

EXTRAORDINARY SESSION

The Spalding County Board of Commissioners held their Extraordinary Session in Room 108 in the Courthouse Annex, Monday, March 15, 2010, beginning at 6:20 p.m. with Commissioner Chairman Edward Goss, Jr. presiding and Commissioners Gwen Flowers-Taylor, Eddie L. Freeman, David Phillips, and Bob Gilreath present. Also present were Interim County Manager Tim Whalen, Assistant to the Interim County Manager Virginia Martin, County Attorney James R. Fortune, Jr., Community Development Director Chuck Taylor and Executive Secretary Glinda Robertson.

- I. OPENING (CALL TO ORDER) – Chairman Edward Goss, Jr.**
- II. INVOCATION – Led by Rev. Clay Padgett, Pastor of Crown Center Church**
- III. PLEDGE TO FLAG – Led by Commissioner Gwen Flowers-Taylor**

Motion/second by Commissioners Phillips/Freeman and carried by a vote of 5-0 to amend agenda to add under New Business, the need for a discussion regarding leave policy. There was also a request to approve replacement bonds for Sun City by Pulte Home Corporation. These were added as items eight and nine on the agenda.

Chairman Goss also asked for a motion to amend the Agenda to add a Closed Session to discuss personnel issues. Motion/second by Commissioners Flowers-Taylor/Freeman and 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 on March 15, 2010.

2.

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

3.

The executive session was called to order at 7:55 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:

No Consultation with the 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 the citation to the legal authority making the 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
the citation to the legal authority exempting the topic).

This the 15th day of March 2010. Spalding County Board of Commissioners

Sworn to and subscribed

Before me this 15th day of March 2010.

David Phillips

Glinda P. Robertson

Edward Goss, Jr.

Notary Public

Eddie Freeman

My commission expires:

Bob Gilreath

February 23, 2014

Gwen Flowers-Taylor

IV. PRESENTATIONS/PROCLAMATIONS/RECOGNITION

- a. Presentations were made to the 4-H Champion Cotton Boll and Consumer Judging Team first place winners: Erin Kelley, Katlyn LaVelle, Maia Price, and Phillip Simmons; coached by Wendy Sauley-Simmons.

The team was presented with Spalding County pins by Chairman Goss. Ms. Simmons thanked the Board for their continued support with this program. This team has achieved becoming Master 4-H'ers which is the highest level of achievement that Georgia 4-H offers its members. In addition, Ms. Price was the highest individual scorer and became a double-master during the competition.

- b. Mr. Walter Murphy, Executive Director of the Library Board of Trustees was present to discuss finances and the outlook for 2010.

Mr. Murphy gave an overview of the library and gave each Commissioner a library card. The library was built in 1974 and opened in 1975. They have an operating budget of \$187,475. Mr. Murphy stated the library has twelve full time people and two part-time. He will be retiring the first of July and hopes to have his position filled. Other positions that become vacant cannot be filled due to a current hiring freeze.

It was reported that more people are using the library. Computer use has jumped to almost double since 2007. This is due to the fact that a lot of people are out of work and need assistance looking for jobs. The library staff does a tremendous job with this. They have a total of 34 computers which are about five years old.

Spalding County has 30,922 cardholders registered to use the library. Mr. Murphy stated the library has always operated within their funding and will continue to do so. There is a need to expand the library at some point down the road. Mr. Gilreath expressed a concern over parking problems at the library. There is an issue with limited parking and entering and exiting the parking lot can be dangerous.

V. PRESENTATION OF FINANCIAL STATEMENTS

- a. Consider approval of Financial Statements for the eight months that ended February 28, 2010.

Motion/second to approve the above financial statements by Commissioners Phillips/Freeman and carried by a vote of 5-0.

VI. CITIZENS COMMENT

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.

Ms. Annie Stansell at 267 North Walker's Mill Road

Ms. Stansell thanked the Board that she is finally seeing progress with the Senior Center. Ms. Stansell commented on how beautiful it will be to see this building as people are coming in on Highway 16. She also stated how much she appreciates the new bus.

Ms. Mary Ann Routh at 131 Woodmount Dr.

