

Minutes of Public Hearing
Elbert County Board of Commissioners
Monday, May 9, 2022

5:15 PM

- 1) Discussion and approval of a request by Devon McIntyre to rezone from GB (General Business) to R1 (Single Family Residential). This request is to allow for a home to be placed on the new parcel; located at Sweet City Road, Elberton, GA. Map 032A, Parcel: 024. Recommended approval by the Planning & Zoning Board. Devon McIntyre stated he will be putting mobile home on the property. No other comments were made.
- 2) Discussion and approval of a request by Myrtle Maxwell to rezone 3.05 acres from A (Agricultural) to R1 (Single Family Residential). This request is to allow for the property to be sold and a home to be built on new parcel; located at 2462 Pulliam Mill Road, Elberton, GA. Map 019, Parcel: 022. Recommended approval by the Planning & Zoning Board. Ms. Maxwell stated someone wanted to buy a section of the property to build a home. No other comments were made.
- 3) Discussion and approval of a request by Jamison White to rezone 6.25 acres from A (Agricultural) to RR (Rural Residential). This request is to allow for the property to be sold and a home to be built on new parcel; located at 1179 Homes Road, Elberton, GA. Map 027, Parcel: 005. Recommended approval by the Planning & Zoning Board. There were no public comments on this item.
- 4) Discussion and approval of a request by Hoang Nguyen for a variance to allow for an additional chicken house to be built on the property. Located at 2026 Craft Ferry Road, Elberton, GA. Map 058, Parcel: 008. Recommended approval by the Planning & Zoning Board. There were no public comments on this item.
- 5) Discussion and approval of a request by Johnathan Evans to rezone 5.12 acres from I (Industrial) to RR (Rural Residential) and 4.87 acres from R1 (Single Family Residential) to RR (Rural Residential). This request is to allow for the properties to be combined; located at 2624 Reagin Drive, Elberton, GA. Map, 015 Parcel: 005A and Map, 015, Parcel: 005. Recommended approval by the Planning & Zoning Board. There were no public comments on this item.
- 6) Discussion and approval of a request by Leon Veal to rezone approximately 2.23 acres from A (Agricultural) to R1 (Single Family Residential) located on Jaudon Road. Map 043A, Parcel 035. Recommended approval by the Planning & Zoning Board. There were no public comments on this item.

Minutes
Elbert County Board of Commissioners
Monday, May 9, 2022

Chairman Lee Vaughn called the meeting to order, Present were Chairman Vaughn, Commissioner Horace Harper, Commissioner Casey Freeman, Commissioner Chris Alexander, Commissioner Kenneth Ashworth, Commissioner Freddie Jones, County Administrator Phil Pitts, County Attorney Bill Daughtry, CFO Macie Witcher, County Clerk Tamara Butler, media.

After the pledge to the United States flag the invocation was given by Mr. Daughtry

Adoption of the Agenda. Chairman Vaughn asked for a motion to amend the agenda adding the following items:

- 18a) Discussion and approval of a Beer and Wine license for Nizar Asari, DBA-Asari Elberton Management, LLC, 2379 Calhoun Falls Hwy.
- 18b) Discussion and approval of the lease agreement with the Department of Family and Children Services
- 18c) Discussion and approval to appoint a member to the Regional Solid Waste Management Authority
- 18d) Discussion and approval of a request by the Elbert County Fire Department to submit bids on a 2,000-gallon tanker in Spartanburg, SC. Bid proposals will not exceed \$75,000. In the event this proposal does not work out, the Fire Department would like to have authority to bid up to \$75,000 on other tankers.
- 18e) Discussion and consideration of a request by the Acting Sheriff for allocation of funds for the Sheriff's office to dispatch calls out of the Sheriff's office.
- 20a) Executive Session

Commissioner Freeman made a motion to approve the agenda as amended.
Commissioner Alexander seconded the motion. The motion passed 5-0.

