

## REGULAR MEETING

The Spalding County Board of Commissioners held their Regular Session in Room 108 in the Courthouse Annex, Monday, May 7, 2012, beginning at 6:00 p.m. with Commissioner Vice-Chairman Gardner presiding. Commissioners Bob Gilreath, Raymond Ray, Eddie Freeman and were present. Also present were County Manager William P. Wilson Jr., Attorney Jim Fortune and Ex Officio, County Clerk, Ricky L. Clark Jr. to record the minutes. Chairman Gwen Flowers-Taylor was not present.

- I. **OPENING (CALL TO ORDER) – Vice-Chairman, Samuel C. Gardner**
- II. **INVOCATION – Dr. Bill Hardee- Senior Pastor, First Baptist Church Griffin, GA.**
- III. **PLEDGE TO FLAG – led by Commissioner Raymond Ray**
- IV. **PRESENTATIONS/PROCLAMATIONS/RECOGNITION –**
  1. Consider Proclamation “nunc pro tunc” honoring The Exchange Club’s 2011 Man of the Year, Dr. William King.

## Proclamation

### Honoring the 2011 Exchange Club Man of the Year

- WHEREAS,** the honor of “Man of the Year” for the Exchange Club for 2011 has been bestowed on Dr. William R. King, Jr. an active and tireless supporter who gives unselfishly of his time and resources to help make Griffin and Spalding County a better community and better place in which to live, work and play; and
- WHEREAS,** Dr. King and his wife Mariella moved to Spalding County in 1948. Following the path laid by his father, a county doctor, Dr. King received his B.S. and M.D. Degree from Emory University and also served a five-year residency in surgery at Grady Hospital. Upon completion of his college matriculation, Dr. King exhibited his love and respect for the County by serving in the U.S. Navy Medial Corp in World War II. After serving in the U.S. Navy, Dr. King brought his skill and talent back to the Spalding County Community; and,
- WHEREAS,** Dr. King’s vision and love for Spalding County is evidenced by the numerous civic and charitable activities in which he has taken a leadership role. Dr. King was a member of the Salvation Army Board for many years, lifetime Board Member of the Methodist Children’s Home of Decatur, member of Spalding County Hospital Trust, Board Member of Emory National Council of Medicine, and Advisory Member of Plant the Future. In 2000 Dr. King received the freedom award from the N.R.A.; and
- WHEREAS,** His leadership abilities are recognized and appreciated throughout the community. He has served as President of the Junior Chamber of Commerce, Board Member of First National Bank of Griffin for twenty plus years, served as Chairman of United Fund Drive and President of Georgia Surgical Society in 1975. He has been a member of the Spalding County Hospital Authority, President of Spalding County Medical Society, Chairman of the Spalding County Hospital Staff, Member of the American College of Surgeons, and International College of Surgeons. Dr. King has also served on the Board of Stewards and the Board of Trustees for the First United Methodist Church; and
- WHEREAS,** Dr. King has been the recipient of many prestigious awards. Dr. King was awarded “A Pillar of the Community” in 2005 from the Griffin Kiwanis Club for being a community leader, his medical contributions, wildlife conservation and humanitarian. Dr. King was also award “The Paul Ragan Mighty Oak Award” in 2007 from the Daybreak Rotary Club for his Leadership, Dedication and Service to the Griffin-Spalding Community; and
- WHEREAS,** Dr. King laid his loving wife of over 67 years to rest in February of 2011. Out of their marriage, two children. Daughter Robyn King Bolton; son Wyly Russel King and wife, Karen M. King; granddaughter, Brook Bolton Stortz and husband Dr. Jeffery S. Stortz and their children, Mariella Roper Stortz and Emilee Bolton

Stortz; grandson, Russell David Bolton and wife Susan M. Bolton; granddaughter Kelly Leigh King; grandson Thomas Wylly King.

**WHEREAS,** Dr. King's compassion and commitment for the Spalding County community is evident in the many caring ways he shares his time, his support, his vision, and his leadership; and in gratitude for the many years he has so tirelessly given of his talents to make ours a better place.

**NOW THEREFORE** be it resolved that we, the Board of Commissioners of Spalding County, do hereby declare and affix the seal of Spalding County, Georgia, recognizing Dr. William R. King as the Exchange Club's 2011 "**Man of the Year.**" We hereby urge our citizenry to convey their appreciation to Dr. King for these contributions and sacrifices he has made on behalf of this community, and we declare May 1, 2012 to be *Dr. William R. King's Day.*

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Gwen Flowers-Taylor, Chairman

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William P. Wilson, Jr., County Manager

***Motion/Second by Freeman/Ray to approve Proclamation "nunc pro tunc" honoring The Exchange Club's 2011 Man of the year, Dr. William King. Motion carried by all.***

2. Consider Proclamation commemorating the 125<sup>th</sup> Anniversary of Holly Grove Baptist Church.

The Proclamation was accepted by Bro. James Walker.

## **Proclamation**

### **In Honor of the 125<sup>th</sup> Anniversary of Holly Grove Baptist Church**

**WHEREAS:** The Holly Grove Baptist Church, originally organized under a brush arbor, founded in 1887 by the Reverend Jack Maddox, for the sum of \$250.00 on the corner of Holly Grove Road and Green Valley Rd; and

**WHEREAS:** In the early 90's, Holly Grove was burned and then rebuilt. The burning of the building only represented the beginning of a great future of continuity and great faith. Believing in this future, Holly Grove has remained, "Steadfast, Unmovable, always abounding in the word of God." This ministry, enriched with spiritual based learning and a soul winning campaign, has been the home of many great leaders and ambassadors of our community; and

**WHEREAS:** The Holly Grove Baptist Church has had a rich history, bearing 19 preachers to date. Through the spiritual leadership of these pastors, Holly Grove has birthed several different ministries, outreach programs, and community involvement groups. Though small in stature, the building stands strong in faith. Through this faith, Holly Grove currently has scholarship programs that have benefited our local communities in raising the standard for generations to follow. Holly Grove brings to life Matthew 18-20, "For where two or three gather in my name, there am I with them; and

**WHEREAS:** In 1965 Pastor James H. Miller began to serve the flock of Holly Grove and has provided immeasurable leadership to the church. Throughout his 47 years of leaderships, countless souls have been saved and many lives changed; and

**WHEREAS:** It's members like James H. Walker that keep this church vibrant and unique to the needs of the flock. It's pastors like James H. Miller that keep the community filled with Christian based learning. It's churches like Holly Grove that bring into fruition the profound Christian thinking and living into our next generation; and

**WHEREAS:** 2012 marks the 125<sup>th</sup> Anniversary of Holly Grove Baptist Church in Griffin, Georgia and, in honor of this occasion, the Holly Grove Baptist Church will celebrate this memorable occasion on June 25, 2012.

