

## 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

May 12, 2016  
7:00 p.m.

---

### Call to Order

Chairman Oddo called the May 12, 2016 Board of Commissioners meeting to order at 7:00 p.m.

### Invocation by Commissioner David Barlow

Commissioner Barlow asked County Clerk Floyd Jones to give the Invocation. Mr. Jones offered the Invocation.

### Pledge of Allegiance

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

### Acceptance of Agenda

Commissioner Ognio moved to accept the Agenda as published. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

Chairman Oddo stated that Commissioner Brown would not be in attendance for the meeting.

### PROCLAMATION/RECOGNITION:

#### 1. Proclamation of May 2016 as "American Stroke Month."

Commissioner Rousseau and the Board proclaimed May 2016 as "American Stroke Month." Several citizens joined the Board in order to accept the proclamation. Copies of the request and proclamation, identified as "Attachment 1," follow these minutes and are made an official part hereof.

#### 2. Proclamation of May 2016 as "Mental Health Month in Fayette County."

Commissioner Barlow and the Board proclaimed May 2016 as "Mental Health Month in Fayette County." Copies of the request and proclamation, identified as "Attachment 2," follow these minutes and are made an official part hereof.

#### 3. Recognition of the Fayette County Water System for receiving the Gold Award for both the Crosstown Water Treatment Plant and the South Fayette Water Treatment Plant, and for receiving the Best Tasting Water Award for District 3 in Georgia from Georgia Association of Water Professionals.

County Administrator Steve Rapson spoke in recognition of the Fayette County Water System who received the Gold Award for both the Crosstown Water Treatment Plan and the South Fayette Water Treatment Plant and who received the Best Tasting Water Award for District 3 in Georgia from the Georgia Association of Water Professionals. Mr. Rapson stated that a representative from the Georgia Association of Water Professionals would come to a future meeting in recognition of these awards. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

**4. Recognition of Information Systems Director Phil Frieder, Human Resources Director Lewis Patterson, and County Administrator Steve Rapson for completing "Core Certification" courses through the Association of County Commissioners Georgia and for being designated as "Certified County Officials."**

Chairman Oddo recognized Mr. Patterson, Mr. Frieder, and Mr. Rapson for being designated as "Certified County Officials," and he asked each to give a few thoughts on their certifications. Chairman Oddo spoke about the work involved with obtaining the certification and stated that the Board was proud of the accomplishments. It was further noted that Chief Financial Officer Mary Parrott was the first county staff member to be designated as a "Certified County Official." A copy of the request, identified as "Attachment 4," follows these minutes and is made an official part hereof.

**5. Recognition of Chairman Charles W. Oddo for completing his Association of County Commissioners Georgia Specialty Track Certification with special emphasis on Economic and Community Development.**

County Administrator Steve Rapson recognized Chairman Oddo's work in completing his Association of County Commissioners Georgia Specialty Track Certification with special emphasis on Economic and Community Development. Chairman Oddo commented on his classes. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

Chairman Oddo reminded everyone that the candidates for office seating in the audience and at the dais are welcome to introduce themselves and the position for which they are running. He asked that the candidates do no campaigning while at the Public Comment podium but he reminded everyone that all are welcome to speak about any Agenda item.

**PUBLIC HEARING:**

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property* into the records. A copy of the *Introduction to Public Hearings for the Rezoning of Property*, identified as "Attachment 6," follows these minutes and is made an official part hereof.

**6. Public Hearing of Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-50 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions.**

Community Development Director Pete Frisina introduced Petition 1253-16 to the Board. Commissioner Rousseau stated that additional information had been provided to the Board prior to the meeting and he asked Mr. Frisina if the information was materially different than what had been provided in the Agenda packet. Mr. Frisina replied that he too had just received the information from the applicant and he did not know if the new information was materially different.

Chairman Oddo informed the applicant that there were only four commissioners present at the meeting meaning the applicant could have the Public Hearing tabled to a later date if so desired. The applicant replied there was no desire to table the Public Hearing to a later date.

**Sean Shanks:** Mr. Shanks, representing Moore Bass Consulting, spoke in favor of Petition 1253-16. He requested that the property be rezoned to R-50 based on the Land Use Plan and staff recommendation. He stated that the intention was to create a 20-lot, single-family subdivision with new streets. He pointed out that there are adjacent properties with similar zoning.

