

**HEARD COUNTY BOARD OF COMMISSIONERS MEETING
March 21, 2023 - 6:30 P.M.**

The Heard County Board of Commissioners held a regular Commissioners Meeting on March 21, 2023, at 6:30 p.m. in the Commission Chamber of the Heard County Administration Building. In attendance at the meeting were District 1 Commissioner Larry Hooks, District 2 Commissioner James Perry, District 4 Commissioner Larry Hammond, and District 5 Commissioner David Walls. Chairman Lee Boone was unable to attend, Vice Chairman James Perry presided over the meeting. County Attorney Michael Hill was also present at the meeting.

Agenda Item # 2 - Welcome, Invocation, and Pledge to the American Flag

Commissioner James Perry called the meeting to order, welcomed everyone present, and gave the invocation.

Agenda Item # 3 – Approval of Minutes

- a. The minutes from the February 21, 2023, regular Commissioner’s meeting were presented to the Board for approval. On a motion (Walls) and second (Hooks), the Board voted unanimously to approve the minutes from the February 21, 2023, regular Commissioner’s Meeting as written.**

Agenda Item # 4 – Amend Agenda

Commissioner Perry stated that an amendment was needed to add item f) Announce vacancy on the Planning and Zoning board to the agenda. Commissioner Perry stated that he would like to amend the agenda to add Public Hearings for a) Discussion/Decision - Application by Kenneth McDonald for Special Use Permit, and b) Discussion/Decision - Application by Kenneth B. Denney for Special Use Permit after item IV -Amend Agenda and before item V-New Business. There being no further amendments, on a motion (Hammond) and second (Walls), the Board voted unanimously to amend the agenda to add item f) Announce vacancy on the Planning and

Zoning board, to add Public Hearings for a) Discussion/Decision - Application by Kenneth McDonald for Special Use Permit, and b) Discussion/Decision - Application by Kenneth B. Denney for Special Use Permit after item #4-Amend Agenda and before item #5-New Business.

Agenda Item # 5 – Public Hearings

On a motion (Walls) and second (Hooks), the Board voted unanimously to enter into Public Hearings.

- a. Public Hearing – Application by Kenneth McDonald for Special Use permit. Mr. Kenneth McDonald addressed the board to request opening an archery shop in a small 12 x 32-foot building on his property for the purpose of selling archery equipment, accessories, and to provide service on archery equipment. Mr. McDonald stated that he will be adding an entry door, landing, and windows to the building. All items will be located inside the building, there will be a target contained within a carport area for testing equipment. He plans to operate on a part-time basis, operating a couple of evenings a week and on Saturdays. At this time, he has no intention of opening an archery range due to there already being one in Heard County. There were no comments from the public. On a motion (Hooks) and second (Hammond), the Board voted unanimously to close Public Hearings for Application by Kenneth McDonald for Special Use permit.**

On a motion (Hammond) and second (Walls), the Board voted unanimously to enter into Public Hearings for Application by Kenneth B. Denney for Special Use permit.

Public Hearing – Application by Kenneth B. Denney for Special Use permit. Mr. Kenneth B. Denney addressed the board to request that Sync Global be able to use his property to store their equipment while they (Sync Global) install internet throughout Heard County. Mr. Denney stated that Sync Global had been utilizing his land for over a year, but he was unaware that he needed to obtain a Special Use Permit for them to do so. He stated that Sync Global pays him \$2,000 per month to utilize his land, they have about 15 trucks with trailers that are in and out of the property daily, and Sync Global should be finished by the end of the year. Kathy Knowles,

representative for the Development Authority, addressed the board to request forgiveness in support of Mr. Denney. She stated that the Development Authority was unaware that Sync Global had a laydown yard on Mr. Denney's property. If they had been aware, they would have contacted Mr. Denney to provide instructions to help him. Ms. Knowles stated that there was a lot of work done and time put in to obtain the grants to fund the project throughout the county. She asked the board to show kindness and forgiveness. Randy Chesnut, of Eley Road, addressed the board to say that he and other citizens would be upset if Sync Global has to remove their equipment. On a motion (Hammond) and second (Walls), the Board voted unanimously to close Public Hearings for Application by Kenneth B. Denney for Special Use permit.

Agenda Item # 6 – New Business

On a motion (Hooks) and second (Walls), the Board voted unanimously to enter into New Business.

a) **Discussion/Decision - Paving Bids County – Public Works Director, Darold Wiggins, stated the following bids were received for Asphalt Resurfacing:**

- **E.R. Snell Contractor Inc. - \$1,584,882.00**
- **C.W. Matthews Contracting - \$1,501,800.00**

On a motion (Hammond) and second (Walls), the Board voted unanimously to award this bid to C.W. Matthews Contracting for \$1,501,800.00

Public Works Director, Darold Wiggins, stated the following bids were received for Surface Treatment Multiple Roads:

- **The Scruggs Company - \$860,770.10**
- **Russell Standard Corporation - \$1,047,772.26**

On a motion (Hammond) and second (Walls), the Board voted unanimously to award this bid to The Scruggs Company for \$860,770.10

The following bids were received for HA5:

- **Holbrook Asphalt - \$65,588.00**

On a motion (Hooks) and second (Walls), the Board voted unanimously to award this bid to Holbrook Asphalt for \$65,588.00

b) Final Approval of Sales Contract with E.R. Snell - Public Works Director, Darold

Wiggins, addressed the board regarding the following terms of the contract:

- **E.R. Snell will deliver 1,670 loads of millings for a total price of \$312,290.00**
- **E.R. Snell will purchase 423 loads of dirt from Heard County for a total price of \$12,690.00**

On a motion (Hammond) and second (Hooks), the Board voted unanimously to ratify the sales contract, signed by Chairman Boone, at the total proposed amount of \$299,600.00

c) Discussion/Decision – Application by Kenneth McDonald for Special Use permit

On a motion (Walls) and second (Hooks), the Board voted unanimously to approve the Special Use permit requested by Kenneth McDonald.

d) Discussion/Decision – Application by Kenneth B. Denney for Special Use permit

On a motion (Hammond) and second (Walls), the Board voted unanimously to approve the Special Use permit requested by Kenneth B. Denney for a 6-month period, a new application will need to be completed in September.

e) Discussion/Approve – Resolution of the Opioid Settlement

On a motion (Hooks) and second (Hammond), the Board unanimously voted to approve the Resolution of the Opioid Settlement and allow Commissioner James Perry to sign the document.

f) Announcement - Vacancy on the Planning and Zoning board

Commissioner James Perry announced that there is a vacancy on the Planning and Zoning board.

Agenda Item # 7 – Old Business

There was no Old Business to discuss.

Agenda Item # 8 – Public Comments

- a) Lawrence Lipford asked the board to clarify the rule regarding term limits on board members.

Item # 9 – Executive Session

There was no Executive Session.

Item # 10 – Adjourn – On a motion (Hooks) and second (Hammond), the Board voted unanimously to adjourn the meeting.

Katrina Billingsley

County Clerk

Lee Boone

Chairman

Date 04/19/2023

