



BOARD OF COUNTY COMMISSIONERS

T. PAGE THARP GOVERNMENTAL BUILDING
102 STARKSVILLE AVENUE NORTH, LEESBURG, GEORGIA 31763

JUNE 21, 2022 AT 5:00PM
T. PAGE THARP BUILDING
KINCHAFOONEE CONFERENCE ROOM
WWW.LEE.GA.US

SPECIAL CALLED MEETING

COUNTY COMMISSIONERS

Billy Mathis, Chairman	District 3
John Wheaton, Vice-Chairman	District 1
Luke Singletary, Commissioner	District 2
George Walls, Commissioner	District 5
	District 4

COUNTY STAFF

Christi Dockery, County Manager
Kaitlyn Sawyer, County Clerk
Jimmy Skipper, County Attorney

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- | | <u>PAGE</u> |
|---|-------------|
| 1. <u>INVOCATION</u> | |
| 2. <u>PLEDGE OF ALLEGIANCE</u> | |
| 3. <u>CALL TO ORDER</u> | |
| (A) Consideration to approve an Intergovernmental Agreement and adopt a resolution for TSPLOST II. | 1 - 13 |
| 4. <u>PUBLIC FORUM</u> | |
| <i>Citizens will be allowed to address the Board of Commissioners regarding any issues or complaints. Individuals should sign up prior to the start of the meeting.</i> | |
| 5. <u>ANNOUNCEMENTS</u> | |
| (A) The next regularly scheduled County Commission meeting is June 28, 2022 at 6:00pm. | |
| 6. <u>ADJOURNMENT</u> | |

AGENDA MAY CHANGE WITHOUT NOTICE

Lee County is a thriving vibrant community celebrated for its value of tradition encompassing a safe family oriented community, schools of excellence, and life long opportunities for prosperity and happiness without sacrificing the rural agricultural tapestry.

Persons with special needs relating to handicapped accessibility or foreign language interpretation should contact the ADA Coordinator at (229) 759-6000 or through the Georgia Relay Service (800) 255-0056 (TDD) or (800) 355-0135 (voice). This person can be contacted at the T. Page Tharp Building in Leesburg, Georgia between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday, except holidays, and will assist citizens with special needs given proper notice of seven (7) working days. The meeting rooms and buildings are handicap accessible.



LEE COUNTY

Life Works Well Here

PUBLIC NOTICE

Special Called Meeting

A Special Called Joint Meeting with the Lee County Board of Commissioners, the City of Leesburg, and the City of Smithville, will be held Tuesday, June 21, 2022 at 5:00PM in the Kinchafoonee Conference Room of the T. Page Tharp Governmental Building, located at 102 Starksville Avenue North, Leesburg, GA 31763. The purpose of this meeting is to discuss an Intergovernmental Agreement and resolution for TSPLOST II.

Media Notified: 06/10/2022

Published in Legal Organ: 06/15/2022

Posted on Website and Official Board: 06/10/2022

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Billy Mathis
District 3

Vice-Chairman
John Wheaton
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Commissioner
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Commissioner
District 4

Commissioner
George Walls
District 5

County Manager
Christi Dockery

County Attorney
Jimmy Skipper

102 Starksville Avenue North
Leesburg, Georgia 31763



Office: (229) 759-6000
Fax: (229) 759-6050

www.lee.ga.us

	2011 Population	Current TSPLOST Percentages	2021 Collections
Leesburg	2,896	10.23%	450,259.87
Smithville	575	2.03%	89,343.78
Lee County	28,298	87.74%	3,861,814.46
		100%	4,401,418.11

****Current LOST percentages are not based on population

	Road Miles	LMIG Formula Amount Avg	TSPLOST Percentages Based on LMIG Formula Amount Avg	2021 Collections Based on LMIG Formula Amount Avg
Leesburg	23	42,205	6.41%	282,250.05
Smithville	11	15,532	2.36%	103,873.03
Lee County (unincorporated)	419	600,413	91.23%	4,015,295.03
Total Road Miles and LMIG Formula Amount Avg	453	658,151	100%	4,401,418.11

