



Spalding County online

Board of Commissioners

EXTRAORDINARY SESSION

The Board of Commissioners of Spalding County, Georgia, held their extraordinary session on Monday, June 21, 2004 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 Michael Kendall, Eddie Goss, Johnie McDaniel and Dick Morrow present. Commissioner Davis was absent. Also present were County Manager William Wilson, County Attorney Jim Fortune and County Clerk Phyllis Doane.

Agenda Topics

- I. OPENING (CALL TO ORDER) – Chairman Kendall
- II. INVOCATION - Rev. Reginald Jacobs
- III. PLEDGE TO FLAG – Led by Chairman Kendall
- IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

1. Consider approval of a Proclamation designating the month of June 2004 as “Homeownership Month” in Spalding County. *Upon motion by Commissioner McDaniel, seconded by Commissioner Morrow the following Proclamation was unanimously approved by a vote of 4-0.*

Proclamation

“National Homeownership Month”

WHEREAS, USDA Rural Development is actively engaged in increasing homeownership opportunities for the people of Spalding County, Georgia and is doing so through the successful efforts of a partnership of public, private and nonprofit organizations; and

WHEREAS, USDA Rural Development has, primarily through the use of local and private resources, managed to provide homeownership which strengthens families, builds communities, promotes personal well-being, and further promotes economic and civic responsibility; and

WHEREAS, USDA Rural Development is an active affiliate of The National Homeownership Strategy and The National Partners in Homeownership, which seeks to increase the national homeownership rate to an all-time high; and

WHEREAS, It is important to celebrate our successes and is equally important to set our minds to the challenges ahead.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of Spalding County that the month of June 2004 is hereby proclaimed as

“HOMEOWNERSHIP MONTH”

and call upon the people of Spalding County to recognize this special observance. In celebration of our achievements we must continue to strive to increase the percentage of citizens, who own their own homes, and to increase the number of our lowest income citizens who own their own homes and to improve the quality of the homes owned by our neediest citizens.

- V. PRESENTATION OF FINANCIAL STATEMENTS

1. Consider approval of Financial Statements for the Eleven Months Ended May 31, 2004. Ms. Jinna Garrison, Finance Director, was present to answer any questions. *Upon motion by Commissioner Kendall, seconded by Commissioner Morrow Financial Statements were unanimously approved by a vote of 4-0.*

VI. CITIZENS COMMENTS

1. Barbara Scandrick-Smith is present to discuss problems at the detention center. Ms. Scandrick-Smith requested to be withdrawn from the agenda.

VII. PUBLIC COMMENT

There was no one present who wished to make public comments.

VIII. MINUTES

1. Consider approval of the minutes of the Budget Hearing and Regular Monthly Meeting of June 7, 2004.

Upon motion by Commissioner McDaniel, seconded by Commissioner Goss the minutes of the Budget Hearing were approved by a vote of 3-0-1 with Commissioner Morrow abstaining as he was not present for the hearing.

Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel the minutes of the Regular Monthly Meeting of June 7th were unanimously approved by a vote of 4-0.

IX. CONSENT AGENDA – n/a

X. OLD BUSINESS – n/a

XI. NEW BUSINESS

County Manager Wilson stated that he would like the Board to consider amending the agenda to handle a request for outside amplification under New Business. *Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel motion to amend agenda to add item under New Business was unanimously approved by a vote of 4-0.*

1. Consider request of amplification permit from Larry Johnson to hold a tent revival on his property at Carey’s Mobile Home Park from 7:00 p.m. till 9:30 p.m. June 25-July 3, 2004. Mr. Johnson was present to answer any questions.

Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel request for outside amplification was unanimously approved by a vote of 4-0.

2. Consider at first reading the Fiscal Year 2005 Budget Ordinance. *Upon motion by Commissioner McDaniel, seconded by Commissioner Morrow first reading of Fiscal Year 2005 Budget Ordinance was unanimously approved by a vote of 4-0. **The Budget Ordinance will be incorporated into the minutes on second and final reading.***

3. Consider approval of allocated funds granted by the Griffin-Spalding County Hospital Authority for the Health Department. The Griffin-Spalding County Hospital Authority has committed \$420,000 to fund a program through the Health Department to establish a clinic with a full-time doctor, nurse practitioner and a registered nurse. Additionally, there will be some expense involved in renovation and equipment. County Manager Wilson stated that this does not include utilizing this doctor for the Sheriff’s Department. It will only be for the Health Department at this time. The Sheriff Department will continue as they have done in the past with money set up in the FY 2005 budget; however, they are willing to re-evaluate utilizing this service after a six months period. The proposed budget is as follows:

Medical Doctor (salary and benefits)	\$ 200,000
Family Nurse Practitioner (salary and benefits)	85,000
Public Health Nurse (RN) (salary and benefits)	60,000
X-ray setup, maintenance and secondary reading contracts	50,000
Exam room setup (three exam rooms and communal)	<u>25,000</u>
Total	\$ 420,000

Commissioner Morrow stated that this is one of the most important things we have done in Spalding County since he has been on the Board. He complimented the individuals that participated in getting this program set up. He said that he hopes that it can be worked out later with the Sheriff's Department to eliminate the \$640,000 contract they presently have with a doctor.

