

The Banks County Board of Commissioners held the regular meeting on February 28, 2012 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton, Commissioners Danny Maxwell, Sammy Reece and Ernest Rogers. Vice Chairman Charles Turk was absent. County Attorney Randall Frost was also present.

**1. Call to Order**

Chairman Dalton called the meeting to order.

**2. Approval of Agenda**

Ch. Dalton stated "7c. Emergency Moratorium on Soliciting on Streets/Highways in Banks County" needed to be added to the agenda. Commissioner Reece made a motion to amend the agenda as stated. Comm. Maxwell seconded. All aye votes and motion carried.

**3. Prayer**

Ch. Dalton asked for a moment of silent prayer.

**4. Pledge to the American Flag**

Comm. Reece led the pledge to the American Flag.

**5. Planning Commission Recommendations: NONE**

**6. qPublic.net Data Brokerage & Revenue Sharing Agreement**

*Kevin Whitman*

Mr. Whitman stated this would offset yearly support costs and would be no cost to the county and would include a 30 day opt-out clause. He had talked to qPublic concerning the concerns that Comm. Rogers had with accountability. The response was that they would furnish quarterly reports and that they would be signing a legal binding contract. Comm. Rogers stated he still had concerns with accountability. Comm. Reece made a motion to approve the agreement. Comm. Maxwell seconded. All aye votes and motion carried. **(Copy of agreement filed in Attachment to Minutes Book #9-3)**

**7. Resolutions:**

**a. FY2013 Public Transportation Grant**

*Randy Failyer*

Mr. Failyer stated the grant was for the following amounts:

Federal	\$ 61,762
State	\$ 500
Local	<u>\$ 58,262</u>
Total	\$120,524

Comm. Reece made a motion to approve the resolution. Comm. Rogers seconded. All aye votes and motion carried. **(Copy of resolution filed in Attachment to Minutes Book #9-3) 2012-04**

**b. 2012 Recreation Parking Lot Expansion Grant Application**

Ms. Jenni Gailey stated this would begin the process of applying for the grant. Comm. Rogers made a motion to approve the resolution to begin the application process. Comm. Maxwell seconded. All aye votes and motion carried. **(Copy of resolution filed in Attachment to Minutes Book #9-3) 2012-05**

**c. Emergency Moratorium on Soliciting on Street/Highways in Banks County**

Ch. Dalton stated this would be through July 27, 2012. Comm. Rogers stated this would give time to research and to prepare an ordinance to regulate street solicitation in Banks County. Ch. Dalton made a motion to approve the resolution. Comm. Reece seconded. All aye votes and motion carried. **(Copy of resolution filed in Attachment to Minutes Book #9-3) 2012-06**

**8. Contracts & Agreements:**

**a. Water Sale Agreement – City of Commerce**

*Steve Reece*

Ch. Dalton asked Mr. Reece if the county had sufficient water pressure at this time. Mr. Reece stated yes. Comm. Reece stated he didn't think the agreement needed to be renewed at this time. Comm. Rogers made a motion to not renew the agreement. Comm. Reece seconded. All aye votes and motion carried.

**b. Public Utilities Generator Service Agreement**

*Postponed: 2/14/2012*

Comm. Reece made a motion to bring the item from the table. Comm. Maxwell seconded. All aye votes and motion carried. Mr. Reece stated he had received the following quotes:

<b>VENDOR</b>	<b>Total</b>
Yancey/Caterpillar	\$2,291.38
Metrosite Fabricators, LLC	\$2,025.00
Gen-tech Generator Sales	\$1,550.00
S&D Solutions, LLC	\$1,175.00

Mr. Reece recommended S&D Solutions as low bidder for the 1 year contract. Comm. Maxwell made a motion to approve S&D Solutions. Comm. Reece seconded. All aye votes and motion carried.

**c. 2012 CDBG Waterlines – Carter & Sloope Engineers**

*Steve Reece*

Mr. Reece stated this is the agreement for engineering services for the CDBG project only and is required for the grant process. Comm. Maxwell made a motion to authorize the Chairman to sign the agreement. Comm. Reece seconded. All aye votes and motion carried. **(Copy of agreement filed in Attachment to Minutes Book #9-3)**

**9. Executive Session: Litigation**

Comm. Reece made a motion to go into executive session to discuss litigation at 6:50 p.m. Comm. Maxwell seconded. All aye votes and motion carried. Comm. Maxwell made a motion to come out of executive session at 7:00 p.m. Comm. Rogers seconded. All aye votes and motion carried. **(Copy of affidavit filed in Attachment to Minutes Book #9-3)**

**10. Adjournment**

With no more business, Comm. Maxwell made a motion to adjourn the meeting. Comm. Rogers seconded. All aye votes and motion carried. The meeting adjourned at 7:01 p.m.

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Chairman

County Clerk

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