

**MADISON COUNTY BOARD OF COMMISSIONERS  
MINUTES  
REGULAR BUSINESS MEETING  
JUNE 7, 2010  
6:30 P.M.**

**MEMBERS PRESENT:**

Commission Chairman Anthony Dove  
District 1 Commissioner Stanley Thomas  
District 2 Commissioner John Pethel, Sr.  
District 3 Commissioner Mike Youngblood  
District 4 Commissioner Dewitt Bond  
District 5 Commissioner Bruce Scogin

**MEMBERS ABSENT:**

None

**MEDIA PRESENT:**

Margie Richards, Madison County Journal

**STAFF PRESENT**

Linda Cox, County Clerk

Chairman Dove called the meeting to order at 6:30 pm and led in the pledge of allegiance to the American Flag. Commissioner Thomas gave the invocation.

**Item No. 1. Approval of Minutes:**

Minutes of Regular Business Meeting of May 3, 2010; Special Called Meeting of May 20, 2010 and Agenda Setting Meeting of May 27, 2010.

Minutes have been distributed.

On motion by Commissioner Pethel and second by Commissioner Thomas, the Board unanimously approved the above minutes.

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

None.

**Item No. 3. Chairman's Report (Chairman Dove)**

Chairman Dove stated that SPLOST and LOST was up about 3 percent for the year and almost even with 2006 levels.

Chairman Dove reviewed Building Inspections; Planning and Zoning and Real Estate Transfer Tax for the month of May. Copies had been distributed to the Board.

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

1. Audrey McElroy request to rezone a 6 ac parcel from A-1 to A-2 to combine with her adjoining property. The property is located on Map 6 Parcel 30-D and located in Briarwood Subdivision. By combining it with her other property it would remove this tract from the subdivision. The property is located in District 1.

Chairman Wayne Douglas explained the rezone and stated that the P&Z Board voted 6 to 0 to approve.

Chairman Dove asked if anyone would like to speak in favor of the rezone. Audrey McElroy spoke in favor. Chairman Dove asked if anyone would like to speak against the rezone. No one came forward.

On motion by Commissioner Thomas and second by Commissioner Pethel, the Board unanimously approved the rezone.

2. David Lathem is requesting to rezone 479.21 ac from A-2 to A-1 for possible organic egg house. This property is located on Map 66 Parcel 18 on Fowler Freeman Rd. in District 4.
3. David Lathem is requesting to rezone 76.32 ac from A-2 to A-1 for possible organic egg house farm. This property is located on Map 66 Parcel 18-01 on Fowler Freeman Rd. in District 4.

Chairman Douglas stated that the P&Z Board considered Items 2 and 3 in one vote. The P&Z voted 5 to 1 to approve the rezone.

Chairman Dove asked if anyone would like to speak in favor of this rezone. David Lathem, the applicant, came forward and explained in detail his plans for the rezone.

The Board had several questions for Mr. Lathem regarding the rezone. Mr. Lathem answered all questions and gave explanations where necessary.

Chairman Dove asked if anyone else would like to speak in favor of the rezone. Several citizens came forward and spoke favorably for the rezone.

Chairman Dove asked if anyone would like to speak against the rezone. Two citizens came forward with concerns regarding the environment impact and another felt that restrictions should be placed on the rezone.

On motion by Commissioner Bond and second by Commissioner Youngblood to approve the rezone, Chairman Dove asked if the motion included both Items 2 and 3.

Commissioner Bond amended his motion to include Items 2 and 3 for approval. Commissioner Youngblood seconded the motion. The Board approved the rezone by a vote of four (4) YES votes to one (1) NO vote submitted by Commissioner Scogin.

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

There were none.

**Item No. 6. Consent Agenda:**

There were no items on the consent agenda.

