

# After Agenda

**Board of Commissioners of Spalding County  
Extraordinary Session  
Monday, September 21, 2015  
6:00 PM  
Meeting Room 108, Courthouse Annex**

The Spalding County Board of Commissioners held their Extraordinary Session in Room 108 in the Courthouse Annex, Monday, September 21, 2015, beginning at 6:00 p.m. with Chairperson Rita Johnson presiding. Commissioners Bart Miller, Raymond Ray, Gwen Flowers-Taylor and Donald F. Hawbaker were present. Also present were County Manager William P. Wilson Jr., Assistant County Manager, Eric Mosley, County Attorney, Jim Fortune and Executive Secretary, Kathy Gibson to record the minutes.

- I. **OPENING (CALL TO ORDER)** by Chairperson Rita Johnson.
- II. **INVOCATION** led by Commissioner Donald Hawbaker.
- III. **PLEDGE TO FLAG** led by Commissioner Bart Miller.
- IV. **PRESENTATIONS/PROCLAMATIONS** – None.

*Motion/Second by Flowers-Taylor/Hawbaker to amend agenda item #6 under New Business to read “Consider request from South Atlanta Youth Association (SAYA) to use Volunteer Park Football field.” Motion carried unanimously by all.*

*Motion/Second by Hawbaker/Flowers-Taylor to amend the agenda to add an item #17 under New Business to appoint a voting delegate to represent Spalding County at the ACCG Legislative Leadership Conference on October 8, 2015 in Jekyll Island. Motion carried unanimously by all.*

- V. **PRESENTATIONS OF FINANCIAL STATEMENTS** – None.
- VI. **CITIZEN COMMENT**

Speakers must sign up prior to the meeting and provide their names, addresses and topic in which they will speak on. Speakers must direct all comments to the Board only. Speakers will be allotted three (3) minutes to speak on their chosen topics and relate to matters pertinent to the jurisdiction of the Board of the Commissioners. No questions will be asked by any of the commissioners during citizen comments. Outbursts from the audience will not be tolerated. Common courtesy and civility are expected at all times during the meeting.

**Michael J. Fuson, 974 W. Ellis Road, Griffin, Georgia** he stated that he has been a member of this community for over 20 years and that he wants to

become better informed on the growth in Spalding County. He would like to be better informed so that when someone asks him about the growth in the Spalding County community he would like to be able to respond. He would like to know who he needs to talk to in order to find out what Spalding County is doing to recruit new business.

**Amanda Stewart, 54 Teamon Road, Hampton, Georgia** spoke in favor of allowing SAYA to use Volunteer Park football field. She also wanted to know why the bathrooms at the practice field are locked. They have been locked for every practice and she wants to know if there is some way to have them unlocked and available during the practices.

**Sharon Chatham, 1985 N. Walkers Mill Road, Griffin** spoke in favor of the amendment to the Alcohol Ordinance that is being considered by the Board on first reading this evening.

**Samantha Andrews, 27E Lisa Lane, Griffin,** spoke in favor of allowing SAYA and to use Volunteer Park football field for their league play.

## VII. MINUTES -

1. Consider approval of minutes of the August 17, 2015 Public Hearing, the August 27, 2015 Board of Commissioner's Extraordinary Session, the August 27, 2015 Public Hearing, the August 27, Special Called Meeting and the August 27, 2015 Zoning Public Hearing.

***Motion/Second by Ray/Miller to approve the minutes of the August 17, 2015 Public Hearing, the August 27, 2015 Board of Commissioner's Extraordinary Session, the August 27, 2015 Public Hearing, the August 27, Special Called Meeting and the August 27, 2015 Zoning Public Hearing. Motion carried unanimously by all.***

## VIII. CONSENT AGENDA -

1. **Application #15-01Z:** Colony Bank, Owner - 7610 Newnan Road (1.379 acres located in Land Lot 14 of the 1st Land District) - requesting a rezoning from AR-1, Agricultural and Residential, to C-1, Highway Commercial.
2. **Application #15-02Z:** Christal Yancey, Owner - McIntyre Corporation, Agent - 583 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from AR-1 Agricultural and Residential to C-2 Manufacturing.
3. **Amendment to UDO #A-15-06:** Appendix C. Ordinance Establishing Board of Appeals - Section 103 - amend appointment of members; removal for cause; compensation.

4. **Amendment to UDO #A-15-07:** Article 5. AR-1 Agricultural and Residential - Section 503:D(5), Article 6. AR-2 Rural Reserve - Section 603:D(5); Article 7. R-1 Single Family Residential Low Density - Section 703:D(1), Article 7A. R-1A Single Family Residential District – Section 703A:D(1), Article 8. R-2, Single Family Residential District - Section 803:D(1), Article 8A. R-2A Single Family Residential District - Section 803A:D(1), Article 9. R-3 Multiple Family District - Section 903:D(2), Article 10. R-4 Single Family Residential - Section 1003:D(1), Article 11. R-5 Single Family Residential District - Section 1103:D(1), and Article 11A. R-6 Single Family Residential Community District - Section 1103A:D(1) - amend general home occupations.
5. **Application #15-02CZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 661 Hudson Road (0.34 acre located in Land Lot 221 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
6. **Application #15-02DZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 663 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
7. **Application #15-02EZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 665 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
8. **Application #15-02FZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 667 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
9. **Application #15-02GZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 669 Hudson Road (0.26 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
10. **Application #15-02HZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 671 Hudson Road (0.05 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from R-2, Single Family Residential, to C-2, Manufacturing.
11. **Application #15-02IZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 1065 Hudson Road (5 acres located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from AR-1, Agricultural and Residential and R-2, Single Family Residential, to C-2, Manufacturing.
12. **Amendment to UDO #A-15-05:** Appendix B. Ordinance Establishing Planning Commission – Section 104 - amend appointment of members; removal for cause; compensation.
13. **Application #15-02BZ:** Christal Yancey, Owner - McIntyre Corporation,

Agent - 587 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from AR-1, Agricultural and Residential and R-2, Single Family Residential, to C-2, Manufacturing.

