

GEORGIA, Murray County

MINUTES

The Murray County Commissioner held a public meeting Tuesday, June 3, 2014 at 9:00 a.m. in the hearing room of the Murray County Courthouse Annex.

Commissioner Pittman called the meeting to order and welcomed those in attendance.

By signature and execution the minutes of May, 2014 were approved.

Under new business the following items were addressed and approved.

- A. Approval of the Murray County Land Use and Development Planning Commission Meeting Minutes



MURRAY COUNTY LAND USE PLANNING COMMISSION

P.O. Box 1129 / 121 N. 4th Avenue, Chatsworth, Georgia 30705
Telephone (706) 517-1400 Fax (706) 517-5893

mcldo@windstream.net

Murray County

Land Use Planning Commission

April 15, 2014

Board Members Present:

Terry Wilson
Larry Morrison
Steve Anglea
David McDaniel
Land Use Office:
Dick Barnes

The meeting was called to order by Chairman Steve Anglea.

First order of business was approval of the agenda. Motion made by David McDaniel, with the addition of resignation of Larry Morrison to approve the agenda, 2nd by Terry Wilson, all in favor, none opposed, motion carried.

Approval of the minutes, Edward Dunn made a motion to approve the minutes, 2nd by David McDaniel, all in favor, none opposed, motion carried.

No old business

New business: Chairman Anglea read rules of order and opened the public portion of the meeting.

Item 1. Re/Classification of property from SR to RR, owned by Landon Chastain in land lot 51 district 9 of Murray County, addressed as 317 Petty Dr. Dick Barnes said the request was in order for hearing and all notices had been sent. Mr. Chastain would like to be able to put a mobile home on this 2 acres for one of his children. No one present for or against the request. Public portion of the hearing closed for board discussion. Edward Dunn made a motion to approve the request, 2nd by Terry Wilson, all in favor, none opposed, motion carried.

Item 2. Conditional use of property located at 3080 Hwy. 52 Alt, owned by LUV PRETT LLC being in land lot 224, district 9 of Murray County. Dick Barnes said the petitioner, Mildred Lee will be putting up a fruit stand on the property. He recommends approval. Mr. Richard Ridley own property adjacent to this property and have concerns that the fruit stand shed might be intruding on their property. No one else either for or against the proposal public portion of the meeting closed for board discussion. Motion made by David McDaniel to approve the request, 2nd by Terry Wilson, all in favor, none opposed, motion approved.

Item 3. Resignation of member Larry Morrison. David McDaniel made a motion to approve his resignation, 2nd by Terry Wilson, all in favor, none opposed, motion carried.

Motion made to adjourn by Edward Dunn, 2nd by David McDaniel, all in favor, none opposed, motion approved.

Respectfully Submitted

Nancy Young
Nancy Young

B. Amendment: Chapter 6, Article I, Coin Operated Devices, to repeal prohibition- 2nd reading

**AMENDMENT
TO
THE CODE OF MURRAY COUNTY**

STATE OF GEORGIA

COUNTY OF MURRAY

WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend the Murray County Code, and

WHEREAS, the Commissioner of Murray County finds such amendments to be useful, necessary, and proper, and protective of the environment, and the health, welfare, and safety of the public, and

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that the Murray County Code be amended as follows:

Under Chapter 6, Alcoholic Beverages, Article I, In General, Sec. 6-23. Coin-operated devices: amusement machines, shall be deleted in its entirety and Sec. 6-23 shall be reserved.

SO ORDAINED AND EFFECTIVE, this the 6th day of May, 2014

FIRST READING, this the 4th day of March, 2014

SECOND READING, this the 6th day of May, 2014

By:

Brittany Pittman
Brittany Pittman, Sole Commissioner

Attest:

Tommy Parker
Tommy Parker, Clerk

C. Resolution: Reaffirmation E911, \$1.50 surcharge for land line phones

RESOLUTION

A RESOLUTION OF MURRAY COUNTY, GEORGIA TO REAFFIRM A MONTHLY EMERGENCY TELEPHONE NUMBER "911" CHARGE UPON EACH EXCHANGE ACCESS FACILITY SUBSCRIBED TO BY TELEPHONE SUBSCRIBERS WHOSE EXCHANGE ACCESS LINES ARE IN THE AREA SERVED BY THE EMERGENCY TELEPHONE NUMBER "911" SYSTEM.

