

**HEARD COUNTY BOARD OF COMMISSIONERS MEETING  
MARCH 27, 2018 - 6:30 P.M.**

The Heard County Board of Commissioners held a Commissioners Meeting on March 27, 2018 at 6:30 p.m. in the Commission Chamber of the Heard County Administration Building. In attendance at the meeting were Chairman Lee Boone, District 1 Commissioner Larry Hooks, District 2 Commissioners Keri Denney, District 3 Commissioner Gwen Caldwell, District 4 Commissioner Larry Hammond, and County Attorney Jerry Ann Conner. District 5 Commissioner Joe Adams was absent. Chairman Boone called the meeting to order, gave the invocation and welcomed everyone present.

**Agenda Item # 3 – Invited Guests – Mr. Henry Jacobs, Chattahoochee RiverKeeper – Mr. Henry Jacobs and Ms. Hannah Bradford with the Chattahoochee RiverKeeper updated the Board on the 2017 accomplishments of RiverKeeper and invited the Board to their event called Sweep the Hooch on April 7, 2018.**

**Invited Guests – Mr. Jeff Friedman Mr. Matt Conn, Attorneys with Friedman, Dazzio, Zulanis and Bowling, PC – Mr. Friedman updated the Board on a multi-district litigation case regarding the opioid crisis in this country. He asked the Board to consider joining this case as a County in Georgia. He explained that Georgia, statewide, is not involved in this case, but there are several counties and municipalities in Georgia that have chosen to join this case. He explained that if Heard County chooses to join the case, his firm, would represent us in the district federal court in Cleveland, Ohio. He also stated that time is of the essence to know whether or not Heard County will chose to join this case. The Board thanked Mr. Friedman and Mr. Conn for their presentation and asked Mr. Friedman to email the PowerPoint presentation to County Attorney Conner.**

**Agenda Item # 4 – Public Hearings – a. Amendments to the Heard County Zoning Ordinance –**

Chairman Boone opened the public hearing. Chairman Boone stated that County Attorney Conner has asked to continue this public hearing until the May 22, 2018 meeting. On motion (Denney) and second (Hooks), the Board unanimously approved this request.

**b. Rezoning – SW Hogansville, LLC, 310 Georgia Hwy. 100** – Chairman Boone read the applicants request to rezone 2.15 acres, located at 310 Ga. Hwy. 100 from residential to general commercial for the purpose of building a Dollar General retail store. Chairman Boone stated that the Heard County Planning Commission has recommended approving this request. A Dollar General representative from SW Hogansville, LLC spoke regarding this request and explained their desire to locate a Dollar General in this area. There being no further discussion, comments and/or questions from the Board or the public, on motion (Hooks) and second (Denney), the Board unanimously approved closing this public hearing.

**c. Rezoning – Marcia Belyeu, Dowdy Road** – Chairman Boone read the applicants request to rezone 1.3 acres, located on Dowdy Road from agriculture to residential for the purpose of building a house. Chairman Boone stated that the Heard County Planning Commission has recommended approving this request. Mr. Jim Cooley, a representative for Ms. Belyeu, asked the Board to consider rezoning this property in order to build Ms. Belyeu a home. There being no further discussion, comments and/or questions from the Board or the public, on motion (Denney) and second (Caldwell), the Board unanimously approved closing this public hearing.

**Agenda Item # 5 – Approval of Minutes** – On motion (Hammond) and second (Hooks), the Board unanimously voted to approve the minutes from February 27, 2018.

**Agenda Item # 6 – Amend Agenda** – None.

**Agenda Item # 7 – New Business – a. Decision on Public Hearings – b. Rezoning – SW**

**Hogansville, LLC** – On motion (Hooks) and second (Caldwell), the Board unanimously voted to approve this request to rezone 2.15 acres, located at 310 Ga. Hwy. 100 from residential to general commercial for the purpose of building a Dollar General retail store.

**c. Rezoning – Marcia Belyeu** – On motion (Denney) and second (Hooks), the Board unanimously voted to approve this request to rezone 1.3 acres, located on Dowdy Road from agriculture to residential for the purpose of building a house.

**b. Approve ADA Policy for Heard County Transit** – Chairman Boone presented an ADA policy for Heard County Transit. He stated that the Georgia Department of Transportation (GDOT) is requiring that this policy be adopted. On motion (Denney) and second (Caldwell), the Board unanimously approved this policy.

**c. Approve Resolution Designating Court Location** – County Attorney Conner stated that Superior Court Judge Simpson has asked that the Board designate the courtroom at the Heard County Jail as a satellite courtroom during the remodeling of the Heard County Courthouse. Chairman Boone read the resolution into the minutes. On motion (Caldwell) and second (Hammond), the Board unanimously approved this request.

**d. Approve Appointment to Greater West Georgia Regional Joint Development Authority** – Chairman Boone stated that he recently received a request from the Development Authority of Heard County to appoint Mr. Wil Arnett to the Greater West Georgia Regional Joint Development Authority to replace Mr. Terry Harper, who resigned in September. On motion (Hammond) and second (Hooks), the Board unanimously approved this recommendation.

**e. Approve Appointment to Heard County Public Facilities Authority** – Chairman Boone stated that he recently received a request from the Development Authority of Heard County to appoint Mr.

Don Heard as a board member of the Public Facilities Authority to replace Mr. Chuck Stephens. On motion (Hammond) and second (Hooks), the Board unanimously approved this recommendation.

**f. Approve Appointment to Development Authority of Heard County** – Chairman Boone stated the Development Authority of Heard County has recommended reappointing Mr. Rodney Kay to their board for another 4 year term. On motion (Denney) and second (Hammond), the Board unanimously approved this recommendation.

**Agenda Item # 8 – Old Business – a. Decision on Public Hearing – a. Amendments to the Heard County Zoning Ordinance** - Chairman Boone stated that County Attorney Conner has asked to continue this public hearing until the May 22, 2018 meeting. On motion (Denney) and second (Hooks), the Board unanimously approved this request.

**b. Discussion Ordinance Regarding Loitering in County Parks** – County Attorney Conner stated that after speaking with Codes Enforcement Officer Nelms, she amended the code or ordinances regulating loitering and prowling to include (a) into the ordinance. (see attached). On motion (Denney) and second (Hammond), the Board unanimously approved this amendment.

**Agenda Item # 9 – Public Comments** – None.

**Agenda Item # 10 – Executive Session** – Chairman Boone asked for an Executive Session to discuss possible litigation. On motion (Hammond) and second (Denney), the Board unanimously voted to enter into Executive Session. On motion (Hammond) and second (Hooks), the Board unanimously voted to return to open session. Chairman Boone stated that in executive session, possible litigation was discussed with no decisions made.

There being no further business, on motion (Caldwell) and second (Denney), the Board voted unanimously to adjourn.

Adjourned at 8:07 p.m.

Patty A. Giles  
County Clerk

Date 4/24/18



Lee Boone  
Chairman