

**BARROW COUNTY BOARD OF COMMISSIONERS
FEBRUARY 14, 2006**

6:30 PM – PUBLIC HEARING-ABANDONMENT OF EDGAR ROAD, HAZEL
MOON ROAD & BRISCOE MILL ROAD

Chairman Garrison called Public Hearing to order with Commissioner Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all in attendance.

Staff & news media: Michelle Sims, Terry Darragh, Darrell Greeson, Stephen Eades, Leanne Akin, Barrow County News, Murray Kogod, Gail Buchanan & Laurie Marchman

TERRY DARRAGH-PUBLIC HEARING

EDGAR ROAD- Road is an existing dirt road off Hwy. 8 with only one family of property owners & they are in agreement to the proposed abandonment & would benefit from closure in prevention of continued illegal dumping & late night party activities. The road doesn't serve any usage & the culvert on the main creek washed out.

HAZEL MOON ROAD- Oak Grove Landfill purchased this property & wishes the road to be abandoned. This portion of the road does not serve any public interest since the landfill purchased the property. They will provide a cul-de-sac at the end of the road. Tonight is the public hearing however the paperwork has not been completed & as soon as it is completed it will be brought back before the Board for a vote.

BRISCOE MILL ROAD -Attorney John Stell, Jr., representing Tripp Reynolds has requested to abandon this road on the south side of Tanners Bridge Road & continuing in a southerly direction the length of Briscoe Mill to the Apalachee River (3100 feet or 0.59 miles). Mr. Reynolds is proposing to build a subdivision. Although taken off the maintenance of the county it was not officially abandoned. Recently we found out that it actually serves a piece of property owned by Mike Malcom & the details as to the access to his is still being worked out. We're getting public input tonight & will bring it back before the board to take action when details are worked out. DISCUSSION: Mr. Reynolds would provide an easement should we need one for sewer in the future.

SPEAKERS: Attorney Paul Rosenthal of Walton County, who is friend & partner with Mike Malcom, stated they have been in communication with John Stell & Mr. Reynolds on this issue. This road provides the only ingress & egress access that Mike has to the 4 acres of his property on the Barrow County side & he also owns & resides on 7 acres on the Walton County side. The Board rezoned this parcel of land in October 2005 from AG to R1, then in December Mr. Stell found out the road had not been abandoned & asked for the abandonment to take

place. Since that time Mr. Reynolds has filed a rezone from R1 to R2. There are a lot of issues that need to be worked out & we are requesting to table the decision on this abandonment so we can have further opportunity to work with Mr. Stell & Mr. Reynolds & come up with a viable solution.

Pat Coward questioned what was going to happen to the houses on Briscoe Mill road where it is paved. DISCUSSION: The unpaved portion is what is going to be abandoned.

Public Hearing adjourned at 6:40 PM

FEBRUARY 14, 2006 – 7:00 PM

Chairman Garrison called meeting to order with all commissioners present.

Staff & news media: Michelle Sims, Terry Darragh, Darrell Greeson, Stephen Eades, Mitch Kitchens, Guy Herring, Laura Marchman, ail Buchanan, Norma Jean Brown, Sheriff Robinson, Michael Fischer, County Attorney, Keith Lee, June Schuenemann & Murray Kogod.

Welcome, Stood for Pledge of Allegiance to the Flag & Commissioner Bill Brown gave the invocation

1. APPROVAL OF JANUARY 24, 2006 MINUTES

Commissioner Wehunt made motion to approve minutes, Commissioner Hendrix seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

2. TIM MADISON-PRE-TRIAL DIVERSION UPDATE

In October he & Murray Kogod presented a proposal to establish a pre-trial diversion program for bad checks. Sam Hale was hired for Project Manager in the District Attorney's office & Greg McKinney was hired in the Sheriff Department. \$24, 271.54 in restitution has been returned to merchants who had taken bad checks in our community since October 2005. Program Fees collected since then is \$12,104.39 for bad checks diversion & \$10,030.00 for pre-trial diversion. At this time the Program is up and running & doing a great job in our community.

3. TERRY DARRAGH

1. ABANDONMENT OF EDGAR ROAD, HAZEL MOON ROAD & BRISCOE MILL ROAD.

A. EDGAR ROAD- Recommendation is to proceed with abandonment.

Commissioner Bill Brown made motion to abandon section of Edgar Road as stated in Public Hearing, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

B. HAZEL MOON ROAD-Recommendation to table until paperwork is Completed & then bring back before the board.

Commissioner Berry made motion to table until all documents are received, Commissioner Wehunt seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

C. BRISCOE MILL ROAD-Recommendation to table until both parties can come to an agreement.

Commissioner Wehunt made motion to table until both parties can come to an agreement, Commissioner Hendrix seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

2. WATER RATE REVISIONS

Sometime back we went to billing for our sewage usage & we had a lot of request for a second meter for irrigation. One change is we added meter tap fees for irrigation of \$2,050.00 & the other change is we deleted the deposit that used to be required & subtracted the deposit from each of the tap fees.

