



## REGULAR MEETING

March 18, 2024  
10:00 AM

Albany-Dougherty Government Center  
222 Pine Ave, Room 100, Albany, GA 31701

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### AGENDA

The public will also have access to the live meeting by accessing the Dougherty County Georgia Government Facebook page at [facebook.com/Dougherty.ga.us](https://facebook.com/Dougherty.ga.us) or viewing the public government access channel (Channel 16).

1. Call the meeting to order by Chairman Lorenzo Heard.
2. Roll Call.
3. Invocation.
4. Pledge of Allegiance.
5. Minutes.
  - a. Consider for action the Minutes of the February 19th Regular Meeting and February 26th Work Session. **ACTION:**
6. Delegations (*The Commission will hear comments on those items pertaining to Dougherty County for which a public hearing has not been held or scheduled. Please be brief, to the point, and considerate of time for others*).
7. Zoning Public Hearing. (***Those wishing to speak for or against this item should sign the Sign Up sheet located on the table in the rear of the Chamber***).
  - a. Andrew Dismuke, applicant and Moree Motors #2, LLC, owner, (24-006) request to rezone 6.76 acres from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District). The rezoning would allow the current expired manufactured home park to be rehabilitated/reconstructed to meet the regulations per Dougherty County Ordinance. The property is at 3325 Sylvester Hwy. The Planning Commission recommends approval. Angel Gray, Deputy Planning Director will address.
8. Purchases.

- a. Consider for action the recommendation from the Dougherty County Jail to accept the quote to upgrade the video surveillance system with the current vendor, Synology, in the amount of \$34,659. Funding is available in SPLOST VI. **ACTION:**
  - b. Consider for action the recommendation from Dougherty County Sheriff's Office to purchase one (1) 2023 Ford F150 XLT 4X4 in the amount \$52,060 and one (1) 2023 Ford F150 Responder in the amount of \$50,365 from Wade Ford (Smyrna, Ga) for a total expenditure of \$102,425. State contract pricing has been provided and the vehicles are currently on-site. Funding is available in SPLOST VIII. **ACTION:**
  - c. Consider for action the recommendation to purchase two (2) Zoll Medical X Series Monitor/Defibrillators for the EMS Department from sole source vendor Zoll Medical Corporation (Chelmsford, MA) in the amount of \$64,642.56. Funding is budgeted in SPLOST VIII. Assistant County Administrator Barry Brooks will address. EMS Director Sam Allen is present. **ACTION:**
  - d. Consider for action the recommendation from Public Works to approve the expenditure in the amount of \$114,664 for a new fuel truck. The expenditure includes the purchase of a 2025 International MV607 Cab and Chassis from State Contract #99999-SPD-SPD00000151-0001, Rush Truck Center (Valdosta, GA) in the amount of \$108,414 and the anticipated labor cost of \$6,250 for Park Built Body Company (Sylvester, GA) to transfer the body. Funding is budgeted in SPLOST VII. Assistant County Administrator Barry Brooks will address. Public Works Director Chuck Mathis is present. **ACTION:**
9. Additional Business.
- a. Consider for action the Resolution providing for the acceptance and execution of the MOU between MCLB and DCP Animal Control Unit to secure the benefits of animal control support aboard MCLB for the surrender and disposition of stray dogs to the Albany Humane Society. **ACTION:**
  - b. Consider for action the Zoning Consideration of Andrew Dismuke, applicant and Moree Motors #2, LLC, owner, (24-006) request to rezone 6.76 acres from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District). The rezoning would allow the current expired manufactured home park to be rehabilitated/reconstructed to meet the regulations per Dougherty County Ordinance. The property is at 3325 Sylvester Hwy. The Planning Commission recommends approval. **ACTION:**
10. Updates from the Assistant County Administrator.
- a. **REMINDER** - Members of the County Commission and staff will tour Albany Technical College's campus at noon.
11. Updates from the County Attorney.
12. Updates from the County Commission.

13. Consider for action the recommendation from the County Attorney to enter into Executive Session for the purpose of discussing pending litigation and then to adjourn. **ACTION:**

#### **14. Dougherty County's Vision Statement**

Dougherty County will be a committed leader in sustaining a high quality of life by partnering with citizens, businesses, and other government agencies to make this a community of choice for living, working, and leisure activities.

#### **Dougherty County's Mission Statement**

To improve the quality of life for all our citizens by being accessible and good stewards of our resources while delivering cost-effective, responsive, services with integrity, fairness, and friendliness.

*Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities are required to contact the ADA Coordinator at 229-431-2121 promptly to allow the County to make reasonable accommodations for those persons.*

## DOUGHERTY COUNTY COMMISSION

DRAFT

## REGULAR MEETING MINUTES

February 19, 2024

The Dougherty County Commission met in Room 100 of the Albany-Dougherty Government Center on February 19, 2024. Sheriff Officer Deputy Cornelius Drake sang a hymn in honor of Black History Month. Chairman Lorenzo Heard presided and called the meeting to order at 10:06 a.m. Present were Commissioners Victor Edwards, Gloria Gaines, Russell Gray, Clinton Johnson, Anthony Jones, and Ed Newsome. Also present were Assistant County Administrator Barry Brooks, County Attorney Alex Shalishali, County Clerk Jawahn Ware, and other staff. The public and representatives of the media participated in person and via live streaming of the meeting on the County's Facebook page and the government public access channel.

After the invocation and Pledge of Allegiance by the Chairman, he called for approval of the minutes of the January 22nd Regular Meeting, January 29th Work Session, and February 2nd Commission Retreat.

Commissioner Johnson moved for approval. Upon a second by Commissioner Edwards, the minutes were unanimously approved.

The Chairman, on behalf of the Dougherty County Board of Commissioners, presented a proclamation celebrating Black History Month and the historical legacy of the City of Albany's African American leadership. Those physically present were former Commissioners Bobby Coleman, Kenderson Hill, Ivey Hines, Henry Mathis, Robert Montgomery, Arthur K. Williams, and Mayor Dorothy Hubbard. The proclamation reads as follows:

**A PROCLAMATION BY THE BOARD OF COMMISSIONERS OF  
DOUGHERTY COUNTY, GEORGIA HONORING THE LEGACY OF  
BLACK LEADERSHIP IN THE CITY OF ALBANY FOR BLACK  
HISTORY MONTH**

**WHEREAS**, it is with great honor that the Dougherty County Board of Commissioners recognizes the profound impact of African American City of Albany Commissioners, whose unwavering dedication has shaped the course of our city's history;

**WHEREAS**, we honor the inerasable legacy of the first two black commissioners, Former Commissioners Robert L. Montgomery and Mary Young, whose commitment to public service and advocacy for equality inspired positive change within our community; and

**WHEREAS**, we pay tribute to the monumental achievements of the first black mayor of the City of Albany, Willie Adams, Jr. whose leadership and integrity exemplified the highest ideals of civic responsibility; and

**WHEREAS**, we celebrate the historic milestone of the first black female mayor of the City of Albany, Dorothy Hubbard, whose unwavering dedication, and groundbreaking leadership have empowered countless individuals.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Dougherty County, Georgia and it is hereby proclaimed by Authority of same that we recognize and honor the extraordinary contributions of former City of Albany Commissioners Charles Sherrod, Arthur K. Williams, Henry Mathis, David Williams, Kenderson Hill, Tommie Postell, Christopher Pike, Ivey Hines, and Bobby Coleman, former mayors Willie Adams, Jr., and Dorothy Hubbard. Their leadership, courage, and commitment to public service have not only inspired generations but have also paved the way for progress and equality in our beloved city.

BOARD OF COMMISSIONERS OF  
DOUGHERTY COUNTY, GEORGIA

BY: \_\_\_\_\_  
LORENZO L. HEARD, Chairman  
Dougherty County Commission

The Chairman called for consideration to ratify the expenditures in the amount of \$189,386 for the emergency rehabilitation of the Public Works crew quarters. Funding is available in the General Fund.

