COMMITTEE OF THE WHOLE

MINUTES

October 12, 2021

The Committee of the Whole was called to order by Mayor Lester M. Miller.

COMMISSIONERS PRESENT:
Mayor Lester M. Miller
Mayor Pro Tem Seth Clark (by phone)
Commissioner Valerie Wynn
Commissioner Paul Bronson
Commissioner Elaine Lucas
Commissioner Mallory Jones
Commissioner Raymond Wilder
Commissioner Bill Howell
Commissioner Virgil Watkins
Commissioner Al Tillman

VISITORS PRESENT:
Angela J. Hale
Tanzy Kilcrease

OTHERS PRESENT:
Duke Groover, Interim County Attorney
Michael McNeill, Sr. Assistant County Attorney
Adrianna Beavers, Assistant County Attorney
Frank Howard, Assistant County Attorney
Sara Davis, Assistant County Attorney
Keith Moffett, County Manager
Janice Ross, Clerk of Commission
Julie Moore, Budget and Strategic Planning
Dr. Henry Ficklin
Chris Floore, Public Affairs
Edna Ruiz, Communications
Olivia Walter, Communications
Kim Roberts, Sheriff's Office
Anita Howard, District Attorney
Chris Patterson, Sheriff's Office
Frank Lawson, Director, Procurement
Shane Edwards, Interim Fire Chief
Stephanie Jones, Internal Auditor
Christy Iuliucci, Director, Finance
Wade McCord, Tax Commissioner
Jeremy Grant, District Attorney

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1. APPROVAL OF MINUTES

   A. Minutes of the Committee of the Whole from September 14, 2021

   On motion of Commissioner Bronson, seconded by Commissioner Howell and carried unanimously, the minutes of September 14, 2021 was approved.

2. ANNOUNCEMENTS

3. APPOINTMENTS TO AUTHORITIES, BOARDS AND COMMISSIONS

   A. A Resolution appointing Angela J. Hale to the UWGHI Board (Sponsored by Mayor Lester M. Miller)

   On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the appointment of Angela J. Hal was approved.

   B. A Resolution appointing Terri Marion to complete a term of four years to the Macon-Bibb County animal Welfare Appeal Board (Sponsored by Mayor Lester M. Miller)

   On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the appointment of Terri Marion to the Bibb County Animal Welfare Board was *approved.*

C. A Resolution appointing Tanzy Kilcrease to the Keep Macon Bibb Beautiful Board (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the appointment of Tanzy Kilcrease to Keep Macon Beautiful Board was approved.

D. A Resolution appointing Natasha Christian to the Keep Macon-Bibb Beautiful Board (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, Ms. Natasha Christian was appointed to the Keep Macon-Bibb Beautiful Board.

E. A Resolution appointing Jamilah Stuart to the UWCGHI Board (Sponsored by Mayor Lester M. Miller)

On motion of Commissioner Bronson, seconded by Commissioner Wilder and carried unanimously, the appointment of Jamilah Stuart to the UWCGHI Board was approved.

4. NEW ALCOHOL BEVERAGE LICENSES

These items were moved to after Executive Session

On motion of Lucas, seconded by Commissioner Bronson, items A, B. and D were removed from the table.

A. New Alcohol Beverage License for Family Food Mart located at 605 Pio Nono Avenue, Macon, GA

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the above license was approved.

B. New Alcohol Beverage License for Dani Food Mart located at 3495 Williamson Rd, Suite B, Macon, GA

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the above license was approved.

C. New Alcohol Beverage License for Debbie's Food Mart located at 1248 Jeffersonville Road, Macon, Ga 31217

On motion of Mayor Miller, seconded by Commissioner Wilder and carried unanimously, Debbie’s Food Mart was tabled.

D. New Alcohol Beverage License for PM2021 d.b.a. Citgo Food Mart located at 1681 Rocky Creek Road, Macon, GA

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the above license was approved.

5. ACCEPTANCE OF ROADS

A. A Resolution to authorize the acceptance and registration of two unregistered, paved roads in the Barrington Place Subdivision for public use as part of the County Road System

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the acceptance to two unregistered paved roads in the Barrington Place Subdivision was approved.

B. Resolution to authorize the acceptance and registration of three unregistered, paved roads in the Allentowne Subdivision Phase II and Phase III for public use as part of the County Road System (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Millers, seconded by Commissioner Howell and carried unanimously, the acceptance of three unregistered paved roads in the Allentowne Subdivision was approved.

