

MINUTES
WORTH COUNTY BOARD OF COMMISSIONERS
August 21, 2008

7:00 P.M.

The Worth County Board of Commissioners met in regular session on Thursday August 21, 2008 in the Commission Board Room, 3rd Floor Courthouse.

Chairman Miller called the meeting to order at 7:00 P.M.

Present: Commissioners Fred Dent, Bettye Bozeman and Jerry Childree. Chairman Dan Miller, County Administrator Robert Zellner, County Clerk Deborah Robinson and County Attorney Clarence Miller. District 1 Commissioner Tony Hall absent.

Open Public Hearing: Building & Zoning Administrator Glenice King.

1. Glen Wildes.

Ms. King approached the Board in reference to Mr. Wildes application for a Zoning change from Agricultural to Manufacturing for the purpose of a Pecan Shelling Facility.

The property is located on the corner of Hwy 82 and Griffin Houston Road.

15 acres more or less from agricultural to manufacturing.

*Property located in flood zone

*Not consistent with Article XV of the zoning regulations

*Per Collis Brown, State Coordinator of the Department of Natural Resources Floodplain Management Office, if approved, development must be per requirements of Non-Residential Construction standards of the flood ordinance and will not affect the county's participation in the National Flood Insurance Program if development meets all requirements as set forth in the flood ordinance. Please note zoning regulations and flood ordinance are two separate issues.

*Board was informed a request could be made by the board to require the applicant to submit an application to FEMA for a "Conditional Letter of Map Revision for their review and approval in the event that the development may cause some alterations to the floodplain area that could have an adverse affect to surrounding properties. Field work must be performed by a certified engineer and with FEMA's approval would relieve the County of any future liabilities.

There were no members of the public who wished to speak for or against this application.

2. Clarence Edmunds.

Ms. King approached the Board in reference to Mr. Edmunds application for R-2 Conditional Use for the purpose of operating a Furniture Refinishing & Repair Shop. Shop will be located at 1612 Porters Corner Road Sylvester, Georgia.

There were no members of the public who wished to speak for or against this application.

3. T- Mobile South LLC/R-2 Conditional Use/Telecommunications Tower.

Ms. King approached the Board on behalf of T-Mobile South and their application for R-2 Conditional Use. The property being located State Hwy 133, Tax Map 17, Parcel 1.

Robert & Company, as well as the Planning commission recommends an approval.

There were no members of the public who wished to speak for or against this application.

4. Royce McCrary/Preliminary Plat Approval/R-1 Subdivision.

Documentation incomplete.

Close Public Hearing:

Commissioner Dent motioned to approve Mr. Wildes application. Commissioner Bozeman seconded. Motion carried with all YES votes.

Commissioner Childree motioned to approve the application for Mr. Clarence Edmunds. Commissioner Dent seconded. Motion carried with all YES votes.

Commissioner Childree motioned to approve the application for T-Mobile South. Commissioner Bozeman seconded. Motion carried with all YES votes.

Chairman Miller stated that the Application for Royce McCrary should be tabled until such time all necessary documentation is completed.

Opening of Bids for solid waste collection:

**BID TABULATION
FOR
WORTH COUNTY GOVERNMENT**

BID OPENING DATE: AUGUST 21, 2008

PREPARED BY: FRANCES NICHOLS

BID OPENING TIME: 7:00 P.M.

RECEPTIONIST/CLERK

TITLE

NAME OF PROJECT: RFP's Residential Solid Waste Collections

BIDDER'S NAME, ADDRESS & PHONE NUMBER	BID FOR	BID FOR	BID FOR	TOTAL BID PRICE
Wayne Creech 229-336-8400 Seminole Sanitation Services, Inc. 7842 County Road 374 Donaldsonville, GA 39845 229- 336-5353 Fax 229-861-2140				No Bid
Mike Powell Trans Waste Services 1723 N. Washington Street Albany, GA 31701 888-5200 Fax 888-6500				\$21.75 \$58.59 /Ton
Bill Weeks 678-948-6072 VEOLIA 1101 Hawkins Street Valdosta, GA 31601 800-238-1019 Fax 229-242-7439				\$11.65 \$46.65 /Ton
Susan Green 478-318-3512 Advanced Disposal 911 Landfill Road Dry Branch, GA 31020 478-945-6713 Fax 904-493-3621				\$10.72 \$47.33 /Ton
Bob J. Hyres 407-768-3953 WASTE PRO P.O. Box 7209 Longwood, FL 32791 407-869-8800 Fax 407-869-8884				\$19.75 \$48.00/ Ton
Hugh Herndon ADSI P.O. Box 548 Abbeville, AL 36310 334-585-9838 Fax 334-585-2030				No Bid
Palmer Rolfes Southland Waste Systems of GA 2201 Trade Drive Macon, GA 31217 478-464-5765 Fax 478-746-6972				No Bid