WHEREAS, on October 11, 1990 at 7:00 p.m., Murray County Georgia, held a public hearing pursuant to Official Code of Georgia Annotated Section 46-5-133 (b) (1) (B) concerning the implementation of an Emergency Telephone Number "911" System in Murray County, Georgia; and

WHEREAS, the public hearing resulted in a unanimous vote in favor of the implementation of an Emergency Telephone Number "911" system;

WHEREAS, it has proven to be in the best interest of the public safety of the citizens of Murray County, Georgia, to implement and maintain an Emergency Telephone Number "911" system;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section I. Murray County, Georgia, has implemented an Emergency Telephone Number "911" System.

Section II. There is hereby reaffirmed a need for a monthly Emergency Telephone Number "911" charge to be imposed upon each exchange access facility subscribed to by telephone subscribers whose exchange access lines are in the areas which are served by the Emergency Telephone "911" Service. The said "911" charge is uniform and does not vary according to the type of exchange access facility used, and said "911" charge will not exceed \$ 1.50 per month per exchange access facility provided to the telephone subscriber.

Section III. All acts and doings of the officers of Murray County, Georgia which are in conformity with the purposes and intents of this Resolution and in furtherance of the implementation of the Emergency Telephone Number "911" System shall be, and the same hereby are, in all respects approved and confirmed.

Section IV. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provisions of law, or against public policy, or shall for any reason whatsoever be held in invalid then such covenants, agreements and provisions shall in no way affect the validity of any of the other agreements and provisions hereof.

Section V. All resolutions of parts thereof of Murray County, Georgia in conflict with the provisions herein contained, are to the extent of such conflict, hereby superseded and repealed.

Section VI. This Resolution and the continued collection of the monthly Emergency Telephone Number "911" charge as provided in this Resolution are hereby affirmed.

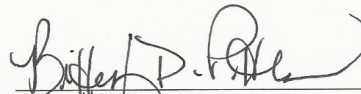
Adopted this 6th day of May, 2014

MURRAY COUNTY, GEORGIA

SEAL

Attest:


Tommy Parker, Interim County Clerk


Brittany Pittman, Commissioner

D. Resolution: Reaffirmation E911, \$1.50 surcharge for wireless phones

RESOLUTION

REAFFIRMATION OF IMPOSING A WIRELESS ENHANCED "911" CHARGE ON WIRELESS TELECOMMUNICATIONS CONNECTIONS WITHIN MURRAY COUNTY, GEORGIA

WHEREAS, Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia Annotated, as amended by Act No. 881, Georgia Laws 1998, authorizes local governments to impose a wireless enhanced 911 charge upon each wireless telecommunications connection subscribed to by subscribers whose billing address is within the jurisdiction of the local government; and

WHEREAS, such charges may be imposed at a rate of up to \$1.50 per month per wireless connection; and,

WHEREAS, such charges may be imposed by any local government that operated or contracts for the operation of an emergency "911" system which is capable of providing automatic number identification of wireless telecommunications connections and the location of the base station and cell site; and,

WHEREAS, Murray County, Georgia operates or has contracted for the operation of an emergency "911" system which is capable of providing automatic number identification of wireless telecommunications connections and the location of the base station cell site; and,

WHEREAS, a public hearing was held on the question of imposing wireless enhanced "911" charge in Murray County, Georgia on August 7, 1998.

WHEREAS, this Resolution and the continued collection of the monthly wireless Emergency Telephone Number "911" charge as provided in this Resolution are hereby affirmed; and,

NOW, THEREFORE, BE IT RESOLVED by the governing authority of Murray County, Georgia that a wireless enhanced "911" charge be imposed upon each wireless telecommunications connection subscribers whose billing address is within the jurisdictions of Murray County, Georgia at the rate of \$1.50 per month per wireless connections provided to each telephone subscriber.

BE IT FURTHER RESOLVED that said wireless charge shall be imposed on the first day of the month January of 1999.

BE IT FURTHER RESOLVED that a copy of the Resolution shall be forwarded to each wireless service supplier providing service in Murray County, Georgia.

IN WITNESS WHEREOF, this Resolution has been duly adopted by the governing authority of Murray County, Georgia on the 1st day of September, 1998.

