

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

AGENDA

September 13, 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

Invocation and Pledge of Allegiance by Chairman Eric Maxwell

Acceptance of Agenda

PROCLAMATION/RECOGNITION:

1. Recognition of the staff and volunteers that assist with the organization of the Water Guardians program. (pg. 4)

PUBLIC HEARING:

CONSENT AGENDA:

2. Approval of staff's recommendation to include "Addendum 5-Blessing of Animals" as an added event to the Intergovernmental Agreement between the City of Fayetteville and Fayette County for use of county owned property. (pgs. 5-15)
3. Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey for the enforcement of similar Soil Erosion, Sedimentation and Pollution Control Ordinances. (pgs. 16-22)
4. Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey allowing Fayette County to act on behalf of the Town of Woolsey to maintain compliance with the Metropolitan North Georgia Watershed Planning District Water Management Plan. (pgs. 23-30)
5. Approval of staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2018, and authorization to adjust and close capital projects and move remaining funds to project contingency. (pgs. 31-41)
6. Approval of staff's recommendation to award Contract # 1440-P for Debris Clearing, Removal, and Disposal Services to Ceres Environmental Services, Inc. (pgs. 42-46)
7. Approval of staff's recommendation to award Contract #1441-P for Debris Monitoring Services to Thompson Consulting Services, LLC. (pgs. 47-52)

8. Approval of staff's recommendation to award RFP #1504-P, Public Works Engineer of Record to Pond & Company for a nine-month contract (approximate) expiring on June 30, 2019 and with provisions for two 12-month extensions. (pgs. 53-59)
9. Approval of Election's request to enter into an Intergovernmental Agreement with the City of Fayetteville allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement. (pgs. 60-64)
10. Approval of Election's request to enter into an Intergovernmental Agreement with the City of Peachtree City allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement. (pgs. 65-69)
11. Approval of the August 23, 2018 Board of Commissioners Meeting Minutes. (pgs. 70-95)

OLD BUSINESS:

12. Consideration of a request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system. (pgs. 96-100)

NEW BUSINESS:

13. Overview from the Board of Elections of the integrity and security of Fayette County Elections. (pgs. 101-113)
14. Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint Frank Destadio to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2019. (pgs.114-142)
15. Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint William "Bill" Holland to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2021. (pgs. 143-171)
16. Consideration of the approval to use \$49,000 of residual funding from the Library Roof Replacement (Project 186AK) and \$46,000 of General Contingency Funds to install a new chiller at the Fayette County Library. (pgs. 172-173)
17. Consideration of the approval of the revised Division 2. Rules of Procedure provided in the county ordinance. (pgs. 174-198)
18. Discussion of disclosure of possible conflict of interest from the County Attorney in a matter involving Fayette County and the Town of Tyrone, both clients of McNally, Fox, Grant & Davenport, P.C. (pgs. 199-201)

PUBLIC COMMENT:

ADMINISTRATOR'S REPORTS:

ATTORNEY'S REPORTS:

COMMISSIONERS' REPORTS:

EXECUTIVE SESSION:

ADJOURNMENT:

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Recognition of the staff and volunteers that assist with the organization of the Water Guardians program.

Background/History/Details:

Commissioner Steve Brown begin the Water Guardians program in 2016 to offer citizens a chance to give back to the community and to protect the drinking water. The Saturday trash pick up events gathered local residents who have access to kayaks and canoes to assist with cleaning Fayette water reservoirs. In 2017, the Water Guardian program received recognition from the Flint Riverkeeper. Flint Riverkeeper was established in 2008 to address the various issues that are threatening the Flint River and its tributaries in the face of unprecedented growth in Atlanta and outlying areas. The Fayette County Water Guardians were recognized for efforts to restore and preserve the water quality and flow of the Flint River from our reservoirs.

Commissioner Brown would like to recognize the years of hard work and assistance offered by the staff and volunteers and keeping our water reservoirs clean.

What action are you seeking from the Board of Commissioners?

Recognition of the staff and volunteers that assist with the organization of the Water Guardians program.

If this item requires funding, please describe:

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:

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to include "Addendum 5-Blessing of Animals" as an added event to the Intergovernmental Agreement between the City of Fayetteville and Fayette County for use of county owned property.

Background/History/Details:

At the January 11, 2018 Board of Commissioners meeting, the Board approved the Intergovernmental Agreement between the City of Fayetteville and Fayette County for use of county owned property with instructions to bring back to the Board any addenda for any additional non-city events held on county property.

"Addendum 5- Blessing of the Animals" is provided as backup.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to include "Addendum 5-Blessing of Animals" as an added event to the Intergovernmental Agreement between the City of Fayetteville and Fayette County for use of county owned property.

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:



REQUEST FOR USE OF COUNTY-OWNED GROUNDS AND BUILDINGS

Request Submitted By: Fayetteville First United Methodist Church

Address/City/State/Zip: 175 E. Lanier Avenue

Applicant's Name: John F. Barnes

Date Request Received

Phone Number:

Alternative Phone Number:

Request For: Use of Grounds

Location Requested: Historic County Courthouse

From Date: 10-07-2018

To Date: 10-07-2018

This Request is from a: Not-for-Profit Organization

Has Proof of IRS Not-for-Profit Status Been Provided? Yes

Description:

From 4:00-5:00 on Sunday, October 7, we would like to host a Blessing of the Animals on the east side of the square. We would have a short ceremony and then bless the animals. We will advertise this to the community and invite other churches and individuals to participate. All kinds of animals are welcome, but I imagine only small domestic pets will be brought.

Animals will be brought on leashes, in cages, and in arms of owners and be blessed.
Jack Dettmering Rd will not need to be blocked.
There will be no inflatables but we may provide bottled water.
We will have a pooper scooper or plastic bags for dog poop.
We would like to put up a sign on the square for this event.

The Applicant has read the County's policy regarding the use of Public Property, agrees to abide by said policy, and to be held responsible for violation of the policy. Yes

Applicant's Signature:

COUNTY STAFF USE ONLY

Does this request meet the terms and conditions of the County's established policy for use of county-owned grounds and buildings?

This Request Has Been:

By:

Date:

Signature:

Notes

To County 8-14-2018

CITY OF FAYETTEVILLE

COUNTY OF FAYETTE

USE OF COUNTY-OWNED PROPERTY AGREEMENT

THIS AGREEMENT made and entered into this 11th day of January, 2018 by and between the CITY OF FAYETTEVILLE, a municipality duly incorporated in the State of Georgia, acting by and through its duly elected Mayor and Council, hereinafter referred to as the “City,” and FAYETTE COUNTY, a political subdivision in the State of Georgia, acting by and through its duly elected Board of Commissioners, hereinafter referred to as the “County,” for the use of certain County-owned properties (the “Agreement”).

WITNESSETH:

WHEREAS, the City holds events on certain County-owned properties, specifically these properties are the Old Courthouse and Square (200 Courthouse Square) and the Fayette County Administrative Complex and grounds including Heritage Park (140 Stonewall Avenue West); and

WHEREAS, the City and the County desire by this writing to set forth the terms of their agreement for the City use of aforementioned County-owned properties;

NOW, THEREFORE, for an in consideration of the mutual premises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by both parties, both parties agree as follows:

Section 1. Legal Authority

1.1 This Agreement shall constitute a binding, legal contract between the parties hereto, in accordance with the authority granted by Article IX, Section III, Paragraph I of the 1983 Constitution of the State of Georgia. Each of the parties herein covenants that it has the requisite legal authority to provide the services, perform the functions, and otherwise do all things necessary, convenient, and expedient to carry out the obligations and responsibilities herein set forth, either expressly or by reasonable implication.

Section 2. Consent of the County

2.1 The County hereby consents to allow the City to hold and coordinate events, and also to coordinate and collect “use of grounds” fees for non-City events, on the aforementioned County-owned properties through this Agreement in return for the City meeting all stipulations set forth in this Agreement. The County has the right of first refusal on any planned events or activities of any kind.

Section 3. Stipulations

3.1 All applications require up to six (6) weeks-notice prior to any City event being held. The City shall notify and get written approval from the County Administrator or his/her designee of any City event not included in this Agreement (See Attachment A). Notice of event dates reflected in Attachment A will be provided at the beginning of each calendar year for scheduling purposes to the County Administrator or his/her designee. All applications for non-City events shall be subject to final review and written approval by the Board of Commissioners or their designee, and shall be considered non-binding until such approval is received.

3.2 The City shall provide security for any event via the Fayetteville Police Department and ensure coordination on such events with the County Marshal's Department.

3.3 The City shall submit a certificate of insurance for all non-City sponsored events to the County Administrator or his/her designee no later than two (2) weeks prior to the event. The County shall be listed with respect to general liability in the amount of \$1,000,000.

3.4 The City shall provide for trash collection and disposal at the event and shall remove all trash and litter from the County-owned properties after the event.

3.5 The City shall reimburse the County on an event basis for bathroom supplies (i.e., toilet paper, soap, paper towels, etc.) used in bathrooms of the Fayette County Administrative Complex based upon the cost reimbursement (See Attachment B). Payments shall be made to the County on a bi-annual basis.

3.6 The City shall not allow for the anchoring of tents and shade tarps that require driving stakes into County property. Tents, tarps and other items used for weekend events shall not block vehicular drive paths at the Stonewall Complex on weekdays. Items used for weekend events shall not be placed in such areas until after 5 p.m. on Friday and shall be removed no later than 10 a.m. on Monday.

3.7 The City shall not allow anchoring tents or shade tarps by tying said items to trees, shrubs, or light poles in or around the aforementioned properties.

3.8 The City shall consult with the County Administrator or his/her designee for any large structures, including large tent covers or stages that are to be located at the aforementioned properties.

3.9 The City shall notify the County of any special needs for electrical power, above and beyond what is currently provided, for the County's review.

3.10 The County shall allow the sale and consumption of malt beverages and wine at events on the aforementioned County-owned properties under the following stipulations:

- a. The event shall be a City sponsored event;
- b. The City shall issue the local event permit for the sale of malt beverages and wine, and ensure the vendor meets all applicable laws and regulations of the State of Georgia and the City of Fayetteville; and
- c. The City will ensure that police security is present as needed per event.

3.11 The City shall pay the County an amount equal to twenty-five (25)% of any “use of grounds” fees collected for any non-City events on County property. Payments shall be made to Fayette County no later than thirty (30) days after any such event.

3.12 The City shall consult with the County Administrator or his/her designee regarding the placement of signs at the Historic County Courthouse grounds.

Section 4. Indemnification.

4.1 To the extent allowed by law, the City shall indemnify the County against any losses, damages, judgments, interest, settlements, fines, court costs and other reasonable costs and expenses, including attorney fees, and any other liabilities incurred by, imposed upon, or suffered by the County in connection with or resulting from any claim, action, suit, or proceeding arising out of or in conjunction with the performance by the City of its duties and responsibilities under this Agreement.

Section 5. Term of Contract.

5.1 This Agreement shall begin on the Effective Date as set forth on the Agreement page of the contract, and continue through June 30, 2019. Thereafter, this Agreement may be renewed by the County for one-year renewal terms (each a “Renewal Term” and together with the Initial Term, the “Term”), which renewal will be by letter or other written correspondence from the County to the City sixty (60) days prior to expiration of the Initial Term or the then-current Renewal Term. If the County fails to provide notice of renewal, this Agreement will terminate at the end of the Initial Term or the then-current Renewal Term. This Agreement is subject to the multi-year contractual provisions of O.C.G.A. 36-60-13(a).

Section 6. Miscellaneous.

6.1 This Agreement shall constitute the entire agreement of the parties. No representations not contained herein have been relied upon or shall be binding upon either of the parties hereto. This Agreement may not be modified except by written agreement signed by both parties.

IN WITNESSS WHEREOF, the City and the County have caused this Agreement to be executed in their respective corporate names and their respective corporate seals to be hereunto affixed and attested by their duly authorized officers, all as of the date first above written.

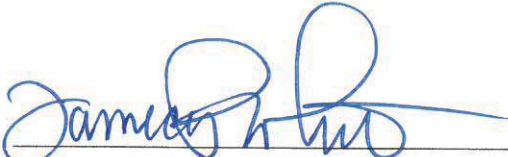


(SEAL)

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY, GEORGIA

By: 
ERIC K. MAXWELL, Chairman


ATTEST:


Tameca P. White, County Clerk



(SEAL)

MAYOR AND COUNCIL FOR
THE CITY OF FAYETTEVILLE

By: 
EDWARD JOHNSON, Mayor

ATTEST:


Anne Barksdale, City Clerk

Attachment A

CITY OF FAYETTEVILLE

COUNTY OF FAYETTE

AUTHORIZED FAYETTEVILLE MAIN STREET EVENTS

1. Fine Art Show on the Old Courthouse Lawn
2. Taste of Fayette
3. Chili Fest
4. Pumpkin Festival / Trick or Treat on Main Street
5. Downtown Christmas Parade / Tree Lighting
6. Lunch on the Lawn / Dinner on the Lawn
7. Fayette Market Days
8. Movie nights

Attachment B

CITY OF FAYETTEVILLE

COUNTY OF FAYETTE

STONEWALL INVENTORY COST REIMBURSEMENT

Women's Restroom:

1. Rolls toilet tissue - \$3.40
2. Multi fold packs paper towels - \$ 1.35
3. Hard roll paper towels \$3.00
4. Bag in box soap - \$3.35

Men's Restroom:

1. Rolls toilet tissue - \$3.40
 2. Multi fold packs paper towels - \$1.35
 3. Hard roll paper towels \$3.00
 4. Bag box soap - \$3.35
-

Addendum 1

CITY OF FAYETTEVILLE

COUNTY OF FAYETTE

ADDED FAYETTEVILLE MAIN STREET EVENTS

1. Fayetteville First United Methodist Church-Easter Palooza
2. Fayetteville First United Methodist Church-Sunrise Service
3. Beer Fest-Suds on the Square
4. Fayette Master Gardner Association
5. Fayette Love Your Pet Event

Approved March 22, 2018

Addendum 2

CITY OF FAYETTEVILLE
COUNTY OF FAYETTE

ADDED FAYETTEVILLE MAIN STREET EVENTS

1. Annual Back to School Expo

Approved April 24, 2018

Addendum 3

**CITY OF FAYETTEVILLE
COUNTY OF FAYETTE**

ADDED FAYETTEVILLE MAIN STREET EVENTS

1. James Waldrop Chapter Daughter of the American Revolution Commemorates July 4th

Approved May 24, 2018

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey for the enforcement of similar Soil Erosion, Sedimentation and Pollution Control Ordinances.

Background/History/Details:

Fayette County and the Town of Woolsey are required by state law to adopt and enforce the Chapter 7 of Title 12 of the Official Code of Georgia annotated that cites requirements for the control of soil erosion, sedimentation and pollution for protection of watersheds. Fayette County implements Development Regulation Article IX Soil Erosion, Sedimentation and Pollution Control Ordinance. The Town of Woolsey has adopted a substantially similar ordinance.

A cooperative utilization of existing resources for the administration and enforcement of Chapter 7 of Title 12 of the Official Code of Georgia is a cost effective means of serving each jurisdictions respective constituents without placing an appreciable burden on the County.

This agreement in its entirety is attached as backup.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey for the enforcement of similar Soil Erosion, Sedimentation and Pollution Control Ordinances.

If this item requires funding, please describe:

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:

COUNTY OF FAYETTE

STATE OF GEORGIA

**AGREEMENT FOR THE ENFORCEMENT OF THE
SOIL EROSION, SEDIMENTATION AND POLLUTION CONTROL ORDINANCE**

THIS AGREEMENT is made and entered into this _____ day of _____, 2018, by and between FAYETTE COUNTY, GEORGIA, a political subdivision of the State of Georgia, acting by and through its Board of Commissioners, hereinafter referred to as the “County,” and the TOWN OF WOOLSEY, a municipal corporation of the State of Georgia, acting by and through its Mayor and Council, hereinafter referred to as the “Town,” the County and the Town sometimes collectively referred to as the “Parties” and sometimes individually referred to as “Party,” for the purpose of the Town contracting with the County for the County to enforce the Town’s Soil Erosion, Sedimentation and Pollution Control Ordinance.

WITNESSETH:

WHEREAS, the County and the Town share an obligation to protect their common watersheds from damaging effects of soil erosion, sedimentation and pollution; and

WHEREAS, the Fayette County Soil Erosion, Sedimentation and Pollution Control Ordinance, hereinafter referred to as the “County Ordinance,” enables the County to fulfill its obligation to protect its watersheds by enforcing the County Ordinance; and

WHEREAS, the Town has adopted an ordinance entitled, “Town of Woolsey Soil Erosion, Sedimentation and Pollution Control Ordinance,” hereinafter the “Town Ordinance,” with said Town Ordinance being substantially the same as the County Ordinance, which enables the Town to fulfill its obligation to protect its watersheds; and

WHEREAS, the Town lacks the necessary infrastructure and resources to implement the enforcement of the Town Ordinance; and

WHEREAS, the County has infrastructure and resources in place which, without an appreciable burden to the County, would allow the County to accommodate the Town's infrastructure needs within the County's normal schedule of fees and charges for like services, to the common benefit of the Town's residents and the County's residents, both within and outside the Town; and

WHEREAS, the County and the Town have authority to enter into this Agreement pursuant to the powers vested in each party by the Constitution of the State of Georgia, including, but not limited to, Article 9, Section 3, Paragraph 1.

NOW, THEREFORE, for and in consideration of the mutual premises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the Parties, the County and the Town hereby agree as follows:

1.

The Parties deem a cooperative utilization of existing infrastructure and resources for the administration and enforcement of their respective above-identified ordinances to be a cost-effective means of serving the general health, safety and welfare of their respective constituents residing in the County and the Town, and hereby contract to that end.

2.

The County shall provide for the Town, consistent with the level of service provided by the County throughout the unincorporated area of the County, all services required by or related to the implementation, administration, enforcement, oversight and supervision of compliance with provisions of the Town Ordinance as currently effective and hereafter amended, relating to

the requirements of Chapter 7 of Title 12 of the Official Code of Georgia Annotated, respecting control of the soil erosion, sedimentation and pollution.

3.

The Town agrees and transfers to the County its rights to bill and collect fees and charges for the County's services at the rates set by the County's usual schedule of fees and charges, as such schedule now exists, or as it may be hereafter amended, throughout the term of this Agreement, for and on behalf of the Town. To that end, the Town will immediately adopt an ordinance or resolution setting its fees and charges for the aforementioned services to an amount equal to the amount currently existing on the County's schedule of fees and charges. The Town also agrees that, whenever the County changes its schedule of fees and charges for these services, the Town shall adopt an ordinance or resolution setting its fees and charges to the new amount equal to the amount being charged by the County.

4.

The County has been provided a copy of the Town Ordinance currently effective, and the Town will furnish the County copies of all amendments thereto during the term of this Agreement. The County agrees that the Town Ordinance is substantially the same as the County Ordinance. The Town requests, and the Parties agree, that actions taken by the County within the Town's limits shall be taken on the Town's behalf by agents, officers, and employees of the County, with like effect as if such persons were the agents, officers, and employees of the Town, except those actions under the Town Ordinance which are specifically required to be taken by the Town's governing authority. The Parties agree that when the agents, officers, and/or employees of the County are acting on behalf of the Town in the administration and enforcement of the Town Ordinance, the agents, officers, and/or employees of the County remain the agents,

officers, and/or employees of the County and are in no way to be considered agents, officers, and/or employees of the Town except for the limited purposes in this Agreement.

5.

All enforcement measures under the Town Ordinance will require that the agents, officers, and/or employees of the County have the authority to enforce the Town Ordinance. Upon the execution of the Agreement, the Town agrees to swear in all those agents, officers, and employees of the County prior to any enforcement action being taken. The authority for the agents, officers, and employees of the County to enforce the Town Ordinance shall be duly conveyed by the Town at an open and public meeting, and the Code of Ordinances for the Town of Woolsey shall so reflect the agents, officers, and employees of the County who are authorized to enforce the Town Ordinance.

6.

The Town shall be added to the County liability insurance policy and agrees to pay for any additional premiums charged as a result of this coverage. Such policy of insurance shall cover the County, including its officers, agents, and employees, for any loss or damage arising out of the commission or omission of any act pursuant to this Agreement. The Town shall further indemnify the County against any and all claims, actions, damages, including reasonable attorney's fees, obligations, liabilities and liens arising out of such provision of governmental services by the County, or by the County's presence within the Town limits in furtherance of this Agreement.

7.

The term of this Agreement shall be for a period beginning on the date of execution and continuing until June 30, 20___. Thereafter, this Agreement shall automatically renew for

successive twelve (12)-month terms beginning July 1, 20____and ending June 30, 20____, unless terminated pursuant to Paragraph 10 herein.

8.

The validity, interpretation, and performance of this Agreement with each of the obligations and duties set forth herein shall be governed by the laws of the State of Georgia.

9.

This Agreement constitutes the full and complete agreement between the Town and the County with respect to the subject matter contained herein. All promises, representations, terms, conditions, agreements, or other understandings related to the subjects addressed in this Agreement are set forth in this document.

10.

This Agreement constitutes the complete understanding between the Parties in this matter. All previous agreements in conflict with this Agreement are hereby repealed. No other agreement, statement or promise relating to the subject matter of this Agreement that is not contained herein shall be valid or binding unless in writing and signed by the Parties.

11.

If any portion of this Agreement is found to be unenforceable, the remained of this Agreement shall continue in full force and effect and bind the Parties hereto.

12.

This Agreement may be terminated by either Party with or without cause by giving the other Party written notice of termination at least six (6) months prior to the annual expiration of this Agreement. Such notice shall be considered delivered and the service thereof completed three (3) days following the deposit, in the United States mail, of said notice, either certified or

registered, with sufficient postage affixed thereon, addressed to the other Party at the official address set forth in Paragraph 13.

13.

The official addresses for notification purposes as to each Party shall be as follows:

Fayette County:

County Clerk
140 West Stonewall Avenue
Fayetteville, Georgia 30214

Woolsey:

Town Clerk
Mayor and Council of the Town of Woolsey
113 Hill Avenue
Woolsey, Georgia 30215

IN WITNESS WHEREOF, the Parties hereto have set their hands and affixed their seals on the date first above written.

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY, GEORGIA

(SEAL)

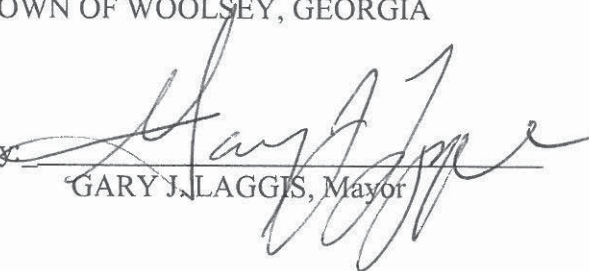
By: _____
ERIC K. MAXWELL, Chairman

ATTEST:

Tameca P. White, County Clerk

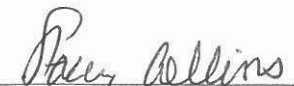
MAYOR AND COUNCIL FOR THE
TOWN OF WOOLSEY, GEORGIA

(SEAL)

By: 

GARY J. LAGGIS, Mayor

ATTEST:



Stacey Collins, Town Clerk

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey allowing Fayette County to act on behalf of the Town of Woolsey to maintain compliance with the Metropolitan North Georgia Watershed Planning District Water Management Plan.

Background/History/Details:

Fayette County and the Town of Woolsey are both members of the Metropolitan North Georgia Watershed Planning District (MNGWPD). It is state law for members of the District to implement the MNGWPD Water Management Plan is one of the most comprehensive regional water management plans in the country covering water supply and conservation; watershed protection; wastewater management; and public education and participation.

A cooperative utilization of existing resources for the administration and enforcement of the Water Management Plan for the District is a cost effective means of serving each jurisdictions respective constituents without placing an appreciable burden on the County.

This agreement in its entirety is attached as backup.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation for the Board of Commissioners to enter into an agreement between Fayette County and the Town of Woolsey allowing Fayette County to act on behalf of the Town of Woolsey to maintain compliance with the Metropolitan North Georgia Watershed Planning District Water Management Plan.

If this item requires funding, please describe:

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:

COUNTY OF FAYETTE

STATE OF GEORGIA

**METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT AGREEMENT
BETWEEN FAYETTE COUNTY AND WOOLSEY**

THIS AGREEMENT is made and entered into this _____ day of _____, 2018, by and between FAYETTE COUNTY, GEORGIA, a political subdivision of the State of Georgia, acting by and through its Board of Commissioners, hereinafter referred to as the “County,” and the TOWN OF WOOLSEY, a municipal corporation of the State of Georgia, acting by and through its Mayor and Council, hereinafter referred to as the “Town,” the County and the Town sometimes collectively referred to as the “Parties” and sometimes individually referred to as “Party,” for the purpose of the Town contracting with the County for the County to take all necessary actions on behalf of the Town for the Town to be, and to remain, in compliance with the Water Management Plan of the Metropolitan North Georgia Water Planning District, hereinafter referred to as the “Water District.”

WITNESSETH:

WHEREAS, the County and the Town are both members of the Water District; and

WHEREAS, the Water District has implemented one of the most comprehensive regional water management plans in the country, covering water supply and conservation, watershed protection, wastewater management and public education; and

WHEREAS, access to clean water is important for our safety and vitality. Stormwater and wastewater management are critical to prevent water pollution and ensure the health of our ecosystems; and

WHEREAS, the County, and all member jurisdictions of the Water District, are required to adopt certain minimum standards for the protection of our water resources and for public education; and

WHEREAS, the County employs substantial resources to exercise its due diligence in the consistent implementation of the water management plan from the Water District; and

WHEREAS, the Town, as a member of the Water District, recognizes that the requirements of the implementation of the water management plan from the Water District must be consistently reviewed and enforced in addition to supplying sufficient public education of same; and

WHEREAS, the Town desires for the County to enter into an agreement with the Town for the County to provide all necessary actions on behalf of the Town to be, and to remain, in compliance with the Water Management Plan of the Water District; and

WHEREAS, the County and the Town have authority to enter into this Agreement pursuant to the powers vested in each party by the Constitution of the State of Georgia, including, but not limited to, Article 9, Section 3, Paragraph 1.

NOW, THEREFORE, for and in consideration of the mutual premises contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the Parties, the County and the Town hereby agree as follows:

1.

The Parties deem a cooperative utilization of existing infrastructure and resources for the administration and enforcement of their respective rights, duties, and responsibilities in the implementation and review of the Water Management Plan for the Water District to be a cost-

effective means of serving the general health, safety and welfare of their respective constituents residing in the County and the Town, and hereby contract to that end.

2.

The County shall provide for the Town, consistent with the level of service provided by the County throughout the unincorporated area of the County, all services required by or related to the implementation, administration, enforcement, oversight and supervision of compliance with provisions of the Water Management Plan as set out by the Water District, including, but not limited to, acting on behalf of the Town in a responsive matter to surveys, audits, or issues before any technical review committee, with all concomitant rights and responsibilities contained therein.

3.

The Town agrees and transfers to the County it rights to bill and collect fees and charges for the County's services at the rates set by the County's usual schedule of fees and charges, as such schedule now exists, or as it may be hereafter amended, throughout the term of this Agreement, for and on behalf of the Town. To that end, the Town will immediately adopt an ordinance or resolution setting its fees and charges for the aforementioned services to an amount equal to the amount currently existing on the County's schedule of fees and charges. The Town also agrees that, whenever the County changes its schedule of fees and charges for these services, the Town shall adopt an ordinance or resolution setting its fees and charges to the new amount equal to the amount being charged by the County.

4.

The County has been, or will be, provided copies of all ordinances which the Town is required to adopt by the Water District for the implementation of the Water Management Plan,

hereinafter the "Water Plan Ordinances." The Town will furnish the County copies of all amendments thereto during the term of this Agreement. The County agrees that the Water Plan Ordinances are substantially the same as those ordinances in the County. The Town requests, and the Parties agree, that actions taken by the County within the Town's limits shall be taken on the Town's behalf by agents, officers, and employees of the County, with like effect as if such persons were the agents, officers, and employees of the Town, except those actions under the Water Plan Ordinances which are specifically required to be taken by the Town's governing authority. The Parties agree that when the agents, officers, and/or employees of the County are acting on behalf of the Town in the administration and enforcement of the Water Plan Ordinances, the agents, officers, and/or employees of the County remain the agents, officers, and/or employees of the County and are in no way to be considered agents, officers, and/or employees of the Town except for the limited purposes in this Agreement.

5.

All enforcement measures under the Water Plan Ordinances, if any, will require that the agents, officers, and/or employees of the County have the authority to enforce the Water Plan Ordinances. Upon the execution of the Agreement, the Town agrees to swear in all those agents, officers, and employees of the County prior to any enforcement action being taken. The authority for the agents, officers, and employees of the County to enforce the Water Plan Ordinances shall be duly conveyed by the Town at an open and public meeting, and the Code of Ordinances for the Town of Woolsey shall so reflect the agents, officers, and employees of the County who are authorized to enforce the Water Plan Ordinances.

6.

The Town shall be added to the County liability insurance policy and agrees to pay for any additional premiums charged as a result of this coverage. Such policy of insurance shall cover the County, including its officers, agents, and employees, for any loss or damage arising out of the commission or omission of any act pursuant to this Agreement. The Town shall further indemnify the County against any and all claims, actions, damages, including reasonable attorney's fees, obligations, liabilities and liens arising out of such provision of governmental services by the County, or by the County's presence within the Town limits in furtherance of this Agreement.

7.

The term of this Agreement shall be for a period beginning on the date of execution and continuing until June 30, 20____. Thereafter, this Agreement shall automatically renew for successive twelve (12)-month terms beginning July 1, 20____ and ending June 30, 20____, unless terminated pursuant to Paragraph 10 herein.

8.

The validity, interpretation, and performance of this Agreement with each of the obligations and duties set forth herein shall be governed by the laws of the State of Georgia.

9.

This Agreement constitutes the full and complete agreement between the Town and the County with respect to the subject matter contained herein. All promises, representations, terms, conditions, agreements, or other understandings related to the subjects addressed in this Agreement are set forth in this document.

10.

This Agreement constitutes the complete understanding between the Parties in this matter. All previous agreements in conflict with this Agreement are hereby repealed. No other agreement, statement or promise relating to the subject matter of this Agreement that is not contained herein shall be valid or binding unless in writing and signed by the Parties.

11.

If any portion of this Agreement is found to be unenforceable, the remained of this Agreement shall continue in full force and effect and bind the Parties hereto.

12.

This Agreement may be terminated by either Party with or without cause by giving the other Party written notice of termination at least six (6) months prior to the annual expiration of this Agreement. Such notice shall be considered delivered and the service thereof completed three (3) days following the deposit, in the United States mail, of said notice, either certified or registered, with sufficient postage affixed thereon, addressed to the other Party at the official address set forth in Paragraph 13.

13.

The official addresses for notification purposes as to each Party shall be as follows:

Fayette County:

County Clerk
140 West Stonewall Avenue
Fayetteville, Georgia 30214

Woolsey:

Town Clerk
Mayor and Council of the Town of Woolsey
113 Hill Avenue
Woolsey, Georgia 30215

IN WITNESS WHEREOF, the Parties hereto have set their hands and affixed their seals
on the date first above written.

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY, GEORGIA

(SEAL)

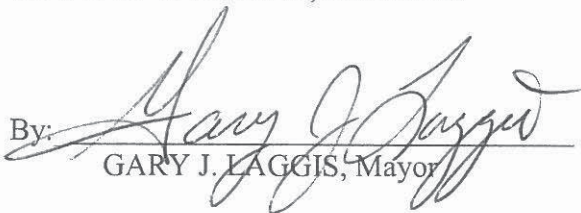
By: _____
ERIC K. MAXWELL, Chairman

ATTEST:

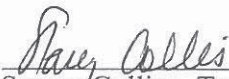
Tameca P. White, County Clerk

MAYOR AND COUNCIL FOR THE
TOWN OF WOOLSEY, GEORGIA

(SEAL)

By: 
GARY J. LAGGIS, Mayor

ATTEST:



Stacey Collins, Town Clerk

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2018, and authorization to adjust and close capital projects and move remaining funds to project contingency.

Background/History/Details:

Georgia law requires a final balanced budget be adopted by County governments for its governmental funds. Staff is recommending budget adjustments for each fund and each department with an unfavorable variance between budget and actual expenditures. These supplemental budget adjustments must be approved by the Board of Commissioners and posted to the ledger before the accounting records can be closed and the auditors can begin their fieldwork for the fiscal year audit.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2018, and authorization to adjust and close completed capital projects moving those remaining funds to project contingency.

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:

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	ORIGINAL ADOPTED	AMENDED BUDGET TO DATE	PRELIMINARY YEAR END ACTUALS	FAVOR (UNFAV) VARIANCE	PROPOSED BUDGET ADJUSTMENTS
GENERAL FUND					
<i>FUNDING SOURCES:</i>					
Revenues	\$ 50,632,663	\$ 50,974,503	\$ 50,594,845	\$ (379,658)	\$ (641,719)
Appropriated Fund Balance:					
Operations	-	-	-	-	-
TOTAL FUNDING SOURCES	<u>\$ 50,632,663</u>	<u>\$ 50,974,503</u>	<u>\$ 50,594,845</u>	<u>\$ (379,658)</u>	<u>\$ (641,719)</u>
<i>FUNDING USES:</i>					
APPROPRIATIONS					
General Government:	<u>\$ 9,556,348</u>	<u>\$ 9,194,051</u>	<u>\$ 8,592,088</u>	<u>\$ 601,963</u>	<u>\$ 9,736</u>
Non-Departmental	\$ 332,612	\$ 332,612	\$ 328,154	\$ 4,458	\$ -
Commissioners	540,850	549,822	458,554	91,268	-
Administration	326,257	347,750	354,962	(7,212)	9,236
Elections	614,513	634,652	514,881	119,771	-
Finance	1,192,287	1,210,340	1,168,767	41,573	-
Purchasing	210,772	214,363	201,474	12,889	-
Law Department	236,600	236,600	227,981	8,619	-
Information Systems	1,080,492	1,102,397	934,623	167,774	500
Human Resources	445,901	482,400	469,209	13,191	-
Tax Commissioner	1,090,838	1,106,345	1,060,010	46,335	-
Tax Assessor	1,117,192	1,133,293	1,048,569	84,724	-
Bldgs & Grounds Maintenance	1,527,435	1,549,969	1,541,247	8,722	-
Engineering Office	283,894	288,620	283,657	4,963	-
Contingency	556,705	4,888	-	4,888	-
Judicial:	<u>\$ 5,591,769</u>	<u>\$ 5,659,510</u>	<u>\$ 5,560,212</u>	<u>\$ 99,298</u>	<u>\$ 102,073</u>
Non-Departmental	\$ 203,308	\$ 203,308	\$ 171,468	\$ 31,840	\$ -
Superior Court Judges	474,291	474,291	498,017	(23,726)	26,433
Clerk of Superior Court	1,383,930	1,404,979	1,414,245	(9,266)	65,124
Board of Equalization-Clerk of Courts	16,736	16,902	15,581	1,321	-
District Attorney	343,613	348,669	315,489	33,180	-
Clerk of State Court	306,808	311,724	322,179	(10,455)	10,516
State Court Solicitor	706,196	718,442	697,235	21,207	-
State Court Judge	400,532	406,935	401,987	4,948	-
Magistrate Court	487,365	494,209	488,048	6,161	-
Probate Court	408,851	415,915	409,824	6,091	-
Juvenile Court	373,166	377,163	339,167	37,996	-
Public Defender	486,973	486,973	486,973	0	-

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	ORIGINAL ADOPTED	AMENDED BUDGET TO DATE	PRELIMINARY YEAR END ACTUALS	FAVOR (UNFAV) VARIANCE	PROPOSED BUDGET ADJUSTMENTS
Public Safety:	\$ 19,751,965	\$ 20,210,422	\$ 20,325,372	\$ (114,950)	\$ 172,742
Non-Departmental	\$ 938,835	\$ 938,835	\$ 953,746	\$ (14,911)	\$ 23,654
Sheriff's Office	17,952,617	18,402,496	18,504,771	(102,275)	141,100
County Coroner	123,085	124,460	132,294	(7,834)	7,988
Animal Control	430,022	436,253	430,679	5,574	-
Emergency Management	307,406	308,378	303,882	4,496	-
Public Works:	\$ 6,377,245	\$ 6,840,541	\$ 6,396,726	\$ 443,816	\$ (96,249)
Public Works Admin	\$ 153,406	\$ 155,004	\$ 146,639	\$ 8,365	\$ -
Road Department	5,075,485	5,567,599	5,240,223	327,376	(99,249)
Environmental Management	526,017	486,723	473,416	13,307	1,500
Fleet Maintenance	622,337	631,215	536,448	94,767	1,500
Health and Welfare	\$ 846,869	\$ 853,869	\$ 843,840	\$ 10,029	\$ 1,298
Public Health	\$ 282,824	\$ 282,824	\$ 283,944	\$ (1,120)	\$ 1,298
Fayette Counseling Center	131,777	131,777	131,777	-	-
Dept of Family & Child Svs	39,325	39,325	39,325	-	-
Fayette Community Options	64,070	64,070	64,070	-	-
Fayette Factor Family Connect	48,500	55,500	55,500	-	-
Senior Citizen Center	260,630	260,630	249,481	11,149	-
Bloom/Youth Protection	19,743	19,743	19,743	-	-
Culture and Recreation	\$ 2,282,783	\$ 2,316,605	\$ 2,219,558	\$ 97,047	\$ -
Recreation	\$ 1,231,315	\$ 1,243,492	\$ 1,193,147	\$ 50,345	\$ -
Library	1,051,468	1,073,113	1,026,411	46,702	-
Housing & Development:	\$ 1,556,534	\$ 1,494,339	\$ 1,340,114	\$ 154,225	\$ -
County Extension	\$ 140,120	\$ 140,786	\$ 119,101	\$ 21,685	\$ -
Georgia Forestry Commission	3,336	3,336	3,336	-	-
Building Safety	737,973	692,766	605,432	87,334	-
Planning & Zoning	341,448	322,146	287,352	34,794	-
Code Enforcement	94,461	96,109	86,678	9,431	-
Development Authority	239,196	239,196	238,215	981	-
Debt Service:	\$ 3,260,117	\$ 3,260,117	\$ 3,260,006	\$ 111	\$ -
Criminal Justice Center	\$ 3,260,117	\$ 3,260,117	\$ 3,260,006	\$ 111	\$ -
Operating Transfers Out:	\$ 1,078,915	\$ 1,168,255	\$ 1,168,255	\$ -	\$ -
Operating Transfers	\$ 1,078,915	\$ 1,168,255	\$ 1,168,255	\$ -	\$ -
TOTAL APPROPRIATIONS	\$ 50,302,545	\$ 50,997,709	\$ 49,706,170	\$ 1,291,539	\$ 189,600
 REVENUES OVER APPROPRIATIONS		\$ 330,118	\$ 888,675		

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	ORIGINAL ADOPTED	AMENDED BUDGET TO DATE	PRELIMINARY YEAR END ACTUALS	FAVOR (UNFAV) VARIANCE	PROPOSED BUDGET ADJUSTMENTS
FIRE FUND					
Revenues	\$ 10,590,100	\$ 10,669,700	\$ 11,035,319	\$ 365,619	\$ -
APPROPRIATIONS					
Public Safety	\$ 11,135,882	\$ 11,257,440	\$ 11,393,601	\$ (136,161)	\$ 150,000
Revenues Over (Under) Appropriations	\$ (545,782)	\$ (587,740)	\$ (358,281)	\$ 229,459	\$ (150,000)

EMS FUND					
Revenues	\$ 3,834,500	\$ 3,859,436	\$ 3,342,025	\$ (517,411)	\$ -
APPROPRIATIONS					
Public Safety	\$ 3,315,670	\$ 3,340,605	\$ 3,331,351	\$ 9,254	\$ -
Revenues Over (Under) Appropriations	\$ 518,830	\$ 518,831	\$ 10,674	\$ (508,157)	\$ -

911 COMMUNICATIONS					
Revenues	\$ 3,686,500	\$ 3,686,500	\$ 3,748,138	\$ 61,638	\$ -
APPROPRIATIONS					
Public Safety	\$ 3,010,796	3,202,797	\$ 3,073,701	\$ 129,096	\$ -
Revenues Over (Under) Appropriations	\$ 675,704	\$ 483,703	\$ 674,437	\$ 190,734	\$ -

LAW LIBRARY SURCHARGE FUND					
Revenues	\$ 50,000	\$ 50,000	\$ 60,818	\$ 10,818	\$ 10,817
APPROPRIATIONS					
Judicial	\$ 50,000	\$ 50,000	\$ 59,637	\$ (9,637)	\$ 10,817
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ 1,181	\$ 1,181	\$ -

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	<u>ORIGINAL</u> <u>ADOPTED</u>	<u>AMENDED</u> <u>BUDGET</u> <u>TO DATE</u>	<u>PRELIMINARY</u> <u>YEAR END</u> <u>ACTUALS</u>	<u>FAVOR</u> <u>(UNFAV)</u> <u>VARIANCE</u>	<u>PROPOSED</u> <u>BUDGET</u> <u>ADJUSTMENTS</u>
JAIL SURCHARGE FUND					
Revenues	\$ 432,000	\$ 432,000	\$ 409,854	\$ (22,146)	\$ -
APPROPRIATIONS					
Judicial	\$ 432,000	\$ 432,000	\$ 412,663	\$ 19,337	\$ -
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ (2,809)	\$ (2,809)	\$ -

