



Coweta County Board of Commissioners

Public Hearing/Regular Session

22 E Broad Street
Newnan, GA 30263
www.coweta.ga.us

Shannon Zerangue
770.254.2601

Tuesday, March 21, 2023

6:00 PM

Commission Chambers

~ Minutes ~

COWETA COUNTY BOARD OF COMMISSIONERS

Call to Order

Attendee Name	Title	Status	Arrived
John Reidelbach	District 4 - Chairman	Present	
Paul Poole	District 1 - Vice Chairman	Present	
Bill McKenzie	District 2	Present	
Bob Blackburn	District 3	Present	
Al Smith	District 5	Present	
Michael Fouts	County Administrator	Present	
Kelly Mickle	Assistant Administrator	Present	
Eddie Whitlock	Associate Administrator	Absent	
Nathan Lee	County Attorney	Present	
Fran Collins	Deputy County Clerk	Present	

The Honorable Board of Commissioners of Coweta County, Georgia met in Public Hearing/Regular Meeting Session on Tuesday, March 21, 2023.

Meeting Called to Order

Chairman Reidelbach called the meeting to order at 6:00 p.m.

Pledge of Allegiance

Chairman Reidelbach led the Pledge of Allegiance.

Invocation

Invocation was given by Commissioner McKenzie.

Notification of Location of Rules

Chairman Reidelbach explained that the rules governing the meeting could be found on the County's website as well as on the table located in the lobby outside the meeting room.

REGULAR SESSION

Update from Communications Manager Cathy Wickey

Communications Manager Cathy Wickey announced that the new Coweta County office building at Shenandoah located at 87 Newnan Station Drive has been delayed by one (1) week and will open for business on Monday, March 27, 2023. She explained that the Coweta County Tax Commissioner, Tag Office, and Elections and Voter Registration will be relocating to the new facility located at 87 Newnan Station Drive (former AMC Theater) where citizens will be able to renew their car tags, pay property taxes, utilize the new drive-thru option (for Tax/Tag services), and register to vote. In addition, citizens will be able to early vote at this location. To prepare for the grand opening, the Tax Commissioner's office will be closed on Friday, March 24, 2023. She emphasized that citizens will still be able to renew their automobile tags at the Kroger on Newnan Crossing Boulevard, on the website, and by mail. A ribbon cutting ceremony is planned for Thursday, March 30, 2023 at the new facility. She further explained that banners have been posted at both buildings, flyers are being distributed, ads will be placed in the

newspaper, and information is being shared on the County's website and via social media. In closing, she encouraged everyone to share this exciting news with their family and friends.

Motion To: **Amend the Agenda**

Chairman Reidelbach explained that staff received a request to withdraw Petition # AN 01-23 filed by the Town of Moreland (on behalf of TAC Auction/Adaway, LLC) proposing to annex 15.63± acres located on South Highway 29, Moreland (Parcels # 091-2186-026 and #091-2186-027) into the Town of Moreland.

The Board voted to amend the agenda to remove item # 6 - *Recommendation Regarding Petition # AN 01-23 filed by TAC Auction/Adaway, LLC Proposing to Annex Property Located on South Highway 29 into the Town of Moreland* as requested by the applicant.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bill McKenzie, District 2
SECONDER:	Paul Poole, District 1 - Vice Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

APPROVAL OF MINUTES

1. Minutes of Tuesday, March 07, 2023

The Board voted to approve the minutes from the Public Hearing/Regular Meeting Session held on Tuesday, March 7, 2023.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bob Blackburn, District 3
SECONDER:	Paul Poole, District 1 - Vice Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

Statement from Commissioner Poole

Commissioner Poole expressed his sincere appreciation to all County staff and medical staff at Grady Memorial that attended to his needs following his recent single vehicle accident.

CONSENT AGENDA

2. 12933 Confirm Execution of a Proclamation Designating April 2023 as "Donate Life Month" in Coweta County

The Board voted to confirm execution of a proclamation designating April 2023 as "Donate Life Month" in Coweta County.