Additional Funds That Would Have Been Collected

Leesburg	(168,009.82)
Smithville	14,529.25
Lee County	153,480.57
	0.00

Monthly Distributions List Tab

Date	County Name	Jurisdiction	Amount	Tax Type
31-Jan-21	Lee	CITY OF LEESBURG (TSPLOST2)	39,600.90	TSPLOST2
28-Feb-21	Lee	CITY OF LEESBURG (TSPLOST2)	33,354.12	TSPLOST2
31-Mar-21	Lee	CITY OF LEESBURG (TSPLOST2)	31,052.08	TSPLOST2
30-Apr-21	Lee	CITY OF LEESBURG (TSPLOST2)	40,590.67	TSPLOST2
31-May-21	Lee	CITY OF LEESBURG (TSPLOST2)	37,310.92	TSPLOST2
30-Jun-21	Lee	CITY OF LEESBURG (TSPLOST2)	39,143.74	TSPLOST2
31-Jul-21	Lee	CITY OF LEESBURG (TSPLOST2)	38,716.42	TSPLOST2
31-Aug-21	Lee	CITY OF LEESBURG (TSPLOST2)	38,801.24	TSPLOST2
30-Sep-21	Lee	CITY OF LEESBURG (TSPLOST2)	37,367.39	TSPLOST2
31-Oct-21	Lee	CITY OF LEESBURG (TSPLOST2)	36,773.25	TSPLOST2
30-Nov-21	Lee	CITY OF LEESBURG (TSPLOST2)	36,351.39	TSPLOST2
31-Dec-21	Lee	CITY OF LEESBURG (TSPLOST2)	41,118.25	TSPLOST2
12-Jun-21	Lee	(Pro Rata) CITY OF LEESBURG (TSPLOST2)	49.16	TSPLOST2
4-Dec-21	Lee	(Pro Rata) CITY OF LEESBURG (TSPLOST2)	30.34	TSPLOST2
			450,259.87	
31-Jan-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,859.10	TSPLOST2
28-Feb-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	6,618.24	TSPLOST2
31-Mar-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	6,161.28	TSPLOST2
30-Apr-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	8,054.05	TSPLOST2
31-May-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,402.79	TSPLOST2
30-Jun-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,767.29	TSPLOST2
31-Jul-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,682.36	TSPLOST2
31-Aug-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,699.06	TSPLOST2
30-Sep-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,414.60	TSPLOST2
31-Oct-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,297.10	TSPLOST2
30-Nov-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	7,213.56	TSPLOST2
31-Dec-21	Lee	CITY OF SMITHVILLE (TSPLOST2)	8,159.10	TSPLOST2
12-Jun-21	Lee	(Pro Rata) CITY OF SMITHVILLE (TSPLOST2)	9.43	TSPLOST2
4-Dec-21	Lee	(Pro Rata) CITY OF SMITHVILLE (TSPLOST2)	5.82	TSPLOST2
			89,343.78	

Monthly Distributions List Tab

Date	County Name	Jurisdiction	Amount	Tax Type
31-Jan-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	339,647.76	TSPLOST2
28-Feb-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	286,074.18	TSPLOST2
31-Mar-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	266,326.44	TSPLOST2
30-Apr-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	348,139.08	TSPLOST2
31-May-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	320,010.72	TSPLOST2
30-Jun-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	335,728.81	TSPLOST2
31-Jul-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	332,068.81	TSPLOST2
31-Aug-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	332,792.95	TSPLOST2
30-Sep-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	320,494.42	TSPLOST2
31-Oct-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	315,399.48	TSPLOST2
30-Nov-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	311,778.57	TSPLOST2
31-Dec-21	Lee	LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	352,662.80	TSPLOST2
12-Jun-21	Lee	(Pro Rata) LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	421.88	TSPLOST2
4-Dec-21	Lee	(Pro Rata) LEE COUNTY BOARD OF COMMISSIONERS (TSPLOST2)	268.56	TSPLOST2
			3,861,814.46	
			4,401,418.11	

**RESOLUTION OF
THE BOARD OF COMMISSIONERS OF LEE COUNTY, GEORGIA,
CALLING FOR A SPECIAL ELECTION REFERENDUM TO IMPOSE A COUNTY
TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES AND USE TAX;
AND FOR OTHER PURPOSES**

WHEREAS, O C G A § 48-5-260, et seq ("the ACT") authorizes the levy of a one percent county Transportation Special Purpose Local Option Sales Tax ("the TSPLOST") for the purpose of financing transportation purposes and projects for the use and benefit of Lee County and qualified municipalities within Lee County, and

WHEREAS, Lee County, ("Lee County"), The City of Leesburg ("Leesburg"), and the City of Smithville ("Smithville") (both of which are designated as "municipalities" under the provisions O C G A § 48-8-260), desire to utilize the proceeds of a TSPLOST for transportation purposes and projects as authorized under O.C G A § 48-8-260, et seq, and

WHEREAS, Lee County, Leesburg, and Smithville previously met to discuss possible transportation purposes and projects for inclusion in a TSPLOST referendum to be held on November 6, 2018 in accord with the requirements of O C G A § 48-8-262(a)(2), and timely written notices required with respect to such meeting were provided as required by such statute, and

WHEREAS, Lee County, Leesburg, and Smithville have negotiated a division of the TSPLOST proceeds among such jurisdiction as authorized by the ACT; and

