



HENRY COUNTY BOARD OF COMMISSIONERS

CHAIR

Carlotta Harrell

DISTRICT I COMMISSIONER

Johnny Wilson

DISTRICT II COMMISSIONER

Dee Clemmons

DISTRICT III COMMISSIONER

Dee Anglyn III

DISTRICT IV COMMISSIONER

Vivian Thomas

DISTRICT V COMMISSIONER

Kevin J. Lewis



COUNTY MANAGER

Cheri Hobson-Matthews

COUNTY CLERK

Stephanie Braun

COUNTY ATTORNEY

Nancy Rowan

BOC MEETING AGENDA

**Henry County Government Administration
140 Henry Parkway McDonough, GA 30253**

Website: co.henry.ga.us

Phone: 770-288-6000

Board of Commissioners

Carlotta Harrell, Chair
Johnny Wilson, District I
Dee Clemmons, District II
Dee Anglyn III, District III
Vivian Thomas, District IV
Kevin J. Lewis, District V



Henry County Government

140 Henry Parkway
McDonough, GA 30253
(770) 288-6000
www.henrycounty-ga.org

Henry County Board of Commissioners

6:30 PM, Tuesday, February 21, 2023

BOC Present: Chair Carlotta Harrell, Commissioner(s) Johnny Wilson, Vivian Thomas, Kevin J. Lewis

BOC Via Phone: Dee Anglyn III

BOC Not Present: Commissioner Dee Clemmons

Staff Present: Cheri Hobson-Matthews, County Manager; Nancy Rowan, County Attorney; Stephanie Braun, County Clerk; and Jasmin Head, Deputy County Clerk

NOTICE: This is a public in-person meeting held at the Henry County Administration Building (Community Room), 140 Henry Parkway, McDonough, GA. HenryTV will also be streaming live online at <https://www.co.henry.ga.us/Government/Agenda-Minutes> on Charter/Spectrum Channel 180, and Facebook Live. See attachment in order "to participate" in Public Hearings and Public Comments

I. Henry County Code of Conduct during public meetings:

Sec. 2-2-128. Conduct during public meetings. During the public portions of the public meetings and public hearings members of the board of commissioners shall not: (1) Speak without first being recognized by the chair; (2) Interrupt anyone who has the floor; (3) Use profanity during the public meeting; (4) Refuse to yield the floor, or to argue with the chair, if he or she is ruled out of order by the chair; (5) Make disparaging remarks about another's character during the public portion of any meeting; (6) Represent their personal opinion and beliefs as the position of the board as a whole; (7) Refuse to recognize the validity of the actions approved by a majority vote of the board; and (8) Divulge the subject matter of any confidential matter, legal advice, legal strategy, or the content of discussions held during executive session. (Ord. No. 03-01, 1-2-2003)

II. Instructions to Participate

III. Invocation

IV. Pledge of Allegiance

V. Call to Order

Chair Harrell announced a walk on item:
Resolution objecting to proposed legislation, House Bill 189.

Cheri Hobson-Matthews, County Manager, presented the House Bill which would increase the authorized truck size or weight on Georgia's public roads. She added that ACCG and GMA are also opposing the bill.

VOTE: Commissioner Lewis made a motion to approve the objection; Commissioner Thomas seconded. The motion carried 5-0-0

[Resolution# 23-94](#)

VI. Consent Agenda

ACCG Grant Awards, re: Internships

- A. Resolution approving 2023 ACCG Georgia Civic Affairs Foundation Grant Awards for Internships for the following Henry County Departments: Planning & Zoning; Transportation Planning; SPLOST; Stormwater; and Parks & Recreation.
(Presenters: Toussaint Kirk, Sam Baker, Roque Romero-Muniz, and Jonathon Penn) (Exhibit 1)
[Resolution #23-78](#)

Animal Control

- A. Resolution approving purchase of three (3) Chevrolet Silverados with SWAB Animal Body AR-95 for the Animal Care and Control Department from Hardy Chevrolet Buick GMC in Dallas, Georgia for the amount of 213,282.69 utilizing RedSpeed Funds.
(Presenter: Captain Michael Hobgood, HCPD) (Exhibit 2)
[Resolution #23-79](#)

Capital Project

- A. ~~(Moved to Regular Agenda)~~ A resolution approving a contract for Architectural Design Services, through Sourcewell EZIQC Contract #GA-ST02-040820-PCI for the renovation of a building recently purchased for use by the Probate Court & Staff and District Attorney's Office, with Prime Contractors, Inc. in the amount of \$381,382.57 using ARPA Funds. *(Presenter: Lynn Planchon, Capital Projects Director) (Exhibit 3)*

