

Present were, Commissioners; Stan Edwards, Demond Mason, Alana Sanders, J.C. Henderson (Vice-Chair) and Interim County Manager Jarvis Sims, Attorney Aaron Myers, Deputy Clerk Susan Nolley. Also other administrative staff and the media staff were present. Chairman Banes and Commissioner Cowan were not in attendance.

1. **Call to Order:** Commissioner Henderson (Vice-Chair)
2. **Invocation:** Commissioner Henderson (Vice-Chair)
3. **Pledge:** led by Commissioner Edwards
4. **Adoption of the Agenda:** Commissioner Henderson (Vice-Chair) stated that he would like to add item #15b Board Discussion/Consideration-Renovation @ Nelson Heights Community Center to add restrooms, a pavilion and lighting to be funded with 2017 SPLOST funds. County Attorney Aaron Myers stated and advised items #19 and item #20 to be postponed. Commissioner Sanders motioned to approve adoption of the agenda with changes and advised by the County Attorney, seconded by Commissioner Edwards Vote 4-0 Passed
5. **Citizen Comments:** None
6. **Reports from Chairman Banes:** None
7. **Reports from ICM Jarvis Sims:**  
Presented the month of June Departmental Highlights and Monthly Reports and a PowerPoint was displayed. Noted the residential development moratorium will expire today and gave a COVID update.

#### **Board Comments**

Commissioner Edwards asked for clarity regarding the moratorium deadline.

Commissioner Sanders questioned if a location for designated parking for the Commissioners has been located and asked about projects payment list. And also, commented and reiterated on the rise in COVID cases.

ICM Sims said that he is currently working on the list for the paving projects to be posted on the website and he is work with Building/Facilities Services Director to identify parking spots for the elected officials.

Commissioner Henderson said Commissioner Cowan left earlier because he wasn't feeling well.

8. **Unfinished Business:**  
Brittany White, Finance Director presented the Professional Services Agreement RFP 22-13(B) ARPA Consulting Services for Oversight and Compliance for Iparametrics, LLC for ARPA Consultant which was tabled from the last meeting. The contract is a task order based contract and the cost is not to exceed \$420,000.00 which could potentially be less. Brittany said that a total of eight bids were received and narrowed down to three that were interviewed. Iparametrics, LLC was chosen and selected based on price.

ICM Sims added, task orders will be received as contract services are provided. Each task will be brought before the board for approval. The task will include the description, a total cost of fees associated with the specific task. The board will have full transparency to the use of the ARPA funding.

ICM Sims said that some examples of the task order services might include managing small program assistance for monthly and annual financial reporting.

Updates on each task will be provided to the board for approval and added, the dollar amount is not to exceed \$420,000.00 but could be far less.

### **Board Comments**

Commissioner Sanders said that some of the work has already been completed by the ARPA committee and she would like to know what is the scope of work would be provided for \$420,000.00.

ICM Sims said that a rate schedule was included and in the RFP and copies were provided and available and reiterated the cost of \$420,000.00 is not to exceed and this amount will not be charged. The task service and charges will be on an as needed bases. Each task will be approved by the board.

Commissioner Sanders asked what are the fees, and is there any detailed information that will be Provided, being that ARPA funds are federal dollars?

ICM Sims stated the consulting firms are aware of the required guidelines and regulations and know the expectations of how the county are supposed to spend our federal funds and emphasized again, that all task will come before the board for approval.

Commissioner Sanders questioned the contract term in Section II Item D.

**D. Authority to Approve Change Order.** The County Manager has authority to execute, without further action of the Newton County Board of Commissioners, any number of Change Orders so long as their total effect does not materially alter the terms of this Agreement or materially increase the Maximum Contract Price, as set forth in Section III(B) below. Any such Change Orders materially altering the terms of this Agreement, or any Change Order increasing the price by more than twenty-five thousand dollars (\$25,000.00), must be approved by resolution of the Newton County Board of Commissioners.

ICM Sims stated that all contractual agreements come before the board for approval whatever the dollar amount.

Commissioner Sanders stated that she understands that, but it's not in the contract and once it's signed off, we're signing off on the verbiage that's reiterated in the contract and that's her concern that it's not in detail in the contract.

