



Spalding County online

Board of Commissioners

REGULAR MONTHLY MEETING

The Board of Commissioners of Spalding County, Georgia, held their regular monthly meeting on Monday, November 3, 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, 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 Goss in the absence of Rev. Valimont.**
- III. **PLEDGE TO FLAG – Led by Commissioner McDaniel.**
- IV. **PRESENTATIONS/PROCLAMATIONS/RECOGNITION**

1. Consider approval of a Proclamation proclaiming the month of November as “National Adoption Month in Spalding County”. Ms. Pat Pryor and Jonie Charlot, DFACS, were present to accept this Proclamation from Chairman Morrow. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the following Proclamation was unanimously approved by a vote of 5-0.*

Proclamation

“National Adoption Awareness Month NOVEMBER 2003”

- WHEREAS,** Finding families is our goal for waiting children in SPALDING COUNTY; and
- WHEREAS,** Many of these children have special needs, such as physical, emotional and behavioral challenges; and
- WHEREAS,** Many of these children are brothers and sisters who want to grow up together; and
- WHEREAS,** The month of November is National Adoption Awareness Month, a time to celebrate the joys of adoption and focus on the need for permanent families for our waiting children as every child deserves a place to call home; and
- WHEREAS,** National Adoption Month is an opportunity to spread awareness on behalf of children in the State of Georgia who are waiting for a loving family.

NOW THEREFORE BE IT RESOLVED, the Board of Commissioners of Spalding County do hereby proclaim that the month of **November** is

“NATIONAL ADOPTION MONTH IN SPALDING COUNTY”

And encourage the community, businesses, groups, schools, faith-based organizations and families to help secure permanent, loving homes for each and every child in the State of Georgia regardless of race, age, gender, health, emotional or behavioral challenges and past distress.

Furthermore, we urge all citizens to recognize the families created by adoption and to remember our children who need permanent, loving homes.

2. Consider approval of a Proclamation In Recognition of Community Service Provided by the Five Loaves & Two Fish Food Pantry. Eddie Whitlock and Rick Blackshear were present to accept this Proclamation presented by Chairman Morrow. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the following Proclamation was unanimously approved by a vote of 5-0.*

Proclamation

“In Recognition of Community Service Provided By the Five Loaves & Two Fish Food Pantry”

- WHEREAS,** Spalding County’s philanthropic community strives to address the needs of the poor of the area through projects such as the Five Loaves & Two Fish Food Pantry; and
- WHEREAS,** The Five Loaves & Two Fish Food Pantry currently provides a serving of groceries for over 900 families each month with approximately 35 percent (35%) of those served being children under the age of eighteen (18) and approximately ten percent (10%) of those served being senior citizens over the age of sixty-five (65); and
- WHEREAS,** Nearly one-third of the heads of household of the families are disabled; and
- WHEREAS,** The Spalding County community continues to strive to insure that all its residents have an adequate amount of food; and
- WHEREAS,** For the fifth consecutive year the “Together We Can Food Drive” was held on October 30, October 31 and November 1, 2003 with the purpose of soliciting canned goods for distribution to the needy of the community.

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of Spalding County officially and solemnly recognizes the efforts of those who are making this yearly food drive a reality through their hard work, dedication and financial support and applaud them for their service to this community.

BE IT FURTHER RESOLVED that a copy of this Proclamation be spread upon the minutes of the proceedings of this Board to recognize this important and vital event to serve those in need in our community.

V. PRESENTATION OF FINANCIAL STATEMENTS - n/a

VI. CITIZENS COMMENTS – n/a

VII. PUBLIC COMMENT

Fred Edwards, 747 Steele Road made the following statement: “On behalf of the parents, teachers, staff, school bus drivers and himself and Beaverbrook, we say Thank You.” This was for the installation of the traffic signal at the intersection of Highway 19/41 and Birdie Road.

