,755.60, and for said tractors to replace two 1995 5640 Ford tractors. A copy of the request, identified as "Attachment 11," follows these minutes and is made an official part hereof.**
- 12. Approval of County Administrator's one-time 2% incentive.**

Commissioner Brown stated that Consent #12 was approved as part of the existing contract, but since recently there were adjustments to the contract this request was on the Agenda in order to make sure everything was being done properly. A copy of the request, identified as "Attachment 12," follows these minutes and is made an official part hereof.

- 13. Approval of the March 24, 2016 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

There was no Old Business on the Agenda.

NEW BUSINESS:

- 14. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Tony Parrott to the Fayette County Library Board to serve an unexpired term beginning immediately and expiring December 31, 2016.**

Commissioner Barlow recommended that the Board accept Mr. Parrott per the Selection Committee's recommendation. He said Mr. Parrott was interviewed by the Selection Committee and Library Director Chris Snell, and he stated that Mr. Parrott made several suggestions that were "exactly right."

Commissioner Barlow moved to approve the recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Tony Parrott to the Fayette County Library Board to serve an unexpired term beginning immediately and expiring December 31, 2016. Commissioner Rousseau seconded the motion. The motion passed 3-2 with Commissioners Brown and Ognio voting in opposition. A copy of the request, identified as "Attachment 13," follows these minutes and is made an official part hereof.

- 15. Consideration of a recommendation from the Selection Committee, comprised of Vice Chairman Randy Ognio and Commissioner Steve Brown, to appoint Martin Sas to the Fayette County Transportation Committee to serve a term beginning April 1, 2016 and expiring March 31, 2017.**

Commissioner Ognio stated there were great applicants for the position and it was a pleasure to interview the citizens. He said the selection was difficult since there were many great applicants, but he felt Mr. Sas would be great on the committee.

Commissioner Ognio moved to appoint Martin Sas to the Fayette County Transportation Committee to serve a term beginning April 1, 2016 and expiring March 31, 2017. Commissioner Brown seconded the motion.

Commissioner Brown stated that the hardest problem is turning people away when there is only one spot. He said it was difficult to turn down someone who would be the star on anyone else's board, but that person is turned down since there is another person who is elevated even higher. He stated that Mr. Sas brings an extensive transportation background with many contacts with the Georgia Regional Transportation Authority (GRTA), the Georgia Department of Transportation (GDOT), and other transportation agencies.

The motion to appoint Martin Sas to the Fayette County Transportation Committee to serve a term beginning April 1, 2016 and expiring March 31, 2017 passed 5-0. A copy of the request, identified as "Attachment 14," follows these minutes and is made an official part hereof.

- 16. Consideration of a request from The Heritage of Peachtree to connect to the City of Peachtree City's Water and Sewerage Authority's sewage system while the annexation process by the City of Peachtree City is progressing.**

County Administrator Steve Rapson stated that the City of Peachtree City has a two-step process for an annexation to go forward and that the applicant was working on step two of that process. He said the Peachtree City Council has already unanimously approved the request and that Peachtree City's Water and Sewerage Authority (WASA) has also already approved the request. He said there is a lot of construction that has to take place with the project and there are a lot of septic related issues for this assisted living facility. He stated that the assisted living facility is already paying up to \$3,000 per month. He said this request would help make the connection occur prior to annexation. He said he contacted the City of Peachtree City and confirmed the city was in favor of the request.

Commissioner Brown stated that this request would normally be considered as putting the cart before the horse, but with this facility there are medically fragile people and there are sanitation concerns. He said it was a logical choice since the structure is already there, and he was surprised that this location was not annexed with the last annexation.

Commissioner Brown moved to approve the request from The Heritage of Peachtree to connect to the City of Peachtree City's Water and Sewerage Authority's sewage system while the annexation process by the City of Peachtree City is progressing. Commissioners Barlow and Ognio seconded the motion.

Commissioner Ognio stated he was surprised they waited as long as they did since they have dealt with the problems for a year. He said if they had started the annexation last year they would have been through it and it would have been done. He said they had spent a lot of money with the septic system and he hoped it would help them out.

The motion to approve the request from The Heritage of Peachtree to connect to the City of Peachtree City's Water and Sewerage Authority's sewage system while the annexation process by the City of Peachtree City is progressing passed 5-0. A copy of the request, identified as "Attachment 15," follows these minutes and is made an official part hereof.

17. Consideration of the City of Peachtree City's annexation of a 6.71 acre lot located at 1361 South State Route 74, and to rezone said property from A-R (Agriculture-Residential) to O-I (Office-Institutional).

Community Development Director Pete Frisina stated that this is a 6.71 acre parcel on State Route 74 that contains a childcare / preschool facility called Starr's Mill Academy. He said the academy has been in place since around 1999 and that about two years ago the property behind the academy was annexed into the city. He said that gave the academy the ability to be contiguous to the city and to seek annexation. Mr. Frisina stated it would give the academy access to sewer. He stated that the property is zoned A-R but is used as a daycare facility and land used for office-institutional. He said this annexation would not increase density and therefore staff did not recommend an objection to the annexation.

Commissioner Brown asked if there had been reoccurring problems with the septic system. Mr. Frisina replied he was unaware of many septic problems but that it gives more options to utilize.

Commissioner Brown moved to approve the request for the annexation of a 6.71 acre lot located at 1361 South State Route 74, and to rezone said property from A-R (Agriculture-Residential) to O-I (Office-Institutional). Commissioner Barlow seconded the motion. No discussion followed. The motion passed 5-0. A copy of the request, identified as "Attachment 16," follows these minutes and is made an official part hereof.

18. Consideration of the Water System's request for assistance from the Public Arts Committee to issue a Call for Artist, in an amount not-to-exceed \$5,000, for the purpose of painting a mural in the Crosstown Water Treatment Plant's entrance foyer.

Water System Director Lee Pope stated this concerned another beautification project at the Crosstown Water Treatment Plant with the intention of painting an aquatic theme at the plant's foyer. He noted that this was part of the remodeling effort at the water plant and that funds had been budgeted for this request. He explained that the plant is toured by the schools in the area as well as by the residents, and the effort was to improve the first impression one receives when they visit the plant. He added that the effort would likely help improve the moral of those who work at the water plant on a daily basis. He clarified that his request was for the Public Arts Committee to assist in making recommendations for the project. Mr. Pope then showed some pictures of the current condition of the plant's foyer and some examples of what could be recommended.

Commissioner Brown stated this is not a Public Arts Committee project and that it was being funded from the Water System's budget. He stated that several of the projects at the end of the Agenda deal with county facilities that have a very austere, institutional, bland appearance. He said it was the first thing some see when people come to the county, and when people see white cinder-block walls it looks like one is entering into a prison facility. He explained that the Public Arts Committee would help write the Call for Artists and would help write the specifications of what could be done in the foyer.

Commissioner Barlow stated that two weeks ago he went on a tour with the Association of County Commissioners Georgia and that part of the tour had them stop at the Go Fish Education Center in Perry, Georgia. He said when he looked at the pictures at the Crosstown Water Plant he envisioned the Go Fish Education Center. He said he looked forward to seeing the renovation since it would remind him of the Go Fish Education Center.

Carol Carver: Ms. Carver recommended that in the selection process that an independent juror be hired for the selection process. She suggested that her recommendation would provide complete transparency.

Commissioner Brown moved to approve the Water System's request for assistance from the Public Arts Committee to issue a Call for Artist, in an amount not-to-exceed \$5,000, for the purpose of painting a mural in the Crosstown Water Treatment Plant's entrance foyer. Commissioner Barlow seconded the motion.

Commissioner Ognio asked if the artwork would be seen before it was installed or if the artwork would come back before the Board for approval. Commissioner Brown replied that the artists will turn in their designs of which about three designs will be selected. He stated that the selected designs would then be brought before the Board of Commissioners with a preference. He added that the recommendations may change based on how the Board decides.

Commissioner Rousseau stated that County Attorney Dennis Davenport was still working on how to deal with artists in terms to their rights. Mr. Davenport reminded the Board that several meetings ago it spoke about the need for a foundational document common to all type projects, and that foundational document was the General Liability Waiver. He said it would be appropriate as a starting point to have "Exhibit A" which is a description of the project. He said it appeared this request was developing an "Exhibit A" with the Call for Artists but that there would need to be an "Exhibit A" in order to be consistent with previous direction given by the Board.

Chairman Oddo mentioned that what was also discussed was a concept sheet that would be provided with a basic outline of what is suggested including costs. He said the concept sheet was not provided. He said it would be nice to have the concept sheet to start with these projects in order to know the concept to make sure it is something the Board wants to proceed with. Commissioner Brown stated this request was a little different since it was a call for artists to provide their ideas to the county. He said the photos displayed by Mr. Pope were just broad, general ideas, but it was up to the artists to bring their suggestions to the county. He said if there is nothing presented from the artists that is amenable to the Board then the matter would stop with the possibility of trying again. He said this process would allow the artists to present their projects. Chairman Oddo said he understood but that the Board did set up a system where a concept would be brought to the Board with information provided. He said the system was not followed but that a recommended cost for the project was made with no idea of how the cost was arrived at. He stated there was no idea of who would approve the work and that there was no Liability Agreement. Commissioner Brown replied that the Board would make the final approval of the work and that there was a process in place in which the Public Arts Committee would assist the Water System in sorting through the different artists and their selections. He said the cost was an estimate of what it would take to paint a mural on the walls. Chairman Oddo repeated that there was a system in place and that it should be used. Commissioner Brown replied that the system could not be used in this instance. Chairman Oddo stated that he was not going to push the issue but that this effort was going around the system that was established.

County Administrator Steve Rapson stated part of the confusion is this is not really a Public Arts Committee project. He said this project is really something that is typically handled by staff and that all this request was for experts to identify the artists. He said once the artists are identified and once the Board approves the artwork, then the Water System will determine what is needed and it will go through the procurement process.

Chairman Oddo stated that he did not disagree with Mr. Rapson's statement but he wanted to make sure everyone understood that the Public Arts Committee has a system in place and he did not want people to lose sight of the system. Mr. Rapson stated that once an artist is selected there would be the same type of issues in regards to having that person come onto county property and paint on the walls. He said there would still have to be a contract and the liability waiver. He stated that once the recommended painting were selected then they would be brought back to the Board for approval. Chairman Oddo asked if the motion should be amended to allow for recommendations to be brought back to the Board for approval. Commissioner Brown said he was fine with that recommendation.

Commissioner Brown amended his motion to allow for the recommended paintings to be brought to the Board for approval. Commissioner Barlow seconded the amended motion.

The motion to approve the Water System's request for assistance from the Public Arts Committee to issue a Call for Artist, in an amount not-to-exceed \$5,000, for the purpose of painting a mural in the Crosstown Water Treatment Plant's entrance foyer and for the recommended paintings to be brought back to the Board for approval passed 5-0. A copy of the request, identified as "Attachment 17," follows these minutes and is made an official part hereof.

19. Consideration of the Fayette County Public Art Committee's Chalk Art Project that will occur on May 15, 2016 in tandem with Fayetteville's Taste of Fayette, and authorization to utilize \$3,110 from the Public Arts Committee's budget.

Commissioner Brown thanked Heather Cap and Kate Lafoy from the Public Arts Committee for their good work. He said this request was exciting. He said this event began being talked about two years ago but, since the Public Arts Committee is made up of volunteers, no one was willing to take the lead on this opportunity. He said Ms. Heather Cap stepped up and said she had done this before and he asked Ms. Cap to brief the Board on the opportunity.

Ms. Cap stated that the community artists, amateur and professional artists, the young, old, children, families, groups, and individuals to create their own chalk work. She stated that the work would be family friendly and that each participant would get their own chalk block. She said each person would be given a space and over the course of the day they would create their own piece of art. She said the art was not permanent because it will be done in chalk. She stated that everyone has a good time doing the artwork and everyone who does it is excited. She stated that a professional chalk artist from the Georgia Chalk Artists Guild members would participate in the event. Kate stated that the purpose of the event was to bring in kids, students, and professional artists to have a good time with colors utilizing an impermanent medium. She suggested everyone would have a good time.

Commissioner Barlow asked if someone would set up a video to make a slow-motion video of the chalk artists to be displayed on the county's website. He suggested it would be something the citizens would enjoy seeing. Commissioner Brown stated he had seen this in Atlanta. He added that the Savannah College of Art and Design does chalk art on the sidewalks in Savannah around the squares. He said this event would give people room to work and would be better than the competitors in Atlanta and Savannah. Commissioner Barlow said he would make the video and it would be a fine production.

Frank Gardner: Mr. Gardner spoke in support of this request. He compared downtown Fayetteville to downtown Newnan, Georgia. He asked for someone to take the lead for making the City of Fayetteville beautiful like it is in Newnan.

Commissioner Brown moved to approve the Fayette County Public Art Committee's Chalk Art Project that will occur on May 15, 2016 in tandem with Fayetteville's Taste of Fayette, and authorize to utilize \$3,110 from the Public Arts Committee's budget. Commissioner Barlow seconded the motion.

Commissioner Brown stated Mr. Gardner was "dead-on" and he was talking about the issues addressed in the Public Arts Committee. He said there is great joy in having kids and parents building scarecrows and painting fire hydrants and doing things without being required to go to Atlanta to do it. He said that is what the Public Arts Committee was trying to do. Commissioner Barlow added that having the hot air balloons would also help and people would enjoy it.

Commissioner Rousseau stated that he supported the initiative. He asked who would be the custodians of the tarp and where would they be stored. He suggested that the city would provide for public safety meaning the Marshals would not have to be used unless required. He asked who would be able to use public property once it is purchased. He suggested that there must have been some methodology of choosing one professional chalk artist over another. Commissioner Brown stated that Public Works Director Phil Mallon helps store the items and provides assistance as needed.

Chairman Oddo said he loved the idea and he liked the three-dimensional chalk art. He noted that there would be a professional chalk artist and he asked if there was a Liability Agreement signed with the professional chalk artists. Commissioner Brown replied that there would be a signed Liability Agreement. Chairman Oddo suggested that this matter was being handled in reverse. He stated it was not up to the Board to decide what can and cannot pertain to Public Arts initiatives since the system has already been agreed to by the Board. Chairman Oddo asked how insurance would be handled on this type of request. Commissioner Brown replied insurance would be handled in the same way other events are insured and he mentioned Fayette County is self-insured. Chairman Oddo stated there was a long discussion about these types of requests about a month ago. He understood that it was already in the works and that time was of the essence on this request, but if this matter was not discussed now then it would not be discussed in the future.

The motion to approve the Fayette County Public Art Committee's Chalk Art Project that will occur on May 15, 2016 in tandem with Fayetteville's Taste of Fayette, and authorize to utilize \$3,110 from the Public Arts Committee's budget passed 5-0. A copy of the request, identified as "Attachment 18," follows these minutes and is made an official part hereof.

20. Consideration of the Public Arts Committee's request to proceed with the Animal Shelter Art Project to paint various animal-themed aluminum signs that will be displayed on the outside of the Animal Shelter's building as a way to promote interest both in pet adoption and public art, to authorize an initial expenditure of \$575 utilizing Public Arts funds.

Commissioner Brown displayed a picture of the Animal Shelter as it currently exists and he pointed out that it is one of the most non-descript buildings. He said the county is desperately trying to get people to adopt stray dogs and cats so they do not have to be euthanized, and yet the building looks drab and without hope. He said the Public Arts Committee asked how to use creative talents in Fayette County to create interest in a facility that is uninteresting. He said the county is spending a lot of money to spruce up the inside of the building. He said the Public Arts Committee spent considerable time and energy in trying to determine what is the best kind of material to put the images on the side of the building. He said the images were designed to create interest in the building where people would come see the animals. He said it might start their visit on a good note. He said the Public Arts Committee looked at plywood and other items, but ultimately decided the best material is what the county uses every day, namely, aluminum sign panels. He said the images would be rotated throughout the years allowing for multiple artists to do multiple works. He explained that the artists would work free of charge out of love for the community and the pets. He explained there were many who were excited about this effort including the Fayette County Humane Society and several adoption agencies since they see it as something that is innovative, creative, and out-of-the-box. Commissioner Brown mentioned that the façade on the

building would soon be replaced and, by allowing for the panels to be installed now, it would give Public Works the opportunity to experiment on the old façade prior to the new façade being installed. Commissioner Brown closed his comments describing the cost and size of the aluminum panels.

