

**MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
REGULAR BUSINESS MEETING
APRIL 3, 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.
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 6:30 p.m., led in the pledge to the American flag and gave the invocation.

Item No. 1. Approval of Minutes:

Minutes of Agenda Setting Meeting of March 27, 2017. Minutes have been distributed.

On motion by Commissioner Allen and second by Commissioner Bettis the Board voted to approve the minutes of the March 27, 2017 Agenda Setting Meeting. The vote was as follows: Commissioners Allen, Strickland, Bettis and Escoe voted YES. Commissioner Pethel abstained.

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

Proclamation recognizing Catherline Sorrow's 100th birthday

Ms. Sorrow was unable to attend the meeting due to the bad weather. Commissioner Strickland read the proclamation aloud and agreed, if approved, to take the proclamation to Ms. Sorrow.

On motion by Commissioner Strickland and second by Commissioner Allen the Board approved the proclamation recognizing Catherline Sorrow's 100th birthday. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Item No. 3. Chairman's Report.

Chairman Scarborough announced that next week, April 9th through the 16th, is National Public Safety Telecommunications Week. He said that our 9-1-1 Office is a vital part of the Madison County Public Safety System and is the first and most critical contact our citizens have with emergency services. He asked for others to join in recognizing National Public Safety Telecommunications Week.

Item No. 4. Hearings and Actions on Rezone Matters, Special Use Permits, Etc. (Wayne Douglas)

1. Sandra Daniel is requesting to rezone her 5.03 acre property from A1 to RR to sell 1.5 acres to a neighbor. The property is located at 799 McGinnis Chandler Road on Map 1 Parcel 52-H in District 1.

Chairman Douglas explained the rezone request and stated that the Planning and Zoning Commission voted five 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 request to rezone 5.03 acres on Map 1 Parcel 52-H from A1 to RR. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

2. Harry Rozek and David Jones are requesting to rezone approximately 2.5 acres of their 14.08 acre parcel from A1 to RR. The property is located at 1155 Fred Goss Road on Map 69 Parcel 31 in District 2.

Chairman Douglas explained the rezone request and stated that the Planning and Zoning Commission voted five 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 Bettis and second by Commissioner Allen the Board voted to approve the request to rezone 2.5 acres on Map 69 Parcel 31 from A1 to RR. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

3. United Renewable Energy is representing Patton Land Partnership requesting a conditional use permit for a solar farm on 42 acres that is zoned A1. The land is located at the corner of Highway 98 and Highway 172 on Map 82 Parcel 10 in District 2.

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

Chairman Scarborough asked if anyone would like to speak in favor of the request. Amber Penland with United Renewable Energy provided information and a time line for the proposed solar farm. Ms. Penland answered questions regarding fencing and vegetation and stated that they agree to be in compliance with all zoning requirements.

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 Pethel the Board voted to approve a conditional use permit for a solar farm on 42 acres on Map 82 Parcel 10. The vote was as follows: Commissioners Allen, Strickland, Bettis Pethel and Escoe voted YES.

4. Russell and Terry Tankersley are requesting to rezone their 2.14 acre property from R1 to RR to be allowed to keep the pigs that they have. The property is located at 5243 Nowhere Road on Map 17 Parcel 33 in District 1.

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

Chairman Scarborough asked if anyone would like to speak in favor of the request. Applicant Terry Tankersley spoke in favor of the request and asked people in the audience to raise their hand if they were in support of her request. Four people raised their hand in support.

Chairman Scarborough asked if anyone would like to speak in opposition to the request. Jerris Henderson, Sharon Yen and Anthony Lynn spoke in opposition to the request.

Chairman Scarborough asked if anyone would like to speak in favor of the request. Terry Tankersley spoke in favor of the request.

On motion by Commissioner Allen and second by Commissioner Escoe the Board voted to deny the request to rezone the 2.14 acre property on Map 17 Parcel 33 from R1 to RR and to allow a 90 day grace period to have the pigs removed. The vote was as follows: Commissioners Allen, Bettis and Escoe voted YES. Commissioners Strickland and Pethel voted NO.

Chairman Douglas addressed the Board regarding his decision to resign from the Planning and Zoning Commission effective May 1, 2017.

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. Discuss insolvent property list. (Lamar Dalton)

Tax Commissioner Lamar Dalton addressed the Board to seek their approval to remove insolvent property from the tax digest. Mr. Dalton explained that due to the statute of limitations an amount of \$187,643.22 is no longer collectable.

On motion by Commissioner Escoe and second by Commissioner Pethel the Board agreed to allow Tax Commissioner Dalton to eliminate the listed insolvent properties from the tax digest. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Tax Commissioner Dalton also addressed the Board regarding his decision, in the interest of reducing compensatory time and possible overtime in his office, to change the closing time of his office from 5:00 p.m. to 4:30 p.m. Mr. Dalton said that he will run notice in the paper, put signs on the doors and let callers know that the 4:30 closing time is effective July 1, 2017.

Item No. 7. Consider appointing a new member to the Planning and Zoning Commission effective May 1, 2017. (Commissioner Allen)

Commissioner Allen said that he would like to appoint Kenneth Bradley, a lifetime resident of Madison County, to the Planning and Zoning Commission to fill the vacant District One position effective May 1, 2017.

On motion by Commissioner Allen and second by Commissioner Escoe the Board voted to appoint Kenneth Bradley to the Planning and Zoning Commission. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Item No. 8. Roads Update

Commissioner Allen said that pothole repairs are needed on Beck Road and Neese Commerce Road. Chairman Scarborough said that he received a phone call today about a pothole on Forest Lane and will be going out there tomorrow to take a look at it.

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. Conolus Scott came forward to state that retired Madison County Officer John Smith passed away and a service in his memory will be held at 11:00 a.m. on Thursday, April 6th at Mt Zion Church.

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 Allen and second by Commissioner Bettis the Board unanimously agreed to adjourn at 7:55 p.m.