ICM Sims replied, we can have the county attorney to look at the language,

Commissioner Sanders said that's right, because if we're voting on something that's not clear.

ICM Sims stated that as far as the consultants, going ahead with the outstanding projects, we have so many businesses, we have non-profits that have submitted, he feels that it's appropriate to have a consultant to assist us with this and to have an independent entity involved with this.

Commissioner Sanders expressed her concern about the verbiage in the contract, that's the issue and not having the actual rates provided in the information the board received. It's hard for her to vote on something that's not in writing.

Commissioner Mason asked the county attorney if there is a way to change the verbiage, stating he recalls

reading the verbiage as well regarding the county manager portion. Is that something that would need to be changed before we vote or is it something we can vote on now and go back and change it? How would that work from a legal perspective?

Aaron replied, we can do it a couple of ways; if the board wants to call it a redline, we can go through it line by line and the board can give direction of the changes, it would go back to the consultant and have them to approve the changes on their end or it can be tabled for negotiation purposes and come back before the board.

Commissioner Mason asked if there is a specific reason for the statement, is this something we proposed or did they propose this to us?

Aaron said he was not involved with negotiation of this contract and he couldn't say where the language came from, and stated, the idea is usually to make it easier to administer, a threshold is set below a certain amount and the staff will handle it.

Commissioner Mason said that he does recall reading in the contract they would have to provide an explanation of the service provided and the amount would be deducted from the \$420,000.00 throughout the contract span of 2026.

Brittany said that the contract is a county generic contract that is generally utilized for all of the contracts, stating that's why the language is in there.

Aaron said to clarify, the \$25,000.00 limit is for change orders made to the agreement and not the spending of ARPA dollars, which is separate. The spending of ARPA funding will come before the board for approval.

This means the county manager has the ability to request minor modifications to the services that the consultant will provide and if the scope of work exceeds the amount of \$25,000.00 it would be required to come before the board to approve the changes to the contract.

Commissioner Henderson stated that we need to come back to this. The time is now 7:30.

### **7:30 P.M.**

Interim Director of Development Services, Shena Applewhaithe presented 2 zoning cases and Public Hearing and 2 Zoning Ordinance amendments for approval of the board.

#### 1. FLUM Case Number FLU22-000002

Applicant: David & Tiffany Lynch

Location: McDonald Rd

Map & Parcel Numbers: 89-09F

District: 1 (One)

FLUM: AF (Agriculture/Forestry)

Zoning: A (Agricultural)

Acreage: 41.93 acres

On June 28, 2022 the Planning Commission voted to recommend approval by a vote of (5-0).

Applicants David and Tiffany Lynch were present and stated the purpose of their request is to build a house on five (5) acres.

There was no opposition

Commissioner Henderson called for the vote.

Commissioner Edwards motioned to approve Case #FLU22-000002 as recommended by the Planning Commission, seconded by Commissioner Mason and was passed unanimously.

2. Modification Case Number MOD22-000001

Applicant: John Nix

Location: 3600 Salem Rd

Map & Parcel Numbers: 13.4

District: 3 (Three)

FLUM: DN (Development Node)

Zoning: CG (General Commercial)

Acreage: 23.84 acres / Modification to zoning conditions to remove condition #1 (a) regarding maximum density.

John Nix, representing the petitioner was present and briefed the board with the original conditions and offered to answer any questions from the board.

There was no opposition.

Commissioner Henderson called for the vote.

Commissioner Sanders motioned to approve Modification Case #MOD22-000001 with any conditions as stated by the Planning Commission and to remove condition #1a (to modify the square footage requirements), seconded by Commissioner Mason and was passed unanimously.

3. UDOAMD22-001. O-071922 - AN ORDINANCE TO AMEND THE NEWTON COUNTY UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 1 ZONING ORDINANCE, ARTICLE 1, ARTICLE 2, ARTICLE 3, ARTICLE 4, AND ARTICLE 5 REGULATIONS; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR FURTHER PURPOSES.

Commissioner Henderson called for the vote.

