



**MINUTES
PUBLIC HEARING & REGULAR MEETING**

**APRIL 26, 2011
8:30 A.M.**

**STEPHENS COUNTY BOARD OF COMMISSIONERS
HISTORICAL COURTHOUSE**

PRESENT FOR MEETING: Chairman J B Hudgins, Jr., Commissioners Harold Andrews, Jonesy Haygood, Dean Scarborough and Stanley London; County Administrator John Rutan; County Clerk Beth Rider; Finance Director Phyllis Ayers; and County Attorney Brian Ranck

Chairman Hudgins opened the public hearing at 8:30 a.m. for public comment, hearing no comment; the public hearing was closed at 8:36 a.m.

Chairman J.B. Hudgins, Jr. called the regular meeting to order at approximately 8:57 a.m. and welcomed those present. Reverend Philip Teasley gave the Invocation and led the Pledge of Allegiance.

I. APPROVE AGENDA

A motion was made by Commissioner Haygood, seconded by Commissioner Scarborough to approve the agenda with one addition to add item # 6 to read as follows:

BOARD TO CONSIDER MOTION TO PARTICIPATE IN BROADBAND STUDY FOR PRORATED PORTION OF \$500.00 TO BE TAKEN FROM ADMINISTRATOR BUDGET AND WRITE A LETTER OF SUPPORT TO ONEGEORGIA AUTHORITY AND AUTHORIZE CHAIRMAN TO SIGN LETTER. Motion carried unanimously.

II. APPROVE MINUTES

1. APRIL 12, 2011 – REGULAR MEETING

A motion was made by Commissioner Andrews, seconded by Commissioner London to approve minutes as presented. **Motion carried unanimously.**

III. OLD BUSINESS

1. BOARD TO CONSIDER MOTION TO APPROVE OR DENY 10 FT VARIANCE FOR RITA AND MAC MCCLAIN

Rita McClain came before the commissioners requesting a 10' ft variance in Lake Harbor Shores between the Corp of Engineers and their property. Brian Ranck asked if they were familiar with the code section; Mr. McClain stated they did not know about the codes. Ms. McClain stated that they were 31/2

feet on the Corp property and Ranger Foust told them as long as they take it off the corp property it is ok with variance. Brian stated the letter in the packet came up at the end of last summer, the commissioners had asked Brian to get the Corp of Engineers opinion, this is their general opinion. Brian stated it is within the Commissioners jurisdiction to give a variance.

Commissioner London made a motion to grant a 10 Ft. variance. Motion died for lack of second.

A motion was made by Commissioner Haygood, seconded by Commissioner Scarborough to follow the building ordinance. **Motion carried 4-1. Commissioner London voted no.**

IV. NEW BUSINESS

1. BOARD TO CONSIDER MOTION TO ADOPT THE CHANGES TO THE COMPREHENSIVE PLAN, TRANSPORTATION SECTION AS DETAILED AND AUTHORIZE CHAIRMAN TO SIGN RESOLUTION

A motion was made by Commissioner London, seconded by Commissioner Haygood to adopt the changes to the Comprehensive Plan and authorize Chairman to sign resolution. **Motion carried unanimously.**

2. BOARD TO CONSIDER MOTION TO APPROVE FY 2011 BUDGET AMENDMENT FOR EMA; SHERIFF'S DEPARTMENT; RURAL FIRE; PROBATION; BUILDINGS AND GROUNDS (HOME DEPOT AMENDMENT WILL COME FROM CONTINGENCIES); SUPERIOR COURT; AND AUTHORIZE CHAIRMAN TO SIGN BUDGET AMENDMENT RESOLUTION

A motion was made by Commissioner London, seconded by Commissioner Scarborough to approve FY2011 budget amendments and authorize Chairman to sign resolution. **Motion carried unanimously.**

3. MOTION FOR BOARD TO APPROVE AND AUTHORIZE CHAIRMAN TO SIGN ADJUSTMENT SHEETS

A motion was made by Commissioner London, seconded by Commissioner Scarborough to approve and authorize Chairman to sign adjustment sheets. **Motion carried unanimously.**

4. BUZZ ARROWOOD TO ADDRESS BOARD REGARDING MARTIN WATER PROJECT

Mr. Arrowood was not present at the meeting.