WHEREAS, O.C G A § 48-8-262(d) requires that the governing authority of Lee County adopt a Resolution between the time of the meeting among the governing authorities and the adoption of an Intergovernmental Contract regarding the TSPLOST,

which Resolution shall Call a Special Election Referendum so that the registered electors of Lee County shall determine whether to authorized the County to imposed the TSPLOST tax, and

WHEREAS, O C G A § 48-8-262(d) also provides that the Resolution adopted by the governing body of Lee County shall list the specific transportation purposes to be funded by the TSPLOST and shall state the approximate cost of such transportation purposes and projects to be funded with the proceeds of the TSPLOST, which approximate cost shall also be the maximum amount of proceeds to be raised by the tax; and

WHEREAS, the Resolution is also required by OCGA 48-8-262(d) to establish the maximum period of time, to be stated in calendar years, for which the tax maybe imposed and the rate thereof, and

WHEREAS, this Resolution is adopted in compliance with the provisions of O C G A § 48-8-262(d)

NOW THEREFORE, BE IT RESOLVED by the governing body of Lee County, AND IT IS HEREBY RESOLVED by the authority of the same, as follows.

Assuming the question of imposing a county TSPLOST is approved by the voters of Lee County in the election hereinafter referred to, the TSPLOST shall be imposed for the term, purposes and cost as follows.

1 (A) In order to finance the transportation purposes and projects described herein, a TSPLOST in the amount of one percent (1%) of all sales and uses in Lee County is hereby authorized to be levied and collected within the special district created by Lee County as provided in the ACT;

GATEWOOD
SKIPPER & RAMBO, P.C.
ATTORNEYS AT LAW
410 WEST LAMAR STREET
POST OFFICE BOX 488
AMERICUS, GEORGIA 31709
Telephone: (229) 924-9316
Facsimile: (229) 924-6248

(B) The TSPLOST is anticipated to raise approximately \$19,369,748.00 over the five (5) year term of the tax, which funds are to be used to fund the proposed transportation purposes and projects described herein, which transportation purposes and projects are approved by this Resolution

(C) The transportation purposes and projects approved by this Resolution consist of Lee County projects, City of Leesburg projects, and City of Smithville projects. The transportation purposes and projects to be funded with the proceeds of the TSPLOST are more particularly listed and enumerated on Exhibit "A" hereto, which Exhibit "A" is incorporated into and made a part of this Resolution by specific reference thereto.

(D) The TSPLOST shall be imposed for a period not to exceed five (5) years as authorized by O.C.G.A. § 48-8-262(d)(2)(C)

2. There shall be no general obligation debt issued to provide advance funding for the purposes and projects approved by this Resolution

3. (A) The Election Superintendent of Lee County is hereby requested to call an election of all voting precincts in Lee County to be held on November 6, 2018 for the purpose of submitting to the qualified electors of Lee County the question set forth in Paragraph 3(B) below

(B) The ballot to be used in the election shall have written or printed thereon sustainably the following

Transportation Special Purpose Local Option Sales Tax

Shall a special one percent (1%) sales and use tax be imposed in the special district consisting of Lee County for a period of time not to exceed five (5) years and for the raising

of the estimated amount of \$19,369,748 00 for transportation purposes?

(C) It is hereby requested that the special election be held and conducted by the Election Superintendent of Lee County in accordance with the election laws of the state of Georgia, including, without limitation, the election laws relating to special elections. It is further requested that the Election Superintendent of Lee County canvass the returns, declare the result of the election, and certify the result to the Secretary of State and to the State Revenue Commissioner.

4 The Election Superintendent of Lee County is hereby authorized and requested to publish a notice of the special election required by law in the newspaper in which Sheriff's advertisements are published in Lee County once a week for four weeks immediately preceding the date of the election.

5 The Clerk of the Lee County Board of Commissioners is hereby authorized and directed to deliver a copy of this Resolution to the Election Superintendent of Lee County, with a request that the Election Superintendent of Lee County issue the Call for an Election at least 90 days prior to the date of the election as required by law.

6 The proper officers and agents of Lee County are hereby authorized to take any and all further actions as maybe required in connection with the imposition of the TSPLOST.

7 All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

8. This Resolution shall become effective immediately upon the date of its adoption by the governing body of Lee County.

9. This Resolution adopted by the Board of Commissioners of Lee County at a meeting held in accord with the Georgia Open Meetings Act on the 24th day of July, 2018


SO RESOLVED, this 24th day of July, 2018 by the governing body of Lee County

**Board of Commissioners
of Lee County, Georgia**

By:


Chairman

Attest:


County Clerk

GATEWOOD
SKIPPER & RAMBO, P.C.
ATTORNEYS AT LAW
410 WEST LAMAR STREET
POST OFFICE BOX 488
AMERICUS, GEORGIA 31709
Telephone: (229) 924-9316
Facsimile: (229) 924-6248

Exhibit "A"

