

Board of Commissioners' Meeting
Carroll County, Georgia
February 2, 2010

MINUTES

Regular
Commission
Meeting

The Board of Commissioners met in regular session on Tuesday, February 2, 2010, at 6:00 p.m. in the Commission Chambers of the David Perry County Administration Building, 423 College Street, Carrollton, Georgia.

The meeting was called to order by Chairman Bill Chappell.

Invocation

The invocation was offered by Commissioner George Chambers.

Pledge of
Allegiance

The Pledge of Allegiance was led by Commissioner Vicki Anderson.

Roll Call

Roll was called by the County Clerk.

There were present:

Chairman Bill Chappell
Commissioner Trent T. North
Commissioner Vicki J. Anderson
Commissioner Kevin Jackson
Commissioner George A. Chambers

There were absent:

Commissioner Ashley Hendrix
Commissioner John M. Wilson

Minutes

The minutes of the January 5, 2010 meeting were *adopted*, as previously circulated, on a motion by Commissioner Jackson and seconded by Commissioner Anderson.

Public
Comments

Public comments were made by: Bill Williamson, Evelyn Bailey, and Jim Stevenson. Comments were tendered on the following subjects: proposed Tire Storage Ordinance and request for County assistance for damaged roads in Fairfield Plantation.

Financial
Session

County Comptroller Don Johnson presented the financial recap of County funds as of December 31, 2009 reporting a total cash reserve of \$16,572,252 with revenues to date totaling \$29,806,818 (62.9%), and expenditures to date totaling \$21,563,786 (45.5%), and a fund balance of \$7,781,798.

Budget
Amendment

On a motion by Commissioner North and seconded by Commissioner Anderson, the Commission voted 4-1 (Chappell opposed, Hendrix & Wilson absent) to *adopt (with the exception of the \$40,386 amendment to the Community Service Budget which was tabled) the following budget amendment that was advertised in the Times-Georgian on January 9, 2010.*

The Carroll County Board of Commissioners do hereby announce the Budget of Carroll County will be amended on February 2, 2010. This amendment will take county reimbursements, which were approved by the County Commissioners, and increase revenues and appropriations for the current fiscal year in the amount of \$9,988.00. Next, this amendment will transfer \$40,386.00 from the County's Contingency Expense Line Item to the Carroll County Community Service Expense Line Item as approved by the Carroll County Board of Commissioners at the December 1, 2009 meeting. Next, this amendment will transfer \$50,000.00 from the County's Contingency Expense Line Item to the Recreation Department for the hiring of one additional full-time county employee and to the Superior Court Judges Salary Line Item Expense due to an increase in salaries as voted on by the State of Georgia Legislature. Next, this amendment will take Emergency-911 Telephone Fund reimbursements, which were approved by the County Commissioners, and increase revenues and appropriations for the current fiscal year in the amount of \$600.00. Finally, this amendment will increase revenues and appropriations for the 2008 SPLOST Debt Service Fund in the current fiscal year in the amount of \$25.00. The amendments are as follows:

GENERAL FUND OPERATING FUND

Revenues		Current	Proposed
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
100-347000	Parks	\$ 567,100	\$ 574,595
100-349903	C.I. Medical Reimb.	\$ 7,801	\$ 8,276
100-349990	Miscellaneous	\$ 265,000	\$ 267,018
Appropriations		Current	Proposed
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
100-1555-00-579990	Contingency	\$ 340,014	\$ 249,628
100-2150-00-511100	Superior Ct Salary Exp	\$ 85,575	\$ 100,575
100-3410-00-521220	Medical Expense	\$ 223,686	\$ 224,161
100-3500-00-523700	Training	\$ 20,000	\$ 20,225
100-3500-00-531799	Miscellaneous Exp	\$ 1,000	\$ 2,793
100-5170-00-521450	Carroll Co Comm.Ser	\$ 300,000	\$ 340,386
100-6000-00-511100	Salaries - Regular	\$ 315,000	\$ 340,000
100-6000-00-512100	Insurance - Health	\$ 77,202	\$ 83,202
100-6000-00-512200	Social Security	\$ 38,000	\$ 42,000
100-6220-00-522201	Bldg Repair & Maint	\$ 4,000	\$ 11,495
Net Increase (Decrease) to Operating Fund			\$ 9,988

EMERGENCY 911 TELEPHONE FUND

Revenues		Current	Proposed
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
215-349990	Miscellaneous Rev	\$ 0	\$ 600
Appropriations		Current	Proposed
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
215-3800-00-542310	Computer, Furn/Equip	\$ 2,000	\$ 2,600
Net Increase (Decrease) to the Emergency 911 Telephone Fund			\$ 600

