

The Banks County Board of Commissioners held their regular meeting on April 22, 2008 at 3:30 p.m. in the conference room of the Banks County courthouse with Chairman Gene Hart, Commissioner Rickey Cain and Commissioner Joe Barefoot present.

**1. Call to Order**

Ch. Gene Hart called the meeting to order.

**2. Approval of Agenda**

Comm. Barefoot made a motion to approve the agenda. Comm. Cain seconded. Two aye votes and motion carried.

**3. Public Comment: NONE**

**4. Executive Session: Personnel**

Comm. Cain made a motion to go into executive session to discuss personnel at 3:31 p.m. Comm. Barefoot seconded. Two aye votes and motion carried. Comm. Barefoot made a motion to come out of executive session and reconvene the meeting at 3:45 p.m. Comm. Cain seconded. Two aye votes and motion carried. *(Copy of affidavit filed in Attachment to Minutes Book #9)*

**5. Youth Deer Hunt**

*Adam Loudermilk, DNR*

Mr. Loudermilk stated they would like to continue the annual youth hunt on the Friday and Saturday after Thanksgiving. In the past, Grove Level Baptist Church had sponsored the event in cooperation with the DNR. In the future the Outdoors Network which is a collaboration of numerous churches will sponsor the event in cooperation with the DNR. Ch. Hart asked if provisions were made for handicapped youth. Mr. Loudermilk stated they had checked into this but it would require the use of ATV's and safety would be a concern. Ch. Hart stated he would like to see handicapped citizens be able to hunt with no age limit. Comm. Cain agreed. Ch. Hart asked Mr. Loudermilk to submit an outline of the planned activities.

**6. Development Authority Resignation**

*Tal Martin*

Ch. Hart stated Mr. Martin had resigned and asked that the item be postponed to allow time for the Commissioners to consider a replacement. He stated applications had been received from citizens Scott Ledford, Steve Shi and Stan Stewart for interest in a position on the authority. Comm. Cain made a motion to postpone the item until the May 13, 2008 meeting. Comm. Barefoot seconded. Two aye votes and motion carried.

**7. Development Authority Member Replacement – Terrance Dale**

*Postponed: 4/8/08*

Ch. Hart stated applications had been received from citizens Scott Ledford, Steve Shi and Stan Stewart for the position. Comm. Cain made a motion to appoint Scott Ledford to the position for a 3 year term to expire February 28, 2011. Comm. Barefoot seconded. Two aye votes and motion carried.

**8. Contracts:**

***a. Animal Foster Home Agreement – 1/1/2008 – 12/31/2008***

*Commerce Veterinarian Hospital*

Ch. Hart stated this was an agreement that was renewable yearly. Comm. Barefoot made a motion to approve the agreement and to authorize the Chairman to sign the agreement. Comm. Cain seconded. Two aye votes and motion carried. **(Copy of contract change order filed in Attachment to Minutes Book #8-2)**

**9. CR176 English Rd Abandonment**

*Postponed 4/8/08*

Ch. Hart stated the public hearing to consider abandonment of the road was held at the April 8<sup>th</sup> meeting and the item was postponed. Comm. Cain stated the road was one of the better dirt roads in the county. Comm. Barefoot stated the road was used by the public. Comm. Barefoot made a motion to deny the abandonment request. Comm. Cain seconded. Two aye votes and motion carried.

**10. Recreation Center Front Lawn Modification**

*Postponed: 3/11/08*

Comm. Barefoot made a motion to postpone this item until the May 13, 2008 meeting in order to allow time to receive another quote for the work. Comm. Cain seconded. Two aye votes and motion carried.

## **11. Courthouse/Courthouse Annex Construction**

*Angela Sheppard*

### ***a. Fire Marshal Recommendation for Courthouse***

Anthony Turpin with Pieper, O'Brien, Herr Architects stated the Fire Marshal had originally stated a sprinkler system would be needed for the courthouse but has since decided to allow a variance after an informational visit by the architects. He stated a fire alarm connected to smoke detectors would be required instead.

### ***b. Courthouse Entry***

Ms. Sheppard stated the Sheriff had recommended a half wall to be constructed in the entrance to provide better ingress/egress in the courthouse. The cost of the construction would be approximately \$3,761. Mr. Turpin stated Pieper O'Brien Herr Architects would donate their time for this addition. Ms. Sheppard stated this would be in the form of a change order to be approved later.

### ***c. Proposed Courthouse Addition***

Ms. Sheppard presented a rough sketch of a proposed addition to the courthouse to allow jury gathering/waiting space upstairs as recommended by the Superior Ct Judge and a larger hearing room downstairs for Probate Ct and Magistrate Ct at an approximate cost of \$577,000. The cost did not include grading for additional parking. Comm. Barefoot stated concerns with the project being over budget currently and made a motion to not construct the addition at this time. Comm. Cain seconded. Two aye votes and motion carried.

## **12. GEFA Loan #2005-L53WJ**

*Angela Sheppard*

Ms. Sheppard stated the project was complete. She stated a total of \$2,274,646.37 was spent and \$579,953.63 was unspent. She asked the board if they wanted the money to go back to GEFA or do they want to change the scope of the project and spend the money on another project. The Commissioners agreed not to spend the money on another project at this time and to go ahead and close out the loan.

## **13. Sonny's BBQ – Alcohol License Transfer – Beer Only Consumption**

Ch. Hart stated this was a transfer, the applicable fees had been paid and the Code Enforcement Officer had reviewed and signed off on the transfer. Comm. Cain made a motion to approve the license. Comm. Barefoot seconded. Two aye votes and motion carried.

## **14. Property Sale Funds from Development Authority to Banks County Commissioners - \$140,920.59**

Ch. Hart stated the DVA had written a check to the Commissioners for the sale of property located in the Industrial Park. Ms. Sheppard recommended placing the funds in the Capital Fund for future sewer development. Comm. Cain made a motion to deposit the money in the Capital Fund for future use toward land acquisition. Comm. Barefoot seconded. Two aye votes and motion carried.

## **15. Senior Magistrate Judge Training Expenses - \$300**

*Postponed: 4/8/02*

Ch. Hart stated this was for an additional \$300 plus the approved \$300 for the annual training held at Jekyll Island. Comm. Barefoot made a motion to approve the additional funding. Comm. Cain seconded. Two aye votes and motion carried.

## **16. Purchasing Policy Amendment – State Contracts**

Ch. Hart stated this would allow the county under Tier 4 purchases to purchase from state contract vendors and would allow a waiver of sealed bids when purchased through the state approved vendor. The amended policy would be as follows:

### **Tier 4: Competitive Bid Threshold in Excess of \$10,000**

- Requires a Purchase Order
- All budgeted purchases with an estimated cost in excess of \$10,000 require solicitation of formal (advertised) competitive sealed bids unless the item is purchased

through a State of Georgia Contract which was bid by the Department of Administrative Services.

- Requires Board of Commissioners approval

County Clerk Jenni Gailey recommended requiring a letter from vendors stating they are on the approved state contract as a vendor before purchasing. Comm. Cain made a motion to approve the amendment. Comm. Barefoot seconded. Two aye votes and motion carried.

**17. Adjournment**

With no further business, Comm. Barefoot made a motion to adjourn the meeting. Comm. Cain seconded. Two aye votes and meeting adjourned at 4:45 p.m.

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Chairman

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Clerk

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