

**MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
REGULAR BUSINESS MEETING
MAY 4, 2009
6:30 P.M.**

MEMBERS PRESENT:

Commission Chairman Anthony Dove
District 1 Commissioner Stanley Thomas
District 2 Commissioner John Pethel, Sr.
District 3 Commissioner Mike Youngblood
District 4 Commissioner Dewitt Bond
District 5 Commissioner Bruce Scogin

MEMBERS ABSENT: None

MEDIA PRESENT:

Zach Mitchem, The Madison County Journal

STAFF PRESENT

Linda Cox, Acting County Clerk
Gary Venable, IT Director
Mike Pruett, County Attorney

Item No. 1. Call to order and approval of the minutes of the Agenda Setting Meeting of March 30, 2009; Regular Business Meeting of April 6, 2009; Special Called Meeting of April 9, 2009 and the Special Called Meeting of April 21, 2009,

Chairman Dove led in the pledge of allegiance to the American Flag. Chairman Dove asked everyone to remain standing and asked Alton Rowe to give the invocation. Chairman Dove called the meeting to order and asked for a motion to approve the minutes of the Agenda Setting Meeting of March 30, 2009. Commissioner Pethel made a motion to approve. Commissioner Thomas seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Thomas, YES; Commissioner Pethel, YES, Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Scogin, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Chairman Dove asked for a motion to approve the minutes of the Regular Business Meeting of April 6, 2009. Commissioner Youngblood made a motion to approve. Commissioner Bond seconded the motion. Chairman Dove asked if there was any

discussion. There was none. A roll call vote was recorded as follows: Commissioner Pethel, YES; Commissioner Thomas, YES; Commissioner Scogin, YES; Commissioner Bond, YES; Commissioner Youngblood, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Chairman Dove asked for a motion to approve the minutes of the Special Called Meeting of April 9, 2009. Commissioner Youngblood made a motion to approve. Commissioner Thomas seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Scogin, YES; Commissioner Pethel, YES; Commissioner Thomas, YES; Commissioner Youngblood, YES; Commissioner Bond, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Chairman Dove asked for a motion to approve the minutes of the Special Called Meeting of April 21, 2009. Commissioner Pethel made a motion to approve. Commissioner Scogin seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Bond, YES; Commissioner Scogin, YES; Commissioner Thomas, YES; Commissioner Youngblood, YES; Commissioner Pethel, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 2. Business Involving Guests, Groups or Multiple Visitors.

Chairman Dove announced the agenda item and recognized Matt Berryman's class from the high school. Chairman Dove also recognized Alton and Ann Rowe and presented them with a "Service Above Self" plaque for all their volunteer work throughout Madison County.

Item No. 3. Chairman's Report (Chairman Dove)

Chairman Dove announced the agenda item and read a report from Building Inspections submitted by Eddie Pritchett. Chairman Dove also requested a work session meeting regarding Animal Control and the Animal Shelter. Chairman Dove stated he would like to include the Personnel Policy if time permitted. The Board was in agreement to hold the meeting on May 14, 2009, at 4:00 pm in the Public Meeting Room.

Item No. 4. Hearings and Actions on Rezone Matters, Special Use Permits, Etc.: (Linda Fortson)

Susan Daniels request to rezone a .46 ac parcel from B1 to A1. The property is located on Map 50 Parcel 52 on Jones Chapel Shiloh Rd. in District 2.

Chairman Dove announced the agenda item and asked if Chairman Wayne Douglas would be addressing this item. Chairman Dove recognized Chairman Douglas. Chairman Douglas stated that after consideration Susan Daniels had decided to withdraw the request and money had been refunded.

Item No. 5. Re-adoption of the following amendments of the Subdivision Regulations: (Chairman Wayne Douglas)

- a. Section 4.17.4 Designation of the Open Space; To include ALL land included in the 50% open space set aside shall be protected by means of a conservation easement.**
- b. Section 4.7.11 Permitted Uses of the Open Space, To exclude pipelines.**