Monica Moseley Allied Waste 323 Marble Mill Road Mariette, GA 30060 770-514-2932 Fax 770-514-2963				No Bid
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The above bids were read aloud by the Commissioners as follows:

- 1st. Trans Waste Services bid read aloud by Commissioner Dent.
- 2nd. Advance Disposal Services bid read aloud by Commissioner Bozeman.
- 3rd. Waste Pro of Florida bid read aloud by Commissioner Dent.
- 4th. Veolia Environmental Services bid read aloud by Commissioner Bozeman.

Letters from Seminole Sanitation, ADSI and Southland Waste Systems of Georgia had been received stating that they were unable to bid at this time. A phone call had been received from Allied Waste delivering the same message.

Commissioner Dent informed everyone that they would not be making a decision on who would be awarded the bid until the next meeting. Mr. Dent went on to say that this would give all the Commissioners time to look at each bid in detail and make a decision on which would be the best for the County.

Next item on the agenda was the opening of the bids for the Jones Road CR 146 Bridge project.

BID TABULATION

FOR

WORTH COUNTY GOVERNMENT

BID OPENING DATE: AUGUST 21, 2008

PREPARED BY: FRANCES NICHOLS

BID OPENING TIME: 7:00 P.M.

RECEPTIONIST/CLERK

TITLE

NAME OF PROJECT: BRIDGE REPLACEMENT JONES ROAD

BIDDER'S NAME, ADDRESS & PHONE NUMBER	BID FOR	BID FOR	BID FOR	TOTAL BID PRICE
Melvin Edwards Oxford Construction 3200 Palmyra Road Albany, GA 31707 883-3232 Fax 883-2962				Did Not Bid
Joey Tanner Reeves Construction 2615 Old Jim Davis Road Albany, GA 31721 883-8011 Fax 436-4925				Did Not Bid
Jim Boyd Boyd Bros. Construction Co. P.O. Box 71488 Albany, GA 31709 883-2983 Fax 434-9938				Did Not Bid
Hugh Breeden Southern Concrete Construction P.O. Box 711 Albany, GA 31702 435-0786 Fax 434-4755				\$120,075.00
Shane Hatcher 2-H Construction Service 11245 Highway 112 Albany, GA 31705				

886-6738 Fax 787-1957				Did Not Bid
Tidwell Construction Company P.O. Box 1466 Douglasville, GA 30133				Did Not Bid
The Walsh Group 3715 Northside Pkway #110-550 Atlanta, GA 30327				Did Not Bid
Fairchild-Florida Const. Co P.O. Box 310 Monticello, FL 32345				Did Not Bid
Rogers Bridge Co. Inc. P.O. Box 15517 Atlanta, GA 30333				Did Not Bid
Gilbert Southern Corp. 3555 Farnam Street Omaha, NB 68131				Did Not Bid
Scott Bridge Co. Inc. P.O. Box 2000 Opelika, AL 36803				Did Not Bid
Tidwell Const. Company P.O. Box 1466 Douglasville, GA 30133				Did Not Bid


Southern Concrete Construction was the only company to submit a bid. This bid was read aloud by Commissioner Dent.

Commissioner Dent motioned to award the bid to Southern concrete construction in the amount of **\$120,075.00** Commissioner Bozeman seconded. Motion carried with yes votes from all.

Approval of Minutes: August 5, 2008 Meeting


Motion to approve: Bettye Bozeman. Second: Fred Dent. Motion carried yes votes from all.

Invited Guests: Lou Simms Worth County Chief Assessor.


