

EXTRAORDINARY SESSION

The Spalding County Board of Commissioners held their Extraordinary Session in Room 108 in the Courthouse Annex, Monday, September 21, 2009, beginning at 6:00 o'clock p.m. with Commission Chairman Edward Goss, Jr. presiding and Commissioners Gwen Flowers-Taylor, Eddie L. Freeman, Bob Gilreath and David Phillips present. Also present were County Manager William P. Wilson, Jr., County Attorney James R. Fortune, Jr. and Teresa Watson to record minutes.

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

II. INVOCATION – Reverend Andy Campbell

III. PLEDGE TO FLAG – Led by Teresa A. Watson

IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

1. Recognize the two participants representing Spalding County in the National Senior Olympic Shuffleboard Competition in California in August, Richard Rowan and Fred Crawford.

Kelly Leger, Parks and Recreation Superintendent, introduced Messrs. Rowan and Crawford and detailed their participation, thanking the Board for its support.

2. Consider Proclamation declaring, Nunc Pro Tunc, September 8, 2009 to be International Literacy Day.

Motion to approve Proclamation declaring, Nunc Pro Tunc, September 8, 2009 to be International Literacy Day, by Commissioner Freeman, seconded by Commissioner Flowers-Taylor, carried 5-0.

Proclamation

“Honoring International Literacy Day”

WHEREAS: International Literacy Day will be observed on September 8, 2009, and the observance of International Literacy Day reminds the international community of the status of literacy and adult learning globally; and

WHEREAS: Despite many and varied efforts, literacy remains an elusive target whereby approximately seven hundred seventy-six million adults lack minimum literacy skills world wide. One in five adults is not literate, with two-thirds of the illiterate being women; and

WHEREAS: With approximately seventy-five million children not in school, millions do not attend class regularly and eventually drop out, resulting in a staggering 1.3 million plus adults in Georgia who do not have a high school diploma or GED; and

WHEREAS: Children of uneducated or undereducated parents have a higher chance of becoming high school dropouts, thus creating a cycle of illiteracy for their future and future generations; and

WHEREAS: Illiteracy can be eliminated by increased public awareness and intensive citizen support of community resources that address literacy needs such as the Adult Education Programs, The Certified Literate Community Programs, and GED Testing; and

WHEREAS: The Adult Literacy Program of Griffin Technical College, the Certified Literate Community Program of Griffin Spalding County, and GED Testing in Griffin Spalding County have proven, through their literacy efforts, to be effective tools that can reduce the illiteracy rate in our community to an historical low. The outstanding programs serve thousands of adults, improving their academics and graduating 500-600 adult students per year, creating a more productive future for each adult graduate and for our community.

THEREFORE: The Board of Commissioners of Spalding County joins the celebration and encourages all citizens to support the Adult Literacy Programs, Certified Literate Community Programs, and GED Testing in their literacy efforts to become a “Fully Literate Community, State, and Nation,” and do hereby proclaim, Nunc Pro Tunc, that September 8, 2009 shall be honored as *International Literacy Day*.

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Chairman Goss presented the Proclamation to Terri Huddleston of Griffin Technical College on behalf of its adult literacy and GED testing programs which graduated over 600 adults this year alone. Lynn Moore and Janice Tarleton accompanied her from the Griffin Technical College program.

V. PRESENTATION OF FINANCIAL STATEMENTS

1. Consider approval of Financial Statements for the One Month ended July 31, 2009.

After questions, motion to approve, by Commissioner Phillips, seconded by Commissioner Freeman, carried by a vote of 5-0.

VI. CITIZENS COMMENTS

1. Mr. Kerry Wood desires to address the Board regarding County Line Road four-way stop intersections.

Mr. Kerry Wood, 15 Laurelwood Circle, Griffin, Georgia

Mr. Wood spoke on the issue of the four-way stop proposed for County Line Road at South 6th Street. He provided a background of his expertise, and while he neither favored nor opposed the erection of these signs, he did oppose implementation without an engineering intersection study to determine what traffic control device would, in fact, be warranted. Most of the time, designation of a four-way stop did not alleviate accidents, but rather just changed the type of accidents that occur at these type intersections. He advocated a thorough methodology without using four-way stops in an attempt to control speed. He urged caution since the signs are still covered and hoped they would perform a more comprehensive study.

2. Mr. Matt Glover desires to address the Board regarding County Line Road four-way stop intersections. - Mr. Glover declined to speak.

VII. PUBLIC COMMENT

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

Raymond Ray, Jr., 1000 Springer Drive, Griffin, Georgia

Mr. Ray stated his purpose was to speak about good government, including this Board of Commissioners and William P. Wilson, Jr. as County Manager. He lauded the efforts of Mr. Wilson, citing his tireless service to our County.

Dave Lamb, 1702 Quail Drive, Griffin, Georgia

Mr. Lamb stated everyone in attendance was in favor of excellence in government but were particularly interested in seeing a continuity of that excellence. He cited some positive signs such as the UGA Griffin Campus; Griffin Technical College and its Economic Development Building through SPLOST, as well as the Allied Science Building and the College's designation as a regional headquarters; The Lakes at Green Valley as a new industrial park through SPLOST that is greatly needed; water improvements in the northern tier of the County; Sun City and other developments that can positively change this County and drive new development; possible passenger rail service. The way these positives happen is through good management, leadership and government and this excellence needs to continue. The leadership of Mr. Wilson administratively that complements the leadership of this Board is sorely needed, and he urged the Board to recognize this critical issue. While he echoed Mr. Ray previously in their understanding of human resources and the need for evaluations periodically, he urged careful consideration.

VIII. MINUTES

1. Consider approval of Minutes of the following: August 17, 2009 Extraordinary Session and the August 27, 2009 Zoning Public Hearing.

Motion to approve Minutes of the following: August 17, 2009 Extraordinary Session and the August 27, 2009 Zoning Public Hearing, by Commissioner Phillips, seconded by Commissioner Freeman, carried by a vote of 5-0.

IX. CONSENT AGENDA

1. Consider, on second reading, an Ordinance amending the FY 2010 Budget Ordinance to provide for year-end encumbrances carried forward.

