

**MINUTES**  
**REGULAR MEETING OF THE**  
**COLQUITT COUNTY BOARD OF COMMISSIONERS**  
**Tuesday, January 8, 2019**  
**7:00 o'clock p.m.**

**CALL TO ORDER:** The meeting was called to order at 7:00 o'clock p.m. by Vice – Chairman Chris Hunnicutt.

**PRESENT:** Those present were Commissioners Barbara Jelks, Chris Hunnicutt, Marc DeMott, Al Whittington, Paul Nagy, Johnny Hardin and Chairman – Elect Denver F. Braswell. Also present were County Administrator Chas Cannon, County Attorney Lester M. Castellow, and County Clerk Melissa Lawson.

**INVOCATION AND PLEDGE OF ALLEGIANCE:** The invocation and Pledge of Allegiance were led by Commissioner Johnny Hardin.

**SWEARING – IN OF NEW COMMISSIONERS:** At this time, Probate Judge Wesley Lewis administered the oath of office to Commissioners Barbara Jelks, Marc DeMott, Paul Nagy, and Chairman – Elect Denver F. Braswell.

**APPROVAL OF MINUTES OF MEETINGS HELD ON DECEMBER 4 & 18:** Commissioner DeMott made the motion to approve the minutes of all meeting held on December 4 & 18. Commissioner Nagy made a second. The motion carried unanimously.

**CITIZENS HAVING BUSINESS:** At this time, Troy O'Hearn addressed the Board regarding the need for paving both Cox Dairy Road and Christmas Road.

Commissioner DeMott reviewed estimates to pave both of the roads in question.

County Administrator Chas Cannon explained that T-SPLOST funding was for resurfacing of county roads and presented a slide with a list of resurfacing priorities over the next 4-5 years.

Mr. O'Hearn stated that he paid taxes and questioned how roads that have less residents than his own could be paved. Mr. O'Hearn also stated that there were several businesses on these roads that generate tax dollars and stated that his overall goal was to find out when the roads might be paved.

Mr. Cannon suggested visiting the area, along with Road Superintendent Stan Kirksey, to derive a potential solution to the issue.

**APPROVAL OF PAYMENT OF LIST OF UNPAID INVOICES:** Commissioner Hardin made the motion to approve payment of the list of unpaid invoices. Commissioner Hunnicutt made a second. The motion carried unanimously.

**APPROVAL OF TAX RELIEFS AND ADDITIONS:** Commissioner Nagy made the motion to approve the list of tax reliefs and additions. Commissioner DeMott made a second. The motion carried unanimously.

**PRESENTATION OF CHAIRMAN'S APPOINTMENTS:** Chairman Braswell presented his list of committee appointments for calendar year 2019. (Said appointments are hereby made a portion of the minutes by reference thereto.)

**APPROVAL OF ANNUAL APPOINTMENTS FOR PROFESSIONAL SERVICES:** Commissioner Whittington made the motion to approve the following appointments for professional services:

- Lester M. Castellow                      County Attorney
- Woodwin Weeks                         County Physician/Medical Review Officer
- Carr, Riggs, & Ingram                 County Auditors

Commissioner Nagy made a second. The motion carried unanimously.

**APPROVAL OF CONTRACT – SECURE RECORDS SOLUTIONS:** Commissioner DeMott made the motion to approve the contract with Secure Records Solutions regarding the provision of record services. Commissioner Hardin made a second. The motion carried unanimously.

**APPROVAL TO UPDATE SIGNATORIES ON COUNTY FINANCIAL ACCOUNTS:** Commissioner Hunnicutt made the motion to update signatories on all county financial accounts to include Chairman Denver F. Braswell, Vice – Chairman Marc DeMott, and County Administrator Chas Cannon. Commissioner Jelks made a second. The motion carried unanimously.

**APPROVAL OF LANGUAGE ACCESS PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG):** Commissioner Hardin made the motion to approve the Language Access Plan regarding the county's Community Development Block Grant award. Commissioner Nagy made a second. The motion carried unanimously.

**APPROVAL OF BID FOR SIDE LOADING GARBAGE TRUCK – SOLID WASTE DEPARTMENT:** Commissioner DeMott made the motion to approve the sole bid, in the amount of \$291,209.50, submitted by TransPower regarding the provision of a side loading garbage truck. Commissioner Hunnicutt made a second. The motion carried unanimously.

**APPROVAL OF BID FOR REAR LOADING GARBAGE TRUCK – SOLID WASTE DEPARTMENT:** Commissioner Hardin made the motion to approve the sole bid, in the amount of \$247,819.00, submitted by Transpower regarding the provision of a rear loading garbage truck to be utilized by the Solid Waste Department. Commissioner Jelks made a second. The motion carried unanimously.