 **State of Georgia
Department of Revenue**

HOUSE BILL 1081

**Amends O.C.G.A. §§
48-5-7.4 and 48-5-311**



Georgia Department of Revenue-4/25/2008

 **State of Georgia
Department of Revenue**

**HOUSE BILL 1081
Conservation Use**

- **Sections 1 – 3 amend 48-5-7.4 Section 1:**
 - County Governing Authority may establish a minimum number of acres as a qualification for properties entered into a Conservation Use Covenant
 - Minimum may not exceed 25 acres
 - Applies to new covenants after adoption by the BOC
 - Applies to renewal covenants beginning January 1, 2012

Georgia Department of Revenue-4/25/2008

CAVEAT 2008
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Lou Simms, Chief Assessor for the County approached the Board to explain the amendment of House Bill 1081. Mr. Simms asked the Board to support the amendment by passing a resolution agreeing with the amended House Bill 1081. This would mean that no property owner could enter into a Conservation Use Covenant with less than 25 acres. As of 2012, anyone with less than 25 acres will no longer be able to claim Conservation Use. Mr. Simms also gave the Commissioners some information to read on a New Law that will be voted on in November referencing Timber. The document explained how Timber Companies want to claim Conservation Use on their Timber Tracts which would take away 50% of the Tax revenue coming into the County. This depletion in tax income would shift the burden to the home owners in the County.

Commissioner Dent motioned to approve the resolution of 25 acres on House Bill 1081. Commissioner Bozeman seconded. Motion carried with Yes votes from all.

Dice Roberts Chairman of the Worth County Ag Pavilion Board of Directors.

Mr. Roberts approached the Board of Commissioners to inform them that it was time to appoint certain positions on the Ag Board.

The term on the following positions according to the by-laws are due for appointment or re-appointment of the same.

Ag-Pavilion Board At Large Member Dr. R. T. Rogers

Ag-Pavilion Board At Large Member Doyle Medders

Commission At Large Member Jerald Carter

County Commission Chairman or Designee Jerry Childree.

Commissioner Bozeman informed Mr. Roberts that there had been some complaints from people about not being allowed inside the building at shows with their goats. Mr. Roberts stated that he was aware that there had been some complaints but said that the shows were not sanctioned shows they were just for practice. He went on to say that Rusty Harris from the extension office handles all the renting of the Ag Pavilion and that he chose to do these practice shows outside so as not to have the expense of cleaning the carpets afterwards. Ms. Bozeman stated that does clear up that situation.

Mr. Roberts went on to say that he had been approached about the conditions inside the building being very hot when the public came to vote, stating that he had been to vote and that it was very hot.

Chairman Miller informed Mr. Roberts that the County Administrator had purchased a Swamp Cooler, which is a large fan with card board filter that you attach a water hose too, this puts moisture into the air and this will do a good job of cooling down the facility.

At 8:15 P.M. the Board took a five minute recess.

At 8:20 P.M. the Board reconvened.

Upon the Board reconvening Commissioner Bozeman motioned to adopt the Resolution for Voice Over The Internet Protocol (VOIP) all proceeds to go the E-911 Center.

Commissioner Dent seconded. Motion carried with Yes votes from all.

Reports From Attorney, Administrator, Commissioners, Department Heads & Committees:

Attorney Miller informed the Board that he was making good progress on the records of all the roads we are working on. Also that he had finished collecting all the records from the records room on those roads. He went on to say that he will start preparing deeds next week. He also said that he had half of Cotton Road (CR 55) certified. Commissioner Bozeman asked if he had received the survey on Zion Hope Church Road (CR 22), to which he stated he had not. Commissioner Bozeman asked the County Administrator Robert Zellner to make sure that Attorney Miller received that survey.

County Administrator: Robert Zellner.

Mr. Zellner informed the Board that he had been to several meetings and participated in several conference calls with the National Weather Report Center in Tallahassee concerning the tropical storm. He went on to say that the latest report stated that we should expect any where from 4 – 6 inches of rain with winds of 18 – 20 miles per hour.

Mr. Zellner stated that he, along with Clay Smith public works director and Lynn Ford EMA director had identified the area's that would be most likely to flood. All equipment has been filled up with diesel and or gas and is ready to go in reference to clean up once the storm has passed or in the case of any emergencies during the course of the storm.

Robert Zellner went on to discuss the "Wetland" and "Stream" credits that the Board had asked him to look into at the last meeting. Mr. Zellner informed the Board that it was going to cost approximately \$78,390.00. He informed them that these credits would have to be purchased before we could continue with the project of Cane Mill Road at Horse Creek. He explained that this is a Federal project and we would get some funding but that it is the County's responsibility to purchase the credits. The credits would have to be purchased before the Road can be certified. Attorney Miller stated that the D.O.T. had extended the time frame for the project on Cane Mill Road by approx 6 months. Chairman Miller commented as to where the money would come from, also stating that he felt the Board should go ahead and make a decision right away.

