



Board of Commissioners

BUDGET HEARING

A Budget Hearing was held by the Spalding County Board of Commissioners in their office in the Courthouse Annex, Monday, June 2, 2003 beginning at 5:00 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, Finance Director Jinna Garrison and County Clerk Phyllis Doane.

Chairman Morrow called the meeting to order.

The purpose of the meeting was to discuss and receive comments relative to the Proposed Fiscal Year 2004 Budget.

County Manager Wilson commented that the final draft of the proposed General Fund Budget is in the amount of \$32,822,052. He said the Budget was reduced approximately \$130,000 from the original proposal. The overall total for all funds is \$47,205,217. He said we have a balanced budget with revenues equaling expenditures.

Commissioner Morrow stated that this proposed budget is an estimated 1.83 millage rate increase to taxpayers to cover the loss from the State Court revenue and the reduction in LOST proceeds.

There was no one present who wished to address the Board of Commissioners on the FY 2004 Proposed Budget.

With their being no further comments, Chairman Morrow asked for a motion to adjourn the meeting

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the meeting was unanimously adjourned at 5:07 P.M.

County Clerk

Chairman

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REGULAR MONTHLY MEETING

The Board of Commissioners of Spalding County, Georgia, held their regular monthly meeting on Monday, June 2, 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 McDaniel in the absence of Rev. Valimont.**
- III. PLEDGE TO FLAG – Led by County Manager William Wilson**
- IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION**

1. Robert Hiatt is present to provide an update regarding the MPO. Mr. Hiatt, McIntosh Trail Regional Development Center, addressed the Board regarding an updated proposal with the possibility of forming a Regional MPO (Metropolitan Planning Organization) with Carroll and Coweta Counties. He said that the proposal they were offering now was that Griffin/Spalding County voting representation would be balanced on the policy board. Spalding County would continue to work with GDOT at the local level and

retain MPO committee representation. There would be no additional cost to Spalding County for the implementation of the MPO as their part would be the yearly dues that are paid to Regional Development Center for their services to the County. Carroll County and Coweta County would be paying in addition to their regular dues, which are paid to Chattahoochee Flint Regional Development Center.

Commissioner Morrow commented that they had had another meeting at the Governor's office and he understood from the meeting that the Governor was not sure how the MPO was going to be set up. He said that the Governor might put counties in the ARC MPO or might decide to go to area MPO's around the Atlanta area.

Mr. Hiatt commented that the Governor's office would be taking additional comments from potentially affected counties over the summer and try to make a decision in the fall with several recommendations as which will give them the ability to create several options.

Mr. Hiatt commented that Coweta County is very interested in exploring alternatives to the ARC. They are in agreement to the McIntosh Trail proposal. They are interested in joining with Spalding County for transportation planning.

V. PRESENTATION OF FINANCIAL STATEMENTS – n/a

VI. CITIZENS COMMENTS – n/a

VII. PUBLIC COMMENT

Mr. Ronnie Gulliford, 423 Edwards Street, addressed the Board regarding the increase in property taxes. He said that there are areas growing in cost to individuals in the County mainly population growth and higher density concerns. He said he had a 30% increase in his taxes last year and wanted to know why his 30% increase did not make an impact on this year's budget.

VIII. MINUTES

1. Consider approval of minutes of the Extraordinary Session of May 19, 2003. Commissioner Morrow requested that one change be made under his comments in the second line on Page 352, which is a change "AR-1 classification district" to "R Classification zoning districts".

Upon motion by Commissioner Davis, seconded by Commissioner McDaniel the minutes with the requested change was unanimously approved by a vote of 5-0.

2. Consider approval of minutes of the Zoning Public Hearing of May 22, 2003. *Upon motion by Commissioner McDaniel, seconded by Commissioner Goss the minutes were approved by a vote of 4-0-1 with Commissioner Davis abstaining as he was not present for the meeting.*

IX. CONSENT AGENDA

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis Items 1 & 2 on the 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 receipt of capital lease proceeds.

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

WHEREAS, the Board of Commissioners of Spalding County have duly adopted an annual budget ordinance for the 2003 Fiscal Year pursuant to the requirements of Title 36, Chapter 81 of the Official Code of Georgia, and Section 2-5003 of the Code of Spalding County; and

WHEREAS, the Official Code of Georgia, specifically Title 36, Chapter 81-3, provides that said Board might amend its annual budget ordinance so as to adapt to changing governmental needs during the fiscal year.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners that the annual budget ordinance as approved, adopted and enacted on second reading on July 1, 2002, be amended as follows:

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the following Resolution was unanimously approved by a vote of 5-0.

