

**NEWTON COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
January 15, 2008
MINUTES**

Present: Chairman Aaron Varner, Commissioners Mort Ewing, Earnest Simmons, Ester Fleming, Jr., J.C. Henderson, and Monty Laster, Administrative Officer John Middleton, Attorney's Tommy Craig, Jenny Carter, & County Clerk Jackie Smith

Newspaper: Covington News – Rachel Oswald
Newton Citizen - Crystal Tatum
Large group of citizens

Chairman Varner called the meeting to order, extended a welcome and read the thought for the day. Commissioner Mort Ewing gave a beautiful invocation and then Chairman Varner led the Pledge of Allegiance to our great Flag.

GENERAL ADMINISTRATION

Administrative Office John Middleton told the board that on January 18th Lake Varner would reopen for fishing.

TAX COMMISSIONER

Newton County Tax Commissioner appeared before the board to apprise them of a number system that she would be purchasing for the Tax/Tag Office. She stated that lines continue to grow (sometimes out into the foyer) and wanting to provide the citizens better service she investigated the numbering system that several other counties are presently using. She received three quotes and went with the lowest quote from Specific Touch Solutions in Mableton, Georgia for \$10, 275.00. Funds are available in her current budget to pay for the system and hopes to have it in place by February. She expressed appreciation to the commissioners for their support and just wanted to keep them abreast of what is taking place in her department.

APPROVAL OF BOC MINUTES DATED DECEMBER 18, 2007

Motion: To approve the BOC Minutes dated December 18, 2007 as written.

Proposed by: Commissioner District Monty Laster, District Five

Second by: Commissioner District Mort Ewing, District One

Motion Carried

R011508b - COMMUNITY SUPPORT FOR PILOT PROJECT/LOCAL LAW ENFORCEMENT ACADEMIES/DEKALB TECHNICAL COLLEGE

Judge Virgil Costly and Sheriff Joe Nichols appeared before the board seeking a resolution supporting a pilot project for a local law enforcement academy.

- Board received a letter in the agenda packets describing program. Letter is made part of these minutes.
- Train law enforcements to go on streets and in patrol cars to do what we rely on them to do.
- Training for law enforcement has become more and more demanding.
- Teach four (4) courses per years
- Two (2) classes of thirty (30) students
- DeKalb Tech has a good track record with working with the GBI
- Training fee has not been set as yet.
- Learning experience for all of us.
- This will be advantageous to all local law enforcements departments in the area.
- Thanked the board for allowing them to present request.
- Resolution is made part of these minutes.

Motion: To approve Resolution R011508b in supporting the Pilot Project/Local Law Enforcement Academies/DeKalb Technical College as outlined by Judge Costly an printed in agenda packet on pages37 & 38

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Ester Fleming, Jr., District Two

Motion Carried

Note: The original resolution is contained in file number R011508b incorporated herein by reference and expressly made a part of these minutes.

R011508 LEASE AGREEMENT – SYNOVUS CAPITAL FINANCE

Administrative Officer John Middleton presented this resolution to the board for approval.

- Lease arrangement on behalf of the Newton County Recreation Commission
- Two (2) chillers
- County is fiscal agent
- Payments: \$4,469.68 per month
- Payments begin on June 30, 2008
- Funding: Recreation budget

Motion: To approve Resolution R011508 Synovus Capital Finance Lease Agreement for HVAC System for Turner Lake Complex as outlined by Mr. Middleton and printed on pages 39 & 40 in agenda packet. Monthly payments are \$\$4,469.68 for a period of six years

Proposed by: Commissioner Mort Ewing, District One
Second by: Commissioner J.C. Henderson, District Four
Motion Carried

Note: The original resolution is contained in file number R011508, incorporated herein by reference and expressly made a part of these minutes.

R011508A ABANDONMENT OF HALE DRIVE

Chairman recognized Attorney Scott Cole to presented resolution.

- Declared public hearing
- Invited audience to voice opinion
- No opposition
- Letters sent out to homeowners.
- Advertised in paper

Motion: To approve Resolution R011508a Abandonment of Hale Drive as presented by Attorney Scott Cole.

Proposed by: Commissioner Monty Laster, District Five
Second by: Commissioner J.C. Henderson, District Four
Motion Carried

Note: The original resolution is contained in file number R011508a, incorporated herein by reference and expressly made a part of these minutes.