Commissioner Johnson moved for approval. Commissioner Edwards seconded the motion. Under discussion, Commissioner Johnson asked that future ratification requests be in front of the Board. There being no further discussion, the motion for approval passed unanimously.

The Chairman called for consideration of the recommendation from Dougherty County Police to purchase two mobile license plate readers in the amount of \$41,851 from Madden Associates (Braselton, GA) for use by DCP's Traffic Enforcement Unit. The expenditure includes the license plate readers, installation, software systems, user licenses, and first-year warranty. Funding is available in the Special Service District Fund.

Commissioner Newsome moved for approval. Upon a second by Commissioner Johnson, the motion for approval passed unanimously.

The Chairman called for consideration to purchase a Caterpillar 259D3 Compact Track Loader for Solid Waste from State Contract GA #99999-001-SPD0000177-0024 from Yancey Bros. Co. (Albany, GA) in the amount of \$79,233. Funding is budgeted in Solid Waste Capital Outlay.

Commissioner Johnson moved for approval. Upon a second by Commissioner Gray, the motion for approval passed unanimously.

The Chairman called for consideration to approve the alcohol application from Nilkanth 2212, Inc., Krupali V. Bodar licensee, dba Crossroads Food Mart, at 3023 Leary Road for Package- Beer and Wine. The Albany-Dougherty Marshal's Office recommended approval.

Commissioner Gaines moved for approval. Upon a second by Commissioner Johnson, the motion for approval passed unanimously.

The Chairman called for consideration of the resolution providing for the approval and execution of the contract to engage the services of Mauldin and Jenkins (Albany, GA) to provide a best practices financial audit in a not to exceed amount of \$50,000. Funding is available in the General Fund- Contingency. Assistant County Administrator Barry Brooks addressed.

Commissioner Johnson moved for approval. Commissioner Newsome seconded the motion. Under discussion, Commissioner Jones asked for clarification regarding the benefit of the project. Mr. Brooks shared that it is best practice to occasionally review processes. He added that the audit was timely considering the concerns presented in the most recent audit. Commissioner Jones asked will this be a project that [results] would "sit on the shelf." Mr. Brooks said that the action [of the audit's results] would be upon the will of the Board. Commissioner Johnson mentioned the need is also due to the changes made to GASB (Governmental Accounting Standards Board) and to bring the County's operation up to the 21<sup>st</sup> century. Chairman Heard and Commissioner Gaines spoke positively regarding the need for continuous improvement. Mr. Brooks emphasized that the information would be provided by an independent body. There being no further discussion, the motion for approval passed unanimously. Resolution 24-007 is entitled:

A RESOLUTION  
ENTITLED  
A RESOLUTION PROVIDING FOR THE APPROVAL AND  
EXECUTION OF A CONTRACT TO ENGAGE MAULDIN & JENKINS  
TO PROVIDE A BEST PRACTICES FINANCIAL AUDIT;  
REPEALING RESOLUTIONS OR PARTS OF RESOLUTIONS IN  
CONFLICT HEREWITH;  
AND FOR OTHER PURPOSES.

The Chairman called for consideration of the appeal, authorized under O.C.G.A. sec. 48-5-343, of the State Revenue Commissioner's order requiring the correction of the conditionally approved 2022 tax digest deficiencies as specified by 2025. Assistant County Administrator Barry Brooks and Interim Chief Tax Assessor Larry Thomas addressed. Tax Director Shonna Josey was present. In layman's terms, the County's conditional approval and proactive approach for resolution would not be completed until 2026, which is later than the date for compliance given by the State. Therefore, an appeal was requested. Commissioner Newsome shared additional information regarding the County's total revaluation.

Commissioner Newsome moved for approval. Upon a second by Commissioner Johnson, the motion for approval passed unanimously.

Mr. Brooks asked that prayers be sent to the family of a City of Albany employee. He shared that there is still a search and rescue for the employee. He also said protocols regarding water safety will be discussed in the next Public Safety Committee Meeting. Mr. Brooks announced that the Recreation Committee will meet after the Executive Session. Attorney Shalishali thanked both the City of Albany and Dougherty County former Commissioners for their service. Commissioner Newsome gave kudos to EMS Director Sam Allen for receiving the Public Safety Employee of the Year Award from the Exchange Club of Albany. Commissioner Edwards thanked Commissioners Newsome and Gray for their support in today's recognition efforts. Commissioner Johnson echoed some sentiments and shared that he will work with our Attorney regarding the creation of a tax allocation district. Commissioner Gaines asked for updates on the requested crime report. Clerk Ware shared that the Dougherty County Police Department was scheduled to provide details next month in the annual update and Commissioner Gaines asked for it sooner. Chairman Heard asked if the Safety Risk Committee can look at all safety measures. He shared condolences for the loss of life of Facilities Management employee Linda Hayes and the first African American Mayor of Lagrange, GA, Willie Edmondson.

The Chairman called for consideration of the recommendation from the County Attorney to enter into Executive Session for the purpose of discussing personnel and then to adjourn.

Commissioner Johnson moved for approval. Upon a second by Commissioner Gray, the motion for approval passed unanimously via roll call.

There being no further discussion, the Board entered into Executive Session at 11:30 a.m.

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CHAIRMAN

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

DOUGHERTY COUNTY COMMISSION  
WORK SESSION MEETING MINUTES

DRAFT

February 26, 2024

The Dougherty County Commission met in Room 100 of the Albany-Dougherty Government Center on February 26, 2024. Chairman Lorenzo Heard presided and called the meeting to order at 10:05 a.m. after the selection by Albany State University (ASU). Present were Commissioners Victor Edwards, Gloria Gaines, Russell Gray, Clinton Johnson, and Anthony Jones. Also present were Assistant County Administrator Barry Brooks, County Attorney Alex Shalishali, County Clerk Jawahn Ware, and other staff. The public and representatives of the media participated in person and via live streaming of the meeting on the County's Facebook page and the government public access channel. Commissioner Ed Newsome was absent.

After the invocation by Chairman Heard, he asked the Commission to review the minutes of the February 5th Regular Meeting, February 12th Work Session and February 12th Special Called Meeting.

The Chairman, on behalf of the Dougherty County Board of Commissioners, presented a proclamation celebrating Black History Month and the historical legacy of Dougherty County's Legislative African American leadership. Physically present were former representatives Winfred Dukes and Lawrence Roberts. The proclamation reads as follows:

**A PROCLAMATION  
BY THE BOARD OF COMMISSIONERS OF DOUGHERTY COUNTY, GEORGIA  
COMMEMORATING THE LEGACY OF AFRICAN AMERICAN GEORGIA STATE  
REPRESENTATIVES FOR BLACK HISTORY MONTH**

**WHEREAS**, the Dougherty County Board of Commissioners recognizes that Black History Month is an opportunity to honor the contributions and achievements of African Americans throughout history and

**WHEREAS**, the Georgia General Assembly has been enriched by the service and dedication of numerous African American representatives who have worked tirelessly to advocate for the rights and interests of their constituents and

**WHEREAS**, former State Representatives John White, Winfred Dukes, Lawrence Roberts, Freddie Powell-Sims, CaMia Hopson-Jackson and Mary Young-Cummings have all made significant contributions to the State of Georgia through their service in the General Assembly, leaving a legacy of leadership, integrity, and commitment to the betterment of our communities.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Dougherty County, Georgia proclaims that their leadership, courage, and commitment to public service have not only inspired generations but have also paved the way for progress and equality in our beloved community.

This the 26<sup>th</sup> day of February, 2024.

