

April 3, 2012

The Walton County Board of Commissioners held its regular monthly meeting on Tuesday, April 3, 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.

Chairman Little called the meeting to order at 6:00 p.m. and led those present in the Pledge of Allegiance. Commissioner Bagley opened the meeting in prayer.

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

The Board considered adoption 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. County Clerk Leta Talbird stated that notice of the public hearing was advertised twice in The Walton Tribune and that the proposed ordinance was made available for public inspection on the County's website and in the Commissioners Office. Chairman Little opened the public hearing on the matter. There was no one present in opposition to the ordinance. Chairman Little closed the public hearing on the matter. Commissioner Palmer made a motion to adopt the Ordinance. Commissioner Gasaway seconded the motion; voted and carried unanimously.

The Board considered a Planning Commission recommendation to approve CU12010011 – Conditional Use for a guesthouse for Brenda C. McCullers. The affected property is located at 2910 Atkinson Road and is further identified on WC Tax Map C 47, Parcel 54. Chairman Little opened the public hearing on the matter. Justin Warner, representing the applicant, came before the Board in support of the Conditional Use. There was no one present in opposition. Chairman Little closed the public hearing on the matter. Commissioner Bagley made a motion to approve the Conditional Use. Commissioner Gasaway seconded the motion. All voted in favor.

The Board considered LU12010002 – Land Use Application - Change land

use from suburban to highway corridor and Z12010002 - Rezone 3.786 acres from B-2 to B-3 for a business with outdoor storage for Buddy Johnson, with variance to use site/buildings as is. The affected property is located at 5395 Georgia Highway 20 and is further identified on WC Tax Map C 8, Parcel 3. Chairman Little opened the public hearing on the matter. Den Webb of Smith, Gambrell and Russell, LLP came before the Board on behalf of the applicant. Mr. Webb presented a plat of the subject property, a list of proposed conditions for the rezone and copies of Walton County GIS maps depicting the zoning of properties surrounding the subject property. He stated that the applicant has no plan to put a transfer station or landfill on the property or to sort, store or collect solid waste. He stated that the business has 2000 customers and owns and operates 10 trucks. He stated that the applicant wants to use the property as an office, a repair shed to perform light maintenance on the trucks and to use the yard to park trucks when not in use. He stated the trucks would be empty when they come in and empty when they leave. Mr. Webb stated that there are other uses like this across the road from the subject property and throughout the corridor. Mr. Webb then read aloud the applicant's proposed zoning conditions, agreed not to park trucks on the front of the property and to upgrade the storm water system. Speaking in opposition were David Protiva, one of the owners of Jackson Mobile Home Community, who submitted a petition with signatures of residents of Jackson Mobile Home Community who oppose the rezone, William Woods White, attorney for Ezra and Jacqueline Griffin, who submitted a letter detailing his clients objections to the rezone, Star Kelsey of Jackson Mobile Home Park, Ezra Griffin and Jacqueline Griffin who presented a map with circles drawn around tax parcels representing people opposed to the rezone. Mrs. Griffin asked all those present in opposition to the rezone to stand. Additional petitions objecting to the rezone were submitted for the record. Tracey Lee also spoke in opposition. Attorney Den Webb spoke in rebuttal and asked that the application be approved subject to the conditions proposed by the applicant. Chairman Little closed the public hearing on the matter. Commissioner Bagley addressed the Board and those in attendance regarding the details of the application and the facts that were presented by both the proponents and opponents. Commissioner Bagley made a motion to deny the rezone. Commissioner Gasaway seconded the motion. All voted in favor.

At 6:35 p.m., the Board briefly recessed.

Chairman Little called the meeting back to order at 6:41 p.m.