PLANNING & DEVELOPMENT – COMPREHENSIVE PLAN – PRESENTATION

Planning & Development Director addressed the board and noted the following:

- Plan bled by Department of Community Affairs (DCA)
- Advertised in newspaper to go before Planning Commission on 28th
- Introduced Jim Summerbill who gave the attached presentation

Questions:

Chairman Varner

- There are some people of the opinion that this should be updated more often.
- Requested explanation of what it takes to do this (for benefit of audience).
 1. Staff reviews
 2. Work Sessions
 3. Goes to Planning Commission for approval
 4. Presented to Board of Commissioners for approval.
- She noted this is similar to what we presently have in place.

Commissioner Simmons

- Noted that Salem and Oak Hill area have been identified as priority areas.

Commissioner Fleming

- Questioned if the different changes throughout the year had to go to DCA for approval? Ms. Eisenberg said only if it is a major change.

Marion Eisenberg

- Provided the board with three different changes for their consideration.

Commissioner Ewing

- Attended majority of public meetings regarding Comp Plan and the Future Land Use Map is major component.
- The biggest discussions have to do with the map itself and how often it is changed.
- Hope we listen to people and not change it so often.

Commissioner Henderson

- Would like to have the opportunity to say yes or no to the map change.

Commissioner Laster

- Attended meetings as well and recommends that we stick with current plan and change map two to four times per year.

Commissioner Fleming

- Board does not have to approve a change, but still would like to see the request come before this board as it does presently. This will also give the staff two times to look at the requested change.

Commissioner Henderson

- Feels people elected the board to make hard decisions. We have a good staff, but board has final call.

There was a straw poll taken and there was a consensus to move forward with range from two to four years (2-4 yrs)

Commissioner Fleming voiced, again, his strong opinion that the process regarding the Future Land Use Map is working and should be left as is.

No Official Action Taken

DISCUSSION REGARDING TAX EXEMPTIONS

Chairman Varner recognized Commissioner Henderson.

- Seniors paved the way for all of us.
- Seniors want to enjoy the fruits of their labor.
- Board of Education is trying to give some of the seniors a little relief by placing on the February 4th ballot the following as read aloud by Commissioner Henderson:

NEWTON COUNTY HOMESTEAD EXEMPTION

“Shall the Act be approved which provides a homestead exemption from Newton County school district ad valorem taxes for maintenance and operations purposes in the amount of \$30,000.00 of the assessed value of the homestead for residents of that county who are 65 years of age or over and whose annual adjusted gross income does not exceed \$25,000.00?”

- Not the best homestead exemption but it is a small step in the right direction.
- Invited Mr. Frank Davis to address the board.

Frank Davis

- Appreciate help for the seniors
- Asking board to consider doing the same as Board of Education.
- Take a look at it and come up with something similar

Commissioner Fleming

- Appreciates seniors and understands struggles.
- Would like to see someone from Tax Assessors Office address issue.

Chairman Varner

- Appreciates seniors and thank them for coming out on this cold night.
- Noted that it will take some time to study this.

Commissioner Ewing

- Easily oldest person on board and realizes there is a problem as a taxpayer and a senior citizen.
- Agrees with Commissioner Henderson that we need to look at it further.

Commissioner Henderson

- Would like to see it come back to board at next meeting and have someone from Tax Assessors Office to address the board.

Motion: To revisit the tax exemption issue at next board meeting (February 5th) and invite Chief Appraiser Tommy Knight to address the board and provide numbers and effects on the digest.

Proposed by: Commissioner J.C. Henderson, District Four

Second by: Commissioner Earnest Simmons, District Two

Motion Carried

REQUEST FOR SPEED LIMIT REDUCTION ON ACCESS ROAD SOUTH SIDE OF I-20

County Engineer Kevin Walter addressed the board to request a reduction in the speed limit on the Access Road (South side of I-20). He noted the following:

- Would like to request GDOT for a speed limit reduction on the access road.
- Location: South of I-20 between Turner Lake Road westward 4.5 miles to the Newton/Rockdale County Line.
- Speed limit is controlled by GDOT and posted 45 mph & 55 mph in different locations.
- Rockdale County speed limit is 45 mph.
- Feels because of development, the safe speed should be 45mph for entire section described.
- Also, would like for board to request a signal warrant analysis at state expense for intersection – Access Road & Old Atlanta Highway.
- Received many complaints about safety of intersection from citizens.
- Restricted sight distance - vision impairment at sunrise/sunset.

