



## HALL COUNTY BOARD OF COMMISSIONERS

### MINUTES

Georgia Mountains Center

301 Main Street SW

Gainesville, Georgia

January 28, 2010

5:00 P.M.

**Commissioners present:** Chairman Tom Oliver, Vice Chairman Bobby Banks, Commissioner Billy Powell, Commissioner Steve Gailey, and Commissioner Ashley Bell.

**Others present:** County Administrator Charley Nix, Assistant County Administrator Phil Sutton, County Attorney Bill Blalock and Commission Clerk Heather Bennett.

**Meeting called to order** by Chairman Oliver at 5 p.m. in the Georgia Mountains Center, 301 Main Street SW, Gainesville, GA 30501.

#### 1. Invocation by Randy Knighton, Hall County Planning Director

#### 2. Pledge of Allegiance

#### 3. Consent Agenda:

- a. Approve January 14, 2010 Meeting Minutes.
- b. Approve Reappointment of Jane Hemmer to the Chicopee Woods Area Park Commission.
- c. Approve Intergovernmental Agreement with Dawson County for Indigent Defense Services and authorize the Chairman to execute any related documents.
- d. Acceptance of approximately two thousand one hundred forty five (2,145) feet of right-of-way along Flowery Way into the County Maintenance System and waive all costs as required under Sections 12.20.020 and 12.20.030 of *The Official Code of Hall County, Georgia*. Commission District One.
- e. Approve construction of the Mulberry Creek Tot Lot and Dog Park, as part of the Mulberry Creek Park Master Plan, per the concept plan. Commission District One.
- f. Approve construction of a left turn lane on J.M. Turk Road at the north driveway for Elah Valley Subdivision at an estimated construction cost of \$12,000. Commission District One.
- g. Approve the following bid and authorize the Chairman to execute any necessary documents:

047-30	Milk and Bread Products for Correctional Institute (Correctional Institute) – Split – Flav-O-Rich Dairies, LLC (\$23,722.40) and Flowers Baking Company (\$5,283.00)	\$29,005.40
--------	--	-------------

Commissioner Gailey motioned to approve the Consent Agenda and Commissioner Bell seconded. Vote: 5-0.

#### 4. Other Business:

- a. *Previously tabled* First reading and public hearing to confirm the adoption of Chapter 4.10 entitled “Animal Services (2009 Revision)” of Title 4 of the Official Code of Hall County, Georgia as adopted on September 24, 2009, as well as to further amend said Chapter 4.10

**by changing certain provisions relating to hazardous animals, shelter and sanitation and adoption of animals.**

Animal Services Director Mike Ledford presented this item as a first reading to change the ordinance pertaining to hazardous animals.

Commissioner Powell motioned to remove this item from the table and Chairman Oliver seconded. Vote: 5-0.

Paul Harney, Clermont, spoke to the commission earlier on the hazardous animal portion of the ordinance revision. He added that he had worked closely with the county staff regarding this amendment and was pleased with the results. Mr. Harney stated that after speaking with local pet shop owners and residents who own these types of snakes this ordinance was in the best form possible and he was agreeable with this revision.

**b. First reading and public hearing to amend the Official Code of Hall County, Georgia, Section 8.80.020 entitled “Unlawful Noises Designated” to prohibit loud noises from animals.**

Commissioner Gailey motioned to withdraw the first reading of this item and remove it from the agenda and Chairman Oliver seconded. Vote: 5-0.

**5. Public Hearings to consider applications to amend the Zoning Maps of Hall County as follows:**

**a. Second Reading and public hearing on Hall County’s proposed name change of Holiday Road/Friendship Road (a.k.a. SR 347) to “Lanier Islands Parkway” from I-985 west to its terminus at Lake Lanier; also depicted in the 7<sup>th</sup> and 8<sup>th</sup> Land Districts, sheet 26 of the Hall County Road Atlas. Commission District One.**

Mr. Knighton presented this item as a second reading to change the name of Holiday/Friendship Road to Lanier Islands Parkway at the request of Hall County.

*Comment in favor of the second reading.*

Stacey Dickson, Lake Lanier Convention and Visitors Bureau, P.O. Box 2995, Gainesville, GA, stated she wanted to obviously speak to the positive impact of this name change which she felt would provide some clarity as the existing road name was confusing for some visitors. Ms. Dickson stated they gave directions out in her office frequently and thought the change would be sensible and logical for not only the visitors but for the local businesses as well.

Greer Todd, Summerfield Plantation, Flowery Branch, stated he was the Chief Operating Officer at Lake Lanier Islands and he felt this name change would benefit the community and the tourists. Mr. Todd added there are at least 6 convenience stores and 13 food establishments between 985 and Lake Lanier Islands so this name change and more traffic on that road would be a positive impact to the local economy.

Commissioner Banks motioned to approve this name change and Commissioner Powell seconded. Vote: 5-0.

**6. Report from County Attorney**

**7. Report from County Administrator**

**8. Consider other business presented by members of the Commission**

**a. Annual Code of Ethics adoption.**

County Attorney Bill Blalock stated Hall County has an existing Code of Ethics which basically has been readopted each year and it does not expire at the end of each year but there was a provision calling for it to be readopted or amended.

Commissioner Powell motioned that the Commission adopt the draft version of the ACCG Code of Ethics. Commissioner Bell seconded. Vote: 5-0.

**b. Appointment of Citizen Committee to review the Commission's Code of Ethics (Full Commission).**

Chairman Oliver and Commissioner Powell waived their selections for this Committee.

Commissioner Bell then motioned to appoint Tommy Sandoval, Doug Aiken, and Scott Gibbs to the Citizen's Committee to review the Commission's Code of Ethics and motioned that all their meetings be advertised and subject to all open records and public meeting rules. Commissioner Gailey seconded the motion. Vote: 5-0.

Commissioner Powell added that before another review of the Code of Ethics was performed by the Commission that all the final versions from the ACCG and Citizen's Committee be received with all the collective changes.

**c. Quiet Place in the Woods Neighborhood Association (District Three).**

Jack Capies, 2945 The Lake Road, Gainesville, Georgia, described several times in which passenger trains, freight trains and tanker trains have broken down and trapped the Community because going across the railroad tracks was the only way to exit the subdivision. On January 15<sup>th</sup> the exit was blocked for approximately 2 ½ hours, and this prevented parents from picking up their children from day care, local employees could not come home from work or leave for work. In fact, last week a neighbor fell and cut his head open and if the train had been there he might not have made it to the hospital. Mr. Capies then suggested the County assist in creating another exit off of an existing dirt path named Russell Road off of Pine Valley. This road would only be utilized if the community was trapped in the subdivision by the train. Commissioner Gailey stated the County Staff would review this dirt road and bring it back before the Commission.

*Commission District One*

Commissioner Banks stated he was in the process of interviewing candidates for the Tax Assessor's Board and was planning to make an appointment after he had spoken to everyone.

**9. Adjourn**