5. BOARD TO CONSIDER MOTION TO APPROVE OR DENY REQUEST FROM DWIGHT AND CAROLYN HORTON FOR REFUND OF ERRONEOUSLY PAID TAXES FROM TAX YEARS 2009 AND 2010

A motion was made by Commissioner London, seconded by Commissioner Scarborough to approve the request. Discussion was made that the taxes had not been paid and they were asking for penalties and interest to be removed. A motion was made by Commissioner London, seconded by Commissioner Scarborough to rescind the previous motion. **Motion carried unanimously.** A motion was made by Commissioner London, seconded by Commissioner Scarborough to postpone until after taxes are paid. **Motion carried unanimously.**

6. BOARD TO CONSIDER MOTION TO PARTICIPATE IN BROADBAND STUDY FOR PRORATED PORTION OF \$500.00 TO BE TAKEN FROM ADMINISTRATORS BUDGET AND WRITE A LETTER OF SUPPORT TO ONEGEORGIA AUTHORITY AND AUTHORIZE CHAIRMAN TO SIGN LETTER

A motion was made by Commissioner Scarborough, seconded by Commissioner Andrews to participate in the broadband study, \$500.00 to come from Administrators budget, and authorize Chairman to sign letter to OneGeorgia Authority. Motion carried 4-1, Commissioner London abstained.

V. INVOICES OVER \$5000

1. ACREE OIL - \$25,543.75

A motion was made by Commissioner London, seconded by Commissioner Andrews to approve and pay invoice. **Motion carried unanimously.**

VI. MATTERS FROM DEPARTMENTS

1. ADMINISTRATOR REPORT –

2. FINANCE REPORT –

Phyllis Ayers stated the budget is on schedule; the 9th and 10th we will go offsite to review the budget at the straw house.

3. DEPARTMENT REPORT –

1. Bobby Hanley – Public Works- Bobby addressed the Commissioners with a drainage issue, Currahee Lane Bridge and roads submitted to the DOT for HB 277.

Mr. Scott contacted the county about Old Clarkesville Road issue with a cross drain, it goes under Old Clarkesville Road and exits out about 5 -8 ft from his shop. Bobby stated he was not sure if the building or the drain was there first. They have looked at several different options and needs direction. Bobby stated he would need permission to reroute the drainage to get it off of the gentlemens building; Bobby stated he would get a survey, a 20ft drainage easement for this property, this would end this issue. Brian stated as long as the proper easements are obtained and valid we should be good. A motion was made by Commissioner London, seconded by Commissioner Scarborough to require construction and drainage easement to fix the problem.

Motion carried unanimously.

Bobby updated the Commissioners on Currahee Lane Bridge, it has been repaired and is now open to the public. Bobby has completed the transportation list, cost forms and have gotten them to DOT and they will take to their board.

2. Tom Bennett – Marshal – Tom reported to the Commissioners he had eight citations written which have gone to State Court. He has given trash warnings and citations.

3. Lisa Thomas – Sr. Center- Coordinating a wellness program for the county that will provide a discount on insurance. We have received information for a grant from ACCG and I am asking approval to apply for the grant. The money is there but you cannot apply for a certain amount, they give you what they feel you need and it can be from \$500-\$5,000. I have asked for

\$2,000.00, if we don't get it I can revise it and do a different amount. Phyllis stated in the past we have gotten \$2,000.00. You can do whatever you want to with the money for Health. A motion was made by Commissioner London, seconded by Commissioner Andrews to apply for Health Grant from ACCG.

4. Richard Adams – Discussed the progress on the walking trails.

VII. MATTERS FROM CITIZENS – TIME LIMIT OF THREE (3) MINUTE

A gentleman asked how the drainage problem would be financed, how it is budgeted for situations. Bobby stated it would come out of his budget.

Commissioner London reported on the meeting for CCAP. Topics of discussion was the City Code Enforcement Action Plan, County Website, Clean Up Challenge which is taking place now and we have had good progress, talk of Community Awareness Event, suggestions from David Smith on Litter and Blight.

A citizen asked about the new traffic lights being put up if there were cameras being installed. The commissioners stated it was to change the light and censor the traffic flow.

VIII. EXECUTIVE SESSION

A motion was made by Commissioner Scarborough, seconded by Commissioner London to enter into executive session at 9:45 a.m. **Motion carried unanimously.**

IX. ADJOURNMENT

A motion was made by Commissioner Scarborough, seconded by Commissioner London to reconvene the meeting at 10:36 a.m.

The commissioners discussed the setbacks on the lake properties and talked about changing the code to alter the setback to 5ft instead of 10ft. where property adjoins the Corp of Engineers on Lake Hartwell.

A motion was made by Commissioner London, seconded by Commissioner Andrews to adjourn the meeting at 10:49 a.m. **Motion carried unanimously.**

Approved this _____ day of _____, 2011

J.B. Hudgins, Chairman

Attest:

Beth Rider, County Clerk