JUVENILE SUPERVISION SURCHARGE FUND					
Revenues	\$ 16,000	\$ 16,000	\$ 8,786	\$ (7,214)	\$ -
APPROPRIATIONS					
Judicial	\$ 19,750	\$ 19,750	\$ 17,963	\$ 1,788	\$ -
Revenues Over (Under) Appropriations	\$ (3,750)	\$ (3,750)	\$ (9,177)	\$ (5,427)	\$ -

VICTIMS ASSISTANCE SURCHARGE FUND					
Revenues	\$ 150,800	\$ 150,800	\$ 159,076	\$ 8,276	\$ -
APPROPRIATIONS					
Judicial	\$ 109,163	\$ 109,163	\$ 109,163	\$ -	\$ -
Revenues Over (Under) Appropriations	\$ 41,637	\$ 41,637	\$ 49,913	\$ 8,276	\$ -

DRUG ABUSE & TREATMENT FUND					
Revenues	\$ 517,779	\$ 493,615	\$ 557,884	\$ 64,269	\$ -
APPROPRIATIONS					
Judicial	\$ 402,635	\$ 426,787	\$ 410,522	\$ 16,265	\$ -
Revenues Over (Under) Appropriations	\$ 115,144	\$ 66,828	\$ 147,362	\$ 80,534	\$ -

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	<u>ORIGINAL</u> <u>ADOPTED</u>	<u>AMENDED</u> <u>BUDGET</u> <u>TO DATE</u>	<u>PRELIMINARY</u> <u>YEAR END</u> <u>ACTUALS</u>	<u>FAVOR</u> <u>(UNFAV)</u> <u>VARIANCE</u>	<u>PROPOSED</u> <u>BUDGET</u> <u>ADJUSTMENTS</u>
STATE CONFISCATED PROPERTY FUND					
Revenues	\$ -	\$ -	\$ 32,781	\$ 32,781	\$ 32,780
APPROPRIATIONS					
Public Safety	\$ -	\$ -	\$ 41,103	\$ (41,103)	\$ 41,103
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ (8,322)	\$ (8,322)	\$ (8,323)

U S CUSTOMS FUND					
Revenues	\$ -	\$ -	\$ 295,836	\$ 295,836	\$ 295,835
APPROPRIATIONS					
Public Safety	\$ -	\$ -	\$ 528,890	\$ (528,890)	\$ 528,891
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ (233,054)	\$ (233,054)	\$ (233,056)

FEDERAL CONFISCATED PROPERTY FUND					
Revenues	\$ -	\$ -	\$ 271,942	\$ 271,942	\$ 271,941
APPROPRIATIONS					
Public Safety	\$ -	\$ -	\$ 345,086	\$ (345,086)	\$ 345,087
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ (73,144)	\$ (73,144)	\$ (73,146)

STATE COURT - DUI COURT FUND					
Revenues	\$ 150,000	\$ 186,988	\$ 277,615	\$ 90,627	\$ -
APPROPRIATIONS					
Public Safety	\$ 129,649	\$ 170,745	\$ 137,779	\$ 32,966	\$ -
Revenues Over (Under) Appropriations	\$ 20,351	\$ 16,243	\$ 139,835	\$ 123,592	\$ -

FAYETTE COUNTY, GEORGIA
GOVERNMENTAL FUNDS
SCHEDULE OF BUDGET-TO-ACTUAL WITH PROPOSED ADJUSTMENT INFORMATION
FOR THE FISCAL YEAR ENDED JUNE 30, 2018

	<u>ORIGINAL</u> <u>ADOPTED</u>	<u>AMENDED</u> <u>BUDGET</u> <u>TO DATE</u>	<u>PRELIMINARY</u> <u>YEAR END</u> <u>ACTUALS</u>	<u>FAVOR</u> <u>(UNFAV)</u> <u>VARIANCE</u>	<u>PROPOSED</u> <u>BUDGET</u> <u>ADJUSTMENTS</u>
STREET LIGHTS FUND					
Revenues	\$ 387,800	\$ 387,800	\$ 356,938	\$ (30,862)	\$ -
APPROPRIATIONS					
Public Works	\$ 336,761	\$ 336,761	\$ 324,324	\$ 12,437	\$ -
Revenues Over (Under) Appropriations	\$ 51,039	\$ 51,039	\$ 32,613	\$ (18,426)	\$ -

ANIMAL CONTROL SPAY NEUTER					
Revenues	\$ -	\$ -	\$ 10,710	\$ 10,710	\$ 10,710
APPROPRIATIONS					
Public Safety	\$ -	\$ -	\$ 9,735	\$ (9,735)	\$ 9,736
Revenues Over (Under) Appropriations	\$ -	\$ -	\$ 975	\$ 975	\$ 974

FAYETTE COUNTY, GEORGIA
RECOMMENDED YEAR-END BUDGET ADJUSTMENTS TO THE REVISED FY 2018 BUDGET
FOR FISCAL YEAR ENDED JUNE 30, 2018

ORG	OBJ	Proj	FUND/ DEPARTMENT/PROJECT	ACCOUNT DESCRIPTION	Expenditure Increase (Dec)	Revenue Increase (Dec)	Fund Balance Increase (Dec)
<p>1. The following requested year-end budget adjustments are for the Confiscated funds controlled by the Sheriff. The State Confiscated Property Fund, the US Customs Fund, and the Federal Confiscated Property Fund are not included in the original annual budget due to the unpredictability of annual activity. At year-end, budgets are established for these funds to fulfill the Georgia law requirement of balanced budgets for governmental funds. This is based on the Equitable Sharing Agreement reports submitted annually to the Justice Department.</p>							
a. To establish FY 2018 operating budget for the State Confiscated Property Fund -							
21000001	351380		State Confiscated Property Fund	Confiscated Funds		32,780	32,780
21030390	521214		State Confiscated Property Fund	Investigative Service	966		(966)
21030390	521217		State Confiscated Property Fund	Public Relations Services	4,666		(4,666)
21030390	522233		State Confiscated Property Fund	Vehicle Repair Services	2,151		(2,151)
21030390	523600		State Confiscated Property Fund	Seminars & Dues	100		(100)
21030390	531116		State Confiscated Property Fund	Other Supplies	174		(174)
21030390	531117		State Confiscated Property Fund	Safety Supplies	1,058		(1,058)
21030390	531300		State Confiscated Property Fund	Food/Catered Meals	612		(612)
21030390	542200		State Confiscated Property Fund	Vehicles	25,433		(25,433)
21030390	542510		State Confiscated Property Fund	Firearms & Protective Devices	5,943		(5,943)
							-
					\$ 41,103	\$ 32,780	\$ (8,323)
b. To establish FY 2018 operating budget for the US Customs Fund -							
21100001	361000		US Customs Fund	Interest Income		99	99
21130003	351380		US Customs Fund	Federal Confiscated Funds		295,736	295,736
21130390	521217		US Customs Fund	Public Relations Services	8,325		(8,325)
21130390	521316		US Customs Fund	Technical Services	34,128		(34,128)
21130390	521318		US Customs Fund	Other Fees And Services	7,899		(7,899)
21130390	522140		US Customs Fund	Lawn Care Services	9,402		(9,402)
21130390	522233		US Customs Fund	Vehicle Repair Services	17,773		(17,773)
21130390	522235		US Customs Fund	Building Maintenance Services	28,685		(28,685)
21130390	522236		US Customs Fund	Software Maintenance	1,150		(1,150)
21130390	522265		US Customs Fund	Landscape/Grading Services	1,080		(1,080)
21130390	522310		US Customs Fund	Land & Building Rental	137,933		(137,933)
21130390	522320		US Customs Fund	Car Rental	2,235		(2,235)
21130390	523201		US Customs Fund	Communication Services	28,122		(28,122)
21130390	523591		US Customs Fund	Lodging & Meals	65,543		(65,543)
21130390	523592		US Customs Fund	Air Fare	6,225		(6,225)
21130390	523593		US Customs Fund	Mileage & Parking	76		(76)
21130390	523600		US Customs Fund	Seminars & Dues	37,558		(37,558)
21130390	531111		US Customs Fund	Meal Supplies	250		(250)
21130390	531114		US Customs Fund	Office Supplies	614		(614)
21130390	531116		US Customs Fund	Other Supplies	18,586		(18,586)
21130390	531117		US Customs Fund	Safety Supplies	786		(786)
21130390	531270		US Customs Fund	Gasoline Vendors	4,227		(4,227)
21130390	531441		US Customs Fund	Subscriptions, Books & Mags	1,680		(1,680)
21130390	531600		US Customs Fund	Small Equipment	8,298		(8,298)
21130390	541320		US Customs Fund	Buildings & Structures	6,053		(6,053)
21130390	542165		US Customs Fund	Other Non-Motor Equipment	11,940		(11,940)
21130390	542200		US Customs Fund	Vehicles	44,683		(44,683)
21130390	542410		US Customs Fund	Computer Software & Upgrades	7,995		(7,995)
21130390	542420		US Customs Fund	Computer Equipment	20,346		(20,346)
21130390	542510		US Customs Fund	Firearms & Protective Devices	4,815		(4,815)
21130390	542530		US Customs Fund	Business/Comm Machines	12,484		(12,484)
							-
					\$ 528,891	\$ 295,835	\$ (233,056)
c. To establish FY 2018 operating budget for the Federal Confiscated Property Fund -							
21200001	344218		Federal Confiscated Property Fund	Other Revenue		3,750	3,750
21200001	361000		Federal Confiscated Property Fund	Interest Income		42	42
21200001	392100		Federal Confiscated Property Fund	Sale Of General Fixed Assets		10,600	10,600
21230003	351380		Federal Confiscated Property Fund	Federal Confiscated Funds		257,549	257,549
21230390	521214		Federal Confiscated Property Fund	Investigative Service	3,424		(3,424)
21230390	521216		Federal Confiscated Property Fund	Medical Services	(263)		263
21230390	521316		Federal Confiscated Property Fund	Technical Services	9,628		(9,628)
21230390	522230		Federal Confiscated Property Fund	Repair & Maintenance Service	300		(300)
21230390	522231		Federal Confiscated Property Fund	Office Equipment Service	250		(250)
21230390	522233		Federal Confiscated Property Fund	Vehicle Repair Services	18,870		(18,870)
21230390	522235		Federal Confiscated Property Fund	Building Maintenance Services	71,152		(71,152)
21230390	522310		Federal Confiscated Property Fund	Land & Building Rental	78,795		(78,795)
21230390	523201		Federal Confiscated Property Fund	Communication Services	89,292		(89,292)
21230390	523205		Federal Confiscated Property Fund	Comcast	3,782		(3,782)
21230390	523591		Federal Confiscated Property Fund	Lodging & Meals	383		(383)
21230390	531106		Federal Confiscated Property Fund	Communication Supplies	946		(946)

FAYETTE COUNTY, GEORGIA
RECOMMENDED YEAR-END BUDGET ADJUSTMENTS TO THE REVISED FY 2018 BUDGET
FOR FISCAL YEAR ENDED JUNE 30, 2018

ORG	OBJ	Proj	FUND/ DEPARTMENT/PROJECT	ACCOUNT DESCRIPTION	Expenditure Increase (Dec)	Revenue Increase (Dec)	Fund Balance Increase (Dec)
21230390	531116		Federal Confiscated Property Fund	Other Supplies	1,199		(1,199)
21230390	531117		Federal Confiscated Property Fund	Safety Supplies	(958)		958
21230390	531230		Federal Confiscated Property Fund	Coweta Fayette Power	2,723		(2,723)
21230390	531231		Federal Confiscated Property Fund	Georgia Power Company	580		(580)
21230390	531270		Federal Confiscated Property Fund	Gasoline Vendors	522		(522)
21230390	531701		Federal Confiscated Property Fund	Uniforms & Supplies	2,929		(2,929)
21230390	542140		Federal Confiscated Property Fund	Field Equipment	1,000		(1,000)
21230390	542167		Federal Confiscated Property Fund	Surveillance Equipment	896		(896)
21230390	542200		Federal Confiscated Property Fund	Vehicles	39,139		(39,139)
21230390	542410		Federal Confiscated Property Fund	Computer Software & Upgrades	3,010		(3,010)
21230390	542510		Federal Confiscated Property Fund	Firearms & Protective Devices	17,488		(17,488)
							-
					\$ 345,087	\$ 271,941	\$ (73,146)
2. Fund 291 Animal Control Spay Neuter was created after the FY 2018 original budget was approved. At year-end, a budget needs to be established to fulfill the Georgia law requirement of balanced budgets for governmental funds.							
29130002	346110		Animal Control Spay Neuter Fund	Animal Spay/Neuter		10,710	10,710
29130910	521319		Animal Control Spay Neuter Fund	Animal Sterilization	9,736		(9,736)
							-
					\$ 9,736	\$ 10,710	\$ 974
3. Recommend a decrease to the \$860,832 revenue for the Federal Indirect Reimbursement for 3-Roads (Ebenezer, Highway 85 Connector, and Brooks Woolsey) included in FY 2018 original budget to match the actual reimbursement received of \$239,513. The bulk of the federal indirect reimbursement was received in FY 2017 - decrease to fund balance in FY 2018, zero net effect year-over-year.							
10040004	331150		General Fund	Federal Indirect Reimbursement		(621,319)	(621,319)
							-
					\$ -	\$ (621,319)	\$ (621,319)
4. Recommend a decrease of \$20,400 to grant revenue approved by the BOC on 3/22/18 for the update to the Hazard Mitigation Plan. As of the end-of FY 2018 the plan has not been completed and receiving the grant revenue is contingent on the completion of the plan - decrease to fund balance in FY 2018, zero net effect year-over-year							
10010003	334219		General Fund	Grants		(20,400)	(20,400)
							-
					\$ -	\$ (20,400)	\$ (20,400)
5. Year-End adjustments are recommended to Workers Compensation for settlements and departments with budget deficits in FY 2018 - decrease to fund balance							
10010535	512119		General Fund	Info Systems	500		(500)
10030321	512119		General Fund	Sheriff CID	41,000		(41,000)
10030323	512119		General Fund	Sheriff Field Ops	98,700		(98,700)
10030326	512119		General Fund	Sheriff Jail	1,400		(1,400)
10040220	512119		General Fund	Road Dept	45,000		(45,000)
10040250	512119		General Fund	Environ Mgt	1,500		(1,500)
10040900	512119		General Fund	Fleet	1,500		(1,500)
							-
					\$ 189,600	\$ -	\$ (189,600)
27030550	512119		Fire Services Fund	Fire Services	150,000		(150,000)
					\$ 339,600	\$ -	\$ (339,600)
6. Year-end adjustments required for General Fund departments with budget deficits. The budget deficits to be covered with available budget from another department within the General Fund - zero net effect to General Fund balance							
a. Administration Department - overages in Overtime and Self Insurance Medical							
10010320	511300		Administration	Overtime Regular	4,052		(4,052)
10010320	512111		Administration	Self Insurance Medical	5,184		(5,184)
b. Superior Court Judges - overage in Court Reporter Services							
10020151	523852		Superior Court Judges	Court Reporter Services	26,433		(26,433)
c. Clerk of Superior Court - overage in Jury Scripts Services							
10020180	523973		Jury Script Services	Jury Script Services	65,124		(65,124)
d. Clerk of State Court - overages in Regular Salary, Self Insurance Medical and Self Insurance Dental							
10020310	511105		Clerk of State Court	Regular Salary	3,114		(3,114)
10020310	512111		Clerk of State Court	Self Insurance Medical	7,065		(7,065)
10020310	512115		Clerk of State Court	Self Insurance Dental	337		(337)
e. Non-Departmental Public Safety - overages in Claims Expense and Stormwater Charges							
10030090	523181		Non-Departmental Public Safety	Claims Expense	12,999		(12,999)
10030090	531213		Non-Departmental Public Safety	Stormwater Charges	10,655		(10,655)

FAYETTE COUNTY, GEORGIA
RECOMMENDED YEAR-END BUDGET ADJUSTMENTS TO THE REVISED FY 2018 BUDGET
FOR FISCAL YEAR ENDED JUNE 30, 2018

ORG	OBJ	Proj	FUND/ DEPARTMENT/PROJECT	ACCOUNT DESCRIPTION	Expenditure Increase (Dec)	Revenue Increase (Dec)	Fund Balance Increase (Dec)
f. County Coroner - overages in Regular Salary, Fica/Medicare and Communication Services							
10030700	511105		County Coroner	Regular Salary	6,549		(6,549)
10030700	512200		County Coroner	Fica/Medicare	390		(390)
10030700	523201		County Coroner	Communication Services	1,049		(1,049)
g. Public Health - overage in Vehicle Repair services							
10050110	522233		Public Health	Vehicle Repair Services	1,298		(1,298)
h. Road Department - using available budget in Asphalt & Tack							
10040220	531171		Road Department	Asphalt & Tack	(144,249)		144,249
					\$ -	\$ -	\$ -
7. Year-end adjustments required for the Law Library Surcharge Fund that has a budget deficit. The budget deficit will be covered with an increase to the operating budget equal in amount to an excess in actual revenue from Superior Court Fees - zero net effect to fund balance							
20520002	341110		Law Library Surcharge Fund	Superior Court Fees		10,817	10,817
20520750	521321		Law Library Surcharge Fund	Data Processing Services	7,585		(7,585)
20520750	531441		Law Library Surcharge Fund	Subscriptions, Books & Mags	3,232		(3,232)
					\$ 10,817	\$ 10,817	\$ -
8. Completed projects recommended to be closed							
a. Project 183AZ Countywide-AED - to increase the project's budget by the \$6,000 received for the trade-in of AED's, to move the \$3,000 residual funds in the project to project Contingency, and to close the completed project.							
37530001	392100	183AZ	EMA	Safety Equipment		6,000.00	6,000.00
37530930	542520	183AZ	EMA	Safety Equipment	6,000.00		(6,000.00)
37530930	542520	183AZ	EMA	Safety Equipment	(3,000.00)		3,000.00
37510599	579000		GF Project Contingency	Contingency	3,000.00		(3,000.00)
					\$ 6,000.00	\$ 6,000.00	\$ -
b. Project 184AF - Salt Barn is complete and ready to be closed; however, it is overbudget, and will receive funding from project 184AK - Snow Plow (1). Project 184AK is complete and ready to be closed. Any residual funding in project 184AK will be transferred to Project Contingency.							
37540220	542150	184AK	Roads	Road & Construction Equipment	(3,318.00)		3,318.00
37540220	541320	184AF	Roads	Safety Equipment	2,349.12		(2,349.12)
37510599	579000		GF Project Contingency	Contingency	968.88		(968.88)
					\$ -	\$ -	\$ -
c. The following projects have residual funds to be transferred to the respective Project Contingency and then closed:							
1) 181AH Cameras (Countywide)							
37510565	542167	181AH	Building & Grounds	Surveillance	(1.64)		1.64
37510599	579000		GF Project Contingency	Contingency	1.64		(1.64)
					\$ -	\$ -	\$ -
2) 6110E - McCurry, Kiwanis, Brooks Baseball/Softball Fields							
37560110	541210	6110E	Recreation	Other Improvements	(5,398.02)		5,398.02
37510599	579000		GF Project Contingency	Contingency	5,398.02		(5,398.02)
					\$ -	\$ -	\$ -

FAYETTE COUNTY, GEORGIA
RECOMMENDED YEAR-END BUDGET ADJUSTMENTS TO THE REVISED FY 2018 BUDGET
FOR FISCAL YEAR ENDED JUNE 30, 2018

<u>ORG</u>	<u>OBJ</u>	<u>Proj</u>	<u>FUND/ DEPARTMENT/PROJECT</u>	<u>ACCOUNT DESCRIPTION</u>	<u>Expenditure</u> <u>Increase (Dec)</u>	<u>Revenue</u> <u>Increase (Dec)</u>	<u>Fund Balance</u> <u>Increase (Dec)</u>
3) 6110S Lake McIntosh Rowing							
37560110	541210	6110S	Recreation	Other Improvements	(1,046.76)		1,046.76
37510599	579000		GF Project Contingency	Contingency	1,046.76		(1,046.76)
					\$ -	\$ -	\$ -
4) 184AJ Equipment Building							
37540220	541320	184AJ	Roads	Buildings & Structures	(5,046.40)		5,046.40
37510599	579000		GF Project Contingency	Contingency	5,046.40		(5,046.40)
					\$ -	\$ -	\$ -
d. The following Water System projects have been completed and residual funds will be transferred back to R&E. Staff recommends to close the projects.							
1) 7CAST	Castle Lake				\$1,116.82		
2) 7WHIT	White Road Control Valve				72,569.56		
3) WCOAS	Coastline Road Waterline Extension				66,779.37		
4) 6MWSR	McDonough Road Renovation				<u>340,000.00</u>		
					\$480,465.75		
e. The following projects have been completed and no residual funds are left. Staff recommends to close the projects.							
a.	183AG	HVAC System					
b.	3910A	Donations - Cat Cages, Etc.					
c.	7565J	LED lighting Project - Library					
d.	186AJ	Kenwood Park Track Refurbishment					

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to award Contract # 1440-P for Debris Clearing, Removal, and Disposal Services to Ceres Environmental Services, Inc.

Background/History/Details:

This is an on-going element of Emergency Management for inclement weather preparedness. Detailed information is in memorandum to Board of Commissioners.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to award Contract # 1440-P for Debris Clearing, Removal, and Disposal Services to Ceres Environmental Services, Inc.

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:



Purchasing Department
140 Stonewall Avenue West, Ste 204
Fayetteville, GA 30214
Phone: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess
Date: September 13, 2018
Subject: RFP #1440-P: Debris Clearing, Removal, & Disposal

The federal Robert T. Stafford Disaster Relief and Emergency Assistance Act provides legal authority for the federal government to provide assistance during major disasters and emergencies. It authorizes the Federal Emergency Management Agency (FEMA) to provide financial assistance for removing debris from roads and other areas. FEMA encourages state and local governments to proactively determine how to manage large-scale debris clearance, removal, and disposal as part of their overall emergency management plan.

The county has the authority to conduct debris clearing, removal and disposal operations in the manner it deems appropriate. However, the federal government will provide financial assistance only for costs that they have determined to be eligible. This makes it important that the county partner with firms that have a clear understanding of federal rules and regulations, as well as that are competent in rapid deployment and debris removal and disposal.

Request for Proposals (RFP) #1440-P was released to procure a firm that would provide the following services, as defined by federal regulations, if and when needed:

1. **Debris clearing:** For the first 70 hours after a natural or man-made disaster, federal participation is available only for efforts to clear debris from the roads, so that emergency services can continue.
2. **Debris removal:** After the first 70 hours, FEMA will provide funds to help pay the costs of loading debris onto trucks, hauling it to staging areas, and reducing it (e.g. burning or chipping trees).
3. **Debris disposal:** All debris must be properly disposed of. For example, white goods (e.g. refrigerators or air conditioners) must be drained of hazardous materials.

The RFP was direct-mailed to 17 vendors. Another 544 were contacted through the web-based Georgia Procurement Registry, who were registered under Commodity Codes 99029 (Disaster Preparedness / Emergency Planning Services) and 96239 (Hauling). In compliance with Federal procurement rules, the Purchasing Department notified nine companies that were listed on the Small Business Administration database. In addition, invitations were extended via the Fayette News, the county website, Georgia Local Government Access Marketplace (www.glga.org), and Channel 23.

Six firms submitted proposals. (Attachments 1). An Evaluation Committee, composed of staff from Emergency Management, Public Works, the City of Peachtree City, the City of Fayetteville, and the Town of Tyrone scored the proposals using the evaluation criteria in the RFP. The criteria included (1) Project Understanding and Proposed Solution, (2) Company's Background and Experience, (3) The Project Team, and (4) Mobilization and Guaranteed Response Time.

The RFP states, "It is intended that this initiative will result in a cooperative agreement, enabling other jurisdictions within Fayette County to enter into contracts with the winning firm for the same services, at the same prices." Staff from the municipalities participated in the RFP development process as well as evaluation.

This will be a "pre-positioned" contract, so there will be no cost to the county unless and until a disaster or other emergency hits, and the company is contacted to assist. At that time, the county would request performance and payment bonds, establish a not-to-exceed amount based on the nature and extent of the damage, and issue a Notice to Proceed letter to the contractor.

The multi-jurisdictional Evaluation Committee recommends Ceres Environmental Services, Inc. for the contract for debris clearing, removal, and disposal. While Ceres Environmental was awarded the previous contract, they were not activated. For that reason, a Contractor Performance Evaluation is not provided.

Specifics of the proposed contract are as follows:

Contract Name	1440-P: Debris Clearing, Removal & Disposal
Type of Contract	Contingency, Pre-Positioned Contract
Vendor	Ceres Environmental Services, Inc.
Contract Term:	
Initial Term	Terminates June 30, 2019
Renewal Terms	Two 12-month renewal terms
Contract Amount	Established upon activation, if needed

EVALUATION SCORING SHEET

Includes Normalized Pricing

Summary

		MAX POINTS	BERGERON EMERGENCY SERVICES, INC.	CERES ENVIRONTL SERVICES, INC.	DRC EMERGENCY SERVICES, LLC	GRAHAM COUNTY LAND CO., LLC	SOUTHERN DISASTER RECOVERY, LLC	TFR ENTERPRISES, INC.
1	Project understanding & proposed solution	40	32.3	36.8	25.3	21.6	27.5	29.4
2	Company's background and experience	30	22.0	26.3	28.0	20.6	18.7	20.9
3	The project team	25	19.7	23.8	20.7	18.2	17.3	20.5
4	Mobilization & Guaranteed Response Time	5	3.8	4.8	4.0	3.8	4.2	2.6
Total Technical Score		100	77.9	91.7	78.0	64.2	67.7	73.4
Price Percent			\$4,487,150	\$2,710,302	\$3,040,420	\$3,238,505	\$3,052,375	\$3,161,000
Technical Merit			54.5	64.2	54.6	44.9	47.4	51.4
Price			10.3	30.0	26.3	24.2	26.2	25.0
Total Before Presentations			64.8	94.2	81.0	69.1	73.6	76.4

To: Board of Commissioner

From: David J. Scarbrough, Fire Chief

Date: August 16, 2018

Subject: Approval of proposal #1440-P for **Debris Clearing, Removal, & Disposal** during times of extreme inclement weather or declared county disaster.

Background/History/Details:

Fayette County Emergency Management has coordinated with the County's Public Works Department and the other Municipalities to seek bids for debris removal in the event of extreme inclement weather or a declared county disaster. This contract sets both the hourly rates for the first 70 hours as well as the unit rates after the first 70 hours for removal of debris from roadways and establishes a response timeframe to have contracted crews on the ground and operational. By having this contract in place prior to the event, the Road Department and Emergency Management will be better positioned to clear debris and open roadways for emergency response vehicles and the public in the affected area in a timely manner and not experience cost increases due to high demand during inclement weather. Also, having this contract in place will expedite any request for assistance by several days by not having to draft specifications, establish scope of work, and complete a bid process at the time of need.

This proposal was coordinated by Emergency Management and the Public Works Department from each Municipality. This group established the scope of work, which would best meet the needs of all parties and the established response times. Each municipality will accept the bid upon approval on their behalf and it is clearly understood that Peachtree City, the City of Fayetteville, and the Town of Tyrone will bear the cost of debris removal should they engage the contractor through this contract. The Town of Brooks and the Town of Woolsey are covered under other intergovernmental agreements with Fayette County and will be included as necessary in the notice to proceed by the County should it become prudent to engage the contractor through this proposal.

For County purposes the request for implementation of this contract would occur at the recommendation of Public Works and Emergency Management when determined that the amount of debris is beyond the scope of the Road Department ability to clear the debris using current assets, personnel, mutual aid (other Public Works Departments within the County) and that State resources are not available.

Upon approval, this proposal would be for a one-year period with the option to extend annually for two additional years. There are no costs associated with this contract until a "Notice to Proceed" is issued to the Contractor.

DJS:cf

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to award Contract #1441-P for Debris Monitoring Services to Thompson Consulting Services, LLC.

Background/History/Details:

This is an on-going element of Emergency Management for inclement weather preparedness. Detailed information is in memorandum to Board of Commissioners.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to award Contract #1441-P for Debris Monitoring Services to Thompson Consulting Services, LLC.

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:



Purchasing Department
140 Stonewall Avenue West, Ste 204
Fayetteville, GA 30214
Phone: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess
Date: September 13, 2018
Subject: RFP #1441-P: Debris Monitor

The federal Robert T. Stafford Disaster Relief and Emergency Assistance Act authorizes the Federal Emergency Management Agency (FEMA) to provide financial assistance for removing debris from roads and other areas in the event of a natural or man-made disaster. FEMA's guidance titled RP9580.201 says, "Applicants must monitor all debris removal operations. Applicants must document all eligible debris removal expenses as a condition of receiving Public Assistance funding. Applicants may use contractors to monitor their debris removal operations."

Monitoring debris removal is a complex process. All federal laws, rules, and regulations must be followed carefully in order to not jeopardize federal financial reimbursement for costs incurred for these activities. For this reason, it is prudent to use a company that specializes in debris monitoring when the need arises.

Request for Proposals (RFP) #1441-P was issued to contract with a debris monitoring firm. Notice was direct-mailed to 22 vendors. A total of 352 companies were contacted through the web-based Georgia Procurement Registry. In compliance with Federal procurement rules, the Purchasing Department notified eight companies from the Small Business Administration database. In addition, invitations were extended via the Fayette News, the county website, Georgia Local Government Access Marketplace (www.glga.org), and Channel 23.

Four companies submitted proposals (please see attachment). One proposal was disqualified because of exceptions they took to a number of requirements of the RFP, for example provision of performance and payment bonds and liquidated damages. An Evaluation Committee, composed of staff from Emergency Management, Public Works, the City of Peachtree City, the City of Fayetteville, and the Town of Tyrone scored the remaining three proposals using the evaluation criteria in the RFP. The criteria included (1) Project Understanding and Approach, (2) Company's Background and Experience, (3) the Project Team, and (4) the Load Ticket System. The two top-scoring firms gave presentations, which were also evaluated and scored.

The RFP states, "It is intended that this initiative will result in a cooperative agreement, enabling other jurisdictions within the county to enter into contracts with the winning firm for the same services, at the same prices." Staff from municipalities participated in the RFP development and proposal evaluation processes.

This will be a "pre-event" contract, so there will be no cost to the county unless and until a disaster or other emergency hits, and the company is contacted to assist. At that time, the county would request

performance and payment bonds, establish a not-to-exceed amount based on the nature and extent of the damage, and issue a Notice to Proceed letter to the contractor.

Based on evaluations and presentations, the Evaluation Committee recommends Thompson Consulting Services, LLC for the debris monitoring contract. Thompson Consulting does not have a previous contract with the county, so a Contractor Performance Evaluation is not supplied. Specifics of the proposed contract are as follows:

Contract Name	1441-P: Debris Monitor
Type of Contract	Contingency, Pre-Positioned Contract
Vendor	Thompson Consulting Services, LLC
Contract Term:	
Initial Term	Terminates June 30, 2019
Renewal Terms	Two 12-month renewal terms
Contract Amount	Established upon activation, if needed

**PROPOSAL #1441-P: DEBRIS MONITOR
EVALUATION SCORING SHEET**

Summary

SELECTION PROCESS:		MAX POINTS	DEBRISTECH, LLC	GOODWYN, MILLS AND CAWOOD, INC.	THOMPSON CONSULTING SERVICES	WITT O'BRIENS
1	Project understanding and the proposed approach	40	30.8	15.1	34.8	Disqualified
2	Company's background and experience	25	19.6	14.6	22.6	
3	The project team	20	16.0	13.7	18.9	
4	Load ticket system	15	13.8	13.2	13.6	
Total Technical Score		100	80.2	56.6	89.9	0.0
Price Percent			\$165,250	\$246,223	\$182,830	
Technical Merit	70%		56.2	39.6	62.9	NA
Price	30%		30.0	15.3	26.8	NA
Total Before Presentations			86.2	54.9	89.7	NA

SCORING AFTER PRESENTATIONS OF FIRMS						
Presentations :						
Avg. Presentation			46.0		45.3	
Weighted Presentation			32.2		31.7	
Technical + Presentation	70%		88.4	39.6	94.7	NA
Price	30%		30.0	15.3	26.8	NA
Total With Presentation			118.4	54.9	121.5	NA

To: Board of Commissioner

From: David J. Scarbrough, Fire Chief

Date: August 16, 2018

Subject: Approval of Proposal #1441-P for **Debris Monitoring Services** while debris removal is in progress during times of extreme inclement weather or declared county disaster.

Background/History/Details:

Fayette County Emergency Management has coordinated with the County's Public Works Department and the other Municipalities to seek proposals for debris monitoring services during debris removal in the event of extreme inclement weather or a declared county disaster. The contract sets the hourly rate for the monitoring of removal of debris from roadways and establishes a response timeframe to have contracted crews on the ground and operational. Monitoring services aid the County in estimating the total amounts of debris for removal, monitoring the process by the debris removal contractor and provides assistance in maintaining accurate records for any available reimbursement. FEMA requires that a "third party" monitoring service be provided during the debris removal process. Also, having this contract in place will expedite any request for assistance by several days by not having to draft specifications, establish scope of work, and complete a proposal process at the time of need.

This process was coordinated by Emergency Management and the Public Works Department from each Municipality. This group established the scope of work, which would best meet the needs of all parties and the established response times. Each municipality will accept the proposal upon approval on their behalf and it is clearly understood that Peachtree City, the City of Fayetteville, and the Town of Tyrone will bear the cost of debris monitoring should they engage the contractor through this contract. The Town of Brooks and the Town of Woolsey are covered under other intergovernmental agreements with Fayette County and will be included as necessary in the notice to proceed by the County should it become prudent to engage the contractor through this proposal.

For County purposes the request for implementation of this proposal would occur at the recommendation of Public Works and Emergency Management when determined that the amount of debris is beyond the scope of the Road Department ability to clear the debris using current assets, personnel, mutual aid (other Public Works Departments within the County) and that State resources are not available. These services occur simultaneously with debris removal.

Upon approval, this proposal would be for a one-year period with the option to extend annually for two additional years. There are no costs associated with this contract until a "Notice to Proceed" is issued to the Contractor

DJS:cf

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of staff's recommendation to award RFP #1504-P, Public Works Engineer of Record to Pond & Company for a nine-month contract (approximate) expiring on June 30, 2019 and with provisions for two 12-month extensions.

Background/History/Details:

Environmental Management staff solicited responses for RFP #1504-P, Public Works Engineer of Record for public works-related engineering needs. This will serve as a blanket contract for engineering services, on an as-needed basis, for Fayette County Public Works. A five-person evaluation team reviewed nine proposals according to established county procurement procedures. Pond & Company was ultimately selected for a nine-month contract (approximate) expiring on June 30, 2019 and with provisions for two 12-month extensions.

Since services performed under this contract will be on an as-needed basis and may include unanticipated tasks including federal-aid projects, it was determined that the method prescribed by the federal government for engineering contracts would be the appropriate and equitable selection method. This contract establishes hourly rates for services as needed; therefore, a not-to-exceed amount is not applicable.

Attached backup information provides detail on the procurement and proposal evaluation process.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to award RFP #1504-P, Public Works Engineer of Record to Pond & Company for a nine-month contract (approximate) expiring on June 30, 2019 and with provisions for two 12-month extensions.

If this item requires funding, please describe:

Funding will be provided by the projects using engineering services. Funding sources may include the 2017 SPLOST, approved CIPs, regional/state/federal aid projects, and line items within the General Fund.

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, GA 30214
Phone: 770-305-5420
www.fayettecountyga.gov

To: Steve Rapson
From: Ted L. Burgess
Date: September 13, 2018
Subject: RFP #1504-P: Public Works Engineer of Record

A function common to county and municipal public work departments is the use of professional engineering services related to infrastructure design, construction management, and other activities related to ownership and operation of the public right of way and publicly-owned property. There is an ongoing need for engineering services for both budgeted projects and emergency situations. Approval of the 2017 SPLOST and associated projects has increased the need for third-party engineering support.

To go through a sealed bid or proposal process each time engineering services are needed would be cumbersome, and would delay work that impacts the public's transportation throughout the county. It is common practice for local governments to contract with a professional services firm to serve as the "on-call engineer" or Engineer of Record.

The Purchasing Department issued Request for Proposals (RFP) #1504-P to seek an Engineer of Record for a contract through June 30, 2019 with provisions for two 12-month extensions. The Department emailed notices of the opportunity to submit proposals to 37 qualified companies. An additional 827 vendors were notified through the Internet-based Georgia Procurement Registry. In compliance with Federal requirements for use of grant funds, 78 firms were contacted who had registered on the U.S. Small Business Administration's database. Invitations were extended via the Fayette News, the county website, Georgia Local Government Access Marketplace (www.glga.org), Greater Georgia Black Chamber of Commerce, and Channel 23. Nine companies submitted proposals (Attachment 1).

The Evaluation Committee, composed of members from Public Works and Environmental Management Departments, scored the proposals using the evaluation criteria documented in the RFP. The criteria included (1) Project Team / Individual Experience, (2) Understanding and Approach, (3) Company Experience, and (4) Scheduling / Resource Availability.

The three highest-scoring firms were short-listed, and were interviewed on July 20, 2018. The Evaluation Committee added interview scores to the technical merit scores. Pond and Company was the highest-scoring firm.

Since it is anticipated that Federal funds will be used for some of the task orders assigned to the Engineer of Record, the county followed all Federal procurement rules, including the Brooks Act. That Act requires engineering proposals to be evaluated on technical merit alone, with the best scoring firm's price proposal being opened after scoring is completed. The Evaluation Committee opened Pond's price proposal, which they had submitted in a separate, sealed envelope. Then the Evaluation Team and Purchasing Department negotiated final prices with Pond via conference call. As a result of the negotiations, Pond reduced all hourly fees for the first year by 8%, and the second year by 4% (Attachment 2).

The Evaluation Committee recommends Pond and Company for the annual contract as Public Works Engineer of Record. Since this is a contract to establish hourly rates for services as needed, a not-to-exceed amount is not included. A Contractor's Performance Evaluation for Pond's previous work with the county is attached (Attachment 3).

Specifics of the proposed contract are as follows:

Contract Name	1504-P: Public Works Engineer of Record
Type of Contract	On-demand engineering services
Vendor	Pond and Company
Contract Term:	
Initial Term	Terminates June 30, 2019
Renewal Terms	Two 12-month renewal terms
Not-to-Exceed Amount	Amounts established for each Task Order
Budget	Varies, depending on the project or task

PROPOSAL #1504-P: PUBLIC WORKS ENGINEER OF RECORD
EVALUATION SCORING SHEET

Summary

Evaluation Criteria	MAX POINTS	CROY ENGINEERING, LLC	Integrated Science & Engineering, Inc	Khafra Engineering Consultants, Inc.	Lowe Engineers	Palmer Engineering	Pond & Company	Tetra Tech, Inc.	W.K. Diskson & Co, Inc.	Walden Ashworth & Assoc, Inc.
1 Project Team / Individual Experience	30	21.8	18.8	14.8	20.6	16.6	23.5	21.6	17.4	20.5
2 Understanding and Approach	40	29.0	27.8	22.8	25.6	26.0	33.0	31.0	21.4	22.6
3 Company Experience	15	11.2	7.6	6.4	7.8	8.8	11.6	10.6	10.6	7.6
4 Scheduling / Resource Availability	15	8.0	9.2	7.2	6.4	11.0	13.0	12.4	7.8	8.6
Technical Score	100	70.0	63.4	51.2	60.4	62.4	81.1	75.6	57.2	59.3

Presentations	30	20.6					24.0	18.0		
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Technical + Presentation		90.6					105.1	93.6		
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**Pond and Company
 Proposal #1504-P: Public Works Engineer of Record
 Negotiated Hourly Rates**

Job Title	FY 2019			FY 2020			FY 2021		
	Initial	Negotiated	Change	Initial	Negotiated	Change	Initial	Negotiated	Change
Principal-in-Charge	\$185	\$170	-8%	\$185	\$178	-4%	\$185	\$185	0%
Project Manager	145	133	-8%	145	139	-4%	145	145	0%
Engineer , Senior	130	120	-8%	130	125	-4%	130	130	0%
Engineer, Mid Level	120	110	-8%	120	115	-4%	120	120	0%
Engineer, Mid Level	100	92	-8%	100	96	-4%	100	100	0%
Landscape Architet, Senior	105	97	-8%	105	101	-4%	105	105	0%
Landscape Architect	88	81	-8%	88	84	-5%	88	88	0%
Drafter	80	74	-8%	80	77	-4%	80	80	0%
2-Person Survey Crew	130	120	-8%	130	125	-4%	130	130	0%
Survey Manager	125	115	-8%	125	120	-4%	125	125	0%
Construction Inspector	95	87	-8%	95	91	-4%	95	95	0%
Construction PM/Administrator	120	110	-8%	120	115	-4%	120	120	0%

FAYETTE COUNTY, GEORGIA CONTRACTOR PERFORMANCE EVALUATION

Page 1

1. Use this form to record contractor performance for any contract of \$50,000 or above.
2. The person who serves as project manager or account manager is the designated party to complete the evaluation.
3. This form is to be completed and forwarded to the Purchasing Department not later than 30 days after completion or expiration of a contract. Past performance is considered on future contracts.

