



LUMPKIN COUNTY
Board of Commissioners
Regular Meeting Agenda
Commissioners Boardroom
99 Courthouse Hill
Dahlonega, GA 30533

May 21, 2024
6:00 PM

- **CALL TO ORDER**
- **INVOCATION**
- **CONSIDERATION OF AGENDA**
- **PUBLIC COMMENTS (Agenda Specific)**
- **PROCLAMATIONS**
 1. National Travel and Tourism Week Joint Proclamation
- **CONSIDERATION OF MINUTES**
 2. Board of Commissioners - Special Called Meeting - April 2, 2024 4:30 PM
 3. Board of Commissioners - Work Session - April 2, 2024 4:00 PM
 4. Board of Commissioners - Public Hearing - April 9, 2024 4:00 PM
 5. Board of Commissioners - Joint Special Called Meeting - April 11, 2024 11:00 AM
 6. Board of Commissioners - Work Session II - April 16, 2024 5:30 PM
 7. Board of Commissioners - Regular Meeting - April 16, 2024 6:00 PM
- **RESOLUTIONS**
 8. 2024-26 Reappoint Members to Library Board of Trustees - *Diane Bates to Seat 3, and Juanita Tipton to Seat 7, both with terms expiring 06/30/2028*
 9. 2024-27 Appoint/Reappoint Members to Board of Tax Assessors - *Daniel Bosanko to Seat 1, and Mickey Clark to Seat 2, both with terms expiring 06/30/2029*
 10. 2024-28 Reappoint Member to AVITA Board - *Barbara Bosanko to Seat 1, with a term expiring 06/30/2027*
 11. 2024-29 GDOT Updated Alcohol & Drug Testing Policy (*Fleet & Transit Division Manager Randy Allison*)
 12. 2024-30 Resolution to Increase Compensation for the Board of Equalization
- **REPORTS**

County Department reports can be viewed on www.lumpkincounty.gov
- **ELECTED OFFICIALS**
- **CONTRACTS/AGREEMENTS**
 13. 2024-038 City of Sandy Springs Inmate Housing Intergovernmental Agreement (*Sheriff Stacy Jarrard*)

14. 2024-039 Xtra Hands Cleaning Service Contract for Senior Center (*Senior Center Manager Kim Massey*)
15. 2024-040 Legacy Link Addendum #1 FY-2024 (*Senior Center Manager Kim Massey*)
16. 2024-041 Chick-Fil-A Product Resale Agreement (*Pinetree Recreation Center Manager Jared Ray*)
17. 2024-042 Hazard Mitigation Plan Grant Funding (*EMA Director David Wimpy*)
18. 2024-043 Duplicating Products Contract – Pinetree Recreation Center (*Director of Operations Ashley Peck*)
19. 2024-044 GDOT 5311 FY2025 Transit Grant Award (*Fleet & Transit Division Manager Randy Allison*)
20. 2024-045 Gas South, LLC – Natural Gas for Pinetree Recreation Center (*Finance Director Abby Branan*) **Ratify**

- **OTHER ITEMS**

21. Request for Signage Update - Hwy 400/60 Welcome to Lumpkin County Sign (*Tourism Director Sam McDuffie*)

- **COUNTY MANAGER**

- **COUNTY ATTORNEY**

- **COMMISSIONERS**

- **PUBLIC COMMENTS**

- **ADJOURNMENT**

LUMPKIN COUNTY
Board of Commissioners
Regular Meeting Minutes
Commissioners Boardroom
99 Courthouse Hill
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May 21, 2024
6:00 PM

CALL TO ORDER

The meeting was called to order at 6:00 pm. Present were Chairman Chris Dockery and Commissioners Tucker Greene, Rhett Stringer, and Jeff Moran. Commissioner Mayfield was absent due to a family member's surgery.

INVOCATION

Jared Ray gave the invocation which was followed by the Pledge of Allegiance.

CONSIDERATION OF AGENDA

***Motion:** Commissioner Stringer moved to approve the agenda with the addition of item #22, Special Event Permit Request - Amplified Sound Ordinance. The motion was seconded by Commissioner Moran and carried unanimously.*

PUBLIC COMMENTS (Agenda Specific)

Dee Dyer made a few comments about the discussion she had with Chairman Dockery and Matthew Garner, General Manager of Montaluce Winery. She said she is aware that Mr. Garner has upcoming events that will have to exceed the allowed time per the amplified sound ordinance, and she is willing to meet him halfway. Mr. Garner agreed to cut one event short, and the other will be up to the Board of Commissioners in the form of a one-time special event permit.