14. **Application #15-02AZ:** Christal Yancey, Owner - McIntyre Corporation, Agent - 585 Hudson Road (0.34 acre located in Land Lot 211 of the 2nd Land District) - requesting a rezoning from AR-1, Agricultural and Residential and R-2, Single Family Residential, to C-2, Manufacturing.

***Motion/Second by Ray/Miller to approve items 1 through 14 as identified on the Consent Agenda. Motion carried unanimously by all.***

## **IX. OLD BUSINESS**

1. Consider approval of agreement with Liberty Technology for recommended Telecommunications Solution.

Eric Mosley, Assistant County Manager, advised that at the last work session the Board had the opportunity to review a proposal from Liberty Technology and CISCO. He stated that it is requested that the county move forward with that contract to begin immediately.

Commissioner Flowers-Taylor requested clarification on the service that would be provided to the County.

Mr. Mosley advised that the proposal would replace both the current telephone system provided by AT&T and the internet service currently provided by several companies which will be provided by a single source.

Commissioner Flowers-Taylor then asked to be updated on the projected savings.

William Wilson, County Manager, advised that the savings would be approximately \$10,000 per month in savings. However, in order to realize those savings we will have to go to a different telephone system and purchase new equipment. So for the first five years we will be paying lease purchase for the equipment, after that time the equipment will be paid for and a \$10,000 per month savings should be realized.

Mr. Mosley added that initially the savings will be used to upgrade our thirty year old telephone system.

Mr. Wilson stated that the County currently pays approximately \$26,000 per month in combined telephone and internet services. Under the proposed agreement, the County will pay approximately \$24,000 per month for the next 5 years, once the equipment is paid in full the monthly amount will drop to approximately \$16,000 per month.

In order to realize these savings in 5 years, we will have to change our technology and go to Voice Over IP (VOIP) which involves installation of different lines and different communication methods between all of our facilities.

***Motion/Second by Ray/Flowers-Taylor to approve the agreement with Liberty Technology for recommended Telecommunications Solution. Motion carried unanimously by all.***

**X. NEW BUSINESS –**

1. Consider request for an Amplification Permit from the Rafferty Family for a wedding reception to be held at 1901 S. 6th Street on October 17, 2015 from 6:00 p.m. to 11:00 p.m.

Mr. Wilson advised that all of the departments have reviewed this application and recommend approval.

***Motion/Second by Ray/Miller to approve the request for an Amplification Permit from the Rafferty Family for a wedding reception to be held at 1901 S. 5th Street on October 17, 2015 from 6:00 p.m. to 11.00 p.m. Motion carried unanimously by all.***

2. Consider on first reading an ordinance to amend Part VI, Chapter 1, Article A, Division 2, Section 6-1009(e)(1)(b) establishing a means by which an applicant for a license to retail sell alcoholic beverages within 101 to 300 feet of a private residence may otherwise be eligible to obtain such license.

Commissioner Hawbaker stated that this is an amendment to the alcohol ordinance that he is proposing. He advised that this amendment would create an exception to the current ordinance whereby anyone within the 101 to 300 feet of a private residence can, under the guidelines as outlined in this amendment, obtain an alcohol license.

This amendment provides a means for retail establishments who are located within the 101 to 300 feet parameters to obtain an alcohol license if:

Every bona-fide residential property owner within such distance is given notice of the application and reasonable opportunity to object. At a minimum such evidence shall consist of :

Proof of receipt of separately addressed, written notice to each and every affected owner by certified or registered mail, return receipt requested and proper postage affixed.

The affected owner should submit any objection in writing to the Board of Commissioners within 30 days of receipt of such notice.

An original affidavit from the publisher of the legal organ of Spalding County that a notice of this request was published for four consecutive weeks in such legal organ.

If any of the affected owners submits to the Board of Commissioners written objection not less than 30 days after either receipt of the written notice or fourth publication as described, the application shall be denied.

Commissioner Hawbaker stated that this amendment will not have an effect on any other part of the Ordinance. If the residential property is less than 100 feet from the establishment, then consideration will not be given to any alcohol license request. If the residence is more than 300 feet from the establishment then the current ordinance would take precedence.

***Motion/Second by Hawbaker/GFT to approve on first reading an ordinance to amend Part VI, Chapter 1, Article A, Division 2, Section 6-1009(e)(1)(b) establishing a means by which an applicant for a license to retail sell alcoholic beverages within 101 to 300 feet of a private residence may otherwise be eligible to obtain such license.***

Commissioner Miller asked if anyone had objected to this change that is proposed.