Ms. Routh stated this is the third time the Senior Center has come before the Board and she hopes this time, the Center will actually be built. She asked how much money is left from the SPLOST money for the center. She was told that of the \$600,000, only \$120,554.55 has been spent on drawing up plans and consulting fees. There's a \$479,445 balance remaining for the center which is drawing interest.

Terri Shurley at 46 Lisa Lane

Ms. Shurley stated she enjoyed the presentation of the new Senior Center. She asked the commissioners to please remember the Griffin Swim Team and consider adding the additional four lanes to the swimming pool. Currently the Griffin Swim Team members go to Gordon to compete. She stated there were lots of entities in the community that may be interested in assisting the county with making this happen such as UGA and Griffin Tech.

Mark Hicks at 404 Blanton Mill Road

Mr. Hicks expressed a desire for a year round pool and what an asset it would be to the community of Griffin and surrounding areas to have this pool at the Senior Center.

VIII. MINUTES

1. Consider approval of Minutes of the following: Regular Monthly Meeting of March 1, 2010.

Motion/second to approve the above minutes by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

IX. CONSENT AGENDA

1. Consider at second reading of Amendment to the Official Zoning Map of the following:
 - **Application #09-08Z:** Minerva Spalding Village, L.P., Owner - 1132 Baptist Camp Road-1 acre-R-2 to VN.
 - **Application #09-08A1Z:** Minerva Spalding Village, L.P., Owner - 1307 Jordan Hill Road-1 acre-R-2 to VN.
 - **Application #09-08A2Z:** Minerva Spalding Village, L.P., Owner - 1309 Jordan Hill Road-1 acre-R-2 to VN.
 - **Application #09-08BZ:** Minerva Spalding Village, L.P., Owner - 1255 Jordan Hill Road-1 acre-R-5 to VN.
 - **Application #09-08CZ:** Minerva Spalding Village, L.P., Owner - 1219 Jordan Hill Road-8 acres-R-5 to VN.
 - **Application #09-08DZ:** Minerva Spalding Village, L.P., Owner – Jordan Hill Road – 15.847 acres – PDD to VN.
 - **Application #09-08E1Z:** Minerva Spalding Village, L.P., Owner – 922 Baptist Camp Road – 66.74 acres, more or less – R-1 and R-2 to VN.
 - **Application #09-08E2Z:** Minerva Spalding Village, L.P., Owner – Jordan Hill Road – 40.92 acres, more or less – R-1 and R-2 to VN.
 - **Application #09-08F1Z:** Minerva Spalding Village, L.P., Owner – 918 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
 - **Application #09-08F2Z:** Minerva Spalding Village, L.P., Owner – 938 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
 - **Application #09-08F3Z:** Minerva Spalding Village, L.P. Owner – 943 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
 - **Application #09-08F4Z:** Minerva Spalding Village, L.P. Owner – 946 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
 - **Application #09-08F5Z:** Minerva Spalding Village, L.P., Owner – 950 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
 - **Application #09-08F6Z:** Minerva Spalding Village, L.P. Owner – 1054 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.

- **Application #09-08F7Z:** Minerva Spalding Village, L.P., Owner – 1130 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
- **Application #09-08F8Z:** Minerva Spalding Village, L.P. Owner – 1223 Baptist Camp Road – 1 acre – R-1, R-2 and R-5 to VN.
- **Application #09-08F9Z:** Minerva Spalding Village, L.P., Owner – 1195 Baptist Camp Road – 2 acre – R-1, R-2 and R-5 to VN.
- **Application #09-08F10Z:** Minerva Spalding Village, L.P., Owner – 1171 Baptist Camp Road – 1.15 acre – R-1, R-2 and R-5 to VN.
- **Application #09-08F11Z:** Minerva Spalding Village, L.P., Owner – 1155 Baptist Camp Road – 2 acre – R-1, R-2 and R-5 to VN.
- **Application #09-10Z:** James Foster, Owner – 1638 Moreland Road – 1.55 acres – AR-1 to R-2.

