MITCHELL COUNTY BOARD OF COMMISSIONERS COMMISSION MEETING AGENDA September 14, 2021 5:00 PM

- I. CALL TO ORDER
 - A. Chairman Benjamin Hayward
- II. PLEDGE OF ALLEGIANCE
- III. INVOCATION
- IV. APPROVAL OF MINUTES:
 - A. Regular Meeting, August 10, 2021
 - B. Work Session, August 30, 2021
- V. PUBLIC HEARING
 - A. Mr. David Velasquez, -21-69-873Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia. The 1.00- acre parcel is located on Zoning Map 14, parcel 12a. The property owners are Mrs. Graciela Venegas and Mr. Francisco Velasquez.
- VI. NEW BUSINESS:
 - A. Ordinance #2021-006 Mr. David Velasquez
 - B. Resolution #2021-015 Millage Rate Adoption
 - C. Resolution #2021-016 Bond Issuance
 - D. Proclamation 2021 National 4H Week
 - E. GIS Maintenance Agreement
 - F. Request to Surplus (2) Vehicles MCCI
 - G. 2021 LMIG Safety Action Plan Bids
- VII. COMMISSION AND ADMINISTRATIVE REPORTS
 - A. County Administrator
 - B. Finance Officer
- VIII. CITIZEN COMMENTS
- IX. ADJOURN



Chairman Benjamin Hayward



Regular Meeting, August 10, 2021

ATTACHMENTS:

Description Regular Meeting, August 10, 2021 Upload DateType9/8/2021Cover Memo

MINUTES OF THE REGULAR MEETING OF THE MITCHELL COUNTY BOARD OF COMMISSIONERS HELD AT 5:00 P.M., AUGUST 10, 2021 IN THE COMMISSIONERS' OFFICE AT 26 N. COURT AVENUE, CAMILLA, GEORGIA

Commissioners present:

Benjamin Hayward, Chairman Reggie Bostick, Vice Chairman David Sullivan, Commissioner

Staff Present:

Gary Rice, County Administrator Jerry Permenter, Finance Officer Julius Hatcher, Commissioner Keith Jones, Commissioner

Pam Shiver, Deputy Clerk Samantha Carr, Finance Adm. Assistant

The meeting was called to order by Chairman Benjamin Hayward. Following the Pledge of Allegiance, Mr. Permenter gave the invocation.

Chairman Hayward called for the approval of the minutes of the regular meeting held July 13, 2021 and the work session held July 26, 2021. Commissioner Sullivan made a motion that the minutes be approved as printed. Commissioner Bostick seconded the motion which was unanimously approved.

PUBLIC HEARING:

Mr. Tommy Hilliard, Jr. has presented a request for a Variance in Setback Distances to the Highway Right of Way for Poultry House Number (4) Four which will be located closer than the 150' setback required by the Mitchell County Ordinances in an Ag Zone. The 21.2-acre parcel is located on Zoning Map 54, parcel 14. The property owner is Mr. Tommy L. Hilliard, Jr. Mr. Hilliard was present to speak for the request and there was no one present to speak against the variance.

Mrs. Tanesha Jones has presented a request for a Conditional Use in an R2 Zone for a Rural Business to allow applicant Mrs. Tanesha Jones to operate a fitness center in an existing building located on the property at 7320 Flint Road, Baconton, GA. The 1.00-acre parcel is located on Zoning Map 77, parcel 38. The property owners are Charlie W. Jr. and Tanesha Jones. Mrs. Jones was present to speak for the request and there was no one present to speak against the request.

Mr. Rice then closed the Public Hearing.

OLD BUSINESS:

There was no old business to report.

NEW BUSINESS:

Resolution 2021-012 for a Variance in Setback Distances to Highway Right of Way for Poultry House (4) Four which will be located closer than the 150' Setback required by the Mitchell County Ordinances in an Ag Zone was brought before the Commission. Commissioner Bostick made a motion to approve and Commissioner Jones seconded the motion. The vote was unanimous to approve.

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Resolution 2021-013 for a Conditional Use in a R2 Zone for Rural Business to allow for operation of a Fitness Center was brought before the Commission. Commissioner Jones made a motion to approve the request. Commissioner Sullivan seconded the motion. The vote was unanimous to approve.

Resolution 2021-014 concerns the approval of revisions and updates of the Mitchell County Board of Commissioner's Employee Handbook. The current handbook is circa 2011 and is in critical need of this update due to various changes in federal and state laws and requirements. The 2021 handbook would not take effect until October 1, 2021 to be sure each and every employee has received a copy of the new version and has ample time to familiarize themselves with new and existing rules and regulations. Chairman Hayward asked Attorney Russell Britt for any comments on the new handbook. Mr. Britt stated that he thought it was a good update. A lot of work had gone into the revision and should an amendment need to be made, that could be done at any time. Commissioner Sullivan made a motion to approve the resolution and Commissioner Jones seconded the motion. This vote was also unanimous to approve.

Finance Officer Jerry Permenter reported that Condemnation Proceedings needed to be approved for 4 parcels on Breast Station Road before the paving project could proceed. Mr. Permenter stated that signatures had been obtained for Parcels 10 & 12 but the property has since been sold. The new owner would have to sign the deed for the forfeited land and he cannot be located. Several attempts have been made but to no avail. Parcel 33 is owned by the Tharpe Trust. Carl and Nedra Tharpe had both signed the consent but both passed away in December 2020. Parcel 34 is owned by Chris Allen Etchison (son of the Tharpes) and he has also decided not to sign. Commissioner Jones clarified that the condemnation is only for the acreage needed to pave the road, not the entire property. Commissioner Sullivan made a motion to proceed with the condemnation and Commissioner Jones seconded the motion. The motion was passed unanimously.

The next order of business was approval for the demolition of County owned property. The vacant building behind the Warden's house, which was once used for housing the Deputy Warden, has fallen into such a state of disrepair that the most economical action to take is to demolish the structure. Commissioner Bostick inquired if demolition could be used as a fire training exercise. Warden Terry stated that he had already checked into that option and found that the home possibly involved asbestos and it would not be acceptable to destroy the structure in that manner. Commissioner Hatcher made a motion to approve the demolition and Commissioner Sullivan provided the seconded. The vote was unanimous to proceed.

A Letter of Support has been requested from the Georgia D. Williams Nursing Home, Inc. for the purpose of Grant applications for renovations. It was also requested that the letter be generic in respect to date and address so that it could be used for multiple requests. Commissioner Bostick asked if the intent was for the facility to become operational. The general consensus is that grants would be used for preservation only. The Board felt that an open letter should not be approved but would grant the Administrator and Commission Chairman the authority to make the decision to supply a letter without having to come back to the Board every time a letter was requested.

Administrator Rice reported that Johnny Russ, of Grady EMS, serves on the EMS Council and his tenure expires this year and a new appointment needs to be made. Commissioner Bostick made a motion to appoint Ann Rice as the new EMS Council representative. Commissioner Jones seconded the motion. The vote was unanimous to approve Mrs. Rice.

FINANCE REPORT:

Mr. Jerry Permenter had nothing to report this session.