Commissioner Hawbaker stated that the business that would initially be trying to meet the requirements of the requested amendment anticipates no objections to their request.

Commissioner Flowers-Taylor wanted to make sure that all of the other statues laid out in the Ordinance would remain the same for example distances required from a school, day care and from a church, etc.

James Fortune, County Attorney, confirmed that no other part of the ordinance would be affected by the amendment. This amendment does state that if there is a resident within the 300 foot radius that does object then the application will be denied.

***Motion carried 4-0-1 (Commissioner Ray recused himself from the vote on this vote as he has prior business ties with the location in question.)***

3. Consider recommendation from the Budget Review Committee for Novatime Time and Attendance Software solution and approval of contract with Andrews Technology.

Mr. Wilson stated that the Board has talked about automating time and attendance for over a year. It was also part of the Board's Retreat in February. We solicited proposals and received 7 proposals, the Budget Review Committee reviewed the proposals and narrowed it down to 4 vendors. The four vendors came in and gave presentations to the Budget Review Committee and Department Heads.

The Budget Review Committee recommends Andrews Technology. The first years' cost, including all of the equipment is \$58,593 and each year thereafter we have a five year locked in proposal of \$32,058. Staff recommends approval, we budgeted \$60,000 for this in this years' budget.

Commissioner Flowers-Taylor asked what kind of a system this would be and how people would clock into work.

Mr. Wilson advised that for the larger departments there will be a time clock much like the one the hospital utilizes that will have a fingerprint scanner to identify that the person clocking in, is indeed, the one clocking in. The remainder of employees can clock in via the computer or their telephone. If they clock in via their smart phone, IPAD, Tablet or other device there will be a GPS tracker that will verify this individual is where they are supposed to be when they clocked in.

Mr. Wilson stated that the biggest benefit of implementing this system is it will bring accountability back into the system. Implementation is planned for January 1, 2016.

***Motion/Second by Miller/Ray to accept the recommendation from the Budget Review Committee for Novatime Time and Attendance Software solution and approval of contract with Andrews Technology. Motion carried unanimously by all.***

4. Consider approval of an Agreement with Mendola & Associates, LLC for Tax Audit Program Services.

Mr. Wilson stated that we budgeted \$25,000 in this years' budget for auditing of personal property tax returns. We have used Mendola & Associates for the past 10-15 years, they have always done a very good job for us, they are CPA's and they come in and audit personal and property tax returns. He advised that historically they have been able to recover for the County more than their fees.

Don Long, Chief Appraiser, stated the return is usually about five times what the costs are for the audit.

Commissioner Hawbaker asked how this contract is related to the contract with the company that will be auditing the cell towers.

Mr. Long advised that they had budgeted for two things this year; one was for the personal property audit and the second was for the cell tower audit. These are two separate audits the personal property audit of business and the cell tower audit of equipment and physical assets at cell tower locations. Current taxes on cell towers are based on what the company says they have at that location. This audit will determine if the company has reported accurately the assets and equipment at each location.

***Motion/Second by Ray/Hawbaker approval of an Agreement with Mendola & Associates, LLC for Tax Audit Program Services. Motion carried unanimously by all.***

5. Consider recommendation from the Parks & Recreation Advisory Commission to set a formal policy regarding the rental of athletic fields.

Mr. Wilson stated that at the last Park and Recreation Advisory Commission meeting they voted: Motion/Second by David Dodd/Cass Robinson to recommend the County write a policy stating that the County does not rent athletic fields. The motion carried unanimously by all. All at that meeting, according to our records, was Larry Fears, David Dodd, Sheryl Brown, Cass Robinson and Ernest Wimbush. There were five members present.

Mr. Wilson advised that he had a question about a quorum, but at the June 11, 2015 at the Park and Recreation Advisory Commission Regular scheduled meeting the following was adopted: Motion was made by Flowers-Taylor, Seconded by Cass Robinson to amend the Spalding County Parks and Recreation Rules and Regulations to change the number of members required for a quorum from six to five. Motion carried unanimously by all.

Commissioner Flowers-Taylor advised that she had talked with Kelley Leger and with T.J. Imberger at Parks and Recreation and she had talked with the members of the Park and Recreation Advisory Committee who had voted unanimously for this policy. There is a policy in place where an Association can rent the fields for tournaments and the cost for that rental is \$100-150 per day, per field with a maximum of 10 tournaments.

Commissioner Flowers-Taylor stated that her concern is that the County has a number of facilities that simply sit. These facilities are not be used and we are not deriving any type of revenue from them. She further stated that if we have fields that can be rented, she feels that the County should derive income from those fields.

Commissioner Flowers-Taylor advised that in her conversation with Mr. Imberger, he stated that what they charge for rental on a field does

not cover the cost of maintaining the field. She then stated if there is a cost associated with a particular field the cost of rental should cover the actual costs for the use of the field. She asked that an actual cost for field maintenance should be determined and that the amount charged for deposit or for cost of rental should be commensurate with the actual costs incurred for maintaining those fields.

***Motion/Second by Hawbaker/Ray accept the advisory commissions' recommendation to not rent the ball fields.***

Commissioner Miller stated that the cost of maintaining the fields is not simply watering them and putting fertilizer on them. The wear and tear is the main concern with a football field. He stated that wear and tear is the main concern for both football and soccer and the fields need an opportunity to rest and give the grass time to regenerate itself between uses. He stated that he is not against setting a policy for field usage or rental, but we have to be mindful that these fields are going to need down time in order to maintain a healthy field on which to play ball. Parks & Rec needs to determine what it is going to cost to repair the field when it is not being used.