Adoption of the Minutes of April 11, 2022. Commissioner Alexander made a motion to adopt the minutes as read. Commissioner Jones seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Devon McIntyre to rezone from GB (General Business) to R1 (Single Family Residential). This request is to allow for a home to be placed on the new parcel; located at Sweet City Road, Elberton, GA. Map 032A, Parcel: 024. Recommended approval by the Planning & Zoning Board. Commissioner Freeman made a motion to approve this rezone request. Commissioner Ashworth seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Myrtle Maxwell to rezone 3.05 acres from A (Agricultural) to R1 (Single Family Residential). This request is to allow for the property to be sold and a home to be built on new parcel; located at 2462 Pulliam Mill Road, Elberton, GA. Map 019, Parcel: 022. Recommended approval by the Planning & Zoning Board. Commissioner Freeman made a motion to approve this rezone request. Commissioner Ashworth seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Jamison White to rezone 6.25 acres from A (Agricultural) to RR (Rural Residential). This request is to allow for the property to be sold and a home to be built on new parcel; located at 1179 Homes Road, Elberton, GA. Map 027, Parcel: 005. Recommended approval by the Planning & Zoning Board. Commissioner Harper made a motion to approve this rezone request. Commissioner Freeman seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Hoang Nguyen for a variance to allow for an additional chicken house to be built on the property. Located at 2026 Craft Ferry Road, Elberton, GA. Map 058, Parcel: 008. Recommended approval by the Planning & Zoning Board. Commissioner Ashworth made a motion to approve this rezone request. Commissioner Alexander seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Johnathan Evans to rezone 5.12 acres from I (Industrial) to RR (Rural Residential) and 4.87 acres from R1 (Single Family Residential) to RR (Rural Residential). This request is to allow for the properties to be combined; located at 2624 Reagin Drive, Elberton, GA. Map, 015 Parcel: 005A and Map, 015, Parcel: 005. Recommended approval by the Planning & Zoning Board. Commissioner Alexander made a motion to approve this rezone request. Commissioner Ashworth seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Leon Veal to rezone approximately 2.23 acres from A (Agricultural) to R1 (Single Family Residential) located on Jaudon Road. Map 043A, Parcel 035. Recommended approval by the Planning & Zoning Board. Commissioner Freeman made a motion to approve this rezone request. Commissioner Jones seconded the motion. The motion passed 5-0.

Carol Phillips to address the board to request closing Ravenwall Road. Ms. Phillips was not in attendance but addressed the Board at the previously held work session.

Mary Clark with the Granite City Life Skills Foundation to address the board to request financial support for the Blackwell gym. Commissioner Jones asked to abstain from voting as he has an interest in the foundation. Mrs. Clark asked for funding for Blackwell Memorial gym, now under the umbrella of Granite City Life Skills. She stated they are struggling for funds to get a heating/ac unit in the building

May 9 2022 pg. 4

and asked for support. Chairman Vaughn stated we have donated funds from the Hotel/Motel tax, but this request does not fall under the requirement as a tourism project; and also, this is a privately owned building that we cannot use taxpayer money for. He also said that we are working on an application process so that we will be able to donate to non-profits for this type of request in the future.

Discussion and approval for Engineering and Planning by KCI Technologies for the bridge on Allen White Road. Mr. Pitts stated that GDOT has approved the county's request for funds and the department will commit up \$200,000 or 70% of the project's cost; whichever is less and the project must begin by February 28, 2023. Commissioner Ashworth made a motion to approve KCI Technologies to prepare the engineering plan. Commissioner Freeman seconded the motion. The motion passed 5-0.

Discussion and approval of bids for replacing the roof on the old Train Depot. Mr. Howell stated three (3) bids were received

Discussion and approval of putting out bids for Solid Waste disposal services. Mr. Pitts stated our contract with Republic Services ends July 1, 2022; therefore; we will be putting out bids for waste disposal services. Commissioner Ashworth made a motion to approve Mr. Howell putting out bids for solid waste disposal. Commissioner Alexander seconded the motion. The motion passed 5-0.

Discussion and approval of putting out proposals for a new lease on copy machines. The current contract will end August, 2022. Mr. Howell stated our current copier lease agreement will end in August and he proposes putting out bids for another 5-year lease agreement to furnish copiers for all county offices. Commissioner Freeman made a motion to approve this request. Commissioner Alexander seconded the motion. The motion passed 5-0.

