

**MADISON COUNTY BOARD OF COMMISSIONERS  
MINUTES  
REGULAR BUSINESS MEETING  
NOVEMBER 6, 2017  
6:30 P.M.**

**MEMBERS PRESENT:**

Commission Chairman John Scarborough  
District 1 Commissioner Lee Allen  
District 2 Commissioner Tripp Strickland  
District 3 Commissioner Theresa Bettis  
District 4 Commissioner John W. Pethel, Sr.

**MEMBERS ABSENT:**

District 5 Commissioner Jim R. Escoe, Sr.

**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 6:30 p.m., led in the pledge to the American flag and gave the invocation.

**Item No. 1. Approval of Minutes:**

**Minutes of the October 30, 2017 Agenda Setting Meeting. Minutes have been distributed.**

On motion by Commissioner Allen and second by Commissioner Strickland the Board voted to approve the minutes of the October 30, 2017 Agenda Setting Meeting. The vote was as follows: Commissioners Allen, Strickland, Bettis, and Pethel voted YES.

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

Jennifer Ivey, Madison County Library Branch Manager

Ms. Ivey gave a quarterly update of the activities at the Library. She provided July through September, 2017 statistics showing patron visits, library cards issued, computer use and materials checked out. She was enthusiastic about the success of the Library Card Sign-up Month in September which included Madison County Schools Family Night held on September 21, 2017. Ms. Ivey said that the library was awarded a Vibrant Communities grant from the Georgia Council for the Arts for FY 2018.

**Item No. 3. Chairman's Report.**

No items to report.

**Item No. 4. Hearings and Actions on Rezone Matters, Special Use Permits, Etc. (Linda Fortson & Lamar Hughston)**

1. Mariela Espinoza is requesting to rezone her 2.3 acre property from R2 to RR to have farm animals. The property is located at 265 Stone Mill Run on Map 15 Parcel 30 in District 1.

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

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

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 Strickland and second by Commissioner Allen the Board voted to approve the rezone of 2.3 acres on Map 15 Parcel 30 from R2 to RR. The vote was as follows: Commissioners Allen and Strickland voted YES. Commissioners Bettis and Pethel voted NO. Chairman Scarborough voted YES.

2. Sara Barrett is requesting to rezone her 4.56 acre parcel from A2 to RR for an additional home site. The property is located at 1476 Sailors Road on Map 14 Parcel 14 in District 1.

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. No one came forward.

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 Allen and second by Commissioner Strickland the Board voted to approve the rezone of 4.56 acres on Map 14 Parcel 14 from A2 to RR. The vote was as follows: Commissioners Allen, Strickland, Bettis and Pethel voted YES.

3. Adam Swann is requesting for Stephen and Valerie Fennel to rezone 4.65 acres from B to R1 for a portion of Phase II Tumbling Creek Subdivision. The property is located on Highway 72 on Map 71-B Parcel 90 in District 5.
4. Adam Swann is requesting for Stephen and Valerie Fennel to rezone 16.7 acres from B to R1 for a portion of Phase II Tumbling Creek Subdivision. The property is located on Highway 72 on Map 71-B Parcel 89 in District 5.
5. Adam Swann is requesting for Stephen and Valerie Fennel to rezone 5.16 acres from B to R1 for a portion of Phase II Tumbling Creek Subdivision. The property is located on Highway 72 on Map 71-B Parcel 88 in District 5.

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

Chairman Scarborough asked if anyone would like to speak in favor of the requests. Attorney Victor Johnson spoke on behalf of Adam Swann.

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

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

On motion by Commissioner Allen and second by Commissioner Bettis the Board voted to approve the requests to rezone Map 71-B, Parcels 88, 89 and 90 from B to R1. The vote was as follows: Commissioners Allen, Strickland, Bettis and Pethel voted YES.

6. Any new zoning amendments.

#### **7.1.2.11 and 7.2.2.9 Event Hall**

Chairman Hughston explained the amendment 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 amendment. No one came forward.

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

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

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

#### **6.6.3. Recreational Vehicle**

Chairman Hughston explained the amendment 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 amendment. Mike Bush requested clarification of the amendment.

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

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

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

### **Definition: Stack House**

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

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

Chairman Scarborough asked if anyone would like to speak in opposition to the amendment. Dianne Satterfield requested clarification of the amendment.

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

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

### **Section 7.1.1.11 Wholesale and retail agricultural products**

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

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

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

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

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

### **Section 7.9.2 Conditional Use in Industrial**

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

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

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

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

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

#### **Section 14.2.4.16 Consideration of a rezone**

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

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

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

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

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

#### **Item No. 5. Statements and Remarks from Citizens on agenda items.**

Chairman Scarborough asked if there were any statements or remarks on an agenda item. Angela Bush, Chair of the Madison County Republican Party spoke regarding agenda item number six, the party's nominee of Mike Mathis to fill a four year term on the Board of Elections.

#### **Item No. 6. Consider approving the Republican Party's nominee, Mike Mathis, to fill a four year term on the Board of Elections. (Chairman Scarborough)**

On motion by Commissioner Pethel and second by Commissioner Allen the Board voted to approve the recommendation of Mike Mathis. The vote was as follows: Commissioners Allen, Strickland, Bettis and Pethel voted YES.

#### **Item No. 7. Consider resolution to amend sections 10-6, 10-7 and 10-11 of Madison County Ordinance. (Chairman Scarborough)**

Chairman Scarborough advised the Board that to allow for a more timely and efficient process, Judge Cross has agreed to hear cases involving the classification of a dangerous or vicious dog.

On motion by Commissioner Allen and second by Commissioner Strickland the Board voted to approve the resolution to amend sections 10-6, 10-7 and 10-11 to allow for the Probate Judge to hear cases involving the classification of dangerous or vicious dog. The vote was as follows: Commissioners Allen, Strickland, Bettis and Pethel voted YES.

On motion by Commissioner Strickland and second by Commissioner Allen the Board voted to dissolve the Animal Control Board. The vote was as follows: Commissioners Allen, Strickland, Bettis and Pethel voted YES.

#### **Item No. 8. Roads Update**

There were no road requests or updates.

#### **Item No. 9. Urgent Matters**

There were no urgent matters.

**Item No. 10. Statements and Remarks from citizens.**

Chairman Scarborough asked if there were any statements or remarks. No one came forward.

**Item No. 11. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed).**

There was no need for executive session.

**Item No. 12. Adjourn**

On motion by Commissioner Strickland and second by Commissioner Bettis the Board unanimously agreed to adjourn at 7:30 p.m.