Commissioner Edwards motioned to approve Amendment O-071922

AN ORDINANCE TO AMEND THE NEWTON COUNTY UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 1 ZONING ORDINANCE, ARTICLE 1, ARTICLE 2, ARTICLE 3, ARTICLE 4, AND ARTICLE 5 REGULATIONS; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR FURTHER PURPOSES.

Seconded by Commissioner Mason Vote 4-0.

4. UDOAMD22-002. O-071922A - AN ORDINANCE TO AMEND THE NEWTON COUNTY UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 2 DEVELOPMENT REGULATIONS, ARTICLE 1, ARTICLE 2, ARTICLE 3, ARTICLE 4, ARTICLE 5 AND ARTICLE 6; TO REPEAL CONFLICTING PROVISIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR FURTHER PURPOSES.

### **Public Hearing**

In opposition to the Amendment(s)

Joe Padilla  
John Dearing  
Derek Wiley  
Debbie Harper

Aaron stated the vote for item #3 UDOAMD22-001 O-071922 occurred before the Public Hearing and to make the record clear and for clarification purposes he recommends the board to reconsider the vote and reopen for a vote would be appropriate.

Commissioner Mason asked if there should be two separate votes.

Aaron stated that his recommendation would be yes because the first vote occurred before the public hearing and he just wants to make sure that there is a vote taken following the public hearing.

Commissioner Edwards asked, if the board was being asked to reconsider UDOAMD22-001.

Aaron said yes, I'm asking that the board take the vote again now that there has been a public hearing. The first step would be to reconsider the previous vote, open the item back up, and then close it again with another vote.

Commissioner Edwards said he was not willing to revisit UDOAMD22-001, but willing to table it for 30 to 60 days.

Aaron said that if you table it, the moratorium is still lapsing and he does not recommend to table it without addressing the moratorium.

Commissioner Mason asked if the amendments were not approved will the moratorium still be in place, and wants to make sure that the board decision is clear, are they separate things or is it the same.

Aaron stated the moratorium expires on its own and is independent from the two ordinance amendments.

Shena added, the moratorium does expire tonight.

Aaron said to clarify what he's asking, his concern is that someone challenges the ordinance amendment, he doesn't want someone to come and say there was a procedure irregularity and no public hearing prior to the vote on UDOAMD22-001, and right now that would be a true statement.

There was no public hearing before the vote occurred and we just had the public hearing. I want to make sure that procedurally we have followed the right steps and taking that vote now would cure that problem.

Commissioner Edwards said, or we could vote to extended the moratorium again, that's an option, right, to amend the agenda, and stated he's not saying that's what he would like to do because people have waited long enough.

Commissioner Sanders said, even if our votes stayed the same, is this just for record purposes, we've now voted for #3 individually and voted for #4 individually.

Commissioner Henderson stated, since I am Vice-Chair and a voting member of this board, I would like to make a motion so moved as stated by the county attorney.

Aaron said that would be a motion to reconsider UDOAMD22-001 and to bring that back up for a vote now that the public hearing has occurred.

Commissioner Edwards seconded the motion.

Commissioner Henderson asked if there was any more discussion.

Aaron said just to clarify, we have a motion and a second and what this is doing, is reopening item #3 UDOAMD22-001 as though we've had the public hearing, now item #3 is being called for a vote.

If one of the commissioners would like to propose not approving the ordinance and to extend the moratorium it would be appropriate to discuss once this motion is approved.

Commissioner Henderson called for the vote. The motion carried and passed unanimously.

Aaron said it is now appropriate to entertain a motion.

Commissioner Henderson asked is there a motion.

Commissioner Edwards motion to approve zoning amendment UDOAMD22-001, seconded by Commissioner Sanders.

Commissioner Henderson called for the vote.

Vote 3-0 Passed/1 Abstention. Commissioner Henderson stated he was unclear by all that has been said and his decision is based on the concerns of the citizens.

Aaron stated UDOAMD22-001 has now been approved by the board.

We have had the public hearing for item #3 UDOAMD22-001 and item #4 UDOAMD22-002 and it has been closed.

Aaron said it's now appropriate for the board to consider a motion for amendment UDOAMD22-002.

Commissioner Henderson asked is there a motion.

Commissioner Sanders motioned to approve amendment UDOAMD22-002, seconded by Commissioner Edwards.

