

LOWNDES COUNTY BOARD OF COMMISSIONERS
AMENDED AGENDA
WORK SESSION, MONDAY, JULY 13, 2020, 8:30 a.m.
REGULAR SESSION, TUESDAY, JULY 14, 2020, 5:30 p.m.
327 N. Ashley Street - 2nd Floor

To comply with the guidelines of the Center for Disease Control (CDC) in regard to the Coronavirus (COVID19) pandemic and social distancing, face coverings (masks) are required for all meeting participants.

1. **Call To Order**

2. **Invocation**

3. **Pledge Of Allegiance To The Flag**

4. **Minutes For Approval**

- a. Work Session - June 22, 2020 & Regular Session - June 23, 2020

5. **Appointment**

- a. Lowndes County Division Of Family And Children Services Board

Documents:

[LOWNDES COUNTY DIVISION OF FAMILY AND CHILDREN SERVICES BOARD.PDF](#)

6. **Public Hearing**

- a. Rezoning Case REZ-2020-06 Cedric Solomon, GA Hwy 135, E-A To R-1, Well And Septic, (District 1 And 4)

Documents:

[REZONING CASE REZ-2020-06 CEDRIC SOLOMON.PDF](#)

7. **For Consideration**

- a. Adoption Of Fiscal Year 2021 Budget

Documents:

[ADOPTION OF FY 2021 BUDGET.PDF](#)

- b. Beer, Wine, And Liquor License - Saumil Patel And Shiv Patel Of Lake Park Liquor, LLC. DBA. Smitty's Liquor - 1265 Lakes Blvd, Lake Park, GA

Documents:

[BEER, WINE, AND LIQUOR LICENSE - SAUMIL PATEL AND SHIV PATEL OF LAKE PARK LIQUOR.PDF](#)

- c. Beer And Wine License - Mayank Pandya Of Lake Park Food Mart, LLC DBA Lake Park Food Mart - 7215 Lakes Blvd, Lake Park, GA

Documents:

[BEER AND WINE LICENSE - MAYANK PANDYA OF LAKE PARK FOOD MART.PDF](#)

- d. Fiber Optic To Lowndes EOC

Documents:

[FIBER OPTIC TO LOWNDES EOC.PDF](#)

- e. Judicial System Software Purchase

Documents:

[JUDICIAL SYSTEM SOFTWARE PURCHASE.PDF](#)

- f. Approval Of Clyattstone Rd.-Simpson Ln. ROW And Easement Purchases (Parcels 26 And 34)

Documents:

[APPROVAL OF CLYATTSTONE RD.-SIMPSON LN. ROW AND EASEMENT PURCHASES \(PARCELS 26 AND 34\).PDF](#)

- g. Amendment To TPO Agreement FY2021 - Transit

Documents:

[AMENDMENT TO TPO AGREEMENT FY2021 - TRANSIT.PDF](#)

- h. Acceptance Of FY 2021 Juvenile Justice Incentive Grant

Documents:

[ACCEPTANCE OF FY 2021 JUVENILE JUSTICE INCENTIVE GRANT.PDF](#)

- i. GEFA Loan Application

Documents:

[GEFA LOAN APPLICATION.PDF](#)

- j. Annual Contract Renewal For Mosquito Identification And Testing

Documents:

ANNUAL CONTRACT RENEWAL FOR MOSQUITO IDENTIFICATION AND TESTING -.PDF

- k. Office Of The Governor Criminal Justice Coordinating Council
Accountability Court Lowndes County DUI Court- State Court

Documents:

OFFICE OF THE GOVERNOR CRIMINAL JUSTICE COORDINATING
COUNCIL ACCOUNTABILITY COURT LOWNDES COUNTY DUI COURT-
STATE COURT.PDF

- l. Utility Easement Purchases & Release Of Utility Easement

Documents:

UTILITY EASEMENT PURCHASES AND RELEASE OF UTILITY
EASEMENT.PDF

- 8. **Reports - County Manager**
- 9. **Citizens Wishing To Be Heard-Please State Your Name
And Address**
- 10. **Adjournment**

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Lowndes County Division of Family and Children Services Board

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT:

FUNDING SOURCE:

Annual

Capital

N/A

SPLOST

TSPLOST

COUNTY ACTION REQUESTED ON: Appointing/reappointing a member

HISTORY, FACTS AND ISSUES: Rebecca Powell's term on the Lowndes County Division of Family and Children Services Board has expired. Mrs. Powell would like to be reappointed to another five year term. Ms. Rhonda Harraghy has also expressed interest in being appointed to the board.

