

MINUTES OF THE FIRST TUESDAY MEETING OF THE  
JONES COUNTY BOARD OF COMMISSIONERS

January 5, 2010  
6:00 P.M.

The First Tuesday Business Meeting of the Jones County Board of Commissioners was held at 6:00 p.m. January 5, 2010 in the Charlotte C. Wilson Conference Room at the Jones County Government Center.

**MEMBERS PRESENT:** Members present representing a quorum of the board was:

Preston Hawkins-Chairman  
Larry Childs - Vice-Chairman  
David Gault – District Two Commissioner  
Tommy Robinson - District Three Commissioner  
Bert Liston – District Four Commissioner

County Attorney Frank Childs and his assistant, Attorney William Noland were present.

Chairman Hawkins exercises his voting rights in the case of a tie or to constitute a quorum. Attachments to the minutes are filed separately from the minutes in clasp envelopes labeled by meeting in the commissioner vault.

**AGENDA:**

**Call to Order:** Chairman Hawkins called the meeting to order at 6:04 p.m.

**APPROVAL OF AGENDA:**

1. Add Visitor # 2 Bob Lazenby. Adoption and presentation of a Proclamation honoring the Kiwanis Club of Jones County's 75<sup>th</sup> Anniversary.
2. Add Planning and Zoning Items C and D as noted below.
3. Move Planning and Zoning Item D to the first item discussed under Planning and Zoning.
4. Add Approval of Minutes 12-23-09.
5. Add Visitor # 3 – Alan Woodrum – Animal Control
6. Remove Shane Tyson from agenda – Visitor # 1

**Motion:** Motion by Gault, second by Liston to approve the agenda with amendments.

**Vote:** Approved unanimously.

Invocation: Ronnie Hinson, Real Life Church

Pledge: Ronnie Hinson, Real Life Church

**READING OF CHANGE TO LOCAL LEGISLATION** – Attorney Childs

1. Second reading and vote to approve changing the local legislation to reflect the annual election of Vice-Chairman of the Board of Commissioners pursuant to Home Rule. A copy of the change that is being advertised in the legal organ is attached to the minutes and was distributed at the meeting. (See attachments to the minutes).

**Motion:** Motion by Gault to approve.  
Motion died for lack of a second motion.

The Board discussed this with County Attorney Frank Childs and reviewed the minutes from December 1, 2009 that were included in the agenda notebook for adoption. Commissioner Gault requested that his statements be reflected verbatim in the minutes.

Commissioner Gault's statements reflected as requested: After Attorney Frank Childs explained the Home Rule Act and a second vote is required for approval, Comm. Gault "so moved". The motion died for lack of second.

Comm. Gault said "Thank You".

Comm. Gault: "Thank you. I don't think we need to elaborate. It's not legal. If we passed it once...

In response to Attorney Childs: OK.

In response to Chairman Hawkins: That's not true. We made a motion at the first meeting to change this. OK. And it was voted on by the full board to do that. And that's my objection to this and the process it's, that it is going through right now. That is my objection. OK. We voted to give each member on the Board a chance to be Vice Chair. OK. Now if you go back to the first meeting in January, when we first took our seats, it was voted on I think you Chairman Hawkins, Comm. Childs and myself. I think Comm. Robinson and Comm. Liston abstained from voting. Now, when the process rolls around, it's my turn to become Vice Chair again, then all of the sudden it's going to change. And that's not going to be, that's not going to hold true. OK. So that's all I'm going to say about that. You guys do whatever you want to do; and we'll discuss this further and take it to further steps. OK. And that's all I have to say about that.

In response to Comm. Robinson: "Yea, OK, right".

In response to Comm. Liston: "Right, right."

In response to Comm. Childs: "OK". "That's all I, we can move on if you like."

In response to Attorney Childs: "I take exception with that. We voted to limit those terms to one year. If you go back and look at the minutes, it will reflect that, from the first meeting. OK. It wasn't voted that he had a four year term, and the reason why it wasn't because Chairman Hawkins and myself said, agreed that it should be a one year term so that everybody would get a chance. OK. And the minutes should reflect that from the first meeting of last year. OK. Do whatever you want. You know, it's, you know, just change the rules and change the horse in the middle of the stream, but you know this is not the last of it. OK. And that's all I'm saying. That's all I'm saying to the Board.

