

BOARD OF COUNTY COMMISSIONERS

Eric K. Maxwell, Chairman
Randy Ognio, Vice Chairman
Steve Brown
Charles W. Oddo
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

Steve Rapson, County Administrator
Dennis A. Davenport, County Attorney
Tameca P. White, County Clerk
Marlena Edwards, Deputy County Clerk

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

ACTION AGENDA

August 10, 2017

6:30 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 6:30 p.m.

Call to Order

Chairman Eric Maxwell called the August 10, 2017 Board of Commissioners meeting to order at 6:32 p.m. A quorum of the Board was present.

Invocation and Pledge of Allegiance by Commissioner Charles Rousseau

Eagle Scout Gregory Crook offered the Invocation and led the Board and audience in the Pledge of Allegiance.

Acceptance of Agenda

Commissioner Steve Brown moved to accept the agenda as written. Vice Chairman Randy Ognio seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

1. Recognition of Eagle Scout (Troop #176) Gregory Crook.

Chairman Maxwell, on behalf of the Board of Commissioners, recognized Gregory Crook with a Letter of Recognition. Gregory gave a brief presentation of his Eagle Scout project.

2. Recognition of the AFC Lightning 08 Girls Soccer Team.

Commissioner Brown, on behalf of the Board of Commissioners, recognized the AFC Lightning 08 Girls Soccer Team. Coach Brian Rogers spoke regarding the team and their season. Each team member was presented with a certificate.

PUBLIC HEARING: None.

CONSENT AGENDA:

Vice Chairman Ognio requested to remove item #6 from the Consent Agenda.

Commissioner Brown moved to accept the Consent Agenda, except for item #6 for discussion. Commissioner Charles Oddo seconded. The motion passed 5-0.

3. Acknowledgement of the Equitable Sharing Agreement and Annual Certification as required by the US Department of Justice and the US Department of the Treasury and authorization for the Chairman to sign any related documents.

4. **Approval of the July 27, 2017 Board of Commissioners Meeting Minutes**
5. **Approval of the revision to the Parks and Recreation Policy and Procedures Manual to change the non-resident impact fees to \$25 per sport season beginning with the 2018 Sport Season as presented by the Fayette County Recreation Commission.**
6. **Approval of the July 13, 2017 Board of Commissioners Meeting Minutes. This item was tabled at the July 27, 2017 meeting. (Commissioner Brown's red-lined additions included).**

Vice Chairman Ognio moved to table the July 13, 2017 Board of Commissioners Meeting Minutes until the August 24, 2017 meeting to make the entire item #10 verbatim in the minutes. Discussion followed.

Vice Chairman Ognio moved to table the July 13, 2017 Board of Commissioners Meeting Minutes until the August 24, 2017 meeting to make the entire item #10 verbatim in the minutes and to be completed by the Clerk. Commissioner Oddo seconded. The motion failed 2-3, Chairman Maxwell, Commissioner Brown and Commissioner Rousseau voted in opposition.

Commissioner Brown moved to table the July 13, 2017 Board of Commissioners Meeting Minutes until the August 24, 2017 meeting to make the entire item #10 verbatim in the minutes and to have it subcontracted, not completed with the Clerk's office to tie up all her time. Vice Chairman Ognio seconded. The motion passed 4-1, Commissioner Rousseau voted in opposition.

OLD BUSINESS:

7. **Reconsideration of funding request from Fayette Factor of \$7,000 to off-set annual rent, internet, complex association fees, and utilities' costs.**

Commissioner Oddo recused himself from this discussion because of his working relationship with Fayette FACTOR. Chief Finance Officer Mary Parrott briefed the Board on this item.

Fayette FACTOR Executive Director Becky Smith and the Fayette FACTOR Board Chair Dawn Oparah also provided information to the Board.

Commissioner Rousseau moved to approve the of funding request from Fayette Factor of \$7,000 to off-set annual rent, internet, complex association fees, and utilities' costs to assist for one year not-to-exceed \$7,000 and in addition to have the County Administrator and staff to conduct a review of the non-profit positioning to determine long-term what the Board might consider doing to assist those who fill some gaps where the County does not provide services. Vice Chairman Ognio seconded. Discussion followed.

Commissioner Rousseau amended the motion to approve the of funding request from Fayette Factor of \$7,000 to off-set annual rent, internet, complex association fees, and utilities' costs to assist for one year not-to-exceed and in addition to have the County Administrator and staff to conduct a review of the non-profit positioning to determine long-term what the Board might consider doing to assist those who fill some gaps where the County does not provide services and for the

funds to come from the Fund Balance. Vice Chairman Ognio amended seconded. The motion passed 4-0-1. Commissioner Oddo recused himself.

8. Reconsideration of funding request from Fayette Care Clinic of \$14,000 to off-set annual rent due to decreased grant funding.

Mrs. Parrott briefed the Board regarding this item. Fayette Care Clinic Executive Director Dr. Loida Bonney also briefed the Board.

Fayette Care Clinic Chair Dr. Nimish Dhruva and Dawn Oparah provided information regarding this item.

