



**HALL COUNTY BOARD OF COMMISSIONERS  
VOTING MEETING  
MINUTES**

**Hall County Government Center 2<sup>nd</sup> Floor  
2875 Browns Bridge Road, Gainesville, GA 30504  
Thursday, May 24, 2018 - 6:00 p.m.**

**1. Call to Order**

Chairman Higgins called the meeting to order at 6:06 p.m.

Present:

Chairman Richard Higgins, Vice Chairman Kathy Cooper and Commissioners Billy Powell, Scott Gibbs, and Commissioner Jeff Stowe

Also present were County Administrator Jock Connell, Assistant County Administrator Marty Nix, Assistant County Administrator Lisa Johnsa, Commission Clerk Lisa Ritchie, and County Attorney Bill Blalock

**2. Approve Agenda**

Motion by Commissioner Powell, seconded by Commissioner Stowe and voted, unanimously, to approve the Agenda. \_\_\_\_\_

**3. Invocation**

3.1. Chairman Richard Higgins

**4. Pledge of Allegiance**

4.2. Commissioner Jeff Stowe

**5. Presentations**

5.3. Alyssa Yarck Girl Scout Gold Award Proclamation

Commissioner Powell presented the Proclamation to Ms. Yarck.

5.4. Johnson Boys Soccer Team, Georgia Class AAAAA Boys State Championship Proclamation

Commissioner Stowe presented the Proclamation to the Johnson Boys Soccer Team. A sign was also presented. The sign/s will be place on the roadways going into Johnson High School.

**6. Public Comment - Agenda Items Only (2 minutes per speaker/20 minutes maximum)**

There were no comments from the public.

Motion by Commissioner Cooper, seconded by Commissioner Powell and voted, unanimously, to approve the Consent Agenda.

## **7. Consent Agenda**

- 7.5. Approve May 8, 2018 Special Called Voting Meeting Minutes
- 7.6. Approve May 8, 2018 Executive Session Meeting Minutes
- 7.7. Approve May 8, 2018 Special Called Meeting Minutes
- 7.8. Approve May 7, 2018 Work Session Minutes
- 7.9. Approve May 7, 2018 Executive Session Meeting Minutes
- 7.10. Approve May 7, 2018 Special Called Meeting Minutes
- 7.11. Approval of application and if awarded the 2018 Community Policing Development Grant (COPS) for the Hall County Sheriff's Office in the amount of \$35,766. Appoint the Grants Manager as the Program Designee and authorize Chairman Higgins to execute all related application and award documents. No match is required.
- 7.12. Approve release of \$32,560.00 Irrevocable Letter of Credit/Performance Agreement for streets and cul-de-sac construction in Marina Bay Phase 3B Subdivision; Commission District 2
- 7.13. Approval of RFP #38-016 - Rehabilitation of 1935 Garden Drive to Owens Management, LLC in the amount of \$25,975.00
- 7.14. Approval of IFB 061-38 Fire Extinguisher Simulators to NAFECO - Decatur, AL for \$25,048.29
- 7.15. Approval Of IFB #069-38 Reline IBC Two-Ram Baler To Waste 2 Solutions - St. Simons, GA in the amount of \$17,899.50
- 7.16. Approve Declaration of Taking for condemnation of right-of-way on Spout Springs Road (Benjamin Staescu and Penina A. Stanescu)
- 7.17. Approve Resolution authorizing condemnation and Declaration of Taking of right-of-way for Odum Smallwood Road/Jim Hood Road Project (M.G. & Carolyn Murphy); Commission District 3
- 7.18. Approve Resolution authorizing condemnation and Declaration of Taking of right-of-way for Jim Hood Road/Odum Smallwood Road Project (Anthony Greg Murphy); Commission District 3
- 7.19. Approve Resolution authorizing condemnation and Declaration of Taking of right-of-way for Jim Hood Road/Odum Smallwood Road Project (Charles and Amanda Ingram); Commission District 3
- 7.20. Approve documents for the Spout Springs Hall County Sewage Treatment Facility to include:
  - 1) A Resolution between the Gainesville-Hall County Development Authority and Hall County, Georgia to execute the Third Amendment to the Installment Sale Agreement
  - 2) Third Amendment to the Installment Sale Agreement between Wells Fargo Bank, Gainesville- Hall County Development Authority, and Hall County, Georgia to release excess property
  - 3) The Intergovernmental Agreement between the Gainesville-Hall County Development Authority and Hall County, Georgia to convey to the Development Authority certain property as described in the Third Amendment to the Installment Sale Agreement

## **8. Other Business**

Susan Rector, Business License Director, addressed the Board.

