

**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.

<b>Motion:</b> Commissioner Ellington	<b>Second:</b> Commissioner Wilder
Commissioner Watson – Yes	Commissioner Ellington – Yes
Commissioner Jones – Not in attendance	Commissioner Wilder – 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 WIRED AND WIRELESS TELECOMMUNICATION PRODUCTS AND SERVICES AS PERMITTED USES IN THE M-1 AND M-2 ZONING DISTRICTS; CLARIFYING 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; 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. 79, 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 the 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 aforesaid 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, and 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

**d. Approval of a Resolution to set qualifying fees**

	<b>UPSON COUNTY BOARD OF COMMISSIONERS</b> 106 EAST LEE STREET, SUITE 110 THOMASTON, GA 30286 (706) 647-7012	Norman Allen     Chairman Lorenzo Wilder     District 1 James Ellington     District 2 Paul Jones     District 3 Benjamin Watson     District 4
	Jason Tinsley – County Manager The English Law Group, County Attorney	

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF UPSON COUNTY, GEORGIA**

WHEREAS, pursuant to the requirements of Official Code of Georgia Annotated 21-2-131, the governing authority of Upson county shall, not later than February 1 of any election year, fix and publish qualifying fees for each County office to be filled in the up in the upcoming election; and

WHEREAS, such qualifying fees shall be three(3%) percent of the total gross salary except for the constitutional officers and chief magistrate and magistrate 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	\$1491.65
Judge of Probate Court	\$1491.65
Sheriff	\$1779.86
Tax Commissioner	\$1491.65
Chief Magistrate	\$1491.65
Coroner	\$108.00
County Commissioner Chairman	\$360.00
County Commissioner	\$270.00
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 1, 2020.

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

By: \_\_\_\_\_  
 Norman Allen, Chairman

Attest: \_\_\_\_\_  
 Jessica Jones, County Clerk

(SEAL)

Date \_\_\_\_\_

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.

	UPSON COUNTY BOARD OF COMMISSIONERS 106 EAST LEE STREET, SUITE 110 THOMASTON, GA 30286 (706) 647-7012	Norman Allen Lorenzo Wilder James Ellington Paul Jones Benjamin Watson	Chairman District 1 District 2 District 3 District 4
	Jason Tinsley – County Manager The English Law Group, County Attorney		

**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:

*Planning 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   ?  ) dollars per month. All other members of the Planning Commission  
shall be compensated at a sum of twenty     ?     (\$20   ?  ) 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

\_\_\_\_\_  
PAUL JONES, DISTRICT 3

\_\_\_\_\_  
LORENZO WILDER, DISTRICT 1

\_\_\_\_\_  
BENJAMIN WATSON, DISTRICT 4

\_\_\_\_\_  
JAMES ELLINGTON, DISTRICT 2

ATTEST: \_\_\_\_\_  
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  
Commissioner Watson – Yes  
Commissioner Jones – Not in attendance

**Second:** Commissioner Wilder  
Commissioner Ellington – Yes  
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.

ADJOURNMENT

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