Chairperson Johnson would like to know the actual maintenance costs required to maintain the field so it can be determined how much can be charged for actual use of the fields. She stated that even though the Parks and Recreation Advisory Board is saying no, she can see the possibility of making money on a field that is not being used.

Commissioner Flowers-Taylor stated if there is a restroom available at one of the County facilities the average citizen should be able to use the restroom. She further stated that if a cost effective means can be determined to rent the fields that it should be considered. She stated that to simply discount the field rental without really looking into it would not be a fair thing to do.

Commissioner Miller stated the reason the bathrooms are locked because of vandalism and homeless people sleeping in the bathrooms at night.

Commissioner Flowers-Taylor wanted to know if there is someone available to lock the restrooms at 7-8 p.m.

Commissioner Miller stated that the Associations who are registered with Parks and Recreation are responsible to make sure that the buildings and restrooms are locked up once their games or practices are complete.

Commissioner Ray stated we have agreements with the Associations with rules and regulations spelled out as part of the agreement. They know that part of their responsibility when they are utilizing the field is to make sure that the restrooms are locked before leaving the field.

Commissioner Ray then read the Summary and Background section of the agenda which stated: Spalding County has an unwritten policy to not rent ball fields. Open fields, when not reserved for seasonal sports programs or for special events, are used on a first come basis by public users so they may enjoy open play or “pick-up games” which are not organized events. During seasonal sports the use of the fields is reserved by the association which has a contract with Spalding County to carry out the youth program.

Commissioner Flowers-Taylor stated that the policy should be looked at and the schedules of the Associations reviewed to determine if there are fields that can be rented to another Association. She would like to see how it can work, or if it can work, and determine the actual cost of renting these fields.

Commissioner Hawbaker stated that the other consideration is that some of these fields are lighted fields, if it is a pick-up game, there is no obligation on the County to pay to light those fields, and that the current policy should stand as it is written.

Commissioner Flowers-Taylor stated that if someone wants to rent a field that it should be given the same consideration as when we rent gyms to teams or other public facilities. People are going to want to use the facilities and we need to adopt a policy that will allow rental of these facilities at reasonable cost that will allow the County to maintain the field or facility. She stated that she feels it should be relooked at for the pros, for the cons and for the possibilities. It is really important to know the costs associated with renting a field or a facility. She stated that we charge a deposit on everything else that should be considered as part of it.

Chairperson Johnson stated that she feels this should be relooked at as well.

***Vote: 3-2 (Flowers-Taylor/Johnson).***

Commissioner Miller asked that the vote be retaken as he was mistaken in his vote.

***Motion by Miller/Hawbaker to reconsider the approval of the previous motion. Motion passed 3-2 (Hawbaker/Ray).***

***Motion by Hawbaker/Ray to accept the Parks and Recreation Advisory Committees' recommendation that we establish a policy to not renting the ballfields. Motion failed 2-3 (Johnson/GFT/Miller).***

***Motion by Flowers-Taylor/Johnson to table the request and go back to the Park and Recreation Advisory Committee and asked them to look at a policy taking into consideration the costs estimated with renting the fields to other Associations. Vote 3-2 (Hawbaker/Ray)***

6. Consider request from South Atlanta Youth Association (SAYA) to use Volunteer Park Football field.

Donald Driver, 534 Moore Street, Griffin, Georgia, he is currently the President of the South Atlanta Youth Association. He stated that all of the members of this association are citizens of Spalding County. He stated that they are here today to request the use of Volunteer Field and is asking that they be allowed to co-exist with Parks and Recreation.

Mr. Driver stated that if Spalding County truly wants to move forward that they must allow associations such as SAYA to participate on County fields as well as Parks and Recreation. Parks and Recreation is not an Association, they are part of the county government. SAYA is the only football association, here in Spalding County. He advised that they are asking to use Volunteer Field because they know that after 2:00 p.m. on Saturdays these fields are not being used by the County.

Mr. Driver advised that they are not in competition with Parks and Recreation because 85% of the youth on their team have never played for Parks and Recreation. He stated that they are not trying to damage Parks and Recreation, they were given the opportunity by Parks and Recreation to take over the football program, but it was not awarded to SAYA because they did not agree with our way of doing things.

Mr. Driver stated that they are requesting the use of Volunteer Field on Saturdays after Parks and Rec are finished using the field and we are requesting to pay a \$10.00 per player per season usage fee as all other associations are charged which will provide revenue to the County. He restated it is their desire to coexist with the Parks and Recreation program. We are not trying to compete with Parks and Recreation, we are simply asking to play on the field when they are finished.

Mr. Driver stated that they have their own liability coverage, they have their own referees. He stated that all they are requesting, as citizens of Spalding County, is to be able to use the fields that the citizens of Spalding County have provided for use by the citizens of Spalding

County. He stated that this is an independent Association within Spalding County made up of Spalding County citizens who are wanting to play on fields that are provided for the use of Spalding County citizens.

