

MINUTES

The Spalding County Board of Commissioners held their Extraordinary Session in Room 108 in the Courthouse Annex, Monday, December 3, 2012, beginning at 6:10 p.m. with Commissioner Gwen Flowers-Taylor presiding. Commissioners Raymond Ray, Bob Gilreath, Samuel Gardner and Eddie Freeman 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.

- I. OPENING (CALL TO ORDER) – Chairman, Gwen Flowers-Taylor
- II. INVOCATION –Dr. Randy Valimont - Senior Pastor, First Assembly of God- Griffin, Georgia.
- III. PLEDGE TO FLAG – led by Commissioner Ray

Motion/Second by Ray/Gardner to add to the Consent Agenda as numbers 1 & 2 respectively, the following:

Application #12-04 Z & Amendment to UDO #A-12-05.

IV. PRESENTATIONS/PROCLAMATIONS

1. Consider Proclamation recognizing December 1st as World Aids Day.

Proclamation World Aid's Day

WHEREAS: World AIDS Day was established on December 1, 1988 to increase awareness raise funds, fight prejudice, and improve education about Human Immunodeficiency Virus (HIV) and Acquired Immune Deficiency Syndrome (AIDS); and

WHEREAS: World Aids Day continues to be an important way to celebrate the extraordinary advances made in the battle against HIV/AIDS, remember those that have lost their lives to this devastating disease, and remind people everywhere that there is still so much more that needs to be done in the fight against it; and

WHEREAS: AIDS and HIV infection continues to be a priority health concern globally and locally, with over 1.2 million Americans living with HIV infection; and in Georgia, which is ranked sixth-highest in the nation for cumulative reported number of AIDS cases; and

WHEREAS: In recognition of the fact that impacting this global epidemic requires a renewed and unified worldwide, national, and local effort, the World AIDS Campaign theme for World AIDS Day 2012, “Working Together for an AIDS-Free Generation” aims to reduce new HIV infections, discrimination, and AIDS related deaths; and

WHEREAS: In light of the dramatically increased need for services, Lovestuck, Inc., established this year in Griffin, has set out to reduce the stigma associated with HIV testing through education and social awareness. In an effort to show their commitment to help the community, Lovestuck has partnered with the Spalding County Health Department and provided almost one-hundred free tests to Spalding County residents; and

NOW, THEREFORE

BE IT RESOLVED We, the Spalding County Board of Commissioners, do hereby proclaim December 1, 2012 as

“World Aids Day”

and does hereby encourage our citizenry to recognize the need to continue fighting AIDS and HIV infection in all communities. Furthermore, we commend the efforts of Lovestuck, Inc. who have shown their dedication and eagerness to help keep the fight alive.

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

Gwen Flowers-Taylor, Chairman

William P. Wilson, Jr., County Clerk

Motion/Second by Gardner/Freeman to approve Proclamation recognizing December 1st as World Aids Day. Motion carried unanimously.

City Commissioner Cora Flowers was present to receive Proclamation.

2. Presentation of the District IV Parks & Recreation Awards- Louis Greene, Director Spalding County Parks & Recreation.

Louis Greene was present to explain awards received from GRPA. The awards included 2013 Special Event Award for Flicks at Sixth, Project Award for J. William Edwards Facility & Athletic Agency of the Year.

V. PRESENTATIONS OF FINANCIAL STATEMENTS

1. Consider approval of Financial Statements for four month period ended October 31, 2012.

Motion/Second Ray/Freeman to approve Financial Statements for four month period ended October 31, 2012. Motion carried unanimously.

VI. CITIZEN COMMENT

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.

Paul Harker- 70 4th Street Griffin, Georgia- Mr. Harker advised the Board that he is tired of looking at the rats, trash, and garbage around is neighborhood. He advised that nothing is being done about this issue. Mr. Harker requested that all the Commissioners visit his home to see what’s going on and remedy the problem.

Burt Newsome- 237 Sapelo Road Griffin, Georgia- Mr. Newsome stated that he is tired of being in limbo regarding the new proposed airport and its effect on his property. Mr. Newsome noted that at current, he cannot sell his home and will not spend any money landscaping because he knows he will lose it all. Mr. Newsome has mailed letters to all former commissioners and Robert Mohl, Airport Director in regards to this issue. In closing, Mr. Newsome requested that the Board make a decision and let residents move on with their lives.

VII. MINUTES –

1. Consider approval of Minutes of the following: November 5, 2012 Regular Meeting, November 5, 2012 Executive Session, November 26, 2012 Special Called Meeting.

