

The Banks County Board of Commissioners held a regular meeting on March 24, 2016 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex.

**Members Present**

Chairman Jimmy Hooper  
Vice Chairman Charles Turk  
Commissioner David Duckett  
Commissioner Danny Maxwell  
Commissioner Sammy Reece

**Staff Present**

County Attorney Randall Frost  
County Clerk Regina Gailey  
Assistant County Clerk Erin Decker  
Finance Officer Randy Failyer  
Human Resource Officer Arlene Ivey  
Economic Developer Brad Day  
E911/EMA Director Deidra Moore

**Media Present**

Banks County News Reporter Angela Gary  
Access North Georgia Reporter Rob Moore

**1. Call to Order**

Ch. Hooper called the meeting to order.

**2. Approval of Agenda**

Motion to approve the agenda: Charles Turk  
Second: Danny Maxwell  
Vote: 5:0  
All aye votes and motion carried.

**3. Moment of Reflection**

Ch. Hooper stated this Sunday was the most important day of the year for Christians – Easter Sunday. He stated Christ died on Friday but arose from the grave on Sunday to make this day a day of hope for all Christians.

**4. Pledge to the American Flag**

Ch. Hooper led the pledge.

**5. Proclamations:**

***a. National Donate Life Month – April 2016***

Ch. Hooper read the proclamation.  
Motion to approve the proclamation: Sammy Reece  
Second: Danny Maxwell  
Vote: 5:0

All aye votes and motion carried. *(Copy of proclamation filed in Attachment to Minutes Book 9-7)*

**b. National Telecommunications Week – April 11-15, 2016**

Ms. Moore read the proclamation and gave some statistics of the previous year.

Motion to approve the proclamation: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

All aye votes and motion carried. *(Copy of proclamation filed in Attachment to Minutes Book 9-7)*

**c. Child Abuse Prevention Month – April 2016**

Michelle Black of Piedmont Casa and Jeanette Williams of the Treehouse were present to present statistics of reported child abuse in Banks County. Ms. Williams also stated they would be placing “Pinwheels for Prevention” on the courthouse lawn on April 14<sup>th</sup> at 4:00 p.m.

Motion to approve the proclamation: Charles Turk

Second: David Duckett

Vote: 5:0

All aye votes and motion carried. *(Copy of proclamation filed in Attachment to Minutes Book 9-7)*

**6. Planning Commission Recommendations:**

**a. Z-16-01 – Development Authority of Banks County - An application to amend zoning order 14-5, to allow food processing including meat, fish, and poultry, approved on the 9<sup>th</sup> day of December, 2014. Map & Parcel Number B54-047, approximately 101 acres located at 30431 Hwy 441S. Currently zoned M1, Industrial District, with conditions.**

Ch. Hooper closed the meeting. Atty Frost opened the public hearing and asked Code Enforcement Paul Ruark to present the application. Officer Ruark stated the Planning Commission recommended approval of the application. Mr. Brad Day stated this was to lift restrictions on the Industrial Park. Atty Frost closed the public hearing. Ch. Hooper reopened the meeting.

Motion to approve the zoning application: Sammy Reece

Second: David Duckett

Vote: 5:0

All aye votes and motion carried. *(Copy of resolution filed in Attachment to Minutes Book 9-7)*

**7. E911 Communications Software Maintenance Agreement – Southern Software** *Deidra Moore*

Ms. Moore stated this was to formally approve the 24/7 maintenance agreement for the CAD system as was highlighted in the previous meeting to be shared by three departments and will go into effect August 2016 in the amount of \$43,172 annually. Motion to approve the agreement and to authorize the Chairman to sign the agreement: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and motion carried. *(Copy of agreement filed in Attachment to Minutes Book 9-7)*

**8. E911/EMA Statewide Mutual Aid Agreement** *Deidra Moore*

Ms. Moore stated the agreement had been reviewed by the county attorney and is a blanket agreement effective statewide. She said it allowed use of state equipment during emergencies. Motion to approve the agreement and to authorize the Chairman to sign the agreement: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and motion carried. *(Copy of agreement filed in Attachment to Minutes Book 9-7)*

