

REGULAR MONTHLY MEETING

The Regular Monthly Meeting of the Spalding County Board of Commissioners was held in Room 108 in the Courthouse Annex, Monday, February 4, 2008 beginning at 6:00 o'clock p.m. Commission Chairman Edward Goss, Jr. presided, and Commissioners Eddie Freeman, Johnie McDaniel, Gwen Flowers-Taylor and David Phillips were present. Also present were County Manager William P. Wilson, Jr., County Attorney James R. Fortune, Jr., Administrative Services Director Jinna L. Garrison, and Executive Secretary Teresa Watson.

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

II. INVOCATION – Commissioner Gwen Flowers-Taylor

III. PLEDGE TO FLAG – Led by County Attorney James R. Fortune, Jr.

IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

1. Presentation to Commissioner Freeman honoring his service as Chairman of the Board of Commissioners for 2007.

Chairman Goss presented a gavel plaque to Commissioner Eddie L. Freeman and thanked him for his dedicated service as Chairman for the years 2006 and 2007.

2. Consider Proclamation declaring February 4, 2008 as Futral Road Elementary, School of Excellence Day honoring the efforts of its educators and staff on this prestigious achievement.

Proclamation

“Honoring Futral Road Elementary School as a Georgia School of Excellence”

WHEREAS, Each year, the Georgia Department of Education identifies schools from each Congressional District as Georgia Schools of Excellence in Student Achievement. One public school from each Congressional District is chosen in each of the following two categories: TOP 10%: Schools that are in the top 10 percent of schools in Georgia as measured by assessments in reading and mathematics, and GREATEST GAINS: Schools that demonstrate the greatest continuous gains in student achievement for the past three years as measured by assessments in reading and mathematics; and

WHEREAS, Schools of Excellence must meet AYP for a minimum of three consecutive years, meet or exceed state mean scores in Science and Social Studies (with the exception of K-2 schools which do not test in this area), not be considered a “Persistently Dangerous School” under the Unsafe School Choice Option of No Child Left Behind, offer a minimum of two AP courses (grades 9-12 only), and be in existence for at least five years; and

WHEREAS, The Georgia Schools of Excellence in Student Achievement designation is our state recognition for schools that have made the greatest gains in student achievement or are among the highest-achieving schools in the state. One school is awarded in each of the two categories. If no schools meet the criteria in a particular congressional district, an award is not given, and in both categories this year, only 23 schools qualified.

NOW THEREFORE

BE IT RESOLVED that We, the Board of Commissioners of Spalding County, do hereby declare that a copy of this proclamation congratulating the educators and staff of Futral Road Elementary School as a School of Excellence and recognizing them as a great source of pride for our community, be spread upon the minutes of the proceedings of this Board, reflecting that I have hereunto set my hand in these free United States and caused the seal of Spalding County, Georgia to be affixed, declaring that the fourth day of February, in the year of our Lord two thousand and eight, shall be

Futral Road Elementary, School of Excellence, Day.

Motion to approve by Commissioner McDaniel, seconded by Commissioner Phillips, carried 5-0. Proclamation was presented to Futral Road Principal Larry Jones, Jr.

3. Consider Proclamation declaring, nunc pro tunc, January 28, 2008 as Return to Service of the USS Georgia Day.

Proclamation

“Honoring the Return to Service of the USS Georgia”

WHEREAS, The phrase, “Bring the USS Georgia Home,” which has echoed throughout our state for over 14 years, will culminate in the return of the 560-foot trident submarine to be stationed at King’s Bay naval submarine base; and

WHEREAS, The USS Georgia was launched in 1982 as an Ohio class nuclear powered fleet ballistic missile submarine, the third ship to bear the name of this grand state, with the keel laying ceremony presided over by First Lady Rosalyn Carter and her initials can still be seen on the ship’s hull. After 18 years of faithful service to the U.S. Navy, with the ship’s fate in jeopardy, the Nuclear Posture Review Committee determined the Navy had too many submarines and the vessel was slated for salvage; and

WHEREAS, Fortunately, re-engineering proved the ship could be retrofitted to accommodate tomahawk missiles allowing enough room for a special operations platform, with conversion occurring over the past two years while the ship was docked in Norfolk. The Return to Service Committee (RTS) led the effort to have the ship stationed in Kings Bay, with Sheila M. McNeill, Past President of the Navy League of the United States chairing, and Governor Sonny Perdue serving as Honorary Chairman; so

NOW THEREFORE Be It Resolved that we, the Board of Commissioners of Spalding County, do hereby declare that a copy of this proclamation commemorating the return of the USS Georgia be included in the official log entry for all of the State’s 159 counties to become a permanent part of the ship’s records. We further declare that this proclamation be spread upon the minutes of the proceedings of this Board, reflecting the seal of Spalding County, Georgia be affixed, declaring that the twenty-eighth day of January, in the year of our Lord two thousand and eight, shall be

Return to Service of the USS Georgia Day

Motion to approve by Commissioner McDaniel, seconded by Commissioner Freeman, carried by a vote of 5-0.

4. Miller G. Edwards IV, CPA, Mauldin & Jenkins will present the FY 2007 Comprehensive Annual Financial Report (CAFR) for Spalding County.

Mr. Edwards noted that Spalding County has received for the past six years a certificate of excellence in financial reporting. He continued with an overview of this unqualified, or “clean,” audit. The fund balance is positioned to provide about two months of operating expenses for the County. He detailed all sections of the annual audit and complimented the Board, the management and the financial personnel of the County for a job well done.

V. PRESENTATION OF FINANCIAL STATEMENTS

1. Consider approval of Financial Statements for Six Months Ending December 31, 2007.

Motion to approve by Commissioner McDaniel, seconded by Commissioner Freeman, carried by a vote of 5-0.

VI. CITIZENS COMMENTS

County Manager William Wilson, Jr. introduced Jimmy H. Sikes as new Warden of the Correctional Institute.