Commissioner Childree motioned to approve the purchase of the Wetland & Stream Credits using SPLOST funds. Commissioner Bozeman seconded.

Motion carried with Yes votes from all.

Mr. Zellner then informed the Board about some software that would work very well in the office with the PDF files that are being sent and scanned on a regular basis. He explained how this would allow us free access to edit files, sign and make notations as well as many other features. Mr. Zellner went on to explain how this particular software is only sold in

increments of 5 licenses, the need for the Commissioners Office would be 10 which would cost approximately \$2100.00. This included installation and training.

Mr. Zellner informed the Board that the grievance committee findings in reference to the employee from the E-911 Center who had abandoned her job and then came back and filed a grievance was that there were no grounds to change anything and that the employee would not be reinstated.

District 2 Fred Dent

Commissioner Dent stated that his understanding in reference to the Cotton Road project was that the necessary documents in order for us to move forward with the paving of .77 miles from Hwy 256 to the Renaissance Center were in order. Attorney Miller stated that he had certified the title. Mr. Zellner stated that he had sent the title to the D.O.T and that we were just waiting for the notice to proceed.

Commissioner Dent motioned to send out RFP's for the Cotton Road Paving Project. Commissioner Bozeman seconded. Motion carried with Yes votes from all.

Commissioner Dent asked Mr. Zellner if there had been any progress made in reference to him speaking with the Building & Zoning Administrator about the Subdivision Ordinance requiring 150 feet of road frontage for the purpose of having more than one dwelling. Mr. Zellner stated that he had spoken with Ms. King, Building & Zoning Administrator, in reference to this matter concerning the property on Green Lane and found it to be a "Lot of Record" prior to the Ordinance. He also stated that in the future, his intentions are to work with Ms King in re-writing this Subdivision Ordinance.

Commissioner Dent mentioned Seabrooke Lane, stating that he had been out there several times talking with property owners who wanted the road paved. Mr. Dent stated that his suggestion is to pave the road, starting with a 60ft right-of-way and narrowing it into only a 50ft right-of-way at the far end and that he thought the land owner Mr. Nether would be happy with that.

Mr. Dent asked if any consideration had been given to the Public Works Dept going to a 4-day work week. There was some discussion with the rest of the board, who did not feel that it would be a good idea at this time.

Commissioner Dent's final item for discussion was in reference to replacing the excavator that had burned earlier this year. He informed the Board that John Merrick Jr. the Equipment Operator from the Public Works Department had looked at and tried out a couple of different excavators over the last couple of weeks including the 2005 John Deere as well

as the 2006 CAT. The 2005 CAT had not been tried or looked at. Mr. Merrick had informed Commissioner Dent and Clay Smith Public Works Director that he really liked the John Deere excavator.

John Deere 2005 CLC with a thumb \$99,734.00

CAT 2006 320CL \$107,000.00

CAT 2005 320CL \$92,000.00

Commissioner Dent motioned to purchase the John Deere at a cost of \$99,734.00.

Commissioner Bozeman seconded. Motion carried with Yes votes from all.

District 3 Bettye Bozeman

Commissioner Bozeman asked if the landfill was being paid for receiving trash from the City of Poulan. A truck had been seen going into the landfill with Poulan's trash. Mr. Zellner informed Ms. Bozeman that Veolia was indeed paying the County the tipping fee for Poulan. Commissioner Bozeman's next item was in reference to the Commissioner's Regular Scheduled Meeting for the 1st Tuesday in the month of October. Ms. Bozeman pointed out that the commissioners and staff would be in Atlanta at the ACCG Fall Conference. Ms. Bozeman wanted to re-schedule that meeting. Mr. Dent then pointed out that the 1st Tuesday meeting in September was the day after a holiday and that this could also be re-scheduled.

Commissioner Dent motioned to re-schedule the regular meeting for September 2, 2008 to September 4, 2008 and to cancel the October 7, 2008 regular meeting. Commissioner Bozeman seconded. Motion carried with Yes votes from all.