AN ORDINANCE AMENDING THE
FISCAL YEAR 2010 BUDGET ORDINANCE
SPALDING COUNTY, GEORGIA

WHEREAS, the Board of Commissioners of Spalding County have duly adopted an annual budget ordinance for the 2009 Fiscal Year pursuant to the requirements of Title 36, Chapter 81 of the Official Code of Georgia, and Section 2-5003 of the Code of Spalding County; and

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

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners that the annual budget ordinance as approved, adopted and enacted on second reading on June 25, 2009, be amended as follows:

Section I. General Fund

A. Revenues

Fund Balance	From \$	1,239,487	to	\$	1,585,607
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B. Expenditures

Board of Elections	From \$	154,495	to	\$	154,995
Administration	From \$	345,530	to	\$	345,857
Information Systems	From \$	136,437	to	\$	138,766
Tax Assessors	From \$	803,772	to	\$	826,672
General Appropriations	From \$	2,414,101	to	\$	2,667,145
Griffin Judicial Circuit	From \$	905,932	to	\$	906,815
Clerk of Court	From \$	804,126	to	\$	805,526
State Court	From \$	626,323	to	\$	626,431
Magistrate Court	From \$	697,250	to	\$	697,490
Sheriff Administration	From \$	966,152	to	\$	966,789
Sheriff Victim Services	From \$	125,178	to	\$	126,965
Sheriff Warrant Division	From \$	560,419	to	\$	561,830
Sheriff Criminal Investigations	From \$	866,132	to	\$	866,982
Sheriff Uniform Patrol	From \$	2,790,518	to	\$	2,801,298
Sheriff Detention	From \$	7,390,238	to	\$	7,396,641
Sheriff Special Operations	From \$	906,369	to	\$	912,343
Correctional Institution	From \$	6,283,301	to	\$	6,303,782
Public Works	From \$	3,299,290	to	\$	3,309,10
Recreation	From \$	555,489	to	\$	558,646
Parks	From \$	1,691,154	to	\$	1,692,981
Community Development	From \$	511,145	to	\$	511,583
Code Enforcement	From \$	114,866	to	\$	115,381
The Enrichment of Young Minds	From \$	47,553	to	\$	47,867

Section VI. Emergency 911 Fund

A. Revenue

Fund Balance	From \$	448,567	to	\$	457,187
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B. Expenditures

Emergency 911	From \$	1,423,004	to	\$	1,431,624
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Section X. Fire Fund

A. Revenue

Fund Balance	From \$	647,753	to	\$	758,248
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B. Expenditures

Fire Department	From \$	5,691,840	to	\$	5,802,335
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Section XVII. Water System Fund

A. Revenue

Fund Balance	From \$	896,202	to	\$	896,339
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B. Expenditures

All that 2.33± acre tract or parcel of land being a portion of Tract “A” and lying in Land Lot 101 of the Third Land District originally Henry County, now Spalding County, Georgia, being more particularly described as follows:

Beginning at an iron stake on the west boundary of U.S. Highway no. 19&41 and Georgia State Route No. 7 said iron stake lying 587.39’ North along the West right-of-way of U.S. Highway 19&41 from the North margin of Laprade Road; thence South 87°09’06” West a distance of 264.03’ to an iron stake; thence South 87°09’06” West a distance of 136.00’± to a point; thence North 01°03’03” East a distance of 322.00’± to a point; thence South 84°20’54” East a distance of 178.27’ to an iron stake; thence South 01°03’03” West a distance of 100.00’ to an iron stake; thence South 87°29’34” West a distance of 220.00’ to an iron stake located on West right-of-way of U.S. Hwy. 19&41; thence South 01°03’03” West along west right-of-way of U.S. Hwy. 19&41 a distance of 195.46’ to a POINT OF BEGINNING.

From “C-1, Highway Commercial” to “C-1B, Heavy Commercial” District.

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

- a. All outside storage shall be located behind the building and shall be further screened.
- b. Only that portion of the property currently zoned C-1 shall be rezoned to C-1B.
- c. Vehicles for sale shall be limited to the area shown on the map dated August 20, 2009 as mutually agreed upon by Mr. Gossett and Community Development.

Section 3:

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

On September 21, 2009, by official action of the Board of Commissioners of Spalding County, Georgia, the following change was made in the Official Zoning Map, Spalding County: All that tract or parcel of land being a portion of Tract “A” and lying in Land Lot 101 of the Third Land District originally Henry County, now Spalding County, Georgia, containing 2.33± acres, 2051 North Expressway, zoned C-1B, Conditional.

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

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

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

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Motion to approve, on second reading, Amendment to the Official Zoning Map of the following: Application #09-03Z: HSD Limited Partnership, Owner – 2051 North Expressway – 2.33 acres, more or less – C-1 to C-1B, Heavy Commercial, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0.

2. Consider, on second reading, Amendment to the Official Zoning Ordinance of the following:

-Amendment to UDO #A-09-06: Article 5. AR-1 Agricultural and Residential – Section 503:B(6’) and Article 6. AR-2 Rural Reserve – Section 603:B(6’) – amend to add private airstrip as a Special Exception.

IN RE: *Text Amendment #A-09-06*

AMENDMENT TO THE ZONING ORDINANCE OF SPALDING COUNTY

RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA

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

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

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

WHEREAS, such text amendments to the Zoning Ordinance of Spalding County were reviewed by the Spalding County Planning Commission, and a hearing on the text amendments to the Zoning Ordinance of Spalding County was conducted by the Board of Commissioners of Spalding County, Georgia on August 27, 2009 pursuant to O.C.G.A. §33-66-1, et. seq. in the Spalding County Hearing Room, Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia;

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

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

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

Section 1: The following provision shall be added to the Zoning Ordinance of Spalding County, Article 5: Agricultural and Residential District (AR-1) to appear as Section 503:B(6’):

Section 503: Permitted Uses.

B. The following **Principal Uses** are permitted as **Special Exceptions** in AR-1 districts:

6’. *Airstrip, private* as defined in Section 202 that meets the following criteria:

- a. An area designated for the take-off and landing of private, non-commercial aircraft;
- b. No terminal facilities; and
- c. No scheduled take-offs and landings.

Section 2: The following provision shall be added to the Zoning Ordinance of Spalding County, Article 6: Rural Reserve District (AR-2) to appear as Section 603:B(6’):

Section 603: Permitted Uses.