Chairman Oddo asked County Administrator Steve Rapson if there was a timeframe of when the new façade would replace the old façade on the building. Mr. Rapson verified that there was interior work occurring in the building and that the intent was to have up to \$130,000 for a full renovation. He suggested that the funding would be included in the Fiscal Year 2017 capital budget meaning the funds would not be available until July. He stated that he spoke with Building and Grounds Director Carlos Christian at length about how to attach the aluminum panels and he reported that Mr. Christian said he could do whatever the Board directed. Mr. Rapson stated that most of the focus, based on the recommendation, would occur inside the facility as well as dog runs on the backside of the facility. He stated that the current effort was working to renovate the inside of the building and there is no real current effort to renovate the outside of the building. Commissioner Rousseau stated that he understood that a renovation effort was on the drawing board but that there was no plan to replace the façade, but rather just an upgrade to the façade. Mr. Rapson replied that was correct, and he pointed out that at some point someone would need to anchor them to the building. Commissioner Rousseau said he was apprehensive of fixing anything when anticipated upgrades to the structure are on the table.

Commissioner Brown stated it is better to do the work with the old façade since this work has not been done before. He said staff would install hanging brackets that would hold the panels and he wanted staff to figure it out on the old façade rather than experimenting on the new façade. He added that it is not a major deal to remove the brackets. Commissioner Barlow stated he saw an offset from the wall that would create a shadowbox effect. He said the aluminum panels could be easily replaced or adjusted.

Donna Thompson: Ms. Thompson spoke for approximately six minutes. She said she was supportive of working with the Animal Shelter. She expressed concern that this project has been considered by the Public Arts Committee since April 2015 and she asked why there was such a push at the very end of the existing committee to get this project complete. She stated that a Call for Entry does not allow an artist do just what they want. She stated that the new Public Arts Committee be established in six weeks and that the old Public Arts Committee would be disbanded. She asked, given those six-weeks, who would take the responsibility of the artwork at the Animal Shelter. Ms. Thompson spoke about the Call for Entry process and how the results should be handled. She stated that those who make the selections from the Call for Entry process should be unbiased jurors who are unaffiliated with the Public Arts Committee since it would provide for transparency. She said if the project is approved it would exceed the responsibility of the current Public Arts Committee.

Carol Carver: Ms. Carver asked how much the aluminum panels weigh. Several people replied that the aluminum panels do not weigh much.

Ms. Vicki Turner provided examples of painted aluminum panels for the Board and the citizens to see.

Mr. Rapson stated that the application process for members of the Public Arts Committee ends on April 22, 2016. He said the ordinance enacting the new Public Arts Committee was adopted on March 10, 2016 and it becomes effective sixty days later which makes it May 10, 2016. He said the ordinance calls for the new Public Arts Committee to be installed on June 1, 2016 at which time the old Public Arts Committee would disband. He said the Board still has to go through the selection process and that all of the applicants will not be available until April 22.

Commissioner Brown addressed Ms. Thompson saying no one has ever complained about the Scarecrow Competition and how it was judged and how the fire hydrants were judged, so he did not see the need to bring in independent judges for these items. He suggested that independent judges may be used for the mural projects. He disputed that this item was rushed since it had been in the works for a year. He suggested that the new Public Arts Committee would simply pick up the project and move it forward. He did not understand why the project would be killed when there are volunteers who have spent time painting and researching materials.

Commissioner Brown moved to approve the Public Arts Committee's request to proceed with the Animal Shelter Art Project to paint various animal-themed aluminum signs that will be displayed on the outside of the Animal Shelter's building as a way to promote interest both in pet adoption and public art, to authorize an initial expenditure of \$575 utilizing Public Arts funds for five 4"x6" aluminum panels at a cost of \$115 each. Commissioner Barlow seconded the motion.

Mr. Rapson requested for the motion to be amended to not exceed \$1,000 in order to purchase brackets and other needs. Commissioner Brown amended the request as recommended. Commissioner Barlow seconded the amended motion.

Commissioner Rousseau asked about the "initial expenditure." Commissioner Brown pointed out that the effort would eventually require more than five aluminum panels but that the request for more panels would come back before the Board at a future date.

Chairman Oddo noted that there was no concept sheet and there was no breakdown of cost. He asked how much staff time this would require. He stated that the idea behind the concept sheet was to answer questions about staff time or if there were any restrictions on the type of art to be displayed. Commissioner Brown replied that no advertising would be allowed and that the pictures would have to be child and family friendly. Chairman Oddo asked where that information was provided. Commissioner Brown added that the art panels would belong to the county and it can do with the paintings what it wants. Chairman Oddo asked if there would be a Liability Waiver in the future. Commissioner Brown replied the artists would have to sign a Liability Agreement. Chairman Oddo asked if the Board would see the Liability Waiver prior to Board approval. Commissioner Brown replied the Board would absolutely see the waivers and that the County Attorney was working on the agreement, and he suggested that each artwork would be similar. Chairman Oddo replied that the cases were specific and that is why they needed an "Exhibit A" and a General Liability Waiver. Commissioner Brown replied they would "have one." Chairman Oddo stated he would approve the request pending receipt of "Exhibit A" and the General Liability Waiver.

Commissioner Brown amended his motion to not issue the first artist to do the first project until "Exhibit A" has been reviewed by each one of the Board members and approved. Commissioner Barlow seconded the motion.

The motion to approve the Public Arts Committee's request to proceed with the Animal Shelter Art Project to paint various animal-themed aluminum signs that will be displayed on the outside of the Animal Shelter's building as a way to promote interest both in pet adoption and public art, to authorize an initial expenditure not-to-exceed \$1,000 utilizing Public Arts funds for five 4"x6" aluminum panels at a cost of \$115 each and for other material, and to not issue the first artist to do the first project until "Exhibit A" has been reviewed by each one of the Board members and approved passed 5-0. A copy of the request, identified as "Attachment 19," follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Richard Mix: Mr. Mix spoke about his campaign to be elected to the United States Congressional seat that is being vacated by Representative Lynn Westmoreland.

Denise Ognio: Mrs. Ognio stated that on April 19, April 21, April 25, and April 26 the people can hear from the Republican candidates for office. She stated that those interested can visit Fayette County's GOP website for more information. She stated that Mr. Mix will have an opportunity to speak at the April 26th meeting.

ADMINISTRATOR'S REPORTS:

Historic County Courthouse and Heritage Park Fountain: County Administrator Steve Rapson addressed Mr. Gardner's comments saying that the Historic County Courthouse renovation included adding music to the square and having the trees light up at night. He added that the fountain at Heritage Park was undergoing a redesign and that staff was testing the pumps earlier in the day which is why spray was going all over the fountain and bricks. He suggested that there may be two pumps, one to shoot the water high and the other to pump around the circumference of the fountain.

Commission Meeting Rescheduled to Tuesday, April 26, 2016: County Administrator Steve Rapson reminded the Board that the next Board meeting would be held on Tuesday, April 26, 2016 as opposed to Thursday, April 28, 2016. He stated that the Board was scheduled for training in Savannah and that prompted the need to reschedule the meeting.

Update on Heritage Parkway: County Administrator Steve Rapson reported that Heritage Parkway, located behind the County Administrative Building leading toward the Library, was temporarily closed since it was determined that there was a stormwater drain that had failed underneath the road and that was impacting the integrity of the intersection of the road and State Route 85. He said two truckloads of flowable fill was pumped into the site. He said the flowable fill would set during the night and the road would be reopened on Friday.

Lake Peachtree: County Administrator Steve Rapson reported that Lake Peachtree is at full pool.

Report on the Comprehensive Annual Financial Report: County Administrator Steve Rapson reported that the County had received the Comprehensive Annual Financial Report (CAFR) with no comment. He said that was like sending a contract to the County Attorney and not getting any changes. He said it was a very rare animal and the Finance staff was to be commended for putting together the CAFR, which is the most technical financial report put together by a governmental entity. He stated that the reply back from the state was that the CAFR needed no corrections.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport reported that he had one item of Pending Litigation and review of the March 24, 2016 Executive Session Minutes for consideration in Executive Session.

COMMISSIONERS' REPORTS:

Commissioner Ognio:

Equestrian Park: Commissioner Ognio asked the Board for approval to request from the Board of Education to get their attorney to work with the County Attorney to see if there is a possibility to use the property at Inman Park, with a reversion clause, for an equestrian park. He stated he had looked into the park and that "they wanted a covered park but if we could get the property and get a driveway into the property, we may start with just horse riding trails" before constructing a building. The Board agreed to the request so long as it was a discussion matter only. County Attorney Dennis Davenport stated he could reach out to the Board of Education's attorney to find out what level of interest they have. Commissioner Ognio stated it would be beneficial to the Board of Education since, should the property ever revert back to the Board of Education it would revert with a driveway.

Zika Virus: Commissioner Ognio asked the citizens to make sure they do not leave standing water outside that would attract mosquitos and help spread the Zika virus.

Consideration of Limiting Campaigning during Public Comment: Commissioner Ognio asked the Board to do something to limit campaigning during Public Comment. He stated that there was one person campaigning during Public Comment earlier today and he saw others taking the opportunity to do campaigning. Chairman Oddo said he was agreeable to the suggestion since the venue was for public interest and items, not for campaigning. Commissioner Brown stated he was hesitant to that request since if one is allowed to speak then all should be allowed to speak. Commissioner Ognio said he did not have a

problem with allowing those running for office to say their name and what office they are running for, but when they are allowed to provide details of their race that was different. He said allowing campaigning would tie up staff time and there needed to be a limit. Commissioner Brown stated that it was public comment and if they are Fayette County citizens they should be allowed to speak. Chairman Oddo stated that at forums the candidates are given three minutes to give their presentation, and he suggested that if three minutes are sufficient at a forum they should be sufficient during a public meeting. Commissioner Rousseau said there was an inherent danger due to the issue of equal time where those who do not come to the meeting are not given the same advantages of those who do. He suggested this was a slippery slope and he thought there needed to be good dialogue on this matter. He mentioned that any of the Commissioners who are running for office could step down as a citizen and speak of their campaign during public comment, which would not bode well. He asked County Attorney Dennis Davenport if there was a proper mechanism that would not discourage free speech but would limit campaigning. Mr. Davenport replied that this matter could be discussed at the upcoming County Retreat. The Board agreed to address this item at the County Retreat.

Commissioner Rousseau:

Recognition of County Staff and 911 Communications Officers: Commissioner Rousseau congratulated staff for the recognition that they received and for the work and dedication they give daily. He especially commended 911 Communications Officers as unsung heroes who are often unseen. He said people do not see the stress and high magnitude of responsibility that the people give to the residents of Fayette County.

Zika Virus: Commissioner Rousseau thanked Commissioner Ognio for bringing up the issue of the Zika virus. He encouraged everyone to visit the county's website to obtain additional information on the virus. He encouraged the county to continue exploring options on how to get the message out concerning the virus since it was becoming a very serious threat to the public's health and safety. Commissioner Rousseau asked for an advisory notice to run on the public access channel providing information on the virus and how to avoid it.

Commissioner Barlow:

Zika Virus: Commissioner Barlow thanked everyone for coming to the meeting. He agreed with Commissioner Ognio's comments about the Zika virus. He reminded everyone that he is the Chairman of the Fayette County Board of Health and that the alerts have gone out about the virus. He said the virus can be transmitted through mosquito bites, sexual activity, and through kissing. He said the virus was easy to spread and very difficult virus to contend with.

Two Interventions by the Armed Forces Mission Board: Commissioner Barlow stated that he was on the Armed Forces Mission Board whose mission is to prevent suicide in the Armed Forces. He said he received a text that the Major Koon, who heads up the Board and who is a certified counselor, had two more interventions this week. Commissioner Barlow stated that each day the United States loses twenty-two veterans to suicide. He asked to keep Major Koon in prayer.

Keep People in Prayer: Commissioner Barlow stated that he learned of a director who has been diagnosed with cancer, and he asked for the people to keep each other in prayer.

Commissioner Brown:

"Maker Space": Commissioner Brown stated both he and Commissioner Rousseau met with top officials at the Board of Education in order to review the "maker space" located at the Invention Studio at Georgia Tech. He said they have one of the finest "maker spaces" in the United States. He explained a maker space is an area where the finest tools known to man are gathered together. He said the machines are tools are prohibitively expensive for just one person to use, but the cost is defrayed by allowing multiple people use the tools and the participants are trained on how to use the tools. Commissioner Brown stated that the program is run entirely by students and that the faculty's only involvement is in setting its budget. He said there is a good possibility that some industrial designers and engineers who are in Fayette County will help establish something like a maker space in Fayette County.

“Suds on the Square”: Commissioner Brown stated that on Saturday, April 16, Suds on the Square will be held at the Historic County Courthouse. He stated the event would take place from 11:00 a.m. to 4:00 p.m. and all proceeds would go to local charitable organizations. He thought there were 150 regional beers represented and 40 to 50 wines will be represented.

Chairman Oddo:

Recognition of County Staff: Chairman Oddo stated Fayette County has an incredible staff. He said staff is very efficient and do a good job from top to bottom.

Historical Events on April 14: Chairman Oddo stated that on April 14, 1865 Abraham Lincoln was shot. He stated that on April 14, 1912 the unsinkable *Titanic* sank. He added that on April 14, 1917 his mother was born.

EXECUTIVE SESSION:

Pending Litigation and Review of the March 24, 2016 Executive Session Minutes: Commissioner Barlow moved to go into Executive Session. Commissioner Ognio seconded the motion. The motion passed 5-0.

The Board recessed into Executive Session at 9:18 p.m. and returned to Official Session at 9:34 p.m.

Return to Official Session and Executive Session Affidavit: Commissioner Ognio moved to return to Official Session and to authorize the Chairman to sign the Executive Session Affidavit. Commissioner Barlow seconded the motion. The motion passed 5-0. A copy of the Executive Session Affidavit, identified as “Attachment 20,” follows these minutes and is made an official part hereof.

Approval of March 14, 2016 Executive Session Minutes: Commissioner Ognio moved to approve the March 24, 2016 Executive Session Minutes. Commissioner Barlow seconded the motion. The motion passed 5-0.

ADJOURNMENT:

Commissioner Ognio moved to adjourn the April 14, 2016 Board of Commissioners meeting. Commissioners Barlow seconded the motion. The motion passed 5-0.

The March 24, 2016 Board of Commissioners meeting was adjourned at 9:34 p.m.

 Floyd L. Jones, 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 26th day of April 2016. Referenced attachments are available upon request at the County Clerk’s Office.

 Floyd L. Jones, County Clerk

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of staff's recommendation to adopt the Series 2016 Bond Resolution authorizing the issuance of approximately \$16,650,000 Fayette County, Georgia Water Revenue Refunding Bonds, Series 2016, bearing interest at not more than 2.18% per annum, for the purpose of refunding a portion of the Fayette County, Georgia Water Revenue Bonds, Series 2009 in order to achieve gross debt service savings of not less than \$788,000 over the remaining life of the bonds.

Background/History/Details:

At their February 11, 2016 meeting, the Board of Commissioners approved the private placement for refunding \$16.4 million of the Fayette County, Georgia Water Revenue Bonds, Series 2009. A Request for Offers was issued on March 30, 2016 with five offers submitted and reviewed on April 20, 2016. Legal is preparing the required documents to authorize the issuance and sale of the refunding bonds and adoption of the Series 2016 Bond Resolution will lock in the interest rate on April 26, 2016.

This request is to present the recommended offer for Board approval.

What action are you seeking from the Board of Commissioners?

Adoption of the Series 2016 Bond Resolution.