ADMINISTRATOR REPORT:

Administrator Rice reported the following:

- 1. Trash Collection site- Last two compactors have arrived and are in place. The Hopeful site is having to have a piece of electrical equipment repaired and all 3 will be functional.
- 2. COVID 19 update: Cases continue to rise. Recommendations for people to wear face coverings in all Mitchell County Buildings. Mitchell County Public Health is reporting we are at 600 cases per 100,000 people. This is higher than we were last year.
- 3. American Rescue Plan update Staff is working to prepare a plan to utilize the funding.
- 4. GFA Sales Agreement has been signed. Closing is scheduled for August 20th, 2021 in Tifton.
- 5. DOT has granted a permit for the proposed turn out onto Hwy 93 on the Brest Station project.

PUBLIC COMMENTS:

There were no public comments.

There being no further business Commissioner Sullivan made a motion to adjourn the meeting. Commissioner Hatcher seconded the motion which was unanimously approved.

Benjamin Hayward, Chairman

Pam Shiver, Deputy Clerk

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Work Session, August 30, 2021

ATTACHMENTS:

Description Work Session, August 30, 2021 Upload DateType9/8/2021Cover Memo

MITCHELL COUNTY BOARD OF COMMISSIONERS WORK SESSION MINUTES MONDAY @ 5:00 P.M., AUGUST 30, 2021 COMMISSION OFFICE, 26 N. COURT STREET CAMILLA, GA

Commissioners present:

Benjamin Hayward, Chairman Reggie Bostick, Vice Chairman David Sullivan, Commissioner

B. Keith Jones, Commissioner

Staff present:

Gary Rice, Administrator Jerry Permenter, Asst. Admin./CFO Rebecca Reese, County Clerk Samantha Carr, Accounting Coordinator Russell Britt, County Attorney

CALL TO ORDER

Chairman Hayward called the meeting to order. County Attorney Russell Britt attended the meeting by telephone. The Board allows public participation via Facebook Live.

NEW BUSINESS

GIS Maintenance Agreement: The GIS Maintenance Agreement will be presented for consideration of renewal.

Adoption of Millage Rate: The millage rate will be presented for consideration of adoption at the Regular meeting with no rate increase.

Proclamation 2021 National 4H Week: The Board will be presented a proclamation for consideration of adoption for the 2021 National 4H Week.

Request to Surplus (2) Vehicles – MCCI: The Board was presented with a list of surplus vehicles from MCCI for consideration of approval for surplus at the next regular meeting.

1996 Ford Van (Probation)	VIN# 1FBBJS1G7THB21355	350,000 miles plus
1999 Ford F-250 (Landfill)	VIN#1FTPF28L3XKA31099	121,055 miles

Autry State Prison Careers – Warden Darrin Myers, Lt. Eureka Breedlove, and Pamela H, HR: Warden Myers addressed the Board to inform them of employment opportunities with Autry State Prison. He stated they are working to increase the employment numbers at Autry. They have a recruitment team of 6 that is visiting the cities and County to encourage employment at Autry State Prison. Lt. Breedlove and Ms. Pamela Aytch, HR also spoke about the employment opportunities at Autry State Prison. Mr. Rice stated that Warden Terry, Mitchell County Correctional Institute, also has employment opportunities open.

COMMISSION AND ADMINISTRATIVE REPORTS

Administrator

- COVID 19 update: As of 8/26/2021 report, the 7-day average of new cases in Mitchell County stands at 10. There have been 70 new cases in the last 7 days and 3 additional deaths. Total cases to date are 1856 and total deaths are at 81.
- GFA Taskforce meeting is conducted every Monday and is led by Warden Bill Terry to plan our weekly work and to keep us on task. I have had follow up conversation with DOC and I am working with the City of Camilla to get the water and sewer hook- up scheduled.
- We are following up on an EPD letter that our contractor, CWS, is answering. We are taking a detailed look at our contractor for our water and sewage for Autry.
- Scruggs will begin on the LMIG projects next week. Old Pelham / Camilla Road and MLK Road resurfacing will begin first. On Shady Road we are waiting on a few final details before that project begins.
- Average Rainfall Last Wednesday, August 25th, 2021, we had 3.5 to 4.5 inches of rain in 2 hours just north of Pelham. From August 1-25, we have had a widespread 6-8" of rain with some receiving up to 10". The month of July, we received over 10" of rain. From May 28th to August, most areas of Mitchell County received at least 20" of rain with some areas approaching 30" over 90 days.
- Bid Opening tomorrow on the LMIG Safety Grant. This will be for work on the roads the Board approved.

Finance

and the sugar

- Mr. Permenter stated he had been working with Mr. Tom Owens, with Raymond James Financial Services, and he will be requesting approval of a resolution to combine both projects (GFA Building purchase & Courthouse Renovation).
- Ms. Jessie Folsom was applauded for efforts on obtaining a \$2500 grant from ACCG.

- We met our first grant application deadline, August 21st, for the American Rescue Plan. We have another upcoming due date on October 31st.
- CDBG Project We have forwarded the paperwork on 2 condemnation properties and the paperwork on the other properties will go out by the end of the week.

COMMISSION

Commissioner Jones informed the Board that he had spoken with Sheriff Bozeman and Chief McCormick regarding Operation Turnaround Faith and Blue Weekend. This is an initiative to build positive relationships and trust with law enforcement.

EXECUTIVE SESSION

Chairman Hayward called for a motion to enter Executive Session. Commissioner Bostick made a motion that the Board enter into Executive Session to discuss property acquisition. Commissioner Jones seconded the motion which was unanimously approved.

Commissioner Bostick made a motion that the Board exit Executive Session. Commissioner Jones seconded the motion which was unanimously approved.

Commissioner Jones made a motion that the Board return to the Regular the meeting. Commissioner Sullivan seconded the motion which was unanimously approved.

Chairman Hayward stated there was action taken in Executive Session.

There being no further business, the meeting adjourned at 5:30 p.m.

Benjamin Hayward, Chairman

Rebecca Reese, County Clerk



Mr. David Velasquez, -21-69-873Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia. The 1.00- acre parcel is located on Zoning Map 14, parcel 12a. The property owners are Mrs. Graciela Venegas and Mr. Francisco Velasquez.

ATTACHMENTS:

Description	Upload Date	Туре
Agenda -Minutes- Mr. David Velasquez, -21-69- 873Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing	9/3/2021	Cover Memo

AGENDA

Mitchell County Planning Commission August 19th, 2021 – 7:00 p.m.

26 North Court Street

- 1. Call meeting to order.
- 2. Open with Pledge of Allegiance.
- 3. Innovation.
- 4. Approve minutes for the July 15th, 2021 Meeting.

OLD BUSINESS:

PUBLIC HEARING:

A. Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia. The 1.00- acre parcel is located on Zoning Map 14, parcel 12a. The property owners are Mrs. Graciela Venegas and Mr. Francisco Velasquez.

NEW BUSINESS:

<u>21-69-873</u> – Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia. The 1.00- acre parcel is located on Zoning Map 14, parcel 12a. The property owners are Mrs. Graciela Venegas and Mr. Francisco Velasquez.

APPROVAL by all Members Present, to Grant A Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business, to allow the applicant Mr. David Velasquez to Operate a Mobile Food Service Business within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia.

