

Pierce County Board of Commissioners
Public Hearing Minutes
Tuesday, October 6, 2020 5:30PM

Commissioners in Attendance	Neal Bennett, Chairman Harold Rozier, District 1 Mike Streat, District 2 David Lowman, District 4
Commissioners not in Attendance	Randy Dixon, District 3
Staff in Attendance	Franklin Rozier, County Attorney Jason Rubenbauer, County Manager Amy Hitt, County Clerk

1. Call to Order – Chairman Bennett called the public hearing to order at 5:30 pm.
2. Request from Lisa McMurphy to close Old Wilson Road from Wilson Road to Alexis Lane. Lindsay Thomas, Zoning Administrator explained that application had been made by Lisa McMurphy to close Old Wilson Rd. The road had been posted, notice was made in the paper and all the proper documents had been submitted. Chairman Bennett asked if there was anyone to speak against the request and no one came forward.
3. Adjourn – the Chairman adjourned the public hearing at 5:36PM.

<hr/> Neal Bennett	<hr/> Harold Rozier
<hr/> Mike Streat	
<hr/> David Lowman	

Pierce County Board of Commissioners
Regular Meeting Minutes
Tuesday, October 6, 2020 6:00PM

Commissioners in Attendance	Neal Bennett, Chairman Harold Rozier, District 1 Mike Streat, District 2 Randy Dixon, District 3 David Lowman, District 4
Staff in Attendance	Franklin Rozier, County Attorney Jason Rubenbauer, County Manager Amy Hitt, County Clerk

4. Call to Order – Chairman Bennett called the meeting to order at 6:00 PM
5. Invocation and Pledge of Allegiance – Commissioner Mike Streat gave an invocation and Commissioner Randy Dixon led the pledge of allegiance.

6. Approval of the Agenda

Commissioner Randy Dixon made a motion to approve the agenda as presented.
Commissioner Mike Streat seconded the motion and all voted aye. Motion was approved.

7. Approval of Minutes

a. Regular Meeting Minutes, September 1, 2020

Commissioner David Lowman made a motion to approve the minutes as presented for the September 1, 2020 regular meeting. Commissioner Mike Streat seconded the motion and all voted aye. Motion was approved.

8. Recognition of Billy Johnson Retirement. – Chairman Bennett presented a plaque to Billy Johnson in appreciation of his 37 years of service to Pierce County at the Road Department.

9. Presentation from Josie-Tatum Mattox on the Recycling Grant Project. – Jason Rubenbauer, County Manager stated that the County had received a grant for a college student to do some research and look into recycling in Pierce County. Josie-Tatum Mattox was hired and completed the research and will present the information that she gathered. Josie-Tatum Mattox shared that she wasn't even aware of the recycling issues until she started her research and was shocked that most of our recyclables end up in a landfill. There are little to no options available to Pierce County. Several recyclers were contacted about servicing Pierce County and none of them were interested due to cost. Worked with the Chamber and Angela Manders and Matt Carter to develop a questionnaire to present to local businesses and to citizens in the county. Some of the businesses are interested in recycling paper, cardboard and plastics. Sentry here in Blackshear recycles paper and cardboard. Went to Piggly Wiggly and Walls IGA to do in person surveys of local citizens and people had little interest and the interested said it would depend on the cost. Contacted some other local governments and the level of participation varies, how the programs are run varies, as well as the cost and the success. Summary of the research findings would be that there are really no close options of providers available for Pierce County. There were some citizens who would like to have some recycling but they do not want to pay for it. Of the persons who participated there was not enough interest to pursue at this time.

10. County Manager Report and August 2020 Financials.

Financial Report & County Manager Report

October 6, 2020

- Financial Report as of 08/31/2020
 - i. Unrestricted Cash and overall budget continue to be in a strong position
 - ii. Total revenues are up 6.07% over the same period last year
 - iii. Total expenses are down 4.71% from the same period last year
- County Manager Report
 - a. Grants
 - i. ACCG Employee Safety Grant
 - 1. \$2,500
 - a. (4) Non-Contact Infrared Thermometers
 - b. (15) Structural Hoods for Firefighters
 - c. (19) Pairs Structural Gloves for Firefighters
 - ii. Community Development Block Grant
 - 1. \$750,000
 - a. Will pave and provide drainage improvements to:
 - i. Satilla Trail
 - ii. Fox Squirrel Drive
 - iii. Quail Trail

- iv. Pine Ridge Trail
- b. Parks & Recreation

i. Football, Soccer, & Cheerleading have begun games this week

ii. A special thanks is extended to Brandon Jernigan who has helped our facilities team with the proper striping of Tiger Field

iii. A special thanks to Stephen Taylor for his team’s efforts during recent tournaments

