

The Banks County Board of Commissioners held the regular meeting on September 25, 2012 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton, Vice Chairman Charles Turk, Commissioners Sammy Reece, Danny Maxwell and Ernest Rogers. County Attorney Randall Frost was also present.

**1. Call to Order**

Chairman Dalton called the meeting to order.

**2. Approval of Agenda**

Vice Ch. Turk made a motion to approve the agenda as amended. Comm. Rogers seconded. All aye votes and motion carried.

**3. Prayer**

Ch. Dalton asked for a moment of silent prayer.

**4. Pledge to the American Flag**

Ch. Dalton led the pledge to the American Flag.

**5. Emergency Water Line – Old Indian Creek Cycle Shop – US 441S**

*Steve Reece*

Public Utilities Director Steve Reece requested authorization to hire Griffin Brothers, Inc. to install an emergency cut-in on Hwy 441S on an existing water line located at the former Indian Creek Cycle Shop. The owner is in the process of paving a new parking lot. He delayed the work for one week to allow the tie-in to be completed before the asphalt is laid, eliminating the need of cutting and patching the new pavement. The tie-in was already scheduled for a near future waterline project. Cost of the tie-in would be paid from the 2006 SPLOST fund and would be deducted from the future waterline installation project scope. Vice Ch. Turk made a motion to approve the installation and to authorize Griffin Brothers, Inc. to install the line. Comm. Maxwell seconded. All aye votes and motion carried.

**6. 2013 Prison Detail Contract - \$39,500**

*Randy Failyer*

Mr. Failyer stated this was a renewal of the existing contract and the amount had not changed. Comm. Rogers made a motion to approve the contract and to authorize the chairman to sign the contract. Vice Ch. Turk seconded. All aye votes and motion carried. *(Copy of contract filed in Attachment to Minutes Book #9-4)*

**7. Executive Session: Litigation & Personnel**

Comm. Maxwell made a motion to enter into executive session to discuss litigation and personnel at 6:36 p.m. Vice Ch. Turk seconded. All aye votes and motion carried.

Comm. Reece made a motion to come out of executive session at 7:06 p.m. Comm. Rogers seconded. All aye votes and motion carried. *(Copy of affidavit filed in Attachment to Minutes Book #9-4)*

**8. 2012 Local Option Sales Tax**

County Clerk Regina Gailey stated further negotiations had been held with the cities on September 20<sup>th</sup>. A tentative agreement had been made in the amount of 83.25% being the county portion. She stated the cities would be negotiating among themselves to arrive at the percentage breakdown for each city from the remaining 16.75%. She further stated when those percentages are approved by the cities and sent to the county, a LOST distribution certificate

would be signed by the chairman and mayors and sent to the revenue commissioner to begin distribution in January 2013. She stated at that point the baseball arbitration would be dismissed. Atty Frost agreed. She then asked for approval from the board of the 83.25% county portion. Vice Ch. Turk made a motion to approve the county portion of LOST at 83.25%. Comm. Reece seconded. All aye votes and motion carried.

**9. FY2013 Baldwin Fire Contract**

**\$22,238.70**

Ch. Dalton stated the contract had not changed from the previous year. The amount of the contract was \$22,238.70. Vice Ch. Turk made a motion to approve the contract in the amount of \$22,238.70 and to authorize the chairman to sign the contract. Comm. Reece seconded. All aye votes and motion carried. The term of the contract is July 1, 2012 – June 30, 2013. *(Copy of contract filed in Attachment to Minutes Book #9-4)*

**10. Adjournment**

With no more business, Comm. Reece made a motion to adjourn the meeting. Comm. Rogers seconded. All aye votes and motion carried. The meeting adjourned at 7:09 p.m.

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Chairman

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County Clerk

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