Other Business:

Adjourn: 7:30pm

MITCHELL COUNTY PLANNING COMMISSION MINUTES August 19th, 2021

Present:

Richard Beasley, Chairman Andy Collins Terry Curles Ann Bryant Kent Grogan William Hawley

Russell Moody, Zoning Administrator Terrie Swain, Administrative Assistant

<u>Not Present</u>: Joseph Rackley, Vice-Chairman Susan Clayton Mike Mitchell Ralph Davis, Jr.

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

The Pledge of Allegiance to the Flag was performed.

The Invocation was given by Mr. Kent Grogan.

Mr. Andy Collins made the motion to approve the July 15th[,] 2021 meeting minutes. The motion was seconded by Mr. Terry Curles. The motion carried unanimously by a show of hands of the members present.

OLD BUSINESS:

Mr. Russell Moody informed the Planning and Zoning Commission that the Zoning Applications from the July 15th, 2021 meeting for Mr. Tommy L. Hilliard, Jr. and Mrs. Tanesha Jones was granted approval by the Mitchell County Board of Commissioners at their meeting on August 10th, 2021.

NEW BUSINESS:

<u>21-69-873</u> – Request for a Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business to allow the applicant Mr. David Velasquez to Operate a "Mobile Food Service Business" within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia. The 1.00- acre parcel is located on Zoning Map 14, parcel 12a. The property owners are Mrs. Graciela Venegas and Mr. Francisco Velasquez. Mr. David Velasquez addressed the Planning and Zoning Board stating that he is coming back before the Planning and Zoning Board in order to be granted approval to operate his mobile food service business and obtain a business license. Mr. Velasquez stated that he failed to attend the Mitchell County Commissioners meeting back in December of 2020 due to being ill with covid and therefore he was required to wait (6) six months and reapply his request. Mr. Grogan questioned of any of the adjoining properties are zoned agricultural. Mr. Moody stated that some of the property at the back of the property is a field and is zoned agricultural. Mr. Kent Grogan questioned if Mr. Velasquez had the necessary approval from the Mitchell County Health Department. Mr. Velasquez stated that Mr. Avery at the Mitchell County Health Department has approved the building and the mobile food truck. Mr. Velasquez states that he is waiting on the required approvals from the Planning and Zoning Board and Mitchell County Commissioner. Mr. Beasley inquired of there was anyone present in opposition of this application. There was no opposition. After a brief discussion by the Planning & Zoning Board, the motion was made by Mr. Kent Grogan to grant approval of the application for a Zoning Change from a R2 Zone to an Ag Zone to allow the applicant Mr. David Velasquez to operate a mobile food service business from the property located at 4954 Strawberry Road, Pelham. The motion was seconded by Mr. Andy Collins. The motion carried unanimously by all members present. Mr. David Velasquez was informed by the Planning & Zoning Board that this recommendation would be forwarded to the Mitchell County Board of Commissioners for their decision at their meeting on September 14th, 2021 @ 5:00 pm and a representative would need to be in attendance.

Other Business:

Mr. Moody informed the Planning and Zoning Board that the solar project application was withdrawn on Friday August 13, 2021 due to incomplete documentation and will most likely come before the Board at the September meeting.

Having no further business Meeting was adjourned at 7:30 p.m.

Richard Beasley, Chairman

ZONING APPLICATION MITCHELL COUNTY PLANNING & ZONING DEPARTMENT 18 NORTH COURT STREET CAMILLA, GEORGIA 31730

mczoning@mitchellcountyga.net

PHONE (229) 336-2060

FAX (229) 336-2362

RUSSELL MOODY ZONING ADMINISTRATOR

(A PLAT OR SKETCH OF THE AREA IS REQUIRED FOR ALL APPLICATIONS)
DATE: $b = 22 - 2021$ APPLICATION NO $Ho = 0.073$
APPLICANTS NAME: DOVID VELOSQUEZ CONTACT PHONE #: 305-608-1499
APPLICANTS MAILING ADDRESS: 4954 STRAW berry Rd Pelham GA 31779
PROPERTY LOCATION: 4954 Strawberry Vattach Legal Desc.) MAP/PAR# 8412
PRESENT USE OF PROPERTY: Single Family Residential
ZONING CLASSIFICATION: PRESENT R_2 proposed A_4 # of acres for Zoning/REZONE 1 acres
ZONING CHANGE / CONDITIONAL USE / ZONING VARIANCE/ LAND DIVISION VARIANCE
ZONING CHANGE Z CONDITIONAL USE] ZONING VARIANCE
[] RURAL BUSINESS [] HOME OCCUPATION [] HARDSHIP [] LAND DIVISION VARIANCE
HAS THERE EVER BEEN A REQUEST TO REZONE PROPERTY?
IF SO, WHEN AND WHAT ACTION WAS TAKEN? 11/20/2021 Denied Due to No Reprensentation COUNTY COMMISSION Meeting does this property have city water and sewer available?] yes (300
LETTER OF INTEND FROM PROCESSING FACILITY?
WHY ARE YOU REQUESTING THE CHANGE/ VARIANCE? PLEASE BE DETAILED AND SPECIFY IN RELATION TO EXACTLY WHAT IS BEING REQUESTED FOR THE CHANGE/VARIANCE.
Food Service Business JU
HARDSHIP
HEALTH DEPARTMENT APPROVAL MEDICAL JUSTIFICATION (ATTACH BOTH)
PERSON TO RESIDE IN MH-NAME RELATIONSHIP
PRESENT ADDRESS PHONE #
I <u>HAVE</u> or <u>HAVE NOT</u> made campaign contributions having an aggregate value of \$250.00 or more to a member of the Mitchell County Board of Commissioners, Mitchell County Planning Commission, or any local government official who will be considering the request, within 2 years of this application.
I HEREBY CERTIFY THAT I AM THE OWNER, OR LEGAL AGENT OF THE OWNER, IN FEE SIMPLE OF THE ABOVE-DESCRIBED PROPERTY.
APPLICANT: Devil witness:
DATE: 6 23 2021 DATE: 6 23 2021
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

Mitchell County Planning & Zoning Department 18 North Court Street 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 18 North Court St., Camilla, Georgia by <u>July 19th, 2021 by 12:00pm</u> 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: <u>August 19th</u>, 2021 @ 7:00pm

BOARD OF COMMISSIONERS

DATE/TIME: September 14th, 2021 @ 5:00pm

<u>ALL</u> MEETINGS WILL BE HELD AT: Mitchell County Board of Commissioners Meeting Room 26 North Court St. Camilla, Georgia

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

Your signature below acknowledges receipt of the above referenced data.

Applicant/ Representative

5-93-2021

Date

APPLICANT'S DECLARATION OF RURAL BUSINESS

A "Rural Business" shall be a small office or small-scale retail sales or service type business that shall be secondary or incidental to the primary use of property for agricultural or residential purposes (Zoned Ag). Such business shall be primarily directed toward providing local or neighborhood services to rural-residential areas. Rural Businesses shall be similar to home occupations, except that the activity can occur in an accessory structure detached from the principal residence. A rural business is intended to be for commercial uses of smaller size, intensity and scale than is commonly found in commercial zoning districts. The applicant for a rural business must have established residency and be living in the residence on the subject property prior to filing an application for consideration with the Planning Commission.

