

**June 04, 2019**

THE HONORABLE BOARD OF COUNTY COMMISSIONERS, MADISON, GEORGIA, MET THIS DAY IN REGULAR SESSION.

**PRESENT:** Vice-Chair Philipp von Hanstein, Commissioners Andy A. Ainslie, Jr., Donald Harris and Ben Riden, Jr.

**STAFF:** County Manager Adam Mestres, Assistant County Manager Mark Williams, County Attorney Christian Henry and County Clerk Leslie Brandt.

**ABSENT:** Chairman Ronald H. Milton

Commissioner von Hanstein, called the meeting to order at 10:00 a.m. and led the Pledge of Allegiance.

Commissioner Riden gave the invocation.

### **APPROVAL OF AGENDA**

**Motion** made by Commissioner Harris, Seconded by Commissioner Riden to approve agenda with the addition of Drug Court Contract for Services under new business as item #11. Unanimously Approved.

### **SCHEDULED PUBLIC COMMENT**

Paula Sellers addressed the Board with concerns regarding ambulance service for Morgan County.

### **PRESENTATIONS**

Janet Lee with the Atlanta Regional Census Center spoke to the Board regarding the upcoming 2020 census and discussed the process for collecting data.

### **MINUTES**

May 07, 2019 Minutes

May 21, 2019 Minutes

May 22 & 23, 2019 Retreat Minutes

**MOTION** by Comm. Harris seconded by Comm. Riden to approve minutes for the May 07, 2019 Regular Meeting, May 21, 2019 Regular Meeting and the May 22-23, 2019 Retreat Minutes. Unanimously Approved.

### **CALENDARS**

County Manager, Adam Mestres reviewed the calendars for June, July and August 2019.

### **CONSENT AGENDA**

1. Motion to accept as information the May 2019 payables to include General Fund in the amount of \$679,248.45, SPLOST in the amount of \$57,115.80 and General Fund electronic payments in the amount of \$294,066.02 and the May 2019 financials.

**MOTION** by Comm. Ainslie, seconded by Comm. Harris to approve the consent agenda as presented. Unanimously Approved.

### **DRUG COURT CONTRACT FOR SERVICES**

This agreement is between Morgan County and the Ocmulgee Judicial Circuit ATCC. The agreement states Morgan County will provide space for the facilitating of treatment groups and office space for the

participants and providers of Ocmulgee Judicial Circuit ATCC. Superior Court agrees to pay for facility contracted by Morgan County at a flat rate of \$1,000 per month based on the availability of grant funding. Should grant funds be exhausted or become unavailable for any reason, Superior Court will give notice to Morgan County of said changes and services will be suspended until further notice. The contract will begin June 1<sup>st</sup>, 2019 and terminate May 31<sup>st</sup>, 2020.

**MOTION** by Comm. Riden, seconded by Comm. Harris to approve the Drug Court Contract for Services as presented. Unanimously Approved.

**APPLICATION FOR ALCOHOL LICENSE**

Santosh Pahari submitted an application for alcohol license for The Pit Stop located at 1740 Seven Islands Road, Buchhead, GA 30625.

**MOTION** by Comm. Riden, seconded by Comm. Harris to approve the application for alcohol license for Santosh Pahari for The Pit Stop as presented. Unanimously Approved.

**PROPERTY TO BE DECLARED SURPLUS**

The following items were presented to be declared surplus property:

**PROPERTY TO BE DECLARED SURPLUS AND SOLD**

<b>DESCRIPTION</b>	<b>QTY</b>	<b>DEPT</b>
Hustler Lawn Mower, model 926501, SN: 05091528	1	Public Buildings
1994 Cobia Boat HN: CGAKG163e494	1	Sheriff's Office
1994 Wesco Boat Trailer, VIN: 1W71825D7R1002988	1	Sheriff's Office
Centurion Wireless Security System	1	Sheriff's Office
John Deere 855 Utility Tractor, SN: M00855B125142	1	Parks and Rec
1995 John Deere Gator, SN: W004X2C012647	1	Parks and Rec

**MOTION** by Comm. Harris, seconded by Comm. Riden to declare the list of items presented as surplus property. Unanimously Approved.

**REPUBLIC SERVICES CONTRACT RENEWAL**

The Board reviewed the proposed contract renewal for Republic Services.

