

**Extraordinary Session
MINUTES**

The Spalding County Board of Commissioners held their Extraordinary Session in Room 108 in the Courthouse Annex, Monday, June 17, 2013, beginning at 6:00 p.m. with Chairman Gwen Flowers-Taylor presiding. Commissioners Raymond Ray, Rita Johnson, Samuel Gardner and Bart Miller were present. Also present were County Manager William P. Wilson Jr., Attorney Jim Fortune and County Clerk, Ex-Officio Ricky L. Clark Jr. to record the minutes.

- I. OPENING (CALL TO ORDER) – Chairman, Gwen Flowers-Taylor
- II. INVOCATION – led by Pastor Grady Caldwell, New Mercy Baptist Church
- III. PLEDGE TO FLAG – led by Commissioner Samuel Gardner
- IV. PRESENTATIONS/PROCLAMATIONS - NONE
- V. PRESENTATIONS OF FINANCIAL STATEMENTS-

- 1. Consider approval of Financial Statements for Eleven Month period ended May 31, 2013.

Motion/Second by Ray/Gardner to approve Financial Statements for Eleven Month period ended May 31, 2013. Motion carried unanimously by all.

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.

Joe Bailey- 479 H Newnan Road Griffin, GA

Mr. Bailey stated that he doesn't agree with the County raising property taxes. He also stated that he doesn't agree with the county allowing the city to annex property for purchasing the airport.

VII. MINUTES –

- 1. Consider approval of Minutes of the following: June 3, 2013 Regular Meeting.

Motion/Second by Ray/Miller to approve Minutes of the following: June 3, 2013 Regular Meeting. Motion carried unanimously by all.

VIII. CONSENT AGENDA –

- 1. Consider approval, on second reading, Ordinance #2013-04, to amend the Spalding County Code of Ordinances, Section 6-1089 by implementing a \$50.00 fee for premises inspection.

Motion/Second by Ray/Gardner to approve, on second reading, Ordinance #2013-04, to amend the Spalding County Code of Ordinances, Section 6-1089 by implementing a \$50.00 fee for premises inspection. Motion carried unanimously by all.

IX. OLD BUSINESS – NONE

X. NEW BUSINESS -

- 1. Consider approval, on first reading, the FY' 2014 Budget Ordinance.

Mr. Wilson noted that this ordinance incorporates all of the changes recommended at the various budget review sessions. Furthermore, Mr. Wilson advised that the ordinance does anticipate a one mill tax increase and two (2) unpaid holidays for county employees for the period January through June, 2014.

Commissioner Miller noted that he does not agree with funding the airport \$75,000 especially since the Director is a City employee and will receive a 3% raise this year.

Commissioner Ray stated that discussing a millage increase is never easy thing because of the information it gives our citizens. Commissioner Ray stated that his main goal is to insure that demanded services are provided.

Motion/Second by Ray/Gardner to approve, on first reading, the FY' 2014 Budget Ordinance. Motion carried by a vote of 3-2 with Commissioners Flowers-Taylor & Miller opposing.

- 2. Consider approval of new 2013 Alcohol License- Retail Sale of Beer and Wine for RRF Tony's d/b/a Tony's One Stop located at 4275 Hwy 19/41 South.

Mr. Wilson noted that this is a new alcohol license and all fees have been brought forward.

Motion/Second by Gardner/Ray to approve new 2013 Alcohol License- Retail Sale of Beer and Wine for RRF Tony's d/b/a Tony's One Stop located at 4275 Hwy 19/41 South. Motion carried unanimously by all.

Commissioner Ray exited the meeting at this point.

3. Consider approval of an amplification permit #13-07 as requested by Henry Warren for an outdoor horse riding & dancing event to be held on Saturday, June 22, 2013 beginning at 8:00 p.m. and ending at 2:30 a.m. The event will be held at 680 S. McDonough Road.

Mr. Wilson stated that Mr. Warren is leasing the property and the lease does give him permission for events of this nature. Mr. Wilson stated that his only concern regarding the application was the ending time.

Commissioner Johnson questioned if we usually approve such applications. Mr. Wilson answered that the Board has moved the ending time back to 12:00 midnight for applicants.

Mr. Wilson also noted that the application was not received within 30 days of the event.

Motion/Second by Ray/Johnson to approve amplification permit #13-07 by Henry Warren for an outdoor horse riding & dancing event to be held on Saturday, June 22, 2013 beginning at 5:00 p.m. and ending at 12:00 midnight. The event will be held at 680 S. McDonough Road. Motion carried by a vote of 4-0.

4. Consider approval of an amplification permit #13-08 as requested by Tracy Gray of Oak Hill Baptist Church for their annual Freedom Festival to be held on June 30, 2013 beginning at 7:00 p.m. and ending at 10:00 p.m. The event will be held at their church located at 100 Lakeside Road.

Motion/Second by Johnson/Gardner to approve amplification permit #13-08 as requested by Tracy Gray of Oak Hill Baptist Church for their annual Freedom Festival to be held on June 30, 2013 beginning at 7:00 p.m. and ending at 10:00 p.m. Motion carried by a vote of 4-0.