APPLICATION FOR MINERVA SPALDING VILLAGE, L.P.
 FOR REZONING CERTAIN PROPERTY
 LOCATED WITHIN SPALDING COUNTY, GEORGIA;
 REZONING APPLICATION #09-08Z, #09-08A1Z, #09-08A2Z, #09-08BZ, #09-08CZ,
 #09-08DZ, #09-08E1Z, #09-08E2Z, #09-08F1Z, #09-08F2Z, #09-08F3Z, #09-08F4Z, #09-
 08F5Z, #09-08F6Z, #09-08F7Z, #09-08F8Z, #09-08F9Z, #09-08F10Z and #09-08F11Z

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; R-2, Single Family Residential; R-5, Single Family Residential; and PDD, Planned Development District;”

WHEREAS, Minerva Spalding Village, L.P., applicant, applied for a change in zoning classification to be applied to the within described property to VN, Village Node;”

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 February 25, 2010, pursuant to O.C.G.A. § 33-66-1, et. seq. in the Spalding County Hearing Room, Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia;

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

WHEREAS, it is deemed by the Board of Commissioners of Spalding County, Georgia that an amendment to the Zoning Ordinance of Spalding County, Georgia and an amendment to the Official Zoning Map of Spalding County, Georgia is in conformance with the Spalding County Comprehensive Plan and

sound comprehensive planning principles and of substantial benefit to the public and in the promotion of the best interests and general welfare of the people;

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

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

All that tract or parcel of land lying and being in Land Lot 168 of the 3rd Land District, Spalding County, Georgia, and being more particularly described as follows:

BEGINNING at a point created by the intersection of the western right-of-way line of Jordan Hill Road (having a 80-foot wide right-of-way) and the southern right-of-way line of Baptist Camp Road (having an 80-foot wide right-of-way); thence leaving said intersection and running along said western right-of-way line of Jordan Hill Road South 00°32'52" East, 349.16 feet to a point; thence South 00°06'22" West, 351.61 feet to a point; thence South 01°02'31" East, 192.33 feet to a point; thence South 00°07'25" West, 417.10 feet to a point; thence South 00°17'21" East, 415.81 feet to a point; thence South 00°47'39" East, 84.39 feet to a point; thence leaving said western right-of-way line of Jordan Hill Road and running South 89°43'51" West, 208.36 feet to a point; thence South 00°16'09" East, 210.00 feet to a point; thence North 89°43'51" East, 210.28 feet to a point on said western right-of-way line of Jordan Hill Road; thence along said western right-of-way line South 00°01'01" West, 812.85 feet to a point on the line common to Land Lots 167 and 168; thence leaving said western right-of-way line of Jordan Hill Road and running along said Land Lot line South 89°38'52" West, 420.81 feet to a point; thence South 89°19'30" West, 862.10 feet to a point; thence South 89°57'08" West, 1130.42 feet to a point; thence leaving said Land Lot line and running North 00°14'37" West, 2479.11 feet to a point; thence North 00°09'56" West, 348.08 feet to a point on said southern right-of-way line of Baptist Camp Road; thence along said southern right-of-way line North 89°46'02" East, 124.98 feet to a point; thence South 89°56'19" East, 171.42 feet to a point; thence leaving said southern right-of-way line of Baptist Camp Road and running South 00°34'37" West, 347.92 feet to a point; thence North 89°53'59" East, 377.43 feet to a point; thence North 00°14'37" West, 348.51 feet to a point on said southern right-of-way of Baptist Camp Road; thence along said southern right-of-way line North 89°44'20" East, 623.88 feet to a point; thence leaving said southern right-of-way line of Baptist Camp Road and running South 00°01'36" East, 349.61 feet to a point; thence North 89°06'19" East, 622.34 feet to a point; thence North 00°00'09" West, 349.23 feet to a point on said southern right-of-way line of Baptist Camp Road; thence along said southern right-of-way line North 89°19'16" East, 498.50 feet to a point on said western right-of-way line of Jordan Hill Road and the true POINT OF BEGINNING.

Said tract contains 147.87 acres, more or less, as shown in a survey prepared for Minerva Spalding Village, L.P. by POINT TO POINT LAND SURVEYLORS, INC. dated October 31, 2008 and last revised on September 18, 2009.

From “R-1, Single Family Residential Low Density; R-2, Single Family Residential; R-5, Single Family Residential; and PDD, Planned Development District” to “VN, Village Node” 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 March 15, 2010, 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 and being in Land Lot 168 of the 3rd Land District, Spalding County, Georgia, containing 147.87 acres, more or less, 918, 922, 938, 942, 946, 950, 1054, 1130 and 1132 Baptist Camp Road; Jordan Hill Road; 1155, 1171, 1195, 1219, 1223, 1255, 1307 and 1309 Jordan Hill Road, zoned VN.

