

**MINUTES FOR THE REGULAR BUSINESS MEETING OF THE WHITFIELD COUNTY BOARD OF COMMISSIONERS HELD MONDAY, NOVEMBER 12, 2018, AT 6:00 P.M. IN THE ADMINISTRATIVE BUILDING #2, 214 W. KING STREET**

**REGULAR BUSINESS MEETING**

The Chairman called the meeting to order.  
Pledge of allegiance to the Flag  
Roll call to determine quorum

**The following members were present:**

R. Lynette Laughter, Chairman  
Harold Brooker, Vice Chairman  
Barry W. Robbins, Member  
Roger Crossen, Member  
Greg Jones, Member

**Others Present:**

Mark Gibson, County Administrator  
Robert Smalley, County Attorney  
Citizens  
Department Heads  
Press

**Motion was made by Commissioner Jones and seconded by Commissioner Crossen to approve the agenda. The motion was approved 4-0, with Commissioners Crossen, Jones, Brooker and Robbins in agreement.**

**Chairman Laughter recognized Mr. Marshall Stanley Lynch Jr., as Employee of the Month for September 2018. Mr. Lynch works at the Conasauga Drug Court.**

**PUBLIC HEARINGS**

Chairman Laughter called for a Public Hearing to hear any comments or concerns the public may have regarding an application for a Malt Beverage License for Pilot Travel Center #421 located at 142 Carbondale Road, Dalton, GA.

There being no comments expressed, Chairman Laughter declared the public hearing closed

Chairman Laughter then called for a Public Hearing to hear any comments or concerns the public may have regarding an application for a Malt Beverage License for Pilot Travel Center #319 located at 244 Connector 3 SW, Dalton, GA.

There being no comments expressed, Chairman Laughter declared the public hearing closed

Chairman Laughter then called for a Public Hearing to hear any comments or concerns the public may have regarding an application for a Malt Beverage License for Dixie Corner Food Mart located at 1729 S. Dixie Hwy, Dalton, GA.

There being no comments expressed, Chairman Laughter declared the public hearing closed

Chairman Laughter then called for a Public Hearing to hear any comments or concerns the public may have regarding an application for a Malt Beverage License for El Sueno Mexican Restaurant located at 4109 S. Dixie Hwy, Dalton, GA.

There being no comments expressed, Chairman Laughter declared the public hearing closed

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**Approval of Minutes:** Motion was made by Commissioner Brooker and seconded by Commissioner Crossen to approve the October 8, 2018 regular business meeting, October 9, 2018 special called, October 22, 2018 special called and October 22, 2018 work session minutes. The motion was approved 4-0, with Commissioners Jones, Brooker, Crossen and Robbins in agreement.

**BOARD APPOINTMENT**

1. **Re-appointment for Whitfield County Board of Health:** Motion was made by Commissioner Crossen and seconded by Commissioner Robbins to re-appoint John Antalis to the Whitfield County Board of Health. Dr. Antalis' term will be for a six-year term to expire December 31, 2024. The motion was approved 4-0, with Commissioners Brooker, Jones, Crossen and Robbins in agreement.