B. The following **Principal Uses** are permitted as **Special Exceptions** in AR-2 districts:

- 6'. *Airstrip, private* as defined in Section 202 that meets the following criteria:
- a. An area designated for the take-off and landing of private, non-commercial aircraft;
 - b. No terminal facilities; and
 - c. No scheduled take-offs and landings.

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

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

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Motion to approve, on second reading, Amendment to the Official Zoning Ordinance of the following: -Amendment to UDO #A-09-06: Article 5. AR-1 Agricultural and Residential – Section 503:B(6') and Article 6. AR-2 Rural Reserve – Section 603:B(6') – amend to add private airstrip as a Special Exception, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0.

XI. NEW BUSINESS

1. Consider request of Mrs. Sherry Bowman for outside amplification permit for a reception to be held at her home at 164 Banks Road, Griffin, GA on November 9, 2009 from 5 to 11 p.m. to celebrate the return of her son, Specialist Arlise Andrew Smith, from a two-year deployment in South Korea.

Motion to approve request of Mrs. Sherry Bowman for outside amplification permit for a reception to be held at her home at 164 Banks Road, Griffin, GA on November 9, 2009 from 5 to 11 p.m. to celebrate the return of her son, Specialist Arlise Andrew Smith, from a two-year deployment in South Korea, by Commissioner Gilreath, died for lack of a second.

Motion to approve the event to 11 p.m. but with a 9 p.m. deadline for any outside amplification as defined by our Ordinance, by Commissioner Freeman, seconded by Commissioner Flowers-Taylor, carried 5-0.

2. Consider request of Humane Society of Griffin-Spalding County, Inc. for a letter stating that Spalding County has no objection to the State granting a one-day alcohol license for the 10th Annual Chili Cook-Off fundraiser to be held on Saturday, November 7, 2009 from 11 am to 2 pm at The Pavilion.

Motion to approve request of Humane Society of Griffin-Spalding County, Inc. for a letter stating that Spalding County has no objection to the State granting a one-day alcohol license for the 10th Annual Chili Cook-Off fundraiser to be held Saturday, November 7, 2009 from 11 am to 2 pm at The Pavilion, by Commissioner Phillips, seconded by Commissioner Flowers-Taylor, carried 5-0.

3. Consider request from Iris Charter Chapter of the American Business Womens Association to hold a political Candidate Forum on Tuesday, October 20, at 7:00 p.m. in the Courthouse Annex Meeting Room 108.

Motion to approve request from Iris Charter Chapter of the American Business Womens Association to hold a political Candidate Forum on Tuesday, October 20, at 7:00 p.m. in the Courthouse Annex Meeting Room 108, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried 4-0 with Commissioner Phillips absent from the room.

4. Consider request of Victim Service Unit to hold its Third Annual Day of Remembrance of Murdered Victims, to be held at 881 Memorial Drive, on September 25, 2009 at 10 a.m.

Motion to approve request of Victim Service Unit to hold its Third Annual Day of Remembrance of Murdered Victims, to be held at 881 Memorial Drive, on September 25, 2009 at 10 a.m., by Commissioner Freeman, seconded by Commissioner Flowers-Taylor, carried by a vote of 4-0 with Commissioner Phillips absent from the room, returning just after this vote.

5. Consider request of Victim Service Unit to approve request to continue the VOCA (Victims of Crime Act) grant in the amount of \$41,403 (20% match required for grant award of \$36,729.

Motion to approve request of Victim Service Unit to approve request to continue the VOCA (Victims of Crime Act) grant in the amount of \$41,403 (20% match required for grant award of \$36,729, by Commissioner Flowers-Taylor, seconded by Commissioner Phillips, carried 5-0.

6. Consider approval of Memorandum of Agreements with the Spalding County Board of Health for: The Enrichment of Young Minds (TEOYM) five-week program at \$23,775, the After School Academic Enrichment 75-day program at \$5,430, and the School Break Program (activity weeks) at \$10,020 for fall winter and spring breaks.

MOA #2010.238.126.007

THE ENRICHMENT OF YOUNG MINDS (TEOYM)
SUMMER ACADEMIC ENRICHMENT PROGRAM 2010
MEMORANDUM OF AGREEMENT
Between
Spalding County Parks and Recreation Department
P.O. Box 1087 • Griffin, GA 30224
Fairmont Community Center • City Park Gym
FEI #58-6000886
And
Spalding County Board of Health
Adolescent Health & Youth Development Program
Teen Center (Program #238) • P.O. Box 129 • Griffin, GA 30224

Spalding County Parks and Recreation agrees to:

- Provide a five-week Summer Academic Enrichment Program for a minimum of fifty (50) students ages 10 through 19 years of age, twenty-five (25) per site, at the University of Georgia Griffin Campus for Fairmont Community Center and City Park students five days per week Monday through Friday four hours per day from 10:00 a.m. until 2:00 p.m.
- Include tobacco use prevention, teen pregnancy prevention, nutrition and physical activity in the daily activities.
- Hire certified teachers at a rate of pay not to exceed \$20 per hour to assess academic need and develop individualized program content as needed.
- Hire two Youth Advisory Council members to facilitate peer-led adolescent health promotion and related activities at a rate of pay not to exceed \$10 per hour.
- Assign a lead teacher to maintain records and complete program activity reports.
- Provide outreach in the community to recruit students to the program.
- Promote the program to parents of students in need of academic enrichment services especially in the neighborhood schools including but not limited to Atkinson Elementary, Moore Elementary and Kennedy Road Middle Schools for Fairmont Community Center; Anne Street Elementary, Taylor Street/Rehoboth Road Middle, and Carver Road Middle Schools for City Park.
- Promote parental involvement through two-way communication on a weekly basis including but not limited to special comments or notes regarding student's academic progress or achievements and health promotion materials to support the topic discussed for the week.
- Provide transportation for educational field trips.
- Provide lunch through U.S.D.A. summer lunch program.
- Host a banquet for students to present what they learned for their parents and other invited guests.
- Establish an indicator of success for each student and monitor individual student progress by establishing a baseline and identifying intervals at which progress shall be assessed. A final evaluation of each student's progress shall be submitted to the Board of Health by July 31, 2011.
- Conduct a criminal background check and drug screening on all staff members paid from these funds.
- Provide to the Board of Health a list of the names, positions and expected pay for all AHYD paid staff by May 31, 2010 and a list with the actual pay by July 31, 2010.
- Maintain a copy of the bus driver's CDL.
- Complete the attached *youth encounter form* and *code of conduct/waiver of liability* form on the initial contact with each student served in this program and funded by this agreement and thereafter, maintain a daily *attendance roster*.

