



**CITY OF FAIRBURN
CITY HALL
56 Malone Street
Fairburn, GA 30213
July 25, 2016
7:00 P.M.**

The Honorable Mayor Mario Avery

The Honorable Lydia Glaize
The Honorable Elizabeth Hurst
The Honorable Hattie Portis-Jones

The Honorable Alex Heath
The Honorable Pat Pallend
The Honorable James Whitmore

Stephen Hood
Stephanie Tigner
William Randy Turner

Interim City Administrator
Interim City Clerk
City Attorney

I. MEETING CALLED TO ORDER: by Honorable Mayor Mario Avery.

II. ROLL CALL: All members were present which constituted a quorum.

III. INVOCATION: was provided by Council Member Alex Heath.

IV. PLEDGE OF ALLEGIANCE: was recited in unison.

V. PRESENTATION: none.

VI. PUBLIC COMMENTS:

1. Nellie Grimes, Manor at Broad (resident), addressed her concerns with the water pressure at the facility. She said the water pressure should be looked at. She said that she smells the garbage from the trash compacter in her apartment and in the hallway. Ms. Grimes said she has addressed her concerns with management. Ms. Grimes said that she appreciated the candidates that came to the facility to make themselves known this made a big difference.
2. Troy Harrison, 91 Cole Street, spoke on behalf of the Old Campbell Courthouse Historical Society. He said for the last 25 years we have been good citizens of the City. The founding members were the heart of the City and we want to stay and

continue to contribute to the City. The building was given on a 50 year lease to Fairburn from Fulton County. At the time, we were given a 5 year lease from the City to the society. The lease expired five or six years ago. At present, we would like a 15 year lease to obtain grants. Mr. Harrison said he would love to stay in the building. He requested the Council to provide the society with a lease.

3. Jean Hudley, Founder of Boys 2 Men, the program was founded in Fairburn in 2002. She wanted to inform Mayor and Council that the program is back to serve the community. She said the program offers mentorship, movie maker, etiquette and life skills. She thanked the Council for allowing the program back into the City. She said the program is currently housed with A-Knight Traffic School. She said she would like to partner with an agency with emphasis on the children.

VII. ADOPTION OF THE COUNCIL AGENDA:

Council Member Whitmore made a motion to adopt the Council Agenda with Council Member Glaize providing the second. **The motion carried.**

VIII. APPROVAL OF CITY COUNCIL MINUTES: City Council Minutes of July 11, 2016.

Council Member Heath made a motion to approve the City Council Minutes of July 11, 2016 with Council Member Portis-Jones providing the second.

Council Member Portis-Jones stated there is a correction to the City Auditor Doug Moses name. She also said on page (7) there is an “incomplete sentence”.

Council Member Hurst said there was a discussion before the motion was made. She requested the discussion be added to the minutes. She requested to include the reason for the forensic audit. She said there was no time frame of (5) years. She requested the Interim City Clerk to review.

Council Member Glaize stated there is a correction to the name Davon Grant on page (2); the correct name is “Lavon Grant”. All of the corrections were noted.

IX. PUBLIC HEARING:

1. Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10)

Linda Abaray provided an overview of the Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10). The text amendment was initiated by Race Trac Petroleum. It is a change to the zoning ordinance. The request was heard at the July 12th Planning Commission meeting and the recommendation was to move

forward with staff recommendations. She said included in the packet the applicant has included 3 options. Staff added an alternative. She then read the text into the record "On each side of Georgia Highway 74, no new gasoline service stations shall be permitted within one thousand (1,000) feet of another gasoline service station as measured from property line to property line. Gasoline service stations shall be located at a signalized intersection. This subsection 10 shall not apply to the rebuilding and/or enlargement of an existing gasoline station, For the purpose of this subsection rebuilding means the partial or complete demolition of the structure and submittal of a building permit application within 12 months from the demolition of the existing structure. Failure to obtain a building permit shall constitute a property owner to follow the guidelines of a new gasoline station".

Mayor Avery opened the public hearing on Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10) and asked for those in favor to come forward.

Speakers For:

1. Larry Dingle, 2849 Paces Ferry Road, spoke on behalf of RaceTrac Corporation which owns the Raceway located on Highway 74. He said the plan is to demolish the Raceway and the tire facility. He said the measurement from the existing facility to the QuikTrip facility is exactly 1,000ft. He said this is a benefit for the City of Fairburn. He said the buildings will be green buildings and built to the Leed standard. In addition, the curb cut will be closed which will improve the ingress and egress coming from the facility.
2. Ed Wyatt, 362 Lees Mill Road, said he would like to be fair for the betterment of the city. He said the gas station would help to clean up the area.