6. COMMEMORATIVE AND DEDICATION ITEMS

A. A Resolution authorizing the acceptance and installation of a Commemorative Bench in Honor of Robert A. B. and Dele E. Reichert at Tattnall Square Park (Sponsored by Mayor Lester M. Miller and Mayor Pro Tem Clark)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the installation of a commemorative bench in honor Robert A. B. and Dele Reichert at Tattnall Square Park was approved.

B. An Ordinance to appropriate an amount not to exceed $500.00 from Fund Balance to the Parks and Beautification Budget for the purpose of Purchasing and Installing Signage Dedicating a Bench in honor of Azee and Ruel Webb on Macon-Bibb County Located at 1420 Telfair Street (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the installation of a bench in honor Azee and Ruel Webb on Telfair Street was approved.

C. A Resolution authorizing the acceptance and installation of a plaque and the dedication of a tree in memory of Douglas Lee Crayton at Carolyn Crayton park (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Jones and carried unanimously, the acceptance and installation of a plaque and the dedication of a tree in memory of Douglas Lee Crayton at Carolyn Crayton Park was approved.

7. ACCEPTANCE OF GRANTS

A. A Resolution authorizing the acceptance of a FY2022 H.E.A.T. Grant from the Governor's Office of Highway Safety in the amount of $109,295.01 with no local match to be used by the Bibb County Sheriff's Office to provide for H.E.A.T. Related Enforcement, Operating Expenses, Travel and Telecommunications (Sponsored by Mayor Lester M. Miller)

On motion of Commissioner Bronson, seconded by Commissioner Wynn and carried unanimously, the acceptance of the HEAT grant was approved.

B. A Resolution authorizing the acceptance of a Scrap Tire Abatement Reimbursement Program Grant in an amount of up to $50,000 from the Environmental Protection Division of the Georgia Department of Natural Resources, with no local match requirement (Sponsored by Mayor Lester M. Miller, Commissioner Howell, Bronson and Commissioner Wilder)

On motion Commissioner Howell, seconded by Commissioner Wilder and carried unanimously, the acceptance of the Scrap Tire Abatement Grant was approved.

C. A Resolution authorizing the acceptance of a grant from the Governor's Office of Highway Safety in the amount of $18,200 with no local match to be used by Macon-Bibb County for IT's Pedestrian "On The Move" Event (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller and seconded by Commissioner Bronson and carried unanimously, the grant from the Governor's Office for the On The Move Event was approved.

D. A Resolution to authorize the Mayor to execute a sub-grant agreement granting and accepting Emergency Solutions grant – Coronavirus funds in the amount of $482,165.01 for upgrades to the Brookdale Resource Center

On motion of Commissioner Howell, seconded by Commissioner Wilder and carried unanimously, the acceptance of the Emergency Solutions Grant for the Brookdale Resource Center was approved.

8. CONTRACTS FOR IMPLEMENTATION OR RENEWAL

A. A Resolution authorizing the Mayor to execute a design - build contract with Warren Associates, Inc for the design and construction of a Fire Safety Training Facility, in an amount not to exceed $2,800,000 to be paid from the 2018 SPLOST proceeds, public safety, fire station, property line item (Sponsored by Mayor Lester M. Miller and Commissioner Bronson)

On motion of Commissioner Wilder, seconded by Commissioner Wynn and carried unanimously, the contact with Warren Associates for the Fire Safety Training Facility was approved.

B. A Resolution authorizing the Mayor to execute a second amendment to the Lease agreement with T-Mobile South LLC to allow T-Mobile to replace and install additional panel antennas and related equipment on the County's Tower / Structure located at 456 Guy Paine Road and to increase the annual base rent to $60,196.50 for such additional (Sponsored Mayor Lester M. Miller)

On motion of Commissioner Wilder, seconded by Commissioner Wynn and carried unanimously, the lease agreement with T-Mobile to replace and install panel antennas was approved.

C. A Resolution authorizing the Mayor to execute a Professional Services Agreement with Johnson Controls Fire Protection LP in the amount of $73,175 for the design and project management of a new Fire Alarm System for the Macon Coliseum, with funds to be paid from the 2018 SPLOST Fund, culture and recreation, Coliseum, Property Line Item (Sponsored by Mayor Lester M. Miller and Commissioner Bronson)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the agreement with Johnson Control Fire Protection for a new Fire alarm System at the Macon Coliseum was approved.