Commissioner Rousseau moved to approve the funding request from Fayette Care Clinic of \$14,000 to off-set annual rent due to decreased grant funding for one year, not-to-exceed, \$14,000 assist for one year not-to-exceed and in addition to have the County Administrator and staff to conduct a review of the non-profit positioning to determine long-term what the Board might consider doing to assist those who fill some gaps where the County does not provide services and for the funds to come from the Fund Balance. Chairman Maxwell seconded. Discussion followed.

Commissioner Rousseau moved to approve the funding request from Fayette Care Clinic of \$14,000 to off-set annual rent due to decreased grant funding for one year, not-to-exceed, \$14,000 assist for one year not-to-exceed and in addition to have the County Administrator and staff to conduct a review of the non-profit positioning to determine long-term what the Board might consider doing to assist those who fill some gaps where the County does not provide services and for the funds to come from the Fund Balance. Chairman Maxwell seconded. The motion failed 2-3. Vice Chairman Ognio, Commissioner Oddo and Commissioner Brown voted in opposition.

NEW BUSINESS:

9. Consideration of revisions to Policy 404.03 Equal Employment Opportunity.

County Attorney Dennis Davenport briefed the Board regarding this item.

Commissioner Brown moved to approve revisions to Policy 404.03 Equal Employment Opportunity. Vice Chairman Ognio seconded. Discussion followed.

Commissioner Brown moved to approve revisions to Policy 404.03 Equal Employment Opportunity. Vice Chairman Ognio seconded. The motion passed 5-0.

10. Consideration of revisions to Policy 440.03 Harassment.

Commissioner Brown moved to approve revisions to Policy 440.03 Harassment and for staff to receive training regarding the policy. Vice Chairman Ognio seconded. Discussion followed.

Commissioner Brown amended the motion to approve revisions to Policy 440.03 Harassment, for staff to receive training regarding the policy and to correct the typo "crteed" to "creed". Vice Chairman Ognio seconded. The motion passed 5-0.

The Board recessed at 8:25 p.m.

The Board reconvened at 8:37 p.m.

11. Staff update of the various concerns related to the Animal Shelter at the request of Chairman Eric Maxwell.

Commissioner Brown expressed concerns regarding agenda items being presented by him that have a watermark added to the agenda request form. He asked the County Administrator not to add a watermark to his request. Discussion followed. There was no vote taken.

Mr. Rapson gave a PowerPoint presentation regarding this item.

The following made comments:

Mrs. Stewart Barnes, Jennifer Alvarez, Laura Line, Marsha Hendershot, Evelyn McNeil, Mable McCaster, Jennifer Kline, Dunchadn Struad, Cindy Lauer, Barbara Moyle, Ann Law, Lynn Lasher, Abriel Rose, Gloria Wilkins, Susan Griffith, Carroll King Ouzts, Leah Thomson, Karen Scannell, Ray Coley, Barbara, Nancy Turk, Sally Pritchett, Sharon Waples, Victoria Hopkins and Gerald Gillet. Other speakers did not provide name.

Further discussion followed.

There was no vote taken.

12. Reconsideration to allow county staff to continue review and provide feedback on the animal ordinances proposed by Commissioner Brown, Fayette Humane Society and other animal advocacy groups.

Commissioner Brown briefed the Board on this item.

The following made comments:

Marsha Hendershot, Cindy Lauer, Dunchadn Straud, Lori Shamos, Laura Line, Abriel Rose, Susan Griffith, Bobby Rost and Robyn Dunn.

Commissioner Brown moved to reverse the previous vote made on July 13, 2017 that restricted access to the staff and County Attorney related to the animal ordinance revisions and to give the County Attorney the draft and to accept any recommendations and input provided. The motion died for a lack of a second.

PUBLIC COMMENT: None.

ADMINISTRATOR'S REPORTS:

A. Contract #1340-S: Comcast Ethernet Service

Mr. Rapson briefed the Board on this item. No vote was taken.

Mr. Rapson briefed the Board on the following:

Lake Peachtree Spillway
911 Generator
Antioch and Goza Road

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were three items involving threatening litigation, two items involving pending litigation and the review of the Executive Session minutes for July 27, 2017.

COMMISSIONERS' REPORTS:

Commissioner Brown, Vice Chairman Ognio, Commissioner Rousseau and Chairman Maxwell made comments.

EXECUTIVE SESSION:

Three Items of Threatening Litigation, Two Items of Pending Litigation and Review of the July 27, 2017 Executive Session Minutes: Commissioner Brown moved to go into Executive Session. Vice Chairman Ognio seconded. The motion passed 5-0.

The Board recessed into Executive Session at 12:41 a.m. and returned to Official Session at 1:06 a.m.

Return to Official Session and Approval to Sign the Executive Session Affidavit: Vice Chairman Ognio moved to return to Official Session and for the Chairman to sign the Executive Session Affidavit. Commissioner Oddo seconded the motion. The motion passed 5-0.

Approval of the July 13, 2017 Executive Session Minutes: Vice Chairman Ognio moved to approve the July 27, 2017 Executive Session Minutes. Commissioner Oddo seconded. The motion passed 5-0.

ADJOURNMENT:

Vice Chairman Ognio moved to adjourn the August 10, 2017 Board of Commissioners meeting. Commissioner Oddo seconded. The motion passed 5-0.

The August 10, 2017 Board of Commissioners meeting adjourned at 1:07 a.m.

Tameca P. White, County Clerk