

## **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**

September 28, 2017

6:30 p.m.

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Welcome to the meeting of your Fayette County Board of Commissioners. Your participation in County government is appreciated. All regularly scheduled Board meetings are open to the public and are held on the 2<sup>nd</sup> and 4<sup>th</sup> Thursday of each month at 6:30 p.m.

### **Call to Order**

Chairman Eric Maxwell called the September 28, 2017 Board of Commissioners Meeting to order at 6:31 p.m. A quorum of the Board was present.

### **Invocation and Pledge of Allegiance by Commissioner Charles Oddo**

Commissioner Oddo gave the Invocation and led the Board and the audience in the Pledge of Allegiance.

### **Acceptance of Agenda**

Commissioner Brown moved to accept the agenda as presented. Commissioner Ognio seconded. The motion passed 5-0.

### **PROCLAMATION/RECOGNITION:**

### **PUBLIC HEARING:**

### **CONSENT AGENDA:**

Commissioner Brown moved to approve the Consent Agenda as written. Vice Chairman Ognio seconded. The motion passed 5-0.

- 1. Approval of staff's recommendation to declare miscellaneous shop equipment as unserviceable and to sell the assets utilizing the GovDeals internet web site and for all proceeds to be returned to the General Fund.**
- 2. Approval of staff's recommendation to declare 37 county vehicles and 1 Boat & Trailer as unserviceable and to sell the assets utilizing the GovDeals internet web site and for all proceeds to be returned to the Vehicle Replacement fund.**
- 3. Approval of staff's recommendation to adopt a final supplemental budget adjustment for the fiscal year ended June 30, 2017, and authorization to adjust and close completed Capital Improvement Projects within the Capital Improvement Projects program moving those remaining funds to project contingency.**

**4. Approval of the September 14, 2017 Board of Commissioners Meeting Minutes.**

**OLD BUSINESS:**

**5. Approval of staff's request to award Contract #1301-P to the Howell Group Inc. for architectural and engineering services for the design and specifications for Fire Station 4 in the amount of \$179,130.00. This item was tabled at the September 14, 2017 Board of Commissioners meeting.**

Chief David Scarbrough and Ted Burgess briefed Board on follow-up discussion with Howell Group Inc. regarding architectural design and specifications for Fire Station; awarding of which had been tabled at the September 14, 2017 Board of Commissioners meeting.

County Administrator Steve Rapson added to the discussion that the Board received updated vendor analysis; however this did not change or have a bearing on the vendor ratings.

County Administrator Steve Rapson also added that upon discussion with Howell Group Inc. as the recommended vendor Howell Group Inc. was able to lower its best and final price by a total of \$10,000. As well as by means of an addendum between Fayette County and Howell Group Inc. it is made clear we maintain ownership of the contract and CAD documents if Howell Group Inc. is awarded the contract.

Commissioner Rousseau moved to approve to award Contract #1301-P to the Howell Group Inc. for architectural and engineering services for the design and specifications for Fire Station 4 in the amount of \$179,130.00. Commissioner Oddo seconded. The motion passed 5-0.

**NEW BUSINESS:**

**6. Approval of a Firefighter and EMT Training Classes Intergovernmental Agreement with the City of Riverdale for the purpose of providing training and certification for Firefighters and Emergency Medical Technicians as outline in the agreement and for the Chairman to sign said agreement.**

Chief Scarbrough briefed board on the request from the City of Riverdale to provide training and certification for Firefighters and Emergency Medical Technicians, due to the lack of adequate training facilities in the area.

Chairman Maxwell relied his "kudos and congratulation" to Chief Scarbrough and staff for be offered the opportunity to teach another counties Firefighters and Emergency Medical Technicians.

Commissioner Oddo moved to approve to enter into a Firefighter and EMT Training Classes Intergovernmental Agreement with the City of Riverdale for the purpose of providing training and certification for Firefighters and Emergency Medical Technicians as outline in the agreement and for the Chairman to sign said agreement. Commissioner Rousseau seconded. The motion passed 5-0.

**7. Consideration of staff's request to establish an Equestrian Park/Trail and to have staff move forward with discussions with the Board of Education regarding the use of a portion of existing trails located behind Inman Elementary School for establishing the Fayette County Equestrian Park/Trail.**

Anita Godbee presented to the Board the proposal of entering into discussion with Fayette County BOE regarding the establishing of an Equestrian Park/Trail; with prospective plans to use of a portion of existing trails located behind Inman Elementary School.

Commissioner Brown raised several areas of concerns (i.e. capacity issues regarding parking will 10 spots be enough, trail maintenance responsibility, liability, use of trail to Fayette citizens only or not, etc.) and topics to be investigated and analyzed during discussion with Fayette County Board of Education.