RESULT:	CONFIRMED [UNANIMOUS]
MOVER:	Bob Blackburn, District 3
SECONDER:	John Reidelbach, District 4 - Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

3. 13702 Confirm Execution of a Proclamation Designating April as "Safe Digging Month" in Coweta County

The Board voted to confirm execution of a proclamation designating April 2023 as "Safe Digging Month" in Coweta County.

RESULT: **CONFIRMED [UNANIMOUS]**
MOVER: Bill McKenzie, District 2
SECONDER: John Reidelbach, District 4 - Chairman
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

SUPPLEMENTAL AND NON-AGENDA ITEMS

Motion To: **Approve Supplemental and/or Non-Agenda Items**

The Board voted to approve the addition of one (1) Non-Agenda item for discussion as presented by staff.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Bob Blackburn, District 3
SECONDER: Paul Poole, District 1 - Vice Chairman
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

PUBLIC HEARING (The Chairman will Call for Any Comments Regarding the Following Items After Each Item is Presented)

4. Motion To: **13679 : Abandonment of a Portion of Dyer Road**

Public Works Director Tod Handley explained that Georgia Power has relocated a portion of Dyer Road beginning just south of the Norfolk Southern Railroad and continuing for a distance of approximately 3,575 feet to the south and that the old section of Dyer Road through this area has been removed. Staff is requesting that the Board consider abandonment of the old roadway location and associated right-of-way.

Chairman Reidelbach called for comments in support of or in opposition to the proposed abandonment. There were none.

In response to a question from Chairman Reidelbach, Administrator Fouts explained that the County will convey (via a deed) the abandoned portion of the roadway and associated right-of-way to Georgia Power. In addition, the Board will be considering an easement agreement associated with the relocated portion of Dyer Road later on tonight's agenda.

The Board voted to close the Public Hearing regarding a proposed abandonment of a portion of Dyer Road.

RESULT: **PUBLIC HEARING CLOSED [UNANIMOUS]**
MOVER: Bill McKenzie, District 2
SECONDER: Bob Blackburn, District 3
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

13679 Public Hearing Regarding a Proposed Abandonment of a Portion of Dyer Road - 2nd District

The Board voted to abandon a portion of Dyer Road beginning approximately 100-feet south of the Norfolk Southern Railroad and extending from that point for a distance of 3,500± feet to the south to the point where the realigned portion of Dyer Road rejoins the original alignment of the roadway.

RESULT: **ABANDONED [UNANIMOUS]**
MOVER: Al Smith, District 5
SECONDER: Bill McKenzie, District 2
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

5. Motion To: **13680 : Abandonment of Harris Circle**

Public Works Director Handley explained that a proposed residential development of property located along Harris Drive and a portion of Clemit Harris Road will reconfigure the lots within the neighborhood. The developer proposes to remove all traces of one (1) existing road known as Harris Circle and incorporate the roadway into the proposed lots located along Clemit Harris Road. Staff has received a letter from the developer's attorney requesting the abandonment of Harris Circle.

Chairman Reidelbach called for comments in support of or in opposition to the proposed abandonment. There were none.

In response to questions from Commissioner Smith, Mr. Handley explained that the asphalt from Harris Circle will be removed during the development process, and the asphalt from Dyer Road has already been removed.

The Board voted to close the Public Hearing regarding a proposed abandonment of Harris Circle.

RESULT: **PUBLIC HEARING CLOSED [UNANIMOUS]**
MOVER: Paul Poole, District 1 - Vice Chairman
SECONDER: Bob Blackburn, District 3
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

13680 Public Hearing Regarding a Proposed Abandonment of Harris Circle - 2nd District

The Board voted to abandon Harris Circle at its intersection with Clemit Harris Road and extending in a semi-circular path for a distance of 730± feet to the northern intersection with Clemit Harris Road.

RESULT: **ABANDONED [UNANIMOUS]**
MOVER: Bill McKenzie, District 2
SECONDER: Bob Blackburn, District 3
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

REGULAR SESSION

PUBLIC COMMENT (Items on the Agenda)

Public Comments Regarding Items On the Agenda

Chairman Reidelbach called for comments regarding any items on the agenda.

