

REGULAR MONTHLY MEETING

The Spalding County Board of Commissioners held their Regular Monthly Meeting in Room 108 in the Courthouse Annex, Monday, June 2, 2008 beginning at 6:00 o'clock p.m. with Chairman Edward Goss, Jr. presiding and Commissioners Eddie Freeman, Gwen Flowers-Taylor, Johnie McDaniel and David Phillips present. Also present were County Manager William P. Wilson, Jr., Attorney Stephanie Windham, Assistant to the County Manager Paul Van Haute, Parks and Recreation's Recreation Superintendent Kelly Leger and Executive Secretary Teresa Watson.

I. OPENING (CALL TO ORDER) – Chairman Edward Goss, Jr.

II. INVOCATION – Commissioner Johnie McDaniel

III. PLEDGE TO FLAG – Led by Commissioner Eddie Freeman

IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

V. PRESENTATION OF FINANCIAL STATEMENTS – N/A

VI. CITIZENS COMMENTS – No Requests

VII. PUBLIC COMMENT

Speakers must state their names and addresses and direct all comments to the Board only. Speakers will be allotted 5 minutes to speak on topics pertinent to the Board's jurisdiction. No speaker will be allowed to readdress the Board without express consent from a Board member. Outbursts from the audience will not be tolerated. Common courtesy and civility are expected at all times during the meeting.

Virginia Crowder, 68 Rover-Zetella Road, Griffin

Ms. Crowder invoked the Biblical citation of Romans 12:18 as a plea for neighbors to live peaceably together. As a resident for 57 years in this area, she appreciated the relative quiet and solitude that was life before the rodeo. She finds the level of noise and loud music unreasonable and not suitable for quiet residences. Mt. Zion Methodist Campground even has events that are disturbed at that distance. She asked the Board to stop the excessive noise and traffic in this community and concluded by reminding them that this is an election year.

Bobbie S. Collins, 4106 Newnan Road, Griffin

Ms. Collins lives ¼ mile from the site of the rodeo. It is very distracting, and the noise level interferes with the most routine of home activities, such as television, music and normal conversation. It almost results in the leaving that one must leave home on Sunday afternoons.

Nina Winters, 216 Rover-Zetella Road, Griffin

As a relatively recent resident purchasing a home in this area, she wasn't aware that rodeos constantly utilized such loud music. She wondered about the decibel level of this music in a residential area, particularly when the trombones and drums are very evident. Noise levels on Sunday afternoons and evenings are almost unbearable.

Wayne Sandlin, 113 Railroad Drive, Griffin

He presented a petition with 113 names of neighbors who protest the rodeos. He felt rodeo events were much quieter last year, and he noted he has no problem with the rodeo, but the music volume is way too great.

VIII. MINUTES

1. Consider approval of Minutes of the May 19, 2008 Extraordinary Session and the May 22, 2008 Zoning Public Hearing.

The May 19 minutes were approved 5-0 on motion and second by Commissioners Phillips and Flowers-Taylor. The May 22 minutes were approved by a 3-0-2 vote on motion and second by Commissioners McDaniel and Freeman, with Commissioners Phillips and Flowers-Taylor abstaining.

VIII. CONSENT AGENDA

1. Consider, on second reading, an Ordinance to amend the Budget Ordinance for FY 2008 to provide for closeout of the Correctional Institution Grant Fund.

AN ORDINANCE AMENDING THE FISCAL YEAR 2008 BUDGET ORDINANCE FOR SPALDING COUNTY, GEORGIA

WHEREAS, the Board of Commissioners of Spalding County have duly adopted an annual budget ordinance for the 2006 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 June 28, 2007 be amended as follows:

Section I. General Fund

A. Revenues	From	\$	44,361,933	to	\$	44,391,212
B. Expenditures						
Correctional Institution	From	\$	6,516,515	to	\$	6,545,794

Adding:

Section 21. C I Grant Fund

A. Revenues	From	\$	0	to	\$	29,279
B. Expenditures						
Correctional Institution	From	\$	0	to	\$	29,279

Approved on first reading this 19th day of May, 2008.

Approved, adopted and enacted on second reading this 2nd day of June, 2008.

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Ordinance to amend the Budget Ordinance for FY 2008 to provide for closeout of the Correctional Institution Grant Fund was approved 5-0 on motion and second by Commissioners McDaniel and Phillips.

