UPSON COUNTY BOARD OF COMMISSIONERS
6:00 P.M. – Regular Commission Meeting
City/County Meeting Room – January 14, 2020

AGENDA

Attendance: Chairman Allen, Commissioner Ellington, Commissioner Wilder, Commissioner Watson, County Attorney Paschal English and County Manager Jason Tinsley and County Clerk Jessica Jones

I. CALL TO ORDER
Chairman Norman Allen

II. INVOCATION

A motion was made to amend the consent agenda to put it under new business.

Motion: Commissioner Ellington
Second: Commissioner Wilder
Commissioner Watson – Yes
Commissioner Jones – Not in attendance
Commissioner Ellington – Yes
Chairman Allen – Yes

III. PUBLIC COMMENTS
Gary Self- 226 Roberts Loop, would like the board to reconsider the items that are included on the consent agenda.

IV. CONSENT AGENDA
a. Regular Meeting Minutes December 10, 2019
b. Approval of a Beer/Wine license Renewals
   Circle K
   Community Superette
   Dollar General
c. Approval of an ordinance text amendment for “Wired and wireless telecommunication products and services” as permitted uses in the M-1 and M-2 zoning districts; clarify that telecommunication towers thirty-five (35) feet tall and shorter are not required to be approved by special exception in the M-1 and M-2 zoning districts; refine the types of businesses and services permitted in the C-2 zoning district; and, provide a definition of “Consumer retail business or service.”

ORDINANCE NO.

AN ORDINANCE OF UPSON COUNTY, GEORGIA AMENDING THE ZONING ORDINANCE OF UPSON COUNTY BY ADDING WIRELESS AND WIRELESS TELECOMMUNICATION PRODUCTS AND SERVICES AS PERMITTED USES IN THE M-1 AND M-2 ZONING DISTRICTS; CLARIFYING THAT THE TELECOMMUNICATION TOWERS THIRTY-FIVE (35) FEET TALL AND SHORTER ARE NOT REQUIRED TO BE APPROVED BY SPECIAL EXCEPTION IN THE M-1 AND M-2 ZONING DISTRICTS; REFINING THE TYPES OF RETAIL BUSINESSES AND SERVICES PERMITTED IN THE C-2 ZONING DISTRICT; PROVIDING A DEFINITION OF CONSUMER RETAIL BUSINESS OR SERVICE; PROVIDING FOR REPEAL/CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, OCGA §36-1-20, empowers County governments to protect and preserve the public health, safety and welfare, through the adoption of ordinances, and

WHEREAS, pursuant to The Zoning Procedures Law, OCGA §36-66-1, the Upson County Board of Commissioners adopted the Upson County Zoning Ordinance, through Ordinance No. 78, February 15, 1995; and

WHEREAS, Section 410 of the Upson County Zoning Ordinance (UCZO) lists the procedures by which the Zoning Ordinance may be amended; and

WHEREAS, such procedures and due notice and due process requirements have been met through public hearings and published and posted notices for this ordinance; and

WHEREAS, it is the purpose of these amendments to permit intensive telecommunications-related businesses in the M-1 and M-2 Zoning Districts; and

WHEREAS, it is the further purpose and intent of this ordinance to clarify the types of retail businesses and services permitted in the C-2 Zoning District; and

WHEREAS, the Upson County Board of Commissioners has determined that the following amendments meet the required review standards and serve to enhance the public health, safety, morality or general welfare of Upson County, Georgia, therefore:

BE IT ORDAINED by the Board of Commissioners of Upson County, Georgia, as follows:

SECTION ONE

That Sections 202, 1604, 1804 and 1904 of the Zoning Ordinance of the Code of Upson County, Georgia, are hereby amended to read as follows:

Insert and re-letter accordingly:
Section 202: General definitions.
Y. Consumer retail business or service: Businesses that sell consumer goods and/or businesses that sell consumer services whose products/goods and services are sold for consumptive use by the average consumer. The goods and services are the end result of production and manufacturing. The products and services are sold to consumers for their own use or enjoyment and not a means to future economic production activity.

Add:

Section 1604. Permitted uses.
A. The following principal uses are permitted in C-2 districts:
1. Any consumer retail business or service.

