

The Banks County Board of Commissioners held their regular meeting on September 8, 2009 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton and Vice Chairman Joe Barefoot. Commissioner Rickey Cain was absent due to an illness.

1. Call to Order

Ch. Dalton called the meeting to order.

2. Approval of Agenda

Ch. Dalton stated the agenda needed to be amended as follows:

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| 13. Get Real Ministries (Grace Point) | <i>Kelly McDuffie</i> |
| 14. Citizen Corp Grant | <i>Deidra Moore</i> |
| 15. Adjournment | |

Vice Ch. Barefoot made a motion to amend the agenda. Ch. Dalton seconded. Two aye votes and motion passed.

3. Prayer

Ch. Dalton led a moment of silence.

4. Pledge to the American Flag.

Ch. Dalton asked Vice Ch. Barefoot to lead the Pledge.

5. Approval of Invoices

Vice Ch. Barefoot made a motion to approve the invoices. Ch. Dalton seconded. All aye votes and motion passed.

6. Approval of Previous Minutes – 8/4, 8/11, 8/14

Vice Ch. Barefoot made a motion to approve the minutes. Ch. Dalton seconded. Two aye votes and motion passed.

7. Public Hearing to Consider Abandonment of Old Hwy 105 off Hwy 441N

Ch. Dalton closed the meeting and opened the public hearing. Mr. Clifton Ward spoke in favor of closing an old portion of Old HWY 105 because he owned the property on both sides of the old road and it was of no public use to anyone. Vice Ch. Barefoot made a motion to abandon the old portion of Hwy 105 off Hwy 441N since it is no longer needed for public road purposes. Ch. Dalton seconded. Two aye votes and motion passed.

8. Public Hearings to Consider Planning Commission Recommendations

a. V-09-03 - Donna Beasley – Application for variance for property line setbacks for a home at 192 Beasley Road.

Ch. Dalton closed meeting and opened public hearing. County Attorney Randall Frost stated the rules of the public hearing were that the planning commission would report on the application and then there would be five minutes for pros and cons. Code Enforcement Officer Keith Covington stated that the existing zoning on the property was ARR and proposed zoning was ARR. The property is located on map and parcel B84-011 & 011A at 192 Beasley Road. Mr. Covington stated that there were two homes on this property. The homes were too close to the property line and they were asking for a variance. The Planning Commission recommended approval. Donna Beasley spoke in favor of the application stating the homes had been reconfigured on a new survey and that she was asking for a variance on the setback from the property line. Ch. Dalton closed the public hearing and opened the meeting. Vice Ch. Barefoot made a motion to follow the recommendation from the Planning Commission and approve the application. There was no discussion. Two aye votes and motion passed.

b. V-09-04 – George & Amelia Mischer – Application for a variance for setbacks from a public right-of-way at 1141 Yonah Homer Road.

Ch. Dalton closed the meeting and opened the public hearing. Atty. Frost conducted the public hearing turning it over to Code Enforcement Officer Keith Covington. Mr. Covington stated that

the existing zoning was ARR and the proposed zoning was ARR. The property was located at 1141 Yonah Homer Road, map and parcel B39 – 17A. The application was for a variance from the setbacks of a public right of way. Officer Covington stated that the right-of-way was very wide and they were building an addition that needed a variance of a few feet. Officer Covington stated that the Planning Commission recommended approval. George Mischer spoke in favor of the application stating that he couldn't meet the setbacks with the wide right of way. He stated that the garage would be 67 feet from the roadway. Vice Ch. Barefoot made a motion to follow the recommendation from the Planning Commission and approve the application. There was no discussion. Two aye votes and motion passed.

c. Z-09-01 – James R. Dudley – Application re rezoning property at the intersection of Hwy 441N and Harmony Church Road from ARR, Agricultural, Rural-residential to C-2. General Commercial.

Vice Ch. Barefoot made a motion to table the application because no one was there to represent the application. Ch. Dalton seconded. Two aye votes and motion passed.

9. Emergency Management Program Grant – EMA Request

Deidra Moore

Deidra Moore, Banks County 911/EMA Director stated she was applying for the Emergency Management Program Grant that she applies for every year. This year she is asking for the grant to be placed into a special fund to be used for EMA supplies. She stated usually the \$5,000 grant is used for her salary. Vice Ch. Barefoot made a motion to approve the grant and to give Ch. Dalton permission to sign the grant application. Ch. Dalton seconded. Two aye votes and motion passed.

10. GEFA Loan 2007-L34WS Resolution

Randy Failyer

Randy Failyer, Finance Officer stated this resolution was to increase the existing GEFA loan in the amount of \$85,800 at an interest rate of 2.16%. Vice Ch. Barefoot made a motion to approve the resolution and give Ch. Dalton permission to sign the loan modification and resolution. Ch. Dalton seconded. Two aye votes and motion passed. . *(Copy of resolution filed in Attachment to Minutes Book #9-2) 2009-17*

11. Contracts

a. FY2010 Legacy Link Nutrition Contract

Randy Failyer

Mr. Failyer stated Legacy Link's contract was a yearly renewal contract. They are the liaison that recovers federal and state money for the Banks County Senior Citizens Center. He stated the number of people being served has increased. Ch. Dalton made a motion to approve the contract. Vice Ch. Barefoot seconded. Two aye votes and motion passed. The contract is in the amount of \$124,000 and will be from July 1, 2009 through June 30, 2010.

b. Hazard Mitigation Grant Application Preparation Contract – Georgia Mountains Regional Commission

Deidra Moore

Ms. Moore stated this was a two year process to complete the plan. GMRC would be helping with updating the plan. Banks County would have a 25% in kind match which would be with people's salaries. Vice Ch. Barefoot stated that there would be no cash cost. Vice Ch. Barefoot made a motion to approve the contract. Ch. Dalton seconded. Two aye votes and motion passed.

12. Banks County Money Purchase Plan 401 (a) Platform Change Resolution *Judy Greer*

Judy Greer, Personnel Officer stated that currently the County has two retirement plans. 457 Deferred Compensation (employee part) and the 401(a) County Contribution & match) and it is confusing having two separate plans. She recommended having one plan with GEBCORP that would be a combined plan and it would not cost anything to convert over. Vice Ch. Barefoot made a motion to approve the 401 (a) Platform Change Resolution. Ch. Dalton seconded. Two aye votes and motion passed. . *(Copy of resolution filed in Attachment to Minutes Book #9-2) 2009-18*

13. Get Real Ministries – Gracepoint

Kelly McDuffie

Ms. McDuffie stated that she was presenting an opportunity to the County and a real need in our area. Get Real Ministries and Fishers of Men have teamed up to bring the County Gracepoint. She stated she just wanted to make a presentation and inform people but was not asking for any money. Gracepoint is in the northern part of Banks County and is a community service. It has waterfalls, ball fields and a cabin that citizens can use. Ms. McDuffie stated in their future plans they have a desire to build transitional housing for six families that have no where to go and put the families in a work program where they can get back on their feet.

14. Citizen Corps Grant

Ms. Moore stated this grant was 100% free money and no matching funds would be required. She said the grant application was complete and they were asking for \$9,581.90. Ch. Barefoot made a motion to give Ch. Dalton permission to sign the grant application. Ch. Dalton seconded. Two aye votes and motion passed.

15. Adjournment

Vice Ch. Barefoot made a motion to adjourn the meeting. Ch. Dalton seconded. Two aye votes and meeting adjourned at 7:15 p.m.

Chairman

Assistant County Clerk