Mr. Greg Shelnutt, Harrison Park, Newnan, addressed the Board regarding a request to close the driveway access to Shenandoah Boulevard (agenda item # 18). He explained that he had been in business at this location since 1994. Over the years, his gymnastics business has served thousands of children in Coweta County. The proposed closure of this access would be devastating to his business, his employees, the children currently enrolled in the gymnastics program, and the School System's athletes that train at the facility. He questioned how closure of the access would benefit Coweta County because it is a private roadway. Although drivers use the access as a cut through from Shenandoah Boulevard to Hwy. 34, the road is intended for use by the private businesses located there. He has communicated with

representatives/managers from two (2) of the other businesses (Kidney Clinic and Popeye's) and they are willing (as is he) to participate in having the road repaired. He has personally spent thousands of dollars over the past twenty-nine (29) years that he has been in business at this location to make repairs to the road on his own. He and the other business owners want to have the best set up that they can accomplish, but they actually thought they could not legally do so because the property was owned by the White Oak shopping complex. He has attempted to contact them via certified letter to get them to make the necessary repairs, but the letters were returned. He respectfully requested additional time to coordinate with the other business and arrange repairs for the road.

Recommendations from Community Development and/or the Board of Zoning Appeals

6. 13678 Recommendation Regarding Petition # AN 01-23 Filed by Adaway, LLC Proposing to Annex Property Located on South Highway 29 into the Town of Moreland - WITHDRAWN

The Board previously voted to amend the agenda to remove item # 6 - *Petition # AN 01-23 filed by TAC Auction/Adaway, LLC proposing to annex property located on South Highway 29 into the Town of Moreland was withdrawn* following a request from the applicant to withdraw.

RESULT: WITHDRAWN

7. 13703 Request Acceptance of Roadways and Execution of a Deed of Open Space Restriction for Property Located in Piney Woods Subdivision - District 3

The Board voted to execute a Deed of Open Space Restriction associated with Piney Woods Subdivision, to accept Piney Woods Drive (extension 1,157 LF), Root Drive (638 LF), and associated drainage structures and right-of-way into the Coweta County Public Roads System, and to place the constructed improvements into a three (3) year maintenance period.

RESULT: EXECUTED [UNANIMOUS]
MOVER: Bob Blackburn, District 3
SECONDER: Paul Poole, District 1 - Vice Chairman
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

8. 13724 Request to Set a Public Hearing on April 18, 2023 Regarding Petition # REZ 23-01 Filed by ATE Enterprises, LLC Requesting to Rezone Property Located at 1120 Hwy 16 East, Newnan

The Board voted to set a Public Hearing on April 18, 2023 at 6:00 p.m. regarding Petition # REZ 23-01 filed by ATE Enterprises, LLC requesting to rezone property located at 1120 Hwy 16 East, Newnan.

RESULT: PUBLIC HEARING SET [UNANIMOUS] Next: 4/18/2023 6:00 PM
MOVER: Bill McKenzie, District 2
SECONDER: Bob Blackburn, District 3
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

UNFINISHED BUSINESS

9. 13694 Request Appointments to Various Boards/Authorities

The Board voted to take the following actions regarding appointments to various boards/authorities:

- Appoint Mr. Mark Woods as the 4th District representative to the Coweta County

Water and Sewerage Authority to fill the unexpired term of Mr. Eric Smith (resigned) which expires on April 10, 2025

- Reappoint Mr. Jay Lunstead as an At-Large member of the Region 4 EMS Council (Position 1) for the term beginning July 1, 2023 and expiring June 30, 2026
- Appoint Mr. Greg Shinkle as an At-Large member of the Region 4 EMS Council (Position 4) for the term beginning July 1, 2023 and expiring June 30, 2026
- Reappoint Mr. Brian Beckworth to the Pathways Community Service Board for the term beginning July 1, 2023 and expiring June 30, 2026

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Paul Poole, District 1 - Vice Chairman
SECONDER:	Bob Blackburn, District 3
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

NEW BUSINESS

Bids and Contracts

10. 13729 Bid Award for the 2023 Full Depth Reclamation and Plant Mix Resurfacing on Various Subdivision Streets and County Roads - 1st, 2nd, 3rd and 4th Districts (RB23.7)

