

AGENDA

REGULAR SCHEDULED MEETING OF THE GOVERNING AUTHORITY OF WALKER COUNTY, GEORGIA

Walker County Courthouse Annex III, 201 S Main Street
LaFayette, Georgia 30728

Date: Thursday, December 27, 2018

Time: Immediately following the Public Hearing beginning at 6:00 PM

Invocation and Pledge to the American Flag and Georgia Flag was completed in the Public Hearing prior to the Regular Scheduled Meeting

Open of the Regular Commissioner Business Meeting

Minutes: Approval of the minutes from the Public Hearing December 13, 2018 and the Regular Scheduled Meeting on December 13, 2018

New Business:

- I. Resolution R-049-18 to Reappoint Farrell Brown as Walker County Tax Assessor Board Member
- II. Resolution R-050-18 to amend the Fiscal Year 2019 Budget to Appropriate Funds for Capital Equipment for the Sheriff
- III. Ordinance No. O-04-18 to Amend Chapter 6 of the County Code of Ordinances on Alcohol; to Effectuate Referenda on the Sale of Alcohol on Sundays; to Provide for Procedures for Compliance; and for other such purposes
- IV. Resolution R-051-18 to Establish a Schedule of Fees for Alcoholic Beverage Licenses

Adjournment: The Regular Scheduled Meeting will be adjourned

Open Discussion: The business on the Agenda being completed, Commissioner Whitfield will open the floor for general discussion

In response to requests from our citizens, speakers are asked to limit comments to 5 minutes and keep them on topics relating to county business.

The next regular scheduled Commissioner's Meeting will be held on January 10, 2018.

**Walker County Governmental Authority
Office of the Commissioner
101 South Duke Street, P.O. Box 445
LaFayette, GA 30728
706-638-1437**

**Minutes of the Scheduled Public Hearing
December 13, 2018**

I. Call to order

Commissioner Whitfield called to order the Public Hearing held at Walker County Courthouse Annex III, 201 S Main Street, LaFayette, Georgia at 6:00 PM on December 13, 2018.

II. Attendees

The following persons were present: Commissioner Shannon Whitfield, Economic and Community Development Director Robert Wardlaw, Legal and Policy Director Matt Williamson, Public Relations Director Joe Legge, Chief Financial Officer Greg McConnell, Landfill Manager Paine Gily, Fire Chief Blake Hodge, Public Defender David Dunn, County Clerk Rebecca Wooden. Other guests signed in at the meeting as well, please see the attached sign in sheet.

III. Invocation: Given by Commissioner Shannon Whitfield

IV. Pledge: United States Flag

V. Pledge: Georgia Flag

VI. Open of Public Hearing:

I. The Governing Authority of Walker County, Georgia proposes to amend Chapter 6 in the County Code of Ordinances Regulating the Possession, Sale and Distribution of Alcoholic Beverages. O-04-18 amends language to effectuate the sale of alcohol on Sundays,

adjusts the licensing process and revises the Alcoholic Beverage Commission.

VII. Adjournment: The Public Hearing was adjourned at 6:04 PM

VIII. Public Comment

{Audio Recording of Public Hearing and comments are on file in Commissioner's Office – 18-12-13}

IX. Commissioner Comments

{Audio Recording of Commissioner's Hearing comments are on file in Commissioner's Office – 18-12-13}

Minutes approved by:

Shannon K. Whitfield
Sole Commissioner
Walker County Georgia

Date

Minutes prepared by: Walker County Clerk, Rebecca Wooden

Walker County Governmental Authority
Office of the Commissioner
101 South Duke Street, P.O. Box 445
LaFayette, GA 30728
706-638-1437
Minutes of the Regular Scheduled Commissioner's
Meeting
December 13, 2018

I. Call to order

Commissioner Whitfield called to order the Regular Scheduled Meeting of the Walker County Government. This meeting was held at Walker County Courthouse Annex III, 201 S Main Street, LaFayette, Georgia at 6:05 PM on December 13, 2018

II. Attendees

The following persons were present: Commissioner Shannon Whitfield, Economic and Community Development Director Robert Wardlaw, Legal and Policy Director Matt Williamson, Public Relations Director Joe Legge, Chief Financial Officer Greg McConnell, Landfill Manager Paine Gily, David Dunn Public Defenders Office, Fire Chief Blake Hodge, County Clerk Rebecca Wooden. Other guests signed in at the meeting as well, please see the attached sign in sheet.

III. Approval of Minutes

Commissioner Whitfield approved the minutes from the Public Hearing and the Regular Scheduled Commissioner's Meeting on November 29, 2018.

IV. Open of the Regular Scheduled Meeting

New Business:

- I. Commissioner Whitfield discussed that Walker County has been utilizing this grant for many years. He asked Chief Hodge to discuss the Georgia Emergency Management & Homeland Security Agency, FY 2018 EMPG Base Award Application. Chief Hodge explained that this award has a local match of \$20,627.00 with the EMPG Award of \$20,627.00 for a total of \$41,524.00.

