

Minutes of the Stewart County Commission

Work Session February 6, 2018

A work session of the Stewart County Commission began at 4:32 pm on February 6, 2018 in the courtroom of the Stewart County Courthouse. Commissioners present included Chair Joseph B. Williams, Vice Chair Arcola Scott, Joe Lee Williams, and Tyrone Nelson. Commissioner Ernie Brown was absent.

Board of Assessors Chair Winston Morrison spoke on the need to move \$4,000 from line 511200 "Part-time clerk" to line 511102 "Salary: Chief Appraiser." The BOA wants the Chief Appraiser's salary to reflect the Level 3 training that she has attained.

EMS Director Ed Lynch gave his monthly report, which showed total revenues of \$37,686.02 for January on 129 calls. He also discussed EMS leadership training which is available. Mr. Lynch recommended that the Commission should finance \$106,000 worth of Breathing Apparatus equipment. Commissioner Williams asked the Chair and the County Manager to speak with Veronica Peterson or some representative of the USDA-Rural Development program in order to determine what programs may be available to assist the county in building its proposed EMS building.

Road Superintendent Gene Haynes spoke on the challenges of keeping the roads safe during the recent ice storm. The problem turned out not to be the bridges, but rather the hills. Mr. Haynes recommended that the Commission should buy a "tag-a-long" to help spread sand on hills. He also indicated that the Mathis Store Bridge project has been delayed due to rain, which makes the marl-based roads rut badly.

The Commissioners received personnel-policy materials from County Manager Moye.

The Commissioners discussed a recent request from the Georgia State Patrol to purchase a radar gun to be used in a patrol car for public safety purposes.

The Commissioners discussed the petition of local farmer Terrell Jones for a waterline agreement.

The Commissioners discussed a proposed resolution to the Georgia EPD for reimbursement of expenses.

The Commissioners talked about the open positions on the board of the Lower Chattahoochee Soil and Water Conservation Commission. They also discussed Chair Williams and County Manager Moye serving on the board of the Golden Triangle Resource Conservation and Development Council.

The Commissioners talked about appointing Edwina Turner to the Georgia Department of Behavioral Health and Developmental Disabilities.

County Manager Moye gave his report.

There being no further business, the Commissioners adjourned.


Jacqueline Sutton Ball, County Clerk


Joseph B. Williams, Chairman

Stewart County Commissioners

Regular Meeting Minutes

1764 Broad Street, Lumpkin, Georgia 31815

Tuesday, February 13, 2018 @ 4:30PM

A regular meeting of the Stewart County Board of Commissioners was held on Tuesday, February 13, 2018. The meeting convened at 4:30PM at the Stewart County Courthouse, Chairman Joseph B. Williams presiding.

Pledge of Allegiance – Recited in unison by all.

Roll Call

Commissioners present:

Vice-Chair Arcola Scott, Commissioner Joe Lee Williams, and Chairman Joseph B. Williams

Commissioners absent:

Commissioner Ernie Brown and Commissioner Tyrone Nelson

Other staff members present:

Jacqueline Sutton Ball (Clerk), Mac Moye (County Manager) and Attorney A. Binford Minter

Reading and Approval of Minutes - A motion was made by Vice Chair Arcola Scott to approve the workshop and regular meeting minutes for January 2018 and seconded by Commissioner Joe Lee Williams. All were in favor and motion carried.

Public Appearance

- A. Michael Sharpe concerning Ford Road near Omaha – No Show
- B. Georgia State Patrol Representative (Cpl. Bradshaw) – Purchase of Radar/Scanner
- C. EMS Director (Edward Lynch) – Budget Line Item Changes for Uniforms
- D. GEMA (Greg Stewart) – Vehicle Purchase
- E. Laura Schneider – RVRC – Observed Dumping Locations within Pataula Creek Watershed