Administrator Fouts explained that staff solicited bids for the full depth reclamation (FDR) and plant mix resurfacing on 11.05± miles of County roads and subdivision streets. In addition, a project for the Town of Turin and two (2) projects for the School System were included in the solicitation for bids. The project for the Town of Turin includes full depth reclamation of South Hunter Street and a portion of Linch Road. The school projects include the addition of internal stacking lanes at Brooks Elementary and Eastside Elementary. He explained that based upon review of the bids received, Blount Construction Company, Inc provided the lowest and best bid for the FDR and Town of Turin projects at a total bid of \$6,527,488.83 while Piedmont Paving, Inc provided the lowest and best bid for the school projects at \$391,318.78. The work on South Hunter Street and Linch Road will be reimbursed through an Intergovernmental Agreement (IGA) with the Town of Turin (executed by the Board on February 7, 2023) in the amount of \$363,805.68, the school projects will be reimbursed through an Intergovernmental Agreement (IGA) with the Coweta County School System in the amount of \$391,318.78, and the project will be funded through a combination of SPLOST and GDOT Local Maintenance and Improvement Grant (LMIG) funds (\$1,672,784.20).

The Board voted to retain Blount Construction Company, Inc., on a lowest and best bid basis, to perform full depth reclamation and plant mix resurfacing, shoulder paving, shoulder reconstruction/grassing on various subdivision streets and County roads (RB23.7) at a total cost of \$6,527,488.83 and to retain Piedmont Paving Inc, on a lowest and best bid basis, to perform the work for the school projects (RB23.7) at a cost of \$391,318.78 (SPLOST, LMIG).

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Paul Poole, District 1 - Vice Chairman
SECONDER:	Al Smith, District 5
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

11. 13732 Request Approval/Execution of an Intergovernmental Agreement Associated with Construction of Additional Vehicle Staging Lanes at Brooks and Eastside Elementary Schools - 1st and 3rd Districts

Administrator Fouts presented an Intergovernmental Agreement (IGA) with the Coweta County School System associated with construction of additional vehicle staging lanes at Brooks Elementary and Eastside Elementary schools.

The Board voted to execute an Intergovernmental Agreement (IGA) with the Coweta County School System for reimbursement of costs associated with construction of additional vehicle staging lanes at Brooks Elementary and Eastside Elementary schools.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	John Reidelbach, District 4 - Chairman
SECONDER:	Paul Poole, District 1 - Vice Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

12. 13668 Request Approval/Execution of a Right-of-Way Easement Agreement with Georgia Power Associated with a Relocated Portion of Dyer Road - 2nd District

Administrator Fouts explained that Dyer Road bisects property owned by Georgia Power at its Plant Yates facility in western Coweta County. The plant operated as a coal-fired plant from its opening around 1950 until its conversion to natural gas in 2015. Environmental regulations that have been enacted now require that coal ash from power generating facilities be consolidated and stored in approved long-term storage facilities. The company requested approval from the Board in 2019 to relocate a portion of Dyer Road to allow for removal of ash deposits in the area of the previous alignment of Dyer Road. The relocation of Dyer Road has been completed and Georgia Power has requested that the County allow the relocated roadway to be conveyed to the County by means of a right-of-way easement. The conditions of the easement agreement do not allow the closure of the new road without approval from the Board. The right-of-way for the old alignment of Dyer Road from a point immediately south of the Norfolk Southern Railroad extending toward the south a distance of approximately 3,575± feet on the old roadway alignment would be abandoned through the required roadway abandonment process. The roadway along this old right-of-way has been removed.