Permitted Uses:

- Offices,
- Beauty and barber shops,
- Retail sales or services of a specialty nature; antique shops, specialty foods, custom made sporting goods, meat cutting as a retail service to the public provided, however, that no slaughtering or wholesale meat cutting or processing is permitted.
- Small repair shops for appliances, machinery, farm equipment or automobiles with the following limitations:
 - a. Repair shops shall not create noise, noxious odors, bothersome illumination or any hazard which would adversely affect the health, safety or welfare of the adjoining property owners or the neighborhood in general.
 - b. Outdoor storage of inoperable machinery, equipment or vehicles shall be prohibited.
 - c. No more than two (2) vehicles shall actually be serviced, actively worked on or repaired at any one time.
 - d. All spare parts (new or used) shall be stored within a structure and the storage space shall be included in the total space allocated for the business.
- Small businesses similar to the above, as approved by the Planning Commission

Prohibited Uses:

- Retail sales of gasoline, service stations, mechanical, or do it yourself car washes.
- Truck terminals, heavy equipment rental.
- Industrial or manufacturing uses that require specialized equipment not ordinarily associated with agricultural and residential uses, i.e., forges, large milling machines, poultry or meat processing or packing equipment (except as provided for above).
- Drive-in theaters, restaurants, entertainment facilities, skating rinks or any use which as a result of its normal operation would generate large amounts of vehicular traffic.
- Any use which is clearly out of scale or character with an agricultural and residential area.

Development Standards

The following standards shall apply to all rural businesses unless specifically exempted by the Planning Commission. The petitioner must satisfactorily demonstrate that exemption from one or more of these standards will not result in adverse impacts on the surrounding property. The following standards cannot be exempted by the Planning Commission: 1,2, 3, 4, & 6. A modification of development standards 3, 5, 7, & 8, shall only be permitted if: a) there are special and unusual topographic conditions unique to the property or structure, or (b) the proposed use is of such a small scale that conducting or operating the business would not be obvious or noticeable from the adjoining property or by the public in general, and will remain the same, and (c) a modification of the development standards shall be permitted only if the intent of the rural business section

is maintained.

- 1. An approved rural business will only be valid as long as the original petitioner owns and operates the business and the business license is issued to the petitioner. If the business license expires, or the petitioner wishes to sell or transfer the business or license, the Planning Commission approval would be void and a new application shall be submitted to the Planning Commission for consideration.
- 2. The site of the rural business must also be the bona fide residence of the petitioner and principle practioner.
- 3. Structure:
 - a. Any detached structure (existing or proposed) housing the rural business must be located to the sides or the rear of the principle residence of the property.
 - b. The structure shall not contain any equipment that would not ordinarily be found in accessory structures in an agricultural/residential district. Such a structure shall be readily and easily usable of customary agricultural and residential uses. The architectural style shall be in keeping with the surrounding agricultural and residential development.
- 4. Business shall be located on at least one (1) acre of land and the site upon which the business is actually conducted shall not exceed one-half acre of land.
- 5. Business shall be limited to a total of 1,000 square feet of gross floor area.
- 6. One non-illuminated sign, limited to a maximum of sixteen square feet shall be permitted. It may have two (2) faces of sixteen square feet each, back to back, on one set of supports.
- 7. Off-street parking shall be provided as set out in Article XVIII, Section 18.1 of the Zoning Regulations.
- 8. Two (2) employees, excluding immediate family members, shall be permitted

The business must be in compliance with all other applicable federal, state and county laws, ordinances or regulations.

The business shall be conducted in a manner which does not adversely affect the neighborhood with respect to impacts caused by traffic, parking, crime, security matters, noise, odor, light, glare, liquid or solid waste, or smoke or the creation of any public health or safety risks or other nuisance, as determined by the County.

The business shall not cause an increase in the use of any services (police, fire, etc.) that substantially exceeds the average for residences in the neighborhood.

Storage of hazardous or flammable materials is strictly prohibited.

The County may impose additional standards reasonably related to the protection of the health, safety, morals, comfort and general welfare of the persons or property in the neighborhood of the rural business or to the County.

I HAVE READ AND UNDERSTAND THE ABOVE REGULATIONS AND AGREE TO COMPLY WITH THEM.

