

June 5, 2012

The Walton County Board of Commissioners held its regular monthly meeting on Tuesday, June 5, 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 and Lamar Palmer, 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. Commissioner Dixon did not attend the meeting. The District 5 Commission Seat is currently vacant.

Terry Mitchell spoke during the public comment segment of the meeting.

The Board recognized Boy Scout Troop 705, recipients of the 2011 Rivers Alive Award.

The Board recognized the State Champion Loganville High School Baseball Team.

The Board recognized Walton County EMS 2012 EMT of the Year Anise Phillips.

Chairman Little called the meeting to order at 6:23 p.m. and led those present in the Pledge of Allegiance. Commissioner Gasaway opened the meeting in prayer.

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

The Board considered a Planning Commission recommendation to approve CU12030010 – Conditional Use for an events facility (weddings) for Ronald E. Pennington. The affected property is located at 1411 Lipscomb Road and is further identified on WC Tax Map N169A, Parcel 14. Chairman Little opened the public hearing on the matter. Ronald Pennington 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 Palmer made a motion to approve the Conditional Use. Commissioner Gasaway seconded the motion; voted and carried unanimously.

The Board considered a Planning Commission recommendation to approve

Z12030011 – Rezone 10.01 acre tract 1 and 5,808 acre tract 3 from A-2 to A for agricultural uses, chicken houses and greenhouse operations (currently in use) and rezone a 2 acre out parcel from A to A-2 for a residence for David Maughon and W. Scott Knight. The affected property is located on Cornish Mountain Church Road and is further identified on WC Tax Map C67, Parcels 114, 114 Split and 114A. Chairman Little opened the public hearing on the matter. David Maughon 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 Gasaway made a motion to approve the rezone. Commissioner Bagley seconded the motion. All voted in favor.

The Board considered a Planning Commission recommendation to approve Z12030012 – Rezone 87.044 acres from A-1 and A-1 OSC to A for a grape vineyard, horses and chickens for personal use for Maribelle Verdiales. The affected property is located on Rowe Road and is further identified on WC Tax Map C 75, Parcels 145, 145C, 144 Split and 144A. Chairman Little opened the public hearing on the matter. Maribelle Verdiales 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 Ayers made a motion to approve the rezone with the conditions recommended by the Planning Department: That the horses and chickens are for personal use. Commissioner Bagley seconded the motion; voted and carried unanimously.

The Board considered a Planning Commission recommendation to deny LU12040006 – Change land use from suburban to highway corridor and Z12040007 – Rezone 5.00 acres from A-1 to B-2 with Conditional Use for outside storage for a paving company for Southeastern Paving, Inc. The affected property is located at 4999 Bentley Road and is further identified on WC Tax Map C 70, Parcel 45. Chairman Little opened the public hearing on the matter. Attorney Don Osborne, representing the applicant, came before the Board in support of the request. He stated that the subject property fronts on Georgia Highway 81 and that the applicant wants to have his headquarters and office there with storage in the back to store a tractor, dump truck and other equipment. Mr. Osborne presented a drawing of the property showing the applicant's proposed uses. He stated the applicant proposes to enter the property from Bentley Road. Mr. Osborne read the applicant's Constitutional rights statement into the record. Robert Andrews, Rick Lipesci, Attorney E.W.Weiman and Joy Poole spoke in opposition. Photographs of the applicant's current business location and the proposed location were submitted for the record. A petition from the homeowners and residents of Arden Crest Subdivision who oppose the rezone was also submitted for the record. In rebuttal, Attorney Osborne stated that the photos show other businesses that share the current location. He added that the

applicant would agree to a B-1 rezone if he could have outside storage. Chairman Little closed the public hearing on the matter. Commissioner Bagley inquired if there had been meetings between the proponents and opponents. Mr. Osborne stated there had been no meetings. Commissioner Bagley inquired if either side wants to come to a common agreement or if both sides want all or nothing. Mr. Osborne reiterated that the applicant would compromise with B-1 zoning if he could have outside storage. Commissioner Bagley made a motion to follow the recommendation of the Planning Commission and deny the rezone and land use change. Commissioner Ayers seconded the motion. All voted in favor.

At 7:00 p.m., the Board briefly recessed.

Chairman Little called the meeting back to order at 7:05 p.m.