The Board voted to execute a Right-of-Way Easement Agreement with Georgia Power associated with a relocated portion of Dyer Road.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Al Smith, District 5
SECONDER:	Paul Poole, District 1 - Vice Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

13. 13704 Request Approval/Execution of a Contract with the Georgia Department of Transportation Associated with Phase 1 of the Perimeter Fence Project at the Newnan-Coweta County Airport

Administrator Fouts explained that on June 17, 2022, the Newnan-Coweta County Airport received notice of a tentative allocation of federal funding assistance for a phased installation of a perimeter fence for security and wildlife exclusion purposes. On January 10, 2023, a bid opening was held and Natural Enclosures Fence Co., LLC of McDonough, Georgia was identified as the lowest bidder. Staff is in receipt of a contract from the Georgia Department of Transportation (GDOT) explaining that funding for this grant will include state funds in the amount of \$278,894.63, which is 75% of the base project cost for an 8-foot tall fence. Coweta County will be responsible for the remaining 25% of the grant funds (\$92,964.88), plus a differential of \$45,995.50 to pay for a 10-foot high fence as recommended in the Wildlife Hazard Site Visit Report commissioned by GDOT dated November 19, 2019

(GDOT will not participate in funding the additional recommended two feet). This will bring Coweta's contribution to \$138,960.38. Since a total of \$127,499 was budgeted for this project, a budget amendment in the amount of \$11,461.38 is necessary.

The Board voted to approve a budget amendment in the amount of \$11,461.38 and to electronically execute a contract with the Georgia Department of Transportation (GDOT) associated with Phase 1 of the Perimeter Fence Project at the Newnan-Coweta County Airport [Airport Project # AP023-9000-40(077) PID - T007516].

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Paul Poole, District 1 - Vice Chairman
SECONDER:	Bill McKenzie, District 2
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

14. 13728 Request Approval/Execution of an Intergovernmental Agreement with the Sheriff's Office and the Department of Corrections Associated with a K-9 Kennel Facility

Administrator Fouts explained that in 2002, the Georgia Department of Corrections (DOC) established a K-9 facility at the Newnan-Coweta Airport to assist with statewide DOC responsibilities. The lease with the Airport Authority included space for the DOC's canines and a hangar for their aircraft. In the late 1990's, the Coweta County Sheriff's Office started using canines to assist with local law enforcement activities, and around 2006 they formally established the K-9 Unit. During this period, the Sheriff's Office also began operating the helicopter previously used by the DOC. As part of the 2007 SPLOST program, the County constructed the Sheriff's Office Eastside Precinct which was used by the Patrol/Traffic Unit and the K-9 Unit. The current kennel used by the DOC at the Airport is considered non-compliant with Federal Aviation Administration (FAA) regulations because it is a non-aviation use on Airport property. Therefore, the County, Airport Authority, and DOC have held discussions about relocating the facility. In 2022, County staff in conjunction with support from the DOC initiated a project to construct a new K-9 kennel facility on existing County property located on Selt Road that will be used as a joint facility for the Department of Corrections and the Sheriff's Office. At the regular meeting on August 23, 2022, the Board of Commissioners voted to earmark \$1 million in funding for this project. Construction of the new facility is underway by the DOC (County will fund materials) with an anticipated completion by the end of 2023. Therefore, County staff, the DOC, and the Sheriff have drafted an Intergovernmental Agreement (IGA) outlining the terms and conditions for the use of this new facility.

The Board voted to execute an Intergovernmental Agreement (IGA) with the Coweta County Sheriff's Office and the Department of Corrections associated with a K-9 kennel facility.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Bob Blackburn, District 3
SECONDER:	John Reidelbach, District 4 - Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

15. 13730 Request Approval/Execution of an Intergovernmental Agreement with the Coweta County School System Associated with Camera Access by 911/EMA

Administrator Fouts explained that the Coweta County 911/EMA Director has been working with the Coweta County School Superintendent and his staff regarding access to the School System's new system wide camera surveillance system for use

during emergency situations. In coordination with the School System, staff has drafted an Intergovernmental Agreement (IGA) outlining the responsibilities of both parties and is requesting the Board's consideration.

The Board voted to execute an Intergovernmental Agreement (IGA) with the Coweta County School System to allow 911/EMA to access their camera surveillance system for use during emergency situations.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Al Smith, District 5
SECONDER:	Paul Poole, District 1 - Vice Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

16. 13707 Request Approval/Execution of an Agreement with Loomis Armored Services Associated with the Tax Commissioner's Office

Administrator Fouts explained that the Tax Commissioner's Office is in need of a secure cash management process. Currently, staff transports cash each day to the depository in their personal vehicles. To simplify the cash management process, reduce cash handling costs, deposit cash without leaving the office, and reduce risk while increasing security, the Tax Commissioner is requesting to enter into an agreement with Loomis Armored Services.

