

The Banks County Board of Commissioners held their regular meeting on July 13, 2010 at 6:30 p.m. in the board room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton, Vice Chairman Joe Barefoot, Commissioner Rickey Cain, Commissioner Ernest Rogers and Commissioner Charles Turk.

**1. Call to Order**

Ch. Dalton called the meeting to order.

**2. Approval of Agenda**

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

**3. Prayer**

Ch. Dalton led a moment of silent prayer.

**4. Pledge to the American Flag**

Ch. Dalton led the Pledge to the American Flag

**5. Approval of Invoices**

Comm. Rogers made a motion to approve the invoices. Comm. Cain seconded. Five aye votes and motion passed.

**6. Approval of Previous Minutes 6/8, 6/8, 6/22, 6/30**

Vice Ch. Joe Barefoot made a motion to approve the minutes. Comm. Cain seconded. Five aye votes and the minutes were approved as furnished.

**7. Public Hearing to Consider Planning Commission Recommendation:**

**a. V-10-05 – David McNeal – Application for a variance on setbacks from property lines at 263 Hwy 323.**

Ch. Dalton closed the commissioner's meeting. County Attorney Randall Frost opened the public hearing. Zoning Officer Keith Covington stated the application was V-10-05 for a variance on lot size. He stated the property was located at 260 HWY 323 and the owner was David McNeal. He said the lot was .46 acres on tax map and parcel B17-092 and the Planning Commission recommended approval. Mr. McNeal said he lived at 670 Milton English Road, Demorest. He wanted to replace the older mobile home in a distressed state with a newer one. Comm. Cain made a motion to approve the variance with the condition that the replacement structure can be no larger than the existing structure. Comm. Rogers seconded. Five aye votes and the motion passed.

**b. V-10-06 – David McNeal – Application for a variance on setbacks from property lines at 365 Hwy 323.**

Zoning Officer Keith Covington stated the application was V-10-06 for a variance on lot size. He stated the property was located at 265 HWY 323 and the owner was David McNeal. He said the lot was .46 acres on tax map and parcel B17-091 and the Planning Commission recommended approval. Mr. McNeal said he lived at 670 Milton English Road, Demorest. He wanted to replace the order mobile home in a distressed state with a newer one. Comm. Cain made a motion to approve the variance with the condition that the replacement structure can be no larger than the existing structure. Vice Ch. Barefoot seconded. Five aye votes and the motion passed.

**c. Ordinance to amend the flood damage prevention section of the Banks County zoning regulations.**

County Attorney Randall Frost stated this was an update to the existing flood damage prevention ordinance. Comm. Cain made a motion to approve the ordinance. Comm. Turk seconded. Five aye votes and the motion passed. *(Copy of ordinance filed in Attachment to Minutes Book #9-2)*

## **8. Recreation Facility Usage Requests:**

### **a. Major Hunter**

Mr. Hunter stated that he wanted to sponsor a benefit softball tournament on August 7<sup>th</sup>, 2010 for Bobby Coley who has cancer. Mr. Hunter said the proceeds would go toward his medical bills. He stated he checked with the recreation department and the fields were available. Comm. Cain stated that he would need to fill out the facilities use form and follow the procedures. Comm. Cain made a motion to allow Major Hunter to use the recreation department. Comm. Turk seconded. Five aye votes and the motion passed.

### **b. Keith Rucker**

Mr. Rucker stated that he was from Neals Grove Baptist Church and they were starting a community center. The proceeds from the softball tournament would go to buy equipment for the center. The tournament would be held on August 13<sup>th</sup>, 2010 and he had already checked with the recreation dept. Comm. Cain made a motion to allow Mr. Rucker to use the recreation department. Comm. Turk seconded. Five aye votes and the motion passed.

## **9. Map Fees – Rebecca Murray**

Ms. Murray said the pricing fees would recoup cost. She had done research on the fees and compared them with other counties and feels like the price is fair. The new license agreement also needs to be approved. The license agreement would be only used for the digital information. Ch. Dalton made a motion to adopt the schedule with the exception that it come back before the commissioners after it is revised. Vice Ch. Barefoot seconded. Five aye votes and the motion passed.

