



**Board of Commissioners**

**EXTRAORDINARY SESSION**

The Board of Commissioners of Spalding County, Georgia, held their extraordinary session on Monday, February 17, 2003 in their office in the Courthouse Annex in the City of Griffin, Spalding County, Georgia, beginning at 6:00 o'clock p.m. with Commissioners Dick Morrow, Michael Kendall, Johnie McDaniel, Cecil Davis and Eddie Goss present. Also present were County Manager William Wilson, Assistant County Manager Michael Sabine, County Attorney Jim Fortune and County Clerk Phyllis Doane.

**Agenda Topics**

**I. OPENING (CALL TO ORDER) – Chairman Morrow**

**II. INVOCATION - Rev. Randy Valimont – Led by Commissioner Davis in the absence of Rev. Valimont.**

**III. PLEDGE TO FLAG – Led by Commissioner McDaniel.**

**IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION – n/a**

**V. PRESENTATION OF FINANCIAL STATEMENTS**

1. Consider approval of Financial Statements for the Seven Months Ended January 31, 2003. Ms. Jinna Garrison, Finance Director, was present to answer any questions. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the Financial Statements were unanimously approved by a vote of 5-0.*

**VI. CITIZENS COMMENTS – n/a**

**VII. PUBLIC COMMENT**

There was no one present who wished to make comments.

**VIII. MINUTES**

1. Consider approval of the minutes for the Regular Monthly Meeting of February 3, 2003. *Upon motion by Commissioner Davis, seconded by Commissioner McDaniel the minutes were unanimously approved by a vote of 5-0.*

**IX. CONSENT AGENDA**

*Upon motion by Commissioner McDaniel, seconded by Commissioner Goss, Items 1 and 2 on Consent Agenda were unanimously approved by a vote of 5-0.*

1. Consider at second reading an ordinance amending the Fiscal Year 2003 Budget Ordinance to provide for appropriation from the Broad Street Renovation Account.

**AN ORDINANCE AMENDING THE  
FISCAL YEAR 2003 BUDGET ORDINANCE  
FOR  
SPALDING COUNTY, GEORGIA**



## XI. NEW BUSINESS

1. Consider request from Michael Brooks, President of the Southside Riders Association to serve alcohol outside during their Country Rock Springs Fling Event. This event will be held on Saturday, April 19, 2003 from 11:00 a.m. until Midnight. The alcohol will be kept on the premises of Country Rock Café and will be served only in plastic opaque containers.

*Upon motion by Commissioner Davis, seconded by Commissioner Goss request was approved by a vote of 4-1 with Commissioner McDaniel voting in opposition.*

2. Consider appointment of Raymond Ray to fill the position on the Local Law Enforcement Block Grant (LLEBG) Advisory Commission. Term to expire 12-31-03. Ms. Tootsie Powers was appointed to this committee in January 2003; however, she is ineligible to serve in this position since this has to be someone in the school system and she no longer is a member.

*Raymond T. Ray, Jr. was unanimously approved for the appointment to the Local Law Enforcement Block Grant Advisory Commission.*

3. Representatives from Integrated Science and Engineering (ISE) are present to discuss mandated Notice of Intent (NOI) relative to NPDES Phase II stormwater requirements. Lee Phillips and Brian Upson were present to discuss this item. They presented a power point presentation, which addressed the six (6) minimum control measures. These six BMP (Best Management Practices) are Public Education and Outreach, Public Involvement/Participation, Illicit Discharge Detection and Elimination, Construction Site Stormwater Runoff Control, Post-construction Stormwater Management in New Development and Redevelopment and Pollution Prevention/Good Housekeeping. This NOI is the first step of the permit and it is a broad statement of what we intend to do with this permit and how to comply with the permit. The county is required to define at least one MBP for each measure to comply with this permit and we have to list measurable goals for these practices. We also have to identify a responsible person for this implementation. The permit has to be submitted no later than March 10, 2003 and we have four (4) years to implement this program.

Commissioner Morrow stated that this is an unfunded mandate and can be extremely expensive as this program develops in the County. There will be three (3) potential methods of financing this mandate, which are (1) ad valorem tax in our budget; (2) utility fee (rain tax) and (3) water quality district tax as we do our fire tax for the unincorporated county.

The NOI states that the schedule for the new position, Environmental Resource Coordinator, is advertising for the position in March 2003 and implementing the position July 1, 2003.

4. Consider approval of Notice of Intent (NOI) pertaining to NPDES Phase II requirements, as applicable to Spalding County. *Upon motion by Commissioner Davis, seconded by Commissioner McDaniel the Notice of Intent (NOI) was unanimously approved by a vote of 5-0.*

5. Consider Resolution transmitting Notice to Intent (NOI) to Georgia EPD. *Upon motion by Commissioner Davis, seconded by Commissioner McDaniel the following Resolution was unanimously approved by a vote of 5-0.*

## Resolution

*A Resolution Transmitting Spalding County's Notice of Intent (NOI) to the Georgia Environmental Protection Division in Accord with the Requirements of the National Pollution Discharge Elimination Program (NPDES) Phase II Regulations*

WHEREAS Spalding County is a political subdivision of the State of Georgia; and

WHEREAS the Board of Commissioners of Spalding County has been advised that the County will be required to undertake certain responsibilities in conjunction with National Pollution Discharge Elimination System (NPDES) Phase II regulatory requirements; and

WHEREAS the Board of Commissioners is required in conjunction with those responsibilities to file a Notice of Intent (NOI) regarding the County's participation under the jurisdiction of the NPDES General Permit issued for Georgia relative to Phase II requirements;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of Spalding County that the Board certifies that it approved a Notice of Intent (NOI) in conformity with NPDES Phase II requirements through action of the Board on February 17, 2003.