**NOW, THEREFORE  
BE IT RESOLVED**

that I, Samuel C. Gardner, by virtue of the authority vested in me as Vice- Chairman of the Board of Commissioners of Spalding County do hereby congratulate the Holly Grove Baptist Church on the celebration of its 125<sup>th</sup> Anniversary, and offer sincere best wishes for many more years of thriving fellowship to all the members of this congregation.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of the County to be affixed this, the seventh day of May, in the year of our Lord, two thousand twelve.

\_\_\_\_\_  
Samuel C. Gardner, Vice- Chairman

\_\_\_\_\_  
William P. Wilson, Jr., County Clerk

***Motion/Second by Ray/Freeman to approve Proclamation commemorating the 125<sup>th</sup> Anniversary of Holly Grove Baptist Church. Motion carried by all.***

3. Consider Proclamation declaring May as Mental Health Awareness Month.

The Proclamation was accepted by Mike Hubbard, Clinical Director of McIntosh Trail & Curtis Jester, Certified Peer Specialist.

## **Proclamation**

### **2012 Mental Health Month**

**“Do More for 1in4”**

**WHEREAS,** Mental Health is essential to everyone’s overall health and well-being; and

**WHEREAS,** all Americans experience times of difficulty and stress in their lives; and

**WHEREAS,** prevention is an effective way to reduce the burden of mental health conditions; and

**WHEREAS,** there is a strong body of research that supports specific tools that all Americans can use to better handle challenges and protect their health and well-being; and

**WHEREAS,** mental health conditions are real and prevalent in our nation; and

**WHEREAS,** with effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

**WHEREAS,** each business, school, government agency, healthcare provider, organization and citizen shares the burden of mental health problems and has a responsibility to promote mental wellness and support prevention efforts.

**NOW**

**THEREFORE,** Be it resolved that we, the Spalding County Board of Commissioners, do hereby proclaim the month of May in the year of our Lord two thousand and twelve shall be

### **Mental Health Month**

We also call upon the citizens, government agencies, public and private institutions, businesses and schools in Georgia and Spalding County to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

**IN WITNESS WHEREOF,** I have hereunto set my hand and caused the Seal of the County to be affixed this, the seventh day of May, in the year of our Lord, two thousand twelve.

\_\_\_\_\_  
Samuel C. Gardner, Vice- Chairman

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William P. Wilson, Jr., County Clerk

***Motion/Second by Freeman/Ray to approve Proclamation declaring May as Mental Health Awareness Month. Motion carried by all.***

**V. PRESENTATIONS OF FINANCIAL STATEMENTS**

1. Consider approval of Financial Statements for the Nine Month period ended March 31, 2012.

***Motion/Second by Ray/Freeman to approve Financial Statements for the Nine Month period ended March 31, 2012. Motion carried by all.***

**VI. CITIZEN COMMENT - NONE**

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

**VII. MINUTES –**

Consider approval of Minutes of the following: April 16, 2012 Extraordinary Session, April 25, 2012 Special Called Meeting & April 26, 2012 Zoning Public Hearing.

***Motion/Second by Ray/Freeman to approve minutes of the following: April 16, 2012 Extraordinary Session, April 25, 2012 Special Called Meeting & April 26, 2012 Zoning Public Hearing. Motion carried by all.***

**VIII. CONSENT AGENDA**

1. Consider approval on second reading Ordinance #2012-06 to amend Chapter 4 Sec. 11- 4001 thru 11-4006, entitled Noise Abatement and Control, in the Spalding County Code of Ordinances and permit application form.

**Ordinance #2012-06**

**RESOLUTION TO AMEND CHAPTER 4. NOISE ABATEMENT AND CONTROL.**

**THIS RESOLUTION AMENDS CHAPTER 4. NOISE ABATEMENT AND CONTROL BY STRIKING SAID CHAPTER 4 IN ITS ENTIREY AND INSERTING IN LIEU THEREOF A NEW CHAPTER 4. NOISE ABATEMENT AND CONTROL, TO READ AS FOLLOWS:**

## CHAPTER 4. NOISE ABATEMENT AND CONTROL

### **Sec. 11-4001. Noises prohibited generally.**

It shall be unlawful for any person to willfully make, continue or cause to be made or continued any loud noise which disturbs the peace or quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal sensitiveness residing in the area\_\_

(Ord. of 10-18-94, § 1)

### **Sec. 11-4002. Noises enumerated.**

The following acts are declared to be loud, disturbing and unnecessary noises in violation of this article, but this enumeration shall not be deemed exhaustive:

- (1) *Loudspeakers and amplifiers.* The using or operating of any loudspeaker or sound amplifying devices outside a building unless a permit for such sound amplification has been obtained from the board of commissioners. No permit shall be required for the use of any loud speaker or sound amplifying device inside a building, so long as the loudspeaker and sound amplifying devices cannot be heard from a distance of 100 feet or more from the building.
- (2) *Construction equipment and activity.* The operating of any equipment or the performing of any outside construction or repair work on buildings, structures, roads, or projects between the hours of 11:00 p.m. and 7:00 a.m. in the areas of Spalding which have been zoned for commercial and industrial use. Such activity in other zoning districts shall be restricted between 9:00 p.m. and 7:00 a.m.
- (3) *Vehicle repair in residential areas.* The repairing, rebuilding, or testing of any motor vehicle or its engine between the hours of 9:00 p.m. and 9:00 a.m. within any residential area *in such* a manner as to disturb the peace, quiet, and comfort of the residents of the area.
- (4) *Recreational vehicles with internal combustion engines.* The using or operating of any motor vehicle for recreational purposes on private property, including but not limited to a motorcycle, dirt bike, or other all-terrain vehicles, between the hours of 9:00 p.m. and 9:00 a.m. This does not include trucks, tractors, or equipment used in normal agricultural activity.
- (5) *Schools, courts, churches, hospitals.* The creating of any excessive noise on any street, sidewalk or public place adjacent to any school, institution of learning, church, mosque, temple or synagogue, or court while the same are in use, or adjacent to any hospital, which interferes with the workings of such institution, or which disturbs or unduly annoys patients in the hospital, provided conspicuous signs are displayed in such streets indicating that the same is a school, hospital, or court street.