Motion: To approve the requested speed limit reduction on the Access Road – South Side of I-20 and change to 45 MPH. Also, request GDOT for a signal warrant analysis at their expense for the intersection at the Access Road and Old Atlanta Highway.

Proposed by: Commissioner Ester Fleming, Jr., District Three

Second by: Commissioner Earnest Simmons, District Two

Commissioner Laster:

Told the board he would like to include the West Almon Overpass, which is similar in nature, and lower the speed limit to 45 MPH and request an analysis as well. Board concurred and the motion was amended as follows:

Motion: To approve the requested speed limit reduction on the Access Road – South Side of I-20 and the West Almon Overpass and change to 45 MPH. Also, request GDOT for a signal warrant analysis, at their expense, for the intersection at the Access Road and Old Atlanta Highway and the West Almon Overpass.

Proposed by: Commissioner Ester Fleming, Jr., District Three

Second by: Commissioner Earnest Simmons, District Two

Motion Carried

Commissioner Simmons:

Expressed thanks to Kevin Walter for his work on Magnet Road, Brown Bridge Road and his good work in handling the situation.

APPOINTMENT OF VICE CHAIRMAN – MONTY LASTER

Motion: To appoint Commissioner Monty Laster as Vice Chairman of the Commission for the year 2008.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner J.C. Henderson, District Four

Motion Carried

APPOINTMENT OF COUNTY ATTORNEY

Motion: To reappoint Tommy Craig as County Attorney for 2008.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner J.C. Henderson, District Four

Motion Carried with Commissioner Simmons voting in opposition to the motion.

APPOINTMENT OF COUNTY CLERK

Motion: To reappoint Jackie Smith as County Clerk for 2008.

Proposed by: Commissioner J.C. Henderson, District Four

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried

QUALIFYING FEES FOR ELECTION 2008

Motion: To approve and adopt the Qualifying Fees for the 2008 General Election as presented and made a part of these minutes.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Earnest Simmons, District Two

Motion Carried

COMMISSION SALARY – DISCUSSION

Chairman Varner recognized Commissioner Simmons who indicated that he and Commissioner Henderson had been discussing the salaries and asked Commissioner Henderson to address the board.

Commissioner Henderson

- Thought the sheriff was the highest paid constitutional officer.
- Understands now it is the Probate Judge.
- Asked Mr. Middleton to explain.

John Middleton

- December 18, 2001 board discussed salary increases.
- At that time the sheriff was the highest paid constitutional officer.
- There was no discussion on basis for highest paid constitutional officer, but it was based on the sheriff's salary.
- Read excerpt from December 18 2001 minutes regarding salaries.

Commissioner Henderson

- Questioned how Judge Baker became the highest paid officer?

John Middleton

- New law combined Probate, Magistrate and Traffic Court

Commissioner Simmons

- Hasn't been an increase since that time other than cost of living increases.
- Suggest we look at other counties or increase based on highest paid constitutional officer. Move from the Sheriff to the Judge's salary.

Commissioner Henderson

- Ask County Attorney to comment on what would be the procedure to get this done should board decide to do this?

Attorney Tommy Craig

- Two ways to increase salary of commissioners
 1. Act of General Assembly
 2. Possible to do it through Home Rule
- Does not think it could take effect until the next general election. He said, District 1, 3 & 5 could be adjusted beginning January 1, 2009 and District 2 & 4 after their next election.

Commissioner Simmons

- Noted that the ACCG memo read that if something was not done prior to April we would have to wait until the year 2010.
- Questioned if the board would be willing to take this up for discussion?

Commissioner Ewing

- Appreciates how Mr. Middleton outlined how this was approved in 2001 and took effect in 2003.
- Doesn't see anything wrong with looking at it again, but wanted to be clear that he will not vote to increase his salary while in office. Did not take the increase previously until the following election period when he was reelected to serve.

Commissioner Fleming

- Agrees with Commissioner Ewing
- Some counties in the state make \$100.00 per month
- It is a part-time job that is becoming a full-time job with a part-time salary.
- Cannot support the increase.
- It's a service to the community.