8.21. First Reading and Public Hearing for Special Events license for Aqualand Marina located at 6800 Lights Ferry Rd., Flowery Branch, Ga. Commission District 1

Mr. Blalock issued the Reading and Public Hearing.

Kelly Hairston, Environment Health, addressed the Board.

8.22. Approve new proposed Environmental Health late fee to replace the existing late fee for food service and tourist accommodation establishments with an implementation date of January 1, 2019. NOTE: Tabled at the May 8, 2018 Special Called Voting Meeting until the May 24, 2018 Voting Meeting

Motion by Commissioner Stowe, seconded by Commissioner Powell and voted, unanimously, to remove item 8.22 from the table.

Motion by Commissioner Stowe seconded by Commissioner Cooper and voted, unanimously, to approve item 8.22.

Zach Propes, Finance Director, addressed the Board.

8.23. First Reading and Public Hearing of a Resolution to Amend Title 2 of the Official Code of Hall County, Georgia so as to Create a New Chapter 2.200 entitled "Gainesville-Hall County Land Bank," and approve an Intergovernmental Contract between Hall County and the City of Gainesville creating the Gainesville-Hall County Land Bank.

Mr. Propes issued the Reading.

Mr. Blalock issued the Public Hearing.

Mr. Propes stated that Hall County Government is not contributing any funds for this land bank.

Douglas Aiken, 6230 Brady Road, Murrayville, addressed the Board in opposition of item 8.23.

Lena Fall, 4567 Stanley Road, Flowery Branch, addressed the Board in opposition of item 8.23.

Srikanth Yamala, Planning Director, addressed the Board.

8.24. Public Hearing to transmit Hall County's updated short-term work program and capital improvement element to the Georgia Mountains Regional Commission.

Mr. Blalock issued the Reading and Public Hearing.

Motion by Commissioner Cooper seconded by Commissioner Stowe and voted, unanimously, to approve item 8.24.

8.25. Approve Resolution finding Charter Fiberlink and Charter Advanced Services (aka "CHARTER:") in violation of O.C.G.A. 46-5-134 Concerning 911 surcharge collection and remittance for failure to comply with the audit request of Charter's business records to ensure proper payment

Mr. Blalock recommended that the Board table item 8.25 until the June 14, 2018

Commissioners Voting Meeting as he had just received information from Charter.

Motion by Commissioner Stowe seconded by Commissioner Powell and voted, unanimously, to table item 8.25 until the June 14, 2018 Commissioners Voting Meeting.  
Srikanth Yamala, Planning Director, addressed the Board.

**9. Public Hearing to consider applications to amend the Zoning Map of Hall County as follows:**

9.26. Application of Rebecca Edmonds to amend conditions of a mobile home park on a 21.96± acre tract located on the north side of Tanners Mill Road, 475± ft. from its intersection with Winder Highway; a.k.a 4404 Tanners Mill Road; Zoned AR-III; Tax Parcels 15038 000033. Proposed Use: Construct a site built home. Commission District 1.

Mr. Yamala issued the Reading. He stated that the Planning Commission recommended approval with two conditions.

Mr. Blalock issued the Public Hearing.

Rebecca Edmonds, 4404 Tanners Mill Road, addressed the Board in favor of the item.