**OLD BUSINESS:**

**Item No. 7. Consider Georgia Forestry budget. (Chairman Dove)**

Chairman Dove recognized Brannon Carey of the Georgia Forestry Commission who gave a report on the activities and functions of the Georgia Forestry. William C. Hargrove III, III of the Georgia Forestry addressed the burn ban and answered questions from the Board.

The Board complimented the service provided by Georgia Forestry Commissioner and appreciates all they do.

On motion by Commissioner Scogin and second by Commissioner Bond, the Board unanimously approved the Georgia Forestry budget for the fiscal year 2010 thru 2011.

**NEW BUSINESS:**

**Item No. 8. Consider updating phone system with Windstream. (Chairman Dove)**

Chairman Dove stated the phone system has not been updated in several years and there was never a maintenance contract on the system which has cost a considerable amount to

have repairs done. The hardware was purchased 8 years ago and it has started to fail. When the system goes down, the Sheriff's Dept. and other locations are without service. Parts are difficult to find since the system is so old. Chairman Dove suggested that the County stay with Windstream since they have infrastructure throughout the county.

Chairman Dove recognized Gary Venable, IT Director, who went over the proposed contract with Windstream. The cost for the hardware upgrade and installation is \$26,586 with the first year maintenance free. The maintenance covers hardware, service calls and software upgrades. The maintenance fee after the first year would be \$5500 each year thereafter.

Mike Pruett stated that the contract was sufficient except it needs to be redrafted to comply with the code section for multiyear contracts.

On motion by Commissioner Youngblood and second by Commissioner Bond, the Board unanimously approved to move forward with the amended contract.

**Item No. 9. Consider contract for the public defender's office for the 2010-2011 fiscal year. (Chairman Dove)**

Chairman Dove recognized Mike Pruett, County Attorney, explained that the public defender's office is a state agency but is operated by a combination of state and local funds. The total amount budgeted contributions from the five counties of the Northern Judicial Circuit stayed the same for this year as last. However, Madison County's proportion of the budget went up somewhat, from \$67,740 to \$71,277. The contributions are allocated by calculating the percentage of caseload generated by each county. The percentages are calculated on a rolling average going back to 2005, rather than an annual average, to prevent large fluctuations in any one year causing a large fluctuation in allocations.

On motion by Commissioner Scogin and second by Commissioner Bond, the Board unanimously approved the contract for the public defender's office.

**Item No. 10. Consider Chevron signs on Colbert-Danielsville's Rd. at curve near Colbert. (Chairman Dove)**

On motion by Commissioner Scogin and second by Commissioner Youngblood, the Board unanimously approved the Chevron signs.

**NEW BUSINESS:**

**Item No. 11. Consider work detail contract with the Georgia Department of Corrections and Madison County Board of Commissioners. (Chairman Dove)**

Chairman Dove stated that this was to renew the contract and the cost was the same as last year.

On motion by Commissioner Pethel and seconded by Commissioner Thomas, the Board unanimously approve to renew the contract.

**Item No. 12. Consider Windstream Communications application for County Road Numbers 160, (Nowhere Rd.) and 144 (Planter Gunnell Rd.) to direct buried telephone cable by plow and trench method and through 2 inch dry bore under road. (Chairman Dove)**

On motion by Commissioner Youngblood and second by Commissioner Bond, the Board unanimously approved the application.

**Item No. 13. Roads Update.**

A list of work performed by the Road Department during the month of May had been distributed to Board. Chairman Dove took requests from the Board for work in their district.

**Item No. 14. Urgent Matters.**

None.

**Item No. 15. Statements and Remarks from Citizens.**

None.

**Item No. 16. Executive Session to discuss land acquisition, personnel matters and/or potential litigation (if needed).**

On motion by Commissioner Pethel and second by Commissioner Scogin, the Board unanimously agreed to go into executive session to discuss personnel and litigation at 8:05 pm.

The Board returned from executive session at 8:25 pm.

**Item No. 14. Adjourn.**

On motion by Commissioner Pethel and second by Commissioner Youngblood, the Board unanimously adjourned at 8:25 pm.

