

**REGULAR MONTHLY MEETING
PIKE COUNTY BOARD OF COMMISSIONERS**

The Pike County Board of Commissioners held its Regular Monthly Meeting on Wednesday, December 8, 2021, at 9:00 a.m. in the Courthouse, Main Courtroom, at 16001 Barnesville Street, Zebulon. Chairman Briar Johnson convened the meeting and Commissioners Tim Daniel, Tim Guy, Jason Proctor and James Jenkins attended. County Manager Brandon Rogers, County Attorney Rob Morton and County Clerk Angela Blount were also present. (O.C.G.A. § 50-14-1(e) (2)).

1. **CALL TO ORDER** Chairman J. Briar Johnson
2. **INVOCATION.....** Ben Maxedon
3. **PLEDGE OF ALLEGIANCE.....** Chairman J. Briar Johnson

4. **APPROVAL OF THE AGENDA - (O.C.G A. § 50-14-1 (e) (1))**

Motion/second by Commissioners Daniel/Proctor to approve the agenda, motion carried 5-0.

5. **APPROVAL OF THE MINUTES - (O.C.G.A. § 50-14-1(e) (2))**

- a. Minutes of the November 30, 2021, Regular Monthly Meeting.

Motion/second by Commissioners Proctor/Guy to the November 30, 2021 minutes, motion carried 5-0.

6. **INVITED GUEST**

- a. Ryan Reynolds with ACCG to discuss County Benefits.

Ryan Reynolds with ACCG addressed the Board stating after their council reviewed the Defined Benefit Plan for Pike County, there are a couple of clarifications that need to be addressed. The Internal Revenue Service requires a definition of Full-Time employment. The other main thing is the individual signing of the paperwork. Constitutional Officers all signed the Benefit Plan that is currently in place. It puts a liability on that department, if the county gets the bill and since someone besides the county signed the benefit plan, the county could just hand it over to that department and they would be liable for it. The changes made to the plan that the Commissioners have in front of them is the definition of a Full-Time Employee, which is working for the employer at least thirty-six (36) hours of service per week for compensation. Notwithstanding the thirty-six (36) hour standard above, in the case of Eligible Employees who are employed in or by the Sheriff's Department, Probate Court, Chief Magistrate's Court, Board of Assessors, Tax Commissioner or Recreation Authority, "Full-Time" shall be determined by the policies of each such department regarding which employees are and are not classified as Full-Time. Each such department shall designate its Employees as Full-Time or not Full-Time, in writing to the Employer. Mr. Reynolds stated Public Safety has Certified Firefighters, Post Certified Deputies, 911 Operators, and anyone else in the Sheriff's Department. If the Sheriff wants to add someone in his department, then he amends the plan and names the people in the plan, and they become part of the plan. Pike County needs to be the employer on the plan and the Elected Officials need to be the supporting documentation on the plan. The Elected Officials are listed as Adopting Departments. County Manager Brandon Rogers noted this plan is no different than the plan the county has now with how it is laid out. County Attorney Rob Morton stated he received the documents yesterday at noon and he has reviewed the changes. Morton reminded the Board that this is an ACCG plan and Pike County is a participating employer, therefore under their defined benefit plan and their trust agreement they have the authority to approve/not approve and make revisions and that is what is before the Board. ACCG Council has reviewed the documents that were drafted and finalized in September 2021 and are now making recommendations to the county. The motion today will be on behalf of the Board of Commissioners, but the resolution includes the Constitutional Officers, and the Board does not have the authority to approve that document on their behalf. The definition of Full-Time is wrote out in the provision that was provided.

Motion/second by Commissioners Daniel/Proctor authorizing Chairman Briar Johnson to sign the Resolution to Adopt the Association County Commissioners of Georgia Defined Benefit Plan for Pike County Employees, motion carried 5-0.

Motion/second by Commissioners Daniel/Proctor authorizing the County Manager to sign the Adoption Agreement, motion carried 5-0.

Motion/second by Commissioners Daniel/Proctor to approve the Association County Commissioners of Georgia Defined Benefit Plan for Pike County Employees Plan Amendment #1 and Adoption Agreement Amendment #1 with the condition to allow Public Safety Employees to be added as necessary, motion carried 5-0.

