



*You Are Why We Are Here*

**FRANKLIN COUNTY  
BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING MINUTES  
November 1, 2021  
6:00 P.M.**

- Present:** Chairman Jason K. Macomson  
District 1 Commissioner Robert Franklin  
District 2 Commissioner Kyle Foster  
District 3 Commissioner Ryan Swails  
District 4 Commissioner Eddie Wester
- Media:** Shane Scoggins, Franklin Citizen Leader via Zoom  
MJ Kneiser, WLHR via Zoom
- Staff:** County Manager, Derrick Turner  
County Clerk, Kayla Finger  
Planning & Zoning Director, Scott DeLozier  
County Attorney, Bubba Samuels
- Item 1:** **Call Meeting to Order** – Chairman Macomson called the meeting to order at 6:00 pm and welcomed everyone.
- Item 2:** **Invocation and Pledge of Allegiance to the American flag:**  
Commissioner Wester gave the invocation and led the Pledge of Allegiance.
- Item 3:** **Approval of the Agenda:** Commissioner Foster made a motion to approve the agenda. Commissioner Franklin seconded the motion. No discussion. All were in favor, 4-0.
- Item 4:** **Public Comment:**
- Charles Siragusa, 60 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.
- Dwilyn Braswell, 575 Rue Cezzan spoke in opposition of the Neal Road/Troy Construction rezoning application.
- Damon Braswell, spoke in opposition of the Neal Road/Troy Construction rezoning application.



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Jodi Park, Hwy 63 spoke in opposition of the Neal Road/Troy Construction rezoning application.

Debra Hinson, 1120 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Lana Cannon, 1786 Hwy 63 spoke in opposition of the Neal Road/Troy Construction rezoning application.

Stanley Beasley, 592 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Jeff Jones, 870 Hwy 63 spoke in opposition of the Neal Road/Troy Construction rezoning application.

Kristin Holland, 490 Borders Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Tammy Patrick, 202 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Mary Orno, 221 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Victor Trujillo, 918 Neal Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

Jason Tiner, 24954 Hwy 59 spoke in opposition of the Neal Road/Troy Construction rezoning application.

Stephany Eubanks, 6761 Bold Springs Road spoke in opposition of the Neal Road/Troy Construction rezoning application.

**Item 5: Personnel Report:** None.

**Item 6: Approval of Minutes:**

- A. *10/04/21 Public Hearing*
- B. *10/04/21 Regular Board Meeting*
- C. *10/26/21 Work Session*

Commissioner Wester made a motion to accept all the minutes as presented. Commissioner Foster seconded the motion. No discussion. All were in favor, 4-0.



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**Item 7:     Items for discussion:**

- A. Leesa McMillan – Leash Law Proposal: Ms. McMillan expressed to the board that the county desperately has a need for a leash law to help with animal and public safety.
- B. Chris Moon, 345 Smith Rd, Lavonia, Ga, has filed an application for an Amendment to the Franklin County Zoning Map from Commercial General (CG) to Agriculture Intensive (AI) on a +/- 24.24 acres. The property is located on Pleasant Hill Rd and is further identified as tax parcel 062-127C.

Director DeLozier restated the request to the board, noting that he and the Planning and Zoning Board recommended approval with no added conditions.

Commissioner Foster motioned to approve Mr. Moon's application to rezone from Commercial General (CG) to Agricultural Intensive (AI). Commissioner Franklin seconded the motion. No further discussion. All were in favor, 4-0.

- C. Retired Educator's Day Proclamation – Chairman Macomson read the proclamation aloud to honor Retired Educator's Day, Sunday November 7<sup>th</sup>.  
Commissioner Franklin made a motion to approve the proclamation and authorize the chairman to sign. Commissioner Swails seconded the motion. No further discussion. All were in favor, 4-0.
- D. ACCG Defined Contribution Plan Amendment/Restatement – Commissioner Swails motioned to approve the updates to stay in compliance with updated laws and authorize the chairman to sign off. Commissioner Foster seconded the motion. No further discussion. All were in favor, 4-0.
- E. Neal Rd Update – Director DeLozier briefed the board that he had spoken to Banks County Commissioner Sammy Reese who expressed that he spoke to three other members of the board and Banks County had no issues with the proposed rezone. He stated he also spoke to Jason Dykes and his boss Shane Jones of Georgia Department of Transportation (GDOT) who relayed that they would possibly have to widen the entrance to Neal Road if the application was approved, but cannot give any further



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guidance until after the rezoning has been approved and future impacts are seen.

