

REGULAR MONTHLY MEETING

The Spalding County Board of Commissioners held their Regular Monthly Meeting in Room 108 in the Courthouse Annex, Monday, December 7, 2009, beginning at 6:30 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 Executive Secretary Teresa Watson to record minutes.

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

II. INVOCATION – Pastor Keith Ford, Voice to the Nations

III. PLEDGE TO FLAG

With no motion (or second) to amend the agenda, motion and second by Commissioners Flowers-Taylor and Phillips was made to enter into Closed Session at 6:41 p.m., to discuss personnel matters and potential litigation, and motion carried 4-1 with Commissioner Freeman opposing.

Motion/second to adjourn Closed Meeting and reconvene to Open Meeting, by Commissioners Flowers-Taylor and Gilreath, carried 5-0 at 7:24 p.m.

IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

1. Community Development Partners, Inc. would like to update the Board on the Memorial Drive Plaza Redevelopment Project and Senior Center.

Kirby Glaze presented an overview of the project and detailed the status of the conceptual plan. Mr. Glaze reported the opportunity of the wellness and fitness center added a very attractive component to the plan. The issue of what entity should operate the wellness and fitness center has been explored, but the hospital has expressed an interest in operating only the physical therapy element. A feasibility study would help to refine this component, and a sponsor probably won't be identified until such study is complete. An initial budget analysis reveals the project can be completed for \$10.6 million. The cost of providing the Senior Center in this location totals about \$3,780,000, not including additional equipment or furnishings, beyond what the Senior Center already has currently. Estimated cost for the wellness and fitness component totals \$2,550,000 for the wellness and fitness, not including equipment which is usually leased. Both budgets include providing physical structures with outside activity areas. Costs will approach \$3.7 million for private space. This does not include curb cuts, road widening or signalization but rather are for improvements that are just on-site. An anticipated range of \$15 to \$19 per square foot is the anticipated cost of rental to the hospital for the physical therapy component. Property would convey probably to the Development Authority with a structure that would allow the Development Authority to develop the entire project and then lease back to the County its portion and the private sector back to the hospital or whomever. This can be explored should the Board desire to proceed with a feasibility study, then start negotiations with the Development Authority as to overall financing of the project. He needs the blessing of this Board also if it is desired that he develop the structure of the plan. There exists the opportunity for developing partnerships with interested parties in the plan, also. Feasibility study cost will be about \$26,550 and can be funded out of SPLOST funds probably. Discussion that followed questioned the wisdom of attempting to use SPLOST funds for this expense that is not directly associated with the Senior Center but rather only in a loosely related fashion. The County could be reimbursed by the sponsor at such time as a sponsor for the wellness and fitness center was identified. Perhaps contingency funds could be used instead. Parking spaces will total about 420 and will be appropriately landscaped. The consensus was to proceed and HealthPlex will actually provide a more accurate cost of the feasibility study.

V. PRESENTATION OF FINANCIAL STATEMENTS

1. Consider approval of Financial Statements for the Four Months ended October 31, 2009.

Motion/second to approve by Commissioners Phillips and Freeman carried 5-0.

VI. CITIZENS COMMENTS – N/A

VII. PUBLIC COMMENT – N/A

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.

VIII. MINUTES

1. Consider approval of Minutes of the following: November 16 Zoning Public Hearing, November 16 Extraordinary Session, and the November 23, 2009 Special Called Meeting.

Motion to approve all minutes by Commissioner Flowers-Taylor, seconded by Commissioner Gilreath, carried 3-0 with Commissioners Freeman and Phillips temporarily absent from the room.

IX. CONSENT AGENDA

X. OLD BUSINESS

1. Lift from the table: Renewal of the 2010 Alcoholic Beverage License for Raymond J. Beaugrand d/b/a Fanzo's Bottle Shop, 2625 North Expressway – Beer, Wine and Liquor.

Motion/second to lift by Commissioners Flowers-Taylor and Gilreath carried 3-0 with Commissioners Freeman and Phillips temporarily absent.

Motion/second to approve by Commissioners Flowers-Taylor/Gilreath, carried by a vote of 3-0 with Commissioners Freeman and Phillips temporarily absent from the room.