BOARD OF COMMISSIONERS OF  
DOUGHERTY COUNTY, GEORGIA

BY: \_\_\_\_\_  
LORENZO L. HEARD, Chairman  
Dougherty County Commission

The Chairman recognized citizen Bruce Capps to discuss a few concerns. He shared that there should be more discussion on the tennis center and the Intergovernmental Agreement. He perceived that there was different information provided by the City of Albany and Dougherty County. He suggested that there needs to be more oversight for the Albany Dougherty Historic Preservation Commission (HPC). He suggested that there should be a comprehensive plan for the Historic District. His ask is for the Commission to have a presentation from the HPC to share what has been done in the past and provide plans for the future. He gave an update on a previous request by Commissioner Gaines on a poverty reduction plan. He identified homeownership as a starting point. The discussion and review were deferred to the Attorney. Upon the request of Commissioner Johnson, a presentation of the HPC will be placed on the agenda. Commissioner Jones requested markers be placed in the County noting the historic areas.

The Chairman recognized Henry Thomas, Founder, Georgia Music Association, to request an update from the Board on his Call To Unity Campaign. He presented additional information to the Board and asked for a follow-up. The Chairman shared that after dissemination and review of the packet, Mr. Thomas could come back in 30 days.

The Chairman called for a recommendation to upgrade the Automated Fingerprint Identification System (AFIS) for the Sheriff's Office from NEC Corporation of America (Irving, TX) in the amount of \$44,600 as required by the Georgia Bureau of Investigations (GBI). The upgrade is required to allow the Sheriff's Office to continue connection to the State and FBI systems. Funding is available in the General Fund. Assistant County Administrator Barry Brooks and Major Ken Faust addressed. Commissioner Johnson clarified that this is an unfunded mandate. Major Faust shared that this is separate from the CJIS upgrade. Captain Frederick Wells explained that the County was given notice in September 2023 but was notified that the project would be delayed until January 2024 because the state was reviewing proposals. The current AFIS system was installed in 2010. Implementation will be phased in starting with the state level first. There were concerns by the Board regarding funding and Mr. Brooks shared that the financial audit will help provide the transparency that the Board requested. The concern, by many, is the healthiness of the contingency fund.

The Chairman called for a recommendation from Dougherty County Police to purchase twenty-two flock cameras in the amount of \$209,949.92 from sole-source provider Flock Group, Inc. (Atlanta, GA). The expenditure includes the flock cameras, set-up, testing, and license plate

readers with data retrieval capabilities. Funding is provided by the Public Safety and Community Violence Reduction Grant. Assistant County Administrator Barry Brooks and Assistant Chief Tateshea Irving addressed. Assistant Chief Irving clarified that this was a reimbursement grant that the County received and the types of cameras. She also addressed questions regarding location and the grant provision for three years. Upon the request of Commissioner Gray, she will research the ability for private facilities (i.e. apartment complexes) to install the devices. Information was shared on how data and resources were used to identify potential locations. Commissioner Edwards still desires physical traditional efforts, and she clarified that this is a resource [for officers] not a replacement [of them]. She did share that the Dougherty County Police does work with the City of Albany. Commissioner Gaines would like an update on the effectiveness of the project at the appropriate time.

The Chairman called for a recommendation to approve the proposed increases to the Environmental Health Fees Schedule. The last increase approved by the Commission was made in the December 7, 2015 Regular Meeting. District Environmental Health Director, Clay Poole, addressed. Environmental Health County Manager, James Davis was present. Commissioner Gaines asked that the increase be quantified, and she ideally wanted to determine if costs were being recouped. Commissioner Johnson was concerned regarding the cost of mobile food units. Commissioner Gray shared how the state changed legislation and that the fee would be cost savings because multiple county licenses were no longer required. Mr. Poole clarified that the fee will be consistent in all of his 14 counties. He shared that our fees were significantly lower compared to the other districts. There was a very extensive conversation and per the request of Commissioner Jones, a comparison of other districts will be provided. Commissioner Gray said that the comparison will show how cost-effective it is to do business in Dougherty County.

The Chairman called for the discussion of the nomination for the County's Voting Delegate at the Region 4 Meeting on March 26, 2024 in Moultrie, GA as requested by ACCG as part of Georgia's participation in the national Opioid Distributor and Janssen Settlements. The Memorandum of Understanding requires the creation of the Georgia Opioid Settlement Advisory Commission (GOSAC) and Regional Advisory Councils (RACs). Dougherty County is considered a Participating Local Government and is required to vote on GOSAC representatives and RAC members. County Attorney Alex Shalishali addressed. Attorney Shalishali shared that \$638 million will be provided to the state of Georgia over a period of 18 years. The State's share will be 75% or an equivalent of \$479 million. The money that Dougherty County received has come from the 25%. He highlighted the participating local government categories. Dougherty County is part of Region 4 and our role is to vote on the three remaining GOSAC members to represent local governments and the RAC members for the regions. The delegate must be physically present to vote and the delegation can be a staff member or member of the Board. The use of the funds was highlighted. Upon a suggestion of Commissioner Johnson, the consideration is for Commissioner Gray to serve as the delegate. Commissioner Gray shared that he will if it is the desire of the Board.

Mr. Brooks shared that there were significant and positive seizures made by the Special Investigative Unit. He provided an update on the replacement of AEDs in the Government Complex buildings. Training and monitoring of devices will be done by EMS. He discussed the possibility to conduct strategic planning efforts by having the Southwest Georgia Regional

Commission develop a 5-year plan by that will include views of the Commission, staff, and citizens. There will be a future presentation of the cost of the requested move of the website to Granicus. Ideally, some funding can be expended this fiscal year for the project.

Commissioner Edwards asked if there could be a local policy to lower the US flag to honor an employee's death and Attorney Shalishali shared that he would review. Commissioner Johnson gave kudos to the Chairman for recognizing African American Leadership and would like Albany/Dougherty's name behind the dais because the meetings are being broadcast. He asked about the cost of batteries for an AED and Mr. Brooks said that there is a minimal cost and funds are ideally provided by grants. Commissioner Johnson asked about the feasibility of a Fire Station on Philema Road and invited all to attend the following Finance Committee Meeting. Commissioner Gray asked that the community please be mindful of our appearance, especially this week, because we are hosting significant events. His desire is for the community to be prideful. Commissioner Gaines gave kudos to the Chairman for the recognition of services and commended Ms. Banks and staff. Commissioner Jones said that he will work with Mr. Brooks on a partnership with Worth County. He asked about the status of the code project and Commissioner Gaines responded and echoed the same kudos to the Chairman and staff. Chairman Heard encouraged all to display southern hospitality and thanked Ms. Banks for her assistance.

There being no further business to discuss the Commission the meeting adjourned at 12:10 p.m.

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CHAIRMAN

ATTEST:

\_\_\_\_\_  
COUNTY CLERK



MEMORANDUM

Date: March 7, 2024
To: The Dougherty County Board of Commissioners
From: Albany-Dougherty Planning Commission
Subject: 24-006 (Rezoning) 3225 Sylvester Hwy

Andrew Dismuke (24-006) submitted an application to the Albany Dougherty Planning Commission requesting that the Official Zoning Map of Dougherty County, Georgia, be amended to rezone 6.76-acre developed parcel from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District).

