

The Banks County Board of Commissioners held their regular meeting on May 12, 2020 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex.

Members Present

Chairman Jimmy Hooper
Vice Chairman Charles Turk
Commissioner David Duckett
Commissioner Danny Maxwell
Commissioner Sammy Reece

Staff Present

County Clerk Jenni Gailey
Assistant County Clerk Erin Decker
Sheriff Carlton Speed
E911/EMA Director Deidra Moore
Fire Chief Steve Nichols
Human Resource Officer Arlene Ivey
Public Utilities Director Horace Gee
Code Enforcement/Zoning Officer Paul Ruark
Attorney Randall Frost

Media Present

Angela Gary, Banks County News

1. Call to Order

Ch. Hooper called the meeting to order.

2. Approval of Agenda

Ch. Hooper stated items 8b. Kim McEntire National Parks & Recreation Certification and 11. Sheriff/Jail: Inmate Medical Services Contract needed to be deleted from the agenda.
Motion to approve the agenda as amended: Jimmy Hooper
Second: Sammy Reece
Vote: 5:0
All aye votes and the motion passed.

3. Moment of Reflection

Ch. Hooper stated he thought the current situation with COVID-19 should be looked at as glass half full and be optimistic about the situation. Open things back up and have a conquer attitude instead of a defeatist attitude.

4. Pledge to the American Flag

Ch. Hooper led the Pledge to the American Flag.

5. Approval of Invoices

Motion to approve the invoices: Danny Maxwell
Second: Charles Turk
Vote: 5:0
All aye votes and the motion passed.

6. Approval of Previous Minutes – 4/14/20220

Motion to approve the minutes: David Duckett

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

7. Planning Commission Recommendations:

a. CU-20-02 – Michael Wohlrab – Conditional Use application for allow an automotive restoration shop out of an accessory structure at 1913 Moccasin Gap Rd, Lula, GA on Map/Parcel #B05 034E.

Chairman Hooper closed the meeting and Attorney Frost opened the public hearing. Attorney Frost stated this was an application for an automotive restoration shop at 1913 Moccasin Gap Road. Zoning Officer Paul Ruark stated the Planning Commission recommended approval.

Mike Wohlrab – 1913 Moccasin Gap Road, Lula – Stated he would only restore and resale 2 to 3 cars a year. This was a part-time/hobby for him.

Atty. Frost closed the public hearing. Ch. Hooper opened the meeting.

Motion to approve the application: Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

(Copy of Resolution filed in Attachment to Minute Book 10-2)

b. CU-20-03 – Jong Chul Lee – Conditional Use application to allow a convenience store and an internet PC café at 152 Dallas Drive, Commerce, GA on Map/Parcel #B55-010C.

Chairman Hooper closed the meeting and Attorney Frost opened the public hearing. Attorney Frost stated this was an application for a convenience store and internet PC cafe' located at 152 Dallas Drive, Commerce. Zoning Officer Paul Ruark stated the Planning Commission recommended approval.

Jong Chul Lee – 1295 Peachtree Street, Suwanee, GA

Simon Choy, Sarah Yu – 2096 Meadow Peak Road, Duluth, GA – Mr. Choy stated the convenience store would be the primary business and they would have about 5 computers for gaming. He stated the convenience store would primarily concentrate in Korean convenience foods and drinks not to include alcohol.

Ch. Hooper and Vice Ch. Turk stated they had concerns with the computers and what could possibly be played on them. Mr. Choy stated that he would have someone monitoring what was allowed on the computer and he didn't mind if the County came and monitored the computers occasionally. Comm. Maxwell stated he was concerned about the business fitting in with the other businesses in the area. Mr. Choy stated he could take out the computers and just have the convenience store.

Atty. Frost closed the public hearing. Ch. Hooper opened the meeting.

Motion to approve the application for the convenience store only which may include a Georgia Lottery gaming machine: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

(Copy of Resolution filed in Attachment to Minute Book 10-2)

8. Employee Recognition:

a. State Accreditation - Sheriff

Sheriff Carlton Speed stated that his staff had worked diligently to achieve state accreditation. Director Mike Ayers from the GA Peace Officers Standards and Training presented the State Accreditation plaque to the Sheriff's Office.

Sheriff Speed presented Casey Brouwer with a plaque for his hard work and dedication in making sure the State Accreditation was achieved.

Ch. Hooper stated it was Peace Officers' Memorial Day and thanked the Sheriff and his staff for all the hard work they did.

b. Kim McEntire National Parks & Recreation Certification – Deleted

c. Angela Gailey – State Recognition

E911/EMA Director stated that Angela Gailey had been awarded the State of Georgia award of excellence for her knowledge and work. Ms. Moore stated she was a very vital and critical to the safety operations in Banks County.

9. EMA: Debris Monitoring Stand-by Contract

Director Moore stated the contract she was presenting was a stand-by contract for debris monitoring and would only be activated if a need arose. She stated the contract in no way obligated the County and she also had the county attorney review the contract.

Motion to approve the contract and authorize the Chairman to sign: Charles Turk

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

10. Fire/EMS: NHRA Vendor Agreement

Fire Chief Steve Nichols stated he had met with NHRA about having additional equipment and personnel at the events. The price per hour would be \$85 during the events. He stated he needed authorization and approval for the Chairman to sign.

Motion to approve the agreement and authorize the Chairman to sign: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

(Copy of Agreement filed in Attachment to Minute Book 10-2)

11. Sheriff/Jail: Inmate Medical Services Contract - Deleted

12. Public Utilities: Hudson River Drive Water Line

Public Utilities Director Horace Gee stated he had received a letter from the property owners on Hudson River Drive stating they had a problem with water pressure and would like the County to fix the problem. Mr. Gee stated the problem could be resolved by the installation a 6" line to the end of the cul-de-sac. He stated the cost of installation by Griffin Brothers Contractors would be \$38,820 and the County would furnish the supplies that would cost \$9,000 for a total of \$47,820.00. Vice Ch. Turk stated that he wanted a fire hydrant at the cul-de-sac instead of just a blowoff.

Motion to approve the request: Danny Maxwell

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

13. Roads:

a. Resurfacing 5.95 Miles on Sample Scales Rd, Bellamy Rd, Garland White Rd and Mountain View Rd – Contract Award & Approval: Stratton & Sons, Inc. - \$946,406.

Comm. Duckett stated the project was bid and the low bidder was Stratton and Sons, Inc. in the amount of \$946,406.00. He also stated the contract needed approval and authorization for the Chairman to sign.

Motion to approve the low bidder Stratton and Sons, Inc. in the amount of \$946,406.00 and the contract and authorize the Chairman to sign: David Duckett

Second: Danny Maxwell

Vote: Danny Maxwell

All aye votes and the motion passed.

(Copy of Contract filed in Attachment to Minute Book 10-2)

b. Public Hearing: Abandonment of Old Martin Bridge Rd

Ch. Hooper closed the meeting and Atty. Frost opened the public hearing. Atty. Frost stated before a County can abandon a road, they have to have a public hearing. He stated the purpose of the hearing is to consider the abandonment of an old public road referred to as "Old Martin Bridge Road" lying and being in GMD 208 of Banks County running from a point on the northern right-of-way of Georgia Highway 59 to the southerly right of way of Interstate 85. The road was located on Georgia Highway 59 approximately 2,255 feet in an easterly direction from the intersection of the northerly right of way of Georgia Highway 59 and the southeasterly right of way of Georgia Highway 63. Atty. Frost stated that MarJac, who are current owners of the property had contacted him about attending the meeting and he told them it was not necessary. Atty. Frost closed the public hearing and Ch. Hooper opened the meeting.

Motion to abandon Old Martin Bridge Road because it had been ceased to be used by the public to the extent that no substantial public purpose was served by it: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

All aye votes and the motion passed.

(Copy of Map filed in Attachment to Minute Book 10-2)

c. Public Hearing: Abandonment of Segars Road

Ch. Hooper closed the meeting and Atty. Frost opened the public hearing. Atty. Frost stated before a County can abandon a road, they have to have a public hearing. The purpose of the hearing was to consider the abandonment of an old public road referred to as "Segars Road" lying and being in GMD 208 of Banks County, running from a point on the northern right-of-way of Georgia Highway 59 to the southerly right of way of Interstate 85. The road is located on

Georgia Highway 59 approximately 2,790 feet in an easterly direction from the intersection of the northerly right of way of Georgia Highway 59 and the southerly right of way of Georgia Highway 63. Atty. Frost stated that MarJac who are current owners of the property had contacted him about attending the meeting and he told them it was not necessary. Segars road only crosses the property that MarJac had acquired. Atty. Frost closed the public hearing and Ch. Hooper opened the meeting.

Motion to abandon Old Martin Bridge Road because it has been ceased to be used by the public to the extent that no substantial public purpose was served by it: Danny Maxwell

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

(Copy of Map filed in Attachment to Minute Book 10-2)

14. Personnel:

a. Maintenance Superintendent Salary Adjustment

Human Resource Director Arlene Ivey stated that a start date needed to be corrected on the Maintenance Superintendent Salary Adjustment. The adjustment will start on July 1, 2020 and not January 1, 2021.

Motion to approve the correction: Sammy Reece

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

b. Employee Payplan Update

Ms. Ivey requested that the departments that have employees who were classified at pay grade 37 progress to pay grade 38 in order to keep the payplan updated.

Motion to approve the request: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

c. Employee Assistance Program Services Agreement

Ms. Ivey stated the Employee Assistance Program Service Agreement (EAP) was approved during the budget process and the attorney had reviewed the agreement. She was requesting approval of the agreement and authorization for the Chairman to sign.

Motion to approve the agreement and authorize the Chairman to sign: Sammy Reece

Second: Charles Turk

Vote: 5:0

All aye votes and the motion passed.

(Copy of Agreement filed in Attachment to Minute Book 10-2)

d. Paperless Documentation Contract – Harris/Milner

Ms. Ivey stated that the amount had been approved at the budget hearings. The amount of the contract was \$26,915.00 with annual maintenance and support of \$3,500 and a \$3,000 hosting fee. The attorney had reviewed the agreement. She was requesting approval of the agreement and authorization for the Chairman to sign.

Motion to approve the contract and authorize the Chairman to sign: Charles Turk

Second: Danny Maxwell
Vote: 5:0
All aye votes and the motion passed.
(Copy of Contract filed in Attachment to Minute Book 10-2)

15. Adjournment

Ch. Hooper adjourned the meeting at 7:23 p.m.

Chairman

Assistant County Clerk