2. Consider second reading of Amendments to the Official Zoning Map for the following:
-Application #09-04Z: Merrydale Estates, Inc., Owner, 3295 Newnan Road, 4 acres, more or less, R-2 to AR-1

**APPLICATION FOR MERRYDALE ESTATES, INC.
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #09-04Z**

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA AND
THE OFFICIAL ZONING MAP OF SPALDING COUNTY, GEORGIA**

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

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

WHEREAS, under the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia the within described property is currently classified under the zoning classification entitled "R-2, Single Family Residential;"

WHEREAS, Merrydale Estates, Inc., applicant, applied for a change in zoning classification to be applied to the within described property to AR-1, Agricultural and Residential;"

WHEREAS, such application was filed with Spalding County, Georgia on August 4, 2009;

WHEREAS, such application was reviewed by the Spalding County Planning Commission, and a hearing on the application was conducted by the Board of Commissioners of Spalding County, Georgia on November 16, 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 and the Official Zoning Map of Spalding County, Georgia shall be and are hereby amended as follows:

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

All that lot, tract or parcel of land situate, lying, and being in Land Lot 15 of the Second Land District of originally Henry, now Spalding County, Georgia, 4.0 acres, more or less, and described as follows:

Beginning at a point on the North right-of-way line of Georgia State Route 16 which is located a distance of 834 feet from the intersection of the North right-of-way line of Georgia State Route 16 and the West boundary of Land Lot 15, as measured in a Easterly direction along the North right-of-way line of Georgia State Route 16, and running thence South 06 degrees 19 minutes West a distance of 500 feet to a point; thence 347.57 feet in a Easterly direction along the line dividing R-2 zoning from AR-1 zoning and being parallel to the North right-of-way line of Georgia State Route 16 and running thence South 05 degrees 25 minutes 51 seconds East a distance of 500 feet to the North right-of-way line of Georgia State Route 16; and running thence in a Westerly direction along the North right-of-way line a distance of 347.57 feet to the Point of Beginning.

The above described property is bounded on the North, East and West by property of Merrydale Estates, Inc., and the South by Georgia State Route 16.

From "R-2, Single Family Residential" to "AR-1, Agricultural and Residential" District.

Section 2:

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

On December 7, 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 lot, tract or parcel of land situate, lying and being in Land Lot 15 of the Second Land District originally Henry, now Spalding County, Georgia, containing 4.0 acres, more or less, 3295 Newnan Road, zoned AR-1.

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

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

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

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

-Application #09-06Z: Jo Ann Richardson, Owner, 103 and 105 Westwood Drive, 2.55 acres, AR-1 to R-4 Conditional.

**APPLICATION FOR JO ANN RICHARDSON
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;**

REZONING APPLICATION #09-06Z

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA AND
THE OFFICIAL ZONING MAP OF SPALDING COUNTY, GEORGIA**

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

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

WHEREAS, under the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia the within described property is currently classified under the zoning classification entitled "AR-1, Agricultural and Residential;"

WHEREAS, Jo Ann Richardson, applicant, applied for a change in zoning classification to be applied to the within described property to R-5, Single Family Residential;"

WHEREAS, such application was filed with Spalding County, Georgia on September 21, 2009;

WHEREAS, such application was reviewed by the Spalding County Planning Commission, and a hearing on the application was conducted by the Board of Commissioners of Spalding County, Georgia on November 16, 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 and the Official Zoning Map of Spalding County, Georgia shall be and are hereby amended as follows:

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

All that 2.55 acre tract or parcel of land lying in Land Lot 14 of the Fourth Land District, originally Henry County, now Spalding County, Georgia, being more particularly described as follows:

BEGINNING AT A POINT lying on the East side of Westwood Drive being 2,606.97' along the West right-of-way of Westwood Drive from the East right-of-way of Vaughn Road; thence South 89°24'07" East a distance of 535.55' to a point; thence South 20°19'12" West a distance of 150.00' to a point; thence South 20°13'28" West a distance of 144.10' to a point; thence North 76°38'53" West a distance of 238.58' to a point; thence North 76°38'53" West a distance of 176.16' to a point on the West right-of-way of Westwood Drive; thence along an arc distance of 76.98' said arc being

subtended by a chord bearing of North 23°24'11" West a distance of 76.98' to a point; thence North 00°10'00" West a distance of 21.42' to a point; thence North 00°10'00" West a distance of 64.50' to a point; thence along an arc distance of 33.89' said arc being subtended by a chord being of North 02°12'06" West a distance of 33.89' to a point said point being the TRUE POINT OF BEGINNING.

From "AR-1, Agricultural and Residential" to "R-4, Single Family Residential" 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. If the rezoning is approved, a variance is needed for lot width prior to platting new lot.
- b. Both dwellings must meet the minimum setback requirements.
- c. If the rezoning is approved, a variance is needed for the proposed expansion of any mobile home prior to application for a building permit.
- d. Stairs/porches, if used, are to be finished and must be consistent with design of homes.
- e. No exposed concrete foundations.