The rezoning would allow the current expired manufactured home park to be rehabilitated/reconstructed to meet the regulations per Dougherty County Ordinance. The property is at 3225 Sylvester Hwy (00138/00001/026). The property owner is Moree Motors #2, LLC. and the applicant is Andrew Dismuke. District 6

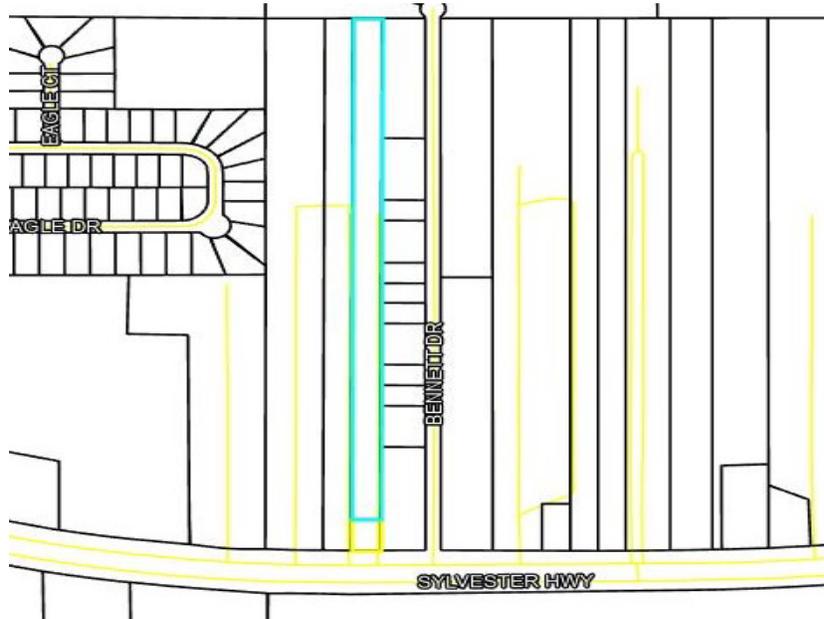
Charles Ochie offered a motion to approve; Jimmy Hall seconded the motion. The motion carried 5-0 with the following votes:

- Sanford Hillsman Tie or Quorum
Aaron Johnson Yes
Charles Ochie Yes
William Geer Yes
Jimmy Hall Yes
Willie Simmons Yes

PLANNING & DEVELOPMENT SERVICES

P.O. Box 447 Albany, GA 31702 | Phone: 229.438.3901 | Fax: 229.438.3965 | www.albanyga.gov

**STAFF ANALYSIS AND REPORT  
APPLICATION #24-006 REZONING**



**OWNER:** Moree Motors #2, Inc.

**APPLICANT:** Andrew Dismuke

**LOCATION:** 3225 Sylvester Hwy  
Tax Parcel 00138/00001/026

**CURRENT ZONING/USE:**

Zoning: C-R (Community Residential Multiple-Dwelling District)

Use: Former Manufactured Home Park

**PROPOSED ZONING/USE:**

Zoning: R-MHP (Mobile Home Park District)

Use: Manufactured Home Park

**ZONING/ADJACENT LAND USE:**

North: Zoning: R-MHS (Residential Mobile Home Single-Family District)

Land Use: Vacant

South: Zoning: C-1 (Neighborhood Mixed-Use Business District)

Land Use: Convenience Store & Gas Station

West: Zoning: C-R (Community Residential Multiple-Dwelling District) & R-MHP (Mobile Home Park District)  
 Land Use: Manufactured Home Parks

East: Zoning: R-MHP (Mobile Home Park District)  
 Land Use: Manufactured Home Parks

**MEETING INFORMATION:**

Planning Commission: 3/7/2024, 2:00 P.M., Government Center,  
 222 Pine Avenue, Rm. 100

Public Hearing: 3/18/2024, 10:00 A.M., Government Center,  
 222 Pine Avenue, Rm. 100

**RECOMMENDATION: Approval**

**BASIC INFORMATION**

The applicant requests to rezone a 6.76-acre developed parcel from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District). The rezoning would allow the current expired manufactured home park to be re-established to meet the regulations per Dougherty County Ordinance Part II Chapter 2-9 Articles I & II.

**PHYSICAL CHARACTERISTICS AND INFRASTRUCTURE**

This site is a 6.76-acre parcel within Dougherty County, with an Occupational Tax Certificate (business license) currently showing it as an expired manufactured home park. The property is not located within the floodplain.

**RELEVANT ZONING HISTORY**

Based on reviewing the past zoning maps, it has kept its original zoning designations since the City of Albany adopted zoning in 1970. The Zoning Classification is C-R (Community Residential Multiple-Dwelling).

**PLANNING CONSIDERATIONS**

Listed below are several issues for consideration in evaluating this rezoning application.

1. *Will the rezoning proposal permit a suitable use for the use and development of adjacent and nearby property?*  
 Yes. This rezoning to R-MHP will allow a use suitable to the site's adjacent uses. The R-MHP District will allow for the former manufactured home park to be rehabilitated/reconstructed.

2. *Will the rezoning proposal adversely affect the existing use or usability of adjacent or nearby property?*

No significant construction is proposed, however the existing buildings will be modified and rehabilitated to be brought back to code. This request proposes a zoning classification that will allow for maximum site flexibility. This request will also allow for its use as a manufactured home park.

3. *Does the property affected by the rezoning proposal have a reasonable economic use as currently zoned?*

No. This existing use is a vacant mobile home park and is not permitted within the C-R District. With the rezoning to R-MHP the lot will be able to be restored back to its original use.

4. *Will the rezoning proposal result in a use that will or could cause excessive or burdensome use of existing streets, transportation facilities, utilities, or schools?*

- **Impact on Utilities:** The proposed use will not impact utilities.
- **Impact on the School System:** The proposed use will not impact the school system.
- **Impact on Transportation Network:** Staff estimates that the effect of the rezoning on the surrounding transportation network would be minimal and as follows:

**Trip Generation:** Based on Trip Generation's 11th Edition, for every dwelling unit, a mobile home park would generate between 5 to 17 trips per day.

**AADT:** The closest Average Daily Traffic (AADT) is located on Sylvester Hwy, with an AADT of 7,140 in 2022.

**Road Improvements:** According to the **FY 2024-2027 Transportation Improvement Program** and the **Dougherty Area Regional Transportation Study 2045**, no state or federally funded projects have yet to be proposed for the area.

**Road Classifications:** Streets that provide access to the subject property are classified accordingly:

- Sylvester Highway is classified as an Urban Principal Arterial.

**Public Transit Routes:** Albany Transit System's Green Route-Sylvester Road has multiple stops within this area.

**Accident Information:** Planning Staff have run accident reports to provide data for the immediate area. Reports indicate that 18 accidents have been reported over the past year. No fatal crashes were reported, and 2 accidents resulted in serious injuries.

**Proposed Driveway/Parking Plan:** No changes to the driveways or the parking plan are submitted with this proposal. Current access to the parcel is from Sylvester highway. The owner will be required to provide a site plan to be reviewed and approved for ingress and egress.

**Analysis:** Staff finds there should be no significant adverse impact on the surrounding transportation network anticipated due to the proposed use at this time.

5. *Is the rezoning proposal conforming with the policy and intent of the Albany-Dougherty Comprehensive Plan for Development (2026)?*

Yes. The Comprehensive Plan designates this site as Low-Density Residential (four units per acre). Rezoning this site to R-MHP (Mobile Home Park District) will conform with the Comprehensive Plan.

6. *Are there other existing or changing conditions affecting the use and development of the property that provide grounds for approval or disapproval of the rezoning proposal as submitted?*

No other conditions exist or are changing that can be identified to provide grounds for approval or disapproval of this rezoning proposal.

## **RECOMMENDATION**

Staff recommends **approval** to rezone this 6.76-acre parcel from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District).



APPLICATION TO AMEND THE ZONING MAP OF:

City of Albany  Dougherty County

Property Address: 3225 Sylvester Hwy

Name of Property Owner(s): Moree Motors No 2 Inc

Mailing Address: 951 US Hwy 82 W., Suite B

City: Leesburg State: GA Zip Code: 31763

Telephone: 229-869-8976 Email: brittney@dismuketransport.com

Name of Applicant: Andrew Dismuke for Moree Motors No 2 Inc

Mailing Address: 951 US Hwy 82 W., Suite B

City: Leesburg State: GA Zip Code: 31763

Telephone: 229-869-8976 Email: brittney@dismuketransport.com,

Zoning Classification:

Present zoning district: CR-RMHP

Current use: mobile home park

Proposed zoning district: expired

Proposed use: mobile home park

Please attach the following required documents:

- A written legal description of the property giving the full metes and bounds description rather than plat reference.
- A copy of the deed verifying ownership status.
- Authorization by property owner form (if the property owner and applicant are not the same).
- An 11" x 17" or larger size plat showing property lines with lengths and bearings, adjoining streets, locations of existing buildings, north arrow and scale.
- An 8" x 11" size map of the area (The map should be the same as the larger map).
- A disclosure of campaign contributions and gifts form.
- Filing fees should be paid when submitting the application. These fees are based on the zoning district that the applicant is applying for and should be payable to the City of Albany.