X. OLD BUSINESS

1. Consider, on second reading, Amendments to the Official Zoning map of the following:

-Application #08-01Z: High Top Holdings, Inc., Owner – 1003 North Hill Street, .80 acre, C-2 to C-1, Conditional.

APPLICATION FOR HIGH TOP HOLDINGS, INC.
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #08-01Z

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 “C-2, Manufacturing;”

WHEREAS, High Top Holdings, Inc., applicant, applied for a change in zoning classification to be applied to the within described property to C-1, Highway Commercial;”

WHEREAS, such application was filed with Spalding County, Georgia on February 6, 2008;

WHEREAS, such application 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, 2008, 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 situate, lying and being in Land Lot 159 of the Third Land District of Spalding County, Georgia, containing 0.80 acre, more or less, and designated as Tract 4 on Plat of Survey entitled "Property of Mrs. Ruth Godwin", dated August 20, 1956, by N. S. Westbrook, Registered Civil Engineer, and recorded in Plat Book 5, Page 174, in the Office of Clerk of Superior Court of Spalding County, Georgia and being more particularly described as follows:

BEGINNING at a point located on the southwest corner of the intersection of Bourbon Street and N. Hill Street travel South 2 degrees 35 minutes 17 seconds East a distance of 85.48 feet to the Point of Beginning; thence bearing South 0 degrees 12 minutes 26 seconds West a distance of 124.85 feet; thence bearing North 84 degrees 56 minutes 37 seconds West a distance of 344.56 feet; thence bearing North 3 degrees 14 minutes 5 seconds East a distance of 90.06 feet; thence bearing North 90 degrees 0 minutes 0 seconds East a distance of 90.04 feet; thence bearing South 89 degrees 58 minutes 12 seconds East a distance of 90.00 feet; thence bearing South 86 degrees 32 minutes 14 seconds East a distance of 158.79 feet to the POINT OF BEGINNING

From "C-2, Manufacturing" to "C-1, Highway Commercial" District.

Section 2: Pursuant to the authority granted to it by virtue of the Zoning Ordinance of Spalding County, Georgia, Section 414 (L) and upon a determination by the Board of Commissioners of Spalding County, Georgia that application of certain conditions on the amendment benefit the public and promote the best interests of the general welfare of the people, the following conditions shall be imposed upon the amendment to the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia, as follows:

- a. All site lighting shall be directed so as not to glare on adjacent properties.
- b. Removal of billboard.
- c. Streetscaping and sidewalks in accordance with corridor study currently underway.
- d. Deceleration lane on North Hill Street.
- e. Curbed and guttered.
- f. 15' impervious setback along North Hill Street.
- g. A future land use map amendment shall be applied for to change the future land use from Medium Density Residential to Commercial.

Section 3:

(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 June 2, 2008, 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 situate, lying and being in Land Lot 159 of the Third Land District of Spalding County, Georgia, containing 0.80 acre, 1003 North Hill Street, zoned C-1, Conditional.

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

Section 5: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

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Approved 3-2 on motion and second by Commissioners McDaniel and Freeman, with Chairman Goss and Commissioners Flowers Taylor opposing.

-Application #08-01AZ: High Top Holdings, Inc., Owner – 1007 North Hill Street, .18 acre, C-2 to C-1, Conditional.

APPLICATION FOR HIGH TOP HOLDINGS, INC.
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #08-01AZ

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 “C-2, Manufacturing;”

WHEREAS, High Top Holdings, Inc., applicant, applied for a change in zoning classification to be applied to the within described property to C-1, Highway Commercial;”

WHEREAS, such application was filed with Spalding County, Georgia on February 6, 2008;

WHEREAS, such application 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, 2008, 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 situate, lying and being in Land Lot 159 of the Third Land District of Spalding County, Georgia, containing 0.18 acre, more or less, and designated as Tract 5 on Plat of Survey entitled "Property of Mrs. Ruth Godwin:", dated August 20, 1956, by N. S. Westbrook, Registered Civil Engineer, and recorded in Plat Book 5, Page 174, in the Office of Clerk of Superior Court of Spalding County, Georgia and being more particularly described as follows:

BEINNING at a point located on the southwest point of Bourbon Street and North Hill Street travel South 2 degrees 35 minutes 17 seconds East a distance of 50.32 feet to this Point of Beginning; thence bearing South 2 degrees 35 minutes 17 seconds East a distance of 35.139 feet; thence bearing South 0 degrees 12 minutes 26 seconds West a distance of 14.205 feet; thence bearing North 86 degrees 32 minutes 14.179 seconds West a distance of 158.790 feet; thence bearing North 5 degrees 1 minutes 6 seconds East a distance of 49.337 feet; thence bearing South 86 degrees 27 minutes 52.874 seconds East a distance of 152.940 feet to the POINT OF BEGINNING

From "C-2, Manufacturing" to "C-1, Highway Commercial" District.