VIII. MINUTES

1. Consider approval of the minutes of the Extraordinary Session of October 20, 2003 and Zoning Public Hearing of October 23, 2003. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the minutes were unanimously approved by a vote of 5-0.*

IX. CONSENT AGENDA

1. Consider at second reading of an ordinance amending the Spalding County Code, Part VII, Chapter 2, Section 7-2002 relative to junked or abandoned motor vehicles.

County Manager Wilson commented there were interpretation problems with this ordinance that had been brought to his attention, and he asked the Board to remove this item from the Consent Agenda and table. This will in turn cause the ordinance to go back on a first reading and second reading before adoption. *Motion made by Commissioner Davis to remove from Consent Agenda and table until the November 17, 2003 meeting. Commissioner McDaniel seconded the motion and motion was unanimously approved by a vote of 5-0.*

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis Items 2 and 3 on the Consent Agenda were unanimously approved by a vote of 5-0.

2. Consider at second reading of Amendment to the Official Zoning Map of the following:

- **Application #03-20Z:** High Top Holdings, Inc. – Owner – Oak Street – 2.01 acres – AR-1 to R-5.

**APPLICATIONS OF HIGH TOP HOLDINGS, INC.
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY,
GEORGIA;**

REZONING APPLICATIONS 03-20Z

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA
AND
THE OFFICIAL ZONING MAP 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, under the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia the within described property is currently classified under the zoning classification entitled “AR-1, Agricultural and Residential;”

WHEREAS, High Top Holdings, Inc., applicant, applied for a change in zoning classification to be applied to the within described property to “ R-5, Single Family Residential;”

WHEREAS, such application was filed with Spalding County, Georgia on August 26, 2003;

WHEREAS, such applications were reviewed by the Spalding County Planning Commission, and a hearing on the applications were conducted by the Board of Commissioners of Spalding County, Georgia on October 23, 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 and the Official Zoning Map of Spalding County, Georgia shall be and are hereby amended as follows:

Section 1: The Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia designating the boundaries of the several types or classes of zoning districts shall be, and is hereby amended so as to change the zoning classification applicable to the following described property:

All that tract or parcel of land lying and being in Land Lot 128 of the 3rd Land District of Spalding County, Georgia, and being described as follows:

Commencing at the intersection of Land Lot 127, 128, 129 & 130, 3rd Land District; thence South along the East land lot line of Land Lot 128 (being the West land lot line of

Land Lot 129) to the South right-of-way of Oak Street; thence West along the South right-of-way of Oak Street to the intersection of said right-of-way with the East right-of-way of Cedar Avenue; thence Southeast along the East right-of-way of Cedar Avenue a distance of 114.0 feet to a point; thence North 88 degrees 55 minutes East a distance of 101.8 feet to a point; thence North 88 degrees 52 minutes 27 seconds East a distance of 116.24 feet to a point; thence North 89 degrees 42 minutes 45 seconds East a distance of 294.5 feet to a point; thence North 85 degrees 09 minutes 00 seconds East a distance of 182.24 feet to a point; thence North 87 degrees 56 minutes 21 seconds East a distance of 132.47 feet to a point on the East land lot line of Land Lot 128; thence North 0 degrees 08 minutes 05 seconds East along said land lot line a distance of 212.00 feet to the Point of Beginning being Parcel #110-15-1.

From “AR-1, Agricultural and Residential” to “R-5, Single Family Residential” District.

Section 2:

(a) Pursuant to the requirements of the Zoning Ordinance of Spalding County, Georgia, section 2302 (B), the Official Zoning Map of Spalding County, Georgia shall be amended to reflect the change made hereby to read as follows:

On November 3, 2003 by official action of the Board of Commissioners of Spalding County, Georgia the following change was made in the Official Zoning Map, Spalding County: All that tract or parcel of land lying and being in Land Lot 128 of the 3rd Land District of Spalding County, Georgia, containing 2.01 acres located on Oak Street, zoned R-5.

(b) The Chairman of the Board of Commissioners of Spalding County, Georgia is directed and authorized to execute such notice of the amendment of the Official Zoning Map of Spalding County, Georgia.

(c) The Zoning Administrator is authorized and directed to enter such notice of the amendment of the Official Zoning Map of Spalding County, GA thereon.