IN RE:

Text Amendment #A-03-06

AMENDMENT TO THE ZONING ORDINANCE OF SPALDING COUNTY

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA**

WHEREAS, the Board of Commissioners of Spalding County, Georgia under the Constitution and Laws of the State of Georgia is empowered by virtue of its police power to regulate the health, safety and welfare of the citizens of Spalding County to provide for and enact zoning and developmental regulations; and

WHEREAS, the Board of Commissioners of Spalding County, Georgia enacted the current Zoning Ordinance of Spalding County, Georgia on January 4, 1994 and has amended said Ordinance subsequently; and

WHEREAS, the Zoning Administrator, in conjunction with the Planning Commission, has deemed it advisable to recommend amendment to a portion or portions of the Zoning Ordinance of Spalding County; and

WHEREAS, such proposed text amendment was reviewed by the Spalding County Planning Commission, and a hearing on the application was conducted by the Board of Commissioners of Spalding County, Georgia on May 22, 2003, pursuant to O.C.G.A. § 33-66-1, et. seq. in the Spalding County Hearing Room, Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia; and

WHEREAS, the Board of Commissioners of Spalding County, Georgia considered the proposed amendment, any and all alternate proposals or amendments, the report of the Spalding County Planning Commission and all data and evidence taken at the public hearing; and

WHEREAS, it is deemed by the Board of Commissioners of Spalding County, Georgia that an amendment to the Zoning Ordinance of Spalding County, Georgia is in conformance with sound comprehensive planning principles and of substantial benefit to the public and in the promotion of the best interests and general welfare of the people;

NOW THEREFORE, IT SHALL BE AND IS HEREBY RESOLVED by the Board of Commissioners of Spalding County, Georgia, that the Zoning Ordinance of Spalding County, Georgia shall be and is hereby amended as follows:

Section 1: The following provision shall be deleted from the provisions of the Zoning Ordinance of Spalding County, Appendix A: Subdivision Ordinance: Article 5 “Required Development Standards” Section 505(B)(6).

Section 2: The following provision shall be added to the provisions of the Zoning Ordinance of Spalding County, Appendix A: Subdivision Ordinance: Article 5 “Required Development Standards” Section 505(B)(6):

6. Detention ponds shall be designed for the two, five, ten, twenty-five, fifty, and one hundred year storms. Either the “Dekalb Rational Method” or the “SCS Method” (Soil Conservation Service Method) shall be used for producing all hydrographs for storage design. No additional runoff will be allowed over the predeveloped rate. All detention facilities shall be fenced with a cyclone fence a minimum of six (6) feet in height. Potential access to detention facilities shall be provided by means of a fifteen (15) foot minimum width fence gate, latched and locked five (5) or more feet above grade, a fifteen (15) foot minimum width easement to a public right of way.
(A-99-05, 05/04/99)

Section 3: The following provision shall be deleted from the provisions of the Zoning Ordinance of Spalding County, Appendix J Commercial/Industrial Development Ordinance: Article 4 “General Procedures” Section 408(B)(6).

Section 4: The following provision shall be added to the provisions of the Zoning Ordinance of Spalding County, Appendix J Commercial/Industrial Development Ordinance: Article 4 “General Procedures” Section 408(B)(6):

6. Detention ponds shall be designed for the two, five, ten, twenty-five, fifty, and one hundred year storms. Either the “Dekalb Rational Method” or the “SCS Method” (Soil Conservation Service Method) shall be used for producing all hydrographs for storage design.

Section 5: The following provision shall be added to the provisions of the Zoning Ordinance of Spalding County, Appendix A: Subdivision Ordinance: Article 5: Required Development Standards: Section 505(B)(1’):

- 1’. A drainage map shall be included in the hydrology study that clearly defines the drainage areas on the site (i.e. drainage to the pond, bypass areas).

Section 6: The following provision shall be added to the provisions of the Zoning Ordinance of Spalding County, Appendix J: Commercial/Industrial Ordinance: Article 4: General Procedures: Section 408(B)(1’):

- 1’. A drainage map shall be included in the hydrology study that clearly defines the drainage areas on the site (i.e. drainage to the pond, bypass areas).

Section 7: The Chairman of the Board of Commissioners of Spalding County, Georgia is directed and authorized to execute such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia.