Mayor Avery called for speakers in opposition of Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10).

There were no speakers.

Mayor Avery closed the Public Hearing on Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10).

Council Member Glaize made a motion to approve Text Amendment-16TA-004 Section 80-90 Georgia Highway 74 Overlay (e) (10) with Council Member Portis-Jones providing the second.

Council Member Heath said in 2011 RaceTrac was going to build on Harris Road and change RaceTrac to a Raceway. At that time they continued to come to the

council meeting in opposition of QuikTrip coming to the City because they were not 1,000ft. away from the Chevron. Now, RaceTrac is coming to circumvent the same ordinance.

He said you want to increase it by taking in the tire shop. He said he would consider this if it can be built within six months.

Larry Dingle, said I did hear about that. He said it has been a part of their business intent to expand southward. He said he believes that they would be able to complete within six months.

Council Member Whitmore said when the building is demolish they will be building a more modernized green building. He said I am happy to see this coming forth. He thanked staff for vetting this and bringing it before the Council. He also stated it is noble of Mr. Wyatt to speak in support of the gas station.

Council Member Hurst wanted to know the time frame to rebuild. She said she is happy about the six months. She sent kudos to Mr. Wyatt for his support.

Council Member Glaize said this is a great representation of businessman working together; This is a real picture of how America gets better. She thanked Linda Abaray and staff for bringing this forward. She also recognized Ed Wyatt for his support.

Council Member Glaize made a substitute motion to approve staff recommendation and to change the timeframe from twelve to six months with Council Member Heath providing the second.

Mayor Avery thanked Mr. Ed Wyatt for his support. He also thanked Tarika Peeks and Linda Abaray for their work.

Council Member Portis-Jones asked about the rendering.

Linda Abaray provided an overview of the project process.

Council Member Glaize wanted to know if six months is enough time for the permit process.

Linda Abaray stated "yes". **The motion carried.**

2. Text Amendment- 16TA-001 Addition of Retail/Commercial and Office as permitted uses in M-1 (Light Industrial District)

Linda Abaray provided Mayor and Council with an overview of the Text

Amendment- 16TA-001 Addition of Retail/Commercial and Office as permitted uses in M-1 (Light Industrial District).

She said this text amendment is a request to add retail, commercial and office as a permitted use under M-1. Ms. Abaray said there have been applications for occupation tax to use warehouse space as office space. She said we were unable to allow under the current ordinance. If approved, the ordinance would assist in revitalizing and utilizing of the existing warehouses that are vacant.

Mayor Avery opened the public hearing on Text Amendment- 16TA-001 Addition of Retail/Commercial and Office as permitted uses in M-1 (Light Industrial District) and asked for those in favor to come forward.

Speakers For:

1. Ed Wyatt, 362 Lees Mill Road spoke in favor of Text Amendment- 16TA-001. He said the truck center will be rezoned. We need a variety of uses and you want a truck stop in M-1.

Mayor Avery called for speakers in opposition of Text Amendment-16TA-001 Addition of Retail/Commercial and Office as permitted uses in M-1 (Light Industrial District).

There were no speakers.

Mayor Avery closed the Public Hearing on Text Amendment 16TA-001 Addition of Retail/Commercial and Office as permitted uses in M-1 (Light Industrial District).

Council Member Glaize made a motion to approve with Council Member Hurst providing the second. **The motion carried.**

X. AGENDA ITEMS:

1. Veto of Forensic Audit

Interim City Administrator Stephen Hood provided the members of council with an overview of the Veto of Forensic Audit.

Mayor Avery read the veto into the record.

Please receive the statement below into record which is a veto of the Forensic Audit that was approved at the July 11, 2016 Council Meeting.

Members of Council,

I am going to veto the Forensic Audit approved during our last City Council meeting. Councilwoman Hurst indicated up front, to her credit, that her request for a forensic audit was broad and the parameters unknown at this time. She agreeably stated she is willing to wait until we get pass the budget process to execute, due to massive consumption of hours needed by staff to properly facilitate this request.