- Submit to the Board of Health the youth encounter forms and code of conduct/waiver of liability forms no later than June 15, 2010.
- Submit to the Board of Health the sign-in sheets or attendance roster and activity reports for each day by July 31, 2010.
- Participate in tobacco use and teen pregnancy prevention, nutrition, and physical activity curricula training coordinated by AHYD.
- Expend funds only as agreed upon in this document. Funds may not be used for promotional items (e.g. t-shirts, etc.). Return any unused funds or repay any funds not utilized in accordance with the terms of this agreement

The Spalding County Board of Health agrees to:

- Provide funds in the amount of \$23,775 to offset the costs associated with implementation of the 2010 TEOYM Summer Academic Enrichment Program at the Griffin Campus of the University of Georgia. Funds may be used for staffing, educational field trips, supplies, materials, recreational supplies, clothing program event, staff training and transportation.
- Provide training to program staff on health promotion topics (tobacco use prevention, teen pregnancy prevention, physical activity and nutrition) and reporting requirements.
- Provide technical assistance to Spalding County Parks and Recreation as needed to fulfill the terms of this agreement.
- Monitor program activity and provide consultation as needed.

Direct all questions, reports and correspondence to:

Adolescent Health Youth Development Program
 ATTN: Khristian Ralls
 Spalding County Health Department
 P.O. Box 129
 Griffin, GA 30224
 770-584-7592
 Fax 770-229-3196
 kmralls@dhr.state.ga.us

Either party retains the right to terminate this agreement with thirty (30) days written notice.

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MOA #2010.238.126.006

AFTER SCHOOL ACADEMIC ENRICHMENT PROGRAM
 MEMORANDUM OF AGREEMENT

Between

Spalding County Parks and Recreation Department
 Fairmont Community Center & City Park Gym
 P.O. Box 1087 • Griffin, GA 30224
 FEI #58-6000886

And

Spalding County Board of Health
 Adolescent Health & Youth Development Program #238
 P.O. Box 129 • Griffin, GA 30224

This Agreement is entered into by and between Spalding County Parks and Recreation Department and the Spalding County Board of Health, Adolescent Health & Youth Development Program #238 (AHYD).

Spalding County Parks and Recreation agrees to:

- Provide an After School Academic Enrichment Program for a minimum of 15 students ages 10 through 19 years of age at Fairmont Community Center for a minimum of 75 days during the 2009-2010 school year beginning no later than October 1, 2009 and ending no sooner than April 30, 2010.
- Hire a minimum of one certified teacher and one assistant to assess academic need, assist with homework and other special assignments, and facilitate training or activities on topics relating to teen pregnancy prevention, tobacco use prevention, physical activity and nutrition.
- Assign a lead teacher to maintain records and complete program activity reports.
- Maintain records and complete program activity reports.
- Provide outreach in the community to recruit students to the program.

- Promote parental involvement by having a homework check-off letter for parents to sign or initial on a regular basis (e.g. weekly). Letter must contain health promotion covered for that week in addition to comments or notes regarding student's progress or achievements.
- Monitor individual student progress by establishing a baseline and identifying intervals at which progress shall be assessed (e.g. progress reports, report cards, etc.).
- Conduct a criminal background check and drug screening on all staff members paid from these funds.
- Complete the attached *youth encounter form* on the initial contact with each student served in this program and funded by this agreement. Thereafter, maintain a daily sign-in sheet.
- Complete the attached *activity report* for each class session.
- Submit to the Board of Health the youth encounter forms, sign-in sheets, lesson plans, and activity reports on the last day of each month.
- Participate in tobacco use prevention, teen pregnancy prevention, physical activity and nutrition training provided by the AHYD Program.
- Expend funds only as agreed upon in this document. Funds may be used for nutritious snacks for the students. *Funds may not be used for promotional items, including but not limited to t-shirts.* Return any unused funds or repay any funds not utilized in accordance with the terms of this agreement

The Spalding County Board of Health agrees to:

- Provide \$5,340 to offset the cost of the Fairmont Community Center after school program to include, but not limited to, at least one certified teacher and assistant for a minimum of two hours per day for a minimum of 75 days.
- Provide training to program staff on reporting requirements and health promotion topics.
- Provide technical assistance to Fairmont Community Center staff as needed to fulfill the terms of this agreement.
- Monitor program activity and provide consultation as needed.

Direct all questions, reports and correspondence to:

Adolescent Health Youth Development Program
 ATTN: Khristian Ralls
 Spalding County Health Department
 P.O. Box 129
 Griffin, GA 30224
 770-584-7592
 Fax 770-229-3196
 kmralls@dhr.state.ga.us

Either party retains the right to terminate this agreement with thirty (30) days written notice.

MOA #2010.238.126.005

SCHOOL BREAK PROGRAM
 MEMORANDUM OF AGREEMENT
 Between
 Spalding County Parks and Recreation Department
 Fairmont Community Center • P.O. Box 1087 • Griffin, GA 30224
 And
 Spalding County Board of Health
 Adolescent Health & Youth Development Program
 Teen Center (Program #238) • P.O. Box 129 • Griffin, GA 30224

This Agreement is entered into by and between Spalding County Parks and Recreation Department and the Spalding County Board of Health, Adolescent Health & Youth Development Program #238 (AHYD).

Spalding County Parks and Recreation agrees to:

- Provide structured activities for a minimum of 50 middle school students at Fairmont Community Center and 50 middle school students at City Park Gym for fall, winter, and spring breaks during the 2009-2010 school year (15 days at 8 hours per day) including, but not limited to social, recreational, physical activity, arts and crafts, and board games – Fall break October 12-16, 2009; Winter break February 15-19, 2010; and, Spring break April 19-23, 2010.