1. Past three tournaments saw significant amounts of rain the night before the tournament

2. Where other venues cancelled their events on the Saturday following the rains, Stephen and at times some of his team, were at the Ware Street facility at 4:00 am readying the fields so the teams who were already making their way from out of town would be able to play.
- c. Tax Assessors

i. 2020 Digest is complete

1. 7-8 appeals are being reviewed by the Board of Equalization

ii. Time taxes collections are down for the 2nd Quarter by approximately 75%

1. Mostly related to mill shutdowns due to COVID-19

2. Also, wetter than normal conditions hindered timber production

3. Impacts can be expected to be reflected in the 2022 budget
- d. Elections

i. In-person early voting will run from October 12th through October 30th

ii. Election day is November 3rd

Pierce County Board of Commissioners

Summary Financial Report

August 31, 2020

8/31/2020

General Fund-Cash & Investment: \$ 5,651,328

	Original	Amended	YTD 2020		YTD 2019
General Fund - Revenues (YTD Totals)	Budget	Budget	Actual	%	Actual
Taxes	\$ 8,365,000	\$ 8,365,000	\$ 7,020,128	83.9%	\$ 6,388,797
Licenses/Fees/Permits	\$ 140,500	\$ 140,500	\$ 93,209	66.3%	\$ 112,647
Charges for Services	\$ 521,850	\$ 521,850	\$ 324,947	62.3%	\$ 620,174
Fines/Forfeitures	\$ 180,600	\$ 180,600	\$ 105,488	58.4%	\$ 128,389
Intergovernmental	\$ 110,000	\$ 110,000	\$ 340,208	309.3%	\$ 94,737
Other	\$ 169,500	\$ 169,500	\$ 25,641	15.1%	\$ 112,196
Total Revenues	\$ 9,487,450	\$ 9,487,450	\$ 7,909,621	83.4%	\$ 7,456,941

Expenditures Analysis by Function (YTD Totals)	Original	Amended	YTD 2020		YTD 2019
Function	Budget	Budget	Actual	%	Actual
General Admin	\$ 2,099,265	\$ 2,195,765	\$ 1,123,612	51.2%	\$ 1,217,926
Judiciary	\$ 1,113,637	\$ 1,113,637	\$ 639,168	57.4%	\$ 698,201
Public Safety	\$ 3,908,895	\$ 4,058,395	\$ 2,403,726	59.2%	\$ 2,469,746
Public Works	\$ 1,169,503	\$ 1,169,503	\$ 638,021	54.6%	\$ 681,820
Health & Welfare	\$ 343,115	\$ 343,115	\$ 98,360	28.7%	\$ 191,484
Community Development	\$ 456,343	\$ 456,343	\$ 379,884	83.2%	\$ 284,551
Contingency	\$ 80,000	\$ 80,000	\$ -	0.0%	\$ -
Total Expenditures	\$ 9,170,758	\$ 9,416,758	\$ 5,282,772	56.1%	\$ 5,543,728
Transfers to E911	\$ 41,692	\$ 41,692	\$ 27,795	66.7%	\$ 46,875
Transfers to Rec	\$ 275,000	\$ 301,990	\$ 183,333	60.7%	\$ 133,333
Total Expenditures/Transfers	\$ 9,487,450	\$ 9,760,440	\$ 5,493,899	56.3%	\$ 5,723,937

Payroll (Current Month)	Total Payroll	Overtime Pay	OT Hours Pd
Road	\$ 28,073	\$ 706	37.25
Sheriff Admin/Patrol/Detectives	\$ 70,726	\$ 13,627	548.00
Jail/Work Detail	\$ 44,016	\$ 16,224	952.50
EMS	\$ -	\$ -	-
E911	\$ 15,222	\$ 3,155	166.75
Other Depts	\$ 128,932	\$ 1,769	196.50
Totals	\$ 286,969	\$ 35,481	1,901.00

Other Items (YTD Totals)	Year 2020	Year 2019	Increase (Decrease)
Revenue-Loc Opt Sales Tax	\$ 896,472	\$ 821,867	\$ 74,605
Revenue-EMS Collections	\$ 1,717	\$ 206,685	\$ (204,968)
Revenue-Fines & Forfeiture	\$ 105,488	\$ 128,389	\$ (22,901)
Expenditures-Total Payroll	\$ 2,301,331	\$ 2,598,386	\$ (297,055)
Expenditures-Overtime Pay	\$ 242,640	\$ 329,834	\$ (87,194)
Expenditures-Electricity	\$ 147,161	\$ 149,810	\$ (2,650)
Expenditures-Fuel Costs	\$ 118,606	\$ 134,611	\$ (16,004)
Expenditures-Prisoner Housing	\$ 51,302	\$ 123,085	\$ (71,783)

11. Request from Lisa McMurphy to close Old Wilson Road from Wilson Rd to Alexis Lane. Chairman Bennett referred to the public hearing held earlier tonight and there was no one in opposition to the request, it was properly posted and advertised.

ROAD CLOSING PROCEDURES
PIERCE COUNTY, GA

All applicants seeking to request the vacation, abandonment, discontinuance, and closure of any easement, public street, alleyway, road, public right of way, or other place used for travel, or any portion thereof, shall obtain from and make application to the Pierce County Planning & Codes Department, 312 Nichols Street, Suite 5, Blackshear, Georgia 31516.

1. Provide the name, phone number, and address of the petitioner, agent, or other.

LISA mcmurphy 912-337-8813
1804 BEN JAMES Church Rd
Blackshear, Ga 31516

2. Provide the name, number or location of the road to be closed. Describe by popular name, length, legal description prepared by an attorney or registered surveyor, and a survey map (showing the platted limits, adjacent lands, and actual description of the portion of road to be closed). Use additional sheet(s) if necessary.