Because I wasn't able to vet this project prior to Monday night's approval, I wasn't able to properly prepare questions that could have possibly assisted with the establishment of parameters, to include the primary overall objective. This information would have granted the auditor a better understanding to help establish a projected cost estimate for consideration. This action is my only avenue to ensure I acquire reasonable clarity prior to executing this scope of work, despite the unknowns stated upfront.

After speaking with several auditing professionals regarding a forensic audit, the common question keeps surfacing "what specific fraudulent or wrongful conduct is suspected and by whom?" My twenty year experience as a (Procurement) Contract Compliance Officer & Manager, along with being audited during my tenure at the City of Atlanta, supports this perspective from industry experts, when agencies seek this specific type of audit.

It was explained by Councilwoman Hurst, that due to the loss of the two top financial personnel (Finance Director & City Administrator - CPA's) there is a need for this service. My vetoing this action is to only seek clarity while offering my perspective, thus establishing objective goals and/or expected findings as a minimum. As a Contract Compliance professional, if suspicion of possible wrongful conduct has commenced or is currently ongoing, I would like to request this be clearly communicated to ensure proper and adequate parameters are established to validate or deny this concern by the auditing firm in their report. This level of clarification would greatly assist with narrowing the scope of service needed by the auditing agency, regardless of the firm conducting the audit, to ensure the area of concern is properly investigated and ultimately confirmed or dismissed. This type of audit is normally very expensive in nature. I want to ensure we can justify the cost associated with this scope of work requested and approved by Council.

During the same meeting the City's financial annual audit report was presented by Mauldin & Jenkins (Doug Moses). This firm is recognized as one of the best municipal auditing firms in the state, due to their client base and detailed service

history. The report summarized three financial statement adjustments by auditors and one single audit compliance finding. In summary, the findings overall doesn't create any need for major concern. The auditor was asked for his personal overall view of the report. He stated "it was not one of the greatest I've seen, but it was much better than others". His summary confirmed that the finances of the city are in good shape overall.

I want to ensure that my action to veto does not in any fashion discredit or question Councilwoman Hurst's concerns or right as a member to pursue this type of action. Due to my experience with this type of scope I believe several boundaries should be stated and establish prior to executing. Again, Ms. Hurst did state several unknowns upfront, but my not having an opportunity to give adequate input, prior to the meeting, has resulted in the use of this legislative methodology.

Council Member Whitmore made a motion to overturn the veto with Council Member Hurst providing the second. **The motion carried** with Council Members Heath and Pallend voting "No".

2. Forensic Audit

Interim City Administrator Stephen Hood provided an overview of the Forensic Audit process.

Council Member Hurst made a motion to proceed with a recommended reputable accounting firm to perform the Forensic Audit with Council Member Whitmore providing the second.

Council Member Portis-Jones made a friendly amendment to include in the scope a review of departmental or interagency transfer of funds.

Council Member Heath said he spoke with a CPA said that when you conduct a forensic audit you are looking to spend a minimal of \$80K. We are talking about 3 ½ years. I can't see spending that type of money just to do this. We just had an audit and everything checked out except for a few minor tweaks; I can't see spending \$250K \$300K to do this.

Council Member Hurst said my request for a forensic audit is not accusing anyone of any wrong doing here in the City. I want to know where we stand money wise. I am not accusing the past City Administrator, Clerk, or Finance Director. For the record, she stated "Ms. Hurst is not accusing anyone of any fraudulent activity or any wrong doing". She went on to say the City of Fairburn needs to know where we stand. When the Mayor took over his job as Mayor in this City years ago he requested

a forensic audit and it was not approved by the Council I was the only council member that voted for the audit. Since the Mayor has been the Mayor of this City we had one administrator that stayed for a while and another one that came aboard. We need to know where we stand. I spoke with other auditing firms and I am not sure where those figures came from, but I am requesting staff provide (3) auditing firms that specialize in forensic audit and come back with a statement of qualification and the price with the scope of work that has been requested.

Council Member Pallend asked the City Attorney to clarify the purpose of a forensic audit. He said a forensic audit is conducted when things are amiss or some violation has taken place.

City Attorney Randy Turner said it is an audit done after the fact.

Council Member Pallend said generally it does infer that something criminal has taken place. He wanted to know if the GBI can conduct the investigation.

City Attorney Randy Turner said “no law enforcement agency is going to participate in the audit of financial records unless they are presented with some evidence of criminal activity”.