(Ord. of 10-18-94, § 2; Ord. No. 2005-04, §§ 1-5, 4-18-05)

### **Sec. 11-4003. Exemptions.**

The following uses and activities shall be exempt from this article:

- (1) Noises of safety signals and warning devices.
- (2) Noises resulting from any authorized emergency vehicle, when responding to *an* emergency call or acting in time of emergency.
- (3) Noises resulting from emergency work, to be construed as work made necessary to *restore* property to a safe condition following a public calamity, or work required to protect persons or property from an imminent exposure to danger.
- (4) Any activity which produces noises resulting from any use or activity which has been specifically permitted by securing a written permit for such activity from the board of commissioners.

(Ord. of 10-18-94, § 3; Ord. No. 2005-11, 8-15-05)

### **Sec. 11-4004. Enforcement.**

The Spalding County sheriff is authorized to enforce the provisions of this article.

(Ord. of 10-18-94, § 4)

**Sec. 11-4005. Continuation of nuisance constitutes additional offenses.**

Each day that the nuisance continues shall constitute a new and separate offense and the judge of the Magistrate Court may impose such sentence as the circumstances may require.

(Ord. of 10-18-94, § 5)

**Sec. 11-4006. Permit Issuance**

(A) The Community Development Director is authorized to issue permits for the use of loudspeaker or sound amplifying devices for a period of time not to exceed five (5) hours. In the event that a permit for the use of loudspeakers or sound amplifying devices is for a period in excess of five (5) hours, then and in such event, such permit may only be issued by the Board of Commissioners of Spalding County.

(B) Any application for a permit under this Chapter for a permit beyond 9:00 p.m. shall only be issued by the Board of Commissioners.

(C) If any person makes application for more than one (1) permit within a thirty (30) day period, that subsequent permit may only be issued by the Board of Commissioners.

**Sec. 11-4007. Application Fees.**

An Application for a permit under this Chapter for a period of five (5) hours or less shall be accompanied at the time of the application with a fee of \$25.00. In the event the permit is for a period of time in excess of five (5) hours the fee shall be \$50.00, payable upon submitting the application.

**Sec. 11-4008. Penalties.**

Any person who pleads guilty, nolo contendere or is convicted of violating the provisions of this ordinance shall be punished as provided in O.C.G.A. 15-10-60 or such other general law as may be enacted in the future to provide for punishment and penalties that may be imposed by the magistrate courts of the state. In addition to the fine and/or jail sentence, the judge may impose community service and require that the defendant abate or cure the nuisance.

(Ord. of 10-18-94, § 6)

IT IS SO RESOLVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

\_\_\_\_\_  
Chairman

Attest:\_\_\_\_\_

- 2. Consider approval on second reading Application #12-01Z: Sons Hyundai Real Estate, LLC, Owner – Jeffrey Royal, Agent – 2425 North Expressway (8.43 acres located in Land Lot 102 of the 3rd Land District) - requesting a rezoning from C-1, Highway Commercial and AR-1, Agricultural and Residential, to C-1B, Heavy Commercial.

APPLICATION FOR SONS HYUNDAI REAL ESTATE, LLC  
FOR REZONING CERTAIN PROPERTY  
LOCATED WITHIN SPALDING COUNTY, GEORGIA;

REZONING APPLICATION #12-01Z

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 “C-1, Highway Commercial, and AR-1, Agricultural and Residential;”

WHEREAS, Sons Hyundai Real Estate, LLC, applicant, applied for a change in zoning classification to be applied to the within described property to C-1B, Heavy Commercial;”

WHEREAS, such application was filed with Spalding County, Georgia on February 13, 2012;

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 April 26, 2012, 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 consisting of 8.43 acres situate, lying, and being in Land Lot 102 of the Third District of originally Henry, now Spalding County, Georgia and more particularly described as follows:

Beginning at 1” open topped pipe found at the intersection of the North right-of-way of Manley Drive (50’ R/W), formerly known as Manley Avenue, and the West right-of-way of U.S. Highway 19 and 14 (200’ R/W), also known as North Expressway and GA State Route 3, said point being the TRUE POINT OF BEGINNING; thence running along the right-of-way of Manley Drive North 89 degrees 34 minutes 05 seconds West a distance of 600.39 feet to an iron pin set; thence leaving said right-of-way running North 01 degrees 17 minutes 45 seconds East a distance of 611.70 feet to a concrete monument found; thence running South 89 degrees 37 minutes 24 seconds East a distance of 599.81 feet to an 1” open topped pipe found on the right-of-way of U.S. Highway 19 and 41; thence running along the said right-of-way South 01 degrees 14 minutes 27 seconds West a distance of 612.27 feet to a 1” open topped pipe which marks the TRUE POINT OF BEGINNING.

From “C-1, Highway Commercial, and AR-1, Agricultural and Residential” 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, Minute Book U, Page 507, May 7, 2012

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:

1. Site lighting shall be designed so as not to glare onto neighboring residential properties or rights-of-way.
2. All outdoor storage shall be neat and orderly at all times.

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 May 7, 2012, 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 102 of the Third Land District, Spalding County, Georgia, containing 8.43 acres, 2425 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.

3. Consider approval on second reading Application #12-02Z: Heritage Bank, Owner – Lifesong Church, Agent – 8 acres off Carver Road located in Land Lot 88 of the 2nd Land District – requesting a rezoning from PDD, Planned Development District, to R-1, Single Family Residential Low Density.

APPLICATION FOR HERITAGE BANK  
FOR REZONING CERTAIN PROPERTY  
LOCATED WITHIN SPALDING COUNTY, GEORGIA;

REZONING APPLICATION #12-02Z

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 “PDD, Planned Development District;”

WHEREAS, Heritage Bank, applicant, applied for a change in zoning classification to be applied to the within described property to R-1, Single Family Residential Low Density;”

WHEREAS, such application was filed with Spalding County, Georgia on February 21, 2012;

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 Minute Book U, Page 508, May 7, 2012

April 26, 2012, 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 88 of the 2nd Land District, Spalding County, Georgia and being more particularly described as follows:

BEGINNING at a 1 inch open top pipe found at the intersection of the westerly right-of-way of Carver Road (80' R/W) and the Land Lot line common to Land Lots 88 and 89, which is also the Spalding/Pike County line; thence along said Land Lot and County line North 88°57'18" West, a distance of 565.45 feet to a point; thence North 01°52'58" East, a distance of 620.09 feet to a point; thence South 88°10'01" East, a distance of 566.16 feet to a point on the westerly right-of-way of Carver Road; thence along said right-of-way the following calls: South 01°17'14" West, a distance of 14.99 feet to a point; thence South 02°03'17" West, a distance of 446.62 feet to a point; thence South 01°43'32" West, a distance of 150.71 feet to a 1 inch open top pipe found, being the POINT OF BEGINNING.