Chairman Dove announced the agenda item and recognized Chairman Wayne Douglas. Chairman Douglas explained the change in sub item a. Section 4.17.4. Chairman Douglas stated that Planning & Zoning voted six (6) to zero (0) to approve. Chairman Dove asked if there was any discussion from the Board. There was none. Chairman Dove asked if anyone was in favor of this proposal. There was none. Chairman Dove asked if there was anyone opposed to this proposal. There was none. Chairman Dove asked a second time if anyone was in favor. There was none. Chairman Dove closed the public hearing and asked for a motion. Commissioner Scogin made a motion to approve sub item a, Section 4.17.4. Commissioner Thomas seconded the motion. A roll call vote was recorded as follows: Commissioner Pethel, YES; Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Thomas, YES; Commissioner Scogin, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Chairman Douglas addressed sub item b. Section 4.7.11. The Planning & Zoning voted six (6) to zero (0) to DENY. Chairman Dove asked if anyone was in favor of this proposal. There was none. Chairman Dove asked if anyone opposed to this proposal. There was none. Chairman Dove asked if anyone was in favor of this proposal. There was none. Chairman Dove closed the public hearing and asked for a motion. Commissioner Scogin made a motion to take the Planning and Zoning recommendation and deny. Commissioner Pethel seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Thomas, YES; Commissioner Pethel, YES; Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Scogin, YES. The motion to deny was approved five (5) YES votes to zero (0) NO votes.

Item No. 6. Statements and Remarks from Citizens on agenda items.

Chairman Dove announced the agenda item and asked if anyone would like to speak on any agenda item. Chip Chandler spoke on the Sign Ordinance. Chairman Dove asked if anyone else would like to speak on any agenda item. There was none. Chairman Dove closed public comment on the agenda items.

Item No. 7. Consent Agenda: (Chairman Dove)

Consider Letting Out Bids for Paving of Cherokee Road.

Chairman Dove announced the agenda item and stated there was only one item on the consent agenda. Chairman Dove stated that we think the BOC would approve of but any Board member can decide to take it off if they want to. If not, I need a motion on the consent item. Commissioner Scogin made a motion to approve letting out bids for Paving of Cherokee Rd. Commissioner Pethel seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Thomas, YES; Commissioner Pethel, YES; Commissioner Bond, YES; Commissioner Youngblood, YES; Commissioner Scogin, YES. The motion was approved five (5) YES vote to zero (0) NO votes.

Item No. 8. Consider Map updating proposal. (David Camp)

Chairman Dove announced the agenda item and recognized David Camp. Mr. Camp stated that the bid was from Utility Support Systems in Douglasville, GA. We have done business with them in the past and they are very reliable. The contract price to update the maps is \$7,499 and will be paid from available funds in the 2003 SPLOST account. Chairman Dove asked if there was any discussion. There was none. Chairman Dove asked for a motion. Commissioner Scogin made a motion to approve the proposal from Utility Support Systems to update the maps. Commissioner Pethel seconded the motion. A roll call vote was recorded as follows: Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Thomas, YES; Commissioner Pethel, YES; Commissioner Scogin, YES. The motion approved five (5) YES votes to zero (0) NO votes.

Item No. 9. Consider Refund Request for Donna Walls. (Stacy Rubio)

Chairman Dove announced the agenda item and recognized Stacy Rubio. Ms. Rubio stated that Ms. Walls was being taxed for an old structure that did not exist for tax years 2006, 2007 and 2008 as well as her mobile home. The Board of Assessors voted and recommends a refund these tax years in the amount of \$359.87. Chairman Dove asked if there were any questions from the Board. There were none. Chairman Dove asked for a motion. Commissioner Youngblood made a motion to approve the refund of \$359.87. Commissioner Bond seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Pethel, YES; Commissioner Bond, YES; Commissioner Scogin, YES; Commissioner Thomas, YES; Commissioner Youngblood, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 10. Consider Amended Construction Board of Appeals. (Eddie Pritchett)

Chairman Dove announced the agenda item and recognized Eddie Pritchett. Mr. Pritchett stated the amendment was to change the seven (7) member board with two (2) alternates to a five (5) member board with two (2) alternates. Chairman Dove asked County Attorney Mike Pruett if he had reviewed this proposal. Mr. Pruett stated that he had and it looks good to him. Chairman Dove asked if there were any questions for Mr. Pritchett.