(OLD) Wilson Rd Which RUN'S Through The
middle for The Property THAT Gose TO
The Golf Course

3. State the reason(s) for closing the road.

NOT A MAINTAINED RD Which RUNS Through
The middle of my Property

4. Describe the legal, ownership, or other interest the petitioner has in the road or street to be closed. Use additional sheet (s) if necessary.

my Cousins USE This AS A WALKWAY TO
my fields

5. List the names, mailing addresses, and signatures of all owners of land served by the road, street, or right-a-way proposed for closing.

N/A	
Signature:	Signature:

N/A	
Signature:	Signature:

N/A	
Signature:	Signature:

N/A	
Signature:	Signature:

6. Have all of the adjoining land owners to the road or street been notified of the pending petition? N/A

7. Have all the adjoining land owners to the road or street consented to the petition for road closure? N/A

PETITION TO CLOSE A ROAD OR STREET
PIERCE COUNTY, GA

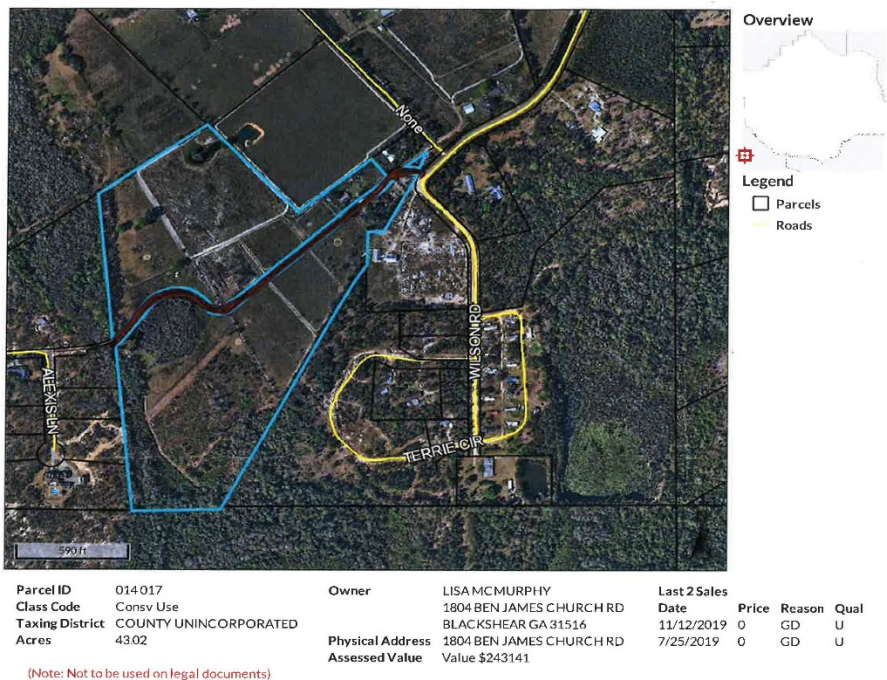
Petitioner Acknowledgment: I have furnished copies hereof to the County Attorney, Director of Road Department, Board of Commissioners, and Department of Public Safety (E911, Sheriff, Fire Department). I understand that I am obligated to pay all costs such as, but not limited to application fee, signage, advertising, and recording by the processing of this road or street closing.

STATE OF Georgia
COUNTY OF Pierce County

Before me the undersigned notary public, the petitioner _____ or agent _____, who after being duly cautioned and sworn, deposed and said that the contents of this petition are true to the best of his/her knowledge and belief, this _____ day of _____, 20_____.


Petitioner or Agent

Notary Public



Commissioner Harold Rozier made a motion to approve the request to close Old Wilson Rd from Wilson Rd to Alexis Lane and quit claim deed the property to the McMurphys. Commissioner David Lowman seconded the motion and all voted aye. Motion was approved.

12. Request to approve recommendation from the Joint Planning and Advisory Board to rezone Parcel #036-063A, 16.19 acres on Youmans Chapel Rd from AF to Single-Family for the purpose of developing a subdivision.

All items requiring action by the Commissioners must be filed in the Clerk's office by 12 Noon on the Wednesday prior to the first Tuesday regular monthly meeting. All agenda requests must be reviewed and approved by the Chairman of the Board.

DATE: September 14, 2020

TO: Pierce County Board of Commissioners

FROM: Lindsay Thomas, Zoning Administrator

RE: Rezone from Agriculture/Forestry to Single-Family

FOR MEETING DATE: October 6, 2020

STATEMENT OF ISSUE: Mr. Sonny Bowen request to rezone Parcel #036-063A, 16.19 acres on Youmans Chapel Road from Agriculture/Forestry to Single-Family for the purpose of constructing a subdivision. The Joint Planning Advisory Board made a recommendation to approve the rezone request. There was no one in opposition of the request at the Planning meeting.

Please attach any supporting documentation which you would like to present to the Board of Commissioners:

STAFF USE ONLY

Received by: _____ Date received: _____

Chairman Approval: _____

REZONING REPORT

MEETING DATES:

Joint Planning Public Hearing & Meeting: September 14, 2020
Pierce County Board of Commissioners Meeting: October 6, 2020

GENERAL INFORMATION:

Purpose: Rezone Parcel #036-063A, 16.19 acres on Youmans Chapel Road, Blackshear from (AF) Agriculture/Forestry to (SF) Single-Family

Applicant & Contact: Sonny Bowen Enterprises, LLC/Sonny Bowen

Phone: 912-614-3589

File Date: July 27, 2020

CURRENT LAND USE:

Subject Property/Lots: Cleared

North:	Cleared
East:	Trees
South:	Homes
West:	Business

CURRENT ZONING:

Subject Property:	(AF) Agriculture/Forestry
North:	(AF) Agriculture/Forestry
East:	(AF) Agriculture/Forestry
South:	(AF) Agriculture/Forestry
West:	(C) Commercial

SPECIAL INFORMATION:

Water/Wastewater: Pine Ridge Water & septic tank

STAFF ANALYSIS

Standards for Exercise of Zoning Powers:

- 1) **Whether the proposed rezoning request will permit a use that is suitable, in view of the existing land use pattern of adjacent and nearby property.**

Based on area zoning, re-zoning would be in view of existing land and nearby uses.