Comm. Gault in response to Attorney Childs: "OK".

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In response to Attorney Childs: "That's what we voted on. And this is the process that we're going through now. OK. OK. Right. I, It's understood. I understand. I understand. Just keep on chugging along".  
Comm. Gault: "I say thank you".  
Comm. Gault: "Let it reflect my statements verbatim in the, in the minutes please".

**Action:** No new action was taken and therefore the legislation remains unchanged with Commissioner Larry Childs serving a four year term as Vice Chairman.

**CHAIRMAN ANNOUNCEMENTS/BOARD APPOINTMENTS:**

1. Election of Vice-Chairman  
No action was taken.

**PLANNING AND ZONING:**

Information from Planning and Zoning is attached to the minutes .

**Item D:** David W. Hinely: Requests a variance to allow an additional lot on a private road. Property is located at 152 Camelot Road, parcel size is 8.9± acres, zoned R-1 (Single Family Residential).

**Motion:** Motion by Childs, dually seconded by Gault and Liston to approve the request.  
**Vote:** Approved unanimously.

**Item A:** Summit Environmental: Request to rezone a 10,000 square foot area located at 3428 Upper River Rd from R-R (Rural-Residential) to M-1 (Wholesale and Light Industrial) for the purpose of operating a water testing facility. Parcel size is 3.37+/- acres.

**Motion:** Motion by Childs, second by Gault to approve it to C-1 with a conditional use.  
**Vote:** Approved unanimously.

**Item B:** Yolanda Hogan: Requests a Conditional Use to allow a family personal care home serving up to 6 clients. Property is located at 191 Ruby Dr, zoned R-1 (Single Family Residential).

**Motion:** Motion by Liston, second by Robinson to approve the conditional use for a family personal care home serving up to six clients at 191 Ruby Drive.  
**Vote:** Approved unanimously.

**Item C:** Shepco Industries, LLC: Request a variance to allow a flag lot adjacent to a private road. Parent tract is located off of Fortville Road, zoned AG-1 (Agricultural-Rural). Lot in question is designated as tract A-4, and consists of 19.17± acres.

**Motion:** Motion by Gault, second by Liston to approve Item C.  
**Vote:** Approved unanimously.

**CONSENT AGENDA FOR  
APPROVAL OF MINUTES:**

1. Minutes: First Tuesday Meeting December 1, 2009
2. Call Meeting December 1, 2009
3. Call Meeting December 15, 2009
4. Call Meeting December 23, 2009

**Motion:** Motion by Childs, second by Gault to approve the minutes.

**Vote:** Approve unanimously.

**VISITORS:**

1. Shane Tyson – request for sale of alcoholic beverages in Jones County. Removed from agenda.
2. Bob Lazenby – President of Kiwanis Club of Jones County – Proclamation for the 75<sup>th</sup> Anniversary. (We first need a motion and vote to adopt the Proclamation). A copy of the resolution is attached to the minutes.

**Motion:** Motion by Gault, second by Liston to approve the Resolution.

**Vote:** Approved unanimously.

Chairman Hawkins presented the Resolution to Bob Lazenby, president.

3. Alan Woodrum – Animal Control & New Business # 3. Mr. Woodrum discussed his concerns with dangerous dogs with the Board and the two county attorneys present. Commissioner Robinson said that his intentions are to strengthen our ordinances and had asked County Attorney Frank Childs to research to see what we can do to increase fines and strengthen the ordinances. Commissioner Gault asked that all research be distributed to the Commissioners and the issue to be sent to the Animal Control Commissioner Committee. Frank Childs discussed the current ordinances and state laws for dangerous dogs. Attorney William Noland discussed some of his preliminary research of other county ordinances, penalty options and impossible compliance standards. Legally, the maximum penalty is 180 days in jail and a \$1,000 fine. Commissioner Gault discussed the need to expand the animal shelter.