- Hire and supervise four high school students per site to assist with program activities during school breaks (15 days at 8 hours per day).
- Train peer leaders/educators to facilitate health education activities (physical activity and nutrition, tobacco use prevention, and teen pregnancy prevention).
- Provide outreach in the community to recruit middle school students to the program.
- Promote the program to parents of middle school students who would otherwise be unsupervised during school breaks and/or at risk of engaging in risky behaviors.
- Conduct a criminal background check and drug screening on all staff members and students paid from these funds.
- Complete the attached *enrolled youth encounter form* on the initial contact with each student served in this program and funded by this agreement and thereafter, maintain a daily *sign-in sheet*.
- Complete the attached *activity report* for each class session.
- Submit to the Board of Health the enrolled youth encounter forms, sign-in sheets, and activity reports within ten days of the end of the school break.
- Administer a questionnaire to each participating student at the completion of each break to determine the benefit of such a program and provide a summary narrative of the analysis of the data.
- Participate in AHYD training (teen pregnancy prevention education, physical activity/nutrition, and tobacco use prevention).
- Work with AHYD staff to develop a sustainability plan.
- Expend funds only as agreed upon in this document. Return any unused funds or repay any funds not utilized in accordance with the terms of this agreement. Funds may not be used for shirts or promotional items.

The Spalding County Board of Health agrees to:

- Provide \$10,020 to offset the cost of the School Break Program
 - \$9,600 for ten high school students (\$8 per hour for 15 days at 8 hours per day).
 - \$420 for supplies, materials, and transportation costs;
- Provide training to program staff on reporting requirements and health education topics.
- Provide technical assistance as needed to fulfill the terms of this agreement.
- Monitor program activity and provide consultation as needed.

Direct all questions, reports and correspondence to:

Adolescent Health Youth Development Program

ATTN: Khristian Ralls

Spalding County Health Department

P.O. Box 129

Griffin, GA 30224

770-584-7592

Fax 770-229-3196

kmralls@dhr.state.ga.us

Either party retains the right to terminate this agreement with thirty (30) days written notice.

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Motion to approve Memorandum of Agreements with the Spalding County Board of Health for: The Enrichment of Young Minds (TEOYM) five-week program at \$23,775, the After School Academic Enrichment 75-day program at \$5,430, and the School Break Program (activity weeks) at \$10,020 for fall winter and spring breaks, by Commissioner Phillips, seconded by Commissioner Freeman, carried by a vote of 5-0.

7. Consider request of Parks & Recreation Advisory Commission to adjust opening and closing times for City Park, Fairmont Park and AMBUCS Park gymnasiums.

Motion/second to approve request of Parks & Recreation Advisory Commission to adjust opening and closing times for City Park, Fairmont Park and AMBUCS Park gymnasiums as follows, by Commissioners Flowers-Taylor and Freeman, carried 5-0.

City Park and Fairmont Park – Closed Wednesdays, 1:00-10:00 p.m. on Mondays, Tuesdays and Thursdays, 1:00-5:00 p.m. on Fridays, and 10:00 a.m.-5:00 p.m. on Saturdays.

AMBUCS Park – Closed Wednesdays and Fridays, 5:00-10:00 p.m. on Mondays, Tuesdays and Thursdays, and 10:00 a.m.-5:00 p.m. on Saturdays.

8. Consider request of Parks & Recreation Advisory Commission to implement the following departmental staff changes in a reorganization effort: Upgrade a Recreation Supervisor II to Athletic Supervisor and upgrade a Recreation Leader/Gym Supervisor to Office Assistant with deletion of a Parks & Recreation Supervisor full-time position.

Motion to approve request of Parks & Recreation Advisory Commission to implement the following departmental staff changes in a reorganization effort: Upgrade a Recreation Supervisor II to Athletic Supervisor and upgrade a Recreation Leader/Gym Supervisor to Office Assistant with deletion of a Parks & Recreation Supervisor full-time position, by Commissioner Flowers-Taylor, seconded by Commissioner Phillips. Discussion followed. No one will be displaced, but there will be an unfilled position. Motion carried 5-0.

9. Conduct Public Hearing to consider the establishment of a street lighting district for Sun City Peachtree Subdivision – Pod 39.

Motion to enter into Public Hearing, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0 at 6:55 p.m..

Motion to close Public Hearing, by Commissioner Flowers-Taylor, seconded by Commissioner Phillips, carried by a vote of 5-0 at 6:56 p.m.

10. Consider request to approve street lighting district for Sun City Peachtree Subdivision – Pod 39.

Motion to approve request to approve street lighting district for Sun City Peachtree Subdivision – Pod 39, by Commissioner Freeman, seconded by Commissioner Flowers-Taylor, carried 5-0.

11. Commissioner Freeman requests Animal Restraint District designation for Bend View Road in its entirety from New Salem Road to its dead end.

Motion to approve request to approve Animal Restraint District designation for Bend View Road, in its entirety from New Salem Road to its intersection with West McIntosh Road, to include South Bend View Road from its intersection with West McIntosh Road to its dead end, effective November 1, 2009, by Commissioner Freeman, seconded by Commissioner Flowers-Taylor, carried 5-0.

12. Consider request of Drug Court Judge Tarey B. Schell, for office space at the 141 West Solomon Street property for the Drug Court Counseling Program.

Judge Schell answered questions for commissioners and detailed the program involved.

Motion to approve request of Drug Court Judge Tarey B. Schell, for office space at the 141 West Solomon Street property for the Drug Court Counseling Program, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0.

13. Consider approval of contract amendment with the Department of Human Resources for the 2009 CSBG Grant.

Motion/second to approval of contract amendment with the Department of Human Resources for the 2009 CSBG Grant, by Commissioners Freeman and Phillips, carried 5-0.

14. Consider approval of a contract with Glattig, Jackson, Kercher, Anglin as consultants for the Tri-County LCI Supplemental Study.

CONSULTANT AGREEMENT

THIS AGREEMENT is entered into between Spalding County, hereinafter referred to as "County", with its principal office located at 119 East Solomon Street, Room 203, Griffin, GA 30223 and Glattig Jackson Kercher Anglin, Inc., hereinafter referred to as "Consultant", with its principal office located at 120 N. Orange Avenue, Orlando, Florida 32801, in consideration of the mutual benefits, terms, and conditions hereinafter specified.

1. PROJECT DESIGNATION. The Consultant is retained by the County to perform services in connection with Tri-County Crossing LCI Study.

2. SCOPE OF SERVICES. Consultant agrees to perform the services, generally identified on Exhibit "A" which is attached hereto and incorporated herein by reference, including the provision of all labor, materials, equipment and supplies.