Reports

- **County Manager's Report** - Discussed and Review

Administrative Matters

- A. The City of Lumpkin is interested in paying a fee for the use of Yard-Trimming Landfill - Discussed
- B. Purchase Radar for Georgia State Patrol – Discussed/Postponed for further review of budget funding
- C. A motion was made to approve Water Line Agreement with Terrell Jones by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.
- D. A motion was made to approve the purchase of uniforms for the EMS Department by a line item amendment in the budget by moving funds in the amount of \$3,000 from Account Code 542500 (Cap Outlay-Other Equipment) to Account Code 531700 (Uniforms) to cover the remaining balance by Vice Chair Arcola Scott and seconded by Commissioner Joe Lee. All were in favor and motion carried.
- E. A motion was made to approve the purchase of a 2018 Chevrolet Tahoe Pursuit vehicle for \$35,689 for GEMA Director Greg Stewart and to make a line item amendment in the budget to transfer funds of \$350 from Account Code 523700 (Employee Education) and \$350 from Account Code 523500 (Travel Expense) for the remaining balance by Vice Chair Arcola Scott and seconded by Commissioner Joe Lee Williams. All were in favor and motion carried.
- F. A motion was made to adopt the resolution certifying the cost for reimbursement from Georgia's EPD's Hazardous Waste Trust by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.

- G. A motion was made to appoint Matthew Moyer and Chairman Joseph Williams as representatives for the Golden Triangle RC&D Council by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott.
- H. A motion was made to approve Board of Tax Assessor's request for a line item amendment in the budget and move \$3,300 from Account Code 511200 (Part-time Clerk) to Account Code 511102 (Salary: Chief Appraiser) by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.
- I. A motion was made to appoint Edwina Turner to serve on the Board of the Georgia Department of Behavioral Health and Development Disabilities by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.
- J. A motion was made approve to improvement and upgrade of the phone system in the Sheriff's office from Access Point to Peachcomm at the initial cost of \$3,725.71 by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.
- K. A motion was made to accept the acknowledgment of speed limit changes by the Georgia Department of Transportation by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.

New Business

- A. Purchase of Breathing Apparatus units for \$103K financed – postponed
- B. Revision or Re-vamping of Personnel Policy – Postponed
- C. Changes to Tax Commissioner's Budget – Postponed

Executive Session – N/A

Commissioners' Comments:

Commissioner Joe Lee Williams – Discussed EMS building

Vice-Chair Arcola Scott – None

Chairman Joseph Williams – None

Adjournment - A motion was made to adjourn the meeting by Commissioner Joe Lee Williams and seconded by Vice Chair Arcola Scott. All were in favor and motion carried.

Meeting adjourned at 5:45PM.


Jacqueline Sutton Ball, County Clerk


Joseph B. Williams, Chairman

RESOLUTION NO. 2018-0220
A Resolution of the Stewart County Board of Commissioners
to Authorize an Application for Financial Assistance

WHEREAS, the Stewart County Commission is a "state" or "local government" as defined in the Rules of the Georgia Department of Natural Resources, Environmental Protection Division (hereinafter, "EPD Rules"), Rule number 391-3-19-.09; and

WHEREAS, Stewart County is a Georgia county within the meaning of O.C.G.A. Section 12-8-95(b)(4) and EPD Rule 391-3-19-.09; and

WHEREAS, the site more particularly described in Exhibit "A" attached hereto is a solid waste handling facility as defined by EPD Rule 391-3-4-.10(67) (hereinafter, "the Site"), and has been placed on the Hazardous Site Inventory pursuant to the Hazardous Site Response Act (O.C.G.A., Section 12-8-90 et seq.); and

WHEREAS, the Director of the Georgia Department of Natural Resources, Environmental Protection Division ("EPD") has notified Stewart County in writing that it is a "responsible party" (as defined in EPD Rule 391-3-19-.02(2)(s)) for the Site; and

WHEREAS, the Stewart County Commission has expended certain costs associated with the investigation, remediation, post-closure care and maintenance of the Site (hereinafter, "the Costs"); and

WHEREAS, the Costs (or a portion thereof) may be eligible for reimbursement to the Stewart County Commission by the Director of EPD from the Hazardous Waste Trust Fund (pursuant to O.C.G.A. Section 12-8-90 et seq., EPD Rule 391-3-19-.09 and other pertinent law), provided said Costs (or portion thereof) are determined by EPD to be "Eligible Costs" (as defined in EPD Rule 391-3-19-.09(4)(a)), and provided the Stewart County Commission has met the "Eligibility Requirements" set forth in EPD Rule 391-3-19-.09(2); and

WHEREAS, the said "Eligibility Requirements" set forth in EPD Rule 391-3-19-.09(2) require, among other things, that the following criteria be met in order for the Costs (or portion thereof) to be eligible for reimbursement:

- " ... (e) the state or local government has adopted an authorizing resolution; and
- (f) the state or local government has submitted to the Director [of EPD] a completed application for financial assistance on forms as provided by the Director..." ; and

