

The Brooks County Board of Commissioners met for an Emergency Special Called Meeting on Thursday, September 17, 2020 at 3:00 p.m., via Teleconference at the Brooks County Administration Building located at 610 South Highland Road, Quitman, GA. Commissioners present were: Mr. James Maxwell, Chairman; Mr. Patrick Folsom, Vice Chairman; Mr. Willie Cody; Ms. Myra Exum. Mr. Rhett Rowe was not present. Others present were: Ms. Jessica McKinney, County Administrator; Ms. Patricia Williams, County Clerk; Mr. Jason Kemp, County Attorney; and various residents.

Emergency Special Called – Chairman called meeting to order.

Right of Way Mowing Contract

The Contractor, Green Maintenance and Cleaning, Inc., is not living up to the contract specifications. Contractor advised the Board of a start date of September 8th, which he did not. The start delay was due to not having the equipment he claimed he had. Conversation started regarding cutting, large amounts of grass was being blown on the roadway, creating a hazard. The contract states that "The Contractor shall not allow any debris to be thrown onto road surface by the mowing equipment or Contractor's personnel". Contractor argued that grass is not defined as debris.

County Attorney advised the Board of options: 1) can continue with current contract/face arguments; 2) revisit the bid with other bidder; and 3) redo the RFP. Mr. Kemp further stated that, if Contractor submitted his bid without proper equipment; County may be able to get out of contract; and can get another party to cut under emergency Purchase Order. The County can use own equipment and charge Contractor for liquidated damages of \$200 per day. If Contractor is not cutting; county reserves the right to bring in someone at the Contractor's expense.

The Chairman and Administrator has met with the other bidder, Randy Becton, he is willing to keep the bid price the same; trimming and trash pickup is included; and can be ready in two days to start.

After further discussion, the Board requested County Attorney to call Contractor to see if he is willing to abide by the contract, inform him of the results if he does not abide by contract; get information back to the Board to decide whether he continues or get out of the contract. County Attorney will contact Administrator after speaking with Contractor.

Adjournment - Ms. Exum made the motion to adjourn Emergency Special Called meeting at 4:06 p.m.; Mr. Folsom seconded.

Mr. James Maxwell, Chairman
Ms. Jessica McKinney, Administrator
Ms. Patricia A. Williams, Clerk