



BANKS COUNTY BOARD OF COMMISSIONERS MEETING

Courthouse Annex Boardroom | 150 Hudson Ridge | Homer, GA 30547

Tuesday, September 10, 2024 at 6:30 PM

MINUTES

1. CALL TO ORDER

Ch. Turk called the meeting to order.

PRESENT

Chairman Charles Turk
Vice Chairman Danny Maxwell
Commissioner Chris Ausburn
Commissioner Keith Gardiner
Commissioner Bo Garrison

STAFF PRESENT

County Clerk Regina Gailey
Assistant County Clerk Erin Decker
County Attorney Randall Frost
Planning/Zoning Director Kerri Fincannon
Senior Center/Transit Director Tracie Hammond

2. APPROVAL OF AGENDA

Motion to approve the agenda.

Motion made by Commissioner Garrison, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

3. APPROVAL OF MINUTES

a. 8/13/2024 Minutes

Motion to approve the minutes.

Motion made by Commissioner Gardiner, Seconded by Chairman Turk.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

4. PLEDGE TO THE AMERICAN FLAG:

Commissioner Ausburn led the Pledge to the American Flag.

5. CHAIRMAN'S REPORT

Chairman Turk stated the E911 had received 325 Fire/EMS calls and 2,236 Sheriff's Office calls.

6. PUBLIC COMMENT

a. Taylor Speed: Subdividing Property

Taylor Speed - 1654 Wells Road, Carnesville, GA - Stated she was here to discuss how the subdivision ordinance had affected her situation. She further stated her and her brother were looking into buying an 8-acre tract of land and splitting it between the two of them. While they were in the process, the County changed the subdivision ordinance and it was effective immediately. She presented a letter to the Commissioners that stated the bank wouldn't loan money on the land because it couldn't be subdivided or would have a higher interest rate because it would be a special condition. She stated that she was a native of Banks County and the County was making it hard for young people to be able to build a house in the County they grew up in. She just wanted to ask that the Commissioners look at this and potentially re-evaluate their decision on this code ordinance.

b. Gene Boyd: Aeroponics Technology

Gene Boyd - Rotary Club, Lake Chattooga, Towns County, GA - Presented information about growing lettuce with Aeroponics Technology and how the Towns County FFA was growing the lettuce to donate and also selling and using the funds to help fund the needs of the FFA Program.

7. PUBLIC HEARINGS:

a. Planning Commission: V-24-02 Stephen and Diana Dunn for a Variance on the property identified as B13F 008, a 3.21-acre parcel located on Pebble Creek Lane to reduce the 30' property setbacks on the northern border

Ch. Turk closed the meeting and Atty Frost opened the public hearing.

Atty Frost read the application and stated that V-24-02 for Stephen and Diana Dunn was for a Variance on the property identified as B13F 008, a 3.21-acre parcel located on Pebble Creek Lane to reduce the 30' property setbacks on the northern border.

Ms. Fincannon stated that Mr. Dunn was permitted for an accessory structure in February of 2021. My predecessor made a visit to the property and the two-gentleman determined based on an existing pin that the structure would meet the 30-foot setback. The owner of the neighboring property had a new survey completed that indicated the pin found was not on the property line and that the structure was closer than 30 feet. Mr. Dunn had a surveyor confirm that the pin was incorrectly placed and there was no dispute as to the current property line. The structure sits 25 feet from the property line at its closest point. Mr. Dunn has requested a variance to identify him from future prosecution and to prevent the destruction of his completed structure. The Planning Commission voted 4:1 to recommend the approval.

In Favor of the Application

Stephen Dunn - Pebble Creek Ln - Stated that he had built a 30x50 metal building with a concrete pad and had gone off what he thought was an existing property survey pin and about a year later he discovered he was 5ft. closer to the property line than he originally thought. He stated he was asking for the variance so he could keep the building where it was. Mr. Dunn continued to state that the building would be a storage building that was wired for electricity, lights, security system and garage doors.

Comm. Garrison asked if the property line had already been established or re-surveyed when you built the structure?

Mr. Dunn stated there was a plat and they found a back corner pin and a middle pin but could not find the pin on the top of the property so he just measured from the pins they found and apparently one of those pins was placed in error.