VENDOR INFORMATION	COMPLETE ALL APPLICABLE INFORMATION
Company Name: Pond & Company	Contract Number: 1226-P SR 74
Mailing Address: 3500 Parkway Lane, Suite 500	Contract Description or Title: Comprehensive Corridor Study
City, St, Zip Code: Peachtree Corners, GA 30092	Contract Term (Dates) From: 5/3/2017 To: Completion
Phone Number: 678-336-7740	Task Order Number: NA
Cell Number:	Other Reference: NA
E-Mail Address: Osterlohr@pondco.com	

DEFINITIONS

OUTSTANDING – Vendor considerably exceeded minimum contractual requirements or performance expectations of the products/services; The vendor demonstrated the highest level of quality workmanship/professionalism in execution of contract.

EXCELLENT (Exc) - Vendor exceeded minimum contractual requirements or performance expectations of the products/services.

SATISFACTORY (Sat) - Vendor met minimum contractual requirements or performance expectations of the products/services.

UNSATISFACTORY (UnSat) - Vendor did not meet the minimum contractual requirements or performance expectations of the products and/or services; Performed below minimum requirements

EVALUATIONS (Place "X" in appropriate box for each criterion.)

Criteria (includes change orders / amendments)	Out-standing	Exc	Sat	Un-Sat	Not Apply
1. Work or other deliverables performed on schedule		X			
2. Condition of delivered products		X			
3. Quality of work		X			
4. Adherence to specifications or scope of work	///	X			
5. Timely, appropriate, & satisfactory problem or complaint resolution	X				
6. Timeliness and accuracy of invoicing	X				
7. Working relationship / interfacing with county staff and citizens		X			
8. Service Call (On-Call) response time					X
9. Adherence to contract budget and schedule		X			
10. Other (specify):					X
11. Overall evaluation of contractor performance		X			

EVALUATED BY

Signature: <i>P. Mallon</i>	Date of Evaluation: <i>8-23-2018</i>
Print Name: <i>Phil Mallon</i>	Department/Division: <i>Public Works</i>
Title: <i>County Engineer</i>	Telephone No: <i>770-320-6009</i>

CONTRACTOR PERFORMANCE EVALUATION Explanation of Outstanding or Unsatisfactory Ratings

Company Name: POND

Contract Number: 1226-P

EXPLANATIONS / COMMENTS

- 1. Do not submit page 2 without page 1.
- 2. Use this page to explain evaluations of *Outstanding* or *Unsatisfactory*.
- 3. Be specific (include paragraph and page numbers referenced in the applicable contract, etc.). Continue on separate sheet if needed (show company name and contract number or other reference)

#5 Near immediate response to questions + complaints.
POND has done great job addressing citizen issues as well as County questions.

#6 Invoices submitted routinely and are well formatted and we have not had any accuracy issues. Their Billing Dept. has been good to work with.

Purchasing Department Comments (e.g. did the vendor honor all offers; submit insurance, bonds & other documents in a timely manner; and provide additional information as requested?):

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of Election's request to enter into an Intergovernmental Agreement with the City of Fayetteville allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.

Background/History/Details:

The City of Fayetteville has called for a Special Election, to be held of November 6, in consideration of the "Brunch Bill." This referendum, if approved, will authorize the city to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.

The city will be using two precincts which lie within the city limits of Fayetteville: Lafayette Educational Center (40A) and Fayette County Library (40B).

Fayette County will pay the initial cost for this election but will be reimbursed by the City of Fayetteville based on the percentage of actual voters who vote exclusively for the Brunch Bill and other applicable costs.

What action are you seeking from the Board of Commissioners?

Approval of Election's request to enter into an Intergovernmental Agreement with the City of Fayetteville allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.

If this item requires funding, please describe:

Although there will be an initial outlay of costs funded by Fayette County, those costs will be invoiced to the City of Fayetteville for reimbursement within 30 days of invoice.

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:

STATE OF GEORGIA

COUNTY OF FAYETTE

**INTERGOVERNMENTAL AGREEMENT FOR CONDUCTING MUNICIPAL
SPECIAL ELECTION**

This Agreement entered into this _____ day of _____ between the CITY OF FAYETTEVILLE, a municipal corporation lying wholly or partially within Fayette County, Georgia, hereinafter referred to as “The City” and Fayette County, Georgia, a political subdivision of the State of Georgia hereinafter referred to as “The County”.

W I T N E S S E T H:

WHEREAS, the City in the performance of its governmental functions will hold the special election hereinafter described; and,

WHEREAS, under the provisions of the Georgia Election Code, particularly O.C.G.A. §21-2-45 of the Official Code of Georgia Annotated, the City may, by ordinance, authorize the County to conduct such election and the City has heretofore adopted such an ordinance; and

WHEREAS, the County has staff and equipment to conduct such election; and

WHEREAS, the County desires to assist said City in the conduct of its municipal special election.

NOW THEREFORE, for and in consideration of the premises contained herein, it is hereby agreed as follows:

1.

This Agreement shall govern the conduct of the City of Fayetteville special election to be held on November 6, 2018.

2.

Fayette County through the Fayette County Board of Elections shall operate as superintendent of the aforementioned election and shall perform any and all functions of the City or any of the City's officials in connection with the conduct of such election.

3.

The County shall supply all of the necessary manpower and transportation to pick up, deliver, set up, store and return to the County all of the voting equipment used in the election along with all ancillary equipment and necessary supplies.

4.

All the voting equipment shall be programmed by the County in conjunction with the office of the Secretary of State.

5.

All absentee ballots shall be ordered, issued, mailed, and accounted for by the County.

6.

Staffing of the polling locations and training of the staff shall be provided by the County.

7.

All expenses and charges incurred in the performance of said election (except for the actual cost of the State-owned voting system and State-owned ancillary equipment) shall be the responsibility of the City. Said expenses and charges shall include but not be limited to the following: all costs of training and providing personnel for the election, costs of printing, mailing and processing absentee ballots, the costs of expendable supplies and a pro-rated maintenance cost for the voting equipment. An invoice for the costs and expenses of the election shall be submitted to the City and the City shall remit payment of the invoice to Fayette County within 30 days of receipt of the invoice.

8.

To the extent permitted by law, the City shall indemnify, defend and hold harmless the County from any liability and/or litigation expenses to which the County may be subjected as a consequence of or as a result of the election for the City. The City will furthermore, to the extent permitted by law, reimburse the County for any and all necessary legal representation, by counsel chosen by the County, in any action arising from the conduct of the City election. Said reimbursement shall be paid by the City within thirty days of invoice by the County.

9.

This intergovernmental contract is a full and complete statement of the agreement of the parties as to the subject matter hereof and has been authorized by proper action of the respective parties.

10.

Should any provision of this Agreement or application thereof to any person or circumstance be held invalid or unenforceable, the remainder of this Agreement or the application of such provision to any person or circumstance, other than those to which it is held invalid or unenforceable, shall not be affected thereby, and each provision of this Agreement shall be valid and enforceable to the full extent permitted by law.

11.

Should it be necessary to comply with any legal requirements, the necessary members of the County's personnel may be temporarily sworn in as officers and employees of the City.

[SIGNATURES FOLLOW ON NEXT PAGE]

FAYETTE COUNTY, GEORGIA

By: _____
Eric K. Maxwell, Chairman
Board of Commissioners

Attest:

CITY OF FAYETTEVILLE

By: _____
Edward Johnson, Mayor

Attest:

FAYETTE COUNTY ELECTIONS &
VOTER REGISTRATION

By: _____
Addison Lester, Chairman

Attest:

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Approval of Election's request to enter into an Intergovernmental Agreement with the City of Peachtree City allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.

Background/History/Details:

The City of Peachtree City has called for a Special Election, to be held of November 6, in consideration of the "Brunch Bill." This referendum, if approved, will authorize the city to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.

The city will be using twelve precincts which lie within the city limits of Peachtree City.

Fayette County will pay the initial cost for this election but will be reimbursed by the City of Peachtree City based on the percentage of actual voters who vote exclusively for the Brunch Bill and other applicable costs.

What action are you seeking from the Board of Commissioners?

Approval of Election's request to enter into an Intergovernmental Agreement with the City of Peachtree City allowing the Fayette County Board of Elections to act as Superintendent of Elections for the Special Called November 6, 2018 Election, and authorization for the Chairman to sign said Intergovernmental Agreement.

If this item requires funding, please describe:

Although there will be an initial outlay of costs funded by Fayette County, those costs will be invoiced to the City of Peachtree City for reimbursement within 30 days of invoice.

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:

STATE OF GEORGIA

COUNTY OF FAYETTE

**INTERGOVERNMENTAL AGREEMENT FOR CONDUCTING MUNICIPAL
SPECIAL ELECTION**

This Agreement entered into this _____ day of _____ between the CITY OF PEACHTREE CITY, a municipal corporation lying wholly or partially within Fayette County, Georgia, hereinafter referred to as “The City” and Fayette County, Georgia, a political subdivision of the State of Georgia hereinafter referred to as “The County”.

W I T N E S S E T H:

WHEREAS, the City in the performance of its governmental functions will hold the special election hereinafter described; and,

WHEREAS, under the provisions of the Georgia Election Code, particularly O.C.G.A. §21-2-45 of the Official Code of Georgia Annotated, the City may, by ordinance, authorize the County to conduct such election and the City has heretofore adopted such an ordinance; and

WHEREAS, the County has staff and equipment to conduct such election; and

WHEREAS, the County desires to assist said City in the conduct of its municipal special election.

NOW THEREFORE, for and in consideration of the premises contained herein, it is hereby agreed as follows:

1.

This Agreement shall govern the conduct of the City of Peachtree City special election to be held on November 6, 2018.

2.

Fayette County through the Fayette County Board of Elections shall operate as superintendent of the aforementioned election and shall perform any and all functions of the City or any of the City's officials in connection with the conduct of such election.

3.

The County shall supply all of the necessary manpower and transportation to pick up, deliver, set up, store and return to the County all of the voting equipment used in the election along with all ancillary equipment and necessary supplies.

4.

All the voting equipment shall be programmed by the County in conjunction with the office of the Secretary of State.

5.

All absentee ballots shall be ordered, issued, mailed, and accounted for by the County.

6.

Staffing of the polling locations and training of the staff shall be provided by the County.

7.

All expenses and charges incurred in the performance of said election (except for the actual cost of the State-owned voting system and State-owned ancillary equipment) shall be the responsibility of the City. Said expenses and charges shall include but not be limited to the following: all costs of training and providing personnel for the election, costs of printing, mailing and processing absentee ballots, the costs of expendable supplies and a pro-rated maintenance cost for the voting equipment. An invoice for the costs and expenses of the election shall be submitted to the City and the City shall remit payment of the invoice to Fayette County within 30 days of receipt of the invoice.

8.

To the extent permitted by law, the City shall indemnify, defend and hold harmless the County from any liability and/or litigation expenses to which the County may be subjected as a consequence of or as a result of the election for the City. The City will furthermore, to the extent permitted by law, reimburse the County for any and all necessary legal representation, by counsel chosen by the County, in any action arising from the conduct of the City election. Said reimbursement shall be paid by the City within thirty days of invoice by the County.

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This intergovernmental contract is a full and complete statement of the agreement of the parties as to the subject matter hereof and has been authorized by proper action of the respective parties.

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Should any provision of this Agreement or application thereof to any person or circumstance be held invalid or unenforceable, the remainder of this Agreement or the application of such provision to any person or circumstance, other than those to which it is held invalid or unenforceable, shall not be affected thereby, and each provision of this Agreement shall be valid and enforceable to the full extent permitted by law.

11.

Should it be necessary to comply with any legal requirements, the necessary members of the County's personnel may be temporarily sworn in as officers and employees of the City.

[SIGNATURES FOLLOW ON NEXT PAGE]

FAYETTE COUNTY, GEORGIA

By: _____
Eric K. Maxwell, Chairman
Board of Commissioners

Attest:

CITY OF PEACHTREE CITY

By: _____
Vanessa Fleisch, Mayor

Attest:

FAYETTE COUNTY ELECTIONS &
VOTER REGISTRATION

By: _____
Addison Lester, Chairman

Attest:

BOARD OF COUNTY COMMISSIONERS

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

Item #11



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

AGENDA

August 23, 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

Chairman Eric Maxwell called the August 23, 2018 Board of Commissioners meeting to order at 6:30 p.m. A quorum of the Board was present. No members were absent.

Invocation and Pledge of Allegiance by Commissioner Steve Brown

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

Acceptance of Agenda

Vice Chairman Randy Ognio moved to approve the agenda with the addition of the consideration of Resolution 2018-14 and 2018-15 related to 911 charges. Commissioner Brown seconded. The motion passed 5-0.

PROCLAMATION/RECOGNITION:

1. **Recognition of Erik O. Brandt-Nielsen, for his Eagle Scout Service Project for the Fayette County Animal Shelter.**

Animal Shelter Director Jerry Collins gave a brief background regarding Erik Brandt-Nielsen's Eagle Scout Service Project. He stated that Erik built benches to be used at the animal shelter. Mr. Collins presented Erik with a Certificate of Achievement and Chairman Maxwell presented Erik with a Letter of Congratulations from the Board of Commissioners.

PUBLIC HEARING:

2. **Consideration of Resolution 2018-12 adopting the 2018 Property Tax Millage Rates.**

Chief Finance Officer Mary Parrott informed the Board that Resolution 2018-12 was for the purpose of approving the 2018 property tax millage rates. She stated that the growth in the tax digest was approximately \$139,000,000 and was slightly offset by an increase in the exemptions related to that in \$12 billion. She stated that the net increase for the digest for new growth was \$126,953,226, which was a 2.27% increase. The reassessments were \$153,000,000, which was 2.73% of the digest. She stated that the recommendation was for a rollback to allow for no change in a taxpayer's reassessments. She stated that there was a continued decrease in the motor vehicles at \$30,000,000. She stated that all the changes made an increase to the tax digest of \$280,506,000 (51%). She stated that the rollback would save the citizens approximately \$700,000. She stated that the county moved from \$5.6 billion to \$5.9 billion. The recommendations for the millage rates was 4.392 which was a decrease of 0.117;

2.6% decrease. The recommendation for the Special Revenue Fund was to stay flat. Mrs. Parrott continued the presentation to show an example of how each dollar of the property was being allocated between the Board of Education, the respective municipalities (the Town of Brooks, City of Fayetteville, Town of Tyrone and Peachtree City) and the county. She stated that the rollback for Fayette County was \$700,000 and the accumulative five-year rollback was \$21.7 million because of five years that the county did a rollback.

Colonel (retired) Jack F. Smith stated that he attended the community budget meeting that was held at New Hope Baptist Church. He stated that he took exception that when the county rolled back the taxes that the county was losing revenue. He stated that the money was not the county's money and that the county was giving the money to the owner of the money. He stated that a rollback was not lost money to any government entity. He stated that the county passed the SPLOST (Special Purpose Local Option Sales Tax), passed the ESPLOST (Education Special Purpose Local Option Sales Tax) and the assessments have been rising 20% to 25% in the last three years. He stated that until the Board of Education and others in the government understood that it was not the county's money, then they were not doing much for the citizens at all. He stated that he was concerned with what was happening with the SPLOST dollars and why those dollars were not offsetting other taxes in the county.

Vice Chairman Ognio moved to approve Resolution 2018-12 adopting the 2018 Property Tax Millage Rates. Commissioner Brown seconded.

County Administrator Steve Rapson addressed Mr. Smith's comments. He stated that ESPLOST was a school board issue. He stated that regarding the SPLOST, those dollars could not be used to offset general fund type expenditures. He continued that the comments regarding Antioch Road and moving the waterlines was at the cost of the water rate customers and not the general fund or property tax issues. He stated that he took pride in the fact that the county had dialed back the general fund expenditures over the last five years. He stated that he agreed that it was tax payers' money and that was why the county approved to rollback, because they acknowledged that it was tax payers' money.

Chairman Maxwell stated that after the passing of the SPLOST, the county rescinded the stormwater fee for all unincorporated Fayette citizens.

Vice Chairman Ognio moved to approve Resolution 2018-12 adopting the 2018 Property Tax Millage Rates. Commissioner Brown seconded. The motion passed 5-0.

3. Consideration of Petition No. 1257-16, TSTT Investments, LLC, Owner, requests to rezone 212.832 acres from A-R and R-40 to PUD-PRD to develop a Single-Family Residential Subdivision with 91 lots; property located in Land Lots 4, 5, 28, 29, and 30 of the 7th District and fronts on Ebenezer Church Road and Davis Road.

Community Development Director Pete Frisina read the *Introduction to Public Hearings for the Rezoning of Property* into the record.

Chairman Maxwell stated that in 2016 the Board voted to deny this rezoning. He stated that a lawsuit was filed, and Judge Edwards made a ruling that was averse to the county. He stated that the Board appealed to the Supreme Court of Georgia and the court said, "no". He stated that the decision from Judge Edwards was included in the Board's agenda package.

Attorney Kathy Zickert stated that she represented the applicant. She stated that the case was vigorously defended by the county attorney, but in the end her client prevailed. She read the following portion of the court order: "...the plaintiff's rezoning application or another configuration thereof, which yields economically viable lots, is hereby remanded to the county's board of commissioners for rehearing as soon as defendant is able to advertise and sign/post the property in compliance with the zoning

procedures law. The county will evaluate the application under the comprehensive plan in effect in 2016 when the application was denied. If plaintiff remains convinced that the new decision of the board of commissioners is also unconstitutional then it may reappear before the court via application for contempt." She stated that was what would happen if there was not an affirmative decision to approve an economically viable plan. She stated that a number of years ago the Planning Commission recommended a R-80 zoning. She stated during the trial of the case, they also addressed the zoning and whether the zoning and the number of lots, which would have resulted from that compromise, could have yielded a reasonable economical return. She stated that the court decided that it could not do so. She stated that it was not a compromise that was available. It needed to be the PRD with the 91 lots and that was the request before the Board for approval. She stated that she knew this was a "bitter pill to swallow" and she felt bad about that, however her client had the constitutional right to develop the property and that constitutional right had been upheld by the trial court and by a unanimous opinion by the Supreme Court of Georgia.

No spoke in favor of this request.

The following spoke in opposition:

Todd Patterson stated that he owned a home and eight acres on Country Trace. He stated that it was adjacent to the proposed rezoning. He stated that Country Trace had five homes on approximately 90 acres with a density of 0.066 homes per acre. He stated that the planned development proposed 91 homes on 212 acres, density of 0.411 per acre. He stated that this density was 6.2 times higher. He stated that the density was shown in the plan with one-acre actual lots with a density 15 times higher than the adjacent property. He stated that this density must be viewed as incompatible use. He discussed the concern of rain run-off from the neighborhoods from the north of his property and the increase of this concern with this proposed development. He continued his presentation to the Board that included concerns of added impact to the traffic. He asked how, if the one acre lots and road area would be wiped out, would Pelham Creek handle over 500,000 square feet of non-porous surfaces including streets, sidewalks and roofs, and what would be in place to improve the two Ebenezer Church intersections; adding turns lanes similarly. He stated that he was not asking that the five-acre lot sizes be maintained however, two to three-acre lot sizes would allow development and protect the rights of all involved.

Jack F. Smith stated that he 422 feet of his property line adjoined the proposed development. He stated that he had been asked to express the desire of some of his neighbors, that the zoning request of 212 acres bordering Ebenezer Church to the south, Country Trace to the west and Davis Road to north and Martha's Cove and the Crafts property to the east be denied regardless of the court order. He stated that he submitted a petition in 2016 with over 500 signatures of those who did not want this development. He stated that he recommended that the request be denied for two reasons. One of those reasons was that the Superior Court ruling denied the county commission one of its key services to the county of approving and enforcing, "building, zoning and development regulations." He continued his comments. He stated that this development did not meet the 2016 Fayette Land Use Plan and should be denied. He stated that the negative aspects of the plan were: 48 less than two-acre lots along Country Trace and Davis, three one-acre lots adjoined to Craft's 150-acre lot, two one-acre lots on Ebenezer Church Road, amenity area was not thought out, no plan to manage or maintain stream area, no consideration of topography or hydrology. He stated that property right of land owners was subject to these type hearings and that TSTT Investment LLC was not a person, but a company whose sole purpose was to maximize profits for its investors. He stated that they have no presence in the county, no stake in the current future of the county and have zero concern for the impact of this development on the surrounding communities. He stated that he would hope that the course of action would be to talk the developer into two to three-acre homes across the property so that there would not be one-acre developments.

Lou Jean McKnight stated that it was her desire that the Board would deny the petition from TSTT Investment. She stated that the gentleman that purchased the property knew what it was zoned when he purchased it. She stated that she was told that this area was no longer considered rural. She gave examples of "rural" characteristics within the immediate area. She stated that there was no sewer system in the area, so a septic tank would be a given for the 91 homes. She continued that her greatest

concern was a pond that she and her husband built for recreation for her kids, grandkids, family and friends. She stated that she did not build it for the Fayette County stormwater system. She stated that when the stormwater tax was implemented she discovered that her pond was part of it and no one had asked if she wanted to store runoff water from uphill from the lawn "pesticide, containment subdivisions". She stated that currently the culverts were at maximum capacity during heavy rains. She stated that the additional road surface and concrete driveways would make it worse. She stated that if the dam was breached, she was not sure what would happen to Ebenezer Church Road. She shared other concerns including power shortages and traffic issues. She stated that she could not handle 91 homes and she would not be able to afford to rebuild the dam.

Norm Nolde stated that every developer that wanted to develop property, such as this, showed an access road onto Davis Road. He stated that Davis Road was a dirt road and could not handle additional traffic. He stated that he spoke with the county engineer and there were no plans to pave Davis Road in the near future. He stated that he would ask the Board to deny any access to Davis Road by anyone that wanted to develop property that would back into Davis Road. He stated that residents got the best treatment of that road when the county put down the chemical on the road to reduce the dust. He stated however, the road was unsafe for additional traffic.

Anthony DeMonti Jr. gave further explanation of the presentation from Mrs. McKnight. He stated that if 91 homes were allowed to be developed, the fire stations would not be allowed to handle the load. He stated that there would have to be some type of automatic aid agreement with Peachtree City which he doubted would happen. He stated that there was one entrance to the neighborhood and [emergency] trucks would not be able to perform properly the way the entrance was currently designed. He stated that it would be an increase in traffic on Ebenezer Church Road. He stated that there was not enough room on that road to go around those who ride bicycles. He stated that allowing the homes would put more people in danger because of the increase in car loads on Ebenezer Church Road.

Larry Dove stated that he lived on Ebenezer Church Road and he was the most downstream from the other speakers. He stated that all the water would flow across his driveway which was not a big driveway. He stated that he read the court paperwork and understood, however he disagreed with the judge and his interpretation of the law. He stated that it was not incumbent on the county to make money for any developer at any time. He stated that the developer bought the land at A-R and he saw the overlay and took the opportunity to buy the property. He stated that if we wanted to keep the center of Fayette County rural, then he would ask the Board and the Planning Commission to make it incumbent that the Board addressed having a developer purchase a tract of land zoned A-R and having it changed to a higher density. He expressed that this decision would set a precedent to allow for that to happen.

Sylvia Nolde stated that the discussions have covered the water runoff issues, traffic issues, safety issues and the impact of the residence of this parcel of land. She stated that she would like to bring up an additional thought of how the development would impact the entire county. She stated that if each home had a minimum of two children, it would bring 182 additional children to the county schools. She stated that if 25 children were placed in each classroom, it would require 7 additional classrooms and additional staff. She stated that this was an overall picture of how 91 homes in this small area would affect everyone.

Larry McNeil stated that "post change" of zoning had been addressed numerous times before. He stated that TSTT Investment LLC, knew the zoning and restrictions when purchasing the property. He stated that he doubted that anyone would object to them building homes on five-acre lots. He stated that he did not think the developers would have been successful had there not been a profit in five-acre lots. He stated that the neighborhood was rural, regardless of what the judge thought. He stated that the judge's ruling that the property was worthless unless the zoning changed, was false.

Ms. Zickert made rebuttal to comments. She stated that it was important for those in attendance to understand that the county defended the lawsuit based on the citizens' concerns. She stated that the county raised the issue of Davis Road being dangerous, the issue of water runoff, the issue of precedence being set, but the county could not argue that the rezoning did not

comply with the land use plan because it did at the time. She stated that was why the county subsequently changed the land use plan. She stated that the concerns were heard, but unfortunately, they were not offset by the other issues that had to be considered in a typical zoning challenge. She stated that she did not want the citizens to think that their issues were not heard or that the county did not try to communicate the concerns, because they did, and it was the basis of the county's defense. She stated that if there was any silver lining, the water situation may improve. She stated that there was testimony from county staff that the stormwater controls that were in effect and the developers would be required to a better job of controlling the runoff. She stated that Davis Road was the county public works' idea. She stated that they wanted to have the access point there. She stated that anyone had the right to disagree with a judge or whomever. However, it was not just one judge that made the ruling, it was a unanimous Supreme Court of Georgia that decided it was not worth hearing. She stated that she would ask the Board to abide by the court order.

Chairman Maxwell asked if the request was for the zoning to go to PUD or to some other zoning. Ms. Zickert stated no, PUD/PRD and 91 lots.

Commissioner Charles Rousseau asked if she was open to any other considerations. Ms. Zickert stated no.

Commissioner Brown read the following statement into the record:

The County's Land Use Plan efforts signify our ability to regulate property development to promote efficiency and to regulate use which is desirable to the citizens and the health of our community as a legitimate practice. (In each of these cases, the United States Supreme Court upholds a significant legislative interference with private property interests on the basis of the states' [and the county through the state] power to regulate for the public welfare. See *Midkiff*, 467 U.S. 229; *Penn Cent. Transp. Co.*, 438 U.S. 104; *Euclid*, 272 U.S. 365.)

The Board of Commissioners' decision was based on the sound logic of preventing an adverse impact on the citizens of Fayette County by depleting vital road capacity and obstructing normal usage of the rural road system in the area as well as the impact on safety and the environment.

The zoning decisions in the County's land planning efforts reflect the will of Fayette County citizens and their desire to protect critical infrastructure, the immediate environment and their safety. The County unquestionably has the power to protect the public health, safety, morals and welfare of the jurisdiction, dating back to *Village of Euclid v. Amber Realty* in 1926.

Justice Sutherland, writing for the majority in the *Euclid* ruling, stated, *"Until recent years, urban life was comparatively simple; but, with the great increase and concentration of population, problems have developed, and constantly are developing, which require, and will continue to require, additional restrictions in respect of the use and occupation of private lands in urban communities."* Those were prophetic words regarding what we experience in metropolitan Atlanta today.

There are numerous valid land uses available to the property in question and the action taken by the Board of Commissioners in no way resembles an unreasonable exercise of the County's police power constituting a taking without just compensation.

To claim that the County's decision on the applicant's requested zoning change rendered the property worthless is highly impracticable and the property has ample economic viability. The continued success of Fayette County depends upon a logical and reasonable defense of the County's land use plans, meeting new growth conditions and maintaining the community's unique values. The County is not responsible for insuring the highest and most profitable outcome for land speculators and developers, nor does there exist any constitutional right to that end.

There was a rezoning denial on this property back in 2005 and another failed attempt in 2007. Obviously, there have been several land speculators over the years who have attempted to ignore the well-reasoned expectations and plans for the County.

We should always demand that the County Attorney should vigorously defend and the Courts honorably and judiciously rule regarding such zoning matters.

Our land plan changes are a response to modern metropolitan population growth issues and the erosion of our transportation infrastructure, causing traffic congestion, safety issues and some environmental concerns.

The County has significant discretion in rezoning cases.

The judge has ruled-out a couple of land uses and I question the soundness of that decision which was propped-up by the plaintiff's outrageous claim that the property is deemed worthless. There is almost an infinite number of other zoning possibilities using the variations allowed by ordinance, so in fairness to the applicant, I invite the applicant to provide an alternative to those options that have been eliminated by the Board of Commissioners and the Court.

I took an oath of office, on behalf of the citizens of Fayette County and I refuse to succumb to outlandish tactics designed to manipulate local government decisions outside the best interests of the county and its citizens.

Vice Chairman Ognio stated that there was so much in the judgement that was wrong. He continued that the zoning was set up in order to get the input from the citizens around that parcel. He stated that the citizens showed up and filled out petitions, but then the judgement said, "that the mere existence of neighborhood opposition was not legal sufficient reason to uphold the rezoning denial." He stated that if the citizens did not have a say in it, that was wrong. He stated that the judge issued an order that would hold the Board in contempt if they did not comply and that was wrong. He stated that Commissioner Brown was right, there are other options. He stated that he did not agree with the numbers in the order and there were other things that he did not agree with in the order. He stated that he sure did not agree with the fact that the order said that the value was essentially zero for the property. He stated that he did not know of any property in Fayette County that had a zero value no matter the zoning. He stated that he did not agree with this order. He continued that he battled with what to do and that he did not want to be in contempt of court, but he was not in favor of the zoning.

Commissioner Charles Oddo stated that this was very complicated. He stated that the first time he did vote for this zoning because it did conform to the land use plan. He stated that his position, with this and with everything that came to him, was that he had to be as even-handed as he could be and try to consider the wishes of everybody and look at the fact that the county had a plan for growth. He stated that if the Board did not want to abide by the plan then they should do away with what they have. He stated that the Board had to try to control how the county was going to look in the future and the plan was laid out. He stated that the Board changed the land use plan and now this area had a minimum three-acres. He stated that this put the Board in a difficult position. He stated that he did not understand the basis for the judge's decision. He stated that his issue was that he thought it conformed to the land use plan the first time around. He stated that the decision was the judge's opinion. He stated that he hoped the developer would design the retention pond to hold the rain and stop the rain from going downstream. He stated that the idea behind the PUD was to be more flexible. He stated that the Board had a plan to help guide them and if the Board was not going to go by the plan then they should get rid of it. He stated that was what he had to use to govern himself.

Chairman Maxwell stated that there was a note in the agenda that said that the Planning Commission recommended approval for rezoning from R-80 with one condition. He asked what the Planning Commission meant by that.

Mr. Frisina stated that the Planning Commission recommended R-80 zoning as opposed to PUD/PRD. He stated that R-80 was a three-acre minimum residential lot. He stated that the one condition was dedication of right-of-way along Davis Road.

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Chairman Maxwell asked if the Board chose R-80 with the one condition, where would that put the Board. He asked, when the petitioner put the property before the Board for rezoning, did that open the entire gamut of what the Board could rezone the property.

County Attorney Dennis Davenport stated that in response to the use of R-80; the R-80 zoning was a three-acre zoning district and it was covered specifically in the court order. He stated that A-R was five acres and R-80 was three acres and as he read the order, both of those zoning districts would not be eligible for this geographical location consist with the order from Judge Edwards. He stated that any time a petitioner filed an application for rezoning the Board's procedure allowed the Board to consider the application as presented and also to consider any zoning district that this property should be, as long as it was less intense than what was applied for. He stated that the theory behind that was that the Board put notice to the public at-large, through the advertising in the paper and posting of the signage, so if the Board was going to put notice of a particular district, they could not make it more intense than what was advertised but they could make it less intense than what was advertised.

Chairman Maxwell stated that the recommendation from the Planning Commission was R-80 and that was not going to help the Board because of the court order. The R-78 zoning was a two-acre minimum lot size. He asked what that would look like and how many homes that would be.

Mr. Frisina stated that he did not know.

Chairman Maxwell asked if R-78 was an option. Mr. Davenport stated that it had the same density, but the issue would be the lack of flexibility to get the requisite number of lots; 91 lots. He stated that it became a question of did that mean it was more or less intense. He continued that it was not more intense because you could produce a greater number of lots or was it less intense because you cannot. He stated that it was a tough question to answer. He stated that it did not appear to be more intense, but it appeared to be the same or less and that was his subjective opinion based on the question.

Chairman Maxwell stated that he could not go with R-80 because of the judgement and with the R-78 he did not know how many lots that would yield. He stated that to him that, and anything below that, would be in play. He mentioned R-45.

Mr. Davenport stated that the Board needed to stay at the two-acre and not go down to R-45. He stated that because it was advertised for one zoning district and the general principle was that it could not be rezoned to something more intense and one-acre, R-45 would be more intense.

Chairman Maxwell stated that Commissioner Brown attempted to expand the land use plan to three-acre lots and unfortunately that was also addressed in the order. He stated that the Board had to go back to the land use plan that was in place when this come to the Board. He stated that after the Board received the court order, the Board decided to appeal. He stated that he did not agree with the order. He stated that the unanimous decision from the Supreme Court of Georgia said that the order was right. He stated that he received an email from someone that said, "the Board was elected to do the will of the people" and he generally agreed with that. He continued that he had to do the will of the people in the context of making a legal decision that was consistent with what he had been told to do by a judge and the Supreme Court of Georgia. He stated that he would love to make a decision that was averse to the decision that was handed by Judge Edwards. He stated that he did not see any outs. He stated that a vote to do anything that was against the order, the Board would sit in jail.

Commissioner Rousseau stated that the Board was strongly encouraged to make a decision. He stated that even though Mr. Frisina did not have a schematic design of a potential R-78, R-75 or a zoning less intense, did it prevent the Board from making a recommendation for R-78 or R-75.

Mr. Davenport stated that the plain reading of the order said, A-R and R-80 was not available. He stated that it said to rezone it to a constitutional zoning district.

Commissioner Rousseau stated that R-78 and R-75 did fit that definition.

Mr. Davenport stated that R-78 and R-75 are not included in the order so they would be eligible from that argument.

Commissioner Rousseau asked Mr. Frisina what doors would potentially be opened if they made a recommendation for R-78 or R-75, as an example, without having a schematic and knowing what the acreage would allow.

Mr. Frisina stated that at this point he did not know how many lots could be yielded under either of those zoning districts. He stated that he did not know if it would yield the prescribed lots that are asked for under the PUD.

Commissioner Rousseau stated that his issue was being in compliant with the order and some reasonable compromise that the Board did not end up being in contempt. He stated that he would like to take action and be in compliance. He stated that he would like to see R-78 for the property.

Chairman Maxwell asked if every acre of the 212 acres was developable would that be 106 lots.

County Administrator Steve Rapson stated that with 212 acres and typically about 10%-15% for infrastructure, that would be about 90-95 range for developable lots, but there were a lot of stormwater issues on this site, so it was probably even less. He stated that 20% would be closer to 80 homes.

Commissioner Brown stated that the land plan did not state the PUD designation. He stated that it said a certain number per acre.

Mr. Frisina stated that the land use plan said units per acres was dense. He stated that the PUD and other flexible zoning districts gave the ability to meet the density and the flexibility.

Commissioner Brown stated that the county did not guarantee density because of the wetlands on properties and other mitigating factors on properties. He stated that the county did not guarantee a certain density per acre of lots because the entire lot was not buildable.

Mr. Frisina stated that the property would be buildable to the degree that it was and the PUD gave a way to mathematically come up with a number.

Commissioner Brown stated that they have extended an offer for the Board to be as flexible as they can be so they can build as many lots on a piece of property that a guy paid a substantial sum of money for without any conditions on the purchase and the Board was supposed to guarantee his risky speculation on a piece of property based on a number that included wetlands and other mitigation factors on land that he could not build, but the Board was supposed to give him the exact same number of homes for the total acreage of the lots.

Mr. Frisina stated that the calculation took flood plain out.

Mr. Rapson stated that there was no guarantee.

Commissioner Brown stated that there was no PUD and PUD was not zoned in the land use plan. He stated that the petitioner could come back with another viable zoning, which was what the judge said they could do, as long as it was not the two that the county attorney mentioned and make another offer.

Mr. Davenport stated that this was not the first rezoning hearing to be sent back to the Planning Commission. He stated that this was the second rezoning hearing with a two-year hiatus because of litigation. He stated to treat this like a standard rezoning hearing could be at the Board's jeopardy.

Commissioner Brown stated that he understood. He stated that he was shocked at Judge Edwards' ruling. He stated that he was not sure Judge Edwards read the document because some of it was so outlandish and out of the box. He stated that the Supreme Court said it did not meet the criteria to hear the case, so they let it stand. He stated that the contempt thing was a side story and he did not care. He stated that if the Board allowed judges to rezone the entire county, then they are in "dire straits". He stated that they should not allow judges to take over the land use and transportation system. He stated that he would entertain the R-78. He stated that the Board had the ability to deny the request and ask for an alternative because the judge said whatever the viable zoning qualification was.

Commissioner Rousseau stated that he asked and they were not willing. He stated that Ms. Zickert said no on behalf of her client.

Chairman Maxwell stated that he was prepared to make a motion for R-78. He asked Mr. Davenport if that was something he could defend.

Mr. Davenport stated that he would have refer back to his earlier answer; it cannot be A-R and it could not be R-80, it had to be at a constitutional zoning district. He stated that was the direction by Judge Edwards. He stated that if Chairman Maxwell felt R-78 was within that parameter, then it was his prerogative to do so. He stated that he did not know what Judge Edwards would say.

Chairman Maxwell stated that he would take that as a yes, he could defend that.

Chairman Maxwell moved to approve Petition No. 1257-16, TSTT Investments, LLC, Owner, requests to rezone 212.832 acres from A-R and R-40 to R-78 to develop a Single-Family Residential Subdivision with 91 lots; property located in Land Lots 4, 5, 28, 29, and 30 of the 7th District and fronts on Ebenezer Church Road and Davis Road with one (1) condition that the owner/developer shall provide at no cost to Fayette County a quit claim deed for 40 feet of right-of-way as measured from the centerline of Davis Road prior to the approval of the Final Plat and said dedication area shall be shown on the Preliminary Plat and Final Plat. Commissioner Brown seconded.

Commissioner Oddo stated that if it was to go to R-78 and it was accepted it would be a difference of how many homes. He stated that R-78 was two-acre minimum and the developer would still put as many homes as possible on the property. He stated that they are not talking about not doing the development.

Commissioner Brown stated that there was no constitutional guarantee for anyone to be in PUD/PRD zoning.

Commissioner Rousseau asked at what point would the developer come back with a schematic.

Mr. Frisina stated that once the property was rezoned it did not come back before the Board.

Chairman Maxwell stated that R-78 was 2,500 square foot was the minimum.

Vice Chairman Ognio stated that it was 3,000.

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The Board recessed at 8:34 p.m.

Mr. Rapson announced for the record that the Peachtree City Little League Baseball Team was leading 7-3 in Round 1 of the Little League World Series. The team ultimately won Round 1 of the series.

The Board reconvened at 8:51 p.m.

4. Consideration of Petition No. 1276-18, Christine Thornton & Claudine Morris, Owners, and Trent Foster, Agent, request to rezone 18.172 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting of six (6) lots; located in Land Lot 105 of the 7th District and fronts on Dogwood Trail.

Trent Foster stated that the future land use map was one unit per acre on this parcel. He stated that he was requesting R-75 which was one unit per two acres. He stated that each lot was basically three acres. He stated that it would not overburden the road. There was a condition for only three driveway accesses. He stated that was only half of what they could potentially get on that road from this parcel on the future land use maps and they were being restricted "driveway wise", which he felt was unnecessary.

No one spoke in favor or in opposition of this petition.

Commissioner Rousseau stated that Mr. Foster indicated that he thought the conditions were unnecessary. He asked Mr. Foster to expound.

Mr. Foster stated that if there was a driveway at 100 to 125 feet apart, he did not see the reason to restrict to three driveways. He stated that he would understand if this was Highway 74, Highway 85, 314 or even Tyrone Road to limit the driveway, but to limit the driveways was basically reducing the use of the property because they would have to come in at certain locations. He stated that there would have to be a driveway between two lots and that would basically be sharing a driveway if there were people coming in and out at the same time. He stated that could create a hazard. He stated that he would prefer to have six individual driveways.

Chairman Maxwell stated that it was his understanding that happened at one of the other properties.

Mr. Frisina stated that those properties were a little more dispersed and there were flag lots and larger lots where it seemed to be very uniformed and this was a similar condition that was put on rezoning that was on Jeff Davis. He stated that it was better to restrict the number of curb cuts.

Chairman Maxwell asked if this was restricted because the Planning Commission thought it would be better or was it by ordinance.

Mr. Frisina stated that it was by condition of the staff. He stated that it was based on input from the Road Department.

Chairman Maxell asked if all the driveways would be accessible onto Dogwood.

Mr. Foster stated yes. He stated that it would be 125 feet lot widths between each lot. That was the width of each lot.

Commissioner Brown asked if there was a maximum width for the driveways under this scenario.

Public Works Director Phil Mallon responded. He stated that the condition was put in by staff based on the input from the Board on similar requests. He stated that originally it was set to meet what staff took to be the Board's desires. He stated that since then, staff had gone out to take field measurements of sight distance and found that the property did have some serious sight distance concerns. He stated that it was likely that they could not get six lots even using shared driveways. He stated that even though there were conditions, when the preliminary plats were submitted, staff would check each lot to be sure that it had adequate sight distance for a safe driveway and if not, then staff would not recommend that preliminary plat. It would have to be revised. He stated that he spoke with someone on the applicant/developer side, and they thought the sight distance was satisfied. He stated that he could not resolve at this point, their measurements versus the staff's measurements. He stated that he wanted to let the Board know that if it was not a condition of rezoning it would be a condition of preliminary plat approval to use some shared driveways and even doing so, they may not get six lots.

Commissioner Brown stated that Dogwood Trail was a cut-thru and he understood why this was done for safety. He stated that he could not imagine that the traffic number would stay the same and not going the safest route by looking at the unified driveways.

Commissioner Rousseau stated that Mr. Foster referenced Jeff Davis and Mr. Mallon referenced that the Board had shown a preference. He stated that he wanted to be careful that we were not "cookie cutting". He stated that it put him a little at ease because staff went out to look at the lots. He asked about Jeff Davis.

Mr. Frisina stated that there were similar concerns; busy road. He stated that he was not sure if there was a sight distance issue, but it was cutting down the number of areas where cars could come into the road. It went from four driveways to two driveways to limit the incident areas.

