

The Banks County Board of Commissioners held the regular meeting on October 11, 2011 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton, Vice Chairman Charles Turk and Commissioners Danny Maxwell, Sammy Reece 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 Chairman Turk made a motion to approve the agenda. Commissioner Rogers seconded. All aye votes and motion carried.

3. Prayer

Ch. Dalton asked for a moment of silence.

4. Pledge to the American Flag

Ch. Dalton led the pledge to the American Flag.

5. Approval of Invoices

Vice Ch. Turk made a motion to approve the invoices as listed. Comm. Maxwell seconded. All aye votes and motion carried.

6. Approval of Previous Meeting Minutes – 9/13, 9/21

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

7. Planning Commission Recommendations:

a. CUP-11-02 – Ted Havlik – A conditional use permit application for an outdoor event center on Sol Drive.

Ch. Dalton closed the meeting and opened the public hearing and turned the hearing over to County Attorney Randall Frost. Atty Frost asked Code Enforcement Officer Keith Covington to present the application. Officer Covington stated the applicant was not yet present. Comm. Reece made a motion to postpone the public hearing until the October 25, 2011 meeting. Comm. Maxwell seconded. All aye votes and motion carried. Mr. Havlik arrived at the meeting at approximately 6:55 p.m. Vice Ch. Turk made a motion to bring the item from the table. Comm. Maxwell seconded. All aye votes and motion carried. Ch. Dalton closed the meeting and opened the public hearing and turned the hearing over to Atty Frost. Officer Covington stated the applicant was Ted Havlik and the application was for an outdoor event location. The property is located on Sol Drive on Map/parcel #B52-F033 and consists of 8.29 acres. The Planning Commission recommended approval of the application. Mr. Havlik was present to speak in favor of the application by stating he was the owner of Lanier Tent Rentals and Lanier Aluminum. He stated the property consisted of 700 ft of frontage on the Hudson River. He stated the type events he had planned to allow were weddings, receptions, reunions, picnics, etc with no overnight events. Events would end by 9:00 p.m. He stated there was adequate parking space and the approved caterers would be health department regulated. He also said, if allowable, he would like to be able to allow alcohol

consumption for events. He said if the group planned to serve alcohol, a security officer would have to be hired for the event and he stated either himself or an employee would be present at every event. He said there was not a building on the site except for a deck with a small structure on top. Vice Ch. Turk asked about a septic system and if he had a soil scientist look at the site. Mr. Havlik stated he had not and that he planned to use flushing multi-stall port potties. He stated he was in the process of checking on that situation. He stated there would be a capacity of approximately 150 people at the site. To include at least enough space for 55 – 70 parking spaces. Comm. Maxwell stated the road to the site would have to be increased in width to at least 20 ft. Mr. Havlik stated that would be no problem. Comm. Rogers and Vice Ch. Turk both stated the restroom situation concerned them the most. Those speaking in opposition of the application were Emory Carpenter, Erika Galbraith and Robert Conde. Each expressed concern with traffic and pedestrian safety. Atty Frost closed the public hearing and Ch. Dalton reopened the meeting. Comm. Reece made a motion to deny the application. Vice Ch. Turk seconded. All aye votes and motion carried.

8. Special Recognition:

a. Georgia Emergency Communications – Communications Director of the Year Award Deidra Moore

Ch. Dalton presented a certificate of recognition to Ms. Moore for achieving the designation of “Communications Director of the Year” by Georgia Emergency Communications. The award is one of the highest in the state and is awarded to the individual that performs the duties of the Director in recognition of their accomplishments in encouraging, motivating and supporting their employees.

b. Georgia Emergency Communications – Leadership in Service Award Toni Faulkner

Ch. Dalton presented a certificate of recognition to Ms. Herbert for achieving the designation of “Leadership in Service Award” by Georgia Emergency Communications. The award is given to the individual employed within the communications center in recognition of their outstanding service and dedication to the agency.