Ch. Turk asked if Mr. Dunn had hired a surveyor when he bought the property and how did he know where the lines were at?

Mr. Dunn stated the owner next door had hired a surveyor and Mr. Dunn had measured from the street according to the plat that was filed for the property and that was how he found the two pins.

Ch. Turk asked if he had had it surveyed since and Mr. Dunn stated he had not.

Comm. Ausburn asked Atty Frost how he advised the County to proceed?

Atty Frost stated its going to be a decision where a variance will be granted or not granted.

Jeremy Harris - 1554 McCoy Bridge Rd, Homer - Stated he was at the Planning Commission hearing and stated the previous Code Enforcement Officer had gone out and measured for the property lines and said Mr. Dunn was good to build. He continued to say that we all have had land surveyed, and surveyors were notorious for putting marks on the ground and blue tape running from it for various reasons but they never take it up. Mr. Harris stated he didn't know Mr. Dunn but just using common sense, he felt like he did this in error and it would be very detrimental if he had to take this building down. He was still on his land but just 4 1/2 feet too close to the property line.

Atty Frost closed the public hearing and Ch. Turk opened the meeting.

Vice Ch. Maxwell asked if the people that did the survey next door lived on the property now? Mr. Dunn stated no.

Mr. Dunn stated he offered the property owner next door an easement that would make it easier to get into her property but he never heard back from her.

Vice Ch. Maxwell asked how far from the property line he was now?

Mr. Dunn stated the building was 25' 6" from the property line to one corner of the building and it's supposed to be 30'. He further stated after about 7' or so everything else was more than 30' from the property line. It's just the one corner of the building that he needed a variance for.

Comm. Garrison stated mistakes were made and he realized that but he didn't have a problem issuing a variance.

Comm. Ausburn asked Atty Frost again what his recommendation was?

Atty Frost again stated that the Commissioners would need to decide whether to vote for or against a variance.

Comm. Ausburn stated he wanted to go over the criteria for a variance and wanted to make sure we were not setting precedence for issuing a variance after the fact.

Ch. Turk stated the problem he had was Mr. Dunn still hadn't gotten a new survey. So how can we really issue a variance when he didn't even know if that's the correct property line or not?

Comm. Ausburn stated we had given Mr. Dunn a building permit and he would stand beside that. He further stated that maybe this was a civil dispute for the two property owners. He continued to say that we had a very clear-cut list of variances. He asked Atty Frost if the criteria for a variance in Section 416 of the Code was met for this application? Comm. Ausburn continued to state he thought Mr. Dunn should double check his survey

Mr. Dunn stated he would be glad to get a survey done if that's what needed to be done to make exactly sure where the property line was.

Comm. Gardiner suggested taking no action and Mr. Dunn get a survey and then revisit the issue at another time.

Ch. Turk stated we needed to set a time because the application and public hearing had been advertised.

Comm. Garrison asked what would the survey matter because if he was over, he's over and if he's not he's not.

Comm. Gardiner stated he didn't really know if he was over because he didn't have a survey.

Atty Frost stated that if the Commissioners wanted a survey they could table the application until a date certain.

Motion to table the application until the November 12, 2024 meeting.

Motion made by Commissioner Ausburn, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Commissioner Ausburn, Commissioner Gardiner

Voting Nay: Vice Chairman Maxwell, Commissioner Garrison

Vote: 3:2

Motion passed by majority vote.

- b. Planning Commission: Z-24-03 Longleaf Commercial Properties, LLC to rezone portions of the properties identified as B77 008 and B77 010, two parcels equaling approximately 175.47 acres located on Highway 63 from ARR to C3 and from C2 to C3. Included in this application are a Conditional Use for a convenience store with fueling station and a Variance to reduce minimum parking requirements for warehousing**

Ch. Turk closed the meeting and Atty Frost opened the public hearing.

Atty. Frost read the application and stated that application Z-24-03 was for Longleaf Commercial Properties, LLC to rezone portions of the properties identified as B77 008 and B77 010, two parcels equaling approximately 175.47 acres located on Highway 63 from ARR to C3 and from C2 to C3. Included in this application are a Conditional Use for a convenience store with fueling station and a Variance to reduce minimum parking requirements for warehousing.