Commissioner Rousseau stated that he wanted the applicant to hear that there was reasoning behind that decision even though he may not agree. He stated that Mr. Mallon also offered the option of the final plat that could be reevaluated.

Mr. Mallon stated that it was based on the applicant. He stated that it was based on preliminary data and staff may not be able to approve six lots regardless of the zoning. He stated that staff would not approve a new lot if it did not have a safe driveway.

Commissioner Oddo stated that it would be up to the developer, but could he not build frontage road with access off Dogwood Trail and everyone would have their own driveway.

Mr. Foster stated that it could be possible if the county did not have a problem with a frontage type road. He stated that it would give him the six lots.

Mr. Frisina stated that he did not know if there were standards for that type of road system in the county.

Mr. Mallon stated that this would have to be a side street that was build off Dogwood Trail that had a cul-de-sac and a minimum length of 75 feet to the cul-de-sac. He stated that it was an option and his experience was that it was a very expensive option for six lots.

Mr. Foster stated that if a driveway could be shared down the centerline, could he not run a driveway to one end of the property to the other and just have driveways and not a county road. He stated that it would be a longer wider driveway basically at the edge of the front right-of-way. He stated that it would be the same as splitting the driveway down two parcels, but it would be split down six parcels into individual driveways.

Mr. Mallon stated that it would be great in terms of maximizing sight distance, but as for county regulations it only allowed two homes per driveway.

Commissioner Brown asked if the Board could make that a condition.

Mr. Davenport stated that the Board would need to amend the code to take that out because it was a maximum of two per driveway. This was part of the zoning regulations. He stated that if it was something that the Board wanted to do, it could be done without a hearing before the Planning Commission. He stated that it was a code amendment, but it would have to be on a different agenda. He stated that currently the code allowed a maximum of two lots per access point so it would be in conflict with the code.

Vice Chairman Ognio stated that he did not have a problem with rezoning it to R-75. He stated that if the Board needed to change the code then that could be done. He stated that staff could work with the developer regarding the driveway.

Mr. Foster stated that he agreed with the condition as written and that he would work out the driveway issues later.

Mr. Davenport stated that when the Board voted on a conditional zoning it could not be changed. He stated that if the Board wanted to change the zoning, it would have to go back to the Planning Commission and then back to the Board because it was a conditional zoning.

Commissioner Brown stated that he would oppose six driveways on that road. He did not believe that was safe.

Commissioner Oddo stated that he would be ready to vote for this item, but he would like Mr. Foster to see about the one curb cut. He asked if it had to be decided tonight.

Mr. Foster stated that due to contract restraints it needed to be voted on during this meeting.

Vice Chairman Ognio moved to approve Petition No. 1276-18, Christine Thornton & Claudine Morris, Owners, and Trent Foster, Agent, request to rezone 18.172 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting of six (6) lots; located in Land Lot 105 of the 7th District and fronts on Dogwood Trail with no condition.

Vice Chairman Ognio amended the motion to approve Petition No. 1276-18, Christine Thornton & Claudine Morris, Owners, and Trent Foster, Agent, request to rezone 18.172 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting of six (6) lots; located in Land Lot 105 of the 7th District and fronts on Dogwood Trail with one (1) condition that the six (6) lots shall be limited to three (3) driveway curb cuts. Commissioner Brown seconded.

Commissioner Oddo stated that he would like staff to figure out a solution to this type problem.

Vice Chairman Ognio amended the motion to approve Petition No. 1276-18, Christine Thornton & Claudine Morris, Owners, and Trent Foster, Agent, request to rezone 18.172 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting of six (6) lots; located in Land Lot 105 of the 7th District and fronts on Dogwood Trail with one (1) condition that the six (6) lots shall be limited to three (3) driveway curb cuts. Commissioner Brown seconded. The motion passed 5-0.

5. Consideration of Petition No. 1277A-18, William Taylor III, Owner, request to rezone a total of 46.26 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting 23 lots; located in Land Lot 196 of the 13th District and fronts on Westbridge Road.

Item #5 and Item #6 are companion petitions. They are for the same development.

William Taylor stated that he was a ten-year resident of an adjacent community; Country Lake. He stated that all of his family lived in the area and anything done to the area would be impactful to him and his immediate family. He stated that he purchased the property with the purpose of developing a luxury subdivision. He stated that there was no intent to build a 1,500 square foot home or any of that sort. He purposed it so that it would be one of the paramount communities that would match Country Lake, Dix-Lee-On, Northridge and surrounding communities. He stated that the intent to covenant the property such that, once approve, no one else could come in and build the small "cookie cutters" that was not atypical of this community. He stated that it was a low-density community with a 3% increase to traffic and the surrounding area. The homes would be 100% custom homes. He stated that although the minimum square foot for the homes was 3,000 square feet, none of the homes shown were 3,000 square feet. The smallest was 4,100 square feet. He stated that he was requesting R-70 and the other communities in the area are R-40 with less than 1,500 square feet requirements. He stated that he requested 1,500 square feet but neglected to go to a larger square footage because on the property lived Carlos Dimas and his wife, the previous property managers for the Evander Holyfield estate. He stated that they would like to purchase that home and to accommodate them he selected R-70 so the home could be purchased by them. He stated that it would be an outparcel. He stated that there was another home on the Westbridge side in a similar condition. He stated that it was a young man working pro bono in hopes of purchasing the home.

Commissioner Brown asked if the two outparcels would have no connectivity to the subdivision.

Mr. Taylor stated that there would be connectivity but it would be shielded by natural fencing.

Commissioner Oddo asked Mr. Taylor if he would consider carving the two outparcels and leaving them A-R.

Mr. Taylor stated that if he left them A-R they would be five-acres parcels and that may impact things.

Vice Chairman Ognio stated that there were concerns from citizens regarding the size of the homes. He stated that there was no guarantee of at least 2,500 square feet. He asked Mr. Taylor if he would consider rezoning all of it to R-75 with a condition to bring back the two homes for R-70.

Mr. Taylor stated that he would not have an issue with that.

Mr. Frisina stated that with enough time and money he could do that. He stated that he would get R-75, then develop the subdivision, cut out the lots and then bring the two homes back.

Mr. Taylor asked if he could do the inverse so that he could cut out the lots at R-70 and zone the subdivision R-75 since the subdivision would not be completed in six months.

Mr. Davenport stated that it was one tract of property and the Board was looking to delineate at least a two-acre parcel to surround the house. He stated that nothing had been put before the Board to give a legal description of that area. He stated that it was just a concept. He stated that concept wise, it was doable but he could not say what was being zoned R-70. He stated that there was not a legal description of the lot. He stated that the cleanest way to do the two-step process would be to go with R-75. He deferred to Mr. Frisina for a time to come back with the R-70. He stated that there were issues with putting the plat together

for the subdivision to meet the Board's requirements. He stated that he did not want to mislead the petitioner. He would not want the subdivision requirements to hinder him from being about to produce a two-acre lot surrounding an existing house.

Mr. Frisina stated that he did not think he had the ability to bring those back with a legal description until they were at the final plat stage. He stated that meant that the road was in and all the lots staked. He stated that it would be sometime after the final plat was approved or prior to the final plat that he could bring it back.

Mr. Davenport stated that there would need to be a time frame on doing that. A two-year timeframe. He stated that the issue that most concerned him was not knowing the distance of the southern property and the distances that would be required to develop the subdivision and the standard that would be needed for the two-acre carve out for the existing house.

Mr. Frisina stated that the conceptual plan showed the houses sitting on the lots.

Mr. Davenport stated that he was pointing out the risk.

Mr. Taylor made statements regarding bringing the driveway from Old Ford Road. (comments were inaudible).

Mr. Oddo stated that one of the concerns was the size of one house that did not meet standards.

Mr. Frisina stated that there was one house that needed a utility roof to be completed.

Mr. Davenport stated that he had sufficient time to do that. He stated that there were two issues. He stated that the major issue was having the lot carved out. He stated that he would not think the urgency of bringing the house to the minimum size would take precedence over getting the lot carved out, but he would bring the house up to the minimum size in the process that he was working through before carving the lot out. He stated that it was a step to take that did not carry the same sense of urgency that it typically carried because of what would need to be done to carve the lot out. He stated that he would recommend 18-months. He stated that Mr. Taylor should be able to come back and rectify the remaining two lots probably before the 18-month period.

Commissioner Rousseau stated that it would be R-75 with a condition of 18-months to return after the property had been staked out, to allow the two houses to act as outparcels.

Mr. Davenport stated that the condition would be similar to what the Board typically put on as a condition when there was an undersized house. He stated that they would have 18-months to correct the problem, in addition, to carve out the two-acre lot from the R-75 and apply for the rezoning to R-70 for the two lots. He stated that the Board did not have that type condition before but it was logical extension in respect to rezoning the undersized house.

Mr. Taylor stated that he wanted to be clear. He recapped that if he was to do the engineering work and carve out the plat with the legal description in a couple of months, then he could come back to the Board.

Mr. Davenport stated yes. He stated that the Board was giving a timeframe with the 18-months. He stated that if it was not done within 18-months then the county would have it rezoned back to the original zoning district. He stated that was the penalty but that was why the Board was recommending so much time.

Mr. Taylor stated that he was amendable and understood what was being proposed to bring the home on Westbridge up to square footage stand for R-70 and an 18-months timeframe to come back to make the zoning request.

Nora Blair spoke in favor of this request. She stated that she was a friend of the Dimas family. She stated that Mr. Dimas was on a mission trip and could not be present. She stated that the family lived in the house for 20 years and since Mr. Holyfield lost it, they have been paying to live there. She stated that the Planning Commission recommended approval although there were many people who attended the Planning Commission meeting in opposition. She stated that she appreciated the work that the Board was putting into this request. She stated that she understood why the Board was taking the additional step but did Mr. Taylor have to do all that work before the Planning Commission again. She thanked the Board for all they do.

Roy Bishop stated that he was not sure if he was opposed or in favor of this request. He stated that he was in favor of the request the way it was laid out right now. He stated that he was not in favor of the R-70 with the two existing houses remaining. He stated that R-75 would be acceptable.

Chairman Maxwell stated that the R-70 was a 1,500 square foot home and R-75 was a 2,500 square foot. He stated that the Board received several emails regarding this request and the emails were on the dais.

Vice Chairman Ognio moved to approve Petition No. 1277A-18, William Taylor III, Owner, request to rezone a total of 46.26 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting 23 lots; located in Land Lot 196 of the 13th District and fronts on Westbridge Road with three conditions, (1) the owner/developer shall provide, at no cost to Fayette County, fifty (50) feet of right-of-way as measured from the centerline of Westbridge Road to create a total of 100 feet of right-of-way and said dedication area shall be shown on the Final Plat, (2) that the pavilion located on the eastern portion of the property be removed within 180 days form the effective date of this rezoning, and (3) that the owner developer rezone the proposed lot which will contain the existing dwelling to R-70 to address the issue of the minimum house size within 18 months. Commissioner Brown seconded. The motion passed 5-0.

6. Consideration of Petition No. 1277B-18, William Taylor III, Owner, request to rezone a total of 40 acres from A-R to R-70 to develop a Single-Family Residential Subdivision consisting 23 lots; located in Land Lot 221 of the 13th District and fronts on Old Ford Road.

No one spoke in favor or in opposition.

Vice Chairman Ognio moved to approve Petition No. 1277B-18, William Taylor III, Owner, request to rezone a total of 40 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting 23 lots; located in Land Lot 221 of the 13th District and fronts on Old Ford Road with three conditions, (1) the owner/developer shall provide, at no cost to Fayette County, forty (40) feet of right-of-way as measured from the centerline of Old Ford Road to create a total of 80 feet of right-of-way and said dedication area shall be shown on the Final Plat, (2) that the pavilion located on the eastern portion of the property be removed within 180 days form the effective date of this rezoning, and (3) that the owner developer rezone the proposed lot which will contain the existing dwelling to R-70 to address the issue of the minimum house size within 18 months. Commissioner Oddo seconded.

David Brill thanked the Board for considering variations and accommodating what the neighbors and the applicant agreed on.

Mr. Taylor stated that he agreed with the conditions.

Vice Chairman Ognio moved to approve Petition No. 1277B-18, William Taylor III, Owner, request to rezone a total of 40 acres from A-R to R-75 to develop a Single-Family Residential Subdivision consisting 23 lots; located in Land Lot 221 of the 13th District and fronts on Old Ford Road with three conditions, (1) the owner/developer shall provide, at no cost to Fayette County, forty (40) feet of right-of-way as measured from the centerline of Old Ford Road to create a total of 80 feet of right-of-way and

said dedication area shall be shown on the Final Plat, (2) that the pavilion located on the eastern portion of the property be removed within 180 days from the effective date of this rezoning, and (3) that the owner developer rezone the proposed lot which will contain the existing dwelling to R-70 to address the issue of the minimum house size within 18 months. Commissioner Oddo seconded. The motion passed 5-0.

7. Consideration of Resolution 2018-13 to amend the Future Land Use Plan map of the Fayette County Comprehensive Plan for the area generally north of Harp Road, south of Seay Road, south of Perry Creek and east of Redwine Road from Rural Residential 2 (1 unit/2 acres) to Low Density Residential (1 unit/ 1 acre).

Vice Chairman Ognio recused himself from discussion of this item. He stated that his parents owned 52 ½ acres in the area and he did not want it to look like he was trying to...

Vice Chairman Ognio exited the room.

Mr. Frisina stated that at the Board of Commissioner Retreat in April, members of the Planning Commission came before the Board to request permission to review the land use plan because of the time they had to turn the plan around in 2017. He stated that they did not feel they had adequate time to look at the land use plan and the Board agreed to have the Planning Commission look at it again. He stated that staff agreed with the recommendation.

Planning Commission Chair Brian Haren stated that this was a house keeping issue. He stated that they looked at the comprehensive plan with the intention to go back and look at the map to see whether or not the recommendation matched well with what they saw on the ground. He stated that upon review of the plan there was one small section that was bounded by the roads mentioned in the agenda item. He stated that everything was at one acre and in that area alone, it did not make sense to push it to residential one unit, two-acre. He stated that it should be one unit for consistency as the zoning areas are broken out for the comprehensive plan. He stated that this was the only change that was recommended after the comprehensive plan was approved.

Planning Commission Member Al Gilbert gave a brief history of the zoning in this area. He stated that he was concerned that one day someone would say that it was one-acre zoning and now they have to do two-acre zoning.

Commissioner Brown stated that he understood wanting the consistency. He stated that the problem was with the acreage leftover. There would be a lot of homes if it was moved to one-acre as opposed to the two-acres. He stated that there was always a chance of a legal challenge. He stated that looking at the traffic situation and the amount of traffic being put on the roads that are not designed to handle a lot of traffic, he would rather see it remain as two-acres. He would like to keep the density as low as possible in the area.

Mr. Haren stated that was the Planning Commission recommendation and they would go with the Board's decision.

Commissioner Brown moved to deny Resolution 2018-13 to amend the Future Land Use Plan map of the Fayette County Comprehensive Plan for the area generally north of Harp Road, south of Seay Road, south of Perry Creek and east of Redwine Road from Rural Residential 2 (1 unit/2 acres) to Low Density Residential (1 unit/ 1 acre). Commissioner Oddo seconded.

Commissioner Oddo stated that he was looking at this as protection of the county because the higher density gave the appearance that, when it was annexed, it could be at a higher density. He stated that he did not disagree with what was presented, but that the Board should leave it.

Commissioner Brown moved to deny Resolution 2018-13 to amend the Future Land Use Plan map of the Fayette County Comprehensive Plan for the area generally north of Harp Road, south of Seay Road, south of Perry Creek and east of Redwine Road from Rural Residential 2 (1 unit/2 acres) to Low Density Residential (1 unit/ 1 acre). Commissioner Oddo seconded. The motion passed 4-0. Vice Chairman Ognio recused himself.

Vice Chairman Ognio returned to the meeting.

8. **Consideration of staff's recommendation to approve new 2018 Retail Alcohol Beer and Wine License (C18-00363) for Qadeer Ullah, doing business as Kenwood BP, which is located at 1866 Hwy.85N, Fayetteville, Georgia 30214.**

Staff recommended tabling this item to September 27, 2018 meeting.

Commissioner Oddo moved to table staff's recommendation to approve new 2018 Retail Alcohol Beer and Wine License (C18-00363) for Qadeer Ullah, doing business as Kenwood BP, which is located at 1866 Hwy.85N, Fayetteville, Georgia 30214 to the September 27, 2018 Board of Commissioner meeting. The motion passed 5-0.

CONSENT AGENDA:

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

9. **Approval of the project and budget approval in the amount of \$465 for the 5th Annual Scarecrow Competition.**
10. **Approval of staff's recommendations to liquidate asset #11455 (LeeBoy Patching Roller) on GovDeals to the highest bidder.**
11. **Approval to authorize the Purchasing Department to take necessary actions associated with the disposal of assets acquired through the Superior Court of Fayette County and the Sheriff's Office and to sell these assets to the highest bidder on GovDeals.**
12. **Approval of the August 9, 2018 Board of Commissioners Meeting Minutes.**

OLD BUSINESS: None.

NEW BUSINESS:

13. **Consideration of staff's recommendation to object to the Peachtree City annexation of 30 properties totaling 105.45 acres on SR 54 and the rezoning of said properties from C-C, C-H and R-20 to GC (General Commercial) and LUR (Limited-Use Residential).**

Mr. Frisina stated that this was an annexation for proposal in Peachtree City. He stated that it was not a 100% method but a 40/60 method. He stated that meant that 60% of the owner of the property that apply for rezoning meant the other 40% can be brought in whether they consent or not.

Commissioner Rousseau stated that the 60/40 meant that 60% of the individuals, voting in the affirmative can begin the process for annexation and that it did not mean that the Board had to act on it favorable.

Mr. Frisina stated that it was the application process.

Mr. Davenport stated that 60% of the owners of the area, of land comprised of 60% of the area and 60% of the electors. He stated that in this case there were very few electors. He stated that it forced a public hearing in front of the annexing entity. He stated that the Board was only looking at whether or not to object to the annexation.

Mr. Frisina stated that there were some issues brought up by stormwater and public works regarding the impact on the increase of density on the county. He stated that the 2013 future conditions flood study plus the Metropolitan North Water Planning District and there was also concern that they would like a flood management plan to be completed. He stated that it was a one-acre area on fifty-acres with about 90 plus lots for the area, so that was doubling the residential density. He stated that public works also had issues with the possible impact of the intersection of Governor's Square and State Route (SR) 54. He continued that the sizable amount of funding that the county would lose from Fire and EMS by pulling in the existing commercial development along SR54.

Gary Ricards stated that he was a resident of Peachtree City and also a resident of Fayette County. He stated that he and his neighbors felt that the present zoning for the properties under consideration are appropriate for the perimeter edges of Fayette County that are agricultural of lower density. He stated that he was afraid that the annexation by Peachtree City into the east edges of the city would demand a lower quality of life from increased traffic and conflicts between the county and the city. He stated that he was pleased with the present zoning. He stated that he was speaking in opposition of this annexation.

Peachtree City-City Manager Jon Rorie stated that he was before the Board to object to the objection of this annexation. He stated that the SR54 East annexation, growth boundaries as defined on the perimeter of Peachtree City limits. He stated that he had been working on this project since September 2014. He stated that he wanted to talk about process. He stated that staff made a recommendation to object to the annexation because it shown to be a material increase in burden. He stated that related to the SR54 East corridor, there was commercial zoning. He stated that the commercial zoning was put in place many years ago by Fayette County and since then, the area had evolved. He stated that the area had begun to take on a characteristic of its own village, similar to other villages in Peachtree City. He stated that an email was provided in the agenda package that basically said that this was the high-level discussion that the county had with Peachtree City. He stated that this was an email shared with him stating the county's objection. He stated that he wanted to note that Peachtree City had a two-step annexation process. He continued that the email said, "I see that your elected officials have approved moving forward with on the annexation." He stated that Peachtree City Council had not authorized moving forward on the annexation. He stated that at this point, the Council had only officially accepted the application as being completed for consideration. He stated that the process for a two-step annexation did not indicate that the Council had approved the annexation. He stated that objections had been shared with the Board before the City Council had even acted on the application. He stated that he met with the developers and informed them that the city would not do certain things. He stated that one of the things was the objection to Fire & EMS which was about a revenue issue and Sheriff/Police was a rezoning and residential future. He stated that there was no objection to the rezoning to commercial. The only thing that was in question was the density related to the rezoning of 50 acres. He stated that the 50-acre rezoning was a limited use residential that abutted to the mobile home park that was zoned in Fayette County for 250 units, next to the 50-acres. He stated that throughout the process they approached the owner and asked if they would like to be included in this annexation process and was told no. He stated that it had been implied that Peachtree City would not consider annexing the mobile home park and he would deny that and as the city manager, he would consider annexing the mobile home park. He stated that the R-zoning; residential from 50-acres going from R-20, in the email said "112 units" and in the agenda package it said, "94 units". He stated that the objection provided by county staff talked about cart path connectivity. He stated there would have to be easement dedication for the cart path connectivity. He stated that there would have to be infrastructure to build quick response station, i.e.

medic stations. He stated that there was no intention to build fire stations. He stated that he wanted to be sure the developer dedicated a portion of the land for the construction of a residential type EMS response station. He stated that the Sheriff, Police and Fire & EMS were the remaining pieces. He stated that what was not included in the agenda package was his response to the email. He stated that his email response to the objection was, (dated June 30), "Peachtree City has a two -step annexation process. The first step simply provides an overview of the proposed annexation and identifies compatibility with the city's comprehensive plan. To clarify, the city council did not approve moving forward with the annexation, instead they simply authorized staff to continue with the second step of the process." He stated that step two required the submittal of additional and detailed information pertaining to the impact of the proposed annexation and subsequent development. He stated that the continuous through the second step of the review process, in no way implied that the City Council would ultimately approve the property for annexation. He stated that the city had yet to discover additional details regarding the annexation request, therefore any objections from Fayette County are premature. He provided feedback to the objects. Mr. Rorie referenced stated law. He stated that the county governing authority made by majority vote may object to annexation because of material increase of burden upon the county directly related to any or more of the following: (1) proposed change in zoning or land use, (2) proposed increase in density and (3) infrastructure demands related to the proposed zoning or land use. He stated that the inclusion of the word "and" was critical as related to the proposed increase in density. He stated that the statement that a LUR would create an objection since the zoning would create significantly higher density than what would be allowed under the existing zoning and classification. He stated that an increase in density had yet to be determined, however with the potential increase in density, how would the Board propose an objection consisting of a material increase of burden of either a financial impact or increase infrastructure demands. He stated that the Board may object based on rezoning or land use but a general statement of objection was not sufficient. He stated that the objection must provide documentation for the actual nature of the objection and financial impact. He stated that the point that the county would lose significant Fire & EMS tax dollars associated with removing the commercial zoning. He stated that as he understood Georgia code, the county could use service delivery to support a valid objection that would increase the demand but history had shown that property values increase when annexed into Peachtree City, so the county should realize the increase in ad valorem tax. He stated with that increase he was not sure how the county would define "significant loss" in net terms. He stated that with the current proposal the city would take on the responsibility of providing services to the annex area so the county would no longer be responsible for service delivery. He stated that he did not believe an objection based on revenue for Fire & EMS tax, where the county was no longer providing services was a valid objection. He referenced state law. He stated that "service delivery of services alone, could not be the basis for an objection but may be used as supporting evidence of an otherwise valid objection." He stated that it was presumed that if services were being provided or were to be provided, by the county regardless of the annexation or intended changes in municipal land use associated with the annexation, then the county would not have a valid objection on that basis. He stated that if the annexed property could have been legally developed in a way that would have placed a service burden on the county, while in the unincorporated area, this section would prohibit the county commission from making an objection. The language suggest that the county may not raise objections based on the inability to provide services or to continue providing services to the annexed area because of any intended revenue loss associated with providing services that would now be provided by the city. He stated what was at hand was a valid objection. He stated that if the proposal was to move forward with the annexation and the county wished to object, then the question was, if it was a valid objection and how it was defined. He stated that failure to provide documentation at the time of the initial objection would mean that the objection was not complete and was invalid. He stated that if the city did not receive a valid objection, then the city could move forward with the annexation. He stated that if it was a valid objection he wanted to get the second part moving, which stated that the county had to submit the document to the city by September 1. He stated that an arbitration panel would have to be set 15 days after that point. He stated that this item would go before the city council at the September 20 meeting and he did not know what action they would take and he had not recommending any action. He stated that the change in zoning and the density was a valid objection, he would agree.

Peachtree City Council Member Mike King stated that there have been objections on a personal level with citizens of Peachtree City to the Council. He stated that nine of the ten things that have come up have been worked out. He stated that the nearest

EMS service for that area of town was in Peachtree City. He stated that the traffic issue was a "wash" and Governor's Square was not going to make a difference.

Mr. Davenport stated that he agreed with almost everything that he said. He stated that Peachtree City and Fayette County was not the problem. He stated that the problem was the State of Georgia. He stated that the framework was put in place that made the city and county adversarial to each other. He stated that the way the law was structured, the city's letter was dated August 1, 2018 and it stated that the city had accepted the annexation and that they were getting it to the county within five business days as required by state law and the county was required to object, if the Board planned to object, within 30 days. If the county did not object within 30 days then the Board would lose the right to object. He stated that he would love to know what the plans are in more details, but the county did not have that luxury. He stated that if the Board objected, then an arbitration panel would be put in place within 15 days of the objection. He stated that the way Peachtree City did the annexation was probably better than any other municipality in the county because it gave the county a heads up because of their step one in the process. He stated that over the years he had tried to determine what was a valid objection. He stated that he could not tell the Board what was valid and what was not valid. He stated that was the reason for the arbitration panel. He stated that Peachtree City could not take a final decision on the annexation until after the 30 days. He stated that he did not have an answer about what to do to improve the process. He stated that if the city withdrew the notice it would stop the 30-day clock to allow the opportunity to work things out.

Mr. Rapson stated that he and Mr. Rorie started with step one. He stated that he understood that the deck was stacked against counties in Georgia when it came to annexation. He stated that the only hooks that the county primarily had was material burden and bonafide land objections. He stated that staff had written the best objections possible and the next thing to do was to let the arbitrators figure out who was right and who was wrong.

Commissioner Rousseau stated that when he heard that this had been worked on since 2014, his mind went to a conversation during retreat where he proposed for staff to get with the municipalities and look at the bordering properties and to come up with an amenable way in which the county and cities did not get in this adversarial push and shove. He asked how that was working.

Mr. Rapson stated that staff had made great strides. He stated that there was a draft map and the city managers and the county manager would give their thoughts and go back to the planning staff and present to the elected officials.

Commissioner Rousseau asked Mr. Rorie what information he was referring to that was shared before-hand.

Mr. Rorie stated that since there was a step two annexation process, Peachtree City staff shared the application with county staff prior to it being before the Board. He stated that Peachtree City staff should not have shared that with Fayette County. He stated that it was shared with Board as well.

Commissioner Rousseau stated that nothing was shared with him other than there was an annexation request.

Mr. Rapson stated that Mr. Rorie was referring to an email that was sent to the Board where he said based on the step one review, because at that point there was nothing before the Board.

Mr. Davenport stated that the county was basing all the decision on the August 1, 2018 letter that was received.

Mr. Rorie stated that the city would not withdraw the letter.

Commissioner Rousseau moved to object to the Peachtree City annexation of 30 properties totaling 105.45 acres on SR 54 and the rezoning of said properties from C-C, C-H and R-20 to GC (General Commercial) and LUR (Limited-Use Residential). Vice Chairman Ognio seconded.

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

Commissioner Brown stated that the mobile home park was significant in this request. He stated that eventually it would create an island. He stated that he was worried when the agricultural land to the south of home park came up in the annexation request. He stated that the island was a concern in terms of service. He stated that he would like to see both entities look at the home park with fire and EMS.

Commissioner Rousseau called the question.

Commissioner Rousseau moved to object to the Peachtree City annexation of 30 properties totaling 105.45 acres on SR 54 and the rezoning of said properties from C-C, C-H and R-20 to GC (General Commercial) and LUR (Limited-Use Residential). Vice Chairman Ognio seconded. The motion passed 5-0.

The Board recessed at 11:04 p.m.

The Board reconvened at 11:11 p.m.

14. Consideration of the Water Committee recommendation to approve the Water System to partner with American Rivers on the Water Efficiency for Streamflow Restoration in Georgia's Upper Flint River System Project.

Water System Director Lee Pope briefed the Board that this was free money because this was money that had to be spent to meet the Metropolitan Planning District Plan requirements for continued education. He stated that this grant was a partnership to assist with funding.

Commissioner Rousseau moved to approve the Water System to partner with American Rivers on the Water Efficiency for Streamflow Restoration in Georgia's Upper Flint River System Project. Vice Chairman Ognio seconded.

The grant was a joint grant with American Rivers. The county's commitment was \$35,978 with \$6,862 to be paid out and the remainder was in-kind commitment.

Gary Ricards stated that Mr. Pope met with the homeowner's association and he was impressed with Mr. Pope's contributions to the county. He stated that the equipment that Mr. Pope added to the lakes and monitoring, as well as the volume was appreciated. He stated that he supported this item.

Commissioner Rousseau moved to approve the Water System to partner with American Rivers on the Water Efficiency for Streamflow Restoration in Georgia's Upper Flint River System Project. Vice Chairman Ognio seconded. The motion passed 5-0.

15. Consideration of staff's recommendation to use 2017 SPLOST; Transportation; Infrastructure Preservation and Improvements; A.3 Paved Roads, Gravel Roads & Bridges to fund Dix-Lee-On Drive, Antioch Road, Buckeye Road, and county wide bridge maintenance projects for the estimated amount of \$1,082,690.

Vice Chairman Ognio moved to approve to use 2017 SPLOST; Transportation; Infrastructure Preservation and Improvements; A.3 Paved Roads, Gravel Roads & Bridges to fund Dix-Lee-On Drive, Antioch Road, Buckeye Road, and county wide bridge maintenance projects for the estimated amount of \$1,082,690. Commissioner Brown seconded.

Public Works Director Phil Mallon stated that the 2017 SPLOST Transportation had several projects and one was the routine maintenance of roads and bridges and this was a request to spend some of the money for that line item on these projects:

Full Depth Reclamation in Dix-Lee-On Subdivision for \$89,795; Resurfacing of Antioch Road for \$675,640; Gravel Road maintenance at Buckeye Road; Bridge maintenance for \$25,000,000.

Vice Chairman Ognio moved to approve to use 2017 SPLOST; Transportation; Infrastructure Preservation and Improvements; A.3 Paved Roads, Gravel Roads & Bridges to fund Dix-Lee-On Drive, Antioch Road, Buckeye Road, and county wide bridge maintenance projects for the estimated amount of \$1,082,690. Commissioner Brown seconded. The motion passed 5-0.

16. Consideration of Bid #1535-B to Atlanta Paving & Concrete Construction Inc. for Full Depth Reclamation (FDR) in the Dix-Lee-On Subdivision in the amount of \$89,795.00.

Mr. Mallon stated that this item was to award the funds for the contractor to do the full depth reclamation in Dix-Lee-On Subdivision. He stated that the road department started the resurfacing but discovered it was not an adequate base, so this was the solution. He stated that this was an unexpected expense.

Commissioner Brown moved to approve Bid #1535-B to Atlanta Paving & Concrete Construction Inc. for Full Depth Reclamation (FDR) in the Dix-Lee-On Subdivision in the amount of \$89,795.00. Vice Chairman Ognio seconded. The motion passed 5-0.

17. Consideration of the County Attorney's recommendation to approve the disposition of tax refunds, as requested by Shelley Bamonte, for tax year 2017 in the amount of \$62.60.

Mr. Davenport briefed the Board that this was a tax refund request where Shelley Bamonte inadvertently had her homestead exemption removed when she was married. The request was to reinstate the homestead and approve the tax refund amount of \$62.60 for tax year 2017.

Commissioner Oddo moved to approve the disposition of tax refunds, as requested by Shelley Bamonte, for tax year 2017 in the amount of \$62.60. Commissioner Rousseau seconded. The motion passed 5-0.

18. Discussion of Vice Chairman Randy Ognio's request to have the county attorney review the county ordinance as it relates to discharge of firearms.

Vice Chairman Ognio stated that this was to have the county attorney review the county ordinance as it relates to discharge of firearms. He stated that this was not voting on the ordinance but to give the county attorney the approve to work with him to get a final document.

Commissioner Rousseau asked if there were concerns that were inconsistent or was it for possible changes.

Vice Chairman Ognio stated that some changes were for safety and also so those with less than 25 acres would not be in trouble if they used their firearm in self-defense. He stated that this was not the final version.

Mr. Davenport stated that he would get with Vice Chairman Ognio after the meeting.

Commissioner Oddo stated that the Board had already addressed the acreage part of this discussion. He stated that he was fine with looking at the safety standpoint and he would rather consider the safety.

Commissioner Brown stated that Vice Chairman Ognio had his full support because he did not like restricting his colleague from doing something.

Arnie Geiger stated that he would suggest that any land zoned A-R be allowed to use firearms.

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

Janet Grill stated that she was on A-R and if necessary she could shoot but there are times when shooting firearms can be a nuisance problem. She stated that she was glad the issue was being addressed.

Vice Chairman Ognio moved to approve for the County Attorney to work with Vice Chairman Ognio and the citizen to review the firearm ordinance. Commissioner Brown seconded. The motion passed 5-0.

19. Approval of Resolution 2018-14 for updating and authorizing 911 charges on telephone services and wireless enhanced 911 charges other than prepaid wireless services.

911 Director Bernard Brown stated that the State of Georgia passed House Bill 751 which gave the state the authority to be the sole recipient of all 911 fees. He stated that this gave more control to an entity to monitor and audit the wireless carriers in the Local Exchange Carriers (LEC) to collect the funds and redistribute it to the communities that control the 911 Centers. He stated that the county was notified that a new resolution needed to be passed no later than August 31 to be submitted to the state.

Vice Chairman Ognio moved to approve Resolution 2018-14 for updating and authorizing 911 charges on telephone services and wireless enhanced 911 charges other than prepaid wireless services. Commissioner Oddo seconded.

Commissioner Rousseau stated that this was part of ACCG's lobbying efforts during the Legislative Session. He stated that one of the concerns was getting the Department of Revenue to ensure the county collects its portion.

Vice Chairman Ognio moved to approve Resolution 2018-14 for updating and authorizing 911 charges on telephone services and wireless enhanced 911 charges other than prepaid wireless services. Commissioner Oddo seconded. The motion passed 5-0.

20. Approval of Resolution 2018-15 for updating and authorizing 911 charges on prepaid wireless services.

Vice Chairman Ognio moved to approve Resolution 2018-15 for updating and authorizing 911 charges on prepaid wireless services. Commissioner Brown seconded. The motion passed 5-0.

PUBLIC COMMENT:

Arnie Geiger stated that he wanted to invite the Board and citizens to the POW MIA Ceremony on September 21 at 9:00 a.m. at Patriot Park. He stated that the reason for the ceremony was to honor those who have been in that position or are still waiting for those people to come home.

ADMINISTRATOR'S REPORTS:

A: Bid #1520-B: Animal Shelter Sewer Project

Selection Committee-Planning Commission:

Commissioner Brown moved to approve Commissioner Charles Oddo and Vice Chairman Randy Ognio to the Selection Committee for the Planning Commission. Commissioner Rousseau seconded. The motion passed 5-0.

Selection Committee-Zoning Board of Appeals:

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

Commissioner Brown moved to approve Commissioner Charles Rousseau and Commissioner Charles Oddo to the Selection Committee for the Zoning Board of Appeals. Vice Chairman Ognio seconded. The motion passed 5-0.

Hospital Authority:

Mr. Rapson explained that there were two positions available on the Hospital Authority and four applications submitted. The Board of Commissioners sends three applicants per position for the Hospital Authority. Mr. Rapson asked how the Board would like to proceed. There have been two advertisements of this position.

Commissioner Brown stated that the Board could send the same three names for two positions.

Mr. Davenport stated that he did not think the Board could do that. He stated that if there were four names the Board could send three names for the one position. He stated that the Board was required to send different names for each position.

Commissioner Brown stated that he did not think it had to be different names.

The Board agreed to interview the three names and then re-advertise and if the other two want to resubmit then they can reapply.

Library Board:

There are three positions expiring December 31 on the Library Board. The positions are appointed by the municipalities.

ATTORNEY'S REPORTS:

Mr. Davenport reminded the Board that this being the last meeting in August, the Board needed to consider the legislative package for 2019. He stated that he was mentioning it now because the Board will need to adopt resolutions before the package can be sent. He stated that the target time for adopting the resolutions would be the second meeting in October. He stated that once the resolutions are passed he could get them to the legislature by the first week in December and then the resolutions could go in the hopper immediately.

Notice of Executive Session: County Attorney Dennis Davenport stated that there was item involving pending litigation and review of the Executive Session Minutes for August 9, 2018.

COMMISSIONERS' REPORTS:

Commissioner Brown:

Legislative Package: Commissioner Brown requested a synopsis of what was sent last time and what action was taken. He stated that the Board may want to resubmit some of those items.

Mr. Davenport stated that he would send an email to the Board of a report card from last year.

Commissioner Rousseau asked what the benefit of would be to include the local delegation. He stated that he would like to consider having a discussion with the local delegation.

Peachtree City Little League: Commissioner Brown congratulated the Peachtree City Little League Baseball Team on a 7-3 victory over Mid Island. He wished them the best in the championship game.

Water Guardians: He stated that the Water Guardians would be at Lake Horton on Saturday. He stated that it would be the last event for the year. He stated that he would recognize some of the key volunteers at the next meeting.

Commissioner Rousseau:

Kenwood Park Ribbon Cutting: Commissioner Rousseau thanked the staff on the work in dedicating the track and pavilion for Kenwood Park.

Election Board: He stated that he requested to have the Board of Elections come to talk to the Board at a meeting to educate the Board and public on the voting integrity of the systems, locally and statewide and to discuss future plans.

Vice Chairman Ognio:

Celebrations: Vice Chairman Ognio stated that his parents celebrated their 62nd wedding anniversary and his oldest turned 30 on August 26 and his father will turn 82 on September 5.

Chairman Maxwell:

Willie George Miller: Chairman Maxwell announced that on August 24 at 11 a.m. the Board would help to recognize a local veteran, Willie George Miller on his 95th birthday. He read the proclamation that would be presented.

Commissioner Rousseau extended a congratulations and apologized that he would not be in attendance for the event.

EXECUTIVE SESSION:

Notice of Executive Session: County Attorney Dennis Davenport stated that there was item involving pending litigation and review of the Executive Session Minutes for August 9, 2018.

One Item of Pending Litigation and review of the August 9, 2018 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 11:49 p.m. and returned to Official Session at 11:57 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 passed 5-0.

Approval of the August 9, 2018 Executive Session Minutes: Vice Chairman Ognio moved to approve the August 9, 2018 Executive Session Minutes. Commissioner Oddo seconded. The motion passed 5-0.

ADJOURNMENT:

Commissioner Brown moved to adjourn the August 23, 2018 Board of Commissioners meeting. Vice Chairman Ognio seconded. The motion passed 5-0.

In accordance with the Americans With Disabilities Act, accommodations are available for those who are hearing impaired and/or in need of a wheelchair. The Board of Commissioners Agenda and supporting material for each item is available on-line through the County's website at www.fayettecountyga.gov. This meeting will be telecast on Comcast Cable Channel 23 and on the internet at www.livestream.com.

The August 23, 2018 Board of Commissioners meeting adjourned at 11:58 p.m.

Tameca P. White, County Clerk

Eric K. Maxwell, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 13th day of September 2018. Referenced attachments are available upon request at the County Clerk's Office.

Tameca P. White, County Clerk

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of a second request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system.

Background/History/Details:

At the August 9, 2018 Board of Commissioners meeting, the Board voted: Chairman Maxwell moved to approve Kenneth Banner to connect the current septic tank system to the City of Fayetteville sewer system. Commissioner Oddo seconded. The motion failed 2-2. Vice Chairman Ognio and Commissioner Rousseau voted in opposition. Commissioner Brown was absent. Commissioner Rousseau stated that if it did not pass and Mr. Banner decided to bring the item back before the Board, he would like to know who did connect and if there was a precedence. Per the billing software the unincorporated properties listed below are being allowed to tie onto the City's sewer because of easement negotiations with the property owners for the sewer extension project named "Sewer System Improvements Phase II".

- 524 Forest Avenue
- 522 Forest Avenue
- 452 Forest Avenue
- 448 Forest Avenue
- 555 Lakeshore Drive

What action are you seeking from the Board of Commissioners?

Approval or Denial of a second request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system.

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:

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of a request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system.

Background/History/Details:

A letter of request is provided as backup.

What action are you seeking from the Board of Commissioners?

Approval or Denial of a request from Kenneth Banner to connect current septic tank system to the City of Fayetteville sewer system.

If this item requires funding, please describe:

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:

July 8, 2018

Fayette County Board of Commissioners
County Clerk Office
Fayette County Administrative Complex
140 Stonewall Avenue West
Suite 100
Fayetteville, Georgia 30214

Dear Fayette County Board of Commissioners,

I'm requesting approval to connect my property that currently uses a septic tank system to the Fayetteville City Sewer. This is the property address:

436 Forrest Ave,
Fayetteville GA 30214

I've contacted the Fayetteville City Water Department manager Chris Heinman and requested to connect to it and they directed me to get permission first from the Fayette County Board of Commissioners.