PROCLAMATIONS

1. National Travel and Tourism Week Joint Proclamation

***Motion:** Commissioner Stringer moved to approve the proclamation and was seconded by Commissioner Greene. The motion was approved and carried.*

CONSIDERATION OF MINUTES

2. Board of Commissioners - Special Called Meeting - April 2, 2024 4:30 PM

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7. Board of Commissioners - Regular Meeting - April 16, 2024 6:00 PM

***Motion:** Commissioner Moran moved to approve the minutes by acclamation and was seconded by Commissioner Greene. The motion was approved unanimously.*

RESOLUTIONS

8. 2024-26 Reappoint Members to Library Board of Trustees - Diane Bates to Seat 3, and Juanita Tipton to Seat 7, both with terms expiring 06/30/2028

***Motion:** Chairman Dockery moved to reappoint Diane Bates to Seat 3 with a term expiring 6/30/2028, and he was seconded by Commissioner Stringer. The motion carried unanimously.*

***Motion:** Chairman Dockery moved to reappoint Juanita Tipton to Seat 7 with a term expiring 6/30/2028, and he was seconded by Commissioner Moran. The motion carried unanimously.*

9. 2024-27 Appoint/Reappoint Members to Board of Tax Assessors - Daniel Bosanko to Seat 1, and Mickey Clark to Seat 2, both with terms expiring 06/30/2029

***Motion:** Chairman Dockery moved to reappoint Daniel Bosanko to Seat 1 with a term beginning 5/21/2024 and expiring 6/30/2029, and Commissioner Greene seconded the motion. The motion was approved unanimously.*

***Motion:** Chairman Dockery moved to appoint Mickey Clark to Seat 2 with a term beginning 5/21/2024 and expiring 6/30/2029, and Commissioner Moran seconded the motion. The motion was approved and carried.*

10. 2024-28 Reappoint Member to AVITA Board - Barbara Bosanko to Seat 1, with a term expiring 06/30/2027

***Motion:** Chairman Dockery moved to reappoint Barbara Bosanko to Seat 1 with a term expiring 6/30/2027. His motion was seconded by Commissioner Greene, and it was approved unanimously.*

11. 2024-29 GDOT Updated Alcohol & Drug Testing Policy (Fleet & Transit Division Manager Randy Allison)

This is the current GDOT FFY2025 Drug and Alcohol testing policy for transit systems in accordance with 49 CFR Part 40.

***Motion:** Commissioner Stringer moved to approve the resolution and was seconded by Commissioner Moran. The motion was approved and carried.*

12. 2024-30 Resolution to Increase Compensation for the Board of Equalization

This is to increase the per diem for the Board of Equalization.

***Motion:** Commissioner Moran moved to approve the resolution and was seconded by Commissioner Stringer. The motion was approved unanimously.*

REPORTS

County Department reports can be viewed on www.lumpkincounty.gov

ELECTED OFFICIALS

CONTRACTS/AGREEMENTS

13. 2024-038 City of Sandy Springs Inmate Housing Intergovernmental Agreement (Sheriff Stacy Jarrard)

Review and approve an Intergovernmental Agreement (Contract) between the Lumpkin County Sheriff's Office and the City of Sandy Springs to house their inmates in the Lumpkin County Detention Center.

***Motion:** Commissioner Stringer moved to approve the agreement and was seconded by Commissioner Greene. The motion was approved unanimously.*

14. 2024-039 Xtra Hands Cleaning Service Contract for Senior Center (Senior Center Manager Kim Massey)

Consideration of Xtra Hands Cleaning Service Contract for Senior Center.

***Motion:** Commissioner Moran moved to approve the contract and was seconded by Commissioner Stringer. The motion was approved unanimously.*

15. 2024-040 Legacy Link Addendum #1 FY-2024 (Senior Center Manager Kim Massey)

CONTRACT ADDENDUM #1 - SFY2024 This is a request to amend the contract that Lumpkin County Board of Commissioners entered into with Legacy Link, Inc. (Contract #2023-079-A-S approved on August 15, 2023) for the Lumpkin County Senior Center to provide nutrition and wellness services, nutrition screening and support services for senior adults in Lumpkin County.

