

MITCHELL COUNTY BOARD OF COMMISSIONERS
COMMISSION MEETING
AGENDA
February 13, 2024
5:00 PM

I. CALL TO ORDER

- A. Chairman Benjamin Hayward

II. INVOCATION

- A. Mr. Jerry Permenter

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF MINUTES:

- A. Regular Meeting, January 9, 2024
- B. Work Session, January 29, 2024

V. PUBLIC HEARING

- A. Request for a Rural Business With a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone, to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.90-acre parcel is located on Zoning Map 066, parcel 010. The property owner is Mrs. Rhonda Hilliard.

VI. NEW BUSINESS:

- A. Resolution# 2024-004-Mrs. Rhonda Hilliard
- B. Mitchell County Surplus Equipment & Vehicles
- C. 911 CAD Upgrade
- D. 911 Phone System & Recorder Upgrade
- E. Public Works Dump Truck Purchase
- F. Public Works Hot Box Trailer
- G. Diverse Power Incorporated Lease Agreement
- H. Right of Entry Work Policy
- I. Waste Collection Hours of Operation & Holiday Schedule

VII. COMMISSION AND ADMINISTRATIVE REPORTS

- A. County Administrator
- B. Finance Officer
- C. County Attorney

VIII. CITIZEN COMMENTS

IX. EXECUTIVE SESSION

- A. Pending Litigation

X. ADJOURN



Agenda Item Coversheet

Chairman Benjamin Hayward



Agenda Item Coversheet

Mr. Jerry Permenter



Agenda Item Coversheet

Regular Meeting, January 9, 2024

ATTACHMENTS:

Description	Upload Date	Type
Regular Meeting, January 9, 2024	2/8/2024	Cover Memo

MINUTES OF THE REGULAR MEETING OF THE MITCHELL COUNTY BOARD OF COMMISSIONERS HELD TUESDAY AT 5:00 P.M., JANUARY 9, 2024, IN THE COMMISSIONERS MEETING ROOM AT 5201 HIGHWAY 19 SOUTH, CAMILLA, GEORGIA.

Commissioners present:

Benjamin Hayward, Chairman
Reggie Bostick, Vice Chairman
Julius Hatcher, Commissioner

B. Keith Jones, Commissioner
David Sullivan, Commissioner

Staff present: Gary Rice, Administrator, Jerry Permenter, CFO, Rebecca Reese, County Clerk, Samantha White, Insurance Coordinator, Samantha Carr, Asst. CFO

Chairman Hayward called the meeting to order. County Attorney Russell Britt joined the meeting by telephone.

INVOCATION

Mr. Jerry Permenter

PLEDGE OF ALLEGIANCE

Recited in unison.

ELECTIONS

2023 Selection of Chairman: Mr. Britt declared the floor open for nomination of Chairman of Mitchell County Board of Commissioners. Commissioner Bostick made a motion to elect Commissioner Benjamin Hayward as Chairman. Commissioner Jones seconded the motion with all being in favor. Mr. Britt declared Commissioner Hayward to be the Chairman for the year 2024.

2023 Selection of Vice Chairman Election: Mr. Britt opened the floor for nomination of Vice Chairman of the Board of Commissioners. Commissioner Jones made a motion to elect Commissioner Reggie Bostick as Vice Chairman. Commissioner Sullivan seconded the motion with all being in favor. Mr. Britt then declared Commissioner Bostick to be the Vice Chairman for the year of 2024.

APPROVAL OF MINUTES

Chairman Hayward called for the approval of the minutes of the following meetings: Regular Meeting, December 12, 2023, Work Session, December 18, 2023, and Called Meeting, December 27, 2023. Commissioner Hatcher made a motion to approve the December minutes. Commissioner Sullivan seconded the motion with all in favor.

Mr. Rice opened the floor to hear the following public hearing.

PUBLIC HEARING

- Request for a Conditional use in an Ag Zone, to allow the applicant Matthew Nguyen Broiler Farm to Construct two (2) 55' x 550' Broiler Houses on the property located at 2504 Forty-Niner Road, Pelham, Georgia. The 15.25-acre parcel of property is located on Zoning map 067, Parcel 023A. The property owner is Matthew N. Farms, LLC. Mr. Nguyen spoke in favor of his request informing the Board that he had six poultry houses and is requesting to add (2) two more houses the maximum allowed by Tyson Foods. There being no one to speak in opposition, the hearing was declared closed.

NEW BUSINESS

Resolution #2024-001 Lease Renewals: This resolution would allow the renewing of certain equipment leases and authorizes the chairman and the administrator to sign any Collateral Installment Notes relating to these lease/purchases in effect during 2024. Commissioner Jones made a motion to approve this resolution as read. Commissioner Hatcher seconded the motion with all in favor.

Resolution #2024-002 Election Qualifying Fees: This resolution will establish qualifying fees for the General Election as set forth under Section 21-2-131 (a)(1) of the General Election Code. Commissioner Sullivan made a motion to approve the resolution as read. Commissioner Hatcher seconded the motion with all in favor.

Resolution #2024-003 Matthew N. Farms, LLC: This resolution authorizes a Conditional Use in an Ag Zone for the construction of (2) two broiler house poultry houses on a 15.25-acre parcel. Commissioner Jones made a motion to approve this resolution as read. Commissioner Bostick seconded the motion with all in favor.

County Administrator Contract Amendment: Mr. Britt informed the Board that all the terms and length of the contract are the same but with an adjustment to the salary to separate disparity of pay between administrator and department head. Commissioner Jones made a motion to amend the county administrator contract as presented. Commissioner Bostick seconded the motion with all in favor.

Chief Financial Officer Contract: Commissioner Bostick made a motion to approve the contract with the adjustment of the signing bonus for Mr. Jerry Permenter, CFO. Commissioner Jones seconded the motion which was unanimously approved.

Regional Commission Non-Public Board Appointment: Commissioner Jones made a motion to appoint Mr. Alfred Brown as a Non-Public member. Commissioner Sullivan seconded the motion with all in favor. Mr. Brown will be replacing the expired term of Mr. Nathaniel Keaton.

E-Agent Contract for E911: Commissioner Hatcher made a motion to approve the E-Agent Contract with E911. Commissioner Jones seconded the motion with all in favor. E911 was formally contracted with GCIC (Georgia Crime Information Center).

COMMISSION AND ADMINISTRATIVE REPORTS

County Administrator

- Recreation basketball season has begun, and they are playing in Pelham and Hopeful. We are receiving positive responses. Board members were encouraged to visit the facility to view the work that was done by the Correctional Institute's inmates.
- Weather Update: We had the best participation from the County from the schools to the municipalities that sat in on the weather webinar in preparation for the storm on Tuesday. Each entity was able to make an informed clear decision on closures. We had a good group of people working together at the Emergency Operation Center and it was a successful day, and we are looking at ways to make it better. Mr. Rice said he was proud of the team.
- We received the annual audit from the Sheriff's Office.

Chief Finance Officer

Mr. Permenter expressed his gratitude to the Board for allowing him to work another year in Mitchell County.

County Attorney

Nothing to report.

CITIZEN COMMENTS

Ms. Doris Johnson addressed the Board to thank them for listening to her and for pulling the ditches on her road (South Turkey). She said the ditches are full of water from the rain but thank you. She asked that the Board continue to work together. Ms. Johnson said she just wanted the governing body to come together to pave (2) two miles of road. Chairman Hayward thanked Ms. Johnson for her comments.

There being no further business, Commissioner Bostick made a motion to adjourn the meeting. Commissioner Jones seconded the motion with all in favor.

The meeting was adjourned at 5:30 p.m.

Benjamin Hayward, Chairman

Rebecca Reese, County Clerk



Agenda Item Coversheet

Work Session, January 29, 2024

ATTACHMENTS:

Description	Upload Date	Type
Work Session, January 29, 2024	2/8/2024	Cover Memo

MITCHELL COUNTY BOARD OF COMMISSIONERS
WORK SESSION MINUTES
MONDAY @ 5:00 P.M., JANUARY 29, 2024
COMMISSION OFFICE, 5201 HIGHWAY 19 S, CAMILLA, GA

Commissioners present:

Benjamin Hayward, Chairman
Reggie Bostick, Vice Chairman
Julius Hatcher, Commissioner

David Sullivan, Commissioner
Keith Jones, Commissioner

Staff present: Gary Rice, Administrator, Jerry Permenter, CFO, Rebecca Reese, County Clerk, Samantha Carr, Assistant CFO, Samantha White, Insurance Clerk

CALL TO ORDER

Chairman Hayward called the meeting to order. Mr. Russell Britt, County Attorney, joined the meeting by telephone.

WORK SESSION PRESENTATION

Award Presentation to Retiring Judge Robert Richardson: Chairman Hayward presented Judge Robert Richardson with a plaque for his years of service with Mitchell County. Judge Richardson was the County's attorney for 15 years and served as Probate Judge for 10 years.

Sheriff Office Camera Presentation: Mr. Keith Kenner, representative of Flock Safety, gave a camera presentation for cameras that are being considered for purchase by the Sheriff Department for installation on some county and state roads in Mitchell County. Deputy Terry Hayes informed the Board that crime is on the rise and the cameras will aid in preventing or eliminating crime. He also told the Board that the cameras could be purchased from inmate phone collection fees. Mr. Hayes said the contract had been sent to the county attorney for review. These cameras are already in use in nearby cities and counties and the cameras will be used in cooperation with other agencies.

NEW BUSINESS

Infrastructure Discussion – Mayor Annette Morman, City of Baconton: Mayor Morman addressed the Board, with Councilman Jamie Sullivan, to inform them that the portion of Georgia Highway 3 that is in the city limits of Baconton needs resurfacing. Mayor Morman said that the City of Baconton does not have a record of this road being a city street. Chairman Hayward said this is a transitional road that was given to the County by former, and deceased, Georgia Department of Transportation (GDOT), Commissioner Wayne Shackelford in 1982. Mayor Morman and Councilman Sullivan said the road is crumbling and deteriorating in Baconton. Councilman Sullivan said they do not have the funds

to resurface the road, so they are asking the County for help with the resurfacing. He said this is an important road. Mayor Morman said she spoke with Mr. Shannon Bradford, District Aid Coordinator with GDOT, and was informed that the section of the road that is in the city limits of Baconton is a county road. Councilman Sullivan said they are only requesting to know the true ownership of the road and if the TSPLOST (Transportation Special Purpose Local Option Sales Tax) that the County receives for county roads could be used to help resurface this portion of road in Baconton. Commissioner Jones recommended that they meet with the county administrator to discuss the ownership issue.

Waste Collection Site Discussion: Mr. Rice reported that he had done an analysis of the waste collection for the month of December 2023 to get an idea of the activity of waste collected at the sites (Hopeful, Locast, Highway 37, and John Collins). The factors included in this analysis were total activity by hour of day, average activity by day, and average visits by day of the week. Mr. Rice proposed the following recommendations.

- Close the Locast site on Sunday's – due to only averaging 1.5 visits per day.
- Have two defined operating hours by season of the year.
 - During Daylight Savings Time (Spring & Summer) – 7:00 a.m. to 7:00 p.m.
 - During Eastern Standard Time (Fall & Winter) – 7:00 a.m. to 5:00 p.m.
 - Due to darkness and safety concerns for citizens and staff
- Establish set days to be closed for Holidays.
 - Close the following days:
 - Thanksgiving Day
 - Christmas Day
 - New Year's Day
- It would become effective this year.

