

October 5, 2010

The Walton County Board of Commissioners held its regular monthly meeting on Tuesday, October 5, 2010 at 6:00 p.m. in the Board Room of the Walton County Government Building, 303 South Hammond Drive, Suite 330, Monroe, Georgia. Those present included Chairman Kevin Little, Commissioners Clinton Ayers, Chuck Bagley, Vickie Gasaway, Lamar Palmer, Gerald Atha and Kirklyn Dixon, County Clerk Leta Talbird, County Attorney Kirby Atkinson, Finance Director Linda Hanna, Human Resources Director Karen Fraser 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.

Chairman Little called the meeting to order at 6:01 p.m. and led those present in the Pledge of Allegiance. Commissioner Dixon opened the meeting in prayer.

Commissioner Gasaway made a motion to adopt the agenda as presented. Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Ayers made a motion, seconded by Commissioner Atha, to approve the minutes of the September 7, 2010 meeting. All voted in favor.

The Board considered a request from the City of Walnut Grove for the County to purchase one-half interest in 60 acres of property purchased by the City for its Wastewater Treatment Facility. County Attorney Chris Atkinson reviewed the terms of the purchase with the Board. Commissioner Gasaway made a motion to approve the purchase and to authorize the Chairman to execute the proper documents. Commissioner Bagley seconded the motion; voted and carried unanimously.

Bill Ross of Ross and Associates updated the Board on the County's Impact Fee Program Update. He stated that the final draft would be presented at a public hearing during the Board's November 2, 2010 meeting.

The Board considered a Planning Commission recommendation to approve amendments to the Walton County Land Development Ordinance OA10080002 as shown on Errata Sheets 1 & 2 dated 8/2/2010 and to deny an amendment shown on Errata Sheet 3 dated 8/2/2010. Planning & Development Director Mike Martin reviewed, the amendments with the Board. Mr. Martin stated that Errata Sheet 1 is a proposed amendment to Article 4, Part 1, Section 170 - Manufactured Home Park District (MHP). He stated that the ordinance currently states that pre-owned manufactured homes that are replacing existing homes located within non-conforming

manufactured home parks shall not be older than five years from the date of manufacture and may be replaced by a comparable unit of equal or greater square footage. He stated that the General Assembly has declared that no county shall impose any health or safety standards or conditions based upon the age of a manufactured home. Commissioner Ayers made a motion to approve the amendment as shown on Errata Sheet 1 dated 8/2/2010. Commissioner Gasaway seconded the motion; voted and carried unanimously.

Mr. Martin stated that the proposed amendment to the Walton County Land Development Ordinance as shown on Errata Sheet 2 is an amendment to Article 5 - Permitted Uses, Part 1 – Permitted and Conditional Uses, Section 100 – Table of Permitted and Conditional Uses adding language which states that cross-district use of land and structures is prohibited. Commissioner Dixon made a motion to approve the amendment as shown on Errata Sheet 2 dated 8/2/2010. Commissioner Atha seconded the motion. All voted in favor.

Mr. Martin stated that the proposed amendment to the Walton County Land Development Ordinance as shown on Errata Sheet 3 dated 8/2/2010 is an amendment to add regulations to Article 11, Part 6 – Litter Control, adding #4 to Section 120 as follows: Grass, Weeds and Uncultivated Vegetation: Exterior yards surrounding single family dwellings shall be maintained free from grass, weeds, or uncultivated vegetation in excess of 12 inches in height. Heavily wooded lots where equipment cannot maneuver on the lot because of density are exempt from this section. Also exempt are legitimate agricultural uses including but not limited to: hayfields, pastures and gardens. Commissioner Palmer stated that he receives lots of complaints about tall grass at residential homes in foreclosure. After discussion regarding various options that would be less restrictive, Chairman Little stated that without this amendment, there is no enforcement tool and that he would be in favor of approving the amendment as it is written and address changing the language later on if enforcement issues arise. Commissioner Bagley made a motion to approve the amendment as written. Commissioner Palmer seconded the motion. The motion carried unanimously. After the vote was taken, Commissioner Atha stated that he wanted to go on record that he did not vote on the amendment because he needed more time to think about it. He stated that he wanted the record to reflect that he abstained from voting on the matter.

Commissioner Ayers made a motion to approve a request from the Partnership for Families, Children and Youth to become the host for payroll for The Partnership employees. Commissioner Gasaway seconded the motion. All voted in favor.

Commissioner Dixon made a motion, seconded by Commissioner Gasaway, to approve two FY 2011 budget amendments in the amounts of \$20.00 and \$25.00 to reflect donations made to the Animal Control Department by Mrs. Bonnie Hiller. All voted in favor.