**Rod Wright:** Mr. Wright spoke over five minutes in favor of Petition 1253-16, and he too requested the property be rezoned to R-50. He stated that he has resided and done business for over thirty years in Fayette County, and he spoke about the different people and Boards of Commissioners he has worked with during his history in Fayette County. Mr. Wright spoke about the different subdivisions that he had built throughout the county and he stated that he cared for Fayette County. He stated that the proposal would not impact the Land Use Plan but would rather be an asset to the county. He stated that he had spoken to adjoining land owners and residents in the area and he found that the biggest concern they have is not the property size but the house value. He stated that he has partnered with Trademark Quality Homes who will build the homes and the price ranges for the homes would range from mid- \$400,000 to \$600,000. He mentioned that there were petitions that had been signed with over sixty names supporting the request to rezone the property to R-50. He also asked those in attendance who supported rezoning the property to R-50 to raise their hands. Many people in the room raised their hands in support.

**Kent Clouse:** Mr. Clouse spoke for over thirteen minutes in favor of Petition 1253-16 and for rezoning the property to R-50. He added that he would support some compromises with the neighbors. Mr. Clouse then briefed the Board on the additional information that the applicant gave to the Board prior to the start of the meeting.

**Larry Dove:** Mr. Dove spoke in opposition to Petition 1253-16 if it were to be rezoned to R-50 but stated he could support the petition if it were approved for larger two-acre lots. He stated that Fayette County never accepts the minimum and that the citizens always demand the best from all aspects of the county. He agreed that the property could be zoned to R-50 but that would be zoning to the absolute minimal requirements. He said that was not the intention of the Land Use Plan even though it is allowed by the Land Use Plan.

**Dennis Chase:** Mr. Chase spoke in opposition to Petition 1253-16 based on the environmental impact its approval could have. He stated that there was a dry wash on the property that was actively eroding every time it rains. He said the property is very subjective to stormwater runoff issues so if twenty lots are added then it would be very problematic to control the runoff from the property. He spoke about how Fayette County already has similar problems that are costly to repair. He suggested that the property could support, at best, about twelve lots.

**Mark Shames:** Mr. Shames spoke in opposition to Petition 1253-16. He stated that he did not feel it was an accident that Arlington Trace, Hamilton Glen, and Laurel Ridge subdivisions all have two-acre lots. He stated that the Land Use Plan was designed to protect existing neighborhoods before he pointed out that there is not a one-acre lot anywhere on Ebenezer Church Road until the very edge of the City of Peachtree City. He stated that he did not care how large the houses were but he did care that whatever is allowed is compatible with what is already in the area. He closed his comments by asking the Board to protect his neighborhood and to consider the Planning Commission's recommendation.

**Tom Waller:** Mr. Waller spoke in opposition to Petition 1253-16. He said Fayette County has guidance for the development of property that allows for Conservation-Use subdivisions where lots can be reduced to one acre so long as the developer sets aside a part of the property as greenspace. He said he liked greenspace since it would help keep the density low. He said he was afraid that if the county goes to a one-acre lot and a person has a 4,000 square-foot house on the lot that they would want to put a swimming pool on the lot, then it would create a monstrosity. He recommended that the Board maintain the two-acre lot.

**Sean Shanks:** Mr. Shanks returned to the podium to rebut those who spoke in opposition. He stated that every stormwater regulation would be met in an effort to alleviate the concerns raised by Mr. Chase.

Commissioner Barlow stated that he went on-line and reviewed Trademark Quality Homes. He said that it appeared that Trademark had built over 600 quality homes. He said he could not find any complaints on the homes and that the homeowners seemed to be satisfied. He asked what the square footage of the proposed homes was. Mr. Wright replied the homes would be between 2,500 and 4,000 square feet. Commissioner Barlow stated that was a big home for a one-acre lot. It was noted that the Planning Commission recommended rezoning to R-70 instead of the requested R-50. Commissioner Barlow stated that R-70 zoning would increase the size of the lots and he asked Mr. Wright if it would be economically viable for him if the property was R-70. Mr. Wright replied it would not be economically viable. Commissioner Barlow stated that it appeared to be twenty-five hands that raised in support of the petition to be rezoned to R-50. He asked those in support if they lived on Ebenezer Road. Mr. Wright replied they would not be neighbors but rather were county citizens in support of the R-50 zoning.