The property does have a Fayetteville City Sewer running across the back of the property. The sewer line was installed in 1987 by Fayetteville City Water Department. Many of the adjacent properties in the county to this line have already connected to the city sewer. My parents live in the house next to my property and they connected to the city sewer soon after the line was installed. I've attached an easement showing the City Sewer easement from when it was installed.

My house was built in 1979 so the septic system is very old. I feel I may have to replace it soon. So I would prefer to connect to the sewer since it is already on the property and available. I hope you can approve my request. Let me know if you need additional information.

Sincerely,



Kenneth Banner
2726 Hawk TRCE NE,
Marietta GA 30066
[REDACTED]

5.00

EASEMENT

BOOK 660 PAGE 296

For and in consideration of the sum of one dollar (\$1.00) in hand paid, and other good and valuable considerations, the undersigned hereby grants unto the City of Fayetteville, a municipal corporation chartered under the laws of the State of Georgia, hereinafter referred to as grantee, a perpetual easement for the purpose and uses hereinafter set forth, over, through, and across the following lands, to-wit:

All that tract or parcel of land lying and being in Land Lot _____ of the 5th land District of Fayette County, Georgia, being a twenty (20) foot easement as shown on plans on file in the City Hall of the City of Fayetteville, Georgia, entitled "Sewer System Improvements Phase II" prepared by Stevenson and Palmer, Inc., dated January 1987, which plans and drawings are hereby referred to and incorporated by reference herein for a more particular description.

Also conveyed hereby is a temporary fifty (50) foot easement for ingress, egress and construction purposes necessary to complete the installation of said sewer system, the same being shown on the aforesaid plans and drawings. Said plans and drawings aforesaid area hereby referred to and incorporated by reference herein for a more particular description. Said temporary easement shall terminate upon the completion of the aforesaid project.

This easement is granted as appurtenant thereto, for the following purposes and uses, to-wit:

The construction and installation and maintenance of a sewer system extension by the City of Fayetteville, pursuant to plans, drawings and specifications of Project 291, "Sewer System Improvements Phase II" dated January 1987, prepared by Stevenson and Palmer, Inc. and on file in the City Hall of the City of Fayetteville, Georgia.

The easement herein granted shall bind the heirs and assigns of the undersigned party, and shall inure to the benefit of the successors in title of the grantee.

WITNESS, the hand and seal of the undersigned, this 14 day of May, 1987.

Linda K. Lynn

Signed sealed and delivered in the presence of:

Laura Rose

Myrtle B. Huchon

GEORGIA, FAYETTE COUNTY
Filed and
of July 91 3:45 P
Book 660 296
W. A. Clerk

Notary Public
My commission expires
NOTARY PUBLIC

Page 100 of 201
Unincorporated Properties Served by Fayetteville Sewer



524
Forrest
Avenue

522
Forrest
Avenue

452
Forrest
Avenue

448
Forrest
Avenue

435
Forrest
Avenue
is Requesting
Permission to
Hook to Sewer

555
Lake
Shore
Drive

Lake Shore
Drive

Fayetteville
City Limits

Forrest Ave/ SR 92

Sewer Line

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Overview from the Board of Elections of the integrity and security of Fayette County Elections.

Background/History/Details:

At the request of Commissioner Rousseau the Board of Elections will provide an overview of the integrity and security of the elections in Fayette County.

This will be a high-level review of the integrity and security of Fayette County Elections.

What action are you seeking from the Board of Commissioners?

No action 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?

** 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 Elections Office

SECURITY OF THE ELECTIONS SYSTEM: A LOCAL
PERSPECTIVE



Beginning around July 24, 2018, the Fayette County Board of Commissioners, Fayette County Board of Elections, and the Director of Elections and Voter Registration began receiving numbers of emails from a non-profit organization called Coalition for Good Governance.

The emails information consistently provided the following observations:

- 1) Georgia's and the nations election security are an alarming topic of today's news.
- 2) County Commissioners have the authority and responsibility to immediately secure the county's November Election.
- 3) Most counties have an adequate supply of optical scanners. Polling place with optical scanning is a more secure practice.
- 4) Others can also sideline the Direct Recording Equipment (DREs). Those others are:
 - a) The Secretary of State
 - b) The State Elections Board
 - c) County Commissioners
 - d) County Board of Elections Board



OFFICIAL ELECTION BULLETIN

August 1, 2018

TO: County Election Officials and County Registrars
FROM: Chris Harvey, Elections Division Director
RE: Response to Coalition for Good Governance Communication

Dear County Commissioners and Officials,

I am writing to you as the Secretary of Georgia's Elections Director, a position I have held since July 2015. From August 2007 until July 2015, I was the Chief Investigator and Deputy Inspector General for the Secretary of State's office, investigating, among other items, potential violations of state election law. For over a decade, it has been my job to be intimately familiar with both Georgia election law, systems, processes, and procedures.

Before joining the Secretary of State's office, I was the Director of the Cold Case Homicide Unit with the Fulton County District Attorney's office where I investigated previously unsolved homicides. Prior to that role, I was the Chief Investigator with the DeKalb County District Attorney's Office where I led investigations in all crimes, including public corruption. Over my career in law enforcement, it has been my intention to serve Georgia by promoting public safety, security and fidelity to the law.

Throughout my tenure at the Secretary of State's office, election security has been a top priority for me personally, as it is for the entire Secretary of State's office and county election officials. Now more than ever, and especially since the election of 2016, voting security is featuring more prominently as a topic of national conversation. However, it has been a way of life in the Secretary of State's office for far longer. I write to you today to explain some of the protections that we, along with county election officials, have in place to ensure that Georgia's elections are secure and ask for your assistance in continuing to ensure secure elections in our state.

Elections in Georgia are a partnership between the state and the counties. County election officials run elections while the Secretary of State's office maintains the voter registration database and provides support to the counties. We work with your county election officials every day, and these hard-working public servants are truly the linchpin of our democracy.

Long before the public spotlight turned to the realm of elections, we recognized the real threat of people and entities – both foreign and domestic – seeking to interfere with our electoral process.

Page 1 of 3

STATE RESPONSE

On August 1, 2018, State Elections Director Chris Harvey issued an *Official Election Bulletin* titled:

RESPONSE TO COALITION FOR GOOD GOVERNANCE COMMUNICATION

In his response, Mr. Harvey made the following observations:

Elections in Georgia are a partnership between the state and counties.

The State of Georgia has been aware of bad actors and those who want to disrupt elections, and is continually working with federal, state, local, and private partners to ensure cyber and physical security.

The Coalition for Good Governance incorrectly states the county commissioners or the board of elections can enact paper ballots on their own initiative since O.G.A. 21-2-300(A) states, in part: “the equipment used for casting and counting votes in county, state, and federal elections shall, by the July, 2004, primary election and afterwards, be the same. In each county in this state and shall be provided to each county by the state.

The state will enact changes through statutory provision when it concludes that the machines cannot be trusted to accurately deliver election results. He noted there is no credible evidence that that Georgia's election process is anything except secure and accurate.



The Coalition for Good Governance is in current litigation with the State of Georgia in an effort to have paper balloting; not the electronic balloting that has been utilized for almost 20 years, to be the new standard in Georgia.

Despite the claim that the state and counties can enact paper ballots, it is important to note that there is no known attempts to change from the current method of voting to a paper ballot by either the Secretary of State, the State Elections Board, any of the 159 County Commissions in the State of Georgia, or any Board of Elections.

FAYETTE COUNTY LOCAL SECURITY MEASURES

GEMS SERVER

- There is no network connectivity used with any component of the voting system. The GEMS Server can never be connected to any network.
- The GEMS Server is very tamper-evident, meaning if someone accesses the system or tries to inject something into the system, they will leave evidence they were there. Access to the GEMS server is controlled and the GEMS Server is locked at all times when not in use. Password protection is implemented at both the operating system and application software level.
- The GEMS Server and its memory cards use SSL encryption to ensure that only those cards created on a specific GEMS server can be used on election night for uploading. An election official cannot close out the election until all of the cards that were issued during the preparation of an election are returned on election night. Any counterfeit cards would be detected and rejected.



FAYETTE COUNTY LOCAL SECURITY MEASURES

CYBERSECURITY

Given ever-increasing public concerns and on-going, evolving challenges from exploitable technology, the Elections Office is working in concert and cooperation with the Information Technology Department in the following ways:

- After consulting with Chief Information Officer Phil Frieder, the Elections Office and the Information Technology Department have devised a strategic plan to improve the security of the elections infrastructure and management system for the county and its remote voting precincts.
- The primary goal of the plan is to separate the election infrastructure from all other unnecessary networks; decreasing the overall attack surface while minimizing risk.
- The Elections Office and the Information Technology Department have joined EI-ISAC (*Election Infrastructure- Information Sharing and Analysis Center*), thus ensuring both offices are especially kept apprised of the latest threats and of best practices in the industry.



DIRECT RECORDING ELECTRONIC VOTING MACHINES

STATE ELECTION BOARD RULES:

- All machines must be acceptance tested in accordance with standards issued by the Secretary of State; no machine can be accepted by the county or placed into service until such time as the unit passes satisfactorily the prescribed acceptance test.
- The DRE machines must be stored in a climate controlled space and only in limited conditions. Batteries in each unit are charged quarterly in accordance with manufacturer's specifications.
- The storage area for the DRE units shall be equipped with one or more of the following forms of electronic surveillance and protection:
 - Keypads or electronic locks
 - Motion detectors
 - Video surveillance
 - a Security System that is connected to an outside monitoring source, such as the police department or fire department.
- The Election superintendent shall maintain number seals on all DRE units in storage and all seal numbers shall be recorded and on file in the office of the election superintendent.

STATE ELECTION BOARD RULES (cont.):

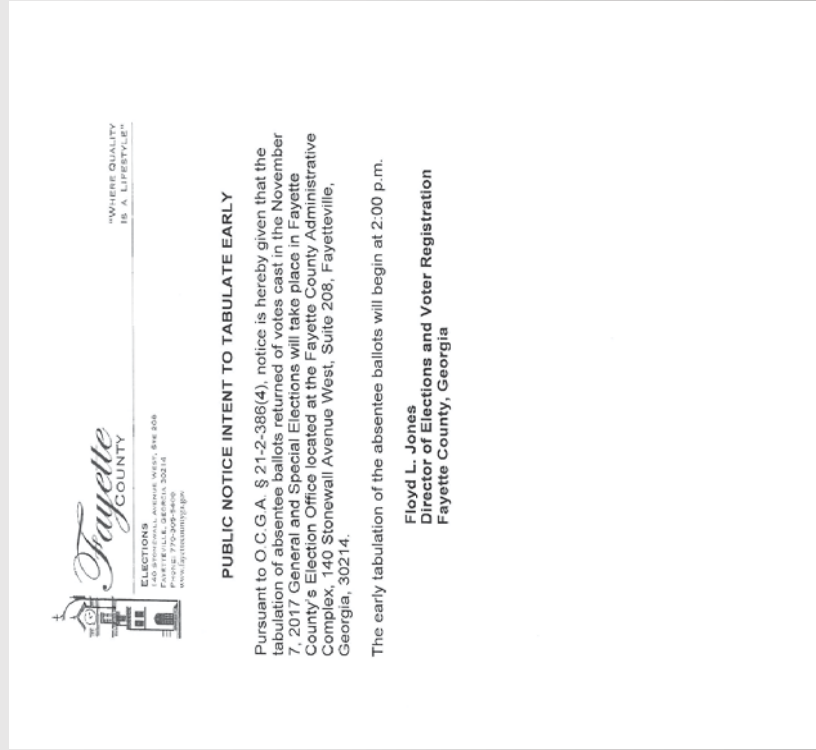
- Upon delivery to a polling place in preparation for a primary, election, or runoff, the DRE units shall be secured and protected from unauthorized access by storing the DRE units in a locked and secure room at the polling place, having the person taking possession of the units personally supervise the units at all times prior to opening the polls, or by interlocking the DRE units with a cable or chain that is secured by a padlock or other type of locking system.
- **Software security. The software contained in each DRE unit, regardless whether the unit is owned by the county or the state, and the software used to program the unit and to tabulate and consolidate election results shall not be modified, upgraded, or changed in any way without the specific approval of the Secretary of State.**
- **Security of DRE units and accessories: All DRE units, optical scanner devices, voting system software, and encoders shall be stored under lock and key at all times when not in use. Lock and key access to such items shall be limited to the county election superintendent, members of the board of elections, election superintendent, any personnel of the county election superintendent's office designated by the county election superintendent, building maintenance personnel, and emergency personnel. Access by building maintenance and emergency personnel is limited to immediate purposes.**

OTHER SAFEGUARDS

- There is paper documentation of records that could be checked to show discrepancies of total number of votes. For instance, if a polling place had 250 completed voter certificates, but 600 votes cast on a DRE machine, it could be easily understood.)
- Sending End of Night Reporting (ENR) results to the Secretary of State does occur over the internet, but only after the data has been separated from the GEMS Server by an “air gap” – that is, data is extracted from GEMS via a secure USB drive and physically moved to a different computer for upload. Furthermore, ENR data is always checked against GEMS data, so any intercepting or manipulation in transit would be instantly obvious.
- As Georgia has a uniform voting system, any discrepancies would tend to be more obvious while election officials have to safeguard against a single system and process.
- All Georgia election officials are required to be certified in the use of the voting system. This training includes 24 hours of training in the use, maintenance, and security of the voting system.
- Voter access cards do not contain any personal voter information. The card contains a code that ensures that the ballot to which the voter is entitled to vote is displayed on the DRE, and a counter that is set to “1” when the card is issued to the voter, and reset to “0” once a voter casts their ballot. Voters can only cast one ballot when issued a card.

LOGIC AND ACCURACY TESTING

- The DRE units are tested publically to demonstrate they are working properly before any voting.
- All such testing has to be documented.



TABULATING ELECTIONS EARLY

- Early tabulation involves opening paper ballots prior to the close of the polls on election day.
- Observers appointed by the two major political parties who observe the opening of the paper ballots and may work together to help determine the voter's intention on the ballot, if necessary. This is in respect to political candidates and questions.
- Other observers are appointed by the Chief Judge of Superior Court to observe the opening and tabulation of non-partisan ballots.
- Observers are sequestered in the Elections Office until the polls close at 7 p.m.
- Notification of Early Tabulation is made to the public legal organ and to Secretary of State's Office.

Intent to Tabulate Early for the Fayette County, Special Election

O.C.G.A. § 21-2-386(p)(3) A county election superintendent may, in his or her discretion, after 7:00 A.M. on the day of the primary, election, or runoff open the inner envelopes in accordance with the procedures prescribed in this subsection and begin tabulating the absentee ballots. If the county election superintendent chooses to open the inner envelopes and begin tabulating such ballots prior to the close of the polls on the day of the primary, election, or runoff, the superintendent shall notify in writing, at least seven days prior to the primary, election, or runoff, the Secretary of State of the superintendent's intent to begin the absentee ballot tabulation prior to the close of the polls. This notification shall be made to the secretary of state, if there is no organized county executive committee, the state executive committee of each political party and political body having candidates whose names appear on the ballot for such election in such county shall have the right to designate two persons and each independent and nonpartisan candidate whose name appears on the ballot for such election in such county shall have the right to designate one person to act as monitors for such process. In the event that the only issue to be voted upon in an election is a referendum question, the superintendent shall also notify in writing the chief judge of the superior court of the county who shall appoint two electors of the county to monitor such process.

We are holding an election on _____ but will not be tabulating absentee ballots early.
 Yes, we intend to tabulate absentee ballots early for the Special election we are holding.

Time of planned early tabulation 2:00 p.m. on Tuesday, November 7, 2017

Location of early tabulation, please list the street address/city/zip code _____

140 Stonewall Avenue West, Suite 208, Fayetteville, Georgia 30214

Yes, according to O.C.G.A. § 21-2-386(p)(4) The county election superintendent shall publish a written notice in the superintendent's office of the superintendent's intent to begin the absentee ballot tabulation prior to the close of the polls and publish such notice at least one week prior to the primary, election, or runoff in the legal organ of the county. I have published my intent to tabulate early in the Elections Superintendent's office and submitted the notice for publication in the legal organ of my county.

Name Floyd L. Jones Signature Floyd L. Jones
County Fayette Date October 19, 2017

Please complete and fax or email back to your Liaison.

COMPUTING AND CANVASSING THE VOTES ARE DONE IN PUBLIC:



NOTICE OF COMPUTATION AND CANVASSING OF RETURNS

GENERAL PRIMARY AND NONPARTISAN ELECTIONS

MAY 22, 2018

In accordance with O.C.G.A. § 21-2-492, notice is also given that Computation and Canvassing of the return of votes cast in the General Primary and Nonpartisan Elections to be held on Tuesday, May 22, 2018 will commence at 7:00 p.m., May 22, 2018, and will conclude after all votes have been tabulated.

Computation and Canvassing of the vote will take place at the following location beginning at 7:00 p.m.:

FAYETTE COUNTY ADMINISTRATIVE COMPLEX
ELECTIONS OFFICE
140 STONEWALL AVENUE WEST, SUITE 208
FAYETTEVILLE, GEORGIA 30094
(770) 305-5408

THE PUBLIC IS WELCOME TO ATTEND

Floyd L. Jones
Director of Elections and Voter Registration

SO POSTED ON MONDAY, MAY 7, 2018

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint Frank Destadio to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2019.

Background/History/Details:

The Fayette County Water Committee was officially created by ordinance by the Fayette County Board of Commissioners on April 24, 2018.

The purpose of the Water Committee is to fully explore water issues concerning Fayette citizens, to provide recommendations for short and long term priorities, to advise the Board on the water needs of citizens in the county, to assist with identification of funding sources, solicitation of federal funds, grants, etc., to assist with coordination between the County and the municipalities, to provide recommendations for long-term goals, to work with the County Administrator and staff, to provide education in this community about water resources and to provide a forum for citizens to express concerns.

There were two citizen positions available. The positions were advertised in accordance with county policy 100.19; Board Appointment. Three applicants submitted application for consideration. Interviews were conducted and the recommendation to the Board is to appoint Frank Destadio for a term beginning immediately and expiring December 31, 2019. No other appointment has been made.

What action are you seeking from the Board of Commissioners?

Approval to appoint Frank Destadio to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2019.

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:

APPLICATION FOR APPOINTMENT
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of six voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, January 26, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME FRANK J. DESTADIO

ADDRESS 404 TANTALLON

PEACHTREE CITY, GA 30269

TELEPHONE (day) [REDACTED]

(evening) [REDACTED]

(email address) [REDACTED]

Frank J. Destadio
Signature

1/4/2018
Date

9:00 am → confirmed

1. How long have you been a resident of Fayette County?
OVER 17 YEARS, SINCE AUG 2000,
2. Why are you interested in serving on the Fayette County Water Committee?
I HAVE ALWAYS BEEN INTERESTED IN SERVING AND GIVING BACK MY TALENTS. SERVING THE COUNTY SEEMS APPROPRIATE NOW THAT
3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee?
I'M RETIRED.
I AM A CIVIL ENGINEER AND HAVE WORKED WITHIN THE MILITARY AND CIVILIAN WORLD ON WATER MANAGEMENT AND WATER QUALITY.
4. List your recent employment experiences to include name of company and position.
USAF - 1971 to 2000 / CHAMHILL - 2010 to 2015
PARSONS Corp. - 2000 to 2010
5. Do you have any past experience related to this position? If so, please describe.
DURING MY TIME AT CHAMHILL WHEN THEY WERE UNDER CONTRACT TO THE CO. WATER DEPT, I ATTENDED THESE MTGS AS A CONSULTANT
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?
TO MR. POPE.
I AM CURRENTLY SERVING ON THE PEACHTREE CITY PLANNING COMMISSION. MY TERM IS UP IN 2018.
7. Have you attended any Water Committee meetings in the past two years and, if so, how many?
NO NOT WITHIN THE PAST TWO YEARS, BUT I HAVE ATTENDED MANY OF THEM WHILE WORKING FOR CHAMHILL.
8. Are you willing to attend seminars or continuing education classes at county expense?
YES. WITHOUT HESITATION.
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee?
NO, NONE THAT I AM AWARE OF. I LEFT CHAMHILL OVER 2 YEARS AGO, AND HAVE NO CONTACT WITH THEM SINCE.
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.
NONE!
11. Describe your current community involvement.
CHAIRMAN OF PTC PLANNING COMMISSION / ATTEND SOME WASA MTGS. ATTEND KNIGHTS OF COLUMBUS MEETING AND EVENTS SUPPORTING COMMUNITY.
12. Have you have been given a copy of the county's Ethics Ordinance?
NOT RECENTLY. I DID WHEN I WORKED FOR CHAMHILL UNDER THE CO. CONTRACT
13. Is there any reason you would not be able to comply with the Ethics Ordinance?
NO, CLEARLY I CAN AND WILL COMPLY TO THE FULLEST.

FRANK J. DESTADIO

VICE PRESIDENT/ SENIOR PROGRAM DIRECTOR -- RETIRED

Education

M.S., Systems Management, University of Southern California
 B.S., Civil Engineering, University of Connecticut
 Program Management Certification via Corporate PM
 Advanced Certification Program
 Senior Level Leadership Courses Corporate and Military



Distinguishing Qualifications

- Proven, dynamic leader with nearly 45 years of project and program management experience in the private and government sectors
- Former Program Director for the multi-million dollar DeKalb County Wastewater Certification Program which involved monitoring the County's compliance of a consent decree reached with the U.S. Environmental Protection Agency (EPA) and the Georgia Environmental Protection Division (EPD). Compliance of the consent decree by CH2M was requested by EPD to ensure long-term protection of public health and the environment, and also to ensure compliance with the federal Clean Water Act and the Georgia Water Quality Control Act. CH2M's efforts involved the management of the system-wide model, installation of rain gages and flow meters and the management of capital program projects in excess of \$500 million.
- Former Project Manager / Engineering Consultant for the Fayette County Water Department. Responsible to the Water Department Director for implementation of all consultant activities.
- Former Program Manager for the Fulton County School Board's \$1.2 billion Capital Improvements Program (CIP), which involved 16 new schools, 18 additions, and more than 889 individual renovations and utility requirements at more than 90 facilities
- Senior Principal-In-Charge for the Fulton County Capital Improvements Program (CIP) Team with two other firms. CH2M has 6 individuals working on SPLOST VI along with a joint partner and one small minority firm. All major additions and deletions, new construction (inside and out) along with all facility needs are part of this \$8.0 million scope.
- Command Engineer at Air Combat Command (largest in the USAF) with an annual budget of more than \$1.2 billion, which included managing 9,000 engineering personnel and all installation infrastructure capital improvements, including wastewater systems upgrades, repairs, and new installations
- As the only USAF engineer on the Joint Chiefs of Staff in Washington, DC, he was responsible for program management, facility planning, and executing all facility engineering and environmental requirements valued at more than \$1.3 billion a year

Relevant Experience

Frank Destadio is a proven, dynamic leader, with nearly 45 years of project and program management experience in the private and government sectors. He has extensive experience in all

Mr. Frank Destadio

aspects of program management, including planning, design, and construction management for the execution of major engineering projects and infrastructure and environmental programs. In the private sector, Frank has been involved in the merging of major engineering organizations, reorganizing large corporate staffs, renewing aging facility infrastructure, and driving corporate facility investment strategies.

Frank served CH2MHILL in a variety of other positions including assisting the Program Director on the Baton Rouge Sanitary Sewer Overflow (SSO) \$1.4 billion dollar. He developed multiple project documents for Fulton County, Dekalb County, Clayton County and Charlotte-Mecklenburg Utilities.

Frank has also served in programmatic roles throughout his 30-year military career that have spanned Base Civil Engineer at Shaw AFB to Major Command Engineer at Air Combat Command (largest in the USAF) and the Pacific Air Forces (entire Pacific Rim). These positions included oversight of the maintenance, repair, and improvement of all installation utilities, including wastewater system upgrades, repairs, and new installations.

Representative Projects

Vice President and Program Director, Fulton County Schools Capital Improvement Program, Atlanta, GA.

As Program Director, Frank was responsible to the Fulton County Schools' (FCS) Superintendent and School Board for the \$1.2 billion CIP, which included all program management and construction management services for utility and facility improvements. He was responsible for the delivery of all CIP designs and construction projects on schedule and on budget, and promoted teamwork among the multiple contractors associated with new construction and the renovation of existing facilities that were involved in those projects. Frank also developed effective working relationships with County Public Works staff, seamlessly integrating his program management team with their employees.

Fulton County renewed the special purpose local option sales tax (SPLOST) program in 2007 for the third time, and the contract that Frank managed was extended to include management of the new capital program. SPLOST III included the construction of 13 new schools, 16 additions, and more than 889 individual renovations and utility requirements at more than 90 facilities.

Command Engineer, USAF Air Combat Command, Langley AFB, VA

As the senior engineering leader for the largest Major Air Command in the USAF, Colonel Destadio managed an annual budget of \$1.2 billion and directed the efforts of the 240 personnel responsible for utility and facility construction, operations and maintenance (O&M), leasing, and capital improvements. Colonel Destadio oversaw the efforts of more than 9,000 engineering personnel throughout the Command who operated and maintained the \$35 billion physical plants at 25 locations worldwide. He also planned and executed dynamic long-range utility/engineering, environmental, and facility infrastructure programs and worked extensively with public and private interest groups, Congressional members, and federal, state, and local groups.

Command Engineer, USAF Pacific Air Forces, Hickam AFB, Hawaii

The Asian-Pacific Rim Regional Air Force Command consisted of 43,000 people at 17 major locations. Colonel Destadio directed a professional staff of 150 personnel with an annual operating

Mr. Frank Destadio

budget of \$890 million for infrastructure O&M and capital improvements. He also was responsible for the efforts of 6,261 engineering and professional staff at 17 locations throughout the region. Colonel Destadio communicated frequently with foreign dignitaries, public and private interest groups, and Congressional members. He also organized and presented briefings to Congressional committees, as well as public and private interest groups in support of engineering, environmental, and utility programs throughout the Command.

Professional Organizations/Affiliations

American Water Works Association
Georgia Association of Water Professionals
Chi Epsilon, National Engineering Honors Society
American Society of Civil Engineers (ASCE)
Society of American Military Engineers (SAME)
SAME Academy of Fellows

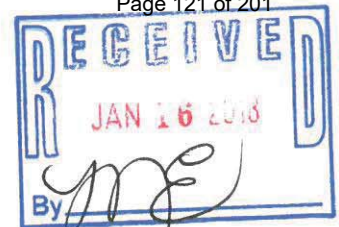
Honors and Awards

Program Manager of the Year 2000 – Parsons Commercial Technology Group
Society of American Military Engineers Newman Medal for Military leadership
US Army Bronze Order of the de Fleury Medal – COE Medal for Inspirational Military leadership

Professional Development

Advanced Program Management Professional (PMP) Training
Environmental/Quality Management Training
OSHA 10 Hour Safety Course
US Army War College and Armed Forces Staff College
Air War College and Air Command and Staff College

OTHER APPLICANTS



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of six voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, January 26, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME WILLIAM A. (BILL) HOLLAND

ADDRESS 324 ASTER RIDGE TRAIL

PEACHTREE CITY, GA. 30269

TELEPHONE (day) [REDACTED]

(evening) [REDACTED]

(email address) [REDACTED]

William A. Holland
Signature

1-16-2018
Date

LM on 8/9 will call back

PRESS RELEASE

ONE OPEN POSITION ON THE FAYETTE COUNTY WATER COMMITTEE

The Fayette County Water Committee is an advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability concerns as directed by the Board of Commissioners.

The Water Committee's voting members include a County Commissioner, the Water System Director, the Planning Director, the County Administrator, and two citizens who are appointed by the Board of Commissioners. Non-voting members are the County Attorney and the Water System's consulting engineer.

The Water Committee holds regularly scheduled meetings on the second and fourth Wednesday morning of each month beginning at 8:00 a .m. at the Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia.

The Fayette County Board of Commissioners would like to notify interested Fayette County citizens that one citizen's position on the Water Committee is available for appointment with a term to be determined by the Fayette County Board of Commissioners. This is a nonpaid position.

The Fayette County Board of Commissioners will be accepting applications with resumes for this position. Applications can be obtained by visiting www.fayettecountyga.gov ; Public Notice section or by contacting Tameca White at twhite@fayettecountyga.gov. All applications must be returned to Tameca P. White at 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia by 5:00 p.m. on Friday, January 26, 2018.

Issued: December 28, 2017
Contact: Tameca P. White, County Clerk
Office: (770) 305-5103

1. How long have you been a resident of Fayette County?

13 YEARS

2. Why are you interested in serving on the Fayette County Water Committee?

I'VE BEEN SERVING ON A LOCAL BOARD AND WOULD LIKE TO EXPAND TO A COUNTY ONE.

3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee?

I'VE BEEN SERVING ON THE PEACHTREE CITY WATER AND SEWERAGE AUTHORITY FOR THE LAST 5 YEARS & MY DESIGN AND MANAGEMENT WORK EXPERIENCE.

4. List your recent employment experiences to include name of company and position.

URS CORPORATION, VICE PRESIDENT; CITY ARCHITECT FOR LOS ANGELES, CALIFORNIA

5. Do you have any past experience related to this position? If so, please describe.

I'VE BEEN CHAIRMAN OF THE BOARD OF THE PEACHTREE CITY WATER & SEWERAGE AUTHORITY FOR THE PAST 2 YEARS AND ON THE BOARD FOR 5 YEARS. I ALSO DID WATER/WASTEWATER FACILITY DESIGN.

6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?

NO, MY TERM ON THE PEACHTREE CITY WATER AND SEWERAGE AUTHORITY ENDED ON 12/27/2017.

7. Have you attended any Water Committee meetings in the past two years and, if so, how many?

NO

8. Are you willing to attend seminars or continuing education classes at county expense?

YES

9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee?

NO

10. Are you in any way related to a County Elected Official or County employee? If so, please describe.

NO

11. Describe your current community involvement.

PART OF MY INVOLVEMENT IS DESCRIBED IN NO. 5 ABOVE. I'VE ALSO SERVED ON MY CHURCH BUILDING COMMITTEE FOR 4 YEARS; 1 YEAR AS CHAIRMAN. 8 YEARS IN SOUTHERN

12. Have you been given a copy of the county's Ethics Ordinance?

I DOWNLOADED IT.

CRESCENT CHORALE & CONSULTING FOR THE BOY SCOUTS.

13. Is there any reason you would not be able to comply with the Ethics Ordinance?

NO

William A. (Bill) Holland

Bill Holland has over 40 years of professional experience working in the private and public sectors. 30 of these years were spent in the City of Los Angeles, Department of Public Works, with his last eight years there as its' City Architect; the first ever to be named to this position. It was here that he was responsible for hundreds of projects. In particular he notes his work as Design Program Manager for the National Register Los Angeles Central Library renovation and expansion as well as the Seismic Rehabilitation of the Los Angeles City Hall; one of the nation's most recognized buildings and the tallest historic building ever to be base isolated. The value of work associated with these two projects was in excess of \$350 million.

Bill played a key role in numerous government and private sector design and construction programs with a significant effort in all types of buildings. As City Architect and Program Manager for Municipal facilities he reported to and coordinated work efforts with the Mayor, City Council, City Engineer, the Board of Public Works and a wide variety of other City boards and Departments. He was also responsible for the respective schedules and budgets for the many projects under his management. In addition to the management of design and construction he also managed a large professional staff (over 100 employees).

In his role as City Architect Bill chaired the Citywide task force for Sustainable Design and managed development of the first guideline for Sustainable development. He also drafted the first "No Smoking in Buildings" ordinance ever created in the United States.

Besides government work his experience also includes the private sector. For over 5 years he participated in winning three major projects for the URS Corporation including the headquarters for the California Department of Transportation in downtown Los Angeles, the Solano County Government Center and several projects for the San Manuel Band of Mission Indians. At San Manuel he served as design and construction manager on their spring water bottling plant, the administrative headquarters building as well as reservation wide infrastructure leading to completion of their Casino. He reported weekly to the tribal business committee providing project status and budget expenditures.

It is important to note that in much of Bill's work he was required to verbally present the status of the various projects he was responsible for. He's also pleased to point out that he was invited by the International Chinese Environmental Federation to be the keynote speaker at their first Chinese Sustainable Development Conference held in Los Angeles.

His work effort was supplemented by an Adjunct Professor position at the University of Southern California where he taught 4th and 5th year Architectural Professional Practice.

Education, Professional Affiliations

BS, Architectural Engineering, California Polytechnic State University, San Luis Obispo, California

Graduate – Executive Management Program, University of California at Los Angeles; Anderson School of Business.

Registered Architect in California - retired

Chairman of the Board of Directors, the Western Council of Construction Consumers; Currently Member Emeritus.

Member of the Board of trustees Emeritus – the Children’s Museum of Los Angeles.

Member (former Director) the American Institute of Architects.

Fellow: Institute for the Advancement of Engineering (FIAE)

Awards and Recognition

Community Service Award – Los Angeles County Board of Supervisors

Honorary Docent – Los Angeles Public Library

Honorary Fire Chief – Los Angeles Fire Department

Governor’s award for Design Excellence – Eagle Rock Branch library

Los Angeles City Council Commendatory Resolutions on three occasions

Los Angeles City Council Certificates of Appreciation on seven occasions

Board of Public Works Commendations – numerous

Calibre Award recognizing over 20 years of design excellence presented by the IIDA; the International Interior Design Association

American Planning Assn’ recognition for the Civic Center Master Plan

Twice nominated City Employee of the year – City of Los Angeles

Los Angeles City Council Good Earth Keeping award.

Experience

Mr. Holland’s work and project listing is found on the following pages for both California and Georgia

William A. Holland - Experience

San Manuel Band of Serrano Mission Indians New Community Center, Bottling Plant and Infrastructure (\$ confidential)

Program and Construction manager for numerous projects involving management of over 80 consultant contracts for this Native American Indian Tribe. At the time Bill came to the project his employer, the URS Corporation, was in danger of losing their contract because of problems associated with its' management. He was able to turn it around and URS was able to extend its' services even including the Tribe's new Casino.

California Department of Transportation's new District 7 Headquarters, Los Angeles, Ca. (\$120 million)

Served as technical advisor for this 600,000 square foot design/ build project regarding sustainability and design excellence where Thom Mayne served as the design architect. In Bill's role he was responsible for development of a design build package that outlined the building's energy performance before it was designed and served as part of the executive management team. While in this position he was asked to provide comment on and edit a statewide executive directive on sustainable design which was ultimately issued by the Governor of California; then Governor Grey Davis.

Solano County Courthouse/ Government Center, CA (\$60 million)

Technical advisor for this design/ build project. Responsible for development of the sustainable design guidelines and building performance measures. Bill also served on the selection panel for the design-build teams proposing on the project and provided design oversight and review.

Rio Hondo College Program Management Team (\$300 million)

Technical advisor with the URS executive management team for the early stage development of this significant college renovation and expansion.

City of Los Angeles, California

City Architect for Los Angeles and Municipal Facility Program Manager responsible for a large municipal infrastructure program with a staff of 100 and a budget of over \$100 million in annual construction cost. This position had citywide responsibility and accountability. Of note in this position was the development of a Project Management Control System where, for the first time, City management had access to real time project/ program information. Previously as Division Head managed a staff of 67 professional employees engaged in the development of Municipal infrastructure design and construction documents and management of the construction of numerous public works projects.

Bill was named City Architect for Los Angeles in 1996 having served in the capacity for four years prior in the position of Principal Architect. Along with this recognition was appointed by the City Council to chair the Citywide Taskforce for Sustainable Design. These two appointments were the first ever of their kind in Los Angeles. During his term a Sustainable Design Reference manual was created where consultants seeking work with the City were evaluated in part on the basis of their experience in designing sustainably. Also, the establishment of a new set of Sustainable Design Guidelines was created. Due to his efforts in Sustainability he was made a Fellow in the Institute for the Advancement of Engineering in 1998 and the City Council both recognized this accomplishment and commended him for over 20 years of design excellence. Bill has provided countless training sessions on doing business with the City, Sustainable Design and Management.

Los Angeles Central Library Rehabilitation and Expansion and the Seismic Strengthening of City Hall.

Credited with hundreds of projects in Los Angeles, several years of Bill's work was involved in the restoration and expansion of the historic Central Library and the Seismic Strengthening of City Hall. Bill's responsibilities not only included design and construction management but, in the case of City Hall, the bigger problems associated with convincing the City Council of the necessity for the project, the proposed design solution (Base isolation) and to vacate the building as the upper floors were unsafe.

Fire Stations

As Program Manager for the renovation projects in the pre – 1990 Earthquake Hazard Reduction Program Bill was personally responsible for the design and management of Fire Stations 27, 28 and 70. He was also responsible for the “Dual Facility Modifications Program” which involved architectural, mechanical and electrical work as well as some structural modifications to fire stations 9, 11, 12, 13, 35, 65, 72, 81, 85 and 94. This effort led to a program where more than 100 stations were altered. In managing these projects he monitored and reported on schedule, reviewed project progress, provided oversight and insight to the designers and performed construction review for completeness, schedule and budget compliance. Personally responsible for development of design drawings, construction documents, bidding and construction for the previously identified stations.

Animal Shelter Projects

Responsible for the design and management of the Northeast, East Valley and South Central Animal Control Shelter facilities. Said management included monitoring and reporting on schedule, review of project progress, oversight of designers and project managers as well as construction review for completeness, schedule and budget compliance. Personally responsible for the development of design drawings, construction documents, contract and construction management.

Project List

- >US – Mexico Foundation for Science – project planning and development; Sustainability along the border.
- >Study for 3D/ International – project delivery methods and recommendations.
- >Mariachi Plaza – First and Boyle Streets in Los Angeles – a monument to Hispanic cultural heritage.
- >Responsible for development of the 1998 Bond Development Program schedule and budget to add and/ or remodel 32 branch libraries.
- >Numerous remodeling projects to provide access for disabled persons. Note: Served as advisor to the Disabled Access Commission.
- >1990 Library Bond Program – responsible for the design and construction of 28 new branch libraries including Felipe de Neve, Cahuenga, Junipero Sera, Lincoln Heights, Venice, Studio City, Porter Ranch, Platt, Panorama City, Watts, Wilshire, J.C. Fremont, Washington Irving and Baldwin Hills.
- >Los Angeles Fire Department Dual Facility Modernization – all stations remodeled to accommodate female firefighters.
- >Executive committee for the development of a Japanese Civil Rights Memorial in Little Tokyo. This project was dedicated to the memory of those Japanese Americans who served in WWII. It was dedicated by the Secretary of the Army in 1999.
- >Project team leader – the Marvin Braude San Fernando Valley Constituent Services Center.
- >Old Eagle Rock Library – Historic renovation.
- >Free Clinic design and construction in the district of Council member Rita Walters.
- >The Getty House Restoration project (official home of the Mayor of Los Angeles).
- >Co-client/ author of the Civic Center Shared Facilities and Enhancement Plan which created the “Ten Minute Diamond” in the civic center of Los Angeles.
- >Co-client/author of the Asset management database used by the Department of General Services.
- >South Central Constituent Services Center.
- >Broxton Avenue parking structure.
- >Robertson Avenue parking structure.
- >Old Eagle Rock Municipal building – historic renovation.
- >Oakwood Community Center.
- >Design process executive study for the 1998 Police Bond measure.
- >Design and construction project management for the Police Department’s new dual 911 facilities in downtown Los Angeles and the San Fernando Valley.
- >Member of the executive committee studying the Police Department’s expansion and renovation program resulting in a \$1.32 billion construction program.
- >Emergency Vehicle Operations Center (EVOC) for the Los Angeles Police Department.
- >LAPD Recruit Training Center – Acquisition and Tenant improvement design and project management for this 180,000 square foot facility.
- >77th Street Police Station – New regional Police Station with a 176 bed detention facility and a 450 vehicle parking structure.

- >LAPD North Hollywood Area Station, West Valley Police Station, Newton Area Station, Wilshire Area Station Regional expansion, Southwest area station and parking structure and Foothill Area Station. Projects involving new and remodeled facilities. New offices for all 15 council offices, the Mayor, City Controller and Chief Legislative Analyst and their staffs as a result of the relocation from City Hall during it's seismic upgrade.
- >Parker Center – Tenant improvement for the LAPD's Fingerprint Analyzer.
- >LAPD Scientific Investigation Division Laboratory.
- >LAPD Equestrian Facility, Gift to the City of LA by the Ahmanson Foundation.
- >City Hall South – Child Care Facility.
- >Office designs, project and construction management for Council members David Cunningham, Howard Finn, Ruth Galanter, Mike Woo, Richard Alatorre, Zev Yaroslavsky and Gloria Molina.
- >419 South Spring Street designs for the Department of Public Works Executive Offices together with the Bureau of Management Employee Services.
- >Department of Building and Safety Executive offices in City Hall East.
- >City Council Press and Executive Session Rooms in City Hall.
- >City Controller's offices in City Hall.
- >Emergency Operations Center – City Hall East Basement.
- >City Hall South Alteration and Improvement.
- >Consultant Selection team – Art Program management for the Department of Cultural Affairs.
- >Consultant Selection team – Municipal Library Replacement Program.
- >Consultant Selection team – Police Academy environmental study.
- >Developer Selection and project programming – First Street North; City owned high rise office building.
- >Developer Selection team – Commercial building at First and Spring Streets.
- >Design and Project management – “El Parque de Mexico” – a monument commemorating influential Mexican heroes.
- >Monuments to Emiliano Zapata, Agustin Lara and Father Juan Morelos.
- >Placita Pedestrian Mall and Monument together with a 100-year time capsule dedicated by President Jimmy Carter.
- >Wilbur Avenue Pedestrian Bridge.
- >Valerio Avenue Pedestrian Bridge.
- >Paxton Street Bridge over Bull Creek.
- >Strathern Street Pedestrian Bridge.
- >Venice Canal Pedestrian Bridges.
- >Mission Road Grade Separation.
- >Figueroa and York War Memorial.
- >Monument to the USS Los Angeles – Port of Los Angeles.
- >San Pedro City Hall seismic retrofit and historic renovation.
- >Bus Shelter designs – City Hall Lawn.
- >Terminal Island Water Reclamation Plant master plan units I and II.