Commissioner Wester asked about the Banks and Franklin County Line. Director DeLozier presented the board with a copy of the certified plat that has been on file at the courthouse with the Franklin County Clerk of Superior Court. He stated this was the legal record of this property demonstrating that it lies within the boundary of Franklin County.

Commissioner Franklin asked about the right-of-way for the Department of Transportation. Director DeLozier stated he did not know the right-of-way for Highway 59, but that there were markers for I-85 on the plat indicating 100 feet right-of-way monument which was found by the surveyor completing the plat.

Commissioner Foster motioned to take the Troy Construction LLC rezoning application off of the table and resume consideration. Commissioner Swails seconded the motion. No further discussion. All were in favor, 4-0.

Director DeLozier re-summarized the application. Troy LLC is a utility pipeline construction entity that plans to use the property to store equipment. The planning and zoning board unanimously recommended approval of the Troy Construction LLC rezoning application with the condition that the Franklin County Road Superintendent check the condition of the road, and review the ingress and egress, and this condition had already been fulfilled at the time of this meeting. The Franklin County Road Superintendent found the road sufficient at the time of inspection and recommended allowing Franklin County to continue maintaining the road.

Commissioner Wester asked about contacting DOT if the application was approved. Director DeLozier said if approved, he would have to reach back out to Shane Jones of GDOT for further action on their part.

Chairman Macomson noted for the record that copies of the application, plat, petition, and all other supplemental public documents were present and available for inspection.

Chairman Macomson called for a motion.



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Commissioner Swails motioned to approve Troy LLC's application to rezone. Commissioner Foster seconded the motion. The motion passed 3-1 with Commissioner Franklin voting in opposition.

F. LMIG 2022 Project List - Manager Turner reviewed the LMIG list as it was previously presented at the Work Session. Commissioner Wester motioned to approve the proposal. Commissioner Foster seconded the motion. No further discussion. All were in favor, 4-0.

G. Service Delivery Strategy - Commissioner Foster made a motion to approve and authorize the chairman to sign off on the SDS packet to return to the Dept. of Community Affairs (DCA). Commissioner Franklin seconded the motion. No further discussion. All were in favor, 4-0.

**Item 9: Announcements:**

Manager Turner reminded everyone of the Fall Retreat for the Board of Commissioners being held on Wednesday, November 3, 2021, beginning at 12:00 pm at the Carnesville Community Center. This is a strategic planning retreat and department heads and constitutional officers will attend.

He also reminded everyone of the Hometown Heroes Event being held on November 13, 2021, beginning with a dedication event for the Veterans Memorial Plaza at 9:00 am. The county needs additional volunteers, and those wishing to help should contact the county clerk. This is a community development event and admission is free to the public. Food vendors will be present, and there will be fireworks in the evening.

Chairman Macomson thanked those who came out to the meetings tonight. He noted that at this meeting, the Board of Commissioners resumed in-person meetings after two months of virtual meetings due to the coronavirus pandemic. Safety of citizens has been foremost in making decisions about how and where to conduct meetings. He encouraged everyone who hasn't already early-voted to vote in tomorrow's election. There are important city races and there are also four county referenda on the sale of alcohol in the unincorporated areas of Franklin County. The referenda give citizens a chance to weigh in on this issue and have their voices heard.

**Item 10: Adjourn**

Commissioner Wester made a motion to adjourn.




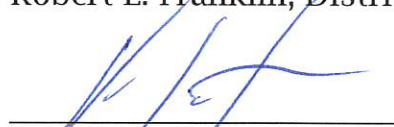
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Commissioner Foster seconded the motion.  
All were in favor, 4-0.