Motion/second by Commissioners Daniel/Proctor to authorize County Manager to solicit the signatures of the Adopting Departments listed, motion carried 5-0.

7. **REPORTS FROM COMMISSIONS, DEPARTMENTS, COMMITTEES, AUTHORITIES**

- a. Monthly Reports submitted from County Departments and County Authorities, including a Revenue/Expenditure Statement for all departments and a summary check register.

Motion/second by Commissioners Proctor/Guy to accept the Department Reports, motion carried 5-0.

Chairman Briar Johnson asked if Veterans Transport Service could provide an ambulance report with an average response time. County Manager Rogers stated at this time the report is provided by E-911 dispatch. There have been some issues with the E-911 dispatch software system and the county has been in the process of upgrading this software system for over a year now.

b. County Manager Report

Update on County finances for the following funds/accounts:

General Fund	\$1,842,832.99
Fire Dept. Donations.....	\$6,420.27
Cash Reserve Account.....	\$307,602.41
Jail Fund	\$37,970.91
E-911 Fund	\$207,775.45
DATE Fund	\$41,544.98
Juvenile Court Fund.....	\$12,373.54
Residential Impact Fee	\$1,141,603.60
Commercial Impact Fees	\$192,752.14
C.A.I.P FUND	\$38,233.27
General Obligation SPLOST Tax Bond Sinking Fund, 2016.....	\$593,956.61
L.M.I.G. Grant (DOT).....	\$531,021.97

c. County Manager Comment

County Manager Brandon Rogers noted a correction to the SPLOST/LOST report. The September figures were duplicated and the actual figures for October are listed in the column for November. For the month of October, LOST was \$124,308.88 and SPLOST was \$167,986.38.

This Saturday is the Annual Christmas celebration and parade on the square in Zebulon. The vendors will start setting up at 9:00 a.m., entertainment and venues are scheduled to start at 12:00 p.m. and the parade will start at 3:00 p.m. According to the weather forecast, it shows rain for Saturday. In a previous meeting, the Board set Saturday as the date of the festival and Sunday as an alternative date due to inclement of weather. The weather forecast is showing clear weather on Sunday. CM Rogers asked the Board if they wanted to reschedule the Christmas festival and parade to Sunday. The Commissioners agreed to change the Christmas festival and parade from Saturday to Sunday, keeping the same times.

The county has started to see an increase in time delays for getting galvanized corrugated pipe for driveways. Currently, the ordinance allows for the Public Works Director to approve the culvert pipe with no specification on the type of pipe. CM Rogers asked the Board for their opinion of using HDE pipe for driveways in place of the galvanized corrugated pipe when extended wait times are expected. This would be for about six months.

Motion/second by Commissioners Guy/Daniel to allow Public Works Director, Todd Goolsby, on a case-by-case basis to use HDE pipe temporarily, motion carried 5-0.

d. Commissioner Reports

District 1 – Commissioner Daniel - Brazier Road and Tanyard Road need some major attention. Tanyard Road is a cut through for traffic in the mornings to the schools and with the potholes, someone is going to die if something is not done.

District 2 – Commissioner Guy – No report.

District 3 – Commissioner Proctor – No report.

District 4 – Commissioner Jenkins - Would like to see a Christmas sign put up at the Board of Commissioners office.

At-Large Chairman Briar Johnson - This is the last meeting for the Board of Commissioners for this year. The next meeting will be January 12, 2022. Chairman Johnson wished everyone a Merry Christmas and a Happy New Year.

Chairman Briar Johnson recognized four employees retiring from the County: Terry Anglin with Public Works, Gail Garrels with Building and Grounds, Patti Maxedon with Tax Commissioner’s Office, and Lynn Vickers with Registrar’s Office. Patti Maxedon has been employed with Pike County for 32 years. Chairman Johnson wished all the retirees with luck and to enjoy it.

e. County Attorney Report to Commissioners

County Attorney Rob Morton noted one item is listed on the agenda below regarding SPLOST and he will discuss it then.

There is a zoning appeal that is pending and anticipating another.

The Board of Equalization Tax Appeals will be conducted tomorrow at the Courthouse.