The Board voted to execute a SafePoint Agreement with Loomis Armored Services associated with a secure cash management process for the Tax Commissioner's Office.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Al Smith, District 5
SECONDER:	John Reidelbach, District 4 - Chairman
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

Additional Action Items

17. 13708 Request Approval to Insource the Coweta Transit Program

Assistant Administrator Mickle explained that since its inception in 2007, Coweta Transit operations have been contracted out to a third-party operator (TPO). Past experience with more than one TPO has been less than desirable. Staff has researched similarly situated counties, as well as discussed with its consultant, and believes that insourcing the transit program will be cost effective and result in better quality of service for the citizens. The Board previously approved the position of Transit Manager to oversee the TPO and compliance with federal and state grant requirements. Staff requests that the position of Transit Manager now oversee drivers and the dispatch process directly. The County will hire its own drivers, a dispatcher, and possibly an administrative assistant. Staff is evaluating the mix of full-time and part-time drivers that will be the most effective. There are currently six (6) active buses in the transit program. Funding for Coweta Transit is a combination of 5311 funding from the Federal Transit Association (FTA) passed through the Georgia Department of Transportation (GDOT), funding from the Department of Human Services (DHS) for certain eligible trips (administered by Three Rivers Regional Commission), and local funding. Because of CARES Act funding and the number of DHS trips, there has been no local funding required over the past couple of years. Coweta Transit has even been able to build a reserve. Based on a cost analysis by the County's consultant, whether the County does a request for proposal (RFP) for a new TPO or insources the transit program, the local

match will likely increase to approximately \$200,000 for grant year 2023 as a result of rising costs. In closing, she recommended that the Board approve insourcing of the Coweta Transit program effective July 1, 2023 with a 90-day notice being given to the existing TPO as required.

The Board voted to approve the insourcing of the Coweta Transit program effective July 1, 2023.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Paul Poole, District 1 - Vice Chairman
SECONDER:	Bill McKenzie, District 2
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

18. 13720 Request Approval to Close a Driveway Access to Shenandoah Boulevard - 4th District

Public Works Director Handley explained that the commercial properties located on the south side of SR 34 between Shenandoah Boulevard and White Oak Creek are served by multiple driveways on SR 34 and one (1) driveway (private easement) on Shenandoah Boulevard. The condition of that driveway has deteriorated significantly in several locations to the point that several large potholes have formed. Public Works, Community Development, and Administration receive numerous calls concerning the driveway condition. The size and depth of the potholes cause drivers attempting to avoid the potholes to travel into the opposing travel lane. Drivers who do not recognize the presence of the potholes and hit them risk damage to their vehicles. Notices have been sent to the property owners whose businesses are served by the private driveway, and while an earlier effort at repairs was made, the condition of the driveway continues to deteriorate. Until such time that the owners of the commercial developments that use this driveway can come together and make the necessary repairs, staff recommends that the entrance to the private driveway onto Shenandoah Boulevard be closed.

Chairman Reidelbach explained that he has received numerous complaints regarding the property and damage to vehicles. The condition of the driveway is dangerous especially when the potholes are full of water. Dekalb Business Center LLC, the new property owner of the White Oak Plaza, is not responding to letters sent by staff. He has been working with the multiple business owners to get the driveway fixed but in order to protect citizens, staff is recommending that a barricade be placed blocking the access from Shenandoah Boulevard. Several business owners are requesting that the Board extend the time allowed in order to collectively get the driveway fixed. He recommended that a decision regarding the issue be deferred until the April 18, 2023 Commission meeting.

In response to a question from Commissioner Poole, Attorney Lee explained that condemnation is not the most expeditious solution to the issue because it requires appraisals, etc. and will be more time consuming than giving the business owners another month to address the issue. The driveway is on private property, but it is accessed from a county road so barriers can be installed in the right-of-way.

In response to a question from Commissioner Smith about the County facilitating the repairs, Attorney Lee explained that because the driveway is located on private property, the County cannot perform the repairs because it would be considered a gratuity and public dollars cannot be spent to fix private property.