The applicant asked for additional time to speak. Commissioner Rousseau asked if new material was going to be provided and the applicant replied that he did have more information. The Board allowed additional time for the applicant to speak. Mr. Shanks stated there is an additional zoning regulation, namely, R-55. He explained that it maintains one-acre lots but it increases the square footage of a house by 2,500 as well as changing the setbacks. He suggested that the applicant would be acceptable with rezoning the property to R-55. Mr. Dove stated it was not the role of government to make sure someone can make money with their request.

Chairman Oddo closed Public Hearing.

Mr. Frisina read the two recommended conditions to the Board and applicant. The applicant agreed to the two conditions as read by Mr. Frisina.

Commissioner Ognio moved to approve Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions. Commissioner Rousseau seconded the motion.

Commissioner Ognio agreed that the property backed up to R-40 property but that there was no other R-50 property along Ebenezer Road. He stated that once R-50 is permitted then it would open the door for one-acre lots along Ebenezer Road which is not designed for high-density traffic. He stated that the Board represents the citizens and not consumers. He said he had received many emails from the citizens on this matter and that Commissioner Brown had issued a memorandum in agreement to the R-70 rezoning.

Chairman Oddo stated that this situation was one where either decision was not wrong. He said the decision would not necessarily set precedent but it was as close to precedent-setting as possible. He agreed that once the property was rezoned then it would set the decision for how the area would grow. He stated that the area looked to be best suited for lower density in the county with higher density in the cities. He stated that there was a split decision between staff and the Planning Commission and that he agreed with the R-70 zoning. Chairman Oddo then read Commissioner Brown's memo into the record.

Commissioner Brown's memo read:

---

I concur with the majority opinion from the Planning Commission on R-70 as the appropriate zoning. It is vitally important to consider the zoning of each individual parcel as part of a much larger system.

When the applicant says their particular development will have minimal impact on traffic, etc., that statement may be true, but it must be measured for validity assuming the surrounding acreage would carry the same rezoned classification.

One of our quality of life components in Fayette County that makes us uniquely strong is a notably smaller level of traffic volume, meaning less congestion, compared to other metro Atlanta counties.

If the adjoining acreage also goes R-50, we would be constraining our ability to move traffic with our existing infrastructure. There is no funding mechanism in place to make the necessary road improvements to our network.

---

Commissioner Rousseau said his issue was that the Board would continue to have these issues. He said if the intention was to keep the density level low then the Board needed to look at long-term issues that keep cropping up that causes the Board to be stuck on how to proceed. He stated that he was not opposed to the either recommendation and he emphasized that the Board needed to start looking at the long-term goals. He closed saying that if the Board did not look at the matter from a long-term perspective then the Board would continue to face these issues when everyone is right.

Commissioner Barlow stated that the conundrum is there is a quality builder with a quality plan who has people lined up that would support the plan. He said the builder has a successful business in the county. He said he had never voted against the Planning Commission and, given its recommendation to approve R-70 rather than R-50, he would support the R-70 recommendation.

The motion to approve Petition No. 1253-16, Trademark Quality Homes, Owner, and Moore Bass Consulting, Inc., Agent, request to rezone 26.9 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting of 20 lots with said property being located in Land Lot 59 of the 7th District and fronting on Ebenezer Road with two (2) recommended conditions passed 3-1-1 with Commissioner Rousseau voting in opposition and Commissioner Brown being absent. Copies of the request, Rezoning Ordinance 1253-16, Rezoning Resolution 1253-16, the additional information provided by the applicant, and Commissioner Brown's memo, identified as "Attachment 7," follow these minutes and are made an official part hereof.

**7. Public Hearing of Petition No. RP-059-16, Revision of the Recorded Plat of Jenkins Cove Phase Two to add two (2) acres to Lot 5 with said property being located in Land Lots 42 and 55 of the 7th District and fronting on Adams Road.**

Chairman Oddo informed the applicant, Julie Yokum, that one commissioner was absent so she could request to table the Public Hearing if she choose. Ms. Yokum replied she did not want to table the request.

