

The Regular Meeting of the Oconee County Board of Commissioners was held on Tuesday, June 7, 2005, at 7:00 p.m., in the Commissioners Meeting Chambers, Oconee County Courthouse.

Members Present:

Chairman Melvin Davis
Commissioner Jim Luke
Commissioner Donald H. Norris
Commissioner Margaret S. Hale
Commissioner Chuck Horton

Staff Present:

Administrative Officer Alan Theriault
County Attorney Daniel Haygood
County Clerk Gina M. Lindsey

Matt Forshee, Planning & Economic Development
BR White, Assistant Planning Director
Jeff Benko, Finance Director
Gary Dodd, Utility Director
Wayne Provost, Strategic & Long-Range Planning
Mike Leonas, Public Works Director

Media Present:

Vinnie Williams, The Oconee Enterprise
Merritt Melancon, Athens Banner-Herald

Chairman Davis began the meeting with a Moment of Silence. Commissioner Horton led the Pledge of Allegiance.

Minutes: On motion by Commissioner Norris and second by Commissioner Hale, Minutes of the May 3 and May 31, 2005 meetings were approved as distributed.

Employee Salary & Classification Study: On motion by Commissioner Horton and second by Commissioner Hale, the Board voted unanimously to authorize the Human Resources Department to proceed with an Employee Salary and Classification Study, to be completed by January 1, 2006.

FY 2005 Budget—Amend and Revise: On motion by Commissioner Luke and second by Commissioner Norris, the Board voted unanimously to amend and revise the FY 2005 Budget in accordance with Governmental Accounting Standards Board (GASB), Georgia Department of Audits and Accounts and the DCA Uniform Chart of Accounts in preparation for the fiscal year closeout and commencement of the County's comprehensive audit.

FY 2006 Budget Adoption: Commissioner Norris made a motion to approve the FY 2006 Budget in the aggregate as proposed and submitted at the May 31, 2005 budget hearing and the FY 2006 Fee Schedule as proposed and submitted at the May 31, 2005 budget hearing. Commissioner Luke seconded the motion. Commissioners Norris, Luke and Horton voted yes. Commissioner Hale voted no. The FY 2006 Budget and the FY 2006 Fee Schedule were approved. **See Documentation in Ordinances and Resolutions Book No. 15.**

Rezone Request #4470 – Frederick S. Adams: The Board held a public hearing on Rezone Request No. 4470 by Frederick S. Adams, ± 2.556 acres, located on Pete Dickens Road, from A-1 to R-2, to construct three duplex buildings.

Jon Williams, representing the applicant, presented a Constitutional Challenge. Mr. Williams stated the applicant proposes to construct 3 two-family duplexes with one private access drive and landscaped buffers. The buildings will be on public water system and septic tanks. The proposed value of each building will be \$130,000. He noted this plan is similar to current neighboring uses.

David Silvan, Bud Rowden, Jason Brooks, Hugo Yonser, JoAnn Yonser, Richard Janzer, James Rowden and David Steel, residents of Pete Dickens Road, spoke in opposition to the rezone request. They expressed concerns for the small size of the lots, decrease in their property values, septic tanks, water runoff and noise. They spoke about the investments in their homes and said Pete Dickens Road should remain single-family residential.

Jon Williams stated the lot sizes are in compliance with Oconee County codes and septic tank permits have been approved. He noted the property located across the street was zoned R-2 although no duplexes are built there.

Commissioner Luke made a motion to approved Rezone Request No. 4470. The motion failed for lack of a second.

Commissioner Horton made a motion to deny Rezone Request No. 4470. Commissioner Hale seconded the motion. Commissioners Horton and Hale voted yes. Commissioners Luke and Norris voted no. Chairman Davis voted yes. Rezone Request No. 4470 by Frederick S. Adams was denied. **See Documentation in Ordinances and Resolutions Book No. 15.**

Rezone Request #4471 – Victor W. Proveaux: The Board held a public hearing on Rezone Request No. 4471 by Victor W. Proveaux, ± 14.898 acres, located on Barber Creek Road, from A-1 to R-2.

