

**MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
REGULAR BUSINESS MEETING
MAY 7, 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 Pruettt, 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 April 30, 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 April 30, 2018 Agenda Setting Meeting. The vote was as follows: Commissioners Allen, Strickland, Pethel and Escoe voted YES. Commissioner Bettis abstained.

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

Jennifer Ivey, Madison County Library Branch Manager

This agenda item was postponed to May 21, 2018.

Item No. 3. Chairman's Report.

Chairman Scarborough announced the achievements of Madison County Paramedic Rebecca Smith in receiving the John E. Steed Memorial Region 10 EMT of the Year Award.

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

1. Grady and Rebecca Poole are requesting to rezone their 7.18 acre parcel from A2 to RR for a home site for their children. The property is located on Map 47 Parcel 73-X at 1615 Lem Edwards Road in District 5.

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

Chairman Scarborough asked if anyone would like to speak in favor of the request. The applicants said that they were in favor of the request.

Chairman Scarborough asked if anyone would like to speak in opposition to the request. Lamar Adams and Judy McCarty spoke in opposition to the request.

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

Commissioner Escoe made a motion to deny the rezone request. Commissioner Bettis seconded the motion. After discussion, the Board voted on the motion to deny. The vote was as follows: Commissioners Bettis, Pethel and Escoe voted YES. Commissioners Allen and Strickland voted NO.

2. The Janet Crowe Estate is requesting to rezone from A2 to B approximately .5 to 1 acre and the existing restaurant from the 24.56 acre parcel on Map 63 Parcel 56 at 5742 Highway 29 N in District 4.

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

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 Strickland the Board voted to approve the rezone request with an area variance. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

3. The Janet Crowe Estate is requesting to rezone the 5 acre parcel from B to the original A2 zoning. The property is located on Map 63 Parcel 52-01 on E. Jones Chapel Road in District 4.

Chairman Hughston explained the rezone request 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 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.

4. Bar LLC owner, Bruce Robinson, is requesting to rezone his 12.61 acre property from A2 to R1 to subdivide into four lots. The property is located on Map 31 Parcel 150 on Piedmont Road in District 3.

Chairman Hughston explained the rezone request 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 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 Bettis 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.

5. Chris Jones for Calwood Properties LLC is requesting to rezone 11.22 acres from A1 to RR for a total of four lots. The property is located on Map 45 Parcel 58 on Foote McClellan Road in District 5.

Chairman Hughston explained the rezone request and stated that the Planning and Zoning Commission voted six to zero to amend and approve the rezone request to R1 rather than RR.

Chairman Scarborough asked if anyone would like to speak in favor of the request. Attorney Victor Johnson spoke in favor of the request.

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

County Attorney Mike Pruett clarified with Attorney Victor Johnson and the applicant Chris Jones that the rezone to R1 rather than RR is acceptable. They affirmed satisfaction with the R1 zoning.

Commissioner Allen requested that Chris Jones make property owners aware of their responsibility in maintaining the easement in the subdivision and explain that it is not a county road.

On motion by Commissioner Escoe and second by Commissioner Strickland the Board voted to approve rezoning the 11.22 acres from A1 to R1. 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 moving \$5,000 of the budgeted salary allotment for the district attorney's investigator to supplement the salary of the assistant district attorney. (Chairman Scarborough)

On motion by Commissioner Bettis and second by Commissioner Allen the Board voted to move \$5,000 of the budgeted salary allotment for the district attorney's investigator to supplement the salary of Chief Assistant District Attorney Geoffrey Fogus. The vote was as follows: Commissioners Allen, Strickland, Bettis, Pethel and Escoe voted YES.

Item No. 7. Roads Update

Chairman Scarborough said that he rode Brickyard Road with Road Superintendent Alan Lapczynski and it is a road to be considered as a 2019 LMIG project.

Chairman Scarborough said that work is being finalized on the Hickory Hills Road.

Commissioner Strickland asked what part of the county the mowers are working. He said that he has received calls on the need for mowing at Rogers Mill and Highway 106.

Item No. 8. Urgent Matters

There were no urgent matters.

Item No. 9. Statements and Remarks from citizens.

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

Item No. 10. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed).

There was no need for executive session.

Item No. 11. Adjourn

On motion by Commissioner Pethel and second by Commissioner Strickland the Board unanimously agreed to adjourn at 6:42 p.m.