Mr. Driver stated that they are asking the Board to vote on this matter tonight because they have games scheduled and we need to know if we are going to be able to utilize Volunteer Park. We know that the Board has recommendations from Park and Recreation, but in reality every county around Spalding provides for Associations to utilize their fields and allow for Associations and their Park and Recreations to coexist with one another. This allows the citizens within the community to have a choice.

Rodney Jester, 1127 Parkview Drive, Griffin stated that other counties are coming into Spalding County and recruiting our kids to play on their teams. He stated that he grew up in the Spalding County Parks and Recreation system and this organization is simply giving the kids another avenue to play ball in Spalding County. He stated that his coaching doesn't stop on the field, he checks the grades of every child he is coaching. He further stated that if the County wants to give back to the community then to give these kids a place to play ball.

Mr. Driver stated that their Association is practicing at Dundee Park and they have to come before the Board of Commissioners to have the bathrooms unlocked for their practices. He stated that they are a year round association. They are not just a football association they are a year round association. He stated that they have the people in place to do what they need to do they are simply asking to be able to coexist with Parks and Rec like they do in Henry, Dekalb, Fayette and other counties in this area.

Commissioner Flowers-Taylor asked how many children are currently registered with his association.

Mr. Driver stated that they currently have 58 children registered, 54 that are actively participating at this time.

Commissioner Flowers-Taylor asked how many games they have scheduled for the season.

Mr. Driver advised that at this time they have three games scheduled, the first two are out of town games and we were holding back on putting the home games in Griffin pending how the Board voted.

Commissioner Flowers-Taylor then asked what his expectation was of the number of games that they are anticipating having at Volunteer Park.

Mr. Driver stated that they plan to play from the first of October until Thanksgiving at the end of November with possibly one week of tournament play.

Chairperson Johnson stated that she wants to make sure that this is not going to conflict with any of the time that Park and Rec will be utilizing the field.

Commissioner Ray stated that we have a Parks and Recreation Advisory Commission, we have a Parks and Recreation Department and we have been given a recommendation of a denial for this request. He further stated that based on the action the Board has already taken tonight of sending the recommendation back to the Parks and Recreation Advisory Committee to set a formal policy regarding the rental of athletic fields, he feels it would be inappropriate for the Board to vote on this issue tonight.

Commissioner Ray also stated that the Board has the option to table this request or we have an option to deny the request, but we have already stated this needs to go back to the Parks and Recreation Advisory Committee for research and further recommendation. If we do this tonight then we are acting out of turn and we are not giving the Parks and Recreation Advisory Committee their due input.

***Commissioner Ray then stated he would like to make a motion to deny the request of the SAYA group.***

Commissioner Hawbaker stated that he was not comfortable sitting here and negotiating these issues. He feels that it needs to go back to the Park and Recreation Advisory Commission for review and resubmission of a recommendation that is agreeable to both Parks and Recreation and this Association.

Commissioner Ray withdrew his motion for lack of a second.

Chairman Johnson stated that she feels it is important to have a policy in place prior to renting County assets. She stated that she understand the timing on this is not good; however, a policy needs to be in place to cover this request, the policy is the rules and the guidelines for using this piece of property.

***Motion/Second by Hawbaker/Ray to table this request pending the findings of the Parks and Recreation Advisory Committee. Motion carried 3-2 (Miller/Flowers-Taylor).***

Mr. Driver then asked if SAYA could play on the fields until a policy is in place.

Chairperson Johnson stated that there has to be a policy in place. Mr. Wilson advised that the current policy states no organized play.

Mr. Fortune advised that the Board feels that there should be a policy in place prior to the fields being utilized by the Association.

7. Consider recommendation from the Parks & Recreation Advisory Commission to establish a community neighborhood passive-park at the Quilly Street Property.

Mr. Wilson stated that at their meeting on September 10<sup>th</sup> the Park and Recreation Advisory Committee made a motion to recommend to the Spalding County Board of Commissioners to consider a community neighborhood passive park at the Quilly Street property. That motion carried by all of the members present.

Mr. Wilson stated that this would be a community park that would be designed and built by the community much like what has been done in other places. The improvements would have to meet all of the county specifications for the equipment placed there and any structures placed on the property. This is not something that will happen overnight and it will have to be part of our Master Plan for that park that we have on file.

Commissioner Ray stated that we currently have no funding in the budget for this.

Mr. Wilson advised that this would be a community funded project, no county funded. If they want to build a pavilion, it would have to be to the county specifications, and the community would then go out and raise the money to build the pavilion.

Commissioner Flowers-Taylor asked where Quilly Street property was located.

Mr. Wilson advised that it is the property adjacent to Dundee Park on Quilly Street that goes all the way back to the rock quarry and that is what we are calling the Quilly Street property.

Commissioner Flowers-Taylor asked where else we had built a community park.

Mr. Wilson advised that currently we do not have any community parks in the County. However, we have allowed such organizations such as the Boy Scouts to come in and build a nature trail at Wyomia Tyus. We have disc golf course at Wyomia Tyus where we allowed the Disc Golf Association to pay for the materials and we built the course.

Mr. Wilson stated that it is probably time that the county did a new master plan, so the Board may want to table this request until a new Park and Rec master plan can be developed.

***Motion/Second by Miller/Ray to table until a new master plan can be completed. Motion carried unanimously by all.***

8. Consider a request from Three Rivers Area Agency on Aging to use their statewide contract for the provision of congregate and home-delivered meals to be served throughout the State.

