MADISON COUNTY BOARD OF COMMISSIONERS
AGENDA
REGULAR BUSINESS MEETING
JULY 29, 2019
6:00 P.M.

1. Approval of Minutes:
   Minutes of the June 20, 2019 Special Called Meeting
   Minutes of the June 21, 2019 Budget Work Session
   Minutes of the June 24, 2019 Regular Business Meeting
   Minutes of the July 1, 2019 Agenda Setting Meeting
   Minutes of the July 9, 2019 Budget Work Session

2. Business Involving Guests, Groups or Multiple Visitors
   Jennifer Ivey, Madison County Library

3. Chairman’s Report

4. Statements and Remarks from citizens on an agenda item

CONSENT AGENDA:

5. Consider approving SPLOST Intergovernmental Agreement

NEW BUSINESS:

6. Consider Real Estate Option and Purchase Agreement for property located at 20 Albany Avenue in Danielsville.

7. Discuss 2020 Food Bank budget

8. Discuss 2020 Law Library and Clerk’s Deed budgets

9. Discuss 2020 Sheriff’s Office State Seizure account and Jail Commission budgets

10. Discuss 2020 Madison County Budget Resolution

11. Roads Update

12. Urgent Matters

13. Statements and Remarks from citizens

14. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed)

15. Adjourn
AGENDA ITEM # 1

MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
JUNE 20, 2019 SPECIAL CALLED MEETING
6:00 P.M.

MEMBERS PRESENT:
District 1 Commissioner Lee Allen
District 2 Commissioner Tripp Strickland
District 4 Commissioner Brian Kirk
District 5 Commissioner Derek Doster

MEMBERS ABSENT:
Commission Chairman John Scarborough
District 3 Commissioner Theresa Bettis

MEDIA PRESENT:
Zach Mitcham, Madison County Journal

STAFF PRESENT:
Robin Pendleton, Recreation Department Director
Shelley Parham, Recreation Department Assistant Director
Mike Pruett, County Attorney
Rhonda S. Wooten, County Clerk

Recreation Board Chairman J.D. Woods called the meeting to order at 6:03 p.m.

Item No. 1. Discuss Recreation Department’s Facilities Use Agreements

Members of the Board of Commissioners, Recreation Board, Little League Board and several citizens discussed ways to support positive baseball and softball programs in Madison County. The Recreation Board and Little League Board agreed to meet again and present a plan to the Board of Commissioners to enable a better baseball/softball program.

On motion by Commissioner Allen and second by Commissioner Doster the Board of Commissioners unanimously agreed to adjourn at 7:50 p.m.
MEMBERS PRESENT:
Commission Chairman John Scarborough
District 1 Commissioner Lee Allen
District 2 Commissioner Tripp Strickland
District 4 Commissioner Brian Kirk
District 5 Commissioner Derek Doster

MEMBERS ABSENT:
District 3 Commissioner Theresa Bettis

MEDIA PRESENT:
Zach Mitcham, Madison County Journal

STAFF PRESENT:
Kathy Figueroa, Finance Director
Rhonda S. Wooten, County Clerk

The work session started at 8:35 a.m.

Item No. 1. Statements and Remarks from Citizens on an agenda item.
There were no statements or remarks.

Item No. 2. Budget Work Session to discuss 2020 budget.
The proposed 2020 budgets for the following departments/facilities were reviewed and discussed:

Board of Elections/Registration #22, Sheriff #50, Jail #51, C.H.A.M.P.S. #52, E911 #60, Code Enforcement #94.

Cindy Jones with the Chamber of Commerce addressed the Board regarding a request for partial funding of a full time executive director position for the Chamber of Commerce.

Recessed for lunch at 12:30 p.m. and resumed budget session at 1:45 p.m. to review and discuss the following departments/facilities:
Contingency #2, Capital Outlay #3, Governing Body #4, Commissioner Allen #1, Commissioner Strickland #6,
Commissioner Bettis #7, Commissioner Kirk #8, Commissioner Doster #9, Chairman Scarborough #10,
Chairman/Clerk/Deputy Clerk/Human Resources #11, Finance #12, Information Technology #14, EMA #56, Animal Shelter #62, IDA #67, Health Department #75, Mental Health #76, Department of Family & Children Services #77, Forest Resources #90 and Planning and Zoning Commission #92.

All of the proposed 2020 budgets were reviewed at length. The Board agreed to hold another budget session on July 9, 2019 at 3:00 p.m.

Item No. 4. Adjourn
On motion by Commissioner Doster and second by Commissioner Allen the Board unanimously agreed to adjourn at 4:50 p.m.
MEMBERS PRESENT:
Commission Chairman John Scarborough
District 1 Commissioner Lee Allen
District 2 Commissioner Tripp Strickland
District 4 Commissioner Brian Kirk
District 5 Commissioner Derek Doster

MEMBERS ABSENT:
District 3 Commissioner Theresa Bettis

MEDIA PRESENT:
Zach Mitcham, Madison County Journal

STAFF PRESENT:
Rhonda S. Wooten, County Clerk
Mike Pruett, County Attorney

Chairman Scarborough called the meeting to order at 6:03 p.m. He asked everyone to remember Chris Bradberry and his family in prayer. Chairman Scarborough led in the pledge to the American Flag and gave the invocation.