6-23-2021

Date

Signature Vitness



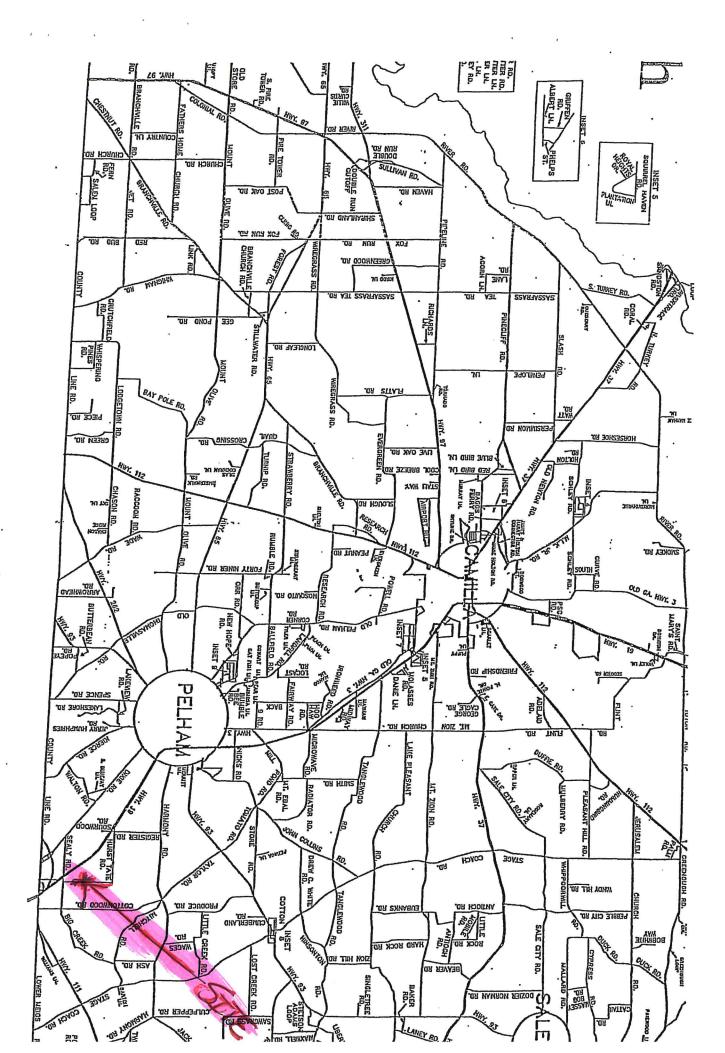
VELASQUEZ, DAVID



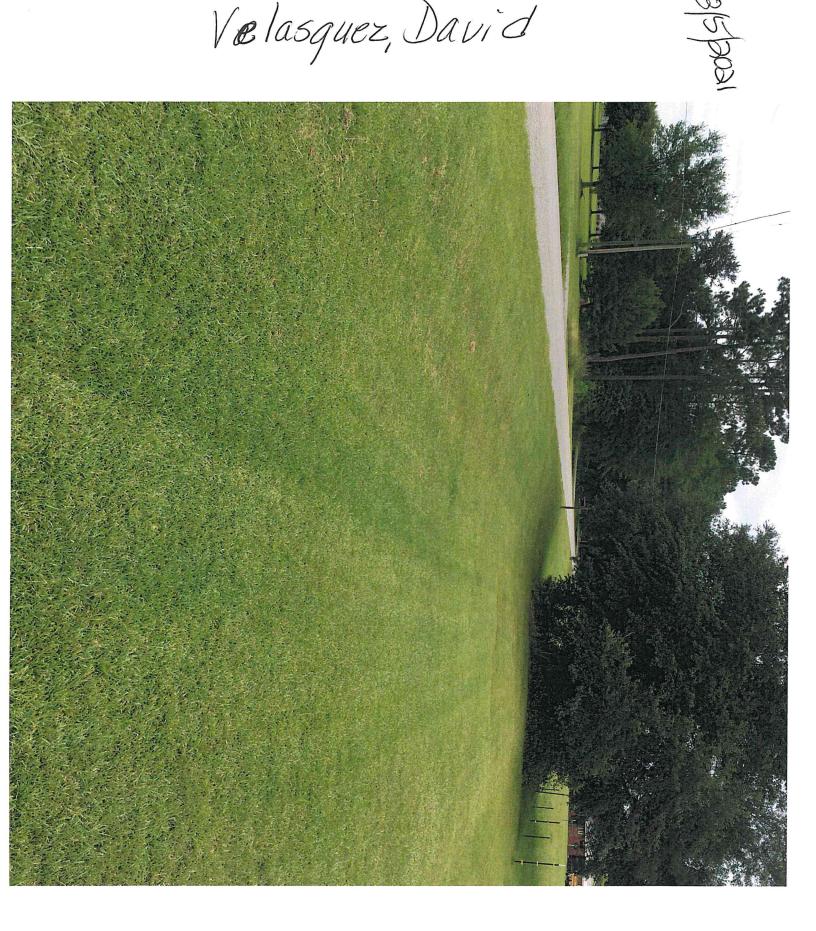
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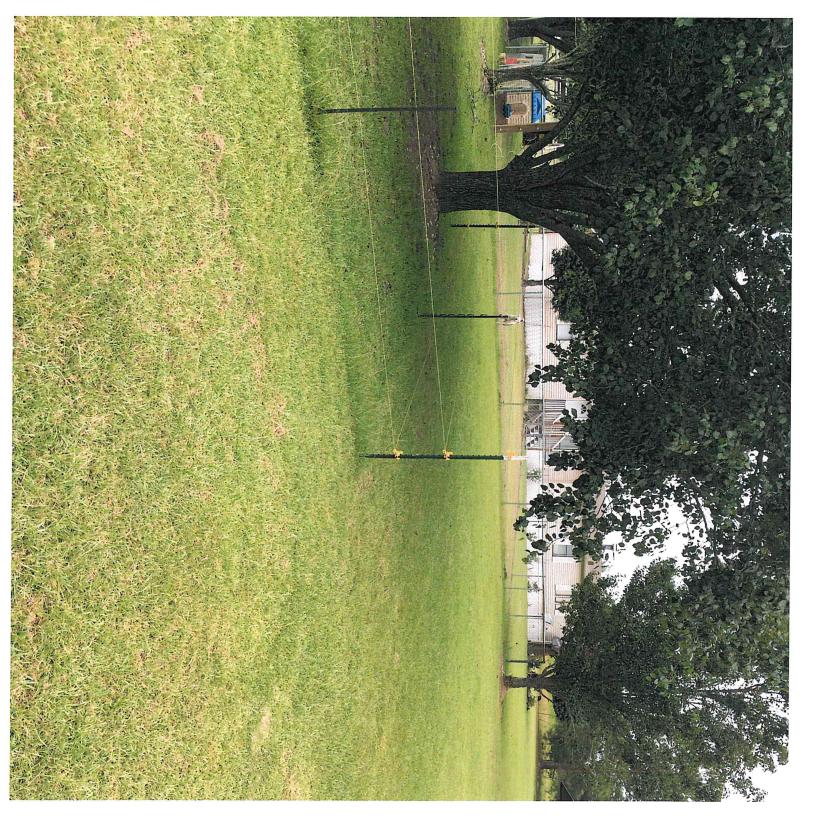