8. UNFINISHED BUSINESS

- a. Approve/deny second reading of Text Amendments of the Pike County Code of Ordinances Title XV: Land Usage, Chapter 155 Subdivisions and Chapter 156 Zoning Code, the text amendments will be to multiple Sections of each Chapter in reference to the Platting Authority of Pike County.

County Attorney Rob Morton stated this is related to the Platting Authority giving Jeremy Gilbert some Administrative Authority. Morton noted there has been no changes since the first reading and recommends approval.

Motion/second by Commissioners Guy/Proctor to approve second reading, motion carried 5-0.

- b. Approve/deny second reading of the adoption of the 2021 update to the Pike County, Georgia Official Zoning Map in accordance with the Pike County Zoning Code.

County Manager Brandon Rogers stated there has been no changes since the first reading and recommends approval.

Motion/second by Commissioners Daniel/Guy to approve second reading, motion carried 5-0.

9. NEW BUSINESS

- a. Consider one appointment to the J. Joel Edwards Library Board to fill a three-year term, set to expire December 31, 2024. *Applicant has met criteria.*

Applicants are Cassie Barrow, Patsy Page and Racquel Price. County Manager Brandon Rogers stated it is the recommendation of the Library Board and himself to reappoint Patsy Page.

Motion/second by Commissioners Proctor/Daniel to reappoint Patsy Page to the Library Board, motion carried 5-0.

- b. Consider one appointment to the Pike County Family and Children Services Board to fill a five-year term, set to expire December 31, 2026. *Applicant has met criteria.*

Applicants are Mark Harris, Susan Boggs, and Whitney Moon. County Manager Brandon Rogers stated it is the recommendation of the Pike County Family and Children Services Board and himself to reappoint Mark Harris.

Motion/second by Commissioners Guy/Proctor to reappoint Mark Harris to the Pike County Family and Children Services Board, motion carried 5-0.

- c. Consider one appointment to the Three Rivers Regional Commission Board to fill a one-year term, set to expire December 31, 2022. *Applicant has met criteria.*

Applicants are Racquel Price, Ric Calhoun, Rebecca King and Jason Brisendine. County Manager Brandon Rogers recommends the reappointment of Ric Calhoun.

Motion/second by Commissioners Proctor/Guy to reappoint Ric Calhoun to the Three Rivers Regional Commission Board, motion carried 5-0.

- d. Consider two appointments to the Two Rivers RC & D Council to fill a one-year term, set to expire December 31, 2022. *Applicants have met criteria.*

Applicants are Rodney Hilley and Rebecca King. County Manager Brandon Rogers recommends reappointing Rodney Hilley and appointing Rebecca King.

Motion/second by Commissioners Daniel/Guy to reappoint Rodney Hilley and appoint Rebecca King to the Two Rivers RC & D Council, motion carried 5-0.

- e. Consider three appointments to the Agribusiness Authority Board to fill a three-year term, set to expire December 31, 2024. *Applicants have met criteria.*

Applicants are Racquel Price, Mack Crawford, Whitney Moon, Rebecca King, Tricia Gwyn, Ray Brumbeloe. County Manager Brandon Rogers stated it is the recommendation of the Agribusiness Authority Board Chairman and himself to appoint Ray Brumbeloe, Mack Crawford and Tricia Gwyn.

Motion/second by Commissioners Guy/Daniel to appoint Ray Brumbeloe, Mack Crawford and Tricia Gwyn to the Agribusiness Authority Board, motion carried 5-0.

- f. Consider three appointments to the Pike County Industrial Development Authority Board to fill a four-year term, set to expire December 31, 2025. *Applicants have met criteria.*

Applicants are Stephen Summers, Tricia Gwyn, Timothy Pryor, Kel Brannon, Ginny Blakeney, Sonny Gwyn III and Bryan Oglesby.

County Manager Brandon Rogers stated the IDA Board recommendation is to reappoint Sonny Gwyn III, Bryan Oglesby and appoint Kel Brannon. CM Rogers recommendation is to reappoint Sonny Gwyn III, appoint Kel Brannon and Stephen Summers.

Motion/second by Commissioners Proctor/Guy to approve the IDA Board recommendation to reappoint Sonny Gwyn III, Bryan Oglesby and to appoint Kel Brannon to the Industrial Development Authority Board, motion carried 5-0.