Section 2: Pursuant to the authority granted to it by virtue of the Zoning Ordinance of Spalding County, Georgia, Section 414 (L) and upon a determination by the Board of Commissioners of Spalding County, Georgia that application of certain conditions on the amendment benefit the public and promote the best interests of the general welfare of the people, the following conditions shall be imposed upon the amendment to the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia, as follows:

- a. All site lighting shall be directed so as not to glare on adjacent properties.
- b. Removal of billboard.
- c. Streetscaping and sidewalks in accordance with corridor study currently underway.
- d. Deceleration lane on North Hill Street.
- e. Curbed and guttered.
- f. 15' impervious setback along North Hill Street.
- g. A future land use map amendment shall be applied for to change the future land use from Medium Density Residential to Commercial.

Section 3:

(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 June 2, 2008, 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 situate, lying and being in Land Lot 159 of the Third Land District of Spalding County, Georgia, containing 0.18 acre, 1007 North Hill Street, zoned C-1, Conditional.

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

Section 5: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

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Approved 3-2 on motion and second by Commissioners McDaniel and Freeman, with Chairman Goss and Commissioners Flowers Taylor opposing.

-Application #08-03Z: Jack L. Shaw and Ida F. Shaw – 240 Airport Road, .66 acre, R-1 to C-1A, Conditional.

APPLICATION FOR JACK L. SHAW AND IDA F. SHAW
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #08-03Z

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 "R-1, Single Family Residential Low Density;"

WHEREAS, Jack L. Shaw and Ida F. Shaw, applicant, applied for a change in zoning classification to be applied to the within described property to C-1, Highway Commercial;"

WHEREAS, such application was filed with Spalding County, Georgia on March 12, 2008;

WHEREAS, such application 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, 2008, 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 lot, tract or parcel of land lying and being located in Land Lot 117 of the 2nd Land District, originally Monroe, now Spalding County, Georgia, containing 0.66 acres of land as shown on a plat of survey entitled Zoning Plat for Jack L. Shaw and Faye Shaw prepared by G. Tim Conkle dated August 30, 2007 and may be more particularly described as follows:

BEGINNING at the intersection of the west right-of-way of Wesley Avenue and the south right-of-way of Airport Road proceed westerly along the south right-of-way of Airport Road 800.00' more or less to a point and TRUE POINT OF BEGINNING; thence proceed S 03°02'14" E a distance of 288.10' to a point; thence S 88°15'00" W a distance of 99.95' to a point; thence N 03°00'34" W a distance of 291.50' to a point located on the south right-of-way of Airport Road; thence S 89°47'57" E along said right-of-way a distance of 99.95' to a point the TRUE POINT OF BEGINNING.

From “R-1, Single Family Residential Low Density” to “C-1A, Neighborhood Commercial” District.

Section 2: Pursuant to the authority granted to it by virtue of the Zoning Ordinance of Spalding County, Georgia, Section 414 (L) and upon a determination by the Board of Commissioners of Spalding County, Georgia that application of certain conditions on the amendment benefit the public and promote the best interests of the general welfare of the people, the following conditions shall be imposed upon the amendment to the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia, as follows:

- a. A side yard setback shall be applied for and approved on the west side of the home.
- b. No additional curb cuts shall be allowed for the subject property.
- c. Restricted for use of a beauty shop only.

Section 3:

(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 June 2, 2008, 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 situate, lying and being in Land Lot 117 of the 2nd Land District of Spalding County, Georgia, containing 0.66 acre, 240 Airport Road, zoned C-1A, Conditional.

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

Section 5: All Ordinances or resolutions in conflict herewith shall be and are hereby repealed.

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Approved 5-0 on motion and second by Commissioners McDaniel and Phillips.

XI. NEW BUSINESS

1. Consider approval of the Spalding County Comprehensive Transportation Plan.

Mr. Wilson introduced Anthony Dukes, Urban Transportation Planner, and John Funny, principal with the consultants who developed the Comprehensive Transportation Plan, Grice and Associates. ARC funded 80% and Spalding County 20% of the cost of the study. The completed plan will be transmitted to ARC after final adoption tonight and funding can begin for projects.