Section 8: The Zoning Administrator is authorized and directed to enter such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia accordingly.

Section 9: The foregoing amendment of the Zoning Ordinance of Spalding County, Georgia shall become effective immediately upon adoption of this resolution.

Section 10: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

- **Amendment to UDO #A-03-07:** Article 11: R-5 – Section 1103(A)(10) – add conservation subdivision as principal use, and Article 7: R-1 – Section 704 (B)(B’), Article 8: R-2 – Section 804 (B)(B’), Article 10: R-4 – Section 1004 (B)(B’) & Article 11: R-5 – Section 1104 (B)(B’) – amend density allowances for sewer property within conservation subdivisions.

Assistant County Manager Sabine stated that there was a typographical error as the grand fathered provision lot of record each section refers back to the R-1 district to every zoning class. Section 804 (B) in the Lot of Record that should refer back to the R-2 district, Section 1004 (B) references to Lot of Record should refer back to the R-4 districts and Section 1104 (B), Lot of Record should refer back to the R-5 districts as opposed to the R-1 district.

*Motion made by Commissioner Morrow to approve the Resolution to **Amendment #A-03-07** with the amended changes as stated above on first reading. Commissioner McDaniel seconded the motion and motion was unanimously approved by a vote of 5-0. **This amendment will have to go back to a second reading and the Resolution will be incorporated into the minutes at that time.***

- **Amendment to UDO #A-03-13:** Article 6, AR-2 Rural Reserve – Section 603 (A)(7) – add provision for equestrian use.

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the following Resolution was unanimously approved by a vote of 5-0.

IN RE:

Text Amendment #A-03-13

AMENDMENT TO THE ZONING ORDINANCE OF SPALDING COUNTY

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA**

WHEREAS, the Board of Commissioners of Spalding County, Georgia under the Constitution and Laws of the State of Georgia is empowered by virtue of its police power to regulate the health, safety and welfare of the citizens of Spalding County to provide for and enact zoning and developmental regulations; and

WHEREAS, the Board of Commissioners of Spalding County, Georgia enacted the current Zoning Ordinance of Spalding County, Georgia on January 4, 1994 and has amended said Ordinance subsequently; and

WHEREAS, the Zoning Administrator, in conjunction with the Planning Commission, has deemed it advisable to recommend amendment to a portion or portions of the Zoning Ordinance of Spalding County; and

WHEREAS, such proposed text amendment was reviewed by the Spalding County Planning Commission, and a hearing on the application was conducted by the Board of Commissioners of Spalding County, Georgia on May 22, 2003, pursuant to O.C.G.A. § 33-66-1, et. seq. in the Spalding County Hearing Room, Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia; and

WHEREAS, the Board of Commissioners of Spalding County, Georgia considered the proposed amendment, any and all alternate proposals or amendments, the report of the Spalding County Planning Commission and all data and evidence taken at the public hearing; and

WHEREAS, it is deemed by the Board of Commissioners of Spalding County, Georgia that an amendment to the Zoning Ordinance of Spalding County, Georgia is in conformance with sound comprehensive planning principles and of substantial benefit to the public and in the promotion of the best interests and general welfare of the people;

NOW THEREFORE, IT SHALL BE AND IS HEREBY RESOLVED by the Board of Commissioners of Spalding County, Georgia, that the Zoning Ordinance of Spalding County, Georgia shall be and is hereby amended as follows:

Section 1: The following provision shall be deleted from the provisions of the Zoning Ordinance of Spalding County, Article 6 “AR-2 Rural Reserve” Section 603(A)(6):

Section 2: The following provision shall be added to the provisions of the Zoning Ordinance of Spalding County, Article 6 “AR-2 Rural Reserve” Section 603(A)(6):

Section 603: Permitted Uses

A. The following **Principal Uses** are permitted in AR-2 districts:

6. Equestrian farms/pastures, riding academies and other facilities, which host equestrian events.

Section 3: The Chairman of the Board of Commissioners of Spalding County, Georgia is directed and authorized to execute such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia.

Section 4: The Zoning Administrator is authorized and directed to enter such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia accordingly.

Section 5: The foregoing amendment of the Zoning Ordinance of Spalding County, Georgia shall become effective immediately upon adoption of this resolution.

Section 6: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

- **Amendment to UDO #A-03-14:** Article 11. R-5 Single Family District – Section 1103:A(3) – delete Class A Manufactured Home as principal use.