Tom Curling made comments regarding the advantages and benefits of introducing an Equestrian Park/Trail to Fayette County.

Rick Minter made comments on the highlights of an Equestrian Park/Trail to the County; and the pride he has in the fact that the prospective land being considered was his grandmother's farm years ago, and he loves the idea of sharing with future generations what he learned as a young man.

Commissioner Rousseau noted he was in theory in support of discussion with Fayette County Board of Education regarding an Equestrian Trail but not necessarily an Equestrian Park. Specifically as it relates to the fiduciary unknowns when it comes to establishing an Equestrian Park. With that in mind, he brought to mind other needs the County and its citizens have; and as a Board the responsibility to priorities these need in a responsible manner.

Commissioner Brown moved to approve to have staff move forward with discussions with the Board of Education regarding the use of a portion of existing trails located behind Inman Elementary School for establishing the Fayette County Equestrian Park/Trail ad to send a letter to Fayette County Board of Education stating that the Board is in favor. Vice Chairman Ognio seconded. The motion passed 4-1 with Commissioner Rousseau in opposition.

**8. Consideration of an Agreement between Fayette County and the U. S. Department of the Interior Geological Survey (USGS) that provides for the required monitoring of water flow, stream monitoring data for quality, and CFS flow monitoring in the amount of \$302,400.00, from October 1, 2017 through September 30, 2018.**

Lee Pope briefed the Board on who the USGS is and what they do and its effect on Fayette County as it pertains to the Water System. During his presentation Mr. Pope highlighted the fact that Fayette County has the option to enter into a 5-year contract with the U. S. Department of the Interior Geological Survey (USGS) which would lock us into a fixed rate and provide a cost savings for the tax-payers of Fayette County.

Commissioner Oddo moved to approve agreement between Fayette County and the U. S. Department of the Interior Geological Survey (USGS) that provides for the required monitoring of water flow, stream monitoring data for quality, and CFS flow monitoring in the amount of \$302,400.00, from October 1, 2017 through September 30, 2018; and to look into the option of a 5-year contract. Commissioner Brown seconded. The motion passed 5-0

**9. Consideration of Task Order Proposal FC-18-02 to Contract #1221-P, Water System Engineer of Record, for CH2M South Fayette Chemical Improvements in the amount of \$198,393.00 and authorization for the County Administrator to sign all required documents.**

Lee Pope briefed Board on upgrades and improvements needed at the South Fayette Water Treatment Facility.

Mike with CH2M discussed the challenges at the South Fayette Water Treatment and highlighted various methods of successfully combating these challenges.

Commissioner Rousseau mentioned the need for continued community outreach and education for the Fayette County citizens regarding the Fayette Water Systems.

Vice Chairman Ognio moved to approve Task Order Proposal FC-18-02 to Contract #1221-P, Water System Engineer of Record, for CH2M South Fayette Chemical Improvements in the amount of \$198,393.00 and authorization for the County Administrator to sign all required documents. Commissioner Brown seconded. The motion passed 5-0.

**10. Consideration of staff's recommendations to award RFQ #1375-A Surry Park Drive Full Depth Reclamation (FDR) to the low bidder Atlanta Paving and Concrete Construction Inc. in the amount of \$127,533.00.**

Steve Hoffman briefed the Board on the reasoning why the Full Depth Reclamation (FDR) is needed, based on the road being deemed a totaled base failure. This is the main road leading into Surry Park, side streets are only being resurfaces.

Chairman Maxwell asked if work would be completed before the winter season began, and Mr. Hoffman confirmed that it would.

Commissioner Brown moved to approve staff's recommendations to award RFQ #1375-A Surry Park Drive Full Depth Reclamation (FDR) to the low bidder Atlanta Paving and Concrete Construction Inc. in the amount of \$127,533.00. Commissioner Rousseau seconded. The motion passed 5-0.

**11. Presentation of the Fayette Humane Society and other animal welfare advocates to consider the need to create a task force for the near term and subsequently, an Advisory Board in the long-term, for the purpose of updating animal ordinances and operational procedures concerning animal welfare for Fayette County.**

Fayette Humane Society and other animal welfare advocates offered a presentation to the Board highlighting the Animal Control facility, management, staff, volunteers, citizens/tax-payers, rescuers, Animal Control ordinances, and policies.