In response to a question from Chairman Reidelbach, Administrator Fouts explained that in staff's attempt to establish ownership from the 1980s, it appears that a section has never been conveyed from the original ownership, but the western portion appears to be owned by the Kidney Clinic.

In response to questions from Chairman Reidelbach, Mr. Greg Shelnutt explained that he and two (2) of the other businesses (Kidney Clinic and Popeye's) are willing to participate in having the section of driveway from the other side of the spillway to Shenandoah Drive repaired and he has tried to research ownership of the driveway to determine if they are legally able to do so. He also explained that Son Rise Baptist Church has recently had a new drain system installed in the nearby retention pond.

In response to a question from Commissioner Smith, Mr. Shelnutt explained that he would be amenable to obtaining a quote from the paving company that is currently onsite at the County's new office building at Shenandoah if Administrator Fouts or Mr. Handley could provide the contact information.

In response to a question from Chairman Reidelbach, Mr. Lee explained that he cannot provide legal advice to Mr. Shelnutt regarding what action he can take based upon a very old easement agreement.

In response to a question from Commissioner Smith, Mr. Lee explained that the County should have no involvement in the issue regarding the performance of the actual repairs.

In response to a question from Commissioner Blackburn, Mr. Handley explained that he believes there is an issue underneath the roadway/driveway.

Mr. Shelnutt expressed his belief that continued drainage issues exacerbate the problem.

In response to a question from Commissioner Poole, Mr. Handley estimated that full depth reclamation and several courses of asphalt would cost \$250,000 - \$300,000 to repair the driveway/roadway.

Chairman Reidelbach explained that the Board is sympathetic to the issue being faced by the business owners, but this issue has been going on for quite some time and numerous drivers have experienced damage to their vehicles. He reiterated that he would like to defer a decision regarding closure of the access until April 18, 2023 to provide the business owners an opportunity to establish a plan for the repairs that are needed.

Mr. Shelnutt explained that they have obtained a couple of bids for repairs.

In response to a question from Chairman Reidelbach, Mr. Shelnutt explained that he cannot bear the cost of \$250,000 - \$300,000 alone. He has no idea about how much the owners of the White Oak Plaza or the other businesses are willing to contribute.

The Board voted to defer a decision regarding closure of a driveway access located off Shenandoah Boulevard that serves commercial properties on the south side of SR 34 and east of Shenandoah Boulevard until April 18, 2023 at 6:00 p.m.

RESULT:	DEFERRED/VOTE [UNANIMOUS]	Next: 4/18/2023 6:00 PM
MOVER:	John Reidelbach, District 4 - Chairman	
SECONDER:	Bill McKenzie, District 2	
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith	

19. 13727 Request Approval/Execution of a Right-of-Entry Associated with Storm Drain Repairs for Property Located at 441 White Oak Drive, Newnan - 4th District

The Board voted to execute a Right-of-Entry with Ms. Glenda Marshall associated with storm drain pipe repairs at 441 White Oak Drive, Newnan.

RESULT: EXECUTED [UNANIMOUS]
MOVER: John Reidelbach, District 4 - Chairman
SECONDER: Al Smith, District 5
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

20. 13715 Request to Set a Called Meeting on May 11, 2023 Regarding SPLOST

The Board voted to set a Called Meeting on May 11, 2023 at 6:00 p.m. regarding a future Special Purpose Local Option Sales Tax (SPLOST) referendum.

RESULT: PUBLIC HEARING SET [UNANIMOUS] **Next: 5/11/2023 6:00 PM**
MOVER: John Reidelbach, District 4 - Chairman
SECONDER: Al Smith, District 5
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

21. 13722 Request Approval to Utilize Various County Roads During the "Tour de Coweta" Bike Ride Event

Administrator Fouts explained that the annual "Tour of Coweta" bike ride event is coordinated by the Rotary Club of Newnan to raise funds for local service projects and grants for the Coweta County community. The organization is requesting to utilize several county roads on Saturday, April 15, 2023, beginning at 7:00 a.m. and ending at approximately 2:00 p.m. Approximately four hundred (400) participants will ride one of four routes, consisting of either 25 miles, 47 miles, 63 miles, or 100 miles. All rides begin at the Historic Train Depot in downtown Newnan and will be fully supported with rest stops and technical support at the Grantville Park, Moreland Pavilion, and Haralson Park. No road closures are involved, and staff has directed the organizers to coordinate with the Sheriff's Office.