Motion made by Commissioner McDaniel to approve the grant for the Health Department. Commissioner Morrow seconded the motion.

Commissioner Kendall made the following comments for the record. "He said that he was going to vote for this particular item but whether or not this makes any sense is still yet to be determined in his estimation. He said that if things don't turn out the way they are suppose to, that he is giving a qualified approval with his vote because if things don't work out, he feels this is going to be revisited in short order."

Chairman Kendall called the question to the motion to approve the grant and motion passed by a vote of 3-1 with Commissioner Goss voting in opposition.

4. Consider reappointment of Virginia McClairen to the McIntosh Trail Community Service Board as recommended by Board of Health. This was for another three year term to expire June 30, 2007. *Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel reappointment of **Virginia McClairen** was unanimously approved by a vote of 4-0.*

5. Consider agreement between University of Georgia Carl Vinson Institute of Government and Spalding County for GIS parcel maintenance. *Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel the following agreement was unanimously approved by a vote of 4-0.*

LOA Extension

This is a Letter of Extension for the project titled *Spalding County Geographic Information System (GIS) Parcel and Road Centerline **Maintenance*** which expires on June 30, 2004. The terms and conditions of the original LOA remain unchanged except as noted below.

The time of performance is extended through June 30, 2005. The following rate changes will apply after all of the Calendar Year 2003 updates are made. These new rates will go into effect after ITOS has made the parcel and road centerline data sets current as of January 1, 2004, which is expected to take place during the summer of 2004. Any survey plats which are recorded with a January 1, 2004 or later date will be added to the GIS dataset at the following rates.

Data Items	Line-Item Cost
Parcel Maintenance From Survey Plats	\$12.00 each
Parcel Annotation	\$2.00 each
Parcel Maintenance From AutoCAD Drawings (without annotation)	\$50 per drawing + \$1 per parcel
Parcel Maintenance From AutoCAD Drawings (with annotation)	\$50 per drawing + \$3.00 per parcel
Road Centerline Maintenance (GPS required)	\$300 + \$35 per road
Road Centerline Maintenance (GPS not required)	\$25 per road

For the **CONTRACTOR:**
CLIENT:

For the

(L.S.) Allan Adams Date: 6/16/04
Associate Director

(L.S.) M. Michael Kendall Date: 6/21/04
Chairman

(L.S.) Chad Rupert Date: 6/16/04
Local Government Coordinator

6. Consider authorizing the Fire Department to submit grant request to Griffin-Spalding Hospital Authority. The request is for equipment (two multi-gas detectors and two chemical detectors) in the amount of \$11,012.72 and requires no matching funds. The grant must be submitted to the Authority by July 15, 2004. *Upon motion by Commissioner Morrow, seconded by Commissioner McDaniel request to submit grant was unanimously approved by a vote of 4-0.*

XII. REPORT OF COUNTY MANAGER

County Manager Wilson stated that the original date to have the Comp Plan Workshop did not work out and suggested an alternate date of Wednesday, June 30th at 6:00 p.m. The Board had no problem with this date.

County Manager Wilson stated that he would be bringing a recommendation to the Board on the July agenda of increasing the cost of driveway installation as the cost for pipe has escalated according to the Public Works Director.

County Manager Wilson announced to the Board that the July 4th parade would be held on Sunday, July 4th starting at 2:30 p.m. The line-up this year will be at the Old Parkwood Cinema parking lot beginning at 1:30 p.m. There will be golf carts provided by the City of Griffin.

County Manager Wilson presented the Board a draft copy of an outside amplification permit application form for their review and consideration. Mr. Wilson stated that we are beginning to get more and more requests for these and he would like for it to be structured like the form. There was a discussion regarding having the request approved through the County Manager instead of the requests coming before the Board of Commissioners for approval. Mr. Wilson stated he would get with County Attorney Fortune and work out some kind of ordinance for the County Code regarding amplification.

County Manager Wilson reminded the Board that the Monday, July 5th Commission Meeting has been canceled and the only meetings to be held in July is the meeting of July 19th and Zoning Public Hearing of July 22nd. Mr. Wilson stated that he would not be present for these meetings and they would be handled by staff. The agenda could be quite lengthy for this meeting as almost everyone on the June 24th agenda has requested to be tabled until July.

There was a discussion regarding the consistent request from developers tabling of items from month to month. The residents continue coming down month after month to the meetings and tabling the applications is not fair to the citizens. County Manager Wilson stated that this has been addressed in some ways such as new cut-off dates effective July 1, if the application has been directed for changes by the Board of Appeals or Planning Commission. There is only a seven day period that this change can be made to be placed on the Board of Commissioners' zoning hearing.