Signed on the 6<sup>th</sup> day of December, 2021

  
Chairman Jason K. Macomson

  
Robert L. Franklin, District 1 Commissioner

  
Kyle Foster, District 2 Commissioner

  
Ryan Swails, District 3 Commissioner

  
Eddie Wester, District 4 Commissioner

  
Kayla Finger, Clerk



**FRANKLIN COUNTY**  
**Board of Commissioners**

**DATE:** *November 01, 2021*  
**TIME:** *5:30 p.m.*  
**PLACE:** *Franklin County Justice Center*

## SIGN IN SHEET

Name - Title	Address
Cadye Brumwell	1831 Jr's Shirts Rd Cumminville
Dwlyn Braswell	575 Rue Cezan Laveria, GA
Charles Sragman	60 NEAL ROAD
Stanley Beasley	592 Neal Road
Jody Parks	2051 Hwy 63
Cheryl Frederick	353 E. Coker Rd.
Tim & Angie Young	111 Deer Meadows Estates Rd. Carnesville, GA
Chris Moon	345 Smith Rd Laveria GA
Tammy Patrick	202 Neal Rd, Commerce, GA
Randy Nix	202 Neal Rd, Commerce, GA
Larry & Mary Ann	221 Neal Rd. Commerce, Ga.
Deborah Henton	1120 Neal Rd. Commerce, Ga
Darren Braswell	1190 Clipperton Rd Commerce.
Jason Tyner	249TH Hwy 59 Commerce
Paula Tyner	249TH Hwy 59 Comm
Lauren Jameson	337 Colston Drive
Seth Masten	337 Colston Drive
Stephany Evbanks	6761 Bold Springs Rd Commerce GA
Lana Cerna	1786 Hwy 63 Itiner GA 30547
VICTOR Trujillo	918 NEAL RD COMMERCE GA
Yesenia Limas	918 Neal Rd. Commerce GA. 30530
Kerud Keruchen	379 Barnett Drisel Toccoa, Gy
Melanie + Brendan Smith	548 Normandy Tr Laveria
Adam Martin	2656 Brays Lake Rd Payson
Veena McMillan	3830 Williams Br Rd



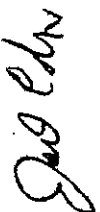




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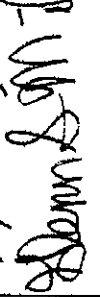


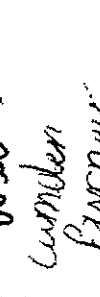


# Sign our Petition to Stop the Re-Zone on 633 Neal Road

For many reasons, not limited to the below, Light Industrial Zoning should not be allowed at this particular location. There are safety concerns with large trucks on this road and entering the highway, neighbors are against this because it will lower their property values, and this opens the door for other light industrial zoning in the agricultural residential area.

We, the undersigned, are concerned citizens who urge our County Commissioners to stop the re-zone approval on 633 Neal Road from AI to LI.

Printed Name	Signature	Address/Contact	Date	Comments
Joel Ladanyi		830 Neal Road Commerce GA 30530	10-2-21	
Lindsey Barton		914 Neal Rd Commerce GA 30530	10-2-21	
Steve Powers		942 Neal Rd. Commerce GA 30530	10-2-21	
Michelle Powers		942 Neal Rd Commerce GA 30530	10-2-21	Stop this Re zone
Shawn Barton		914 Neal Rd Commerce GA 30530	10-2-21	

Printed Name	Signature	Address/Contact	Date	Comments
Scott Perkins	<i>[Signature]</i>	6658 Wolf Springs Rd	10/30/21	
Jimmy Brown	<i>[Signature]</i>	1274 Hwy 63 Hwy 63	10/30/21	
Kathy Wright	<i>[Signature]</i>	1274 Hwy 63	10/30/21	
Kenny Sallie	<i>[Signature]</i>	3685 Hwy 59	10/30/21	
Keith Carey	<i>[Signature]</i>	3685 Hwy 59	10/30/21	

Printed Name	Signature	Address/Contact	Date	Comments
TIMOTHY O BREWER		1397 Neal Rd	10/2/21	
CARLEY MURDOCH		426 Neal Rd.	10/2/21	
Jolene England		426 Neal Rd.	10/2/21	
Karen Miller		413 Neal Rd.	10/2/21	No Re Zoning
Glen S Miller		413 Neal Rd	10/2/21	No Re Zoning
Bart Griffith		139 Neal Lane	10/2/21	No Re Zoning
Carolee W. Van		143 Neal Lane	10/2/21	No Re Zoning placed us not up to pay for more traffic
Carolee Burney		143 Neal Lane	10/2/21	
CHONGYU SUI		203 Neal Rd.	10/2/21	No Re Zoning
Dwight Brown		1505 Culpwood Rd.	10/2/21	