OPTIONS: 1. Appoint/reappoint a member.
2. Board's pleasure

RECOMMENDED ACTION: Board's pleasure

DEPARTMENT: County Manager

DEPARTMENT HEAD: Joseph Pritchard

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Rezoning Case REZ-2020-06 Cedric Solomon, GA Hwy 135, E-A
to R-1, Well and Septic, (District 1 and 4)

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT:

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Rezoning Case REZ-2020-06 Cedric Solomon, GA Hwy 135, E-A to R-1, Well
and Septic, (District 1 and 4)

HISTORY, FACTS AND ISSUES:

In March of 2020, five parcels were reconfigured and subdivided as part of an estate settlement into various size lots at a minimum of 5 acres to comply with the current E-A (Estate Agricultural) zoning. This request is for a change in zoning from E-A to R-1 (Low Density Residential) and an additional subdivision of the property into three ~1.7-acre lots. The general motivation per the applicant's letter of intent is to place "a mobile home on each property" and "up to two per plot" on the property. The Agriculture/Forestry/Conservation Character Area that this property is located within encourages that "the rural character should be maintained by strictly limiting new development and protecting farmland and open space by maintaining large lot sizes and promoting use of conservation easements. Residential subdivisions should be severely limited and any minor exceptions should be required to follow a rural cluster zoning or conservation subdivision design." A change to R-1 zoning would create an island, or spot zoning, within the Character Area, and be inconsistent with the Comprehensive Plan's recommended development strategies.

The subject property possesses 210' of road frontage on GA Hwy 135, a GDOT-maintained major collector road. Per Chapter 8 of GDOT's Regulations for Driveway and Encroachment Control manual, "Individual drives shall not be approved for newly subdivided lots of less than 5 acres. Subdivision streets or shared drives shall be used to provide access to smaller lots or subdivided properties." A shared driveway between the proposed lots is discouraged from a Planning standpoint to decrease the possibility of a land use dispute should any of the three new lots be resold outside of the proposed family residences.

At the June regular GLPC meeting, the Planning Commissioners recommended for denial of the request by a 9-0 Vote. During the public hearing portion, two citizens spoke against the request. Their concerns centered on increased density, the rural character of the area, and a change in the regulations (adoption of the ULDC)

that resulted in the appearance of unequal requirements for building on family land.

Staff finds the request inconsistent with the Comprehensive Plan Character Area and Future Land Use Development Map, as further subdivision of the property will result in spot zoning that increases the population density, affecting the rural character of the area and impacting the traffic and safety on the state route.

OPTIONS: 1) Deny
2) Board's Pleasure

RECOMMENDED ACTION: Deny

DEPARTMENT: Planning/Zoning

DEPARTMENT HEAD: JD Dillard

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Adoption of Fiscal Year 2021 Budget

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT:

FUNDING SOURCE:

() Annual

() Capital

(X) N/A

() SPLOST

() TSPLOST

COUNTY ACTION REQUESTED ON: Adoption of Fiscal Year 2021 Budget

HISTORY, FACTS AND ISSUES: Following the public hearing held on July 7, 2020, the Fiscal Year 2020-2021 budget is submitted for adoption by the Board of Commissioners. This budget will become effective July 1, 2020.

OPTIONS: Board's Pleasure

RECOMMENDED ACTION: Board's pleasure

DEPARTMENT: Finance

DEPARTMENT HEAD: Stephanie Black

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Beer, wine, and liquor license - Saumil Patel and Shiv Patel of Lake Park Liquor, LLC. DBA. Smitty's Liquor - 1265 Lakes Blvd, Lake Park, GA

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT:

FUNDING SOURCE:

() Annual

() Capital

(X) N/A

() SPLOST

() TSPLOST

COUNTY ACTION REQUESTED ON: Beer, wine and liquor license - Saumil Patel and Shiv Patel of Lake Park Liquor, LLC. DBA. Smitty's Liquor - 1265 Lakes Blvd, Lake Park, GA

HISTORY, FACTS AND ISSUES: Saumil Patel and Shiv Patel of Lake Park Liquor, LLC. DBA. Smitty's Liquor - 1265 Lakes Blvd, Lake Park, GA, is requesting a license for the sale of beer, wine and liquor for consumption off premises. This is due to a change of ownership. The ordinance and guidelines for approval of the license have been met. All forms are attached and upon approval by the Board the license will be granted.

OPTIONS: 1. Approval of the Beer, wine and Liquor license
2. Board's Pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Finance

DEPARTMENT HEAD: Stephanie Black

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Beer and wine license - Mayank Pandya of Lake Park Food Mart,
LLC DBA Lake Park Food Mart - 7215 Lakes Blvd, Lake Park, GA

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT:

FUNDING SOURCE:

() Annual

() Capital

(X) N/A

() SPLOST

() TSPLOST

COUNTY ACTION REQUESTED ON: 1. Approval of the beer and wine license

HISTORY, FACTS AND ISSUES: Beer and wine License - Mayank Pandya of Lake Park Food Mart, LLC DBA Lake Park Food Mart - 7215 Lakes Blvd, Lake Park, GA, is requesting a license for the sale of beer and wine for consumption off premise. This is due to a change of ownership. The ordinance and guidelines for approval of the license have been met. All forms are attached and upon approval by the Board the license will be granted.