Item No. 1. Approval of minutes:
Minutes of the May 22, 2019 Regular Business Meeting
Minutes of the June 3, 2019 Agenda Setting Meeting
Minutes of the June 14, 2019 Budget Work Session

On motion by Commissioner Allen and second by Commissioner Strickland the Board voted to approve the minutes of the May 22, 2019 Regular Business Meeting and the June 14, 2019 Budget Work Session. The vote was as follows: Commissioners Allen, Strickland, Kirk and Doster voted YES.

On motion by Commissioner Doster and second by Commissioner Allen the Board voted to approve the minutes of the June 3, 2019 Agenda Setting Meeting. The vote was as follows: Commissioners Allen, Strickland and Doster voted YES. Commissioner Kirk abstained.

Item No. 2. Business Involving Guests, Groups or Multiple Visitors
None
Item No. 3. Chairman’s Report

Chairman Scarborough stated that the sheriff’s office is requesting to purchase a 2015 Dodge Durango demo for $25,000. This vehicle will replace the 2015 Dodge Charger that was recently totaled.
On motion by Commissioner Allen and second by Commissioner Kirk the Board voted to approve the purchase of a 2015 Dodge Durango demo for $25,000 with $6,790 from SPLOST and after the insurance company has paid the total loss claim for the 2015 Dodge Charger, the remaining balance will be reimbursed to general fund from SPLOST. The vote was as follows: Commissioners Allen, Strickland, Kirk and Doster voted YES.

Item No. 4. Statements and Remarks from Citizens on agenda items

Chairman Scarborough asked if there were any statements or remarks on an agenda item.
Shiloh Fire Chief Butch McDuffie addressed the Board regarding agenda item number seven and requested consideration of SPLOST funding for all volunteer fire departments.

CONSENT AGENDA:

Item No. 5. Approve resolution for 2019/2020 agreement with the Public Defender’s Office

Commissioner Doster stated that for public awareness, he would like for people to know that this resolution begins with WHEREAS, State and Federal law requires...
On motion by Commissioner Doster and second by Commissioner Allen the Board approved the resolution for the 2019/2020 agreement with the Public Defender’s Office. The vote was as follows: Commissioners Allen, Strickland, Kirk and Doster voted YES.

OLD BUSINESS:

Item No. 6. Consider approving bid from Mary Douglas for cleaning services

On motion by Commissioner Allen and second by Commissioner Doster the Board voted to approve the bid from Mary Douglas for cleaning services, contingent upon her providing a certificate of liability insurance. The vote was as follows: Commissioners Allen, Strickland, Kirk and Doster voted YES.

Item No. 7. Consider approving 2020 SPLOST projects

The Board of Commissioners previously submitted their respective recommendations on SPLOST projects. The amounts submitted for each project were totaled and divided by six to receive an average amount per project. After discussing the averaged amounts, the Board agreed on a few changes. Commissioner Kirk stated that he would like for folks to be aware that project requests totaled $19,547,765 and the Board had an amount of $11,700,000 as projected six year SPLOST revenue.

On motion by Commissioner Kirk and second by Commissioner Strickland the Board agreed on listing the following projects in the 2020 SPLOST Intergovernmental Agreement:

- Firefighting: $1,455,000
- Sheriff: $885,000
- Recreation: $365,000
MEMBERS PRESENT:
Commission Chairman John Scarborough
District 1 Commissioner Lee Allen
District 2 Commissioner Tripp Strickland
District 3 Commissioner Theresa Bettis
District 4 Commissioner Brian Kirk
District 5 Commissioner Derek Doster

MEMBERS ABSENT:
None

MEDIA PRESENT:
Zach Mitcham, Madison County Journal

STAFF PRESENT:
Rhonda S. Wooten, County Clerk
Mike Pruett, County Attorney

Chairman Scarborough requested Vice-Chairman Allen to facilitate the meeting until his arrival. Vice-Chairman Allen called the meeting to order at 6:05 p.m., led in the pledge to the American flag and gave the invocation.

Item No. 1. Chairman’s Report

Vice-Chairman Allen read the Chairman’s Report stating Sherrie Hines with Madison Oglethorpe Animal Shelter is requesting a meeting with the Madison County Board of Commissioners and the Oglethorpe County Board of Commissioners. A day and time will be forthcoming.

Item No. 2. Hearings and Actions on Rezone Matters, Special Use Permits, Etc. (Lamar Hughston)

1. Dennis Moon is representing his mother, Reba Moon. She is requesting to rezone five acres of her 8.06 acre property from A1 to RR to subdivide into two parcels and to rezone the remaining three acres from A1 to A2 to combine with adjoining property. The property is located at the corner of Highway 72 and 172 on Map 71 Parcel 78 in District 5.

Chairman Hughston explained the rezone requests and stated that the Planning and Zoning Commission voted six to zero to approve.
Vice-Chairman Allen asked if anyone would like to speak in favor of the rezone requests. Applicant Dennis Moon spoke in favor of the requests.

Vice-Chairman Allen asked if anyone would like to speak in opposition to the rezone requests. No one came forward.

Vice-Chairman Allen asked if anyone would like to speak in favor of the rezone requests. No one came forward.

On motion by Commissioner Doster and second by Commissioner Strickland the Board voted to approve both rezone requests. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

2. Oscar and Maria Echeverria are requesting to rezone their 8.09 acre property from A2 to RR to give two acres to each of their two children. The property is located on Highway 98 West on Map 39 Parcel 117 in District 4.