County Attorney

- A. Resolution to Authorize the Acquisition of 3,807.00 Square Feet of Right of Way, and 16,069.40 Square Feet of Permanent Easement, More or Less, in Land Lot 4 of the 12th District, Henry County, Georgia, by Negotiated Contract or Condemnation Pursuant to Provisions of O.C.G.A. Section 32-3-4 Through Section 32-3-19 **(Rock Quarry Road Parcel 27)** *(Presenter: Nancy Rowan, County Attorney) (Exhibit 4)*
[Resolution #23-81](#)
- B. Resolution to Authorize the Acquisition of 1,336.21 Square Feet of Right of Way, and 674.18 Square Feet of Permanent Easement, More or Less, in Land Lot 29 of the 12th District, Henry County, Georgia, by Negotiated Contract or Condemnation **(Rock Quarry Road Parcel 37)** *(Presenter: Nancy Rowan, County Attorney) (Exhibit 5)*
[Resolution #23-82](#)
- C. Resolution approving Memorandum of Agreement between Henry County and the City of McDonough in order for the County to conduct the Inspections, Permitting and Plan Review for 12 N Zack Hinton Parkway which are within City Limits of McDonough *(Presenter: Nancy Rowan, County Attorney) (Exhibit 6)*
[Resolution #23-83](#)

Courts

- A. Juvenile Court: Resolution allowing Juvenile Court to apply for a grant from the Criminal Justice Coordinating Council (CJCC) to continue the coordination of the Juvenile Mental Health Court in FY 24 (*Presenters: Angela Craig, Director of Court Services; and Monyato Tolbert, Deputy Director of Court Services*)(Exhibit 7)
[Resolution #23-84](#)

- B. Adult Felony Drug Court: Resolution allowing Henry County Adult Felony Drug Court to apply for a grant from the Criminal Justice Coordinating Council (CJCC) to continue the coordination of the Adult Felony Drug Court in FY 24 (*Presenter: Craig Ogilvie, Director of Accountability Court*)(Exhibit 8)
[Resolution #23-85](#)

- C. Resource Court: Resolution allowing Henry County Resource Court to apply for a grant from the Criminal Justice Coordinating Council (CJCC) to continue the coordination of the Resource Court in FY 24 (*Presenter: Craig Ogilvie, Director of Accountability Court*)(Exhibit 9)
[Resolution #23-86](#)

- D. Veterans Court: Resolution allowing Henry County Veterans Treatment Court to apply for a grant from the Criminal Justice Coordinating Council (CJCC) to continue the coordination of the Veterans Treatment Court in FY 24 (*Presenter: Craig Ogilvie, Director of Accountability Court*)(Exhibit 10)
[Resolution #23-87](#)

- E. DUI Court: Resolution of the Board of Commissioners granting approval for the Henry County DUI/Drug Court to apply for a grant from the State of Georgia Office of the Governor/Criminal Justice Coordinating Council (CJCC) for FY24 (*Presenter: Lisa King/Court Coordinator*)(Exhibit 11)
[Resolution #23-88](#)

Senior Services

- A. Resolution of the Henry County Board of Commissioners to authorize American Disability Act (ADA) Upgrades to include parts and labor at the four (4) senior centers to Gordian EZIQC contract utilizing Prime Contractors, Inc. (*Sourcewell Contract*) in the amount of \$155,971.13, using Capital Funds. (*Presenter: Shawn Norris, Senior Service Director*) (*Exhibit 12*)
[Resolution #23-89](#)

(This Ends The Consent Agenda)

Commissioner Wilson requested that the Capital Project (Exhibit 3) be placed on the regular agenda.

VOTE: Vice Chair Lewis made a motion to approve (with the requested Capital item being moved to the regular agenda); Commissioner Thomas seconded. The motion carried 5-0-0

Regular Agenda

Capital Project

- A. (*Moved from Consent Agenda*) A resolution approving a contract for Architectural Design Services, through Sourcewell EZIQC Contract #GA-ST02-040820-PCI for the renovation of a building recently purchased for use by the Probate Court & Staff and District Attorney's Office, with Prime Contractors, Inc. in the amount of \$381,382.57 using ARPA Funds. (*Presenter: Lynn Planchon, Capital Projects Director*) (*Exhibit 3*)

VOTE: Commissioner Thomas made a motion to approve; Vice Chair Lewis seconded. The motion carried 4-1-0 (with Commissioner Wilson voting in opposition)

[Resolution #23-80](#)

VII. Planning & Zoning

A. RZ-22-03 (Public Hearing)

JTG Holdings, LLC of Atlanta, GA requests a rezoning from RA (Residential-Agricultural) to R-3 (Single-Family Residence) for property located north of Walker Drive and east of Strickland Road in Land Lot 241 of the 3rd District. The property consists of 93.61 +/- acres, and the request is for a single-family residential subdivision. **District 5** (*Presenter: Kenta Lanham, Planner II*)(*Exhibit 13*)

VOTE: Vice Chair Lewis made a motion to approve with conditions read into the record, with an added condition #24:

There shall be a 20' enhanced landscape strip along the rear property line of those that share a rear property line 10' long each property. Which may be on the residential lots. The landscape strip shall be planted with shrubs and /or small trees where vegetation is disturbed or non-existent. Planning and zoning staff shall provide final approval for the landscape strip before final plat submittal.