Motion/Second by Ray/Freeman to approve Minutes of the November 5, 2012 Regular Meeting, November 5, 2012 Executive Session and the November 26, 2012 Special Called Meeting. Motion carried unanimously.

VIII. CONSENT AGENDA –

1. Consider approval on Second Reading Application #12-04Z: Sons Hyundai Real Estate, LLC. Owner- Jeff Royal, Agent- 3.15 acres off Manley Drive located in Land Lot 102 of the 3rd Land District – requesting a rezoning from AR-1, Agricultural and Residential, to C-1B, Heavy Commercial.
2. Consider approval on Second Reading Amendment to UDO #A-12-05: Article 4. General Procedures- Section 408:0- amend period of time permit for demolition and removal of a building is valid for.

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

REZONING APPLICATION #12-04Z

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

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

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

WHEREAS, under the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia the within described property is currently classified under the zoning classification entitled “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 October 9, 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 December 3, 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 3.15 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:

Commence at a 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 41 (200' R/W), also known as North Expressway and GA State Route 3; 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 LOCATED AT THE TRUE POINT OF BEGINNING; thence continue along the North right-of-way of Manley Drive (50' R/W), formerly known as Manley Avenue, and running North 89 degrees 34 minutes 05 seconds West a distance of 225.03 feet to an iron in set; thence leaving the North right-of-way of Manley Drive (50' R/W), formerly known as Manley Avenue, running North 01 degrees 17 minutes 45 seconds East a distance of 609.72 feet to an iron pin set; thence running North 89 degrees 55 minutes 43 seconds East a distance of 225.06 feet to a concrete monument found; thence running South 01 degrees 17 minutes 45 seconds West a distance of 611.70 feet to an iron pin set LOCATED AT THE TRUE POINT OF BEGINNING; together with and subject to all covenants, easements, and restrictions of record.

Tract described herein containing 3.15 acres of land (137,410 square feet), more or less, as shown on a plat of survey by Frontline Surveying & Mapping, Inc., job number 45514-1, dated 10-08-12.

From "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 that application of certain conditions on the amendment benefit the public and promote the best interests of the general welfare of the people, the following conditions shall be imposed upon the amendment to the Zoning Ordinance of Spalding County, Georgia and the Official Zoning Map of Spalding County, Georgia, as follows:

- a. The site shall only be used as parking for the adjacent care dealership.
- b. Site access shall not be permitted from Manley Drive.
- c. All site lighting shall be designed so as not to glare onto neighboring residential properties or rights-of-way.
- d. 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 December 3, 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 of Spalding County, Georgia, containing 3.15 acres, Manley Drive, 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.

IN RE:

IV. Text Amendment #A-12-05

AMENDMENT TO THE ZONING ORDINANCE OF SPALDING COUNTY

**RESOLUTION AMENDING
THE ZONING ORDINANCE OF SPALDING COUNTY, GEORGIA**

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

WHEREAS, the Board of Commissioners of Spalding County, Georgia enacted the current Zoning Ordinance of Spalding County, Georgia on January 4, 1994 and has amended said Ordinance subsequently; and

WHEREAS, the Zoning Administrator, in conjunction with the Planning Commission, has deemed it advisable to recommend amendment to a portion or portions of the Zoning Ordinance of Spalding County; and

WHEREAS, such proposed text amendment to the Zoning Ordinance of Spalding County was reviewed by the Spalding County Planning Commission, and a hearing on the text amendment was conducted by the Board of Commissioners of Spalding County, Georgia on December 3, 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; and

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

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

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

Section 1: The following provision shall be added to the Zoning Ordinance of Spalding County, Article 4; Section 408.O:

- O. The demolition and removal of a building as defined herein that has been issued a Notice of Violation per the Spalding County Minimum Housing and Standards Code shall require a demolition permit. Such permit shall be valid for a period of thirty (30) days. The permittee shall be required, as part of the demolition project to remove all structure remnants, materials, debris, junk and equipment from the demolition site. The permittee shall also be required to meet soil erosion and sedimentation control requirements, including the permanent re-vegetation of the site. The remodel or repair of any structure issued a Notice of Violation per the Spalding County Minimum Housing and Standards Code shall require a building permit and submittal of an action plan to be approved by the Building Official.

Section 2: The Chairman of the Board of Commissioners of Spalding County, Georgia is directed and authorized to execute such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia.