- II. Commissioner Whitfield discussed that the Georgia Public Defender Council, Georgia Indigent Defense Services Agreement was a standard agreement, not printed from our office and this agreement was completed each year. He introduced David Dunn to explain what the Public Defender's Office does for Walker County and the surrounding counties. Mr. Dunn explained that his office represents people charged for criminal and juvenile offenses in Superior Court who are unable to afford an attorney. United States Constitution and Georgia Constitution require and mandate to provide legal counsel for these individuals. His office staffs eighteen people including him. Commissioner Whitfield explained there is a copy of the budget which runs January 1 thru December 31 so it is for the calendar year 2019. All four counties have to sign this agreement and then a copy will be provided for our office. Commissioner Whitfield asked if there were any questions regarding this agreement, there were none. Mr. Robert Wardlaw thanked Mr. Dunn and his service that he provides to our county and area. Commissioner Whitfield explained the transition of Mr. Dunn having to relocate his entire office to another building after the unexpected issues with the building they had worked in for many years. Matt Williamson wanted to thank Mr. Dunn for the exceptional service he provides to Walker County. Mr. Dunn thanked everyone and asked if he could be excused to attend a prior obligation, Commissioner Whitfield excused him.
- III. Commissioner Whitfield approved Purchase Order No. 2019-00000212 to CDW Government, Inc for Technical Services – Google G-Suites User Licenses for \$37,440.00. This will provide 320 G Suites and a cloud back up for office computers.
- IV. Commissioner Whitfield read the Award letter for the Hazardous Waste Trust Fund Application for Reimbursement, HIS# 10859 Walker County Marbletop Road MSW Landfill. Commissioner Whitfield asked Landfill Manager Paine Gily to give a brief description of this. Mr. Gily explained that files and documents had been researched back to 2010 and provided to complete the application for this refund. Resolution R-048-18 for Authorization to Execute Agreement Governing Expenditures for State & Local Government Costs covers this Award for the Walker County Landfill. Commissioner Whitfield explained this information was available on the Walker County website.

- V. Commissioner Whitfield discussed Transit and how this is a wonderful program for our Community. Commissioner Whitfield explained this is lengthy and is basically more grant paperwork to keep our Transit program running. He signed the FY19 Human Services Transportation Subcontract, Transportation Services Contract by Transit Alliance Group, Inc. with Walker Transit.
- VI. Commissioner Whitfield reviewed and compared the November Department Statistics

V. Adjournment

- I. Commissioner Whitfield adjourned the meeting at 6:47 PM

VI. Public Comment

{Audio Recording of Commissioner's Meeting comments is on file in the Commissioner's Office – 18-12-13}

VII. Commissioner Comments

{Audio Recording of Commissioner's Meeting comments is on file in the Commissioner's Office – 18-12-13}

Minutes approved by:

Shannon K. Whitfield
Sole Commissioner
Walker County Georgia

Date

Minutes prepared by: Walker County Clerk, Rebecca Wooden

RESOLUTION R-049-18

RESOLUTION REAPPOINTING FARRELL BROWN AS WALKER COUNTY TAX ASSESSOR BOARD MEMBER

WHEREAS, the Sole Commissioner of Walker County is the county governing authority of Walker County, Georgia; and

WHEREAS, O.C.G.A. § 48-5-295 provides that members of the county board of tax assessors shall be appointed by the county governing authority; and

WHEREAS, a vacancy exists or shall exist on the Walker County Board of Tax Assessors following the expiration of the term formerly held by Farrell Brown, which has or will expire on December 31, 2018; and

WHEREAS, it is the duty of the county governing authority to appoint members for vacancies on the Walker County Board of Tax Assessors;

WHEREAS, pursuant to O.C.G.A. § 48-5-291 et seq., Farrell Brown is duly qualified to serve as a member of the Walker County Board of Tax Assessors and is agreeable to serve the people of Walker County in such capacity.

NOW THEREFORE, BE IT RESOLVED by the Sole of Commissioner of Walker County, Georgia, that the following named individual is hereby approved and appointed to the Walker County Board of Tax Assessors, under such conditions as are set forth by law, and for the term as set forth below:

<u>NAME</u>	<u>TERM</u>	<u>BEGINS</u>	<u>EXPIRES</u>
Farrell Brown	Six years	01-01-2019	12-31-2024

SO RESOLVED AND ADOPTED this 27th day of December, 2018.