**Julia Yokum:** Ms. Yokum stated she has lived at her residence in Fayette County for 24 years. She explained that 21 years ago she purchased two additional acres of property that adjoin her 2.5 acres. She stated that for the past 21 years she has been paying two tax bills. She asked for her two properties to be put together so she has one property and one tax bill.

No one spoke in favor of or in opposition to Petition RP-059-16.

Commissioner Ognio moved to approve Petition No. RP-059-16, Revision of the Recorded Plat of Jenkins Cove Phase Two to add two (2) acres to Lot 5 with said property being located in Land Lots 42 and 55 of the 7th District and fronting on Adams Road. Commissioner Barlow seconded the motion. The motion passed 4-0 with Commissioner Brown being absent. A copy of the request, identified as "Attachment 8," follows these minutes and is made an official part hereof.

**8. Public Hearing of Ordinance 2016-08 amending the Fayette County Code of Ordinances, Chapter 110., Article VII. - Zoning Board of Appeals, Sec. 110-242. - Powers and Duties.**

Community Development Director Pete Frisina stated this request was a housekeeping amendment. He explained that the current County Code gives the Zoning Board of Appeals the right to oppose conditions under a request for variance. He said the Zoning Board of Appeals does other duties such as the continuance of non-conforming use, starting up a non-conforming use, and re-establishing a use. He stated that the request was moving the paragraph out from the section dealing with

Request for Variance and placing it in an ordinance so that the Zoning Board of Appeals will be able to make conditions on any of the decisions it makes. He added that this ordinance would also place limitations on reapplying for rezoning requests meaning an applicant will not be able to make the same rezoning petition within six months of being turned down.

Commissioner Barlow moved to adopt Ordinance 2016-08 amending the Fayette County Code of Ordinances, Chapter 110., Article VII. - Zoning Board of Appeals, Sec. 110-242. - Powers and Duties. Commissioner Ognio seconded the motion. The motion passed 4-0 with Commissioner Brown being absent. Copies of the request and Ordinance 2016-08, identified as "Attachment 9," follow these minutes and are made an official part hereof.

### **CONSENT AGENDA:**

**Commissioner Barlow moved to approve the Consent Agenda. Commissioner Ognio seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.**

**9. Approval of staff's request for the Board of Commissioners to revise the annual Budget Calendar for Fiscal Year 2017 which begins July 1, 2016 and ends June 30, 2017. A copy of the request, identified as "Attachment 10," follows these minutes and is made an official part hereof.**

**10. Approval of the April 22, 2016 Board of Commissioners Retreat Minutes.**

**11. Approval of the April 26, 2016 Board of Commissioners Meeting Minutes.**

### **OLD BUSINESS:**

There were no Old Business items on the Agenda.

### **NEW BUSINESS:**

**12. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Niki Knox Vanderslice to the Fayette County Development Authority to fulfill a four-year term beginning April 10, 2016 and expiring April 9, 2020.**

Commissioner Barlow stated that he and Commissioner Rousseau interviewed seven applicants of whom Ms. Vanderslice and Dr. Matta were extremely qualified. He said he was looking forward to great things from Ms. Vanderslice based on her knowledge and he said he could not wait for her to get involved with the Development Authority.

Commissioner Barlow then introduced Dr. Luis Matta stating Mr. Matta has his Ph.D. in Business Administration. He stated that Dr. Matta is a "data engineer" who can take data and make something out of it. Dr. Matta then briefly spoke about his employment as an independent contractor with Metro Atlanta Rapid Transit Authority.

Commissioner Barlow stated that both individuals exude energy, enthusiasm, and integrity. Commissioner Rousseau agreed with the comments given by Commissioner Barlow and encouraged the Board to support the recommendations from the Selection Committee. Ms. Vanderslice and Dr. Matta thanked the Board for considering them for appointment.

Commissioner Barlow moved to approve the recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Niki Knox Vanderslice to the Fayette County Development Authority to fulfill a four-year term beginning April 10, 2016 and expiring April 9, 2020. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent. A copy of the request, identified as "Attachment 11," follows these minutes and is made an official part hereof.