5. Presentation and overview of the McIntosh Trail Community Service Board – Pam McCollum.

Pam McCollum, Executive Director of McIntosh Trail Community Service Board was present to provide a brief overview for McIntosh Trail and the services they provide for the residents of Spalding County. At the conclusion of the presentation several participants in the McIntosh Trail program attested of the great services that they have been provided.

6. Consider approval of task order with S&ME, Inc. for well installation, pilot testing and minor modification for the Yamacraw Road Landfill as required by EPD.

Mr. Wilson stated that the Yamacraw Road Landfill was closed in October of 1995 because if you closed the landfill you only had to monitor it for another 20 years. Mr. Wilson noted that we had hoped that by 2015 all expenditures would go away. Spalding County has had a great working relationship with S&ME.

Furthermore, Mr. Wilson stated that we have a methane problem at the landfill. There is not enough to sale but more than is allowed by EPD. This will require us to drill some more wells and connect them to a pilot (pumps air into the well, when it pumps is helps to pump out the methane to get it out from under the ground). Mr. Wilson noted the county had to submit a post closure plan in 1995 and it has since been modified several times.

Commissioner Johnson questioned what the pilot testing consists of. Mr. Wilson stated that they will connect to an existing compressor pump and will monitor on a quarterly basis.

Commissioner Gardner questioned how long does the 20 year plan go on. Mr. Wilson stated that the county has a lease that renews every five years until 2030, if needed. Had originally hoped to be finished in 2015.

Commissioner Miller questioned the location of the landfill. Mr. Wilson stated that this is the Yamacraw Road Landfill.

Commissioner Johnson questioned if the landfill is now a health hazard. Mr. Wilson stated that it is not necessarily a health hazard but since the county buried trash in the landfill, it is our responsibility. Additionally, Mr. Wilson stated that the landfill is not lined. Line landfills came to be in the 90's which is why the Yamacraw Road Landfill was closed.

Motion/Second by Gardner/Miller to approve task order with S&ME, Inc. for well installation, pilot testing and minor modification for the Yamacraw Road Landfill as required by EPD. Motion carried by a vote of 4-0.

7. Consider approval, on first reading, an ordinance amending the FY' 2013 Budget Ordinance to provide for receipt of lease proceeds.

Administrative Services Director Jinna Garrison, stated that these amendments are for the purchase of 13 vehicles for the Uniform Patrol Division and (1) for the Warrant Division. Ms. Garrison stated that these vehicles were lease purchased. This amendment will show the revenues coming in and expenditures. After questioning from Chairman Flowers-Taylor, Mr.

Wilson stated that we have to show lease proceeds coming in as a “other financing source.” Ms. Garrison stated that the purchase of the lease of these vehicles was budgeted.

Motion/Second by Gardner/Miller to approve, on first reading, an ordinance amending the FY’ 2013 Budget Ordinance to provide for receipt of lease proceeds. Motion carried unanimously by a vote of 4-0.

8. Consider approval of Resolution #2013-06 supporting bicycle and pedestrian travel as an alternative method of transportation.

Mr. Wilson noted that the Griffin-Spalding Area Transportation Committee and the Pedestrian Subcommittee have been working in coordination with the Griffin Bicycle Coalition to increase and enhance bicycle efforts. All of their work is part of the Bike-Pedestrian Initiative spearheaded by ARC. Mr. Wilson stated that this resolution simply formalizes our support and willingness to look at alternative means of travel.

Motion/Second by Gardner/Johnson to approve Resolution #2013-06 supporting bicycle and pedestrian travel as an alternative method of transportation. Motion carried unanimously by a vote of 4-0.

9. Consider approval, on first reading, Ordinance #2013-06 to amend Part VII, Motor Vehicles and Traffic, Section 7-1004, to provide for no parking zones on either side of Green Valley Road.

Mr. Wilson stated that staff has received numerous complaints from citizens and businesses about big trucks parking on the side of the road and also damage to the shoulder of the road. Code Enforcement is often in the area trying to issue citations but because we don’t have an ordinance prohibiting parking, they have not been able to do so. In addition, Mr. Wilson stated that some people use Green Valley as a detour to get to schools on Futral Road.

Commissioner Gardner questioned if the industries had been contacted. Mr. Wilson advised that the Development Authority Director David Luckie had contacted the industries.

Motion/Second by Johnson/Gardner to approve, on first reading, Ordinance #2013-06 to amend Part VII, Motor Vehicles and Traffic, Section 7-1004, to provide for no parking zones on either side of Green Valley Road from Arthur K. Bolton Pkwy to Futral Road. Motion carried by a vote of 4-0.

10. Consider approval, on first reading, Ordinance #2013-07 to amend Part VI, Chapter 2, Section 6-2004, Item (E), to provide for no thru trucks on Johnny Cut Road from Jackson Road to Locust Grove Road.

Mr. Wilson stated that Code Enforcement has viewed several trucks on Green Valley at its intersection with Green Valley Boulevard blocking the southbound lane. This blockage is causing a significant traffic hazard for the general public. Commissioner Gardner has received several complaints about this area.