Kerri Fincannon gave a report of the Planning Commission that stated according to the 2022 Zoning Procedural Law of the State of Georgia, where the proposed action includes any combination of zoning decisions under Sub-Paragraph C, E or F or Paragraph 4 of Code Section 81-36-3 for the same property, where only one hearing shall be required under this Code Section. Since the actions requested are encompassing two properties that will be resurveyed upon approval, the entirety of this application is based upon one site proposal. All components of the application were advertised in accordance with County Code Section 1108 of the Banks County Code. County Code clearly allows the governing body to approve applications for zoning map amendments, conditional use permits, variances and other applications subject to certain conditions provided those conditions are set forth in the ordinance relating to the approval of the application. The Code does not provide limitations on what those conditions may be up to and including the condition of approving only portions of an application, i.e... warehousing with no convenience store or the denial of the variance portion of the application. The 2023 update of the Comprehensive Plan for Banks County outlines the future scope of the Martin Bridge District to include low-intensity manufacturing, wholesale trade, and distribution activities balanced with campus-style office development. As long as emerging development remains within a 1/2 air mile from the interchange at 1-85. The Planning Commission chose to amend the agenda to separate the applications for rezone and variances. They voted 5:0 not to recommend approval of the variance. They voted 5:0 not to recommend approval of the rezone. I ask that the application be heard together and subjected to one vote tonight.

In Favor of the Application

Greg Osbourne, Manager, Longleaf Commercial Properties, LLC, - 795 Belle Isle Drive, Alpharetta, GA 30009 - Stated that half of the property would be undisturbed. He further discussed the project area which included how much sales tax and property tax the project would generate, jobs created,

traffic study and the quality of the buildings. Mr. Osbourne also stated that two years ago a project across the road was approved and what he was proposing was a much smaller project.

In Opposition of the Application

Jeff Jones - 870 Hwy. 63 - Stated the 600,000 sq. ft. building would be his next-door neighbor and the 38-acres was not in the Comprehensive Plan. He stated there was already a 2M sq. ft. development approved for across the road.

Ashley Fountain - 425 Gardiner Road - Stated this did not go with the Comprehensive Plan and since the County has had water issues recently, that could be an issue. She also asked if this should be in M-1 or C-3 and consider the impact of the traffic on the area.

Barbara Lindorme - 980 Bennett Road - Stated the project did not go along with the Comprehensive Plan. She further stated the Letter of Intent talked about Industrial.

Jeremy Harris - 1554 McCoy Bridge Road - Stated that there was nothing on Mr. Osbourne's plan that would benefit the families of Banks County. He stated this was the last undeveloped exit and who wanted truck stops and industrial buildings on our beautiful exit.

Joshua Trimble - 1565 McCoy Bridge Road - Stated there were plenty of abandoned truck stops up I-85 that could be refurbished. He further stated you could get more money from having retail and urged the Commissioners to look at the future and not the immediate present.

Lana Cannon - 1786 Hwy. 63 - Stated that was untouched land and would like to see an equine venue or park built there. She further stated terrible things come along with truck stops so please consider the youth of the community.

Allison Cochran - 3122 Hwy. 63 - Stated last week at the Planning Commission hearing the gentleman tried to sell Love's Truckstop as an elite travel destination. She further stated everything else proposed was speculative including the traffic count and tax revenue. Ms. Cochran stated she lived on Hwy. 63 and everytime I-85 was shut down they couldn't even get out of their driveway. Ms. Cochran stated his zip code at 30009 was not what they were interested in at 30547.

Zoe Kelley - 62 Fairgrounds Rd, Toccoa, GA - Stated she was a student at Banks County High School, a member of FFA and 4-H and said she believed this could be used as an agricultural use. She further stated this development would disrupt the connection people had with their land and on behalf of the FFA was asking the Commissioners to preserve the land for the future.

Cheryl Fredrick - 353 E. Coker Rd - Stated with the amount of truck traffic they were talking about that her road and Mayfield Rd are blind and already dangerous coming out on Hwy. 63. She stated you take your life in your own hands just pulling out into the road. She also stated warehouses wouldn't bring anything to the County.

Lana Cannon read a letter from Jada Andrews a student at Banks County High School that stated she was advocating for the land to be preserved and stay agricultural.