Vote 3-0 Passed/1 Abstention (Commissioner Henderson said the board should stand as one body in the community as a whole)

Commissioner Henderson asked if there was any discussion from the board and called for the vote.

### **Board Discussion**

Commissioner Sanders commented on the need for widening of roads, high density developments in western Newton County, community concerns and emphasized the concerns of the builders and developers.

Commissioner Mason reiterated, and stated the decision tonight does not negate the board working to help fine tune the ordinance and the comprehensive plan.

Commissioner Henderson commented on the concerns expressed by the citizens.

#### 8. \*Continued

Professional Services Agreement RFP 22-13(B) ARPA  
Consulting Services for Oversight and Compliance for Iparametrics, LLC for ARPA Consultant.

Commissioner Sanders stated in her recent town hall meeting a citizen asked why don't we expand the Finance Department for checks and balances of the county opposed to hiring a consultant and her issue with the consultant the contract is the verbiage and not receiving information in a timely manner and stated that the contract should be reviewed by the county attorney making sure that we're in line with the guidelines and feels the verbiage needs to be changed.

Brittney said that the contract was reviewed by the county attorney.

Aaron stated, the \$25,000.00 was for change orders and it's not giving the county manger spending authority over the ARPA funds, it's giving him the authority to administer the contract.

This is a standard professional services agreement, if its determined that the contractor needs to modify the way the consultant is working in a small way, the county manager can give them additional directives and change the process. If the consultant comes in to make the changes it could possibly increase the cost by more than \$25,000.00 then the county manager would have to bring it back before the board for their approval to modify the contract.

Commissioner Sanders asked where is it written on our end that states this is how the operation has to go because if it's not written verbatim, it is not identified. And in regards to the other items that are already approved, who's taking that over.

Brittany said all of the consultants they have spoken to, said they are not the decision makers on how to spend the funds. They are here to guide and ensure that we are in compliance.

Commissioner Sanders asked where is the consultant firm located?

Brittany said Iparametrics is located in Alpharetta.

Commissioner Sanders questioned if anyone on the board, or anybody in the county, or our attorney has had any relationship or personal business dealing with this consultant.

Brittany replied, not to her knowledge.

ICM Sims said that he would like to emphasize that the dollar amount is not to exceed amount and we're not stating or implying that the contract will be \$420,000.00. That is the maximum amount for the contract and its task driven, if there aren't a lot of task, they would not be paid a lot. All task will come before the board for final approval.

Commissioner Mason said he recalls the board had previously decided they would hire a consultant for the monies they had not spent, it was included on the ARPA worksheet and it was \$450,000.00 that was set aside for a consultant and the board was in agreement with this to ensure we were in compliance. The board agreed to put a consultant in place to lead and guide us to ensure we are putting the funds out to help the community in the right way and we are not misappropriating the funds.

Commissioner Mason said that he wants the board to know that this is a level of security for us and not to take away from the allocated funds and we did agree that we did want a consultant and the longer we wait to put a consultant in place, the longer the 501c3 organizations and small businesses have to wait. We want to get someone to help us get these funds out because that was our objective.

ICM Sims said that's exactly why we want to have a consultant, to implement projects that are already in place and not cause further delays and if we have expenses that are not allowable, they will be charged to the county.

Commissioners Sanders stated for the record, she did not say that she didn't want a consultant. Her issue is the contract and making sure the verbiage is clear because they are federal dollars.

Commissioner Edwards asked if our purchasing guidelines dictates how the RFP is written

Brittany answered, yes.

Commissioner Edwards asked, if in the event that the RFP conflicts with our purchasing guidelines, the purchasing guidelines will supersede the contract in all matters.

Aaron said that the purchasing policies stand aside and apart from what the contract does. The contract allows the consultant to work with the county to ensure that when ARPA funds are spent, it does within and is in compliance with the law.

The contract doesn't allow the consultant to spend the money any differently, the county procurement policies remain in place, the spending policies remain in place.

The contract is limited to bringing the consultant in and to provide assistance not to spend the money.

Commissioner Edwards said but it would be safe to say the RFP was written with the purchasing guidelines as the template, correct?