From "PDD, Planned Development District" to "R-1, Single Family Residential Low Density" 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:

1. A special exception shall be applied for and approved.

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 May 7, 2012, 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 88 of the 2<sup>nd</sup> Land District, Spalding County, Georgia, containing 8 acres, Carver Road, zoned R-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 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.

***Motion/Second by Ray/Freeman to approve Consent Agenda.  
Motion carried by all.***

#### IX. OLD BUSINESS

1. Consider approval on first reading Ordinance #2012-07 to amend Part VII, Chapter 1, Section 7-1002, relating to speed limits on specific County Roads, by striking Jordan Hill Roads-Dobbins Mill Road- A Point North- 2 miles- 35 miles per hour by adding in lieu thereof one subsection as follows: Jordan Hill Rd from Dobbins Mill Road to the Henry County Line zoned 45 miles per hour.

Mr. Wilson stated that this ordinance increases the speed limit of Jordan Hill Road from Dobbins Mill Road to Teamon Road to 45 miles per hour. When the ordinance was first presented the recommendation was for the speed limit to be 30 miles per hour from Teamon Road to the Henry County Line. After several comments, the ordinance has been amended and back for first reading.

***Motion/Second by Ray/Freeman to approve on first reading Ordinance #2012-07 to amend Part VII, Chapter 1, Section 7-1002, relating to speed limits on specific County Roads, by striking Jordan Hill Roads-Dobbins Mill Road- A Point North- 2 miles- 35 miles per hour by adding in lieu thereof one subsection as follows: Jordan Hill Rd from Dobbins Mill Road to the Henry County Line zoned 45 miles per hour. Motion carried by all.***

2. Consider approval on second reading **Amendment to UDO #A-12-01– Article 2. Definitions of Terms Used – Section 203:Z’ – amend to add Mother-in-law Suite and Article 5. AR-1 Agricultural & Residential - Section 503:C(17), Article 6. AR-2 Rural Reserve - Section 603:C(15), Article 7. R 1 Single Family Residential Low Density - Section 703:C(16), Article 8. R-2 Single Family Residential - Section 803:C(17), Article 10. R-4 Single Family Residential - Section 1003:C(16), Article 11. R-5 Single Family Residential - Section 1103:C(16) - amend to allow mother-in-law suites as accessory use.**

***Motion/Second by Freeman/Gilreath to approve on second reading Amendment to UDO #A-12-01– Article 2. Definitions of Terms Used – Section 203:Z’ – amend to add Mother-in-law Suite and Article 5. AR-1 Agricultural & Residential - Section 503:C(17), Article 6. AR-2 Rural Reserve - Section 603:C(15), Article 7. R 1 Single Family Residential Low Density - Section 703:C(16), Article 8. R-2 Single Family Residential - Section 803:C(17), Article 10. R-4 Single Family Residential - Section 1003:C(16), Article 11. R-5 Single Family Residential - Section 1103:C(16) - amend to allow mother-in-law suites as accessory use. Motion carried by all.***

#### X. NEW BUSINESS

1. Consider approval of new 2012 Alcohol License – Retail Sales of Beer and Wine for Nizar R. Ladiwala – Kaliya 1 Enterprise, Inc d/b/a Quicky Food Mart located at 390 Airport Road.

Mr. Wilson advised the Board that all criteria has been met for the approval.

***Motion/Second by Ray/Gilreath to approve new 2012 Alcohol License-Retail Sales or Beer and Wine for Nizar R. Ladiwala – Kaliya 1 Enterprise, Inc d/b/a Quicky Food Mart located at 390 Airport Road. Motion carried by all.***

2. Consider bids for asphalt paving, curb and gutter, storm drain, accel/decel lane & striping for new Senior Citizens Center on Memorial Drive.

Mr. Wilson advised that these bids include all of the necessary paving for improvements as required by DOT for Memorial Drive & the Senior Center. Accel-Decel lanes, resurfacing are also included. Mr. Wilson noted that all DOT specifications have been met.

Commissioner Gilreath questioned the start date of work on the Senior Center. Brian Upson, Paragon Consulting, noted that after they receive the bonds, work will begin in 45 days.

***Motion/Second by Ray/Freeman to approve Quality Construction by McLeroy as low bid in the amount of \$545,511.85. Motion carried by all.***

3. Consider declaring surplus and authorize for sealed bid vehicles from various departments.

Mr. Wilson advised that during the budget process, staff tried to figure out any surplus that department heads may have. County employees are prohibited from bidding.

***Motion/Second by Freeman/ to declare surplus and authorize for sealed bid vehicles from Code Enforcement & Community Development. Motion carried by all.***

4. Consider approval of County Capacity Agreement with the Georgia Department of Corrections relative to State inmates housed at the Correctional Institution for FY 2013.

Mr. Wilson noted that per this agreement, the State pays twenty dollars (\$20) per day for state inmates.

Commissioner Freeman questioned the current count of inmates at the Correctional Institution. Mr. Wilson stated that the Correctional Institute's maximum capacity is 384 in the main dorms. There are also eight disciplinary cells. Mr. Wilson advised that the count today is 374.

Commissioner Gilreath questioned the amount the county pays. Mr. Wilson stated that the county pays less than 6-7 dollars per day. Mr. Wilson further noted that we get approximately 4-6 hours of work out of them per day. Mr. Wilson also added that inmates were invaluable during the April 28<sup>th</sup> tornado.

***Motion/Second by Freeman/Gilreath to approve County Capacity Agreement with the Georgia Department of Corrections relative to State inmates housed at the Correctional Institution for FY 2013. Motion carried by all.***

5. Consider approval of Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Kiwanis Club of Griffin to provide services/facilities during a mass fatality incident.

Mr. Wilson stated that the Department of Homeland Security has requested that we update our plans. This Memorandum of Understanding allows the County to use the Kiwanis Club's facilities during time of emergency. By having these plans in place, it allows the County to collect more from GEMA/FEMA reimbursements.