Velasquez, David



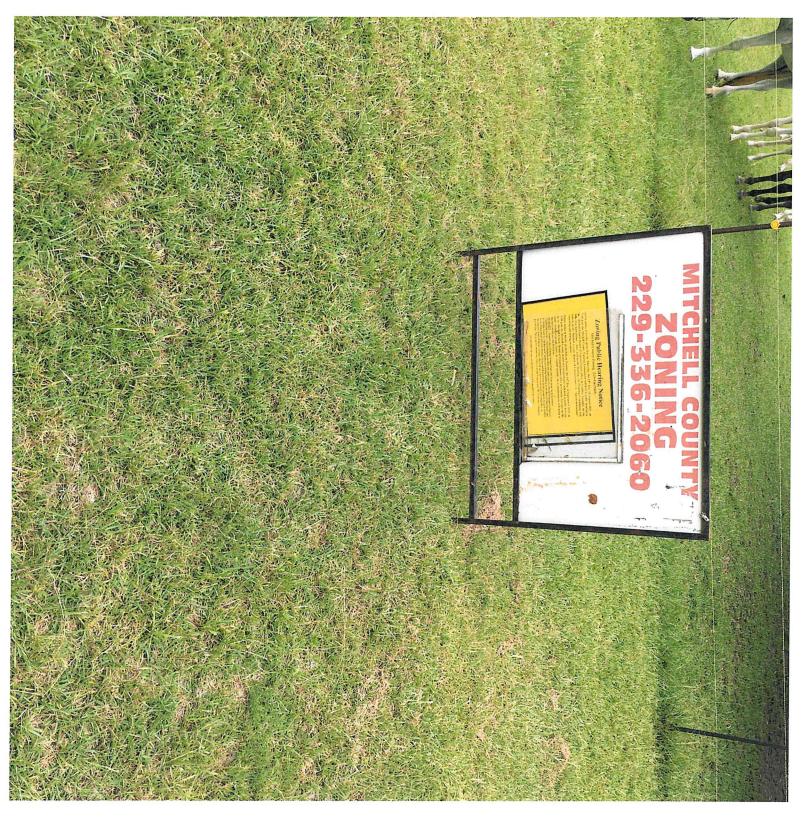
Velasquez, David





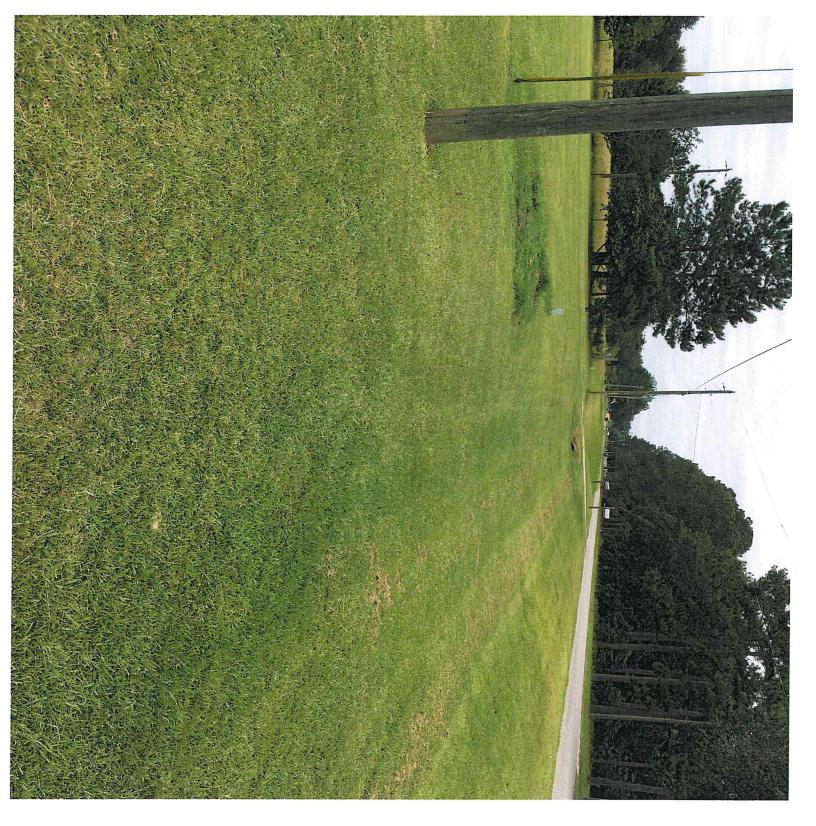
Velasquez, David





Velasquez, David





Mitchell County Zoning Department 18 North Court Street Camilla, Georgia 31730



Phone: 229-336-2060 Fax: 229-336-2362 E-Mail: mczoning@mitchellcountyga.net

MEMORANDUM

DATE: August 19, 2021

TO: MITCHELL COUNTY BOARD OF COMMISSIONERS

FROM: PLANNING AND ZONING COMMISSION

APPLICATION: 21-69-890

PETITIONER: Mr. David Velasquez

LOCATION: 4954 Strawberry Road, Pelham

REQUEST: Zoning Change from a R2 Zone to an Ag Zone for a Conditional Use for a Rural Business

PRESENT USE: R2 – One, Two, and Multiple Family Residential

CURRENT ZONING: R2, Residential District

PROPOSED ZONING: Ag, Conditional Use-Rural Business (Base of Operations Only)

ANALYSIS: Planning and Zoning Staff examined the subject property according to the applicable provisions of the Mitchell County's Zoning Ordinance, Article V, Section 5.23. The Planning Commission finds the R2 district allows for a service type business, which shall be secondary or incidental to the primary use of the property.

Regarding the Rural Business Requirements, staff finds:

1. Does the purposed zoning classification promote the health, safety, moral or general welfare?

The proposed conditional use for a rural business of the subject property for a Mobile Food Service Business is acceptable within an Ag district and should promote the health, safety, moral or general welfare of the environment.

2. The existing uses of the subject property and uses of the adjacent and near properties.

The subject property, adjacent properties, and near properties are similar in R2 Zoned pursuits.

3. The current zoning of the subject property and adjacent or near properties.

The Planning and Zoning Commission does find that the current zoning of the subject property, adjacent properties, and near properties are currently zoned R2.

4. The extent to which property values are diminished by the present zoning restrictions.

The Planning and Zoning Commission does not anticipate any problems with diminished property values with present zoning restrictions.

5. The extent to which the restrictions diminishing property values, promotes the health, safety, morals or general welfare of the public.

The Planning and Zoning Commission finds that the purposed conditional use request will not have any diminishing affects in property values, promotion of health, safety, morals or general welfare of the public and Planning and Zoning Commission expects the applicant to meet all the development standards.

6. The relative gain to the public, compared to the extent of hardship imposed upon the individual property owner.

The Planning and Zoning Commission finds that the relative gain to the public would be beneficial, compared to the extent of the hardship imposed upon the individual property owner without allowing request for the Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a rural business.

7. The suitability of the subject property considered under the proposed zoning classification.

The Planning and Zoning Commission finds that the subject property is suitable for the proposed zoning classification of Ag with a conditional use for a rural business.

8. The history of the use of the subject property considered in the context of land development in the vicinity of the property.

The Planning and Zoning Commission finds that the subject property has a history of the current land use of R2 with the context of land development in the vicinity of the property being R2 as well.

9. Conformity with the Mitchell County Comprehensive Plan.

The Planning and Zoning Commission finds that the subject property meets conformity with the Mitchell County Comprehensive Plan.

10. Provided, that the County Commission may impose or require such additional restrictions and standards as may be necessary to protect the health and safety of workers and residents in the community, and to protect the value and use of property in the general neighborhood; and provided that wherever the County Commission shall find, in the case any permit granted, pursuant to the provision of these regulations that any term, conditions or restrictions upon which such permit was granted are not being complied with, said Commission shall rescind and revoke such permit after giving due notice to all parties concerned and granting full opportunity for a public hearing.

RECOMMENDATION: APPROVAL by all Members Present, to Grant A Zoning Change from a R2 Zone to an Ag Zone with a Conditional Use for a Rural Business, to allow the applicant Mr. David Velasquez to Operate a Mobile Food Service Business within an Existing Building as the Base of Operations due to the Department of Public Health's Rules and Regulations on the property located at 4954 Strawberry Road, Pelham, Georgia.



Ordinance #2021-006 - Mr. David Velasquez

ATTACHMENTS:

Description Ordinance -Velasquez 9-14 2021 Upload Date Type 9/10/2021 Cover Memo

ORDINANCE 2021-006 AN ORDINANCE AMENDING THE ZONING MAP AND THE ZONING REGULATIONS OF THE UNINCORPORATED AREA OF MITCHELL COUNTY

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

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

NOW THEREFORE BE IT ORDAINED by the Mitchell County Board of Commissioners the following:

SECTION 1: That from and after the passage of this Ordinance, the Official Zoning Ordinance and Zoning Map of the unincorporated area of Mitchell County adopted March 2003, shall be amended in the following manner:

That the 1.00 acre tract of land located at 4954 Strawberry Road, Pelham, Georgia, more specifically identified on Zoning Map 14, Parcel 12a of the Official Zoning Maps of Mitchell County, shall be rezoned from a R2 zone to an Ag Zoning District to allow the applicant Mr. David Velasquez, to operate a Mobile Food Service Business utilizing a an Existing Building on the property as his Base of Operations due to the Department of Public Health's Rules and Regulations.

SECTION 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SO ORDAINED this 14th day of September, 2021.

Board of Commissioners Mitchell County, Georgia

Attest:

Benjamin Hayward, Chairman

Rebecca Reese, County Clerk

Seal:



Resolution #2021-015 Millage Rate Adoption

ATTACHMENTS:

Description Resolution #2021-015 Millage Rate Adoption Upload DateType9/8/2021Cover Memo

RESOLUTION 2021-015

A RESOLUTION ASSESSING THE RATE OF TAXATION FOR COUNTY AND SCHOOL BOARD PURPOSES ON ALL TAXABLE PROPERTY IN MITCHELL COUNTY, GEORGIA, FOR 2021

WHEREAS, the Tax Commissioner of Mitchell County has completed and prepared the preliminary digest of all taxable property for the year of 2021 and has submitted the same to the Board of Commissioners for the purpose of arriving at a proper rate of taxation to be levied for County purposes for the year of 2021; and,

WHEREAS, the Board of Education of Mitchell County, Georgia has recommended to the Board of Commissioners, by duly adopted Resolution, that the Board of Commissioners levy an ad valorem tax rate of 16.086 mills for the support and maintenance of education in Mitchell County, Georgia for the year of 2021.