Reaffirmed this 6th day of May, 2014

SEAL

Attest:


Tommy Parker, Interim County Clerk


Brittany Pittman, Commissioner

E. Resolution: Reaffirmation E911, \$0.75 surcharge per prepaid wireless transaction

Section 4. Depositing of Funds; Use of Funds

In accordance with O.C.G.A. § 46-5-134.2(j)(5), funds received by this county from charges imposed by this ordinance shall be deposited in the Emergency Telephone System Fund maintained by this county pursuant to O.C.G.A. § 46-5-134 and kept separate from general revenue of the jurisdiction; all such funds shall be used exclusively for the purposes authorized by O.C.G.A. § 46-5-134 (e).

Section 5. Repealer

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

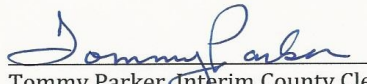
Section 6. Effective Date

The ordinance shall become effective January 1, 2012.

First Reading July 5, 2011.

Second Reading August 12, 2011

Reaffirmed this 6th day of May, 2014


Tommy Parker, Interim County Clerk


Brittany Pittman, Commissioner

RESOLUTION

REAFFIRMATION OF IMPOSING A "911 CHARGE ON PREPAID WIRELESS TELECOMMUNICATIONS WITHIN MURRAY COUNTY

WHEREAS, Part 4 of Article 2 of Chapter 5 of Title 46 of the Official Code of Georgia Annotated, as amended by Act No. 187, Georgia Laws 2011, authorizes counties and cities that operate a 9-1-1 public safety answering point to impose a 9-1-1 charge on prepaid wireless service at the retail point of sale; and,

WHEREAS, pursuant to Code Section 46-5-134.2 of the Official Code of Georgia Annotated such charges may be imposed at the rate of 75 cents per retail transaction; and

WHEREAS, revenues received by a county or municipality from such charges must be deposited in the emergency telephone assistance fund maintained by the county or municipality; and

WHEREAS, imposition of the charge on prepaid wireless service is contingent upon the enactment of an ordinance or resolution of the county or municipality; and

WHEREAS, Murray County operates a 9-1-1 public safety answering point.

NOW THEREFORE BE IT SO RESOLVED, by the Murray County Commissioner, that The Code of Murray County be amended as follows:

Section 1. 9-1-1 Charge on Prepaid Wireless Transactions

In accordance with O.C.G.A. § 46-5-134.2, there is hereby imposed a prepaid wireless 9-1-1 charge as defined by O.C.G.A. § 46-5-134.2(a)(4) upon every prepaid wireless retail transaction occurring within the jurisdiction of the public service answering point in the amount of 75 cents.

Section 2. Collection of 9-1-1 Charge on Prepaid Wireless Transactions

Prepaid wireless 9-1-1 charges collected by sellers shall be remitted to the Commissioner of the Department of Revenue at the times and in the manner provided by Chapter 8 of Title 48 of the Official Code of Georgia Annotated with respect to the sales and use tax imposed on prepaid wireless calling service.

Section 3. Administrative Provisions

The Clerk of the County is hereby directed to file with the State Revenue Commissioner a certified copy of this ordinance and amendments thereto, in accordance with O.C.G.A. § 46-5-134.2(j)(1), within ten (10) days of enactment of this ordinance.

F. Appointment: Brad Rowe to the Murray County Hospital Authority- to fill the unexpired term of Maynard Young

Chatsworth-Murray County
Hospital Authority

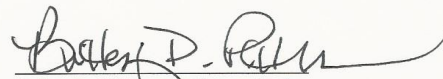
Georgia, Murray County

Board Appointment

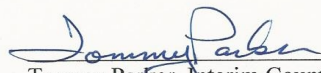
Mr. Brad Rowe
114 ½ N. 3rd Ave
Chatsworth, Ga. 30705

Term
Jul. 1, 2013 – Jun. 30, 2017
(To fill the unexpired term of Maynard Young)

Date Appointed
May 6, 2014


Brittany Pittman, Commissioner
Murray County, Georgia

Attest:


Tommy Parker, Interim County Clerk
Murray County Georgia

G. Disposal of surplus inventory

Murray County Government Disposal of Surplus Inventory


The following items of county property have been determined to be unserviceable and/or no longer cost effective for the county to operate or maintain. As a result these items have been declared surplus inventory by the Murray County Commissioner. Therefore, the Commissioner has directed the county's Financial Officer to dispose of these items to the highest bidder in the setting that would achieve the greatest financial benefit for the county, and that those proceeds be returned to the county's General Fund. In the event that no bids are received, or if the item is in such a state of disrepair that storage and handling would exceed any possible bid proceeds, then the item would be sold for salvage value or disposed of as waste.