- 2) **Whether the proposed rezoning would result in the possible creation of an isolated district unrelated to adjacent and nearby districts.**

The rezone would not create an isolated district due to mixed zoning districts in the area.

- 3) **Whether changed or changing conditions make the passage of the proposed amendment reasonable.**

The proposed rezoning request is reasonable under existing conditions.

- 4) **Whether the proposed change will adversely influence existing conditions in the neighborhood or the county at large.**

The proposed rezoning request is not expected to negatively influence existing conditions.

- 5) **Whether the proposed amendment would result in potential impacts on the environment, including but not limited to drainage, soil erosion and sedimentation, flooding, air quality, and water quality and quantity.**

The FEMA Flood Map has property located in the X zone, which means that property is located out of the flood zone. No other environment impacts are projected.

- 6) **Whether the costs required of the public in providing, improving, increasing or maintaining public utilities, schools, streets and public safety necessities would be reasonable when considering the proposed change.**

No public infrastructure improvements are needed.

- 7) **Whether the proposed change will be detrimental to the value or improvement of the development of adjacent or nearby property in accordance with existing requirements.**

The proposed rezoning request is not expected to create detrimental impacts on adjacent properties.

- 8) **The extent to which the zoning decision is consistent with the 2022 Pierce County Joint Comprehensive Plan as updated on June 6, 2017.**

The decision to approve would be consistent with the Comprehensive Plan.

ATTACHMENTS:

Application

Proposed subdivision

**PIERCE COUNTY
REZONING APPLICATION**

OFFICIAL USE ONLY

Date Received: 11/12/2020 Project Number: 13305 PC Hearing Date: 11/12/2020
PC Recommendation: approved CC Hearing Date: 10/16/2020 CC Action: _____

Please complete this form in its entirety. Attach additional sheets if needed. All property owners must sign this form. Incomplete submittal may result in delay of processing.

Name of Applicant/Agent Sonny Bowen Phone 912-614-3589
(May be left blank if the applicant is the same as the property owner)

Company Name Sonny Bowen Ent., LLC

Address 6680 Youmans Chapel Rd. Blackshear, Ga. 31516

Owner(s) of Record Winston M. Bowen Sr. Phone 912-614-3589

Address 6680 Youmans Chapel Rd. Blackshear, Ga 31516

Phone _____

Address _____

Property Information

Tax map – Block – Parcel No 036-063-A Total acreage of property 16.19 acres

Location of property (i.e., Street address OR east side of Main Street, ½ mile north of First Street) _____

east side of Youmans Chapel Rd, ¼ mile north of Dean St. 11

Current zoning AF Current land use farming

Lot characteristics (wooded, field, developed, etc.) field

Are there any structures currently on the property? NO If so, please describe and indicate if they will remain after the rezoning: _____

Contiguous land uses: North AF South AF

East AF West C

Current access (roads): Youmans Chapel Road

Existing utilities: Satilla REA, ATC, ATT and Pine Ridge Water

Proposed Information

Proposed Zoning SF Proposed use single family site built homes
Proposed water community-Pine Ridge Proposed sewer septic tanks
Do you plan to subdivide the property? yes If so, please answer the following:
Proposed number of lots 27 Proposed improvements (roads, water system, etc.):
Paved Street community water, satilla REA, ATT, ATC
Proposed access: Youmans Chapel Rd

NOTE: Applicants are strongly encouraged to submit a sketch plan with the rezoning application.

Justification for rezoning request: Preliminary plat attached.

Adjacent Property Owners (Attach additional pages if needed – Provide all names in one list)

Name <u>See Attached</u>	Name _____
Address _____	Address _____
_____	_____
Name _____	Name _____
Address _____	Address _____
_____	_____
Name _____	Name _____
Address _____	Address _____
_____	_____

Certification

I (We), the undersigned, do hereby certify that I (we), are the owners of the property affected by this proposed amendment to the Pierce County Zoning Ordinance by virtue of a deed dated 5/9/2019 on file in the office of the Clerk of the Superior Court of Pierce County, in Deed Book 1032, page 295. Furthermore, I (we) attest that the information contained herein is true and complete to the best of my (our) knowledge.

Owner's signature Winston M. "Sonny" Bowen Date 1-6-2020
Owner's signature _____ Date _____
Owner's signature _____ Date _____

 **qPublic.net** Pierce County, GA



Overview



Legend

- Parcels
- Roads

Parcel ID	036 063 A	Owner	WINSTON MONROE SR BOWEN	Last 2 Sales			
Class Code	Agricultural		6680 YOUMANS CHAPEL RD	Date	Price	Reason	Qual
Taxing District	COUNTY UNINCORPORATED		BLACKSHEAR GA 31516	7/16/2019	0	GD	U
Acres	16.32	Physical Address	n/a	5/9/2019	\$120000	UV	U
		Assessed Value	Value \$63463				

(Note: Not to be used on legal documents)

Commissioner David Lowman made a motion to approve the recommendation from the Joint Planning and Advisory Board and request from Sonny Bowen to rezone Parcel #036-063A, 16.19 acres on Youmans Chapel Rd from AF to Single-Family for the purpose of developing a subdivision. Commissioner Mike Streat seconded the motion and all voted aye. Motion was approved.