After some discussion, Commissioner Jones directed Mr. Rice to collect the same information for January for comparison.

Right of Entry Work: Mr. Rice reported he gave Mr. Britt a draft copy of the proposed Right of Entry document on private property. Mr. Britt will make the necessary revisions and this document will be considered for approval at the regular meeting. Mr. Rice requested that the Right of Entry on private property documents become part of our Code of Ordinances. He said Mr. Russell Moody, Planning & Zoning Official, and a certified engineer will make the authorization for entry onto private property based on the following factors: the protection and safety of Mitchell County citizens, natural or technological disaster, fulfillment of public interest, public infrastructure, and any other situation permitted by Georgia law.

COMMISSION AND ADMINISTRATIVE REPORTS

County Administrator

- ACCG (Association County Commissioners of Georgia) Conference April 25-27 – Registration Opens February 8th, 2024. Please let Ms. Reese know if you plan to attend.
- Exploring a community calendar so citizens can be informed or notified on any new events or changes to events. The citizens would have to sign up for this if we can find a viable option.
- Exploring grant opportunities to upgrade the workout gym in Pelham that would be available to Mitchell County employees and the City of Pelham employees. This is another collaborative effort with the City of Pelham.
- We had a very successful Planning and Zoning Board training course through the Carl Vinson Institute. All board members were there.
- Lake Pleasant Church Road project is beginning as ROW's (right of ways) have been marked. The engineer and Mr. Rice rode the road last Thursday.

Chief Financial Officer

- The staff is closing out December 2023 and the auditors will be here in (3) three weeks.
- Mr. Permenter advised the Board to be aware of legislation bills being introduced because some are disconcerting.

County Attorney

Mr. Britt reported that he is working on the Right of Entry on private property with the county administrator.

Mr. Russell Moody, Planning and Zoning Official, addressed the Board to introduce Mr. Chris Robinson who joined his office as the new Code Enforcement Officer.

Warden Cedric Taylor addressed the Board to introduce the new warden at Autrey Correctional Institute, Mr. Curtis Carter. Mr. Carter stated he is originally from Albany, Georgia and that it is a privileged to be back home. He told the Board that if there is anything he can do to help, please contact him.

CITIZEN COMMENTS

Mr. Jamie Sullivan, Camilla Fire Chief, addressed the Board to commended them for working to put in place a Right of Entry ordinance for the County to enter onto private property.

Commissioner Jones commended Mr. Rice and Warden Taylor for their leadership and having a vision for the Cochran Center.

There being no further business, Commissioner Sullivan made a motion to adjourn the meeting. Commissioner Bostick seconded the motion with all in favor.

Benjamin Hayward, Chairman

Rebecca Reese, County Clerk



Agenda Item Coversheet

Request for a Rural Business With a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone, to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.90-acre parcel is located on Zoning Map 066, parcel 010. The property owner is Mrs. Rhonda Hilliard.

ATTACHMENTS:

Description	Upload Date	Type
Agenda- Minutes- Mrs. Rhonda Hilliard	2/2/2024	Cover Memo

AGENDA

Mitchell County Planning Commission

January 18th, 2024 – 7:00 p.m.
4767 Hwy 37 East

1. Call meeting to order.
2. Open with Pledge of Allegiance.
3. Innovation.
4. Approve minutes for the December 21st, 2023, Meeting.

OLD BUSINESS: Mr. Russell Moody informed the Planning and Zoning Commission that the Zoning Application for Matthew Nguyen Broiler Farm was granted approval by the Mitchell County Board of Commission at their meeting on January 9th, 2024.

PUBLIC HEARING:

- A. Request for a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone, to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.90 - acre parcel is located on Zoning Map 066, parcel 010. The property owner is Mrs. Rhonda Hilliard.

NEW BUSINESS:

A. **Resolution # 2024-004** – Mrs. Rhonda Hilliard - Request for a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone, to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.90 - acre parcel is located on Zoning Map 066, parcel 010. The property owner is Mrs. Rhonda Hilliard.

Approval by all Planning Members Present in Favor to grant a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone to allow the Applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen. The motion to grant approval carried. The 2.90-acre parcel of property is located at 5980 Branchville Road, Camilla. The parcel of property is located on Zoning Map 066, Parcel 010. The property owner is Mrs. Rhonda Hilliard.

Adjourn: 7:15pm

MITCHELL COUNTY PLANNING COMMISSION MINUTES

January 18th, 2024

Present:

Richard Beasley, Chairman Terry Curles Andy Collins Mike Mitchell Ralph Davis, Jr.
Daniel Morrell Susan Clayton Ralph Collins, III

Russell Moody, Zoning Administrator Terrie Swain, Administrative Assistant

Not Present:

Joseph Rackley, Vice-Chairman Ann Bryant

Chairman Beasley, called the meeting to order at 7:00p.m.

The Pledge of Allegiance to the Flag was performed.

Mr. Andy Collins gave the Invocation.

Mr. Andy Collins made the motion to approve the December 21st, 2023, meeting minutes. Mr. Mike Mitchell seconded the motion. The motion carried unanimously by a show of hands of the members present.

OLD BUSINESS:

Mr. Moody informed the Planning and Zoning Commission that the Zoning Application for Matthew Nguyen Broiler Farm was granted approval by the Mitchell County Board of Commission at their meeting on January 9th, 2024.

NEW BUSINESS:

23-9406 – Request for A Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.90 Acre parcel is located on Map 066, Parcel 010. The Property Owner is Mrs. Rhonda Hilliard. Mrs. Rhonda Hilliard attended the Zoning meeting to answer any questions in relation to her application. Mrs. Hilliard stated that she has been in the restaurant and catering business for (14) fourteen years, she is selling the restaurant in Camilla and downsizing the business. Mrs. Hilliard stated that she would like to locate a Tyson metal building at her house to operate her catering business out of. Mrs. Hilliard informed the Planning and Zoning Commission that approval has been granted by the EPD (Environmental Protection Division) and the Mitchell County Environmental Health County Manager, Mr. Jeffery Avery. Mrs. Hilliard stated that she has bank approval to proceed once approval has been granted by the Mitchell County Planning and Zoning Commission and the County Commission. Chairman, Richard Beasley questioned if there would be customers at the purposed catering building. Mrs. Hilliard stated there would be no customers at the catering building, the building will be utilized for preparation and cooking of the food to be catered at a specific offsite location. Zoning Administrator, Russell Moody informed the Planning and Zoning Commission that Mrs. Rhonda Hilliard meets requirements for a rural business and will be obtaining all necessary permits upon approval by the Mitchell County Board of Commission.

Chairman, Richard Beasley questioned if there was any opposition to this purposed zoning request. There was no opposition.

After a brief discussion by Planning and Zoning Commission of the purposed zoning request, Mr. Andy Collins made the motion to grant approval for a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone to allow the applicant Mrs. Rhonda Hilliard to Construct and Operate a Commercial Catering Kitchen on the 2.90-acre parcel of property. Mr. Mike Mitchell seconded the motion. The motion carried with all members present in favor of approval. Mrs. Rhonda Hilliard was informed by the Planning & Zoning Commission that this recommendation would be forwarded to the Mitchell County Board of Commissioners for their decision at their meeting on February 13th, 2024 @ 5:00 pm and a representative would need to be in attendance.

Other Business: Zoning Administrator, Mr. Russell Moody addressed the Planning and Zoning Commission reminding the members present that the Zoning 101 Class scheduled for January 25th, 2024, is next Thursday from 9:00am till 4:00pm, at the Mitchell County E-911 Center. Zoning Administrator Moody stated that is very important that all Planning and Zoning Commission members attend the Zoning 101 Class.

Having no further business Meeting was adjourned at 7:15 p.m.

Mr. Richard Beasley, Chairman



Permit #: 9406

Permit Date: 12/14/23

Permit Type: Zoning Application

Owner Name: RHONDA HILLIARD

Mailing Address: POST OFFICE BOX 403

City, State, ZIP: CAMILLA, GEORGIA 31730

Contractor/ Installer/

Surveyor/Camper Name :

Job Site Address: 5980 BRANCHVILLE ROAD

City, State, Zip: CAMILLA, GEORGIA 31730

Phone Number: 229-336-3367

Email: diggitydogsdiner2012@yahoo.com

Map Number: 066

Parcel Number: 010

Flood Zone: No

Variance Required: Yes- Rural Business

Maximum Building Height::

Frontage Setback: 150

Commissioner District: 03- Reggie Bostick

Work Type (new): REQUEST FOR A RURAL BUSINESS WITH A VARIANCE IN BUILDING SIZE FROM 1000' TO 1422' IN AN AG ZONE FOR A COMMERCIAL CATERING KITCHEN

Work Category: Zoning Request

Square Footage of Project: 1422

Project Cost: 1225

Permit Issued By: Terrie Swain

Inspected On:

Final Inspection:

CO Issued:

Zoning Classification: Agriculture

Minimum Setbacks: :

Minimum Lot Size:

Septic - Mitchell Co. Health Dept: New -Approved

Power Company: Mitchell EMC

**Manufactured Home Year,
Size and Serial Number:**

Status: Open

Assigned To: Russell Moody**Property**

Parcel #	Address	Legal Description	Owner Name	Owner Phone	Zoning
00660010	5980 BRANCHVILLE RD	5980 BRANCHVILLE RD	HILLIARD TOMMY & RHONDA		

Fees

Fee	Description	Notes	Amount
Zoning Application	Enter number of Parcels		\$1,225.00
Building Permit Fee			\$25.00
Total			\$1,250.00

Payments

Date	Paid By	Description	Payment Type	Accepted By	Amount
12/18/2023	RHONDA HILLIARD /SOUTHERN PINES CATERING	ZONING APPLICATION# 23- 9406	IN OFFICE - CHECK#988	Russell Moody	\$1,225.00
12/18/2023	RHONDA HILLIARD / SOUTHERN PINES CATERING	OVERPAYMENT FOR ZONING APPLICATION #9406	IN OFFICE - CHECK#988	Russell Moody	\$25.00
Outstanding Balance					\$0.00

Notes

Date	Note	Created By:
12/18/2023	CHECK#988 IS IN THE AMOUNT OF \$1250.00- \$25.00 WILL BE REIMBURSED AFTER THE ZONING MEETING ON 1/18/2024.	Terrie Swain

Mitchell County Code Enforcement
Planning & Zoning Department
5201 Hwy 19 South
Camilla, Georgia 31730

Phone (229) 336-2060
Fax (229) 336-2362

Russell Moody
Zoning Administrator

APPLICANT MEETING NOTIFICATION

Application must be filed in the office of the Zoning Administrator at 5201 US Hwy 19 South, Camilla, Georgia by **DECEMBER 18th, 2023 by 12:00pm** in order to be heard by the Planning Commission the following month.

Caution that failure to appear could result in a denial due to lack of sufficient information needed for the Boards to make an informed decision.