2008 SPLOST DEBT SERVICE FUND

<u>Revenues</u>		<u>Current</u>	<u>Proposed</u>
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
431-391100	Operating Transfer In - Carroll County	\$5,815,087	\$ 5,815,112
<u>Appropriations</u>		<u>Current</u>	<u>Proposed</u>
<u>Account #</u>	<u>Description</u>	<u>Budget</u>	<u>Budget</u>
431-8000-00-583000	Fiscal Agent Fees	\$ 500	\$ 525
Net Increase (Decrease) to the 2008 SPLOST Debt Service Fund			\$ 25

Resolution -
Soil Erosion,
Sedimentation,
& Pollution
Control
Ordinance

On a motion by Commissioner Anderson and seconded by Commissioner Jackson, the Commission voted 5-0 (Hendrix & Wilson absent) to *approve and adopt* A Resolution and Ordinance Amending the Soil Erosion and Sedimentation Ordinance in the Unincorporated Areas of Carroll County Codified in Article II of Chapter 38 of the Code of Ordinances, Carroll County, Georgia; by Striking and Deleting Article II of Chapter 38 In Its Entirety and Substituting and Adding The Soil Erosion, Sedimentation and Pollution Control Ordinance As Shown In Exhibit 1; Providing for an Effective Date; and for Other Purposes.

Tire Storage
Ordinance

On a motion by Commissioner Jackson and seconded by Chairman Chappell, the Commission voted 5-0 (Hendrix & Wilson absent) to *table* consideration of a proposed Tire Storage Ordinance.

Raburn Road
Condemnation

On a motion by Commissioner North and seconded by Commissioner Jackson, the Commission voted 5-0 (Hendrix & Wilson absent) to *table* consideration of condemnation of Raburn Road property.

Zoning
Session

Before beginning the Zoning Session, Chairman Chappell stated the policies and procedures governing the conduct of zoning hearings. The applicant(s) or proponent(s) of the zoning application shall be allowed ten (10) minutes to present data, evidence, and opinion. Those opposed to the zoning application shall be allowed ten (10) minutes to present data, evidence, and opinion. Both sides shall be allowed five (5) minutes for rebuttal.

Rezoning -
Cavender
Lane,
Bowdon

The Commission considered D & P Propane's request to amend the Zoning Ordinance and Map (application # Z-10-01-01) for a 1.07 +/- acre tract (total 134.40 acres), with a Conditional Use Permit for bulk storage, on property owned by John W. Bartlett, located at 420 Cavender Lane, Bowdon and lying in Land Lot 065 of the 9th Land District (also known as Carroll County Tax Map #003, Parcel #0016 as shown on Re-Zoning Application (#Z-10-01-01) from Agricultural {A} zoning to Industrial {I} zoning. Scotty Preston, applicant, spoke in favor of the rezoning. Dan Harwell, spoke in opposition to the rezoning. John Bartlett, property owner, presented the proponent's rebuttal.

On a motion by Commissioner Chambers and seconded by Commissioner Jackson, the Commission voted 4-1 (Chappell opposed, Hendrix & Wilson absent) to deny the request to rezone, with a *Conditional Use Permit for bulk storage*, that tract of property known as being a 1.07+/- acre tract (total 134.40 acres), owned by John W. Bartlett, located at 420 Cavender Lane, Bowdon, and lying in Land Lot 065 of the 9th Land District of Carroll County, Georgia (and also known as Carroll County Tax Map #003, Parcel #0016 as shown on Carroll County Re-Zoning Application # Z-10-01-01) from Agricultural {A} zoning to Industrial {I} zoning as shown in the application.

Conditional
Use Permit -
Highway 5 W.,
Bowdon

On a motion by Commissioner Chambers and seconded by Commissioner Jackson, the Commission voted 3-2 (North & Anderson opposed; Hendrix & Wilson absent) to *deny the request (resulting in NO ACTION TAKEN due to the lack of the required four affirmative votes)* of James Middleton for a Conditional Use Permit (application # C-10-01-01) to allow church activities and advancement of spiritual education in existing building on 33 acres +/- (total 100acres) at Highway 5 W., Bowdon, on property owned by Robert A. Crown, and lying in Land Lot 0231 of the 11th Land District (also known as Carroll County Tax Map #049, Parcel #0052 as shown on Conditional Use Permit Application #C-10-01-01).

Executive
Session

On a motion by Commissioner Jackson and seconded by Commissioner Anderson, the Commission voted 5-0 (Hendrix & Wilson absent) to enter into Executive Session at 6:50 p.m. for the purpose of discussing pending and potential litigation (*Affidavit attached as part of these minutes*). The Commission reconvened to Regular Session at 7:45 p.m. on a motion by Commissioner Anderson and seconded by Commissioner Jackson.

Adjournment

There being no further business to come before the Commission, the same was adjourned at 7:46 p.m. on a motion by Commissioner Jackson and seconded by Commissioner Anderson.

ATTEST:

Susan A. Mabry, County Clerk

Bill Chappell, Chairman

These minutes were approved by the Carroll County Board of Commissioners on March 2, 2010.