

The Lincoln County Board of Commissioners met in regular session on Thursday, May 14, 2009, at 6:00 p.m. in the courtroom. Those present were Chairman H. Wade Johnson; Commissioner Darrell Henderson, District One; Commissioner Larry Collins, District Two; Commissioner Cooper Cliatt, District Three; Commissioner Rob Robinson, District Four; Mr. Barry Fleming, County Attorney; and Mrs. Roxanne B. Ashmore, County Clerk.

1.

Call Meeting to Order

Chairman Johnson called the meeting to order.

2.

Invocation

Commissioner Cliatt opened the meeting with prayer.

3.

Pledge of Allegiance to the Flag

The Pledge of Allegiance to the Flag followed the invocation.

4.

Approval of Minutes

On motion by Commissioner Henderson, seconded by Commissioner Cliatt, the board voted unanimously to approve the previous minutes.

5.

Approval of Agenda

On motion by Commissioner Henderson, seconded by Commissioner Robinson, the board voted unanimously to approve the agenda with the following addition: Item 8A – Serenity Pointe, Mr. Jack Best.

6.

Departmental Reports

Public Safety Department

Interim Director Duncan

Ms. Wanda Duncan, Interim Public Safety Director, reported a total of 87 calls for the month of April.

Ms. Duncan also reported that the county had received a grant for a new ambulance in the amount of \$71,428.57 from the EMS Vehicle Replacement Grants Program, which is administered by the Georgia Trauma Care Network Commission.

Recreation Department

Mrs. Kathie Davis, Recreation Director, reported that registration for adult softball is now being held, with the season scheduled to begin the week of June 22nd.

Director Davis also reported that the pool is scheduled to open Tuesday, June 2nd, with the pool being open Tuesday through Saturday, from 12 noon until 6:00 p.m. She also indicated that the pool will be available for birthday party rentals.

Director Davis reported that swimming lessons are scheduled for the week of June 22nd.

Director Davis also informed the board that Family Connection will be using the gym in June and July for a summer camp.

Director Davis gave an update on the gym floor.

Finance Department

Mrs. Traci Bussey, Finance Director, submitted her written report.

Public Works Department

Mr. Roby Seymour, Public Works Director, reported a total of 1,342 water customers and 491 availability customers for a monthly billing of \$47,452.37.

Planning and Zoning Department

Mr. Roby Seymour, Planning and Zoning Director, reported a total of two new licenses and 5 renewals for revenues of \$353 for the month of April. There were zoning revenues collected in the amount of \$600. There were 26 permits issued and 1 re-inspection permit issued for revenues of \$1,398.

7.

On motion by Commissioner Cliatt, seconded by Commissioner Collins, the board voted unanimously to go into a public hearing.

Public Hearing

Variance Request

Applicant: Earl McKellar

Director Seymour said that Mr. Earl McKellar has requested a lot area variance to subdivide a four acre lot into two two-acre lots in A-1 zoning, located at 2461 Aycock Norman Road. He said that the Planning Commission recommends denial because it is one half acre shy of meeting the requirements.

On motion by Commissioner Henderson, seconded by Commissioner Robinson, the board voted unanimously to grant the lot area variance with the condition that a stick built or modular home be built on the site and that a single wide mobile home not be allowed to be put on the lot.

Special Use

Applicant: Tammy Bennett

On motion by Commissioner Cliatt, seconded by Commissioner Collins, the board voted unanimously to grant the special use permit for an assisted living/personal care home located at L & N Road on a 1.04 acre lot.

The conditions are as follows: 1. must comply with state and local health department guidelines. 2. Business license must be obtained within one year of approval. 3. Once the use is discontinued, the "Special Use" will cease.

Variance Request

Applicant: Michael L. Frazier

On motion by Commissioner Cliatt, seconded by Commissioner Henderson, the board voted unanimously to approve the variance for an accessory structure located on Lot #5 in the Saddle Brook Subdivision – Phase II on a 10.08 acre lot.

The condition is as follows: In accordance with section 34-383c(5) Any variance granted shall terminate automatically when the use ceases to be in full compliance with any conditions imposed by the board of commissioners, when the use has been abandoned or when the building permit shall have expired.

Special Use

Applicant: Danny Dawkins

On motion by Commissioner Cliatt, seconded by Commissioner Robinson, the board voted unanimously to deny the request to refund Mr. Dawkins in the amount of \$200 for the application fee.