Commissioner Laster

- Agrees with Commissioner Ewing & Fleming.
- Service to the community
- Cannot support an increase.

Commissioner Henderson

- Stated that his suggestion was to base the salary on the highest paid constitutional officer in the future.
- If we do this now it will help future boards.

Chairman Varner

- Questioned the board if they would like for this to be researched and brought back to them? Yes

Commissioner Simmons

- Stated that he doesn't want to question someone's motives and said that we are not running for office to get rich.
- Has not been addressed in 15 years before 2001.
- You are a commissioner 24 hours a day.
- Doesn't think the board would want anyone to wait another 15 years for a decent raise.

No official action was taken.

UPDATE

Attorney Tommy Craig updated the board with the following:

- Impact Fee litigation- deadline for appeal as last Friday – no appeal – case won
- Bear Creek Reservoir – 404 Permit has been filed with Corp – waiting to hear back from Corp
- Visit from local delegation concerned about commission districts.
- A lot of growth has occurred since last census
- Reapportionment efforts – spoke with Linda Mazzo who has worked for 32 years regarding districts, census, etc.
- She is available to work with us on numbers, etc. for \$75.00 an hour.

Commissioner Simmons

- Thinks we should wait until next census comes out to redistrict. Thinks it looks suspicious as to why we would be doing it.
- Will strongly work with the Justice Department to make sure process is facilitated fairly and see if other motives are involved.

Commissioner Fleming

- Don't know of any motive, however the 3rd district has over 12,000 voters while other districts have anywhere from 4,000 to 8,000.

Commissioner Ewing

- Complimented Mr. Craig and his staff for the outstanding job they did in defending our Impact Fee Ordinance.
- Questioned if there was a possibility in collecting our attorney fees since we won the suit?

Attorney Tommy Craig

- Complimented this board on putting together an Impact Fee program that the courts have given their stamp of approval on, all the way down the line.

ZONING

Chairman Varner noted that each side would have ten minutes to present their issues that would not include board discussion.

Planning Director Marian Eisenberg addressed the Board and sounded the following zonings:

PLANNING & DEVELOPMENT – PROPOSED AMENDMENTS TO ZONING ORDINANCE – DEVELOPMENT REGULATIONS - DISCUSSION

Planning & Development Director Marian Eisenberg addressed the board.

- Proposed amendments were discussed at a meeting on December 18th.
- Changes have been made as to what board discussed and what FEMA will allow.
- Copy attached and made part of minutes.

Chairman Varner

- Don't think board needs to allow any construction in a safety flood zone.

Commissioner Ewing

- Agrees with chairman - no construction
- Ready to move forward.

Commissioner Henderson

- Asked about committee to study plan. Yes, (developers, community & engineer)

Attorney Craig

- Clarified that you cannot build in a flood plain.

Commissioner Simmons

- Clarified that the county can make the plan more restrictive than FEMA. Yes.

Marian Eisenberg

- Road Maintenance Bond: will be extended for 2 to 3 years.

Motion: To approve the amendment to the Newton County Development Regulation allowing longer bond periods to new roadways. Division 670: Residential & Non-Residential Project Closeout and Continuing Maintenance as presented.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Monty Laster, District Five

Motion Carried with Commissioner Fleming voting in opposition to the motion.

MOD07-009

Proposal: Modification of Conditions 1,2,3, and 4

Existing Zoning: M1 (Light Industrial) Approved September 20, 2002

Location: Marble Drive (West Side)

322.83 Feet of Frontage

Parcel Size: 4.5 acres

Tax Parcel: 42-142

Owner: D&D International Enterprises, Inc.

Applicant's Intent: To delete all conditions and substitute trucking Dispatch as primary use.

District Four

Petitioner: Mr. Sterling

- Already zoned for light industrial
- Trucking facility
- Will be a Dispatch Office
- Property purchased and paid for.

Commissioner Simmons

- Trucks are always on the road? Answer: Occasional they are parked overnight, but 95% of the time they are not at the facility.

Commissioner Fleming

- Is this a warehouse? If so, what will be stored there? Answer: Not a warehouse, but sometimes goods to be shipped are there to be loaded onto a truck.
- Will trucks be washed there? No
- Maintain repairs on trucks? Yes, 9 trucks will be serviced every 10,000 miles. This should take 2 to 3 days and then back on road.