Section 3: The foregoing amendment of the Zoning Ordinance of Spalding County, Georgia shall become effective immediately upon adoption of this resolution.

Section 4: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

3. Consider at second reading of Amendment to the Official Zoning Ordinance of the following:

- **Amendment to UDO #A-03-29:** Article 2. Definitions of Terms Used – Section 203: P’ – add definition of “Heated Floor Area, Minimum”.

IN RE:

Text Amendment #A-03-29

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 October 23, 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: Existing Section 203 of the Zoning Ordinance shall be Amended by adding the following definition:

P': Heated Floor Area, Minimum: The finished portion of a dwelling that is primarily intended and ready for human habitation and everyday use. A portion of a dwelling shall be deemed "finished" when:

- a. it is heated;
- b. its walls and floors are covered with a finished covering; and
- c. it is served by electricity with fixtures operated by functional outlets and switches which have been installed in compliance with any and all applicable building codes for occupancy.

For purposes of this definition, the following portions of a dwelling shall not be considered "finished" even if served by utilities: crawlspace, attic, garage, carport, unfinished basement.

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

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

X. OLD BUSINESS

1. Commissioner McDaniel to make his 3rd District Appointment to the Spalding County Board of Zoning Appeals to fill the unexpired term of Keith Dryden. Term to expire 12/31/04. *No action was taken.*

XI. NEW BUSINESS

1. Consider at first reading an ordinance amending the FY 2004 Budget Ordinance to provide for improvements at the C.I. and to provide for fiscal agent fees. *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.*

2. Consider Addendum 3 to MOA with The University of Georgia for parcel updates from tax maps. The cost for Addendum project is \$15,309 with completion date of 3/31/04. This will bring the mapping system current with the WinGAP system as of January 1, 2003 and then we can move forward with updating the 2003 data. Money is budgeted through SPLOST.

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

MOA Addendum 3

To the

Spalding County Geographic Information System (GIS) Parcel and Road Centerline **Updates** Project
between

Spalding County, Georgia, hereinafter called the CLIENT,

and The University of Georgia, Institute of Government, ITOS Division, hereinafter called the
CONTRACTOR.

Background

When the original **Updates** and **Maintenance** MOAs were written, Spalding County intended to provide ITOS with survey plats of all parcels that were discovered to be missing from the GIS parcel coverage. It was later discovered that survey documents had not been saved and/or stored in a manner that made retrieval practicable. On September 10, 2003, Chad Rupert (ITOS) met with Chuck Taylor, Lisa Beck and Tim Whalen (Spalding County), to decide on a new course of action in light of the fact that survey plats were not readily available. Chad received a full set of paper tax maps from Tim Whalen (Chief Appraiser) and a copy of the WinGAP database, both of which were supposed to be current as of January 1, 2003. Chad made some comparisons between the most up-to-date version of Spalding County's GIS parcel coverage, the WinGAP 2003 data, and the new paper tax maps. It was determined that there were a significant number of updates required to get the GIS parcel coverage current as of January 1, 2003. Chuck Taylor, the contact for this MOA, was informed of the extent of the updates that were needed and ultimately Chuck requested that ITOS submit an MOA Addendum to cover the completion of the parcel updates through January 1, 2003.

Originally this addendum was to apply to both the **Updates** MOA and the **Maintenance** MOA, but upon review of the **Maintenance** MOA it was realized that the MOA had actually expired on July 1, 2003. Therefore, by signing this agreement, both parties agree that none of the pricing in the **Maintenance** MOA, as it relates to parcel updates are valid for this addendum. The pricing related to road centerline updates remains valid, but since the MOA has expired, the road centerline pricing will be restated and included in the Scope of Work for this addendum. If at a later time both parties agree to extend the **Maintenance** MOA it will be possible to do so, but for now, no part of the Maintenance MOA remains in effect.

Agreement

Contractor and Client agree to amend the original MOA to include the additional or substitute items shown below in the *Attachment C: Scope of Work*.