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

IN RE:

Text Amendment #A-03-14

AMENDMENT TO THE ZONING ORDINANCE OF SPALDING COUNTY

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA**

WHEREAS, the Board of Commissioners of Spalding County, Georgia under the Constitution and Laws of the State of Georgia is empowered by virtue of its police power to regulate the health, safety and welfare of the citizens of Spalding County to provide for and enact zoning and developmental regulations;

WHEREAS, the Board of Commissioners of Spalding County, Georgia enacted the current Zoning Ordinance of Spalding County, Georgia on January 4, 1994 and therein adopted the Official Zoning Map of Spalding County, Georgia, in Article 23, Section 2301, et. seq.;

WHEREAS, the Board of Commissioners of Spalding County has determined that it is in the best interests of the citizens of Spalding County for certain text revisions and amendments to be made to the Zoning Ordinance of Spalding County;

WHEREAS, such text amendments to the Zoning Ordinance of Spalding County were reviewed by the Spalding County Planning Commission, and a hearing on the text amendments to the Zoning Ordinance of Spalding County was conducted by the Board of Commissioners of Spalding County, Georgia on May 22, 2003 pursuant to O.C.G.A. 33-66-1, et. seq. in the Spalding County Hearing Room, Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia;

WHEREAS, the Board of Commissioners of Spalding County, Georgia considered the proposed amendment, any and all alternate proposals or amendments, the report of the Spalding County Planning Commission and all data and evidence taken at the public hearing; and

WHEREAS, it is deemed by the Board of Commissioners of Spalding County, Georgia that an amendment to the Zoning Ordinance of Spalding County, Georgia and an amendment to the Official Zoning Map of Spalding County, Georgia is in conformance with the Spalding County Comprehensive Plan and sound comprehensive planning principles and of substantial benefit to the public and in the promotion of the best interests and general welfare of the people;

NOW THEREFORE, IT SHALL BE AND IS HEREBY RESOLVED by the Board of Commissioners of Spalding County, Georgia, that the Zoning Ordinance of Spalding County, Georgia shall be and is hereby amended as follows:

Section 1: The following provisions shall be deleted from the Zoning Ordinance of Spalding County, Article 11, "R-5 Single Family District:" Section 1103(A)(3), and such section shall appear as "Reserved."

Section 2: The foregoing amendments to the Zoning Ordinance of Spalding County shall become effective immediately upon adoption of this resolution.

Section 3: All Ordinances or resolutions in conflict herewith shall be and are hereby, repealed.

- **Amendment to UDO #A-03-16:** Quarterly adoption of Zoning Map.

Assistant County Manager Sabine stated that the Resolution to Amendment to **UDO #A-03-16** needed to be amended to show date of adoption as of June 16, 2003 in lieu of March 17, 2003.

*Upon motion by Commissioner Davis, seconded by Commissioner McDaniel the Resolution was unanimously approved by a vote of 5-0 as amended on first reading. The Resolution will have to go back for a second reading. **The Resolution will be incorporated into the minutes at that time.***

XI. NEW BUSINESS

1. Consider at first reading an ordinance amending the Fiscal Year 2003 Budget Ordinance to provide for receipt of VOCA Grant Funds. *Upon motion by Commissioner McDaniel, seconded by Commissioner*

*Davis the first reading of ordinance was unanimously approved by a vote of 5-0. **The Ordinance will be incorporated into the minutes on second and final reading.***

2. Consider request from Sheriff Stewart for part time employee for Victim Services to be funded through VOCA Grant Program. County Manager Wilson commented there are funds in their budget for this position, which would be a 20-hour per week position equal to a pay grade 10. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the request from Sheriff Stewart was unanimously approved by a vote of 5-0.*

3. Consider request from the Keep Griffin/Spalding Beautiful Committee to appoint Kevin Barkley as the Orchard Hill Representative to this Committee. Term to expire 12-31-03. *Upon motion by Commissioner Davis, seconded by Commissioner McDaniel **Kevin Barkley** was unanimously appointed to the Keen Griffin/Spalding Beautiful Committee.*

4. Consider at first reading an amendment to Section 12-1016(b) (4) of the Spalding County Code of Ordinances pertaining to animal adoption by qualified rescue groups. This amendment to the Spalding County Code would provide for the County Manager or his designee to review and grant approval for these groups to adopt animals with the waiver of animal adoption fees rather than bringing the request to the Board for two (2) readings. Mr. Wilson commented that the Board would be advised of each of these requests granted.

