



MINUTES

CARROLL COUNTY, GEORGIA

BOARD OF COMMISSIONERS MEETING

December 3, 2019
6:00 P.M.

Notice: A complete video recording of this meeting can be viewed at www.carrollcountyga.com

The Board of Commissioners held a meeting on Tuesday, December 3, 2019, in the Historic Court House, Superior Court Room, 323 Newnan Street, 3rd Floor, Carrollton, Georgia.

Commissioners Present:	Michelle Morgan, Chairman Montrell McClendon, District 1 Clint M. Chance, District 2 Steve Fuller, District 4 Ernie Reynolds, District 5 George Chambers, District 6, Vice-Chairman
Commissioners Absent:	Tommy Lee, District 3
Staff Present:	Stacey Blackmon, County Attorney Susan Mabry, County Clerk Kristy McAdams, Deputy Clerk Alecia Searcy, Finance Director Anne Lee, Human Resource Director

CALL TO ORDER, INVOCATION, AND PLEDGE OF ALLEGIANCE

Chairman Morgan called the December 3, 2019; Board of Commissioners meeting to order at 6:00 p.m. Kristi Garrett offered the Invocation and the University of West Georgia's Blue Coats led the Pledge of Allegiance.

APPROVAL OF AGENDA

The December 3, 2019 Agenda was unanimously **approved** on a motion by Commissioner Chance and seconded by Commissioner McClendon.

APPROVAL OF MINUTES

The minutes of the October 31, 2019, Work Session Meeting, and the November 5, 2019 Commission Meeting minutes were unanimously **approved** as previously circulated, on a motion by Commissioner McClendon and seconded by Commissioner Chance and Reynolds.

PUBLIC COMMENTS

There were no public comments.

8. FINANCIAL SESSION

8. I. Financial Recap – October 2019

Finance Director, Alecia Searcy presented the financial recap of County funds as of October 31, 2019 reporting revenues to date totaling \$17,310,785, expenditures to date totaling \$17,591,217, and a fund balance of \$13,909,965.

8. II. Public Works – Motor for Caterpillar 140H

On a motion by Commissioner Reynolds and seconded by Commissioner Chambers, the Commission voted 6-0 (Lee absent) to **approve** the Public Works Department’s request to transfer \$19,800 from SPLOST Gravel to Public Works Machinery and Equipment for the purchase of a Motor for a Caterpillar 140H this includes a one year unlimited hour warranty.

8. III. Tyus-Carrollton Road Bridge Project

On a motion by Commissioner Reynolds and seconded by Commissioner Fuller, the Commission voted 6-0 (Lee absent) to **approve** a contract between the Carroll County Board of Commissioners and Heath & Lineback Engineers for the construction inspection services on the Tyus-Carrollton Road Bridge Project to extend the contract amount to not exceed \$32,000.

9. BUSINESS SESSION

9. I. County Administration Building Needs Analysis

Robbie Blackmon of Aurora Advisory Services gave the Board an update on a needs analysis of the County Administration Building located on College Street. Chairman Morgan stated this was the first step in evaluating Item #12 listed on the 2013 SPLOST Ballot which read “acquiring, constructing and equipping County Administrations Building and parking associated therewith.” There was no action taken on this Item.

9. II. Abandoning a portion of Hutcheson Ferry Road

On a motion by Commissioner Reynolds and seconded by Commissioner McClendon, the Commission voted 6-0 (Lee absent) to **approve** a Resolution to begin the process of abandoning a portion of proposed relocated road right of way for Hutcheson Ferry Road located in Land Lots 4 and 29 of the 5th District of Carroll County.

9. III. Sanitary Sewer Systems

On a motion by Commissioner Chambers and seconded by Commissioner McClendon, the Commission voted 6-0 (Lee absent) to **amend** the Carroll County Code of Ordinances to add a New Article IV entitled “Decentralized Sewer Systems, Private Sewer Treatment Facilities and Community Septic Systems” to Chapter 98 entitled “Utilities”; to provide an effective date; and for other purposes.