Time of Performance

If Spalding County agrees to the terms of this Addendum on or before November 3, 2003, ITOS will deliver the final product to the County on or before March 31, 2004. This is conditional upon the County meeting its obligations as shown below in *Spalding County Obligations*.

Method of Payment and Current Status

Under the **Updates** MOA, Spalding County has received the following (excluding GPS Addendum):

- Partially updated/revised parcel coverage
- Road centerline coverage current as of January 1, 2002

For the two items listed above, Spalding County has incurred costs totaling \$41,980. The breakdown and status of billing is shown below.

Product	Cost Incurred	Payment Status
Partially updated/revised parcel coverage	\$34,980	\$25,900 Paid \$9,080 Unpaid (not yet invoiced)
Road centerline coverage	\$7,000	Paid in Full
Total	\$41,980	\$9,080 Pending

Note:

- Nothing was created, delivered, or invoiced under the **Maintenance** MOA.

In addition to the \$41,980 cost that has already been incurred, Spalding County agrees to pay the contractor a fixed fee of **\$15,309** for the parcel update services outlined in Attachment C: Scope of Work. For the parcel updates, three invoices in the amount of \$5,103 each will be sent as proportional amounts of the work are completed.

2 Spalding County Obligations

The **CLIENT** will do or cause to be done the following:

- 1) As changes are made to the WinGAP 2003 data, provide the CONTRACTOR with an updated copy. The CONTRACTOR has discovered that some parcels shown on the tax maps have not been included in the WinGAP database. As those additions/corrections are made to the WinGAP database, the CLIENT must provide updates upon request.
- 2) Promptly respond to all correspondence from CONTRACTOR, which might include reviewing maps for accuracy, verifying road names, providing interpretation of drawings, providing additional plats for troublesome areas, updating the CAMA database, and generally being available to clarify any issues which might delay the production process.

During the course of completing this Scope of Work, the CONTRACTOR will uncover many discrepancies that exist between the WinGAP database and the paper tax maps. **Completion of this project by March 31, 2004 will require the prompt resolution of discrepancies by the CLIENT.**

3 Itemized Costs

Fixed Price Data Items

Line-Item Cost

Parcel Updates From Tax Maps (January 1, 2003)

\$15,309

Variable Price Data Items

Road Centerline Updates (GPS required)

\$300 + \$35 per road

Road Centerline Updates (GPS not required)

\$25 per road

No charge will apply for road centerline updates if the road is known to have existed prior to January 1, 2002.

3. Consider declaring surplus vehicles and equipment from various departments and authorize disposition by sealed bids. *Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the following vehicles and equipment were declared surplus and authorized Mr. Wilson to dispose of by sealed bids by a unanimous vote of 5-0.* The County has the right to reject and and/or all bids.

1. 1996 Ford Crown Victoria-w	2FALP71WOTX113978	Sheriff's Office
2. 1993 Ford Crown Victoria 06753	2FACP71W5PX174944	Sheriff's Office
3. 1991 Ford Crown Victoria	2FACP72G3MX174315	Sheriff's Office
4. 1995 Ford Crown Victoria-w 07541	2FALP71W5SX192353	Sheriff's Office
5. 1991 Ford Crown Victoria	2FACP72G4MX174310	Sheriff's Office
6. 1994 Ford Crown Victoria 07190	2FALP71WXRX150545	Sheriff's Office
7. 1993 Ford Crown Victoria	2FACP71W3PX118596	Sheriff's Office
8. 1992 Ford Crown Victoria	2FACP72W1NX227019	Sheriff's Office
9. 1994 Ford Crown Victoria-w 07130	2FALP71WORX150554	Sheriff's Office
10. 1992 Ford Crown Victoria	2FALP72WXNX227021	Sheriff's Office
11. 1994 Ford Crown Victoria 07315	2FALP71WXRX159892	Sheriff's Office
12. 1994 Ford Crown Victoria-w 07317	2FALP71W1RX159893	Sheriff's Office
13. 1993 Ford Crown Victoria 06835	2FACP71W9PX179161	Sheriff's Office
14. 1996 Ford Crown Victoria-w	2FALP71WXTX113955	Sheriff's Office
15. 1996 Ford Crown Victoria-w	2FALP71W1TX113956	Sheriff's Office
16. 1996 Ford Crown Victoria-w	2FALP71W6TX113953	Sheriff's Office
17. 1996 Ford Crown Victoria	2FALP71W9TX113977	Sheriff's Office
18. 1994 Ford Crown Victoria 07127	2FALP71W3RX150547	Sheriff's Office
19. 1995 Ford Crown Victoria 07543	2FALP71W4SX192361	Sheriff's Office
20. 1995 Ford Crown Victoria 07542	2FALP71WOSX192356	Sheriff's Office
21. 1992 Ford Taurus	1FACP5044NA271398	Sheriff's Office
22. 1987 Chevrolet Blazer 05652	1GNCT18R8H8101742	Sheriff's Office
23. 1988 Ford Taurus 06089	1FABP52U5JA189795	Sheriff's Office