If this item requires funding, please describe:

n/a

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:

SERIES 2016 BOND RESOLUTION

A RESOLUTION TO PROVIDE FOR THE ACQUISITION BY REDEMPTION, PAYMENT, OR OTHERWISE OF A PORTION OF THE FAYETTE COUNTY WATER REVENUE BONDS, SERIES 2009; TO PROVIDE FOR THE ISSUANCE OF FAYETTE COUNTY, GEORGIA WATER REVENUE REFUNDING BOND, SERIES 2016, PURSUANT TO AND IN CONFORMITY WITH A RESOLUTION ADOPTED OCTOBER 25, 1984, AS RATIFIED, REAFFIRMED, BROADENED, AND EXTENDED BY RESOLUTIONS ADOPTED JUNE 21, 1985, JUNE 25, 1986, MAY 4, 1988, NOVEMBER 20, 1992, JANUARY 23, 1997, FEBRUARY 26, 1998, MAY 23, 2002, JUNE 13, 2002, JULY 29, 2009, AND MARCH 22, 2012 TO FINANCE IN WHOLE OR IN PART THE COST OF THE OVERALL UNDERTAKING NOW CONTEMPLATED; TO REAFFIRM AND ADOPT ALL APPLICABLE TERMS, PROVISIONS, COVENANTS, AND CONDITIONS OF SAID RESOLUTIONS OF OCTOBER 25, 1984, JUNE 21, 1985, JUNE 25, 1986, MAY 4, 1988, NOVEMBER 20, 1992, JANUARY 23, 1997, FEBRUARY 26, 1998, MAY 23, 2002, JUNE 13, 2002, JULY 29, 2009, AND MARCH 22, 2012; TO PROVIDE FOR THE ADOPTION OF RATES, FEES, AND CHARGES FOR THE SERVICES AND FACILITIES OF SAID SYSTEM; TO PROVIDE FOR THE CREATION AND MAINTENANCE OF CERTAIN FUNDS; TO PROVIDE FOR THE REMEDIES OF THE OWNER OF THE SERIES 2016 BOND; TO PROVIDE FOR THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT; TO PROVIDE FOR THE EXECUTION AND DELIVERY OF A BOND PURCHASE AGREEMENT WITH RESPECT TO THE SERIES 2016 BOND; AND FOR OTHER PURPOSES:

WHEREAS, under and by virtue of the authority of the Constitution of the State of Georgia and the Revenue Bond Law (Title 36, Chapter 82, Article 3 of the Official Code of Georgia Annotated, as amended), Fayette County, Georgia, a political subdivision of the State of Georgia and a “governmental body” as defined in said Revenue Bond Law (hereinafter sometimes referred to as the “County”), is authorized to issue revenue bonds to acquire by redemption, payment, or otherwise all or any part of its outstanding water revenue obligations, to fund in part a reasonably required debt service reserve, and to acquire additional water facilities by the addition of improvements to its present water system and to construct such additions, and to equip the same and to operate and maintain said water system, as added to, extended, and improved (the “System”), for its own use and for the use of the public, and to prescribe and revise rates, and to collect fees and charges for the services and facilities furnished by the System as now existent and as hereafter added to, extended, improved, and equipped, and in anticipation of the collection of revenues from the System, to issue revenue bonds to finance, in whole or in part, the acquisition of said outstanding water revenue obligations, the funding of a debt service reserve, and the cost of such additions, extensions, and improvements to the System, and to pay all expenses necessary to accomplish the foregoing; and

WHEREAS, pursuant to a resolution adopted October 25, 1984 (the “1984 Resolution”), the County issued \$5,450,291.02 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1984” (the “Series 1984 Bonds”), \$5,484,000 aggregate principal amount of “Fayette County Water System Interim Revenue Bonds, Series 1984A” (the “Series 1984A

Bonds”), and \$5,484,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1985” (the “Series 1985 Bonds”), which Series 1984 Bonds, Series 1984A Bonds, and Series 1985 Bonds have been paid in full; and

WHEREAS, pursuant to the 1984 Resolution, the County pledged and created a first and prior lien on the net revenues derived from the operation of the System as security for the payment of the principal of and interest on the Series 1984 Bonds and the Series 1985 Bonds and it was provided in Section 12 of Article IV of the 1984 Resolution that additional revenue bonds or obligations could be issued, from time to time, ranking as to lien on the net revenues of the System on a parity with the Series 1984 Bonds and the Series 1985 Bonds, upon meeting certain terms and conditions, as set forth therein; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted June 21, 1985 (the “1985 Resolution”), providing funds for the refunding of the outstanding Series 1984 Bonds, authorized the issuance of and actually issued and delivered \$6,290,017.20 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1985A” (the “Series 1985A Bonds”), which Series 1985A Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted June 25, 1986 (the “1986 Resolution”), providing funds for the refunding of the outstanding Series 1985A Bonds and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$9,685,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1986” (the “Series 1986 Bonds”), which Series 1986 Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution and the 1986 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted May 4, 1988 (the “1988 Resolution”), providing funds for the refunding of the outstanding Series 1985 Bonds and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$18,080,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1988” (the “Series 1988 Bonds”), which Series 1988 Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, and the 1988 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted November 20, 1992 (the “1992 Resolution”), providing funds for the refunding of a portion of the outstanding Series 1988 Bonds, authorized the issuance of and actually issued and delivered \$20,115,000 aggregate principal amount of “Fayette County Water Revenue Refunding Bonds, Series 1992A” (the “Series 1992A Bonds”), and providing funds to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$13,155,000 aggregate principal amount of “Fayette County Water Revenue

Bonds, Series 1992B” (the “Series 1992B Bonds”), which Series 1992A Bonds and Series 1992B Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, and the 1992 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted January 23, 1997 (the “1997 Resolution”), providing funds for the refunding of the outstanding Series 1986 Bonds and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$10,245,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1996A” (the “Series 1996A Bonds”), and there is now outstanding \$165,000 aggregate principal amount of the Series 1996A Bonds; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, the 1992 Resolution, and the 1997 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted February 26, 1998 (the “1998 Resolution”), providing funds for the refunding of a portion of the outstanding Series 1992B Bonds and the prepayment of an outstanding loan from the Georgia Environmental Finance Authority (formerly the Georgia Environmental Facilities Authority) (“GEFA”) and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$18,090,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 1998” (the “Series 1998 Bonds”), which Series 1998 Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, the 1992 Resolution, the 1997 Resolution, and the 1998 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted May 23, 2002, as supplemented and amended June 13, 2002 (collectively the “2002 Resolution”), providing funds for the refunding of a portion of the outstanding Series 1992A Bonds and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$22,670,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 2002” (the “Series 2002 Bonds”), which Series 2002 Bonds have been paid in full; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, the 1992 Resolution, the 1997 Resolution, the 1998 Resolution, and the Series 2002 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted July 29, 2009 (the “2009 Resolution”), providing funds for the refunding of the outstanding Series 1998 Bonds and the prepayment of seven outstanding loans from GEFA and to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$36,340,000 aggregate principal amount of “Fayette County, Georgia Water Revenue Bonds, Series 2009” (the “Series 2009 Bonds”), and there is now outstanding \$26,055,000 aggregate principal amount of the Series 2009 Bonds; and

WHEREAS, the County met the terms and conditions of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, the 1992 Resolution, the 1997 Resolution, the 1998 Resolution, the Series 2002 Resolution, and the Series 2009 Resolution pertaining to the issuance of additional parity bonds and, pursuant to a resolution adopted March 22, 2012 (the “2012 Resolution”), providing funds to finance the cost of additions, extensions, and improvements to the System, authorized the issuance of and actually issued and delivered \$8,070,000 aggregate principal amount of “Fayette County Water Revenue Bonds, Series 2012A” (the “Series 2012A Bonds”), and providing funds for the refunding of a portion of the outstanding Series 2002 Bonds, authorized the issuance of and actually issued and delivered \$15,590,000 aggregate principal amount of “Fayette County Water Revenue Refunding Bonds, Series 2012B” (the “Series 2012B Bonds”), and there is now outstanding \$8,020,000 aggregate principal amount of the Series 2012A Bonds and \$10,880,000 aggregate principal amount of the Series 2012B Bonds; and

WHEREAS, the only revenue obligations of the County having as the security therefor a first or prior lien on the net revenues of the System are the outstanding Series 1996A Bonds, Series 2009 Bonds, Series 2012A Bonds, and Series 2012B Bonds (collectively the “Prior Bonds”); and

WHEREAS, the County has received a recommendation from Stifel, Nicolaus & Company, Incorporated, Atlanta, Georgia (the “Placement Agent”) that, due to present market conditions, it is advisable, feasible and in the best interest of the County that \$960,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2020, and bearing interest at a rate of 5.00% per annum, \$1,325,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2021, and bearing interest at a rate of 5.00% per annum, and \$12,570,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2022 and thereafter (collectively the “Refunded Bonds”), be refunded at this time in order to achieve substantial debt service savings, and the County has determined, after its own independent study and investigation, that it is in the best interest of the County to refund the Refunded Bonds; and

WHEREAS, the County has received a further recommendation from the Placement Agent, and the County has after careful study and investigation determined, that the refunding of the Refunded Bonds should be accomplished by making due and legal provision for the redemption on October 1, 2019 of the Refunded Bonds by paying the principal amount thereof and the interest to accrue thereon until such date of redemption, and for the payment of all expenses necessary to accomplish the foregoing; and

WHEREAS, the County has determined that the most feasible method of raising the funds required to finance the cost of refunding the Refunded Bonds is by the issuance and delivery of water revenue refunding bonds for such purpose, which revenue refunding bonds will rank on a parity as to lien on the net revenues of the System with the outstanding Prior Bonds; and

WHEREAS, it was provided in Section 12 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 18 of the 1985 Resolution, Section 18 of 1986 Resolution, Section 17 of the 1988 Resolution, Section 22 of the 1992 Resolution, Section

18 of the 1997 Resolution, Section 18 of the 1998 Resolution, Section 21 of the 2002 Resolution, Section 21 of the 2009 Resolution, and Section 21 of the 2012 Resolution that additional revenue bonds or obligations could be issued, from time to time, ranking as to lien on the net revenues of the System on a parity with the Prior Bonds, under certain terms and conditions that are set forth in pertinent part below:

(a) The payments covenanted to be made into the “Fayette County Water System Sinking Fund” created in paragraph 2(a) of Section 2 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 14 of the 1985 Resolution, Section 14 of the 1986 Resolution, Section 13 of the 1988 Resolution, Section 18 of the 1992 Resolution, Section 14 of the 1997 Resolution, Section 14 of the 1998 Resolution, Section 17 of the 2002 Resolution, Section 17 of the 2009 Resolution, and Section 17 of the 2012 Resolution, and as the same may have been enlarged and extended in any proceedings authorizing the issuance of any additional parity bonds, must be currently being made in full amount as required and the Sinking Fund must be at its proper balance.

(b) The net earnings of the System for a period of 12 consecutive months out of the 18 consecutive months preceding the month of adoption of the proceedings authorizing the issuance of such additional bonds must have been equal to at least 1.20 times the highest combined debt service requirements for any succeeding sinking fund year on the Prior Bonds and any other issue or issues of parity bonds therewith then outstanding and on the bonds proposed to be issued, or in lieu of the foregoing formula, if a new schedule of rates and charges for the services, facilities, and commodities furnished by the System shall have been adopted and shall be in effect, an independent and recognized firm of certified public accountants shall certify that had this new rate schedule been in effect during the period described above the net earnings of the System would have equaled the requirements of the above formula. For the purpose of this provision the term “debt service requirements” shall mean the amount required in each sinking fund year to pay the principal of and interest on the Bonds then outstanding and on the bonds proposed to be issued as same become due and payable, either at maturity or by proceedings for mandatory redemption. “Net earnings” for the purpose of this provision shall be construed to be the gross earnings of the System (excluding any connection fees and earnings on amounts on deposit in any construction fund) remaining after the payment of the sums required or permitted to be paid to operate and maintain the System pursuant to the provisions of Paragraph 1 of Section 2 of Article IV of the 1984 Resolution, but before provision for depreciation.

(c) An independent and recognized firm of certified public accountants shall certify to the governing body of the County that the requirements of paragraph (a) above are being complied with and that the requirements of paragraph (b) above have been met. A copy of the certificate of the certified public accountants shall be furnished to the designated representative of the original purchasers of the Prior Bonds and the Series 2016 Bond herein authorized to be issued.

(d) Except when bonds are being issued solely for the purpose of refunding outstanding revenue bonds, the Consulting Engineers for the County shall recommend

that the additions, extensions, and improvements be made to the System and that same are feasible, designating in reasonable detail the work and installation proposed to be done and the estimated cost of accomplishing such undertaking. The Engineers shall certify that the projected net earnings to be derived from the System for any succeeding sinking fund year after such additions, extensions, and improvements have been completed will not be less than 1.20 times the highest combined debt service requirement coming due in any succeeding sinking fund year on the Prior Bonds and any parity bonds therewith then outstanding and on the bonds proposed to be issued. For the purpose of this subparagraph (d) the term “debt service requirement” shall mean the amount required in each sinking fund year to pay the principal of and interest on the Prior Bonds and any parity bonds therewith then outstanding and on the bonds proposed to be issued as same become due and payable, either at maturity or by proceedings for mandatory redemption. “Net earnings” for the purpose of this provision shall be construed to be the estimated gross earnings of the System (excluding any connection fees and earnings on amounts on deposit in any construction fund) in each such succeeding sinking fund year (beginning with that particular sinking fund year immediately following the estimated completion date of the project to be financed by such parity bonds) remaining after the payment of the estimated cost required or permitted to be paid for said period to operate and maintain the System as added to, extended, and improved pursuant to the provisions of Paragraph 1 of Section 2 of Article IV of the 1984 Resolution, but before provision for depreciation. An executed duplicate original of such recommendation and certificate of the Consulting Engineers as required by this provision shall be furnished to the designated representative of the original purchasers of the Bonds not less than ten (10) days before any proceedings are taken to actually issue such additional bonds.

; and

WHEREAS, in accordance with the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the 1985 Resolution, the 1986 Resolution, the 1988 Resolution, the 1992 Resolution, the 1997 Resolution, the 1998 Resolution, the 2002 Resolution, the 2009 Resolution, and the 2012 Resolution (collectively the “Prior Resolutions”), a firm of certified public accountants has certified to the Board of Commissioners of Fayette County (the “Board of Commissioners”) that the County has complied and is now complying with the requirements of paragraph (a) above and that the County has met the requirements of paragraph (b) as set forth above and a copy of such certificate has been furnished to the designated representative of the original purchasers of the Prior Bonds; and

WHEREAS, from the proceeds derived from the sale of the Series 2016 Bonds hereinafter authorized, together with amounts on deposit in the Sinking Fund allocable to the Refunded Bonds, a sufficient sum will be applied, simultaneously with the issuance and delivery of the Series 2016 Bond, to provide an initial cash balance and to pay the cost of acquiring certain direct obligations of the United States of America (the “Direct Obligations”), which, together with the interest to be derived therefrom, will be used and applied toward the cost of refunding all of the Refunded Bonds as aforesaid, all as hereinafter provided; and

WHEREAS, the County proposes to sell \$[16,650,000] in aggregate principal amount of its Water Revenue Refunding Bonds, Series 2016 (the “Series 2016 Bonds”) herein authorized to be issued, to DNT Asset Trust, a Delaware business trust and wholly owned subsidiary of JPMorgan Chase Bank, N.A. (the “Purchaser”), at a purchase price of \$[16,650,000], pursuant to a Bond Purchase Agreement, to be dated the date of its execution and delivery (the “Bond Purchase Agreement”), between the County and the Purchaser, and the sale of the Series 2016 Bonds at such price will provide the County with the moneys required on its part to finance the cost of the overall undertaking now contemplated; and

WHEREAS, the County proposes to retain the Placement Agent to act as its exclusive placement agent to arrange a private placement of the Series 2016 Bonds with the Purchaser, pursuant to a Bond Placement Agreement, to be dated the date of its execution and delivery (the “Placement Agreement”), between the County and the Placement Agent; and

WHEREAS, the Prior Bonds are the only presently outstanding revenue bonds or obligations of the County having as security for the payment thereof and interest thereon a lien against the revenues of the System, and the County has been and is now complying in all respects with the terms, provisions, and covenants of the Prior Resolutions and is maintaining the respective special funds therein created in the full amount as required; and