Chairman Hughston explained the rezone request and stated that the Planning and Zoning Commission voted six to zero to approve.

Vice-Chairman Allen asked if anyone would like to speak in favor of the rezone request. Applicants Oscar and Maria Echeverria said they were in favor of the request.

Vice-Chairman Allen asked if anyone would like to speak in opposition to the rezone request. No one came forward.

Vice-Chairman Allen asked if anyone would like to speak in favor of the rezone request. No one came forward.

On motion by Commissioner Strickland and second by Commissioner Bettis the Board voted to approve the rezone request. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

3. John Ingram is representing his grandfather Elson Ingram. He is requesting to rezone two acres of his 28 acre property from A1 to RR for a home site for his grandson. The property is located on Reggie Ingram Road on Map 2 Parcel 32-01 in District 1.

Zoning request number four was handled prior to this request.

Chairman Hughston explained the rezone request and stated that the Planning and Zoning Commission voted seven to zero to approve.

Chairman Scarborough asked if anyone would like to speak in favor of the rezone request. No one came forward.

Chairman Scarborough asked if anyone would like to speak in opposition to the rezone request. No one came forward.

On motion by Commissioner Allen and second by Commissioner Strickland the Board voted to approve the rezone request. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

4. Kiersten Lurer with Verizon Wireless is representing Florence and Jimmy Hattaway. They are requesting a conditional use permit for a cell tower on their 6.14 acre property. The property is located at the corner of Highway 29 North and Wildcat Bridge Road on Map 66 Parcel 1-01 in District 2.

Zoning request number three was handled after this request.
Chairman Hughston explained the conditional use permit and stated that the Planning and Zoning Commission voted six to one to approve.

Vice-Chairman Allen asked if anyone would like to speak in favor of the request for a conditional use permit. Kiersten Lurer with Verizon Wireless spoke in favor of the request.

Vice-Chairman Allen asked if anyone would like to speak in opposition to the conditional use permit. No one came forward.

Vice-Chairman Allen asked if anyone would like to speak in favor of the request. No one came forward.

On motion by Commissioner Strickland and second by Commissioner Bettis the Board voted to approve the rezone request. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

5. Wayne and Beth Holloway are requesting to rezone approximately two acres with an existing house on their 11.48 acre property from A1 to RR for resale. The property is located on Holloway Road on Map 50 Parcel 46 in District 4.

Chairman Hughston explained the rezone request and stated that the Planning and Zoning Commission voted seven to zero to approve.

Chairman Scarborough asked if anyone would like to speak in favor of the request. Applicant Beth Holloway spoke in favor of the request.

Chairman Scarborough asked if anyone would like to speak in opposition to the request. No one came forward.

Chairman Scarborough asked if anyone would like to speak in favor of the request. No one came forward.

On motion by Commissioner Kirk and second by Commissioner Allen the Board voted to approve the rezone request. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

**Item No. 3. Statements and Remarks from Citizens on agenda items**

Chairman Scarborough asked if there were any statements or remarks on an agenda item. No one came forward.

**OLD BUSINESS:**

None

**NEW BUSINESS:**

Item No. 4. Discuss SPLOST 2020 Intergovernmental Agreement

The Board reviewed the SPLOST 2020 Intergovernmental Agreement that is to be voted on at the July 29, 2019 business meeting. County Attorney Mike Pruett said that he will send a copy of the agreement to the cities for their July council meetings.
Item No. 5. Consider $10.00 per hour for Senior Center Activity Director and Kitchen Manager

On motion by Commissioner Allen and second by Commissioner Kirk the Board agreed on a salary of $10.00 per hour for the Senior Center Activity Director and Kitchen Manager. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

Item No. 6. Roads Update

Commissioner Allen and Commissioner Kirk both commented on the good work of the road department in putting in the new box culvert on Duncan Swindle Road.

Commissioner Kirk requested work to be done on Stagecoach Way due to storm damage.

Commissioner Doster requested the status of the work on Alberta Drive.

Commissioner Allen said that he has contacted Road Superintendent Derrick Horne regarding pot holes on Buffington Road and regarding brush on Nowhere Road.

Chairman Scarborough said that the resurfacing of Highway 72 is complete and the state workers will be back to perform the cutting.

Commissioner Strickland wanted to remind everyone that the tar and gravel work that is being done is just a base coat.

Item No. 7. Urgent Matters

There were no urgent matters.

Item No. 8. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed).

On motion by Commissioner Allen and second by Commissioner Doster the Board voted to go into executive session at 6:33 p.m. to discuss the acquisition of real estate. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

The Board returned from executive session at 6:59 p.m.

On motion by Commissioner Allen and second by Commissioner Strickland the Board voted to approve the minutes of executive session. The vote was as follows: Commissioners Allen, Strickland, Bettis, Kirk and Doster voted YES.

Item No. 9. Adjourn

On motion by Commissioner Strickland and second by Commissioner Bettis the Board unanimously agreed to adjourn at 7:00 p.m.
MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
BUDGET WORK SESSION
JULY 9, 2019
3:00 PM

MEMBERS PRESENT:
Commission Chairman John Scarborough
District 1 Commissioner Lee Allen
District 2 Commissioner Tripp Strickland
District 3 Commissioner Theresa Bettis
District 4 Commissioner Brian Kirk

MEMBERS ABSENT:
District 5 Commissioner Derek Doster

MEDIA PRESENT:
Margie Richards, Madison County Journal

STAFF PRESENT:
Kathy Figueroa, Finance Director
Rhonda S. Wooten, County Clerk

The work session started at 3:05 p.m.