BE IT RESOLVED by the Board of Commissioners that a levy be and is hereby made on behalf of the Board of Education of Mitchell County, Georgia of 16.086 mills on the assessed value of all taxable property in the County, located outside the City limits of Pelham, Georgia, for the support and maintenance of education in Mitchell County, Georgia for the year of 2021.

BE IT FURTHER RESOLVED by the Board of Commissioners that a levy be and is hereby made for County General Fund purposes, of 18.706 mills on the assessed value of all taxable property in Mitchell County, Georgia for the year of 2021.

BE IT FURTHER RESOLVED that a copy of this levy be furnished to the Tax Commissioner of Mitchell County, Georgia with instructions to proceed to collect said taxes and that a copy of this Resolution be posted at the Courthouse door and advertised in the Enterprise-Journal, as required by law.

SO RESOLVED in Regular Session this 14th day of September, 2021.

BOARD OF COMMISSIONERS OF MITCHELL COUNTY, GEORGIA ATTEST:

Benjamin Hayward, Chairman

Rebecca Reese, County Clerk



Resolution #2021-016 Bond Issuance

ATTACHMENTS:

Description

Mitchell County - County Offices Courthouse Reimbursment Resolution 9.14.21

Upload Date Type

9/10/2021 Cover Memo

RESOLUTION 2021-016

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF MITCHELL COUNTY, GEORGIA FOR REIMBURSEMENT OF PROJECT EXPENSES AND OTHER PURPOSES.

WHEREAS, the Board of Commissioners of Mitchell County, Georgia (the "Board of Commissioners"), the governing body of Mitchell County, Georgia (the "County"), has determined that the acquisition, construction, renovation, and equipping of County offices to be located at 5201 US Highway 19, Camilla GA 31730 and the construction, renovation, and equipping of the County Courthouse (the "Project"), is necessary and desirable for the benefit of the County; and

WHEREAS, prior to the obtaining of a tax-exempt financing to pay all or a portion of the costs of the Project, the County reasonably expects to expend funds on the Project, which funds may be reimbursed from the proceeds of such tax-exempt financing for the Project; and

WHEREAS, the County, pursuant to this resolution wishes to declare its official intent to reimburse from tax-exempt proceeds capital expenditures for the Project in the maximum amount of Four Million Five Hundred Thousand Dollars (\$4,500,000.00).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners as follows:

1. The County reasonably expects to reimburse planned expenditures for the Project with proceeds of a tax-exempt financing.

2. The County hereby expresses its declaration of official intent, pursuant to Treasury Regulations § 1.150-2(d), to reimburse original expenditures on the Project in the maximum principal amount of \$4,500,000.00 with proceeds from a tax-exempt financing (to the extent permitted by § 1.150-2 of the Treasury Regulations). The County will pay original expenditures on the Project from a construction or other account maintained by the County.

3. The County shall make its reimbursement allocations not later than 18 months after the later of (i) the date the original expenditure is paid or (ii) the date the Project is placed in service or abandoned, but in no event more than three years after the original expenditure is paid.

4. This resolution shall become effective on the date of its adoption.

SO APPROVED AND ADOPTED this 14th day of September 14, 2021.

MITCHELL COUNTY, GEORGIA

By:

The Honorable Benjamin Hayward Chairman, Board of Commissioners

(S E A L)

Attest:

Rebecca Reese County Clerk

CLERK'S CERTIFICATE

The undersigned County Clerk of the Mitchell, Georgia (the "County"), keeper of the records and seal thereof, hereby certifies that the foregoing is a true and correct copy of a resolution approved and adopted by majority vote of the Board of Commissioners of the County in meeting assembled on September 14, 2021, the original of which resolution has been entered in the official records of the County under my supervision and is in my official possession, custody, and control.

I further certify that said meeting was held in conformity with the requirements of Title 50, Chapter 14 of the Official Code of Georgia Annotated.

(S E A L)

Rebecca Reese County Clerk



Proclamation 2021 National 4H Week

ATTACHMENTS:

Description Proclamation 2021 National 4H Week Upload Date Type 9/10/2021 Cover Memo



Whereas, 4-H is America's largest youth development organization, having supported almost six million youth across the country thus far; and

Whereas, 4-H has helped 519 youth in Mitchell County to become confident, independent, resilient and compassionate leaders while helping them to grow into true leaders, entrepreneurs and visionaries; and

Whereas, 4-H is delivered by Cooperative Extension – a community of more than 100 public universities across the nation that provides experiences where young people learn by doing in hands-on projects in areas including health, science, agriculture and citizenship; and

Whereas, National 4-H Week showcases the incredible experiences that 4-H offers young people, and highlights the remarkable 4-H youth in Mitchell County who work each day to make a positive impact on those around them; and

Whereas, Mitchell County and Georgia 4-H entices young people and adults to become involved in the educational and entertaining programs offered by the 4-H program in Mitchell County through the University of Georgia College of Agricultural and Environmental Sciences Cooperative Extension;

Now, Therefore Be It Known, Mitchell County Board of Commissioner, do hereby proclaim October 3 –9, 2021 as **MITCHELL COUNTY 4-H WEEK** and encourage all of our citizens to recognize 4-H for the significant impact it has made and continues to make by empowering youth with the skills they need to lead for a lifetime. **FIND YOUR SPARK!**

Proclaimed, this 14th day of September 2021.

Benjamin Hayward, Chairman

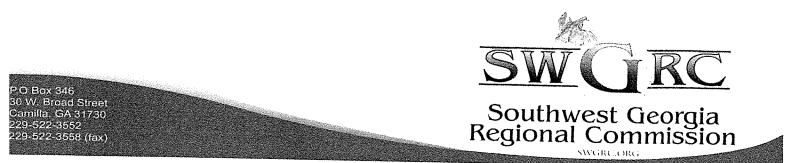
Rebecca Reese, Clerk



GIS Maintenance Agreement

ATTACHMENTS:

Description GSI Maintenance Agreement Upload Date Type 8/24/2021 Cover Memo



Maintenance of Geographic Information System Tax Parcel Data, Soils data, and E911 data

Mitchell County, Georgia September, 2021

Presented to Mitchell County Administrator's Office

Prepared by Southwest Georgia Regional Commission, Camilla, GA

Serving all of Southwest Georgia



MEMORANDUM OF AGREEMENT

This agreement entered into by and between Mitchell County and the Southwest Georgia Regional Commission. From here on, Mitchell County shall be referred to as the County. The Southwest Georgia Regional Commission shall be referred to as the SWGRC.

WITNESS THAT:

Whereas, the County wishes to engage the SWGRC to maintain county tax parcel data, soil data, and E911 point data.

NOW THEREFORE, the parties hereto do mutually agree as follows:

I. Retention of the Southwest Georgia Regional Commission Staff

The County agrees to retain and provide payment for the services performed by the SWGRC for the maintenance of this GIS data. The SWGRC shall have the responsibility for the timely and proper performance to complete the correction and update of these files.

II. Goal

P.O Box 346 30 W. Broad Street Camilla, GA 31730 229-522-3552 229-522-3558 (fax)

> The primary goal of this project is to provide for the ongoing maintenance of the County's geographic information system parcel boundary feature data and their associated parcel id attributes. The maintenance of the tax data will allow for the linking of the county's digital digest if possible. Proper maintenance will also aid the County Assessor's office in the production of more up to date maps. The County soils will be maintained according to parcel boundary data. New address points will be added to the county's E911 data to represent any new addresses added during the last year.