WHEREAS, upon provision having been duly and legally made for the payment of the Refunded Bonds, the owners of the Refunded Bonds shall no longer be entitled to the benefits of the security afforded by the Prior Resolutions, and the Refunded Bonds shall, except for the purposes of registration, exchange, and transfer, no longer be deemed outstanding under the Prior Resolutions; and

WHEREAS, prior to the actual issuance and delivery of the Series 2016 Bonds herein authorized to be issued, the County will enter into a paying agency and registrar agreement with The Bank of New York Mellon Trust Company, N.A., Atlanta, Georgia, pursuant to which said bank will agree to act as Paying Agent and as Bond Registrar (the “Paying Agent” and “Bond Registrar”) for the Series 2016 Bonds and to perform various functions with respect to the Series 2016 Bonds, including, but not limited to, the authentication of the bonds of this issue by the manual signature of a duly authorized signatory of the entity, as Bond Registrar, the registration, transfer, exchange, and related mechanical and clerical functions, as well as the preparation, signing, and issuance of checks and drafts in payment of the principal of and interest on the Series 2016 Bonds as same become due and payable either at maturity or by proceedings for mandatory redemption; and

WHEREAS, while the County does not now own and operate any sewerage facilities, due to the foreseeable growth in its area of operation, it may become essential to the good health of its residents that the County acquire and construct such sewerage facilities, which could be financed and thereafter be more economically operated if such sewerage facilities and the water facilities were combined into a water and sewerage system as one revenue producing undertaking, all as is provided in the Prior Resolutions and authorized by the Revenue Bond Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, and it is hereby resolved by authority of the same, that the Refunded Bonds, being \$960,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2020, and bearing interest at a rate of 5.00% per annum, \$1,325,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2021, and bearing interest at a rate of 5.00% per annum, and \$12,570,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2022 and thereafter, be and the same shall be refunded by payment of the principal of and the interest on such Refunded Bonds as the same become due and payable, whether at maturity or upon redemption.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, the Refunded Bonds be and the same are hereby called for redemption on October 1, 2019 and the owners of said Refunded Bonds should present same for payment on October 1, 2019 and receive the principal thereof and accrued interest thereon to October 1, 2019.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the County shall exercise its right to redeem all of the Refunded Bonds on October 1, 2019 by paying the principal amount thereof and the accrued interest thereon to October 1, 2019, as provided in Section 10 of the 2009 Resolution, and shall comply with the procedural and notice requirements of Sections 11 and 12 of the 2009 Resolution in effecting such redemption.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the County enter into that certain Escrow Deposit Agreement (hereinafter referred to as the "Escrow Deposit Agreement") with The Bank of New York Mellon Trust Company, N.A., Atlanta, Georgia (said commercial bank and its successors and assigns hereinafter sometimes referred to as the "Escrow Agent"), on the date of the issuance and delivery of the Series 2016 Bonds herein authorized to be issued, and the Escrow Deposit Agreement be and the same is hereby approved and the Chairman of the Board of Commissioners be and is hereby authorized and directed to execute the Escrow Deposit Agreement for and on behalf of the Board of Commissioners, and the Clerk of the Board of Commissioners be and is hereby authorized and directed to attest same and impress thereon the official seal of the Board of Commissioners and that the Escrow Deposit Agreement shall be in substantially the form that is on file and of record in the Minute Book of the Board of Commissioners and by this reference thereto, the Escrow Deposit Agreement is incorporated herein and made a part hereof, subject to such changes, insertions, and omissions as may be required to effect the refunding of the Refunded Bonds as aforesaid and as same may be approved by the Chairman and the execution of the Escrow Deposit Agreement by the Chairman and the attestation by the Clerk as herein authorized shall be conclusive evidence of any such approval.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the County enter into the Bond Purchase Agreement with the Purchaser, before the date of the issuance and delivery of the Series 2016 Bonds, and the Bond Purchase Agreement be and the same is hereby approved, and the Chairman of the Board of Commissioners be and is hereby authorized and directed to execute the Bond Purchase

Agreement for and on behalf of the Board of Commissioners, and that the Bond Purchase Agreement shall be in substantially the form that is on file and of record in the Minute Book of the Board of Commissioners and by this reference thereto, the Bond Purchase Agreement is incorporated herein and made a part hereof, subject to such changes, insertions, and omissions as may be required to effect the purchase by the Purchaser of the Series 2016 Bonds and as same may be approved by the Chairman and the execution of the Bond Purchase Agreement by the Chairman as herein authorized shall be conclusive evidence of any such approval.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the County enter into the Placement Agreement with the Placement Agent, before the date of the issuance and delivery of the Series 2016 Bonds, and the Placement Agreement be and the same is hereby approved, and the Chairman of the Board of Commissioners be and is hereby authorized and directed to execute the Placement Agreement for and on behalf of the Board of Commissioners, and that the Placement Agreement shall be in substantially the form that is on file and of record in the Minute Book of the Board of Commissioners and by this reference thereto, the Placement Agreement is incorporated herein and made a part hereof, subject to such changes, insertions, and omissions as may be required to effect the purchase by the Placement Agent of the Series 2016 Bonds and as same may be approved by the Chairman and the execution of the Placement Agreement by the Chairman as herein authorized shall be conclusive evidence of any such approval.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that simultaneously with the issuance and delivery of the Series 2016 Bonds herein authorized to be issued, the sum of \$[16,508,288.41], or such other amount as shall be necessary, derived from the sale of the Series 2016 Bonds, together with sinking fund accruals of \$[108,991.67] allocable to the Refunded Bonds and other lawfully available funds, shall be deposited with the Escrow Agent under the Escrow Deposit Agreement, to pay the cost of establishing an initial cash balance and acquiring certain direct obligations of the United States (hereinafter referred to as the "Direct Obligations") and to provide an initial cash balance, which cash and Direct Obligations shall be deposited in an irrevocable trust fund held by the Escrow Agent under the Escrow Deposit Agreement. The cash and Direct Obligations so deposited with the Escrow Agent and the principal of and the income derived from the cash and Direct Obligations shall be subject to a lien and charge in favor of the owners of the Refunded Bonds and shall be held for the security of such owners until used and applied as hereinafter and in the Escrow Deposit Agreement provided.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the principal and maturity amount of and interest on the Direct Obligations so deposited in trust with the Escrow Agent, as the same mature together with said cash balance, have been calculated as being sufficient and shall be used to refund all of the Refunded Bonds by making the following payments, on the date and in the amounts as follows:

<u>Date</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
10/01/2016	\$ ---	\$328,943.75	328,943.75
04/01/2017	---	328,943.75	328,943.75
10/01/2017	---	328,943.75	328,943.75
04/01/2018	---	328,943.75	328,943.75
10/01/2018	---	328,943.75	328,943.75
04/01/2019	---	328,943.75	328,943.75
10/01/2019	14,855,000	328,943.75	\$15,183,943.75

BE IT FURTHER RESOLVED by the authority aforesaid and it is hereby resolved by authority of the same, as follows:

Section 1. That all of the terms, provisions and conditions contained in Section 12 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 18 of the 1985 Resolution, Section 18 of the 1986 Resolution, Section 17 of the 1988 Resolution, Section 22 of the 1992 Resolution, Section 18 of the 1997 Resolution, Section 18 of the 1998 Resolution, Section 21 of the 2002 Resolution, Section 21 of the 2009 Resolution, and Section 21 of the 2012 Resolution having been met and complied with, there be, and there is hereby authorized to be issued, pursuant to and in conformity with the Prior Resolutions and the Revenue Bond Law (Title 36, Chapter 82, Article 3 of the Official Code of Georgia Annotated, as amended), water revenue refunding bonds of the County in the aggregate principal amount of \$[16,650,000] for the purpose of providing funds to pay or to be applied toward the cost of refunding by redemption, payment, or otherwise the Refunded Bonds, and to pay all expenses necessary to accomplish the foregoing.

The water revenue refunding bonds shall be designated as **“FAYETTE COUNTY, GEORGIA WATER REVENUE REFUNDING BONDS, SERIES 2016,”** shall be dated the date of their issuance and delivery, shall be issued in fully registered form without coupons, shall be transferable to subsequent owners as hereinafter provided, shall be in the denomination of \$100,000 or any integral multiple of \$5,000 in excess thereof (except that if as a result of a redemption, a partially redeemed Series 2016 Bond cannot be reissued in a denomination of at least \$100,000, such partially redeemed Series 2016 Bond may be reissued in a single denomination equal to the entire unredeemed balance of the principal amount of such partially redeemed Series 2016 Bond), shall be numbered from R-1 upwards, shall bear interest from date at the rate per annum set forth below opposite each principal maturity, computed on the basis of a 360-day year consisting of twelve 30-day months, all interest payable semiannually on October 1 and April 1 in each year, commencing October 1, 2016, and the principal shall mature on October 1 in the following years and principal amounts:

<u>Year</u>	<u>Amount</u>	<u>Rate</u>
2022		

The principal amount of the Series 2016 Bonds shall be payable at maturity, unless redeemed prior thereto as hereinafter provided, upon presentation and surrender thereof at the principal corporate trust office of the Paying Agent in Atlanta, Georgia, and payments of interest on the Series 2016 Bonds shall be made by check or draft payable to the registered owner as shown on the bond registration book kept by the Bond Registrar at the close of business on the fifteenth day of the calendar month next preceding the April 1 and October 1 interest payment dates and such payments of interest shall be mailed to the registered owner at the address shown on the bond registration book. Both the principal of and interest on the Series 2016 Bonds shall be payable in lawful money of the United States of America.

Section 2. The Series 2016 Bonds shall be executed by use of the manual signature of the Chairman of the Board of Commissioners and attested by the manual signature of the Clerk of the Board of Commissioners and the official seal of the County shall be impressed thereon, and the Series 2016 Bonds shall be authenticated by the manual signature of a duly authorized signatory of the Bond Registrar. The validation certificate to be printed on the Series 2016 Bonds shall be executed by use of the manual signature of the Clerk of the Superior Court of Fayette County and the official seal of said Court shall be impressed thereon. In case any officer whose signature shall appear on the Series 2016 Bonds shall cease to be such officer before delivery of such Series 2016 Bonds, such signature shall nevertheless be valid and sufficient for all purposes the same as if such officer had remained in office until such delivery.

The Series 2016 Bonds, the certificate of authentication and registration, form of assignment, and the certificate of validation to be endorsed upon the Series 2016 Bonds shall be in substantially the following forms, with such variations, omissions and insertions as are required or permitted by this Resolution, to-wit:

[FORM OF SERIES 2016 BOND]

THIS BOND IS SUBJECT TO AN INVESTMENT LETTER AGREEMENT AND MAY NOT BE SOLD, TRANSFERRED, ASSIGNED, OR OTHERWISE DISPOSED OF EXCEPT PURSUANT TO THE TERMS OF SUCH INVESTMENT LETTER AGREEMENT.

No. R-1

\$[16,650,000]

**UNITED STATES OF AMERICA
STATE OF GEORGIA
FAYETTE COUNTY, GEORGIA
WATER REVENUE REFUNDING BOND,
SERIES 2016**

BOND DATE:**INTEREST RATE:****MATURITY DATE:**

_____, 2016

_____%

October 1, 2029

KNOW ALL MEN BY THESE PRESENTS: FAYETTE COUNTY, GEORGIA (the “County”), a political subdivision of the State of Georgia, hereby acknowledges itself to owe and for value received hereby promises to pay, solely from the special fund provided therefor, as hereinafter set forth, to **DNT ASSET TRUST**, a Delaware business trust and wholly owned subsidiary of JPMorgan Chase Bank, N.A. or registered assigns, the principal sum of _____ **DOLLARS** in lawful money of the United States of America on the date specified above, unless redeemed prior thereto as hereinafter provided, upon presentation and surrender hereof at the principal corporate trust office of The Bank of New York Mellon Trust Company, N.A., Atlanta, Georgia, Paying Agent and Bond Registrar (the “Paying Agent” and “Bond Registrar”), and to pay to the registered owner hereof solely from said special fund interest on said principal amount from date hereof or from the most recent interest payment date to which interest has been paid, at the rate per annum specified above (computed on the basis of a 360-day year consisting of twelve 30-day months), semiannually on October 1 and April 1 in each year (each an “Interest Payment Date”), commencing October 1, 2016, until payment of the principal amount hereof. Payments of interest on this Bond shall be made by check or draft payable to the registered owner as shown on the bond registration book of the County kept by the Bond Registrar at the close of business on the 15th day of the calendar month next preceding each Interest Payment Date and such interest payments shall be mailed to the registered owner at the address shown on the bond registration book.

This Bond is one of a duly authorized issue of Fayette County, Georgia Water Revenue Refunding Bonds, Series 2016, in the aggregate principal amount of \$ _____ (the “Series 2016 Bonds”), of like tenor, except as to numbers, denominations, interest rates, dates of maturity, and redemption provisions issued for the purpose of providing funds to pay or to be applied toward the cost of acquiring by redemption, payment, or otherwise a portion of the Fayette County Water Revenue Bonds, Series 2009 (the “Series 2009 Bonds”), consisting of

\$960,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2020, and bearing interest at a rate of 5.00% per annum, \$1,325,000 of the \$1,460,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2021, and bearing interest at a rate of 5.00% per annum, and \$12,570,000 aggregate principal amount of the Series 2009 Bonds, maturing October 1, 2022 and thereafter (collectively the “Refunded Bonds”), and to pay all expenses necessary to accomplish the foregoing, and is issued under authority of the Constitution of the State of Georgia and the Revenue Bond Law (Title 36, Chapter 82, Article 3 of the Official Code of Georgia Annotated, as amended), and was duly authorized by resolutions of the Board of Commissioners of Fayette County adopted on October 25, 1984, June 21, 1985, June 25, 1986, May 4, 1988, November 20, 1992, January 23, 1997, February 26, 1998, May 23, 2002, June 13, 2002, July 29, 2009, and March 22, 2012 (the “Prior Resolutions”) and a resolution of the Board of Commissioners of Fayette County adopted on April 26, 2016 (the “2016 Resolution” and, together with the Prior Resolutions, the “Resolutions”). This Bond ranks on a parity as to lien on the net revenues of the County’s water system, as added to, extended, and improved (the “System”), or water and sewerage system, if sewerage facilities are hereafter acquired, constructed, and combined with the water facilities as one revenue producing undertaking, with the County’s outstanding Water Revenue Bonds, Series 1996A, Water Revenue Bonds, Series 2009 not being refunded, Water Revenue Bonds, Series 2012A, and Water Revenue Refunding Bonds, Series 2012B (collectively, the “Prior Bonds”). In addition to the Prior Bonds and the Series 2016 Bonds (collectively, the “Bonds”), the County may issue, under certain terms and conditions as provided in the Resolutions, additional revenue bonds, and if issued such bonds will rank on a parity as to lien on the net revenues of the System with the lien created on said net revenues to secure the payment of the Bonds. Reference to the Resolutions is hereby made for a complete description of the funds charged with, and pledged to, the payment of the principal of and the interest on the Bonds or any other similar issue of revenue bonds, the nature and extent of the security, a statement of the rights, duties, and obligations of the County, the rights of the owners of the Series 2016 Bonds, and the terms and conditions under which additional bonds may be issued, to all the provisions of which the owner hereof, by the acceptance of this Bond, assents.

This Bond is transferable only upon the bond registration book kept for that purpose at the principal corporate trust office of the Bond Registrar by the registered owner hereof in person, or by attorney duly authorized in writing, upon the surrender and presentation to the Bond Registrar of this Bond duly endorsed for transfer or accompanied by an assignment duly executed by the registered owner or attorney duly authorized in writing, and thereupon a new registered bond, in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor.

No transfer of this Bond shall be made until the transferee has executed and delivered to the County an investment letter substantially in the form delivered to the County in connection with the initial delivery of this Bond.

The Series 2016 Bonds are issuable in the form of fully registered bonds in the denomination of \$100,000 or any integral multiple of \$5,000 in excess thereof (except that if as a result of a redemption, a partially redeemed Series 2016 Bond cannot be reissued in a denomination of at least \$100,000, such partially redeemed Series 2016 Bond may be reissued in a single denomination equal to the entire unredeemed balance of the principal amount of such

partially redeemed Series 2016 Bond) and are exchangeable at the principal corporate trust office of the Bond Registrar in the manner, subject to the conditions and upon payment of charges, if any, provided in the Resolutions.

