

BOARD OF COUNTY COMMISSIONERS

Lee Hearn, Chairman
Edward Gibbons, Vice Chairman
Eric K. Maxwell
Charles W. Oddo
Charles D. Rousseau



FAYETTE COUNTY, GEORGIA

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

140 Stonewall Avenue West
Public Meeting Room
Fayetteville, GA 30214

Minutes

July 8, 2021
5:00 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 5:00 p.m.

Call to Order

Chairman Lee Hearn called the July 8, 2021 Board of Commissioners meeting to order at 5:00 p.m. A quorum of the Board was present. Commissioner Eric Maxwell was absent.

Invocation and Pledge of Allegiance by Commissioner Charles Oddo

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

Acceptance of Agenda

Vice Chairman Edward Gibbons moved to accept the agenda as written. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

PROCLAMATION/RECOGNITION:

1. **Recognition of the Finance Department and Fayette County staff with regards to Fayette County consistently maintaining an Aaa rating of the General Obligation bonds.**

Chief Financial Officer Sheryl Weinmann stated that this item was a recognition of the Finance Department and Fayette County staff with regards to Fayette County consistently maintaining an Aaa rating of the General Obligation bonds. Ms. Weinmann stated that the County had maintained the Aaa rating since 2014. She commended everyone for doing their part.

Chairman Hearn asked what the significance was of the Aaa rating.

Ms. Weinmann stated that the Aaa rating was the top echelon of bond ratings and made it much easier to issue bonds when needed. Ms. Weinmann stated that "it was similar to having an 850-credit score".

2. **Recognition of the Finance Department and Water System staff with regards to Fayette County Water System consistently maintaining an "Aa2" rating of the Water System Revenue bonds.**

Chief Financial Officer Sheryl Weinmann stated that this item was a recognition of the Finance Department and Water System staff with regards to Fayette County Water System consistently maintaining an "Aa2" rating of the Water System Revenue bonds. She commended the Water System and the staff for doing their part.

PUBLIC HEARING:

PUBLIC COMMENT:

CONSENT AGENDA:

Commissioner Oddo moved to accept the Consent Agenda as written. Vice Chairman Gibbons seconded. The motion passed 4-0. Commissioner Maxwell was absent.

3. **Approval of the Election Office's request to enter into an Intergovernmental Agreement with the Town of Brooks allowing for the Fayette County Board of Elections to act as Superintendent of Elections for all elections held in Brooks in 2021, and authorization for the Chairman to sign said Intergovernmental Agreement.**
4. **Approval of the Election Office's request to enter into an Intergovernmental Agreement with the City of Fayetteville allowing for the Fayette County Board of Elections to act as Superintendent of Elections for all elections held in Fayetteville in 2021, and authorization for the Chairman to sign said Intergovernmental Agreement.**
5. **Approval of the Election Office's request to enter into an Intergovernmental Agreement with the City of Peachtree City allowing for the Fayette County Board of Elections to act as Superintendent of Elections for all elections held in Peachtree City in 2021, and authorization for the Chairman to sign said Intergovernmental Agreement.**
6. **Approval of the Election Office's request to enter into an Intergovernmental Agreement with the Town of Tyrone allowing for the Fayette County Board of Elections to act as Superintendent of Elections for all elections held in Tyrone in 2021, and authorization for the Chairman to sign said Intergovernmental Agreement.**
7. **Approval of the Election Office's request to enter into an Intergovernmental Agreement with the Town of Woolsey allowing for the Fayette County Board of Elections to act as Superintendent of Elections for all elections held in Woolsey in 2021, and authorization for the Chairman to sign said Intergovernmental Agreement.**
8. **Approval of the June 17, 2021 Special Called Meeting Minutes.**
9. **Approval of the June 24, 2021 Board of Commissioners Meeting Minutes.**

OLD BUSINESS:

NEW BUSINESS:

10. **Consideration of an Intergovernmental Agreement between the Town of Brooks and Fayette County for the McIntosh Road Micro Surfacing Project.**

Public Works Director Phil Mallon stated that the next two items were companion items and involved the extension of routine road resurfacing maintenance work into the Town of Brooks. Mr. Mallon stated that this item was the Intergovernmental Agreement between the Town of Brooks and Fayette County and outlined the project scope of work as well as the terms and conditions for payment. Mr. Mallon advised the Board that the work for this project had already been done.