13. Request to approve the Zoning Ordinance for Pierce County and the Land Subdivision Ordinance for Pierce County as presented by the Regional Commission and recommended by the Joint Planning and Advisory Board. Sherry Davidson with the Regional Commission thanked the Commission and County manager for asking for the RC to help with this project. It's been a great experience working with Lindsay and Chris as well as the Joint Planning and Advisory Board. Please remember that this is a working document that should be changed and updated as needed to support the community.

Commissioner Randy Dixon made a motion to approve the Zoning Ordinance and Land Subdivision Ordinance for Pierce County as presented. Commissioner David Lowman seconded the motion and all voted aye. Motion was approved.

14. Request to approve an Indigent Burial Policy.

Pierce County Board of Commissioners

Administrative Policy Indigent Burials Assistance Program

Purpose: The Indigent Burials Assistance Program is to provide assistance for an individual That dies in Pierce County. Assistance will be provided to applicants who meet the program criteria in accordance with O.C.G.A § 36-12-5 &. An approval process can take up to 2 business days to complete.

Qualifications: In order to qualify for the Indigent Burials Assistance Program an applicant must meet the following criteria:

- ☐ An applicant must have died in Pierce County.
- ☐ An applicant should not possess a Life Insurance Policy and/or have any income or financial resources over \$400.00.

Approval Process: In order to approve an application for the Indigent Burials Assistance Program the following criteria must be met:

- ☐ The County designee, as determined by the County Manager, or Chairman of the Pierce County Board of Commissioners, will obtain all applications and determine if an applicant qualifies for assistance.
- ☐ The County designee will contact the next of kin of the deceased to verify there are no financial resources available to cover costs associated with the burial and/or cremation.
- ☐ Upon meeting the eligibility requirements, the County designee will provide the decedent's family with a choice to proceed with a burial and/or cremation.
- ☐ For the selection of a burial, the County designee will determine if the family has identified a funeral home, located within the boundaries of Pierce County, who has a valid business/occupation license. In the event the family has not selected a funeral home, the County designee will assist the family with making a selection on a rotational basis of properly licensed funeral homes within the boundaries of Pierce County and shall contact the funeral home upon receipt of an application to verify approval or denial of application.
- ☐ For the selection of a cremation, the County designee will submit a request to verify the degree of relationship (i.e. birth certificate) and request for the applicant's family to submit an Application for Burial Assistance for an Indigent Person.
- ☐ The County designee will submit an Authorization to Release Remains form to the Pierce County Coroner. Note: This form will only be submitted to the Pierce County Coroner if the body is in the custody of the Pierce County Coroner.

☐ In the event a funeral home has received a body of a suspected indigent person who has died within the jurisdictional boundaries of Pierce County, and where no family members can be located, the funeral home shall contact the County designee who shall assist in the determination and processing of the Indigent Burial Assistance Program.

☐ Services **cannot be held** for the decedent before the approval process is completed.

☐ All burial and /or cremation allocated costs is to be paid based on the actual expense of the service not to exceed \$1,000.00. Once the funeral home has agreed to take the amount allocated for burial and/or cremation, the family **does not owe any more money**.

Process for Payment Reimbursement:

☐ All original invoices must be submitted to the County Clerk within 10 days of the approval for services.

☐ A payment will be distributed to the funeral home within 30 days once an invoice is received by the County Clerk.

☐ All invoices should be mailed or hand delivered to:

Pierce County Board of Commissioners Office

Attn: County Clerk
P O Box 679
312 Nichols Street, Suite 5
Blackshear, GA 31516



APPLICATION FOR INDIGENT BURIAL AND/OR CREMATION
THIS FORM MUST BE COMPLETED BY A FAMILY MEMBER, IF KNOWN
Submit completed application to Pierce County Board of Commissioners Office,
312 Nichols Street, Suite 5, Blackshear, GA 31516

INFORMATION REGARDING DECEASED

Name: _____ Address: _____

Date of Birth: _____ Date of Death: _____ Social Security _____

Location of Death: _____ Cause of Death: _____

Location of Remains: _____ Length of Residency: _____

Marital Status: Single ____ Married ____ Divorced ____ Widow(er) ____ # of Children: ____

<u>Relation</u>	<u>Name</u>	<u>Address</u>	<u>Phone Number</u>

DECEASED SOURCE OF INCOME

Source of Income: _____ Monthly Income: _____
(Specify type of income e.g. SSI, Social Security, Pension, Welfare, Veterans Benefits, etc.)