24. 1987 Buick Lesabre	1G4HR5133HH420195	Sheriff's Office
25. 1991 Mercury Grand Marquis	2MECM75FXMX623140	Sheriff's Office
26. 1963 Dodge Dart	7437102129	Sheriff's Office
27. 1965 Plymouth Fury	P352311103	Sheriff's Office
28. 1979 Nissan 20ZX	HS130-140354	Sheriff's Office
29. 1980 Pontiac Bonneville	2G2AN69Y1B1732263	Sheriff's Office
30. 1988 Mitsubishi Precis LE	KPHLD31J2JU235203	Sheriff's Office
31. 1973 Chevrolet Impala	1L47K3D142889	Sheriff's Office
32. 1981 Oldsmobile Cutlass	1G3A1L69A6B0486946	Sheriff's Office
33. 1978 Ford Mustang	9F02Y132838	Sheriff's Office
34. 1988 Saab 900 Turbo	YS3AL36L5J3024303	Sheriff's Office
35. Turf Vac FM8	836	Sheriff's Office
36. 1969 Ford F-600 Cab/Chassis1381	F61CCF11923	Public Works
37. 1985 Ford F-700 Cab/Chassis04857	1FDNF70H2FVA10295	Public Works
38. 1986 Ford F-150-w 04926	1FTCF15NXGNA53534	Public Works
39. 1987 International Bus 09560	1HVLNHGL9HH494346	Public Works
40. Sheepsfoot Roller	13808	Public Works
41. 1989 Ford F350 Pickup	2FTJW35H2KCA09183	Water Dept.
42. U S Generator	FA64-00232	Water Dept.

****w--wrecked**

4. Consider amending the 2003 Holiday Schedule. Commissioner Morrow commented that Christmas this year falls on a Thursday and there have been instances where we have given our County employees Friday, December 26th off. He said that County Manager Wilson has received a preliminary audit report and virtually every department came in under budget and worked very hard to do so. Giving this extra holiday at Christmas would be a nice reward for their hard work.

Motion made by Commissioner McDaniel to approve the amendment to the 2003 Holiday Schedule adding Friday, December 26, 2003 as an extra holiday. Commissioner Davis seconded the motion and motion was unanimously approved by a vote of 5-0.

XII. REPORT OF COUNTY MANAGER

County Manager Wilson distributed a Press Release to the Commissioners and news media and announced that Parks and Recreation has received a Senior Net Grant and the Senior Center will soon be offering affordable computer classes of all types to adults fifty and over. A partnership with RESA Academy at the former Third Ward School has provided for the classroom in which the classes will be held. He also announced that Parks and Recreation is looking for volunteer teachers who can devote some time to this program to teach seniors. He asked for people that have time and expertise to please come out and volunteer for Senior Net.

County Manager Wilson reminded the Board that the Georgia Recreation Parks Association annual award banquet is Thursday evening and our Parks and Recreation is in line to receive some awards.

