

March 6, 2012

The Walton County Board of Commissioners held its regular monthly meeting on Tuesday, March 6, 2012 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, 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.

The Board recognized Valerie Urmetz of the Parks and Recreation Department for her success with the Senior Aerobics Program. The Board also recognized a large group of participants in the Senior Aerobics Program.

The Board recognized GRPA State Basketball Champion 7-8 year old boy's team and 9-10 year old girl's team.

Chairman Little called the meeting to order at 6:26 p.m. and led those present in the Pledge of Allegiance. Commissioner Dixon opened the meeting in prayer.

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

The Board considered CU11100003 - Conditional use for a 13-lot private drive gated subdivision for WARJAC, LLC – Neal Jackson. The affected property is located on Shockley Springs Drive within Shockley Springs 8-lot private drive subdivision and is further identified on WC Tax Map N119A, Parcels 1-8. Chairman Little opened the public hearing on the matter. Neal Jackson came before the Board in support of the conditional use. He stated that he is requesting to change the lots sizes from 5-acre lots to 2-acre lots, increasing the number of lots from 8 to 13. Diana Akery, Jeff Armistead, Howard Eckerd, Barbara King and James Clay spoke in opposition to the conditional use. They cited concerns about lower property values, limited water supply for wells, additional septic tanks, increased traffic, the condition of Shockley Road and water run-off as reasons for opposition. Commissioner Bagley asked Mr. Jackson if wells have been drilled on the lots. Mr. Jackson stated that no wells have been drilled. Commissioner Bagley asked Mr. Jackson if he has met with other property owners to address their concerns. Mr. Jackson stated that he had not. Planning Director Mike Martin stated that wells and septic tanks have to be approved

by the Health Department. Chairman Little closed the public hearing on the matter. Commissioner Atha made a motion to approve the conditional use with minimum 1,600 sq. ft. homes. Commissioner Palmer seconded the motion. Commissioners Ayers, Gasaway, Palmer, Atha & Dixon voted in favor of the motion. Commissioner Bagley opposed the motion. The motion carried 5-1.

The Board considered a Planning Commission recommendation to approve Z11120010 – Rezone 46.25 acres from R-1 GS to A-1 for a single-family residence for Jean Carol Davenport. The affected property is located on South Sharon Church Road and is further identified on WC Tax Map C 12, Parcel 40. Chairman Little opened the public hearing on the matter. Allen Davenport came before the Board in support of the rezone. There was no one present in opposition. Chairman Little closed the public hearing on the matter. Commissioner Bagley made a motion to approve the rezone. Commissioner Gasaway seconded the motion; voted and carried unanimously.

The Board considered a Planning Commission recommendation to approve Z11120011 – Rezone 11.85 acres from R-1 to A-1 to allow horses for James A. Rowse, Jr. The affected property is located at 137 Meadowwood Lane and is further identified on WC Tax Map C 87, Parcel 19. Chairman Little opened the public hearing on the matter. Attorney Scott Willis, representing the applicant, came before the Board in support of the rezone. Ed Morrison, Mr. Davenport's neighbor, was also present in support. There was no one present in opposition. Chairman Little closed the public hearing on the matter. Commissioner Atha made a motion to approve the rezone. Commissioner Ayers seconded the motion. All voted in favor.

The Board considered a Planning Commission recommendation to approve Z12010001 – Rezone 5.97 acres from A-1 and B-2 to B-3 and M-2 to bring property into compliance for existing use for Eugene Lamar Harwell. The affected property is located at 2412 Georgia Highway 11 and is further identified on WC Tax Map C 85, Parcels 109, 109G & 110. Chairman Little opened the public hearing on the matter. Lamar Harwell came before the Board in support of the rezone. There was no one present in opposition. Chairman Little closed the public hearing on the matter. Commissioner Atha made a motion to approve the rezone. Commissioner Palmer seconded the motion; voted and carried unanimously.

The Board considered a Planning Commission recommendation to approve OA12010004 – Amendments to the Walton County Land Development Ordinance as shown on Errata Sheet dated 1-3-2012. Chairman Little opened the public hearing on the matter. Planning Director Mike Martin reviewed the amendments with the Board. He stated the amendments add guidelines

for non-emergency transport vehicles to Home Occupation guidelines and adds thrift stores as a permitted use in B-2. There was no one present in opposition. Chairman Little closed the public hearing on the matter. Commissioner Palmer made a motion, seconded by Commissioner Ayers, to approve the amendments as presented. All voted in favor.