Commissioner Thomas seconded. Motion carried 5-0-0

[Resolution #23-90](#)

B. RZ-22-04 (Public Hearing)

The Reservoir Group, LLC of Madison, GA requests a rezoning from RA (Residential-Agricultural) to R-2 (Single-Family Residence) (Sewer) for property located at 1500 Chambers Road in Land Lot 116 of the 6th district. The property consists of 40.288 +/- acres, and the request is for a single-family residential subdivision. **District 5** (*Presenter: Kamau As-Salaam, Interim Assistant Director*)(*Exhibit 14*)

Public Hearing:

VOTE: Vice Chair Lewis made a motion to approve; Commissioner Anglyn seconded. Motion carried 5-0-0

[Resolution#23-91](#)

C. AP-22-04 (Public Hearing)

Ronald Albert Nash, of McDonough, GA requests an administrative appeal for property located at 3667 Jodeco Road in Land Lot 109 of the 6th District. The property consists of 0.628 +/- acres, and the request is for the appeal of an administrative interpretation regarding the prohibited uses within the Highway Corridor Overlay District. **District 4** (*Presenter: Toussaint Kirk, Cluster Leader*)(*Exhibit 15*)

VOTE: Commissioner Thomas made a motion to uphold the denial; Commissioner Anglyn seconded. The motion carried 5-0-0.

[Resolution #23-92](#)

D. AP-23-01 (Not a Public Hearing)

Halpern East Lake, LLC of Atlanta, GA requests an appeal to Ordinance 23-2 for property located at 5855-5905 East Lake Parkway and 38 Oak Valley Road in Land Lot 6 of the 7th District. The property consists of 20.26 +/- acres, and the request is for relief from the constraints of the multi-family moratorium.

District 4 (*Presenter: Kenta Lanham, Planner II*)(*Exhibit 16*)

VOTE: Commissioner Thomas made a motion to approve applicant's vested rights claim; Commissioner Anglyn seconded. The motion carried 4-1-0 (with Commissioner Wilson voting in opposition).

[Resolution# 23-93](#)

VIII. Public Comments

We welcome citizens to voice their county-related concerns and opinions **regarding items which are listed on this agenda or on the previous regular meeting agenda.** All persons wishing to speak during Public Comment must pre-register with the County Clerk in writing or via email: sbraun@co.henry.ga.us no later than 12:00 p.m. on the day immediately prior to the meeting. Each speaker will have three (3) minutes to speak.

No member of the public shall be permitted to make personal, impertinent, slanderous or profane remarks to any member of the board, staff or general public. Any person who makes such remarks, or who utters loud, threatening, personal or abusive language, or engages in any other disorderly conduct which disrupts, disturbs or otherwise impedes the orderly conduct of any board meeting shall, at the discretion of the chair or a majority of the council, be barred from further audience before the board during that meeting.

- 1.Reginal Jackson
2. Banasha Shine
- 3.Margaret Brown

IX. Approval of Minutes

- A. December 8, 2022 Legislative Breakfast
- B. January 4, 2023 Regular BOC Meeting
- C. January 17, 2023 Regular BOC Meeting
VOTE: Commissioner Anglyn made a motion to approve the minutes; Vice Chair Lewis seconded. The motion carried 5-0-0

X. Upcoming Meetings and Events

- A. March 7, 2023 at 9:00 a.m. is a regularly scheduled BOC Meeting
- B. March 9-10, 2023 BOC Retreat in Douglasville, GA
- C. March 21 ,2023 at 6:30 p.m. is a regularly scheduled BOC Meeting

XI. Executive Session (Re: Personnel Matter)

VOTE: Chair Harrell called for a motion to enter executive session. Commission Wilson made a motion to enter executive session to discuss personnel matters; Commissioner Anglyn seconded. The motion carried 5-0-0.
(Executive Session began @ 8:28 pm)

XII. Reconvene from Executive Session

VOTE: Chair Harrell called for a Motion to Reconvene from executive session: Commissioner Wilson made a motion to reconvene; Vice Chair Lewis seconded. The motion carried 4-0-1 (Commissioner Anglyn not present)
(Executive Session reconvened @ 10:18pm)

XIII. Approval of an Affidavit and Resolution pertaining to Executive Session

VOTE: Commissioner Wilson made a motion to approve the Affidavit and Resolution pertaining to Executive Session; Commissioner Thomas seconded. The motion carried 4-0-1. (Commissioner Anglyn not present)

XIV. Adjournment

(Meeting adjourned @ 10:21 pm)