

BOARD OF COUNTY COMMISSIONERS

Eric K. Maxwell
Randy Ognio
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

January 11, 2018
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

County Attorney Dennis A. Davenport called the January 11, 2018 meeting to order at 6:35 p.m. A quorum of the board was present.

ORGANIZATIONAL SESSION:

1. **Election of Board Chairman for the year 2018.**

Mr. Davenport opened the floor for nominations for Chairman of the Board of Commissioners.

Commissioner Steve Brown nominated Commissioner Eric Maxwell. Vice-Chairman Ognio seconded.

Commissioner Oddo moved to close the nominations for Chairman. No discussion followed. The motion passed 5-0.

2. **Election of Board Vice-Chairman for the year 2018.**

Commissioner Oddo nominated Commissioner Ognio. Commissioner Brown seconded.

Commissioner Oddo moved to close the nominations for Vice-Chairman. No discussion followed. The motion passed 5-0.

3. **Invocation and Pledge of Allegiance**

Commissioner Steve Brown offered the Invocation and led the audience and Board in the Pledge of Allegiance.

4. **Acceptance of Agenda**

Vice-Chairman Ognio moved to approve the agenda, with the exception of moving the discussion of item # 19 before item #12. Commissioner Brown seconded. The motion passed 4-1 with Commissioner Rousseau in opposition.

PROCLAMATION/RECOGNITION:

5. Proclamation to proclaim January 11, 2018 as "Rose Marie Harper Day" in Fayette County.

Chairman Maxwell, on behalf of the Board of Commissioners, recognized Rose Marie Harper with a Proclamation. Mrs. Harper gave a brief speech.

6. Proclamation honoring Martin Luther King, Jr. Day.

Commissioner Rousseau, on behalf of the Board of Commissioners, recognized January 15, 2018 as Martin Luther King, Jr. Day with a Proclamation.

7. Recognition of the Fayette County 5th Annual Merry Door Decorating Contest winners.

County Administrator Steve Rapson recognized 1st, 2nd, and 3rd place winners for the County 5th Annual Merry Door Decorating Contest.

Planning and Zoning Director Pete Frisina accepted the 2nd place award for the for Planning and Zoning Office Library Director Christine Snell along with Public Services Librarian Gloria Thomas accepted the 1st place award for the Fayette County Library.

PUBLIC HEARING:None.

CONSENT AGENDA:

Commissioner Oddo moved to accept the Consent Agenda. Vice-Chairman Ognio seconded. The motion passed 5-0.

- 8. Approval of authorization to sign checks combining any of the following two signatures for transactions at or above \$5,000.00: Chairman, Vice-Chairman, County Administrator.**
- 9. Approval of authorization to sign checks for transactions in the amount of \$4,999.99 or less: Chairman, Vice-Chairman, County Administrator.**
- 10. Approval of the Chairman, Vice-Chairman, and the County Administrator to execute contracts, resolutions, agreements, or other documents approved by and on behalf of the Board of Commissioners.**
- 11. Approval of the December 14, 2017 Board of Commissioners Meeting Minutes.**

Item #19 was moved to be discussed before item #12.

OLD BUSINESS:

- 12. Consideration of Commissioner Randy Ognio's request to approve the April 25, 2017 Board of Commissioner minutes with a revision to the statement made by Attorney John Sparks on page 11 of the minutes.**

Commissioner Ognio noted that in reviewing the April 25, 2017 Board of Commissioner Meeting, after receiving phone calls in reference to what was cited in the minutes; a correction needed to be made. Attorney John Sparks was not appointed by the Board, but was paid for by the County and the minutes should be changed to reflect that language.

Commissioner Brown moved to approve the April 25, 2017 Board of Commissioner minutes with a revision to the statement made by Attorney John Sparks on page 11 of the minutes. Commissioner Rousseau seconded. Motion passed 4-0-1. Chairman Maxwell recused himself from discussion.

NEW BUSINESS:

13. Consideration of staff's recommendation to amend an Intergovernmental Agreement (IGA) between the City of Fayetteville and Fayette County for use of county owned property.

County Administrator Steve Rapson outlined that this approval would clarify the language outlined in the original Intergovernmental Agreement (IGA) between the City of Fayetteville and Fayette County for use of county owned property and incorporate non-city related events which occurs from time-to-time, and the biggest change is the desire to sale distilled spirits along with malt beverages and wine which they already sale.

Brian Wismer outlined how the scheduling process currently works between the City of Fayetteville and Fayette County for use of county owned property.

Commissioner Brown motioned to approve recommendation to amend an Intergovernmental Agreement (IGA) between the City of Fayetteville and Fayette County for use of county owned property, but in section 3 under stipulations that we add language for the timeframe on "City" and "Non-City" Events, and change administrator to Board of Commissioners or their designee. Commissioner Rousseau seconded. Motion passed 5-0.

Commissioner Oddo motioned to remove distilled spirits from the Intergovernmental Agreement (IGA). Commissioner Rousseau. Motion passed 5-0.

14. Consideration of Resolution 2018-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs.

Chairman Maxwell motioned to approved Resolution 2018-01: Resolution of the Fayette County Commissioners Pledge to Citizens and County Staff on Core Values and Beliefs. Vice-Chairman Ognio seconded. Motion passed 5-0.

15. Consideration of an appointment to the McIntosh Trail Community Service Board.

Commissioner Brown motioned to send out Letter of Notification to all qualified candidates of the open position to serve on McIntosh Trail Community Service Board. Chairman Maxwell seconded. Motion passed 5-0.