PLANNING COMMISSION

DATE/TIME: JANUARY 18th, 2024 @ 7:00pm

BOARD OF COMMISSIONERS

DATE/TIME: FEBRUARY 13th, 2024 @ 5:00pm

**THE PLANNING COMMISSION MEETING WILL BE HELD AT THE:
MITCHELL COUNTY 911 CENTER (EOC) MEETING ROOM.**

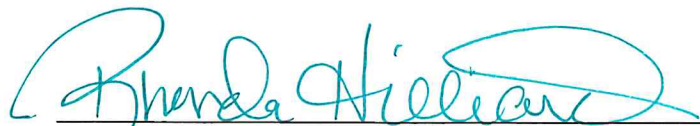
4767 Hwy 37 East, Camilla, Georgia 31730

**THE BOARD OF COMMISSION MEETING WILL BE HELD AT THE:
MITCHELL COUNTY GOVERNMENTAL COMPLEX BOARD OF COMMISSION
MEETING ROOM.**

5201 US Hwy 19 South, Camilla, Georgia 31730

Questions? Please call the Zoning Administrator at 336-2060.

Your signature below acknowledges receipt of the above referenced data.

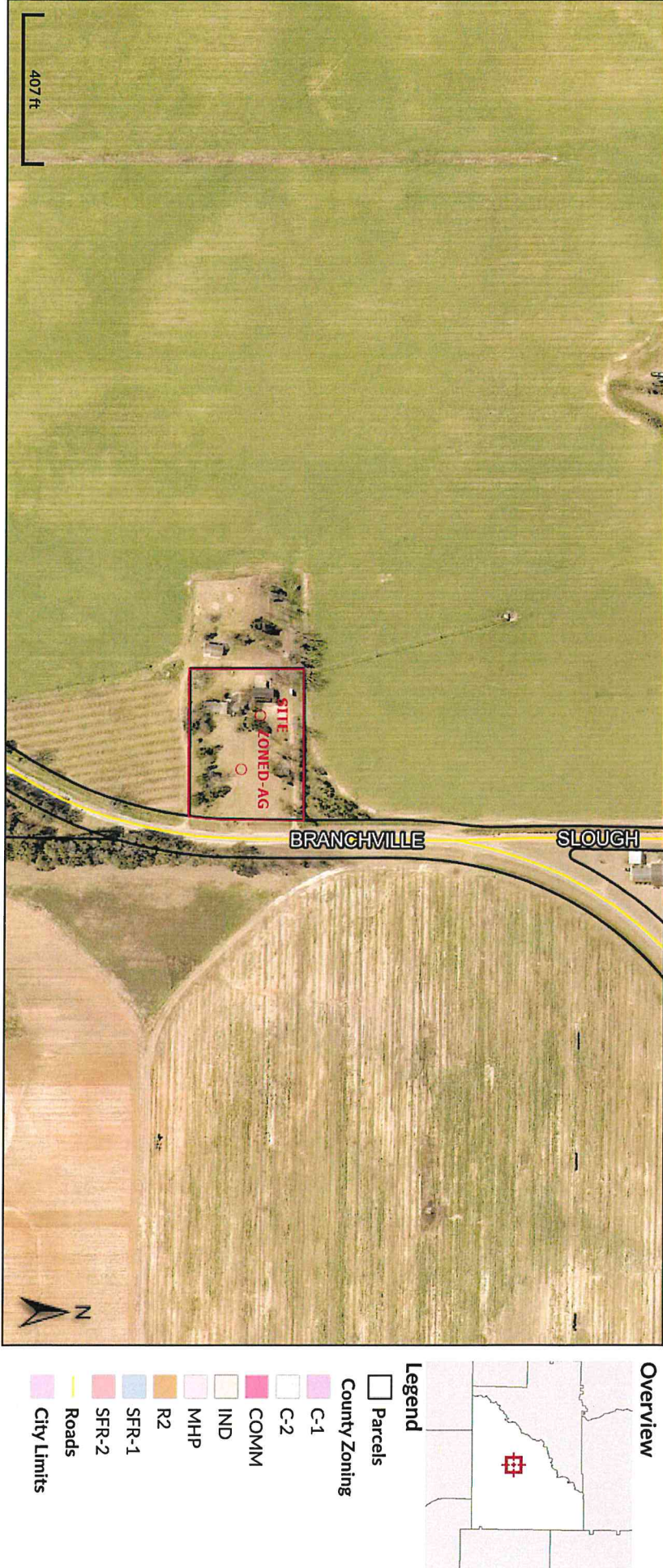


Applicant/ Representative

12-5-23

Date

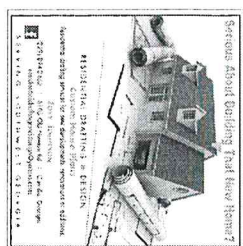
MRS. RHONDA HILLIARD



Date created: 1/4/2024

Last Data Uploaded: 1/3/2024 3:09:12 PM

Developed by  **Schneider**
GEOSPATIAL



RESIDENTIAL DRAFTING AND DESIGN, LLC

JOSEPH E. JOHNSON
UNIT C 217 NEWTON ROAD
CAMILLA, GEORGIA
1-229-894-2462 CELL
residentialdraftinganddesign@yahoo.com

HILLARD PROJECT
BRANCHVILLE HWY
CAMILLA, GEORGIA

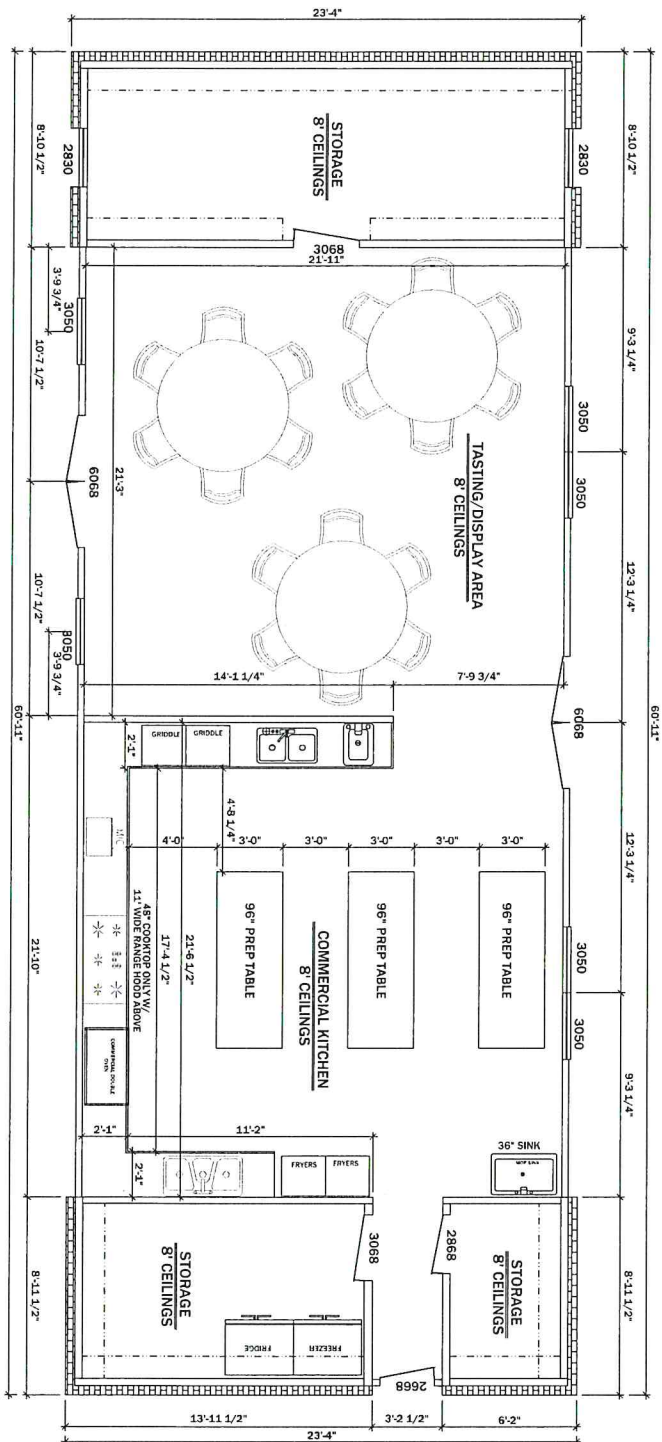
PRELIMINARY
RENOVATED
FLOOR LAYOUT

SQUARE FOOTAGE TABULATIONS
RENOVATED HEATED & COOLED 1422

SHEET NUMBER

A-2

SCALE = 1/4" = 1' ON D SIZE PAPER
JANUARY 30, 2019



ZONING

229-336-2060

Public notice is hereby given that on Thursday the 15th day of January 2024 at 7:00 p.m. the Mitchell County Planning Commission will hold a public hearing at the Mitchell County 911 Center in the (EOC) Meeting room located at 4767 Hwy 37 East, Camilla, Georgia, on the following zoning application. After said public hearing, the Planning Commission will submit to the Mitchell County Board of Commissioners its "Recommendations" regarding said zoning application.

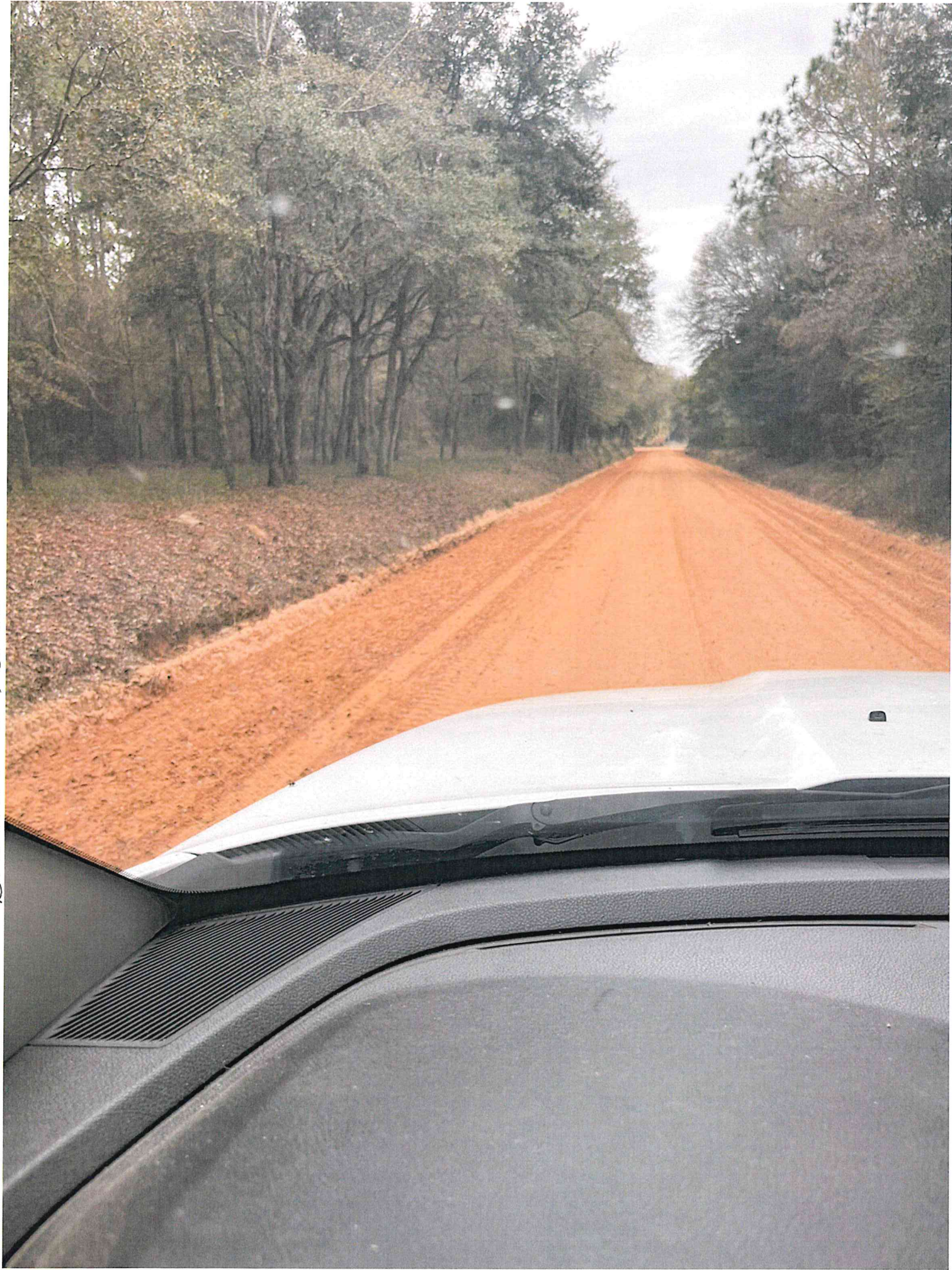
Public notice is hereby given that on Tuesday the 13th day of February 2024 at 5:00 p.m. the Mitchell County Board of Commissioners will hold a public hearing at the Mitchell County Governmental Complex in the Board of Commissioners Meeting Room at 5201 US Highway 19 South in Camilla, Georgia on the same zoning application.