**COUNTY MANAGER'S REPORT**

County Manager, Adam Mestres, presented a monthly overview of Morgan County government's current projects and/or issues. (COPY: Miscellaneous Book)

**PUBLIC COMMENTS ON AGENDA ITEMS**

Public comments were made by:  
Gary Savage, Morgan County Resident

**SPRINGFIELD MISSIONARY BAPTIST CHURCH IS REQUESTING CONDITIONAL USE APPROVAL TO CONSTRUCT A PAVILION ON 9.29 ACRES LOCATED AT 2050 BETHANY CHURCH ROAD (TAX PARCEL 054-053).**

Senior Planner, Tara Cooner presented a conditional use request from Springfield Missionary Baptist Church to construct a pavilion. Cooner stated the church is proposing to build a 40 x 70 pole barn with bathrooms to use as a picnic shelter. They also intend to install a basketball court and a playground, but only the pavilion structure requires conditional use approval. The only concern expressed by Staff and the Planning Commission was related to a note on the plat which stated there were numerous unmarked graves on the site. The Planning Commission voted unanimously to recommend approval of the conditional use for a pavilion at 2050 Bethany Church Road.

**CHAIRMAN MILTON ALLOWED PROPONENTS AND OPPONENTS TO SPEAK**

No one spoke in favor or opposition.

**MOTION** by Comm. Riden, seconded by Comm. Harris to approve the conditional use request from Springfield Missionary Baptist Church to construct a pavilion on 9.29 acres located at 2050 Bethany Church Road (Tax Parcel 054-053) as presented. Unanimously Approved.

**H. BUDDY ROBINSON JR., ON BEHALF OF SOUTHERN LINC, IS REQUESTING CONDITIONAL USE APPROVAL FOR A TRANSMISSION TOWER ON 89.46 ACRES LOCATED AT 1771 CENTENNIAL ROAD (TAX PARCEL 020-066A).**

Southern Linc is the wireless provider for Southern Company, which includes Georgia Power. They also provide wireless for other EMCs and state departments, such as DOT, GSP and DNR. The proposed tower meets the requirements of the zoning ordinance and the applicant submitted maps showing a coverage gap in the area. The Planning commission voted unanimously to recommend approval of the conditional use application for a telecommunications tower at 1771 Centennial Road.

**CHAIRMAN MILTON ALLOWED PROPONENTS AND OPPONENTS TO SPEAK**

No one spoke in favor or opposition.

**MOTION** by Comm. Ainslie, seconded by Comm. Harris to approve the conditional use request from Southern Linc for a transmission tower on 89.45 acres located at 1771 Centennial Road (Tax Parcel 020-066A) as presented. Unanimously Approved.

**H. BUDDY ROBINSON JR., ON BEHALF OF SOUTHERN LINC, IS REQUESTING A VARIANCE FROM CHAPTER 7.26 OF THE MORGAN COUNTY ZONING ORDINANCE RELATED TO TRANSMISSION TOWER HEIGHT FOR PROPERTY LOCATED AT 1771 CENTENNIAL ROAD (TAX PARCEL 020-066A).**

Southern Linc is seeking an additional 50' of tower height for a total of 300' feet. The Zoning Ordinance allows a maximum height of 250'. Clay Brogdon spoke before the Planning Commission on behalf of

the applicant and quoted independent experts that provided analysis stating that the requested height was necessary for reliable wireless service. The Planning Commission questioned whether the additional height was to entice other providers to locate on the tower, thus providing lease income. Mr. Brogdon admitted that the additional height was indeed valuable real estate, but stressed the additional height was for Southern Linc service. He also offered that if the additional height was approved, Southern Linc would provide the top of the tower for a Morgan County antenna at no charge. The Planning Commission voted 6:1 to recommend approval of the variance request for an additional 50' of tower height at 1771 Centennial Road, for a total of 300', with the condition that Southern Linc must reserve the top position on the tower for the county, at no charge to the county, as offered by their representative.

**CHAIRMAN MILTON ALLOWED PROPONENTS AND OPPONENTS TO SPEAK**

No one spoke in favor or opposition.

**MOTION** by Comm. Ainslie, seconded by Comm. Riden to approve the variance from chapter 7.26 of the Morgan County zoning ordinance related to transmission tower height for property located at 1771 centennial road (Tax Parcel 020-066a) as presented with the condition that the top antenna location on the tower, with an approximate tower space allocation height of fifteen feet, be provided to Morgan County at no charge. Unanimously Approved.

**MOTION** by Comm. Ainslie, seconded by Comm. Riden to exit regular session. Unanimously Approved.

**EXECUTIVE SESSION – POTENTIAL LITIGATION**

**MOTION** by Comm. Ainslie seconded by Comm. Riden to enter Executive Session to discuss potential litigation. Unanimously Approved. (Original signed Affidavit in Executive Session Legal Requirement Book).

**MOTION** by Comm. Ainslie, seconded by Comm. Riden to exit Executive Session. Unanimously Approved.

**MOTION** by Comm. Ainslie, seconded by Comm. Riden to enter Regular Session. Unanimously Approved.

**MOTION** by Comm. Ainslie, seconded by Comm. Riden to adjourn. Unanimously Approved.

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Ronald H. Milton, Chairman

ATTEST:

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Leslie Brandt, County Clerk