**13. Consideration of a recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Dr. Luis Matta to the Fayette County Development Authority to fulfill an unexpired term beginning immediately and expiring April 9, 2018.**

Commissioner Barlow moved to approve the recommendation from the Selection Committee, comprised of Commissioners David Barlow and Charles Rousseau, to appoint Dr. Luis Matta to the Fayette County Development Authority to fulfill an unexpired term beginning immediately and expiring April 9, 2018. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent. A copy of the request, identified as "Attachment 12," follows these minutes and is made an official part hereof.

**14. Consideration of staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00.**

Chief Information Officer Phil Frieder briefed the Board on staff's recommendation. He stated that he had met earlier with Commissioner Rousseau and had addressed the concerns raised by the commissioner. He closed by emphasizing the importance of approving the contract. County Administrator Steve Rapson added that this request is for a three-year contract in the amount of \$422,511.00. He specified that the annual cost for the contract is \$140,837.00. Mr. Rapson stated that this contract dealt with the backbone of the entire infrastructure that makes up Fayette County touching virtually every department and concerns with how the county does its business day-to-day.

Commissioner Barlow moved to approve staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00. Commissioner Ognio seconded the motion.

Commissioner Ognio stated that these computer issues are similar to Microsoft where if a company runs on Microsoft it has to have Microsoft support. He stated that to change software would be very expensive. He understood this was a proprietary matter, but apart from changing software that would cost over \$500,000.00, so it would have to be approved.

Commissioner Rousseau agreed with Commissioner Ognio. He stated that staff should not be fearful to put these types of requests out for bid so that service providers are not just "automatically stamped." He understood this request was vital to the county, but he thought a system could be put into practice to track vendor-performance related matters. Chairman Oddo added that the intention was to make sure the County was getting the best for the citizens.

The motion to approve staff's recommendation to enter into a three-year contract with Tyler Technologies as the Application Service Provider for support of Munis and other software in an aggregate amount of \$422,511.00 passed 4-0 with Commissioner Brown being absent. Copies of the request and contract, identified as "Attachment 13," follow these minutes and are made an official part hereof.

**PUBLIC COMMENT:**

**Tom Waller:** Mr. Waller asked for Fayette County to address the Zika virus by clearing a culvert along Flat Creek Trail where the beavers have dammed it up for about two months. He then asked why the County cannot maintain grass cutting along Sandy Creek Road. He mentioned that the Road Department stated they could not get new lawnmowers until July, and he asked that the County Administrator start working on getting the grass cut. Mr. Waller then thanked the County Administrator for updating him on the West Fayetteville Bypass and for stating that it would be completed in September 2017. He commented that the road was started around 2004 but has not been able to be completely used since it is not completed.

**Sheila Louder:** Ms. Louder said she had a concern about Code Enforcement in Fayette County. She stated that she called the county and was informed that Code Enforcement did not have a specified office. She stated that she was also informed that the Sheriff's Office handles code enforcement for her area in north Fayette County. She stated that several residents have a problem with Code Enforcement having no specified office. She explained that there are problems with people in her

neighborhood parking junk cars on their grass and not cutting the grass. She told the Board that her neighborhood does not have a homeowners' association. She asked if there was a booklet that provided Code Enforcement regulations and the process for bringing about a complaint.

**Frank Gardner:** Mr. Gardner stated he did not want to think about the traffic running in front of his house due to the West Fayetteville Bypass. He asked for a roundabout at Lester Road in order to slow the traffic down before the traffic hit a school zone. He mentioned that the West Fayetteville Bypass has been going on since 2004, but about three years ago he made a request for a dock at Lake McIntosh. He stated that the money was approved about three or four months ago and he asked for a progress report on when the docks would be available to be utilized by people with disabilities.

**Greg Clifton:** Mr. Clifton commended the Board for making two excellent appointments to the Fayette County Development Authority and he looked forward to seeing them at work on the Authority. He announced that he is a candidate for the Commission District 5 At-Large position.

**Allen McCarty:** Mr. McCarty stated the West Fayetteville Bypass had done wonders for Lee's Mill Road, and he suggested that Lee's Mill Road needed a roundabout. Mr. McCarty stated that the intersection of State Route 92 and the West Fayetteville Bypass should have a traffic signal instead of a stop sign, and he mentioned that there are many traffic lights on State Route 92. Mr. McCarty also reminded everyone that he is a candidate for the Commission District 5 At-Large position.