23-9406— Request for a Rural Business with A Variance Use in Building Size from 1000' to 1422' in an Ag Zone to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla. The 2.9 Acre parcel is located on Zoning Map 066, Parcel 10. The Property Owner is Mrs. Rhonda Hilliard.

All interested persons are invited to attend these public hearings.

A photograph of a Mitchell County Zoning sign in a grassy field. The sign is white with a black border and features the text "MITCHELL COUNTY ZONING" and "229-336-2060" in red. Below the text is a yellow rectangular area containing illegible text. The sign is positioned in front of a wooden utility pole, with tall grass and trees in the background.

Branchville Road



Branchville Road



Branchville Road





Agenda Item Coversheet

Resolution# 2024-004-Mrs. Rhonda Hilliard

ATTACHMENTS:

Description	Upload Date	Type
Resolution# 2024-004-Mrs. Rhonda Hilliard	2/2/2024	Cover Memo

RESOLUTION 2024-004

GRANTING A RURAL BUSINESS WITH A VARIANCE

WHEREAS, The Mitchell County Board of Commissioners has adopted a Zoning Map and Ordinance for the unincorporated areas of the County and,

WHEREAS, the Zoning Map and Ordinance may be amended from time to time by citizen or Planning Commission originated request,

WHEREAS, the Mitchell County Planning Commission did Approve to grant a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone for the Construction of a Commercial Catering Kitchen by all members present.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Mitchell County, Georgia by the authority of the same as follows:

Request for a Rural Business with a Variance in Building Size from 1000 square feet to 1422 square feet in an Ag Zone, to allow the applicant Mrs. Rhonda Hilliard to Construct a Commercial Catering Kitchen on the property located at 5980 Branchville Road, Camilla, Georgia. The 2.90 - acre parcel is located on Zoning Map 066, parcel 010. The property owner is Mrs. Rhonda Hilliard. The request for 2.90 acres, is hereby **GRANTED SO RESOLVED**, this 13th day of February, 2024.

BOARD OF COMMISSIONERS
MITCHELL COUNTY, GEORGIA

Benjamin Hayward, Chairman

Attest:

Rebecca Reese, Clerk

COMMISSION VOTE: ____YES ____NO



Agenda Item Coversheet

Mitchell County Surplus Equipment & Vehicles

ATTACHMENTS:

Description	Upload Date	Type
Mitchell County Surplus Equipment & Vehicles	2/8/2024	Cover Memo

Excess Property Request

February 12th, 2024

Probation

2005 F-150 XLT VIN 1FTPW14545KE65777

2011 Dodge Charger VIN 2B3CL1CT4BH588856

Road Department

2009 Ford F-150 VIN1FTRW14829KC82235

2014 Kenworth T370 Dump Truck VIN 2NKHLJ9X6FM435552

Recreation

(3) Grasshopper Riding lawn mowers



Agenda Item Coversheet

911 CAD Upgrade

ATTACHMENTS:

Description

911 CAD Upgrade

Upload Date

2/8/2024

Type

Cover Memo



Quotation/Order Form

Quote For:
 Mitchell County 911, GA
 Albert Bryant
 4767 Hwy 37 East
 Camilla, GA 31730

Quote #: Q-04432 - 4
Create Date: 2/1/2024, 10:41 AM
Expires On: 5/2/2024
Payment Terms: Net 30

Customer Success Manager: Connie Thomaschek
Phone: (336) 397-5300
Email: cthomaschek@caliberpublicsafety.com
Orders Fax: (866) 368-8602

Product Code	Product Description	Location	Qty	Price Each	Extended
CAD					
HWKIT-CADWKSTN	CAD Standard Workstation - Hardware only		4.00	\$2,014.00	\$8,056.00
DLU2414H	Dell 24" Widescreen LCD Monitor		8.00	\$254.00	\$2,032.00
HWKIT-CADSMSVR	CAD Database / Application Server - Hardware only		1.00	\$21,721.00	\$21,721.00
HDKIT-CADWKSTN	CAD Standard Workstation - Help Desk Coordination		4.00	\$290.00	\$1,160.00
CI-WKOS-5	Workstation Order OS & Applications 4-9 wrkstns- Caliber provided hardware	Onsite	1.00	\$1,995.00	\$1,995.00
HDKIT-SMTRSVR	Small Tier Rack Server -- Help Desk Coordination		1.00	\$960.00	\$960.00
CI-HWINST-10	Server Hardware Order/Rack/OS/SQL/ Application 1-9 Licenses (Caliber provided HW)	Remote	1.00	\$4,620.00	\$4,620.00
SI-CAD-SVR	Server Software installation (install of our software on a new server)	Onsite	1.00	\$1,995.00	\$1,995.00
CAD TOTAL:					\$42,539.00

Future Maintenance - Subscription

Mnt-Sup Future Year 2	Future Maintenance-Support Year 2		1.00	\$2,226.00	\$2,226.00
Mnt-Sup Future Year 3	Future Maintenance-Support Year 3		1.00	\$2,337.30	\$2,337.30
Mnt-Sup Future Year 4	Future Maintenance-Support Year 4		1.00	\$2,454.17	\$2,454.17
Mnt-Sup Future Year 5	Future Maintenance-Support Year 5		1.00	\$2,576.88	\$2,576.88
Future Maintenance - Subscription TOTAL:					\$9,594.35

Subtotal: \$42,539.00
Annual Maint & Support: \$2,120.00
Estimated Travel: \$2,950.00

Order Total: \$57,203.35

Year 2 Total Annual Maint, Support & Subscription: \$2,226.00



Agenda Item Coversheet

911 Phone System & Recorder Upgrade

ATTACHMENTS:

Description	Upload Date	Type
911 Phone System & Recorder Upgrade	2/8/2024	Cover Memo

Cost Justification of new SUA+ as opposed to the SUA that is currently under Contract

Four (4) MCC7500 Consoles upgraded to AXS Consoles Current 2023 cost \$149,600 per position (after 6-16-23 price increase) or \$598,400 (\$149,600 x 4). A Conservative 13% per year price increase was used to calculate the 2027 Future cost of this upgrade.	2023 Cost \$598,400.00	Future Upgrade Cost \$975,675.00
The 2023 cost of the MC-Edge RTU upgrade would be \$35,200.00 (after 6-16-23 price increase). A Conservative 13% per year price increase was used to calculate the 2027 Future Cost of this upgrade.	\$ 35,200.00	\$ 57,392.00
New 2024 VESTA System Upgrade to include (5) Years of Maintenance and SUA+ support	\$377,562.00	\$377,562.00
New 2024 Eventide System Upgrade to include (5) Years of Maintenance and SUA+ support	\$ 98,600.00	\$ 98,600.00
Total Platform Upgrades paid for by the SUA+ and net new VESTA & Eventide system upgrades to include five (5) years of support.		\$1,509,229.00
Less SUA+, VESTA & Eventide Cost		-\$1,305,940.00
Overall Savings with SUA+, VESTA and Eventide upgrades		\$ 203,289.00

~~463~~
476,162 Total

~~206,451~~



Agenda Item Coversheet

Public Works Dump Truck Purchase

ATTACHMENTS:

Description	Upload Date	Type
Peterbuilt Quote	2/8/2024	Cover Memo
Worldwide Equipment Government & Municipal Sales Quote	2/8/2024	Cover Memo

Alisa Kostas

From: Dave Tennyson <davet@ppblt.com>
Sent: Friday, December 29, 2023 1:04 PM
To: Alisa Kostas
Subject: NEW 2024 PETERBILT MODEL 548 DUMP TRUCK
Attachments: Scan2023-12-21_172008(1).pdf

Peterbilt

[You don't often get email from davet@ppblt.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

Mrs. Kostas, attached are the specs on the Dump Truck I spoke with you about this morning. It is in stock for quick delivery, subject to prior sale.

The Truck has a 20,000 lb Front Axle and 44,000 lb Tandem, with 46,000 lb Suspension, for 64,000 GVW, with 370 HP, 1,250 Torque Cummins Engine with Full Compression Jake Engine Brake, Allison Automatic Transmission, and OX 16' Stampede Body, plus other specs as shown on the attachment.

The OX Stampede Body is Built Heavy Duty with 1/4" AR-450 floor, sides, tailgate, and Front. It will haul most any material, including Rip Rap. without damage to the Body.

This Truck also has factory installed Air & Electric Connections at the end of the Frame , if you ever wanted to add a Pintle Hitch to tow an equipment Trailer.

THE NET PRICE ON THE TRUCK IS \$180,951, INCLUDING THE OX STAMPEDE HEAVY DUTY DUMP BODY, FOB ALBANY, GA, SUBJECT TO PRIOR SALE.