*Upon motion by Commissioner McDaniel, seconded by Commissioner Davis first reading of ordinance was unanimously approved by a vote of 5-0. **The Ordinance will be incorporated into the minutes on second and final reading.***

5. Consider Resolution authorizing moratorium on acceptance of applications pertaining to Special Exceptions for reduction in lot sizes. *Upon motion by Commissioner McDaniel, seconded by Commissioner Goss the following Resolution was unanimously approved by a vote of 5-0.*

Resolution

A Resolution of the Board of Commissioners Pertaining to New Special Exception Applications for a Reduction in Lot Size (a/k/a One-Acre Special Exceptions)

WHEREAS, the Board of Commissioners of Spalding County, Georgia under the Constitution and Laws of the State of Georgia is empowered by virtue of its authority to regulate the public health and safety of its citizens by providing for and enacting appropriate rules and regulations governing application of the Unified Development Ordinance of (UDO) Spalding County and administration of associated permitted land uses; AND

WHEREAS, the Board of Commissioners has determined that the public health, safety, and welfare would benefit from the enactment of certain criteria governing the granting of special exceptions to reduce minimum lot size in the residential-class (R-class) zoning districts of unincorporated Spalding County; AND

WHEREAS, the Board of Commissioners desires to carefully and deliberatively determine the shape and form of these special exception criteria regarding the granting of special exceptions to reduce the minimum lot size; AND

WHEREAS, the Board of Commissioners further desires to study available options regarding these aforementioned criteria; AND

WHEREAS, the Board of Commissioners is aware that a period of time is required to study options, formulate policy decisions, and enact corresponding measures.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF SPALDING COUNTY, GEORGIA THAT THE BOARD HEREBY ENACTS A MORATORIUM GOVERNING THE FOLLOWING:

THERE SHALL BE A MORATORIUM PERTAINING TO THE FILING AND ACCEPTANCE BY COUNTY STAFF OF ANY SPECIAL EXCEPTION APPLICATION SEEKING A REDUCTION IN MINIMUM LOT SIZE TO A LOT SIZE LESS THAN 2.0 (TWO AND NO TENTHS) ACRES. THIS MORATORIUM SHALL INCLUDE, BUT NOT LIMITED TO, SPECIAL EXCEPTION USES

SPECIFIED IN SECTIONS 703(B)(3), 704(B), 803(B)(3), 804(B), 1003(B)(3), AND 1004(B) OF THE UNIFIED DEVELOPMENT ORDINANCE (UDO).

THIS MORATORIUM SHALL REMAIN IN EFFECT UNTIL OCTOBER 31, 2003, UNLESS SAID MORATORIUM IS EXTENDED BY THE BOARD TO PROMOTE PUBLIC HEALTH AND SAFETY OR UNLESS SAID MORATORIUM IS TERMINATED BY THE BOARD OF COMMISSIONERS AT AN EARLIER TIME.

6. Set agenda topics for June 10, 2003 workshop with Planning Commission. It was noted that the Board of Zoning Appeals members should be invited to this workshop also. Commissioner Morrow said that the items to be discussed should be (1) set criteria for allowing a special exception to one acre lots and (2) recommendation for some increase in house sizes in the zoning districts.

XII. REPORT OF COUNTY MANAGER

County Manager Wilson reminded the Board of the Joint P&Z/BZA/ BOC Workshop that would be held June 10, 2003 at 6:00 P.M.

County Manager Wilson announced that the Jordan, Jones & Goulding would be holding a Comprehensive Plan/Land Use Meeting in the Courthouse Annex Meeting Room with the Board of Commissioners and Planning Commission on Monday, June 23, 2003 from 6:00 until 8:00 P.M.

County Manager Wilson announced that there would be an EPD informational meeting on non-attainment issues Thursday, June 19, 2003 from 6:00 PM until 8:00 PM in the Courthouse Annex Meeting Room.

County Manager Wilson addressed the Board regarding street name designations. He said it has been the policy of this Board that once a subdivision is deeded to the County, in order to get a street name change, if there is more than one property owner, that all the property owners had to be contacted of the request and the Board of Commissioners had the only authority to change a street name. It has been brought to his attention that Planning Commission had changed a street name and he wanted clarification if the policy had changed or not. The County Attorney commented that only the Board of Commissioners could change a street name once a road has been deeded to the County. It was brought out that the Planning Commission only has the authority to decide street names in the preliminary plat stages.