Section 1804. Permitted uses.
A. The following principal uses are permitted in M-1 districts:
29. Wired and wireless telecommunication products and services -- including telecommunications towers 35 feet tall and shorter

Section 1904. Permitted uses.
A. The following principal uses are permitted in M-2 districts:
31. Radio-transmission tower: Wired and wireless telecommunication products and services -- including telecommunications towers 35 feet tall and shorter

SECTION TWO

The Official Zoning Ordinance of Upson County, Georgia, is hereby amended by repealing and changing the aforementioned sections and said amendments shall be accessible to the public.

SECTION THREE

All ordinances or parts thereof in conflict with the terms and provisions of this Ordinance are, as the same hereby, are repealed.

SECTION FOUR

Should any sentence, paragraph or section of this Ordinance be declared to be invalid, for any reason, such declaration shall not affect the validity of any other sentence, paragraph or section of this Ordinance and all such remaining sentences, paragraphs and sections hereof shall remain valid and of full force and effect, and the Board of Commissioners of Upson County, Georgia, hereby declares that such continuing validity of the remaining portions hereof is its intent as of the date of the enactment hereof.

The foregoing ordinance this day adopted by the Board of Commissioners of Upson County, Georgia, and effective, this 10th day of December, 2019.

BOARD OF COMMISSIONERS
OF UPSON COUNTY

BY: NORMAN ALLEN, Chairman

BY: LORENZO WILDER, Vice Chairman

BY: JAMES ELLINGTON, Commissioner

BY: PAUL JONES, Commissioner

BY: BENJAMIN WATSON, Commissioner

ATTEST:

Upson County Clerk

 Approval of a Resolution to set qualifying fees

UPSON COUNTY BOARD OF COMMISSIONERS
104 EAST LEE STREET, SUITE 110
 Thomaston, GA 30286

Jason Tinsley – County Manager
The English Law Group, County Attorney

WHEREAS, pursuant to the requirement of Official Code of Georgia Annotated 31-2-131, the governing authority of the county was authorized to set the fees for the calendar year 2020, to be held on February 3, 2020, any election year, fix and publish qualifying fees; and

WHEREAS, such qualifying fees shall be three (3%) percent of the total gross salary except for the constitutional officers and chief magistrates and magistrates whose fees shall be three (3%) percent of the minimum salary as provided by general law for the office exclusive of cost of living increases and longevity increases; and

WHEREAS, the following offices will be subject to election during the year 2020.

NOW, THEREFORE, BE IT RESOLVED that qualifying fees for the County offices subject to election in the year 2020 shall be as follows:

Clerk of Superior Court $1,491.65
Judge of Probate Court $1,491.65
Treasurer $1,491.65
Tax Commissioner $1,491.65
Chief Magistrate $1,001.00
Coroner $1,001.00
County Commissioner Chairman $390.00
Commissioner $390.00
Thomaston-Upson County School Board $51.00

The County Clerk is directed to publish the qualifying fees established herein by this Resolution prior to February 3, 2020.

In WITNESS WHEREOF, the undersigned have hereunto set their hands and sealed this 14th day of January, 2020.

By: Norman Allen, Chairman

Attest: Jessica Jones, County Clerk

(SEAL)

Date

01.2020 2020 Qualifying Fees
A motion was made to approve the consent agenda.

**Motion:** Commissioner Watson  
**Second:** Commissioner Wilder

Commissioner Watson – Yes  
Commissioner Ellington – Yes  
Commissioner Jones – Not in attendance  
Commissioner Wilder – Yes  
Chairman Allen – Yes

V. NEW BUSINESS

e. Approval of bid for roofing project at the Annex and Chamber Building

Commissioner Ellington recommended that staff get together with the engineers and put this project out for bid.

A motion was made to deny the quote for the courthouse annex and chamber building re-roof project.

**Motion:** Commissioner Ellington  
**Second:** Commissioner Watson

Commissioner Watson – Yes  
Commissioner Ellington – Yes  
Commissioner Jones – Not in attendance  
Commissioner Wilder – Yes  
Chairman Allen – Yes

f. Discussion and approval of a Resolution amending the Planning Commissions compensation

The board approved $2,500 to the 2020 budget for the planning commission compensation.