Item No. 1. Statements and Remarks from Citizens on an agenda item.

Chairman Scarborough asked if there were any statements or remarks.

Senior Center Director Kelsey Tyner asked the Board if they had any questions regarding her budget. Board of Elections Chair Tracy Dean asked the Board if they had any questions and also asked them to consider salary adjustments.

Item No. 2. Budget Work Session to discuss 2020 budget.

Chairman Scarborough stated the projected revenue, before tax appeals, is $18,228,160. The Board reviewed the requests for additional positions in various departments, discussed an amount for salary adjustments and an amount for reserves.

Item No. 4. Adjourn

On motion by Commissioner Bettis and second by Commissioner Strickland the Board unanimously agreed to adjourn at 4:10 p.m.
INTERGOVERNMENTAL AGREEMENT
FOR THE USE AND DISTRIBUTION OF PROCEEDS FROM THE 2020
SPECIAL PURPOSE LOCAL OPTION SALES TAX
FOR CAPITAL OUTFLAY PROJECTS

THIS AGREEMENT is made and entered this the ___ day of __________, 2019, by
and between Madison County, a political subdivision of the State of Georgia (the "County"), and
the Municipality of Carlton, Georgia, the Municipality of Hull, Georgia, the Municipality of
Danielsville, Georgia, the Municipality of Colbert, Georgia, the Municipality of Ila, Georgia, and
the Municipality of Comer, Georgia, all municipal corporations of the State of Georgia, (the
"Municipalities", individually and collectively),

WITNESSETH:

WHEREAS, O.C.G.A. § 48-8-110 et seq. (the "Act"), authorizes the levy of a one
percent County Special Purpose Local Option Sales Tax (the "SPLOST") for the purpose of
financing capital outlay projects for the use and benefit of the County and qualified
municipalities within the County; and

WHEREAS, the County and Municipalities met on the 2nd day of April, 2019 to discuss
possible projects for inclusion in the SPLOST referendum, in conformance with the requirements
of O.C.G.A. § 48-8-111(a) and have had continuing discussions on projects for inclusion in the
SPLOST through the date of this Agreement; and

WHEREAS, the County has been asked to submit to the qualified voters of the County at
an election to be held November 5, 2019, the question of whether the voters will approve the
SPLOST and the issuance of general obligation debt of the County (the “Bonds”); and

WHEREAS, the County and the Municipalities have negotiated a division of the Special
Purpose Local Option Sales Tax proceeds as authorized by the Act.

NOW, THEREFORE, in consideration of the mutual promises and understandings
made in this Agreement, and for other good and valuable consideration, the County and the
Municipalities consent and agree as follows:

Section 1. Representations and Mutual Covenants

A. The County makes the following representations and warranties which may be
specifically relied upon by all parties as a basis for entering this Agreement:
(i) The County is a political subdivision duly created and organized under the Constitution of the State of Georgia;
(ii) The governing authority of the County is duly authorized to execute, deliver and perform this Agreement; and
(iii) This Agreement is a valid, binding and enforceable obligation of the County; and
(iv) The County will take all actions necessary to call an election to be held in all voting precincts in the County on the 5th day of November, 2019, for the purpose of submitting to the voters of the County for their approval, the question of whether or not a SPLOST shall be imposed on all sales and uses within the special district of Madison County for a period of 24 quarters, commencing on the 1st day of July, 2020, to raise an estimated $13,312,095 to be used for funding the projects specified in Exhibit A attached hereto.

B. Each of the Municipalities makes the following representations and warranties which may be specifically relied upon by all parties as a basis for entering this Agreement:

(i) Each Municipality is a municipal corporation duly created and organized under the Laws of the State of Georgia;
(ii) The governing authority of each Municipality is duly authorized to execute, deliver and perform this Agreement;
(iii) This Agreement is a valid, binding, and enforceable obligation of each Municipality;
(iv) Each Municipality is a qualified municipality as defined in O.C.G.A. § 48-8-110(4); and
(v) Each Municipality is located entirely or partially within the geographic boundaries of the special tax district created in the County.

C. It is the intention of the County and Municipalities to comply in all respects with O.C.G.A. § 48-8-110 et seq. and all provisions of this Agreement shall be construed in light of O.C.G.A. § 48-8-110 et seq.

D. The County and Municipalities agree to promptly proceed with the acquisition, construction, equipping and installation of the projects specified in Exhibit A of this Agreement and in accordance with the priority order referenced in Section 8 of this Agreement.

E. The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be maintained as a public facility and in public ownership. If ownership of a project financed pursuant to this Agreement is transferred to private ownership, the proceeds of the sale shall, for the purposes of this Agreement, be deemed excess funds and disposed of as provided under O.C.G.A. § 48-8-121(g)(2).

F. The County and Municipalities agree to maintain thorough and accurate records concerning receipt of SPLOST proceeds and expenditures for each project undertaken by the respective county or municipality as required fulfilling the terms of this Agreement.
Section 2. Conditions Precedent

A. The obligations of the County and Municipalities pursuant to this Agreement are conditioned upon the adoption of a resolution of the County calling for the imposition of the SPLOST and the issuance of the Bonds in accordance with the provisions of O.C.G.A. § 48-8-111(a).