A complete application must be filed by the 10th of the month to be considered for the Planning Commission meeting of the following month.

I hereby authorize the Planning & Development Services Department staff to inspect the premises of the above described property and to place a public notice sign on the premises as required by law. I also hereby depose and say that all statements herein, and attached statements submitted are true and accurate to the best of my knowledge and belief.

Sworn to and subscribed before me this 9th day of February, 2024

Signature of Applicant: [Signature]

Notary Public: [Signature] Commission expires: 7-12-2026

(Staff Use)

Posting fee: \_\_\_\_\_ Date paid: \_\_\_\_\_ Receipt: \_\_\_\_\_

PLANNING & DEVELOPMENT SERVICES



VERIFICATION OF OWNERSHIP

Name of all owners: Andrew Dismuke
Address: 951 US Hwy 82 W, Suite B
City/State/Zip Code: Leesburg, GA 31763
Telephone Number: 229-869-8976
Email: brittney@dismuketransport.com
Property Location (give description if no address): 3225 Sylvester Rd, Albany, GA

I am the owner of the property listed above, which is the subject matter of the attached application, as shown in the records of the City of Albany, or Dougherty County.

Owner Signature (all owners must sign)
Brittney Leigh Burton
Notary Public
COMMISSION EXPIRES 2026

Owner Signature (all owners must sign)
Andrew Dismuke
Date: 2-9-24

In my absence, I authorize the person named below to act as the applicant in the pursuit of action for the attached application.

Name: Brittney Burton
Address: 951 US Hwy 82 W, Suite B
City/State/Zip Code: Leesburg, GA 31763
Telephone Number: 229-869-8976
Email: brittney@dismuketransport.com



**APPLICANT/AGENT DISCLOSURE CAMPAIGN CONTRIBUTIONS**  
*(Required by Title 36, Chapter 67A, Official Code of Georgia Annotated)*

The applicant filed on this date: Andrew Dismuke, to apply for a rezoning approval affecting described property as follows:

3225 Sylvester Hwy, Albany, GA

Yes      No

Within the last two years preceding the above filing date, the applicant has made campaign contributions aggregating \$250 or more to a member or members of the City Commission or County commission who will consider application number \_\_\_\_\_

(Please list the name(s) and official position of the local government official; the dollar amount, description, and date of each campaign contribution).

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I hereby depose and say that all statements herein are true, correct, and complete to the best of my knowledge and belief.

Sworn to and subscribed before me this 9 day of February, 20 24

[Signature]

Signature of Applicant

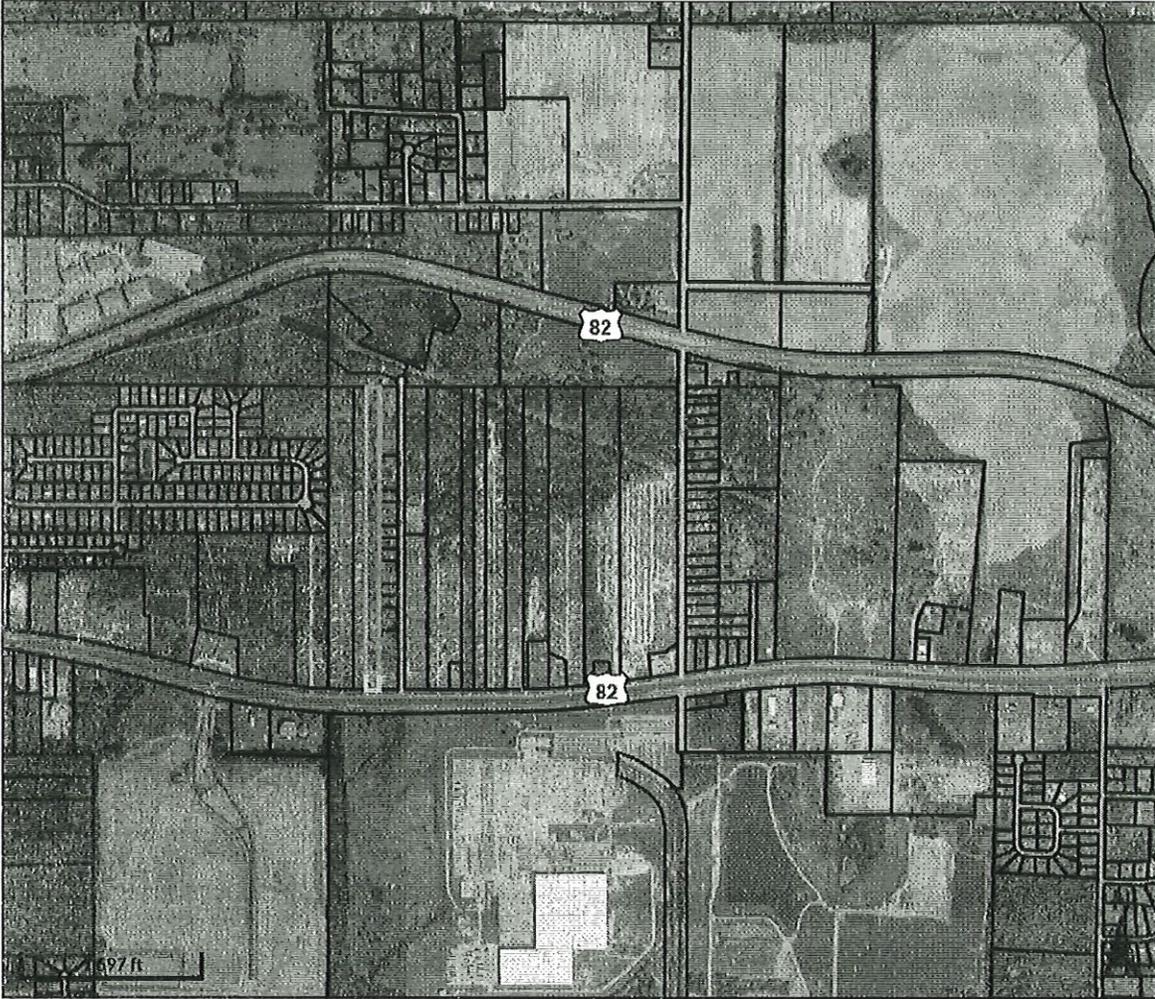
[Signature]

Notary Public

7-12-2026

Commission Expires





Overview



Legend

- Parcels
- Roads

<p>Parcel ID      00138/00001/026</p> <p>Class Code     Commercial</p> <p>Taxing District 02 DOUGHERTY COUNTY</p> <p>Acres            6.76</p>	<p>Owner</p> <p>MOREE MOTORS NO 2 INC</p> <p>1706 N SLAPPEY BLVD</p> <p>ALBANY, GA 31701</p> <p>Physical Address 3225 SYLVESTER HWY</p> <p>Fair Market Value Value \$84600</p> <p>Land Value</p> <p>Improvement Value</p> <p>Accessory Value</p>	<p>Last 2 Sales</p> <table border="0"> <thead> <tr> <th>Date</th> <th>Price</th> <th>Reason</th> <th>Qual</th> </tr> </thead> <tbody> <tr> <td>2/9/2017</td> <td></td> <td>15</td> <td>U</td> </tr> <tr> <td>11/20/2007</td> <td></td> <td>15</td> <td>U</td> </tr> </tbody> </table>	Date	Price	Reason	Qual	2/9/2017		15	U	11/20/2007		15	U
Date	Price	Reason	Qual											
2/9/2017		15	U											
11/20/2007		15	U											

(Note: Not to be used on legal documents)

Date created: 2/8/2024  
 Last Data Uploaded: 2/8/2024 2:32:30 AM

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 GEOSPATIAL



DOC# 003060  
FILED IN OFFICE  
05/19/2017 12:24 PM  
BK:4416 PG:176-178  
EVONNE S. MULL  
CLERK OF COURT  
DOUGHERTY COUNTY

~~Evonne S. Mull~~  
REAL ESTATE TRANSFER TAX  
PAID: \$0.00

PT-61 047-2017-000861

AFTER RECORDING, PLEASE RETURN TO:  
SHERMAN WILLIS  
Gardner, Willis, Sweat, Plaire & Pickett  
P.O. Drawer 71788  
Albany, Georgia 31708-1788  
(229) 883-2441

QUIT CLAIM DEED

GEORGIA, DOUGHERTY COUNTY.