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 December 7, 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 lying in Land Lot 14 of the Fourth Land District, originally Henry County, now Spalding County, Georgia, containing 2.55 acres, 103 and 105 Westwood Drive, zoned R-4, 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.

-Application #09-07Z: Skipstone Corporation, Owner, 600 Baptist Camp Road, 63.7 acres, more or less, R-1 to AR-1.

**APPLICATION FOR SKIPSTONE CORPORATION
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #09-07Z**

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA AND
THE OFFICIAL ZONING MAP OF SPALDING COUNTY, GEORGIA**

WHEREAS, the Board of Commissioners of Spalding County, Georgia under the Constitution and Laws of the State of Georgia is empowered by virtue of its police power to

regulate the health, safety and welfare of the citizens of Spalding County to provide for and enact zoning and developmental regulations;

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

WHEREAS, under the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia the within described property is currently classified under the zoning classification entitled "R-1, Single Family Residential Low Density;"

WHEREAS, Skipstone Corporation, applicant, applied for a change in zoning classification to be applied to the within described property to AR-1, Agricultural and Residential;"

WHEREAS, such application was filed with Spalding County, Georgia on September 22, 2009;

WHEREAS, such application was reviewed by the Spalding County Planning Commission, and a hearing on the application was conducted by the Board of Commissioners of Spalding County, Georgia on November 16, 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 and the Official Zoning Map of Spalding County, Georgia shall be and are hereby amended as follows:

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

All that certain tract or parcel of land situate lying and being in Land Lot 143 of the 3rd Land District of originally Henry County, now Spalding County, and containing 63.7+/- acres of land and being more particularly described as follows:

Beginning at a point where the west line of Land Lot 153 intersects the south right-of-way margin of Baptist Camp Road, being the TRUE POINT OF BEGINNING; thence North 89 degrees 36 minutes 34 seconds East a distance of 172.04 feet along the south right-of-way of Baptist Camp Road to a point for corner; thence North 89 degrees 30 minutes 14 seconds East a distance of 293.37 feet along the south right-of-way of Baptist Camp Road to a point for corner; thence North 89 degrees 39 minutes 52 seconds East a distance of 279.57 feet along the south right-of-way of Baptist Camp Road to a point for corner; thence North 89 degrees 33 minutes 16 seconds East a distance of 383.69 feet along the south right-of-way of Baptist Camp Road to a iron pin for corner; thence South 06 degrees 09 minutes 44 seconds West a distance of 556.09 feet to a point for corner; thence South 71 degrees 44 minutes 24 seconds East a distance of 233.18 feet to an iron pin for corner; thence South 17 degrees 27 minutes 00 seconds West a distance of 388.64 feet to an iron pin for corner; thence South 17 degrees 27 minutes 00 seconds West a distance of 360.00 feet to a point for corner;

thence South 40 degrees 16 minutes 31 seconds West a distance of 54.58 feet to a point in the center of a creek for corner; thence South 34 degrees 34 minutes 21 seconds West a distance of 84.72 feet to a point at the intersection of two creeks for corner; thence South 45 degrees 54 minutes 36 seconds West a distance of 20.52 feet to a point in the center of a creek for corner; thence South 07 degrees 31 minutes 29 seconds East a distance of 33.70 feet to a point in the center of a creek for corner; thence South 27 degrees 07 minutes 26 seconds West a distance of 116.51 feet to a point in the center of a creek for corner; thence South 01 degrees 03 minutes 48 seconds East a distance of 108.88 feet to a point in the center of a creek for corner; thence South 22 degrees 21 minutes 25 seconds West a distance of 63.32 feet to a point in the center of a creek for corner; thence South 25 degrees 03 minutes 52 seconds East a distance of 37.52 feet to a point in the center of a creek for corner; thence South 17 degrees 41 minutes 20 seconds West a distance of 45.30 feet to a point in the center of a creek for corner; thence South 04 degrees 00 minutes 18 seconds East a distance of 96.93 feet to a point in the center of a creek for corner; thence South 24 degrees 03 minutes 11 seconds West a distance of 41.70 feet to a point in the center of a creek for corner; thence South 46 degrees 52 minutes 46 seconds East a distance of 25.30 feet to a point in the center of a creek for corner; thence South 48 degrees 18 minutes 37 seconds West a distance of 30.41 feet to a point in the center of a creek for corner; thence South 01 degrees 01 minutes 59 seconds East a distance of 53.79 feet to a point in the center of a creek for corner; thence South 09 degrees 52 minutes 22 seconds East a distance of 50.06 feet to a point in the center of a creek for corner; thence South 38 degrees 39 minutes 12 seconds East a distance of 77.86 feet to a point in the center of a creek for a corner; thence South 19 degrees 47 minutes 27 seconds East a distance 104.12 feet to a point in the center of a creek for corner; thence South 49 degrees 07 minutes 24 seconds East a distance of 40.38 feet to a point in the center of a creek for corner; thence South 45 degrees 01 minutes 37 seconds East a distance of 130.37 feet to a point at the intersection of two creeks for corner; thence South 72 degrees 44 minutes 06 seconds West a distance of 196.91 feet to a point in the center of a creek for corner; thence South 71 degrees 53 minutes 24 seconds West a distance of 109.12 feet to a point in the center of a creek for corner; thence South 66 degrees 39 minutes 11 seconds West a distance of 389.22 feet to a point in the center of a creek for corner; thence South 73 degrees 42 minutes 49 seconds West a distance of 209.57 feet to a point in the center of a creek for corner; thence South 83 degrees 51 minutes 59 seconds West a distance of 213.99 feet to a point in the center of a creek for corner; thence North 01 degrees 29 minutes 58 seconds West a distance of 60.92 feet to an iron pin for corner; thence North 89 degrees 58 minutes 58 seconds West a distance of 50.31 feet to an iron pin on the west line of Land Lot 153 for corner; thence North 00 degrees 46 minutes 04 seconds West along the west line of Land Lot 153 a distance of 625.21 feet to an iron pin for corner; thence North 00 degrees 37 minutes 56 seconds East along the west line of Land Lot 153 a distance of 2,034.19 feet to an iron pin and the POINT OF BEGINNING, and containing 2,773,111 square feet or 63.6619 acre(s) of land, more or less.