VII. PUBLIC COMMENT

Rules for conduct were read by Chairman Goss.

Speakers addressing the Board regarding the recommendation of Spalding County Parks and Recreation Advisory Commission to terminate with proper notice the existing contract between Parks and Recreation and the Spalding County Youth Baseball Association were as follows:

T.J. McDaniel, 171 Davidson Circle, Griffin
Scott Sailors, 196 Oxford Road, Griffin
Aaron Gregory, 177 Liberty Hill Road, Griffin
Cedric Randolph, 137 Wilder Way, Griffin
Fran Brantley, 434 Birdie Road, Griffin
Lamar Jones, 23 Kennedy Road, Griffin
Phillip Beckler, 720 Wilson Road, Griffin

Danny Beheler, 303 Cedardale Drive, Griffin
Shannon Bell, 1356 Patterson Road, Griffin
Steve Harrison, 2231 Honeybee Creek Drive, Griffin
Harvey Booker, 44 Shamrock Circle, Griffin
Jerry Martin, 347 Candler Road, Williamson
Todd Bridges, 7 Branchcreek Drive, Griffin
Shane Huggins, 1820 Pinecrest Drive, Griffin
Andy Campbell, 311 Ashford Place, Griffin

Jewel Walker Harps, 103 McEthel Drive, Griffin

Ms. Harps addressed the proposed sewer project on Highway 19/41 at Birdie Road when they, the residents of the Pinetree Circle area, have been coming to this Board for sewer service on the north side of town for years with no success. Whatever happens on the north side of town will impact all of Spalding County, and she understood the County wanted to make improvements when Sun City residents came. She and her neighbors haven't fought against funding sources for other projects, but they now ask for this Board's consideration to take care of all its citizens, noting that it will be a very serious problem when people who traverse this thoroughfare to and from Sun City will see people standing with signs displayed to call attention to this situation and to the needs of these people. She urged the Commissioners to look at the situation seriously.

Dorothy Brown, 107 College Club Drive, Locust Grove, Georgia

Ms. Brown was representing residents from the adult community of Heron Bay in an effort to address the assessment of school taxes for senior citizens which was, she stated, a critical issue.

Commissioner McDaniel informed Ms. Brown that the school system levies their own tax and Spalding County simply collects it. He directed Ms. Brown to address her comments to the school board and local legislators. The school board meets tomorrow night (Tuesday) at 6 p.m. at 216 South Sixth Street behind the superintendent's office.

Reginal Lindsey, Griffin

Mr. Lindsey bought property on West Ellis Road which had a mobile home, and he recently built a large home on the tract, as well. He was unsure of the zoning issues and got a certificate of occupancy to move into the new structure, thinking everything was okay to leave the trailer in place. He then received a citation from Spalding County saying there was a complaint and he was in violation, and he was ordered to comply by January. He did not comply by that date and Code Enforcement issued him a citation for not rectifying the violation, and he is scheduled to go to court on February 13, 2008 to answer these charges. He felt these problems should have been addressed before he got a certificate to build. Commissioner Flowers-Taylor said she had spoken with Mr. Lindsey and Community Development, as well. She didn't think the average person would know this fact and that the County staff had been remiss in not ensuring Mr. Lindsey adequately understood. The Board has talked of wanting to not impose financial hardships on citizens, and now they are requiring that he go to court and pay costs when the County basically let his situation fall through the cracks. Some family members are experiencing medical hardships and are staying in the trailer. She did not want to see Mr. Lindsey pay when, in fact, County staff didn't do what they should have in the Community Development office.

Mr. Lindsey noted that his family member staying there has cancer, is sick and just had surgery. He would not mind paying to get the property rezoned if necessary. Commissioner McDaniel advised there must be documentation to be granted the medical hardship, and he directed him to the special exception process. Mr. Lindsey noted the trailer has been there 25 years and has been paying taxes, so the history of its existence there is well documented.

Commissioner Freeman said the natural assumption when someone builds a 4000 square foot house is that the nearby mobile home will be moved out when construction is complete. Another neighbor had to move a trailer out when they built a home, and he did not feel it would be fair to allow Mr. Lindsey to keep his in place. He advised he wrote up the initial complaint, and he noted that Mr. Lindsey's situation was acceptable until the certificate of occupancy was issued.

County Attorney Fortune said the prosecutor could ask for stay if Spalding County were so inclined to allow Mr. Lindsey an extension of time to resolve the matter. Commissioner McDaniel noted it would take a minimum of 60 days and probably more like 90 to go through the necessary process. He advised that Mr. Lindsey must have letter from doctors and conform to certain criteria to qualify for special exception status due to medical hardship. He directed Mr. Lindsey back to Community Development to begin the process.

Commissioner Freeman asked that Community Development notify all members of the neighborhood of this action as he did not want to be caught in the middle of a controversy just because someone else dropped the ball.

Commissioner Flowers-Taylor appreciated the Board working with this gentleman, and she suggested Mr. Lindsey move quickly to rectify the problem. Community Development should have

made a point of addressing his concerns, she stated. Commissioner Freeman agreed, saying he spoke with them and this won't happen again in the County.

Mr. Wilson advised the issue was being addressed in the permitting process and changes had been made to prevent this from happening again, but it may delay the issuance of a building permit.

Margaret Lehrman, 121 Runnymede Road, Griffin

She spoke in favor of seniors being relieved of the school tax burden and agreed with Ms. Brown earlier. When she inquired, she was informed that some local legislation would be necessary so contact with local legislative delegation should begin the process. Many counties have eliminated school taxes for seniors, some for 20 years or more now and Ms. Lehrman felt Spalding County was behind the times on this issue. Commissioner McDaniel explained that replacing the lost revenue for schools in such a tax shift was very problematic. Ms. Lehrman asked if the Development Authority was working to bring in a larger industrial, commercial and retail base to support this tax shift. Expenses are increasing greater than income for seniors and the problem is of critical proportions.