Rebuttal

Mr. Osbourne discussed the following:

- Stated the exit was not untouched.
- The money from taxes could help the school system.
- He has not done any crime studies on truck stops to see how much crime they actually generated.
- Would try to get a traffic light at the proposed Love's Truckstop
- He stated that GMRC had completed a DRI on the property and the study concluded the site would support 6M sq. ft. of warehouse space and he was proposing only over 1M sq. ft.

- Stated he could had chosen to do away with the stream and have it piped but he chose to keep it natural.
- Stated the Letter of Intent was actually what he intended to do.
- Stated that if someone wanted to buy the property for agriculture they could but the property owner was just trying to sell their land.
- Stated they have utilities to support the project.

Atty Frost closed the hearing and Ch. Turk opened the meeting.

Comm. Garrison stated he heard alot of comments on how the project didn't align with the Comprehensive Plan.

Comm. Ausburn stated the industrial component of the letter was not in C3.

Ch. Turk stated they could only do what was allowed in the zone.

Comm. Ausburn asked Mr. Osbourne if he had a contract with Love's and what his target market would be?

Mr. Osbourne stated Love's was ready to sign and the warehousing would be distribution.

Comm. Garrison asked Atty Frost if he recommended approving the two parcels separately even though they were presented as one application?

Atty. Frost stated no, he was saying there should be a survey for each of the pieces of property that you want zoned in that application. He continued to say that without a survey you couldn't tell where C2 and C3 where on the plan.

Comm. Garrison stated he still went back to it's outside of the scope of the Comprehensive Plan that was just adopted and he couldn't support the project.

Comm. Ausburn stated this application does not fit in C2 and can't make it fit without removing part of it.

Ms. Fincannon stated you could remove any part and make it a condition according to Section 1108.

Ch. Turk stated the building across the road were approved 2 years ago and they were twice the size of the proposed application for this property.

Comm. Ausburn stated first, we don't have a clue what's going on this property, we don't know how much water we have and water was a precious commodity in Banks County.

Mr. Osbourne stated the County had every right to turn down the business if they didn't have the utilities to support it.

Comm. Ausburn stated this didn't fit and he was concerned with the future of our resources.

Comm. Ausburn made a motion to deny the application based on not having the resources, not fitting the Comprehensive Plan and not knowing what would come.

Motion made by Commissioner Ausburn, Seconded by Commissioner Garrison.

Voting Yea: Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Garrison

Voting Nay: Chairman Turk, Commissioner Gardiner

Vote: 3:2

Motion passed by majority vote.

- c. **Planning Commission: A recommendation to Amend Article VI - ARR - Agricultural, Rural, Residential. Section 602 - Conditional Uses. 14. Wedding and Event Venues - No more than 75-person occupancy.**

Ch. Turk closed the meeting and Atty Frost opened the public hearing.

Atty Frost read the recommendation which stated it was to Amend Article VI - ARR - Agricultural, Rural, Residential. Section 602 - Conditional Uses. 14. Wedding and Event Venues - No more than 75-person occupancy.

Ms. Fincannon stated the Planning Commission recommended approval of the application with a 5:0 vote.

In Favor of the Recommendation

Laura Stevens - 653 Harden Bridge Rd - Stated she had a property that was 315-acres, and she wanted to use the property in a small capacity to be able to have some income from the property and be able to showcase the beautiful home and historic buildings that were on the property. She stated the structures were already there and they wouldn't be building anything new.

Ch. Turk asked why she would have a problem with zoning it C-1. She stated they were 4-years into CUVA and zoning it commercial would breach the CUVA agreement.

She continued to state that the appeal for a wedding venue was untouched farmland that was secluded and beautiful.

Atty Frost closed the public hearing and Ch. Turk opened the meeting.

The Commissioners further discussed the ordinance.

Motion to table the item until the September 17, 2024 Work session at 6:00 p.m.

Motion made by Chairman Turk, Seconded by Commissioner Ausburn.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

- d. Planning Commission: A Recommendation to Amend Appendix A - Zoning, Article IV - General Provisions. 11. The following are conditional uses: Agritourism, cabinet shops, and/or metal cutting; doctors, dentists or other medical professions; automobile body work; automobile repair or related work, and any other home occupations where an accessory building is to be built on or moved to the property for such use.**

Ch. Turk closed the meeting and Atty Frost opened the public hearing.