Lee County Transportation Purposes	
Total County Cost: \$19,369,748.00	
LEE COUNTY	
Transportation Purpose	Estimated Cost
<p>Road, street, and bridge purposes, including but not limited to (i) acquisition of rights of way for roads, streets, bridges, sidewalks, and bicycle paths; (ii) construction of roads, streets, bridges, sidewalks, and bicycle paths, (iii) renovation and improvement of roads, streets, bridges, sidewalks, and bicycle paths; (iv) relocation of utilities for roads, streets, bridges, sidewalks, and bicycle paths, (v) improvement of surface-water drainage from roads, streets, bridges, sidewalks, and bicycle paths, (vi) patching, leveling, milling, widening, shoulder preparation, culvert repair, and other repairs necessary for the preservation of roads, streets, bridges, sidewalks, and bicycle paths, (vii) roadside mowing; (viii) intersection improvements; (ix) road striping; (x) road signage, (xi) maintaining roads, streets, bridges, sidewalks, and bicycle paths, (xii) a capital outlay project or projects consisting of any of the foregoing to be owned, operated, or administered by the state and located, in whole or in part, in Lee County, (xiii) equipment used for constructing and maintaining roads, streets, bridges, sidewalks, and bicycle paths; and (xiv) all accompanying infrastructure and services necessary to provide access to roads, streets, bridges, sidewalks, and bicycle paths. At least 30 percent of the amount spent for road, street and bridge purposes shall be consistent with the state-wide strategic transportation plan as defined in O C G A § 32-2-22(a)(6)</p>	<p>\$16,995,017.00 (87.74%)</p>

Exhibit "A"

Lee County Transportation Purposes	
Total County Cost: \$19,369,748.00	
LEESBURG	
Transportation Purpose	Estimated Cost
<p>Road, street, and bridge purposes, including but not limited to: (i) acquisition of rights of way for roads, streets, bridges, sidewalks, and bicycle paths; (ii) construction of roads, streets, bridges, sidewalks, and bicycle paths; (iii) renovation and improvement of roads, streets, bridges, sidewalks, and bicycle paths; (iv) relocation of utilities for roads, streets, bridges, sidewalks, and bicycle paths; (v) improvement of surface-water drainage from roads, streets, bridges, sidewalks, and bicycle paths; (vi) patching, leveling, milling, widening, shoulder preparation, culvert repair, and other repairs necessary for the preservation of roads, streets, bridges, sidewalks, and bicycle paths; (vii) roadside mowing, (viii) intersection improvements, (ix) road striping, (x) road signage, (xi) maintaining roads, streets, bridges, sidewalks, and bicycle paths; (xii) a capital outlay project or projects consisting of any of the foregoing to be owned, operated, or administered by the state and located, in whole or in part, in Leesburg; (xiii) equipment used for constructing and maintaining roads, streets, bridges, sidewalks, and bicycle paths, and (xiv) all accompanying infrastructure and services necessary to provide access to roads, streets, bridges, sidewalks, and bicycle paths. At least 30 percent of the amount spent for road, street and bridge purposes shall be consistent with the state-wide strategic transportation plan as defined in O.C.G.A. § 32-2-22(a)(6)</p>	<p>\$1,981,525 00 (10.23%)</p>

Exhibit "A"

Lee County Transportation Purposes	
Total County Cost: \$19,369,748.00	
SMITHVILLE	
Transportation Purpose	Estimated Cost
<p>Road, street, and bridge purposes, including but not limited to: (i) acquisition of rights of way for roads, streets, bridges, sidewalks, and bicycle paths, (ii) construction of roads, streets, bridges, sidewalks, and bicycle paths; (iii) renovation and improvement of roads, streets, bridges, sidewalks, and bicycle paths, (iv) relocation of utilities for roads, streets, bridges, sidewalks, and bicycle paths; (v) improvement of surface-water drainage from roads, streets, bridges, sidewalks, and bicycle paths, (vi) patching, leveling, milling, widening, shoulder preparation, culvert repair, and other repairs necessary for the preservation of roads, streets, bridges, sidewalks, and bicycle paths; (vii) roadside mowing, (viii) intersection improvements, (ix) road striping, (x) road signage; (xi) maintaining roads, streets, bridges, sidewalks, and bicycle paths; (xii) a capital outlay project or projects consisting of any of the foregoing to be owned, operated, or administered by the state and located, in whole or in part, in Smithville; (xiii) equipment used for constructing and maintaining roads, streets, bridges, sidewalks, and bicycle paths; and (xiv) all accompanying infrastructure and services necessary to provide access to roads, streets, bridges, sidewalks, and bicycle paths. At least 30 percent of the amount spent for road, street and bridge purposes shall be consistent with the state-wide strategic transportation plan as defined in O.C.G.A. § 32-2-22(a)(6)</p>	<p>\$393,206.00 (2.03%)</p>