Mayor Avery said as a point of clarity, I did request a forensic audit, but I never got to the stage of asking for it. He said as a compliance person there are two areas that I mentioned in March 2010 I came to Council and access that you were over \$1M over budget because I was concerned about the bonds that was the reason for the request of the forensic audit. He said we ultimately ended up raising taxes that year because we were \$1M out of budget. For the record, “as a person that has been in this industry if the will of the Council to move forward with a forensic audit I do not have any ill with it”. It has been my professional experience that a forensic audit normally associated with criminal activity in my experience; but that is not always the case.

Mayor Avery restated the motion made by Council Member to include the amendment made by Council Member Portis-Jones.

Council Member Hurst made a motion to proceed with a recommended reputable accounting firm to perform the Forensic Audit and to include in the scope a review of departmental and interagency transfer of funds with Council Member Whitmore providing the second.

Council Member Hurst restated her request to staff about coming back with (3) auditing firms. **The motion carried.**

3. Introduction of Accounting Consultants

Interim City Administrator Stephen Hood provided Mayor and Council with an overview of the Accounting Consultants.

Mr. Ellison introduced his colleagues Mr. Michael Forsyth and Ed Holloway. He then provided Mayor and Council with the timeline of the process.

Council Member Heath made a motion to approve the agreement with Banks, Finley and White in the amount not to exceed \$48,000 with Council Member Glaize providing the second.

Mayor Avery wanted to know when the digest would be completed.

Mr. Ellison said the idea is to have it completed by August 25th, there is some delay to get information from Fulton County. He went on to explain the how the tax digests affects the budget.

Mayor Avery requested Mr. Ellison to explain what the accountant will be doing as they wait for the tax digest.

Mr. Ellison said they would be compiling data for the budget from the departments. He went on to state that departments will be provided a budget template for the department heads and allowing them to provide it back to us by August 5th.

Council Member Portis-Jones asked if the template could be based on (3) scenarios; status-quo, percentage of reduction and percentage of increase.

Mr. Ellison said departments would have to justify those increases.

Council Member Portis-Jones clarified her request to have the requests formatted for presentation purposes to allow the Council to review the priorities of the department.

Council Member Glaize asked if there is anything in the scope of work that would allow Council the opportunity to see where we are in the fiscal year budget we are executing now. She said this would help us with the projects that are coming before us now to know that we had the money in the accounts.

Interim City Finance Director Tim Young said (inaudible). I think we are on the same page.

Mayor Avery said Council passed a balanced mid-year budget. Unless there are any new expenditures between now and September 31st the funding is there.

Council Member Glaize said I am talking about the accounting controls. It will give the consultant's opportunity to assure us that our fiscal year is going to complete with us being inside of budget. We only have one person operating in the Finance department. I am requesting the scope of work increase to ensure the control is in place for fiscal year 2016.

Mr. Ellison said it is not in our scope of work to review your controls, but we will be doing a couple of things. We will use the mid-year budget as a base line; we have asked for FY16 numbers so that we can see where your actual numbers are in relation to the mid-year budget. He said we will have those documents, but in terms of monitoring that through the end year to see if everyone is within budget that is not within the scope of what we would be doing. Mr. Ellison said in a normal situation expenditures that are approved should be reviewed in relationship to the budget. So, if it is not a budgeted item then we would hope that it is not approved for expenditure or that is something coming to you to allow the expenditure.

Council Member Glaize said I am asking that be a part of what you do.

Mayor Avery stated if Council agrees you can provide to us an amended proposal to include the additional scope of work that Council Member Glaize is referring to and in this case we will bring it back to Council two weeks from now. He said this way you can provide a report and things are in order.

Interim City Administrator Stephen Hood asked if this would prevent us from moving forward.

Council Member Glaize said we are going to go ahead and vote.

Council Member Hurst asked if the budget template include a wish list.

Mr. Ellison said for each area of the budget if the department(s) requests anything above the budget they would have to provide detail explanation to justify that increase breaking it down.

Interim City Administrator Stephen Hood said in the past we submitted a wish list now we will have drivers. We probably will not bring it to the council if it is not supported by data.

Council Member Whitmore wanted to know historically when does the City receive the digest.

Mayor Avery said we received the digest last year. He reminded the Council to

consider the AMI software expense for the replacement meters. We will have to make a decision as a body.