THIS INDENTURE, made this 9<sup>th</sup> day of Feb, in the year Two Thousand Seventeen, between Amber Lynn Avera, of the County of Dougherty, and State of Georgia, as Party of the First Part, hereinafter called "Grantor" and Moree Motors No. 2, Inc., as Party of the Second Part, hereinafter called "Grantee" (the words "Grantor" and "Grantee" to include their respective heirs, personal representative, successors and assigns where the context requires or permits).

WITNESSETH that: Grantor, for and in consideration of One Dollar (\$1.00) and other valuable considerations in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has bargained, sold and does by these presents bargain, sell, remise, release and forever quit-claim to the said Grantee all the right, title, interest, claim or demand which the said Grantor has or may have had in and to the following described property, to-wit:

All that tract or parcel of land lying and being in Dougherty County, Georgia, more particularly described as Exhibit "A" attached hereto and expressly made a part hereof, as recorded in the office of the Clerk of Superior Court of Dougherty County, Georgia.

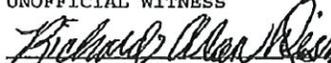
with all rights, members and appurtenances to the said premises in anywise appertaining or belonging.

TO HAVE AND TO HOLD the said described premises unto the said Grantee, so that neither the said Grantor nor any other person or persons claiming under the Grantor shall at any time claim or demand any right, title or interest to the aforesaid described premises or its appurtenances.

IN WITNESS WHEREOF, the Grantor has signed and sealed this deed, the day and year above written.

 (SEAL)  
Amber Lynn Avera

Signed, sealed and delivered, this 9<sup>th</sup> day of Feb., 2017, in the presence of:

  
UNOFFICIAL WITNESS  
  
NOTARY PUBLIC  
My Commission Expires: 8-28-2017



SW/118-172A/ih/16-040-2017-06-118-1

DISCLAIMER OF TITLE  
The Grantee and Grantor acknowledge that the preparer is NOT issuing an opinion as to the status of the title of the property, including, but not limited to, the ownership and marketability of any interest held by the Grantor or the validity of the description. Grantee acknowledges that Grantee takes subject to all outstanding liens, judgments, restrictions and other matters of record. Grantor and Grantee do indemnify and hold harmless that preparer from all damages resulting from the use of this deed.

LAW OFFICES  
GARDNER, WILLIS, SWEAT,  
PLAIRE & PICKETT, LLP  
2408 WESTGATE DRIVE  
P.O. DRAWER 71788  
ALBANY, GEORGIA  
31708-1788  
(229) 883-2441

## EXHIBIT "A"

## TRACT I: 3501 SYLVESTER ROAD

Property: TRACT I: All that tract or parcel of land lying and being in a part of Land Lot No. 86 in the First Land District of Dougherty County, Georgia, and being more particularly described as follows: Starting at the intersection of the East right of way line of Branch Road with the North right of way line of U. S. Highway No. 82 (State Route 50), run thence North 82 degrees 50 minutes 47 seconds East along the North right of way line of said U. S. Highway No. 82 a distance of 529.89 feet to a point; continue thence along the North right of way line of said U. S. Highway No. 82 around a curve whose chord direction is North 88 degrees 53 minutes 14 seconds East and whose chord distance is 1186.62 feet having a radius of 3804.58 feet, an arc distance of 1188.69 feet to a point; continue thence South 85 degrees 14 minutes 48 seconds East along the North right of way line of said U. S. Highway No. 82 a distance of 106.85 feet to a point, and the Point of Beginning. From said Point of Beginning, run thence North 01 degree 35 minutes 10 seconds East a distance of 1802.52 feet along an old fence line to a point; run thence South 88 degrees 44 minutes 50 seconds East a distance of 793.02 feet to a point; run thence South 05 degrees 36 minutes 22 seconds West a distance of 1118.09 feet to a point; run thence North 80 degrees 54 minutes 44 seconds West a distance of 407.29 feet to a point; run thence South 39 degrees 32 minutes 47 seconds West a distance of 25.79 feet to the P.T. of a curve; run thence around said curve whose chord direction is South 21 degrees 59 minutes 19 seconds West and whose chord distance is 183.93 feet, having a radius of 105.00 feet, an arc distance of 186.84 feet to a point; run thence South 04 degrees 26 minutes 51 seconds West a distance of 313.39 feet to a point; run thence South 01 degree 35 minutes 10 seconds West a distance of 30.05 feet to a point on the North right of way line of said U. S. Highway No. 82; run thence North 85 degrees 14 minutes 26 seconds West along the North right of way line of said U. S. Highway No. 82, a distance of 200.00 feet to the Point of Beginning.

Said tract of land contains 24.90 acres, situated, lying and being in Land Lot 86 in the First Land District of Dougherty County, Georgia, according to a map or plat of survey prepared by Malcolm Burnsed, Georgia Registered Land Surveyor No. 1691, under date of March 10, 1973.

LEGAL DESCRIPTION CONTINUES ON FOLLOWING PAGE

TRACT II: 3225 SYLVESTER ROAD

In the County of Dougherty, State of Georgia, and being all of Tract 4 of the C.M. Barnett Pecon Croyer Subdivision according to a map or plat of said subdivision as same is recorded in Plat Book 1, Page 247, in the Office of the Clerk of Superior Court, Dougherty County, Georgia.

**LESS AND EXCEPT:**

That part of said Tract No. 4 more particularly described as follows: Starting at the intersection of the West line of Land Lot No. 115, First Land District, Dougherty County, Georgia, with the North right-of-way of U.S. Highway No. 82, run thence east along the North right-of-way of U.S. Highway No. 82 for a distance of 337.5 feet to the point of beginning. From said point of beginning run thence North along the West line of said Tract No. 4 for a distance of 160 feet to a point; run thence east along the line parallel to the North right-of-way of U.S. Highway No. 82 for a distance of 115.3 feet to a point; run thence South along the East line of said Tract No. 4 for a distance of 160 feet to a point on the North right-of-way of U.S. Highway No. 82; run thence west along the North right-of-way line of U.S. Highway No. 82 for a distance of 115.3 feet to the point of beginning. Said excepted tract containing 0.42 acres.

## **NOTICE OF PUBLIC HEARING**

Item 7a.

**Andrew Dismuke (24-006)** has submitted an application to the Albany Dougherty Planning Commission requesting that the Official Zoning Map of Dougherty County, Georgia, be amended to rezone 6.76-acre developed parcel from C-R (Community Residential Multiple-Dwelling District) to R-MHP (Mobile Home Park District). The rezoning would allow the current expired manufactured home park to be rehabilitated/reconstructed to meet the regulations per Dougherty County Ordinance. The property is at 3325 Sylvester Hwy (00138/00001/026). The property owner is Moree Motors #2, LLC. and the applicant Andrew Dismuke. **District 6**

**The Albany Dougherty Planning Commission** will conduct a public hearing on these requests **Thursday, March 7, 2024, at 2:00 p.m.** at the Government Center, 222 Pine Avenue, Room 100, Albany, GA. The Planning Commission will forward its recommendation to the Board of County Commissioners based on information presented at the public meeting.