Aaron answered, that is correct.

Commissioner Sanders asked who is taking care of the items that are on the first allocations of the commissioners, and the other items that were approved by the board?

What's moving forward with these allocations, we have not heard anything nor have we had a Special Call meeting as requested?



Brittany stated, this contract is task order driven and the plan is the consultant will come in and meet with the board and we'll start drawing where we want these task orders to be. We will come together and have a work session and start formulating a plan.

ICM Sims added, and just to have the input from the elected officials. The projects that have already started, we still want an independent outside entity to ensure that they are in compliance even with the projects for the elected officials.

All of the projects will have to come before you all anyway, so the projects that you all have already approved, so you, myself and other member of the ARPA committee will want to go ahead and have the consultant approved if that is the desire of the board.

We then we will have a meeting with the ARPA committee and we will begin to move forward.

Commissioner Edwards asked another question to legal, if we vote on a contract tonight with the stipulation that we can add and subtract with a vote from this board on this contract, assuming both parties agree, we can enact other stipulations at a later date, correct?

Aaron replied, yes if you wanted to propose a change to the \$25,000.00 limit the board will have the power to, but at that point it is a contract that would require approval of both parties.

Commissioner Edwards questioned if the language could be changed if both parties agree?

Aaron stated that with this agreement just allows the county to work with the consultant and the details that he feels the board wants to see is going to be driven by task orders. If you don't assign them work, they don't do the work and there is no charge associated with it.

The proposal is, if the board is going to enter into an agreement with this consultant group to provide services as the services become necessary and you are not voting right now to authorize all future work. All of the future work will come back before the board as individual tasks.

Commissioner Henderson said that we were told the commissioners had \$1,000,000.00 and we could spend it. I know myself personally, I gave \$200,000.00 to the mental health facility and we gave it to them and that's fine. It was needed. And then I gave \$20,000.00 to the Helping Healers, so will the consultant go back, because it goes back and make sure those monies have been spent and make sure they have the proper documents that you're making I guess, we're asking that everybody has to do it. And I had another question, but somebody answered that question for me, and could one of the ARPA committee persons address that for me too as well.

ICM Sims said that we are not stating or implying that what the commissioners have decided to do for their allocation, that we are changing or stopping that. We just want to make sure everything is compliant, that's all we're stating.

Commissioner Henderson the follow up question is, are we going back to who we already approved the money for and I guess we may have already given it to them, are we going to go back and ask those entities and those non-profits for the same information that we're asking those for now. Are we going to the mental health facility and ask them for the same thing that we're asking them for their sams number or the 501c3 or whatever it is the county is asking, are we going to ask them for the same thing that we're

asking them? And the final question is, somebody help me, because I'm not on the committee, was there's two years you have to spend the money, so how long are we going to hold on to these monies and not give them out to the community or are we going to wait until they take it back. At the rate we're going is holding up something that we could be doing positive in the community. I get those questions all the time in fact, people may call me a little bit more because the need seems to be greater in town. And I have a list of projects that I sent in way before got this and it never got addressed. Where are my projects at and were they approved or now we got to wait until we get a consultant in and pay him or her in order to address those projects that I requested the monies that we requested.

ICM Sims said that we are not stating that we are not going to approve the projects. We are stating that if the particular projects require additional information that will adhere to compliance from the U.S. Treasury, we want to make sure that's taken care of. As for the comment about slowing down the projects, that's why we have this item before you tonight. We understand there are needs out there for the small businesses, for other projects and that's what we are trying to do with you all's approval here today, and move forward with it today.

Commissioner Henderson said I'm still asking a question, will the ones that have already been approved are we going to request that information to them too as well.

ICM Sims stated, if additional information is needed to ensure compliance from the treasury, from projects that were approved, then yes we would need additional information. We're stating that we want to ensure at the end of the day the county, if we are required from the treasury to provide additional information, we as a county don't want to be on the hook, that we're not having required information from third parties or other parties that we are providing services to.

Commissioner Henderson said the only thing that I'm saying is, and maybe it's probably just me, and we'll cut it off here, it seems like it's turning into a debate, and I don't want a debate. If we have one standard for everybody, then if we done gave money out, we should go back and make sure that have met that standard, that's the only one thing that I'm saying. Are they not required to meet the same standard, is that what you're suggesting?

