

**MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
REGULAR BUSINESS MEETING
APRIL 2, 2018
6:00 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.
District 5 Commissioner Jim R. Escoe, Sr.

MEMBERS ABSENT:

None

MEDIA PRESENT:

Zach Mitcham, Madison County Journal

STAFF PRESENT:

Rhonda S. Wooten, County Clerk
Mike Pruet, County Attorney

Chairman Scarborough called the meeting to order at 6:00 p.m., led in the pledge to the American flag and gave the invocation.

Item No. 1. Approval of Minutes:

Minutes of the March 26, 2018 Agenda Setting Meeting. Minutes have been distributed.

On motion by Commissioner Escoe and second by Commissioner Allen the Board voted to approve the minutes of the March 26, 2018 Agenda Setting Meeting. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

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

None

Item No. 3. Chairman's Report.

Chairman Scarborough stated that he attended the Ribbon Cutting Ceremony for the new Highway 72 By-Pass that was held this morning.

Chairman Scarborough stated that next week is National Public Safety Telecommunicators Week and we appreciate their support and service. He said that they are truly our first responders.

Chairman Scarborough extended appreciation to all of those who helped with the fund raising events for Lucy Brooke Anglin. Almost \$4,000 was raised to help the Anglin family with medical expenses.

Chairman Scarborough said that he has been approached by people who are interested in purchasing county owned property. He suggested that the Board discuss the possible sale of individual county owned parcels on a case by case basis as agenda items.

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

1. David and Barbara Elrod are requesting to rezone 2 acres of their 20.97 acre property from A1 to RR for a home site for their daughter. The property is located on Map 37 Parcel 38 on Highway 174 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. No one came forward.

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

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

2. Jeff and Willis Welborn are requesting to rezone an existing house and 2 acres of their 26.89 acre property from A1 to RR. The property is located on Map 27 Parcel 111 at 266 Buffington Road in District 2.

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.

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

3. Sandy and Teddy O'Kelley are requesting to rezone their 5 acre property from A2 to RR to subdivide in half for an additional home site. The property is located on Map 67 Parcel 31-C at 1695 Highway 98 East in District 2.

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

Chairman Scarborough asked if anyone would like to speak in favor of the request. Applicant Sandy O'Kelly spoke in favor of the request.

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

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

4. Chris Jones is representing Calwood Properties, LLC. They are requesting to rezone 23.6 acres of their 34.837 acre parcel from A1 to R1 for a major subdivision. The property is located on Map 45 Parcel 58 at the corner of Foote McClellan Road and McCannon Morris Road in District 5.

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. Attorney Victor Johnson, representing Chris Jones, spoke in favor of the request.

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

Commissioner Escoe made a motion to approve the rezone request with the condition of an easement to the 11.22 acre parcel. Commissioner Allen seconded the motion.

After discussion, Commissioner Escoe rescinded his motion and Commissioner Allen rescinded his second.

On motion by Commissioner Escoe and second by Commissioner Allen the Board voted to approve the rezone request with the conditions of an easement to the 11.22 acre parcel and the provision of county water. The vote was as follows: Commissioners Allen, Strickland, Pethel and Escoe voted YES. Commissioner Bettis voted NO.

5. Codification of the subdivision regulations.

Chairman Hughston stated that the Planning and Zoning Commission voted seven to zero to approve codification of the subdivision regulations.

On motion by Commissioner Allen and second by Commissioner Escoe the Board voted to approve codification of the subdivision regulations. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe 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. No one came forward.

Item No. 6. Consider year's support tax refund request. (Tax Commissioner Dalton)

Chairman Scarborough recognized Tax Commissioner Dalton. Mr. Dalton provided the Board with paperwork outlining the events which have led up to his request for a year's support tax refund for the estate of Melissa Hawkins Seagraves.

On motion by Commissioner Escoe and second by Commissioner Allen the Board voted to approve a year's support tax refund of \$1,232.95 payable to the estate of Melissa Hawkins Seagraves. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Item No. 7. Consider proclamation naming April, 2018 as Donate Life Month. (Chairman Scarborough)

On motion by Commissioner Bettis and second by Commissioner Allen the Board voted to approve the proclamation naming April, 2018 as Donate Life Month. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Item No. 8. Roads Update

Chairman Scarborough said that he has been riding the roads with our road superintendent to look at several issues and see the work that is being done. He said that the LMIG bids will be presented at the end of the month. He also expressed the need to go out for bid to replace our patch wagon and our sealing machine. The Board had no objection to going out for bid.

Commissioner Pethel asked about the D.O.T. timeline for the work on Jones Chapel Shiloh Road.

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).

County Attorney Mike Pruett advised the Board of a need for executive session to discuss potential litigation. On motion by Commissioner Escoe and second by Commissioner Pethel the Board voted to go into executive session at 6:50 p.m. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

The Board returned from executive session at 7:38 p.m.

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

Item No. 12. Adjourn

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