Vice Chairman Gibbons moved to approve Intergovernmental Agreement between the Town of Brooks and Fayette County for the McIntosh Road Micro Surfacing Project. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

11. Consideration of staff's recommendation for Board of Commissioners to approve Change Order #1 with Asphalt Paving Systems, Inc. for Bid 1870-B Micro Surfacing in the amount of \$60,000 to add the section of McIntosh Road located in the Town of Brooks.

Mr. Mallon stated that this item supported the previously approved Intergovernmental Agreement between the Town of Brooks and Fayette County for the McIntosh Road Micro Surfacing Project and was a change order with the contractor who performed the resurfacing work.

Commissioner Oddo moved to approve Change Order #1 with Asphalt Paving Systems, Inc. for Bid 1870-B Micro Surfacing in the amount of \$60,000 to add the section of McIntosh Road located in the Town of Brooks. Vice Chairman Gibbons seconded. The motion passed 4-0. Commissioner Maxwell was absent.

ADMINISTRATOR'S REPORTS:

A. Contract 1825-B: Annual Contract for Waterline Extension Task Order 3: Burch Road Meter Vault

Hot Projects

County Administrator Steve Rapson advised that an updated "Hot Projects" listing was sent out via email to the Board to keep them abreast of the status of various projects throughout the county. He highlighted the Kenwood Road culvert replacement, Brockton Court Culvert Replacement, Brogdon Road and New Hope Road roundabout and Fire Station 2 ribbon cutting ceremony pictures, which was now fully operational.

ATTORNEY'S REPORTS:

Notice of Executive Session: County Attorney Dennis Davenport stated there were four items for executive session. There was one item of pending litigation, two items of real estate acquisition and the review of the June 10, 2021 Executive Session Minutes for consideration in Executive Session.

COMMISSIONERS' REPORTS:

Vice Chairman Gibbons

Vice Chairman Gibbons congratulated Chairman Hearn on the birth of his latest grandchild and Commissioner Oddo and his wife on their 19th wedding anniversary.

Commissioner Hearn

Commissioner Hearn expressed his excitement of the birth of his first granddaughter.

EXECUTIVE SESSION:

One item of pending litigation, two items of real estate acquisition and the review of the June 10, 2021 Executive Session Minutes for consideration in Executive Session. Vice Chairman Gibbons moved to go into Executive Session. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

The Board recessed into Executive Session at 5:10 p.m. and returned to Official Session at 5:22 p.m.

Return to Official Session: Chairman Hearn moved to return to Official Session. Vice Chairman Gibbons seconded the motion. The motion passed 4-0. Commissioner Maxwell was absent.

County Attorney Dennis Davenport briefed the Board on an update regarding the ongoing opioid litigation which Fayette County government was a claimant. Mr. Davenport stated that they had been informed, as a defendant in the case, Fayette County was also considered a claimant in a bankruptcy case involving Purdue Pharma Sackler and other defendants. He stated that a proposed plan and bankruptcy action was developed which required each creditor to affirm to be approved by the Bankruptcy Judge, of which there were about 614,000 different creditors. Mr. Davenport stated that the plan and bankruptcy action would need a two-thirds majority vote by the creditors to be approved and subsequently enforced. He added that if approved, this plan would allocate approximately \$4 billion for state and local governments and tribes. Mr. Davenports stated that he would need direction from the Board on how they would like to proceed.

Vice Chairman Gibbon moved to support the opioid claim. Commissioner Oddo seconded. The motion passed 4-0. Commissioner Maxwell was absent.

Approval of the June 10, 2021 Executive Session Minutes: Commissioner Oddo moved to approve the June 10, 2021 Executive Session Minutes. Vice Chairman Gibbons seconded the motion. The motion passed 3-0-1. Commissioner Rousseau abstained because he was absent from that meeting. Commissioner Maxwell was absent.

Approval to Sign the Executive Session Affidavit: Commissioner Oddo moved for the Chairman to sign the Executive Session Affidavit. Vice Chairman Gibbons seconded the motion. The motion passed 4-0. Commissioner Maxwell was absent.

ADJOURNMENT:

Vice Chairman Gibbons moved to adjourn the June 10, 2021 Board of Commissioners meeting. Commissioner Rousseau seconded the motion. Commissioner Maxwell was absent. The motion passed 4-0.

The July 8, 2021 Board of Commissioners meeting adjourned at 5:25 p.m.

Marlena M. Edwards, Chief Deputy County Clerk

Lee Hearn, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Commissioners of Fayette County, Georgia, held on the 22nd day of July 2021. Referenced attachments are available upon request at the County Clerk's Office.

Marlena Edwards, Deputy County Clerk