Motion by Commissioner Cooper seconded by Commissioner Gibbs and voted, unanimously, to approve item 9.26 with the following conditions:

- 1) The total spaces for this mobile home park shall be reduced to three. Those three spaces shall be existing spaces 1, 2, and 5 as shown on the mobile home site plan submitted for the June 18, 1973 planning commission meeting.
- 2) The 3.7± acre parcel being subdivided out of the subject parcel may vary the road frontage as depicted in the draft plan from 150 feet to 140.7 feet.

9.27. Application of Gary M. Chapman to rezone from Agricultural-Residential-III (AR-III) and Highway-Business (H-B) to Highway-Business (H-B) on 1.48± acres located on the south side of Browns Bridge Road, approximately 230± feet from its intersection with Fincher Drive; a.k.a. 4113, 4115, and 4117 Browns Bridge Road; Zoned AR-III and H-B; Tax Parcels 08039 002010, 08039 002011, and 08039 002012. Proposed Use: Commercial parking and outdoor storage. Commission District 2.

Mr. Yamala issued the Reading. He stated that the Planning Commission recommended denial with a condition.

Mr. Blalock issued the Public Hearing.

Jim Adam, Attorney assisting Mr. Chapman, addressed the Board and asked the Commission to table the item.

The following people addressed the Board in opposition to the item:

- ~ Steven Thompson, 4149 Palmetto Dune Drive
- ~ Robert Grove, 4162 Cumberland Point Drive
- ~ Diane Daniel, 4062 Venture Drive
- ~ Tom Child
- ~ Randy Zimler, 4124 Cumberland Point Drive
- ~ Jeff Daniel, 4062 Fencher

Motion by Commissioner Powell seconded by Commissioner Gibbs and voted, unanimously, to deny item 9.27 with no condition.

9.28. Application of Paul Douglas Allen to rezone from Highway-Business (H-B) to Light-Industrial (I-I) on a 5.81± acre tract located on the south side of Candler Road, approximately 180± feet from its intersection with Calvary Church Road; a.k.a. 1320 Candler Road; Zoned H-B; Tax Parcels 15031 000041. Proposed Use: Commercial parking and outdoor storage. Commission District 4.

Mr. Yamala issued the Reading. He stated that the Planning Commission recommended approval with four conditions.

Mr. Blalock issued the Public Hearing.

Paul Douglas Allen, 4636 Nopone Road, addressed the Board in favor of the item.

Motion by Commissioner Stowe seconded by Commissioner Powell and voted, unanimously, to approve item 9.28 with the following conditions:

- 1) The proposed outdoor storage and any other new structures visible from Candler Road shall meet Gateway Corridors Overlay District (GCOD) standards.
- 2) A Hall County business license shall be obtained for continued operation of the business.
- 3) There shall be no allowed storage of toxins, hazardous chemicals, or waste.
- 4) All conditions of zoning shall appear on any plats created for the property.

#### **10. Report from County Attorney**

Mr. Blalock did not have any items to report.

#### **11. Report from County Administrator**

11.29 National EMS Week, May 20-26, 2018

Mr. Connell stated that public safety men and women who work for Hall County perform lifesaving activities daily. He said he did not want to lose sight of the lifesaving activities they render. Mr. Connell shared a personal experience and stated that the impact that is made saves and changes many lives.

11.30 Hall County Offices will be closed on Monday, May 28, 2018, in observance of the Memorial Day Holiday.

Mr. Connell stated that the May 22<sup>nd</sup> Primary election had gone very well. He expressed appreciation to Lori Wurtz and her staff for the great job that was done.

#### **12. Commission Time**

Commissioner Kathy Cooper, District 1, did not have any items to report.

Commissioner Billy Powell, District 2, did not have any items to report.

Commissioner Scott Gibbs, District 3, expressed his congratulations to Shelly Echols for her victory in the race for the District 3 Board of Commissioners seat.

Commissioner Jeff Stowe, District 4, wished everyone a safe and happy Memorial Day. He expressed his appreciation to all who have served.

Chairman Richard Higgins did not have any items to report.

### **13. Adjourn**

Motion by Commissioner Powell, seconded by Commissioner Gibbs and voted, unanimously, to adjourn the meeting at 7:03 p.m.