D. A Resolution authorizing the Mayor to execute a Purchase and Sale Agreement with Johnson Controls Fire Protection LP in the amount of $141,520 for the Purchase and Installation of equipment required to separate the current Fire System for the Coliseum and Convention Center with funds to be paid from the 2018 SPLOST Fund, Culture and Recreation, Coliseum, Property Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the agreement with Johnson Controls to separate the Fire System for the coliseum was approved.

9. PURCHASE AND SALE AGREEMENT

A. A Resolution authorizing the Mayor to execute a Purchase Agreement with the Sutphen Corporation in the amount of $574,472 for the purchase of a triple combination fire pumper, to be paid from the Capital Improvement Fund, Fire Department, Vehicles Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Commissioner Bronson, seconded by Commissioner Wilder and carried unanimously, the agreement with Sutphen for the pumper for the Fire Department was approved.

B. A Resolution authorizing the Mayor to execute a Landscape Maintenance Service Agreement with Paulk Landscaping and Nursery, Inc. to perform landscape maintenance services for Recreation Facilities in the amount of $388,800 to be paid from the General Fund, recreation maintenance, contract Labor Contractual Services Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the contact with Warren Associates for the Fire Safety Training Facility was approved.

Motion to add item to the agenda:

Commissioner Tillman asked to add the Resolution to allocate $125,000 to five neighborhood watch committees. The motion was seconded by Commissioner Watkins.

By roll call vote:

Commissioner Wynn voted no
Commissioner Bronson voted no
Commissioner Jones voted no
Mayor Pro Tem voted no
Commissioner voted Wilder voted no
Commissioner voted Howell voted no

Commissioner Watkins voted yes
Commissioner Tillman voted yes

The motion failed to pass by a vote of six to two.

C. A Resolution authorizing the Mayor to execute an extension of the Professional Services Agreement with AGTAGUSA, LLC in an amount not to exceed $45,000 for the decommission of the Legacy Mainframe System in the information Technology Department to be paid from the General Fund, Information Technology, IT-Legacy System, Professional Services Consulting Fee Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the agreement with AGTAGUSA for the decommission of the Mainframe System was approved.

D. A Resolution authorizing the Mayor to execute an amendment to Task Release Agreement #4 with Hofstadter and Associates, Inc to address Leachate Outbreaks during the preparation and closure of the Walker Road Landfill for an additional fee not to exceed $700,000 payable out of 2018 SPLOST Revenues - Walker Road Landfill - Closure Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Commissioner Wilder, seconded by Commissioner Wynn and carried unanimously, the amendment to Task Release Agreement with Hofstadter to address leachate outbreaks was approved.

E. A Resolution authorizing the Mayor to execute Professional Services Agreements for the provision of services for the Macon Circuit District Attorney's Rise Initiative, to be paid from Office of Justice Programs "The Justice and Mental Health Collaboration Program: Mitigating Threats of Targeted Violence" Grant Funds (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the agreement for the District Attorney Rise Initiative to be paid from Office of Justice Programs was approved.

F. A Resolution authorizing the Mayor to execute an agreement with Everbridge, Inc in the amount of $51,516.14 for administration of the Emergency Alert System to be paid from the General Fund, Emergency Management Agency Budget, Repairs and maintenance - Software Licenses Line Item (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the agreement with Everbridge was approved.

10. APPROPRIATION OF FUNDS

A. An Ordinance to approve a Supplemental Appropriation for the transfer of $24,922,157. from Fund Balance of multiple funds in the FY22 Budget to account for outstanding purchase orders (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the transfer from fund balance to multiple funds for the FY22 Budget for outstanding purchase orders was approved.

B. An Ordinance to approve a Supplemental Appropriation from General Fund - Fund Balance to various line items relating to the Macon-Bibb County Capital Improvement Program for Fiscal year 2022 (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the appropriation from Fund Balance to various line items for Capital Improvement Program was approved.

C. An Ordinance to authorize a Supplemental Appropriation from General Fund Balance to the transfers out - Sponsored Programs Line Item in the amount of $2,500,000 in order to fund the Community Foundation of Central Georgia - Crime Prevention and Violence Interruption Grant Program (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the appropriation from Fund Balance to Sponsored Programs Line Item to fund the Community Foundation of Central Georgia Crime Prevention and Violence Interruption Grant Program was approved.

Commissioner Lucas arrived.

11. UPDATE OF THE CODE

Matthew Arrington with Terminus joined the meeting by phone.