Mr. Sterling

- We don't have to include a washing facility. Will be glad to stipulate that in conditions.

Commissioner Fleming

- How will oil be disposed of (oil changes)? Answer: Recycling measure. After tank is full Disposal Company will pick it up.

Commissioner Ewing

- Questioned if they owned the property in August of 2002 when it was rezoned? He went on to say there were a number of conditions placed on the rezoning at that time because property is located in a residential area. Petitioner has eliminated the conditions placed on the property in 2002 that would protect the residential area.

Mr. Watson

- Been in concrete business for 20 years. Property adjoins my property. Would like to see this approved.

Commissioner Ewing

- Voiced concern of eliminating conditions set in 2002.

Commissioner Henderson

- Originally there was request to wash trucks on site and change oil and asked Ms. Eisenberg to comment.

Marian Eisenberg

- Original request was for a truck dispatch and that is what he is asking for tonight.
- We are requiring him to meet water requirements.

Opposition

Vivian Harris

- Turned down eight months ago
- Owns truck stop in Lithonia that is deplorable.
- Area in question is so beautiful and citizens want to keep it residential.
- Many traffic concerns

Commissioner Henderson

- Looked at traffic issue.
- Held a public meeting on January 8th
- Gentlemen asked me to invite citizens from Oxford and Victoria Station Homeowners and Oxford College.
- Held Town Hall meeting and the issue was traffic.
- People in area indicated that they can't get out of driveways now and that one more truck would be one to many.
- I suggested keeping it the way it was approved before, and the petitioner said he did not want to do that.

Motion: To deny MOD07-009 to modify conditions.

Proposed by: Commissioner J.C. Henderson, District Four

Second by: Commissioner Earnest Simmons, District Two

Motion Carried

MOD07-012

Proposal: Modification of Conditions 2.a, .3.a., 3.c.

Existing Zoning: AR (Agricultural Residential) approved June 21, 2005

Location: Elks Club Road (Northeast Side)

905.9 Feet of Frontage

Mount Moriah Road (South Side)

600.05 Feet of Frontage

Parcel Size: 145.38 acres

Tax Parcel: 116-16G, 16H

Owner: Joel L. Marks Marital Trust

Applicant's Intent: To modify conditions of zoning to:

1. site plan submitted on December 7, 2007
2. eliminate the 50-foot buffer along a portion of the eastern property line, and
3. allow buffer location within or outside of lots subject to conservation easement in favor of Newton County

District One

Petitioner Representative: Attorney Frank Turner, Jr.

- Zoned AR in 2005
- Presently petitioner is not seeking to develop as a residential subdivision, but would like to sell a portion of the property.

- Site plan refigured
- New conditions provided for board's consideration

Opposition:

Baines Ware

2518 Elks Club Road

- Traffic concerns
- Littering

Commissioner Ewing:

- Have worked with Marks family regarding this request as well as the original zoning request in 2005.
- Presently approved for 72 units. This modification will allow only 43 units.
- Neighbors are somewhat landlocked at this time. This will allow them to have access on Moriah Road.
- Asking board to approve the modifications presented tonight and requested that Ms. Eisenberg read aloud the conditions as part of the motion.

Motion: To approve MOD07-012 as AR (Agricultural Residential) with the following conditions as read by Director Marian Eisenberg.

Where these conditions conflict with the stipulations and offerings contained in the Letter of Intent, these conditions shall supersede unless specifically stipulated by the Board of Commissioners.

1. To the owner's agreement to restrict the use of the subject property as follows:
 - a. Single family detached dwellings and accessory uses and structures.
 - b. The minimum lot size shall be 2 acres.
 - c. No more than 43 total dwelling units, at a maximum density of 0.297 dwelling units per acre, whichever is less based on the total acreage zoned.
 - d. The minimum heated floor area per dwelling unit shall be 2,300 square feet.
2. To the owner's agreement to abide by the following:

To the revised site plan received by the Department of Planning and Development on January 15, 2008. Said site plan is conceptual only and must meet or exceed the requirements of the Zoning Ordinance and these conditions prior to the approval of a Land Disturbance Permit. Unless otherwise noted herein, compliance with all conditions shall be in place prior to the issuance of the first Certificate of Occupancy.