John Funny relayed that it has been a pleasure to work with Spalding County over the past 18 months. This process was very public driven and he detailed stakeholders and workshops. The identified goals and objectives indicated areas that required addressing, and the process began in earnest. All requirements of the scope of service have been met.

The Spalding County Comprehensive Transportation Plan was approved 5-0 on motion and second by Commissioners McDaniel and Freeman.

2. Consider approval of a new 2008 Alcoholic Beverage License – Retail Sale of Beer & Wine: For Christopher D. Ginn as agent for Racetrac Petroleum, Inc., d/b/a Racetrac #182, 4200 North Expressway – Beer and Wine.

Mr. Wilson said all requirements have been met and Staff recommends approval. The new Racetrac station will be opening next Friday, June 13.

New 2008 Alcoholic Beverage License for Racetrac #182 for Retail Sale of Beer & Wine as approved 4-1 on motion and second by Commissioners Phillips and Freeman, with Commissioner McDaniel opposing.

3. Commissioner Freeman requests a review of the outside amplification permit issued to Los Garanones Rodeo located at 139 Rover-Zetella Road.

Commissioner Freeman said on the weekend of May 24 several phone calls informed him of the loud music which could even be heard over the phone with one gentleman. Something needs to be done to control the noise level. Our Noise Ordinance does not stipulate acceptable decibel levels.

Hector Garcia, 6586 Randall Mark Drive, Morrow, Georgia
Sometimes the music is live and sometimes recorded.

Commissioner McDaniel said our ordinance is silent on what is too loud but it does define what is too long. He understands the music volume is annoying but there are no teeth in the ordinance with which the Board can do anything tonight. He asked if Code Enforcement could talk to them and ask them to tone it down. Neighbors can file a nuisance complaint, but the best option, agreed Commissioner Flowers-Taylor, is to request that the rodeo decrease the volume of music and redirect the amplification of same. Should neighbors file for injunctive relief, the rodeo would have to be in a position of paying for attorneys' fees, court costs, etc. and this probably would not be preferable to simply lowering the volume.

Mr. Garcia stated he wants to come to an agreement with neighbors and will lower the volume for the 4-5 hour event on Sundays. Music is traditional for Mexican rodeos, but he is willing to work on the volume levels and direct it as much as possible to the crowd and not amplify quite as much.

Attorney Stephanie Windham advised the Ordinance is a reasonable man standard, which is a judicial standard. This Board cannot sit as a reasonable man but Code Enforcement could make a reasonable man determination and can cite several times if necessary. The biggest potential for recourse to the rodeo is civil liability brought by neighbors' actions rather than a criminal matter.

The best mechanism for residents is a civil action if they cannot work out an agreement with Mr. Garcia who has stated he is willing to work with residents. The next rodeo event will be June 15. He stated he does not know the neighbors here tonight, and none have personally visited him to complain of noise or behavior. Deputies have come out as a result of complaints, and the noise level was turned down to what was considered an acceptable level.

Bobbie Collins stated she felt there was no way to reduce amplification to make it acceptable.

4. Parks and Recreation to present an update to the Board on the status of the Little League program.

Kelly Leger elaborated on the written report provided to the Board. Little League reports a very successful season with few complaints from the public. There were 522 registrations for 44 teams for ages ranging from 3 to 16. These numbers are not unusual from any youth association and equipment inventories are not required. Volunteers were outstanding and really carried the program this year. Spalding County Youth Baseball (SCYB) has been very cooperative in providing financial documentation. All Stars closes out the season and is currently beginning. Youth baseball is geared to accommodate tournaments, starting in March and completing the regular season in early June. Even though no documentation has been provided by SCYB, once refunds and general information received, the numbers did not appear to be far off. Financial records have been shared and are being reviewed with more information coming. Parks and Recreation is currently receiving more accurate information on missing and/or unusable equipment. Participation appeared to be within the normal realm, as well, and the kids enjoyed it tremendously.

Free sports camps will now begin, in addition to tournament ball play, so there are many alternatives for youth. Parks & Recreation works hard to keep it varied, accessible and affordable.

5. Consider request of Parks and Recreation to approve Contract Addendum to expand the summer day camp component for the Club Hero Grant Program administered at Fairmont and City Park Community Centers in collaboration with the Council on Alcohol and Drugs.