MEMORANDUM OF UNDERSTANDING / AGREEMENT

BETWEEN

SPALDING COUNTY OFFICE OF HOMELAND SECURITY

MASS FATALITY PLAN SUBCOMMITTEE

AND

KIWANIS CLUB OF GRIFFIN

1. PARTIES. The parties to this Agreement are Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and the Kiwanis Club of Griffin, each located within the State of Georgia.
2. PURPOSE. The purpose of this agreement is to set forth terms by which the Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and the Kiwanis Club of Griffin, will establish a relationship to serve our community such a Mass Fatality Incident occur. The Kiwanis Club of Griffin will be used to house victim services to those that may be affected by this Mass Fatality incident.
3. RESPONSIBILITIES.

- a. Obligations of the Kiwanis Club of Griffin
  - i. Provide the facility, located at 1025 South Hill Street, Griffin Georgia, to house the activities associated with victim services that will be used to assist those affected by the Mass Fatality event.
  - ii. Provide all utilities and data access (including internet) for operation of the victim services at no cost to Spalding County.
  - iii. Maintain all Kiwanis Club of Griffin equipment used for this portion of the Mass Fatality Plan.
  - iv. Provide agreed upon furnishings that may assist in this portion of the Mass Fatality Plan that deals with victim services.
  - v. Provide the Spalding County Office of Homeland Security Director or his/her designee access to the facility during times of planning, training or actual event.
  - vi. Commitment to notify the Spalding County Office of Homeland Security Director of any equipment or facility changes that could affect the victim services portion of the Mass Fatality Plan.
  - vii. Commitment to provide personnel to assist and support facility operation with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - viii. Commitment of personnel that will assist on the Spalding County Mass Fatality Plan Subcommittee and attend training as deemed necessary by the Spalding County Office of Homeland Security Director.
- b. Obligations of The Spalding County Office of Homeland Security – Mass Fatality Plan Subcommittee
  - i. Provide acquired furnishings, where available, and office supplies for the victim services as put forth in the Spalding County Office of Homeland Security – Mass Fatality Plan.
  - ii. Commitment to evaluate the Spalding County Office of Homeland Security – Mass Fatality Plan with all participating agencies.
  - iii. Maintain all Spalding County owned equipment used in this portion of the Mass Fatality Plan.
  - iv. Commitment to work with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - v. Provide all training requirements and instruction for the Mass Fatality Plan – Subcommittee.
  - vi. Commitment to make personnel with Mass Fatality Plan responsibilities to attend required training as deemed necessary by the Spalding County Office of Homeland Security director.
4. OTHER PROVISIONS. Nothing in this Agreement is intended to conflict with current laws or regulations of the State of Georgia or Spalding County. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this Agreement shall remain in full force and effect.
5. EFFECTIVE DATE. The terms of this agreement will become effective on the 1<sup>st</sup> day of January, 2012.
6. MODIFICATION. This agreement may be modified upon the mutual written consent of the parties.
7. TERMINATION AND RENEWAL. The terms of this Agreement, as modified with the consent of both parties, will remain in effect until December 31, 2012 unless earlier terminated by either party. This MOU will automatically renew on January 1 of each

year here after, for that calendar year. Either party may terminate this agreement upon ninety (90) days written notice to the other party.

8. SIGNATURES. By signing this agreement, the signatories represent that they are authorized to sign this agreement on behalf of their jurisdiction and bind the jurisdiction to all terms of this agreement.

APPROVED BY:

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Director, Spalding County Office of Homeland Security

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President, Kiwanis Club of Griffin

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Chairman, Spalding County Board of Commissioners

***Motion/Second by Freeman/Ray to approve Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Kiwanis Club of Griffin to provide services/facilities during a mass fatality incident. Motion carried by all.***

6. Consider approval of Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Griffin-Spalding County Airport to provide services/facilities during a mass fatality incident.

Mr. Wilson stated that the airport has emergency communication facilities that they will allow the County to use and also access any equipment. This Memorandum of Understanding would be with the current airport. Once the new airport is built, the County will adopt another MOU.

MEMORANDUM OF UNDERSTANDING / AGREEMENT

BETWEEN

SPALDING COUNTY OFFICE OF HOMELAND SECURITY

MASS FATALITY PLAN SUBCOMMITTEE

AND

GRIFFIN – SPALDING COUNTY AIRPORT

1. PARTIES. The parties to this Agreement are Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and the Griffin – Spalding County Airport, each located within the State of Georgia.
2. PURPOSE. The purpose of this agreement is to set forth terms by which the Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and the Griffin – Spalding County Airport, will establish a relationship to serve our community such a Mass Fatality Incident occur. The Griffin – Spalding County Airport will be used to house victim services to those that may be affected by this Mass Fatality incident.
3. RESPONSIBILITIES.
  - a. Obligations of the Griffin – Spalding County Airport
    - i. Provide the facility, located at 1035 South Hill Street, Griffin Georgia, to house the activities associated with victim services that will be used to assist those affected by the Mass Fatality event.
    - ii. Provide all utilities and data access (including internet) for operation of the victim services at no cost to Spalding County.

- iii. Maintain all airport owned equipment used in this portion of the Mass Fatality Plan.
  - iv. Provide agreed upon furnishings that may assist in this portion of the Mass Fatality Plan that deals with victim services.
  - v. Provide the Spalding County Office of Homeland Security Director or his/her designee access to the facility during times of planning, training or actual event.
  - vi. Commitment to notify the Spalding County Office of Homeland Security Director of any equipment or facility changes that could affect the victim services portion of the Mass Fatality Plan.
  - vii. Commitment to provide personnel to assist and support facility operation with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - viii. Commitment of personnel that will assist on the Spalding County Mass Fatality Plan Subcommittee and attend training as deemed necessary by the Spalding County Office of Homeland Security Director.
- b. Obligations of The Spalding County Office of Homeland Security – Mass Fatality Plan Subcommittee
- i. Provide acquired furnishings, where available, and office supplies for the victim services as put forth in the Spalding County Office of Homeland Security – Mass Fatality Plan.
  - ii. Commitment to evaluate the Spalding County Office of Homeland Security – Mass Fatality Plan with all participating agencies.
  - iii. Maintain all Spalding County owned equipment used in this portion of the Mass Fatality Plan.
  - iv. Commitment to work with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - v. Provide all training requirements and instruction for the Mass Fatality Plan – Subcommittee.
  - vi. Commitment to make personnel with Mass Fatality Plan responsibilities to attend required training as deemed necessary by the Spalding County Office of Homeland Security director.
4. OTHER PROVISIONS. Nothing in this Agreement is intended to conflict with current laws or regulations of the State of Georgia or Spalding County. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this Agreement shall remain in full force and effect.
5. EFFECTIVE DATE. The terms of this agreement will become effective on the 1<sup>st</sup> day of January, 2012.
6. MODIFICATION. This agreement may be modified upon the mutual written consent of the parties.
7. TERMINATION AND RENEWAL. The terms of this Agreement, as modified with the consent of both parties, will remain in effect until December 31, 2012 unless earlier terminated by either party. This MOU will automatically renew on January 1 of each year here after, for that calendar year. Either party may terminate this agreement upon ninety (90) days written notice to the other party.
8. SIGNATURES. By signing this agreement, the signatories represent that they are authorized to sign this agreement on behalf of their jurisdiction and bind the jurisdiction to all terms of this agreement.