Motion/Second by Miller/Gardner to approve, on first reading, Ordinance #2013-07 to amend Part VI, Chapter 2, Section 6-2004, Item (E), to provide for no thru trucks on Johnny Cut Road from Jackson Road to Locust Grove Road. Motion carried by a vote of 4-0.

11. Consider approval, on first reading, Ordinance #2013-08 amending the Spalding County Code of Ordinances, Part VII, Chapter 1, General Traffic Regulations, Section 7-1001.05, to allow for an update on regulating speed limits within unincorporated Spalding County.

Mr. Wilson stated that staff has been working with Sheriff Beam to get speed limit and zone ordinance updated. This is a very lengthy process, noted Mr. Wilson. The Sheriff has to make recommendations, and then it goes to GDOT. Once it goes to GDOT, it comes to the Commissioner and approval must be specified for each road. Once posted, the Sheriff can run radar.

Sheriff Beam advised the commission that all uniform patrol vehicles have radars in them.

Motion/Second by Gardner/Johnson to approve, on first reading, Ordinance #2013-08 amending the Spalding County Code of Ordinances, Part VII, Chapter 1, General Traffic Regulations, Section 7-1001.05, to allow for an update on regulating speed limits within unincorporated Spalding County. Motion carried by a vote of 4-0.

12. Establish designation of unpaid holidays during the period January 1, 2014 through June 30, 2014.

Mr. Wilson stated that he has had several questions from employees as to which holidays will be unpaid in order to plan their finances. Mr. Wilson stated that there are only four holidays that fall within this period: New Years, Martin Luther King, Jr., Good Friday & Memorial Day.

Commissioner Miller questioned if the money that the city was supposed to pay for the 800Mhz system was budgeted. Mr. Wilson stated that within the budget staff did not anticipate revenues from prior years.

Chairman Flowers-Taylor stated that she was under the impression that we would analyze the budget at the end of the calendar year and if revenues were on target we would look at possibility reinstating the paid holidays. Mr. Wilson stated that staff still intends to do so.

Motion/Second by Gardner/Johnson to designate New Year's Day (January 1, 2014) and Good Friday (April 18, 2014) as unpaid holidays for FY' 14.

XI. REPORT OF COUNTY MANAGER

- A. Advised that the 4-H Youth in Governance Program was held this morning at the Annex. He thanked Commissioner Johnson for attending.
- B. Explained that as a county there are mandated services and discretionary services. In addition, he urged the news media to spread the word of these services and offered them a copy of the listing prepared by ACCG.
- C. Recommended that we suspend collection of the \$2 open play fee as approved by the Parks & Recreation Advisory Board. In addition, Mr. Wilson noted that the "Out of County Fee" was voted on and approved by the Advisory Board at their last meeting to be reduced from \$50 to \$30. ***Board consensus to suspend collection of \$2 open play fee until the results of the next Parks & Recreation Advisory Board meeting.***
- D. Announced that Spalding County has been awarded a Certificate of Achievement for Excellence in Financial Reporting for the 12th consecutive year. A press release will be forthcoming.

XII. REPORT OF COMMISSIONERS

Miller- Noted that he has received calls in reference to the Solicitor, Trey Howell and his opposition to bidding out services. The local attorneys' noted that they were never contacted by Trey Howell about the Assistant Solicitor position. In addition, Commissioner Miller noted that we need to be proactive with managing the county's money. Furthermore, Commissioner Miller stated that the people of Spalding County cannot afford another airport or tax increase. He stated that real estate agents in Fayette County sell 10-15 houses above the amount sold in Spalding County due to high taxes and the school system.

Gardner- Stated that he received an email from the Clerk of Court that she was progressing in scheduling hearings for the Board of Equalization. Furthermore, Commissioner Gardner requested that after Johnny Cut Road is posted "no thru trucks" that we can re-patch the road.

Johnson- Stated that her suggestion of a 1 mil tax increase was not an easy decision. She stated that she is comfortable with her decision especially since it will give us money to put back into fund balance. She hopes that we will never be in this situation again.

Flowers-Taylor- Also noted that she was contacted by two attorneys that were not contacted by Trey Howell. Chairman Flowers-Taylor stated that Trey Howell admitted in an open meeting that he did not bid out the Assistant Solicitor Services. He decided who he wanted and that was who he got. Chairman Flowers-Taylor stated that she did not vote for the budget because the goal was no new positions. Chairman Flowers-Taylor stated that there was a part-time employee hired at the senior center and four new officers at detention. Mr. Wilson advised that the positions at the Sheriff's Department were not recommended but were in fact a part of their submitted budget. In addition, Chairman Flowers-Taylor noted that she was not in favor of the \$2 open play fee for the gym. For the record, Chairman Flowers-Taylor stated that contrary to comments on Facebook, it was never her intent to end football but parks & recreation needs to look at significant ways to save money.

XIII. CLOSED SESSION – NONE

XIV. ADJOURNMENT

Motion/Second by Gardner/Johnson to adjourn at 7:37 p.m. Motion carried by a vote of 4-0.