The Board voted to approve a request from the Newnan Rotary Club to utilize the following County roads to hold the Tour of Coweta Bike Ride on Saturday, April 15, 2023 from 7:00 a.m. through approximately 2:00 p.m:

- Smokey Road
- Corinth Road
- Old Corinth Road
- Coweta Heard Road
- Alexander Road
- Grandma Branch Road
- Bohannon Road
- Lowery Road
- Bradbury Road
- Bexley Road
- Bexton Road
- Moore Road
- Gordon Road
- Al Roberts Road
- Aaron Todd Road

- Line Creek Road
- Gray Girls Road
- Dead Oak Road
- Rising Star Road
- Dolly Nixon Road
- Luther Bailey Road
- Stallings Road
- McIntosh Trail
- North Road
- Neely Road
- McDonough Road
- Tope Road
- Cannon Road
- Scoggins Road
- Martin Mill Road
- Bethlehem Church Road
- Beavers Road
- Bryant Boys Road

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Al Smith, District 5
SECONDER: John Reidelbach, District 4 - Chairman
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

SUPPLEMENTAL/NON-AGENDA ITEMS

22. 13735 Request Approval/Execution of a Resolution Associated with an Amendment to Coweta County State Court Legislation

Assistant Administrator Mickle explained that the Chief Judge of the State Court of Coweta County has requested that an additional judge be added to the court. She presented a resolution respectfully requesting that the Georgia General Assembly adopt legislation that amends Section 10 of 2004 Georgia Laws page 4260 by adding a third judge to the Coweta County State Court.

The Board voted to execute a resolution requesting an amendment to the existing legislation to add a third judge to the Coweta County State Court effective January 1, 2024.

RESULT: **EXECUTED [UNANIMOUS]**
MOVER: John Reidelbach, District 4 - Chairman
SECONDER: Bob Blackburn, District 3
AYES: Reidelbach, Poole, McKenzie, Blackburn, Smith

PUBLIC COMMENT (Items Not on the Agenda)**Public Comments Regarding Items Not on the Agenda**

Chairman Reidelbach called for comments regarding any items not on the agenda.

Mr. Mike Nixon, Lawn Market, Sharpsburg, addressed the Board regarding his concerns with perceived inaccuracies with the Dominion voting machines and requested that the County perform hand counts of the votes in each precinct and not rely on the machines.

EXECUTIVE SESSION - In accordance with O.C.G.A. 50-14-4

Motion To: **Enter Into Executive Session**

The Board voted to enter into Executive Session for the purposes of discussing real estate and litigation issues.

Members in attendance included Chairman Reidelbach, Commissioner Poole, Commissioner Blackburn, Commissioner Smith, and Commissioner McKenzie. Staff members in attendance included Administrator Fouts, Assistant Administrator Mickle, Assistant Attorney Lee, Public Works Director Handley, and Deputy County Clerk Collins.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John Reidelbach, District 4 - Chairman
SECONDER:	Bill McKenzie, District 2
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

REGULAR SESSION

Motion To: **Return to Regular Session**

The Board discussed real estate and litigation issues during Executive Session and voted to return to Regular Session.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bill McKenzie, District 2
SECONDER:	Bob Blackburn, District 3
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

AFFIDAVIT

Motion To: **Execute Affidavit and Resolution for Executive**

The Board voted to execute an Affidavit and Resolution for Executive Session.

RESULT:	EXECUTED [UNANIMOUS]
MOVER:	Al Smith, District 5
SECONDER:	Bob Blackburn, District 3
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith

ADJOURNMENT

Motion To: **Adjourn**

The Board voted to adjourn the meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Al Smith, District 5
SECONDER:	Bill McKenzie, District 2
AYES:	Reidelbach, Poole, McKenzie, Blackburn, Smith