

**MADISON COUNTY BOARD OF COMMISSIONERS
MINUTES
REGULAR BUSINESS MEETING
SEPTEMBER 10, 2015
6:30 P.M.**

MEMBERS PRESENT:

Commission Chairman Anthony Dove
District 1 Commissioner Stanley Thomas
District 2 Commissioner Dewitt Bond
District 5 Commissioner Jim R. Escoe, Sr.

MEMBERS ABSENT:

District 4 Commissioner John Pethel, Sr.

MEDIA PRESENT:

Zach Mitcham, Madison County Journal

STAFF PRESENT:

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

Chairman Dove called the meeting to order at 6:30 pm and read an Executive Order from Governor Deal regarding the lowering of flags to half-staff tomorrow, recognizing September 11, 2015 as Patriot Day and a National Day of Service and Remembrance. Chairman Dove led in the pledge to the American Flag and asked for a moment of silence to honor the innocent lives that were lost as a result of the terrorist attacks on the United States of America on September 11, 2001.

Item No. 1. Approval of Minutes:

Minutes of August 31, 2015 Special Called Meeting and August 31, 2015 Agenda Setting Meeting. Minutes have been distributed.

On motion by Commissioner Thomas and second by Commissioner Bond the Board approved the minutes of the August 31, 2015 Special Called Meeting and Agenda Setting Meeting. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

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

None

Item No. 3. Chairman's Report.

Chairman Dove stated that 83 Law Enforcement Officers have died this year and 24 were shot in cold blood. He requested that all Madison County citizens show appreciation and respect to Law Enforcement Officers.

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

1. Burdette Realty is requesting on behalf of Karen Langley to rezone her 8.22 acre parcel from A2 to Industrial. The property is located on Map 51 Parcel 45 on Highway 29 North in District 4.

Chairman Douglas advised the Board that the applicant withdrew the request.

2. Clint and Holly Allen on behalf of Alex Allen request to rezone 2 acres of his 180.71 acre parcel from A1 to RR. The property is located on Map 29 Parcel 87 at 382 Jamieson Road in District 3.

Chairman Douglas explained the rezone request and stated that the Planning and Zoning Board voted five (5) to zero (0) to approve.

Chairman Dove asked if anyone would like to come forward and speak in favor of the request. Applicant Alex Allen and one other citizen in the audience stated that they were in favor of the request.

Chairman Dove asked if anyone would like to come forward and speak in opposition of the request. No one came forward.

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

On motion by Commissioner Thomas and second by Commissioner Escoe the Board voted to approve the request. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

3. Jason Fritz is representing SW Madison County, LLC. They are requesting to rezone 1.75 acres located on Map 27 Parcel 65 on Williams Wilson Road from R1 to B. This is for the future site of a Dollar General Store. The property is located in District 1.
4. Jason Fritz is representing SW Madison County, LLC. They are requesting to rezone 1.25 acres located on Map 27 Parcel 66 on Hanley Road from R1 to B. This is for the future site of a Dollar General Store. The property is located in District 1.

Chairman Douglas explained the rezone requests and stated that the Planning and Zoning Board combined both requests in one vote and stated that the Planning and Zoning Board voted five (5) to zero (0) to approve with conditions of evergreens being planted.

Chairman Dove asked if anyone would like to come forward to speak in favor of the request. Applicant Jason Fritz addressed the Board to provide information regarding the style of the building and sign, the brick siding, the evergreens, the dumpster enclosure and the shoe box lighting projecting down on sign and parking lot. Chamber of Commerce President Marvin White spoke in favor of the request. Crystal Lester spoke in favor of the request.

Chairman Dove asked if anyone would like to come forward to speak in opposition of the request. Attorney David Ellison addressed the Board to represent the neighbors' concerns and opposition and their request for the Board to deny the rezone. He stated that if the rezone is approved, the neighbors request that there be double row mature evergreen trees planted, a locked gate at driveway entrance, brick walls around the dumpster, sidewalks and down lighting.

Carol Barnes, Carter Cagle, Sherry Hardigree, Keith Honerlein, Becky Mathis, Joyce Fitzpatrick, Roxanne Honerlein, Rick Purcell, Frank Reshell and Ray Kearley spoke in opposition to the rezone request.

Chairman Dove asked if anyone would like to come forward to speak in favor of the request.