OPTIONS: 1. Approval of the beer and wine license
2. Board's pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Finance

DEPARTMENT HEAD: Stephanie Black

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Fiber Optic to Lowndes EOC

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$198,775.00

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Fiber Optic to Lowndes EOC

HISTORY, FACTS AND ISSUES: This request is to approve the installation of the fiber optic link to the EOC. The original design called for a fiber link as the primary connection with a wireless backup link to be used only in the case of a fiber cut. Due to funding constraints, the Lowndes County EOC has used the backup wireless link as the primary means of network connectivity since the building was first occupied in 2009. This has proven to be an inadequate link for the operation of the EOC.

- OPTIONS: 1. Approve
2. Board's pleasure

RECOMMENDED ACTION: Board's pleasure

DEPARTMENT: ITS

DEPARTMENT HEAD: Aaron Kostyu

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Judicial System Software Purchase

Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$102,762

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Judicial System Software Agreement

HISTORY, FACTS AND ISSUES: This is a request for the County to purchase from Tyler Technologies certain Judicial System Software and services that includes software, installation, training and maintenance services. This technology will be for the Lowndes County Probate Court. The technology will greatly enhance process efficiencies in the Probate court as well as improve citizen access to licenses and other records. Budget impact includes 10% contingency.

OPTIONS: 1. Approve
2. Board's pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: ITS

DEPARTMENT HEAD: Aaron Kostyu

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Approval of Clyattstone Rd.-Simpson Ln. ROW and Easement
Purchases (Parcels 26 and 34)

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$23,590.50

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Approval of Clyattstone Rd.-Simpson Ln. ROW Purchases

HISTORY, FACTS AND ISSUES: The County has negotiated the purchase of rights of way and easements for Parcels 26 and 34 for the Clyattstone Road - Simpson Lane TSPLOST project. The ROW Deeds set forth the grantors, identities of the properties, and purchase prices and terms of the acquisition for each property. The Commission is required to approve these acquisitions in a public vote.

OPTIONS: 1. Approve the acquisitions from the grantors of the identified properties for the purchase prices and terms of the acquisition for each property, as set forth in the ROW Deeds.

2. Redirect.

RECOMMENDED ACTION: Approve

DEPARTMENT: Engineering

DEPARTMENT HEAD: Mike Fletcher

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Amendment to TPO Agreement FY2021 - Transit

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$0

FUNDING SOURCE:

() Annual

() Capital

(X) N/A

() SPLOST

() TSPLOST

COUNTY ACTION REQUESTED ON: Amendment to TPO Agreement FY2021 - Transit

HISTORY, FACTS AND ISSUES: At the request of GDOT to transition from Fixed Expense Reimbursement to Unit Price Reimbursement methodology, effective FY2021 (July 1, 2020); the TPO Agreement with MIDS, Inc. needs to be amended. This amendment does not have any financial impact on the County, as all FY2021 Operating and Capital expenses are covered 100% under the CARES Act which requires no State or Local Match.

The transition and amendment will be effective beginning FY2021 and continue to the expiration of the existing TPO agreement (December 31, 2022).

OPTIONS: 1. Authorize the Chairman to sign Amendment #1-2020 to the TPO Agreement with MIDS, Inc.

2. Board's Pleasure

RECOMMENDED ACTION: Option 1

DEPARTMENT: Engineering

DEPARTMENT HEAD: Mike Fletcher

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Acceptance of FY 2021 Juvenile Justice Incentive Grant

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$289,498

FUNDING SOURCE:

- Criminal Justice Coordinating Council
- Funding
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Authorize the Chairman and Staff to sign all of the required documents in the Award Packet for submission to CJCC.

HISTORY, FACTS AND ISSUES: Lowndes County has been awarded funding for diversion programs to be administered through the Juvenile Court since FY2014. For FY2021, Lowndes County has been awarded \$289,498 in funding to again be used for the continued administration of programs to provide services to Lowndes County youth, and their families, instead of placing them in a secured detention facility. The Juvenile Court Judge has requested that the entire amount be used to fund Functional Family Therapy. Evidence Based Associates (EBA) was selected in 2013 as the program administrator for grant funded services and have continued to provide those services in each of the subsequent funding cycles. In order to officially accept the awarded grant funding and continue these services, the Criminal Justice Coordinating Council requires submission of the signed award packet, to include an Agreement for Services between Lowndes County and EBA.