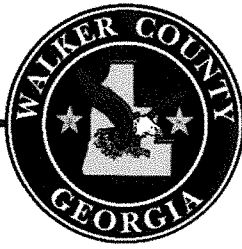
ATTEST:

WALKER COUNTY, GEORGIA

REBECCA WOODEN, County Clerk

SHANNON WHITFIELD, Commissioner

P.O. Box 445
LaFayette, GA 30728
walkercountyga.gov



Office: 706.638.1437
commissioner@walkerga.us

Shannon K. Whitfield
Sole Commissioner
Walker County, GA

December 27, 2018

Farrell Brown
986 Walnut Grove Rd
LaFayette GA 30728

Dear Mr. Brown,

It is with great pleasure that I reappoint you to the Walker County Board of Tax Assessors. Your term begins on January 1, 2019 and expires on December 31, 2024.

Thank you for your willingness to serve the citizens of Walker County and we look forward to working with you in the future.

Sincerely,

Shannon K. Whitfield
Walker County Sole Commissioner

RESOLUTION R-050-18

A RESOLUTION AMENDING THE FISCAL YEAR 2019 BUDGET TO APPROPRIATE FUNDS FOR CAPITAL EQUIPMENT FOR THE SHERIFF

WHEREAS, O.C.G.A. § 36-81-3 provides for a County to adopt a “summary line item” legal level of budgetary control whereby the governing authority controls county spending; and

WHEREAS, Resolution R-019-17 established the legal level of budgetary control for Walker County at the summarized object classification level (e.g. Personnel Expenses, Operating Expenses, Capital Outlay); and

WHEREAS, the Sheriff of Walker County has requested \$34,516 to be allocated into account 542200.00 for capital equipment vehicles under Law Enforcement Administration (3310); and

WHEREAS, as a result of a vehicle collision settlement, funds are available in the amount of \$10,000 for capital equipment vehicles from Repairs (Vehicles) (522220.60); and

WHEREAS, as a result of allowing employees to buy back their service firearms, funds in the amount of \$9,816 are available for capital equipment vehicles from the sale of assets (392100.00); and

WHEREAS, funds in the amount of \$14,700 are available for capital equipment vehicles from the Sheriff’s Office Drug Forfeiture Account (212.3392).

THEREFORE BE IT HEREBY RESOLVED that the Government Authority of Walker County reallocates funding from line item Repairs (Vehicles) 522220.60, from Asset Sales line item 392100.00, and from Sheriff’s Office Drug Forfeiture Account (212.3392), and appropriates \$34,516 to line item 542200.00 (Capital Equipment Vehicles) under Law Enforcement Administration (3310).

SO RESOLVED AND ADOPTED this 27th day of December, 2018.

ATTEST:

WALKER COUNTY, GEORGIA

REBECCA WOODEN, County Clerk

SHANNON K. WHITFIELD, Sole Commissioner

COUNTY OF WALKER
STATE OF GEORGIA

ORDINANCE NO. O-04-18

AN ORDINANCE AMENDING CHAPTER 6 OF THE COUNTY CODE OF ORDINANCES ON ALCOHOL; TO EFFECTUATE REFERENDA ON THE SALE OF ALCOHOL ON SUNDAYS; TO PROVIDE FOR PROCEDURES FOR COMPLIANCE; AND FOR OTHER SUCH PURPOSES

WHEREAS, the Sole Commissioner of Walker County is the county governing authority for Walker County, Georgia (1939 Georgia Laws No. 39); and

WHEREAS, on November 6, 2018, Walker County voters approved a referendum to allow the Walker County governing authority to regulate the sale of distilled spirits by the package on Sundays in accordance with O.C.G.A. § 3-3-7 (p).; and

WHEREAS, on November 6, 2018, Walker County voters approved a referendum to allow the Walker County governing authority to regulate the sale of distilled spirits by the drink on Sundays in accordance with O.C.G.A. § 3-3-7 (j); and

WHEREAS, the favorable result demonstrates the desire of citizens to establish more permissive ordinances pertaining the purchase of alcoholic beverages on Sundays; and

WHEREAS, additional revenue from sales tax resulting from the sale of beverages on Sundays will provide additional revenue to county government aside from property taxes; and

THEREFORE BE IT ORDAINED BY THE COMMISSIONER AS FOLLOWS:

Sec. 6-51 of Chapter 6 of the Walker County Code of Ordinances shall be amended as follows:

Licensees for on-premises consumption of malt beverages, wine, and/or distilled spirits shall not engage in the sale of same except between the hours of 8:00 a.m. through 12:00 a.m. midnight on Monday through Thursday and 8:00 a.m. through 1:00 a.m. on Friday and Saturday and 11:00 a.m. through 12:00 midnight on Sunday. Licensees for package sales of malt beverages and/or wine may engage in sales Monday through Saturday 24 hours per day and Sunday from 12:30 p.m. through 11:30 p.m. Provided however, there shall be no sales of alcoholic beverages on any day on which sales of alcoholic beverages are prohibited by the laws of the State of Georgia.