9. IV. OFS Fitel, LLC - Memorandum

On a motion by Commissioner McClendon and seconded by Commissioner Chambers, the Commission voted 5-1 (Reynolds opposed and Lee absent) to **approve** a Memorandum of Understanding between Carroll County, City of Carrollton, Carroll County Board of Tax Assessors, Carrollton Payroll Development Authority and OFS Fitel, LLC.

10. ZONING SESSION

-Janet Hyde, County Planner

Before beginning the Zoning Session, Chairman Morgan 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.

10. I. Conditional Use – 154 Redland Bend Road

On a motion by Commissioner Chance and seconded by Commissioner Reynolds, the Commission voted 6-0 (Lee absent) to **approve** Owner/ Applicant: Rebecca Ann Keeter's Request (Application C-19-11-01) for a Conditional Use for a Second Detached Dwelling, lying in Land Lot 85 of the 6th District, Parcel #126-0106, located at 154 Redland Bend Road, Temple (Property is located in Commission District 3).

10. II. Conditional Use – 2187 N. Highway 16

On a motion by Commissioner Reynolds and seconded by Commissioner Chance, the Commission voted 6-0 (Lee absent) to **approve** Owner: Robert and Patricia Kierbow Applicant: Verizon's Request (Application C-19-11-02) for a Conditional Use for a cell tower, lying in Land Lot 64 of the 5th District, Parcel #179-0009, located at 2187 N. Highway 16, Whitesburg (Property is located in Commission District 5).

10. III. Rezoning – Highway 61

This item was removed by the applicant.

10. IV. Rezoning – 369 Central High Road

On a motion by Commissioner Fuller and seconded by Commissioner McClendon, the Commission voted 6-0 (Lee absent) to **approve** Owner/ Applicant: JTI Properties' Request (Application Z-19-11-02) for a Rezoning from Commercial to Industrial for a mechanic shop, lying in Land Lot 229 of the 5th District, Parcel #111-0076, located at 369 Central High Road, Carrollton (Property is located in Commission District 4).

10. V. PUBLIC HEARING: Zoning Ordinance Amendment

Chairman Morgan called the Public Hearing to order for public comments. No public comments were made so Chairman Morgan closed the Public Hearing.

On a motion by Commissioner Chance and seconded by Commissioner Reynolds, the Commission voted 6-0 (Lee absent) to **approve** a Resolution and Ordinance of the Board of Commissioners of Carroll County regarding an amendment to the Carroll County Zoning regulations to amend the definition of Club; to amend the definition of Special Events Facility; to authorize shooting ranges as Conditional Uses in the Industrial Zoning District; to provide an effective date; and for other purposes.

11. EXECUTIVE SESSION

-Pending and Potential Litigation

On a motion by Commissioner McClendon and seconded by Commissioner Chambers, the Commission voted 6-0 (Lee absent) to ***convene*** into Executive Session. The Executive Session Affidavit identified as "Exhibit 1" is attached to these minutes and made an official part hereof for the purpose of discussing pending and potential litigation matters at 7:08 p.m.

(As required by O.C.G.A. § 50-14-1(e) (2) (C), a copy of the Executive Session Minutes are maintained by the Board of Commissioners, not for public inspection, but for appropriate judicial review.)

On a motion by Commissioner McClendon and seconded by Commissioner Reynolds, the Commission voted 6-0 (Lee absent) to ***reconvene*** to Regular Session at 8:06 p.m.

11. I. Court House - Settlement Agreement

On a motion by Commissioner Chambers and seconded by Commissioner McClendon, the Commission voted 6-0 (Lee absent) to ***approve*** a Resolution of the Board of Commissioners of Carroll County authorizing the Court House Settlement Agreement settling all claims set forth in Lawsuit; To Authorize the Chairman to Execute the Settlement Memorandum and Consent Order to accomplish the intent outlined in the Settlement Memorandum; To Authorize the Chairman to perform all other acts necessary to accomplish the intent of this Resolution and the Settlement Memorandum.

12. ADJOURNMENT

There being no further business to come before the Commission, the same was adjourned at 8:14 p.m. on a motion by Commissioner McClendon and seconded by Commissioner Reynolds.

Respectfully Submitted:

Susan A. Mabry, County Clerk

Michelle Morgan, Chairman