3. COMPENSATION. The County will compensate the Consultant for the services identified in Exhibit A, a lump sum fee of Thirty-five Thousand dollars (\$35,000) including reimbursable expenses. Should the County deem that a change in the scope of services is appropriate, then a decrease or increase in compensation shall be authorized in writing. If such change in services is compensated on a time and materials basis, time charges shall be in accordance with the Hourly Rate Schedule identified on Exhibit "B" which is attached hereto and incorporated herein by reference.

4. PAYMENT. The County agrees that it will use its best effort to pay the Consultant within thirty (30) calendar days from presentation of the Consultant's invoice and approval thereof by the County's representative. The Consultant shall submit monthly invoices which shall include a report of work completed during the respective invoice period. The report shall be adequate in detail to describe work progress (% complete for each task) and written summaries of work completed. No payment request shall exceed the value of work and services performed by the Consultant under the Work Order.

5. OWNERSHIP AND USE OF DOCUMENTS. All documents, drawings, specifications and other materials produced by the Consultant in connection with the services rendered under this Agreement shall be the property of the County whether the project for which they are made is executed or not. The Consultant shall be permitted to retain copies, including reproducible copies, of drawings and specification for information, reference and use in connection with Consultant's endeavors. County shall hold Consultant harmless from any liability that may arise out of County's reuse of the project documents for any purpose other than that described in each Work Order.

6. COMPLIANCE WITH LAWS. Consultant shall, in performing the services contemplated by the service agreement, faithfully observe and comply with all federal, state and local laws, ordinances and regulations that are applicable to the services to be rendered under this Agreement.

7. INDEMNIFICATION. Consultant shall indemnify, defend and hold harmless the County, its offices, agents and employees, from and against any and all claims, losses or liability, or any portion thereof, including attorneys fees and costs, arising from injury or death to persons, including injuries, sickness, disease or death to Consultant's own employees, or damage to property occasioned by a negligent act, omission or failure of the Consultant.

8. INSURANCE. The Consultant shall secure and maintain in force throughout the duration of this contract comprehensive general liability insurance with a minimum coverage of \$1,000,000 per occurrence and \$1,000,000 aggregate for personal injury and \$1,000,000 per occurrence/aggregate for property damage, and professional liability insurance in the amount of \$1,000,000.

Said general liability policy shall name the County of Spalding as an additional named insured and shall include a provision prohibiting cancellation of said policy except upon thirty (30) days prior written notice to the County. Certificate of coverage as required by this section shall be delivered to the County within fifteen (15) days of execution of this Agreement.

9. INDEPENDENT CONTRACTOR. The Consultant and the County agree that the Consultant is an independent contractor with respect to the services provided pursuant to this agreement. Nothing in this agreement shall be considered to create the relationship of employer and employee between the parties hereto. The County shall not be responsible for withholding or otherwise deducting federal income tax or social security or for withholding or otherwise deducting federal income tax or social security of for contribution to the state industrial insurance program, otherwise assuming the duties of an employer with respect to Consultant, or any employee of Consultant.

10. COVENANT AGAINST CONTINGENT FEES. The Consultant warrants that he has not employed or retained any company or person, other than a bonafide employee working solely for the Consultant, to solicit or secure this contract, and that he has not paid or agreed to pay any company or person, other than a bonafide employee working solely for the Consultant, any fee, commission, percentage, brokerage fee, gifts or any other consideration contingent upon or resulting from the aware or making of this contract.

For breach or violation of this warranty, the County shall have the right to annul this contract without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such fee, commission, percentage, brokerage fee, gift, or contingent fee.

11. DISCRIMINATION PROHIBITED. The Consultant, with regard to the work performed by it under this Agreement, will not discriminate on the grounds of race, color, national origin, religion, creed, age, sex or the presence of any physical or sensory handicap in the selection and retention of employees or procurement of materials or supplies.

12. ASSIGNMENT. The Consultant shall not sublet or assign any of the services covered by this agreement without the express written consent of the County.

13. NON-WAIVER. Waiver by the County of any provision of this agreement or any time limitation provided for in this agreement shall not constitute waiver of any other provision.

14. TERMINATION. The obligation to continue services under this Agreement may be terminated for cause by either party upon seven (7) days written notice of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party. The County will pay Consultant for work satisfactorily completed up through the date of termination.

County shall have the right to terminate this Agreement or suspend performance thereof without cause for the County's convenience upon fourteen (14) days written notice to Consultant, and Consultant shall terminate or suspend performance of services on a schedule acceptable to County or at the end of this fourteen (14) day period, at the option of the County. In the event of termination or suspension for County's convenience, County shall pay Consultant for all services performed through the date of notice of termination or suspension.

In the event of the death of a member, partner or officer of the Consultant, or any of its supervisory personnel assigned to the project, the surviving members of the Consultant hereby agree to complete the work under the terms of this Agreement, if requested to do so by the County. This section shall not be a bar to renegotiations of this Agreement between surviving members of the Consultant and the County, if the County so chooses.

15. DISPUTES. Any disputes that arise between the parties with respect to the performance of this Agreement which cannot be resolved through negotiation shall be submitted to a court of competent jurisdiction in Orlando, Florida. The non-prevailing party shall pay the reasonable costs and attorney fees incurred by the prevailing party in bringing any such action.

16. NOTICES.

Notices to the County shall be sent to the following address:

Mr. Chuck Taylor
Spalding County Community Development Department
119 East Solomon Street, Room 203
Griffin, GA 30223

Notices to Consultant shall be sent to the following address:

Sharon K. Lamantia
Glatting Jackson Kercher Anglin, Inc.
120 N. Orange Avenue
Orlando, FL 32801

17. INTEGRATED AGREEMENT. This Agreement, together with attachments or addenda, represents the entire and integrated agreement between the County and Consultant and supersedes all prior negotiations, representations, or agreements written or oral. This agreement may be amended only by written instrument signed by both County and Consultant.