Mr. Wilson stated that the County currently utilizes SYSCO food products. He advised that all of the Agency on Aging got together and combined their purchasing power into a single contract and bid out these services to make sure that the quality of the product being served was consistent throughout the State. SYSCO was awarded the contract and this is a contract stating that the County will utilize, to the extent possible, SYSCO to furnish the products for our Senior Nutrition Program.

***Motion/Second by Flowers-Taylor/Ray to approve the request of Three Rivers Area Agency on Aging to utilize their statewide contract for the provision of congregate and home-delivered meals to be served throughout the state. Motion carried unanimously by all.***

9. Consider approval of contract with Three Rivers Regional Commission for the writing and facilitation of Spalding County's 2016 Hazard Mitigation Plan.

Eric Mosley stated that that we issued an RFP for this process and there were three bids submitted from the request. The group that reviewed the bids for this plan were: Eric Mosley, Fire Chief Kenny West, Asst. Fire Chief Glenn Polk and Asst. Fire Chief Jamie Clark and Terri Bass, who served as the Purchasing Agent for the process. The group decided to utilize Three Rivers Regional Commission, this group has prepared most of the Hazard Mitigation Plans for the County thus far the only exception being the one that Chief West wrote himself.

Mr. Mosley stated that he and Commissioner Ray met with Three Rivers Commission to discuss their writing and facilitating the Spalding County 2016 Hazard Mitigation Program and he left that

meeting confident that this agency will do a good job. Staff requests that you approve this contract with Three Rivers Regional Commission.

Commissioner Flowers-Taylor inquired into the cost of this program.

Mr. Wilson advised that funding for the 2016 Hazard Mitigation Program is provided through a grant and the local match is our time for the County employees involved in the process.

Mr. Mosley advised that the grant funding will come from FEMA and that this project will take approximately six months to complete.

***Motion/Second by Flowers-Taylor/Miller to approve the contract with Three Rivers Regional Commission for the writing and facilitation of Spalding County's 2016 Hazard Mitigation Program. Motion carried unanimously by all.***

10. Consider approval to submit Grant Application to the Georgia Transportation Infrastructure Bank for funding of the North Hill Street/East McIntosh Road (Intersection #3) Project.

Mr. Wilson advised that we were notified last month by GTIB about the possibility of a Grant. The City has recently applied for Intersection #2, the one in the flats with the roundabout and we are going to ask for Intersection #3. Total budget \$1.5 million the grant request will be for \$1.2million with local funding of \$300,000 to come from the 2008 SPLOST funds or the 2015 depending on how much we have to spend on Intersection #2.

Mr. Wilson stated that B.J. Martin along with Chad Jacobs worked on the application and we believe we have a worthwhile application. It doesn't cost anything to try and we might get the money.

***Motion/Second by Ray/Flowers-Taylor to approve the submittal of a grant application to the Georgia Transportation Infrastructure Bank for funding of the North Hill Street/East McIntosh Road (Intersection #3) Project. Motion carried unanimously by all.***

11. Consider approval of Purchasing Card Usage Policy as discussed at the Work Session on August 17, 2015.

Mr. Wilson advised that at the Work Session staff provided the Board with a copy of the Purchasing Card Usage Policy. He stated that Mr. Mosley has been working closely with the state and utilized other purchasing card usage policies used in other counties to assist in

drafting the policy being presented. He stated that we want to have a policy in place before we apply for and start utilizing these cards.

Mr. Wilson stated it would probably be the first of the year before everything is in place and that we will start with a smaller department and then grow the program from there. He stated that the cards do have a rebate on them that the county can, hopefully, get some rebates back at the end of the year. The Board liked the purchasing card and rebate, in theory, and asked for a purchasing card policy. The matter before you this evening is the proposed purchasing card policy.

Mr. Wilson stated that this policy sets up who will be able to utilize the cards and the strict limitations being placed on the usage of the cards.

***Motion/Second by Flowers-Taylor/Ray approval of Purchasing Card Usage Policy as discussed at the Work Session on August 17, 2015. Motion carried unanimously by all.***

12. Consider approval of agency contract with the City of Orchard Hill for Fire Protection Services for the period beginning October 1, 2015 and ending on October 1, 2016.

Mr. Wilson stated that this item and item #13 are the annual contracts with the City of Orchard Hill and the City of Sunny Side for Fire Protection services. The cost for these services are based each City's Tax Digest. We calculate gross mileage rate, exclusive of our insurance premium tax, because the cities receive insurance premium tax, we multiply that times the cities' tax digest and that is the amount that is reflected on the contract.

Both Orchard Hill and Sunny Side have approved the contracts and staff recommends approval.

***Motion/Second by Ray/Hawbaker approve the agency contract with the City of Orchard Hill for Fire Protection Services for the period beginning October 1, 2015 and ending October 1, 2016. Motion carried unanimously by all.***

13. Consider approval of agency contract with the City of Sunny Side for Fire Protection Services for the period October 1, 2015 to September 30, 2016.

***Motion/Second by Hawbaker/Ray to approve the agency contract with the City of Sunny Side for Fire Protection Services for the period beginning October 1, 2015 to October 1, 2016. Motion carried unanimously by all.***

14. Consider approval on first reading an Ordinance amending the FY 2016 Budget Ordinance to provide for prior year encumbrances.