- OPTIONS: 1. Authorize the Chairman and Staff to execute and submit the Award Packet.
2. Board's Pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Emergency Management

DEPARTMENT HEAD: Ashley Tye

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: GEFA Loan Application

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$2,500,000.00

FUNDING SOURCE:

- Annual
- Capital \$1,875,000.00
- Grant \$625,000.00
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: GEFA Loan Application

HISTORY, FACTS AND ISSUES: The Georgia Environmental Finance Authority offers funding through the State Revolving Fund. Local governments are able to secure low interest loans to be used for utility projects. Lowndes County has identified several lift station and manhole rehabilitation improvement projects. The loan can be structured to spread repayment over a period of up to 30 years; however, there is no penalty for paying the loan off early. The proposed interest rate will not exceed 1.94% While the total loan amount is \$2,500,000.00 it includes a grant component which allows for forgiveness of up to \$625,000.00 of the loan amount. Staff recommends approval of the GEFA Loan Application.

OPTIONS: Approve GEFA Loan Application
Board's Pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Utilities

DEPARTMENT HEAD: Steve Stalvey

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Annual Contract Renewal for Mosquito Identification and Testing

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$45,790

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Annual Contract Renewal for Mosquito Identification and Testing

HISTORY, FACTS AND ISSUES: The Current Contract with Valdosta State University is up for renewal. The contract services includes trapping, identification and testing of mosquitoes. The data collected will be used by Lowndes County to help reduce the risk of mosquito borne diseases.

OPTIONS: 1. Approve
3. Board's pleasure

RECOMMENDED ACTION: Board's pleasure

DEPARTMENT: Public Works

DEPARTMENT HEAD: Robin Cumbus

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Office of the Governor Criminal Justice Coordinating Council
Accountability Court Lowndes County DUI Court- State Court

Work Session/Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$40,000

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Lowndes County DUI Court Grant

HISTORY, FACTS AND ISSUES: This award is made under the Accountability Courts State of Georgia grant program. The Lowndes County DUI Court has been awarded a grant by the Criminal Justice Coordinating Council for a total of \$104,057; with a 10% match requirement by the County in the amount of \$11,562. Lowndes County DUI Court is requesting a total of \$40,000 for the 2020-2021 grant period as the grant only pays for a portion of the Court Coordinator's salary and benefits and half of the surveillance officer's contract salary. The Court requests that the shortfall be paid by the DATE funds that are generated from fines and fees collected by the State Court of Lowndes County. The authorizing Georgia Law code section O.C.G.A. 15-21-101(b)(3) states "Moneys collected pursuant to this article and placed in the "County Drug Abuse Treatment and Education Fund" shall be expended by the governing authority of the county for which the fund is established solely and exclusively (3) if an operating under the influence court division has been established in the county under Code Section 15-1-19, for the purposes of the operating under the influence court division." The Lowndes County DUI Court began operating in January 2017 and currently has a total of 28 active participants in the program and anticipate growing to 30 participants by the end of the year.

- OPTIONS: 1. Approve
2. Board's pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: State Court

DEPARTMENT HEAD: Judge Golden

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS:

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Utility Easement Purchases & Release of Utility Easement

Regular Session

DATE OF MEETING: July 14, 2020

BUDGET IMPACT: \$248,625.00

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Utility Easement Purchases & Release of Utility Easement

HISTORY, FACTS AND ISSUES:

The County has negotiated for the Coleman Road force main replacement project the 3 additional utility easements to be acquired and an unused section of an existing utility easement to be released as part of the consideration for the new easement at parcel #4. The attached utility easements set forth the respective grantors, identities of the easements, and purchase prices and terms of the acquisition of each easement. The attached release of easement sets forth the County as releasing party, identity of the released easement, and price and terms of the release for that easement. The Commission is required in a public vote to approve each of these easement purchases and the release of easement.

Parcel #2 Loch-Winn Farms LLLP, .230 acres, for \$34,500.00

Parcel #3 River Hill LLC, 1.68 acres, for \$168,000.00

Parcel #4 Loch-Winn Farms LLLP, .369 acres, for \$46,125.00 and the below release of easement

Parcel #4 Release of easement Loch-Winn Farms LLLP, .647 acres, for Parcel #4 easement, above

Staff recommends the purchase of the above utility easements on parcel #2, #3, and #4, the release of part of an existing utility easement at parcel #4, and authorization of the Chairman to sign that release of easement for parcel #4.

- OPTIONS:
1. Approve utility easement purchases and release of utility easement, as described above and in the attached easements and release of easement, and authorize Chairman to sign release of easement for parcel #4.
 2. Boards pleasure

RECOMMENDED ACTION: Approve

DEPARTMENT: Utilities

DEPARTMENT HEAD: Steve Stalvey

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS: