

The Banks County Board of Commissioners held their regular meeting on July 8, 2008 at 6:30 p.m. in the courtroom of the Banks County Courthouse. Present were Chairman Gene Hart, Commissioner Rickey Cain and Commissioner Joe Barefoot.

1. Call to Order

Ch. Hart called the meeting to order.

2. Approval of Agenda

Ch. Hart said Damascus Road Patching Bids and the Georgia Power Lighting Service Contract needed to be added to the agenda as number 9 and 10. Comm. Cain made a motion to amend the agenda. Comm. Barefoot seconded. Two aye votes and the agenda was amended and approved.

3. Moment of Silence

Ch. Hart led the moment of silence.

4. Pledge of Allegiance

Zoning Officer Keith Covington led the Pledge of Allegiance.

5. Consent Agenda

- a. Approval of Invoices
- b. Approval of Previous Month's Meeting Minutes

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

6. Public Comment

Ch. Hart stated there was no public comment.

7. Public Hearing to Consider Planning Commission Recommendations

Ch. Hart stated there were no planning commission recommendations.

8. Courthouse Phone System Purchase

Ms. Sheppard stated that we needed to go ahead and purchase the courthouse phone system from our voice and data vendor because the system could be used when they move to the old elementary school and then bring it back to the courthouse to use permanently. She stated the purchase would be in two parts. The phone system would be \$34,085.85 and the cabling would be \$16,275.00 for a total cost of \$50,365.00. Comm. Barefoot made a motion to accept the courthouse phone system purchase. Comm. Cain seconded the motion. Two aye votes and motion passed.

9. Damascus Road Patching Bids

Ch. Hart stated that the County has put out sealed bids for approximately 2.1 miles of single surface treatment patching and received two bids. One from Carnes Construction Company for \$48,539.42 and the other from Stratton and Sons Construction in the amount of \$46,775.00. Ch. Hart stated that this was the first time that Stratton and Sons had submitted a bid and their references said they have stood up to their work. Ch. Hart recommended Stratton and Sons Construction. Comm. Barefoot made a motion to accept Stratton and Sons Construction in the amount of \$46,775.00 for the patching of Damascus Road. Comm. Cain seconded the motion. Two aye votes and the motion passed.

10. Georgia Power Lighting Service

Ch. Hart said this is for outdoor lighting at the courthouse annex building and the contract is for \$44,000. Comm. Cain made a motion to give Ch. Hart permission to sign the Georgia Power Outdoor Lighting Contract. Comm. Barefoot seconded. Two aye votes and motion passed.

11. Executive Session

Comm. Barefoot made a motion to go into executive session at 6:39 p.m. concerning litigation. Comm. Cain seconded the motion. Two aye votes and motion passed.

Comm. Barefoot made a motion to close the executive session at 6:50 p.m. Comm. Cain seconded the motion. Two aye votes and motion passed. *(Copy of Executive Session Affidavit filed in Attachment to Minutes Book #9)*

Attorney Frost stated that the County was in litigation with Waste Management over Poole Road. He stated that the County has given Waste Management an option to talk to the road superintendant. Attorney Frost stated that if this didn't work then the County would file a declaratory judgment and let the court decide on Poole Road.

Attorney Frost also stated that the five member commission board had been approved by the Department of Justice and will be on the November 2008 ballot.

12. Adjournment

Comm. Cain made a motion to adjourn the meeting. Comm. Barefoot seconded. Two aye votes and the meeting was adjourned at 6:54 p.m.

Chairman

Assistant County Clerk