A. An Ordinance to amend Chapters 2 and 19 of the Code relating to legal authority for the Procurement of Goods and Services and the execution of contracts; to clarify existing language (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, Chapter 2 and 19 of the Code relating to legal authority for the Procurement of Good and Services was approved as amended.

On motion of Commissioner Watkins, seconded by Commissioner Lucas and carried unanimously, the amendment presented by Commissioner Watkins was approved.

B. An Ordinance to amend the Financial Policies of Macon-Bibb County to adopt the recommendations of the County's Advisors (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller seconded by Commissioner Howell and carried unanimously, the Ordinance to amend the Financial Policies was approved.

Matthew Arrington left the meeting.

C. An Ordinance to amend Chapter 26 of the Code relating to the Occupation Tax to modify the Business Registration Certificate Renewal Period; to remove provisions in conflict with other ordinances; to provide for a fee for business name changes; to provide for a minimum fine for operating without a valid business registration certificate; to provide for enforcement of this chapter by the Tax Commissioner and Inspectors (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the Ordinance to amend Chapter 26 was approved.

D. An Ordinance to Amend Chapter 7 of the Code relating to the County Privilege License Administration by the Tax Commissioner; changing of the renewal period for licensees and removal of the requirement for Yard Sale Permits (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the Ordinance to amend Chapter 7 of the Code was approved.

E. An Ordinance to amend Chapters 21 and 23 of the Code in order to transfer the responsibility of issuing land disturbing activity permits from the Engineering Department to the Macon Water Authority (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Jones and carried unanimously, the Ordinance to amend Chapters 21 and 23 was approved.

12. FIVE YEAR SHORT TERM WORK PROGRAM

A. A Resolution to adopt the Macon-Bibb County Five Year Short Term Work Program and Capital Improvements Element Update (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Tillman and carried unanimously, the Five Year Short Term Work Program was approved.

13. REPEAL OF DEVELOPMENT IMPACT FEES

A. An Ordinance to repeal any Development Impact Fee Program that may now exist within Macon-Bibb County (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the repeal of any development impact fee program was approved.

14. EXECUTIVE SESSION

A. Consultation with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against Macon-Bibb County or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1); Entering into an option to purchase, dispose of, or lease property as provided in O.C.G.A. § 50-14-3(b)(1)(E); and Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. §50-14-3(b)(2);

On motion of Mayor Miller, seconded by Commissioner Tillman and carried unanimously, the meeting went into Executive Session.

15. WILSON STREET EAST

A. A Resolution to authorize the Mayor to close and abandon Wilson Street East and remove it from the official road map of Macon - Bibb County contingent upon QuikTrip Corporation's acquisition of real property abutting that same roadway (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Wilder and carried unanimously, the Resolution to abandon Wilson Street East was approved.

B. A Resolution to authorizing the Mayor to execute a Quitclaim Deed for the sale of property to QuikTrip Corporation totaling approximately 0.33 of an acre located between Emery Highway and North Avenue for its fair market value of $86,250.00 (Sponsored by Mayor Lester M. Miller)

On motion of Mayor Miller, seconded by Commissioner Bronson and carried unanimously, the Resolution to Quitclaim approximately 0.33 acre to Quik Trip was approved.

16. PROPERTY TRANSFER

A. A Resolution to authorize the Mayor to transfer property

On motion of Mayor Miller, seconded by Commissioner Howell and carried unanimously, the Resolution to authorize the Mayor to transfer approximately 0.76 acres, containing a portion of the former farmer's market building, located at 477 Hawthorne Street to the Urban Development Authority was approved.

17. RECOMMENDATION FOR THIRSTY TURTLE

A. Consideration of Sheriff's recommendation regarding Thirsty Turtle

Mayor Miller moved to impose as a condition in lieu of revocation that Tim Obelgoner be allowed to voluntarily surrender his alcohol license for Philex, Inc., d.b.a. The Thirsty Turtle, located at 425 Cherry Street, provided that he does so within the next thirty days; that in the event that Mr. Obelgoner fails to voluntarily surrender his alcohol license in such time then such license shall be revoked at that time; and that the temporary suspension of Mr. Obelgoner's license imposed by the Sheriff under Section 4-402 of the County Code be extended until such time as this matter reaches a final resolution. The motion was seconded by Commissioner Jones and carried unanimously,

Respectfully submitted:

Janice S. Ross, CMC
Clerk of the Macon-Bibb County Commission