Section 3: The Zoning Administrator is authorized and directed to enter such notice of the amendment to the Zoning Ordinance of Spalding County, Georgia accordingly.

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/Gardner to approve Consent Agenda. Motion carried unanimously.

IX. OLD BUSINESS - NONE

X. NEW BUSINESS - NONE

1. Consider approval of funding in the amount of \$14,000 from the Griffin-Spalding Hospital Authority to the Spalding County Board of Health for flu shots.

Mr. Wilson noted that pursuant to the Trust Agreement, all grants awarded by the Hospital Authority must be approved by both the City & County Commissions.

Motion/Second by Gardner/Freeman to approve funding in the amount of \$14,000 from the Griffin-Spalding Hospital Authority to the Spalding County Board of Health for flu shots. Motion carried unanimously.

2. Consider approval of amendment to the Agreement between Henry County and Spalding County for the use of inmate work details.

Mr. Wilson noted that currently Henry County utilizes two (2) of our inmate work crews in their Wastewater Management Department. Within the new agreement, they are continuing the use of two crews; however, one will be in the Wastewater Management Department and the other in their facilities department.

After questioning from Commissioner Gilreath, Mr. Wilson noted that for the first crew Henry County pays an amount equal to the salary, including benefits of two (2) correctional Officers per quarter ($\$10,800 \times 2 = \$21,600$). For the second crews, Henry County pays an amount equal to the salary, including benefits of one (1) Correctional Officer per quarter ($\$11,400 \times 1 = \$11,400$)

Motion/Second by Gardner/Freeman to approve amendment to the Agreement between Henry County and Spalding County for the use of inmate work details. Motion carried unanimously.

3. Consider approval of Spalding County 2013 Holiday Calendar.

Mr. Wilson noted that employees have historically been given eleven paid holidays per year. Last year the Board did away with the floating holiday. The 2013 Holiday Calendar as presented indicated the ten holidays for the year. Mr. Wilson further noted that the floating holiday is not recommended.

Motion/Second by Ray/Freeman to approve the Spalding County 2013 Holiday Calendar. Motion carried unanimously.

4. Consider cancellation of the January 21, 2013 meeting due to the observance of the Martin Luther King, Jr. Holiday.

Mr. Wilson noted that historically this meeting has been cancelled due to the observance of the Martin Luther King, Jr. Holiday. Mr. Wilson noted that should items come up, a special meeting could be convened.

Motion/Second by Gardner/Ray to approve cancellation of the January 21, 2013 meeting due to the observance of the Martin Luther King, Jr. Holiday. Motion carried unanimously.

5. Consider request from County Manager to approve waiving penalties & interest for consumption on premises mixed drink tax for Pearl's Palace from 2008 until present & Northside Bar and Grill from 2010 until present.

Mr. Wilson noted that both of these licensees have commented to him that they were not given the proper forms and were not aware of the mixed drink tax. During this time there were several transitions inside the Business License Department. Mr. Wilson advised the Board that Staff's recommendation is that the two entities be allowed an opportunity to bring taxes current and there would not be any interest or penalty charged. Mr. Wilson added that to correct the problem, there have been two meetings held with staff, county manager & the attorney to development procedures and a checklist to ensure that something of this nature doesn't happen again.

Commissioner Ray stated that there are currently four (4) businesses that serve alcohol by the drink and he doesn't think it's fair if only 50% comply. Commissioner Ray further stated that the county may accept some fault but he believes the paperwork was adequately sent but just not paid.

Chairman Flowers-Taylor questioned the total amount of penalties and interest that would have accrued. Mr. Wilson advised that at this time he doesn't know an exact figure because the paperwork detailing food and beverage sales was not submitted. Chairman Flowers-Taylor further questioned why these businesses

were not made aware of the nonpayment before now. Mr. Wilson stated that this was only discovered because the employee that handles business licenses now handles the deposit.

Motion/Second by Ray/Gilreath to deny request of County Manager to approve waiving penalties & interest for consumption on premises mixed drink tax for Pearl's Palace from 2008 until present & Northside Bar and Grill from 2010 until present. Motion carried by a vote of 3-2 with Commissioners Flowers-Taylor and Freeman opposing.

6. Discuss recommendations from County Attorney & Staff in regards to license requirements for consumption on premises.

County Attorney Jim Fortune detailed portions of Section 6-1052 which deals with granting licenses for consumption of alcoholic beverages on premises. He noted that he feels that Section 6-1052 needs to be examined and have changes rendered. Mr. Fortune described the following sections that needed addressing:

- 1) Subparagraph 15, the word "restaurant" means a dining room with seating capacity for at least 40 people. I think the board needs to consider whether or not we need to keep the 40 person requirement because this presents a regulatory problem for our licensing staff.

