

April 1, 2014

The Walton County Board of Commissioners held its regular monthly meeting on Tuesday, April 1, 2014 at 6:00 p.m. in the Commission Board Room, Walton County Government Building, 303 South Hammond Drive, Monroe, Georgia. Those present included Chairman Kevin Little, Commissioners Clinton Ayers, Timmy Shelnett, Lamar Palmer, Jeremy Adams and Kirklyn Dixon, County Clerk Leta Talbird, County Attorney Kirby Atkinson, Human Resources Director Karen Fraser, Finance Director Linda Hanna and Planning Director Mike Martin. A list of citizens and other employees in attendance at this meeting is on file in the auxiliary file under this meeting date. Commissioner Mark Banks did not attend the meeting.

## **PRESENTATIONS**

The Board recognized recipients of 4-H Project Achievement Awards.

## **MEETING OPENING**

Chairman Little called the meeting to order at 6:11 p.m. and led the Pledge of Allegiance. Commissioner Shelnett gave the invocation.

## **ADOPTION OF AGENDA**

***Motion:** Commissioner Ayers made a motion to adopt the agenda as presented. Commissioner Adams seconded the motion. The motion carried unanimously.*

## **UNFINISHED BUSINESS**

### Refund Request - Mark Watson

Chairman Little read aloud from a letter written by the County Attorney to Mark Watson that states that before any waiver of such penalties and interest can be considered by the Board of Commissioners, Georgia law provides that the Walton County Tax Commissioner must first reasonably determine that the "default giving rise to the penalty or interest was due to reasonable cause and not due to gross or willful neglect or disregard of the law or of regulations or instructions issued pursuant to the law." O.C.G.A. 48-5-242. Applying the facts of Mr. Watson's situation to the applicable legal standard, the Walton County Tax Commissioner concluded that no waiver of the penalties and interest is appropriate. Therefore, the Board of Commissioners does not have the legal authority to consider or grant the requested refund.

The Board took no action on the matter.

## **PLANNING COMMISSION RECOMMENDATIONS**

Approval of Z14010006 - Rezone 1.338 acres from B-2 to B-3 for seasonal

storage and sale of Christmas Trees, firewood, pine straw and mulch for Eric Mull - 2730 Still Road – District 1 – WC Tax Map C44, Parcel 30

Chairman Little opened the public hearing on the matter. Eric Mull came before the Board in support of the rezone. There was no one present in opposition. Chairman Little closed the public hearing.

***Motion:** Commissioner Ayers made a motion to approve the rezone with the condition that the uses will be restricted to those items listed in the application. Commissioner Adams seconded the motion. The motion carried unanimously.*

Approval of CU14010010 - Conditional Use to convert an existing house to a guesthouse for Sabrina Porterfield – 3676 Mt Carmel Church Road – District 4 – WC Tax Map 191, Parcel 65

Chairman Little opened the public hearing on the matter. Mike Burke came before the Board in support of the Conditional Use. There was no one present in opposition. Chairman Little closed the public hearing.

***Motion:** Commissioner Palmer made a motion, seconded by Commissioner Shelnutt, to approve the Conditional Use as presented. The motion carried unanimously.*

Approval of CU14010011 – Conditional use for a guest house for William Ralph Towler Jr. - 1345 Mt Paran Church Road - District 4 – WC Tax Map 138, Parcel 13

Chairman Little opened the public hearing on the matter. Ralph Towler came before the Board in support of the Conditional Use. There was no one present in opposition. Chairman Little closed the public hearing.

***Motion:** Commissioner Palmer made a motion to approve the Conditional Use with the condition that the guest house can never be rented. Commissioner Adams seconded the motion; voted and carried unanimously.*

Approval of OA14020001 - Amendment to the Walton County Land Development Ordinance as per errata sheet dated 2-1-14 & portion of errata sheet dated 11-01-2013 regarding Article 6, Private Drive (pave to County standards), which was previously tabled by the Board

Chairman Little opened the public hearing on the matter. Planning Director Mike Martin presented the proposed amendments. There was no one present in opposition. Chairman closed the public hearing.

***Motion:** Commissioner Dixon made a motion to approve the amendments to the Walton County Land Development Ordinance as presented. Commissioner Adams seconded the motion. The motion carried unanimously.*

## **PERSONNEL**

### Staffing Requests

Human Resources Director Karen Fraser presented staffing requests for E-911 and the Public Defender's Office.

***Motion:** Commissioner Adams made a motion to approve the staffing requests as presented. Commissioner Palmer seconded the motion; voted and carried unanimously.*

### **ADMINISTRATIVE CONSENT AGENDA**

1. Approval of March 4, 2014 Meeting Minutes
2. Budget Amendments
  - Firefighting: Amendment to increase revenue and expenditures for Foundation Grant in the amount of \$25,671.51. No effect on fund balance.
  - Animal Control: Amendments for donations in the amount of \$440.00. The amendment is an increase to both revenues and expenditures. No effect on fund balance in the General Fund.
  - Roads and Walkways: Amendment in the amount of \$30,000.00 transferring allocations from Engineering line to Equipment. No effect on fund balance in the General Fund.
3. Contracts & Budgeted Purchases of \$2,500.00 or greater
4. Monthly EMS Bad Debt Write-offs
5. Contract - Vigilant Solutions, Inc. - Service Agreement - Tag Reader System  
- Sheriff's Office
6. Contract - CorpCare Associates, Inc. - Employee Assistance Program (for the record)
7. Contract - Emergency Communications Network, LLC - Code RED  
Emergency Notification System
8. Acceptance of Forfeited Vehicle - Sheriff's Office
9. Grant Application - GOHS/Intoxilyzer 9000 Grant

***Motion:** Commissioner Shelnett made a motion to approve the Administrative*

*Consent Agenda as presented. Commissioner Adams seconded the motion. The motion carried unanimously.*

## **RESOLUTIONS**

### Resolution 2014-6 Transmittal Resolution - Capital Improvements Element Annual Update - Impact Fee Program

***Motion:** Commissioner Ayers made a motion to adopt the resolution. Commissioner Dixon seconded the motion; voted and carried unanimously.*

### Resolution 2014-7 Intergovernmental Contract – Development Authority of Walton County - USDA Loan

Morris Jordan and Shane Short of the Development Authority of Walton County presented the resolution and intergovernmental contract for a USDA loan to purchase the Angel Food Ministries Building located on Unisia Drive.

***Motion:** Commissioner Ayers made a motion to adopt the resolution as presented. Commissioner Adams seconded the motion. The motion carried unanimously.*

## **PUBLIC WORKS**

### Acceptance of Bid - Milling & Asphalt Replacement

Public Works Superintendent Steve Chandler recommended awarding the low bid from Cecil Key Paving, Inc. in the amount of \$113.50 per ton.

***Motion:** Commissioner Adams made a motion to award the low bid as recommended by Public Works. Commissioner Palmer seconded the motion. The motion carried unanimously.*

## **ANNEXATION**

### City of Monroe – 878 Michael Etchison Road

***Motion:** Commissioner Palmer made a motion, seconded by Commissioner Dixon, to approve the annexation. The motion carried unanimously.*

## **ADJOURNMENT**

***Motion:** Commissioner Dixon made a motion, seconded by Commissioner Adams, to adjourn the meeting. The motion carried and the meeting was adjourned at 6:34 p.m.*

All documents of record for this meeting are on file in either the addendum book or auxiliary file under this meeting date.

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KEVIN W. LITTLE, CHAIRMAN

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LETA P. TALBIRD, CLERK