

The Banks County Board of Commissioners held their regular meeting on October 8, 2013 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 Attorney Randall Frost  
Finance Officer Randy Failyer  
County Clerk Regina Gailey  
Personnel Officer Arlene Ivey  
Public Utilities Director Steve Reece

Media Present:

Alex Pace, Banks County News  
Rob Moore, Access North Georgia

**1. Call to Order**

Ch. Hooper called the meeting to order.

**2. Approval of Agenda**

Motion to approve agenda: Charles Turk  
Second: Sammy Reece  
Vote: 5:0  
By unanimous vote motion carried.

**3. Prayer**

Ch. Hooper stated we are all unique and we all have free will. He said we make choices everyday - all day long whether good or bad. He encouraged everyone to think of the choices they make and consider whether they are selfish or do they help and encourage others. He then led a moment of silent reflection.

**4. Pledge to the American Flag**

Ch. Hooper led the Pledge of Allegiance to the American Flag.

**5. Approval of Invoices**

Motion to approve invoices as previously reviewed: Danny Maxwell  
Second: Charles Turk  
Vote: 5:0  
By unanimous vote motion carried.

**6. Approval of Previous Minutes – 9/10/2013**

Motion to the previous month's meeting minutes: Sammy Reece  
Second: David Duckett

Vote: 5:0

By unanimous vote motion carried.

**7. Planning Commission Recommendations:**

**a. CUP-13-03 – Faythe & Jerry Willis – A conditional use permit for an event center to be located at 1583 Hickory Flat Road.**

Ch. Hooper closed the commissioners meeting. County Attorney Randall Frost opened the public hearing. Code Enforcement Officer Keith Covington stated this was an application for a conditional use permit for an event center located on Hickory Flat Road. The Planning Commission recommended approval. He stated letters had been received from the Department of Transportation stating they had no problem with the location on Highway 51. Faythe & Jerry Willis spoke in favor of the application by giving an explanation of the building layout and the amenities to be offered at the center. Mr. Willis stated the name of the center would be Maggie's Corner and that the property was 3 tiers with parking on each tier. The entrance/exit would be on Hickory Flat Rd. He stated there was a second entrance on Highway 51 that he didn't expect would be used very often during events. Kelly Welborn, Pastor of Hickory Flat Methodist Church located in sight of the property stated that she nor anyone from the congregation had a problem with the location of the proposed event center. Mary Ruth McCoy also spoke in favor of the application. Attorney Frost closed the public hearing. Ch. Hooper opened the Commissioners meeting.

Motion to approve the application: Charles Turk

Second: Danny Maxwell

Vote: 5:0

By unanimous vote motion carried.

**8. Public Utilities:**

*Steve Reece*

**a. Bushville Road Water Service - John Whitten**

Mr. Whitten was not present but had previously requested that a water line be run and 4 taps and 3 meters be installed on Bushville Rd. Public Utilities Director Steve Reece stated he felt the line should be 6" and be installed at least 1/10 of a mile down to a gate located on Mr. Whitten's property. He also stated that the tap fees should be paid up front. He said the cost of the line would be approximately \$8,000. Motion to table the item until the November 12, 2013 meeting in order to talk with Mr. Whitten about Director Reece's recommendations: Danny Maxwell

Second: Sammy Reece

Vote: 5:0

By unanimous vote motion carried

**b. East Coker Rd Water Line Upgrade**

Director Reece stated the existing 2" waterline was not sufficient since additional residences had tapped onto the line and he recommended an upgrade from a 2" waterline to a 6" waterline on East Coker Road at a cost of approximately \$57,988.50 to be paid from the 2006 SPLOST fund.

Motion to approve the recommendation: Sammy Reece

Second: Danny Maxwell

Vote: 5:0

By unanimous vote motion carried.

**c. Wastewater Plant Check Valves Request**

**\$4,957.00**

Director Reece stated current valves had been in service for 18 years and that they did not work any longer which created a decrease in capacity of the pumps. He recommended replacement of the valves at a cost of approximately \$4,957.00 to be paid from the 2006 SPLOST fund.

Motion to approve the recommendation: Charles Turk

Second: Sammy Reece

Vote: 5:0

By unanimous vote motion carried.

**d. Water Plant Lime Feeder Overhaul Request**

**\$1,919.59**

Director Reece stated the feeders had been in place since the construction of the water plant. He recommended an overhaul of the feeders at a cost of approximately \$2,919.59 to be paid from the 2006 SPLOST fund. He stated the overhaul would be done in-house.

Motion to approve the recommendation: Sammy Reece

Second: David Duckett

Vote: 5:0

By unanimous vote motion carried.

**9. Planning Commission Member Appointment – Neil Pulliam**

Ch. Hooper stated Mr. Pulliam had stated he would serve another 4 year term if reappointed.

Motion to reappoint Neil Pulliam: Charles Turk

Second: David Duckett

Vote: 5:0

By unanimous vote motion carried.

**10. Contracts & Agreements:**

**a. Lenoir Community College Preceptor/Clinical Program Agreement – FY2014 Tabled: 9/10/2013**

Ch. Hooper stated additional information was still pending on this item.

**b. Gebcorp Employee Retirement Agreement**

**Arlene Ivey**

Ms. Ivey stated the main change in the amended agreement is the reinstatement of the 3% contribution the county makes to the 401A plan.

Motion to approve the resolutions for the 401A and the 457B plans and to allow the Chairman to sign the resolutions and agreements: Charles Turk

Second: Danny Maxwell

Vote: 5:0

By unanimous vote motion carried. *(Copies of the resolutions and agreements filed in Attachment to Minutes Book 9-5) Res. #2013-18, #2013-19*

**c. Legacy Link Nutrition Program Services Contract Addendum #1 – FY2014**

**Randy Failyer**

Mr. Failyer stated the contract was amended at least a couple of times each year as needed.

Motion to approve the addendum: Jimmy Hooper

Second: David Duckett

Vote: 5:0

By unanimous vote motion carried. *(Copy of the addendum filed in Attachment to Minutes Book 9-5)*

**d. Narcotic Search Canine Retirement - JoJo**

*This was a bill of sale to release custody of the dog to Neal Hinesly.* Motion to approve the transfer of the dog and to authorize the Chairman to sign the bill of sale: Danny Maxwell

Second: Sammy Reece

Vote: 5:0

By unanimous vote motion carried. *(Copy of the bill of sale filed in Attachment to Minutes Book 9-5)*

**11. Dangerous Dog Control Resolution**

*Attorney Randall Frost*

Attorney Frost stated this was to readopt the state law to account for the name change specified by the state law to "Dangerous Dog Control Law".

Motion to approve the resolution: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

By unanimous vote motion carried. *(Copy of resolution filed in Attachment to Minutes Book 9-5)#2013-17*

**12. Adjournment**

Motion to adjourn the meeting: David Duckett

Second: Danny Maxwell

Vote: 5:0

By unanimous vote motion carried.

The meeting was adjourned at 7:01 p.m.

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Chairman

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County Clerk

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