The Resolutions provide, among other things, for prescribing and revising rates and collecting fees and charges for the services, facilities, and commodities furnished by the System, to the extent necessary to produce revenues sufficient to pay the reasonable and necessary costs of operating and maintaining the System, including any contractual obligations incurred pertaining to the operation thereof, and to pay into a special fund designated “Fayette County Water System Sinking Fund” (the “Sinking Fund”), the amounts required to provide for the payment of the principal of and the interest on the Bonds and any other bonds hereafter issued on a parity therewith as the same become due and payable, either at maturity or by proceedings for mandatory redemption, and to create and maintain a reserve therein for that purpose, as well as to create and maintain a reserve for extensions and improvements to the System.

This Bond shall not be deemed to constitute a debt of the County nor a pledge of the faith and credit of said County, nor shall the County be subject to any pecuniary liability hereon. This Bond shall not be payable from, nor a charge upon, any funds other than the revenues pledged to the payment hereof and is payable solely from the special fund provided therefor. No owner of this Bond shall ever have the right to compel the exercise of the taxing power of the County to pay the same, or the interest thereon, or to enforce payment hereof against any other property of the County, nor shall this Bond constitute a charge, lien, or encumbrance, legal or equitable, upon any other property of the County other than the revenues pledged to the payment hereof.

The Series 2016 Bonds may be redeemed prior to their respective maturities at the option of the County, either in whole or in part (and if in part in an authorized denomination), on any date in any year not earlier than October 1, 2021 from any moneys available for such purpose, at a price of par plus accrued interest. Such redemption shall be made by payment of the principal amount thereof and accrued interest thereon to the date of redemption. If such Series 2016 Bonds are called in part, then any Series 2016 Bonds so called for redemption shall be called in any order of maturities as determined by the County and, if less than a full maturity, shall be called by lot in such manner as may be designated by the Bond Registrar.

In addition, the Series 2016 Bonds are subject to mandatory redemption prior to maturity on October 1, 2016 and on each succeeding October 1 to and including October 1, 2028, in part, by lot in such manner as may be designated by the Bond Registrar, at par plus accrued interest to the redemption date, in the following years and principal amounts:

<u>Year</u>	<u>Principal Amount</u>
2016	
2017	
2018	
2019	
2020	
2021	
2022	
2023	
2024	
2025	
2026	
2027	
2028	

The foregoing schedule leaves \$_____ principal amount of the Series 2016 Bonds maturing October 1, 2029 to be paid at maturity.

Notice designating the Series 2016 Bonds (or the portion of the principal amount of the Series 2016 Bonds in authorized denominations) to be acquired by redemption shall be mailed, postage prepaid, not less than 30 days nor more than 60 days prior to the redemption date, to all registered owners of Series 2016 Bonds to be redeemed in whole or in part at the addresses that appear in the bond registration book, but failure so to mail any such notice shall not affect the validity of the proceedings for such redemption or cause the interest to accrue on the principal amount of the Series 2016 Bonds so designated for redemption after the redemption date.

To the extent and in the manner permitted by the Resolutions, modifications, alterations, amendments, additions, and rescissions of the provisions of the Resolutions, or of any resolution supplemental thereto or of the Series 2016 Bonds, may be made by the County with the consent of the owners of at least 75 percent in aggregate principal amount of the Bonds then outstanding, including any parity obligations therewith then outstanding, and without the necessity for notation hereon of reference thereto.

This Bond is issued with the intent that the laws of the State of Georgia shall govern its construction.

In case of default, the owner of this Bond shall be entitled to the remedies provided in the Resolutions authorizing its issuance and in said Revenue Bond Law and any amendments thereto.

It is hereby recited and certified that all acts, conditions, and things required to be done precedent to and in the issuance of this Bond have been done, have happened, and have been performed in due and legal form as required by law, and that provision has been made for the allocation from the anticipated revenues of the System, of amounts sufficient to provide for the payment of the principal of and the interest on the Bonds as the same mature, or are acquired by mandatory redemption, and to create and maintain a reserve for that purpose, and that said revenues are irrevocably allocated and pledged to the payment of the Bonds and the interest thereon.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolutions until this Bond shall have been authenticated and registered upon the bond registration book of the Bond Registrar kept for that purpose, which authentication and registration shall be evidenced by the execution by the manual signature of a duly authorized signatory of the Bond Registrar of the certificate hereon.

IN WITNESS WHEREOF, the County has caused this Bond to be executed by the manual signature of the Chairman of its Board of Commissioners and its official seal to be impressed hereon and attested by the manual signature of the Clerk of said Board of Commissioners, as of _____, 2016.

FAYETTE COUNTY, GEORGIA

(S E A L)

By: _____
Chairman, Board of Commissioners
of Fayette County

Attest:

Clerk, Board of Commissioners
of Fayette County

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

[Please print or typewrite name and address including postal zip code.]

[Please insert Social Security or Tax Identification Number of Assignee.]

the within Bond and all rights thereunder, hereby constituting and appointing

attorney to transfer this Bond on the bond registration book kept for such purpose by the Bond Registrar, with full power of substitution in the premises.

DATED _____

(Signature Guaranteed)

Registered Owner

Notice: Signature(s) must be guaranteed by an eligible guarantor institution (such as banks, stockbrokers, savings and loan associations and credit unions) with membership in an approved Signature Guarantee Medallion Program pursuant to S.E.C. Rule 17Ad-15.

Notice: The signature(s) on this Assignment must correspond with the name as it appears on the face of the within Bond in every particular without alterations, enlargement or any change whatsoever.

* * * * *

[END OF FORM OF SERIES 2016 BOND]

Section 3. Only the Series 2016 Bonds that shall have endorsed thereon a certificate of authentication and registration substantially in the form hereinbefore set forth, duly executed by the manual signature of an authorized signatory of the Bond Registrar, shall be entitled to any benefit or security under this Resolution and such certificate upon any of the Series 2016 Bonds when duly executed shall be conclusive evidence that such Series 2016 Bond has been duly authenticated, registered, and delivered. It shall not be necessary that the same signatory of the Bond Registrar sign the certificate of authentication and registration on all of the Series 2016 Bonds that may be issued hereunder at any one time. The person in whose name any Series 2016 Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and the payment of either principal or interest and premium, if any, shall be made only to or upon the order of the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Series 2016 Bond, including redemption premium, if any, and the interest thereon to the extent of the sums so paid.

Section 4. The Bond Registrar shall keep the bond registration book of the County for the registration of the Series 2016 Bonds and for the registration of transfers of the Series 2016 Bonds as herein provided. The transfer of any Series 2016 Bond shall be registered upon the bond registration book upon the surrender and presentation of the Series 2016 Bond to the Bond Registrar duly endorsed for transfer or accompanied by an assignment duly executed by the registered owner or attorney authorized in writing in such form as shall be satisfactory to the Bond Registrar. Upon any such registration of transfer, the Bond Registrar shall authenticate and deliver in exchange for such Series 2016 Bond or Bonds so surrendered, a new Series 2016 Bond or Bonds registered in name of the transferee, in any denomination or denominations authorized by this Resolution, and in an aggregate principal amount equal to the aggregate principal amount of the Series 2016 Bond or Bonds so surrendered and of the same maturity.

No transfer of any Series 2016 Bond shall be made until the transferee has executed and delivered to the County an investment letter substantially in the form delivered to the County in connection with the initial delivery of the Series 2016 Bond being transferred.

Section 5. Any of the Series 2016 Bonds, upon presentation and surrender thereof at the principal corporate trust office of the Bond Registrar, together with an assignment duly executed by the registered owner or duly authorized attorney, in such form as may be satisfactory to the Bond Registrar, may be exchanged, at the option of the registered owner, for an aggregate principal amount of Series 2016 Bonds of the same maturity equal to the principal amount of the Series 2016 Bonds so surrendered and of any authorized denomination or denominations. The Bond Registrar may make a charge for every exchange or registration of transfer of the Series 2016 Bonds sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made to the owner for the privilege of transferring or exchanging the Series 2016 Bonds under this Resolution.

Section 6. If any of the Series 2016 Bonds shall become mutilated, the Bond Registrar in its discretion and at the expense of the owner of such Series 2016 Bond shall authenticate and deliver a new Series 2016 Bond of like tenor registered in the name of the owner in exchange and substitution for such mutilated bond. If any Series 2016 Bond shall become lost, destroyed, or wrongfully taken, evidence of such loss, destruction, or wrongful taking within a reasonable

time thereafter may be submitted to the County and if such evidence shall be satisfactory and indemnity of a character and in an amount satisfactory to the County shall be given, then the County shall at the expense of the owner cause a new Series 2016 Bond of like tenor registered in the name of the owner to be authenticated by the Bond Registrar and delivered to the registered owner.

Section 7. The County shall make all necessary and proper provisions for the transfer and exchange of the Series 2016 Bonds by the Bond Registrar and the County shall deliver or cause to be delivered to the Bond Registrar a sufficient quantity of blank bonds duly executed by the County, together with the certificate of validation pertaining thereto duly executed by the Clerk of the Superior Court of Fayette County, as herein provided in order that the Bond Registrar shall at all times be able to register and authenticate the Series 2016 Bonds at the earliest practicable time in accordance with the provisions of this Resolution. All Series 2016 Bonds surrendered in any such exchange or registration of transfer shall be forthwith canceled by the Bond Registrar and a record thereof duly entered in the permanent records pertaining to the Series 2016 Bonds maintained by the Bond Registrar.

Section 8. The Series 2016 Bonds shall stand on a parity and shall be of equal dignity with the Prior Bonds and shall be secured by the lien created pursuant to the provisions of Paragraph 2 of Section 2 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the other Prior Resolutions and as the same is ratified, reaffirmed, broadened, and extended by this Resolution, just as if the Prior Bonds and the Series 2016 Bonds (collectively, the “Bonds”) had been issued simultaneously under the same resolution.

Section 9. The Series 2016 Bonds are subject to optional redemption by the County prior to their respective maturities either (i) in part (and if in part in an authorized denomination) in any order of their maturities (and by lot within a maturity) on any date on or after October 1, 2021, from moneys in the Sinking Fund not required for paying the principal of and interest on the Prior Bonds and the Series 2016 Bonds as same become due and payable in accordance with their terms in the then current sinking fund year and not required for maintaining a reserve therein in an amount equal to the highest combined principal and interest requirement on the Prior Bonds and the Series 2016 Bonds coming due in any succeeding sinking fund year, or (ii) in whole or in part (and if in part in an authorized denomination) in any order of their maturities (and by lot within a maturity) on any date on or after October 1, 2021 from any moneys deposited with the Paying Agent on or before the date fixed for redemption that may be made available for such purpose, at a redemption price of par plus accrued interest to the redemption date.

In addition, the Series 2016 Bonds are subject to mandatory redemption prior to maturity on October 1, 2016 and on each succeeding October 1 to and including October 1, 2028, in part, by lot in such manner as may be designated by the Bond Registrar, at par plus accrued interest to the redemption date, in the following years and principal amounts:

<u>Year</u>	<u>Principal Amount</u>
2016	
2017	
2018	
2019	
2020	
2021	
2022	
2023	
2024	
2025	
2026	
2027	
2028	

The foregoing schedule leaves \$_____ principal amount of the Series 2016 Bonds maturing October 1, 2029 to be paid at maturity.

Section 10. If less than all of the Series 2016 Bonds of a single maturity are to be redeemed, the Bond Registrar shall treat any Series 2016 Bond of such maturity outstanding in a denomination of greater than \$100,000 principal amount as two or more separate Series 2016 Bonds in the denomination of \$100,000 each and shall assign separate numbers to each for the purpose of determining the Series 2016 Bonds or the portion of such Series 2016 Bonds in a denomination greater than \$100,000 to be redeemed by lot. With respect to any Series 2016 Bond called for partial redemption, the registered owner thereof shall surrender such Series 2016 Bond to the Bond Registrar in exchange for one or more Series 2016 Bonds in any authorized denomination of \$100,000 principal amount or integral multiple of \$5,000 in excess thereof in the aggregate equal to the unredeemed principal amount of such Series 2016 Bond so surrendered.

Section 11. The Bond Registrar shall furnish the County on or before the 45th day next preceding each mandatory redemption date (or optional redemption date if such option is exercised by the County) with its certificate setting forth the Series 2016 Bonds that have been selected for mandatory redemption (or optional redemption) either in whole or in part on such date.

Not less than 30 days nor more than 60 days before any date upon which any such redemption is to be made a notice of redemption signed by a duly authorized signatory of the Bond Registrar designating the Series 2016 Bonds to be redeemed (in whole or in part) shall be mailed, postage prepaid, to all registered owners of Series 2016 Bonds to be redeemed (in whole or in part) at addresses that appear upon the bond registration book. It is expressly provided, however, that the failure so to mail any such notice of the optional redemption or mandatory redemption of the Series 2016 Bonds shall not affect the validity of the proceedings for such redemption or cause the interest to continue to accrue on the principal amount of the Series 2016 Bonds so designated for redemption after the redemption date.

Notice having been given in the manner and under the conditions hereinabove provided, the Series 2016 Bonds so designated for redemption or the portion of the Series 2016 Bonds so

designated for partial redemption shall, on the redemption date designated in such notice, become and be due and payable at the redemption price hereinabove specified, and from and after the date of redemption so designated, unless default shall be made in the payment of the Series 2016 Bonds so designated for redemption or the portion of the Series 2016 Bonds so designated for partial redemption, interest on the principal amount of the Series 2016 Bonds so designated for redemption shall cease to accrue after the redemption date.

So long as the Sinking Fund is being maintained in the proper amount, or such larger amount as may hereafter be required as provided in the 1984 Resolution in the event the County shall issue parity bonds with the Bonds, nothing herein contained shall be construed to limit the right of the County to redeem such future issue or issues of parity bonds before it redeems the Prior Bonds or the Series 2016 Bonds, or to redeem the Prior Bonds or the Series 2016 Bonds before it redeems the bonds of such future issue or issues, or it may redeem some of the bonds of any of its issues, in which event within each issue such redemption of bonds shall be in any order of maturities as determined by the County and shall be selected by lot if less than a full maturity in such manner as may be designated by the Bond Registrar.

Nothing herein contained shall be construed to limit the right of the County to purchase with any excess moneys, as hereinabove defined, in the Sinking Fund and for sinking fund purposes, Series 2016 Bonds in the open market at a price not exceeding the callable price hereinabove set forth.

Series 2016 Bonds purchased, paid, or redeemed shall be canceled and destroyed, and a record of such destruction shall be made and preserved in the permanent records of the County and in the records of the Bond Registrar pertaining to the Series 2016 Bonds.

Section 12. From the proceeds derived from the sale of the Series 2016 Bonds the following payments shall be made simultaneously with the issuance and delivery of the Series 2016 Bonds, to the extent and in the manner herein set forth:

(a) The sum of \$_____, or such other amount as shall be necessary, together with sinking fund accruals allocable to the Refunded Bonds in the amount of \$_____, shall be deposited with the Escrow Agent and shall be used and applied toward the cost of refunding by redemption, payment, or otherwise all of the Refunded Bonds, pursuant to the Escrow Deposit Agreement.

(b) The balance of the proceeds received from the sale of the Series 2016 Bonds (\$_____) shall be used and applied toward the payment by or on behalf of the County of fees, charges, and expenses incurred in connection with the issuance and delivery of the Series 2016 Bonds.

Section 13. The County is now operating and it will continue to operate its System on a fiscal year basis commencing on July 1 in each year and extending through June 30 in the next year, but it reserves the right by the adoption of proper proceedings to change its fiscal year as provided in the 1984 Resolution. The County shall continue to maintain the Revenue Fund created in Section 2 of Article IV of the 1984 Resolution into which it will deposit all revenues derived from the operation of the System and properties in connection therewith, as now existent

and as hereafter added to, extended, improved, and equipped, including sewerage facilities if hereafter acquired, constructed, and combined with the System as one revenue producing undertaking, and the moneys therein shall be disbursed from the Revenue Fund to the extent and in the manner as follows:

1. There shall first be paid from the Revenue Fund the reasonable and necessary costs of operating, maintaining, and repairing the System, or water and sewerage system if combined, including salaries, wages, the payment of any contractual obligations incurred pertaining to the operation of the System, cost of materials and supplies, rentals of leased property, real or personal, insurance premiums, audit fees, and such other charges as may properly be made for the purpose of operating, maintaining, and repairing the System in accordance with sound business practice, but before making provision for depreciation.