Mr. Wilson stated that as part of the purchasing policy any purchase orders that are outstanding at the end of the fiscal year are carried over by Budget Amendment for the next fiscal year. This year we were able to keep our fiscal year open for two months, July and August, to charge older invoices. As a result we have only \$45,000 that needs to be transferred.

***Motion/Second by Ray/Flowers-Taylor approve on first reading an Ordinance amending the FY 2016 Budget Ordinance to provide for prior year encumbrances. Motion carried unanimously by all.***

15. Consider declaring surplus and authorizing disposal of various vehicles and equipment from various county departments.

Eric Mosley stated that over the past few months he had been assigned the task of collecting vehicles and equipment to declare surplus which included every county department. He advised that it has been quite a while since this has been done and there is a large surplus to dispose of currently assembled behind the Public Works Department.

Mr. Mosley stated that he wanted to give a big thank you to Tim Crane, Interim Public Works Director, Randy King of Public Works and the other members of Public Works who have assisted in pulling these items together. Not only did they move the vehicles to Public Works, they also cleaned the vehicles and removed light bars, radios and any other equipment that could be salvaged from these vehicles for reuse. It is requested that the board approve the list for surplus and we will move forward with an auction.

***Motion/Second by Ray/Miller declaring the items on the list presented to the Board as surplus and authorizing disposal of various vehicles and equipment from various county departments. Motion carried unanimously by all.***

16. Consider setting meeting dates for the Zoning Public Hearings in November and December due to the Thanksgiving and Christmas Holidays.

Mr. Wilson stated that the regular scheduled Public Zoning Hearings will fall on Thursday, November 26<sup>th</sup>, Thanksgiving Day and Thursday, December 24<sup>th</sup>, Christmas Eve. Staff is recommending moving these meetings to November 16<sup>th</sup> and December 7<sup>th</sup>, both at 5:00. Historically we have moved these back to before our regular meeting as they generally fall within the holiday period during these months.

***Motion/Second by GFT/Hawbaker move the dates for the Zoning Public Hearings in November and December to have them at 5:00 p.m. prior to the Board of Commissioners Meetings on November 16<sup>th</sup> and December 7<sup>th</sup>, 2015. Motion carried unanimously by all.***

17. Appoint a delegate to represent Spalding County at the ACCG Legislative Leadership Conference on October 8, 2015 in Jekyll Island.

***Motion/Second by Miller/Ray to appoint Donald Hawbaker to represent Spalding County as our voting delegate at the ACCG Legislative Leadership Conference in October in Jekyll Island. Motion carried unanimously by all.***

## **XI. REPORT OF COUNTY MANAGER**

- ✓ Georgia Recreation and Parks Association Board of Trustees will be meeting at the UGA Stuckey auditorium this Wednesday, September 23<sup>rd</sup> at 11:30 a.m. Originally, the chairman was going to welcome everyone at that meeting and have lunch, but unfortunately she will not be able to do this. He asked if any of the other commissioners would be available to welcome this group and have lunch. Commissioner Hawbaker stated that he could be there to welcome the group and he would stay for lunch.
- ✓ The 3G+ committee which is made up of the City Manager, County Manager and School Superintendent and Chairpersons of each board have tentatively set the Joint Archways Joint retreat for January 28<sup>th</sup>-29<sup>th</sup> in Carrollton. They have a meeting tomorrow and will be discussing this and will also have a presentation by Mike Beatty of the Great Promise Partnership. He stated that as soon as the dates are confirmed for this retreat he will let everyone know.
- ✓ Don't forget, this week we have a Special Called Meeting, Thursday, at 5:00 p.m. He advised the News Media that the purpose of this meeting would involve an Executive Session to review the performance of a County employee.
- ✓ The Zoning Public Hearing will be held at 6:00 p.m. on Thursday as well.
- ✓ Proof for the 2015 SPLOST ballot. When we worked on the original wording for the ballot it was decided to differentiate between the city and county projects by bolding the cities and county's names on the ballot. The entire ballot is bolded per state law, so you will note that the name of the entities have been underlined to denote that entities projects. The first day of voting will be October 12.

- ✓ This weekend there is a Red Cross Smoke detector campaign that our Fire Department and EMA are sponsoring, this will be at the Reid Fire Station. They will be handing out smoke detectors and will be delivering some as well in the area.
- ✓ LIVE 2 LEAD LIVE SIMULCAST – John Maxwell – Friday, October 9, 8:50 a.m. to 1:30 p.m., early bird admission is \$97 and it will be held at Southern Crescent Technical College.
- ✓ 3G+ committee had a presentation from the Tax Assessors Office on the 2015 Digest, what happened this year and what to look for in the future. Chairman Johnson stated it would probably be good to have a joint work session with the city and the school board and have everyone see that presentation. He advised that he had emailed it to everyone earlier today and he will work on setting up the the presentation to have the Tax Assessors office present and we can possibly have the Tax Commissioner’s office talk about the tax collection side as well.

## **XII. REPORT OF COMMISSIONERS**

### **Commissioner Hawbaker**

- This past Thursday, September 17<sup>th</sup> was Constitution Day. This is a holiday that was passed in 2004 by Senator Robert Byrd, previously it was known as Citizenship Day. The just wanted to acknowledge the importance of the U.S. Constitution.
- Kudos to the three Americans, which included one active Air Force member and one national guardsman and one a student who stopped a terrorist action on a train headed for Paris. All of these men were inducted into the French Foreign Legion and the soldier in the Air Force, Spencer Stone, recently received a purple heart.