Vice-Chairman Ognio commented that it would be time efficient to appoint a selection committee now, if we receive a pool of candidate to help streamline the process.

Commissioner Brown motion that himself and Commissioner Rousseau serve on the selection committee. Vice-Chairman Ognio seconded. Motion passed 5-0.

16. Consideration of Resolution 2018-02 establishing Qualifying Fees for the 2018 elections in Fayette County.

Commissioner Brown moved to approve Resolution 2018-02 establishing Qualifying Fees for the 2018 elections in Fayette County. Commissioner Rousseau seconded. Motion passed 5-0.

17. Consideration of staff's recommendation to demolish the old Department of Driver Services (DDS) building at 278 McElroy Road for the new location of Fire Station #4 approved in the FY2017 SPLOST.

Commissioner Rousseau moved to approve recommendation to demolish the old Department of Driver Services (DDS) building at 278 McElroy Road for the new location of Fire Station #4 approved in the FY2017 SPLOST. Commissioner Oddo seconded. Motion passed 5-0.

Commissioner Brown offered an amendment that include an auxiliary sewer package plan be added. Commissioner Rousseau amended his motion to include an auxiliary sewer package plan. Commissioner Oddo amended his second. Motion passed. 5-0

Commissioner Brown moved to use \$50,000 from the General Fund to facilitate the demolition. Commissioner Rousseau seconded. Motion approved 5-0.

18. Consideration of the proposed Memorandum of Agreement (MOA) with the Georgia Department of Transportation for replacement of the Coastline Road bridge over the CSX railroad (GDOT PI 0015647) and approval to allocate \$83,500 from the 2004 Transportation SPLOST, Project No. B-1.

Commissioner Oddo moved to approve Memorandum of Agreement (MOA) with the Georgia Department of Transportation for replacement of the Coastline Road bridge over the CSX railroad (GDOT PI 0015647) and approval to allocate \$83,500 from the 2004 Transportation SPLOST, Project No. B-1. Vice-Chairman Ognio seconded. Motion passed 5-0.

19. Consideration of Resolution 2018-03 to adopt the text of House Resolution (HR) 514 of the 114th Congress of the United States to take any necessary action to protect religious freedom in Georgia and to request that the General Assembly also adopt said text.

Vice Chairman Ognio briefed the Board on Resolution 2018-03, which is in support of Senate Bill 233 being introduced by Senator Marty Harbin. Vice-Chairman introduced Senator Harbin to make a presentation.

Senator Marty Harbin presented to the Board a presentation outlining Senate Bill 233; and the proposed RFRA (Religious Freedom Restoration Act). Senator Harbin highlighted how Senate Bill 233 works in cooperation of the First Amendment.

The following citizens made public comments: Kimberly Her, Rep. Derrick Jackson, Carol Gillespie, Debra Bazemore, Marsha Hendershot, Bonnie Williamson, Carol Carver, Terry Williamson, Jane Galloway, Darryl Anderson, Randy Hough, Harry Bolton; Leonard Presberg, Peter Lewin, Charles Bennett, Jane Owens, Julie Wilson, Jennifer Mouath, Ann Knowles, and Frank Gardner.

Vice Chairman Ognio moved to approve Resolution 2018-03 to adopt the text of House Resolution (HR) 514 of the 114th Congress of the United States to take any necessary action to protect religious freedom in Georgia and to request that the General Assembly also adopt said text. Commissioner Oddo seconded. Motion passed 4-1 with Commissioner Rousseau in opposition.

20. **Consideration of Resolution 2018-04; requesting the passage of House Resolution (HR) 158 (Sponsored by Rep. Jay Powell, R-Camilla), a measure allowing the Georgia General Assembly to dedicate fee collections for specific programs.**

Nick Kilburg made comments

Commissioner Brown moved to approve Resolution 2018-04; requesting the passage of House Resolution (HR) 158 (Sponsored by Rep. Jay Powell, R-Camilla), a measure allowing the Georgia General Assembly to dedicate fee collections for specific programs, with the addition to provide footnote. Commissioner Oddo seconded. Motion passed 5-0.

PUBLIC COMMENT:

Frank Gardner made public comments.

ADMINISTRATOR'S REPORTS:

Legislative Package: County Administrator Steve Rapson asked for Board direction on finalizing items for the Legislative Package.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated that there were three items of Real Estate Acquisition and for the review of the Executive Session minutes for December 14, 2017.

COMMISSIONERS' REPORTS:

Chairman Maxwell, Vice-Chairman Ognio, Commissioner Oddo, and Commissioner Brown made comments.

EXECUTIVE SESSION:

Two Items of Real Estate Acquisitions and Review of the December 14, 2017 Executive Session Minutes: Commissioner Oddo moved to go into Executive Session. Vice Chairman Ognio seconded. The motion passed 5-0.

The Board recessed into Executive Session at 10:37 p.m. and returned to Official Session at 11:25 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.

Approval of the December 14, 2017 Executive Session Minutes: Vice Chairman Ognio moved to approve the December 14, 2017 Executive Session Minutes. Commissioner Brown seconded the motion. The motion passed 5-0.

ADJOURNMENT:

Commissioner Brown moved to adjourn the January 11, 2018 Board of Commissioners meeting. Vice Chairman Ognio seconded the motion. The motion passed 5-1.

The January 11, 2018 Board of Commissioners meeting adjourned at 11:16 p.m.

Marlena M. Edwards, County Clerk