There were various questions from the Board that were answered by Mr. Pritchett. Chairman Dove asked if there were any other questions. There was none. Chairman Dove asked for a motion. Commissioner Scogin made a motion to approve the Amended Construction Board of Appeals with an amendment to include the short term of District 1 and District 4. Commissioner Bond seconded the motion. A roll call vote was recorded as follows: Commissioner Pethel, YES; Commissioner Scogin, YES; Commissioner Thomas, YES; Commissioner Bond, YES; Commissioner Youngblood, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 11. Consider Sign Ordinance. (Wayne Douglas)

Chairman Dove announced the agenda item and recognized Wayne Douglas. Chairman Douglas explained the changes are intended to make business and agricultural signage friendly. County farmers desire to post signs to sell hay and various vegetables during those seasons. Chairman Dove asked if there were any questions. Several BOC members asked questions which were answered by Chairman Douglas. County Attorney, Mike Pruett, clarified questions regarding church signage. Chairman Dove asked if there were any other questions. There were none. Chairman Dove asked for a motion. Commissioner Scogin made a motion to approve the Sign Ordinance. Commissioner Thomas seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Thomas, YES; Commissioner Pethel, YES; Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Scogin, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 12. Consider Appointment to Planning and Zoning. (Commissioner Scogin)

Chairman Dove announced the agenda item and recognized Commissioner Scogin. Commissioner Scogin stated he would like to recommend Lamar Houston for consideration to the Planning and Zoning. Commissioner Scogin stated that he distributed information on his background and work history to all BOC members at the last meeting and would appreciate the BOC considering him for the position. Chairman Dove asked if there were any questions. There were none. Chairman Dove asked for a motion. Chairman Dove asked for a motion. Commissioner Scogin made a motion to approve Lamar Houston to the Planning & Zoning. Commissioner Youngblood seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Pethel, YES; Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Scogin, YES; Commissioner Thomas, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 13. Consider In-house Engineer. (Chairman Dove)

Chairman Dove announced the agenda item and stated that they finished the interviews, however, Marvin White and the IDA have not had a chance to meet.

Chairman Dove stated this item would have to be tabled. This item was tabled until further notice.

Item No. 14. Consider Four (4) way stop at Sorrow Patterson and Foote McClellan Road. (Commissioner Bruce Scogin)

Chairman Dove announced the agenda item and recognized Commissioner Scogin. Commissioner Scogin discussed his research and information from various agencies on this subject. A traffic count has not been done and need to postpone until one can be completed. Commissioner Scogin stated he would like to table this item to a later date.

Item No. 15. Roads Update. (Chairman Dove)

Chairman Dove announced the agenda item and asked for any road matters from the Commissioners. Several members gave their requests concerning roads to the Chairman for follow up.

Item No. 16. Urgent Matters

Chairman Dove announced the agenda item and stated that Donna Sisk had surgery and will be out for several weeks and we need to make an adjustment in payroll to make sure it is completed in time. We decided on the administrative side that Debra Marcom has the most ability in payroll. We decided to make her Payroll Clerk and looking at her salary level and ability she has in payroll we decided to move her to a Grade 12 position. We need a motion to suspend the rules to do this. We will need three (3) votes. No. 1 to change her current title to Administrative Assistant/Payroll Clerk; No. 2 to change her pay rate from \$10.82 per hour to \$12.00 per hour according to Donna Sisk of Personnel, and No. 3. The additional duties will include quarterly taxes and yearly W2s and some personnel while Donna is out. Commissioner Youngblood made a motion to suspend the rules to cover the three (3) items listed. Commissioner Thomas seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Youngblood, YES; Commissioner Bond, YES; Commissioner Scogin, YES; Commissioner Thomas, YES; Commissioner Pethel, YES. The motion was approved five (5) YES votes to zero (0) NO votes. Chairman Dove asked for a motion to approve the new title to be Administrative Assistant/Payroll Clerk; to move Debra Marcom to that position at an hourly rate of \$12.00 and to move the funds from the Administrative Side to the Financial Side. Commissioner Scogin made a motion to approve the three (3) above items. Commissioner Bond seconded the motion. Chairman Dove asked if there was any discussion. There was none. A roll call vote was recorded as follows: Commissioner Bond, YES; Commissioner Thomas, YES; Commissioner Pethel, YES; Commissioner Youngblood, YES; Commissioner Scogin, YES. The motion was approved five (5) YES votes to zero (0) NO votes.

Item No. 17. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed).

Chairman Dove announced the agenda item and asked if there was any reason to go into executive session. There was none.

Item No. 18. Adjourn.

Chairman Dove asked for a motion to adjourn. Commissioner Pethel made a motion to adjourn. Commissioner Scogin seconded the motion. All in favor say aye. All ayes, the motion was approved. The meeting adjourned at 7:45 p.m.