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

**Selection Committee for the McIntosh Trail Community Service Board:** County Administrator Steve Rapson stated there was one vacancy on the McIntosh Trail Community Service Board and he asked for a Section Committee to be established. Commissioner Ognio and Commissioner Barlow were appointed to the Selection Committee.

**Renewal of the Intergovernmental Agreement for the Use of County Owned Property:** County Administrator Steve Rapson informed the Board that the county had received notification from the City of Fayetteville for renewing the Intergovernmental Agreement for the Use of County Owned Property.

**Senator Valencia Seay to have a Commentary Service for Vietnam War Veterans:** County Administrator Steve Rapson reported that State Senator Valencia Seay would have a Commentary Service for Vietnam War Veterans on Sunday, May 22 at Liberty Baptist Church. The event is to be held at 2:30 p.m.

**Taste of Fayette and Chalk Art Festival:** County Administrator Steve Rapson stated that the "Taste of Fayette" event would begin on Sunday, May 15, 2016. He added that the Chalk Art Festival would be held on Saturday, May 14, 2016 beginning at 10:00 a.m. He encouraged everyone to attend the events.

**"Stamping Out Hunger" in Fayette County:** County Administrator Steve Rapson nine-year old Andrew Fleming is hosting a "Stamping Out Hunger" food drive on Sunday, May 15, 2016 at 12:00 p.m. He stated that for every four non-perishable items brought to the Taste of Fayette event, a person would receive a token good for one Taste purchase. Mr. Rapson reminded the Board that it had honored Mr. Fleming in the past for his earlier food drives.

**Update on the County's Hiring Freeze:** County Administrator Steve Rapson reported that the hiring freeze had been lifted on Tuesday, May 10. He commended Chief Financial Officer Mary Parrott and Assistant Chief Financial Officer Sheryl Weinmann for going through the general fund with a fine-toothed comb to reduce the budget. He added that the Department Heads had been notified of its lifting on Tuesday, May 10, 2016.



**Comments on Deficit Budgeting:** County Administrator Steve Rapson stated he had heard “a lot of chatter” with regards to deficit budgeting. He stated that when the county balances the budget it looks at new revenues coming to the county with the operational expenditures that the county has to make sure they are in balance so there is no deficit. He thought that the deficit that some are referring to is the component that is pulled out of one-time fund balance for the Capital Improvement Program to fund the five-year plan. He stated that component is a rolling contribution that is made each year.

**Revised Budget Calendar:** County Administrator Steve Rapson stated that earlier in the meeting the Board had approved a revised budget calendar. He explained the changes to the meeting dates and he pointed out that a Special Called Meeting would be held on June 30, 2016 for adoption of the budget.

**Response to Public Comments:** County Administrator Steve Rapson replied to Mr. Waller’s comments saying he spoke to Mr. Waller for about one hour and gave him the same information that had been provided to the Board. He stated that Chief Marshal Harold Myers would contact Ms. Louder to provide information to her about Code Enforcement. He mentioned that the county’s ordinances are on the website. Mr. Rapson stated that he would turn the issue of roundabouts over to the Transportation Committee and let the committee decide how to handle the question. He replied to Mr. Gardner saying the docks are delayed until a Watershed Management Plan is approved by the Environmental Protection Division.

**(Clerk’s Note:** County Ordinances can be obtained at the following link:

[https://www2.municode.com/library/ga/fayette\\_county/codes/code\\_of\\_ordinances](https://www2.municode.com/library/ga/fayette_county/codes/code_of_ordinances)).

**Direction on the Art Intern Process:** County Administrator Steve Rapson asked the Board for direction on how to handle the art interns. He stated there are applicants but there needs to be direction on how they are interviewed, who interviews them, and how the process works. He clarified that the County had applied and received a grant for an Art Intern and staff needed direction on how to proceed. The Board directed that staff handle the hiring of the interns.

#### **ATTORNEY’S REPORTS:**

**Notification of Executive Session:** County Attorney Dennis Davenport reported that he had two items of Pending Litigation and review of the April 26, 2016 Executive Session Minutes for review in Executive Session.