ICM Sims said no sir.

Commissioner Henderson said then go back and make sure that they are in compliance with those same standards that you're talking.

ICM Sims said, yes sir that's what I'm stating.

Commissioner Mason stated hopefully this will help answer the question that's on the floor right now.

When I look back at the last report that was sent out on July 14<sup>th</sup>, most of the projects states pending review, View Point Health is one of those that says pending legal review, so when I see pending legal review, that tells me that those funds have not been distributed to that organization as of yet. I'm assuming that the consultant will come in and address to ensure the projects are in compliance, and then brought to the finance to disperse the funds accordingly.

Commissioner Mason asked Brittany if that was accurate.

Brittany said yes.

Commissioner Henderson said the follow up question is, have we given them any of those funds, you would know.

Brittany said that the Willing Helpers has already received theirs prior to that report and we did get confirmation legal that we were okay to precede with View Point Health payment and we made that last week.

Commissioner Henderson stated that it's one thing being said and another thing that's possibly being done. All of them was supposed to get the money, the people that I put on the list is supposed to get the money and I want them to get the money.

They keep holding it and keep holding it and one excuse after another, don't make excuses.

If I'm giving money to somebody that you might think you might want to have then you make sure you show me where they have what they need to get the money.

To my understanding is, if we're giving money and we just say one thing and it's something totally different. So let's do the same for everybody.

Commissioner Sanders stated that was just my whole point, we gave out dollars to non-profits without a consultant and we've been holding and sitting on non-profits that the commissioners allocated and approved, they were put out the same time and the whole thing and we didn't wait on the consultant. So that's my whole point, is when is that funding that each commissioner allocated, why are we just waiting on a consultant for that when we've given out millions of dollars already to non-profits.

So that's my question, are we waiting on the consultant to do the commissioners allocations, and that's my last comment.

Commissioner Henderson asked if there are any more questions, if not, I'm going to call for a motion.

Commissioner Henderson asked is there a motion.

Aaron stated we need a motion to approve or deny the contract or something else.

Commissioner Edwards said that he would like to make a motion to approve Professional Services Agreement RFP 22-13(B) ARPA Consulting Services for Oversight and Compliance for Iparametrics, LLC for ARPA Consultant, seconded by Commissioner Mason.

Commissioner Henderson asked if there was any more discussion and called for the vote.

Vote 2-2. Commissioners Edwards/Mason in favor/Commissioners Henderson/Sanders opposed

Aaron stated that he would need a recess to consult the rules of procedure.

9:04 p.m.

Commissioner Henderson called for a motion of a five (5) minute recess.

Commissioner Edwards motioned to approve, seconded by Commissioner Mason and was passed unanimously.

9:09 p.m.

Entered back into session.

Commissioner Henderson asked the county attorney to address the rules of procedure.

Aaron stated that the rules in place; if the Chair were here, the Chair would vote to break the tie. When the Vice-Chair is sitting in for the Chair, the Vice-Chair does not get to exercise the Chair's tie breaking vote, so the matter is still in a deadlock, it's in a tie and not automatically defeated and the board has to vote to put this forward at the next meeting.

Commissioner Edwards asked so in the meantime, we can understand concerns by board members and modify this whole deal.

Aaron stated just to make the record clear, I think it would be appropriate for there to be a motion to continue this matter to the next meeting.

ICM Sims asked if we could include in the motion to address any of the comments that were made tonight.

Aaron answered, yes.

Aaron said the motion would be to continue this item onto the next regular board meeting and for the board to provide direction to staff to be prepared to address the questions that were raised tonight.

Commissioner Edwards made the motion as stated by the county attorney, seconded by Commissioner Mason and was passed unanimously.

#### **9. Consent Agenda**

9a) Approval of the Minutes: 6/21/2022-Regular Meeting/Executive Session  
6/28/2022-Special Called Meeting

9b) Newton County Sheriff's Office to apply for the FY22 RSAT Grant.

9c) Newton County Sheriff's Office to apply for the FY22 Justice Assistance Grant.

Funds will be used to support the day to day operations.