Surplus Property List:

- New Holland Tractor 4630 094245B



Brittany Pittman
County Commissioner



Tommy Parker
Interim County Clerk

Date 5/6/14

H. Resolution: Employment Incentive Program Application- rail spur and road improvements for Mattex USA- \$500,000

MURRAY COUNTY RESOLUTION *FY 2014 Employment Incentive Program (EIP) Application Rail Spur and Road Improvements for Mattex USA Manufacturing, LLC*

WHEREAS, the Georgia Department of Community Affairs has established the Community Development Block Grant (CDBG) / Employment Incentive Program (EIP) grants to assist cities and counties with improvements to economic development, public facilities and housing in Georgia, and

WHEREAS, there exists in Murray County a need to improve employment opportunities and to promote the health, welfare, safety, and economic security of its citizens by providing them with diverse opportunities and by assisting new businesses to locate in the County;

NOW THEREFORE, BE IT RESOLVED by the Sole Commissioner that the County will apply for CDBG/EIP funds in the amount of \$500,000.00 for the construction of rail spur and road improvements to serve Mattex USA Manufacturing, LLC (Mattex) locating in Murray County, Georgia. Murray County commits to provide cash and in-kind for all rail spur and road improvement costs associated with the project over the EIP grant award amount as well as the required County audit. The County understands that the Company will pay for the CSX-owned rail switch;

BE IT FURTHER RESOLVED that the Sole Commissioner is authorized and directed to act as the official representative of the County in connection with the grant application and to be responsible for compliance with the applicable state and federal requirements of the EIP program and to provide such additional information as may be required;

BE IT FURTHER RESOLVED that the Sole Commissioner is authorized to enter an agreement for engineering and grant administration services relating to the application and subsequent grant (if funded) and to execute the application and other required documents on behalf of the County;

BE IT FURTHER RESOLVED that Murray County will own, operate, and maintain all road improvements upon completion of the project. The County will enter into an intergovernmental agreement with the Development Authority of Murray County agreeing to transfer ownership of the rail spur to the Development Authority upon completion of the project. The Development Authority of Murray County will enter into a lease agreement with Mattex for operation and maintenance of the rail spur;

BE IT FURTHER RESOLVED that Murray County has adopted the "Citizen Participation Plan of the Georgia Department of Community Affairs" to ensure public involvement in the EIP process as well as a Section 3 Compliance Plan (attached);

BE IT FURTHER RESOLVED that the proposed project is in keeping with Murray County's Comprehensive Plan, and is not inconsistent with the County's Service Delivery Strategy;

BE IT FURTHER RESOLVED that a true and dedicated commitment has been made by the County to the project for its successful completion;

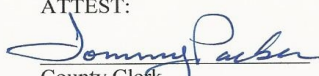
BE IT RESOLVED this 6th day of May, 2014.


Brittany D. Pittman, Sole Commissioner

CERTIFICATION

I do hereby certify that the foregoing is a true and correct copy of the Resolution duly adopted by the County on the date so stated in said Resolution. I further certify that I am the County Clerk and that said Resolution has full force and effect the 6th day of May, 2014.

ATTEST:


County Clerk

(COUNTY SEAL)



I. Employee of the Month - February and March, 2014

Nikki Dyer is the February 2014 Employee of the Month, and Karen Crump is the March 2014 Employee of the Month.

Documents are located in the auxiliary file.

ADJOURNMENT:

This 3rd day of June 2014

ATTEST:

Tommy Parker, Interim County Clerk Brittany Pittman, Commissioner

**In Attendance: Brittany Pittman, Tommy Parker, Frank Adams, Diane Davis,
Matthew Sanford, Anthony Noles, Lori Harrison, Charlotte Keener, and Karen Crump**