Chairman Hawkins instructed William Noland and Frank Childs to get with County Administrator Mike Underwood after completing their research and then Mike Underwood can schedule the committee meeting.

Louie Lashley from the audience also addressed the Board.

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Commissioner Childs requested that the committee consider updating the animal control ordinance to include limitations on the number of pets you can have on certain sizes of parcels.

**NEW BUSINESS:**

1. Approval of Central Georgia Regional Commission to Advertise for Request for Architectural Services – CDBG Application. County Administrator Mike Underwood explained that this is preliminary design work to go with the CDBG Application for the new Senior Center.

**Motion:** Motion by Gault, second by Liston to approve the advertisement for architectural services for the Block Grant for the Senior Citizens Building by Central Georgia Regional Commission.

**Vote:** Approved unanimously.

(The agenda should have reflected MIDDLE Georgia Regional Commission; requesting an amendment to the minutes to reflect Middle GA in the motion).

2. Special Olympics – Commissioner Robinson. Commissioner Robinson introduced a very distinguished group in the audience, the Special Olympics Team and representatives of Jones County. Amy McSwain Talcott, Local Coordinator for the Jones County Special Olympics discussed their fund raising efforts for the team’s July trip to Lincoln, Nebraska. Representatives with Mrs. Talcott announced that the team, which played softball this year, won State Championship in Unified Sports and was chosen by the state of Georgia to represent Georgia at the Nationals competition in Lincoln, Nebraska in July.
3. Animal Control – Commissioner Robinson. This was discussed earlier under Visitor # 3.

**OLD BUSINESS:**

1. Second reading and vote to approve changing the local legislation to reflect the acceptance of competitive bids with advertisement to be published in the legal organ with costs in the excess of \$25,000. The current amount is \$18,000. Action as required pursuant to Home Rule. (See attachments to the minutes).

**Motion:** Motion by Liston, second by Childs to accept.

**Vote:** Approved unanimously.

2. Second reading of the Open Container Ordinance – Comm. Gault/Frank Childs. Attorney Frank Childs discussed the ordinance. (See attachments to the minutes).
3. Adoption of Open Container Ordinance.

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**Motion:** Motion by Gault, second by Childs to approve.

**Vote:** Approved unanimously.

**DEPARTMENT HEADS:** (Action items only).

John Lowe announced the promotion of Sidney Pittman to Assistant Director of Public Works.

**COMMISSIONERS COMMENTS:**

**Chairman Hawkins:** discussed the closing on Mondays of the Convenience Centers and the hours the attendants work. He distributed a handout to the Board and read it aloud. The Board discussed the issues with the county attorneys. The new option presented by Chairman Hawkins would save approximately \$ 43,000 annually. Comm. Gault requested the issue be tabled for further research and requested a statement from payroll on the costs of the benefits for the 16 employees at the convenience centers. (See attachments to the minutes).

**Motion:** Motion by Robinson, second by Liston that we assign this group of convenience center employees as a special group to receive benefits at the minimum hours of 66 per pay period effective tomorrow.

The Board discussed the issue with Howard Lancaster and Louie Lashley who attended the meeting.

**Vote:** Approved by a vote of 3 in favor (Hawkins, Liston, Robinson); Gault opposed and Childs abstained.

**Comm. Childs:** reminded the Board that financial statements are due by January 11, 2010. He then discussed the convenience center issue further and his position and changed his vote to be in favor.

**Amended Vote:** Approved by a vote of 4 in favor (Childs, Hawkins, Liston, Robinson) and Gault opposed.

**ADJOURNMENT:** The meeting adjourned at 7:47 p.m.

**Motion:** Motion by Childs, second by Liston to adjourn.

**Vote:** Approved unanimously.

**MINUTES APPROVED**

Jones County Board of Commissioners:

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Preston Hawkins, Chairman

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Larry Childs, Vice-Chairman, District 1

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David C. Gault, District 2 Commissioner

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Tommy Robinson, District 3 Commissioner

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Bert Liston, District 4 Commissioner

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Leila Brittain, Clerk of the Board