B. This Agreement is further conditioned upon the approval of the proposed imposition of the SPLOST and the issuance of the Bonds by the voters of the County in a referendum to be held in accordance with the provisions of O.C.G.A. § 48-8-111(b) through (e).

C. This Agreement is further conditioned upon the collection of the SPLOST revenues by the State Revenue Commissioner and transferring same to the County.

Section 3. Effective Date and Term of the Tax

The SPLOST, subject to approval in an election to be held on November 5, 2019, shall continue for a period of six years with collections beginning on July 1, 2020.

Section 4. Effective Date and Term of This Agreement

This Agreement shall commence upon the date of its execution and shall terminate upon the later of:

(i) The official declaration of the failure of the election described in this Agreement;
(ii) The expenditure by the County and all of the Municipalities of the last dollar of money collected from the Special Purpose Local Option Sales Tax after expiration of the Special Purpose Local Option Sales Tax; or
(iii) The completion of all projects described in Exhibit A.

Section 5. County SPLOST Fund; Separate Account; No Commingling

A. A special fund or account shall be created by the County and designated as the 2020 Madison County Special Purpose Local Option Sales Tax Fund ("SPLOST Fund"). The County shall select a local bank which shall act as a depository and custodian of the SPLOST Fund upon such terms and conditions as may be acceptable to the County.

B. Each Municipality shall create a special fund to be designated as the 2020 [municipality name] Special Purpose Local Option Sales Tax Fund. Each Municipality shall select a local bank which shall act as a depository and custodian of the SPLOST proceeds received by each Municipality upon such terms and conditions as may be acceptable to the Municipality.

C. All SPLOST proceeds shall be maintained by the County and each Municipality in the separate accounts or funds established pursuant to this Section. Except as provided in Section 6, SPLOST proceeds shall not be commingled with other funds of the County or Municipalities and
shall be used exclusively for the purposes detailed in this Agreement. No funds other than SPLOST proceeds shall be placed in such funds or accounts.

Section 6. County General Obligation Bonds

A. The question of whether the voters will approve the SPLOST and the issuance of the Bonds shall be submitted to the voters of the Special District pursuant to a resolution of the County (the "Referendum Resolution").

B. Net proceeds of the Bonds shall be deposited into a special trust account of the County to be used for the acquisition, construction and installation of the County Projects described in Exhibit A attached hereto. The Bonds shall be a general obligation debt of the County.

C. Prior to or concurrently with the issuance and delivery of the Bonds, the County will create and establish with a bank designated by the County a special account which shall be designated as the Madison County General Obligation Sales Tax Bonds Debt Service Account (the "Debt Service Account"). Money in said account shall be held separate and apart from all other funds of the County and shall not in any manner be comingled with other funds of the County.

D. The County shall pay the costs of issuance of the Bonds and any interest income earned by County on the investment of the Bond proceeds shall be the property of the County.

Section 7. Procedure for Disbursement of SPLOST Proceeds

A. Upon receipt by the County of the SPLOST proceeds collected by the State Department of Revenue, the County shall immediately deposit said proceeds in the SPLOST Fund. The monies in the SPLOST Fund shall be held and applied as provided in Paragraphs B, C and D of this Section.

B. In accordance with O.C.G.A. § 48-8-121(e), all or part of the proceeds of the SPLOST will be used for the payment of the Bonds. No part of the net proceeds from the SPLOST received in any Bond Year (as defined below) shall be used for other purposes until all debt service requirements of the Bonds for that Bond Year have first been satisfied from the SPLOST Fund in accordance with Paragraphs C of this Section. The interest payment dates on the Bonds shall be ________ 1 and ________ 1 of each year beginning not earlier than ________ 1, 20___, and the principal payment dates for the Bonds shall be ________ 1 of each year beginning ________ 1, 20___. Bond year shall mean the period from ________ 2 of each calendar year through ________ 1 of the next calendar year (the "Bond Year").

C. The County shall remit or cause the custodian of the SPLOST Fund to remit to the Debt Service Account one hundred percent (100%) of the proceeds of the SPLOST until the Debt Service Account has sufficient monies therein to pay the principal and interest coming due on the Bonds in the then current Bond Year.
D. After the Debt Service Account has sufficient monies therein to pay the principal and interest coming due on the Bonds in the then current Bond Year, all remaining proceeds of the SPLOST subsequently received in said Bond Year (the “Unencumbered Distributions”) shall be allocated and distributed among the County and Municipalities according to the percentages of SPLOST proceeds set forth in the preamble for their respective Projects, provided, however, the amount of proceeds of the SPLOST deposited into the Debt Service Account in each Bond Year shall be deducted from the amount of Unencumbered Distributions allocated and distributed to the County for such Bond Year. The County will be responsible for distributing such remaining proceeds and will meet the requests of the Municipalities when it determines that proceeds of the SPLOST are available therefor.

E. The County shall remit and distribute the Unencumbered Distributions on a monthly basis, assuming the County continues to receive such money on a monthly basis. The proceeds shall be deposited in the separate funds or accounts established by the County and each Municipality in accordance with Section 5 of this Agreement.

F. Should any Municipality cease to exist as a legal entity before all funds are distributed under this Agreement, that Municipality’s share of the funds subsequent to dissolution shall be paid to the County as part of the County’s share unless an act of the Georgia General Assembly makes the defunct Municipality part of another successor Municipality. If such an act is passed, the defunct Municipality’s share shall be paid to the successor Municipality in addition to all other funds to which the successor Municipality would otherwise be entitled.