The presentation discussed background history of the Animal Shelter, the need to combining resources between the County and out-side agencies/citizens, the need for updating ordinances as it relates to the Animal Shelter, the desire for a Task Force (to develop a comprehensive plan) and an Advisory Board (to guide the future growth ad direction of the FCAC)

The following members of the public made comments: Laura Line, Emily Rose, Karen Snell, Jeanie Elmore, Jennifer Alvarez, Lori Shamos, Sherri Marcecello

Commissioner Brown moved to allow county staff to work with citizens on animal welfare related issues including but not limited to ordinance revisions. Commissioner Rousseau seconded. The motion failed 2-3 with Chairman Maxwell, Vice-Chairman Ognio, and Commissioner Oddo voting in opposition.

Commissioner Brown motioned to approve the development and implementation of an animal welfare task force to work on a comprehensive plan that would include processes and procedures related to animal welfare concerns.

Commissioner Rousseau seconded. The motion failed 2-3 with Chairman Maxwell, Vice-Chairman Ognio, and Commissioner Oddo voting in opposition.

Commissioner Brown motioned to obtain approval for an animal welfare advisory board (post-task force) that would assist with the establishment of metrics, benchmarks, and best practices. Commissioner Rousseau seconded. The motion failed 2-3 with Chairman Maxwell, Vice-Chairman Ognio, and Commissioner Oddo voting in opposition.

Commissioner Brown expressed his dismay regarding the reason as to why there are several other "advisory boards" to include Transportation Committee, Library Board, Planning Committee, etc.

### **PUBLIC COMMENT:**

The following citizens made public comments: Denise Ognio, Suzanne Wait, Lynn Lasher, Stephanie Cohran, Jennifer Kline, JJ Klaus, and Dale Klaus.

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

Mr. Rapson advised the audience that he will work on increasing the frequency of the Animal Shelter meeting and in the way we make topic selection.

Mr. Rapson wanted to address the letter to the editor in the Newspaper article which stated the Peachtree City WASA was receiving the approximately \$130,000, which is incorrect. The WASA component only for \$3,015 of which a letter was sent to have that fee waived. Additionally the article mentioned the Animal Shelter sewer system, but in fact there are two systems there and both are failing which is why there was an emergency recommendation to have the system upgraded. Lastly the article noted the adoption fee is increasing, but only for those animals not already fixed. The goal is to have any animal leaving the animal shelter spayed and/or neutered this will in fact be cheaper than having a person/family have the service performed on their own and having the risk of it not being done.

Mr. Rapson will be providing a notice to proceed to the company performing the Animal Shelter renovations as they had been put on hold.

Mr. Rapson needs a selection Committee for a position expiring December 31, 2017 on the Board of Public Health Board. Commissioner Rousseau motioned to select Vice Chairman Ognio and Commissioner Oddo. Commissioner Brown seconded. The motion passed 5-0.

Mr. Rapson needs a selection committee for a position expiring December 31, 2017 on Zoning Board of Appeals (ZBA) Commissioner Brown motioned to select Chairman Maxwell and Commissioner Oddo. Commissioner Rousseau seconded. The motion passed 5-0.

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

**Notice of Executive Session:** County Attorney Dennis Davenport stated that there were four items for Executive session: one threatening litigation, one pending litigation, one real estate acquisition, and for review of the Executive Session minutes for September 14, 2017.

**COMMISSIONERS' REPORTS:**

Commissioner's Rousseau, Oddo, Brown, and Ognio made comments

**EXECUTIVE SESSION:**

**One Items of Real Estate Acquisition, One Item of Pending Litigation, One Item of Threatening Litigation and Review of the September 14, 2017 Executive Session Minutes:** Commissioner Brown moved to go into Executive Session. Commissioner Rousseau seconded. The motion passed 5-0.

The Board recessed into Executive Session at 11:20 p.m. and returned to Official Session at 11:35 p.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 Brown seconded the motion. The motion passed 5-0.

Attorney Davenport advised Board of a settlement agreement between the County and Richard Andrews on a workers' compensation claim.

Vice Chairman Ognio moved to sign off on the Settlement Agreement for Richard Andrews. Commissioner Brown seconded. The motion passed 5-0.

**Approval of the September 14, 2017 Executive Session Minutes:** Vice Chairman Ognio moved to approve the March 9, 2017 Executive Session Minutes. Commissioner Oddo seconded the motion. The motion passed 4-0-1 with Commissioner Brown absent.

Commissioner Rousseau revisited his thoughts to add to the Oct 26, 2017 BOC meeting scope of work for privatizing the services of the Animal Shelter.

**ADJOURNMENT:**

Commissioner Rousseau moved to adjourn the September 28, 2017 Board of Commissioners meeting. Commissioner Brown seconded the motion. The motion passed 5-0.

The September 28, 2017 Board of Commissioners meeting adjourned at 11:38 p.m.