2. (a) The County has heretofore created, pursuant to the provisions of Paragraph 2(a) of Section 2 of Article IV of the 1984 Resolution, a special fund designated "Fayette County Water System Sinking Fund" (the "Sinking Fund") and for the purpose of paying the principal of and interest on the Bonds as same become due and payable, either at maturity or by proceedings for mandatory redemption, in the then current sinking fund year, there shall be paid into the Sinking Fund, taking into account moneys on deposit therein, substantially equal monthly payments so as to have on deposit therein the amount necessary to pay the principal of and interest on the Prior Bonds and the Series 2016 Bonds due on October 1, 2016 and, commencing with the month of October 2016 and from month to month thereafter, an amount equal to one-sixth of the interest on the Bonds coming due on the next ensuing interest payment date and one-twelfth of the principal of the Bonds coming due on the next ensuing principal payment date, whether by maturity or by proceedings for mandatory sinking fund redemption, and such aggregate monthly payments shall continue from month to month until sufficient funds are on hand in the Sinking Fund to pay the principal of and interest on all of the outstanding Bonds as same become due and payable either at maturity or by proceedings for mandatory redemption.

(b) In the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the other Prior Resolutions and specifically by Section 17 of the 2002 Resolution, the County covenanted and agreed to pay into the Sinking Fund commencing with the month of July 2002, in substantially equal monthly payments, taking into consideration the moneys on deposit therein as a debt service reserve, amounts sufficient to create and maintain therein by July 1, 2007 a debt service reserve in an amount at least equal to the highest combined principal and interest requirements on the Prior Bonds coming due in any succeeding sinking fund year.

The payments into the Sinking Fund now must be calculated to create therein within five years from the date of the Series 2016 Bonds a debt service reserve in an amount at least equal to the least of: (i) 10 percent of the outstanding principal amount of the Prior Bonds, the Series 2016 Bond, and any Additional Bonds; (ii) the maximum annual principal of and interest on the Prior Bonds, the Series 2016 Bonds, and any Additional Bonds payable in any Sinking Fund Year; or (iii) 125 percent of average annual debt service on the Prior Bonds, the Series 2016 Bonds and any Additional Bonds (such amount, the "Debt Service Reserve Requirement"). The County therefore hereby covenants and agrees, effective upon the issuance and delivery of the Series 2016 Bonds, to pay into the Sinking Fund commencing with the month of June 2016 and from month to month thereafter, in substantially equal monthly payments, taking into

consideration the amount then on deposit in the Sinking Fund as a debt service reserve, such amounts, if any are so required, sufficient to create and maintain by June 1, 2021 a debt service reserve therein equal to the Debt Service Reserve Requirement.

As provided in the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the other Prior Resolutions, all net revenues received by the County from the System, or water and sewerage system if combined, immediately become subject to a lien to secure the payment by the County of the amounts therein agreed to be paid and the County hereby ratifies and reaffirms the pledge of such revenues and hereby covenants and agrees that the revenues received by it from the System shall in like manner be pledged to secure the payment by the County of the amounts herein agreed to be paid and that the lien of this pledge shall be valid and binding against the County and against all other parties having claims of any kind against the County, whether such claims shall have arisen from a tort, contract, or otherwise and irrespective of whether or not such parties have notice thereof. Such pledge shall be a perfected first priority security interest without the need for any filing or recording of the Resolutions or any other documents and shall be prior to any pledge, lien, encumbrance, or security interest thereon or therein that may hereafter be made.

As provided by the Prior Resolutions, the County may at any time fulfill any portion of its obligation to fund the Debt Service Reserve Requirement by depositing in the Sinking Fund a debt service reserve surety bond (the "Debt Service Reserve Surety Bond") rated by Moody's Investors Service, Inc. ("Moody's") or Standard & Poor's Ratings Services, a division of The McGraw-Hill Companies, Inc. ("S&P"), in its highest rating category, which has a term not less than the final maturity date of the series of bonds (or may be drawn upon in full upon its expiration date if a substitute Debt Service Reserve Surety Bond is not in place prior to its expiration date) that is given to secure and that is payable on any interest payment date in an amount equal to any portion of the balance of the Debt Service Reserve Requirement. Before any such Debt Service Reserve Surety Bond is substituted for cash or deposited in lieu of cash within the Sinking Fund, there shall be filed with the County and the Sinking Fund Custodian (hereinafter defined) (i) an opinion of nationally recognized bond counsel to the effect that such substitution will not adversely affect the exclusion of interest on any outstanding bonds from gross income for federal income tax purposes; (ii) a certificate evidencing that at least 30 days prior notice of the proposed substitution or deposit of such Debt Service Reserve Surety Bond was given to Moody's and S&P, including a description of such Debt Service Reserve Surety Bond and the proposed date of substitution or deposit; (iii) the Debt Service Reserve Surety Bond issued to fulfill the County's obligation to fund the debt service reserve, together with an opinion of counsel satisfactory to the Sinking Fund Custodian to the effect that the Debt Service Reserve Surety Bond is valid and enforceable in accordance with its terms; and (iv) written evidence that each company insuring the payment of any Bonds issued under the Resolutions has approved such Debt Service Reserve Surety Bond. So long as the balance of the debt service reserve held in the Sinking Fund equals the Debt Service Reserve Requirement, any reimbursement agreement entered into between the County and the issuer of any such Debt Service Reserve Surety Bond may provide that the County will be obligated to repay such issuer an amount equal to any drawdown on the Debt Service Reserve Surety Bond plus a market rate of interest over a specified period of time not to exceed three years but such obligation shall be junior and subordinate in right of payment to all outstanding Bonds.

Prior to drawing on any Debt Service Reserve Surety Bond, all other amounts on deposit in the Sinking Fund as a debt service reserve, if any, must be expended. In the event a withdrawal of moneys is made from the debt service reserve held within the Sinking Fund or any draw is made upon any Debt Service Reserve Surety Bond held within the Sinking Fund for the payment of principal of or interest on any series of bonds, the first moneys available in the Revenue Fund that are not required to pay expenses of operation and maintenance and are not required to be used to make payments into the Sinking Fund as hereinabove provided, shall be immediately paid into the Sinking Fund or paid to the issuer of the Debt Service Reserve Surety Bond as hereinafter described until the amount on deposit in the Sinking Fund as a debt service reserve after payments of any amounts payable under the following sentence equals the Debt Service Reserve Requirement; provided, however, such payments will in any event be at least sufficient to restore the debt service reserve to its proper balance within 12 months after the date upon which money is taken from the debt service reserve or the date upon which a draw on any Debt Service Reserve Surety Bond is made. In the event of a draw down on any Debt Service Reserve Surety Bond, the County shall on a pro rata basis make (1) all payments (if any) into the Sinking Fund necessary to restore the amount of cash or securities, if any, on deposit, therein as a debt service reserve immediately prior to such draw and (2) all payments to the issuers of any Debt Service Reserve Surety Bonds as a repayment of such draw down (such payments to be made on a pro rata basis to each issuer of a Debt Service Reserve Surety Bond based upon the amount drawn and not reimbursed under each Debt Service Reserve Surety Bond in the event there is ever more than one Debt Service Reserve Surety Bond issued). Repayment or any draw-down on a Debt Service Reserve Surety Bond (other than repayments that reinstate the Debt Service Reserve Surety Bond) and any interest or fees due the issuer of a Debt Service Reserve Surety Bond under such Debt Service Reserve Surety Bond shall be secured by a lien on the net revenues of the System subordinate to payments into the Sinking Fund.

The County reserves the right, if it deems it necessary in order to acquire such a Reserve Account Surety Bond, to amend the Resolutions without the consent of any of the owners of the Prior Bonds or the Series 2016 Bonds or any Additional Bonds in order to provide for any additional provisions required by the issuer or issuers of such Debt Service Reserve Surety Bonds; provided, however, there shall first be delivered to the Sinking Fund Custodian an opinion of nationally recognized bond counsel to the effect that such additional provisions are not materially adverse to the rights or security of the owners of the Bonds issued under the Resolutions.

It is expressly provided, however, that if on October 2 in any year there are on deposit in the Sinking Fund any money and securities (other than any money and securities on deposit therein as a debt service reserve), same shall be withdrawn therefrom and immediately deposited into the Revenue Fund. It is expressly provided further, however, that if on October 2 in any year there are on deposit in the Sinking Fund as a debt service reserve moneys and securities (such securities to be valued at their market value plus accrued interest thereon to October 2) the aggregate amount of which, together with the amounts available under the Debt Service Reserve Surety Bond, is in excess of the amount then required to be maintained in said Sinking Fund as a reserve, such excess moneys shall be withdrawn from the Sinking Fund and immediately deposited into the Revenue Fund. The calculation and determination of such excess amount in accordance with this provision shall be the responsibility of the chief financial officer of the

County and such financial officer shall notify the Sinking Fund Custodian and make or cause to be made any transfer of funds required pursuant to the provisions of this subparagraph.

Pursuant to the provisions of the Prior Resolutions, The Bank of New York, New York, New York (now known as The Bank of New York Mellon Trust Company, N.A., Atlanta, Georgia), has been designated as Custodian of the Sinking Fund (the "Sinking Fund Custodian") and said fund shall continue to be held and maintained in trust in said bank for the benefit of the owners of the Bonds and any other parity bonds or obligations hereafter issued pursuant to the provisions of the Resolutions, and the beneficial interest therein shall be considered to be in such owners of the Bonds. As authorized in the Prior Resolutions, the County from time to time may designate a successor Sinking Fund Custodian, provided said Custodian complies with all of the applicable provisions of the Resolutions.

Section 14. After there have been paid from the Revenue Fund in each month all amounts required or permitted to be paid as hereinbefore set forth, all of the moneys (except for a working capital reserve in an amount not to exceed one month's estimated operating and maintenance costs, as determined by the chief financial officer of the County) remaining in the Revenue Fund shall be paid into a special fund, which has heretofore been created and designated as "Fayette County Water System Renewal and Extension Fund" (the "Renewal and Extension Fund"), pursuant to the provisions of Paragraph 3 of Section 2 of Article IV of the 1984 Resolution. Expenditures shall be made from the Renewal and Extension Fund only for the purpose of:

- (a) Paying principal of and interest on any revenue bonds then outstanding and falling due at any time for the payment of which money is not available in the Sinking Fund securing the payment of same and the interest thereon;
- (b) In case of an emergency having a major effect upon the System, or water and sewerage system if combined, caused by some extraordinary occurrence that makes it necessary to use the funds of the System for the alleviation or removal of such effects and an insufficiency of money exists in the Revenue Fund to meet such emergency;
- (c) Making replacements, additions, extensions, and improvements to the System and acquiring equipment deemed to be reasonable and in the best interest of the County and the bondowners;
- (d) Payment of the charges of the Depository of the Renewal and Extension Fund for investment services; or
- (e) The transfer of moneys, if any required, pursuant to the provisions of Section 18 of this Resolution.

Moneys in the Renewal and Extension Fund not immediately needed for the purposes set forth in this Section shall be held, managed, invested, and reinvested by the Depository of the Renewal and Extension Fund in such short term bills, notes, certificates, or bonds of stated redemption value of the United States of America as said Depository may deem in its discretion to serve the best interest of said fund without the necessity of any other specific authority from the County to that effect. Any such securities so purchased shall be held by the Depository of

the Renewal and Extension Fund in trust until paid at maturity or sold, and all income or increments therefrom shall be immediately deposited to the credit of said fund. The moneys in the Renewal and Extension Fund and all securities held in and for said fund, and all income and increments therefrom are hereby pledged to and charged with the payments set forth in this Section.

It is expressly provided, however, that should bonds be hereafter issued ranking as to lien on the revenues of the System junior and subordinate to the lien securing the payment of the Bonds and any Additional Bonds, then such payments into the Renewal and Extension Fund as provided in this Section 11 may be suspended and such moneys shall be available to the extent necessary to pay the principal of and interest on such junior lien bonds and to create and maintain a reasonable reserve therefor and such moneys may be allocated and pledged for that purpose.

Pursuant to the provisions of the Prior Resolutions, Wells Fargo Bank, National Association (formerly Wachovia Bank, N.A.) has been designated and is hereby redesignated as Depository for the Renewal and Extension Fund, but the County from time to time may designate a successor Depository of the Renewal and Extension Fund, provided said Depository complies with all of the applicable provisions of the Resolutions.

Section 15. The County covenants and agrees that it has heretofore established and placed into effect a schedule of rates, fees, and charges for the services, facilities, and commodities furnished by the System, and that it will at all times, and from time to time, prescribe, issue, and revise rates and collect fees and charges for the services, facilities, and commodities furnished by the System, or water and sewerage system if combined, to the extent necessary, to produce funds sufficient at all times to operate and to maintain the System on a sound businesslike basis and to create and maintain the Sinking Fund created by the 1984 Resolution, as same has been enlarged and extended by the other Prior Resolutions and by this Resolution, in accordance with and in compliance with the terms, covenants, and provisions of the Resolutions and to create and maintain the Renewal and Extension Fund created in the 1984 Resolution in accordance with the terms, covenants, and provisions of the Resolutions.

Such rates, fees, and charges, in addition to the foregoing requirements, shall be maintained at such level so as to produce net revenues equal to at least 1.20 times the amount then required to be paid into the Sinking Fund in the then current sinking fund year, as herein provided, or such larger amount as may be required in any proceedings authorizing the issuance Additional Bonds. For this purpose "net revenues" shall mean the gross revenues of the System (excluding any connection fees and earnings on amounts on deposit in any construction fund) remaining after payment of the reasonable and necessary costs of operating and maintaining the System but before provision for depreciation. In the event that at any time the net revenues are not being then maintained at such minimum level, the County shall instruct its Consulting Engineers to make an appropriate study and investigation and thereafter to recommend to the County a schedule of rates, fees, and charges deemed by said Engineers to be sufficient to produce net revenues at least equal to the 1.20 times requirement.

In the event the County shall fail to adopt a schedule or schedules of rates, fees, and charges, or to revise its schedule or schedules of rates, fees, and charges in accordance with the

provisions of this Section, any bondholder, without regard to whether any default, as defined in Article VII of the 1984 Resolution, shall have occurred, may institute and prosecute in any court of competent jurisdiction an appropriate action to compel the County to adopt a schedule or schedules of rates, fees, and charges, or to revise its schedule or schedules of rates, fees, and charges, in accordance with the requirements of this Section and the applicable requirements of Section 4 of Article IV of the 1984 Resolution.

Section 16. Any moneys held in the Sinking Fund and not immediately required to pay the interest falling due on April 1 and not required to pay the principal and interest falling due on October 1 in any year on all of the obligations payable from the Sinking Fund shall be held, managed, invested, and reinvested by the Sinking Fund Custodian in such short term bills, notes, certificates, or bonds of stated redemption value of the United States of America, as said Custodian may deem in its discretion to serve the best interest of the Sinking Fund without the necessity of any other specific authority from the County to that effect. Any such securities so purchased shall be held by the Sinking Fund Custodian in trust until paid at maturity or sold, and all income or increments therefrom shall be immediately deposited to the credit of the Sinking Fund. The moneys in the Sinking Fund and all securities held in and for the Sinking Fund, and all income and increments therefrom were pledged and are hereby pledged to and charged with: (a) the payment of interest upon the Bonds as such interest becomes due and payable; (b) the payment of the principal of all of the Bonds as same mature, or are acquired by mandatory redemption; (c) the optional redemption of the Bonds before maturity at the price and under the conditions provided therefor in the Resolutions; (d) the purchase of the Bonds in the open market provided, however, the price paid shall not exceed the authorized call price applicable to each such issue; (e) the payment of the necessary charges for paying all of the Bonds and interest thereon and the charges for the registration of the Bonds and their transfer or exchange in accordance with the terms thereof; (f) the payment of any charges for investment services; and (g) the transfer of excess moneys, if any, in the Sinking Fund (as defined in Section 8 of Article IV of the 1984 Resolution) to the Revenue Fund.