Printed Name	Signature	Address/Contact	Date	Comments
Jamie Squires	Jamie Squires	1080 Neal Rd, Commerce, GA, 30530	10/02/2021	
Josh Squires	<i>[Signature]</i>	1080 Neal Rd, Commerce, GA, 30530	10/02/2021	
Kayla Waldrop	Kayla Waldrop	1080 Neal Rd, Commerce, GA, 30530	10/02/2021	
Linda Waldrop	Linda Waldrop	1080 Neal Rd, Commerce, GA, 30530	10/02/2021	
Shane Waldrop	Shane Waldrop	1080 Neal Rd, Commerce, GA, 30530	10/02/2021	
DIANNE WOODSON	DIANNE WOODSON	1090 NEAL RD, COMMERCE, GA 30530	10/2/21	
<i>[Signature]</i>	JOHN WOODSON	1090 NEAL RD, COMMERCE, GA 30530	10-2-21	
antonio walker	antonio walker	546 Neal Rd Commerce Ga 30530	10-2-21	
<del>antonio walker</del>	<del>antonio walker</del>	172 wally commerce ga	10-2-21	
Alicia Enríquez	Alicia Enríquez	100 vandyke commerce ga	10-2-21	
carolyn Lynn	carolyn Lynn			

Printed Name	Signature	Address/Contact	Date	Comments
Charles Evington	Charles Evington	60 NEAL RD	OCT-3	
Carolyn Brownell	Carolyn Brownell	1831 J.F. Shirley Rd.	OCT-3	
Dwight Brownell	Dwight Brownell	1831 J.F. Shirley Rd	OCT-3	
Zach Eubank	Zach Eubank	6761 bold springs rd	10-9-21	
Robert Harris	R. Harris	Commerce ga 30530		
Michelle Morton	Michelle Morton	549 Neal rd	10-10-21	
Ralph Adams	Ralph Adams	Commerce GA 30530		
Joey Parks	Joey Parks	255 Neal rd	10-10-21	
Grace Williams	Grace Williams	Commerce ga 30530		
		12544 Old Federal		
		Commerce Ga 30530	10-10-21	
		2051 Hwy 63		
		Homer GA	23 Oct 21	
		2051 Hwy 63		
		Homer GA	10-23-21	
		2051 Hwy 63		
		Homer GA	10-23-21	


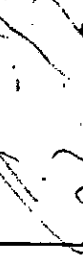




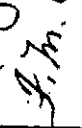
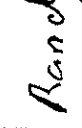


NAME	ADDRESS	DATE	REMARKS
Kirby Tyner	24954 Hwy 59 Commerce, GA. 30530	10/23/21	We don't want this!
Deborah Henson	1120 Neal Rd. Commerce, GA 30530	10/30/21	Not needed here, more appropriate area available
Jean C. Collins	24634 Hwy 59 Commerce, GA 30530	10/30/21	No. we don't want this
Elsa Rodriguez	24634 Hwy 59 Commerce, GA 30530		
Ram Edmondson	24630 Hwy 59 Commerce, GA.	10/30/21	No - don't want this!
Ann Edmondson		"	"
Brent Holcomb		10/30/21	
James Tench	139 Neal Ln Commerce	10/30/21	
Todd Leifert	24805 Hwy 59 Commerce GA	10-30-21	No we don't want anything that is not agricultural or industrial
Yvonne Baird	30536 Commerce, GA	10-30-21	
Yvonne Baird	30536 Commerce, GA		

Printed Name	Signature	Address	Date	Comments
Alice Whitcomb	Alice Whitcomb Homer, Georgia 30547	870 Hwy 63 Commerce 24954 Hwy 59 Commerce, Ga.	10/23/21	the last thing we need can't go to miller, too dangerous - Big trucks flying by. - Alice Whitcomb location is not suitable for this business
Kenneth Bennett	K. S. B.	30531 Howard Co. 1112 Bennett Rd.		
JEFF JONES	Jeff Jones	24954 Hwy 59 Commerce, Ga. 30530	10/23/21	We don't need this!
Paula Tyner	Paula Tyner	24955 Hwy 59 Commerce, Ga.	10/23/21	Location is Not Suitable!
Jason Tyner	Jason Tyner	24955 Hwy 59 Commerce, Ga.	10/23/21	Don't need!
Paul Bennett	Paul Bennett	24955 Hwy 59 Commerce, Ga.	10/23/21	Don't want!
Ella Bennett	Ella Bennett	Bold Springs Rd Carnesville, Ga.	10/23/21	Don't want!
Martha Eubanks	Martha Eubanks	105 Ivy St. Athens, Ga.	10/23/21	Totally Against!
Chanda Bennett	Chanda Bennett			