(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 FOR JAMES FOSTER
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #09-10Z

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, James Foster, applicant, applied for a change in zoning classification to be applied to the within described property to R-2, Single Family Residential;”

WHEREAS, such application was filed with Spalding County, Georgia on November 23, 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 February 25, 2010, 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 1.55 acre tract or parcel of land lying in Land Lot 42 of the Second Land District, originally Monroe County, now Spalding County being more particularly described as follows:

Beginning at the intersection of the south right-of-way of Merrybrook Road and the east right-of-way of Moreland Road; thence N 87°48'59" E a distance of 112.00' along the south right-of-way of Merrybrook Road to a point; thence S 89°51'14" E a distance of 245.18' along the south right-of-way of Merrybrook Road to an iron stake; thence S 89°51'14" E a distance of 67.36' along the south right-of-way of Merrybrook Road to an iron stake; thence S 3°08'20" E a distance of 185.15' to an iron stake; thence S 88°47'25" W a distance of 67.29' to an iron stake; thence 88°35'38" W a distance of 230.25' to a point on the east margin of Moreland Road; thence N 36°21'34" W a distance of 231.11' along the east margin of Moreland Road to the Point of Beginning.

From "AR-1, Agricultural and Residential" to "R-2, Single Family 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 March 15, 2010, 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 42 of the Second Land District, originally Monroe County, now

Spalding County, Georgia, containing 1.55 acres, 1638 Moreland Road, zoned R-2.

(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 second reading of all above Amendments by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

2. Consider second reading of Amendment to the Official Zoning Map of the following:

Application #09-11Z: Zack B. Hinton, Jr. and Debbie Hinton, Owners – Sam Solomon Road – 53.944 acres – R-2 to AR-1.

APPLICATION FOR ZACK B. HINTON, JR. AND DEBBIE HINTON
FOR REZONING CERTAIN PROPERTY
LOCATED WITHIN SPALDING COUNTY, GEORGIA;
REZONING APPLICATION #09-11Z

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, Zack B. Hinton, Jr. and Debbie Hinton, 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 December 18, 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 February 25, 2010, pursuant to O.C.G.A. § 33-66-1, et. seq. in the Spalding County Hearing Room,

Room 108, Spalding County Courthouse Annex, 119 East Solomon Street, Griffin, Spalding County, Georgia;

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

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

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

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

All that tract or parcel of land, containing 53.944 acres, lying and being in Land Lot 117 of the 2nd Land District, of originally Henry, now Spalding County, Georgia, and being more particularly described as follows:

BEGINNING at the common corner of Land Lots 117, 118, 139 and 140 and from said point proceeding thence South 0 degrees 2 minutes 2 seconds West a distance of 1,428.58 feet along the common land lot line of Land Lots 117 and 118, said line also being the common line of Spalding and Henry Counties, to a point; thence South 26 degrees 31 minutes 6 seconds West a distance of 375.26 feet to a point; thence South 60 degrees 43 minutes 41 seconds West a distance of 353.55 feet to a point; thence North 52 degrees 57 minutes 49 seconds West a distance of 164.01 feet to a point; thence South 87 degrees 15 minutes 55 seconds West a distance of 260.19 feet to a point; thence North 49 degrees 7 minutes 52 seconds West a distance of 264.09 feet to a point; thence North 36 degrees 55 minutes 54 seconds West a distance of 264.02 feet to a point; thence North 13 degrees 28 minutes 2 seconds West a distance of 279.6 feet to a point; thence North 1 degrees 22 minutes 20 seconds East a distance of 233.82 feet to a point; thence North 56 degrees 10 minutes 54 seconds East a distance of 175.18 feet to a point; thence North 0 degrees 31 minutes 42 seconds West a distance of 72.77 feet to a point; thence North 48 degrees 14 minutes 33 seconds West a distance of 64.63 feet to a point; thence North 82 degrees 51 minutes 25 seconds West a distance of 57.31 feet to a point; thence North 58 degrees 19 minutes 29 seconds West a distance of 232.83 feet to a point; thence North 20 degrees 53 minutes 41 seconds East a distance of 384.74 feet to a point; thence North 72 degrees 5 minutes 4 seconds West a distance of 88.61 feet to a point; thence South 66 degrees 38 minutes 10 seconds West a distance of 99.59 feet to a point; thence South 45 degrees 1 minutes 42 seconds West a distance of 126.13 feet to a point; thence North 20 degrees 44 minutes 34 seconds West a distance of 96.52 feet to a point; thence North 12 degrees 49 minutes 19