- g. Approve/deny renewal of alcohol license (Retail Sales – beer and wine) for Parvez Dawoodani d/b/a Mountain View Convenience Store, 3181 Hwy 19 South, Meansville, GA. *Applicant has met criteria.*

County Manager Brandon Rogers recommends approval.

Motion/second by Commissioners Proctor/Daniel to approve, motion carried 5-0.

- h. Approve/deny renewal of alcohol license (Pouring – beer, wine, and distilled spirits) for Jeremy Crumbley d/b/a Pedros, 212 Plaza Drive, Zebulon, GA. *Applicant has met criteria.*

County Manager Brandon Rogers recommends approval.

Motion/second by Commissioners Jenkins/Daniel to approve, motion carried 5-0.

- i. Approve/deny issuance of alcohol license (Pouring – beer, wine, and distilled spirits) for Tracy Wallace d/b/a Barnstormer's Grill and Event Center, LLC, 349 Jonathan's Roost Rd, Williamson, GA. *Applicant has met criteria.*

County Manager Brandon Rogers recommends approval.

Motion/second by Commissioners Jenkins/ Proctor to approve, motion carried 5-0.

- j. Accept right of way dedication by deed for Twin Oaks Subdivision.

County Attorney Rob Morton stated the Board previously approved the subdivision with the anticipated dedication of right of ways. A deed was recorded by the developer a couple of years ago and it was determined there was no record in the meeting where the Board accepted the right of way deed. The Board is being asked to accept the right of way deed that has already been recorded.

Motion/second by Commissioners Jenkins/ Daniel to accept the right of way deed, motion carried 5-0.

- k. Discuss employment benefits related to Jennifer Gilow.

County Manager Brandon Rogers stated Jennifer Gilow has taken the Human Resources position with the County, which is budgeted as a Full-Time position. Mrs. Gilow has previously worked in Human Resources and will be moving from Accounts Payable back to Human Resources. Mrs. Gilow has asked to continue her Part-Time hours with the consideration of allowing her to receive the approved holidays as a Part-Time employee. The way this is planned to work if approved, would be any holiday that falls on a Monday or Tuesday, Mrs. Gilow would receive a full day of eight hours paid holiday pay. Any holiday that falls on a Wednesday, Thursday, or Friday, would qualify Mrs. Gilow to receive five hours of paid holiday pay. This schedule follows the hours Mrs. Gilow currently works. County Manager Rogers stated Jennifer Gilow is a very valuable employee and will do a fine job in the Human Resources Department.

Motion/second by Commissioners Jenkins/ Guy to approve, motion carried 5-0.

- l. Discuss and consider of calling for SPLOST Referendum and approval of Intergovernmental Agreement with Municipalities.

County Manager Brandon Rogers addressed the Board stating they have been provided with an updated Intergovernmental Agreement between the municipalities and the county. This agreement allows for the calling of a Bond, if needed, on the ballot as well as the percentages each municipality will receive if the SPLOST is approved. If this is approved by the Board of Commissioners, the County Manager will take the agreement to each city council meeting to be approved and signed. The projects the county is looking at is only roads, streets, and bridges. The cities have expressed they are running out of roads to pave and would like to do a few water projects as well. County Attorney Rob Morton noted County Manager Brandon Rogers sent out the notice required by state law in January 2021, County Manager has done a good job with meeting with the cities over the last three months. One of the things that was agreed upon between the County Manager and the cities was to do some up front financing similar to what has been done in the past. In order to do that, that language has to be included in the referendum resolution and in the referendum on the ballot. The county is not obligated to do that financing but in order to accomplish that in the future, if the Board chooses, it has to be in the referendum on the ballot. In order to do that, the county has to use services of somebody licensed in securities and invested in training. The county has worked with Bill Camp at Raymond James in the past and he has provided information to the Board. The numbers that have been previously provided to the Board are on projections of zero growth. Mr. Camp is giving you his professional opinion based on the growth

patterns over the last few months and anticipates the county can expect a \$20M SPLOST over six years based on growth patterns. The Referendum Resolution and Intergovernmental Agreement have been drafted to reflect a possible \$14M financing, which is 70% of \$20M. There are a couple of changes that will be made to the documents. Commissioner Proctor asked how are the SPLOST funds paid? County Manager Brandon Rogers stated they are paid monthly to the county.