BE IT FURTHER RESOLVED that the Board of Commissioners directs the County Manager to transmit an original copy of this resolution and an original copy of the Notice of Intent (NOI) to the Georgia Environmental Protection Division for review and approval in accordance with EPD program rules.

This the 17th day of February 2003.

6. Consider Joint Planning Commission/Board of Commission Meeting date of Thursday, April 3, 2003 from 6:00 until 8:00 P.M. *The Board had no problem with the date of Thursday, April 3, 2003 and time of 6:00 P.M. until 8:00 P.M. They also requested that school board members, Chairman Raymond Ray and Superintendent Jesse Bradley also be invited to this meeting.*

7. Discuss tobacco free policy at Parks and Recreation facilities. At the Board of Commissioners' meeting of September 3, 2002 a motion was made, seconded and approved to implement a "tobacco free" policy at all Parks and Recreation facilities. Some problems were encountered implementing this policy and the Advisory Board was asked to reconsider their recommendation at their February meeting. At their February 13, 2003 meeting the Advisory Board voted not to amend their recommendation and send it back to the Board of Commissioners for clarification and implementation. After discussion with member of the Board of Commissioners and Louis Greene, the recommendation is that tobacco products be permitted only in the parking lot areas of all parks and recreation facilities and that minimal signage be erected at the facilities to indicate this new park rule. It is also recommended that this be a policy rule of the department and not a county ordinance.

*Motion made by Commissioner Morrow to adopt the policy that tobacco products be permitted only in the parking lot area of our Parks and Recreation facilities and that minimal signage be erected at the facilities to indicate this new park rule. Commissioner Davis seconded the motion and the motion passed by a vote of 4-1 with Commissioner McDaniel voting in opposition as he feels the policy could not be enforceable.*

## **XII. REPORT OF COUNTY MANAGER**

County Manager Wilson informed the Board that a Public Hearing had been set up for the proposed 2003 CDBG grant and would be on Tuesday, March 4, 2003 at 6:00 P.M. at the Courthouse Annex Meeting Room. Representatives from McIntosh Trail would be present to conduct the Public Hearing.

## **XIII. REPORT OF COMMISSIONERS**

Commissioner Kendall addressed the CDBG Highland Mills Sewer project. County Manager Wilson stated that he was pursuing readdressing the City on the operation of the plant once improvements have been made and also pursuing a private company to operate the plant for the county. Mr. Wilson said that the bids are due Monday, February 24<sup>th</sup> at 2:00 P.M. for the sewer improvements. There was a question if we could still apply for the 2003 CDBG grant if we already were participating in a grant. Mr. Wilson stated as long as we were actively implementing the 2001 grant, we could apply for the 2003 CDBG grant. Commissioner Kendall asked County Manager Wilson to check on clarification of award of second grant with another grant in the process of being completed.

Commissioner Kendall addressed the Election/Voter Registration legislation that is to be introduced by our State Representatives and Senators. County Attorney Fortune commented

Representative Yates informed us today that the copy of legislation we received was incorrect and the new legislation has been drafted and is circulating among the entire legislative delegation. We will get a corrected copy for our review and comments. There is no final version yet. Mr. Wilson advised the Board that he would get the revised copy to the Board as soon as this office receives it.

Commissioner Goss asked about the status of High Falls Road. County Manager Wilson advised that once we can get out there and freshen up the rock to have that portion paved, the road would be reopened while we are working on the shoulder work.

Commissioner Davis asked for an up to date summary on what has led to the Election Superintendent position that is being introduced into legislation. Commissioner Morrow commented that Mrs. Grayson would like to retire and the process has not been working because we have had a number of election errors. At our retreat last year the Board agreed that we needed someone hired to be responsible to our County Manager in charge of the registration/elections. This is a paid position as Mrs. Grayson and her Board have been doing this free all these years. A couple of scenarios were discussed, full time and part time. Commissioner Davis questioned if this needs to be a full time five day per week position and suggested that it should be discussed at this Board's retreat in March.

Commissioner McDaniel asked if staff knew why the City of Griffin backed out of the Wastewater Agreement with Highland Mills. Commissioner Kendall was in attendance of that meeting and he commented the only thing heard was that the \$800/mo for operation was not a sufficient price to cover the cost of hiring or assigning an employee to monitor the system. They felt like it was a bad deal.

Commissioner Morrow announced that a Citizens for Economic Development had been formed and they were hosting an Informational Meeting on the SPLOST proposal Tuesday night, February 18<sup>th</sup> at the Stuckey Auditorium beginning at 7:00 P.M.

Commissioner Morrow reminded the Board that Griffin-Area Transportation Committee meets Wednesday, February 19<sup>th</sup> at 1:30 P.M. in the Griffin-Spalding Development Authority Conference Room.

Commissioner Morrow advised that he had asked for a meeting with the Mayor Cook and Mr. Rabun and he and Mr. Wilson would be meeting with them Thursday to have some discussion about some of the

things that are between the City and County and possibly lay some groundwork for agreements and cooperation between the two Boards.

**XIV. CLOSED MEETING**

1. The County Attorney desires a closed meeting to discuss potential/pending litigation.  
*The Closed Meeting was cancelled.*

**XV. ADJOURNMENT**

*Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the meeting was unanimously adjourned at 7:27 P.M.*

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County Clerk

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Chairman

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Please send comments to [webmaster@spaldingcounty.com](mailto:webmaster@spaldingcounty.com)  
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