Section 8. Projects

All capital outlay projects, to be funded in whole or in part from SPLOST proceeds, are listed in Exhibit A which is attached hereto and made part of this Agreement.

Section 9. Priority and Order of Project Funding

Projects shall be fully or partially funded and constructed in accordance with the schedule found in Exhibit A of this Agreement. Within the County and each Municipality, all projects have equal priority unless specifically noted otherwise on Exhibit A and shall receive a pro rate allocation of SPLOST funds on a monthly basis in accordance with Exhibit A to this Agreement. Except as provided in Paragraph B and Paragraph C of Section 10 of this Agreement, any change to the priority must be agreed to in writing by all parties to this Agreement.

Section 10. Completion of Projects

A. The County and Municipalities acknowledge that the costs shown for each project described in Exhibit A are estimated amounts.
B. If a county project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit A, the County may apply the remaining unexpended funds to any other county project in Exhibit A.

C. If a municipal project has been satisfactorily completed at a cost less than the estimated cost listed for that project in Exhibit A, the Municipality may apply the remaining unexpended funds to any other project included for that Municipality in Exhibit A.

D. The County and Municipalities agree that each approved SPLOST project associated with this Agreement shall be completed or substantially completed within five years of the termination of the SPLOST. Any SPLOST proceeds held by a County or Municipality at the end of the five year period shall, for the purposes of this Agreement, be deemed excess funds and disposed of as provided under O.C.G.A. § 48-8-121(g)(2).

Section 11. Certificate of Completion

Within thirty (30) days after the acquisition, construction or installation of a municipal project listed in Exhibit A is completed, the Municipality owning the project shall file with the County a Certificate of Completion signed by the mayor or chief elected official of the respective Municipality, setting forth the date on which the project was completed, and the final cost of the project.

Section 12. Expenses

The County shall administer the SPLOST Fund to effectuate the terms of this Agreement and shall be reimbursed for the actual costs of administration of the SPLOST Fund. Furthermore, the County and Municipalities shall be jointly responsible on a per capita basis for the cost of holding the SPLOST election. The County shall be reimbursed for the costs of the election including the Municipalities' share of such costs out of SPLOST proceeds deposited in the SPLOST Fund.

Section 13. Audits

A. During the term of this Agreement, the distribution and use of all SPLOST proceeds deposited in the SPLOST Fund and each Municipal fund shall be audited annually by an independent certified public accounting firm in accordance with O.C.G.A. § 48-8-121(a)(2). The County and each Municipality receiving SPLOST proceeds shall be responsible for the cost of their respective audits. The County and the Municipalities agree to cooperate with the independent certified public accounting firm in any audit by providing all necessary information.

B. Each Municipality shall provide the county a copy of the audit of the distribution and use of SPLOST proceeds by the Municipality.

Section 14. Notices
All notices, consents, waivers, directions, request or other instruments or communications provided for under this Agreement shall be deemed properly given when delivered personally or sent by registered or certified United States mail, postage prepaid as follows:

Hon. John Scarborough  
Chairman, Madison County Board of Commissioners  
91 Albany Avenue  
P.O. Box 147  
Danielsville, GA 30633

Honorable Cynthia Hobbs  
Mayor, City of Carlton  
21 S. 7th Street  
Carlton, GA 30627

Honorable Paul Walton  
Mayor, City of Hull  
P.O. Box 550  
1326 Old Elberton Rd.  
Hull, Georgia 30646

Honorable Todd Higdon  
Mayor, City of Danielsville  
10 Government Circle  
Danielsville, Georgia 30633

Honorable Chris Peck  
Mayor, City of Colbert  
23 S. 4th Street  
Colbert, Georgia 30628

Honorable Mike Coile  
Mayor, City of Ila  
P.O. Box 46  
5211 Danielsville Street  
Ila, Georgia 30647

Honorable Jody Blackmon  
Mayor, City of Comer  
70 Highway 72 East  
Comer, Georgia 30629

Section 15. Entire Agreement
This Agreement, including any attachments or exhibits, constitutes all of the understandings and agreements existing between the County and the Municipalities with respect to distribution and use of the proceeds from the Special Purpose Local Option Sales Tax. Furthermore, this Agreement supersedes all prior agreements, negotiations and communications of whatever type, whether written or oral, between the parties hereto with respect to distribution and use of said SPLOST.

Section 16. Amendments

This Agreement shall not be amended or modified except by agreement in writing executed by the governing authorities of the County and the Municipalities.

Section 17. Governing Law

This Agreement shall be deemed to have been made and shall be construed and enforced in accordance with the laws of the State of Georgia.

Section 18. Severability

Should any phrase, clause, sentence, or paragraph of this Agreement be held invalid or unconstitutional, the remainder of the Agreement shall remain in full force and effect as if such invalid or unconstitutional provision were not contained in the Agreement unless the elimination of such provision detrimentally reduces the consideration that any party is to receive under this Agreement or materially affects the operation of this Agreement.

Section 19. Compliance with Law

The County and the Municipalities shall comply with all applicable local, State, and Federal statutes, ordinances, rules and regulations.

Section 20. No Consent to Breach

No consent or waiver, express or implied, by any party to this Agreement, to any breach of any covenant, condition or duty of another party shall be construed as a consent to or waiver of any further breach of the same.