Wayne McLocklin, attorney for the applicant, presented a Constitutional Challenge. Applicant Victor Proveaux stated he plans to develop a single-family residential subdivision with a total of 15 lots. The minimum dwelling size will be 2100 sq. ft. and each lot will be approximately two-thirds of an acre. Mike Holcomb and Phil Schmidt spoke on the plans to build a high quality subdivision, not slab construction, with sidewalks along the interior streets. All agreed the frontage lot would be held for green space or recreational use.

On motion by Commissioner Norris and second by Commissioner Hale, the Board unanimously approved Rezone Request No. 4471, from A-1 to R-2, with conditions, for a 15-lot residential subdivision (Club Side Estates). **See Documentation in Ordinances and Resolutions Book No. 15.**

Rezone Request #4472 – Bomac Investments, LLC: On motion by Commissioner Norris and second by Commissioner Hale, the Board voted unanimously to postpone Rezone Request No. 4472 by Bomac Investments, LLC, ± 67.939 acres, located on Monroe Highway, from R-2 MPD to R-2 MPD with modifications, to July 5, 2005, as requested by the applicant.

Senior Citizens Property Tax Relief Committee Appointment: On motion by Commissioner Luke and second by Commissioner Horton, the Board voted unanimously to appoint Roger Carr to the Senior Citizens Property Tax Relief Committee.

Sewer Agreement with Barrow County: On motion by Commissioner Norris and second by Commissioner Horton, the Board unanimously approved an Intergovernmental Agreement with Barrow County to provide sewer capacity to Barber Creek, LLP for its development known as the Georgia Club. Barrow County will make the capacity available and Oconee County will act as the retail seller of sewer service within the geographic boundaries of Oconee County.

Water Agreement with Barrow County: On motion by Commissioner Luke and second by Commissioner Horton, the Board unanimously approved an Intergovernmental Agreement with the Barrow County Water and Sewerage Authority for the purchase and sale of water only for emergency purposes.

Central School House – LWCF Grant: On motion by Commissioner Norris and second by Commissioner Hale, the Board unanimously approved the pre-application for funding from the Land and Water Conservation Fund grant program for the restoration of the Central School House.

County Seal: On motion by Commissioner Hale and second by Commissioner Luke, the Board unanimously approved the official county seal, to be effective July 1, 2005.

Consent Agenda: On motion by Commissioner Norris and second by Commissioner Horton, the Board unanimously approved the following Consent Agenda items:

- **No Through Trucks:** Approved a resolution to add Creek Hollow Run, Choyce Johnson Road, Hillcrest Drive, Pete Dickens Road and Tappan Spur Road to the list of “No Through Trucks” roads as specified in the Ordinance to Regulate and Restrict the Parking, Through Travel and Overnight Storage of Trucks on the Public Road System. **See Documentation in Ordinances and Resolutions Book No. 15.**
- **Roadside Spraying:** Approved the bid of \$20,383.56 by ENVIRomanage, Inc. for the 2005-2006 Oconee County Roadside Spraying Program.
- **Blue Bags:** Approved the bid of \$11,530 by Phoenix Recycling for the annual purchase of Blue Bags (printed can liners).
- **Lawn Maintenance:** Approved the bid of \$12,480 by Vision Landscaping for the 2005-2006 Annual Lawn Maintenance Contract.
- **Mars Hill Road/Hwy. 53 Widening Project – Change Order:** Approved a change order to the contract with Moreland-Altobelli for the Mars Hill Road/Hwy. 53 Widening Project in the amount of \$334,553 and authorized the Chairman to finalize payment terms with the City of Watkinsville.

- **Tax Adjustment:** Approved a refund of property taxes paid for the year 2004 on tax parcel no. C-07-012L in the amount of \$1,149.25.
- **Autry Road Closure:** Authorized closing the portion of Autry Road located at the site where the new park will be built.

Executive Session: On motion by Commissioner Luke and second by Commissioner Norris, the Board adjourned into Executive Session to discuss personnel matters.

On motion by Commissioner Luke and second by Commissioner Horton, the Board adjourned Executive Session.

On motion by Commissioner Luke and second by Commissioner Norris, the Board voted to go back into Regular Session.

There being no further business, on motion by Commissioner Horton and second by Commissioner Luke, the meeting was adjourned.

County Clerk

Chairman

Date