**FOR CONSIDERATION**

1. **Resolution – Comprehensive Plan Whitfield County 2019-2023:** Motion was made by Commissioner Brooker and seconded by Commissioner Jones to approve the corrected resolution for the Whitfield County Comprehensive Plan. The previously adopted resolution on October 22, 2018 had the incorrect years. The motion was approved 4-0, with Commissioners Brooker, Crossen, Jones, and Robbins in agreement.
2. **Intergovernmental Contract Agreement – SPLOST 2019:** Motion was made by Commissioner Crossen and seconded by Commissioner Brooker to approve an Intergovernmental Agreement for the continuation of the Special Purpose Local Option Sales Tax (SPLOST) between Whitfield County and the Cities of Dalton, Tunnel Hill, Varnell and the Town of Cohutta for the purpose of generating funds to be used and expended on a capital outlay project or projects to be owned or operated or both either by the county, one or more municipalities, or any combination thereof, and O.C. G A. § 48-8-115(b) authorized the distribution of proceeds from the Special Sales Tax to the county governing authority and any qualified municipalities in accordance with an intergovernmental agreement entered into for such purpose. The motion was approved 4-0, with Commissioners, Crossen, Jones, Robbins and Brooker in agreement.
3. **Resolution Placing a SPLOST Referendum on the March 19, 2019 Special Election Ballot:** Motion was made by Commissioner Brooker and seconded by Commissioner Crossen authorizing the Resolution to place a Six-Year Special Purpose Local Option Sales Tax (SPLOST) Referendum on the March 19, 2019 Special Election Ballot for voters. If passed by the voters, it is expected that the SPLOST would collect about \$100 million over the next six years. Please see Exhibit "A" for a project list. The motion was approved 4-0, with Commissioners Brooker, Crossen, Robbins and Jones in agreement.
4. **District Attorney – Declaration of Surplus:** Motion was made by Commissioner Crossen and seconded by Commissioner Brooker to approve the declaration of surplus a Cannon Image Runner copier/scanner and a Ricoh Aficio MP4001 copier/scanner and to be sold on GovDeals.com. The motion was approved 4-0, with Commissioners Brooker, Crossen, Robbins, and Jones in agreement.
5. **Moreland Altobelli Boundary & Topographic Survey Work Order:** Motion was made by Commissioner Crossen and seconded by Commissioner Jones to approve the survey work

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order from Moreland Altobelli for \$35,947 to be paid out of contingency, for a boundary and topographic survey of the future recreational park in the South part of the County. In order to develop a design for the recreational park off the South Bypass in the Riverbend Rd area, a boundary and topographic survey of the property needs to be done. The survey area is approximately 62 acres of partially wooded land, and includes survey work along the South Bypass for the design of an entrance road, turning lanes and a signal modification. The survey will locate likely utility tie-in points to be used in the design of water sewer and gas service to the park. This survey work will be done as a part of a potential future SPLOST project. If the SPLOST passes in 2019 and that referendum includes a recreational park project on this property, then SPLOST funds will be used to reimburse the general fund. The motion carried, 4-0, with Commissioners Brooker, Crossen, Jones, and Robbins in agreement.

6. **Transit – 5311 Grant Application for FY2020:** Motion was made by Commissioner Brooker and seconded by Commissioner Crossen to approve the Authorizing Resolution for the FY2020 Rural Public Transportation 5311 Grant. The application deadline for the FY2020 Rural Public Transportation 5311 grant for the Whitfield County Transit Department is November 30, 2018. The Authorizing Resolution is only a small portion of the application package, but it is the only item which must be formally adopted by the Board of Commissioners. The motion was approved 4-0, with Commissioners Jones, Brooker, Robbins and Crossen in agreement.
7. **City of Dalton Annexation Request – parcels 12-166-07-000 & 12-166-08-000:** Motion was made by Commissioner Crossen and seconded by Commissioner Jones for no land use classification objection to the City of Dalton concerning tax parcels 12-166-07-000 and 12-166-08-000. The motion was approved 4-0 with Commissioners Jones, Brooker, Robbins and Crossen in agreement
8. **Rezoning Recommendation:** Motion was made by Commissioner Crossen and seconded by Commissioner Jones to approve the request of Arturo Flores to rezone 0.55 acres from Rural Residential (R-5) to General Commercial (C-2); the subject property is located at 3007 Five Springs Road (parcel 13-027-01-001). The Planning Commission has recommended that the Board approve the rezoning. The motion was approved 4-0, with Commissioners Jones, Brooker, Robbins, and Crossen in agreement.
9. **Rezoning Recommendation:** Motion was made by Commissioner Crossen and seconded by Commissioner Jones to approve the request of Kyle Hudson to rezone from General Commercial (C-2) to High Density Residential (R-7) a tract of land totaling 1.54 acres located along Hill Road (parcel 12-252-10-001). The Planning Commission has recommended that the Board approve the rezoning. The motion was approved 4-0, with Commissioners Jones, Brooker, Robbins, and Crossen in agreement.
10. **Special Use Permit – Whitfield County Board of Commissioners:** Motion was made by Commissioner Crossen and seconded by Commissioner Jones to approve the Special Use permit request of the Whitfield County BOC for a Fire Station on a 3-acre tract zoned Rural Residential (R-5) along S. Riverbend Road, (parcel 13-013-05-000). The Planning Commission has recommended that the Board approve the special use permit. The motion was approved 4-0, with Commissioners Jones, Robbins, Brooker and Crossen in agreement