Interim City Administrator Stephen Hood said Fulton County Communications will come before the council with a presentation in the next few weeks. He said the communication bill will increase. He said this is solely based on use of the system. He said we are running more calls and we will be adding public works.

Council Member Ports-Jones said isn't also due to new technology and we will be required to upgrade.

Interim City Administrator Stephen Hood said "yes". Fulton County is implementing a new C.A.D. System.

Council Member Glaize wanted to know what is driving adding the Public Works department. After some discussion, **the motion carried.**

4. Proposed Charter Change

City Attorney Randy Turner provided an overview of the proposed Charter Change. He said this is a way to standardize the appointments Mayor and City Council make annually. He said there are four sections proposed for the amendment. He explained that the City Charter would no longer provide that a member of the Council would be appointed to serve as City Treasurer. The City Treasure would still be an annual appointment of the Mayor and Council.

Council Member Glaize made a motion to approve the Proposed Ordinance to Amend the City Charter with Council Member Whitmore providing the second.

Council Member Heath made a substitute motion to approve the proposed Ordinance to amend the City Charter and to add the position of Fire Chief. **The motion died for lack of a second.**

Council Member Portis-Jones stated the Treasurer position is in conflict with the City Clerk position. She said the two should be two separate positions. She asked if we could require that these be two distinct positions; I see a potential conflict with two of the required positions being the same person.

City Attorney Randy Turner said you are not required to state that in this ordinance. He said you can combine those two positions if you want to; if you want them to be separate you are authorized to do that as well.

Council Member Portis-Jones asked about the Municipal Court Judge position. She

said the Municipal Court Judge position is missing from the listing. Council Member Portis-Jones asked if you are required to list.

City Attorney Randy Turner said the Municipal Court Judge position is specifically provided for in Section 27 on page 2 of the ordinance. All the positions are subject to the ordinance even the Municipal Court Judge.

Council Member Pallend said we are saying that we wish to appoint these positions annually. I am not in favor because it will not allow us to attract the Class A candidates that we deserve. **The motion carried** with Council Members Heath and Pallend voting "No".

5. Grant Writer with -Grant Writing Training Foundation with Dr. Bev Browning

Interim City Administrator Stephen Hood provided an overview of the Grant Writer with ECivis agreement. He said this item is for Mayor and Council to approve the acquisition of grant writing services with ECIVIS and Dr. Bev Browning. He said during a phone call on April 11th we spoke with her about the services that she provides. The recommendation is to have discussion and possible action.

Mayor Avery brought the item to the floor. He said that his item is for discussion but the will move forward to bring the item to the floor.

Council Member Glaize made a motion to approve the acquisition of grant writing services with the Grant Writing Training Foundation and Dr. Bev Browning with Council Member Portis-Jones providing the second.

Council Member Pallend asked if the contract is for ECIVIS and Dr. Browning or just Dr. Browning.

Council Member Glaize stated it is just Dr. Browning.

Council Member Pallend said we are members of the National League Cities. National League of Cities offers grant access with their member only access as a benefit in which gives us access to over 5,800 grants. We will spend \$72K to \$75K a year. He said the deliverables are rather vague and we are asking city staff to do much of the work. Council Member Pallend said we know if you write a grant and seek approval for that grant does not necessarily mean that you will get it. He said we can take advantage of National League of Cities by way of the grant program and look at it on a case by case basis we might need to hire someone to do one at a time oppose to providing a contract. I am not suggesting that she is not good at what she does. He said to provide an annual contract to someone on a yearly basis that automatically renews. I know that we have a right 90 days out to fail to renew it. Council Member

Pallend said he does not think it is good stewardship of taxpayer's money to take this particular approach.

Council Member Glaize said for the record, providing access to what grants are available is all that NLC does. You can GOOGLE that; so that is not what this is. This is clearly a grant writer who will write grants for the City with the prioritized strategies so that we can get grant money to do many of the things that we are proposing to do. One of those things we are proposing is bringing in a new automated system to our utilities. There are grants out there to help cities improve their technology. Council Member Glaize said there are so many grants that would come down to our newest department which is the Department of Parks and Recreation, we have pocket parks all around the city and areas around the city that needs more housing in the City under our GICH plan. There are so many areas that we actually need a grant writer in-house. Everyone knows who has anything to do with grant writing in order to get a grant written you must gather the information from within the institution. She said that is normal operating procedures and not outside of the scope of the work. We have been successful with smaller grants in certain departments, but there are greater needs in the City to come and sitting on the table. We have been looking to do this for 3 years. At any point we can get out of the contract. There is a 90-day clause if this does not work out for our best.