Commissioner Gasaway made a motion to adopt a resolution to give the Chairman the authority to amend the Fiscal Year 2012 revenue and expenditure budgets for all funds as part of the fiscal year closing process as actual figures for revenues and expenditures become available. Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Bagley made a motion to adopt a resolution approving the Fiscal Year 2013 budget as presented. Commissioner Gasaway seconded the motion. Commissioners Bagley, Gasaway, Palmer and Chairman Little voted in favor of the motion. Commissioner Ayers opposed the motion. The motion carried 4-1.

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

1. Minutes of the May 8, 2012 meeting
2. Budget amendments as follows:
 - Animal Control - \$155.00 – Donations
 - Solid Waste/General Fund – Housekeeping to record transfer in/out resulting from employee moving from Public Works to Recycling/KWB
 - Water Department – Transfer from Budget Unit 4477 Water Operations/Work Program to 4446 Water Operations Distribution to cover overages.
 - General Fund Revenues All Budget Units – Revenue changes in anticipated revenues resulting in a net increase in Fund Balance of \$2,030,778.48
3. Contracts and budgeted purchases of \$2,500.00 or greater
4. Monthly EMS Bad Debt write-offs
5. 2012 Water Department charge-offs

6. Ratification of actions taken by the Walton County Water & Sewerage Authority at its meeting on May 15, 2012
7. Declaration of surplus property (property list is on file in the auxiliary file for this meeting)
8. Application for Health Care Foundation Grant – Sheriff’s Office
9. Acceptance of forfeited vehicle for Sheriff’s Office
10. Application for Bulletproof Vest Grant – Sheriff’s Office

Commissioner Gasaway seconded the motion; voted and carried unanimously.

Commissioner Gasaway made a motion to approve personnel actions for the period of 5/1/2012 through 5/25/2012 as presented for the record. Commissioner Ayers seconded the motion. All voted in favor.

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

1. Firefighter/Driver Engineers (7) Temporary. Temporary replacements for employees who are no longer available to work when contacted. To be advertised externally and internally. Salaries are approved in the FY 2012 budget.
2. Deputy Sheriff – Uniform Patrol. Full-time replacement for employee who resigned in May 2012. To be advertised externally and internally. Salary is approved in the FY 2012 budget.
3. Communication Officer – E-911. Full-time replacement for employee who was terminated. To be advertised externally and internally. Salary is approved in the FY 2012 budget.

Commissioner Palmer seconded the motion; voted and carried unanimously.

Commissioner Palmer made a motion to approve a contract with National Payment Solutions for eLockbox Pro for the Water Department. Commissioner Gasaway seconded the motion. All voted in favor.

Commissioner Palmer made a motion to approve a Juvenile Offenders Purchase of Services Contract with The Alcovy Leadership & Character Development Program. Commissioner Bagley seconded the motion; voted and carried unanimously.

Commissioner Palmer made a motion, seconded by Commissioner Gasaway to approve a maintenance agreement with Eagle Advantage Solutions, Inc. for the Sheriff’s Office live scan fingerprint software. All voted in favor.

Commissioner Bagley made a motion to approve an Engagement Letter with

Mauldin & Jenkins Certified Public Accountants, LLC for the FY 2012 audit. Commissioner Gasaway seconded the motion; voted and carried unanimously.

Commissioner Ayers made a motion to approve the Georgia EMA Statewide Mutual Aid & Assistance Agreement. Commissioner Gasaway seconded the motion. All voted in favor.

Commissioner Ayers made a motion to approve a refund request for Katherine Betterton in the amount of \$322.74 for 2012 Ad Valorem taxes paid in error. Commissioner Palmer seconded the motion; voted and carried unanimously.

Commissioner Gasaway made a motion to re-appoint Henry L. Ivey, Jr., Jimmy Payne, Lori Greer and Betty Hearn to the Walton County Board of Elections. Commissioner Palmer seconded the motion. All voted in favor.

Commissioner Palmer made a motion to appoint Penny Keener and Jamie Peterson to the Social Circle Library Board. Commissioner Gasaway seconded the motion. All voted in favor.

The Board discussed the process for the appointment of District 5 Commissioner. County Attorney Kirby Atkinson cited the Board's authority from the local code. Commissioner Gasaway made a motion, seconded by Commissioner Palmer, to require those interested in appointment to submit a Declaration of Candidacy Form & Affidavit and a resume to the County Clerk no later than 5:00 p.m. in July 6, 2012. All voted in favor.

Chairman Little gave an update on Walton County's removal from the Ozone Nonattainment Area.

At 7:40 p.m., Commissioner Bagley made a motion, seconded by Commissioner Ayers, to adjourn the meeting. 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