- 2) The same paragraph further requires that a restaurant serve at least one meal per day five days of the week. We believe we have some licensees that probably don't meet this requirement, but here again; this presents a regulatory problem for our enforcement staff. How many meals per day a restaurant serves is going to be a business decision that would need to be made by the owner.

- 3) Lastly, our definition of "restaurant" also requires that the serving of meals shall be "the principal business conducted" with the serving of any alcoholic beverages to be consumed on the premises as only "incidental thereto". We have traditionally taken that to mean that gross sales of food need to exceed the gross sales of alcohol so that the primary business is that of a restaurant and that the sale of alcohol is only a sideline. There seems to be no logical reason for that requirement. This likewise presents a regulatory problem for our employees coupled with the question of what would we do if we checked a restaurant's monthly return and find out that they're selling more alcohol than food. Would we close them down or pull their consumption on premises license? Here again, the business owner will make a business decision of how he can make money and what is best for him. I think the commissioners need to consider taking out that provision in our definition section noted Mr. Fortune.

Commissioner Ray questioned why this is a regulatory issue now. Mr. Fortune noted that times have changed and the ordinance just hasn't been being enforced.

Commissioner Gilreath questioned how you could really enforce an ordinance such as this. Mr. Fortune stated someone would have to go to each establishment each day.

Chairman Flowers-Taylor noted that the government doesn't need to be over regulatory.

Commissioner Ray stated that he doesn't have a problem removing the word meal; however, he does think that food needs to be sold because of its effect with alcohol.

The following recommendations were made by the County Attorney for the ordinance concerning consumption on premises: Section 6-1052; Subparagraph 15, the stipulation to require a seating capacity of 40 people to be changed, the requirement to serve one meal per day, five days a week to be changed, and lastly the requirement that makes the serving of meals the principal business conducted to be change. Board consensus to have a workshop to look at all alcohol beverage license requirements.

XI. REPORT OF COUNTY MANAGER

- A. Judge Dewitt Simonton's retirement reception will be held on Thursday, December 6th from 2:00 until 4:00 p.m. Judge Simonton has been with the County for 27 years.
- B. Commissioner Eddie Freeman's reception will be held on Thursday, December 20th from 2:00 until 4:00 p.m.

- C. The GRPA Presidents' assembly will be held December 3-7th. There will be a meeting held at Big Shanty on Tuesday, December 4, 2012 at 7:00 p.m. We would like to have either the Chairman or Vice-Chair give a welcome at this dinner.
- D. The swearing in ceremony for newly elected officials will be held on Thursday, December 20th beginning at 10:00 a.m. in the State Court Courtroom.
- E. All County offices will be closed on December 24th and 25th in observance to the Christmas Holidays.
- F. The Ribbon Cutting for the new Senior Center is tentatively scheduled for January 15, 2013.
- G. The ACCG Capitol Connection Conference will be held at the Atlanta Marriott Marquis on February 4-5th. Please let Ricky know if you plan on attending.
- H. The RFP for redesign of the County website will be issued tomorrow for a December 21st due date.
- I. After hearing from all of the commissioners, the recycle centers will be open on Wednesday, December 26th from 7:00 a.m. until 7:00 p.m. A press release will be issued on tomorrow. Please remember that all collection centers now have a comingled container where all of your recyclables can be placed in a single container.
- J. Mr. Wilson thanked Commissioner Freeman & Commissioner Gilreath for their service over the years. Wish them the best of luck in all of their endeavors.

XII. REPORT OF COMMISSIONERS

Freeman- Requested that the Board consider approval of the December 31st as a County Holiday. At current, employees are scheduled to work on Monday, December 31st and observe the New Year's Holiday on Tuesday January 1st. Additionally, Mr. Freeman stated that since there was no cost of living raise given to employees this year, this would be a way to show our thanks. ***No action from the Board was taken.*** Mr. Freeman stated that he appreciates the county giving him a reception for his years of service as a Commissioner. In closing, Mr. Freeman detailed his experience as a commissioner. From taking office, Mr. Freeman stated that he has been an avid supporter of many projects such as, Transportation, the Airport & several others. When he took office he came in with a vision and has held strong to that vision. Mr. Freeman noted his involvement with the building of the L.B. Norton Fire Station. Mr. Freeman expressed his enjoyment with working with the Board, the County Manager William Wilson, County Clerk, Ex-Officio, Ricky Clark, County Attorney Jim Fortune and several others. Mr. Freeman left the Board with the following message: "Remember, it takes everyone working together to accomplish something for the betterment of our community!"