- >Donald Tillman Water Reclamation Plant Administration Building, Japanese Garden and Teahouse.
- >Metrorail Programming – Union Station Busway.
- >Hyperion Water Treatment Plant Administration Building and Mural, Biology laboratory, Centrifuge Facility, Digester Cleaning Facility, Truck Wash Building and Warehouse as well as Procurement documents for the purchase of gas and steam turbines.

Georgia and related Work Experience

- >Environmental Institute of Georgia – Headquarters.
- >YMCA Facility analysis in Fayetteville for Dale Phenicie.
- >Alteration and addition to the Akins residence.
- >Alteration to the Chancel area – Peachtree City First Presbyterian Church. Study for Fellowship Hall re-use.
- >Carelock residence plans following lightning hit.
- >Garland residence addition.
- >Allyson Ihms residence.
- >Alterations to the Hood residence.
- >Fayette County Counseling Center on Bradley Drive in Fayetteville, Ga - serving the county's mental health needs on all levels.

"I want to thank you Mr. Holland for providing your expertise in how we might develop a more "green" design as we prepare to build our county wide service facility on limited funds. We will be using as many overrun items as possible and your advice on how to better use those items and the overall design of the building was more than we could have hoped it would be."

- >Member and former Chairman of the First Presbyterian Church Building Committee
- >Alternate member: Water and Sewerage Authority of Peachtree City
- >Chairman of the Board: Peachtree City Water and Sewerage Authority (Member of the Authority from 8-4-14 to 1-18-2018). During his tenure on the Board Standard and Poor's changed their rating of the Authority from AA- to AA+.



TWO OPEN POSITIONS ON THE FAYETTE COUNTY
WATER COMMITTEE

The **Fayette County Water Committee** is an advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability concerns as directed by the Board of Commissioners.

The Water Committee's voting members include the Chairman of the Board of Commissioners or his/her designee, County Administrator, or his/her designee, the Water System Director, the Planning Director and three citizens who are appointed by the Board of Commissioners. Non-voting members are the County Attorney and the Water System's consulting engineer.

The Water Committee holds regularly scheduled meetings on the second and fourth Wednesday morning of each month beginning at 8:00 a.m. at the Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia.

The Fayette County Board of Commissioners would like to notify interested Fayette County citizens that one citizen's position on the Water Committee is available for appointment with a term beginning **immediately and expiring December 31, 2019**.

A second position for one citizen position on the Water Committee for an appointment with a term **immediately and expiring December 31, 2021**, to be determined by the Fayette County Board of Commissioners.

This is a nonpaid position.

The Fayette County Board of Commissioners will be accepting applications with resumes for this position. Applications can be obtained by visiting www.fayettecountyga.gov ; Public Notice section or by contacting Tameca White at twhite@fayettecountyga.gov. **All applications must be returned to Tameca P. White, County Clerk at 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia by 5:00 p.m. on Friday, June 22, 2018.**

Issued: May 21, 2018
Contact: Tameca P. White, County Clerk
Office: (770) 305-5103

Confirmed 9:30am



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee. Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of seven voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, June 22, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME Angela Haynes

ADDRESS 105 Zoie Court, Fayetteville,
GA, 30215

TELEPHONE (day) [REDACTED] evening) Same as day

(email address) [REDACTED]

Angela Haynes
Signature

6.15.2018
Date

called left VM 8/7



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

1. How long have you been a resident of Fayette County? *17 years*
2. Why are you interested in serving on the Fayette County Water Committee? *It will provide me an opportunity to better understand our water system & a means to make a true contribution to my community.*
3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee? *I have been on a board committee for the "Certified Fraud Examiners" in the state of Georgia. I have also been a key coordinator for an advisory committee.*
4. List your recent employment experiences to include name of company and position.
Assurant. Position: Enterprise Business Services Accounting Ana.
5. Do you have any past experience related to this position? If so, please describe.
Not associated with water but I have served on a committee
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government? *No.*
7. Have you attended any Water Committee meetings in the past two years and, if so, how many? *No. Is it open to the public?*
8. Are you willing to attend seminars or continuing education classes at county expense?
Yes.
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee? *No. Also, I have acquired approval from my employer before completing & submitting.*
10. Are you in any way related to a County Elected Official or County employee? If so, please describe. *No.*
11. Describe your current community involvement. *I attend board meetings that are open to the community when I am able to.*
12. Have you have been given a copy of the county's Ethics Ordinance?
I've pulled the general ordinance from the county web page and have read it.



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

13. Is there any reason you would not be able to comply with the Ethics Ordinance?

No.

Overview

Strategic Financial Management Professional with 20+ years experience in accounting, finance and operations for mid to large corporations in the private, public and non-profit sectors. Fully knowledgeable in Business Management, Accounting, Accounting Systems (MAS90, MS Dynamics Great Plains, Oracle, PeopleSoft, Peachtree, SAP), Compliance, Finance, Investment instruments and Financial Services Operations. Accomplished at implementing innovative accounting practices and procedures to improve efficiency.

Experience

- **Project & Program Management**
 - **Financial Services Implementations** – Insurance and investment financial services to include, but not limited to, **Project Estimates, Business process and requirements, Account Mapping, Bank set-up** (Bank Wire, Credit Card, Direct Deposit, EFT, Lockbox, Legal review, Sweeps, Signature cards and ZBA), **Resource management, Presentation, State audit and Compliance review.**
 - **Information Technology installation** to account for **Mortgaged Back Security/Securitization and Impairments.**
 - **IT Platform Custom Designed** to support Life, Health and Investment products in the areas of Accounting, Treasury, and Investments.
 - **Secured Procurement** for the execution of **SAAS model** reconciliation application for full integration of production, sub systems and platforms interface reconciliations.
- **General Accounting (GAAP/Statutory/Management/Tax/IFRS)**
 - General ledger maintenance, JE, reconciliation's, closings and currency exchange rates.
 - State and federal tax (W9, 1099[MISC/R/S], 5498, 5500 and Payroll related taxes)
 - Partnered with Board Audit Committee regarding **audit engagement** guidelines.
 - **Cash management** collections and disbursement (Custodial Accounts for Bank Wire, Credit Card, Direct Deposit, EFT, Lockbox, Sweeps and ZBA).
 - **Reconciliation** of general ledger accounts, bank account and daily trade short/long term investments.
 - **Account Payable** to disbursement interfaces, recourse recovery and accruals
 - **Accounts Receivable** to include aging, suspense accounting, collections and allowance to doubtful accounts.
 - **Annuity** (Lump Sum & Periodic), **Daily Unit Value, Insurance, Investment, Loan, Manufacturing, and Real Estate Portfolio**
- **Financial Reporting & Analysis**
 - **Public/Private and Non-Profit Financial Statements** (Balance Sheet, Profit and Loss [P&L], Cash flow and supplemental statement)
 - **Regulator reporting** in accordance to NAIC, IRS, LIMRA, PBGC, SEC (10Q and 10K) and Federal.
 - **Pension Plans** including Single sum and Multi employer pension valuation. Defined benefits and contributions, Guaranteed products, Muni-GIC, Profit sharing FASB; 87, 88, & 132 and Plan termination.
 - **Securities reporting** in accordance to Emerging Issue Task Force (EITF) 99-20, SFAS 91 and 115. Analysis of: Contractual cash flows, Prospectus, Bloomberg activity, Adjusted cost basis, Unpaid principal balance, Mark to market, Amortization, Unrealized gains and losses, Realized gains and losses, Impairment and Accretion.
 - **Actual and Forecasted Performa** results including Multi year plans and Historical forecasting
 - **Budgeting** applications using both Traditional and Activity Based Costing methods
 - **Procurement analysis** to include **Business case, Process flow, Cost basis and Breakeven analysis.**
 - **Analysis** encompasses trending, sales demographic and target markets, risk-based capital (RBC), reserves, interest maintenance reserve (IMR), asset valuation reserve (AVR) return on equity (ROE), return on investment (ROI), investment income, actuarial computation, investment analysis, cash flow projections to reinvestment of assets, investment and rollover rates, preparation of statistical data, productivity data systems and processing.
 - **IFRS Convergence, GAAP, Statutory, and Tax** guidance review and analysis.
- **Business Process and Operations Analysis**
 - Define business requirements and procedures based upon best business practices.
 - Established operational **Policies and Procedures.**
 - Presentations to the Board of Director and other National organizations regarding company operations.
- **Compliance**
 - **Sarbanes-Oxley 2002** – Interview process owner, develop and document current process narratives, provided recommendations and contingencies based on best business practices, tested key controls and conducted remediation activities.
 - **Investment Company Act of 1940 Rule 38a-1** - develop and document current process narratives, test key controls and conducted remediation activities for investment products.
 - **Enterprise Risk and Internal Controls** - Assessment of all operational processes while applying COSO guidance. Monitored all asset and suspense account activity to ensure that the company's policies and procedures are being followed with results being reported to the CFO.
 - **Regulators** include Employee Retirement Income Security Act (ERISA); State Regulated Unclaimed Property (Escheatment); Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA); Deficit Reduction Act of 1984 (DEFRA); Retirement Equity Act of 1984 (REA); Tax Reform Act 1986 (TRA); National Association of Insurance Commission (NAIC-Blue, Green and Yellow Books), Omnibus Budget Reconciliation Act (OBRA); Office of Fair Housing and Equal Opportunity 1993 (OFHEO); Pension Benefit Guaranty Corporation (PBGC); Real Estate Settlement Procedure (RESPA) and Payment Card Industry (PCI) Data Security Standards.

Companies/Clients

Assurant – Enterprise Accounting Services, Accounting Analyst

Solomon Edwards – Sr. Project Consultant (Otsuka Pharmaceutical and National Grid)

McCamish Systems, LLC (an Infosys Company) – Manager, BPO Financial Services Implementations, Reconciliations and Solutions

Callaway Partners, LLC – Sr. Financial Consultant (Aegon, Dana Corporation, Fannie Mae, Fidelity Investments and Habitat for Humanity International)

Atlanta Life Financial Group – Director of Operations

Sprint PLS – Senior Financial Analyst

Atlanta History Center – Assistant Controller

Prudential Insurance – Manager

Credentials

Bachelor of Science – Business Administration & Accounting: The College of Saint Elizabeth University

Member – American Institute of Certified Public Accountants (AICPA) #4635001 | Georgia Association of Certified Fraud Examiners (CFE; including Board Committee Member) | National Association of Female Executives (NAFE).

ANGELA HAYNES

105 Zoie Court Fayetteville, GA 30215 | [REDACTED]

Versatile, analytical and profit-oriented professional with a proven track record of sound results. Creative problem solver who excels under pressure, thrives on challenges, and gets the job done. Team player who possesses outstanding interpersonal and excellent communication skills. Quietly assertive, organized through planning, persuasive negotiating, and dealing effectively with all levels of management.

AREAS OF EXPERTISE

- **Operations** including call center, administration, system implementations, project management, process flow charting, and overall operational infrastructure.
- **Financial Analysis** including analyzing financial statements, actuarial computations, investment analysis, cash flow projections for reinvestment of assets, calculating investment and rollover rates, ROE, preparation of statistical data, productivity data, historical forecasting, budgeting, systems analysis and processing.
- **Accounting** including general ledger, statutory, management, securities, reconciliation's, cash management, general ledger closing, exchange rates, preparation of state and federal tax returns, balance sheet, income and cash flow statements, traditional costing, activity-based costing, and a liaison with outside auditors.
- **Pension Plans & Annuities** including single sum and multi -- employer pension valuation. Actuarial computations of defined benefits and contributions, guaranteed products, muni-GIC, profit sharing FASB; 87, 88, & 132, and plan termination.
- **Leadership** including mentoring junior team members, partnering and relationship building, strategic planning, associate's training & development, setting goals and objectives in accordance with Senior Management's strategy, performance evaluation, and budget management.
- **Compliance** including COSO, GAAP, FASB, ERISA, Escheatment, TEFRA, DEFRA, REA, TRA 1986, NAIC, OBRA, OFHEO 1993, PBGC, RESPA, Sarbanes-Oxley 2002, ICA 1940 Rule 38a-1 and Payment Card Industry (PCI) Data Security Standards.

EXPERIENCES & ACHIEVEMENTS

Assurant, Atlanta, GA

2015 - Present

Enterprise Accounting Services Accounting Analyst: Provide accounting services and oversight for Fixed Assets, Expense Allocations through Entity Cost Allocations Model (ECAM) while later transitioning to more traditional accounting activities associates with Assurant Health, Information Technology and Discontinued Operations while retaining ECAM.

- Initially assigned to oversee Fixed Assets accounting and responsible for remediating significant deficiencies that were more than approximately 20 million.
 - **Result:**
 - Established a production dash board to report backlog coupled with projections on completing all backlog
 - Fixed Assets was one of the top 20 significant deficiencies sited in 2014-2015, which was fully remediated under my watch within 6 months that resulted in a 549% turnaround.
 - Completed new tax requirements and testing for system enhancements.
 - Designed more simplified forms and quick reference guidance for fixed asset capitalization processing.
 - Provided training sessions for onshore and offshore on key processing elements.
- ECAM assignment was to manage the overall process, provide better documentation and submit solution recommendation. Complete annual requirements, testing and overall execution of annual collections from cost centers.
 - **Result:**
 - Submitted recommendation for solution options within 8 months.
 - Standardized and created the 1st ever complete ECAM processing manual.
 - Improved, measurable, service standards and customer experience by 353% in the 1st year
 - Fully remediated deficiency sited by RAS result in a 100% clear audit the following year.

Solomon Edwards Group, Vienna, VA

2012 – 2015

Sr. Consultant

Otsuka Pharmaceuticals (Rockville, MD) – Assist client with general ledger maintenance, systems testing, financial reporting and payroll accounting.

National Grid Utilities (New York, NY) - Assist client with SOX and reconciliation audits.

McCamish Systems, LLC, Atlanta, GA

2008 – 2012

Manager of Financial Services Implementations Reconciliation & Solutions: Oversee, enhance and established **operational policies, procedures**, objectives and initiatives for Financial Services in accordance with the strategic directions of Senior Management. **Present** Financial Services operational structure to potential clients. **Implement** new business initiatives for Financial Services operations and client support in alignment with **regulatory compliance**. Within a production environment, provide production team direction surrounding **root cause analysis, remediation and resolution**. Procured, lead and produced system interface and general ledger activities reconciliations using BlackLine application. Conducted annual vendor review of **SSAE 16/SAS70**. Financial Services representative for Client's annual audit review of **SSAE 16/SAS70, SOX and 38a1**.

- Implemented risk and control metrics for implementation assessment to support SOX and 38a1 audits. Currently establishing operational oversight policy under COSO framework for corporate governance.
Result: Provides clients with a tool to access risk and controls surrounding outsourced processes administered by the organization.
- Implemented credit card processing and procedures by establishing merchant on boarding with clients, initiating account set up, production deployment and reconciliation of account activities.
Result: 95% process automation and limited exception processing.
- Implemented fully integrated cash collection processes with generated exception workflows, internal lockbox, external lockbox, remote check deposits with check verification and data uploads into administrative systems.
Result: Significant increase within the production environment by reducing the number of touch points in cash processing.
- Recommended banking strategy to several major clients to assist with better controls and reconciliations of cash activities.
Result: Ease in monitoring cash management activities through segmentation of processing types that is now reconciled daily rather than monthly through BlackLine's matching and reconciliations module.
- Implemented accounts payable module, including OFAC and escheatment reporting with disbursement distributions in the form of checks and electronic fund transfers.
Results: Downstream processes are integrated, and check distributions are outsourced to a mailing distributor. Efficiencies have increased by 35%; Operational expenses have been reduced by 40%; Contractual expenses have decreased by 20%.

Callaway Partners, Atlanta, GA

Sr. Consultant

2005 – 2008

2007-2008 Dana Corporation: Developed project plan for Defined Benefits and Contribution **VCP** and **VFCP** filings which also includes **Quantitative and Qualitative Data Analysis**, System processing analysis, SOX review, site audit and preparation of **Requirements** for legal counsel review.

2007 Habitat for Humanity International: Assessing financial compliance and risk exposure for the organization and it's national affiliates in regards to Board Oversight, Accounting Guidelines and Practices, **Federal Regulations, State Statues**, and Habitat for Humanity International's own internal guidelines. Charged with developing tools to be distributed to affiliate board of directors for immediate implementation in critical mass situations where high risk is probable as it relates to **Financial Compliance**.

2007 Old Mutual Financial Network (Fidelity Investments): Developed project plan regarding **Risk Assessment**, in accordance to **COSO** guidance, **Requirements**, and **Policies** to be rolled out in accordance with Corporate Governance Board Committee and **SOX** related compliance. Implemented a General Ledger and Systems reconciliation policy and **overall process assessment**.

2005 FannieMae, Washington, DC: Securities Liquid Investment Portfolio sub system implementation based on established requirements. Duties include: **Requirements** updates, **data validation, FAS 91, 133, 115 and impairment** analyses of securities, **SOX compliance** and systems validation of process for **Mortgage Back Securities Securitization**. **Tax Advantage Investments** restated financials coupled with **FIN 46** requirements.

2005 AEGONUSA, Tampa, FL: Corporate administrative operations and accounting systems in adherence to **Sarbanes-Oxley 2002**. Develop and implement **business requirements**. Requirements include current process narrative, recommendations and contingencies based on best business practices, develop and document procedures, testing and rollout.

Atlanta Life Financial Group, Atlanta, GA

2001 – 2005

Director of Customer Care Operations, Atlanta Life Financial Group: Oversaw and established **operational policies, procedures**, objectives, and initiatives in accordance with the strategic directions of Senior Management and Board of Directors. **Present** to the Board of Director and other National organizations regarding the company's operations. **Established relations** between the organization and Secretary of States offices, developed **processes** to support **new business initiatives**.

Senior Manager, Business Analyst, Atlanta Life General Agency: Responsible for providing basis for **strategic planning, capital evaluations**, and decision-making support to Senior Management. **Develop and execute** short & long – term strategic planning goals, lead developer of competitive intelligence process, and analyses to be used for decision-making framework. Inter

Sprint, Atlanta, GA

2001 – 2001

Senior Financial Analyst, Physical Layer Service Center, Business Operations: Responsible for reporting actual and forecasted operational results to Senior Management and Sprint's corporate office monthly. **Project management** related to coordinating management reporting workflow. **Analysis** applied using activity based, traditional costing, and productivity levels. Ensuring the financial integrity of the monthly reporting process.

- Recommended and implemented service level agreements between Business Operations and other Departments
Result: Timely and accurate reporting of each department's process.
- Developed a historical forecasting model to closely project corporate initiatives coupled with outside market trends.
Result: Corporate finance has begun using the model for reporting overall Sprint budget forecasting.

Prudential Insurance Company, Newark, NJ

1981 – 2001

Managing Supervisor, Structured Settlements Administration, Prudential Institutional

Responsible for the supervision of a staff of administrators by setting targeted goals and objectives. Review legal cases (Annuity contracts under litigation) for further resolution by the Law Dept. **Monitored** all accounting and treasury functions. **Organized** departmental training for staff and project management. **Developed** policies, procedures, quality control and controlled account memorandum for the product (volume 2.5 billion).

- Recommended and Established guidelines for duplicate payment of annuities.
Result: 100% turnaround in 1999 and no losses were reported.
- Recommended and Established a process for tracking all incoming customer request.
Result: Departmental heads had an accurate snap shot of our production volume on a daily, weekly, monthly, and annual basis.

Senior Financial Analyst, Internal Controls, Prudential Investments (1996 - 1998)

Ensuring the financial integrity of Prudential Investments' quarterly and annual statements. Performing **mini audits** of the accounting areas (volume 122 billion). **Monitored** all asset and suspense account activity to ensure that the company's **policies and procedures** are being followed with results being reported to the CFO. **Coordinate** records retention and disaster recovery/business continuation process. Supervision of three team members.

- Researched old accounting records, in excess of 60 million, that had aged well over accounting standards in accordance with policies and procedures.
Result: Resolved 98% of the accounting imbalances and worked with the operation areas to resolve the remaining 2%. Ultimately, a small percentage (10,000) was written off as a loss.

Sr. Financial Analyst/Financial Analyst, Prudential Preferred, Prudential Investments (1993 - 1996)

Analyzed GAAP, Management, Statutory, and Tax results on annuity products. Analysis encompasses (but not limited to) trending, **budgeting**, sales, cash flow, **risk-based capital**, reserves, **interest maintenance reserves**, asset valuation reserve, and investment income (volume 32 billion +). **Report** actual and forecast results including multi year plans. Reporting results reviewed by the division head (CFO) and the Chief Executive Officer.

- Restructured financial reporting model with a macro driven spreadsheet.
Result: Improved analyzing tool and a reduction in the consolidation process time by 35%

Staff Accountant, Prudential Realty Group (1991 - 1993)

Responsible for daily reporting of Prudential Real Property Partnership's unit value. Quarterly and annual financial reporting of four real estate portfolios and trust accounts. **10 Q and 10 K SEC** filing. **Cash and general ledger management** of six portfolios (volume 328 million). **Reconciliation** of seven bank accounts and daily trades of short/long term investments. Coordination of

portfolio budgets on a monthly basis. Communications with real estate trust Trustees.

- Restructured the reporting process on a corporate joint venture with a macro driven spreadsheet.
Result: reducing the reporting time by 91% which was crucial due to the new closing time at the New York Stock Exchange.

Financial Reviewer, Prudential Asset Management Company, (PAMCO) (1981-1991)

Analyzed financial investments, system produced reports, actuarial computations on defined benefits and contributions, guaranteed products, and muni - GICs (volume 45 billion). **Produced** reports for the **PBGC, NAIC, Management, Statutory, State tax, and Federal tax. Provided technical training**, supervision of five staff members and actuarial students (6).

- Under time constraints by senior management, production of segmented asset records needed to be complete in half the normal production time.
Result: Production was completed ahead of schedule and received an employee recommendation award.

Pension Administrator, Pension Technician, Pension Assistant

- Provided financial information, plan termination, and **investment projections** of approximately five cases a week to Account Executives.
- Worked closely with Managers, Directors, Vice Presidents, and outside consultant on a **confidential workforce restructuring** of PAMCO.
- Reported financial information to Account Executives and assigned **special projects**. Year-end valuation of defined benefits and contributions' systems.
- Provided dividend rules, formulas, and payments to the Board of Directors.

Harley-Davidson, BMW, Buell, Bloomfield, NJ

1997 – 2001

Accounting/Office Manager (Part time while working for Prudential full time): Responsible for **managing** all accounting functions and inventory control. Monthly, Quarterly, and Year end closings. Implementation of automated accounting systems, daily cash closing of cash registers (volume 11 million).

COMPUTER HARDWARE/SOFTWARE SKILLS

Systems Analyzing, processing, and testing of mainframe computer. **J. D. Edward's** Real Estate Accounting Systems, **BASIC** and **COBOL**. **Lotus 1-2-3** and **Lotus Notes**. **Disk Operating Systems**. **Microsoft:** Access, Excel, NT Network, Power Point, Project, Publisher, Windows, Word and Visio. **Peachtree, PC Tools, WordPerfect**, Electronic Mail, Professional Offices Systems, **dBASE III PLUS, AssureNet, BlackLine, Business Objects, Dun & Bradstreet "Smart" Stream System, Essbase, MSD Great Plains, Hyperion, Legacy, Oracle, PeopleSoft, SAP, Crystal Report Mapping and Bloomberg**. Systems Implementation, **Data Warehousing**, Macro driven spreadsheet, Report writer\Data mapping for **mainframe systems** and **decoding of Job Control Languages/Data Models**.

EDUCATION

1995 Bachelor of Science, Business Administration and Accounting, The College of Saint Elizabeth University

Member of: National Association for Female Executives (NAFE)
American Institute of Certified Public Accountants (AICPA)
Georgia Association of Certified Fraud Examiners (CFE).

Request Form for Approval of Outside Employment or Board Membership

Part 1: Requestor Details

1.	Name of Requestor:	Angela (Angie) Haynes
2.	Date of Request:	6/11/2018
3.	Provide the name of the entity you wish to become or are already affiliated with, full-time or part-time, as an employee, partner, consultant or in any other employment-related capacity with an entity other than Assurant (whether or not for compensation).	Fayette County Board of Commissioners
4.	Provide a short description of what the entity does.	An advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability.
5.	Provide a short description of what your position with the entity will be.	As a committee member, participate in discusses and makes recommendations on general Water System topics like systems improvements, bid openings and water quality and availability.
6.	Are you aware of any relationship (such as contractual, financial or other business relationship) between Assurant and the entity (ies)? If yes, provide details.	No

Part 2: Manager Review and Approval

8.	Manager's Name:	David Mathenge
9.	Manager's Signature of Approval:	<i>David Mathenge</i>
10.	Date of Approval:	6/11/2018

Part 3: Compliance Review and Approval

11.	Name of Compliance Employee completing review:	
12.	Signature indicating Compliance review and approval:	
13.	Date of Approval:	

Request for Approval of Outside Employment - Board Membership

Assurant expects all employees, officers and directors to do their best to advance the company's interests and to use objective, unbiased standards when making decisions that affect our company. Business decisions should be made on the basis of quality, suitability, service, price, qualifications and other appropriate factors, without the influence of personal bias or conflicts of interest.

Sometimes, taking outside employment can create a potential conflict of interest. You may not take another job - full-time or part-time - that interferes with your ability to do your job at Assurant, conduct outside business activities during your Assurant working hours, or use company property, equipment, information or other assets for non-Assurant activities.

What is a conflict of interest? You should recognize your responsibility to avoid any conflict between your personal interests and those of Assurant. A conflict of interest occurs when your personal interests interfere - or appear to interfere - with your ability to make sound business decisions on behalf of Assurant. Here are some examples of the types of activities that may create conflicts of interest:

- Outside business interests or employment, including employment by a current or potential competitor while employed by Assurant
- Doing business with, hiring or supervising family members
- Taking personal advantage of corporate opportunities
- Accepting a gift, payment, or service from anyone seeking to do business with Assurant
- Placement of business with a firm owned or controlled by an Assurant employee or their family • Having a close, personal relationship with a subordinate employee
- Ownership of, or substantial financial interest in a company that is or is reasonably likely to be an Assurant client, customer, supplier, competitor, or target for acquisition by Assurant

If you are thinking about taking an outside job or business interest that could create a conflict of interest, or serving on the board of directors of a company, you must first get your manager's approval and the approval of a Compliance team representative, or call the Compliance helpline. This rule does not apply to charitable civic, religious, educational, public, political or social organizations whose activities do not conflict with the interests of Assurant and do not interfere with your ability to do your job at Assurant. If there is any question as to whether a conflict of interest exists, you should discuss it with your manager and the compliance team.

Process to obtain approval:

1. Complete the requested details on the next page.
2. Route to manager for evaluation of conflict with current role and obtain approval.
3. Email approved form to Kim Swackhammer for review and approval.

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of a recommendation from the Selection Committee, comprised of Commissioner Charles W. Oddo and Commissioner Charles D. Rousseau, to appoint William "Bill" Holland to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2021.

Background/History/Details:

The Fayette County Water Committee was officially created by ordinance by the Fayette County Board of Commissioners on April 24, 2018.

The purpose of the Water Committee is to fully explore water issues concerning Fayette citizens, to provide recommendations for short and long term priorities, to advise the Board on the water needs of citizens in the county, to assist with identification of funding sources, solicitation of federal funds, grants, etc., to assist with coordination between the County and the municipalities, to provide recommendations for long-term goals, to work with the County Administrator and staff, to provide education in this community about water resources and to provide a forum for citizens to express concerns.

There were two citizen positions available. The positions were advertised in accordance with county policy 100.19; Board Appointment. Three applicants submitted application for consideration. Interviews were conducted and the recommendation to the Board is to appoint William "Bill" Holland for a term beginning immediately and expiring December 31, 2021. No other appointment has been made.

What action are you seeking from the Board of Commissioners?

Approval to appoint William "Bill" Holland to the Fayette County Water Committee for a term beginning immediately and expiring December 31, 2021.

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

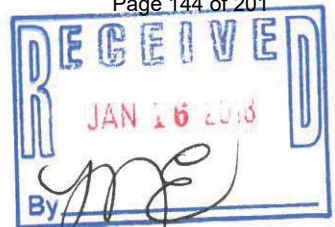
Reviewed by Legal

Approved by Purchasing

County Clerk's Approval

Administrator's Approval

Staff Notes:



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of six voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, January 26, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME WILLIAM A. (BILL) HOLLAND

ADDRESS 324 ASTER RIDGE TRAIL

PEACHTREE CITY, GA. 30269

TELEPHONE (day) [REDACTED]

(evening) [REDACTED]

(email address) [REDACTED]

William A. Holland
Signature

1-16-2018
Date

LM on 8/9 will call back

PRESS RELEASE

ONE OPEN POSITION ON THE FAYETTE COUNTY WATER COMMITTEE

The Fayette County Water Committee is an advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability concerns as directed by the Board of Commissioners.

The Water Committee's voting members include a County Commissioner, the Water System Director, the Planning Director, the County Administrator, and two citizens who are appointed by the Board of Commissioners. Non-voting members are the County Attorney and the Water System's consulting engineer.

The Water Committee holds regularly scheduled meetings on the second and fourth Wednesday morning of each month beginning at 8:00 a .m. at the Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia.

The Fayette County Board of Commissioners would like to notify interested Fayette County citizens that one citizen's position on the Water Committee is available for appointment with a term to be determined by the Fayette County Board of Commissioners. This is a nonpaid position.

The Fayette County Board of Commissioners will be accepting applications with resumes for this position. Applications can be obtained by visiting www.fayettecountyga.gov ; Public Notice section or by contacting Tameca White at twhite@fayettecountyga.gov. All applications must be returned to Tameca P. White at 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia by 5:00 p.m. on Friday, January 26, 2018.

Issued: December 28, 2017
Contact: Tameca P. White, County Clerk
Office: (770) 305-5103

1. How long have you been a resident of Fayette County?

13 YEARS

2. Why are you interested in serving on the Fayette County Water Committee?

I'VE BEEN SERVING ON A LOCAL BOARD AND WOULD LIKE TO EXPAND TO A COUNTY ONE.

3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee?

I'VE BEEN SERVING ON THE PEACHTREE CITY WATER AND SEWERAGE AUTHORITY FOR THE LAST 5 YEARS & MY DESIGN AND MANAGEMENT WORK EXPERIENCE.

4. List your recent employment experiences to include name of company and position.

URS CORPORATION, VICE PRESIDENT; CITY ARCHITECT FOR LOS ANGELES, CALIFORNIA

5. Do you have any past experience related to this position? If so, please describe.

I'VE BEEN CHAIRMAN OF THE BOARD OF THE PEACHTREE CITY WATER & SEWERAGE AUTHORITY FOR THE PAST 2 YEARS AND ON THE BOARD FOR 5 YEARS. I ALSO DID WATER/WASTEWATER FACILITY DESIGN.

6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?

NO, MY TERM ON THE PEACHTREE CITY WATER AND SEWERAGE AUTHORITY ENDED ON 12/27/2017.

7. Have you attended any Water Committee meetings in the past two years and, if so, how many?

NO

8. Are you willing to attend seminars or continuing education classes at county expense?

YES

9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee?

NO

10. Are you in any way related to a County Elected Official or County employee? If so, please describe.

NO

11. Describe your current community involvement.

PART OF MY INVOLVEMENT IS DESCRIBED IN NO. 5 ABOVE. I'VE ALSO SERVED ON MY CHURCH BUILDING COMMITTEE FOR 4 YEARS; 1 YEAR AS CHAIRMAN. 8 YEARS IN SOUTHERN

12. Have you have been given a copy of the county's Ethics Ordinance?

I DOWNLOADED IT.

CRESCENT CHORALE & CONSULTING FOR THE BOY SCOUTS.

13. Is there any reason you would not be able to comply with the Ethics Ordinance?

NO

William A. (Bill) Holland

Bill Holland has over 40 years of professional experience working in the private and public sectors. 30 of these years were spent in the City of Los Angeles, Department of Public Works, with his last eight years there as its' City Architect; the first ever to be named to this position. It was here that he was responsible for hundreds of projects. In particular he notes his work as Design Program Manager for the National Register Los Angeles Central Library renovation and expansion as well as the Seismic Rehabilitation of the Los Angeles City Hall; one of the nation's most recognized buildings and the tallest historic building ever to be base isolated. The value of work associated with these two projects was in excess of \$350 million.

Bill played a key role in numerous government and private sector design and construction programs with a significant effort in all types of buildings. As City Architect and Program Manager for Municipal facilities he reported to and coordinated work efforts with the Mayor, City Council, City Engineer, the Board of Public Works and a wide variety of other City boards and Departments. He was also responsible for the respective schedules and budgets for the many projects under his management. In addition to the management of design and construction he also managed a large professional staff (over 100 employees).

In his role as City Architect Bill chaired the Citywide task force for Sustainable Design and managed development of the first guideline for Sustainable development. He also drafted the first "No Smoking in Buildings" ordinance ever created in the United States.

Besides government work his experience also includes the private sector. For over 5 years he participated in winning three major projects for the URS Corporation including the headquarters for the California Department of Transportation in downtown Los Angeles, the Solano County Government Center and several projects for the San Manuel Band of Mission Indians. At San Manuel he served as design and construction manager on their spring water bottling plant, the administrative headquarters building as well as reservation wide infrastructure leading to completion of their Casino. He reported weekly to the tribal business committee providing project status and budget expenditures.

It is important to note that in much of Bill's work he was required to verbally present the status of the various projects he was responsible for. He's also pleased to point out that he was invited by the International Chinese Environmental Federation to be the keynote speaker at their first Chinese Sustainable Development Conference held in Los Angeles.

His work effort was supplemented by an Adjunct Professor position at the University of Southern California where he taught 4th and 5th year Architectural Professional Practice.

Education, Professional Affiliations

BS, Architectural Engineering, California Polytechnic State University, San Luis Obispo, California

Graduate – Executive Management Program, University of California at Los Angeles; Anderson School of Business.

Registered Architect in California - retired

Chairman of the Board of Directors, the Western Council of Construction Consumers; Currently Member Emeritus.

Member of the Board of trustees Emeritus – the Children’s Museum of Los Angeles.

Member (former Director) the American Institute of Architects.

Fellow: Institute for the Advancement of Engineering (FIAE)

Awards and Recognition

Community Service Award – Los Angeles County Board of Supervisors

Honorary Docent – Los Angeles Public Library

Honorary Fire Chief – Los Angeles Fire Department

Governor’s award for Design Excellence – Eagle Rock Branch library

Los Angeles City Council Commendatory Resolutions on three occasions

Los Angeles City Council Certificates of Appreciation on seven occasions

Board of Public Works Commendations – numerous

Calibre Award recognizing over 20 years of design excellence presented by the IIDA; the International Interior Design Association

American Planning Assn’ recognition for the Civic Center Master Plan

Twice nominated City Employee of the year – City of Los Angeles

Los Angeles City Council Good Earth Keeping award.

Experience

Mr. Holland’s work and project listing is found on the following pages for both California and Georgia

William A. Holland - Experience

San Manuel Band of Serrano Mission Indians New Community Center, Bottling Plant and Infrastructure (\$ confidential)

Program and Construction manager for numerous projects involving management of over 80 consultant contracts for this Native American Indian Tribe. At the time Bill came to the project his employer, the URS Corporation, was in danger of losing their contract because of problems associated with its' management. He was able to turn it around and URS was able to extend its' services even including the Tribe's new Casino.

California Department of Transportation's new District 7 Headquarters, Los Angeles, Ca. (\$120 million)

Served as technical advisor for this 600,000 square foot design/ build project regarding sustainability and design excellence where Thom Mayne served as the design architect. In Bill's role he was responsible for development of a design build package that outlined the building's energy performance before it was designed and served as part of the executive management team. While in this position he was asked to provide comment on and edit a statewide executive directive on sustainable design which was ultimately issued by the Governor of California; then Governor Grey Davis.

Solano County Courthouse/ Government Center, CA (\$60 million)

Technical advisor for this design/ build project. Responsible for development of the sustainable design guidelines and building performance measures. Bill also served on the selection panel for the design-build teams proposing on the project and provided design oversight and review.

Rio Hondo College Program Management Team (\$300 million)

Technical advisor with the URS executive management team for the early stage development of this significant college renovation and expansion.

City of Los Angeles, California

City Architect for Los Angeles and Municipal Facility Program Manager responsible for a large municipal infrastructure program with a staff of 100 and a budget of over \$100 million in annual construction cost. This position had citywide responsibility and accountability. Of note in this position was the development of a Project Management Control System where, for the first time, City management had access to real time project/ program information. Previously as Division Head managed a staff of 67 professional employees engaged in the development of Municipal infrastructure design and construction documents and management of the construction of numerous public works projects.

Bill was named City Architect for Los Angeles in 1996 having served in the capacity for four years prior in the position of Principal Architect. Along with this recognition was appointed by the City Council to chair the Citywide Taskforce for Sustainable Design. These two appointments were the first ever of their kind in Los Angeles. During his term a Sustainable Design Reference manual was created where consultants seeking work with the City were evaluated in part on the basis of their experience in designing sustainably. Also, the establishment of a new set of Sustainable Design Guidelines was created. Due to his efforts in Sustainability he was made a Fellow in the Institute for the Advancement of Engineering in 1998 and the City Council both recognized this accomplishment and commended him for over 20 years of design excellence. Bill has provided countless training sessions on doing business with the City, Sustainable Design and Management.

Los Angeles Central Library Rehabilitation and Expansion and the Seismic Strengthening of City Hall.

Credited with hundreds of projects in Los Angeles, several years of Bill's work was involved in the restoration and expansion of the historic Central Library and the Seismic Strengthening of City Hall. Bill's responsibilities not only included design and construction management but, in the case of City Hall, the bigger problems associated with convincing the City Council of the necessity for the project, the proposed design solution (Base isolation) and to vacate the building as the upper floors were unsafe.

Fire Stations

As Program Manager for the renovation projects in the pre – 1990 Earthquake Hazard Reduction Program Bill was personally responsible for the design and management of Fire Stations 27, 28 and 70. He was also responsible for the “Dual Facility Modifications Program” which involved architectural, mechanical and electrical work as well as some structural modifications to fire stations 9, 11, 12, 13, 35, 65, 72, 81, 85 and 94. This effort led to a program where more than 100 stations were altered. In managing these projects he monitored and reported on schedule, reviewed project progress, provided oversight and insight to the designers and performed construction review for completeness, schedule and budget compliance. Personally responsible for development of design drawings, construction documents, bidding and construction for the previously identified stations.

Animal Shelter Projects

Responsible for the design and management of the Northeast, East Valley and South Central Animal Control Shelter facilities. Said management included monitoring and reporting on schedule, review of project progress, oversight of designers and project managers as well as construction review for completeness, schedule and budget compliance. Personally responsible for the development of design drawings, construction documents, contract and construction management.

Project List

- >US – Mexico Foundation for Science – project planning and development; Sustainability along the border.
- >Study for 3D/ International – project delivery methods and recommendations.
- >Mariachi Plaza – First and Boyle Streets in Los Angeles – a monument to Hispanic cultural heritage.
- >Responsible for development of the 1998 Bond Development Program schedule and budget to add and/ or remodel 32 branch libraries.
- >Numerous remodeling projects to provide access for disabled persons. Note: Served as advisor to the Disabled Access Commission.
- >1990 Library Bond Program – responsible for the design and construction of 28 new branch libraries including Felipe de Neve, Cahuenga, Junipero Sera, Lincoln Heights, Venice, Studio City, Porter Ranch, Platt, Panorama City, Watts, Wilshire, J.C. Fremont, Washington Irving and Baldwin Hills.
- >Los Angeles Fire Department Dual Facility Modernization – all stations remodeled to accommodate female firefighters.
- >Executive committee for the development of a Japanese Civil Rights Memorial in Little Tokyo. This project was dedicated to the memory of those Japanese Americans who served in WWII. It was dedicated by the Secretary of the Army in 1999.
- >Project team leader – the Marvin Braude San Fernando Valley Constituent Services Center.
- >Old Eagle Rock Library – Historic renovation.
- >Free Clinic design and construction in the district of Council member Rita Walters.
- >The Getty House Restoration project (official home of the Mayor of Los Angeles).
- >Co-client/ author of the Civic Center Shared Facilities and Enhancement Plan which created the “Ten Minute Diamond” in the civic center of Los Angeles.
- >Co-client/author of the Asset management database used by the Department of General Services.
- >South Central Constituent Services Center.
- >Broxton Avenue parking structure.
- >Robertson Avenue parking structure.
- >Old Eagle Rock Municipal building – historic renovation.
- >Oakwood Community Center.
- >Design process executive study for the 1998 Police Bond measure.
- >Design and construction project management for the Police Department’s new dual 911 facilities in downtown Los Angeles and the San Fernando Valley.
- >Member of the executive committee studying the Police Department’s expansion and renovation program resulting in a \$1.32 billion construction program.
- >Emergency Vehicle Operations Center (EVOC) for the Los Angeles Police Department.
- >LAPD Recruit Training Center – Acquisition and Tenant improvement design and project management for this 180,000 square foot facility.
- >77th Street Police Station – New regional Police Station with a 176 bed detention facility and a 450 vehicle parking structure.