Applicant Jason Fritz addressed the neighbors' concerns and said that he would plant a double row of mature evergreen trees and have down lighting. Carter Cagle and Sandra Scoggins were given permission to ask Mr. Fritz questions.

Commissioner Thomas made a motion to approve the rezone requests. Commissioner Escoe seconded the motion. Commissioner Thomas discussed data that he gathered during his research of the concerns that were expressed to him during the past two weeks. He had information on the traffic count from D.O.T., number of car accidents from 911 records, a letter from the Madison County Chief Appraiser regarding property values and photos of the outside and inside of a comparable store in Winder that was built by the same developer. Keith Honerlein was granted permission to address the Board. The Board then voted on the motion to approve the rezone requests. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

5. Chairman Wayne Douglas with any Zoning Ordinance Amendments.

Chairman Douglas explained the zoning amendment to remove Confined Animal Feeding Operation from the provision chart in Article VII and stated that the Planning and Zoning Board voted five (5) to zero (0) to approve.

On motion by Commissioner Thomas and second by Commissioner Bond the Board voted to approve the zoning amendment. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

The Board recessed at 8:27 pm for a short break and returned at 8:32 pm.

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

Chairman Dove asked if there were any statements or remarks on an agenda item. No one came forward.

OLD BUSINESS:

None

NEW BUSINESS:

Item No. 6. Recommend bid for telephone system. (Gary Venable)

This agenda item was postponed until the 9-28-15 meeting.

Item No. 7. Recommend bids for 2015 paving projects. (Alan Lapczynski)

Public Works and Road Superintendent Alan Lapczynski recommended Garrett Paving for the 2015 paving projects. There was discussion on the county purchasing the asphalt for the paving of the Animal Shelter parking lot to save the money that would be charged to Garrett Paving for taxes.

On motion by Commissioner Escoe and second by Commissioner Bond the Board voted to accept the bid from Garrett Paving for the 2015 paving projects. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

Item No. 8. Consider hiring for EMS Part Time Call-In list. (Jason Lewis)

EMS Director Jason Lewis requested that Nicholas Bouchier, Heather Thaxton, Jeanne Hill and Kayla Bagwell be added to the EMS Part Time Call-In list.

Commissioner Escoe said that he didn't know if he could vote regarding one of the applicants because he was unsure if there was family relation.

On motion by Commissioner Escoe and second by Commissioner Bond the Board voted to add Nicholas Bouchier, Jeanne Hill and Kayla Bagwell to the EMS Part Time Call-In list. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

County Attorney Mike Pruettt told Commissioner Escoe that he could vote on the hiring of Heather Thaxton since he would not be her immediate supervisor.

On motion by Commissioner Bond and second by Commissioner Thomas the Board voted to add Heather Thaxton to the EMS Part Time Call-In list. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

Item No. 9. Consider resolution to combine the School Board, IDBA and County millage rate. (Chairman Dove)

On motion by Commissioner Bond and second by Commissioner Thomas the Board approved the resolution to combine the School Board, ID&BA and County Millage rate. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

Item No. 10. Consider proclamation designating September 17 through 23 as Constitution Week. (Chairman Dove)

On motion by Commissioner Thomas and second by Commissioner Bond the Board approved the proclamation designating September 17 through 23 as Constitution Week. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

**Item No. 11. Consider Food Bank being opened on Mondays from October 26 through December.
(Chairman Dove)**

Chairman Dove stated that Food Bank Director Bobbie Rooker has made her annual request to have the Food Bank open on Mondays, starting October 26th through December.

On motion by Commissioner Escoe and second by Commissioner Thomas the Board voted to allow the Food Bank to be opened on Mondays from October 26 through December. The vote was as follows: Commissioners Thomas, Bond and Escoe voted YES.

Item No. 12. Roads Update

Commissioner Thomas requested work to be done on Howard Road and to check on right-of-way deeds. He also requested the status of Frank Bird Road and Sunray Hatchery Road.

Commissioner Escoe requested the status of the culvert on Valley Road.

Item No. 13. Urgent Matters

There were no urgent matters.

Item No. 14. Statements and Remarks from Citizens.

Chairman Dove asked if there were any statement or remarks. No one came forward.

**Item No. 15. Executive Session to discuss land acquisition, personnel matters and/or potential litigation
(if needed)**

There was no need for executive session.

Item No. 16. Adjourn

On motion by Commissioner Bond the Board unanimously agreed to adjourn at 8:44 pm.