Gardner- Mr. Gardner advised that he will be available to give the welcome at the GRPA meeting tomorrow evening. Mr. Gardner also thanked Parks & Recreation for a great Festival of Lights. He commended them for all of their hard work. He also commended Public Works & patching crews for their due diligence in trying to maintain Locust Grove Road and McDonough Road. Commissioner Gardner noted that the Akin Station Collection Center has been extremely backed up lately. He requested that Mr. Wilson look into the matter. Additionally, Commissioner Gardner prompted all to keep in mind the public service officials, nurses, hospital staff, and military personnel that will be working over the holidays.

Gilreath- No Comments

Ray- Commended all that participated with the festival of lights and noted that Santa coming in on a sleigh drawn by mules was a good touch. Commissioner Ray requested that the Board entertain a policy to prohibit county employees from parking in front of the courthouse due to limited parking spaces. Mr. Ray has received several complaints about employees working in the courthouse that are parked up front. Commissioner

Ray also requested a status update on the Financial Policies and Procedures. Mr. Wilson noted that the Financial Policy will be complete by the end of the year. Additionally, Mr. Ray requested an update on the Solicitation Ordinance. Mr. Wilson advised that the Solicitation Ordinance has been sent to Public Works, Code Enforcement, Magistrate Court & the Sheriffs' Department for comments. In closing, Commissioner Ray thanked Commissioner Freeman for all of his hard work and service over the years.

Flowers-Taylor- Chairman Flowers-Taylor addressed the comments as made by Mr. Newsome by noting that she, too, understands how the process concerning the new airport can be antagonizing for residents. Mrs. Flowers-Taylor requested that the Airport Authority be advised to be more studious and concise in communicating with citizens. Additionally, Chairman Flowers-Taylor stated that residents need to have relief so that they can get on with their lives. To address the concerns addressed by Mr. Harker, Chairman Flowers-Taylor advised that she has been in discussion with Chad Jacobs, Community Development Director & County Manager William Wilson regarding the way people are cited. Chairman Flowers-Taylor noted that she has an issue with residents being cited and landowners that are not doing anything about the problem. She requested changes to our ordinance to be more precise. Furthermore, Chairman Flowers-Taylor commended Parks & Recreation for all of the hard work in obtaining several awards from GRPA and praised the staff. In relation to the concerns made by Commissioner Ray regarding the parking issues, Chairman Flowers-Taylor noted that the bigger issue is handicap parking. Mr. Wilson noted that he has met with the City to add more handicap parking in front of the courthouse. Mr. Wilson stated that he is proposing to move the assigned parking spaces of both the Sheriff & the Constable and use those as handicap parking. Mr. Wilson also requested that the Board address in the parking policy, no parking by county employees on Solomon Street. In closing, Chairman Flowers-Taylor noted that she and Mr. Freeman came on the Board at the same time. She thanked him for his vision towards economic development and other projects. Chairman Flowers-Taylor noted there will be a loss to the board and big shoes to fill. Chairman Flowers-Taylor noted that without Commissioner Gilreath, there will not be nearly as much "hell" being raised. She thanked Mr. Gilreath for being the voice of reason, even if she wished sometimes that the voice would go away. Also thanked him for his sense of humor.

XIII. CLOSED SESSION

1. The County Manager requests an Executive Session to discuss the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4).

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 December 3, 2012.

2.

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

3.

The executive session was called to order at : 7:11 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);

Yes Discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);

No 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 3rd day of December 2012.

Spalding County Board of Commissioners

Sworn to and subscribed

Before me this 3rd day of December 2012.

Chipper Gardner

Raymond Ray

Ricky L. Clark, Jr.

Notary Public

Eddie Freeman

Bob Gilreath

My commission expires:

Gwen Flowers-Taylor

Jan 5, 2014

Motion/Second by Ray/Gilreath to enter Executive Session at 7:11 p.m. Motion carried unanimously.

Motion/Second by Gardner/Ray to enter back into Regular Meeting at 7:15 p.m. Motion carried unanimously.

XIV. ADJOURNMENT

Motion/Second by Freeman/Gilreath to adjourn at 7:16 p.m. Motion carried unanimously by all.

Chairman

County Clerk

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