**The Dougherty County Board of Commissioners** will conduct a public hearing on **Monday, March 18, 2024, at 10:00 a.m.** in the Government Center, 222 Pine Avenue, Room 100, Albany, GA 31701.

Meetings of the Albany Dougherty Planning Commission and the Dougherty County Board of Commissioners are open to the public. Those wishing to speak or provide comments should contact the Planning & Development Services Department at (229) 438-3901, Monday thru Friday, 8:00 a.m. to 5:00 p.m., before the meeting for additional information.

As set forth in the Americans with Disabilities Act of 1990, Dougherty County does not discriminate on the basis of disability in the admission or access to or treatment or employment in its programs or activities. The Human Resources Department has been designated to coordinate compliance with the non-discrimination requirements contained in section 35.107 of the Department of Justice Regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided there, is available at the Office of Human Resources. Dougherty County will assist citizens with special needs given proper notice (7 working days). Any requests for reasonable accommodations required by individuals to fully participate in an open meeting, program, or activity of the City of Albany, Georgia, should be directed to Paul Forgey, AICP, 240 Pine Avenue, Suite 300, Albany, Georgia, 31701, (229) 438-3901.



**Barry Brooks**  
Assistant County Administrator

**DOUGHERTY COUNTY BOARD OF COMMISSIONERS  
ADMINISTRATION**

Agenda Item

Date: February 23, 2024  
Meeting Date: February 26, 2024  
Subject/Title: Upgrade Video Surveillance System at Dougherty County Jail  
Presented for: Decision  
Presenter: Barry Brooks, Asst. County Administrator

Statement of Issue

The Dougherty County Jail desires to upgrade their video surveillance system.

History/Facts and Issues

The Dougherty County Jail is requesting to upgrade the Synology video surveillance system at the Dougherty County Jail. The current system was implemented when the jail experienced a catastrophic failure of the previous system but is insufficient to meet the needs of the facility. The cost to upgrade the system is \$34,659.

Recommended Action

Recommend Dougherty County Commission approves the upgrade of the video surveillance system at the jail, at a cost of \$34,659.

Funding Source

SPLOST VI





**Barry Brooks**  
Assistant County Administrator

**DOUGHERTY COUNTY BOARD OF COMMISSIONERS  
ADMINISTRATION**

Agenda Item

Date: March 4, 2024  
Meeting Date: March 11, 2024  
Subject/Title: Dougherty County Sheriff's Office New Vehicles  
Presented for: Decision  
Presenter: Barry Brooks, Assistant County Administrator

**Statement of Issue:**

Dougherty County Sheriff's Office is requesting to purchase two (2) new 2023 Ford F150 Trucks.

**History/Facts and Issues:**

Dougherty County Sheriff's Office is requesting to purchase one (1) 2023 Ford F150 XLT 4x4 in the amount of \$52,060.00 and one (1) 2023 Ford F150 Responder in the amount of \$50,365.00 from state contract vendor Wade Ford in Smyrna, GA for a total amount of \$102,425.00. Both vehicles are scheduled vehicle purchases and are available on-site.

**Recommended Action:**

Recommend Dougherty County Commission approves the purchase of the two (2) Ford F150 Trucks for a total expenditure of \$102,425.00 from Wade Ford.

**Funding Source:**

SPLOST VIII





**Barry Brooks**  
Assistant County Administrator

**DOUGHERTY COUNTY BOARD OF COMMISSIONERS  
ADMINISTRATION**

Dougherty County Commission Agenda Items

Date: March 9, 2024  
Meeting Date: March 11, 2024  
Subject/Title: EMS Zoll Medical X Series Monitor/Defibrillators  
Presented for: Decision  
Presenter: Barry Brooks, Assistant County Administrator

Statement of Issue

Dougherty County EMS is in need of two (2) new monitor/defibrillators.

History/Facts and Issues

Dougherty County EMS is in need of two (2) new monitor/defibrillators to replace two older monitors that are reaching their end of life cycle. A quote was obtained from sole source provider Zoll Medical in the amount of \$64,642.56. Funding is available in SPLOST VIII.

Recommended Action

Recommend Dougherty County accepts the quote from Zoll Medical for an expenditure of \$64,642.56 for monitor/defibrillators for Dougherty County EMS.

Funding Source

SPLOST VIII





**Barry Brooks**

*Assistant County Administrator*

Item 8d.

**DOUGHERTY COUNTY BOARD OF COMMISSIONERS  
ADMINISTRATION**

Agenda Item

Date: March 12, 2024  
Meeting Date: March 18, 2024  
Subject/Title: Cab & Chassis for Fuel Service Truck Purchase  
Presented for: Decision  
Presenter: Barry Brooks, Assistant County Administrator

Statement of Issue

The Public Works Department is requesting the approval to purchase a Cab and Chassis for a Fuel Service Truck.

History/Facts and Issues

The Dougherty County Public Works Department is requesting the approval to purchase a Cab and Chassis for a Fuel Service Truck from state contract vendor Rush Truck Center (Valdosta, GA) in the amount of \$108,414. The current cab and chassis is over 20 years of age and is showing signs of deterioration. The truck is used in the day-to-day operations of Public Works – Fleet Maintenance Division to refuel departmental equipment throughout the county.

The recommended action includes the cost estimate to transfer the self-contained fuel service body from current truck to the new cab and chassis from Park Built Body Company (Sylvester, GA) in the amount of \$6,250. The Department will surplus the current Fuel Service Truck Cab & Chassis, County Unit # 53264.

Recommended Action

The recommendation is that the Dougherty County Commission approves the expenditure in the amount of \$114,664 for a new fuel truck. The expenditure includes the purchase of a Cab and Chassis from State Contract GSC #99999-SPD-SPD00000151-0001, Rush Truck Center (Valdosta, GA) in the amount of \$108,414 and the anticipated labor cost of \$6,250 for Park Built Body Company (Sylvester, GA) to transfer the body.

Funding Source

SP VII Road Equipment - 420025062

**A RESOLUTION  
ENTITLED  
A RESOLUTION FOR APPROVAL, ACCEPTANCE AND EXECUTION OF  
MEMORANDUM OF UNDERSTANDING BETWEEN MARINE CORPS LOGISTICS  
BASE AND DOUGHERTY COUNTY POLICE DEPARTMENT ANIMAL CONTROL  
UNIT; REPEALING RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT  
HEREWITH;  
AND FOR OTHER PURPOSES.**

**WHEREAS**, the Board of Commissioners of Dougherty County, Georgia has considered and is hereby desirous of approving and adopting a certain Memorandum of Understanding between the Marine Corps Logistics Base and the Dougherty County Police Department Animal Control Unit for the purpose of providing animal control support at the Marine Corps Logistics Base for the surrender and disposition of stray dogs;

**WHEREAS**, the Dougherty County Chief of Police recommends approval of the same;

**NOW THEREFORE BE IT RESOLVED** by the Board of Commissioners of Dougherty County, Georgia and its hereby resolved by authority of same as follows:

**SECTION I** The attached certain Memorandum of Understanding between the Marine Corps Logistics Base and Dougherty County Police Department Animal Control Unit for the purpose of providing animal control support at the Marine Corps Logistics Base for the surrender and disposition of stray dogs is hereby approved and adopted and the Dougherty County Chairman, Administrator and Chief of Police are hereby authorized to execute any and all other documents necessary to the full implementation of said Agreement.

**SECTION II** All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

This the 18<sup>th</sup> day of March, 2024.