Mayor Avery asked if Dr. Browning was in attendance; I wanted to ask some questions for clarity.

Council Member Glaize suggested that he calls her; she is accessible. She lives in the Midwest.

Mayor Avery asked if there would be a performance measure. He said six months from now when council or staff evaluates where we are; again I am aware that it may take eight months to get a grant. My question to you is provide me with a performance measure you were going to utilize to determine that six months from now; yes, we are on target.

Council Member Glaize said we will first need to get the budget completed and then the strategic plan. In the strategic plan you have deliverables "things that you want". Part of that strategic plan will be is to determine which ones will go into the grant writer's hands. We must do our work first and that will be your measurables.

Mayor Avery said I have looked at those plans and the three areas that I was personally going to look at Utilities, Recreation, and my third was Public Works just in case TSPLOST does not pass. He asked if she had specific areas to look for deliverables.

Council Member Glaize said Parks and Recreation, Downtown renovations and utilities. The entire legislative body we will put down on our strategic plan as priority.

Council Member Portis-Jones said the reason why wanted to have a retreat was to provide direction to the grant writer and economic development partner. We started last year and that was a start, but we need to get together again and have that discussion.

Council Member Whitmore said he recalls sitting in the galley when Dr. Bev Browning came to Council and provided a presentation. He said he was excited about the opportunity for her consideration of Fairburn. On the campaign trail we heard about the high utilities. He said now we have a new Parks and Recreation Director that will be coming forth to Mayor and Council for programs that we do not have. Council Member Whitmore stated for the record, "I definitely support it and think that we should move forward expeditiously".

Council Member Pallend asked if an RFP is required.

Council Member Glaize stated this is a professional service contract and you do not have to do an RFP.

Council Member Pallend said should we see if there are other folks that may be interested out there to see how much they charge for the same program; would that be more sensible.

Council Member Glaize called for the question. **The motion carried** with Council Member Pallend and Heath voting "no".

6. Fairburn 85/TCC Final Plat-16P-003

Tarika Peeks provided Mayor and Council with an overview of the Fairburn 85/TCC Final Plat-16P-003.

Council Member Hurst made a motion to approve the Fairburn 85/TCC Final Plat 16P-003 with Council Member Heath providing the second. **The motion carried.**

7. A Request to Approve the Contract for Mental Fitness After-School Program

Parks and Recreation Director Chapin Payne provided an overview of the Contract for Mental Fitness After-School Program.

Council Member Glaize made a motion to approve the Contract for Mental Fitness After-School Program with Council Member Whitmore providing the second.

Council Member Heath asked about a few groups that will be using the facility at the same time; will there be a conflict.

Parks and Recreation Director Chapin Payne said those are internal programs. Some of the programs will be at Duncan Park and at different times.

Council Member Portis-Jones requested that Mental Fitness provide the body with a Mid-Year and End Year report of accomplishments and measurements.

Mayor Avery yielded to allow Council Member Whitmore to respond to the question.

Council Member Whitmore said that he spoke with Mr. Childs wanted to ensure that the program will be successful in measuring the child's achievement. In order to ascertain the child's achievement he would have to send a request would have to be sent to parents in order for the information to be released. He read a letter submitted by Mr. John Childs.

Council Member Whitmore yielded to Council Member Glaize who explained the difference in after school and enrichment programs. She said S.T.E.A.M is an enrichment program. She said when it is an enrichment program you do not need base lines, especially with it being off site. You will not be able to get the measurables meaning the students G.P.A's or class grades or test scores. Unless each students parent gives it to you; you can't require that Council Member Glaize said you may want to include how many kids are able to function within the S.T.E.A.M assessments, how many students were able to accomplish building an air-conditioner. She said we can get information from the parents to track their own progress in a subjective letter. Council Member Portis-Jones said I think that is in our best interest to get feedback on how the children have improved because we are investing in this program; however, we define that. I am not dictating what that should be, but I am requesting two reports one in the mid-year and one at the end of the season.

Council Member Glaize said he documented the daily progress of each child for the summer program. At the end of the program he provided an overall report to include letters from the parents. He did have the documentation.

Council Member Portis-Jones asked if that information was submitted to the Council.