APPROVED BY:

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Director, Spalding County Office of Homeland Security

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Director, Griffin – Spalding County Airport

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Chairman, Spalding County Board of Commissioners

***Motion/Second by Ray/Gilreath to approve Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Griffin-Spalding County Airport to provide services/facilities during a mass fatality incident. Motion carried by all.***

7. Consider approval of Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Carver Road Baptist Church to provide services/facilities during a mass fatality incident.

Mr. Wilson noted that this Memorandum of Understanding has the same requirements as the Kiwanis Club & Carver Road Baptist Church.

MEMORANDUM OF UNDERSTANDING / AGREEMENT

BETWEEN

SPALDING COUNTY OFFICE OF HOMELAND SECURITY

MASS FATALITY PLAN SUBCOMMITTEE

AND

CARVER ROAD BAPTIST CHURCH

1. PARTIES. The parties to this Agreement are Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and the Carver Road Baptist Church, each located within the State of Georgia.
2. PURPOSE. The purpose of this agreement is to set forth terms by which the Spalding County Office of Homeland Security (Mass Fatality Plan Subcommittee) and Carver Road Baptist Church, will establish a relationship to serve our community such a Mass Fatality Incident occur. The Carver Road Baptist Church will be used to house victim services to those that may be affected by this Mass Fatality incident.
3. RESPONSIBILITIES.
  - a. Obligations of the Carver Road Baptist Church
    - i. Provide the facility, located at 334 Carver Road, Griffin Georgia, to house the activities associated with victim services that will be used to assist those affected by the Mass Fatality event.
    - ii. Provide all utilities and data access (including internet) for operation of the victim services at no cost to Spalding County.
    - iii. Maintain all Carver Road Baptist Church owned equipment that may be used in this portion of the Mass Fatality Plan.
    - iv. Provide agreed upon furnishings that may assist in this portion of the Mass Fatality Plan that deals with victim services.
    - v. Provide the Spalding County Office of Homeland Security Director or his/her designee access to the facility during times of planning, training or actual event.

- vi. Commitment to notify the Spalding County Office of Homeland Security Director of any equipment or facility changes that could affect the victim services portion of the Mass Fatality Plan.
  - vii. Commitment to provide personnel to assist and support facility operation with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - viii. Commitment of personnel that will assist on the Spalding County Mass Fatality Plan Subcommittee and attend training as deemed necessary by the Spalding County Office of Homeland Security Director.
- b. Obligations of The Spalding County Office of Homeland Security – Mass Fatality Plan Subcommittee
- i. Provide acquired furnishings, where available, and office supplies for the victim services as put forth in the Spalding County Office of Homeland Security – Mass Fatality Plan.
  - ii. Commitment to evaluate the Spalding County Office of Homeland Security – Mass Fatality Plan with all participating agencies.
  - iii. Maintain all Spalding County owned equipment used in this portion of the Mass Fatality Plan.
  - iv. Commitment to work with other local public agencies and nonprofit organizations that serve in any way the Citizens of Spalding County during planning, responding, mitigating and recovering from Mass Fatality Incidents that occur within the boundaries of Spalding County.
  - v. Provide all training requirements and instruction for the Mass Fatality Plan – Subcommittee.
  - vi. Commitment to make personnel with Mass Fatality Plan responsibilities to attend required training as deemed necessary by the Spalding County Office of Homeland Security director.
4. OTHER PROVISIONS. Nothing in this Agreement is intended to conflict with current laws or regulations of the State of Georgia or Spalding County. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this Agreement shall remain in full force and effect.
5. EFFECTIVE DATE. The terms of this agreement will become effective on the 1<sup>st</sup> day of January, 2012.
6. MODIFICATION. This agreement may be modified upon the mutual written consent of the parties.
7. TERMINATION AND RENEWAL. The terms of this Agreement, as modified with the consent of both parties, will remain in effect until December 31, 2012 unless earlier terminated by either party. This MOU will automatically renew on January 1 of each year here after, for that calendar year. Either party may terminate this agreement upon ninety (90) days written notice to the other party.
8. SIGNATURES. By signing this agreement, the signatories represent that they are authorized to sign this agreement on behalf of their jurisdiction and bind the jurisdiction to all terms of this agreement.

APPROVED BY:

\_\_\_\_\_  
 Director, Spalding County Office of Homeland Security

\_\_\_\_\_  
 Carver Road Baptist Church, Griffin, GA

Chairman, Spalding County Board of Commissioners

***Motion/Second by Freeman/Gilreath to approve Memorandum of Understanding Agreement between the Spalding County Office of Homeland Security and the Carver Road Baptist Church to provide services/facilities during a mass fatality incident. Motion carried by all.***

- 8. Consider approval of Resolution #2012-06 to appoint the County Clerk as the records custodian for all requests for access to or copies of public records pursuant to the Open Records Act as set forth in O.C.G.A. § 50-18-70.

Mr. Wilson noted that under the new open records act there were a few changes. Per the new law, Counties must designate a person who is the records custodian. Mr. Wilson noted that the County Clerk will be the records custodian for the Board of Commissioners and any departments that come up under the jurisdiction of the County Manager. Mr. Wilson further noted that Elected Officials are not required to utilize the County Clerk as their records custodian but will provide copies of answers to Open Records Requests. Mr. Wilson also noted that the cost per page has been decreased from .25 cents per page to .10 cents per page and higher fines are imposed for non-compliance.

**RESOLUTION TO APPOINT RECORDS CUSTODIAN  
PURSUANT TO HOUSE BILL 397**

WHEREAS, HB 397 provides that a public governmental body is to appoint a custodian who it to be responsible for the maintenance of that body’s records; and

NOW, THEREFORE, be it resolved that County Clerk of Spalding County is hereby appointed as “records custodian” pursuant to the provisions of House Bill 397 and shall, on behalf of Spalding County, respond to all requests for access to or copies of public records pursuant to the Open Records Act as set forth in O.C.G.A. § 50-18-70 et seq., as now existing or hereafter amended.