- >LAPD North Hollywood Area Station, West Valley Police Station, Newton Area Station, Wilshire Area Station Regional expansion, Southwest area station and parking structure and Foothill Area Station. Projects involving new and remodeled facilities. New offices for all 15 council offices, the Mayor, City Controller and Chief Legislative Analyst and their staffs as a result of the relocation from City Hall during it's seismic upgrade.
- >Parker Center – Tenant improvement for the LAPD's Fingerprint Analyzer.
- >LAPD Scientific Investigation Division Laboratory.
- >LAPD Equestrian Facility, Gift to the City of LA by the Ahmanson Foundation.
- >City Hall South – Child Care Facility.
- >Office designs, project and construction management for Council members David Cunningham, Howard Finn, Ruth Galanter, Mike Woo, Richard Alatorre, Zev Yaroslavsky and Gloria Molina.
- >419 South Spring Street designs for the Department of Public Works Executive Offices together with the Bureau of Management Employee Services.
- >Department of Building and Safety Executive offices in City Hall East.
- >City Council Press and Executive Session Rooms in City Hall.
- >City Controller's offices in City Hall.
- >Emergency Operations Center – City Hall East Basement.
- >City Hall South Alteration and Improvement.
- >Consultant Selection team – Art Program management for the Department of Cultural Affairs.
- >Consultant Selection team – Municipal Library Replacement Program.
- >Consultant Selection team – Police Academy environmental study.
- >Developer Selection and project programming – First Street North; City owned high rise office building.
- >Developer Selection team – Commercial building at First and Spring Streets.
- >Design and Project management – “El Parque de Mexico” – a monument commemorating influential Mexican heroes.
- >Monuments to Emiliano Zapata, Agustin Lara and Father Juan Morelos.
- >Placita Pedestrian Mall and Monument together with a 100-year time capsule dedicated by President Jimmy Carter.
- >Wilbur Avenue Pedestrian Bridge.
- >Valerio Avenue Pedestrian Bridge.
- >Paxton Street Bridge over Bull Creek.
- >Strathern Street Pedestrian Bridge.
- >Venice Canal Pedestrian Bridges.
- >Mission Road Grade Separation.
- >Figueroa and York War Memorial.
- >Monument to the USS Los Angeles – Port of Los Angeles.
- >San Pedro City Hall seismic retrofit and historic renovation.
- >Bus Shelter designs – City Hall Lawn.
- >Terminal Island Water Reclamation Plant master plan units I and II.

- >Donald Tillman Water Reclamation Plant Administration Building, Japanese Garden and Teahouse.
- >Metrorail Programming – Union Station Busway.
- >Hyperion Water Treatment Plant Administration Building and Mural, Biology laboratory, Centrifuge Facility, Digester Cleaning Facility, Truck Wash Building and Warehouse as well as Procurement documents for the purchase of gas and steam turbines.

Georgia and related Work Experience

- >Environmental Institute of Georgia – Headquarters.
- >YMCA Facility analysis in Fayetteville for Dale Phenicie.
- >Alteration and addition to the Akins residence.
- >Alteration to the Chancel area – Peachtree City First Presbyterian Church. Study for Fellowship Hall re-use.
- >Carelock residence plans following lightning hit.
- >Garland residence addition.
- >Allyson Ihms residence.
- >Alterations to the Hood residence.
- >Fayette County Counseling Center on Bradley Drive in Fayetteville, Ga - serving the county's mental health needs on all levels.

"I want to thank you Mr. Holland for providing your expertise in how we might develop a more "green" design as we prepare to build our county wide service facility on limited funds. We will be using as many overrun items as possible and your advice on how to better use those items and the overall design of the building was more than we could have hoped it would be."

- >Member and former Chairman of the First Presbyterian Church Building Committee
- >Alternate member: Water and Sewerage Authority of Peachtree City
- >Chairman of the Board: Peachtree City Water and Sewerage Authority (Member of the Authority from 8-4-14 to 1-18-2018). During his tenure on the Board Standard and Poor's changed their rating of the Authority from AA- to AA+.

OTHER APPLICANTS

APPLICATION FOR APPOINTMENT Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee.

Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of six voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please take a few minutes to complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, January 26, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME FRANK J. DESTADIO

ADDRESS 404 TANTALLON

PEACHTREE CITY, GA 30269

TELEPHONE (day) [REDACTED]

(evening) [REDACTED]

(email address) [REDACTED]

Frank J. Destadio
Signature

1/4/2018
Date

9:00 am → confirmed

1. How long have you been a resident of Fayette County?
OVER 17 YEARS, SINCE AUG 2000,
2. Why are you interested in serving on the Fayette County Water Committee?
I HAVE ALWAYS BEEN INTERESTED IN SERVING AND GIVING BACK MY TALENTS. SERVING THE COUNTY SEEMS APPROPRIATE NOW THAT
3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee?
I'M RETIRED.
I AM A CIVIL ENGINEER AND HAVE WORKED WITHIN THE MILITARY AND CIVILIAN WORLD ON WATER MANAGEMENT AND WATER QUALITY.
4. List your recent employment experiences to include name of company and position.
USAF - 1971 to 2000 / CHAMHILL - 2010 to 2015
PARSONS Corp. - 2000 to 2010
5. Do you have any past experience related to this position? If so, please describe.
DURING MY TIME AT CHAMHILL WHEN THEY WERE UNDER CONTRACT TO THE CO. WATER DEPT, I ATTENDED THESE MTGS AS A CONSULTANT
6. Are you currently serving on a commission/board/authority or in an elected capacity with any government?
TO MR. POPE.
I AM CURRENTLY SERVING ON THE PEACHTREE CITY PLANNING COMMISSION. MY TERM IS UP IN 2018.
7. Have you attended any Water Committee meetings in the past two years and, if so, how many?
NO NOT WITHIN THE PAST TWO YEARS, BUT I HAVE ATTENDED MANY OF THEM WHILE WORKING FOR CHAMHILL.
8. Are you willing to attend seminars or continuing education classes at county expense?
YES. WITHOUT HESITATION.
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee?
NO, NONE THAT I AM AWARE OF. I LEFT CHAMHILL OVER 2 YEARS AGO, AND HAVE NO CONTACT WITH THEM SINCE.
10. Are you in any way related to a County Elected Official or County employee? If so, please describe.
NONE!
11. Describe your current community involvement.
CHAIRMAN OF PTC PLANNING COMMISSION / ATTEND SOME WASA MTGS. ATTEND KNIGHTS OF COLUMBUS MEETING AND EVENTS SUPPORTING COMMUNITY.
12. Have you been given a copy of the county's Ethics Ordinance?
NOT RECENTLY. I DID WHEN I WORKED FOR CHAMHILL UNDER THE CO. CONTRACT
13. Is there any reason you would not be able to comply with the Ethics Ordinance?
NO, CLEARLY I CAN AND WILL COMPLY TO THE FULLEST.

FRANK J. DESTADIO

VICE PRESIDENT/ SENIOR PROGRAM DIRECTOR -- RETIRED

Education

M.S., Systems Management, University of Southern California
 B.S., Civil Engineering, University of Connecticut
 Program Management Certification via Corporate PM
 Advanced Certification Program
 Senior Level Leadership Courses Corporate and Military



Distinguishing Qualifications

- Proven, dynamic leader with nearly 45 years of project and program management experience in the private and government sectors
- Former Program Director for the multi-million dollar DeKalb County Wastewater Certification Program which involved monitoring the County's compliance of a consent decree reached with the U.S. Environmental Protection Agency (EPA) and the Georgia Environmental Protection Division (EPD). Compliance of the consent decree by CH2M was requested by EPD to ensure long-term protection of public health and the environment, and also to ensure compliance with the federal Clean Water Act and the Georgia Water Quality Control Act. CH2M's efforts involved the management of the system-wide model, installation of rain gages and flow meters and the management of capital program projects in excess of \$500 million.
- Former Project Manager / Engineering Consultant for the Fayette County Water Department. Responsible to the Water Department Director for implementation of all consultant activities.
- Former Program Manager for the Fulton County School Board's \$1.2 billion Capital Improvements Program (CIP), which involved 16 new schools, 18 additions, and more than 889 individual renovations and utility requirements at more than 90 facilities
- Senior Principal-In-Charge for the Fulton County Capital Improvements Program (CIP) Team with two other firms. CH2M has 6 individuals working on SPLOST VI along with a joint partner and one small minority firm. All major additions and deletions, new construction (inside and out) along with all facility needs are part of this \$8.0 million scope.
- Command Engineer at Air Combat Command (largest in the USAF) with an annual budget of more than \$1.2 billion, which included managing 9,000 engineering personnel and all installation infrastructure capital improvements, including wastewater systems upgrades, repairs, and new installations
- As the only USAF engineer on the Joint Chiefs of Staff in Washington, DC, he was responsible for program management, facility planning, and executing all facility engineering and environmental requirements valued at more than \$1.3 billion a year

Relevant Experience

Frank Destadio is a proven, dynamic leader, with nearly 45 years of project and program management experience in the private and government sectors. He has extensive experience in all

Mr. Frank Destadio

aspects of program management, including planning, design, and construction management for the execution of major engineering projects and infrastructure and environmental programs. In the private sector, Frank has been involved in the merging of major engineering organizations, reorganizing large corporate staffs, renewing aging facility infrastructure, and driving corporate facility investment strategies.

Frank served CH2MHILL in a variety of other positions including assisting the Program Director on the Baton Rouge Sanitary Sewer Overflow (SSO) \$1.4 billion dollar. He developed multiple project documents for Fulton County, Dekalb County, Clayton County and Charlotte-Mecklenburg Utilities.

Frank has also served in programmatic roles throughout his 30-year military career that have spanned Base Civil Engineer at Shaw AFB to Major Command Engineer at Air Combat Command (largest in the USAF) and the Pacific Air Forces (entire Pacific Rim). These positions included oversight of the maintenance, repair, and improvement of all installation utilities, including wastewater system upgrades, repairs, and new installations.

Representative Projects

Vice President and Program Director, Fulton County Schools Capital Improvement Program, Atlanta, GA.

As Program Director, Frank was responsible to the Fulton County Schools' (FCS) Superintendent and School Board for the \$1.2 billion CIP, which included all program management and construction management services for utility and facility improvements. He was responsible for the delivery of all CIP designs and construction projects on schedule and on budget, and promoted teamwork among the multiple contractors associated with new construction and the renovation of existing facilities that were involved in those projects. Frank also developed effective working relationships with County Public Works staff, seamlessly integrating his program management team with their employees.

Fulton County renewed the special purpose local option sales tax (SPLOST) program in 2007 for the third time, and the contract that Frank managed was extended to include management of the new capital program. SPLOST III included the construction of 13 new schools, 16 additions, and more than 889 individual renovations and utility requirements at more than 90 facilities.

Command Engineer, USAF Air Combat Command, Langley AFB, VA

As the senior engineering leader for the largest Major Air Command in the USAF, Colonel Destadio managed an annual budget of \$1.2 billion and directed the efforts of the 240 personnel responsible for utility and facility construction, operations and maintenance (O&M), leasing, and capital improvements. Colonel Destadio oversaw the efforts of more than 9,000 engineering personnel throughout the Command who operated and maintained the \$35 billion physical plants at 25 locations worldwide. He also planned and executed dynamic long-range utility/engineering, environmental, and facility infrastructure programs and worked extensively with public and private interest groups, Congressional members, and federal, state, and local groups.

Command Engineer, USAF Pacific Air Forces, Hickam AFB, Hawaii

The Asian-Pacific Rim Regional Air Force Command consisted of 43,000 people at 17 major locations. Colonel Destadio directed a professional staff of 150 personnel with an annual operating

Mr. Frank Destadio

budget of \$890 million for infrastructure O&M and capital improvements. He also was responsible for the efforts of 6,261 engineering and professional staff at 17 locations throughout the region. Colonel Destadio communicated frequently with foreign dignitaries, public and private interest groups, and Congressional members. He also organized and presented briefings to Congressional committees, as well as public and private interest groups in support of engineering, environmental, and utility programs throughout the Command.

Professional Organizations/Affiliations

American Water Works Association
Georgia Association of Water Professionals
Chi Epsilon, National Engineering Honors Society
American Society of Civil Engineers (ASCE)
Society of American Military Engineers (SAME)
SAME Academy of Fellows

Honors and Awards

Program Manager of the Year 2000 – Parsons Commercial Technology Group
Society of American Military Engineers Newman Medal for Military leadership
US Army Bronze Order of the de Fleury Medal – COE Medal for Inspirational Military leadership

Professional Development

Advanced Program Management Professional (PMP) Training
Environmental/Quality Management Training
OSHA 10 Hour Safety Course
US Army War College and Armed Forces Staff College
Air War College and Air Command and Staff College



TWO OPEN POSITIONS ON THE FAYETTE COUNTY WATER COMMITTEE

The **Fayette County Water Committee** is an advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability concerns as directed by the Board of Commissioners.

The Water Committee's voting members include the Chairman of the Board of Commissioners or his/her designee, County Administrator, or his/her designee, the Water System Director, the Planning Director and three citizens who are appointed by the Board of Commissioners. Non-voting members are the County Attorney and the Water System's consulting engineer.

The Water Committee holds regularly scheduled meetings on the second and fourth Wednesday morning of each month beginning at 8:00 a.m. at the Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia.

The Fayette County Board of Commissioners would like to notify interested Fayette County citizens that one citizen's position on the Water Committee is available for appointment with a term beginning **immediately and expiring December 31, 2019**.

A second position for one citizen position on the Water Committee for an appointment with a term **immediately and expiring December 31, 2021**, to be determined by the Fayette County Board of Commissioners.

This is a nonpaid position.

The Fayette County Board of Commissioners will be accepting applications with resumes for this position. Applications can be obtained by visiting www.fayettecountyga.gov ; Public Notice section or by contacting Tameca White at twhite@fayettecountyga.gov. **All applications must be returned to Tameca P. White, County Clerk at 140 Stonewall Avenue West, Suite 100, Fayetteville, Georgia by 5:00 p.m. on Friday, June 22, 2018.**

Issued: May 21, 2018
 Contact: Tameca P. White, County Clerk
 Office: (770) 305-5103

Confirmed 9:30am



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

Thank you for your interest in being considered for appointment to the Fayette County Water Committee. Applicants must be a legal resident of the State of Georgia and have been a resident of Fayette County for at least six months prior to the date an application is submitted.

The Water Committee is comprised of seven voting members and two non-voting members who serve at the pleasure of the Board of Commissioners. Meetings are scheduled to be held on the second and fourth Wednesdays of each month at 8:00 a.m. Said meetings take place at the Fayette County Water System's Conference Room located at 245 McDonough Road, Fayetteville, Georgia. Please do not apply if you will be unable to attend a minimum of eighty percent (80%) of all meetings. **Applicants are encouraged to attend as many Water Committee meetings as possible in an effort to become familiar with the responsibilities of the post.**

Please complete the form and answer the questions. Please return your completed application, with a resume if available, to Tameca P. White, County Clerk, 140 Stonewall Avenue, West, Suite 100, Fayetteville, GA 30214 no later than 5:00 p.m. on Friday, June 22, 2018.

If you have any questions, please call (770) 305-5103.

NOTE: Information provided on this form is subject to disclosure as a public record under Georgia Open Records Law.

NAME Angela Haynes

ADDRESS 105 Zoie Court, Fayetteville,
GA, 30215

TELEPHONE (day) [REDACTED] evening) Same as day

(email address) [REDACTED]

Angela Haynes
Signature

6.15.2018
Date

called left VM 8/7



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

1. How long have you been a resident of Fayette County? *17 years*
2. Why are you interested in serving on the Fayette County Water Committee? *It will provide me an opportunity to better understand our water system & a means to make a true contribution to my community.*
3. What qualifications and experience do you possess that should be considered for appointment to the Water Committee? *I have been on a board committee for the "Certified Fraud Exampers" in the state of Georgia. I have also been a key coordinator for an advisory committee.*
4. List your recent employment experiences to include name of company and position.
Assurant. Position: Enterprise business Services Accounting Ana.
5. Do you have any past experience related to this position? If so, please describe.
Not associated with water but I have served on a committee
6. Are you currently serving on a commission/board/authority or in and elected capacity with any government? *No.*
7. Have you attended any Water Committee meetings in the past two years and, if so, how many? *No. Is it open to the public?*
8. Are you willing to attend seminars or continuing education classes at county expense?
Yes.
9. Would there be any possible conflict of interest between your employment or your family and you serving on the Water Committee? *No. Also, I have acquired approval from my employer before completing & submitting.*
10. Are you in any way related to a County Elected Official or County employee? If so, please describe. *No.*
11. Describe your current community involvement. *I attend board meetings that are open to the community when I am able to.*
12. Have you have been given a copy of the county's Ethics Ordinance?
I've pulled the general ordinance from the county web page and have read it.



APPLICATION FOR APPOINTMENT
Fayette County Water Committee

13. Is there any reason you would not be able to comply with the Ethics Ordinance?

No.

Overview

Strategic Financial Management Professional with 20+ years experience in accounting, finance and operations for mid to large corporations in the private, public and non-profit sectors. Fully knowledgeable in Business Management, Accounting, Accounting Systems (MAS90, MS Dynamics Great Plains, Oracle, PeopleSoft, Peachtree, SAP), Compliance, Finance, Investment instruments and Financial Services Operations. Accomplished at implementing innovative accounting practices and procedures to improve efficiency.

Experience

- **Project & Program Management**
 - **Financial Services Implementations** – Insurance and investment financial services to include, but not limited to, **Project Estimates, Business process and requirements, Account Mapping, Bank set-up** (Bank Wire, Credit Card, Direct Deposit, EFT, Lockbox, Legal review, Sweeps, Signature cards and ZBA), **Resource management, Presentation, State audit and Compliance review.**
 - **Information Technology installation** to account for **Mortgaged Back Security/Securitization and Impairments.**
 - **IT Platform Custom Designed** to support Life, Health and Investment products in the areas of Accounting, Treasury, and Investments.
 - **Secured Procurement** for the execution of **SAAS model** reconciliation application for full integration of production, sub systems and platforms interface reconciliations.
- **General Accounting (GAAP/Statutory/Management/Tax/IFRS)**
 - General ledger maintenance, JE, reconciliation's, closings and currency exchange rates.
 - State and federal tax (W9, 1099[MISC/R/S], 5498, 5500 and Payroll related taxes)
 - Partnered with Board Audit Committee regarding **audit engagement** guidelines.
 - **Cash management** collections and disbursement (Custodial Accounts for Bank Wire, Credit Card, Direct Deposit, EFT, Lockbox, Sweeps and ZBA).
 - **Reconciliation** of general ledger accounts, bank account and daily trade short/long term investments.
 - **Account Payable** to disbursement interfaces, recourse recovery and accruals
 - **Accounts Receivable** to include aging, suspense accounting, collections and allowance to doubtful accounts.
 - **Annuity** (Lump Sum & Periodic), **Daily Unit Value, Insurance, Investment, Loan, Manufacturing, and Real Estate Portfolio**
- **Financial Reporting & Analysis**
 - **Public/Private and Non-Profit Financial Statements** (Balance Sheet, Profit and Loss [P&L], Cash flow and supplemental statement)
 - **Regulator reporting** in accordance to NAIC, IRS, LIMRA, PBGC, SEC (10Q and 10K) and Federal.
 - **Pension Plans** including Single sum and Multi employer pension valuation. Defined benefits and contributions, Guaranteed products, Muni-GIC, Profit sharing FASB; 87, 88, & 132 and Plan termination.
 - **Securities reporting** in accordance to Emerging Issue Task Force (EITF) 99-20, SFAS 91 and 115. Analysis of: Contractual cash flows, Prospectus, Bloomberg activity, Adjusted cost basis, Unpaid principal balance, Mark to market, Amortization, Unrealized gains and losses, Realized gains and losses, Impairment and Accretion.
 - **Actual and Forecasted Performa** results including Multi year plans and Historical forecasting
 - **Budgeting** applications using both Traditional and Activity Based Costing methods
 - **Procurement analysis** to include **Business case, Process flow, Cost basis and Breakeven analysis.**
 - **Analysis** encompasses trending, sales demographic and target markets, risk-based capital (RBC), reserves, interest maintenance reserve (IMR), asset valuation reserve (AVR) return on equity (ROE), return on investment (ROI), investment income, actuarial computation, investment analysis, cash flow projections to reinvestment of assets, investment and rollover rates, preparation of statistical data, productivity data systems and processing.
 - **IFRS Convergence, GAAP, Statutory, and Tax** guidance review and analysis.
- **Business Process and Operations Analysis**
 - Define business requirements and procedures based upon best business practices.
 - Established operational **Policies and Procedures.**
 - Presentations to the Board of Director and other National organizations regarding company operations.
- **Compliance**
 - **Sarbanes-Oxley 2002** – Interview process owner, develop and document current process narratives, provided recommendations and contingencies based on best business practices, tested key controls and conducted remediation activities.
 - **Investment Company Act of 1940 Rule 38a-1** - develop and document current process narratives, test key controls and conducted remediation activities for investment products.
 - **Enterprise Risk and Internal Controls** - Assessment of all operational processes while applying COSO guidance. Monitored all asset and suspense account activity to ensure that the company's policies and procedures are being followed with results being reported to the CFO.
 - **Regulators** include Employee Retirement Income Security Act (ERISA); State Regulated Unclaimed Property (Escheatment); Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA); Deficit Reduction Act of 1984 (DEFRA); Retirement Equity Act of 1984 (REA); Tax Reform Act 1986 (TRA); National Association of Insurance Commission (NAIC-Blue, Green and Yellow Books), Omnibus Budget Reconciliation Act (OBRA); Office of Fair Housing and Equal Opportunity 1993 (OFHEO); Pension Benefit Guaranty Corporation (PBGC); Real Estate Settlement Procedure (RESPA) and Payment Card Industry (PCI) Data Security Standards.

Assurant – Enterprise Accounting Services, Accounting Analyst
Solomon Edwards – Sr. Project Consultant (Otsuka Pharmaceutical and National Grid)
McCamish Systems, LLC (an Infosys Company) – Manager, BPO Financial Services Implementations, Reconciliations and Solutions
Callaway Partners, LLC – Sr. Financial Consultant (Aegon, Dana Corporation, Fannie Mae, Fidelity Investments and Habitat for Humanity International)
Atlanta Life Financial Group – Director of Operations
Sprint PLS – Senior Financial Analyst
Atlanta History Center – Assistant Controller
Prudential Insurance – Manager

Credentials

Bachelor of Science – Business Administration & Accounting: The College of Saint Elizabeth University
Member – American Institute of Certified Public Accountants (AICPA) #4635001 | Georgia Association of Certified Fraud Examiners (CFE; including Board Committee Member) | National Association of Female Executives (NAFE).

ANGELA HAYNES

105 Zoie Court Fayetteville, GA 30215 | [REDACTED]

Versatile, analytical and profit-oriented professional with a proven track record of sound results. Creative problem solver who excels under pressure, thrives on challenges, and gets the job done. Team player who possesses outstanding interpersonal and excellent communication skills. Quietly assertive, organized through planning, persuasive negotiating, and dealing effectively with all levels of management.

AREAS OF EXPERTISE

- **Operations** including call center, administration, system implementations, project management, process flow charting, and overall operational infrastructure.
- **Financial Analysis** including analyzing financial statements, actuarial computations, investment analysis, cash flow projections for reinvestment of assets, calculating investment and rollover rates, ROE, preparation of statistical data, productivity data, historical forecasting, budgeting, systems analysis and processing.
- **Accounting** including general ledger, statutory, management, securities, reconciliation's, cash management, general ledger closing, exchange rates, preparation of state and federal tax returns, balance sheet, income and cash flow statements, traditional costing, activity-based costing, and a liaison with outside auditors.
- **Pension Plans & Annuities** including single sum and multi -- employer pension valuation. Actuarial computations of defined benefits and contributions, guaranteed products, muni-GIC, profit sharing FASB; 87, 88, & 132, and plan termination.
- **Leadership** including mentoring junior team members, partnering and relationship building, strategic planning, associate's training & development, setting goals and objectives in accordance with Senior Management's strategy, performance evaluation, and budget management.
- **Compliance** including COSO, GAAP, FASB, ERISA, Escheatment, TEFRA, DEFRA, REA, TRA 1986, NAIC, OBRA, OFHEO 1993, PBGC, RESPA, Sarbanes-Oxley 2002, ICA 1940 Rule 38a-1 and Payment Card Industry (PCI) Data Security Standards.

EXPERIENCES & ACHIEVEMENTS

Assurant, Atlanta, GA

2015 - Present

Enterprise Accounting Services Accounting Analyst: Provide accounting services and oversight for Fixed Assets, Expense Allocations through Entity Cost Allocations Model (ECAM) while later transitioning to more traditional accounting activities associates with Assurant Health, Information Technology and Discontinued Operations while retaining ECAM.

- Initially assigned to oversee Fixed Assets accounting and responsible for remediating significant deficiencies that were more than approximately 20 million.
 - **Result:**
 - Established a production dash board to report backlog coupled with projections on completing all backlog
 - Fixed Assets was one of the top 20 significant deficiencies sited in 2014-2015, which was fully remediated under my watch within 6 months that resulted in a 549% turnaround.
 - Completed new tax requirements and testing for system enhancements.
 - Designed more simplified forms and quick reference guidance for fixed asset capitalization processing.
 - Provided training sessions for onshore and offshore on key processing elements.
- ECAM assignment was to manage the overall process, provide better documentation and submit solution recommendation. Complete annual requirements, testing and overall execution of annual collections from cost centers.
 - **Result:**
 - Submitted recommendation for solution options within 8 months.
 - Standardized and created the 1st ever complete ECAM processing manual.
 - Improved, measurable, service standards and customer experience by 353% in the 1st year
 - Fully remediated deficiency sited by RAS result in a 100% clear audit the following year.

Solomon Edwards Group, Vienna, VA

2012 – 2015

Sr. Consultant

Otsuka Pharmaceuticals (Rockville, MD) – Assist client with general ledger maintenance, systems testing, financial reporting and payroll accounting.

National Grid Utilities (New York, NY) - Assist client with SOX and reconciliation audits.

McCamish Systems, LLC, Atlanta, GA

2008 – 2012

Manager of Financial Services Implementations Reconciliation & Solutions: Oversee, enhance and established **operational policies, procedures**, objectives and initiatives for Financial Services in accordance with the strategic directions of Senior Management. **Present** Financial Services operational structure to potential clients. **Implement** new business initiatives for Financial Services operations and client support in alignment with **regulatory compliance**. Within a production environment, provide production team direction surrounding **root cause analysis, remediation and resolution**. Procured, lead and produced system interface and general ledger activities reconciliations using BlackLine application. Conducted annual vendor review of **SSAE 16/SAS70**. Financial Services representative for Client's annual audit review of **SSAE 16/SAS70, SOX and 38a1**.

- Implemented risk and control metrics for implementation assessment to support SOX and 38a1 audits. Currently establishing operational oversight policy under COSO framework for corporate governance.
Result: Provides clients with a tool to access risk and controls surrounding outsourced processes administered by the organization.
- Implemented credit card processing and procedures by establishing merchant on boarding with clients, initiating account set up, production deployment and reconciliation of account activities.
Result: 95% process automation and limited exception processing.
- Implemented fully integrated cash collection processes with generated exception workflows, internal lockbox, external lockbox, remote check deposits with check verification and data uploads into administrative systems.
Result: Significant increase within the production environment by reducing the number of touch points in cash processing.
- Recommended banking strategy to several major clients to assist with better controls and reconciliations of cash activities.
Result: Ease in monitoring cash management activities through segmentation of processing types that is now reconciled daily rather than monthly through BlackLine's matching and reconciliations module.
- Implemented accounts payable module, including OFAC and escheatment reporting with disbursement distributions in the form of checks and electronic fund transfers.
Results: Downstream processes are integrated, and check distributions are outsourced to a mailing distributor. Efficiencies have increased by 35%; Operational expenses have been reduced by 40%; Contractual expenses have decreased by 20%.

Callaway Partners, Atlanta, GA

Sr. Consultant

2005 – 2008

2007-2008 Dana Corporation: Developed project plan for Defined Benefits and Contribution **VCP** and **VFCP** filings which also includes **Quantitative and Qualitative Data Analysis**, System processing analysis, SOX review, site audit and preparation of **Requirements** for legal counsel review.

2007 Habitat for Humanity International: Assessing financial compliance and risk exposure for the organization and it's national affiliates in regards to Board Oversight, Accounting Guidelines and Practices, **Federal Regulations, State Statues**, and Habitat for Humanity International's own internal guidelines. Charged with developing tools to be distributed to affiliate board of directors for immediate implementation in critical mass situations where high risk is probable as it relates to **Financial Compliance**.

2007 Old Mutual Financial Network (Fidelity Investments): Developed project plan regarding **Risk Assessment**, in accordance to **COSO** guidance, **Requirements**, and **Policies** to be rolled out in accordance with Corporate Governance Board Committee and **SOX** related compliance. Implemented a General Ledger and Systems reconciliation policy and **overall process assessment**.

2005 FannieMae, Washington, DC: Securities Liquid Investment Portfolio sub system implementation based on established requirements. Duties include: **Requirements** updates, **data validation, FAS 91, 133, 115 and impairment** analyses of securities, **SOX compliance** and systems validation of process for **Mortgage Back Securities Securitization**. **Tax Advantage Investments** restated financials coupled with **FIN 46** requirements.

2005 AEGONUSA, Tampa, FL: Corporate administrative operations and accounting systems in adherence to **Sarbanes-Oxley 2002**. Develop and implement **business requirements**. Requirements include current process narrative, recommendations and contingencies based on best business practices, develop and document procedures, testing and rollout.

Atlanta Life Financial Group, Atlanta, GA

2001 – 2005

Director of Customer Care Operations, Atlanta Life Financial Group: Oversaw and established **operational policies, procedures**, objectives, and initiatives in accordance with the strategic directions of Senior Management and Board of Directors. **Present** to the Board of Director and other National organizations regarding the company's operations. **Established relations** between the organization and Secretary of States offices, developed **processes** to support **new business initiatives**.

Senior Manager, Business Analyst, Atlanta Life General Agency: Responsible for providing basis for **strategic planning, capital evaluations**, and decision-making support to Senior Management. **Develop and execute** short & long – term strategic planning goals, lead developer of competitive intelligence process, and analyses to be used for decision-making framework. Inter

Sprint, Atlanta, GA

2001 – 2001

Senior Financial Analyst, Physical Layer Service Center, Business Operations: Responsible for reporting actual and forecasted operational results to Senior Management and Sprint's corporate office monthly. **Project management** related to coordinating management reporting workflow. **Analysis** applied using activity based, traditional costing, and productivity levels. Ensuring the financial integrity of the monthly reporting process.

- Recommended and implemented service level agreements between Business Operations and other Departments
Result: Timely and accurate reporting of each department's process.
- Developed a historical forecasting model to closely project corporate initiatives coupled with outside market trends.
Result: Corporate finance has begun using the model for reporting overall Sprint budget forecasting.

Prudential Insurance Company, Newark, NJ

1981 – 2001

Managing Supervisor, Structured Settlements Administration, Prudential Institutional

Responsible for the supervision of a staff of administrators by setting targeted goals and objectives. Review legal cases (Annuity contracts under litigation) for further resolution by the Law Dept. **Monitored** all accounting and treasury functions. **Organized** departmental training for staff and project management. **Developed** policies, procedures, quality control and controlled account memorandum for the product (volume 2.5 billion).

- Recommended and Established guidelines for duplicate payment of annuities.
Result: 100% turnaround in 1999 and no losses were reported.
- Recommended and Established a process for tracking all incoming customer request.
Result: Departmental heads had an accurate snap shot of our production volume on a daily, weekly, monthly, and annual basis.

Senior Financial Analyst, Internal Controls, Prudential Investments (1996 - 1998)

Ensuring the financial integrity of Prudential Investments' quarterly and annual statements. Performing **mini audits** of the accounting areas (volume 122 billion). **Monitored** all asset and suspense account activity to ensure that the company's **policies and procedures** are being followed with results being reported to the CFO. **Coordinate** records retention and disaster recovery/business continuation process. Supervision of three team members.

- Researched old accounting records, in excess of 60 million, that had aged well over accounting standards in accordance with policies and procedures.
Result: Resolved 98% of the accounting imbalances and worked with the operation areas to resolve the remaining 2%. Ultimately, a small percentage (10,000) was written off as a loss.

Sr. Financial Analyst/Financial Analyst, Prudential Preferred, Prudential Investments (1993 - 1996)

Analyzed GAAP, Management, Statutory, and Tax results on annuity products. Analysis encompasses (but not limited to) trending, **budgeting**, sales, cash flow, **risk-based capital**, reserves, **interest maintenance reserves**, asset valuation reserve, and investment income (volume 32 billion +). **Report** actual and forecast results including multi year plans. Reporting results reviewed by the division head (CFO) and the Chief Executive Officer.

- Restructured financial reporting model with a macro driven spreadsheet.
Result: Improved analyzing tool and a reduction in the consolidation process time by 35%

Staff Accountant, Prudential Realty Group (1991 - 1993)

Responsible for daily reporting of Prudential Real Property Partnership's unit value. Quarterly and annual financial reporting of four real estate portfolios and trust accounts. **10 Q and 10 K SEC** filing. **Cash and general ledger management** of six portfolios (volume 328 million). **Reconciliation** of seven bank accounts and daily trades of short/long term investments. Coordination of

portfolio budgets on a monthly basis. Communications with real estate trust Trustees.

- Restructured the reporting process on a corporate joint venture with a macro driven spreadsheet.
Result: reducing the reporting time by 91% which was crucial due to the new closing time at the New York Stock Exchange.

Financial Reviewer, Prudential Asset Management Company, (PAMCO) (1981-1991)

Analyzed financial investments, system produced reports, actuarial computations on defined benefits and contributions, guaranteed products, and muni - GICs (volume 45 billion). **Produced** reports for the **PBGC, NAIC, Management, Statutory, State tax, and Federal tax. Provided technical training**, supervision of five staff members and actuarial students (6).

- Under time constraints by senior management, production of segmented asset records needed to be complete in half the normal production time.
Result: Production was completed ahead of schedule and received an employee recommendation award.

Pension Administrator, Pension Technician, Pension Assistant

- Provided financial information, plan termination, and **investment projections** of approximately five cases a week to Account Executives.
- Worked closely with Managers, Directors, Vice Presidents, and outside consultant on a **confidential workforce restructuring** of PAMCO.
- Reported financial information to Account Executives and assigned **special projects**. Year-end valuation of defined benefits and contributions' systems.
- Provided dividend rules, formulas, and payments to the Board of Directors.

Harley-Davidson, BMW, Buell, Bloomfield, NJ

1997 – 2001

Accounting/Office Manager (Part time while working for Prudential full time): Responsible for **managing** all accounting functions and inventory control. Monthly, Quarterly, and Year end closings. Implementation of automated accounting systems, daily cash closing of cash registers (volume 11 million).

COMPUTER HARDWARE/SOFTWARE SKILLS

Systems Analyzing, processing, and testing of mainframe computer. **J. D. Edward's** Real Estate Accounting Systems, **BASIC** and **COBOL**. **Lotus 1-2-3** and Lotus Notes. **Disk Operating Systems. Microsoft:** Access, Excel, NT Network, Power Point, Project, Publisher, Windows, Word and Visio. **Peachtree, PC Tools, WordPerfect**, Electronic Mail, Professional Offices Systems, **dBASE III PLUS, AssureNet, BlackLine, Business Objects, Dun & Bradstreet "Smart" Stream System, Essbase, MSD Great Plains, Hyperion, Legacy, Oracle, PeopleSoft, SAP, Crystal Report Mapping and Bloomberg.** Systems Implementation, **Data Warehousing**, Macro driven spreadsheet, Report writer\Data mapping for **mainframe systems** and **decoding of Job Control Languages/Data Models.**

EDUCATION

1995 Bachelor of Science, Business Administration and Accounting, The College of Saint Elizabeth University

Member of: National Association for Female Executives (NAFE)
American Institute of Certified Public Accountants (AICPA)
Georgia Association of Certified Fraud Examiners (CFE).

Request Form for Approval of Outside Employment or Board Membership

Part 1: Requestor Details

1.	Name of Requestor:	Angela (Angie) Haynes
2.	Date of Request:	6/11/2018
3.	Provide the name of the entity you wish to become or are already affiliated with, full-time or part-time, as an employee, partner, consultant or in any other employment-related capacity with an entity other than Assurant (whether or not for compensation).	Fayette County Board of Commissioners
4.	Provide a short description of what the entity does.	An advisory body to the Fayette County Board of Commissioners. The Water Committee discusses and makes recommendations on general Water System topics such as system improvements, bid openings, and water quality and availability.
5.	Provide a short description of what your position with the entity will be.	As a committee member, participate in discusses and makes recommendations on general Water System topics like systems improvements, bid openings and water quality and availability.
6.	Are you aware of any relationship (such as contractual, financial or other business relationship) between Assurant and the entity (ies)? If yes, provide details.	No

Part 2: Manager Review and Approval

8.	Manager's Name:	David Mathenge
9.	Manager's Signature of Approval:	<i>David Mathenge</i>
10.	Date of Approval:	6/11/2018

Part 3: Compliance Review and Approval

11.	Name of Compliance Employee completing review:	
12.	Signature indicating Compliance review and approval:	
13.	Date of Approval:	

Request for Approval of Outside Employment - Board Membership

Assurant expects all employees, officers and directors to do their best to advance the company's interests and to use objective, unbiased standards when making decisions that affect our company. Business decisions should be made on the basis of quality, suitability, service, price, qualifications and other appropriate factors, without the influence of personal bias or conflicts of interest.

Sometimes, taking outside employment can create a potential conflict of interest. You may not take another job - full-time or part-time - that interferes with your ability to do your job at Assurant, conduct outside business activities during your Assurant working hours, or use company property, equipment, information or other assets for non-Assurant activities.

What is a conflict of interest? You should recognize your responsibility to avoid any conflict between your personal interests and those of Assurant. A conflict of interest occurs when your personal interests interfere - or appear to interfere - with your ability to make sound business decisions on behalf of Assurant. Here are some examples of the types of activities that may create conflicts of interest:

- Outside business interests or employment, including employment by a current or potential competitor while employed by Assurant
- Doing business with, hiring or supervising family members
- Taking personal advantage of corporate opportunities
- Accepting a gift, payment, or service from anyone seeking to do business with Assurant
- Placement of business with a firm owned or controlled by an Assurant employee or their family • Having a close, personal relationship with a subordinate employee
- Ownership of, or substantial financial interest in a company that is or is reasonably likely to be an Assurant client, customer, supplier, competitor, or target for acquisition by Assurant

If you are thinking about taking an outside job or business interest that could create a conflict of interest, or serving on the board of directors of a company, you must first get your manager's approval and the approval of a Compliance team representative, or call the Compliance helpline. This rule does not apply to charitable civic, religious, educational, public, political or social organizations whose activities do not conflict with the interests of Assurant and do not interfere with your ability to do your job at Assurant. If there is any question as to whether a conflict of interest exists, you should discuss it with your manager and the compliance team.

Process to obtain approval:

1. Complete the requested details on the next page.
2. Route to manager for evaluation of conflict with current role and obtain approval.
3. Email approved form to Kim Swackhammer for review and approval.

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of the approval to use \$49,000 of residual funding from the Library Roof Replacement (Project 186AK) and \$46,000 of General Contingency Funds to install a new chiller at the Fayette County Library.

Background/History/Details:

At the request of Commissioner Rousseau at the August 9 Board meeting, staff was instructed to look at the cost to replace the chiller.

Currently the 21 year old air cooled chiller at the Fayette County Library has exceeded its life expectancy and needs to be repaired or replaced to remain operational. With a current estimate of \$95,000 to replace the chiller, there are three (3) funding opportunities that can be considered: (1) Purchase new chiller outright, (2) Purchase new chiller over time - \$49,000 down and balance paid over 2-years, or (3) replace the existing chiller's compressors for \$32,000 to extend chiller life for 5-years, delaying the purchase of a new chiller. Of the three opportunities noted above, staff is recommending that we purchase the chiller outright.

The Fayette County Library recently completed a Capital project to replace the roof. This roof project was initially funded in the FY2018 Budget as part of the 5 year CIP for \$110,175. A grant was applied for through the Georgia Public Library Service Major Repair and Renovation Grant Program. Fayette County was awarded a 50/50 grant in the amount of \$61,000 to replace the Library roof. This grant was accepted by the BOC on 6/14/18 and applied to project 186AK. The awarded grant funding created an available balance of \$ 49,175 that can go towards partial funding of the Library chiller project. The balance of funding (\$46,000) for this project is recommended to come from the General Contingency Funds.

What action are you seeking from the Board of Commissioners?

Approval to use \$49,000 of residual funding from the Library Roof Replacement (Project 186AK) and \$46,000 of General Contingency Funds to install a new chiller at the Fayette County Library.