He further stated that he wished those military members who were killed or injured in the attack on military offices and installations in Chattanooga were similarly awarded, posthumously in many cases, the Purple Heart.

- This coming Sunday he will have the honor of presenting a Proclamation on the 150 Anniversary of Macedonia Baptist Church that will be at 2:30 p.m. We adopted the Proclamation on April 6<sup>th</sup> and at that time the church asked that a representative from the Board present the Proclamation on the actual anniversary.
- Condolences to Mr. Fortune and his family on their recent loss.

- Congratulations to Daa'ood Amin who has been doing an extraordinary job in promoting the SPLOST. He stated that he had attended several presentations given by the SPLOST committee at the Jackson Road PTO last week, at Kiwanis and at Rotary and he felt that their message had been generally very well received.
- Congratulations to Fairmont Alumni who held their annual parade yesterday.
- Commissioner Hawbaker stated that he was perplexed by the SAYA group, this has been going on since earlier in the year when the association and Parks and Rec couldn't reach an agreement. He stated that it appears the Association went off and did their own thing which is fine, but he feels that basically the leadership of this organization has been selling a product that they can't deliver because of the restrictions that are in place for associations concerning the use of our Parks and Recreation fields.

He further stated that he was impressed by their dedication in helping the youth in this community, but if you can't reach an agreement with Parks and Rec on how our facilities are going to be used then you need to make your own alternative arrangements. He further stated that he felt this organization was unfairly trying to go around Parks and Rec by coming to us to essentially negotiate an agreement. That is not our role and we are not in a position to do that. He stated that he hopes that eventually an agreement can be made without unduly burdening Parks and Rec with rules that they are going to have to apply uniformly into all of these associations.

### **Commissioner Flowers-Taylor**

- Stated that she was going to expand on what Commissioner Hawbaker had to say regarding the SAYA organization. However, what she saw in here tonight was the disappointed faces of children where a bunch of grownups told them they couldn't play football.

Regardless of what anyone's personal preferences are for the leadership of South Atlanta, it was something that we could have made possible. Clearly when there is no policy in place it is our job to make a decision and what we did tonight was toss it back so that someone else could play around with it, basically preventing them from being able to do it. She stated that she has her own issues with Mr. Driver and his leadership. She stated that she was aware of some personality conflicts between Mr. Driver and Parks and Rec staff.

At the end of the day, this is about the kids and her heart goes out to them because their parents made a choice to sign them up and the kids still don't get to play.

- Commend William for the work he did on the agenda this evening. She was upset when she saw how long the Agenda was but she feels that we have handled a lot of business tonight and she appreciates the work that it took to make that happen.
- Kudos to Eric who gets out there, you dig in and you gets stuff done. She stated that she had heard very positive things about him in the community.
- She stated that she is excited about upcoming training and what is going on with Archway. The goals set were right on point with the needs of this community. She stated that she is actually seeing where the people in the community are all trying to get on the same page in trying to run the City and the County efficiently, we are having citizen involvement that is positive and is constructive. She stated that if we maintain this momentum, we should be able to make something happen soon.

### **Commissioner Ray**

- Wanted to echo sentiments that have already been made to Mr. Fortune and his family on the recent loss of his mother.
- Wanted to congratulate the kick off of the United Way Campaign and the cardboard boat race that went really well and was a good start to the campaign.
- Wanted to say thank you to Public Works and Code Enforcement. He had a couple of issues in his district that they handled quickly and professionally.

### **Bart Miller**

- He wanted to say thanks to Public Works for the job they have done in his district. He advised that the citizens had called him after Public Works left and bragged on the job done and thanked him. He told them that they needed to call Public Works and thank them.
- With regard to football – he and Chairperson Johnson met with Mr. Driver before the season started and when the conversation ended, he asked Mr. Driver to wait until next year and continue to shadow Parks and Recreation. There is a lot of things that would have to be done

prior to SAYA using the field. Background checks and other things would have to be done to cover the County and protect the children.

He didn't like seeing the disappointment on the kids' faces any more than Commissioner Flowers-Taylor, but Mr. Driver and his group made the decision and now the children are having to suffer for the decisions that this group made.

He stated that he feels there does need to be some type of rental policy made to allow citizens and companies in Spalding County to utilize our fields within the parks.

### **Chairperson Johnson**

- Earlier today there was an email sent out regarding, "Calling All Young Professionals." The Archways group is trying to reach young professionals September 28 from 5-7 p.m. If you know anybody interested in participating please let them know about this meeting.
- She stated that it was very tough to go through what we did tonight with the South Atlanta Youth Association. She feels that they made a good argument for their case and we need to get some things fine tuned. Timing is of the essence for them. We need to sit down with Park and Rec to work out what can be done and what it is needed and what it is going to take to make this happen. She wants to make sure that we are dropping not the ball on this. If there are other communities accommodating these organizations then we can also.

Commissioner Miller further stated that this needs to be done within the next 10 days. Chairperson Johnson stated she would like to have a work session on this in early October.

**XIII. CLOSED SESSION** – None.

**XIV. ADJOURNMENT**

***Motion/Second by Miller/Ray to adjourn at 8:15 p.m. Motion carried unanimously by all.***