***Motion:** Commissioner Greene moved to approve the contract and was seconded by Commissioner Moran. The motion was approved and carried.*

16. 2024-041 Chick-Fil-A Product Resale Agreement (Pinetree Recreation Center Manager Jared Ray)

Pinetree Recreation Center is seeking to enter in an agreement with Chick-Fil-A to be able to resell chicken sandwiches through the concession stand during the summer swim season. This agreement would allow us to purchase product at cost and resell it at the concession stand for a profit.

***Motion:** Commissioner Moran moved to approve the contract and was seconded by Commissioner Greene. The motion was approved and carried.*

17. 2024-042 Hazard Mitigation Plan Grant Funding (EMA Director David Wimpy)

This is a federal funding grant for updating the Hazard Mitigation plan for Lumpkin County that gives us guidance through all types of disasters.

***Motion:** Commissioner Stringer moved to approve the agreement and was seconded by Commissioner Moran. The motion was approved and carried.*

18. 2024-043 Duplicating Products Contract – Pinetree Recreation Center (Director of Operations Ashley Peck)

Consideration of a Contract for installation of a new copier at Pinetree Recreation Center

***Motion:** Commissioner Greene moved to approve the contract and was seconded by Commissioner Moran. The motion was approved unanimously.*

19. 2024-044 GDOT 5311 FY2025 Transit Grant Award (Fleet & Transit Division Manager Randy Allison)

GDOT 5311 FFY2025 Official Acceptance of awarded 5311 Grant for FFY 2025, July, 2024 – June 30, 2025.

***Motion:** Commissioner Stringer moved to approve the agreement and was seconded by Commissioner Greene. The motion was approved unanimously.*

20. 2024-045 Gas South, LLC – Natural Gas for Pinetree Recreation Center (Finance Director Abby Branan) **Ratify**

Consideration of a contract with Gas South, LLC to provide natural gas to Pinetree Recreation Center

***Motion:** Commissioner Moran moved to ratify the agreement and was seconded by Commissioner Stringer. The motion was approved and carried.*

OTHER ITEMS

21. Request for Signage Update - Hwy 400/60 Welcome to Lumpkin County Sign (Tourism Director Sam McDuffie)

This is a request from the Dahlonega-Lumpkin County Visitors Bureau to update the Welcome sign at the intersection of Highway 400 and 60.

***Motion:** Commissioner Greene moved to approve the request and was seconded by Commissioner Moran. The motion was approved and carried.*

22. Special Permit Request - Amplified Sound Ordinance

This is a request from Matthew Garner for Montaluce Winery to have a one-time exception to the amplified sound/noise ordinance on Saturday, May 25. Per Chapter 32, Sec. 32- 4 of the Lumpkin County Code of Ordinances, a one-time exception to the noise ordinance may be granted in the form of a special event permit. This request would enable Montaluce Winery to use amplified sound until 11:00 pm on Saturday, May 25, as a special event.

***Motion:** Commissioner Stringer moved to approve the permit and was seconded by Commissioner Greene. The motion was approved and carried.*

COUNTY MANAGER

Mr. Ours reminded everyone of the upcoming Grand Opening at Pinetree Recreation Center, which will be this Saturday at 9:30 am. This weekend will also be the annual Memorial Day ceremony at the Veterans' Memorial Park at 10 am, where the new marker honoring Vietnam Veterans will be unveiled.

COUNTY ATTORNEY

COMMISSIONERS

Commissioner Greene talked about the recent soft opening for Pinetree Recreation Center and said this facility will be a blessing for the entire community. He encouraged everyone to take their families to experience it. Commissioner Greene also commended Wayne Marshall and his Animal Control officers for all of the hard work they have been doing, and he shared how Park and Rec has had unprecedented levels of enrollment in football, cheer, and swimming.

PUBLIC COMMENTS

Dee Dyer spoke again regarding the amplified noise ordinance and her situation with Montaluce Winery. She said it feels like she has been going in circles over and over with having to complain about the noise and then no one solving the problem. She said she is glad that the Commissioners revised the amplified sound ordinance to modify the hours of allowed amplified noise, but she thinks that the County and the Sheriff are not on the same page about it. Ms. Dyer was concerned about a recent incident in which she called the Sheriff to complain about late-night noise coming from Montaluce. The responding deputy checked online on Municode for the allowed hours of amplified noise, but Municode had not updated the code after the resolution revising the ordinance was passed in December, so it still had the old hours online. Ms. Dyer also said it is inappropriate that the responding deputy also works for Montaluce on occasion.

