

**THE NEWTON COUNTY BOARD OF COMMISSIONERS  
MINUTES**

**May 16, 2000**

**Newton County Executive Office Building  
Chairman Davis C. Morgan, Presiding**

**Present:** Chairman Davis Morgan, Commissioners Tommy Ballard, Ronnie Dimsdale, Danny Stone, J.C. Henderson, Hubert White; Zoning Director John Byce; Attorney Tommy Craig, Attorney Scott Cole; Clerk Jackie Smith

**Also present:** Cindy Tumlin-Covington News  
Small group of citizens

**Call To Order:** Chairman Morgan extended welcome and read thought for the day.

**Invocation:** Commissioner Danny Stone, District Three

**Pledge of Allegiance:** Led by Chairman Morgan

Commissioner Danny Stone was surprised with a 50<sup>th</sup> birthday cake, punch, black balloons and lots of ribbing. Everyone was invited to join in and enjoy the festivities. Chairman Morgan read a proclamation proclaiming Commissioner Stone an "Older American". (Copy made part of these minutes)

**APPROVAL OF MINUTES OF DATED MAY 2, 2000**

**Motion:** To approve minutes as submitted.  
**Proposed by:** Commissioner Tommy Ballard, District One  
**Second:** Commissioner Hubert White, District Five  
**Motion Carried**

**CO81-27E REQUEST TO WAIVE PENALTY & INTEREST**

**Motion:** To uphold the tax commissioners' opinion and deny request.  
**Proposed by:** Commissioner Tommy Ballard, District One  
**Second:** Commissioner Danny Stone, District Five  
**Motion Carried**

**PROCLAMATION NUMBER P-05-16-00  
NEWTON COUNTY HISTORIAN – CHARLES KING**

Chairman Morgan expressed regrets that Mr. King was unable to be at the meeting tonight. Chairman Morgan commented that at the original dedication of the monument at Hightower Trail in 1940 Mr. King gave the history of Hightower Trail and 60 years later (last week) he was present again to give the history. Chairman Morgan expressed appreciation for Mr. King's love of Newton County and his knowledge of the history here. He commented that any time you talked with Mr. Charlie King he had a story about Newton County. He made a recommendation to the board asking for their approval on the proclamation declaring Mr. King Newton County Historian. Chairman read the proclamation to be submitted for approval.

**Motion:** To approve proclamation as submitted.  
**Proposed by:** Commissioner Danny Stone, District Three  
**Second:** Commissioner Hubert White, District Five  
**Motion Carried**

### **JENNIFER LANE WATER LINE: 50-25-25**

Commissioner Stone stated that the residents agreed to pay 50% of the cost to run this extension. Water & Sewer Authority agreed to pay their 25%. He stated residents were having well problems and some contamination. He and Commissioner White recommended board approval at 25% county participation for \$6,781.00.

**Motion:** To approve water line extension on Jennifer Lane for the 50-25-25 program with county participating 25% in the amount of \$6,781.00.

**Proposed by:** Commissioner Danny Stone, District Three

**Second:** Commissioner Hubert White, District Five

**Motion Carried**

### **RECOMMENDATION OF LOWER RIVER ROAD SITE NO. 2, PHASE NO. 1, CELLS 7-12**

Chairman Morgan stated this was an expansion of our Subtitle D Landfill and introduced Ben Carter from Moreland Altobelli who stated we had received bids on the site. He stated they had investigated the contractor, reviewed the bids and recommended Cooper, Barnette & Page, Incorporated with the low bid. Chairman Morgan stated we had nine bidders on this site. Commissioner Ballard asked what other costs would be involved with this and it looked like we were going in under the \$1.5 mm that was budgeted for this. It looks like it will be a turnkey project. Chairman Morgan stated this company was formerly owned by Speed Way Landfill who owns several landfills. Mr. Carter commented they have 15 to 20 years of experience and are highly qualified. Chairman Morgan stated we needed to move fairly quickly on this project. Commissioner Stone stated this was sales tax dollars that was just passed. Confirmed. Commissioner Henderson commented concern for safety issues. Chairman Morgan stated that we follow OSHA regulations/guidelines/procedures, but the new construction will not be involved at the current site, therefore the heavy equipment would not be involved. MAAI helps to monitor and inspect project for safety. Mr. Carter stated this should be a fairly safe project.

**Motion:** To accept the low bid of \$1,189,185.25 from Cooper, Barnette & Page, Inc. for the construction of Site No. 2, Phase No. 1, Cells 7-12.

**Proposed by:** Commissioner Danny Stone, District Three

**Second:** Commissioner Hubert White, District Five

### **CONTRACT FOR PURCHASE AND SALE OF REAL ESTATE**

Chairman stated this was discussed at our last meeting during executive session. Commissioner Ballard asked the amount of acreage involved. Chairman stated eight acres. The city has signed off on this as well.

**Motion:** To enter into contract for the price of \$16,950 per acre for approximately eight acres.

**Proposed by:** Commissioner Tommy Ballard, District One

**Second:** Commissioner Hubert White, District Five

**Motion Carried**

### **ALCOHOL USE – COUNTY FACILITY – GAITHER PLANTATION ONLY**

This was discussed at a previous work session. Commissioner Henderson expressed his concern and opposition to serving any alcohol at any county facility. Commissioner Dimsdale stated this should be for wine and champagne only and for ceremonial and religious services. Commissioner White stated he had personal concerns about this. Chairman Morgan stated this was something that could be reviewed from time to time.

**Motion:** To allow champagne and wine for ceremonial and ritual purposes only. Site specific is Gaither Plantation only.

**Proposed by:** Commissioner Danny Stone, District Three

**Second:** Commissioner Ronnie Dimsdale, District Two

**Motion Carried**

**For:** Ballard, Dimsdale, and Stone

**Against:** Henderson, White

**Motion:** To approve request as requested.  
**Proposed by:** Commissioner Tommy Ballard, District One  
**Second:** Commissioner J.C. Henderson, District Four  
**Motion Carried**

**Foodland:**

Chairman recommended to table until action from DA's office is received.

**Motion:** To table until action is taken by DA's office.  
**Proposed by:** Commissioner Tommy Ballard, District One  
**Second:** Commissioner Danny Stone, District Three  
**Motion Carried**

**STREET LIGHT PETITONS: None**

**APPROVAL OF COUNTY CHECKS:**

**Motion:** To approve checks as submitted.  
**Proposed by:** Commissioner Danny Stone, District Three  
**Second:** Commissioner J.C. Henderson, District Four  
**Motion Carried**

**CITIZENS COMMENTS:**

**ADJOURN: 8:00 PM**

**Motion:** To adjourn  
**Proposed by:** Commissioner Danny Stone, District Three  
**Second:** Commissioner Hubert White, District Five  
**Motion Carried**

Respectfully Submitted,

---

Jackie B. Smith, Clerk

---

Davis C. Morgan, Chairman