Section 17. The County further covenants and agrees that it will not exercise the privilege as provided in Section 12 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 18 of the 1986 Resolution, Section 17 of the 1988 Resolution, Section 22 of the 1992 Resolution, Section 18 of the 1997 Resolution, Section 18 of the 1998 Resolution, Section 21 of the 2002 Resolution, of issuing additional bonds or obligations ranking as to lien on the net revenues of the System on a parity with the Bonds, unless or until all the following conditions are met:

(a) The payments covenanted to be made into the “Fayette County Water System Sinking Fund” created in paragraph 2(a) of Section 2 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 14 of the 1985 Resolution, Section 14 of the 1986 Resolution, Section 13 of the 1988 Resolution, Section 18 of the 1992 Resolution, Section 14 of the 1997 Resolution, Section 14 of the 1998 Resolution, Section 17 of the 2002 Resolution, Section 17 of the 2009 Resolution, Section 17 of the 2012 Resolution, and Section 10 of this Resolution, and as the same may have been enlarged and extended in any proceedings authorizing the issuance of any additional parity bonds, must be currently being made in full amount as required and the Sinking Fund must be at its proper balance.

(b) The net earnings of the System for a period of 12 consecutive months out of the 18 consecutive months preceding the month of adoption of the proceedings authorizing the issuance of such additional bonds must have been equal to at least 1.20 times the highest combined debt service requirements for any succeeding sinking fund year on the Prior Bonds, the Series 2016 Bonds, and any other issue or issues of parity bonds therewith then outstanding and on the bonds proposed to be issued, or in lieu of the foregoing formula, if a new schedule of rates and charges for the services, facilities, and commodities furnished by the System shall have been adopted and shall be in effect, an independent and recognized firm of certified public accountants shall certify that had this new rate schedule been in effect during the period described above the net earnings of the System would have equaled the requirements of the above formula. For the purpose of this provision the term “debt service requirements” shall mean the amount required in each sinking fund year to pay the principal of and interest on the Bonds then outstanding and on the bonds proposed to be issued as same become due and payable, either at maturity or by proceedings for mandatory redemption. “Net earnings” for the purpose of this provision shall be construed to be the gross earnings of the System (excluding any connection fees and earnings on amounts on deposit in any construction fund) remaining after the payment of the sums required or permitted to be paid to operate and maintain the System pursuant to the provisions of Paragraph 1 of Section 2 of Article IV of the 1984 Resolution, but before provision for depreciation.

(c) An independent and recognized firm of certified public accountants shall certify to the governing body of the County that the requirements of paragraph (a) above are being complied with and that the requirements of paragraph (b) above have been met. A copy of the certificate of the certified public accountants shall be furnished to the designated representative of the original purchasers of the Bonds herein authorized to be issued.

(d) Except when bonds are being issued solely for the purpose of refunding outstanding revenue bonds, the Consulting Engineers for the County shall recommend that the additions, extensions, and improvements be made to the System and that same are feasible, designating in reasonable detail the work and installation proposed to be done and the estimated cost of accomplishing such undertaking. The Engineers shall certify that the projected net earnings to be derived from the System for any succeeding sinking fund year after such additions, extensions and improvements have been completed will not be less than 1.20 times the highest combined debt service requirement coming due in any succeeding sinking fund year on the Prior Bonds, the Series 2016 Bonds, and any parity bonds therewith then outstanding and on the bonds proposed to be issued. For the purpose of this subparagraph (d) the term “debt service requirement” shall mean the amount required in each sinking fund year to pay the principal of and interest on the Prior Bonds, the Series 2016 Bonds, and any parity bonds therewith then outstanding and on the bonds proposed to be issued as same become due and payable, either at maturity or by proceedings for mandatory redemption. “Net earnings” for the purpose of this provision shall be construed to be the estimated gross earnings of the System (excluding any connection fees and earnings on amounts on deposit in any construction fund) in each such succeeding sinking fund year (beginning with that particular sinking fund year immediately following the estimated completion date of the

project to be financed by such parity bonds) remaining after the payment of the estimated cost required or permitted to be paid for said period to operate and maintain the System as added to, extended and improved pursuant to the provisions of Paragraph 1 of Section 2 of Article IV of the 1984 Resolution, but before provision for depreciation. An executed duplicate original of such recommendation and certificate of the Consulting Engineers as required by this provision shall be furnished to the designated representative of the original purchasers of the Bonds not less than 10 days before any proceedings are taken to actually issue such additional bonds.

(e) The governing body of the County shall pass proper proceedings reciting that all of the above requirements have been met, shall authorize the issuance of said bonds, and shall provide in such proceedings, among other things, the date such bonds shall bear, the rate or rates of interest and maturity dates, as well as the registration and redemption provisions. The interest on the bonds of any such issue shall fall due on April 1 and October 1 of each year, and the bonds shall mature in installments on October 1, but, as to principal, not necessarily in each year or in equal installments. Any such proceeding or proceedings shall require the County to increase the monthly payments then being made into the Sinking Fund to the extent necessary to provide for the payment of the principal of and the interest on the Prior Bonds, the Series 2016 Bonds, and on all such parity bonds therewith then outstanding and on the bonds proposed to be issued as same become due and payable, either at maturity or by proceedings for mandatory redemption, in the then current sinking fund year, and to create, within five years from the date of the bonds to be issued, a reserve in the Sinking Fund at least equal to the Debt Service Reserve Requirement with respect to the Prior Bonds, the Series 2016 Bonds, and any parity bonds therewith then outstanding and on the bonds proposed to be issued and to maintain said reserve in an amount sufficient for that purpose. Any such proceeding or proceedings shall restate and reaffirm, by reference, all of the applicable terms, conditions, and provisions of the Resolutions.

(f) Such additional bonds or obligations and all proceedings relative thereto, and the security therefor, shall be validated as prescribed by law.

(g) There shall be no default existing and continuing with respect to the Prior Bonds or the Series 2016 Bonds, as defined in Article VIII of the 1984 Resolution.

Section 18. All of the applicable terms, covenants, conditions and provisions of Article IV, Article V, Article VI, Article VII, Article VIII, and Article IX and each Section thereof of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the other Prior Resolutions, not herein specifically referred to are hereby declared applicable and are broadened and extended so as to cover the bonds issued hereunder and hereby ratified and reaffirmed as so extended and said terms, covenants, conditions, and provisions shall apply for all purposes to the Series 2016 Bonds.

Section 19. The terms “**original purchasers**,” “**representative of the original purchasers**” and “**designated representative of the original purchasers**” of the Series 2016 Bonds shall be construed to mean DNT Asset Trust, a Delaware business trust and wholly owned subsidiary of JPMorgan Chase Bank, N.A., its successors and assigns.

Section 20. Except as specifically provided herein, for the purpose of this Resolution the terms “**principal and interest requirements**” and “**debt service requirements**” shall be construed to mean the amount required in each sinking fund year to pay the principal of and interest on the Prior Bonds, the Series 2016 Bond, and any parity bonds therewith hereafter issued as the same become due and payable, either at maturity or by proceedings for mandatory redemption.

Section 21. The County hereby covenants and agrees that it will not, subsequent to the date of the issuance and delivery of the Series 2016 Bonds, intentionally use any portion of the proceeds of the Series 2016 Bonds to acquire higher yielding investments, or to replace funds that were used directly or indirectly to acquire higher yielding investments, except as may otherwise be permitted by the Internal Revenue Code of 1986, as amended (the “Code”) or the regulations promulgated thereunder, including, but not limited to, complying with the requirements of Section 148(f) of the Code and the regulations promulgated thereunder and the payment of rebate, if any, required to be made, and that it will expend the proceeds of the Series 2016 Bonds in compliance with the applicable provisions of Section 141 to 150, inclusive, of the Code. Anything herein or in the Prior Resolutions notwithstanding, earnings on amounts in any fund or account may, and shall to the extent necessary, be used to make the payments required under this Section.

Section 22. The Chairman and Clerk of the Board of Commissioners are hereby authorized and directed to execute, for and on behalf of the County, a certification, based upon facts, estimates, and circumstances, as to the reasonable expectations regarding the amount, expenditure, and use of the proceeds of the Series 2016 Bonds, as well as such other documents (including, without limitation, elections under Section 148 of the Code) as may be necessary or advisable in connection with the issuance and delivery of the Series 2016 Bonds.

Section 23. The Series 2016 Bonds are being issued by the County in compliance with the conditions necessary for interest income on the Series 2016 Bonds to be excluded from gross income for federal income tax purposes pursuant to the provisions of Section 103(a) of the Code relating to obligations of the State or any political subdivision thereof. It is the intention of the County that the interest on the Series 2016 Bonds be and remain excludable from gross income for federal income tax purposes, and, to that end, the County hereby covenants with the holders of the Series 2016 Bonds as follows:

(a) that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the tax-exempt status of interest on the Series 2016 Bonds under Section 103 of the Code.

(b) That they will not directly or indirectly use or permit the use of any proceeds of the Series 2016 Bonds or any other funds of the County or take or omit to take any action that would cause the Series 2016 Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Code. To that end, the County will comply with all requirements of Section 148 of the Code to the extent applicable to the Series 2016 Bonds.

In the event that at any time the County is of the opinion that for purposes of this Section it is necessary to restrict or limit the yield on the investment of any moneys held under this Resolution, the County shall take such action as may be necessary.

Any subsequent proceeding or proceedings authorizing the issuance of additional parity bonds or obligations as permitted under the Resolutions shall in nowise conflict with the terms, covenants and conditions of the Resolutions but shall for all legal purposes contain all of the applicable covenants, agreements and provisions of said Resolutions for the equal protection and benefit of all bondholders.

Section 24. When sufficient moneys or direct non-callable obligations of the United States of America and securities fully and unconditionally guaranteed as to the timely payment of principal and interest by the United States of America, to which direct obligation or guarantee the full faith and credit of the United States of America has been pledged are deposited with the Sinking Fund Custodian or the Paying Agent, as the case may be, to pay the Series 2016 Bonds, and the interest due or to become due thereon, and including any premium should the Series 2016 Bonds be called for redemption, same shall constitute payment in full of the Series 2016 Bond. In the event of an advance refunding, the County shall cause to be delivered a verification report of an independent nationally recognized certified public accountant.

Section 25. The provisions, terms, and conditions of this Resolution shall constitute a contract by and between the County and the owners of the Prior Bonds and the owners of the bonds authorized to be issued hereunder, and after the issuance of the Series 2016 Bonds, this Resolution shall not be repealed or amended in any respect that will adversely affect the rights and interests of the owners of the bonds of said issues, nor shall the governing body of the County pass any proceedings in any way adversely affecting the rights of such owners so long as any of said bonds authorized by the Resolutions, or the interest thereon, shall remain unpaid or until provision shall have been duly made therefor; provided, however, that this covenant shall not be construed as prohibiting modifications hereof or amendments hereto to the extent and in the manner as provided in Article VIII of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended by the other Prior Resolutions and by this Resolution.

Any subsequent proceeding or proceedings authorizing the issuance of additional parity bonds or obligations with the Bonds as permitted under Section 12 of Article IV of the 1984 Resolution, as ratified, reaffirmed, broadened, and extended in Section 18 of the 1985 Resolution, Section 18 of the 1986 Resolution, Section 17 of the 1988 Resolution, Section 23 of the 1992 Resolution, Section 18 of the 1997 Resolution, Section 18 of the 1998 Resolution, Section 21 of the 2002 Resolution, Section 21 of the 2009 Resolution, Section 21 of the 2012 Resolution, and Section 14 of this Resolution, shall in nowise conflict with the terms, covenants, and conditions of the Prior Resolutions, but shall for all legal purposes contain all the applicable covenants, agreements, and provisions of the Prior Resolutions for the equal protection and benefit of all owners of the Prior Bonds, Series 2016 Bonds, and such additional parity bonds.

Section 26. The County hereby designates The Bank of New York Mellon Trust Company, N.A., Atlanta, Georgia, as Bond Registrar and Paying Agent for the Series 2016 Bonds. The Chairman and Clerk of the Board of Commissioners are hereby authorized to execute and deliver, for and on behalf of the County, a paying agency and registrar agreement

between the County and The Bank of New York Mellon Trust Company, N.A. The execution and delivery of a paying agency and registrar agreement by the Chairman of the Board of Commissioners shall constitute conclusive evidence of the ratification, confirmation, and approval by the County of the terms and conditions of the paying agency and registrar agreement.

Section 27. The Series 2016 Bonds herein authorized to be issued shall be validated in the manner provided by law, and to that end notice of the adoption of this Resolution and a copy thereof shall be served on the District Attorney of the Griffin Judicial Circuit, in order that proceedings for the above purpose be instituted in the Superior Court of Fayette County.

Section 28. The Vice Chairman of the Board of Commissioners may take any action, or execute and deliver any document, agreement, or other writing, which the Chairman of the Board of Commissioners is authorized to execute and deliver pursuant to this Resolution. A Deputy Clerk of the Board of Commissioners may attest any execution of any document, agreement, or writing by the Chairman or the Vice Chairman of the Board of Commissioners, in the same manner as the Clerk of the Board of Commissioners would be authorized to attest any such execution.

Section 29. Any and all resolutions, or parts of resolutions, in conflict with this Resolution this day passed be and are hereby repealed, and this Resolution shall be in full force and effect from and after its adoption.

So approved this April 26, 2016.

FAYETTE COUNTY, GEORGIA

By: _____
Chairman Board of Commissioners
of Fayette County

(SEAL)

Attest: _____
Clerk, Board of Commissioners
of Fayette County

CLERK'S CERTIFICATE

GEORGIA, FAYETTE COUNTY

The undersigned Clerk of the Board of Commissioners of Fayette County, Georgia, **DOES HEREBY CERTIFY** that the foregoing pages constitute a true and correct copy of a resolution adopted by said Board of Commissioners at an open public meeting duly called and lawfully assembled at 7:00 p.m., on April 26, 2016, authorizing the issuance of \$[16,650,000] in principal amount of Fayette County, Georgia Water Revenue Refunding Bonds, Series 2016, the original of said resolution being duly recorded in the Minute Book of said Board of Commissioners, which Minute Book is in my custody and control.

I do hereby further certify that the following members of said Board of Commissioners were present at said meeting:

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

and that the following members were absent:

and that said resolution was duly adopted by a vote of:

Aye_____ Nay_____.

WITNESS my hand and the official seal of the County this the 26th day of April 2016.

(SEAL)

Clerk, Board of Commissioners
of Fayette County

Commissioner Ognio stated that since the policy was brand new, it would not be fair to provide it to the citizens in a red-line version since they need to be able to see the document as a whole. He added that, in fairness to being transparent, there needed to be a document with comments provided to the Board and for the document to be sent to the attorney for evaluation. He agreed that there needed to be a system that is better for both the citizens and commissioners to understand.

Commissioner Brown stated that he has some people who complain that meetings last too long. He said he was all about open meetings and records but he pointed out that there is no breach in ethics or law for the Chairman to communicate individually with the commissioners on policies in order to create a melded, draft document. He said the improved process would reduce the numbers of meeting to one meeting in order to approve policies. Mr. Rapson stated that the process is even more complicated since staff could provide a nice clean document to the Board at a meeting where it would receive conflicting comments from the Commissioners. He explained that, unfortunately, the comments would not come all at one time since additional comments would come after the public meeting. Commissioner Brown stated that it would require communication from the Board to reach an agreement. Mr. Rapson stated he would take responsibility working with the Chairman to make that communication, but if there is no consensus between the commissioners then the only thing staff could do is ask the conflicting commissioners to speak to each other.

Commissioner Brown moved to table the proposed policy and get a marked version of a final document so that if there is anything that needs to be sorted out then it can be sorted out and passed at the next meeting.

Commissioner Rousseau stated that his issues that he raised were based on procedural matters including chain of custody, who is making copies, and other procedural matters. Chief Myers added that only three or four changes were made. Commissioner Rousseau added that he has to defer to professional judgment on these matters and he pointed out that as issues arise and policy revisions are needed then those revisions can be made.