Sec. 6-52 of Chapter 6 of the Walker County Code of Ordinances shall be amended as follows:

(a) The annual retail licence fee and tax for all persons in the unincorporated areas of Walker County for the sale of malt beverages and wine, shall be as follows:

- (i) ~~Package only \$500.00~~
- (ii) ~~Retail sales for consumption upon premises \$600.00~~ set forth in the county fee schedule.

(b) The annual wholesale license for the various malt beverage and wine licenses for unincorporated areas of Walker County, shall be as follows:

- (i) ~~Wine \$100.00~~
- (ii) ~~Malt Beverage \$100.00~~ set forth in the county fee schedule.

(c) There shall be an annual fee and tax for all persons in the unincorporated areas of Walker County for the retail sales for consumption upon the premises of distilled spirits in the amount of ~~\$2,000.00~~ set forth in the county fee schedule.

(d) The fee for a special event license for the unincorporated areas of Walker County shall be as follows: ~~\$300.00 per application, nonrefundable.~~ set forth in the county fee schedule.

(e) No license shall be issued for less than the 12 month fiscal year as herein provided, and in case of revocation or surrender of any license before the expiration of such calendar year, the holder thereof shall not be entitled to receive any refund whatsoever.

(f) The aforesaid license fees herein set shall not be pro-rated for any portion of a year and shall remain the full amount when said calendar year expires with regard to the time the application is made.

(g) The county governing authority shall have the authority to set the annual license fees contained in this section by resolution.

Sec. 6-81 of Chapter 6 of the Walker County Code of Ordinances shall be amended as follows:

The governing authority of the county shall appoint a ~~three~~ five member "Alcoholic Beverage Commission," independent of the county authority. Other than the appointment of the initial Alcoholic Beverage Commission, each member appointed shall serve a three year term from the date of his or her appointment. The Alcoholic Beverage Commission, by majority vote, shall designate one of its members as its "chairman." The chairman shall moderate all meetings of the Alcoholic Beverage Commission during his term of office, but shall have no executive functions or powers greater than the other members of the Alcoholic Beverage Commission. Upon designation by the board, the chairman shall serve as same for the remainder of his term

upon the board. The chairman may be removed ~~at any time~~ by majority vote of the board. However, the chairman must be given written notice of such meeting, sent at least twenty (20) days in advance thereof, setting forth the grounds for removal, and must be given the opportunity to be heard in person or by a representative. A quorum of three members of the Alcoholic Beverage Commission shall be necessary at any meeting for the transaction of any business.

PASSED AND ADOPTED THIS 27TH DAY OF DECEMBER, 2018.

Shannon K. Whitfield
Sole Commissioner
Walker County, Georgia

ATTEST:

Rebecca Wooden
Clerk of Walker County

RESOLUTION R-051-18

**A RESOLUTION OF THE SOLE COMMISSIONER OF WALKER COUNTY TO ESTABLISH
A SCHEDULE OF FEES FOR ALCOHOLIC BEVERAGE LICENSES**

WHEREAS, Walker County, Georgia desires to establish a single document schedule of fees for Alcoholic Beverage Licenses; and

WHEREAS, Ordinance O-04-18 amends Chapter 6 of the County Code of Ordinances Regulating the Possession, Sale & Distribution of Alcoholic Beverages to replace various fees for alcoholic beverage licenses with a schedule of fees; and

WHEREAS, Walker County uses a Resolution to establish fees for County permits, programs and services.

THEREFORE, BE IT RESOLVED by the Sole Commissioner of Walker County, Georgia that a schedule of fees be established for Alcoholic Beverage Licenses as contained in Exhibit A. This schedule will take effect January 1, 2019 for all new license applications and upon renewal for existing license holders.

SO RESOLVED AND ADOPTED this 27th day of December, 2018.

ATTEST:

WALKER COUNTY, GEORGIA

REBECCA WOODEN, County Clerk

SHANNON K. WHITFIELD, Sole Commissioner

EXHIBIT A

Walker County Alcoholic Beverage Fee Schedule

(effective January 1, 2019)



Initial Application Fee		\$150	
Off-premise	Malt Beverage	\$500	Package/Retail
Off-premise	Wine	\$500	Package/Retail
On-premise	Malt Beverage	\$500	By the drink
On-premise	Wine	\$500	By the drink
On-premise	Distilled Spirits	\$2,000	By the drink
Production	Malt Beverage	\$250	Manufacturer (includes BrewPubs)
Production	Wine	\$250	Manufacturer (includes Farms)
Sample	Malt Beverage	\$25	Manufacturer (includes BrewPubs)
Sample	Wine	\$25	Manufacturer (includes Farms)
Special Event	All	\$300	By the drink
Wholesale	Malt Beverage	\$100	Distributor
Wholesale	Wine	\$100	Distributor