Chairman Dockery read aloud an e-mail from Municode explaining why they were behind in updating the online code. He explained to Ms. Dyer that we are unable to update Municode ourselves. He assured Ms. Dyer that the County Clerk was following up with Municode to ensure they are going to fix the issue, and that Sheriff Jarrard had been informed that the noise ordinance was still enforceable even if the online code had not been updated. He asked Ms. Dyer if she had any suggestions for anything that staff or the BOC could do better. Ms. Dyer responded that the punishment for violations should be progressively more severe each time, and Chairman Dockery said the ordinance does specify punishments but the exact penalties are up to the judge.

Steve Sylvester said he would like to piggyback off of Ms. Dyer's comments. He urged the BOC to implement progressive penalties for violators of the noise ordinance. If a business continues to violate the ordinance, perhaps their business license could be revoked.

Dr. Trent Conner spoke at length about his concerns with the proposed construction of a paved, two-lane road, a mountain bike trailhead, and a parking lot at the Yahooola Creek Reservoir property. The engineer drawings, created by Falcon Design, were approved at a previous meeting of the BOC. Dr. Conner, who resides next to the property, said he has several concerns regarding the project. He is worried about the destruction of rare plants, degradation of water quality, terrain issues, and the effects on the property values and tranquility of the area. Dr. Conner said this road will be too busy and there will be people getting up to no good in the parking lot. He commended the new walking trail and said that this road will ruin it. Dr. Conner proposed that the road and parking lot should be moved to the 12 acres right off of Rock House Road, near the Community Helping Place free clinic. The gentle terrain would be ideal for a parking area, restrooms, and pavilion. He urged the BOC to consider this idea because he believes the public does not need an access road and parking lot going so deep into the Reservoir property, which will have so many negative side effects. Dr. Conner also invited any member of the BOC or public to come see the proposed area for this new road, and he will show them the entire area.

Chairman Dockery said that on Monday, he met with Dr. Conner, Alan Ours, Rebecca Mincey, and Keith Murden from the Nugget to discuss this project. He summarized what they went over during the meeting, and how he had reviewed the plans for the Reservoir property from 2019 until now. The Chairman then summarized all of the points Dr. Conner had raised just now during public comments. He stated that if he was not interested in hearing Dr. Conner's concerns, he would not have met with him on Monday. He told Dr. Conner that he would consider an alternative site and the Commissioners will discuss it as a possibility. However, he does not have the authority to change it on his own; it would require an action from the entire BOC. The project has not even been bid out yet, so we are far away from the beginning of construction. Chairman Dockery summarized all of the public input sessions they had during the development of the Reservoir Master Plan, and he said they tried every possible way to solicit the public's opinions on the Master Plan. He thanked Dr. Conner for his input.

Trina Pellegrino asked if there was a way to view this Master Plan online. Chairman Dockery said yes, and said she should get in touch with Rebecca Mincey for a copy of the plan. Ms. Pellegrino said she had attended some of the public input sessions during the development of the plan, but she had never gotten to see the final result.

Mary Norris came to speak about the Reservoir and said she and her husband have been frequent patrons of the Reservoir for many years. They enjoy kayaking and seeing all of the nature and animals that live in the water. In particular, there is a type of diminutive invertebrate animal called a "Bryozoan" that exists in gelatinous colonies and only resides in clean water. Ms. Norris said she has witnessed these Bryozoan animals many times at the Reservoir, which is a testament to our clean water. She is concerned that runoff from any construction projects could pollute the water and harm the wildlife. She also commented on the importance of having level, wide walking trails so people of all abilities are able to enjoy nature.

ADJOURNMENT

Motion: Commissioner Greene moved to adjourn the meeting and was seconded by Commissioner Moran. The motion was approved and carried, and the meeting ended at 7:07 pm.

Date

June 18, 2024

Chris Dockery, Chairman
Lumpkin County Board of Commissioners

Attest:

Melissa Witcher

Melissa Witcher
Clerk, Lumpkin County