District 4 Jerry Childree

Commissioner Childree asked for an update on the Carlton Road Survey. Mr. Zellner informed Mr. Childree that he had the survey, stating it had been done in 1996. Chairman Miller asked Attorney Miller to look at the survey and let us know if it could be used. Commissioner Childree also mentioned Meadows Road stating that he had been informed the road was starting to narrow. Ms. Bozeman stated that a survey had been done on Meadows Road and asked Mr. Zellner to pull that survey and bring his findings to the next meeting.

Action Docket

Sylvester/Worth County Chamber of Commerce would like to reserve the building on September 4, 2008 to host an Eggs and Issues Event.

Motion Bettye Bozeman Second Jerry Childree Vote All YES

Glenice King Building & Zoning Administrator request refund for Judy Boggs,

375 Peafowl Road, Sylvester, GA for Permit Number RI13828.

Motion Bettye Bozeman Second Jerry Childree Vote All YES

Kenneth Giddens is questioning why Troy West who lives on West Road is operating a Junk Yard without Licenses and Permit. He wants the Board to explain in writing why this is being allowed in the County. Kenneth has presented a copy from the Georgia Secretary of State which shows an expiration date of 12/31/1997.

The Board asked Mr. Zellner to handle this matter. Also to get with the Building & Zoning Department in reference to this matter.

Worth County Employee Mileage Reimbursement Increase from \$.35 to \$.40 per mile.

Motion Bettye Bozeman Second Jerry Childree Vote All YES

Public Works Department is requesting the safety truck from EMA be transferred to their Department.

Motion Bettye Bozeman Second Fred Dent Vote All YES

Chief Registrar Sue Potts is requesting the use of the Worth County Community Center on October 11th, 12th, and 13th due to training for all poll workers.

Motion Bettye Bozeman Second Jerry Childree Vote All YES

Probate Judge Sheryl Hall is asking for clarification on Precinct 15, Isabella in regards to the building being owned by the County and the property being owned by Commissioner Bettye Bozeman. Is there a possibility the building can be moved to County owned property?

Commissioner Bozeman motioned to move the building to the Public Works Department.
Second Jerry Childree Vote All YES

Commissioner Dent motioned to purchase the software for the Commissioners Office. Commissioner Bozeman seconded. Motion carried with yes votes from all.

There was a brief discussion about the scraping of roads in Commissioner Childree's district.

Unfinished Business:

Define Half-Time Employees (see attached document)

The Board looked at the attached documents that showed a half time employee as defined by the Personnel Policy.

Mr. Zellner stated that he would be starting on a New Personnel Policy for the County in the near future, and this Half Time Employee was just one of many items to be changed.

Personnel Considerations

E-911

- Notification for separation of employment for Carla Miller, Part-time Communication Officer. Job Abandonment Employee walked out on her job on 8/01/08 at approx. 1624 hrs.
- Employee Warnings:
 - Erin Adams received a written warning for disobedience. Date of violation was August 6, 2008.
 - Kristi Tipper received oral warning for substandard work. Dates of violations were July 29 & 30, 2008.
 -
- Request status change from full-time to part-time Communication Officer for Kristi Tipper. Current rate of pay is \$10.23 per hour.
Motion to approve: Bettye Bozeman Second Jerry Childree Vote All YES.
- Request pay rate adjustment for Kermit Coker from \$8.76 to \$9.76 an hour. Mr. Coker has successfully completed the Basic Communication Course.
Motion to approve: Bettye Bozeman Second Fred Dent Vote All YES
- Request to Extend work-test for additional training from August 14, 2008 – August 28, 2008 (two weeks) for Lesia Jackson (see attachment).
Motion to approve: Bettye Bozeman Second Jerry Childree Vote All YES

- Recommend releasing Wesley Chambless from training to work as a part-time Communication officer (see attachment).
Motion to approve: Bettye Bozeman Second Fred Dent Vote All YES
- Request status change from part-time to full-time communication officer for Adam Celinski. Rate of pay increase from \$8.50 to \$9.50 an hour effective August 17, 2008.
Motion to approve: Fred Dent Second Bettye Bozeman Vote All YES

SHERIFF DEPARTMENT

- Acknowledgement of inter-departmental transfer for Tommy Adams from the Sheriff Department to Drug Squad. Rate of pay increase from \$12.88 to \$13.38 an hour.

Acknowledged by the Board of Commissioners.

Deborah Robinson
County Clerk

Dan E. Miller
Chairman