Section 21. Counterparts

This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

Section 22. Mediation

The County and Municipalities agree to submit any controversy arising under this Agreement to mediation for a resolution. The parties to the mediation shall mutually select a
neutral party to serve as mediator. Costs of mediation shall be shared equally among the parties to the mediation.
IN WITNESS WHEREOF, the County and the Municipalities acting through their duly authorized agents have caused this Agreement to be signed, sealed and delivered for final execution by the County on the date indicated herein.

COUNTY OF MADISON, GEORGIA

By: 
Honorable John Scarborough, Chairman
(Seal)
Attest:
__________________________________ Clerk

MUNICIPALITY OF CARLTON, GEORGIA

By: 
Honorable Cynthia Hobbs, Mayor
(Seal)
Attest:
__________________________________ Clerk

MUNICIPALITY OF HULL, GEORGIA

By: 
Honorable Paul Walton, Mayor
(Seal)
Attest:
__________________________________ Clerk
MUNICIPALITY OF DANIELSVILLE, GEORGIA

By: ________________________________
Honorable Todd Higdon, Mayor

(Seal)

Attest:

______________________________________ Clerk

MUNICIPALITY OF COLBERT, GEORGIA

By: ________________________________
Honorable Chris Peck, Mayor

(Seal)

Attest:

______________________________________ Clerk

MUNICIPALITY OF ILA, GEORGIA

By: ________________________________
Honorable Mike Coile, Mayor

(Seal)

Attest:

______________________________________ Clerk

MUNICIPALITY OF COMER, GEORGIA

By: ________________________________
Honorable Jody Blackmon, Mayor

(Seal)

Attest:

______________________________________ Clerk
EXHIBIT A

The total revenues from the SPLOST to be collected over the twenty-four calendar quarters (6 years), beginning on the day following the expiration of the SPLOST presently in effect, is estimated to total $13,312,095. Except as provided in Section 7 hereof, the County Projects (as defined below) and Municipality Projects (as defined below) have equal priority and shall receive a pro rata allocation of SPLOST proceeds on a monthly basis in accordance with the provisions of the Agreement as follows:

**2020 SPLOST Revenue Estimate: $13,312,095 over 6 years (July 1, 2020, through June 30, 2026)**

<table>
<thead>
<tr>
<th>County: $11,700,000 over 6 years (87.89% of total)</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Project</strong></td>
<td><strong>Pro rata</strong></td>
<td><strong>Estimated Cost</strong></td>
</tr>
<tr>
<td>Firefighting</td>
<td>12.44%</td>
<td>$1,455,000</td>
</tr>
<tr>
<td>Sheriff</td>
<td>7.56%</td>
<td>$885,000</td>
</tr>
<tr>
<td>Recreation</td>
<td>3.12%</td>
<td>$365,000</td>
</tr>
<tr>
<td>E911</td>
<td>7.74%</td>
<td>$905,000</td>
</tr>
<tr>
<td>EMS</td>
<td>6.11%</td>
<td>$715,000</td>
</tr>
<tr>
<td>IDA</td>
<td>13.85%</td>
<td>$1,620,000</td>
</tr>
<tr>
<td>Courthouse</td>
<td>0.43%</td>
<td>$50,000</td>
</tr>
<tr>
<td>Coroner</td>
<td>0.51%</td>
<td>$60,000</td>
</tr>
<tr>
<td>Facilities acquisition and improvement</td>
<td>1.62%</td>
<td>$190,000</td>
</tr>
<tr>
<td>Construction, maintenance, and improvement of county roads, streets, and bridges</td>
<td>46.62%</td>
<td>$5,455,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Carlton: $135,783 over 6 years (1.02% of total)</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Project</strong></td>
<td><strong>Estimated Cost</strong></td>
<td></td>
</tr>
<tr>
<td>Improvements to city water system</td>
<td>70%</td>
<td>$95,048</td>
</tr>
<tr>
<td>Construction, maintenance, and improvements to city roads, streets, and bridges</td>
<td>30%</td>
<td>$40,735</td>
</tr>
</tbody>
</table>

8.46% of total city population

<table>
<thead>
<tr>
<th>Colbert: $310,172 over 6 years 2.33% of total)</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Project</strong></td>
<td><strong>Estimated Cost</strong></td>
<td></td>
</tr>
<tr>
<td>Improvements to City Water System</td>
<td>40%</td>
<td>$124,068</td>
</tr>
<tr>
<td>Construction, maintenance, and improvements to city roads, streets, and bridges</td>
<td>30%</td>
<td>$93,052</td>
</tr>
<tr>
<td>Facilities acquisition and improvement</td>
<td>30%</td>
<td>$93,052</td>
</tr>
</tbody>
</table>

19.27% of total city population
Comer: $591,057 over 6 years (4.44% of total)  
<table>
<thead>
<tr>
<th>Project</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Improvements to city water and sewer system</td>
<td>$472,846</td>
</tr>
<tr>
<td>Construction, maintenance, and improvements to city roads, streets, and bridges</td>
<td>$118,211</td>
</tr>
</tbody>
</table>

36.64% of total city population

Danielsville: $294,197 over 6 years (2.21% of total)  
<table>
<thead>
<tr>
<th>Project</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Improvements to city water and/or sewer system</td>
<td>$205,938</td>
</tr>
<tr>
<td>Construction, maintenance, and improvement of city roads, streets, and bridges</td>
<td>$88,259</td>
</tr>
</tbody>
</table>