Please look over the specs and let me know if you have any questions, or if you have interest in purchasing this truck. (With this truck, you can avoid the Calendar Year 2024 Price Increase and Change in Engine Emission Systems)

Kindest regards,
Dave

DAVE TENNYSON
PERFORMANCE PETERBILT OF ALBANY LLC
1710 EAST OGLETHORPE BLVD
ALBANY, GEORGIA 31705
CELL 229-881-6171
FAX 229-883-7178

Mitchell County

2025 KW T480 T880

12/20/2023

KW

Mr. Rice,

On behalf of Worldwide Equipment, I am thankful for the opportunity to present the following quotes for your consideration. One (1) New / Unused 2025 Kenworth T480 Series Conventional Full Truck, 18-yard Dump Ox Body, Paccar PX-9 Engine and Allison 3000 RDS 6 – speed Transmission each for:

→

KW T480 Chassis	145209.00
Body (Ox Body)	22223.09
Tax (0.00%)	0.00
Total Cost:	\$ 167432.09

Godwin Body 27,113.00

←

172,322.00

One (1) New / Unused 2025 Kenworth T880 Series Conventional Full Truck, 18-yard Dump Ox Body, Paccar MX-13 Engine and Allison 4500 RDS 6 – speed Transmission each for:

KW T880 Chassis	155708.00
Body	22223.09
Tax (0.00%)	0.00
Total Cost:	\$211081.09

Thank you in advance Mr. Rice for your consideration. Should you have any questions, please do not hesitate to contact me.

Sincerely



Chris Warren

Worldwide Equipment Government and Municipal Sales

chris.warren@thetruckpeople.com

Cell: 901-616-9428 / Office: 229-639-3224



Agenda Item Coversheet

Public Works Hot Box Trailer

ATTACHMENTS:

Description	Upload Date	Type
Public Works Hot Box Trailer Quote	2/8/2024	Cover Memo



Reynolds-Warren Equipment Co.
1945 Forest Parkway Lake City, GA 30260
TF: (404)361-1593 FX:(404)361-1885
www.reynoldswarren.com

QUOTATION

To: Joseph Ross

Organization: Mitchell County

Date: 11/01/23

Address: 4798 Ga Hwy 37 East

City/State Camilla, GA 31730

Description	Amount
2024 FALCON 4-TON ASPHALT RECYCLER & HOT BOX TRAILER, BATTERY CHARGER PACKAGE, SINGLE DIESEL BURNER, DUMP BOX (12-VOLT ELECTRIC OVER HYDRAULIC), 16' TANDEM AXLE TRAILER, LED LIGHTING UPGRADE, ONE AMBER STROBE PER SIDE, NIGHT WORK LIGHTS -LED, STROBE WARNING LIGHT, UPGRADED ST235/80R16 TIRES-LOAD RANGE E, TOOL HOLDER-3 POSITIONS, RELEASE AGENT BASKET, 24 HR TIMER, **UPGRADES--DUAL DIESEL BURNER RECYCLER PACKAGE - INCLUDES 24 HR TIMER, HOIST WITH 12V WINCH, 24X24 CONPACTOR BASKET & *****LED ARROW BOARD***** ***STATE CONTRACT NUMBER 99999-001-SPD0000177*** **CAN ONLY CHARGE UP TO \$1,000 FOR DELIVERY**	
S/N 1F9P41720PM339203	\$53,092.80
Price As Equipped	\$53,092.80
Sales Tax:	
Freight:	\$1,000.00
Total:	\$54,092.80

The above equipment is subject to prior sale. All applicable taxes will be applied.

This Quotation will be honored for a period of thirty (30) days unless otherwise specified.

EST. Lead Time	IN STOCK ATLANTA	Representative	Tyler Davis
F.O.B.	DELIVERED	Phone #:	229-520-7279
Terms:	Due on Receipt	Email:	tdavis@reynoldswarren.com



Agenda Item Coversheet

Diverse Power Incorporated Lease Agreement

ATTACHMENTS:

Description	Upload Date	Type
Diverse Power Incorporated Lease Agreement	2/8/2024	Cover Memo

LEASE AGREEMENT

THIS LEASE AGREEMENT (hereafter "Agreement") is made this _____ day of _____ 2023, by and between Mitchell County (hereafter "Lessor"), and **DIVERSE POWER INCORPORATED**, an Electric Membership Corporation (hereafter "Lessee").

1. Site Lease. Subject to the terms and conditions contained in this Agreement, Lessor hereby leases to Lessee that parcel of land more particularly described within **Exhibit "A"** annexed hereto (hereafter "Property").

2. Use. The Property may be used by Lessee for the transmission and receipt of wireless communication signals in any and all frequencies and the construction and maintenance of towers, antennas or buildings and related facilities and activities ("Intended Use"). Prior to installation of same, Lessee shall submit the plans and specifications for said facility for approval by Lessor, which shall not be unreasonably withheld, delayed or conditioned. Lessee shall comply in all aspects with all local, state and federal laws, rules, ordinances and regulations governing Lessee's activities on the Property and/or Easement, including, but not limited to the any applicable zoning ordinance. Lessor agrees to cooperate with Lessee in obtaining, at Lessee's expense, all licenses or permits required for Lessee's use of the Property and/or Easement (hereafter "Government Approvals"). Lessee may construct additional improvements, demolish and/or reconstruct improvements, or restore, replace and reconfigure improvements at any time during the Initial Term or any Renewal Term of this Agreement.

3. Lease Term.

(a) The Initial Term of the Lease shall be five (5) years commencing on the date Tenant starts installation of the Antenna Facilities (the "**Commencement Date**"), and ending on the day immediately preceding the fifth (5th) anniversary of the Commencement Date (the "**Initial Term**"). The Initial Term, together with any Renewal Terms and Extended Periods are referred to collectively as the "**Term**."

(b) The Initial Term shall automatically renew for four (4) successive renewal terms of five (5) years each (each a "**Renewal Term**"), provided, however, that Tenant may elect not to renew by providing notice prior to the expiration of the then current Term.

(c) Within 24 Months of the final renewal the parties may renegotiate the terms of the lease.

8. Improvements; Utilities; Access.

(a) Lessee shall have the right, at Lessee's sole cost and expense, to erect and maintain on the Property improvements, personal property and facilities, including without limitation, towers, a structural tower base, radio transmitting and receiving antennas; communications equipment, and equipment cabinets or shelters and related facilities (collectively "Tower Facilities"). The Tower Facilities shall remain the exclusive Property of the Lessee throughout the Term and upon termination of this Agreement. Lessee shall have the obligation to remove all of the above and below -ground portions of the Tower Facilities following any termination of this Agreement, and shall return the Property to Lessor in substantially the same condition as it existed upon the Commencement Date of this Agreement, reasonable wear and tear excepted. Lessor grants Lessee the right to clear all trees, undergrowth or other obstructions on the Property and/or Easement and to trim, cut and keep trimmed and cut all tree limbs on the Property and/or Easement which may interfere with or fall upon Lessee's tower or Lessee's other improvements, communications equipment or Easement rights. Lessor grants Lessee a non-exclusive Easement in, over, across and through other real property owned by Lessor as reasonably required for construction, installation, maintenance and operation of the Tower Facilities. No improvements of Lessee pursuant to this Agreement shall be constructed in such a manner as to interfere with Lessor's access to its water tower located in close proximity to the Property.

(b) Lessee shall have the right to install utilities, at Lessee's expense, and to improve present utilities on the Property and Easement (including but not limited to the installation of emergency power generators). Lessee shall have the right to permanently place utilities on (or bring utilities across or under) the Easement to service the Property and the Tower Facilities. In the event that utilities necessary to serve the equipment of Lessee or the equipment of Lessee's licensee(s) or sub-lessee(s) cannot be located within the Easement for ingress and egress, Lessor agrees to cooperate with Lessee and to act reasonably in attempting to locate and allow utilities elsewhere on the Parent Parcel or on other real property owned by Lessor, with any additional compensation required for such use being agreed upon by Lessee and Lessor. Lessor shall, upon Lessee's request, execute a separate written Easement to the utility company providing the service for Lessee in a form which may be filed of record evidencing this right.

(c) Lessor represents and warrants to Lessee that Lessee shall at all times during this Agreement enjoy ingress, egress and access from the Property and/or Easement through an open

billing relating to any real or personal property taxes for which Lessee is responsible under this Agreement within thirty (30) days of receipt of same by Lessor. Lessee shall have no obligation to make payment of any real or personal property taxes until Lessee has received notice, assessment or billing relating to such payment in accordance herewith. Lessee shall have the right, at its sole option, and at its sole cost and expense, to appeal, challenge or seek modification of any real or personal property tax assessment or billing for which Lessee is wholly or partly responsible for payment under this Agreement. Lessor shall reasonably cooperate with Lessee in filing, prosecuting and perfecting any appeal or challenge to real or personal property taxes as set forth herein, including but not limited to executing consent to appeal or other similar document.

13. Damage or Destruction. If the Property or Tower Facilities are destroyed or damaged so as to hinder the effective use of the Tower Facilities in Lessee's judgment, Lessee may elect to terminate this Agreement as of the date of the damage or destruction by so notifying the Lessor. In such event, all rights and obligations of Lessee to Lessor shall cease as of the date of the damage or destruction, except that Lessee shall return the Premises to Lessor in the condition it received the Property, reasonable wear and tear and damage by the elements excepted. Lessee shall be entitled to reimbursement of any Rent paid past the termination date.

14. Condemnation. If a condemning authority takes all of the Property and/or Easement, or a portion sufficient in Lessee's determination to render the Property and/or Easement in the opinion of Lessee unsuitable for Lessee's Intended Use, this Agreement shall terminate as of the date title vests in the condemning authority.

15. Insurance. Lessee shall purchase and maintain in full force and effect throughout the Initial Term and any Renewal Term liability and property damage policies. Said policy and general liability insurance shall provide for no less than a combined single limit of Three Million Dollars (\$3,000,000.00) per occurrence. Lessor shall be named as an additional insured on the general liability insurance required herein.

16. Environmental Compliance. Lessor makes neither representation nor warranty as to whether the Property is free of contaminants, oils, asbestos, PCB's, hazardous substances or waste as defined by federal, state or local environmental laws, regulations or administrative orders or other materials, the removal of which is required or the maintenance of which is prohibited, regulated or penalized by any federal, state or local governmental authority ("Hazardous Materials"). Lessee agrees that it shall lease the Property "as is."

Lessee: Diverse Power Incorporated
ATTN: Randy Shepard
P.O. Box 160
LaGrange, Georgia 30241

With copy to: D. Ray McKenzie, Jr.
WILLIS McKENZIE LLP
300 Smith Street
LaGrange, Georgia 30241

19. Title and Quiet Enjoyment. Lessor warrants and represents that (i) it has the full right, power and authority to execute this Agreement; and (ii) the Property constitutes a legal lot that may be leased without the need for any subdivision or platting approval. Lessor covenants that Lessee shall have the quiet enjoyment of the Property during and Easement during the Term of this Agreement. This Agreement shall be an estate for years and not a usufruct.

20. Assignment. Any sublease, license or assignment of this Agreement that is entered into by Lessor or Lessee shall be subject to the provisions of this Agreement. Additionally, Lessee may mortgage or grant a security interest in this Agreement and the Tower Facilities, and may assign this Agreement and the Tower Facilities to any such mortgages or holders of security interest including their successors and assigns (hereinafter collectively referred to as "Secured Parties"). In such event, Lessor shall execute such consent to leasehold financing as may reasonably be required by Secured Parties. Lessor agrees to give Secured Parties the same right to cure any default as Lessee except that the cure period for any Secured Party shall not be less than ten (10) days after the receipt of the default notice. Lessee may assign this Agreement to another entity with the consent of Lessor, which shall not be unreasonably withheld, delayed or conditioned. If a termination, disaffirmance or rejection of this Agreement pursuant to any laws (including any bankruptcy or insolvency laws) by Lessee shall occur, or if Lessor shall terminate this Agreement for any reason, Lessor will give (upon proper proof of authority) the Secured Parties the right to enter upon the Property for the purpose of removing any

(g) Lessee may file of record in the property records of _____ County, Georgia, a Memorandum of Lease which sets forth the names and addresses of Lessor and Lessee, the legal description of the Parent Parcel, Property and the Easements, the duration of the Initial Term and the quantity and duration of the Renewal Terms.