seconds West a distance of 128.25 feet to a point; thence North 2 degrees 46 minutes 13 seconds East a distance of 135.53 feet to a point on the north line of Land Lot 117; thence North 89 degrees 38 minutes 5 seconds East a distance of 742.94 feet along the north line of Land Lot 117 to a point; thence North 89 degrees 39 minutes 55 seconds East a distance of 884.77 feet along the north line of Land Lot 117 to the Point of Beginning.

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 March 15, 2010, 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 and being in Land Lot 117 of the 2nd Land District, of originally Henry County, now Spalding County, Georgia, containing 53.944 acres, Sam Solomon 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.

Motion/second to approve second reading of above amendment by Commissioners Phillips/Flowers-Taylor and carried by a vote of 5-0.

X. OLD BUSINESS

1. Consider approval of a Resolution supporting the 2010 CDBG Application.

Motion/second to approve Resolution supporting the 2010 CDBG application by Commissioners Phillips/Freeman and carried by a vote of 5-0.

XI. NEW BUSINESS

1. Consider request to use old Spalding County jail for a movie in late March.

Mr. Adam Causey was present to address any questions the Board might have. He stated he was approached by a company that is looking to shoot a short film. They came down and toured the old jail and liked what they saw. It fit their needs. The name of the movie is “Redemption 316”.

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

2. Consider request to hold National Day of Prayer program themed "Prayer! For such a Time as This", for Spalding County on May 6, 2010 at Noon on the Courthouse Veranda.

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

3. Consider request from Tim Crane to accept his letter of resignation from the Keep Griffin-Spalding Beautiful Board.

Mr. Gilreath has concerns over this Board. A discussion ensued as to whether or not this Board meets. It was agreed that someone needs to find out what is going on with this Board before going any further with appointees.

Motion/second to accept resignation by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

4. Consider approval of amended contract for the CSBG with the Georgia Department of Human Services for Fiscal Year 2010.

Motion/second to approve by Commissioners Phillips/Flowers-Taylor and carried by a vote of 5-0.

5. Consider proposal for Yamacraw Road Landfill to add additional methane gas monitoring wells and EVE O&M.

Mr. Whalen stated this is a proposal to put in three additional wells for checking water contamination and also an enhanced vapor distraction system. This means digging a trench and monitoring the methane gases that come out of that trench. Mr. Fortune was concerned with some of the contract language. It was agreed to table this item until the contract is rewritten with changes.

Motion/second to table item by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

6. Consider approval of requirements to receive a 7.5% discount on 2011 ACCG-GSIWCF worker's compensation insurance premium.

Bill Gay was present to address this. This is something we apply for each year and there are certain things we have to do to qualify for a discount. We have already completed these requirements and Mr. Gay asked the Board to approve the discount requirements. This past year the discount amounted to just shy of \$47,000. Mr. Gay stated its well worth the effort.

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

7. Consider appointment to the DHBDD (Department of Behavioral Health and Developmental Disabilities) Planning Board for a three year term.

It was agreed that Virginia Martin would resign her position on the Board to make room for a resident to serve in this capacity. This meeting is every other month in Dallas, GA.

Motion/second to approve appointment of Kim A. Griffin to above Board by Commissioners Freeman/Phillips and carried by a vote of 5-0.

Motion/second to approve Francis Phillips to above Board by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

8. Consider approval of Beta Site Test Agreement between Harris Corporation and Spalding County to allow the county to use, evaluate and test proprietary hardware, software, data and/or documentation designed and developed by Harris Corporation.