Atty Frost read the recommendation which stated it was to Amend Appendix A - Zoning, Article IV - General Provisions. 11. The following are conditional uses: Agritourism, cabinet shops, and/or metal cutting; doctors, dentists or other medical professions; automobile body work; automobile repair or related work, and any other home occupations where an accessory building is to be built on or moved to the property for such use.

Ms. Fincannon stated that home occupations were already allowable, and they were adding agritourism to that. She further stated she thought it would solve the CAD issue and the Planning Commission voted 5:0 to recommend the application.

Atty Frost closed the public hearing and Ch. Turk opened the meeting.

Motion to table the item until the September 17, 2024 meeting at 6:00 p.m.

Motion made by Chairman Turk, Seconded by Commissioner Ausburn.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

8. MISCELLANEOUS:

a. Planning/Zoning: Clarification on Board of Commissioners ability to grant hardship requests for financial and/or medical purposes. Kerri Fincannon

Ms. Fincannon stated Banks County Code defines a variance as a minimal relaxation or modification with the strict terms of certain regulations as applied to specific property when because of particular physical surroundings, shape or topographical condition of the property. Compliance would result in a particular hardship upon the owner as distinguished from a mere inconvenience or desire to make a profit. There are within the application, seven criteria which must be met with the absence of even one of those being grounds for denial to qualify for a variance. A variance application must be advertised and heard at public meetings just like any other application. However, it is my understanding that long-standing tradition has allowed in the past the Board of Commissioners to grant a hardship variance on a case-by-case basis to assist our residents experiencing financial and or medical emergencies. This type of hardship is not defined within the code but is a lenient issued by the governing authority on behalf of a citizen in need. One such hardship was granted at the October 10, 2023 meeting of the Board of Commissioners were you gentleman voted 4:1 to approve a subdivision hardship based on a citizen's financial decline. Since then there has been much speculation on the validity of that decision and no clear consensus as to whether the decision was correct. Tonight, I am asking for clarification as to whether this action is and will be allowable in the future. How such a request should be heard and to what extent the planning department should be involved.

Atty Frost stated he had done some research on what a variance should consist of and if the Commissioners were inclined to do something on the medical/financial hardship then it needed to be added to the County Code.

Ch. Turk stated he thought it should be looked at.

Motion to have Atty Frost do some research and come up with a hardship ordinance.

Motion made by Chairman Turk, Seconded by Commissioner Garrison.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

b. Fire/EMS: Region 2 EMS Board Member Replacement Steve Nichols

Motion to appoint Jennifer Morris as a Region 2 EMS Board Member replacement for Keith Freeman.

Motion made by Chairman Turk, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed

c. Public Utilities: Revised sanitary sewer easement plat for John & Tiffany Bishop whose property is located at the intersection of Hebron and Borders Roads.

Ch. Turk stated this was a revised sanitary sewer easement plat for John & Tiffany Bishop.

Motion to approve the revised plat.

Motion made by Commissioner Garrison, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Plat filed in Attachment to Minute Book 11-1)

d. Roads & Bridges: Mitchell St

Ch Turk stated part of Mitchell St was in the City of Maysville so the County would only be paying the part in the County.

Motion to put an RFP out for paving Mitchell St.

Motion made by Vice Chairman Maxwell, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

e. Finance: Windmill Park Timber Harvest Account

Ch. Turk stated the funds left in the Windmill Park Timber Harvest Account had been allocated for replanting but never had been used for that. The land no longer needed to be replanted so this account needed to be closed out and the funds moved into the Capital Fund.

Motion to close the Windmill Park Timber Harvest Account and move the funds into the Capital Fund.

Motion made by Vice Chairman Maxwell, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

f. Public Transportation: GDOT Title VI adoption and approval - Tracie Hammond

Ms. Hammond stated this was the Title VI policy adoption for the Banks County Transit. She further stated Banks County Transit operated as a public transit provider and received the FTA grant funds through GDOT. We have to operate under the Title VI compliance which stated Banks County Transit operated its programs and services without regard to race, color, and national origin in accordance with the Title VI of the Civil Rights Act. She further stated they had to readopt this every three years or if they make changes before the three years.