(h) Lessor shall cooperate with Lessee in executing any documents reasonably necessary to protect Lessee's rights under this Agreement or Lessee's use of the property and the Easements and to take such action as Lessee may reasonably require to affect the intent of this Agreement, including expending Lessor's commercially reasonable efforts to obtain a non-disturbance and attornment agreement from Lessor's mortgagees, if requested by Lessee.

(i) This Agreement may be executed in two or more counterparts, all of which shall be considered one in the same agreement and shall become effective when one or more counterparts have been signed by each of the parties, it being understood that all parties need not sign the same counterpart.

(j) Lessee may obtain title insurance on its interest in the Property and Easement, and Lessor shall cooperate by executing documentation reasonably required by the title insurance company.

IN WITNESS WHEREOF, Lessor and Lessee have executed this Agreement as of the date first written above.

(Signatures on the following page)

LESSOR:

_____ (SEAL)

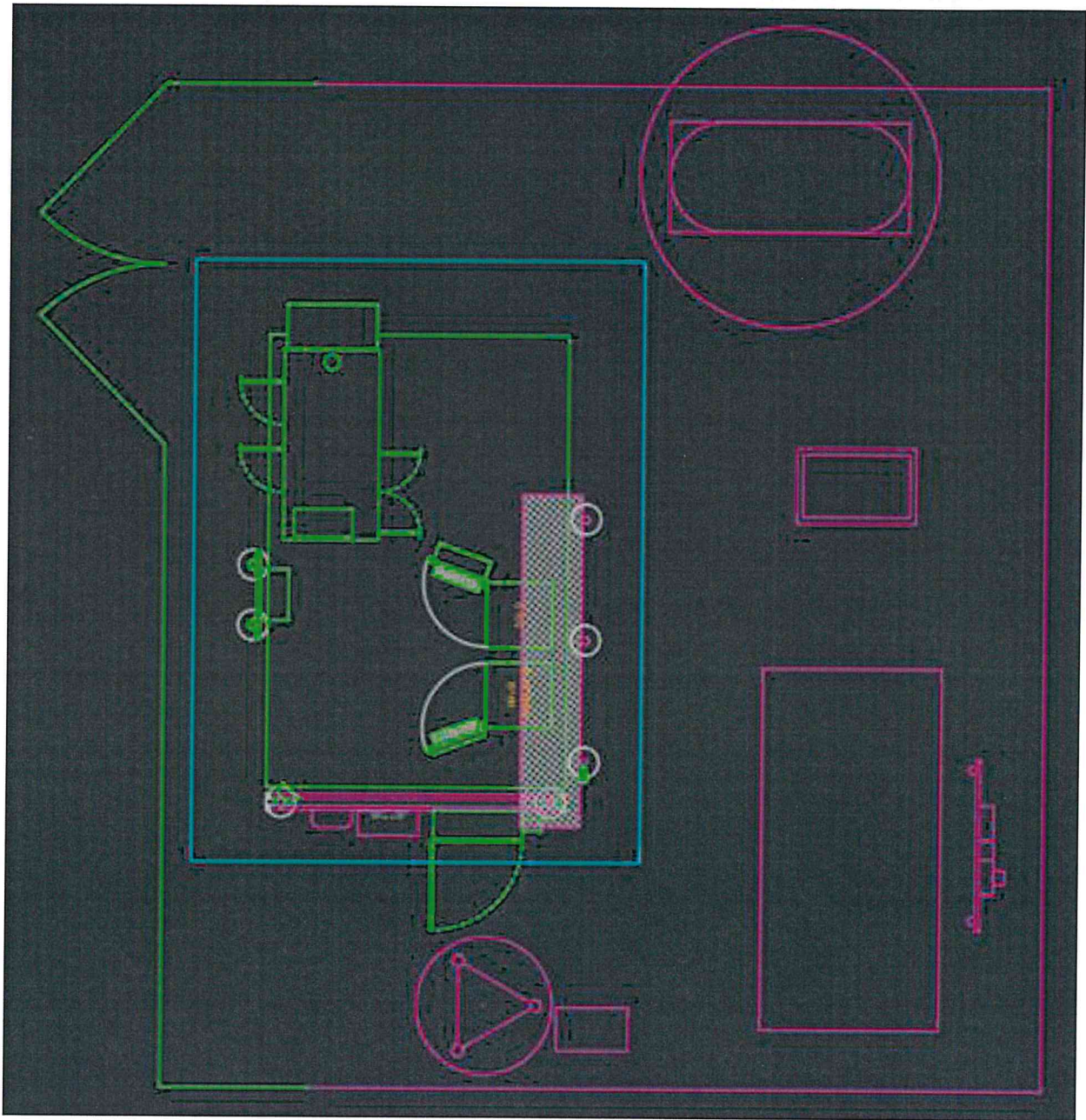
BY: _____

ATTEST: _____

Signed, sealed and delivered this _____

Exhibit A

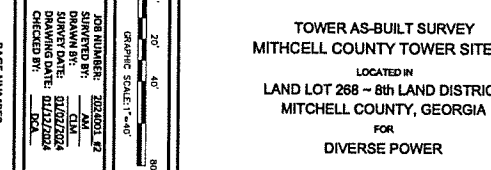
1.5 acres more or less on the property of the lessor on the South side of Highway 37 in Mitchell County at the Stripling Irrigation Research ark with the relative Global Positioning System (GPS) location, 31.278, -84.290.



01/12/2024

Adams & McLean
SURVEYING • LAYOUT • CONSULTING • PLANNING

WWW.AMSURVEYCO.COM • P.O. BOX 395 CATAULA, GA 31604
PHONE (706) 573-4302



In my opinion, this Survey complies with both the rules of the Georgia Board of Registration for Professional Engineers and Land Surveyors and the Official Code of Georgia Annotated (OCGA) 15-6-67 as amended by HB 12 that where a conflict exists between those two sets of specifications, the requirements of law prevail.

Adams & McLean

SURVEYING • LAYOUT • CONSULTING • PLANNING

JOB NUMBER: 2024001 #2
SURVETED BY: AM
DRAWN BY: CLM
SURVEY DATE: 01/02/2024
DRAWING DATE: 01/12/2024
CHECKED BY: DCA



Agenda Item Coversheet

Right of Entry Work Policy

ATTACHMENTS:

Description

DRAFT Private Property Work

Upload Date

1/26/2024

Type

Cover Memo

DRAFT

County Employees / Equipment—Work on private property.

(a) Private property work prohibited. In accordance with state law, county employees are prohibited from working on private property, except under the conditions noted in this policy.

(b) Conditions allowing work on private property. County employees may be permitted to work on private property under one or more of the following conditions:

(1) For law enforcement, building inspection, animal control and other such functions related to protecting the health and safety of Mitchell County citizens through the enforcement of federal, state, and local laws, and regulations.

(2) In the event of a locally declared natural or technological disaster or emergency on a case-by-case basis as determined by the Mitchell County Board of Commissioners.

(3) To fulfill a legitimate public interest associated with providing one or more the services authorized by the laws of the State of Georgia and on the case-by-case approval of the Mitchell County Board of Commissioners. Private property work of this type shall require a contract, easement, or other written agreement with the property owner acceptable to the County Attorney.

(4) In a situation to protect public infrastructure such as roads, bridges, or culverts, etc.

(5) Any other situation that, in the opinion of the County Attorney is permitted by Georgia law.

Interpretation. The Board of Commissioners reserves the right to interpret and apply this policy to the highest benefit of the public interest.

Process

In the event a situation exists that creates a hazard to public infrastructure, the following process must occur before county equipment or personnel can work on private property for one of the reasons listed above.

- 1) The County Administrator should be notified by the Mitchell County Department Head or citizen requesting a situation be evaluated.

- 2) The situation affecting the public infrastructure can be identified by either citizens or Mitchell County.
- 3) The situation must be studied by the Local Issuing Agency (LIA) and a certified engineer selected by Mitchell County.
- 4) If the situation is determined to be a hazard to the public infrastructure, the County Attorney must write a letter to the Mitchell County Board of Commissioners stating this activity is allowed by federal, state, and local laws and does not violate the Georgia Gratuities Clause.
- 5) If Mitchell County identifies the situation, Mitchell County will bear all expenses for Engineering and legal cost.
- 6) If a citizen requests a situation to be looked at and it is deemed a threat to the public infrastructure, Mitchell County will bear the expense for the engineer and legal cost.
- 7) If a citizen requests a situation to be looked at and it is not deemed a threat to the public infrastructure, the citizen will bear one-half of the expense for the engineer and legal cost with Mitchell County bear the other half of the expenses.
- 8) If a situation is identified as a threat to the public infrastructure as outlined above, a right of entry and a release of liability must be acquired from the property owner before any work can be performed.
- 9) This process can be bypassed if there is a situation where a catastrophic failure to the public infrastructure is imminent.
- 10) This does not affect any current prescriptive easement that may be in place.

References:

Gratuities Clause of the Georgia Constitution - Ga. Const. Art.III, Sec.VI, Para. VI(a)

Ga. Attorney General Unofficial Opinion No. U2001-4

Mitchell County Code of Ordinances, Chapter 30 – Environmental, Sec. 30.20 Definitions, *Local issuing authority*: The governing authority of any county or municipality which is certified pursuant to O.C.G.A. § 12-7-8(a).