Commissioner Atha made a motion to approve the following items as presented on the Administrative Consent Agenda:

1. March 6, 2012 meeting minutes
2. Budget Amendments as follows:

- Animal Control - \$670.00 - Donations
  - Sheriff's Office - \$10,000.00 - Transferred from Temporary Employees to Overtime
  - Sheriff's Office- \$19,074.41 - Reimbursement from Inmate Phone Fund for purchase made by Sheriff
  - Roadways & Walkways - \$110,000.00 - Transfer from Hauling to Equipment
  - Unpaved Streets - \$36,000.00 - Transfer from Road Construction to Equipment
  - Unpaved Streets - \$40,000.00 - Transfer from General Supplies to Equipment
  - DFCS Building - Adding a special revenue fund to capture the transactions involving the construction and operations/maintenance of the Walton County DFCS Building and amending the budget for estimated revenues and expenditures
3. Contracts and budgeted purchases of \$2,500.00 or greater as presented
  4. Monthly EMS Bad Debt Write-offs
  5. Acceptance of forfeited vehicle – Sheriff's Office
  6. Ratification of actions taken by the Walton County Water & Sewerage Authority at its meeting held on March 27, 2012
  7. Approval of Insolvent Tax List

Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Gasaway made a motion, seconded by Commissioner Atha, to approve personnel actions for the period of 3/1/2012 through 3/26/2012 as presented. All voted in favor.

Commissioner Bagley made a motion to approve the following staffing requests as recommended by the Budget Committee:

1. Facilities Maintenance Worker I. Full-time replacement for employee who was terminated in December 2011. To be advertised externally and internally. Salary is approved in the FY-2012 budget.
2. Custodian. Full-time replacement for an employee who resigned in October 2011. To be advertised externally and internally. 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. Deputy Sheriff Sergeant – CID. Full-time replacement for employee who was demoted to Investigator in February 2012. To be advertised internally only. Salary is approved in the FY-2012 budget.
5. Deputy Sheriff Senior. Full-time replacement for employee who resigned in March 2012. To be advertised internally only. Salary is approved in the FY-2012 budget.
6. Detention Officer - Jail. Full-time replacement for employee who resigned in March 2012. To be advertised externally and internally. Salary is approved in the FY-2012 budget.
7. Customer Service Rep – TEMP – Water. Temporary replacement for a CSR who was laterally transferred to the Utility Billing Clerk position vacated on 4/1/2012. To be advertised externally and internally. Salary is approved in the FY-2012 budget.

Commissioner Atha seconded the motion; voted and carried unanimously.

Commissioner Atha made a motion, seconded by Commissioner Dixon, to approve the 2012-2013 Holiday Schedule as recommended by the Employee Benefits Committee. All voted in favor.

The Board considered a refund request from Liberty First Bank for penalties and interest imposed on the taxes of CPS Partners property that was purchased by the County for right of way. Commissioner Bagley made a motion to grant authority to the Tax Commissioner to review the request and make the determination in accordance with applicable law. Commissioner Palmer seconded the motion; voted and carried unanimously.

Commissioner Gasaway made a motion to approve an Intergovernmental Contract with the City of Walnut Grove for repairs on Forrester Cemetery Road subject to changes recommended by the County Attorney. Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Dixon made a motion to approve a contract with Local Option Sales Tax Consultant Eaves Consulting Group L.L.C. subject to changes recommended by the County Attorney. Commissioner Atha seconded the motion; voted and carried unanimously.

Commissioner Bagley made a motion to adopt a resolution approving transmittal of the Capital Improvements Element Annual Update to the Northeast Georgia Regional Commission for Regional and State review, as per the Development Impact Fee Compliance Requirements. Commissioner Dixon seconded the motion. All voted in favor.

Commissioner Palmer made a motion to adopt a resolution approving to levy upon all the taxable property in the Walton County School District a direct

annual tax sufficient to pay the principal and interest on bonds as they become due and payable. Commissioner Atha seconded the motion. All voted in favor. (The Walton County School District Series 2012 General Obligation Refunding Bonds Debt Service Schedule is on file in the addendum book under this meeting date.)

Chairman Little read a Donate Life Month Proclamation into the record.

Commissioner Dixon made a motion, seconded by Commissioner Atha, to schedule the regular May 2012 monthly meeting to be held on Tuesday, May 8, 2012 at 6:00 p.m. All voted in favor.

At 7:05 p.m., Commissioner Atha 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.

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KEVIN W. LITTLE, CHAIRMAN

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LETA P. TALBIRD, CLERK

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CLINTON AYERS, DISTRICT 1

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CHUCK BAGLEY, DISTRICT 2

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VICKIE M. GASAWAY, DIST. 3

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LAMAR PALMER, DISTRICT 4

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GERALD ATHA, DISTRICT 5

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KIRKLYN DIXON, DISTRICT 6