Motion to approve the Title VI policy for the Banks County Transit.

Motion made by Vice Chairman Maxwell, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Policy Adoption filed in Attachment to Minute Book 11-1)

g. Public Transportation: GDOT FY 2026 RFP - Tracie Hammond

Ms. Hammond stated it was time to submit the FY26 5311 grant program. She stated the grant through GDOT provided half of all of the funds required to operate the Banks County Transit Program.

She stated she needed approval of the RFP and authorization for the Chairman to sign the documents.

Motion to approve the RFP for the 5311 Program.

Motion made by Commissioner Garrison, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Resolution filed in Attachment to Minute Book 11-1) 2024-48

9. CONTRACTS AND AGREEMENTS:

a. Senior Services: Nutrition Program Agreement - Legacy Link Tracie Hammond

Ms. Hammond stated this was an agreement with Legacy Link for the Senior Center Congregate Meals Program as well as the Home Delivered Meals Program. She stated this was a yearly agreement and was for FY2025.

Motion to approve the agreement.

Motion made by Chairman Turk, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Agreement filed in Attachment to Minute Book 11-1)

b. Roads and Bridges: Deercrest Rd Bid Award & Contract 224-0822

Ch. Turk stated that three bids were received and the lowest bid was from Stratton & Sons Construction in the amount of \$35,300. He stated the other bids were \$37,274.99 and \$62,355.04.

Motion to award the low bid in the amount of \$35,300 to Stratton & Sons Construction and approve the contract.

Motion made by Commissioner Garrison, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Contract filed in Attachment to Minute Book 11-1)

c. Roads and Bridges: Bridge Replacement Funding Commitment Letter

Ch. Turk stated GDOT had a Low-Impact Bridge Program and they were willing to replace 4 bridges in the County. The amount the County would have to contribute would be up to \$200,000 and would come from Road and Bridge SPLOST funds. The four bridges to be replaced were two on Yonah Homer Road, one on Duncan Road and one on Sims Bridge Road.

Motion to approve the funding for the Low-Impact Bridge Program and issue a letter of commitment to GDOT.

Motion made by Commissioner Ausburn, Seconded by Commissioner Garrison.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All ye votes and the motion passed.

(Copy of Letter filed in Attachment to Minute Book 11-1)

d. Statement of Work for Code Codification: CivicPlus/Municode

Ms. Gailey stated this was an agreement with Civic Plus/Municode to keep the Code updated. She stated this was the cost for the online format and to keep the code updated online.

Motion made by Commissioner Garrison, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All ye votes and the motion passed.

(Copy of Statement of Work filed in Attachment to Minute Book 11-1)

e. Probate Ct: Copier Lease Approval

Ch. Turk stated the copier lease for Probate Court was already budgeted.

Motion to approve the agreement.

Motion made by Commissioner Gardiner, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All ye votes and the motion passed.

(Copy of Lease filed in Attachment to Minute Book 11-1)

10. PREVIOUS BUSINESS ACTION:

a. Tabled 8/13/2024: GA Power Illumination Agreement - Horse Arena

Motion to untable the item.

Motion made by Commissioner Ausburn, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All ye votes and the motion passed.

Motion to approve the lighting agreement for the lights at the Horse Arena.

Motion made by Chairman Turk, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All ye votes and the motion passed.

(Copy of Agreement filed in Attachment to Minute Book 11-1)

b. Tabled 8/13/2024: GA Power Illumination Agreement - Roadway Lights

Motion to untable the item.

Motion made by Vice Chairman Maxwell, Seconded by Commissioner Gardiner.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

Motion to approve the lighting agreement for the roadway lights.

Motion made by Chairman Turk, Seconded by Commissioner Ausburn.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

(Copy of Agreement filed in Attachment to Minute Book 11-1)

11. ADJOURNMENT

Motion to adjourn the meeting at 8:51 p.m.

Motion made by Commissioner Garrison, Seconded by Vice Chairman Maxwell.

Voting Yea: Chairman Turk, Vice Chairman Maxwell, Commissioner Ausburn, Commissioner Gardiner, Commissioner Garrison

Vote: 5:0

All yea votes and the motion passed.

Chairman

Assistant County Clerk