Discussion and approval of a request by Tori McLendon of Elberton Elite, for a donation of \$2000 to help defray cost of the nationwide AAU tournament to be held here in July 2022. Mr. Tori McLendon addressed the board requesting a donation of \$2000 to help with the cost of hosting a nationwide AAU tournament here in Elberton. Funds will be used for venue rental, marketing and advertising. Mr. McLendon stated that if we could provide something stating that funds were approved, then he could give this to any vendors that he would be making payments to and would not need the funds up front. Commissioner Freeman stated this program impacts a lot of people and thinks it would be beneficial to go forward with this; and also, it is a good investment in our community, therefore, he made the motion to approve this request. Commissioner Alexander seconded the motion. The motion passed 4-0; with Commissioner Jones abstaining from the vote as he is involved with this program.

Discussion and approval of a request by T.J. BeMent, District Court Administrator to address the Board regarding General Fund contributions to the ARPA fund for the "float" fund that Elbert County is covering. Mr. T.J. BeMent stated the Public Defender's office applied for funds to assist in largely reducing the backlog of cases. Elbert County has agreed to be the "fiscal host" of the funds. There is already in place \$5,000; and request an additional \$20,000 to take the "float" up to \$25,000 which will cover the cost the Elbert County may be floating on some expenses plus circuit- wide expenses. Commissioner Freeman made a motion to approve the advance of \$25,000. Commissioner Ashworth seconded the motion. The motion passed 5-0.

AMENDMENTS TO AGENDA:

- 18a) **Discussion and approval of a Beer and Wine license for Nizar Asari, DBA-Asari Elberton Management, LLC, 2379 Calhoun Falls Hwy.** Commissioner Ashworth made a motion to approve this application. Commissioner Freeman seconded the motion. The motion passed 5-0.
- 18b) **Discussion and approval of the lease agreement with the Department of Family and Children Services.** Mr. Pitts stated they have upped the amount of the monthly lease payment from \$2746 to \$3300. Commissioner Ashworth made a motion to approve the lease agreement with DFACS. Commissioner Alexander seconded the motion. The motion passed 5-0.
- 18c) **Discussion and approval to appoint a member to the Regional Solid Waste Management Authority.** Mr. Pitts recommended the appointment of Mrs. Pam Algood to the Regional Solid Waste Management Authority. Commissioner Freeman made a motion to approve Mr. Pitts recommendation. Commissioner Jones seconded the motion. The motion passed 5-0.
- 18d) **Discussion and approval of a request by the Elbert County Fire Department to submit bids on a 2,000-gallon tanker in Spartanburg, SC.** Bid proposals will not exceed \$75,000. In the event this proposal does not work out, the Fire Department would like to have authority to bid up to \$75,000 on other tankers. Commissioner Harper made a motion to approve the request. Commissioner Freeman seconded the motion. The motion passed 5-0.
- 18e) **Discussion and consideration of a request by the Acting Sheriff for allocation of funds for the Sheriff's office to dispatch calls out of the Sheriff's office.** Acting Sheriff, Darren Scarborough stated he was making this request on behalf of Sheriff Andrews who would like to bring dispatch service for the Sheriff's Department back under the supervision of the Sheriff; citing the following reasons: will have someone at the office at all times, taking care of 10-minute hits, being able to enter items and articles, and being able to have more control over incoming calls.
Chuck Almond, EMS Director, stated there could possibly be some liability issues with this change. Commissioner Alexander made a motion to deny the Sheriff's request. Commissioner Freeman seconded the motion. The motion to deny passed 5-0.

Financial Report. Ms. Witcher reported that General Fund expenditures are under budget and revenues are good at this point in the year.

Public Comments. There were no comments.

Executive Session. Commissioner Ashworth made a motion to enter Executive Session for litigation. Commissioner Alexander seconded the motion. The motion passed 5-0.

May 9, 2022 pg.6

Upon returning, Commissioner Freeman made a motion to enter General Session. Commissioner Ashworth seconded the motion. The motion passed 5-0.

Chairman Vaughn stated no action was taken.

Adjournment. Commissioner Harper made a motion to adjourn; Commissioner Alexander seconded the motion. The motion passed unanimously.