The Board held a first reading of an Ordinance to amend the Code of Walton County, Georgia, Chapter 18 regarding Businesses, so as to require a Pain Management Clinic Occupation Tax Certificate; to repeal conflicting provisions; to provide for an effective date; and for other purposes. A copy of the proposed Ordinance is on file in the auxiliary file under this meeting date. Commissioner Ayers made a motion to initiate the ordinance adoption process. Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Bagley made a motion, seconded by Commissioner Gasaway, to approve the following items as presented on the Administrative Consent Agenda:

1. Approval of the February 7, 2012 meeting minutes
2. Budget Amendments as follows:
 - Animal Control – Donations - \$275.00
 - Water Department – Transfer from Budget Unit 4447 – Water Operations Work Program to Budget Unit 4446 – Water Operation Distribution - \$1,000.00
 - Solid Waste – Transfer funds from Equipment to Garbage Bag Resale - \$3,000.00
 - IT Department – Transfer from External Applications to General Supplies and Materials - \$76,500.00
 - SPLOST – Transfer funds from equipment to appropriate line items for Animal Control Building expenditures - \$75,000.00
3. Contracts & Budgeted Purchases of \$2,500.00 or greater as presented
4. Monthly EMS Bad Debt Write-offs
5. Declaration of Surplus Property (A list of the property declared surplus is on file in the auxiliary file under this meeting date.)

All voted in favor.

Commissioner Atha made a motion, seconded by Commissioner Gasaway, to approve personnel actions for the period of 2/1/2012 through 2/29/2012 as presented. All voted in favor.

Commissioner Gasaway made a motion, seconded by Commissioner Atha, to approve the following staffing requests as recommended by the Budget Committee:

1. Deputy Clerk – Clerk of Superior Court. Recommended to fill the

position with a TEMP to replace a full-time employee who transferred to another department in August 2011. To be advertised externally and internally. Salary is approved in the FY-2012 budget.

2. Deputy Clerk – Clerk of Superior Court. Full-time replacement for an employee who resigned in December 2011. To be advertised internally only. Salary is approved in the FY-2012 budget.

3. Intake Clerk – Juvenile Court. Full-time replacement for employee who resigned in January 2012. To be advertised internally only. Salary is approved in the FY-2012 budget.

4. Detention Officer – Jail. Full-time replacement for employee who resigned in January 2012 due to injury incurred while on military deployment. To be advertised externally and internally. Salary is approved in the FY-2012 budget.

5. Utility Billing Clerk – Water. Full-time replacement for employee who is retiring in March 2012. To be advertised internally only. Salary is approved in the FY-2012 budget.

6. Assistant Public Defender – Public Defender’s Office. Full-time replacement for employee who resigned in February 2012. To be advertised internally only. Salary is approved in the FY-2012 budget.

All voted in favor.

Commissioner Gasaway made a motion to re-appoint Linda Vinson and R. Charles White to the Advantage Behavioral Health Systems Community Service Board. Commissioner Dixon seconded the motion; voted and carried unanimously.

Commissioner Gasaway made a motion to approve a Software Maintenance Agreement with Icon Software Corporation for the Probate Court contingent upon approval by the County Attorney. Commissioner Bagley seconded the motion. All voted in favor.

Commissioner Ayers made a motion to approve a contract with Traylor Business Services, Inc. for the Business Personal Property Verification Program for the Tax Assessors Office. Commissioner Gasaway seconded the motion; voted and carried unanimously.

Commissioner Palmer made a motion to approve a refund request for Gail Alexander Caldwell in the amount of \$132.45 for Ad Valorem taxes paid in error. Commissioner Dixon seconded the motion. All voted in favor.

Commissioner Bagley made a motion to approve a refund request for Kim Dyer in the amount of \$95.93 for Ad Valorem taxes paid in error. Commissioner Atha seconded the motion; voted and carried unanimously.

Commissioner Ayers made a motion to deny a refund request from Liberty

First Bank for property tax penalties and interested paid on property owned by CPS Partners. Commissioner Dixon seconded the motion. Commissioners Ayers, Gasaway, Palmer, Atha & Dixon voted in favor of the motion. Commissioner Bagley opposed the motion. The motion carried 5-1.

Commissioner Bagley made a motion to approve the installation of a dry-fire hydrant at Meridian Park. Commissioner Gasaway seconded the motion. All voted in favor.

Commissioner Bagley made a motion approving the Walton County Legislative Delegation to present a bill to either amend or repeal O.C.G.A. 48-5-301(b), which requires that in counties having a population between 81,300 and 89,000, the tax commissioner or tax receiver present the county's tax returns to the county board of tax assessors no later than March 11 of each year. Commissioner Gasaway seconded the motion; voted and carried unanimously.

At 7:11 p.m., Commissioner Ayers made a motion to adjourn the meeting. Commissioner Gasaway seconded the motion. All voted in favor.

All documents of record 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