Stan Wicks, 1188 Cain Street, Griffin

Mr. Wicks cited problems in Orchard Hill on Swint Road which is designated as No Thru Trucks, but the trucks still traverse it to Lamar County where they are dumping. He stated he had talked with Code Enforcement Officer Heath who wrote a couple of tickets but noted that someone in the County had made an arrangement with Lamar County because of a limited weight bridge that necessitated some travel on Swint Road by large trucks and six-wheel vehicles. Commissioner Phillips stated he has not told anyone to not write tickets. Mr. Wicks also noted a hydrant leak and ditch that was problematic, and Mr. Wilson advised he would follow up with a repair order.

Sinclair Hollberg, 3335 Jackson Road, Griffin

Mr. Hollberg said he would like to see the parties come together with perhaps an outside arbitrator assisting in trying to resolve the critical baseball issue.

Dick Morrow, 262 Westchester Drive, Griffin

Much misinformation is abounding on the Highway 19/41 sewer issue. He was responsible for getting Paragon to do the preliminary design work for possible sewer to the Pinetree Circle area years ago, and he still believes they need sewer, but costs were prohibitive to residents. Some could afford to tie on while others could not or would not. At the time, they attempted to get grants, CDBG assistance, etc., but the income level was too high to support a grant. When he left the Board of Commissioners, they were still struggling, and they certainly have genuine problems. He relayed he was sad to see this issue politicized with the Highway 19/41-Birdie Road issue. Big septic systems are simply not feasible, and it's hard to attract industry and commercial entities with no sewer, so this is desperately needed for development. He paid for the preliminary engineering and development design by Paragon to develop this property. He also went to EPD and the state for permitting since this operation would be in excess of 10,000 gallons per day. Paperwork was submitted and he came to the Water Authority so that everyone knew he was going for a state permit. Many other counties are accepting these private package plants and Mr. Morrow said he offered to do that, as well. In the meantime other property owners voiced an interest in tying onto a system, prompting the Water Authority to explore collaboration with Sun City since this corner is a major entrance to Sun City. The Water Authority offered to run sewer line, so he conceded he would apply up to the \$250,000 that he would have ultimately spent on the private package system to be used toward the Spalding County project.

VIII. MINUTES

1. Consider approval of the minutes of the January 7, 2008 Regular Monthly Meeting.

Commissioner Freeman said some comments he made at the January 7, 2008 meeting were inadvertently omitted and he read information that he would like included in the minutes.

Motion to approve the Minutes of the January 7, 2008 Regular Monthly Meeting with the lengthy additions as noted by Commissioner Freeman was made by Commissioner McDaniel, seconded by Commissioner Flowers-Taylor, and approve by a vote of 4-0-1 with Commissioner Phillips abstaining.

IX. CONSENT AGENDA – N/A

X. OLD BUSINESS

1. Continue annual Spalding County appointments to Boards, Commissions and Authorities.

<u>Board/Commission/Authority</u>	<u>Current Member/Action Taken</u>	<u>New Expiration</u>
Board of Appeals & Adjustments Unsafe Bldg. Abatement Code	Doug Krepps <i>Reappointed on motion/second by Commissioners McDaniel and Flowers-Taylor by a vote of 5-0.</i>	12-31-2011

Butts, Henry, Lamar & Spalding County Development Authority	Don King <i>Tabled until the Griffin-Spalding Development Authority appoints a Chairman on motion/ second by Commissioners McDaniel and Freeman by 5-0 vote.</i>	12-31-2010
G-SATC	Bill Westmoreland <i>Sylvia Morris nominated by Commissioner Freeman. Bobby Peurifoy, nominated by Commissioner Goss, was appointed by a vote of 3-2 with Commissioners McDaniel and Freeman voting against.</i>	12-31-2008
Keep Griffin/Spalding Beautiful	Patricia Smith <i>Appointed Neal Bonds to replace on motion and second by Commissioners Flowers-Taylor and McDaniel by a 5-0 vote.</i>	12-31-2009
Keep Griffin/Spalding Beautiful	Consuelo Molyneux <i>Appointed Judith Francis to replace on motion and second by Commissioners Flowers-Taylor and McDaniel by a 5-0 vote.</i>	12-31-2009
Keep Griffin/Spalding Beautiful	William Corley <i>Appointed Kim Slaughter to replace on motion and second by Commissioners Flowers-Taylor and McDaniel by a 5-0 vote.</i>	12-31-2009
Keep Griffin/Spalding Beautiful	Kevin Barkley <i>Appointed Brenda Goolsby to replace on motion and second by Commissioners Flowers-Taylor and McDaniel by a 5-0 vote.</i>	12-31-2009
Keep Griffin/Spalding Beautiful	Marvin Tackett <i>Tabled on motion and second by Commissioners Flowers-Taylor and McDaniel by a 5-0 vote.</i>	12-31-2009
Spalding County Collaborative Auth. For Families and Children, Inc.	Frank Castile <i>Tabled on motion and second by Commissioners McDaniel and Phillips, by a 5-0 vote.</i>	12-31-2008
Spalding County Library Board of Trustees	Geraldine Jackson <i>Appointed Cheryl Walker to replace on motion and second by Commissioners McDaniel and Flowers-Taylor, by a 5-0 vote.</i>	12-31-2011

XI. NEW BUSINESS

1. Consider recommendation of Parks & Recreation Advisory Commission to allow Spalding County Youth Softball Association to hold a "Fastpitch for the Cure Tournament" fundraiser to benefit the Susan G. Komen Breast Cancer Foundation at Volunteer Park on May 17, 2008.

Motion to approve with waiver of fees provided that assurance is given that 100% of proceeds will go to benefit the Susan G. Komen Breast Cancer Foundation by Commissioner Phillips, seconded by Commissioner McDaniel, carried by a vote of 5-0.

2. Consider recommendation of Parks & Recreation Advisory Commission that Spalding County match \$13,300 donated from Caterpillar to create three new picnic shelters at Moreland Elementary currently, and Jordan Hill Elementary and Sunny Side in the future.