Commissioner Palmer made a motion to approve an FY 2011 budget amendment for the Walton County Jail in the amount of \$36,500.00 to add revenue accounts for fees to be charged to inmates under House Bill 464, which allows the County to charge fees for trips to the doctor (\$5.00 per visit), prescriptions (\$7.00 per prescription) and Canteen maintenance (\$1.00 per inmate per month). Commissioner Dixon seconded the motion; voted and carried unanimously.

Commissioner Dixon made a motion to adopt a resolution to amend the FY 2011 budget to create a new budget unit 3810 – Communications/911 to capture E-911 expenditures not allowed under O.C.G.A. 46-5-134. Commissioner Gasaway seconded the motion; voted and carried unanimously.

Commissioner Bagley made a motion to adopt a resolution to select an additional Board of Equalization for Walton County to become effective on January 1, 2011, as set forth in O.C.G.A. 48-5-311. Commissioner Bagley further moved to approve an FY 2011 budget amendment in the amount of \$45,330.00 for required additional personnel, training, supplies and materials. Commissioner Gasaway seconded the motion. All voted in favor.

Finance Director Linda Hanna presented contracts and budgeted purchases of \$2,500.00 or greater for the Board's consideration. Commissioner Gasaway made a motion to approve contracts and purchases as presented. Commissioner Dixon seconded the motion; voted and carried unanimously.

Commissioner Palmer made a motion, seconded by Commissioner Gasaway, to approve writing off EMS bad debt. All voted in favor.

The Board considered a request from the Sheriff's Office for approval of an Automated Clearing House (ACH) Agreement with Athens First Bank & Trust to enable Jail inmate families and friends to put money on the inmate's account via credit card through a Kiosk in the lobby and inmates will be able to order items from a Kiosk in the Jail. Commissioner Ayers made a motion to approve the agreement. Commissioner Palmer seconded the motion; voted and carried unanimously.

Commissioner Gasaway made a motion to accept a 2010-2011 Purchase of Services for Juvenile Offenders Program grant in the amount of \$7,500.00. Commissioner Ayers seconded the motion. All voted in favor.

Personnel Director Karen Fraser presented personnel actions for the period of 9/1/2010 through 9/30/2010 for the Board's consideration. Commissioner Palmer made a motion, seconded by Commissioner Gasaway, to approve personnel actions as presented, for the record. All voted in favor.

Ms. Fraser presented the following staffing requests for the Board's consideration: Firefighter Driver Engineer, Facilities Department Maintenance Worker II, Water Department Utility Service Worker, Tax Assessors Office Chief Appraiser, Board of Equalization Office Assistant, Temporary Deputy Sheriff and Sheriff's Office Temporary Records Clerk. Commissioner Gasaway made a motion to approve the requests as presented. Commissioner Palmer seconded the motion; voted and carried unanimously.

Commissioner Ayers made a motion to appoint Joe Page to the Northeast Georgia Region 10 Emergency Medical Services Council. Commissioner Dixon seconded the motion. All voted in favor.

Commissioner Ayers made a motion to approve a contract change order in the amount of \$11,879.00 for Kevin Price General Contractors for the Between Parkway Site Development. Commissioner Gasaway seconded the motion; voted and carried unanimously.

At 6:49 p.m., Commissioner Ayers made a motion, seconded by Commissioner Dixon, to enter into executive session. Commissioners Ayers, Bagley, Gasaway, Palmer, Atha and Dixon voted in favor.

At 7:20 p.m., Commissioner Gasaway made a motion, seconded by Commissioner Atha, to return to regular session. Commissioners Ayers, Bagley, Gasaway, Palmer, Atha and Dixon voted in favor. Chairman Little stated that no votes were taken while in executive session.

Commissioner Bagley made a motion to ratify actions taken by the Walton County Water & Sewerage Authority in executive session at its meeting held on September 28, 2010. Commissioner Ayers seconded the motion. All voted in favor.

Commissioner Bagley made a motion to reject an offer of judgment and make a counter offer of judgment as outlined in the County Attorney's letter dated September 23, 2010. Commissioner Ayers seconded the motion; voted and carried unanimously.

At 7:21 p.m., Commissioner Bagley made a motion, seconded by Commissioner Ayers, to adjourn the meeting. All voted in favor.

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

KEVIN W. LITTLE, CHAIRMAN

LETA P. TALBIRD, CLERK

CLINTON AYERS, DISTRICT 1

CHUCK BAGLEY, DISTRICT 2

VICKIE M. GASAWAY, DIST. 3

LAMAR PALMER, DISTRICT 4

GERALD ATHA, DISTRICT 5

KIRKLYN DIXON, DISTRICT 6