> For the purposes of this maintenance agreement, the terms "ongoing maintenance", "updates", and/or "parcel changes" are defined as the input of parcel "splits", "joins" and other requests initiated by the Assessors Office that require manipulation of parcel boundary features and/or attributes.

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P O Box 346 30 W. Broad Street Camilla, GA 31730 229-522-3552 229-522-3558 (fax)

Southwest Georgia Regional Commission

III. Scope of Work / Products

The SWGRC will provide the following services to the County:

- The County will provide the documentation necessary to describe in detail the change to any parcel boundaries and/or parcel id attributes. This documentation must include:
 - Property cards illustrating new parcel identification numbers and Deeds
 - Surveys or plats illustrating the new parcel boundaries or changes to existing parcel boundaries with distance and bearing descriptions
 - Printed maps with changes indicated as a sketch
 - Deeds
 - CAD files
- To ensure the spatial integrity of the County's parcel data is preserved and improved through this update process, SWGRC will input parcel boundary and attribute changes only as indicated by the County in provided documentation. First and foremost, surveys depicting distance/bearings will be used to input parcel boundary changes. Written legal descriptions will be exercised as a secondary source and finally, sketches and notes regarding requested changes will be utilized as a source for mapping changes.
- Since SWGRC has brought the County's parcel boundaries current as of 2013, it is expected that this 2013 data will serve as the foundation for updates this proposal addresses. The use of any other database as the foundation, for which changes are to be applied, may require us to perform topology error checks and repairs before any changes can be input. Any changes made by the County or other entities resulting in topologic errors within these databases will require that we repair them before updates can be performed. This may require additional time and charges.
- The county will provide an updated digital digest that reflect the changes requested of SWGRC.
- Once all changes have been input, SWGRC will perform a match of the updated parcel GIS database and the County's digital digest. Two reports will be generated to aid the county in rectification of database errors. One report will detail parcels that are mapped in GIS but have no corresponding record in the county's digital digest, and the second report will detail parcels in the county's digital digest but not mapped in the GIS database.
- SWGRC will also maintain soils to all parcel boundaries. Each soil class polygon will contain attributes indicating the soil class, map and parcel each soil class is located within, and also the acreage of each soil class polygon.

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P O Box 346 30 W. Broad Street Camilla, GA 31730 229-522-3552 229-522-3558 (fax)



• New E911 address points will be added to the county's address data layer as instructed by the County's 911 office.

IV. Other Specifications

- All data constructed, captured and/or manipulated and delivered as the product described in Section III of this agreement shall be limited to the geographic extent of the County. These edits, updates and changes are limited to routine parcel splits and changes. Any requests for major changes made to these datasets may be subject to additional charges at the SWGRC's hourly rate or will need to be addressed under a separate contract.
- 2. All data delivered as product produced by the SWGRC as described in Section III of this agreement shall be in State Plane Projection, units in Feet, 1983 Datum.
- 3. Data delivered under this agreement shall be delivered in ArcGIS 10.7 geo-database file format.
- 4. All final data products will be delivered in one installment to the County Tax Assessor's.
- The services described in Section III of this contract shall be ongoing for the duration of 12 months from the execution of the contract.
- 6. The terms "parcel boundary changes" and "parcel identification attribute changes" include the division of a parcel into two or more parcels, the joining of two or more parcels into one, and the re-assignment of parcel identification numbers. For purposes of referencing the date and number of changes made to the dataset, each change requested and executed will be coded by date in a field of the parcel geo-database feature class.
- 7. All communication and delivery of materials shall be conducted directly between the SWGRC and the County.

V. Responsibilities of the County

The County's responsibilities to the SWGRC will be the following:

- 1. Provision of complete and readable GIS parcel data in ArcGIS shapefile format.
- 2. Provision of a complete and readable tax digest with property and ownership database tables (realprop and owner tables).
- 3. Provision of all property cards, deeds, surveys, plats, marked up maps, etc. that clearly identify all changes that are requested to be performed. This includes the new parcel identification numbers that are to be assigned for each parcel created
- Provision of timely assistance to SWGRC staff regarding the input of parcel changes. This includes any confirmation of parcel changes, deed research, and delivery of supplemental materials to facilitate the input of requested changes.

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- 5. The County is solely responsible for the rectification of those errors identified through measures explained in Section III, Item 7 that are not directly related to the input of parcel changes requested by the County as described in Item 3 of this section.
- 6. The County will have a time frame of 120 days from the date of delivery to review all data and address any error and/or desired changes to be made by the SWGRC. For record keeping purposes it is requested that the County submit these concerns and error/changes to SWGRC in hardcopy format. These concerns and errors/changes should be addressed during this 120 day review period. Any requests for changes and/or updates made by the County to the SWGRC beyond this 120 day review will be billed at SWGRC's hourly rate or will need to be handled under a separate maintenance agreement.

VI. Timeframe and Costs

The total estimated cost to complete the above services shall be provided for the amount of **\$10,000**. This amount will be divided in to twelve equal monthly payments and billed to the County beginning upon the execution of this contract.

VII. Length of Agreement

This agreement will become effective on the date of signing. The terms and conditions of this agreement and all obligations incurred by either party will also become effective at the date of signing. The duration of this contract for completion of this project shall be ongoing will need to be renewed each year. It is further agreed that in the event any of the provisions of this agreement are violated by the SWGRC or the County, either party may serve notice upon the other of its intent to terminate this contract. The notice to terminate shall contain the reasons for termination. Thirty days after serving such notice, this agreement will terminate unless agreement has been reached by and between all parties. In the event of termination, all finished or unfinished work, databases and maps prepared by the SWGRC under this agreement will become property of the County. The SWGRC will be entitled to receive just and equitable compensation for work completed on such documents and other materials.

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Southwest Georgia Regional Commission

VIII. Signatures

Chairman of Board of Commissioners, Mitchell County (Signature)	Dete
	Date
Chairman of Poard of General in a study and	
Chairman of Board of Commissioners, Mitchell County (Print Name)	Date
Witness	
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Executive Director, Southwest Georgia Regional Commission	Date

Witness

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Request to Surplus (2) Vehicles - MCCI

ATTACHMENTS:

Description Request to Surplus (2) Vehicles - MCCI Upload Date Type 8/26/2021 Cover Memo

Mitchell County Correctional Institute 4838 Hwy 37 East Camilla, GA 31730

229-336-2045

To: Mitchell County Commissioners

From: Bill Terry, Warden

Date: August 18, 2021

Reference: Request to vehicles

MCCI currently has two vehicles that we are requesting to surplus:

- 1. 1996 Ford Van VIN# 1FBBJS1G7THB21355 miles 350,000 plus This is the old probation/community service van. It is extremely bad shape and not worth spending any monies into.
- 1999 Ford f-250 VIN# 1FTPF28L3XKA31099 miles 121,055
 This is the old landfill truck. It is a single cab truck. It has a blown engine.
 The issue is do we want to spend the money to replace an engine in a single cab truck.



2021 LMIG Safety Action Plan Bids



County Administrator



Finance Officer