SUBCONTRACTOR - CONTRACT ADDENDUM

The following paragraphs represent an addendum to the Independent Contractor between

Spalding County Parks and Recreation and The Council on Alcohol and Drugs dated

September 1, 2007.
(date original contract signed)

1. Site shall receive \$150 for snacks for the month of June and July.
2. Lead Facilitator services will be performed by the Department's Site Supervisor and paid for by Spalding County Parks and Recreation during the summer programming June 9th, 2008 through July 18th, 2008.

3. Assistant Facilitators services to be delivered at an hourly rate of \$10.04 per hour for a maximum of 10 hours per week and will include 1 hour per month for attendance of the Monthly Family Meeting during summer programming June 9th, 2007 through July 18th, 2007.

THE COUNCIL ON ALCOHOL & DRUGS, INC.

By: Charles A. Wade June 9, 2007
Title: CEO

Spalding County Parks and Recreation

By: Eddie Goss June 9, 2007
Title: Chairman, Board of Commissioners

58-6000886 Federal I.D. Number



The Council on Alcohol and Drugs

Middle After School Prevention Program (MAPP)
Position Tasks

The following are tasks associated with the following
3 site-specific positions of the MAPP program:

- a) Site Coordinator
- b) Lead Facilitator
- c) Assistant Facilitator

Site Coordinator Tasks

- Create weekly schedules for staff
- Monitor program to insure program and evaluation are occurring with fidelity

MAPP Host Agency Guide

- Submission of Attendance Records, Pre/Post Surveys, Evaluation Data to Project Director as scheduled
- Communicate with parents in regards to youth participation in MAPP / Recruitment
- Assist in planning of Monthly Family Meetings
- Interact with and follow rules of host agency administration
- Locate and schedule Club HERO community speakers
- Focus on safety for staff, students, and parents
- Participate in required MAPP trainings and insure site staff have sufficient training
- Update staff about forms and procedures
- Let Project Director know if background checks need to be performed for MAPP Facilitators and Volunteers (if any volunteers providing direct care for youth)

Important:

The grant will pay for only 1 Lead Facilitator and 1 Asst. Facilitator to be present at each session

Lead Facilitator Tasks

- Design daily lesson and activity plans using Club HERO Guidebook and other resources
- Maintain accurate attendance records
- Administer Consent Forms/Pre and Post Surveys
- Participate in required MAPP trainings and insure Assistant Facilitators have sufficient training to assist you in program delivery
- Deliver one Alcohol, Tobacco, and Other Drug (ATOD) Session per week for a minimum of 50 minutes per week from one of the approved MAPP ATOD Programs (YHTRTK, Botvin Life Skills Training and All Stars)
- Insure all necessary materials are on hand for each day's activities
- Provide tutorial assistance to youth for 45 – 50 minutes per session with an emphasis on Math and Language Arts
- Manage distribution of Club HERO points/redemption system
- Assist with clean up
- Attend/plan monthly sessions with parents

Assistant Facilitator Tasks

- Be sure all materials for the day's activities are at hand
- Interact with students throughout the MAPP time
- Manage distribution of points, collection of "blue" sheets and point redemption
- Assist with clean up and return of all materials to storage area
- Attend evening sessions with parents
- Assist Coordinator/Lead Facilitator as needed

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Motion and second by Commissioners Phillips and McDaniel to approve the Contract Addendum for the Club Hero Grant Program carried by a vote of 5-0.

6. Consider request of McIntosh Trail RDC for re-establishment of the CSBG Advisory Committee for the purpose of planning community service programs administered through the Community Services Block Grant (CSBG), and appoint committee members from each commission district with names and contact information provided for each.

This committee has been inactive for many years, advised Mr. Wilson, but there is a need to re-establish the CSBG Advisory Committee for specific purposes.

Commissioner McDaniel moved to appoint as recommended the following to the CSBG Advisory Committee: Louis Greene, Jinna Garrison, Syble Jones, Paul Van Haute and Teresa Watson. Commissioner Freeman seconded, and the motion carried by a vote of 5-0. Jeannie Brantley of McIntosh Trail will identify a couple more recommendations for the Board which will consist of two recipients of community services offered by the CSBG program for the remaining two appointments.

7. Set a date for a Public Hearing to establish a street lighting district for Huntington South Subdivision off Carver Road.

On motion and second by Commissioners McDaniel and Flowers-Taylor, a date of June 16 was set, and motion carried 5-0.

8. Consider recommendations of the Animal Care and Control Advisory Board for the number of animals that can be reasonably accommodated on Spalding County residential property.