IT IS SO ORDAINED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

SPALDING COUNTY BOARD  
OF COMMISSIONERS

\_\_\_\_\_  
CHAIRMAN

\_\_\_\_\_  
COUNTY CLERK

***Motion/Second by Freeman/Gilreath to approve Resolution #2012-06 to appoint the County Clerk as the records custodian for all requests for access to or copies of public records pursuant to the Open Records Act as set forth in O.C.G.A. § 50-18-70. Motion carried by all.***

- 9. Consider approval of Resolution #2012-07 to appoint the E-911 Director or his or her designee to serve as the records custodian for all requests for access to or copies of public records that pertain to E-911 pursuant to the Open Records Act as set forth in O.C.G.A § 50-18-70.

Mr. Wilson noted that due to the nature of 911 records, staff felt that the 911 Director would be more familiar with the equipment necessary to provide responses to Open Records Requests. This resolution simply appoints the E-911 Director or his/her designee as the records custodian.

**RESOLUTION TO APPOINT RECORDS CUSTODIAN**

**PURSUANT TO HOUSE BILL 397**

WHEREAS, HB 397 provides that a public governmental body is to appoint a custodian who it to be responsible for the maintenance of that body's records; and

NOW, THEREFORE, be it resolved that the E-911 Director of Spalding County or his or her designee is hereby appointed as "records custodian" pursuant to the provisions of House Bill 397 and shall, on behalf of Spalding County, respond to all requests for access to or copies of public records that pertain to E-911 pursuant to the Open Records Act as set forth in O.C.G.A. § 50-18-70 et seq., as now existing or hereafter amended.

IT IS SO ORDAINED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.

SPALDING COUNTY BOARD

OF COMMISSIONERS

\_\_\_\_\_

CHAIRMAN

\_\_\_\_\_

COUNTY CLERK

***Motion/Second by Freeman/Ray to approve Resolution #2012-07 to appoint the E-911 Director or his or her designee to serve as the records custodian for all requests for access to or copies of public records that pertain to E-911 pursuant to the Open Records Act as set forth in O.C.G.A § 50-18-70. Motion carried by all.***

10. Consider approval of Resolution #2012-08 to adopt the Spalding County Mass Fatality Plan as the procedure for managing mass fatalities occurring in Spalding County and authorize the Spalding County Office of Homeland Security to maintain said plan in accordance with guidelines set forth.

Mr. Wilson noted that this plan which sets the precedent for handling mass fatalities was prepared by Cynthia Tidwell, Glenn Polk, Jamie Clark, Sonny Foster, Chief West and Peggy Monkus. Chief West has orchestrated to date, two Mass fatality tabletop exercises with high participation numbers. Both natural and human-related disasters have demonstrated that the fatality management infrastructure is vulnerable to overwhelming events. The purpose of this plan is to provide a framework to facilitate an organized an effective response to Mass Fatality incidents that treats the injured and/or deceased and their loved ones with dignity and respect.

***Motion/Second by Ray/Freeman to approve Resolution #2012-08 to adopt the Spalding County Mass Fatality Plan as the procedure for managing mass fatalities occurring in Spalding County and authorize the Spalding County Office of Homeland Security to maintain said plan in accordance with guidelines set forth. Motion carried by all.***

11. Consider approval of Resolution #2012-09 to adopt the Spalding County StormReady Hazardous Weather Plan for managing hazardous weather operations occurring in Spalding County and authorize the Spalding County Office of Homeland Security to maintain said plan in accordance with guidelines set forth.

Battalion Chief Glenn Polk noted that StormReady Certification is through the National Weather Center and recognized by GEMA to insure that counties are StormReady. Mr. Polk noted that the Mass Fatality must be in place to receive proper StormReady certification. Mr. Polk hope to have verification within the next week of the application.

***Motion/Second by Freeman/Ray to approve Resolution #2012-09 to adopt the Spalding County StormReady Hazardous Weather Plan for managing hazardous weather operations occurring in Spalding County and authorize the Spalding County Office of Homeland Security to maintain said plan in accordance with guidelines set forth. Motion carried by all.***

12. Consider approval of Project Application Plan (PAP) and Resolution #2012-10 to contract with the Georgia Department of Human Services (DHS) to receive \$119,190 in CSBG funds. The contract shall have an effective beginning date of October 1, 2012 and shall terminate on September 30, 2013.

Mr. Wilson stated that the county received notification that our allocation from the State for CSBG funds is \$119,190. Mr. Wilson advised this grant is part of the FY' 13 budget.

### RESOLUTION

**WHEREAS**, the Spalding County Board of Commissioners desire to provide services to assist underprivileged families throughout the County of Spalding; and

**WHEREAS**, a project application plan has been prepared for submission to the Georgia Department of Human Services to provide funding for services made available through the Community Services Block Grant (CSBG) Program; and

**WHEREAS**, this plan includes proposed services relative to Nutrition, Energy Assistance and Youth and Family Development Programs; and

**WHEREAS**, it is the intent of this Board to contract for said services under the Community Services Block Grant for Fiscal Year 2013.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of Spalding County that the Board intends to contract with the Georgia Department of Human Services to provide CSBG Services within Spalding County for the period October 1, 2012 through September 30, 2013. Eligible services shall be made available through the provisions of the FFY'2013 CSBG Program.

This \_\_\_\_ day of May 2012.

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Gwen Flowers-Taylor  
CHAIRMAN

Attest:

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Ricky L. Clark, Jr.  
COUNTY CLERK

(County Seal)

***Motion/Second by Freeman/Gilreath to approve Project Application Plan (PAP) and Resolution #2012-10 to contract with the Georgia Department of Human Services (DHS) to receive \$119,190 in CSBG funds. The contract shall have an effective beginning date of October 1, 2012 and shall terminate on September 30, 2013. Motion carried by all.***

13. Consider reappointment of Cecil Davis to the McIntosh Trail Community Service Board for a three year term to expire May 7, 2014.

***Motion/Second by Freeman/Ray to reappoint Cecil Davis to the McIntosh Trail Community Service Board for a three year term to expire May 7, 2014. Motion carried by all.***

14. Discuss status of Request for Proposal for HVAC services.

Mr. Wilson noted that staff will run legals as required by O.C.G.A. Mr. Wilson also noted that there are two employees in the Construction & Maintenance Department that HVAC for smaller buildings (911, Animal Control, Shops, etc.) that will be retiring before December 31, 2012. All major buildings will be included in the HVAC RFP (Annex, Jail, Correctional Institution, Library, Health Department) and also servicing for 60 other county buildings. Mr. Wilson stated that the County will be asking for preventive maintenance on four buildings. Two of the four buildings will be 24/7 365 maintenance (Jail, C.I.). The other two buildings will be 24/5 365 (Courthouse, Library). Mr. Wilson advised that staff has worked with several other counties plus perused four other RFP's from large Georgia counties that will be incorporated into the final RFP. Mr. Wilson noted that there will be a considerable number of buildings at a considerable cost.