Any Bank Accounts Yes____ or No ____

If yes, how much in account(s): _____
Name and Location of Bank(s): _____

Was the deceased in the nursing home? Yes____ or No ____
If yes, how much in Medicaid does the decedant have in his/her personal spending account? _____

DECEASED'S ASSETS

Real Estate: _____
Address Value

Stocks/Bonds/Securities: _____
Identify Amount

Vehicle: _____
Identify Value

Receiving Veteran's Benefit	yes	no	(if yes, refer to funeral home)
Victim of a crime	yes	no	(if yes, refer to District Attorney's Office)
Pierce County Resident	yes	no	
Any Life Insurance	yes	no	

Name: _____ Address: _____

Telephone Number: _____ Relationship to Deceased: _____

Applicant's Signature: _____ Email: _____

I, _____, of (Funeral Home) _____
(Address & Telephone Number) _____ have attempted to locate family members and/or friends of the deceased and have been unable to locate any. Therefore, in lieu thereof, I am applying for County Burial on behalf of the deceased.

My Commission Expires: _____

Received by: _____ Date: _____

Application Approved _____ or Denied _____ By: _____ Date: _____

- 2) As the funeral director, I am responsible for all aspects of the burial or cremation of the deceased including the funeral arrangements and the funeral rites.
- 3) The family of the deceased has either failed to take possession of the deceased's remains or there is no family to claim the remains and the remains have been left with the Funeral Home for a period of, at least, _____ days.
- 4) Neither the Funeral Home nor I have received any type of compensation for cremation and/or burial services of the remains associated with the Decedent and the Funeral Home has made an application to Pierce County, Georgia, for an indigent burial.
- 5) The Funeral Home understands that if the application is approved, the Funeral Home shall receive only actual expenses which shall not exceed \$1,000.00 from Pierce County, Georgia, for the burial/cremation costs for the deceased.
- 6) In the event that Funeral Home receives any funds from any source toward payment for or reimbursement of the burial/cremation costs for the deceased, Pierce County, Georgia, will be reimbursed from such funds received.

7) To the best of Affiant's knowledge, Decedent died an indigent within the jurisdictional boundaries of Pierce County, Georgia, and qualifies for indigent disposition pursuant to the applicable policy of Pierce County.

AFFIANT CERTIFIES THAT HE/SHE HAS READ AND UNDERSTANDS THE TRUTH AND COMPLETENESS OF THE STATEMENTS HEREIN AND UNDERSTANDS AND ACKNOWLEDGES THESE STATEMENTS ARE FOR THE EXPRESS PURPOSE OF INDUCING BEN HILL COUNTY, GEORGIA, TO PAY FOR INDIGENT DISPOSITION SERVICES PROVIDED BY THE FUNERAL HOME AND UNDERSTANDS THAT ANYONE WHO FURNISHES FALSE OR MISLEADING INFORMATION MAY BE SUBJECT TO CRIMINAL PROSECUTION AND/OR CIVIL LIABILITY.

Further Affiant sayeth naught.

Affiant’s Signature
Sworn to and subscribed before me
this ____ day of _____, 20 ____.

NOTARY _____ County, Georgia
My commission expires: _____

{AFFIX NOTARY SEAL HERE}

State of Georgia,
Pierce County.

**AFFIDAVIT OF NEXT OF KIN
INDIGENT DISPOSITION APPLICATION/AGREEMENT**

I, _____, (“Affiant”), as next of kin or the person with knowledge of Decedent, being first duly sworn, do depose and state that:

- 1) Affiant’s relationship to Decedent is _____ (i.e., parent, sibling, close friend, etc.).
2) Decedent died within the jurisdictional boundaries of Pierce County, Georgia, at the physical address/detailed description if no address applies of:

- 3) To the best of Affiant's knowledge, neither the funeral director nor the funeral home has received any compensation, either directly or indirectly, in any form, for the cremation or burial of the Decedent.
4) To the best of Affiant's knowledge, the Decedent is indigent and has no real or personal property, employment benefits, pensions, annuities, social security, veterans’ benefits, unemployment compensation, inheritances, insurance, or other assets.
5) If it is found that Affiant is an heir of Decedent, Affiant agrees to reimburse Pierce County, Georgia, for disposition expenses, if it is determined that the Decedent died owning assets, property, and/or insurance sufficient to cover the expenses for the burial/cremation of Decedent.
6) Affiant hereby consents to the disposition of Decedent’s remains by ____ cremation or ____ burial. (Initial one)

AFFIANT CERTIFIES THAT HE/SHE HAS READ AND UNDERSTANDS THE TRUTH AND COMPLETENESS OF THE STATEMENTS HEREIN AND UNDERSTANDS AND ACKNOWLEDGES THESE STATEMENTS ARE FOR THE EXPRESS PURPOSE OF INDUCING BEN HILL COUNTY, GEORGIA, TO PAY FOR INDIGENT DISPOSITION SERVICES PROVIDED BY THE FUNERAL HOME AND UNDERSTANDS THAT ANYONE WHO FURNISHES FALSE OR MISLEADING INFORMATION MAY BE SUBJECT TO CRIMINAL PROSECUTION AND/OR CIVIL LIABILITY.

Further affiant sayeth naught.

Affiant’s Signature
Sworn to and subscribed before me
this ____ day of _____, 20 ____

NOTARY _____ County, Georgia

My commission expires: _____
{AFFIX NOTARY SEAL HERE}

Commissioner Harold Rozier made a motion to approve the Indigent Burial Policy as presented. Commissioner David Lowman seconded the motion and all voted aye. Motion was approved.

15. Request to provide approval to submit the application for Department of Natural Resources Land & Water Conservation Grant for Parks & Recreation baseball field expansion on Yeomans Street with a match up to \$500,000.00.