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11. **September 2018 Financial Statement:** Motion was made by Commissioner Brooker and seconded by Commissioner Jones to approve the September 2018 Financial Statement as presented by Interim Finance Director, Melva Andrews. In discussion, Ms. Andrews reported that LOST for September 2018 is \$836,961 – LOST percentage 2018 = 62.653% September 2018 collections are down 4.0% compared to August 2018 collections. September 2018 collections show an increase of 3.3% compared to September 2017 collections. Year to date LOST collections through September 2018 are \$7,649,116 and shows an increase of 4.36% over year to date 2017 collections. Year to date actual revenues of \$19,061,038 through September 2018 exceed the projected revenues of \$18,159,069 by 5%. Year to date actual expenditures of \$33,461,928 for September 2018 are under year to date anticipated expenditures of \$34,235,037 by 2.25%. TAVT collections for September 2018 were \$174,848, year to date collections through September 2018 are \$1,835,877 which exceeds our year to date projection by 22.4%. The motion was approved 4-0, with Commissioners Crossen, Jones, Brooker and Robbins in agreement.
12. **Malt Beverage License Application – Pilot Travel Center #421:** Motion was made by Commissioner Jones and seconded by Commissioner Brooker to approve the Malt Beverage License application for Pilot Travel Center #421 located at 142 Carbondale Road, Dalton, GA. The motion was approved 4-0, with Commissioners Robbins, Brooker, Crossen and Jones in agreement.
13. **Malt Beverage License Application – Pilot Travel Center #319:** Motion was made by Commissioner Jones and seconded by Commissioner Brooker to approve the Malt Beverage License application for Pilot Travel Center #319 located at 244 Connector 3 SW, Dalton, GA. The motion was approved 4-0, with Commissioners Robbins, Brooker, Crossen and Jones in agreement.
14. **Malt Beverage License Application – Dixie Corner Food Mart:** Motion was made by Commissioner Jones and seconded by Commissioner Brooker to approve the Malt Beverage License application for Dixie Corner Food Mart located at 1729 S. Dixie Hwy., Dalton, GA. The motion was approved 4-0, with Commissioners Robbins, Brooker, Crossen and Jones in agreement.
15. **Malt Beverage License Application – El Sueno Mexican Restaurant:** Motion was made by Commissioner Jones and seconded by Commissioner Brooker to approve the Malt Beverage License application for El Sueno Mexican Restaurant located at 4109 S. Dixie Hwy., Dalton, GA. The motion was approved 4-0, with Commissioners Robbins, Brooker, Crossen and Jones in agreement.
16. **Sheriff's Office – Vehicle Surplus:** Motion was made by Commissioner Jones and seconded by Commissioner Crossen to approve the Sheriff's Office vehicle surplus and to list the vehicle on GovDeals.com. The motion was approved, 4-0, with Commissioners Jones, Brooker, Robbins and Crossen in agreement.

**PUBLIC COMMENT**

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Billy Hudson, who resides at 3050 Underwood Road, addressed the Board. Mr. Hudson owns the recently constructed multi-family apartment structures along the east R/W of Hill Road, and would like the BOC to include the addition of sidewalks along these apartments instead of only moving the ditch ten feet further from into his property.

County Engineer Kent Benson noted the Hill Road project is being funded by the 2007 TSPLOST and will be around 1700 feet to include Mr. Hudson's property north to Airport Road in the piping. Benson further noted that the possibility of utility lines being moved could increase the project price.

Commissioner Brooker asked Mr. Benson to estimate the cost of including Mr. Hudson's property in the piping project and report back to the Board.

**ADJOURN** Unanimous

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R. LYNETTE LAUGHTER, CHAIRMAN  
WHITFIELD COUNTY BOARD OF COMMISSIONERS

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BLANCA CARDONA, COUNTY CLERK

DATE:    /    /