County Manager Wilson stated with more and more applications coming before the Board that we do need to have a policy in place regarding tabling of zoning applications. He said that he would get with Zoning Attorney Galloway and see if he can come up with a policy to handle these situations.

Commissioner Morrow stated that this might be a good topic for his Task Force to discuss. He feels that tabling an application one time is understandable but multiple times, he has a problem with.

Commissioner McDaniel made a suggestion to table the items indefinitely and they would not have to be brought up at the next public hearing.

Commissioner Kendall made a suggestion that we needed to start having a public hearing only and then vote on the applications on the next agenda. County Manager Wilson stated that the rezoning does not become effective until there are two readings. We have been using the public hearing as the first reading.

XIII. REPORT OF COMMISSIONERS

Commissioner Morrow commented that the Task Force Committee has met three Fridays on an in-fill ordinance, which is for small pieces of land that are left over. He said that the committee has tried to codify a system in those specific designated areas where there is platted lots of record and non-platted lots of record, that you have certain development rights to fill in these in-fill areas. He said staff is to write this amendment to the UDO and the Committee would reconvene in three weeks and discuss this amendment and then hopefully bring to the Board for consideration.

Commissioner Morrow commented that Representative John Yates would like to place back on the agenda the four-way stop at Birdie Road/Patterson Road intersection. Mr. Morrow requested that this be placed on the August 2nd agenda for resolution to this issue. He said that the terms of tabling this issue were difficult because a meeting was to take place between the residents, Commissioners Goss and Morrow and Mr. Yates and this brought up the question about notification of the meeting in relation to the Open Meetings Law. County Manager Wilson stated that the ordinance to remove the four-way stop has passed on first reading. It was indefinitely tabled on second reading with a town hall meeting to take place.

Commissioner Goss had no comments.

Commissioner McDaniel asked the status of the speed limit on Beville Drive. County Manager Wilson stated that at present the speed limit on all improved county roads is 45 MPH. unless specifically addressed in the ordinance. He said that he and Mrs. Doane had met with Major Wendell Beam on speed limits and he is going to look at all the county roads. To run radar on county roads requires the approval of Department of Transportation for preparation of an ordinance and then they will come to the Board of Commissioners for approval. Major Beam is adding a lot of subdivisions streets. D.O.T. will not let the Sheriff Department run radar on a street less than .25 miles in length; therefore, there will be two (2) ordinances, one with radar and one without. Commissioner McDaniel stated this road is now being used as a cut through and the contour of this road really does not support the 45 MPH. County Manager Wilson commented that the County can put up some advisory signs and also "Children at Play" signs as well.

Commissioner Kendall had no comments.

XIV. CLOSED MEETING

Upon motion by Commissioner Kendall, seconded by Commissioner McDaniel the Board voted unanimously to go into a Closed Meeting to discuss acquisition of real property.

1. The County Manager requests a Closed Meeting to discuss acquisition of real estate.

Those present were Commissioners Dick Morrow, Michael Kendall, Johnie McDaniel and Eddie Goss. Also present were County Manager William Wilson, County Attorney Jim Fortune and County Clerk Phyllis Doane.

CLOSED MEETING AFFIDAVIT

[A copy of the affidavit must be filed with the minutes of the meeting]

STATE OF GEORGIA
COUNTY OF SPALDING

AFFIDAVIT OF CHAIRMAN

Members of the Spalding County Board of Commissioners, being duly sworn, states under oath that the following is true and accurate to the best of his/her knowledge and belief:

- 1.

The Spalding County Board of Commissioners met in a duly advertised meeting on June 21, 2004.

- 2.

During such meeting, the Board voted to go into closed session.

- 3.

The executive session was called to order at 6:55 p.m.

- 4.

The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

No Consultation with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1);

No Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and *(insert the citation to the legal authority making the tax matter confidential)*_____;

Yes Discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);

No Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. § 50-14-3(6);

No Other (*describe the exemption to the open meetings law*):

_____ as provided in
(*insert the citation to the legal authority
exempting the topic*)_____.

Spalding County Board of Commissioners

Sworn to and subscribed
Before me this 21st day of
June 2004
Phyllis P. Doane

Dick Morrow
M. Michael Kendall
Edward Goss, Jr.
Johnie A. McDaniel

Notary Public
My commission expires: March 13, 2006

Upon motion by Commissioner McDaniel, seconded by Commissioner Morrow the Board voted unanimously to come out of Closed Meeting and go back into Open Session.

No business was transacted at this time.

XV. ADJOURNMENT

Upon motion by Commissioner Kendall, seconded by Commissioner Morrow the meeting was unanimously adjourned at 7:08 P.M.

County Clerk

Chairman

Please send comments to webmaster@spaldingcounty.com
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