

The Banks County Board of Commissioners held their regular meeting on June 9, 2009 at 6:30 p.m. in the Board Room of the Banks County Annex. Present were Chairman Milton Dalton, Vice Chairman Joe Barefoot and Commissioner Rickey Cain.

1. Call to Order

Ch. Dalton called the meeting to order.

2. Approval of Agenda

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

3. Prayer

Ch. Dalton led a moment of silence.

4. Pledge to the American Flag

Vice Ch. Barefoot led the Pledge to the American Flag.

5. Consent Agenda

a. Approval of Invoices

Comm. Cain made a motion to approve invoices. Vice Ch. Barefoot seconded motion. Two aye votes and motion passed.

b. Approval of Minutes

Vice Ch. Barefoot made a motion to approve the minutes as furnished. Comm. Cain seconded motion. Two aye votes and motion passed.

6. Public Comment - none

7. Public Hearing to Consider Planning Commission Recommendation

a. CU-09-04 – Site Investment Partners – Application for a conditional use permit for a tattoo shop at 218 Stephen B. Tanger Blvd.

Ch. Dalton closed the meeting, opened the public hearing and asked Atty. Frost to conduct the public hearing. Atty. Frost asked Code Enforcement Officer Keith Covington to present the application. Officer Covington stated the property owner was Site Investment Properties and that the tattoo shop had already been in existence for 6 years and they were just moving locations. Holly McWhorter and Evan McWhorter spoke in favor of the application. No one spoke in opposition to the application. Ch. Dalton closed the public hearing and then reopened the meeting. Comm. Cain made a motion to approve the conditional use for a tattoo shop. Vice Ch. Barefoot seconded the motion. Two aye votes and motion passed.

8. Public Hearing: Abandonment of county road off Hwy 326.

Ch. Dalton closed the meeting, opened the public hearing and asked Atty. Frost to conduct the public hearing. Atty. Frost opened the public hearing and asked if there was anyone wishing to speak in favor of closing the road. There was no one to speak in favor of closing the road. Atty. Frost asked if there was anyone to speak in opposition of closing the road. Dr. Kinsey Phillips spoke in opposition of the closing. He stated that when he bought 10 acres in 1986 there was an old road there and at the time Ch. Milton Patterson told him if he would sign a sixty foot right of way over to the County, the County would work the road. Dr. Phillips stated that the County got the road into good shape and then he had been keeping the road up himself. He stated he was not asking the County to work the road but to leave it as a County road because that would keep things less complicated. Vice Ch. Barefoot made a motion to not abandon the road. Comm. Cain seconded the motion. Two aye votes and motion passed. *(Copy of map filed in Attachment to Minutes Book #9)*

9. Sushi Jen – Alcohol License

Officer Covington stated this is a sushi restaurant that wants to serve beer and wine. Officer Covington stated that the background checks had been done and everything was complete. Comm. Cain made a

motion to approve the alcohol license for beer and wine. Vice Ch. Barefoot seconded the motion. Two aye votes and motion passed.

10. Pizza Hut

Officer Covington stated that Pizza Hut had changed ownership and they had to reapply. Comm. Cain made a motion to approve the alcohol license for beer only. Vice Ch. Barefoot seconded the motion. Two aye votes and the motion passed.

11. Ninth District Opportunity

Christy Hill with Ninth District Opportunity stated they were applying for a grant through DCA that would allow the agency to pay rent and utility payments for individuals and families at risk of being evicted and or in need of permanent housing. The money would be used for rental and utility deposits. She stated the grant was for \$66,637. She stated this grant would need to be approved by the local governing authority. Vice Ch. Barefoot clarified that there would be no additional funds needed from the County. Comm. Cain made a motion to give Ch. Dalton permission to sign the grant application. Vice Ch. Barefoot seconded the motion. Two aye votes and motion passed.

12. Family Connections – School Supplies for Success

Robin Trotter Family Connections coordinator stated that for five years Family Connections has sponsored school supplies for success in the park in Homer. She is requesting that she be able to use the upstairs of the Historic Courthouse and the bathroom facilities. She will need the area for the Child Identity Program. The School Supplies for Success will be held on July 23rd at 5p.m. – 7p.m. and she will need the facilities from 4 p.m. – 8 p.m. for setup and cleanup. Vice Ch. Barefoot made a motion to give Ms. Trotter permission to use the upstairs and restrooms of the Historic Courthouse. Comm. Cain seconded the motion. Two aye votes and the motion passed.

13. Resolution - FY2010 Budget – Continuing Operation Authorization

Vice Ch. Barefoot stated that this resolution was for the continuing operation of the FY2009 budget until the FY2010 budget was finalized. Vice Ch. Barefoot made a motion to pass the resolution and the budget would be completed by September 30, 2009. Comm. Cain seconded the motion. Two aye votes and motion passed. *(Copy of resolution filed in Attachment to Minutes Book #9) 2009-2011*

14. Boards

a. Department of Family & Children’s Service Board – 5 year term – Novella Simmons

Ch. Dalton stated that Novella Simmons term was up. Ch. Dalton stated that Lou Ann Gardiner applied to serve on the board. Comm. Cain made a motion to appoint Lou Ann Gardiner to the Department of Family & Children’s Service Board for a five year term starting July 1, 2009.

b. Library Board – 3 year term – Harold Smith

Ch. Dalton stated that Harold Smith was currently on the library board and had served as many terms as he could and that Carole Frankum-Rylee had applied for the position. Vice Ch. Barefoot stated that she was a retired media specialist and would be a great person to serve on the board. Vice Ch. Barefoot made a motion to appoint Carole Frankum-Rylee to the library board for a three year term starting July 1, 2009. Comm. Cain seconded the motion. Two aye votes and motion passed.

15. Adjournment

Comm. Cain made a motion to adjourn the meeting. Vice Ch. Barefoot seconded the motion. Two aye votes and motion passed. The meeting adjourned at 6:51 p.m.

Chairman

Assistant County Clerk