**APPROVAL OF BID FOR REMODEL – SOLID WASTE DEPARTMENT:** Commissioner DeMott made the motion to approve the sole bid, in the amount of \$24,070.00, submitted by H&H Construction regarding expansion/remodeling of the existing residential solid waste office, inclusive of any contractual documents to follow upon

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the review and approval of Lester Castellow, County Attorney. Commissioner Hunnicutt made a second. Those in favor were Commissioners DeMott, Hunnicutt, Hardin, and Whittington. Opposed were Commissioner Jelks and Commissioner Nagy.

**APPROVAL OF PURCHASE OF HANDHELD RADIOS – EMS:** Commissioner Hardin made the motion to approve the sole bid, in the amount of \$5,695.42, submitted by Mobile Communications regarding the provision of handheld radios to be utilized by EMS personnel. Commissioner Nagy made a second. The motion carried unanimously.

**APPROVAL OF BID FOR BACKHOE TRAILER – ROADS & BRIDGES DEPARTMENT:** Commissioner Hardin made the motion to approve the low and recommended bid, in the amount of \$11,307.77, submitted by Bishop Trailers regarding the provision of a backhoe trailer to be utilized by the Roads & Bridges Department. Commissioner DeMott made a second. The motion carried unanimously.

**APPROVAL OF BID FOR CONSTRUCTION WORK ZONE SIGNS – ROADS & BRIDGES DEPARTMENT:** Commissioner Hardin made the motion to approve the low and recommended bid, in the amount of \$17,535.00, submitted by Custom Products Corporation regarding the provision of construction work zone signs for the Roads & Bridges Department. Commissioner Whittington made a second. The motion carried unanimously.

**APPROVAL OF BID FOR TRAFFIC SIGNS – ROADS & BRIDGES DEPARTMENT:** Commissioner Hunnicutt made the motion to approve the low and recommended bid, in the amount of \$6,886.20, submitted by Osburn Associates, Inc. regarding the provision of traffic signs for the Roads & Bridges Department. Commissioner Whittington made a second. The motion carried unanimously.

**APPROVAL OF QUOTE FOR POWERLOAD STRETCHERS – EMS:** Commissioner Nagy made the motion to approve the sole source quote, in the total amount of \$54,507.98, submitted by Stryker regarding the purchase of two PowerLOAD stretchers to be utilized by EMS. Commissioner Jelks made a second. The motion carried unanimously.

**APPROVAL OF PAYMENT OF INVOICE – COUNTY ATTORNEY:** Commissioner Whittington made the motion to approve payment of the invoice, in the amount of \$6,145.96, submitted by County Attorney Lester M. Castellow regarding the provision of legal services during the month of December 2018. Commissioner Hardin made a second. The motion carried unanimously.

**OTHER BUSINESS:** At this point, Mr. Cannon addressed items received after the agenda deadline.

**APPROVAL OF PAYMENT OF INVOICE – REGIONAL COMMISSION:** Commissioner Nagy made the motion to approve payment of the invoice, in the amount of \$7,877.38, submitted by the Southwest Georgia Regional Commission representing the first quarter mandatory dues assessment for the agency. Commissioner Jelks made a second. The motion carried unanimously.

**APPROVAL OF DECLARATION OF SURPLUS:** Commissioner DeMott made the motion to declare the list of vehicles presented by the Sheriff's Department as surplus to the county's needs. Commissioner Whittington made a second. The motion carried unanimously.

**APPROVAL OF RENEWAL OF PUBLIC DEFENDER CONTRACT:** Commissioner Hardin made the motion to approve the renewal of the contractual agreement with the Circuit Public Defender for the calendar year 2019. Commissioner Hunnicutt made a second. The motion carried unanimously.

*Public Hearings*

Three public hearings were necessary for the purpose of two requests for special use permit and a request for rezoning. All public hearings were duly called and advertised. Lester M. Castellow, County Attorney, called the first public hearing to order and called upon Justin H. Cox, Chief Compliance Officer, to present the first zoning application.

*Request for Special Use Permit* – Mr. Cox presented a request from Rockbridge Energy requesting a special use permit for property located on US Hwy 319 N in order to install a solar array capable of producing up to 1.87 mwAC of power. Mr. Cox presented an aerial view of the property and noted that the Moultrie – Colquitt County Planning Commission unanimously approved the application.

Mr. Castellow requested comments in favor of or in opposition to the request for special use permit. There being none, this public hearing was closed.

Mr. Castellow called the next public hearing to order and called upon Mr. Cox to present the next zoning application.

*Request for Special Use Permit* – Mr. Cox presented another request from Rockbridge Energy requesting a special use permit for property located on US Hwy 319 North at Sumner Road in order to install a solar array capable of producing up to 1.87 mwAC of power. Mr. Cox presented an aerial view of the property and noted that the Moultrie – Colquitt County Planning Commission unanimously approved the application.

Mr. Castellow requested comments in favor of or in opposition to the request for special use permit. There being none, this public hearing was closed.

Mr. Castellow called the next public hearing to order and called upon Mr. Cox to present the last zoning application.

*Request for Rezoning* – Mr. Cox presented an application from Robert William Lewis, Jr. requesting to rezone 1 acre located at 1532 Ladson Road from AG to M-2 to allow for a precast concrete products business. Mr. Cox presented an aerial view of the property and noted that the Moultrie – Colquitt County Planning Commission voted unanimously to approve the application.