Allocation amount: \$26,750.00 This a reimbursement grant.

9d) Newton County Sheriff's Office to apply for the COVID-19 Mitigation Project in Confinement Facilities. Funds will be used to reimburse facilities for cost associated with COVID-19 mitigation activities.

Award allocation amount for Newton County Detention Center is \$50,000.00.

9e) FY 2023 Holiday Calendar

Commissioner Edwards motioned to approve the Consent Agenda items as listed, seconded by Commissioner Mason and was passed unanimously.

#### **Agenda Items for Board Discussion/Consideration**

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10. Amanda Shoemaker, Human Resource Director addressed the board and thanked them for approving

to increase the minimum wage to \$15.00, the employees step increase in addition to a 4% cost of living increase.

The county was required to engage a classification and comprehensive study within three (3) years and a proposal was put together and received four (4) bids.

The Professional Services Agreement contract for The Archer Company for Employee Classification &

Compensation Study not to exceed the amount of \$41,000 was presented for approval.

There was no discussion.

Commissioner Mason motioned to approve The Professional Services Agreement contract for The Archer Company for Employee Classification & Compensation Study not to exceed the amount of \$41,000.00, seconded by Commissioner Edwards and was passed unanimously.

11. Approval of FY 2023 contract for an attorney for the Indigent Defense

Program. Contract amount: \$41,250.00 for Juvenile Court.

Funding Source: Juvenile Court/ Budgeted: Yes

There was no discussion.

Commissioner Edwards motioned to approve, seconded by Commissioner Mason and was passed unanimously.

12. Approval of FY 2023 contract for Indigent Defense Program Attorney for Family Treatment Court. Contract amount \$5,500.00 for Juvenile Court.

Funding Source: Juvenile Court Budget/ Budgeted: Yes

There was no discussion.

Commissioner Edwards motioned to approve, seconded by Commissioner Mason and was passed unanimously.

13. Approval of Wireless Modem Agreement Addendum for Genesis

Elevator, Inc. (lift gate emergency phone modem replacement for the Public Defender's Building)

Cost: \$1,000.00 for the 4G LTE modem/\$25 monthly for phone service/ \$56.70 monthly for lift maintenance and service. Funding Source: FY23 Information Services Budget/Budgeted: Yes

There was no discussion.

Commissioner Mason motioned to approve, seconded by Commissioner Sanders and was passed unanimously.

14. Approval of Resolution R071922 to adopt 2022 Millage Rate - County M&O Millage rate of 9.454

Commissioner Mason motioned to approve Resolution R071922 to adopt 2022 Millage rate – County M&O Millage of 9.454, seconded by Commissioner Sanders and was passed unanimously. Presented by Brittany White, Finance Director

Commissioner Edwards asked Brittany if this qualifies as a state roll back rate.

Brittany answered yes.

15. Approval of Qualite Sports Lighting, LLC, Construction Services Agreement contract for Turner Lake Park Softball Complex Athletic Lighting Retrofit. Cost: \$379,784.00

Funding Source: Capital Improvements/ Budgeted: Yes

Dwayne Mask, Parks and Recreation Director said they are seeking approval to replace the current lighting with LED lighting at Turner Lake Park.

Jeff Prine said they worked together with the county attorney to put an RFP together for the services which included the designing, engineering and installation of the new LED light kits and only one bid was received.

A thorough analysis of Qualite was conducted and they have a very quality product and

met all the specifications and requirements.

Jeff stated they are in the process of getting the contract resolved and language put together and everything put in place and would like approval of the board to enter into agreement of the contract for those services.

There was no discussion.

Commissioner Sanders motioned to approve Qualite Sports Lighting, LLC, Construction Services Agreement contract for Turner Lake Park Softball Complex Athletic Lighting Retrofit in the amount of \$379,784.00, seconded by Commissioner Henderson and was passed unanimously.

15b Discussion: approval of the request to install restrooms, and lighting at the existing pavilion, build @ Nelson Height Community Center. Funding Source: 2017 SPLOST

Dwayne Mask, Director of Parks and Recreation stated the thought would be a 20x40 building with restrooms similar to the park @ Dinah Pace. There is approximately \$130,000.00 remaining of 2017 SPLOST funds for District 4 park upgrades they are ready for approval to send out for quotes and pricing. Timeline normally takes about thirty days and estimates he could present back to the board in September.