Comm. Rogers asked if the redraw could be taken out of the capital fund. Financial Officer Randy Failyer stated the capital fund could cover the expenses of the redraw. Mr. Failyer stated the amount of the redraw was not included in the FY2011 budget. Comm. Turk asked how long it would take to finish the redraw. Ms. Murray said it would take six months. Ms. Murray stated if she did the redraw she would not be able to complete other projects. Vice Ch. Barefoot made a motion to pay for the redraw out of the capital fund in the amount of \$36,000. Comm. Cain seconded. The vote was as follows:

Ch. Dalton:	Aye
Vice Ch. Barefoot:	Aye
Comm. Cain:	Aye
Comm. Rogers:	Aye
Comm. Turk:	Nay

## **10. Contracts & Agreements**

### **a. FY2011 Section 5311 Public Transportation Contract**

Mr. Failyer stated this was a renewal contract for public transportation and he needs permission for the chairman to sign. This is a reimbursement grant. Comm. Cain made a motion to give the chairman permission to sign the contract. Vice Ch. Barefoot seconded. Five aye votes and the motion passed. *(Copy of contract filed in Attachment Book #9-2)*

### **b. Senior Center Nutrition Program Contract – Legacy Link**

Mr. Failyer stated this is a renewal contract that we have with Legacy Link each year. This program is for meals on wheels and congregate meals and he needs permission for the chairman to sign. Vice Ch. Barefoot made a motion to approve the contract and give the chairman permission to sign. Comm. Rogers seconded. Five aye votes and the motion passed. *(Copy of contract filed in Attachment Book #9-2)*

### **c. Phillips State Prison Contract**

Mr. Failyer stated this contract was for our prison detail and the amount was the same as last year. Comm. Rogers made a motion to approve the contract. Comm. Turk seconded. Five aye votes and the motion passed. *(Copy of contract filed in Attachment Book #9-2)*

### **d. FY2011 VFIS Liability Insurance Renewal**

County Clerk Regina Gailey stated this was liability insurance for the fire department and has increased from \$55,000 to \$61,000. Comm. Cain made a motion to approve the insurance renewal and give the chairman permission to sign. Comm. Rogers seconded. Five aye votes and the motion passed.

## **11. Personnel**

### **a. Group Insurance Renewal**

Personnel Officer Judy Greer stated she had received notice that health insurance was increasing by 19%. The insurance is currently Blue Cross/Blue Shield through ACCG and because we are in a bigger group this keeps the cost down. Vice Ch. Barefoot made a motion to approve the insurance increase. Comm. Cain seconded. Five aye votes and the motion passed.

### **b. Hiring Freeze: Public Transportation Driver**

Ms. Greer stated the county needed to fill the public transit driver vacancy. Vice Ch. Barefoot made a motion to lift the hiring freeze for the public transportation driver. Comm. Cain seconded. Five aye votes and the motion passed.

## **12. FY2011 Budget**

Mr. Failyer asked the commissioners if they agreed with the budget and he was asking for permission to advertise and hold public hearings. Vice Ch. Barefoot made a motion to start the process of approving the FY2011 budget. Comm. Cain seconded. Five aye votes and the motion passed.

## **13. Planning Commission – 4 year term**

Ch. Dalton said this would finish the term of Louis Cleveland who was to finish Keith Segars' term to expire October 2012. Comm. Cain made a motion to appoint Brad McCook to fill the position of Louis Cleveland. Comm. Turk seconded. Five aye votes and the motion passed. Mr. McCook's term will expire October 31, 2012.

## **14. NRCS Lake Ownership Transfer Deed - #11, #28, #30**

Comm. Cain made a motion to accept NRCS lakes #17 & #28. Vice Ch. Barefoot seconded. Five aye votes and the motion passed.

## **15. Water Rates**

Public Utilities Director Steve Reece proposed increasing the water rates by .50 cents per thousand starting January 1, 2011 for the next three years.. Comm. Rogers stated that he had had some complaints that some farmers were already having a hard time paying their water bill. Comm. Rogers made a motion to increase the water rates by .25 per thousand gallons for one year. Comm. Turk seconded. Five aye votes and the motion passed.

## **16. Road Improvement Priority List**

Assistant County Clerk Erin Decker stated the County need to submit a road priority list to GDOT for the new LMIG Program. The list is as follows:

1	147	Otis Brown Road
2	199	Ferguson Road
3	90	Neal Road
4	133	Barrett Road
5	27/30	Parson Circle
6	25	Gardiner Road
7	131	Moccasin Gap Road
8	233	Cedar Ridge Road
9	62	Sims Bridge Road
10	34	John Morris Road
11	22	Carson Segars Road
12	91	Carlan Road

She stated that Road Superintendant Wayne Andrews had compiled the list. Comm. Cain made a motion to approve the list. Vice Ch. Barefoot seconded. Five aye votes and the motion passed.

**17. Adjournment**

Vice Ch. Barefoot made a motion to adjourn the meeting. Comm. Cain seconded. Five aye votes and the meeting was adjourned at 7:40 p.m.

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Chairman

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Assistant County Clerk

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