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Mr. Castellow requested comments in favor of or in opposition to the request for rezoning. There being none, this public hearing was closed.

**APPROVAL OF REQUEST FOR SPECIAL USE PERMIT:** Commissioner Nagy made the motion to approve the request for special use permit submitted by Rockbridge Energy, as presented in the public hearing. Commissioner Hardin made a second. The motion carried unanimously.

**APPROVAL OF REQUEST FOR SPECIAL USE PERMIT:** Commissioner Nagy made the motion to approve the request for special use permit submitted by Rockridge Energy, as presented in the public hearing. Commissioner Hunnicutt made a second. The motion carried unanimously.

**APPROVAL OF REQUEST FOR REZONING:** Commissioner Nagy made the motion to approve the rezoning request submitted by Robert William Lewis, Jr, as presented in the public hearing. Commissioner Whittington made a second. The motion carried unanimously.

**PUBLIC COMMENTS:** At this time, Elton O'Hearn, resident of Cox Dairy Road, addressed the Board and distributed a copy of a petition signed in 2010 by residents of the road, requesting to initiate procedures to widen and pave Cox Dairy Road.

Mr. O'Hearn claimed that Plymel Road, another unpaved road in the county, was in better shape than Cox Dairy Road and voiced his desire to have the road paved or at the very least, some form of hard surface installed.

(The abovementioned petition is hereby made a portion of the minutes by reference thereto.)

Ernie Wimberly addressed the Board, requesting that they spend money as it comes and do a good job.

There being no further business to come before the board, the meeting was adjourned at 7:54 p.m.

Respectfully submitted,

  
Denver Braswell  
Chairman

  
Melissa Lawson  
County Clerk

Approved: February 5, 2019

EASEMENT AND GUARANTEE OF FUTURE RIGHT-OF-WAY DEEDS

Colquitt County Board of Commissioners  
Post Office Box 517  
Moultrie, Georgia 31776-0517

*J. O'Hearn*  
337

*Mary Ann Demott*  
*Flowers Printing*  
*30 Lawrence*

Gentlemen:

The undersigned residents of Colquitt County own or hold power-of-attorney over land located along a county road known as Cox Dairy Road (CR #22). The undersigned wish to initiate procedures preparatory to widening and paving said road.

The undersigned understands that Colquitt County must obtain an eighty-foot (80') right-of-way before construction commences. Said right-of-way would normally lie forty feet in either direction from the centerline of the existing road, provided however, that some deviation may occur as the result of survey data.

The undersigned agrees to donate or negotiate the required right-of-way should Colquitt County desire to widen and or pave the road.

THIS INDENTURE, entered into this July day of 2018 between the undersigned Parties of the First Part, and COLQUITT COUNTY, GEORGIA, Party of the Second Part:

WITNESSETH:

For One Dollar (\$1.00) and other good and valuable consideration, Parties of the First Part do hereby grant unto Party of the Second Part and easement in and to the property hereinbelow described, for the purpose of widening the above named road, granting unto Party of the Second Part the right of ingress and egress for purposes of constructing, maintaining, and/or repairing said road.

|                                 |                               |                                     |
|---------------------------------|-------------------------------|-------------------------------------|
| <u>Alice H. Demott</u>          | <u>Gene A. Weeks, II</u>      | <u>Susan Brock</u>                  |
| <u>Troy O'Hearn</u>             | <u>Franklin Elton O'Hearn</u> | <u>Crystal J. O'Hearn</u>           |
| <u>Kenneth Sikes</u>            | <u>Sara L. Sikes</u>          | <u>Bobby Melton</u>                 |
| <u>Fonda Melton</u>             | <u>Thomas E. Summerford</u>   | <u>Paul W. Bryan, Jr.</u>           |
| <u>Ralph E. Underwood</u>       | <u>R. L. Carr</u>             | <u>C. W. Carlton - Mary Carlton</u> |
| <u>Sherri F. Sutton</u>         | <u>Sara J. McKelvary</u>      | <u>Carlton Construction, Inc.</u>   |
| <u>Towanda Bradford</u>         | <u>Delta Partners, Inc.</u>   | <u>Bobby R. Willis</u>              |
| <u>Linda Kay Willis</u>         | <u>Clifford Alvin Carlton</u> | <u>Joseph Randall Carlton</u>       |
| <u>Larry Eugene Demott, Jr.</u> | <u>Mary Priscilla Demott</u>  | <u>Joseph Randall Carlton</u>       |
| <u>Vickie L. Carlton</u>        | <u>Betty J. Griffin</u>       | <u>J. L. Chambers</u>               |
| <u>Abigail Norman</u>           |                               |                                     |

IN WITNESS WHEREOF, the Party of the First Part has hereunto set this hand and affixed his seal, this day and year first above written.

WITNESS (L.S.)

Signed, sealed, and delivered  
In the presence of:

Walter Greene