Motion to approve recommendation of Parks & Recreation Advisory Commission that Spalding County match \$13,300 donated from Caterpillar to create three new picnic shelters at Moreland Elementary currently, and Jordan Hill Elementary and Sunny Side in the future with the stipulation recommended by Mr. Wilson that matching funds will be budgeted in FY 2009 for these medium sized pavilions by Commissioner Phillips, seconded by Commissioner McDaniel, carried by a vote of 4-1 with Flowers-Taylor opposing, noting that none of the improvements are slated for neighborhood schools in her district which are in dire need of such facilities.

3. Consider recommendation of Parks & Recreation Advisory Commission that Spalding County void with proper notice the existing contract between Spalding County Parks and Recreation and the Spalding County Youth Baseball Association.

Regina Abbott, 1129 Placid Road, Griffin

Ms. Abbott advised there has been much misinformation and withholding of information in this situation, and she provided an overview timeline of actions. For the past two years Parks & Recreation staff and the Advisory Commission have worked with all youth associations to resolve some issues of concern. They have been dealt with at president council meetings and other venues. Some headway was made, such as the free athletic camps during the first year and they were appreciative of those efforts. Parks & Recreation staff and the Advisory Commission were motivated to get involved in response to ongoing parent complaints and minimal parent involvement when considering abandonment of Little League, as well as resolving issues between recreation ball and travel ball. There was no hidden agenda beyond that fact. They made their recommendation at the Board of Commissioners January 7, 2008 meeting to remain with Little League and that travel ball be played outside the regular season.

The Board of Commissioners asked Parks & Recreation staff and the Advisory Commission to work with youth associations to reach possible resolutions, and she provided a timeline of those efforts. On January 16, 2008, two Advisory Commission members meet with the president of the association and everything offered was refused. No counter offers were made except to say they would go full speed ahead with USSSA and not Little League. On January 17, 2008 there was a called Advisory Commission meeting with lengthy dialogue, but they were unable to reach a compromise. Mr. Sailors advised he didn't have the authority to speak as president for his board, but his bylaws state he can make decisions on behalf of the board when necessary. Many other board members were with him. On January 19, 2008, an Advisory Commission member went to AMBUCS Park and spoke with Mr. Sailors requesting three solutions to be offered the following week. There was a meeting the next week with three board members as requested. On January 22, 2008, the date of the meeting, three baseball board members showed up but with no solutions or recommended actions. The Parks and Recreation Advisory Commission had three options: play Little League, play USSSA or play USSSA and not move the bases or pitchers mounds, or host parent/coach meetings to determine what they wanted to play. Mr. Sailors refused to compromise.

Tonight Mr. Sailors said he was asked to select any option and selected option 2. However, Parks and Recreation Advisory Commission members here tonight will verify what transpired. Mr. Sailors only decided to go with option 2 after the deadline had passed, and Ms. Abbott said she told him she would present his request to the Advisory Commission on January 24, 2008 at a called meeting anyway. The Subcommittee made their report and recommended voiding the contract with the required 30-day notice. She read Mr. Sailors' letter at that meeting during discussion after a motion and second. By this time the Advisory Commission was exhausted from trying to deal with the SCYB association, and they voted to recommend terminating the association agreement. They feel they gave Mr. Sailors ample opportunity on four different occasions to work with them, and he refused every step of the way. By January 24, 2008 the Advisory Commission felt they were simply delaying the inevitable and saw no point in trying to effectively resolve the issue with SCYB. If the contract is terminated, she suggested appointing a steering committee and had already spoken with several individuals who have an interest in baseball, both recreation and travel. They are not seeking to sway a committee in any direction and are willing to work diligently to form a Spalding County Little League association and work with the district Little League state representative for our area. They will work diligently to get spring season in place. She stated she has heard they extended sign-ups through next Saturday. Baseball association board members said they would give the parents who signed up their children the choice to play with USSSA or Little League. There is no intention to disband SCYB, and there is also a Little League Board. SCYB will just have to play elsewhere. People with expertise will put this together and grow a quality baseball association that will benefit all children of the County.

Ms. Abbott responded to Commissioner Flowers-Taylor that some opportunity exists for assistance for those children who cannot afford to play. Ms. Abbott stated she would ask for records about money collected. Commissioner Freeman cited that Steve Harrison and his group definitely make money, but they pay for use of the fields and no money comes back to County except occasionally in the form of field improvements. Mr. Harrison is all softball and is in business to make a living. His \$35 a year registration has remained the same for 10 years. Two different concessionaires work association events.

Ms. Abbott said this was an extremely complicated issue and the subcommittee did extensive research with experienced personnel.

Mr. Greene noted that soccer tournament play is set by the state and not local associations. They do only four tournaments during regular play but suspend the regular season to accommodate. Commissioner Flowers-Taylor said she felt softball and soccer should not be able to play travel ball until after their respective regular seasons are over, as well.

Advisory Commission member, Ernest Wimbush, said his experience with this current Board was that much untruth had abounded, and he wanted no further part of being associated with this board.

It was advised that if this contract is terminated, the Spalding County Youth Baseball Association won't have exclusive use of any fields. For players already signed up, they can play on rented fields

for USSSA, get refunds from SCYB and play Little League, or go elsewhere. Mr. Greene explained the draft and select team rules by USSSA versus Little League.

After much debate, motion and second to terminate with proper notice the existing contract between Spalding County Parks and Recreation and the Spalding County Youth Baseball Association, made by Commissioners McDaniel and Phillips, carried by a vote of 4-1 with Commissioner Flowers-Taylor opposing.

4. Discuss the Birdie Road/Highway 19-41 Sewer Improvement Project of the Spalding County Water & Sewerage Facilities Authority.