Motion/second by Commissioners Daniel/Proctor to approve the resolution and the execution of the Intergovernmental Agreement, motion carried 5-0.

10. PUBLIC COMMENT

- a. Ray Grizzard to address the Board regarding zoning.

Ray Grizzard addressed the Board stating on November 30, 2021 he had property to go to the Board of Commissioners for rezoning and was denied. After that meeting, Mr. Grizzard stated he spoke with the Commissioner that handles that district and asked him what he needed to do to do something on his property. Mr. Grizzard stated to the Commissioner that C-1, which his property is currently zoned C-2, a grocery store and such could be put on the property. The Commissioner informed Mr. Grizzard he was not doing that either. Mr. Grizzard stated he asked the Commissioner once again what he can do on his property. The Commissioner stated to Mr. Grizzard if he would just hang on a little bit and let Dee McLeroy do what he does, he will have no problem selling his property. Mr. Grizzard stated he took this as a threat to his property that he has had for fifteen years and no matter what he brings before the Board it will be turned down by this Commissioner. Mr. Grizzard noted as a constituent, which was thrown around a lot by this Commissioner, he is a constituent in that area also, as well as Commissioner Daniel and Commissioner Proctors districts. Mr. Grizzard stated he took the comment as a threat of being able to do anything with his commercial property on Highway 19. Mr. Grizzard said you are welcome looking at Commissioner Jenkins.

11. EXECUTIVE SESSION

- a. County Manager Brandon Rogers requests Executive Session for discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee or interviewing applicants for the position of the executive head of an agency, as provided in O.C.G.A. § 50-14-3(b)(2), germane to county employees.
- b. County Manager Brandon Rogers requests Executive Session for discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4).
- c. County Attorney Rob Morton requests Executive Session for consultation with the County Attorney, or other legal counsel, to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved, as provided in O.C.G.A. §50-14-2(1), germane to potential litigation.

Motion/second by Commissioners Guy/Daniel to adjourn Regular Session and enter into Executive Session at 9:55 a.m., motion carried 5-0.

CLOSED MEETING AFFIDAVIT

[A copy of the affidavit must be filed with the minutes of the meeting]

**STATE OF GEORGIA
COUNTY OF PIKE**

AFFIDAVIT OF PIKE COUNTY BOARD OF COMMISSIONERS

Members of the Pike County Board of Commissioners, being duly sworn, state under oath that the following is true and accurate to the best of his/her knowledge and belief:

1.

The Pike County Board of Commissioners met in a duly advertised meeting on 12-8-2021.

2.

During such meeting, the Board voted to go into closed session.

3.

The executive session was called to order at 9:55 a.m.

4.

The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

Yes Consultation with the county attorney, or other legal counsel, to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1);

No Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and _____*insert the citation to the legal authority making the tax matter confidential*);
Yes Discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);
Yes Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee or interviewing applicants for the position of the executive head of an agency, as provided in O.C.G.A. § 50-14-3(b)(2);
No Other – Germane to authorizing negotiations to purchase, dispose of or lease property.

Pike County Board of Commissioners:	Tim Daniel, Commissioner	(L.S.)
	Tim Guy, Commissioner	(L.S.)
	Jason Proctor, Commissioner	(L.S.)
	James Jenkins, Commissioner	(L.S.)
	J. Briar Johnson, Chairman	(L.S.)

This the 8th day of December 2021.

Sworn to and subscribed
Before me this 8th day of December 2021.

Robert L. Morton
Morton & Morton Associates
County Attorney and Notary Public
My commission expires: August 14, 2022.

Motion/second by Commissioners Daniel/Proctor to adjourn Executive Session and enter into Regular Session at 10:44 a.m., motion carried 4-0, Commissioner Jenkins left at 10:43 a.m. due to a prior engagement.

12. ADJOURNMENT

Motion/second by Commissioners Guy/Daniel to adjourn at 10:44 a.m., motion carried 4-0.

J. Briar Johnson, Chairman

Angela Blount, County Clerk