Mr. Van Haute advised the Animal Care and Control Advisory Board deliberately did not want to recommend any action; however, because they felt compelled by the Board for a decision, they secondarily recommended 6 companion animals for the first acre and 3 per acre thereafter for contiguous tracts, with exemptions for groups or individuals in possession of a relevant state license (such as licensed rescue groups, licensed breeders, licensed kennel operators and DNR licensed hunters), and with existing companion animal overages grandfathered in the Ordinance amendment. Commissioner Flowers-Taylor stated the group was very reluctant to arrive at this stipulation, and surmised they obviously could not reach a viable solution any better than the Board of Commissioners. After extensive discussion, Commissioner Flowers-Taylor felt there needed to be a more concrete identification of the desired goal and additional questions answered. Both she and Commissioner Freeman felt it best to table for more study. Commissioner McDaniel agreed that the Board needed to better define its concerns and nail down what is desired. Is the goal to prevent neighborhood nuisance incidents, or is it perhaps ensuring animals are cared for properly? Some thought needs to be given to how they will ensure enforceability. Chairman Goss suggested careful deliberation for a revisit of the issue at a later date.

Commissioner Freeman said several surrounding counties have much more stringent requirements and he suggested that staff take a look at those. Those counties seem to be making progress with such a restriction.

After much discussion, the Board felt this issue needs more fine tuning and additional questions answered prior to taking any action. Commissioners Flowers-Taylor and Freeman moved and seconded a motion to table indefinitely to allow for further study. Motion carried 5-0.

9. Consider extension of Bond for Serene Lake. – ***Withdrawn at Board's request since issue resolved.***
10. Consider approval of tower lease agreement with Communication Towers, LLC for Wild Plum Road tower site. – ***Withdrawn at Board's request to allow for resolution of issues with contract.***
11. Consider request of City of Griffin to establish desired date(s) for possible presentation on Land Bank Authorities – July 3, July 10, or July 17.

July is not a good month on several levels, so on motion and second by Commissioners Flowers-Taylor and Phillips, motion to suggest August 7, 14, or 21 carried 5-0.

XII. REPORT OF COUNTY MANAGER

- Parks & Recreation Advisory Board has set July 10, 2008, 6 pm, for Ernie's Trail Ribbon Cutting.
- The Annual Staff Luncheon will be held at WTOP Pavilion #2 at 11:30 tomorrow, June 3.
- Thursday, Michael Thurmond will be here to speak at the Chamber event. Commissioners should let Mr. Wilson know if anyone plans to attend.
- Saturday, June 7 is June Jam at the Imperial Theatre from 6 p.m. until ..., and BRAG is from 1-10 pm on June 8.
- East Griffin Baptist Church has a request for its annual kickoff parade for Saturday at 10 a.m. if commissioners are agreeable. They did not get the request in time to be placed on the agenda. Consensus was to allow, and Mr. Wilson will see to it that the Sheriff's Department is notified.
- An Ordinance is needed to stipulate that homeowners associations have deeded to them all greenspace at the time a subdivision receives final plat before approval is given if that subdivision requires a homeowners association. A creation of the homeowners association should be on file with the final plat in Community Development. Mr. Wilson will contact Newton Galloway to pursue this amendment which is the result of one developer trying to circumvent the maintenance and establishment of greenspace areas in developments.

XIII. REPORT OF COMMISSIONERS

Freeman

No Comments.

Flowers-Taylor

She desired to know if the Moratorium on North Hill Street Development was still in place. She also desires to know a definite SPLOST date for discussion of projects and any follow-up done on Development Authority bonding issues and Griffin Tech requests, as well.

Phillips

He attended retirement receptions today for several people in the school system and also wanted to voice his appreciation for the collaborative budget work by County staff, department heads and elected officials in this economic climate when cuts are necessary.

McDaniel

Based on his traveling schedule and other considerations, it was determined that June 9 at 9 a.m. would be best for a discussion of SPLOST projects.

Goss

Chairman Goss urged commissioners to come prepared to discuss seriously the SPLOST project list. Mr. Wilson has talked with Griffin Tech and Development Authority personnel regarding pay as you go and issuing bonds. He also wanted to mention that Walkers Mill Road at High Falls at Dit's needs the field cut. Parham Road down from his house at the branch needs garbage picked up, and he noted it was a pleasure having Stephanie Windham here.

XIV. ADJOURNMENT

Meeting adjourned at 7:48 p.m. on motion/second by Commissioners McDaniel and Freeman, 5-0.

Chairman

County Clerk

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