Commissioner Mike Streat made a motion to submit application for the DNR Land & Water Conservation Grant for Parks & Recreation baseball field expansion on Yeomans

Street with a \$500,000.00 match to come from SPLOST. Commissioner Randy Dixon seconded the motion and all voted aye. Motion was approved.

16. Request to approve the Intergovernmental Agreement between PC BOC and PCBOE for use of the gymnasium during basketball season.

STATE OF GEORGIA
PIERCE COUNTY

INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT (hereinafter referred to as "Agreement") made and entered into this 17th day of September, 2020, by and between the **PIERCE COUNTY BOARD OF EDUCATION**, the governing authority of the Pierce County School District, (hereinafter referred to as "BOE"), and **PIERCE COUNTY, GEORGIA**, a political subdivision of the State of Georgia, acting by and through the Pierce County Board of Commissioners (hereinafter referred to as "County").

WITNESSETH

WHEREAS, the County is responsible for and holds ownership of a gymnasium located at 705 College Avenue, Blackshear, Georgia (hereinafter referred to as the "gym");

WHEREAS, the Pierce County Schools, whose governing authority is the Pierce County Board of Education, desires to use the gym, located at 705 College Avenue, Blackshear, Georgia, for basketball practices during the 2020-2021 schools basketball season beginning October 2019;

WHEREAS, the gym is beneficial to student citizens who may participate in both County Recreation and BOE related recreational activities;

WHEREAS, the participation in such activities fosters a healthy development of mind, body, and spirit through activities that both the County and the BOE will benefit from for generations to come;

WHEREAS, a reciprocal agreement for use of facilities at area Pierce County schools, through strong collaboration, will be afforded to the Pierce County Parks & Recreation as the needs arise;

WHEREAS, the parties hereto are desirous of entering into an intergovernmental agreement as provided for in ARTICLE IX, SECTION III, PARAGRAPH I of the 1983 GEORGIA CONSTITUTION, as thereafter amended, to provide for joint services, for the provision of services, or for the joint or separate use of facilities or equipment as referenced herein;

WHEREAS, the parties desire to set forth their understandings in writing;

NOW THEREFORE, for and in consideration of the mutual promises and undertakings set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the BOE and the County hereby agree as follows:

- 1) The County agrees to allow the Pierce County Schools use of the gym as availability of schedule, as maintained by the Pierce County Parks & Recreation Department, permits.
- 2) The BOE hereby agrees to maintain the facility during use as it would any facility under its operational jurisdiction to include the following:
 - a) Ensure the facility is returned to its original state following each use;
 - i. All areas cleaned to include (restrooms, kitchen, bleachers, flooring, etc.);
 - ii. All lighting and heating and conditioned air systems must be turned off prior to vacating the facility;
 - iii. Ensure no occupants are remaining inside or outside the facility prior to the coach leaving the facility;
 - iv. All doors must be securely locked and checked prior to the coach leaving the facility;
 - b) Report any deficiencies of the facility to the Recreation Director or County Manager as soon as feasibly possible;
- 3) The BOE, on behalf of the Pierce County Schools and the Pierce County School District, agrees to indemnify, release, and hold harmless all County elected or appointed officials, officers, agents, and employees from and against all liability, loss, costs, damages, fees and expenses (including attorney's fees) for any suit, claims settlement, award, penalty, fine, defense or judgment because of loss or damage to any person, property or right arising out of or in consequence of use of the gym as agreed upon.
- 4) Miscellaneous Provisions.
 - a) Notices. Notice under this Agreement shall be in writing and shall be effective when actually delivered. If mailed, notice shall be deemed effective 48 hours after mailing as registered or certified mail, postage prepaid, directed to the other party at the address set forth below or such other address as the party may indicate by written notice to the other:

**Pierce County Board of
Education**

**Pierce County Board of
Commissioners**

834 East Main Street
Blackshear, GA 31516

312 Nichols Street
Blackshear, GA 31516

- b) Time. Time is of the essence of this Agreement.
- c) Modification. The parties hereto agree in good faith to amend or modify this agreement where and when necessary. This Agreement may not be changed orally. All modifications of this Agreement must be in writing and must be signed by each party.
- d) Survival. Termination of this Agreement shall not affect the rights or obligations of the parties which arise prior to the termination.
- e) Waiver. Failure of any party at any time to require performance of any provision of this Agreement shall not limit the party's right to enforce the provision, nor shall any waiver of any breach of any provision be a waiver of any succeeding breach of any provision or a waiver of the provision itself for any other provision.
- f) Assignment. Except as otherwise provided within this Agreement, no Party hereto may transfer or assign this Agreement without the prior written consent of the other Parties.
- g) Law Governing. This Agreement shall be governed by and construed in accordance with the laws of the State of Georgia.
- h) Presumption. This Agreement or any section thereof shall not be construed against any party due to the fact that said Agreement or any section thereof was drafted by said party or its agent(s) or representative(s).
- i) Entire Agreement. This Agreement contains the entire understanding between and among the parties and supersedes any prior understandings and agreements among them respecting the subject matter of this Agreement. The Recitals above set forth are part of this Agreement.
- j) Agreement Binding. This agreement shall be binding upon the heirs, executors, administrators, successors and assigns of the Parties hereto.
- k) Further Action. The Parties hereto shall execute and deliver all documents, provide all information and take or forbear from all such action as may be necessary or appropriate to achieve the purposes of this Agreement.
- l) Good Faith, Cooperation and Due Diligence. The Parties hereto covenant, warrant and represent to each other good faith, complete cooperation, due diligence and honesty in fact in all the performance of all obligations of the parties pursuant to this Agreement. All promises and covenants are mutual and dependent.
- m) Savings Clause. If any provision of this Agreement, or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this Agreement, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.
- n) Termination. This agreement may be terminated at any time by mutual written consent of the parties. The agreement shall remain in effect until June 30, 2021 unless written notice is provided by either party.