Commissioner Flowers-Taylor stated she and residents of the Pinetree Circle/Riley Heights area have repeatedly asked the County and Water Authority to extend sewer to include the Riley Heights and Pinetree Circle areas unsuccessfully. This has been an ongoing request to this Authority and the Board of Commissioners, but she has been repeatedly told the project was cost prohibitive at about \$17,000 per household. Many of these residents are retired and on fixed incomes. She considered the current request for a massive sewer project in the northern part of the County a slap in the face to her and to this community. Residents on Baptist Camp Road won't benefit from the currently proposed project because they cannot tie onto this high pressure main, whereas 200 or more on Pinetree and in the McIntosh area close to Jordan Hill Road could reap benefits. She took issue, as well, that her County Manager, who knew she was not able to attend those meetings, neglected to bring this to her attention as this sewer line project was being pursued, particularly since he was aware of its importance to her. How the Authority can consider 3.5 miles at such a high cost to taxpayers with only potentially identified customers when she had asked for less than a mile of sewer line from established customers who are willing to pay is hard to fathom. Certain sections of the City and County appear to be less important, and that doesn't speak well. Sun City is a fabulous addition to community but shouldn't receive attention to others' detriment.

Commissioner Freeman said with no sewer it is difficult to attract new industrial and commercial businesses to the County. Sewer is needed to attract those entities that will help with the tax base.

Mr. Wilson stated the Water Authority felt this project would position them better not only to attract new businesses but also to streamline the sewer issue overall by establishing this major line instead of the County possibly having to assume numerous individual sewer package plants that could be installed by individual property owners with no standardized criteria. Commissioner Flowers-Taylor felt that was not a viable rationale since no such individual package plants currently exist in the County, let alone any that might have been turned over to the County. She maintained this was used as a fear tactic because this area, in her estimation, was not going to attract the big businesses they talked about to add to the tax base.

Chairman Goss inquired as to how far into project the Water Authority has progressed. Minerva is limiting capacity to 150,000 gallons per day with their current plant configuration. The Water Authority had modified its plan to include Minerva's capacity requirements. Beaverbrook School will be a customer under Phase 2 of the project. Dr. Bradley and Bruce Ballard are very interested in this as a permanent fix for their critical sewer problems. The total cost will be divided by users who pay their portion of running the line. The Authority will borrow the money and firm commitments will be obtained before any bonds are issued. The project is now being researched and designed. The spray field will be in the deep curve at Jordan Hill Road but not all the way down to Dobbins Mill Road. Jordan Hill Road School may be able to tie on when Minerva increases their capacity, which is the limiting factor now.

After much debate, a joint meeting with Water Authority was suggested to detail the project more fully since Commissioner Flowers-Taylor was absent for much of the initial discussions that took place at last year's Water Authority meetings. Commissioner Flowers-Taylor stated also that she felt it presented a conflict for Brian Upson and Paragon to represent both the Spalding County Water Authority and Dick Morrow. Commissioner Flowers-Taylor said she would feel better if Minerva would provide to her in writing a statement that they considered this intersection at Birdie Road and Highway 19/41 a major commercial crossroads entrance to Sun City. She wants to meet with whomever is responsible for the sewer system at Sun City, as well.

Commissioner Phillips noted that regardless of the posture the County takes on this issue, the fact remains that Mr. Morrow can bypass the County altogether and get his plant permitted by the state for a package treatment plant.

Motion to amend the agenda to resequence item 18 to item 5 under New Business and renumber the following accordingly was made by Commissioner McDaniel, seconded by Commissioner Phillips, carried by a vote of 5-0.

5. Consider amendment to Moratorium for Acceptance of Site Development Plans, Building Permits and Rezoning for the North Hill Street, Jordan Hill Corridor from where the City limit crosses Hill

Street to Dobbins Mill Road for any commercial development, enacted at the December 20, 2007 Board of Commissioners Zoning Public Hearing.

Amendments as directed to staff and Mr. Galloway, affect the mini warehouse project, the property of Mr. Kenneth Dorsey at the corner of Bourbon and North Hill Streets where zoning was submitted just prior to adoption of the moratorium, and the renovation of the burned units at Spalding Heights. These were the projects that were in some kind of process when the moratorium was adopted. Mr. Taylor ranked the vesting of the projects as: 1) Mini warehouse project, 2) High Top Holdings had submitted complete application including funds, 3) Outreach Ministries which was accepted not realizing they were in moratorium area, and 4) Spalding Heights which burned some time after adoption of the moratorium. Much discussion followed.

RESOLUTION TO REENACT AND AMEND A MORATORIUM ON THE
RECEIPT, ACCEPTANCE, CONSIDERATION AND APPROVAL
OF ANY FUTURE LAND USE AMENDMENT, REZONING APPLICATION,
SITE DEVELOPMENT PLAN OR BUILDING PERMIT WITHIN THE NORTH HILL
STREET/JORDAN HILL CORRIDOR
WITHIN 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, Spalding County desires to increase the standards of amenities and construction for developments proposed to be located in the North Hill Street/Jordan Hill Corridor within Spalding County;

WHEREAS, Spalding County desires to implement more detailed and appropriate planning procedures and criteria which will govern the location and placement of residential developments and/or commercial development within the North Hill Street/Jordan Hill Corridor within Spalding County in conjunction with its comprehensive plan;

WHEREAS, Spalding County desires to implement development incentives and enhance development criteria which will improve blighted and slum areas located in the unincorporated areas of Spalding County within the North Hill Street/Jordan Hill Corridor;

WHEREAS, Spalding County desires to briefly control and restrict residential development and commercial development in the North Hill Street/Jordan Hill Corridor until such time as it may consider, implement and adopt Zoning Ordinance text amendments required to carry out its goals, stated above;

WHEREAS, the Board of Commissioners of Spalding County adopted a moratorium to briefly control and restrict residential development and commercial development in the North Hill Street/Jordan Hill Road corridor on December 20, 2007; and

WHEREAS, the Board of Commissioners finds that the imposition of such moratorium and the strict application thereof has created a substantial hardship on the owners of certain real property and the developers of certain development projects (of which the Board of Commissioners was unaware on December 20, 2007) and the Board of Commissioners desires to address such hardships in a reasonable manner;

NOW THEREFORE, IT SHALL BE AND IS HEREBY RESOLVED by the Board of Commissioners of Spalding County, Georgia, that the moratorium restricting certain development pertinent to the North Hill Street/Jordan Hill Corridor shall be reenacted and amended, as follows:

Section 1: Designation of Moratorium Area: The moratorium area shall consist of real property in unincorporated Spalding County located on North Hill Street and Jordan Hill Roads (and extending 500' from the exterior right-of-way of both sides of each road to interior property) lying within an area bounded on the south by the City Limits of the City of Griffin and on the North by the southern boundary of property included within the development known as Sun City Peachtree.