Virginia Martin stated that Harris Corporation approached Spalding County and asked them to be a testing group for new radios they are working on. The sheriff's department administrators are very excited about this possibility. After the testing is done, they are going to return half of the radios to Spalding County at no charge. That's about 20 radios at a little over \$2,000 per radio. Ms. Martin and Mr. Fortune have concerns over a

couple of items in the agreement. Ms. Martin suggested the Board approve provided the necessary changes are made to the agreement.

Motion/second to approve contingent on changes to the agreement by Commissioners Phillips/Gilreath and carried by a vote of 5-0.

9. Discussion of leave policy for county employees.

Mrs. Flowers-Taylor has concerns with the county's lack of a leave policy regarding employees that have gone out on leave without the injury/surgery being related to Workers' Comp. A county employee went out on medical leave and with a note from his doctor came back on light duty. Ms. Taylor stated if this is not a workers' comp injury and they cannot perform their full duties, she does not believe they should be at work sitting at a desk if that is not their primary job and drawing full pay.

She believes there is too much subjectivity in this and we need a policy that is objective and concrete. Mr. Gay confirmed the county does not have a specific policy. He stated the county has a practice of working with an employee if they are able to do the central functions of the job until they are released to full time by a doctor.

Ms. Flowers-Taylor stated she does not think this is a good practice. She is concerned with department heads being put in a position to make these decisions. After discussion, the Board asked Bill Gay, Human Resource Director for Spalding County to draw up a policy addressing the issue of light duty as soon as possible. Mr. Fortune stated this policy will have to be compliant with the ADA.

10. Consider approval of replacement bonds for Sun City by Pulte Home Corporation.

The county requires posting of bonds for maintenance and repair. Sun City was bought by Pulte Home Corporation. We now need Pulte Home Corporation to sign new bonds to replace the ones we had from Minerva.

Therefore, the bonds for Sun City pods 1B, 33, 35, 36B and 39 will need to be replaced.

Motion/second by Commissioners Freeman/Flowers-Taylor and carried by a vote of 5-0.

XII. REPORT OF COUNTY MANAGER

- Stated that budget reviews have been taking place with ten departments reviewed so far. Should have figures soon.

XIII. REPORT OF COMMISSIONERS

Freeman

- Reported the UGA Griffin campus is back on track thanks to our local delegation and asked the Board to send a letter of thanks and support to the local delegation. Mr. Goss asked about 4-H and Mr. Freeman stated it was back on track.

Flowers-Taylor

- Asked Mr. Whalen for a report on any unfinished business from past Retreat meetings.
- Stated that Parks and Recreation had asked if there are any excess SPLOST funds available leftover from 2005.
- Stated Kenny Smith from the City of Griffin is waiting for Mr. Whalen to send paperwork over regarding Transfer of Deed for the old Fairmont High School.
- She was impressed with presentation of Senior Center and Wellness Center. Glad to see they included programs that address health issues for children, especially day camp for disabled children and programs for children with obesities.

Phillips

- Echoed Mr. Freeman's comments regarding UGA Griffin campus.

Gilreath

- Has concerns regarding Johnson Control Contract. He is opposed to this contract and would like to see these services stay in county and not go to Atlanta. Current monies being paid outside county for services:
 - Correctional Institute - \$48,503 per year
 - Courthouse - \$36,432 per year
 - Jail - \$81,250 per year
 - Library - \$19,516 per year
 - HVAC Services at annex - \$3,300 per year
 - Solomon East - \$6,888 per year
 - Health Department - \$9,156 per year
- Is requesting to have a Conservation Workshop. He stated we're losing money every day. We have to come up with a minimum acreage of what can be placed in conservation.
- Would like to charge inmates for every dollar spent on healthcare at the county jail. He stated this is legal and has already been checked out.

Goss

- Asked when the 800 System testing dates will be. Stated he believes the system will be cutting over from analog by first of June.

XIV. CLOSED SESSION

Motion/second to go into Closed Meeting by Commissioners Gilreath/Flowers-Taylor and carried by a vote of 5-0.

Motion/second to come out of Closed Meeting by Commissioners Flowers-Taylor/Freeman and carried by a vote of 5-0.

XV. ADJOURNMENT

Motion/second to adjourn at 8:15 P.M. by Flowers-Taylor/Freeman and carried by a vote of 5-0.

Chairman

Interim County Clerk

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