Council Member Whitmore said it can be. He said I have been privy to the comments coming from the parents along with the high percentage approval rate. He was limited in his presentation due to other presentations. Council Member Whitmore said local schools have reached out to him and the program will go into the school (1) day out of the week.

Mayor Avery asked for Mr. Childs to prepare a draft of benchmarks. **The motion carried.**

8. Discussion and Possible Action of the City of Fairburn Fall Recreation Activities

Parks and Recreation Director Chapin Payne provided an overview of the City of Fairburn Fall Recreation Activities: Fairburn Teens Empowered, Pre School Basketball, and Fairburn Couch to 5K, Fairburn Youth Cross Country, and Fairburn Silver Club. Ms. Payne provided an overview and cost for each proposed program.

Mayor Avery asked about the existing programs taken place at the Youth Center.

Ms. Payne said there are three programs that are being used as a fund raiser for events. She said those programs will be changed shortly. Those will be placed under contract and will reduce liability.

Council Member Glaize said these are great ideas and needed. She wanted to know who would coordinate the programs and the timeframes. Council Member Glaize requested a more detailed proposal.

Ms. Payne provided more details about the programs.

Council Member Portis Jones said the City of Fairburn is a "Let's Move" city. She said we need a detail plan or proposal fleshing out all of the elements of the program; to include cost; audience and the operation of the program. Council Member Portis-Jones asked about the state requirements regarding the space that will be utilized by adults and children. She requested that Ms. Payne come back with detail programs.

After some discussion, Council Member Portis-Jones made a motion to approve the Fairburn Couch to 5K and Fairburn Cross Country Fall Recreation Activities with Council Member Glaize providing the second. **The motion carried.**

9. Meter Exchange Software to Support AMI Project

Utility Director Tom Ridgway provided an overview of the Meter Exchange Software to Support AMI Project. The software supports the billing system not necessarily the meter systems.

Council Member Whitmore made a motion to approve the Meter Exchange Software to Support AMI Project with Council Member Heath providing the second.

Council Member Glaize wanted to know if the funding was in place for the AMI Project.

Utility Director Tom Ridgway said the information will be ready August 8th. **The motion carried.**

10. TOF for Impaired Waters Monitoring

Council Member Hurst made a motion to approve the Task Order For Impaired Waters Monitoring with Integrated Science and Engineering in the amount of \$8,058 for impaired water monitoring with Council Member Heath providing the second.

Council Member Glaize asked about the scope of services and the date of March 2003. She asked if he has seen the agreement.

Utility Director Tom Ridgway said that may be the original scope of services; I am assuming.

Council Member Glaize said no one has looked into the contract. Can someone look into this? She said since we are operating off of an old contract I would like to review and check to see if the requirements are concurrent. **The motion carried.**

11. Utility Amnesty

Utility Director Tom Ridgway provided an overview of the Utility Late Fee Amnesty program. He said the program will assist customers to bring their utilities account current from August 1st through October 1st. He said there are some customers that are paying their utilities one month behind.

Council Member Glaize made a motion to approve the Utility Late and Administrative Fee Utility Amnesty period from August 1st through October 1st with Council Member Heath providing the second.

Council Member Portis-Jones said it is very important that we are clear and that is communicated clearly that this is amnesty for utility late and administrative fee from August 1st through October 1st.

Mayor Avery restated the motion to include the Utility Late and Administrative Fee Utility Amnesty period August 1st through October 1st 2016.

Council Member Glaize made a motion to approve the Utility Late and Administrative Fee Utility Amnesty period from August 1st through October 1st with Council Member Heath providing the second.

Council Member Hurst said she is concerned about the short timeframe to get the information to our customers. She said we can place the information in the utility bills. She suggested placing information on the website and to the customer service representatives.

Utility Director Tom Ridgway said we will place on the website and on social media outlets.

Council Member Hurst said since it is not going out with the regular utility bills she suggested pushing the date back to provide more notification.

Mayor Avery restated the amended motion to include the Amnesty period from September 1st through November 1st.

Council Member Glaize made a motion to approve the Utility Late and Administrative Fee Utility Amnesty period from September 1st through November 1st with Council Member Heath providing the second.

Council Member Heath asked about programs to add to delinquent accounts. Utility Director Tom Ridgway explained the project share program to add \$1, \$2, or \$5. He said the money was turned over to the Salvation Army. He went on to discuss Operation Round Up. He said this is something we could do by utilizing a third party to dispense the funds.