9. GIS Data & Training Services Agreement – eGIS Associates, Inc. Tabled: 8/30/2011

Comm. Reece made a motion to bring the item off the table. Comm. Maxwell seconded. All aye votes and motion carried. Comm. Rogers asked what the \$3,840 included. County Clerk Jenni Gailey stated it covered Task 1 and Task 2 as specified in the agreement as follows:

Task 1: Integrate existing E911 data into GIS Database

Task 2: Onsite Training

Comm. Rogers stated the onsite training should be for 3 full days of training. 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)***

10. Bid Awards:

a. Narrowband Bid Award – Grady Satellite Site

Deidra Moore

Ms. Moore stated she had received two bids as follows:

Mobile Communications	\$92,954.96
Gunby Communications	\$45,740.00

She recommended Gunby Communications as low bidder. Vice Ch. Turk made a motion to approve Gunby Communications. Comm. Maxwell seconded. All aye votes and motion carried.

b. Grady Tower Bid & Grant Award

Ms. Moore stated she had received 5 bids as follows:

Sabre Communications	\$114,814.00
Motorola Solutions, Inc.	\$238,936.00
Allstate Tower	\$118,948.81
Gunby Communications	\$ 85,524.00
Daley Tower	(not opened – received after bid process closed)

She recommended Gunby Communications as low bidder. Comm. Rogers made a motion to approve Gunby Communications. Comm. Reece seconded. All aye votes and motion carried.

Ms. Moore also stated she had gotten notification from Georgia Emergency Management Agency and Georgia Office of Homeland Security that Banks County had received a grant in the amount of \$25,000 to go toward the funding of the Grady Tower project.

11. Water Rates

Steve Reece

Mr. Reece stated he had checked 18 surrounding counties and that Banks County was 5th from the bottom on cut-off rates. He then requested the following rate increase to be effective January 1, 2012:

- \$0.50 per thousand gallons across the board
- \$0.50 increase to the base rate from \$17.50 to \$18.00
- \$20.00 increase on cut-off fee from \$30.00 to \$50.00
- 15% increase on sewer rates from 110% to 125%

Vice Ch. Turk stated concerns with the per gallon rate and the base rate going up as much as \$0.50. Comm. Maxwell agreed. Vice Ch. Turk made a motion to approve the rate increase as follows to be effective January 1, 2012:

- \$0.25 per thousand gallons across the board**
- \$0.50 increase to the base rate from \$17.50 to \$18.00**
- \$20.00 increase on cut-off fee from \$30.00 to \$50.00**
- 15% increase on sewer rates from 110% to 125%**

Comm. Rogers seconded. All aye votes and motion carried.

12. Development Plan for the Martin Bridge Area, Banks County Windmill Farm and Banks Crossing Business District

Brad Day

Mr. Day was present to give a report on the economic development progress for the county as follows:

- He stated he had received 3 RFQ's for a study of the three areas - Martin Bridge Area, Banks County Windmill Farm and Banks Crossing Business District
- The company selection will be considered in the November 8, 2011 meeting.
- He stated there will also be a request to rezone property in the Hudson River Business Park

13. FY2012 Budget Amendment Resolution

Randy Failyer

Mr. Failyer stated this was an amendment to decrease Property Tax line item on the budget by \$33,324 and to increase Prior Year Reserve line item on the budget by \$33,324. Comm. Rogers 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) 2011-14***

14. Executive Session: Personnel & Litigation

Comm. Maxwell made a motion to go into executive session to discuss personnel & litigation at 6:55 p.m. Comm. Reece seconded. All aye votes and motion carried. Vice Ch. Turk then made a motion to come out of executive session at 6:55 p.m. Comm. Maxwell seconded. All aye votes and motion carried. This was to untable the "7. Planning Commission Recommendation Public Hearing" since Mr. Havlik had arrived at the meeting.

Comm. Reece made a motion to go into executive session to discuss personnel & litigation at 7:28 p.m. Comm. Maxwell seconded. All aye votes and motion carried. Comm. Reece made a motion to come out executive session at 7:50 p.m. Comm. Rogers seconded. All aye votes and motion carried. ***(Copy of affidavit filed in Attachment to Minutes Book #9-3)***

15. Adjournment

With no more business, Comm. Rogers made a motion to adjourn the meeting. Vice Ch. Turk seconded. All aye votes and motion carried. The meeting adjourned at 7:51 p.m.

Chairman

County Clerk