If this item requires funding, please describe:

\$49,000 - Residual funding from Library Roof Project #186AK
\$46,000 - General Contingency Funds

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:

Library Chillers Agenda Request Support

2018 Approved Project Budget(s)**	Award Amount		
	Federal Funds	County Match	Total
110,175	61,000	61,000	122,000

Roof Replacement Grant Current Project Budget	110,175
Based Upon Grant Award the Budget should be as follows:	
Awarded Grant Funding	61,000
County Match Funding	61,000
New Total Budget	122,000
Project is overfunded with County funds (Match) Need Adjustment to reduce the County match to \$61,000 = \$110,175 (budget) less \$61,000 (required match) =	\$ 49,175.00
	(49,000.00)
	175.00
General Fund Contingency Balance	\$ 237,592.40
	(46,000.00)
	191,592.40

Funding needed for Chiller Rebuild
Remaining Project Balance

Funding Needed for Chiller Rebuild
Remaining General Contingency Balance

Total Funding Needed for Chiller Rebuild	\$ 95,000
Project 186AK Funding	49,000
General Fund Contingency Funding	46,000
Total Funding Available	\$ 95,000

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Consideration of the approval of the revised Division 2. Rules of Procedure provided in the county ordinance.

Background/History/Details:

During the 2018 Board of Commissioners Retreat, the Board requested that the proposed revisions to the Rules of Procedure presented to them at the Retreat be placed on an agenda for consideration. During the retreat, Commissioner Brown offered additional suggested revisions.

The supporting documents for the agenda request include the redline version of the proposed revisions.

What action are you seeking from the Board of Commissioners?

Approval of the revised Division 2. Rules and Procedure provided in the county ordinance.

If this item requires funding, please describe:

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:

DIVISION 2. RULES OF PROCEDURE

Sec. 2-48. Open meetings.

All meetings of the board of commissioners shall be held in accordance with the provisions of O.C.G.A. title 50, ch. 14 (O.C.G.A. § 50-14-1 et seq.) the “Open Meetings Law.” The public shall at all times be afforded access to all meetings other than executive sessions.

Sec. 2-49. Executive sessions.

(a) *Closed meetings.* ~~As provided below or in~~ accordance with state law, the board may close a portion of a meeting to the public to discuss certain topics that are exempted from the Open Meetings Law, ~~O.C.G.A. title 50, ch. 14 (O.C.G.A. § 50-14-1 et seq.)~~. Such ~~meetings~~ meeting shall be referred to as an executive ~~session~~ session. Any portion of the meeting not subject to any exemptions authorized by law shall be open to the public.

~~(b) — Executive sessions. — Executive sessions of the board may be held for the purpose of discussing topics exempted from public access requirements by O.C.G.A. §§ 50-14-2 and 50-14-3, including, but not limited to:~~

~~(1) — Pending or potential litigation. — The board may close an open meeting to discuss topics subject to the attorney client privilege to the extent the commissioners consult and meet with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings or other judicial actions brought by or against the county, a county official or employee. The county attorney or other attorney representing the county must be present in the executive session. In order to close a meeting because of potential litigation, there must be a real and tangible threat of legal action indicated by a formal demand letter or other writing presenting a claim or a sincere intention to sue, previous or pre-existing litigation between the county and the other party, or the hiring of an attorney by the threatening party.~~

~~(2) — Personnel matters. — The board may close an open meeting to discuss or deliberate on the appointment, employment, compensation, hiring, disciplinary action, dismissal or evaluation of a county official or employee except that the commissioners must receive evidence or hear arguments on proposed disciplinary action or dismissal of a county official or employee in an open meeting. Any votes by the board must be taken in an open meeting and be entered in the minutes of the open meeting.~~

~~(3) — Records that could compromise public security. — The board may close an open meeting to review or discuss records that, if made public, would endanger life, safety or public property by compromising security against sabotage, criminal acts or terrorist acts. Such records include, but are not limited to, security plans, vulnerability assessments for public buildings or facilities, anti-terrorist plans, plans or blueprints that~~

~~reveal security devices, or otherwise compromise security and contingency plans for meetings.~~

~~—— (c) — *Procedure for entering into executive sessions.* — An executive session shall not be held except pursuant to a majority affirmative vote of the board members present taken in an open meeting. The minutes of the open meeting shall reflect the names of the commissioners present, those voting for the executive session, and the specific reasons for the executive session.~~

~~—— (d) — *Who can attend executive sessions.* — Board members and only individuals necessary to conduct an executive session may be present. The clerk of the board of commissioners and the county administrator shall be included in any executive session approved by the board of commissioners unless expressly barred by majority vote of the board members present prior to or during the course of an executive session. The county attorney or other attorney representing the board must be included in any executive session pertaining to litigation or claims against the county. Other individuals may be invited to participate in an executive session by majority vote of the board members present prior to or during the course of the executive session but only if the presence of such individuals is consistent with the applicable exception authorizing the executive session. No other individuals shall be permitted in the executive session.~~

~~—— (e) — *Nonexempt topics.* — If a commissioner or any other person in an executive session attempts to discuss a non-exempt topic during an executive session, the chair shall immediately rule that commissioner or person out of order and such discussion shall cease. If the commissioner or other person persists in discussing the non-exempt topic, the chair shall either cause the person or commissioner to be removed from the executive session or adjourn the meeting immediately.~~

~~—— (f) — *Executive session minutes.* — Minutes of executive sessions shall also be recorded but shall not be open to the public. Such minutes shall specify each issue discussed in executive session by the agency or committee. In the case of executive sessions where matters subject to the attorney-client privilege are discussed, the fact that an attorney-client discussion occurred and its subject shall be identified, but the substance of the discussion need not be recorded and shall not be identified in the minutes. Such minutes shall be kept and preserved for in camera inspection by an appropriate court should a dispute arise as to the propriety of any executive session.~~

~~—— (g) — *Chair or presiding officer affidavit.* — The chair or other presiding officer shall execute an affidavit stating, under oath, that the executive session was devoted to topics exempt from the public access requirements. The affidavit shall include the specific exemption to the Open Meetings Law. The affidavit shall be notarized and filed with the minutes of the open meeting.~~

~~—— (h) — *Discussion of executive session business.* — Commissioners, officials, employees and other individuals who attend executive sessions are prohibited from discussing or in any other way disclosing confidential information, legal advice and/or legal strategy discussed in the executive session unless:~~

~~(1) The disclosure is required by law;~~

~~(2) The disclosure is part of a judicial or administrative proceeding; or~~

~~(3) Three members of the board authorize the disclosure.~~

~~In no way shall this subsection prevent a county attorney or other attorney representing the board from discussing any matters discussed in executive session relative to settlement or negotiation of a lawsuit or other claim against the county. Any commissioner that divulges has previously divulged or has threatened to divulge confidential information, legal advice or strategy discussion may be excluded from participation in an executive session by affirmative vote of three commissioners. A commissioner that divulges confidential information, legal advice, or strategy discussions may be publicly sanctioned by a majority affirmative vote of the board of commissioners.~~

Sec. 2-50. Visual and sound recordings.

Visual, sound, and visual and sound recordings shall be permitted for all open meetings.

Sec. 2-51. Quorum.

(a) A quorum of the members of the board of commissioners must be present for conducting meetings of the board. Three members of the board shall constitute a quorum and no action shall be taken by the board without the concurring vote of at least three members of the board. It is the duty of the chair to enforce this rule.

(b) Any commissioner may raise a point of order directed to the chair if he/she believes that a quorum is not present. If, during the course of a meeting, a commissioner or commissioners more than one commissioner leaveleaves and a quorum no longer exists, the meeting may not continue. ~~If a quorum is not attained within 30 minutes, the meeting may be rescheduled by the chair with the approval of a majority of the commissioners present.~~

(c) The chairpersonchair shall be entitled to the same voting rights as other members of the board on questions considered by the commissioncommissioners.

Sec. 2-52. Chair.

(a) The chair shall be appointed at the first meeting of each year. The county attorney shall call the first meeting to order and call for nominations for the chair as the first order of business. After receiving nominations, the county attorney shall ask for a motion to appoint the chair. The motion to appoint the chair requires a second prior to a vote. If a motion to appoint the chair fails, the county attorney shall call for additional motions until a chair is selected.

(b) The chair ~~of the board of commissioners~~, as presiding officer, is responsible for the orderly conduct of the meeting. In order to fulfill this duty, the chair shall enforce the rules of procedure that are adopted by the board of commissioners. The chair shall be impartial and conduct the meetings in a fair manner. The chair may introduce motions or second motions.

Sec. 2-53. Vice-chair.

The board shall select a vice-chair from the board members at the beginning of each calendar year. The vice-chair shall fulfill the duties of the chair if the chair is not in attendance. The motion to appoint the vice-chair requires a second prior to a vote.

Sec. 2-54. Presiding officer.

If the chair and the vice-chair are absent or otherwise unable to serve as presiding officer at a meeting and a quorum of commissioners is present, the remaining commissioners shall select a commissioner to serve as presiding officer of the meeting until either the chair or vice-chair is present at the meeting.

Sec. 2-55. Parliamentarian.

The county attorney shall serve as the parliamentarian for board meetings.

Sec. 2-56. Rules of order.

(a) *Call to order.* If, at the time of a meeting, the chair determines that all commissioners have been notified or an attempt has been made to notify all commissioners and that a quorum of board members is present, he shall have the authority to call the meeting to order. The call to order shall not require any preceding action but may be issued solely by the authority of the chair.

(b) *Motions; general requirement.* The board of commissioners can take action only when a motion to take such action is made and passed by the board.

(1) *Procedure.*

a. Before a motion can be discussed or voted upon by the board of commissioners, it must be presented to the board by a member of the board. The presentment is made by merely stating the motion.

b. Immediately after the motion is presented to the board, the ~~chairperson~~chair shall ask for a commissioner to second the motion. If the motion

is not seconded, it shall fail for lack of a second and cannot be remade until the next meeting of the board, except as otherwise provided herein.

c. If the motion is seconded, the chair shall immediately ask for discussion of the motion. Discussion of the motion shall be limited to the board of commissioners and shall relate solely to the motion ~~on~~at hand; however, any commissioner may question a member of the audience or staff provided such question shall pertain strictly to the motion ~~on~~at hand.

d. Upon the conclusion of discussion, the chair shall cause the motion to be restated and shall then call the question.

(2) *Amendment.*

a. An amendment may be suggested by any member of the board. The amendment shall be suggested only during the discussion of the original motion.

b. A motion can be amended only with the consent of the commissioner making the motion. If the commissioner who seconded the original motion disagrees with the amendment, he/~~she~~ shall be allowed to withdraw his/~~her~~ second. When a second is withdrawn, the chair shall immediately request a new second to the amended motion.

c. After a motion is amended and seconded, the chair shall call for discussion and proceed with the consideration of the motion in the manner provided above.

(3) *Withdrawal.*

a. Any motion may be withdrawn at the discretion of the commissioner making the motion.

b. Motions may be withdrawn at any time prior to but not during nor after the restating of the motion by the ~~chairperson~~chair.

(4) *Tabling.*

a. During the discussion of a motion, the motion may be tabled for further discussion by the board upon the motion of any commissioner other than the commissioner who made the original motion.

b. The motion to table shall specify the time and place for the continued discussion.

c. Discussion of the original motion shall immediately cease when a motion to table is made.

d. A motion to table shall not require a second but shall require discussion, restating the motion and a call of the question.

(5) *Reconsideration.*

a. A motion, which has been passed or defeated, or which fails for lack of a second, may be reconsidered by the board of commissioners during the same meeting provided the board ~~pass~~passes a motion for reconsideration. Otherwise, the original motion may not be presented to the board again until its next meeting.

b. A motion for reconsideration can only be made by a commissioner who voted against the original motion, if defeated, or in favor of the original motion, if passed. Otherwise, any commissioner may make a motion for reconsideration.

(6) *Vote.*

a. A commissioner in favor of a motion shall say “aye” while holding up his/~~her~~ right hand.

b. A commissioner against a motion shall say “nay” while holding up his/~~her~~ right hand.

c. A commissioner present but refusing to vote shall be recorded as abstaining.

d. A unanimous passing vote shall mean a vote in which all members of the board of commissioners present vote in favor of the motion.

(c) *Ordinances.* The passage of all ordinances must be accomplished by motion.

(d) *Special motions.* Call the question.

(1) During the discussion of any motion, any commissioner may move to call the question in order to end discussion and have the vote on the pending motion.

(2) When a commissioner has moved to call the question, discussion of the original motion shall cease and the ~~chairperson~~chair shall immediately restate the motion and then proceed with a vote on whether to call the question. A second of a motion to call the question shall not be necessary.

(3) If the vote is in favor of the motion to call the question, the chair shall immediately call the question on the original motion.

(4) If the vote is against the motion to call the question, discussion of the original motion shall continue.

(e) *Point of order.*

(1) Whenever a commissioner has a question as to the procedure being followed by the ~~chairperson~~chair, he/she may raise a point of order. A point of order requires no second.

(2) Upon the raising of a point of order, the ~~chairperson~~chair shall stop the meeting and the commissioner shall state his/her question. The meeting shall continue after a determination of the question has been rendered by a majority vote of the members in attendance at the meeting.

(f) *Out of order.*

(1) The chair shall have the authority to cite any individual out of order when that individual, in the opinion of the ~~chairperson~~chair, violates these rules of procedure.

(2) No other action shall be required in citing an individual out of order.

(3) When an individual has been cited as out of order, the ~~chairperson~~chair shall state the reasons therefor and shall give the individual directions regarding compliance with these rules.

(4) If a commissioner believes that the chair has inappropriately cited an individual as out of order, the commissioner may raise a point of order.

(g) *Adjournment.*

(1) Adjournment of the meeting must be by motion.

(2) A motion to adjourn does not require a second but does require discussion.

(3) When a motion to adjourn is passed, the board of commissioners can no longer act until another meeting is called to order.

(h) *Public discussion.*

(1) Whenever public discussion of a matter before the board of commissioners is allowed, any member of the public shall have the right to discuss the matter at hand prior to the presentment of the motion.

~~(2) — The right of a member of the public to discuss a matter before the board shall be limited to three minutes per topic, unless as otherwise granted by special permission of the chair.~~

~~(3)~~ All discussion shall relate solely to the matter at hand.

(i) *Vice-chair references.* All references in this division to the chair shall also include the vice-chair when the vice-chair is conducting the meeting.

(j) *Action chart.* Actions shall be taken on motions as follows:

<i>Type</i>	<i>Second</i>	<i>Discussion</i>	<i>Vote</i>	<i>Priority</i>
Regular motion	x	x	x	None
Amendment	x	x	x	None
W/draw motion	None	None	None	x
Table	None	x	x	x
Reconsideration	x	x	x	x
Call the question	None	None	x	x
Point of order	None	x	None	x
Out of order	None	x	None	x
Adjournment	None	x	x	None

Sec. 2-57. Suspending the rules of order.

Rules of order (section 2-56) may be suspended in the case of an emergency. A motion to suspend the rules requires a second, is debatable, and requires three votes of the board. Rules governing quorums, voting methods and requirements, notification to commissioners of meetings and rules necessary for compliance with state law may not be suspended; provided, however, that, in the event that a state of emergency is declared by the governor or other authorized state official, the board may waive time-consuming procedures and formalities imposed by state law.

Sec. 2-58. Regular meetings.

The board of commissioners shall establish a schedule for regular meetings at its first meeting of each year. The schedule shall state the time and place for each meeting. A notice containing the foregoing information shall be posted and maintained in a conspicuous place available to the general public at the regular meeting place of the board.

Sec. 2-59. Meetings other than regular meetings.

(a) The board may meet at times and locations other than those regularly scheduled meetings.

(b) Special meetings and rescheduled regular meetings. A regular meeting may be canceled, rescheduled or moved to a new location within the county site by the chair for any reason. Other special meetings may be scheduled by the chair or at the request of at least two commissioners. ~~Whenever a rescheduled regular meeting or any other special meeting is to be held at a time or place other than the regularly scheduled time or place, written notice of the change shall be posted for at least 24 hours at the regular meeting place. In addition, written or oral notice shall be given by the clerk at least 24 hours in advance of the meeting to either the legal organ of the county or a newspaper having general circulation at least equal to that of the legal organ, as well as to each member of the county governing authority.~~

(c) Meetings with less than 24 hours notice. When emergency circumstances occur, the board may hold a meeting with less than 24 hours notice to the public in accordance with state law. ~~When such meetings are to be held, the clerk shall provide notice to the legal organ of the county or a newspaper with a general circulation at least equal to that of the legal organ and to each member of the county governing authority as soon as possible. The notice shall include the subjects expected to be considered at the meeting. In addition, the minutes shall reflect the reason for the emergency meeting and the nature of the notice given to the media.~~

(d) Meetings during a state of emergency. When it is imprudent, inexpedient or impossible to hold board meetings at the regular meeting place due to emergency or disaster resulting from manmade or natural causes, as declared by the governor or other authorized state official, the board may meet anywhere within or outside of the county. Such a meeting may be called by the chair or by any two commissioners. ~~At the meeting, the commissioners shall establish and designate emergency temporary meeting locations where public business may be transacted during the emergency. Any action taken in such meetings shall have the same effect as if performed at the regular meeting site.~~

Sec. 2-60. Order of business.

~~All regular board meetings shall substantially follow an established order of business. The order shall be as follows:~~

- ~~(1) Call to order.~~
- ~~(2) Invocation and pledge to the flag.~~
- ~~(3) Acceptance of agenda.~~
- ~~(4) Recognitions, proclamations, and awards.~~
- ~~(5) Public hearings.~~
- ~~(6) Public comment.~~
- ~~(7) Consent agenda.~~
- ~~(8) Old business.~~
- ~~(9) New business.~~
- ~~(10) Reports (administrator, attorney, departments, board members).~~
- ~~(11) Executive session.~~

(12) ~~Adjournment.~~

Sec. 2-~~6160~~. Agenda.

The agenda shall be prepared in accordance with the county policies and procedures manual.

Sec. 2-~~6261~~. Consent agenda.

A consent agenda may be prepared by the county administrator for the board to unanimously adopt on routine items. Any items of business that are expected to receive unanimous approval without debate may be placed on a consent agenda. If a commissioner objects to an item being on the consent agenda, the chair shall move that particular item to the regular agenda. ~~The chair may ask for unanimous approval of the items on the consent agenda. If there are no objections, all the items on the consent agenda shall be approved by a vote of three members of the board.~~

Sec. 2-~~6362~~. Decorum.

The chair shall enforce the rules of decorum. The purpose of meetings of the board of commissioners is to conduct the county's business. Meetings shall be conducted in an orderly and respectful fashion. ~~They are not a forum to belittle, ridicule or embarrass county commissioners, other county officials, county employees, or others.~~

- (1) Conduct of members of the board of commissioners.
 - a. Commissioners should arrive on time for a meeting and be prepared.
 - b. Commissioners should attend the entire meeting.
 - c. Cell phones or other communications devices shall be turned off or in silent mode.
 - d. Commissioners should not take phone calls or check emails, social networking sites, chat rooms or other internet sites during a meeting.
 - e. Commissioners shall conduct themselves in a professional and respectful manner.
 - f. Commissioners desiring to speak must first be recognized by the chair.
 - g. Commissioners may only address the motion that is being discussed.

h. Commissioners shall direct their remarks to the chair and not to individual commissioners, staff, or citizens in attendance.

i. Only one commissioner at a time is permitted to speak. Commissioners shall not interrupt any other person who has the floor.

j. Personal attacks and inappropriate remarks shall be ruled out of order by the chair. Commissioners may not use ~~commission~~ meetings to make derogatory comments about particular employees or to air their personal grievances with other commissioners.

k. There shall be no use of profanity during the meeting.

l. Remarks may not address the character of the person involved.

m. Commissioners shall not confront other board members, department heads, employees or other officials in an accusatory manner.

n. Commissioners may raise a point of order if a rule is believed to have been broken. Commissioners violating any rule of the board may be ruled out of order by the chair or on a point of order made by a commissioner other than the chair. Any point of order raised by a commissioner other than the chair shall be ruled on by a majority vote of the board.

o. While commissioners may not agree with all decisions of the board, all commissioners shall recognize the validity of any lawful action approved by the board. Commissioners shall not refuse to sign any ordinance, resolution, contract or other document because he/she did not vote for the action taken.

p. Commissioners should keep an open mind on all issues coming before the board.

(2) Conduct of the chair or presiding officer. In addition to rules of decorum applicable to commissioners generally, the following rules shall apply to the chair or presiding officer:

a. The chair or presiding officer shall recognize any commissioner who has the right to speak.

b. The chair or presiding officer shall rule out of order any discussion on topics other than the motion being discussed.

c. The chair or presiding officer shall only permit one commissioner at a time to speak.

d. Personal attacks, breaches of the rules of decorum and inappropriate remarks shall be ruled out of order by the vice-chair or ~~presiding officer~~other commissioner.

e. The chair or presiding officer shall not confront other board members, department heads, employees or other officials in an accusatory manner.

f. While the chair or presiding officer may not agree with all the decisions of the board, he/she shall recognize the validity of any action approved by the board.

g. The chair or presiding officer shall not refuse to sign any ordinance, resolution, contract or other document because he/she did not vote for the action taken.

h. The chair or presiding officer shall keep an open mind on all issues coming before the board.

(3) Conduct of members of the public in meetings generally.

a. All cell phones and other communication devices shall be turned off or in silent mode; provided, however, that a cell phone or device may be used to make a video or audio recording of the meeting.

b. All meeting attendees must be silent during the meeting while business is conducted.

c. Anyone wishing to speak must first be recognized by the chair.

d. All comments must be directed to the chair and not to individual commissioners, staff and others.

e. All meeting attendees must conduct themselves in a respectful manner.

f. Personal attacks and derogatory or inappropriate remarks are not permitted.

Sec. 2-~~6463~~. Abstentions.

A commissioner shall vote on all motions unless he/she has a conflict of interest preventing him/her from making a decision in a fair and legal manner. If a conflict of interest does exist, the commissioner shall explain for the record his/her decision to abstain on any vote.

Sec. 2-~~6564~~. Public participation.

Public participation in meetings of the board of commissioners shall be permitted in accordance with the provisions of this section.

(1) *Public hearings.* Advertised hearings on zoning matters, including zoning map and ordinance text amendments, shall be governed in accordance with the zoning policies and procedures adopted by the board of commissioners and by state law. However, if an individual wishes to oppose a rezoning action and has contributed more than \$250.00 to the campaign of a commissioner within two years immediately preceding the filing of the rezoning action being opposed, the individual shall also file a campaign disclosure form as required by O.C.G.A. § 36-67A-3 at least five calendar days prior to the first hearing by the board of commissioners.

(2) *Public comment.* All members of the public wishing to address the board under the public comment portion of the agenda shall submit their name to the county clerk ~~prior to the beginning of the meeting. Individuals may be allotted five minutes to make their comments. These limits may be waived by a majority of the board members present.~~

(3) *Decorum.* Members of the public are expected to comply with the rules of decorum established in this article. Individuals violating any rules of the board may be ruled out of order by the chair or on a point of order made by a commissioner other than the chair. Any point of order raised by a commissioner other than the chair shall be ruled on by a majority vote of the board. An individual violating the rules of decorum may be removed from the meeting at the direction of the chair.

~~**Sec. 2-66. Meeting summary.**~~

~~— The county clerk shall prepare a written summary of the subjects acted upon in a meeting and the names of the commissioners present at a meeting within two business days following the meeting. The meeting summary shall be made available to the public for inspection.~~

~~**Sec. 2-67. Minutes.**~~

~~(a) — The clerk of the board shall promptly record the minutes for each board meeting. The minutes shall specify the names of the commissioners present at the meeting, a description of each motion or other proposal made at the meeting, the name of the commissioner who proposed each motion, the name of the commissioner who seconded each motion, and a record of all votes. It shall be presumed that a commissioner has voted in the affirmative unless the minutes show otherwise. More detailed information may be included in the minutes at the request of the board.~~

~~(b) — The board shall approve the minutes before they may be considered as an official record of the board. The minutes shall be open for public inspection once approved as official by the board but in no case later than immediately following the next regular meeting of the board. A copy of the minutes from the previous meeting shall be distributed to the commissioners at~~

~~least three business days before the following meeting. The minutes of the previous meeting shall be corrected, if necessary, and approved by the board at the beginning of each meeting. A vote of three commissioners is required for approval. Conflicts regarding the content of the minutes shall be decided by a vote of three commissioners. Upon being approved, the minutes shall be signed by the chair and attested to by the clerk of the board of commissioners.~~

Sec. 2-~~6865~~. Maintenance of minutes and other documents.

Minutes shall be maintained in the offices of the county clerk. Copies of contracts, maps or similar documents related to actions by the commissioners during a meeting may be included in or attached to the minutes or incorporated by reference to an alternative location.

Sec. 2-~~6966~~. Committees.

The chair, with the concurrence of the board, may create committees of members of the board to study an issue before the board. Any such committees may make recommendations to the board of commissioners but no committee shall be empowered to make any final decision on any matter before it for consideration. In addition to board members, committees may include other county officials, staff or citizens at large. Whenever a committee is created, its duties, any limitation on the scope of its duties, and the times, places, and periods of time for which the committee may operate shall be determined by the chair with the concurrence of the board.

DIVISION 2. RULES OF PROCEDURE

Sec. 2-48. Open meetings.

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(b) Any commissioner may raise a point of order directed to the chair if he/she believes that a quorum is not present. If, during the course of a meeting, a commissioner or more than one commissioner leaves and a quorum no longer exists, the meeting may not continue.

(c) The chair shall be entitled to the same voting rights as other members of the board on questions considered by the commissioners.

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(a) The chair shall be appointed at the first meeting of each year. The county attorney shall call the first meeting to order and call for nominations for the chair as the first order of business. After receiving nominations, the county attorney shall ask for a motion to appoint the chair. The motion to appoint the chair requires a second prior to a vote. If a motion to appoint the chair fails, the county attorney shall call for additional motions until a chair is selected.

(b) The chair, as presiding officer, is responsible for the orderly conduct of the meeting. In order to fulfill this duty, the chair shall enforce the rules of procedure that are adopted by the board of commissioners. The chair shall be impartial and conduct the meetings in a fair manner. The chair may introduce motions or second motions.

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The county attorney shall serve as the parliamentarian for board meetings.

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(b) *Motions; general requirement.* The board of commissioners can take action only when a motion to take such action is made and passed by the board.

(1) *Procedure.*

a. Before a motion can be discussed or voted upon by the board of commissioners, it must be presented to the board by a member of the board. The presentment is made by merely stating the motion.

b. Immediately after the motion is presented to the board, the chair shall ask for a commissioner to second the motion. If the motion is not seconded, it shall fail for lack of a second and cannot be remade until the next meeting of the board, except as otherwise provided herein.

c. If the motion is seconded, the chair shall immediately ask for discussion of the motion. Discussion of the motion shall be limited to the board of commissioners and shall relate solely to the motion at hand; however, any commissioner may question a member of the audience or staff provided such question shall pertain strictly to the motion at hand.

d. Upon the conclusion of discussion, the chair shall cause the motion to be restated and shall then call the question.

(2) *Amendment.*

a. An amendment may be suggested by any member of the board. The amendment shall be suggested only during the discussion of the original motion.

b. A motion can be amended only with the consent of the commissioner making the motion. If the commissioner who seconded the original motion disagrees with the amendment, he/she shall be allowed to withdraw his/her second. When a second is withdrawn, the chair shall immediately request a new second to the amended motion.

c. After a motion is amended and seconded, the chair shall call for discussion and proceed with the consideration of the motion in the manner provided above.

(3) *Withdrawal.*

a. Any motion may be withdrawn at the discretion of the commissioner making the motion.

b. Motions may be withdrawn at any time prior to but not during nor after the restating of the motion by the chair.

(4) *Tabling.*

a. During the discussion of a motion, the motion may be tabled for further discussion by the board upon the motion of any commissioner other than the commissioner who made the original motion.

b. The motion to table shall specify the time and place for the continued discussion.

c. Discussion of the original motion shall immediately cease when a motion to table is made.

d. A motion to table shall not require a second but shall require discussion, restating the motion and a call of the question.

(5) *Reconsideration.*

a. A motion, which has been passed or defeated, or which fails for lack of a second, may be reconsidered by the board of commissioners during the same meeting provided the board passes a motion for reconsideration. Otherwise, the original motion may not be presented to the board again until its next meeting.

b. A motion for reconsideration can only be made by a commissioner who voted against the original motion, if defeated, or in favor of the original motion, if passed. Otherwise, any commissioner may make a motion for reconsideration.

(6) *Vote.*

a. A commissioner in favor of a motion shall say “aye” while holding up his/her right hand.

b. A commissioner against a motion shall say “nay” while holding up his/her right hand.

c. A commissioner present but refusing to vote shall be recorded as abstaining.

d. A unanimous passing vote shall mean a vote in which all members of the board of commissioners present vote in favor of the motion.

(c) *Ordinances.* The passage of all ordinances must be accomplished by motion.

(d) *Special motions.* Call the question.

(1) During the discussion of any motion, any commissioner may move to call the question in order to end discussion and have the vote on the pending motion.

(2) When a commissioner has moved to call the question, discussion of the original motion shall cease and the chair shall immediately restate the motion and then proceed with a vote on whether to call the question. A second of a motion to call the question shall not be necessary.

(3) If the vote is in favor of the motion to call the question, the chair shall immediately call the question on the original motion.

(4) If the vote is against the motion to call the question, discussion of the original motion shall continue.

(e) *Point of order.*

(1) Whenever a commissioner has a question as to the procedure being followed by the chair, he/she may raise a point of order. A point of order requires no second.

(2) Upon the raising of a point of order, the chair shall stop the meeting and the commissioner shall state his/her question. The meeting shall continue after a determination of the question has been rendered by a majority vote of the members in attendance at the meeting.

(f) *Out of order.*

(1) The chair shall have the authority to cite any individual out of order when that individual, in the opinion of the chair, violates these rules of procedure.

(2) No other action shall be required in citing an individual out of order.

(3) When an individual has been cited as out of order, the chair shall state the reasons therefor and shall give the individual directions regarding compliance with these rules.

(4) If a commissioner believes that the chair has inappropriately cited an individual as out of order, the commissioner may raise a point of order.

(g) *Adjournment.*

(1) Adjournment of the meeting must be by motion.

(2) A motion to adjourn does not require a second but does require discussion.

(3) When a motion to adjourn is passed, the board of commissioners can no longer act until another meeting is called to order.

(h) *Public discussion.*

(1) Whenever public discussion of a matter before the board of commissioners is allowed, any member of the public shall have the right to discuss the matter at hand prior to the presentment of the motion.

(2) All discussion shall relate solely to the matter at hand.

(i) *Vice-chair references.* All references in this division to the chair shall also include the vice-chair when the vice-chair is conducting the meeting.

(j) *Action chart.* Actions shall be taken on motions as follows:

<i>Type</i>	<i>Second</i>	<i>Discussion</i>	<i>Vote</i>	<i>Priority</i>
Regular motion	x	x	x	None
Amendment	x	x	x	None
W/draw motion	None	None	None	x
Table	None	x	x	x
Reconsideration	x	x	x	x

Call the question	None	None	x	x
Point of order	None	x	None	x
Out of order	None	x	None	x
Adjournment	None	x	x	None

Sec. 2-57. Suspending the rules of order.

Rules of order (section 2-56) may be suspended in the case of an emergency. A motion to suspend the rules requires a second, is debatable, and requires three votes of the board. Rules governing quorums, voting methods and requirements, notification to commissioners of meetings and rules necessary for compliance with state law may not be suspended; provided, however, that, in the event that a state of emergency is declared by the governor or other authorized state official, the board may waive time-consuming procedures and formalities imposed by state law.

Sec. 2-58. Regular meetings.

The board of commissioners shall establish a schedule for regular meetings at its first meeting of each year. The schedule shall state the time and place for each meeting. A notice containing the foregoing information shall be posted and maintained in a conspicuous place available to the general public at the regular meeting place of the board.

Sec. 2-59. Meetings other than regular meetings.

(a) The board may meet at times and locations other than those regularly scheduled meetings.

(b) Special meetings and rescheduled regular meetings. A regular meeting may be canceled, rescheduled or moved to a new location within the county site by the chair for any reason. Other special meetings may be scheduled by the chair or at the request of at least two commissioners.

(c) Meetings with less than 24 hours-notice. When emergency circumstances occur, the board may hold a meeting with less than 24 hours-notice to the public in accordance with state law.

(d) Meetings during a state of emergency. When it is imprudent, inexpedient or impossible to hold board meetings at the regular meeting place due to emergency or disaster resulting from manmade or natural causes, as declared by the governor or other authorized state official, the board may meet anywhere within or outside of the county. Such a meeting may be called by the chair or by any two commissioners.

Sec. 2-60. Reserved.**Sec. 2-61. Agenda.**

The agenda shall be prepared in accordance with the county policies and procedures manual.

Sec. 2-62. Consent agenda.

A consent agenda may be prepared by the county administrator for the board to unanimously adopt on routine items. Any items of business that are expected to receive unanimous approval without debate may be placed on a consent agenda. If a commissioner objects to an item being on the consent agenda, the chair shall move that particular item to the regular agenda.

Sec. 2-63. Decorum.

The chair shall enforce the rules of decorum. The purpose of meetings of the board of commissioners is to conduct the county's business. Meetings shall be conducted in an orderly and respectful fashion.

- (1) Conduct of members of the board of commissioners.
 - a. Commissioners should arrive on time for a meeting and be prepared.
 - b. Commissioners should attend the entire meeting.
 - c. Cell phones or other communications devices shall be turned off or in silent mode.
 - d. Commissioners should not take phone calls or check emails, social networking sites, chat rooms or other internet sites during a meeting.
 - e. Commissioners shall conduct themselves in a professional and respectful manner.
 - f. Commissioners desiring to speak must first be recognized by the chair.
 - g. Commissioners may only address the motion that is being discussed.
 - h. Commissioners shall direct their remarks to the chair and not to individual commissioners, staff, or citizens in attendance.

i. Only one commissioner at a time is permitted to speak. Commissioners shall not interrupt any other person who has the floor.

j. Personal attacks and inappropriate remarks shall be ruled out of order by the chair. Commissioners may not use meetings to make derogatory comments about particular employees or to air their personal grievances with other commissioners.

k. There shall be no use of profanity during the meeting.

l. Remarks may not address the character of the person involved.

m. Commissioners shall not confront other board members, department heads, employees or other officials in an accusatory manner.

n. Commissioners may raise a point of order if a rule is believed to have been broken. Commissioners violating any rule of the board may be ruled out of order by the chair or on a point of order made by a commissioner other than the chair. Any point of order raised by a commissioner other than the chair shall be ruled on by a majority vote of the board.

o. While commissioners may not agree with all decisions of the board, all commissioners shall recognize the validity of any lawful action approved by the board. Commissioners shall not refuse to sign any ordinance, resolution, contract or other document because he/she did not vote for the action taken.

p. Commissioners should keep an open mind on all issues coming before the board.

(2) Conduct of the chair or presiding officer. In addition to rules of decorum applicable to commissioners generally, the following rules shall apply to the chair or presiding officer:

a. The chair or presiding officer shall recognize any commissioner who has the right to speak.

b. The chair or presiding officer shall rule out of order any discussion on topics other than the motion being discussed.

c. The chair or presiding officer shall only permit one commissioner at a time to speak.

d. Personal attacks, breaches of the rules of decorum and inappropriate remarks shall be ruled out of order by the vice-chair or other commissioner.

e. The chair or presiding officer shall not confront other board members, department heads, employees or other officials in an accusatory manner.

f. While the chair or presiding officer may not agree with all the decisions of the board, he/she shall recognize the validity of any action approved by the board.

g. The chair or presiding officer shall not refuse to sign any ordinance, resolution, contract or other document because he/she did not vote for the action taken.

h. The chair or presiding officer shall keep an open mind on all issues coming before the board.

(3) Conduct of members of the public in meetings generally.

a. All cell phones and other communication devices shall be turned off or in silent mode; provided, however, that a cell phone or device may be used to make a video or audio recording of the meeting.

b. All meeting attendees must be silent during the meeting while business is conducted.

c. Anyone wishing to speak must first be recognized by the chair.

d. All comments must be directed to the chair and not to individual commissioners, staff and others.

e. All meeting attendees must conduct themselves in a respectful manner.

f. Personal attacks and derogatory or inappropriate remarks are not permitted.

Sec. 2-64. Abstentions.

A commissioner shall vote on all motions unless he/she has a conflict of interest preventing him/her from making a decision in a fair and legal manner. If a conflict of interest does exist, the commissioner shall explain for the record his/her decision to abstain on any vote.

Sec. 2-65. Public participation.

Public participation in meetings of the board of commissioners shall be permitted in accordance with the provisions of this section.

(1) *Public hearings.* Advertised hearings on zoning matters, including zoning map and ordinance text amendments, shall be governed in accordance with the zoning policies and procedures adopted by the board of commissioners and by state law. However, if an individual wishes to oppose a rezoning action and has contributed more than \$250.00 to the campaign of a commissioner within two years immediately preceding the filing of the rezoning

action being opposed, the individual shall also file a campaign disclosure form as required by O.C.G.A. § 36-67A-3 at least five calendar days prior to the first hearing by the board of commissioners.

(2) *Public comment.* All members of the public wishing to address the board under the public comment portion of the agenda shall submit their name to the county clerk.

(3) *Decorum.* Members of the public are expected to comply with the rules of decorum established in this article. Individuals violating any rules of the board may be ruled out of order by the chair or on a point of order made by a commissioner other than the chair. Any point of order raised by a commissioner other than the chair shall be ruled on by a majority vote of the board. An individual violating the rules of decorum may be removed from the meeting at the direction of the chair.

Sec. 2-66. Reserved.

Sec. 2-67. Reserved.

Sec. 2-68. Maintenance of minutes and other documents.

Minutes shall be maintained in the offices of the county clerk. Copies of contracts, maps or similar documents related to actions by the commissioners during a meeting may be included in or attached to the minutes or incorporated by reference to an alternative location.

Sec. 2-69. Committees.

The chair, with the concurrence of the board, may create committees of members of the board to study an issue before the board. Any such committees may make recommendations to the board of commissioners but no committee shall be empowered to make any final decision on any matter before it for consideration. In addition to board members, committees may include other county officials, staff or citizens at large. Whenever a committee is created, its duties, any limitation on the scope of its duties, and the times, places, and periods of time for which the committee may operate shall be determined by the chair with the concurrence of the board.

COUNTY AGENDA REQUEST

Department:

Presenter(s):

Meeting Date:

Type of Request:

Wording for the Agenda:

Discussion of disclosure of possible conflict of interest from the County Attorney in a matter involving Fayette County and the Town of Tyrone, both clients of McNally, Fox, Grant & Davenport, P.C.

Background/History/Details:

The County Attorney has provided a memorandum as backup.

What action are you seeking from the Board of Commissioners?

Discussion of disclosure of possible conflict of interest from the County Attorney in a matter involving Fayette County and the Town of Tyrone, both clients of McNally, Fox, Grant & Davenport, P.C.

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:

LAW OFFICES
McNALLY, FOX, GRANT & DAVENPORT

A PROFESSIONAL CORPORATION

100 HABERSHAM DRIVE

FAYETTEVILLE, GEORGIA 30214-1381

WILLIAM R. McNALLY
PATRICK J. FOX
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(770) 461-5863

August 13, 2018

Mr. Eric K. Maxwell, Chairman
Fayette County Board of Commissioners
140 Stonewall Avenue West
Fayetteville, Georgia 30214

Re: Disclosure of possible conflict of interests

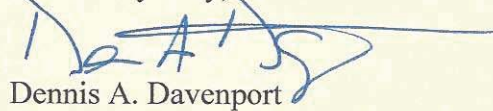
Dear Chairman Maxwell:

Fayette County (the "County") and the Town of Tyrone (the "Town") are both clients of my law firm, McNally, Fox, Grant & Davenport, P.C. (the "Firm"). I understand that the County may be entering into a real estate transaction with the Town for the County to sell old Fire Station No. 3 to the Town (the "Transaction"). The possibility of conflict between the parties is ever present. As such, a conflict of interest could arise for the Firm in representing both sides. However, the Firm reasonably believes it can provide competent and diligent representation to each client over the term of the Transaction and that any risk of material and adverse effect to either client can be avoided. This representation is not prohibited by law; the Firm intends to continue its representation of both the County and the Town, and extends its counsel to the matter of the Transaction.

The Firm is confident in its ability to represent both parties to the Transaction and has counseled representatives of the County on the issue. Information that is reasonably sufficient to permit the County to appreciate the significance of the matter at issue and the alternatives to Firm representation in this matter has been provided. Further, the County has been advised to consider its consent carefully and, if necessary, seek independent legal counsel on the matter.

The Firm believes that it is the intent of the County to retain the Firm for its legal representation in all matters, including the Transaction. Please execute the enclosed Acknowledgement of Disclosure and Confirmation of Informed Consent. The Firm appreciates this opportunity and looks forward to providing representation on this matter. Should any questions arise please do not hesitate to contact me.

Yours very truly,



Dennis A. Davenport
County Attorney

Enclosure

Acknowledgment of Disclosure and Confirmation of Informed Consent

On behalf of the County, please sign below to indicate confirmation of the Firm’s disclosure of a possible conflict of interest and discussions with the County regarding same. This acknowledgment will serve to demonstrate the consent of the County to the Firm’s representation in the Transaction. We are also asking the Town to execute an acknowledgment of disclosure and confirmation of informed consent to the Firm’s representation as to the Transaction.

The County hereby acknowledges the receipt of this disclosure and confirms the its informed consent to continued representation concerning the Transaction by the Firm by signing below.

This ____ day of _____, 2018.

BOARD OF COMMISSIONERS OF
FAYETTE COUNTY, GEORGIA

(SEAL)

By: _____
ERIC K.MAXWELL, Chairman

ATTEST:

Tameca P. White, County Clerk