Commissioner Gilreath questioned how the buildings presently are being maintained. Mr. Wilson advised that currently there are contracts with Wright Brothers, Johnson Controls, HVAC and others maintained by the two County employees. Mr. Wilson further noted that a couple of vendors have expressed interest in placing a single person in Spalding County to handle HVAC maintenance issues. After questioning from Commissioner Gilreath, Mr. Wilson advised that these vendors were Johnson Controls & HVAC. Mr. Gilreath also questioned the cost. Mr. Wilson advised that it would probably be over \$250,000 but would not include salary. Mr. Wilson noted that this cost analysis is just based on the current contracts with Johnson Controls, HVAC & the Wright Brothers.

Commissioner Ray questioned the breakdown of services; preventive maintenance vs. complete service. Mr. Wilson advised that four buildings will be complete service and the remaining will preventive maintenance. The four buildings must be complete service due to them being considered as heavy volume buildings.

After questioning from Commissioner Gilreath, Mr. Wilson advised that he feels if we had one general contract it would be much cheaper. Mr. Wilson noted that he had not anticipated all of the different buildings that the County had especially since the two employees would be retiring. Mr. Wilson also advised Mr. Gilreath that the new Senior Center would be included but would also come with a warranty.

Commissioner Freeman questioned would the two positions out of Construction & Maintenance be filled. Mr. Wilson stated that they are budgeted positions; however, hiring rate would be much lower than the trend for qualified HVAC maintenance workers.

Mr. Wilson to keep the Board updated on progress of RFP.

***County Manager Wilson presented the Board with the potential schedule for RFP's for HVAC services.***

15. Discuss new Airport Authority Legislation.

Mr. Fortune presented the Board with a brief overview of the Authority Legislation. Mr. Fortune noted that Section 3 describes membership. The first meeting of the Authority will be on July 16, 2012 at 10:00 a.m. At this meeting a secretary and treasurer will be appointed.

Commissioner Gilreath questioned if members of the Authority had to reside in Spalding County. Mr. Fortune explained that four (4) of the members had to be residents because of their Commission appointment. Mr. Fortune doesn't know for sure if there is a requirement for authority members to be residents of Spalding County. Mr. Fortune will research and provide update to the Board.

Mr. Wilson stated that he received a notice from the City advising anyone interested in serving to contact the City of Griffin. Mr. Wilson feels the County should do the same. Mr. Wilson advised that there are current members of the Airport Advisory Board that have expressed interest in serving on the Authority.

Commissioner Gardner agreed that notifications should be sent to existing members.

Commissioner Ray questioned qualifications.

After questioning from Commissioner Gilreath, Mr. Fortune advised that there are nine (9) members on the Airport Authority; two City Commissioners & two County Commissioners. The City will get two more posts and then post 9 is a rotating appointment.

Mr. Freeman advised that he currently serves as an Ex-Officio member of the current Airport Advisory Board.

***Board to have nominations before May 17, 2012 Extraordinary Session meeting.***

***Staff to issue letters to existing authority members to see if they are interested in continuing to serve.***

***Vice Chairman Samuel Gardner & the Board congratulated County Manager William P. Wilson, Jr. for being awarded the 2011 Jerry R. Griffin Excellence in Public Service award. Commissioner Freeman read the press release.***

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

- A. Proposed Budget Books distributed today. The Budget Review will be held on May 16, 2012 at 9:00 a.m. in meeting room 108. The Budget Public Hearing will be held on June 4<sup>th</sup> at 5:00 p.m. First Reading of the Budget will be held on June 18<sup>th</sup> at the Extraordinary Session. Final Adoption of the Budget will be June 28<sup>th</sup> at 5:45 p.m. before the Zoning Public Hearing.
- B. UGA Graduation will be held at Stuckey Auditorium on Thursday, May 10<sup>th</sup> at 10:00 a.m.
- C. Griffin High School JROTC program will be held in the Commons of Griffin High School on Thursday, May 10<sup>th</sup> at 6:30 p.m. Commissioner Ray will present the Col. Allen Imes Award.
- D. Effective Monday, May 14, 2012 Taurus L. Freeman will assume responsibilities as Director, City of Griffin Planning and Development Services. Taurus most recently served the City of Villa Rica for the last seven years.
- E. Spalding County 4-H Awards Program will be held on May 14<sup>th</sup> at 6:30 at the Kiwanis Building.
- F. Spalding County Home Building Permit Totals: January = 4, February = 10, March = 15, April = 2.
- G. Spalding County Impact Fee Total- January = 2, February = 10, March = 13, April = 2.; Yearly Totals, 2011-97, 2010=114.
- H. Staff is still evaluating paperless agendas.
- I. Proposed \$3.00 a trip fee for a monthly lunch trip on Big Blue to offset maintenance runs. Mr. Wilson is recommending a \$5.00 fee for a mystery trip.
- J. Spalding County Facebook page is up and running. Staff will work to keep citizens better informed of what's going on inside the County (press releases, pictures, job announcements, etc.) All postings will be approved by County Manager Wilson before they are released.

## **XII. REPORT OF COMMISSIONERS**

**Freeman-** Commissioner Freeman requested the Sheriff's Department to look at increasing speed limit on Rover-Zetella Rd. from 35 mph to 45 mph.

**Gilreath-** Commissioner Gilreath thanked William P. Wilson, Jr. for the work he has done on HVAC RFP.

**Ray-** Commissioner Ray noted that this week is teacher appreciation week. Mr. Ray prompted all present to tell teachers thank you. Mr. Ray also congratulated Mr. Wilson

on the fine job that he has done. Also congratulated Senior Citizens that participated in the Senior games.

**Gardner-** Echoed Commissioner Ray on Senior Games and thanked Joe Ellis. Mr. Gardner also congratulated Mr. Wilson for all the work he does for the Community.

**XIII. CLOSED SESSION – NONE**

**XIV. ADJOURNMENT**

***Motion/Second by Freeman/Ray to adjourn at 7:13 p.m. Motion carried by all.***

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Chairman

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County Manager

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