Commissioner Lampp made motion to accept recommendation & approve the changes of the meter tap fees, Commissioner Bill Brown seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

3. BID-RFQP2005-50-ENGINEERING SERVICES FOR BARROW COUNTY HIGHWAY AND STREETS

Engineering firms submitted qualifications to provide Engineering services for roadwork in the county. Qualification bids were received from four companies: MACTEC Engineering & Consulting, Precision Planning, Moreland Altobelli & Mattern & Craig, Inc. Recommendation is to authorize a task order contract with Moreland Altobelli Associates, Inc. Contract is for 3 years. DISCUSSION: Moreland Altobelli has more experience & background knowledge, qualifications were above the others to some extent & rate structure was more competitive. They are currently working on the West Winder By-pass & have done other projects for the county.

Commissioner Lampp made motion to accept Moreland Altobelli as consultant & authorize Chairman to enter into task order contracts for various intersection improvements & other road projects, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

4. MICHAEL FISCHER-BUDGET AMENDMENT-KBB CONSENT DECREE FUNDS

Commissioner Wehunt made motion to approve budget amendment, Commissioner Hendrix seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

5. STEPHEN EADES-ANIMAL CONTROL DIRECTOR

1. **ANIMAL CONTROL BYLAWS & RESOLUTION** – The Animal Control Board was established in 1989 by the State of Georgia to establish hearings for dangerous dog laws. The board shall consist of three members, appointed by the Board of Commissioners, with two-year terms. The by-laws will give the Board guidelines to follow, have meetings to discuss issues & hearings to hear complaints in regards to dangerous dogs & to assist Animal Control.

Commissioner Bill Brown made motion to approve, Commissioner Lampp seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

2. **ANIMAL CONTROL BOARD APPOINTMENTS**- Recommendation to appoint Esther England, Robin Rodi & Patsy Bellamy to Animal Control Board.

Commissioner Wehunt made motion to approve these appointments, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

6. CHAIRMAN GARRISON

1. **INTERGOVERNMENTAL AGREEMENT** – Agreement between Barrow County & City of Winder to participate to accomplish annexation of the 154.851 acres of land into the City for the Barrow County Courthouse & jail facilities. In addition the county agrees to work with Winder over the next year to locate & define city limits & enhance the delivery of enterprise services between the governing authorities. The City of Winder Council did approve the agreement at their last meeting.

Commissioner Bill Brown made motion to approve & authorize Chairman to sign, Commissioner Dyer seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

2. **ANNEXATION RESOLUTION** -Joint request to present to the local legislative delegation to annex the property into the City of Winder.

Commissioner Lampp made motion to approve & authorize Chairman to sign, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

7. TOMMY PARTEN-BIDS-RFB2006-12-VAN FOR PROJECT ADAM

This is a bid on the van included in Project Adam's recent request.

Four bids were received:	AKINS FORD:	\$20,920.00
	ALLEN VIGIL FORD	\$21,575.00
	JEFFERSON MOTOR	\$21,622.71
	BRANNEN MOTOR	\$21,990.00

Commissioner Wehunt made motion to approve low bid from Akin Ford for \$20,920.00, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

8. NORMA JEAN BROWN-INTERVIEW COMMITTEE RECOMMENDATION FOR AIRPORT DIRECTOR'S POSITION

Tim Whitman is leaving & his last day will be February 21, 2006 & the Chairman will need to recommend a hiring committee. The committee will consists of Michael Fischer, Myron Garrett, Norma Jean Brown, Sammy Everett, Don Holliday & Doug Garrison. DISCUSSION:

Commissioner Lampp made motion to approve, Commissioner Bill Brown seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

9. EXECUTIVE SESSION-LITIGATION

Commissioner Hendrix made motion to go into EXECUTIVE SESSION, Commissioner Berry seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

*****EXECUTIVE SESSION*****

Commissioner Berry made motion to come out of EXECUTIVE SESSION, Commissioner Lampp seconded. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes.

With no further business, motion by Commissioner Hendrix, seconded by Commissioner Dyer to adjourn. Motion carried with Lampp, Bill Brown, Wehunt, Berry, Dyer & Hendrix all voting yes. Meeting adjourned at 8:20 PM