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

Section 2:

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

On December 7, 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 certain tract or parcel of land lying in Land Lot 153 of the 3rd Land District of originally Henry County, now Spalding County, Georgia, containing 63.7 acres, more or less, 600 Baptist Camp Road, zoned AR-1, Conditional.

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

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

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

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

Motion/second to approve Applications #09-04Z, #09-06Z, and #09-07Z by Commissioners Flowers-Taylor and Gilreath, carried by a vote of 4-0 with Commissioner Phillips absent.

XI. NEW BUSINESS

1. Consider appointment of an Associate Judge for Probate Court per recommendation of Probate Court Judge Dewitt Simonton, and as provided for by O.C.G.A. 15-9-2.1.

Motion/second to approve request by Commissioners Freeman/Flowers-Taylor carried 4-0 with Commissioner Phillips absent from the room.

2. Consider request of Griffin-Spalding Development Authority that Spalding County apply for an EIP (Employment Incentive Program) grant for a new manufacturing line rail spur to assist in the expansion of an existing industrial park company.

Motion/second to approve by Commissioner Phillips and Freeman carried by a vote of 5-0.

3. Consider approval of cash match fund in the amount of \$10,000 for the Strengthening Communities grant from the American Recovery and Reinvestment Act, payable in any increments to be paid in full by September 1, 2011.

Motion/second to pay immediately the cash match of \$10,000 by Commissioners Phillips and Freeman carried by a vote of 5-0.

4. Consider request of Partners for a Prosperous Griffin for representatives to the following committees: Grant Committee, Community Resource Center Committee, and Community Foundation Committee for the 24-month period of the Strengthening Our Communities grant.

Chairman Goss designated the following to serve on the aforementioned committees.

***Flowers-Taylor – Grant Committee
Gilreath - Community Resource Center
Freeman – Community Foundation Committee***

5. Consider agreement for consulting services with Tunnell-Spangler-Walsh & Associates for the Spalding County Rails with Trails Multi-Use Study.

This study will be funded 80% by ARC and 20% by Spalding County. The contract is for \$144,000.

Motion/second to approve Tunnell-Spangler-Walsh & Associates as consultant for the Rails with Trails Study by Commissioners Phillips/Freeman carried 4-1 with Chairman Goss opposing.

6. Consider extension of preliminary plat approval for The Highlands Subdivision, located off Highway 92, Westmoreland Road and West McIntosh Road, for Meridian Development.

Motion/second to approve the Highlands Subdivision preliminary plat extension by Commissioners Freeman and Phillips failed to carry 2-3 with Commissioners Flowers-Taylor, Gilreath and Goss opposing.

Motion/second to deny approval of the Highlands Subdivision preliminary plat extension by Commissioners Flowers-Taylor and Gilreath carried 4-1 with Commissioner Freeman opposing.

7. Consider proposed County employee fitness program consisting of beginner aerobics classes to be held at the Courthouse Annex, by instructor Debra Howard.