ICM Sims added, Dwayne had notified him of this project and brought it before him and stated that it was due to be presented in August and there was no delay on the departments end.

There was no further discussion.

Commissioner Henderson motioned to approve, seconded by Commissioner Mason and was passed unanimously.

16. Approval for Sunbelt's Construction Management Design

Build contract Amendment 1 for Probate Courtroom Renovation/Expansion.

Project Number RFP 22 16 Cost: \$589,275 \*overall agreement cost \$625,775.00.

Funding Source: Capital Improvements/ Budgeted: Yes

Jeff Prine stated approval of this contract would be to construct and complete the renovation of the Probate Courtroom. This would total the overall design cost to be \$625,775.00

Commissioner Mason asked which amount is being voted on tonight, if it's \$589,275.00?

Jeff answered the vote would be to increase the cost by \$589,275.00 to bring the total to \$625,775.00.

There was no discussion no further discussion and Commissioner Henderson called for the vote.

Commissioner Edwards motioned to approve Sunbelt's Construction Management Design

Build contract Amendment 1 for Probate Courtroom Renovation/Expansion Project #RFP 22 16

Cost: \$589,275, seconded by Commissioner Henderson and was passed unanimously.

17. Approval of contract for See, Click, Fix citizen relationship management APP.

Cost: \$24,950.00/ Funding Source: General Fund/Budgeted: Yes

Bryan Fazio, Public Information Officer gave a PowerPoint presentation.

ICM Sims thanked Bryan and commended him for working successfully to ensure resourceful information is available and accessible for our citizens.

There was no discussion.

Commissioner Mason motioned to approve the Click, Fix citizen relationship management APP Contract for \$24,950.00, seconded by Commissioner Edwards and was passed unanimously.

18. Approval of Trellis Loop Declaration and Railroad Dedication Agreement Estoppels Special Exception 15 and Special Exception 18.

There was no discussion.

Commissioner Edwards motioned to approve, seconded by Commissioner Henderson and was passed unanimously.

**Item(s) 19 and 20 were postponed until the next regular meeting.**

21. Sheriff Ezell Brown presented the request to transfer unused funds from his FY 2022 budget to Capital Improvement Funds.

The Sheriff said the transferred funds will be used to order and purchase (15) each 2023 Chevrolet Tahoe vehicles @ \$44,321.00 each. Total cost \$664,815.00.

Commissioner Mason motioned to approve, seconded by Commissioner Sanders and was passed unanimously.

22. Approval to amend Resolution 062822, Paragraph 11 to add a sentence that states with board approval. Commissioner Sanders motioned to approve to amend Resolution 062811 Paragraph 11 to add a sentence that states with board approval, seconded by Commissioner Edwards and was passed unanimously.

### **Alcohol Beverage License**

23. 1<sup>st</sup> Reading - Marathon Food Mart (Covington Store Prime LLC)  
1814 Hwy 11 South Covington Ga 30014 (District 1)  
Applicant: Hirut Dechassa *\*No criminal history*

### **Citizen Comments**

Ms. Cynthia Butler - Clarity of RFP 22-13(B) ARPA Consulting Service Agreement  
Ms. Nikki Church - Hanley Mill Subdivision expressed concerns of road conditions  
Mr. Robert Tucker - Hanley Mill Subdivision expressed concerns of road conditions  
Mr. Henry Flanigan – Lighting at 57 Taunton Road

### **Board Comments**

Commissioner Henderson thanked the board.

Commissioner Sanders will be attending Naco Conference next week, shout out to District 3 for receiving grant from Congressman Hank Johnson.

26. **Executive Session** 10:08 p.m. \*to discuss litigation  
Commissioner Henderson made motion to move into Executive Session, seconded by Commissioner Mason.
27. **Adjourn** 10:23 p.m.  
Commissioner Edwards motioned to adjourn, seconded by Commissioner Sanders and was passed unanimously.

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Chairman

ATTEST:

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Susan G. Nolley Deputy Clerk