RESOLUTION

TO AMEND CHAPTER 66 - PLANNING, ARTICLE II. - PLANNING COMMISSION, SECTION 66-34. - COMPENSATION.

WHEREAS, the Board of Commissioners of Upson County, Georgia is desirous of amending Chapter 66, Article II, Section 66-34 of the Code of Upson County, Georgia by substituting in lieu thereof the following:

Planners Commission members will receive compensation for their services in accordance with this Resolution. The Planning Commission Chairman shall be compensated at a sum of twenty-five ($25.00) dollars per month. All other members of the Planning Commission shall be compensated at a sum of twenty-five ($25.00) dollars per month. Provided no member shall receive compensation unless present at the normal and customary monthly regular meeting."

1) There is no additional compensation for extra meetings. Attendance at extra meetings does not make up for missing the normal and customary monthly meeting.

2) If the normal and customary monthly meeting is cancelled due to any reason other than absence/lack of quorum (i.e., lack of agenda items, weather, etc.), members will receive their monthly compensation.

3) Only the duly elected, annual Chairperson shall receive the Chair’s compensation. This includes any new Chair, permanently replacing a duly elected annual chair who has vacated the office for whatever reason. Temporary/stand-in Chairpersons including the duly elected, annual Vice Chairperson shall receive the regular Commissioner compensation.

BE IT SO RESOLVED, THIS 14th DAY OF JANUARY, 2020.

BOARD OF COMMISSIONERS OF UPSON COUNTY

NORMAN ALLEN, CHAIRMAN  
LORENZO WILDER, DISTRICT 1  
JAMES ELLINGTON, DISTRICT 2

PAUL JOHNS, DISTRICT 3  
BENJAMIN WATSON, DISTRICT 4

JESSICA JONES  
COUNTY CLERK

02-2020 PLANNING COMMISSION COMPENSATION

A motion was made to approve increase the planning commissioner’s members compensation from $20 to $40 and the chairperson compensation from $25 to $45.

**Motion:** Commissioner Ellington  
**Second:** Commissioner Watson

Commissioner Watson – Yes  
Commissioner Ellington – Yes  
Commissioner Jones – Not in attendance  
Commissioner Wilder – Yes  
Chairman Allen – Yes
g. Appoint a vice chair
   A motion was made to appoint Commissioner Watson as Vice Chair for the 2020
   year.

   **Motion:** Commissioner Ellington  
   **Second:** Commissioner Wilder
   Commissioner Watson – Yes
   Commissioner Ellington – Yes
   Commissioner Jones – Not in attendance
   Commissioner Wilder – Yes
   Chairman Allen – Yes

   **County Manager Jason Tinsley** As of Dec 12/31/2019, CW Matthews Contracting Company
   has invoiced the County for $2.71 million or approximately 50% of total contract with $271k
   held in retainage.

   1. 12.1 of the 30.1 miles have been completely resurfaced.
   2. 18.0 miles (comprised of Log Town Road and Waymanville Road) are left to be
      completed. All patching and crack relief leveling have been installed. We are awaiting
      favorable conditions for final topping to occur. The Contractor will have 2 crews onsite
      to complete this work. Any damage to the intermediate asphalt layer has/ will be repaired
      prior to final topping.
   3. 0.1 miles of roadway have been rebuilt & repaved – Wynnwood Trail.
   4. Shoulder crews are expected to onsite in 2-3 weeks to start the roadway edge backfilling
      process. Once this is completed, then final striping will occur.

   Based on our review of the project, we should be at or below budget upon completion
   The river access to Sprewell Bluff is closed due to the river rising.

   **County Attorney Paschal English** had no comments.

   **Commissioner Watson** had no comments.

   **Commissioner Wilder** had no comments.

   **Commissioner Jones** was not in attendance.

   **Commissioner J. Ellington** had no comments.

   **Chairman Allen** asked everyone to keep Pastor Blackmon’s family in their thoughts and
   prayers.

   **ADJOURMENT**
   A motion was made by Comm. Watson with a second by Comm. Wilder to adjourn the meeting.

   Chairman Norman Allen  
   Commissioner James Ellington

   Commissioner Benjamin Watson  
   Commissioner Lorenzo Wilder

   **WAS NOT IN ATTENDANCE**
   Commissioner Paul Jones