ATTACHMENT A

Glatting Jackson Scope of Work:
Spalding County, Tri-County Crossing LCI Supplemental Study

September 11, 2009

Background:

In 2008 Spalding County completed the Tri-County Crossing activity center LCI plan that includes a number of transportation improvements, urban design elements and natural resource protection components. All of these were combined in the LCI plan to encourage pedestrian movement in a mixed-use environment. This supplemental study will be used to create a Zoning Overlay District for the area and will be an important tool to implement the design concept of the original study. Specifically, the regulatory framework of the overlay zone will address such issues as access management, required connectivity and inter-parcel access, the relationship of buildings and structures to the sidewalks, streets and parking, open space set-asides, streetscaping, land use mix, density and architectural criteria.

The work to be accomplished under this scope is divided into the following tasks:

Task 1 – Public Involvement

The public involvement will focus on three key groups; 1) affected landowners/stakeholders, 2) the general public, and 3) the Planning Commission and County Commission. It is assumed that the County will advertize all public meetings and coordinate/schedule stakeholder meetings.

Stakeholder Committee

Through the Tri-County Crossing LCI planning process relationships with a number of key landowners and stakeholders were developed which made the adoption of the plan possible. The development of a zoning overlay district will need to build upon those relationships and work directly with affected landowners to craft and inform the regulations. Their buy-in and/or consent will be critical to successful adoption. We propose convening a Stakeholder Committee made up of the key property owners and meeting with this committee three (3) times over the course of the project to review and discuss the development of the overlay ordinance. This committee will be provided drafts of the ordinance for review and comment and their input will be used to refine and finalize the ordinance.

Public Workshop

A public workshop will be conducted after a final draft of the ordinance has been developed and reviewed by the Stakeholder Committee. This workshop will be used to inform the general public in the surrounding neighborhoods on the intent and application of the ordinance and its role in implementing the adopted vision of the Tri-County Crossing LCI.

Planning Commission & County Commission

Once a working final draft of the ordinance has been developed and reviewed by County staff, the Stakeholder Committee, and the general public, the ordinance will be presented to the Planning Commission and County Commission for review and adoption.

Task 2 – Plan Development

Research existing zoning regulations and identify best practices that can be used locally to implement stated LCI study goals. Based on these examples, the public input, and details from the LCI study, create a zoning overlay district to be added to the Spalding County Unified Development Ordinance that will regulate land use, density, urban design, architectural criteria, access management and inter-parcel access within the study area. At a minimum, these tasks will include the following:

- Land Use Analysis
- Transportation Analysis
- Review of Existing Ordinances and Plans
- Document Best Practices
- Zoning Overlay Development

Task 3 – Prepare Deliverables

Study Deliverables shall include a complete set of regulations in ordinance specific to Spalding County. Such regulations will include renderings, sketches, drawings, cross-sections, maps or other visualizations to illustrate general and specific design criteria and intended outcomes resulting from such regulations. At a minimum, this task shall include the following:

- Goals and Objectives Development
- Policy Recommendations

- Project Recommendations
- Zoning Overlay Ordinance
- Implementation Strategies and Action Plan

A final report will be prepared to compile results of the overall work effort including key information, the study process, relevant findings and recommendations, into summary materials in the following deliverable formats:

- Summary document describing the study area and study goals;
- Description of the process utilized to analyze the data; and
- Study conclusions and recommendations.

The County will be provided with a draft of the summary document for its review. The County will prepare a consolidated set of review comments that will be incorporated into the final summary document. Additional revisions shall be provided as an additional service.

Ten (10) printed copies of the final summary document shall be provided to Spalding County, along with an electronic file (on CD, in a file format approved by Spalding County) of the summary document with supporting graphics.

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Motion to approve contract with Glatting, Jackson, Kercher, Anglin as consultants for the Tri-County LCI Supplemental Study, meeting all requirements of the Atlanta Regional Commission (ARC) for the \$35,000 funding from ARC, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried 5-0.

15. Consider, on first reading, Ordinance #2009-15 to provide for removal of a four-way stop designation at the following intersection: Macon Road and County Line Road.

Motion to approve, on first reading, Ordinance #2009-15 to provide for removal of a four-way stop designation at the following intersection: Macon Road and County Line Road, by Commissioner Phillips, seconded by Commissioner Gilreath, carried 5-0 after discussion.

16. Consider approval of an Intergovernmental Agreement with Pike County and with Lamar County for installation of four-way stop signs at the recently designated four-way stop intersection of County Line Road and South 6th Street where three counties triangulate.

County Attorney James Fortune advised the Board might consider tabling this matter as the attorney for Pike County has some question as to the exact boundary line. Lamar County has asked for any information from a traffic study of this intersection. Based on these two factors, the agreements need to be tabled.

Motion/second to table indefinitely approval of an Intergovernmental Agreement with Pike County and with Lamar County for installation of four-way stop signs at the recently designated four-way stop intersection of County Line Road and South 6th Street where three counties triangulate by Commissioners Flowers-Taylor and Freeman, carried 5-0.

17. Consider designation of Animal Care and Control Advisory Board (ACCAB) from transitory to permanent status.

Commissioner Flowers-Taylor, the commissioner liaison to this board, detailed many of the group's accomplishments and ongoing efforts, such as animal tethering practices, restraint matters, the advocating of a more humane means of animal euthanasia, adverse conditions for some who seek to keep and even fight some breeds, and general animal care and control issues. She felt there was still much work to be done, and this group has worked tirelessly in this direction.

Motion to designate of Animal Care and Control Advisory Board (ACCAB) from transitory to permanent status, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 5-0.

18. Consider approval of a modified Airport Ground Lease Agreement in order to be able to continue to conduct business at the Griffin-Spalding County Airport during the interim until such time as a new airport is constructed or the initiative is halted.

Per the advice of County Attorney James Fortune, this matter was withdrawn from consideration due to legal concerns.

19. Commissioner Flowers-Taylor requests consideration for reinstatement of UGA Griffin Campus funding for Continuing Education Program for FY 2010.

Commissioner Flowers-Taylor advocated reinstatement of this expenditure and provided her rationale for same. The most recent event at the campus, the Agroforestry Field Day, had over 60 countries represented with thousands of participants, and it was evident that much was done to further tourism. She has talked with the coordinator of Continuing Education, Art Cain, and is most impressed with the program and its economic boost, also agreed upon by Commissioners Freeman and Phillips.

Motion to consider reinstatement of UGA Griffin Campus funding for Continuing Education Program for FY 2010, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried by a vote of 4-1 with Commissioner Gilreath opposing after discussion.