County Manager Wilson made the Board aware that Parks and Recreation had done a good job with the Fairmont Community Center renovations. There was recently an open house that was well attended and invited the Board and public to visit the facility, if they had not already done so, and see the renovations. He commented that inmate labor was used to help make these renovations possible and it really looks nice.

County Manager Wilson advised the Board that the Highland Mill Sewer Rehabilitation project was almost complete. Paving is complete and contractor is working on punch list items.

County Manager Wilson advised the Board that the Birdie Road traffic signal is now operational.

County Manager Wilson announced that the Legislative breakfast with Commissioners had to be rescheduled and the new date is Friday, November 14, 2003 at McIntosh Trail Meeting Room at 8:30 a.m.

County Manager Wilson stated that we had gotten several calls wanting to know if alcoholic beverage sales would be permitted tomorrow, which is election day. The Spalding County Code does not allow sales in Spalding County on election day before 7:00 p.m. He just wanted the Board to be aware of our ordinance provisions even though this was only a City election.

County Manager Wilson stated at the Board's direction he had contacted staff at the City and the Griffin-Spalding County School Board regarding a Long Range Planning Committee concept. The School Board

had addressed this at their last meeting and endorses the concept. He had spoken with Ms. Hutcheson and she feels that it would probably be best to wait until the new City Board is seated and have a meeting in January. The consensus of the Board was to wait until the first of next year to have this meeting.

County Manager Wilson commented that Mr. Bob Stapleton had written Ms. Hutcheson regarding a joint City/County Meeting to discuss the airport. Mr. Stapleton has to submit a five-year capital improvements plan to the Georgia DOT before the end of the year and he had asked Ms. Hutcheson to set up a meeting to discuss any projects in future development of the airport. Commissioner Morrow commented lacking Master Plan approval there was only a few leftover items from the previous Master Plan and suggested that Mr. Stapleton submit the plan using the outstanding items, which is some fencing and security measures.

XIII. REPORT OF COMMISSIONERS

Commissioner Kendall had no comments.

Commissioner Goss had no comments.

Commissioner Davis made the Board aware that work on the new Piney Woods Treatment Facility off of Highway 19/41 had started and this new construction will create twenty-four jobs.

Commissioner McDaniel commented at the last Planning & Zoning Meeting there was some mention about the way we conditioned some of the zoning requests. We had some design criteria added to the subdivision ordinance approximately a year ago and he would like for the other commissioners to think about things that would make better quality development in Spalding County and make another effort to get some of these things incorporated into the subdivision ordinance. This would eliminate some of the conditioning we have to place on rezoning applications.

Commissioner Morrow apologized for changing the date on the Legislative Breakfast. The breakfast will be held Friday, November 14th at 8:30 a.m. and he has proposed items for an agenda and asked the other members to let him or Mr. Wilson know if you would like to add something to this agenda. He said all the elected constitutional officers had also been invited and they would be allowed to make comment also.

Commissioner Morrow commented that at our last Planning & Zoning meeting, there was a group present who objected to raising our R-1 and R-2 building sizes and at Commissioner Davis' request that he has set up a meeting with this group on Wednesday, November 5, 2003 at 10:00 a.m. to hear what they have to say.

Commissioner Morrow asked the status of the ordinance establishing the Special Exception criteria for one-acre lots. County Manager Wilson commented that this came before Planning Commission for consideration in October and will be considered by the Board of Commissioners at their November 17th zoning meeting. Mr. Morrow requested that copies of this UDO amendment be furnished to members of the Board.

XIV. CLOSED MEETING

Upon motion by Commissioner McDaniel, seconded by Commissioner Davis the Board voted unanimously to go into a Closed Meeting to discuss potential and pending litigation.

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

Those present were Commissioners Dick Morrow, Michael Kendall, Cecil Davis, 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 November 3, 2003.

2.

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

3.

The executive session was called to order at 6:45 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)_____.

Spalding County Board of Commissioners

Sworn to and subscribed
Before me this 3rd day of
November 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 Davis 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 Davis the Board unanimously adjourned the meeting at 7:30 P.M.

County Clerk

Chairman

Please send comments to webmaster@spaldingcounty.com
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