This is at the request of Assistant Chief Kenny West, and other employees would like to take advantage of the program, as well. Employees will pay individually and sessions will be held in the meeting room on a trial basis. Mr. Fortune has reviewed and Ms. Howard is present for questions.

Motion/second to approve proposed employee fitness program for the County by Commissioners Phillips and Gilreath carried by a vote of 5-0.

8. Consider approving request to our local legislative delegation for a supplement for Superior Court Judges.

Motion/second to approve request as presented by Commissioners Phillips/Gilreath carried 3-2 with Commissioners Flowers-Taylor and Gilreath opposing.

9. Consider request of Spalding County Parks and Recreation to approve an amendment to Rules & Regulations for Rental and Use of Community Centers, Meeting Rooms, Picnic Shelters, and Gyms to provide for rental of certain identified facilities.

Mr. Wilson noted this formalizes a long-standing policy of not renting parks and or ballfields.

Motion/second to approve amendment as presented by Commissioners Freeman and Flowers-Taylor carried by a vote of 5-0.

10. Consider appointing representatives for the Sun City Village Charrette on January 4 and January 8, 2010.

Mr. Taylor said the design of the Village at Sun City is at stake. The proposal has gone to the Planning Commission where it was tabled for changes. In order to get buy-in from all sides, the concept of a charrette was explored in order to arrive at a mutually agreeable design. The concept needs two commissioners and two residents willing to serve, along with two Planning Commission members, two developer representatives, two Sun City residents and two residents of the adjacent area. Chairman Goss and Commissioner Gilreath will serve from the Board and Chairman Goss will appoint two residents with whom he has had contact in the adjacent area.

11. Consider authorizing Human Resources Director to move forward with job description and advertising necessary to fill the County Manager position.

Motion/second to so authorize by Commissioners Phillips and Gilreath carried 5-0.

12. Consider approval of payment of severance benefits as provided for in County Manager's contract, Section 4, Paragraph C.

Motion/second by Commissioners Phillips and Gilreath to deny approval of severance benefits payment to County Manager Wilson carried 4-1 with Commissioner Freeman opposing.

XII. REPORT OF COUNTY MANAGER

- Reminder: Boxes are provided in the rear of this meeting room for the annual food drive for Five Loaves and Two Fish Food Pantry. Last year we collected slightly over one ton of food, and the goal this year is two tons. So, please remember to bring your donations; they are even more important in this year of devastating economy for our local citizens.
- Spalding County Parks and Recreation "Festival of Lights" on Tuesday, 11-24-09 at Airport Road Park was a huge success. Please continue to enjoy the light displays throughout the holidays.
- County offices will be closed in observance of Christmas, December 24-25, 2009, and the additional holiday of December 31, 2009 will also be observed by employees.
- Dedication ceremony for the L.B. Norton Fire Station at 765 Vaughn School Road has been rescheduled for Friday, December 11, at 2 p.m.
- Advertisement for Spalding County Fire Chief. Takes 60-120 days and incoming County Manager will make this appointment.
- Resignation of Teresa Watson, effective December 31, 2009.
- Radio Users Group Meeting on 12-11 at 10 a.m.
- Board of Commissioners retreat will be scheduled for January 2010.
- Board Appointment list provided to each commissioner tonight for appointments to be made at the first meeting on January 11, 2010.
- Over 40 lights at Dundee Mill Village are scheduled for disconnection sometime in December 2009. A flyer is being distributed to residents informing them of the mechanism for keeping them on, the streetlight district.

- Mr. Wilson noted it has been a positive experience being County Manager, and he wished them the best in their search, offering any assistance that might be helpful.

XIII. REPORT OF COMMISSIONERS

Freeman

He thanked Mr. Wilson and Mrs. Watson for their performance in what are often thankless jobs, and he commended Chief Gardner on his retirement.

Flowers-Taylor

She echoed Commissioner Freeman’s sentiments and wished them both Godspeed.

Phillips

Commissioner Phillips agreed and added congratulations to Mrs. Watson. He praised the great 4-H program as well in the County. He noted the Highland Mill area is flat as pancake and congratulated Fire Chief Chipper Gardner on his upcoming retirement.

Gilreath

He congratulated the Chamber of Commerce for a great Christmas parade yesterday with great attendance.

Goss

Chairman Goss echoed Mr. Gilreath’s thoughts about the parade and commended Parks and Recreation. He wished Mr. Wilson and Mrs. Watson all the best.

XIV. ADJOURNMENT

Motion/second to adjourn by Commissioners Phillips/Freeman at 8:50 p.m. carried 5-0.

Chairman

County Clerk

.....