Agenda Item Coversheet

Waste Collection Hours of Operation & Holiday Schedule

ATTACHMENTS:

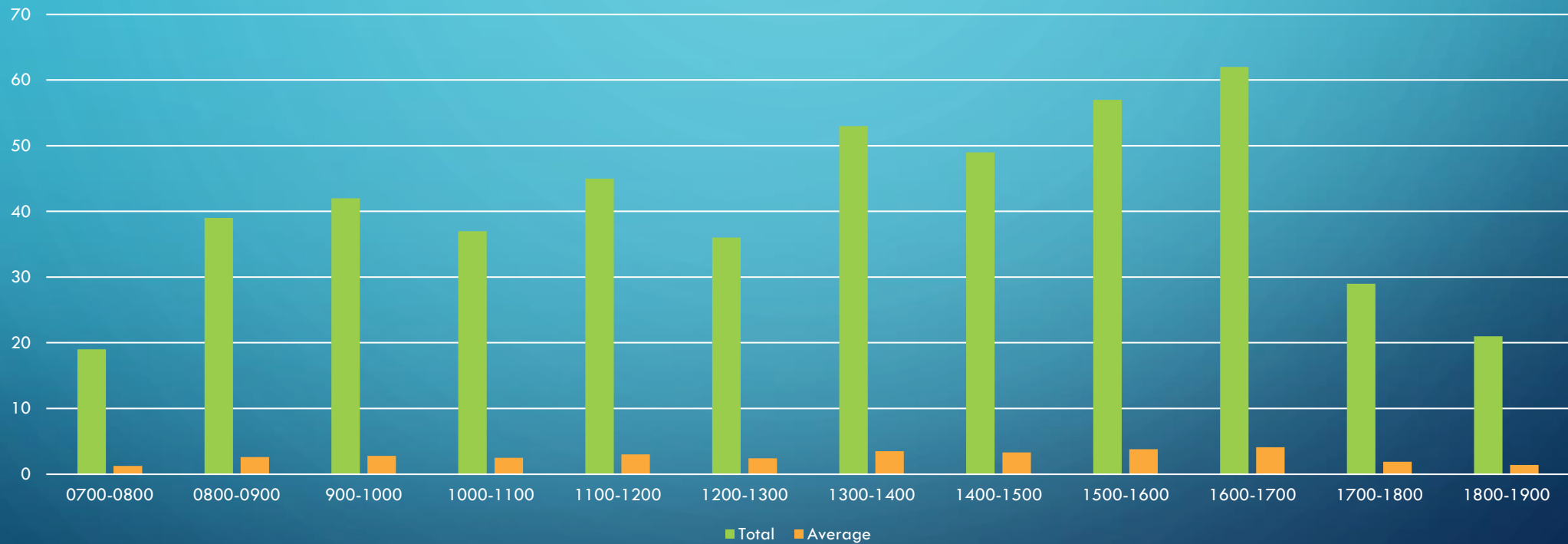
Description	Upload Date	Type
December 2023 Waste Collection activity for Commissioners	1/26/2024	Cover Memo



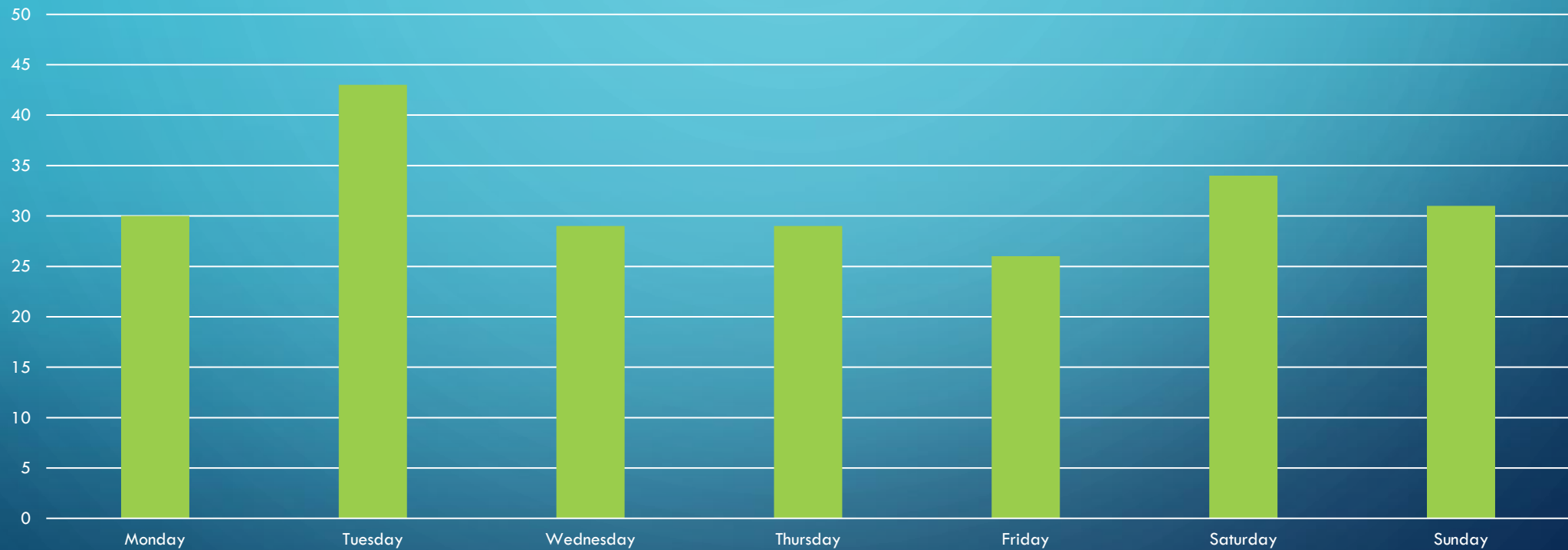
WASTE COLLECTION SITE ACTIVITY

DECEMBER 2023

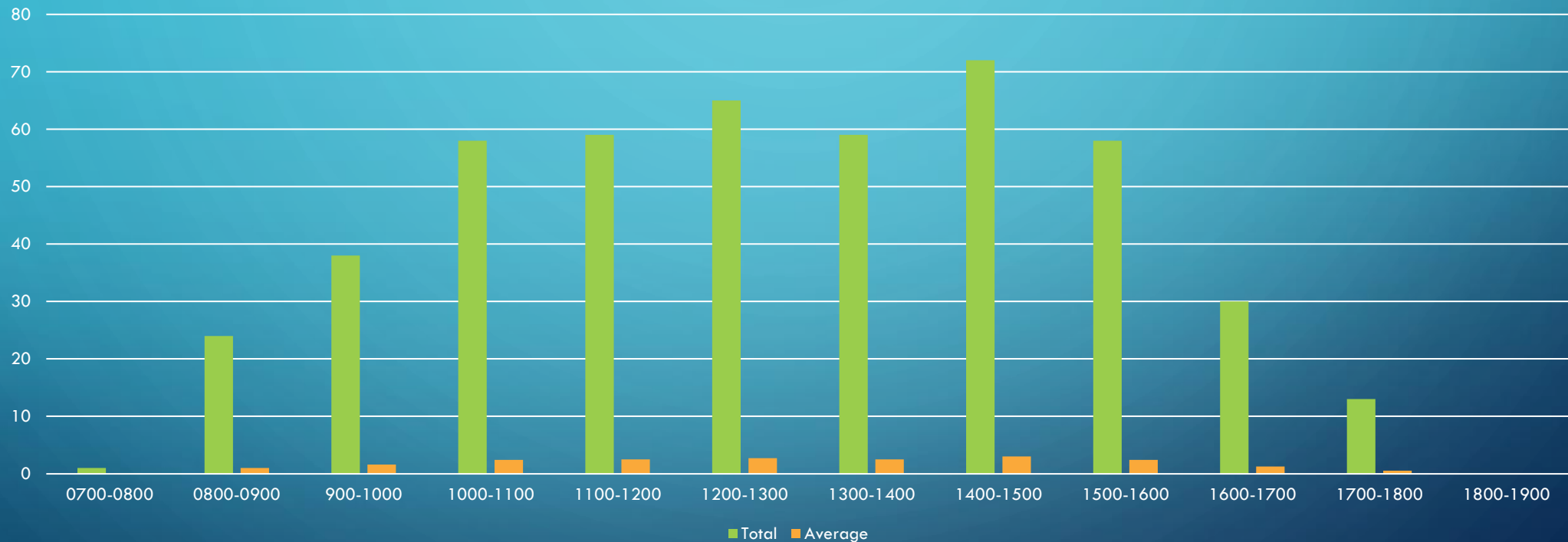
HOPEFUL – TOTAL ACTIVITY BY HOUR OF DAY AND AVERAGE ACTIVITY BY DAY



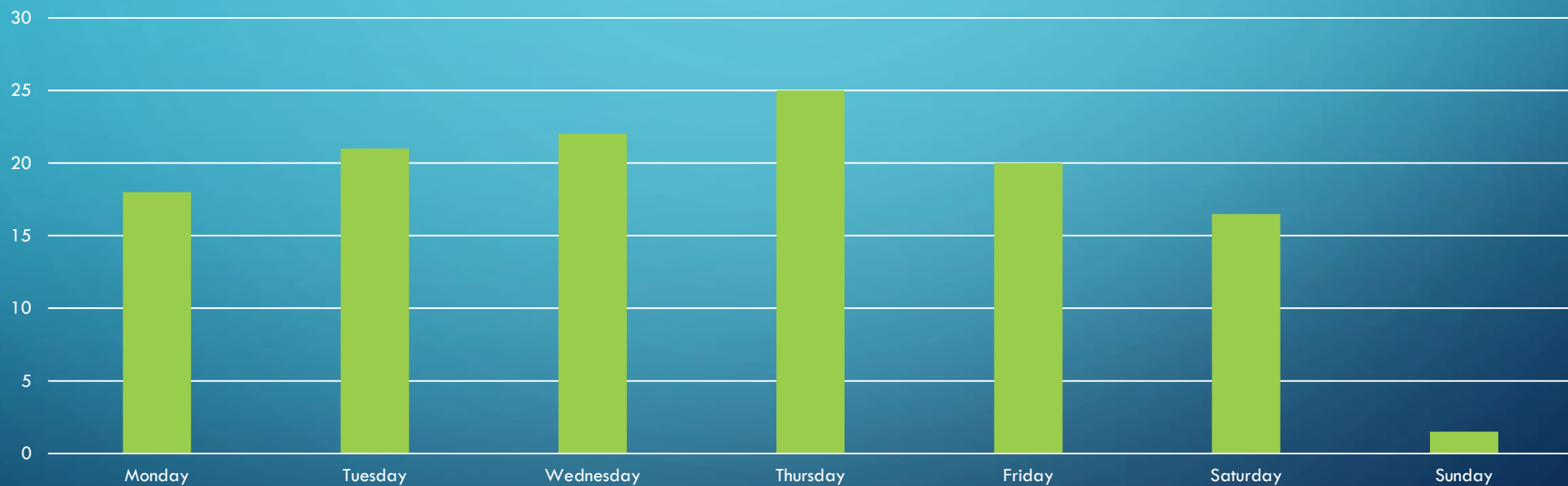
HOPEFUL – AVERAGE VISITS BY DAY OF THE WEEK