18.22% of total city population

Hull: $103,834 over 6 years (0.78% of total)  
<table>
<thead>
<tr>
<th>Project</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction, maintenance, and improvements to city buildings</td>
<td>$103,834</td>
</tr>
</tbody>
</table>

6.44% of total city population

Ilia: $177,052 over 6 years (1.33% of total)  
<table>
<thead>
<tr>
<th>Project</th>
<th>Estimated Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Improvements to city water system</td>
<td>$53,116</td>
</tr>
<tr>
<td>Construction, maintenance, and improvements to city roads, streets, and bridges</td>
<td>$123,936</td>
</tr>
</tbody>
</table>

10.97% of total city population
Date: April 18, 2019

To: Madison County Board of Commissioners

From: Bobbie Rooker, Food Bank Director

Re: 2020 Madison County Food Bank Budget

2020 Madison County Food Bank

**REVENUE**

Donations, Food Drive $62,000.00

**EXPENDITURES**

Purchase Food Items $62,000.00
Date: April 30, 2019
To: Madison County Board of Commissioners
From: Katie Cross, Clerk of Superior Court
Subject: 2020 Budget – Law Library and Deed Special Revenue Fund

2020 BUDGET – LAW LIBRARY SPECIAL REVENUE FUND

REVENUE
Fees Collected $13,000.00

EXPENDITURES
Books, Publications & misc. $21,500.00

2020 BUDGET – CLERK’S DEED SPECIAL REVENUE FUND

REVENUE
Fees Collected $18,500.00

EXPENDITURES
Equipment & misc. $30,500.00
AGENDA ITEM # 9

April 8th, 2019

To:
Madison County Board of Commissioners

From:
J. Michael Moore, Sheriff

RE: 2020 Projected Revenues for Seizure and Jail Commissions

2020 MSCO – State Seizure Account

Revenue

Projected Seizures $10,000.00

Expenditures

Public Safety Expense $10,000.00

2020 MCSO - Jail Commission

Revenue

Monthly Commission $3,000.00 $36,000.00 Annually

Expenditure

Public Safety / Training / Jail PPE: $3,000.00 $36,000.00 Annually
A RESOLUTION to adopt a budget for the fiscal year 2020 for each fund of the Madison County Board of Commissioners, appropriating the amounts shown in each budget as expenditures, adopting the items of anticipated funding sources, prohibiting expenditures to exceed anticipated funding sources and prohibiting expenditures from exceeding actual funding sources.

WHEREAS, a Proposed Budget for each of the various Funds of the County has been presented to the Board of Commissioners and,

WHEREAS, an appropriate advertised public hearing has been held on the 2020 Proposed Budget, as required by Federal, State and Local Laws and Regulations; and,

WHEREAS, the Board of Commissioners has reviewed the Proposed Budget and has made certain amendments to Funding Sources and Appropriations; and,

WHEREAS, each of the Funds has a balanced budget, such that Anticipated Funding Sources equal Proposed Expenditures;

NOW, THEREFORE, BE IT RESOLVED that this Budget is hereby adopted specifying the Anticipated Funding Sources for each Fund and making Appropriations for Proposed Expenditures to the Divisions or Organizational Units named in each Fund.

BE IT FURTHER RESOLVED that Expenditures of any Fund shall not exceed the Appropriations authorized by this Budget.

BE IT FURTHER RESOLVED that the Budget shall be adjusted so as to adapt to changing governmental needs during the fiscal year as follows by Budget Amendments. Such amendments shall be recognized as approved changes to this resolution in accordance with O.C.G.A. 36-81-3 (d) (l):

(l) Any increase in Appropriations in any Division in any Fund, whether through a change in Anticipated Revenues or through a transfer of Appropriations between Divisions, shall require the approval of the Board of Commissioners, except in the case of insurance reimbursements for vehicle collisions and other equipment losses, in which instance the Finance Director is granted authority to allocate funds to the appropriate division from insurance proceeds.
(2) Transfers of Appropriations - any transfers of funds among the various accounts within a Division shall require only the approval of the Finance Director, except transfers of Appropriations to or from salaries. Transfers to or from salaries or from operating funds from one division to another division require approval from the Board of Commissioners.

(3) The Finance Director is granted authority to allocate funds from established reserves for salary adjustments and reclassifications to Divisions and Organizational Units as necessary to provide funding for actions approved by the Board of Commissioners;

(4) The Finance Director is granted authority to allocate funds from established reserves as necessary to provide funding for projects approved by the Board of Commissioners.

(5) Items listed in the General Government Non-departmental division that are intended to be distributed to the user division on an as needed or as used basis shall require only the approval of the Finance Director.

(6) The Board of Commissioners shall approve increases in authorized positions and salaries.

(7) All Capital Outlay fixed assets items shall be preplanned and included in line items found in the Capital Outlay Fund. All capital outlay purchases shall be approved and a budget amendment initiated (from the Capital Outlay Fund into the requesting department) by the Finance Director before the purchase order will be issued.

Approved by the Madison County Board of Commissioners on the ______ day of August, 2020 and executed this the ______ day of August, 2020 in witness whereof of the parties hereto have set their hands, affixed their seals, and delivered these presents.

BOARD OF COMMISSIONERS OF
MADISON COUNTY

By: _______________________________
JOHN D. SCARBOROUGH – CHAIRMAN

Attest: _______________________________
RHONDA S. WOOTEN – COUNTY CLERK