Witness Name	Signature	Address	Date	Comments
Kirk Hinson	<i>[Signature]</i>	273 Columbus Drive, Homer	10-2-21	
Jackie Gunter	<i>[Signature]</i>	392-Neal Rd Commerce, Ga	10-2-21	
Eurtis Loving	<i>[Signature]</i>	438 Neal Rd	10/2/21	
Bertie m Louin	<i>[Signature]</i>	433 Neal Rd.	10-2-21	
Andres Aguilar	<i>[Signature]</i>	131 Neal drive Commerce Ga 30530	10/2/2021	
Shane Lynn	<i>[Signature]</i>	1811 Neal Rd Commerce Ga 30530	10/2/2021	
Clint Lynn	<i>[Signature]</i>	128 Wally D's 10/2/21 - 2nd		
Brenden Vazquez	<i>[Signature]</i>	1114 Neal Rd Commerce Ga 30530	10/2/21	
Stephen Moon	<i>[Signature]</i>	1120 Neal Rd	10-2-21	
Edward Gunter	<i>[Signature]</i>	Commerce Ga 30530		
Ray Ayers	<i>[Signature]</i>	245 Neal Rd Commerce, Ga	10/2/21	

Member Name	Signature	Address/Contact	Date	Comments
Leah's Crane	<i>Leah's Crane</i>	580 NEAL RD.	9-2-2021	
Stanley Beasley	<i>Stanley Beasley</i>	592 NEAL RD	10-2-21	
Tina Beasley	<i>Tina Beasley</i>	592 NEAL RD	10-2-21	
Julie Hyatt	<i>Julie Hyatt</i>	10 NEAL VALLEY DR	10-2-21	
Stephen Campbell	<i>Stephen Campbell</i>	106 NEAL VALLEY	10-2-21	
Francisco Gutierrez	<i>Francisco Gutierrez</i>	157 NEAL VALLEY	10-2-21	NO RECORDING
Elizabeth Gutierrez	<i>Elizabeth Gutierrez</i>	157 NEAL VALLEY DR	10-2-21	NO RECORDING
Howard Hines	<i>Howard Hines</i>	131 NEAL VALLEY DR	10-2-21	NO RECORDING
Damon Braxton	<i>Damon Braxton</i>	1190 CALIFORNIA	10-2-21	NO RECORDING

Print Name	Signature	Address/County	Date	Comments
Kim Flaherty		341 Neal Rd Commerce, GA	10/7/2021	
Ashley Knox		Commerce, GA	10-2-21	
Dan Neal		255 Neal Rd	10/2/21	
Cornellian Dale		255 Neal Rd	10/2/21	
Oskar Morice		255 Neal Rd	10/2/21	
Mary Arnau		221 Neal Rd Commerce, GA	10/2/21	
F.M. ARNAU, III		221 Neal Rd. Ga. Commerce, GA	10/2/21	
Randy Nit		202 Neal Rd	10-2-21	
Tammy Patrick		202 Neal Rd, Commerce, GA	10/2/21	
Ashley Knox		1505 Carpenter Rd.	10-2-21	

Interviewee	Signature	Address/Location	Date	Comments
Gust Munsick	[Signature]	105 Neal Rd	10/2/21	This type of development should be called building as per. (6/20/21)
Victor Fragillo	[Signature]	918 Neal Rd	10-03-21	
Yesenia Linares	[Signature]	918 Neal Rd.	10-03-2021	
Marques Wynn	[Signature]	952 Neal Rd	10/3/2021	
Allan Guerra	[Signature]	272 Neal Rd	10/3/2021	
Jennifer Martin	[Signature]	214 Neal Road	10/3/2021	
Vickie Walker	[Signature]	472 Neal Rd	10-3-21	NO LI-IMP !!
Maria Jackson	[Signature]	1114 Neal Rd	10-3-21	
Jonathan Harris	[Signature]	420 Neal Rd	10-3-21	
Kelley & Jimmy Brown	[Signature]	1279 Hwy 63	10-3-21	