Council Member Glaize discussed the review board.

Council Member Whitmore said there will be (3) people appointed to sit on the board. **The motion carried.**

12. Delinquent Notices

Council Member Glaize made a motion to approve the cost of adding late notices to utility billing operations in the amount of \$2,000 annually with Council Member Portis-Jones providing the second.

Council Member Whitmore thanked Utility Director Tom Ridgway for bring the item and discussion forward. He requested for Mr. Ridgway to provide an explanation on the breakdown of the utility bill. This would add explain the billing process.

Council Member Portis-Jones said two days will be lost if you are mailing; you will only have six days to pay. She wanted to know if there was any way to compensate for those days.

Utility Director Tom Ridgway said those individuals are already late. He suggested utilizing programs such as Invoice/Cloud, Prepay IDR System, to phone residents to inform them of the past due utility bills.

Council Member Portis-Jones wanted to know if this is a better operation than the mailers.

Utility Director Tom Ridgway said paper is cheaper.

Mayor Avery said we should discuss when we prepare for the budget.

Council Member Hurst wanted to know if there would be any changes on the back of the bill.

Utility Director Tom Ridgway stated we are sending a disconnect notice to supplement what is on the back of the bill. He said he is looking to redesign the bill and add the new logo. **The motion carried.**

13. Approval of Construction Agreement-IFB- 16-002-Roadway Improvements on Various City Roads

Council Member Heath made a motion to approve the Construction Agreement IFB 16-002 Roadway Improvements on Various City Roads with Council Member Portis-Jones providing the second. **The motion carried** with Council Members Hurst, Portis-Jones, Heath, Pallend and Whitmore voting "Yes". Council Member Glaize as "abstained" from the vote.

14. Pros and Cons of Officers Filed Testing Taser Body Worn Cameras

Detective Bazydlo provided an overview of the pros and cons of Officers Field Testing Taser Body Worn Cameras.

Council Member Hurst wanted to know the status of the Standard Operating Procedures. She wanted to the balance of the Confiscating Funds account. She said the funds are used for police equipment. She wanted to know how the officers would be phased in. She said she would like to see full implementation.

Detective Bazydlo explained the storage.

15. Request for Proposal for Police Department Audit

Council Member Portis-Jones made a motion to approve the RFP for Police Department Audit with Council Member Hurst providing the second. **The motion carried** with Council Member Pallend voting “No”

16. Discussion and Possible Approval to Allow For the Design and Purchase of a Memorial Plaque to Honor Mr. James Brewster

Harvey Stokes provided Mayor and Council with an overview of the Request to honor Mr. James Brewster.

Council Member Whitmore asked about dedicating the breakroom to Mr. Brewster.

Council Member Glaize stated that she has met with the family and they are excited about the recognition.

Council Member Hurst wanted to know where the plaque would be placed.

Harvey Stokes said the plaque would be placed in the yard with landscaping

Council Member Glaize made a motion to approve the Design and Purchase of a Memorial Plaque to honor Mr. James Brewster and to name the street sweeper after him with Council Member Heath providing the second. . **The motion carried.**

XI. COMMENTS FROM COUNCIL:

Council Member Portis-Jones had no comment.

Council Member Pallend had no comment.

Council Member Glaize stated for the record, I hope we put in the bill there was no ordinance or any kind of legislation from this body to immediately turn residence utilities off. Second of all, there was nothing from this body we in any way were going to throw the Old Campbell County Historical Society out of the Old Campbell County Courthouse.

Council Member Hurst had no comment.

Council Member Heath had no comment.

Council Member Whitmore had no comment.

XII. ADJOURN:

Council Member Hurst made a motion to adjourn into Executive Session for Potential Litigation Matter with Council Member Heath providing the second. **The motion carried. The meeting adjourned at 10:25pm.**

Council Member Glaize made a motion to exit Executive Session with Council Member Whitmore providing the second. **The motion carried.**

Council Member Whitmore made a motion to reconvene with Council Member Glaize providing the second. **The motion carried.** The meeting reconvened at 11:12pm.

Council Member Whitmore made a motion to adjourn with Council Member Glaize providing the second. **The motion carried.** The meeting adjourned at 11:13pm.

Interim City Clerk, Stephanie Tigner

Mayor, Mario Avery