SIGNATURES ON FOLLOWING PAGE

IN WITNESS WHEREOF, the parties have hereunto set their hands and affixed their seals the date and year first above written.

Signed, sealed and delivered in
the presence of:

WITNESS

NOTARY PUBLIC

PIERCE COUNTY BOARD OF EDUCATION

BY: _____
DUWARD BOATRIGHT, Chair

ATTEST: _____
DARA BENNETT, Superintendent

Signed, sealed and delivered in
the presence of:

WITNESS

NOTARY PUBLIC

PIERCE COUNTY, GEORGIA

BY: _____
NEAL BENNETT, Chairman

ATTEST: _____
AMY HITT, County Clerk

Commissioner Randy Dixon made a motion to approve the Intergovernmental agreement with the Pierce County Board of Education for use of the gym during basketball season. Commissioner Mike Streat seconded the motion and all voted aye. Motion was approved.

17. Request to approve bid to resurface and repair a portion of Old Alma Rd, Meadow Wood Rd and Hacklebarney Rd. Chairman Bennett shared that the low bidder on the project was Allen Owens Construction of Blackshear at \$49,081.90 The Budget for this portion of the project was \$55,0000.00 so that was great news. This project will be paid for from TIA funds.

Commissioner Harold Rozier made a motion to approve the low bid from Allen Owens Construction for \$49,081.90. Commissioner Randy Dixon seconded the motion and all voted aye. Motion was approved.

18. Request to approve the bid for 2 fire apparatus. A portion of one to be paid from USDA grant and the other from the 14SPLOST. Santo Nino, Fire Chief stated that the two apparatus are a 01 International and a 98 International. They have low miles, pumps, water capacity and have been well taken care of and serviced. Our Fire Department is now 65 members strong. We are having more and more issue with getting parts to keep these older trucks in the fleet going. We want to continue to move forward and reduce the County ISO rating.

Commissioner Randy Dixon made a motion to approve the bids for an 01 E-One International for \$60,000.00 from Brindle Mountain Fire Apparatus and a 1998 International M & W for \$55,000.00 from Firetec (Red House VFD). Commissioner David Lowman seconded the motion and all voted aye. Motion was approved.

19. Request approval to seek bids for a County Records Facility to be located on Strickland Ave (old annex property) not to exceed \$240,000.00. Chairman Bennett shared that the records building at Grady Street is deteriorating and we need to make a change to preserve the County records. This will start the process.

Commissioner Randy Dixon made a motion that we seek proposals for a County Records Facility to be located at Strickland Ave. Commissioner David Lowman seconded the motion and all voted aye. Motion was approved.

20. Discussion to consider a monthly stipend to the Coroner and Deputy Coroner of \$50.00 each. This is to offset time not otherwise compensated such as training days and other meetings. William Wilson, Coroner shared that when the coroner or deputy coroner goes to school they do not get compensated for the time. The initial training is 40 hours but annually they each have to attend 3 days of training. Chairman Bennett shared that they looked at some comparable counties to see how the coroner is compensated and more are the same as us or receive and set annual salary and not a per call pay. There is a House Bill #1099 that could come to pass at the first of the year that would make some changes to how Coroners are compensated. Jason Rubenbauer, County Manager shared that we currently pay mileage, registration, and \$173.00 per day to cover all other expenses, as is required by state legislation. It is being said that the current bill will be opposed by ACCG. Mr. Wilson stated that the Coroners Association says they intent for the position to continue to be elected. Commissioner Dixon clarified his understanding is that ACCG will not support the proposed bill. Commissioner Rozier said he would like to not do anything until we know more about the upcoming bill. Commissioner Streat asked if we might go ahead and make a change until the HB is passed or not. Commissioner Lowman stated that he believes if we make a change we wont be able to stop later. Commissioner Streat said for now we should follow the state guidelines and be cautious of how we might proceed otherwise.

Commissioner Randy Dixon made a motion that no action be taken to provide a stipend to the coroner or deputy coroner at this time, it can be re-evaluated after we see what happens with HB 1099. Commissioner Harold Rozier seconded the motion and all voted aye. Motion was approved.

21. Request to approve application for a GTIB Loan with a 5-year term currently at 0.21% for \$500,000.00 (\$500,000 financed for 5 years to be paid from SPLOST and TIA funds). Chairman Bennett stated that this would be for the Riverwoods subdivision area and Bonneyman Rd.

Commissioner Randy Dixon made a motion to move forward with the application for a GTIB loan of \$500,000.00 with the payments to be made from SPLOST and TIA funds.

Commissioner Harold Rozier seconded the motion and all voted aye. Motion was approved.

22. Adjourn – Chairman Bennett adjourned the meeting at 7:12 PM

Neal Bennett

Harold Rozier

Mike Streat

Randy Dixon

David Lowman