Lots 41, 42 and 43 (which front Mount Moriah Road) may be subdivided separately from the balance of the property as a Minor Plat and must meet all conditions individually before a Certificate of Occupancy will be issued.

To the owner's agreement to abide by the following development standards:

Provide a 50-foot buffer along Mt. Moriah Road (buffer to be undisturbed except for one driveway per lot). Provide 100-foot undisturbed buffers along Elks Club Road and a 100-foot undisturbed buffers along the southern and eastern property lines as shown on the revised site plan received by the Department of Planning & Development on January 15, 2008. Unless a letter from the adjacent property owner waiving the buffer is received by the Department of Planning and Zoning prior to the approval of the Minor Plat, a 100-foot undisturbed buffer shall also be required adjacent to lots 42 and 43. Unless otherwise noted, said buffers shall be undisturbed and replanted where sparsely vegetated. Plantings and specifications subject to the approval of the Newton County Arborist.

Buffers shall be located inside of lots and be subject to a conservation easement in favor of Newton County in the form included at Sec. 430-090 of the Newton County Zoning Ordinance.

Provide a left-turn lane and a deceleration lane at the proposed entrance. Dedicate at no cost to Newton County enough right-of-way to contain road improvements and the necessary shoulder.

No less than 50% of the homes shall be four-sided brick. The remaining homes may be brick, stone, masonry stucco or hardiplank. No vinyl-siding permitted.

Minimum two-car attached garages.

Provide a divided entrance to Elks Club Road.

Driveways for lots 41, 42, and 43 must be approved and permitted by Planning and Development Engineer.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried

MOD07-013

Proposal: Modification of Conditions 1.b., and 2.a.

Existing Zoning: A (Agricultural) approved April 19, 2005

Location: Byrd Road (East Side)

2,462 Feet of Frontage

Gum Creek Road (North Side)

123 Feet of Frontage

Parcel Size: 64.38 acres

Tax parcel: 59-35A, 35B, 35C

Owner: Crosspointe Baptist Church, LLC

Applicant's Intent: 1. To increase the number of children from 75 to 250 for the private school. 2. To modify the site plan to add one additional building (10,000 square feet)

District Five

- Applicant requested deferral until next meeting.
- Correspondence attached and made part of these minutes.

Motion: At the request of the applicant to defer MOD07-013 until the commission meeting on February 19, 2008.

Proposed by: Commissioner Monty Laster, District Five

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried

ALCOHOL LICENSE:

Alcohol License Renewal

Almon Best Buy

66 Almon Road

Covington, GA 30014

Licensee: Ameer Ali Punjani

District Three

Motion: To approve the Alcohol License Renewal for Almon Best Buy located at 66 Almon Road, Covington, Georgia as requested.

Proposed by: Commissioner Ester Fleming, Jr., District Three

Second by: Commissioner J.C. Henderson, District Four

Motion Carried

Shell Food Mart

3633B Salem Road

Covington, GA 30016

Licensee: Kanwar Tucker

District Three

Motion: To approve the Alcohol License Renewal for Shell Food Mart located at 3633B Salem Road, Covington, Georgia as requested.

Proposed by: Commissioner Ester Fleming, Jr., District Three

Second by: Commissioner J.C. Henderson, District Four

Motion Carried

COUNTY CHECKS:

Motion: To approve the county checks as presented and read by the chairman.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner J.C. Henderson, District Four

Motion Carried

STREETLIGHTS:

LoJohnville Estates
Off Bald Rock Road
District Three

Motion: To approve the Streetlight request for LoJohnville Estates located off of Bald Rock Road in District Three.

Proposed by: Commissioner Ester Fleming, Jr., District Three

Second by: Commissioner Mort Ewing, District One

Motion Carried

EXECUTIVE SESSION

Time: 10:00 p.m.

Motion: To enter into Executive Session for the purpose of discussing pending litigation and land acquisition.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Monty Laster, District Five

Motion Carried

REGULAR SESSION

Time: 10:30 p.m.

Motion: To enter into Regular Session.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Monty Laster, District Five

Motion Carried

ADJOURN

Time: 10:31 p.m.

Motion: To adjourn the meeting.

Proposed by: Commissioner Mort Ewing, District One

Second by: Commissioner Ester Fleming, Jr., District Three

Motion Carried

Respectfully Submitted,

Jackie B. Smith, County Clerk