County Manager Wilson commented that ARC has notified us that due to us becoming part of the metropolitan area, that we now have Section 5307 funds available and allocated to us in the amount of \$126,441, which would require \$31,610 in matching funds. These funds are to purchase capital for a public transportation program. He inquired as to the wishes of the Board regarding this allocation. The Board agreed they were not interested at this time.

XIII. REPORT OF COMMISSIONERS

Commissioner Kendall gave an update on the grant writer proposal. He said this item is suppose to be on the Hospital Authority agenda for next week to discuss the proposal of finding a grant writer. He said that a meeting had taken place and a recommendation was going to be made that this service be contracted with a private entity through the Hospital Authority and there would possible be a grant fee that could be taken out of the award of the grant.

Commissioner Goss made a recommendation to reduce the number of items that are placed on the Board of Commissioners Zoning Public Hearing. He suggested that we place a limit on the number of applications to be heard at a given meeting. He also recommended that all items that have been tabled prior to the meeting that are still on the agenda be placed at the beginning of the meeting. This would prevent citizens who have come to speak on an application to leave rather than sit through a lot of rezoning applications.

County Manager Wilson addressed this matter with the Board. He said there are some counties who do place limits on the number of rezoning applications. There are several counties North of us who wish to place limits. He said he would have to talk to Zoning Attorney Newton Galloway to see if it is legal to place limits. He said that we are planning to make policy that at all future meetings to inform the audience at the beginning of the meeting if there are items that we have been requested to table and let the Board take these into consideration first.

There was a discussion regarding the order in which applications are placed on the agenda. Assistant County Manager Sabine suggested that the Board could possibly do special exceptions first, do the

rezonings that do not involve subdivisions and then do the subdivision rezonings last as they are generally more controversial and larger and more complicated.

County Manager Wilson recommended, if legal, to set a limit of five (5) rezoning applications and also recommend that if you are tabling an item, that item be included in the five (5).

Commissioner Davis had no comments.

Commissioner McDaniel commented on the current building permit list. He said in Spalding County there were 33 single family residences applied for in the month of May with 22 of them above 1750 SF. He feels like things are moving up around here.

Commissioner McDaniel commented on the Automatic Aid Agreement with the City of Griffin. The County voted in favor of this several years ago (September 1995), but the City never agreed upon or executed the Agreement. He made mention of an incident that happened in the City of Griffin and our Spalding County Fire Department was located closer than the City. There have been several fire incidents where an Automatic Aid Agreement would be advantageous to the property owner.

County Manager Wilson commented that the bottleneck seemed to be with the City Attorney who has some questions about the Agreement. Commissioner Morrow stated that we would task our County Manager to find out what the bottleneck is and try to get this Agreement adopted between the City and County.

Commissioner Morrow discussed impact fees. He said that the Spalding contractors have agreed upon impact fees and this addresses the cost of accommodating new residents. He said it was time to get this process started. He said this would require some consultant help and part of the impact fee law is to appoint a citizens board to work on this. He said 40% of that committee has to be from the real estate development community. The committee specified is between five and ten members.

County Manager Wilson commented that he would like to begin this process by issuing an RFP (Request for Proposal) for a consultant to work with us on the implementation of the impact fee. He said that this is a very complicated statute. Costs associated with this would be discussed after receiving the RFP's.

XIV. CLOSED MEETING

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the Board voted unanimously to go into a Closed Meeting to discuss the following:

1. The County Attorney desires a Closed Meeting to discuss pending/potential litigation.

Those present were Commissioners Dick Morrow, Michael Kendall, Johnie McDaniel, Cecil Davis, Eddie Goss, County Manager William Wilson, Assistant County Manager Michael Sabine, 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 2, 2003.

2.

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

3.

The executive session was called to order at 7:30 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:

Yes 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)_____;

No 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)_____.

This the 2nd day of June 2003.

Spalding County Board of Commissioners

Sworn to and subscribed
Before me this 2nd day of
June 2003.
Phyllis P. Doane
Notary Public
My commission expires: March 13, 2006

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

Upon motion by Commissioner McDaniel, seconded by Commissioner Goss 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 McDaniel, seconded by Commissioner Goss the Board voted unanimously to adjourn the meeting at 7:37 P.M.

County Clerk

Chairman

Please send comments to webmaster@spaldingcounty.com
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