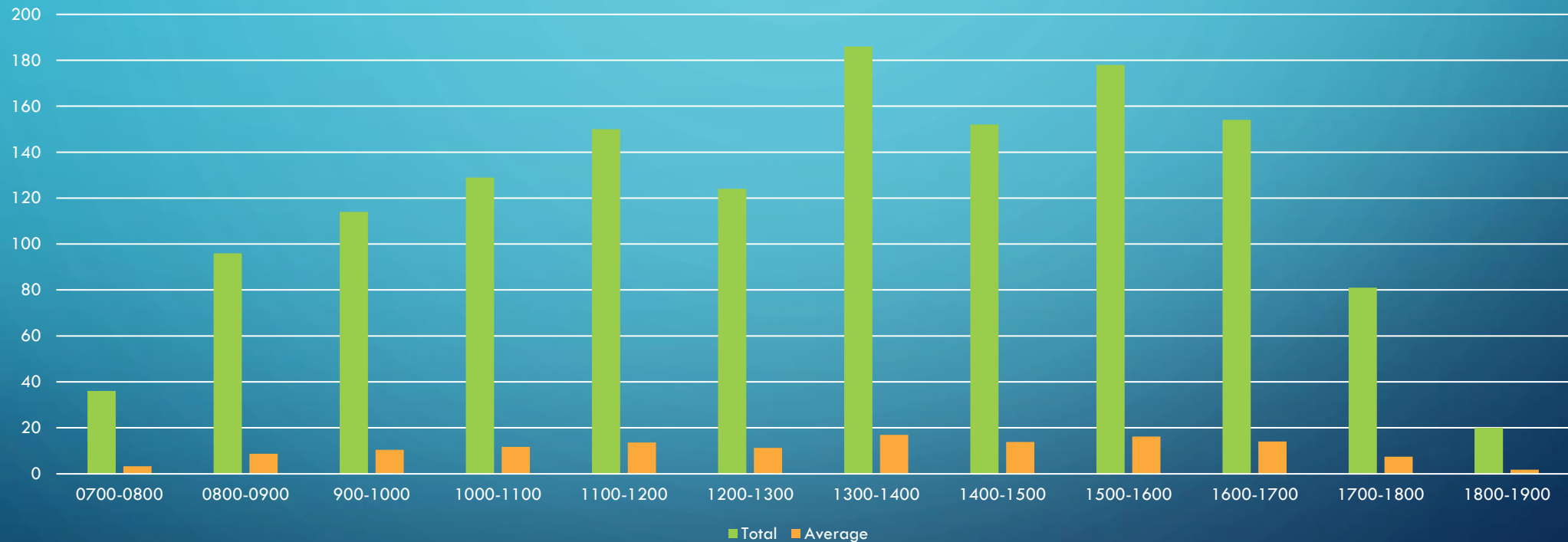
LOCAST – TOTAL ACTIVITY BY HOUR OF DAY AND AVERAGE ACTIVITY BY DAY



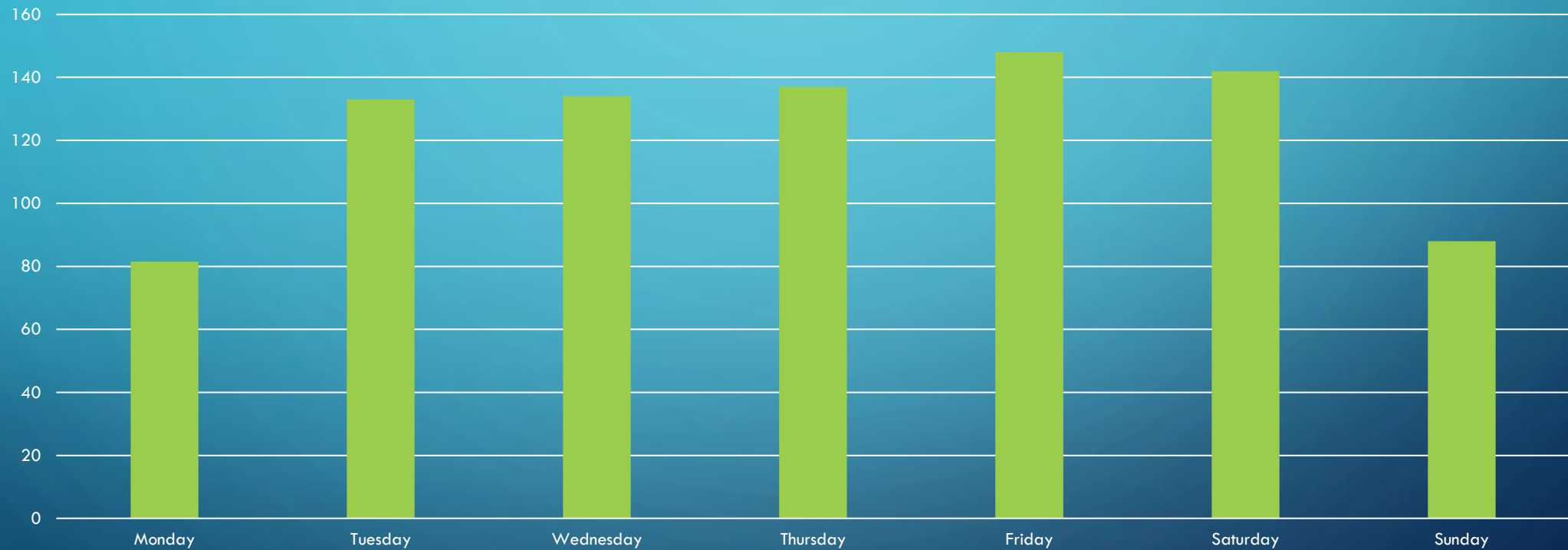
LOCAST - AVERAGE BY DAY OF WEEK



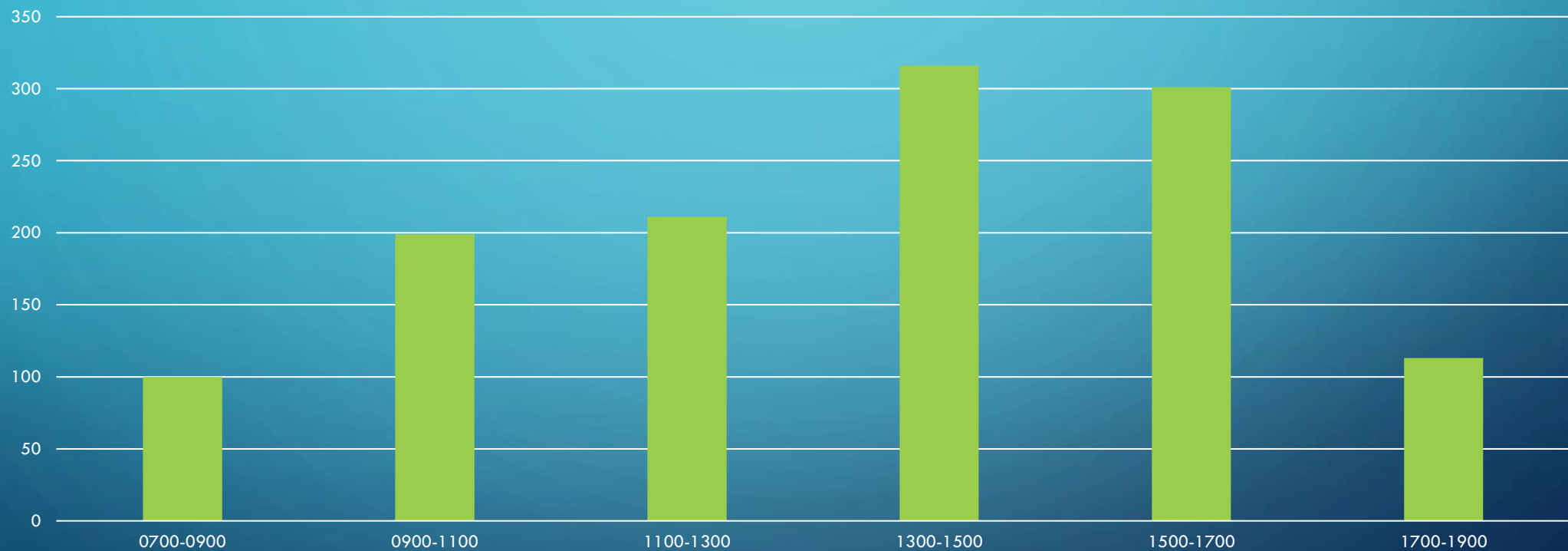
HWY 37 – TOTAL ACTIVITY BY HOUR OF DAY AND AVERAGE ACTIVITY BY DAY



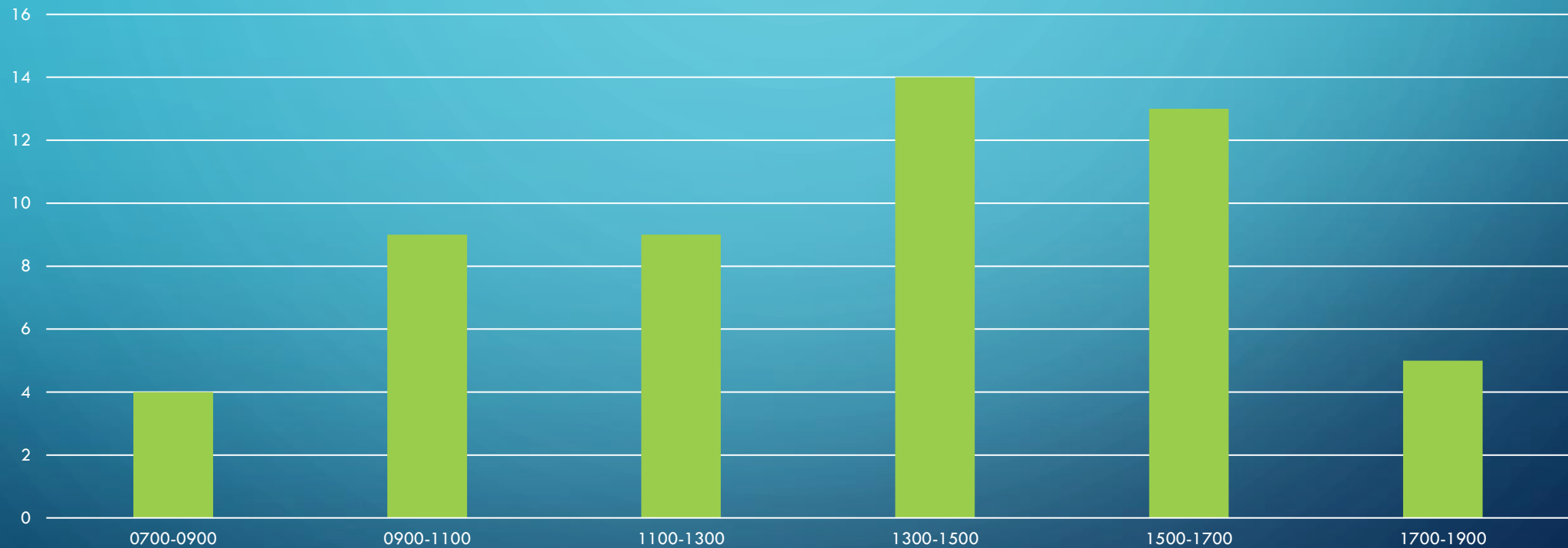
HWY 37 – AVERAGE BY DAY OF THE WEEK



JOHN COLLINS – TOTAL BY TIMEFRAME



JOHN COLLINS – AVERAGE BY TIMEFRAME



JOHN COLLINS – AVERAGE BY DAY OF WEEK



RECOMMENDATIONS

- Close the Locast site on Sunday's – due to only averaging 1.5 visits per day
- Have two defined operating hours by season of the year
 - During Daylight Savings Time (Spring and Summer) – 7:00 AM to 7:00 PM
 - During Eastern Standard Time (Fall and Winter) - 7:00 AM to 5:00 PM
 - Due to darkness and safety concerns for citizens and staff
- Establish set days to be closed for Holidays
 - Close the following days
 - Thanksgiving Day
 - Christmas Day
 - New Year's Day
- Would become effective this year



Agenda Item Coversheet

County Administrator



Agenda Item Coversheet

Finance Officer



Agenda Item Coversheet

County Attorney



Agenda Item Coversheet

Pending Litigation