WHEREAS, the Stewart County Commission desires to make application to EPD for reimbursement of the Costs (or a portion thereof) on the form(s) provided by the Director of EPD (as completed and attached hereto as Exhibit "B"), and to take any other action which may be necessary or appropriate to have the Costs (or portion thereof) fully considered for such purposes; and

WHEREAS, in the event the attached applications are approved by EPD, the Stewart County Commission desires to receive the sums approved by EPD as reimbursement of the Costs (or a portion thereof), and to process, administratively handle and utilize said sums for such approved purposes; and

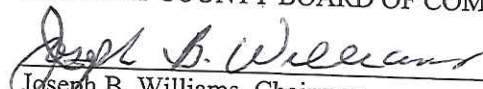
WHEREAS, the Stewart County Commission is confident that it can otherwise satisfy the "Eligibility Requirements" set forth in EPD Rule 391-3-19-.09(2);

NOW, THEREFORE, BE IT RESOLVED that Chairman Joseph B. Williams is hereby fully authorized to complete and execute the application attached hereto as Exhibit "B" on behalf of the Stewart County Commission, and to submit same to EPD for its consideration.

BE IT FURTHER RESOLVED that Chairman Joseph B. Williams is hereby authorized to take any and all other action, without further approval or action of the Stewart County Commission (including, but not limited to, executing supplemental forms, application amendments, additional applications and the like, and providing additional information or documentation), which may be necessary or appropriate in order for the Costs (or portion thereof) to be fully considered by EPD for reimbursement from the Hazardous Waste Trust Fund in accordance with the provisions of O.C.G.A. Section 12-8-90 et seq., EPD Rule 391-3-19-.09, and other pertinent law.

THIS 20th Day of February, 2018.

STEWART COUNTY BOARD OF COMMISSIONERS



Joseph B. Williams, Chairman

ATTEST:



County Clerk

RETURN TO: TERRELL W. JONES
P. O. BOX 425
LUMPKIN, GA. 31815

WATERLINE AGREEMENT

Reserved For Recording Data

State of Georgia
County of Stewart

This agreement made and entered into this the ____ day of January 2018 by and between The Board of Commissioners [Governing authority of Stewart County, Georgia] as parties of the "First Part" and William Terrell Jones as party of the Second Part:

Witnesseth:

Whereas, the party of the Second Part is desirous of securing permission to maintain an underground water line for irrigation purposes along existing county maintained road known as Singer Pond Road; and

Whereas, the said party of the Second Part has maintained a line along the existing right of way of Singer Pond Road for many years without incident, harm or damage.

Page Two

Waterline Agreement

Permission for the installation & maintenance of said line was granted to the Second Party's father by the former Commissioner of Stewart County, Georgia. Such was a verbal agreement and the original parties to said agreement are now deceased.

Whereas the parties are now desirous of entering into this agreement clarifying the agreement between the parties;

Therefore, for and in the sum and consideration of \$ 1.00 , and other valuable consideration, the receipt and sufficiency which is hereby acknowledged, the parties do hereby agree as follows:

- (A) A perpetual underground water line easement is hereby granted to the Second Party for the purposes of maintaining underground irrigation pipe. Said Easement shall run from existing pumping station from Hodchodkee Creek in Land Lot 244 , 20th Land District, thru Land Lots 244, 237, 202 to land lot line of Land Lot 205 now owned by the Second Party[parcel 059 016]
- (B) Second Party agrees to hold harmless the First Party from any expense , damage and liability associated with this easement. It being the intention that all expense's associated with such line be the responsibility of Second Party.
- (C) This easement shall be perpetual and shall be binding upon the successors in office of the First Party and shall inure to the benefit of the heirs and assigns of Second Party.

Page Three
Waterline Agreement

In Witness Whereof this agreement is signed, sealed, ratified and confirmed the time and date above stated.

Parties of the First Part
Stewart County Board of Commissioners
By: Joseph B. Williamson
Joseph Williamson, Chairman

Attested by: Matthew M. Moye
Matthew M. Moye, Manager

Signed, Sealed, Executed in the
Presence of:

Laurie A. Holloway
Witness
Naquella S. Bell
NOTARY PUBLIC
Stewart County
State of Georgia
My Comm. Expires Aug. 24, 2019

Notary Public
Comm. Expires: _____

Party of the Second Part

Terrell W. Jones

Signed, Sealed, Executed in the
Presence of:

Witness

Notary Public

Comm. Expires: _____