**9. Pitney Bowes Postal Machine Lease Agreement – Courthouse**

**Randy Failyer**

Mr. Failyer stated the courthouse machine was now obsolete and would no longer be serviced. The purchase price of the machine is \$20,000. Motion to approve the agreement and to authorize the Chairman to sign the agreement effective July 1, 2016: Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and motion carried. *(Copy of agreement filed in Attachment to Minutes Book 9-7)*

**10. 2016 Propane Bid Award**

**Randy Failyer**

Mr. Failyer stated bids received were as follows:

*Piedmont Propane           \$.865/gallon*

*Amerigas                     \$1.049/gallon*

He then recommended award to Piedmont Propane who was currently the propane vendor.

Motion to approve Piedmont Propane as low bidder at \$.865/gallon: Charles Turk

Second: David Duckett

Vote: 5:0

All aye votes and motion carried.

**11. Prosecuting Attorney Pretrial Intervention & Diversion Program Agreement – Sentinel Offender Services, LLC**

Mr. Failyer stated District Attorney Brad Smith had requested the agreement with Sentinel. He further stated this would provide collection of the fees & administration costs by the District Attorney as well as provision of supervision services.

Motion to approve the agreement and to authorize the Chairman to sign the agreement: Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and motion carried. *(Copy of agreement filed in Attachment to Minutes Book 9-7)*

**12. Senior Center Amended Architectural Agreement – R Design Works**

Ms. Gailey stated the project scope had been changed to add fire suppression and air conditioner replacement. This increased the fee to \$52,500. Motion to approve the agreement and to authorize the Chairman to sign the agreement: Jimmy Hooper

Second: Sammy Reece

Vote: 5:0

All aye votes and motion carried. *(Copy of agreement filed in Attachment to Minutes Book 9-7)*

**13. GIS/Mapping Department Head Designation**

Ch. Hooper recommended naming Karen Burry as department head.

Motion to appoint Karen Burry as GIS/Mapping department head: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and motion carried.

**14. Library Board Member Reappointment – Lisa Enslen**

Motion to reappoint Lisa Enslen to the board for another 3 year term: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

All aye votes and motion carried.

**15. Resolution: Drug & Alcohol Policy and Procedures for Safety Sensitive Personnel** *Arlene Ivey*

Ms. Ivey stated this was an amended policy by DOT for the transit services. She said basically it emphasized the zero tolerance rule with a few other changes.

Motion to approve the resolution: Charles Turk

Second: David Duckett

Vote: 5:0

All aye votes and motion carried. *(Copy of resolution filed in Attachment to Minutes Book 9-7) 2016-06*

**16. Executive Session – Personnel & Land Acquisition/Disposal**

Motion to enter into executive session to discuss Personnel & Land Acquisition/Disposal: Danny Maxwell

Second: David Duckett

Vote: 5:0

All aye votes and the executive session began at 6:51 p.m.

Motion to come out of executive session and reconvene the meeting at 7:42 p.m.: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and motion passed. *(Copy of affidavit filed in Attachment to Minutes Book #9-7)*

**The Board granted public comment to the following citizens:**

***Sam Moon***

*Mr. Moon complained about the political sign requirement for employees and asked that the Commissioners change the requirement. He stated it was a violation of the 1<sup>st</sup> Amendment. He stated he would not take the signs down unless a Superior Court Jury tells him to take them down. He stated it was not a threat but a promise.*

***Martha Ramsey***

*Ms. Ramsey stated she was speaking on behalf of the entire people of Banks County. She also asked that the Commissioners review the ordinance with public input out of respect and fairness to those who serve.*

**17. Economic Developer Contract – Brad Day**

Motion to approve the contract for another 1 year term to run April 1, 2016 - March 31, 2017: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and motion carried. *(Copy of contract filed in Attachment to Minutes Book #9-7)*

**18. Adjournment**

Motion to adjourn: Jimmy Hooper

Second: Sammy Reece

Vote: 5:0

All aye votes and the meeting adjourned at 7:45 p.m.

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Chairman

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County Clerk