20. Commissioner Gilreath requests that the Board set a date for a workshop to discuss Conservation Use Valuation Assessment Program with regard to minimum required acreage.

Consensus of the Board was to set a date of Monday, October 5, 2009 at 5:00 p.m. for a workshop to discuss Conservation Use Valuation Assessment Program with regard to minimum required acreage.

21. Commissioner Gilreath requests consideration of application for the Georgia Department of Transportation GATEway Grant for Roadside Enhancement and Beautification.

Much discussion was held. Motion to table application for the Georgia Department of Transportation GATEway Grant for Roadside Enhancement and Beautification for further study, by Commissioner Flowers-Taylor, seconded by Commissioner Gilreath, carried 5-0.

22. Commissioner Gilreath desires to discuss possible revisions to the Spalding County Travel Policy in regard to commissioner travel requirements.

Commissioner Gilreath asked for revisions to the Spalding County Travel Policy in regard to commissioner travel requirements to include the stipulation that travel should be approved in advance by the Board of Commissioners for commissioners, as well as a mandated report to the Board on any commissioner's return from traveling.

Travel monies are included in the budget noted Commissioner Freeman, and with all the many boards and training that he regularly attends, he did not see the time to do a report for all travel. Commissioner Flowers-Taylor agreed with Commissioner Freeman that training is extremely beneficial for commissioners. She had no problem with providing a report at the appropriate time and would be happy to issue a report as necessary but relayed this might prove to be time consuming.

23. Consider adjustments to the November and December 2009 meeting schedule to provide for holiday observances.

Recommendations from staff are for: November 26, 2009 Zoning Public Hearing to move to the November 16, 2009 date and combine the meeting with the Extraordinary Session of the Board; cancellation of the December 21 Extraordinary Session and the December 24 Zoning Public Hearing; and the January 4, 2010 meeting to January 11; and cancellation of the Extraordinary Session of January 18, 2010.

Motion to approve changes as noted above, by Commissioner Flowers-Taylor, seconded by Commissioner Freeman, carried 5-0.

XII. REPORT OF COUNTY MANAGER

- Mr. Wilson mentioned previously that the local Cronin dealership has been working with Parks and Recreation on a raffle for a new car for \$5 each.
- Spalding County has received award of the grant for two speed carts.
- ACCG is having its Fall Policy Conference from October 6-9, 2009. Both Commissioners Flowers-Taylor and Freeman will be attending. Commissioner Freeman will serve as the voting member and Commissioner Flowers-Taylor as the alternate.
- Spalding County Parks and Recreation sent our request for bids on the touring bus; they are due September 30, 2009 and will be placed on the agenda of the first meeting in October for approval.
- Newton Galloway and McIntosh Trail CSB needs to meet with the Board on the issue of the group personal care home that is proposed for Everree Inn Road.

- Parks & Recreation Advisory Commission recommends soccer signs at Wyomia Tyus Olympic Park on Cowan Road. General operations will have signage of a temporary nature to indicate when fields are reserved, and they will put up a practice schedule.
- The City/County Blood Drive had 84 units collected, 46 from County, 29 from the City and 9 walk-ins.
- Mr. Wilson has been notified by DCA that we have recovery bond zone allocations with slightly over \$4,000,000 in facility bonds. The Development Authority desires to use those for a large project and more information will be provided later. Tax-free bonds are an excellent tool in the attraction of business.
- The Downtown Council/Main Street has developed a Halloween celebration this year. The County is getting more involved and Mr. Wilson needs to know if the Board desires to participate in this event, much as we do with parades. The Board had no objections.
- Tax bills have gone out and much interest has been shown, of course, in the HTRG assessment.

XIII. REPORT OF COMMISSIONERS

Freeman: No comments.

Flowers-Taylor: Commissioner Flowers-Taylor reported that the Medical Clinic at the Spalding County Health Department has closed but she hopes to see it reopen by October. She thanked the Board and Parks & Recreation for Movies in the Park this year and said it was enjoyed by all. She attended movies twice and saw excellent results with a cross-section representation.

Phillips: No comments.

Gilreath: He inquired about the status of the four-way stop intersection evaluation for North Second Street at East McIntosh. Mr. Wilson advised he had routed the request to Major Wendell Beam for evaluation and mentioned that he had requested commissioners provide him with some direction if they desired to change the methodology for evaluating such traffic control devices.

Goss: No comments.

XIV. CLOSED MEETING

1. Chairman Goss requests a Closed Meeting to discuss or deliberate the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. § 50-14-3(6).
2. County Attorney requests a Closed Meeting to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1).

Motion to enter Closed Meeting at 8:02 p.m., by Commissioner Freeman, seconded by Commissioner Phillips, carried by a vote of 5-0.

CLOSED MEETING AFFIDAVIT

[A copy of the affidavit must be filed with the minutes of the meeting]

STATE OF GEORGIA, COUNTY OF SPALDING
AFFIDAVIT OF CHAIRMAN

Members of the Spalding County Board of Commissioners, being duly sworn, states under oath that the following is true and accurate to the best of his/her knowledge and belief:

1.

The Spalding County Board of Commissioners met in a duly advertised meeting September 21, 2009.

2.

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

3.

The executive session was called to order at 8:02 p.m.

4.

The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

Yes Consultation with county attorney, or other legal counsel, to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1);

No Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and _____(insert citation to the legal authority making tax matter confidential);

No Discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);

Yes Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. § 50-14-3(6);

No Other (describe the exemption to the open meetings law): _____ as provided in _____(insert citation to the legal authority exempting the topic).

This the 21st day of September 2009 . Spalding County Board of Commissioners

Sworn to and subscribed

Before me this 21st day of September 2009 .

Notary Public – Teresa A. Watson

My commission expires: 3-1-2011

Edward Goss, Jr. L.S.

Bob Gilreath L.S.

Eddie Freeman L.S.

Gwen Flowers-Taylor L.S.

David Phillips L.S.

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Motion to adjourn Closed Meeting and reconvene to open Meeting at 9:07 p.m., by Commissioner Freeman, seconded by Commissioner Gilreath, carried by a vote of 5-0.

XV. ADJOURNMENT

Motion/second to adjourn at 9:08 p.m., by Commissioners Freeman and Phillips, carried 5-0.

Chairman

County Clerk

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