#### **COMMISSIONERS’ REPORTS:**

##### **Commissioner Ognio:**

**Remembrance of Commissioner Ognio’s Sister:** Commissioner Ognio hoped all the mothers had a Happy Mother’s Day. He stated that this was a tough time of the year for his sister’s daughters and sons because she passed away seven years ago on Sunday. He said he felt bad for them, especially one who had a birthday a week ago. He said she was forty-four years old when she passed and it is a difficult experience to get over.

**Request for a Letter of Approval for a Behavioral Hospital:** Commissioner Ognio stated he received an email from Commissioner Bob Blackburn of Coweta County. He stated that Commissioner Blackburn wanted a letter of approval for a Behavior Hospital in Newnan. He asked why a letter was needed from Fayette County and he asked for staff to look into the request. County Administrator Steve Rapson recommended that the request be provided to Commissioner Brown and to have Commissioner Brown address the request with the McIntosh Trail Community Service Board. The Board consented to Mr. Rapson’s recommendation.

**Zika Virus:** Commissioner Ognio stated that it is important for citizens to discard standing water but not to poison standing water. He stated that water that is poisoned eventually makes its way into the drinking water. He added that dams that are poisoned water could also hurt fish that eat mosquito larva. He asked the citizens to be careful with how they handle the water.

**Commissioner Rousseau:**

Commissioner Rousseau did not provide a report.

**Commissioner Barlow:**

**Response to Mr. Waller's Public Comments:** Commissioner Barlow thanked everyone for coming to the meeting. He commended Mr. Tom Waller for bringing up the Zika virus. He stated that the Board of Health had met earlier in the week where it was reported there are thirteen confirmed cases in Georgia although none are in the immediate area. He stated that some information has been provided by the District 4 Board of Health and posted to the county's website. He stated that Mr. Waller had struck on the very issue that has to be addressed, namely, the removal of all standing water. He said a mosquito has a two-month lifespan so it has two months to infect people with viruses, including Zika.

**Wellness Walk:** Commissioner Barlow stated that the Wellness Walk would take place on Friday, May 13, 2016 at Sandy Creek High School. He said the event would begin between 6:30 and 7:00 p.m. and the walk would be around the stadium. He said the purpose was to raise awareness and funds for the abolishment of cancer.

**Chairman Oddo:**

**Annual Rose Show:** Chairman Oddo stated that the Annual Rose Show was going on this weekend and that it would last both for Saturday and Sunday. He recommended that people may want to attend if they have the opportunity.

**Balancing the Budget:** Chairman Oddo stated that he was a witness to how the County Administrator and the Finance staff worked to bring the budget into balance so that the hiring freeze could be lifted. He looked forward to seeing the final project but was appreciative of all the hard work they put in over the past days.

**Early Voting:** Chairman Oddo stated there is an election going on and voting is currently taking place. He stated that early voting would be available on Saturday, May 14, 2016 and that the last day to vote is Tuesday, May 24, 2016. He asked everyone to get up to speed on the candidates and go vote.

**EXECUTIVE SESSION:**

**Two Items of Pending Litigation and Review of the April 26, 2016 Executive Session Minutes:** Commissioner Ognio moved to enter into Executive Session. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

The Board recessed into Executive Session at 8:59 p.m. and returned to Official Session at 9:25 p.m.

**Return to Official Session and Approval of the Executive Session Affidavit:** Commissioner Ognio moved to return to Official Session and to approve the Executive Session Affidavit. Commissioner Rousseau seconded the motion. The motion passed 4-0 with Commissioner Brown being absent. A copy of the Executive Session Affidavit, identified as "Attachment 14," follows these minutes and is made an official part hereof.

**Approval of the April 26, 2016 Executive Session Minutes:** Commissioner Ognio moved to approve the April 26, 2016 Executive Session Minutes. Commissioner Barlow seconded the motion. The motion passed 4-0 with Commissioner Brown being absent.

**ADJOURNMENT:**

Commissioner Ognio moved to adjourn the May 12, 2016 Board of Commissioners meeting. Commissioners Barlow seconded the motion. The motion passed 5-0.

The May 12, 2016 Board of Commissioners meeting was adjourned at 9:25 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 26<sup>th</sup> day of May 2016. Referenced attachments are available upon request at the County Clerk's Office.

---

Floyd L. Jones, County Clerk