Section 2: Enactment of a Moratorium on Changes to Future Land Use Map: The Board of Commissioners of Spalding County, Georgia hereby enacts and directs any and all applicable personnel and agencies of Spalding County, Georgia to enforce a moratorium on receipt, acceptance, consideration and approval of any application seeking to change the designation of any real property shown on the Future Land Use Map (FLUM) located within the moratorium area.

Section 3: Enactment of a Moratorium on Rezoning Applications: The Board of Commissioners of Spalding County, Georgia hereby enacts and directs any and all applicable personnel and agencies of Spalding County, Georgia to enforce a moratorium on the receipt, acceptance, consideration and approval of any Rezoning Application for real property pursuant to Section 414 of the Zoning Ordinance of Spalding County on any real property located within the moratorium area.

Section 4: Enactment of a Moratorium on Plan Review and Approval: The Board of Commissioners of Spalding County, Georgia hereby enacts and directs any and all applicable personnel and agencies of Spalding County, Georgia to enforce a moratorium on the receipt, acceptance, consideration and approval of any Plan of Development for any proposed development located within the moratorium area.

Section 5: Enactment of a Moratorium on Construction Plan Approval: The Board of Commissioners of Spalding County, Georgia hereby enacts and directs any and all applicable personnel and agencies of Spalding County, Georgia to enforce a moratorium on receipt, acceptance, consideration and approval of any construction plans required for any proposed development located within the moratorium area.

Section 6: Enactment of a Moratorium on Building Permits: The Board of Commissioners of Spalding County, Georgia hereby enacts and directs any and all applicable personnel and agencies of Spalding County, Georgia to enforce a moratorium on receipt, acceptance, consideration and issuance of any building permit requested to construct any new building or structure on any real property located within the moratorium area.

Section 7: Exemptions and Exceptions: The Board of Commissioners finds that the terms and conditions of this moratorium create a substantial hardship on the owners of real property and the developers of developments located within the moratorium area, with the result that this moratorium shall not apply to the following described properties and proposed developments thereon:

Outreach Ministries, Inc., property located at 2025 North Hill Street Extension, Griffin, Spalding County, Georgia, identified as Parcel 246-02-005H, Spalding County Tax Maps for the construction of a church building;

KD Contracting, LLC, property located at 999 North Hill Street Extension, Griffin, Spalding County, Georgia, identified as Parcel 112-03-056, Spalding County Tax Maps for the construction of mini-warehouses;

Northside Griffin, LLC, property located at 615 Northside Drive, Griffin, Spalding County, Georgia, identified as Parcel 115A-01-001, Spalding County Tax Maps for the repair and reconstruction of apartment dwellings;

Hightop Holding, Inc., property located at 1003, 1005, 1007 North Hill Street Extension, identified as Parcels 112-03-051, 112-03-052, 112-03-053, Spalding County Tax Maps for the rezoning of property for the construction of a service station or convenience store with gas pump facilities.

Section 8: Impact on Other Development Ordinances. The provisions of this resolution shall not restrict or prohibit any other development of any real property except that specifically stated herein.

Section 9: Effective Date and Duration. The provisions of this Resolution and the effects of the reenacted and amended moratorium set forth herein shall commence on Monday, February 4, 2008 at 12:00 a.m. or upon its passage and adoption, whichever shall later occur and shall terminate on July 31, 2008 at 11:59 p.m., unless extended by the Board of Commissioners of Spalding County, Georgia.

Motion to approve as presented the amendment to Moratorium for Acceptance of Site Development Plans, Building Permits and Rezoning for the North Hill Street, Jordan Hill Corridor from where the City limit crosses Hill Street to Dobbins Mill Road for any commercial development, enacted at the December 20, 2007 Board of Commissioners Zoning Public Hearing by Commissioner Phillips, seconded by Commissioner Freeman, carried by a vote of 4-1 with Flowers-Taylor opposing.

6. Consider approval of final plat of Sun City Peachtree – Spring Forest Parkway Phase I located off Jordan Hill Road.

Motion to approve final plat of Sun City Peachtree – Spring Forest Parkway Phase I by Commissioner McDaniel, seconded by Commissioner Phillips, carried by a vote of 4-0 with Commissioner Freeman briefly absent from the meeting room.

7. Consider acceptance of Right-of-Way Deed for Spring Forest Parkway (Sun City Peachtree – Spring Forest Parkway Phase I).
Motion to accept Right-of-Way Deed for Spring Forest Parkway (Sun City Peachtree – Spring Forest Parkway Phase I) by Commissioner Flowers-Taylor, seconded by Commissioner McDaniel, carried by a vote of 4-0 with Freeman gone.
8. Consider approval of final plat of Sun City Peachtree – Pod 36 Phase I, off Jordan Hill Road.
Motion to approve final plat of Sun City Peachtree – Pod 36 Phase I by Commissioner Flowers-Taylor, seconded by Commissioner McDaniel, carried by a vote of 4-0 with Commissioner Freeman briefly absent from the meeting room.
9. Consider acceptance of Right-of-Way Deed for Beacon Court and Pixie Court (Sun City Peachtree – Pod 36 Phase I).
Motion to accept Right-of-Way Deed for Beacon Court, Pixie Court and Fanfare Drive by Commissioner Flowers-Taylor, seconded by Commissioner McDaniel, carried by a vote of 4-0 with Commissioner Freeman briefly absent from the meeting room.
10. Conduct Public Hearing to consider establishment of a street light district for: 1) Sun City Peachtree Subdivision – Pod 34, and 2) Wolf Creek Townhomes.
Motion to enter Public Hearing by Commissioner Flowers-Taylor, seconded by Commissioner McDaniel, carried by a vote of 4-0 with Commissioner Freeman temporarily absent from the meeting room. No comment was forthcoming.