On motion by Commissioner Robinson, seconded by Commissioner Collins, the board voted unanimously to grant the special use permit for a golf cart repair business located at 1919 Highway 220 West on a 5.86 acre lot.

The conditions are as follows: 1. Obtain county business license immediately. 2. Golf carts for sale should be approximately 125 feet from road (actual setback). 3. Storage of golf carts to be kept behind existing fence (buffer requirement). 4. Once the use if discontinued, the "Special Use" will cease.

On motion by Commissioner Collins, seconded by Commissioner Cliatt, the board voted unanimously to adjourn the public hearing.

8.

Cutting of Trees on Corp Property and Recognition of Colonel Kertis

Mr. Nelson Brooks addressed the board about the need for a united effort on the part of counties in both Georgia and South Carolina to require the United States Corps of Engineers to pay tax on

the timber it cuts in each respective county. Mr. Brooks said that the federal and state law will have to be changed to accomplish this.

Mr. Brooks also gave the board an update on the Corps management of Clark's Hill and other lakes in the Savannah River Basin. He said that since the public forum we had earlier this year, the corps has done things it has never done before. He said that basically, the Corps has put a stopper in the tub. He said the lake is up 12 feet and when lake levels increase, people come back to the lake and sale tax revenues increase.

Mr. Brooks gave the credit to Col. Ed Kertis of the Corps of Engineers. Mr. Brooks said that Col. Kertis has done Lincoln County and every county on both sides of the river a great service and that we should thank him.

8A.

Serenity Pointe

Mr. Jack Best introduced Mr. Charles Higgins, attorney for Serenity Pointe subdivision.

Mr. Huggins discussed the possibility of the board helping the developer tread water for about another year by either changing the language of the ordinance that requires that the county keep a twenty-five percent surety to cover the risk of infrastructure failure or to work out a way for the county to disburse the surety funds to creditors.

On motion by Commissioner Henderson, seconded by Commissioner Cliatt, the board voted unanimously to grant Mr. Fleming permission to meet with Mr. Charles Huggins, attorney for Serenity Pointe subdivision on this issue.

9.

Abandonment of Bailey Drive

On motion by Commissioner Collins, seconded by Commissioner Henderson, the board voted unanimously to begin the process of the abandonment of Bailey Drive.

10.

Request for Proposals for New Tractor

On motion by Commissioner Cliatt, seconded by Commissioner Collins, the board voted unanimously to proceed with the bid process for a new tractor.

11.

Declare Surplus Equipment

On motion by Commissioner Cliatt, seconded by Commissioner Henderson, the board voted unanimously to declare the following as surplus and to put a \$15,000 reserve on the 770B Motor Grader: 1984 Ford Dump Truck; 1995 Ford Crown Victoria; 2000 Ford Crown Victoria; 2000

Ford Crown Victoria; 2003 Ford Crown Victoria; 2004 New Holland TN75A Tractor; 770B Motor Grader; Vermeer Ditch Witch T-600D.

12.

Purchase of Security Camera System for Courthouse

Mr. Crawford Asbell, Information Technology Director, informed the board that he had received two written bids of \$10,000 and \$8,500 and one verbal bid of \$6,000 to install a security camera system in the courthouse.

On motion by Commissioner Cliatt, seconded by Commissioner Robinson, the board voted to accept the verbal bid of \$6,000 to install a security camera system in the courthouse.

Commissioner Cliatt, Commissioner Robinson, and Commissioner Henderson voted in favor of the motion. Commissioner Collins voted against the motion.

13.

Executive Session

On motion by Commissioner Collins, seconded by Commissioner Henderson, the board voted unanimously to go into executive session at 7:43 p.m. to discuss legal matters.

On motion by Commissioner Collins, seconded by Commissioner Robinson, the board voted to come out of executive session at 8:23 p.m.

There were no votes or actions taken while in executive session.

On motion by Commissioner Henderson, seconded by Commissioner Cliatt, the board voted unanimously to authorize Chairman Johnson to sign the executive session affidavit.

14.

Adjourn

On motion by Commissioner Robinson, seconded by Commissioner Henderson, the board voted unanimously to adjourn at 8:28 p.m.

H. Wade Johnson, Chairman

Roxanne B. Ashmore, County Clerk