BOARD OF COMMISSIONERS OF  
DOUGHERTY COUNTY, GEORGIA

BY: \_\_\_\_\_  
Lorenzo L. Heard, Chairman

ATTEST:

\_\_\_\_\_  
County Clerk

MARINE CORPS LOGISTICS BASE  
814 RADFORD BOULEVARD SUITE 20302  
ALBANY GEORGIA 31704-0302

**MEMORANDUM OF AGREEMENT BETWEEN  
MARINE CORPS LOGISTICS BASE ALBANY, GEORGIA  
AND  
DOUGHERTY COUNTY POLICE DEPARTMENT ANIMAL CONTROL UNIT**

This Memorandum of Agreement (MOA), M67008-xxxxxx-A00x, is entered into by and between The Dougherty County Police Department (DCPD) Animal Control Unit, hereinafter referred to as SUPPLIER, and Marine Corps Logistics Base Albany (MCLBA), Georgia, hereinafter referred to as RECEIVER and collectively as the PARTIES.

1. **BACKGROUND.** MCLBA is almost entirely wildland urban interface with a high density of meso-mammals (foxes, racoons, feral cats). Natural Resources has a staff of 3 at most and the Conservation Law Enforcement Program (CLEO) position has been vacant since May 2022. Almost every other installation has multiple CLEOs and a USDA Wildlife Services position assigned to the Base for Bird/Wildlife Aircraft Strike Hazard(BASH) or other purposes, and Animal Control.

2. **AUTHORITIES.** The following references provide authority and additional guidance relevant to the provisions of this understanding.

- 2.1. DoDI 4000.19, Support Agreements
- 2.2. MCLBBO 4400.46H, Support Agreement Program
- 2.3. DoD 7000.14R, Financial Management Regulations
- 2.4. BO 11000.7B (Animal Control)

3. **PURPOSE.** This MOA is to document the services provided by the SUPPLIER to the RECEIVER for securing the benefits of animal control support aboard MCLBA for the surrender and disposition of stray dogs to the Humane Society.

4. **UNDERSTANDING OF THE PARTIES.** The parties to this MOA agree as follows:

4.1. The SUPPLIER will:

4.1.1. Provide the RECEIVER with animal control support as requested to pick up and transport stray dogs aboard MCLBA to the Albany Humane Society.

4.1.2. Charge the RECEIVER a fee of \$40 per dog surrendered to the SUPPLIER, the accumulation of which will be billed through the Dougherty County Finance Department to the RECEIVER on a monthly basis.

4.1.3. Charge a fee of \$55 per dog surrendered over SUPPLIER'S 700 animal limit to the Albany Humane Society, payment(s) to be made at time of surrender.

4.1.4. Accept dogs surrendered by the RECEIVER between the hours of 8:00 a.m. and 3:00p.m., Monday through Friday.

4.2. The RECEIVER will:

4.2.1. Contact the SUPPLIER with request to pick up stray dogs from MCLBA for transport to the Humane Society.

4.2.2. Reimburse SUPPLIER appropriate fees.

4.2.3. Hold the SUPPLIER harmless for any and all expenses charged for reasonable and necessary care to any stray animal surrendered to the SUPPLIER.

4.2.4. Hold the SUPPLIER harmless for any and all injuries resulting from any stray animals that the RECEIVER surrenders to the SUPPLIER.

4.2.5. Meet the SUPPLIER at 814 Radford Blvd, Albany, Georgia 31704, unless the Natural Resource Manager or designee directs the SUPPLIER otherwise, to surrender dogs between the SUPPLIER'S established hours of surrender.

4.2.6. Ensure dogs are surrendered by a member of the MCLBA PD Branch Office or from Animal Control.

5. **PERSONNEL**. Each PARTY is responsible for all costs of its personnel, including pay and benefits, support, and travel. Each PARTY is responsible for supervision and management of its personnel.

6. **GENERAL PROVISIONS:**

6.1. Points of Contact. PARTIES are to use the following points of contact (POC) to communicate in the implementation of this MOU. Each PARTY may change its point of contact upon reasonable notice to the other PARTY.

6.1.1. For the SUPPLIER

6.1.1.1. Dougherty County Police  
Department Animal Control Unit  
222 Pine Ave  
Albany, GA 31701  
Phone: (229)430-6600

6.1.2. For the RECIEVER

6.1.2.1. Support Agreement Specialist  
Location: Business Performance Office  
Building 3500, Room 15  
Phone: (229)639-7494

6.1.2.2. Marine Corps Police Department  
Public Safety Division  
814 Radford Blvd, Suite 20302  
Phone: (229) 639-7592

6.1.2.3. Animal Control Officer  
Phone: (229) 639-5637/5188

6.2. Correspondence: All correspondence to be sent and notices to be given pursuant to this MOU will be addressed, if to the SUPPLIER, to

6.2.1. Dougherty County Police Department  
Animal Control Unit  
222 Pine Ave,  
Albany, GA 31701

and, if to the RECEIVER, to

6.2.2. Commanding Officer  
Marine Corps Logistics Base  
814 Radford Blvd, Suite 20302  
Albany, GA 31704-0302

6.3. Review of Agreement. This MOA will be reviewed mid-point of its term, in its entirety.

6.4. Modification of Agreement. This MOA may only be modified by the written agreement of the PARTIES, duly signed by their authorized representatives.

6.5. Disputes. Any disputes relating to this MOA will, subject to any applicable law, Executive Order, Directive, or Instruction, be resolved by consultation between the PARTIES or in accordance with DoDI 4000.19.

6.6. Termination of Agreement. This MOA may be terminated by either PARTY by giving at least 90 days written notice to the other PARTY. The MOA may also be terminated at any time upon the mutual written consent of the PARTIES.

6.7. Transferability. This agreement is not transferable except with the written consent of the PARTIES.

6.8. Entire Agreement. It is expressly understood and agreed that this MOA embodies the entire agreement between the PARTIES regarding the MOA's subject matter.

6.9. Effective Date. This MOA takes effect beginning on the day after the last Party signs.

6.10. Expiration Date. This agreement will remain in effect for nine years, unless otherwise modified or canceled.

6.11. No Third-Party Beneficiaries. Nothing in this MOA, express or implied, is intended to give to, or will be construed to confer upon, any person not a party any remedy or claim under or by reason of this MOA and this MOA will be for the sole and exclusive benefit of the PARTIES.

## 7. **FINANCIAL DETAILS.**

7.1. Availability of Funds. This MOA does not document the obligation of funds between the PARTIES. The obligation of funds by the PARTIES, resulting from this MOA, is subject to the availability of funds pursuant to the DoD Financial Management Regulation. No provision in this MOA will be interpreted to require obligation or payment of funds in violation of the Anti-Deficiency Act, Section 1341 of Title 31, United States Code.

7.2. Billing. The SUPPLIER will bill the RECEIVER on a monthly basis in accordance with the billing procedures of Dougherty County. A record of the transaction will be sent to the RECEIVER within 30 calendar days after the month in which the transaction occurred.

7.3. Payment of Bills. The RECEIVER paying office will forward payments, along with a copy of billed invoices, to the SUPPLIER within 30 calendar days of the date of invoice. Bills rendered will not be subject to audit in advance of payment.

8. APPROVAL:

**FOR MARINE CORPS LOGISTICS BASE ALBANY**

\_\_\_\_\_  
NAME Date  
Title

\_\_\_\_\_  
M. J. MCKINNEY Date  
Colonel, Commanding Officer

**FOR THE DOUGHERTY COUNTY**

\_\_\_\_\_  
LORENZO L. HEARD  
Chairman, Dougherty County  
Board of Commissions

\_\_\_\_\_  
Date

\_\_\_\_\_  
BARRY G. BROOKS Date  
Acting County Administrator  
Dougherty County

\_\_\_\_\_  
KENNETH JOHNSON Date  
Police Chief  
Dougherty County