Motion to adjourn Public Hearing by Commissioner McDaniel, seconded by Commissioner Flowers-Taylor, carried by a vote of 4-0 with Commissioner Freeman briefly absent.

Motion to add to the agenda as Item 11: Consider establishment of a street light district for: 1) Sun City Peachtree Subdivision – Pod 34, and 2) Wolf Creek Townhomes by Commissioner McDaniel, seconded by Commissioner Flowers-Taylor, carried 4-0 with Commissioner Freeman briefly absent from the meeting room.
11. Consider establishment of a street light district for: 1) Sun City Peachtree Subdivision – Pod 34 , and 2) Wolf Creek Townhomes.
Motion to approve establishment of a street light district for: 1) Sun City Peachtree Subdivision – Pod 34 , and 2) Wolf Creek Townhomes by Commissioner Phillips, seconded by Commissioner Flowers-Taylor, carried 4-0 with Commissioner Freeman briefly absent.
12. Consider approving amended Intergovernmental Contract between Spalding County and City of Sunny Side, effective January 1, 2008, governing building permits and code inspections.
Motion to approve amended Intergovernmental Contract between Spalding County and City of Sunny Side, effective January 1, 2008, governing building permits and code inspections by Commissioner Flowers-Taylor, seconded by Commissioner McDaniel, carried by a vote of 4-0 with Commissioner Freeman temporarily absent from the meeting room.
13. Consider approval of a commercial lease agreement for the 129 Searcy Avenue Building Basement utilized by the Cooperative Extension Service 4-H Program and more commonly referred to specifically as the Old Mill Range Complex.
Motion to approve a long-term commercial lease agreement for the 129 Searcy Avenue Building Basement utilized by the Cooperative Extension Service 4-H Program and more commonly referred to specifically as the Ole Mill Range Complex by Commissioner Phillips, seconded by Commission McDaniel, carried by a vote of 4-0 with Commissioner Freeman briefly absent.
14. Consider Resolution to Support North Griffin Development and Local Legislation.

RESOLUTION

SPALDING COUNTY
STATE OF GEORGIA

WHEREAS, The Spalding County Board of Commissioners support the redevelopment of the Jordan Hill and North Hill Street Corridor from the City of Griffin City Limit to the intersection of Jordan Hill Road with Dobbins Mill Road, AND

WHEREAS, The Board of Commissioners has approved a Contract with the Planning Firm of Tunnel, Spangler and Walsh to create a plan for such redevelopment, AND

WHEREAS, The Spalding County Board of Commissioners is interested in Tax Allocation Districts as a potential funding mechanism for the Improvements that will be listed in such plan,

NOW, THEREFORE be it resolved that the Board of Commissioners of Spalding County herewith resolve to submit applicable local legislation which, if adopted by the Georgia General Assembly will allow Spalding County to begin the local process for creating Tax Allocation Districts.

Approved this the 4th day of February 2008.

Motion to approve Resolution to Support North Griffin Development and Local Legislation with change to add "North" to Hill Street Corridor as identified in the first paragraph by Commissioner McDaniel, seconded by Commissioner Flowers-Taylor, carried by a vote of 4-0 with Commissioner Freeman temporarily absent from the meeting room.

15. Consider approval of request to Local Legislative Delegation to introduce a bill authorizing Spalding County to provide for a referendum enacting the "Redevelopment Powers Law," under Article IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A.

A BILL TO BE ENTITLED
AN ACT

To authorize Spalding County to exercise all redevelopment and other powers under Article IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to provide effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Spalding County shall be and is authorized to exercise all redevelopment and other powers under Chapter 44 of Title 36 of the O.C.G.A., the Redevelopment Powers Law," as amended. The intention of this Act is to authorize Spalding County to undertake and carry out community redevelopment, to create tax allocation districts, to issue tax allocation bonds, and to incur other obligations within the meaning of and as fully permitted under the provisions of Article IX, Section II, Paragraph VII(b) of the Constitution of the State of Georgia of 1983, as amended, and to authorize Spalding County to exercise redevelopment powers as fully as the "Redevelopment Powers Law" may now or hereafter permit and not to limit any redevelopment powers permitted under the "Redevelopment Powers Law,"

SECTION 2.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Spalding County Board of Elections shall call and conduct an election as provided in the section for the purpose of submitting this Act to the electors of Spalding County for approval or rejection. The municipal election superintendent shall conduct that election on a certain date so determined by the Spalding County Board of Commissioners, and shall issue the call and conduct that election as provided by general law. The municipal election superintendent shall cause that date and purpose of the election to be published once a week for two weeks immediately proceeding the date thereof in the official legal organ of Spalding County. The ballot shall have written or printed thereon the words:

YES Shall the act be approved which authorizes Spalding County to exercise redevelopment powers under the "Redevelopment Powers Law, as it may be amended from time to time?"

NO

All persons desiring to vote for approval of the Act shall vote "YES," and all persons desiring to vote for rejection of the Act shall vote "NO." If more than one-half of the votes cast on such question are for approval of the Act, then Section 1 of this Act shall become of full force and effect immediately. If Section 1 of this Act is not so approved or if the election is not conducted as provided in this section, Section 1 of this shall not become effective, and this Act shall be automatically repealed on the first day of January immediately following that election date. The expense of such election shall be borne by Spalding County. It shall be the municipal election superintendent's duty to certify the result thereof to the Secretary of State.

SECTION 3.

Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon its approval of the Governor or upon its becoming law without such approval.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.

Motion to approve request to Local Legislative Delegation to introduce a bill authorizing Spalding County to provide for a referendum enacting the "Redevelopment Powers Law," under Article IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A. by Commissioner McDaniel, seconded by Commissioner Freeman, carried by a vote of 5-0.

16. Consider approval of the FY 2009 Budget Calendar.

FY 2009 BUDGET CALENDAR

March 24	12:00 Noon	Budget Requests due from department heads and Elected Officials
March 25 - April 11		County Manager and Finance Director review requests and make recommendations
April 21 - April 25		County Manager makes final changes on proposed budget
May 12		Proposed FY2009 Budget distributed to Board of Commissioners, Department Heads, Elected Officials and News Media
May 12		Advertise Notice of Budget Hearing
May 27 - 30	4:30 P.M.	Budget review with Board of Commissioners
June 2	5:00 P.M.	Budget Hearing
June 9		Publish notice to consider adoption of FY 2009 Budget
June 16		First reading of FY 2009 Budget Ordinance
June 26	5:45 P.M.	Second reading of FY 2009 Budget Ordinance.

Motion to approve the FY 2009 Budget Calendar by Commissioner McDaniel, seconded by Commissioner Freeman, carried by a vote of 5-0.

17. Consider approval of second amendment to Service Agreement with Grice & Associates, consultants for the Spalding County Comprehensive Transportation Plan.

SECOND AMENDMENT OF SERVICE AGREEMENT

THIS AGREEMENT is entered into as of this 30th day of November, 2007, by and between Spalding County, a political subdivision of the State of Georgia, (hereinafter referred to as the "County") and Grice & Associates, Inc., (hereinafter referred to as the "Consultant").

WITNESSETH THAT

WHEREAS, the parties hereto did enter into a service agreement dated July 17, 2006 and amended said agreement effective July 16 2007, in which the Consultant agreed to perform certain services for the County and the County agreed to compensate the Consultant for the performance of such services, all as more fully set forth in said agreement; and

WHEREAS, the parties wish to further amend said service agreement in certain respects as set forth herein below.

NOW, therefore and in consideration of the mutual benefits to the parties, the parties agree that said agreement is hereby amended as follows:

1. The third sentence of Item 3, Time of Performance, is hereby deleted and replaced with the following sentence, "All work and services required hereunder shall be completed on or before April 30, 2008."

Except as specifically modified hereinabove, the remainder of said service agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Consultant and the County have hereunto agreed effective as the date first above written.

Motion to approve second amendment to Service Agreement with Grice & Associates, consultants for the Spalding County Comprehensive Transportation Plan by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0.

18. Consider A T & T request for approval of Resolution Relating to State Cable and Video Service Franchises.

Motion to approve A T & T request for approval of Resolution Relating to State Cable and Video Service Franchises by Commissioner Phillips, seconded by Commissioner McDaniel, carried by a vote of 5-0.

19. Set a date for a Public Hearing to establish street lighting districts for Sun City Peachtree – Pods 1B, 33, 36A and Spring Forest Parkway Phase I.

Motion to set a date of February 18, 2008 for a Public Hearing to establish street lighting districts for Sun City Peachtree – Pods 1B, 33, 36A and Spring Forest Parkway Phase I by Commissioner McDaniel, seconded by Commissioner Flowers-Taylor, carried 5-0.

XII. REPORT OF COUNTY MANAGER

- On 3-27-08 a joint blood drive will be held at the Welcome Center.
- Information will be distributed on an E-recycling event to be held 2-16-08 through 2-19-08 at the Spalding County Kiwanis Fairgrounds for residents to recycle electronic items, such as computers, monitors, copiers, television sets, stereos, printers, cell phones, rechargeable batteries, etc.
- Nominations for the Bain Proctor Award are being accepted with award on 3-31-08.
- The recent Spalding County Health Fair had 141 participants and very positive response.
- The Board of Commissioners retreat is scheduled for 8:30 a.m. until 4 p.m. on Saturday, March 1, 2008 at the Boy Scouts of America, Flint River Council facility meeting room on Zebulon Road with Janice Saylor as facilitator.
- A Northside Corridor Redevelopment Study workshop will be held Saturday, 2-9-08 from 11:00 am to 2:30 pm at the Welcome Center.
- The Animal Shelter will be closed another ten days or so to allow for further maintenance as a result of the recent outbreak of Parvo.
- Spalding County will apply for another health promotion grant from ACCG for a health fair to be held next year. Response and participation from the health fairs have been very positive.
- The Spalding County Parks and Recreation Advisory Commission has recommended property owned by the County on Carver Road as a site for the new Senior Center. Efforts to relocate to an existing facility have been unsuccessful. This proposal will include relocating Park & Recreation headquarters to this facility, as well as provide a full senior center with walking trails, pavilion, etc. A formal recommendation will be made to the Board within the next two to three weeks.
- Spalding County is contemplating utilizing the Pauper Cemetery on Carver Road for future pauper burials. Currently The County pays the City Cemetery several hundred dollars for opening/closing each pauper grave, in addition to the funeral expense paid to the funeral homes. Pauper burials have become so numerous that budgeted funds are no longer adequate, and utilizing this property that is already owned by the County should help to lessen those spiraling costs. Mr. Wilson will proceed with having it surveyed and utilize it as County Pauper Cemetery.

XIII. REPORT OF COMMISSIONERS

Freeman – no comments.

Flowers-Taylor – no comments.

Phillips – no comments.

McDaniel – A reminder that Kiwanis Club of Griffin Pancake Breakfast will be held this Saturday, February 9, from 7 am to 2 pm at the Taylor Street Middle School cafeteria as a fundraiser for scholarships.

Goss – no comments.

XIV. ADJOURNMENT

Motion and second to adjourn at 11:15 p.m. made by Commissioners McDaniel and Flowers-Taylor, carried by a vote of 5-0.

Chairman

County Clerk

.....