Commissioner Brown removed his motion to table.

Commissioners Brown and Rousseau moved to approve the proposed Security Camera Policy. Commissioner Ognio seconded the motion. The motion passed 5-0. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

7. Consideration of staff's request to work with Stifel-Merchant Capital Division Underwriters to pursue refunding a portion of the Series 2009 Water System Bonds for potential debt service savings.

Chief Financial Officer Mary Parrott reported that in 2009 the Water System issued bonds for the purpose of paying off earlier bonds and a number of GEFA loans. She stated that \$16.5 million was then borrowed to build Lake McIntosh. She reported that the county has the opportunity to refund a portion of the bonds at a lower interest rate. She continued reporting that staff had been working with Stifel-Merchant Capital and that the county has a relationship with the company since it was involved in the original issue of the bonds. She stated that staff continually monitors bonds looking for opportunities like the ones being presented before the Board, and she stated that staff believes this is the time to consider the opportunity. She pointed out that three options were examined and that staff recommended a private placement in lieu of a public offering. She stated that a public offering is a very intense undertaking that costs a lot more money; approximately \$300,000.00. She stated that a private placement is about half the cost, is a much quicker undertaking, and allows for the county to lock in an interest rate. She estimated that this recommendation would save the Water System approximately \$65,000.00 annually in its debt service payment, but that it would all depend on the rate that is able to be obtained when the rate is structured.

Chairman Oddo mentioned that there were two private placement options: callable and non-callable. Mrs. Parrott agreed and stated that the non-callable would save a little bit more money upfront but it would lose the option of calling the bond later. She explained that after speaking with the bond attorney, the callable option, since it is not a lot of difference in the money, is recommended because it would give the county the opportunity to “grab these and other bonds and use opportunities to wrap them together and get a better deal.” She specified that staff’s recommendation was to approve the five-year callable private placement terms referred to as Option #3.

County Administrator Steve Rapson stated that the gross savings associated with Option #3 is \$881,969.00 and that present value dollars is about \$774,000.00. He stated that the county would save about \$63,000.00 in annual debt service, and since the recommendation is to privately place the bonds versus publicly placing them, the actual issuance cost is about \$149,000 cheaper. Mr. Rapson stated that the county would then have the option to do another refinance in the future if it wanted. Mrs. Parrott added that the average coupon for the original bond was about 4.5% interest, but the deals under consideration would take the county down to the 2% level.

Commissioner Ognio asked what the total bond was for the Water System. Mrs. Parrott replied that the total bond after this year’s payment is \$45 million. Mr. Rapson added that the only reason the county was considering refinancing \$16 million of the bond was because that was the only portion of the bond that is callable and that can be refinanced. He said if rates drop again in the coming years this could be refinanced again.

Commissioner Brown moved to approve staff working with Stifel-Merchant Capital Division Underwriters to pursue refunding a portion of the Series 2009 Water System Bonds, to go with Option #3 private placement callable for five years. Commissioner Barlow seconded the motion. The motion passed 5-0. A copy of the request, identified as “Attachment 6,” follows these minutes and is made an official part hereof.

PUBLIC COMMENT:

Marilyn Watts: Ms. Watts stated she had not intended to speak but Commissioner Brown said something that was absolutely false when he said her son appointed her to the Board of Elections. She stated that Mr. Brown’s comments were untrue since the Chairman of the Party does not make the appointment. She stated that she was nominated and recommended by a nominating committee and the full county committee voted for her to put her in the position. She acknowledged that her son was Chairman at the time of her appointment but that he did not appoint her to the position. She stated that she did not give a fund raiser for Newt Gingrich at the Peachtree City Airport since it was chaired by Peggy Perkins and Reverend George Dillard. She said she had not even been sworn into the Board of Elections when the fundraiser took place and she did not chair it. Ms. Watts asked Commissioner Brown to refrain from telling those things that he has repeated over and over. She stated that it had been mentioned earlier in the evening that she was sued by the Fayette County Republican Party, not for cause, but because the party wanted to put its own new person on the Board. She stated that the suit, which was by the Fayette County Republican Party, its former Chairman Scott Fabricius, and Attorney Richard Hobbs, cost the taxpayers about \$58,000.00. She stated the suit was frivolous and that it drug her name through the mud for three years. She stated that Commissioner Brown was one of the witnesses for the Plaintiffs. Commissioner Brown replied that he was called by Ms. Watts’ attorney to give a deposition; however, Ms. Watts disagreed with Mr. Brown’s reply. She added that Commissioner Brown was the Plaintiff’s witness and she stated that there were many things being said that were untrue. She said she would appreciate it if the people who brought the lawsuit would reimburse the county for \$58,000.00 and she stated that many citizens have asked her why the citizens had to pay for the lawsuit over an internal matter. She closed by asking the Board to consider recovering the money for the lawsuit.

Alice Jones: Mrs. Jones thanked Public Works Director Phil Mallon for working with the people on Lawson Lane and for putting in pipes to better manage the stormwater. She stated that the last storm caused trees to fall and the trees blocked the drains. She stated that the drain system is not open wide enough to take some of the debris causing a lot of build-up. She asked if the public works staff to come back to her street to address the matter before repeating that staff had done a wonderful job. Mrs. Jones stated that the water in her area has an odor to it and she asked if it could be addressed. Mrs. Jones stated that as she

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of Vice Chairman Randy Ognio's recommendation to adopt Ordinance 2016-09 Discharging Firearms by deleting Section 16-4 pertaining to "Discharging firearms," of Article I of Chapter 16, in its entirety, and by replacing it with a new Section 16-4 of Article I of Chapter 16.

Background/History/Details:

During the March 10, 2016 Board of Commissioners meeting, Vice Chairman Randy Ognio stated he had talked to each Commissioner about Fayette County's current gun ordinance and about the ability to allow for a properly established gun range on ten-acre lots. He stated that the current ordinance allows for shotguns to be fired on ten-acre lots but a person could not fire a rifle on a 25-acre lot. He stated there was a citizen who has a ten-acre lot with a proper backstop, but that citizen was unable to fire his rifle and shotgun into the backstop since only shotguns are allowed. Based on Commissioner Ognio's comments, the Board directed the County Attorney to look into the ordinance.

The current Fayette County Code allows for shotguns to be discharged in an residential zoned provided the parcel of land being used is ten acres or larger in size and OO buckshot or smaller ammunition is used in the shotgun.

The proposed changes, as reflected in Ordinance 2016-09, permits the discharge of firearms based on certain conditions.

Attached are a Red-Line version and Final-Form version of Ordinance 2016-09.

What action are you seeking from the Board of Commissioners?

Adopt Ordinance 2016-09- Discharging Firearms.

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:

ORDINANCE 2016-09

DISCHARGING FIREARMS

RED-LINED VERSION

Sec. 16-4. - Discharging firearms.

(a) Unlawful act; exceptions. ~~Except in the protection of a person's life or property, it shall be unlawful to discharge a firearm within the confines of the county, except in the protection of a person's life or property:~~

- (1) Within 100 yards of a public roadway;
- (2) Within 200 yards of the dwelling house of another;
- (3) Within 200 yards of a county or other municipal or licensed recreation area; and
- (4) In such a manner as to endanger another's life, limb or property.

~~(b) Subject to the conditions contained in Subsection (a) of this section, The discharge of shotguns firearms under the foregoing conditions shall be permitted in any residential zone provided the parcel of land being used is ten acres or larger in size and OO buckshot or smaller ammunition is used in the shotgun as follows:~~

~~(1) The discharge of rifles, pistols or shotguns under the foregoing conditions is shall be permitted within any residential zone, A-R (agricultural-residential) zone or any planned unit development zoning district which has been specifically approved for a planned retreat or lodge provided the parcel of land being used is 25 acres or larger in size.~~

~~(2) The discharge of rifles, pistols or shotguns, regardless of ammunition size, shall be permitted in any residential zone provided the parcel of land being used is ten acres or larger in size and a sufficient backstop is provided to prohibit any projectiles from leaving the property.~~

~~(3) The discharge of shotguns shall be permitted in any residential zone, provided that the parcel of land being used is ten acres or larger in size and OO buckshot or smaller ammunition is used in the shotgun.~~

(cb) Permit process. Whenever any event involving the discharging of firearms is to occur, such as recreational/fundraising events or competitions, at any site other than a site zoned A-R or an approved planned retreat or lodge as defined in this section, a permit must be issued prior to the holding of the event. Applications for permits shall be submitted to the enforcement officer in charge of the county marshal's department. Approval or denial of each permit shall be within the discretion of the marshal's department. The permit fee shall reflect the cost of review by the marshal's department. The specific fee amount is available from the marshal's department and is subject to change from time to time with consent from the board of commissioners.

(Code 1992, § 12-5; Ord. No. 94-18, §§ 1, 2, 10-19-1994; Ord. No. 94-19, § 1, 10-27-1994; Ord. No. 95-08, §§ 1, 2, 3-23-1995)

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ORDINANCE 2016-09

DISCHARGING FIREARMS

FINAL FORM VERSION

STATE OF GEORGIA

FAYETTE COUNTY

ORDINANCE

NO. 2016-____

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR FAYETTE COUNTY, GEORGIA; TO REVISE PROVISIONS PERTAINING TO DISCHARGING FIREARMS; 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 OFFENSES AND MISCELLANEOUS PROVISIONS (CHAPTER 16), BE AMENDED AS FOLLOWS:

Section 1. By deleting Section 16-4, pertaining to “Discharging firearms”, of Article I of Chapter 16, in its entirety, and by replacing it with a new Section 16-4 of Article I of Chapter 16, to be read as follows:

Sec. 16-4. Discharging firearms.

(a) *Unlawful act; exceptions.* Except in the protection of a person’s life or property, it shall be unlawful to discharge a firearm within the confines of the county:

- (1) Within 100 yards of a public roadway;

- (2) Within 200 yards of the dwelling house of another;
 - (3) Within 200 yards of a county or other municipal or licensed recreation area; and
 - (4) In such a manner as to endanger another's life, limb or property.
- (b) Subject to the conditions contained in Subsection (a) of this section, the discharge of firearms shall be permitted as follows:
- (1) The discharge of rifles, pistols or shotguns shall be permitted within any residential zone, A-R (agricultural-residential) zone or any planned unit development zoning district which has been specifically approved for a planned retreat or lodge provided the parcel of land being used is 25 acres or larger in size.
 - (2) The discharge of rifles, pistols or shotguns, regardless of ammunition size, shall be permitted in any residential zone provided the parcel of land being used is ten acres or larger in size and a sufficient backstop is provided to prohibit any projectiles from leaving the property.
 - (3) The discharge of shotguns shall be permitted in any residential zone, provided that the parcel of land being used is ten acres or larger in size and OO buckshot or smaller ammunition is used in the shotgun.
- (c) *Permit process.* Whenever any event involving the discharging of firearms is to occur, such as recreational/fundraising events or competitions, at any site other than a site zoned A-R or an approved planned retreat or lodge as defined in this section, a permit must be issued prior to the holding of the event. Applications for permits shall be

submitted to the enforcement officer in charge of the county marshal's department. Approval or denial of each permit shall be within the discretion of the marshal's department. The permit fee shall reflect the cost of review by the marshal's department. The specific fee amount is available from the marshal's department and is subject to change from time to time with consent from the board of commissioners.

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

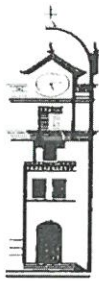
(SEAL)

ATTEST:

Floyd Jones, County Clerk

Approved as to form:

County Attorney



Fayette COUNTY

"WHERE QUALITY IS A LIFESTYLE"

PURCHASING DEPARTMENT
140 STONEWALL AVENUE WEST, STE 204
FAYETTEVILLE, GEORGIA 30214
PHONE: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess *TJB*
Date: March 22, 2016
Subject: Request for Quotes #1062-A: Oak Street Storm Drain Improvements

Water drainage at Oak Street off Highway 54 needs to be improved at points, where water backs up and presents a danger of overtopping the road.

The Purchasing Department issued Request for Quotes #1062-A for installation of concrete culverts and related materials. Notice of the opportunity was emailed to 21 companies. Another 513 were contacted through the web-based Georgia Procurement Registry, using Commodity Codes 91339 (Pipe Culvert Construction), 91345 (Sewer and Storm Drain Construction), 91377 (Pipe Culvert Maintenance and Repair), and 91381 (Sewer and Storm Drain Repair [Including Removal]). The offer was also advertised through the Georgia Local Government Access Marketplace. Since this was a Request for Quotes, and not a formal, sealed bid process, we did not pay to place an advertisement in the newspaper.

Five companies submitted quotes (Attachment). The Public Works Department recommends the company that offered the lowest quote, Crawford Grading & Pipeline, Inc. with a not-to-exceed price of \$55,076.86.

Specifics are as follows:

Contract Name	1062-A: Oak Street Storm Drain Improvements
Contractor	Crawford Grading & Pipeline, Inc.
Not-to-exceed amount	\$55,076.86
Budget:	
Org.	50940320 Stormwater Projects
Object	541210 Other Improvements
Project	5509H
Available Budget	\$72,100.90 Available in Project on 3/22/2016

Low Bid Award

Awarding authority: County Administrator

Approval Signature *[Signature]* Date 3/26/16

QUOTE #1062-A: Oak Street Storm Drain Improvements

ITEM	EST. QTY	Unit	SITE ENGINEERING INC.		McLeROY, INC.		CRAWFORD GRADING & PIPELINE INC.		McCOY GRADING INC.		BRENT SCARBROUGH & CO., INC.	
			UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1. Mobilization	1	Lump Sum	\$6,000.00	\$6,000.00	\$17,650.00	\$17,650.00	\$9,000.00	\$9,000.00	\$29,600.00	\$29,600.00	\$12,266.00	\$12,266.00
2. Erosion Control	1	Lump Sum	4,000.00	4,000.00	5,343.75	5,343.75	4,362.00	4,362.00	6,170.00	6,170.00	2,860.00	2,860.00
3. Provide and Install Foundation Backfill Material, Type II	60	Cubic Yard	50.00	3,000.00	25.50	1,530.00	20.00	1,200.00	58.70	3,522.00	61.34	3,680.40
4. Graded Aggregate Base (GAB) 12"	253	Sq Yd	20.00	5,060.00	22.16	5,606.48	30.00	7,590.00	26.40	6,679.20	18.76	4,746.28
5. Install Only DOT Standard 1001B Precast Inlet/Outlet Headwall	2	Each	1,500.00	3,000.00	1,200.00	2,400.00	1,000.00	2,000.00	483.00	966.00	1,740.00	3,480.00
6. Install Only - 36" DIA. C-WALL, RCP (Reinforced Concrete Pipe)	264	Linear Foot	90.00	23,760.00	57.00	15,048.00	48.59	12,827.76	45.10	11,906.40	58.00	15,312.00
7. Install Only - 18" DIA. B-WALL, RCP (Reinforced Concrete Pipe)	24	Linear Foot	70.00	1,680.00	35.00	840.00	85.00	2,040.00	35.40	849.60	50.00	1,200.00
8. Provide and Install Driveway Concrete 4"	95	Sq Yd	70.00	6,650.00	29.00	2,755.00	62.18	5,907.10	45.80	4,351.00	60.00	5,700.00
9. Install Only DOT Standard 6' Diameter 1011AP Manhole	2	Each	1,500.00	3,000.00	1,100.00	2,200.00	2,250.00	4,500.00	2,340.00	4,680.00	3,150.00	6,300.00
10. Install Only DOT Standard SES 1122-3 Safety End Section	1	Each	1,000.00	1,000.00	450.00	450.00	250.00	250.00	270.00	270.00	750.00	750.00
TOTAL OF BASE BID =				\$57,150.00		\$53,823.23		\$49,676.86		\$68,994.20		\$56,294.68
11. OPTION - Trench rock if encountered	180		100.00	18,000.00	40.00	7,200.00	30.00	5,400.00	184.00	33,120.00	60.00	10,800.00
TOTAL NOT TO EXCEED=				\$75,150.00		\$61,023.23		\$55,076.86		\$102,114.20		\$67,094.68

NOTE: Red font signifies a calculation error that is corrected on this tally sheet.