

# SUMMARY

## Cherokee County Board of Commissioners

APRIL 6, 2010 REGULAR MEETING CHEROKEE HALL 6:00 P.M.

### CALL TO ORDER

CHAIRMAN AHRENS

Chair called at 6:04 p.m. All members present.

### PLEDGE OF ALLEGIANCE

*"Veterans of U.S. military service may proudly salute the flag while not in uniform based on a change in the governing law on 25 July 2007"*

### ANNOUNCEMENTS

Chairman Ahrens announced that he had received an e-mail from Mayor Donnie Henriques of the City of Woodstock, informing him that GDOT had awarded the bid of \$17.5 million dollars to begin construction on the Rope Mill [ now Riverwalk ] interchange at I-575 in early summer.

Bells Ferry Place will be closed at 8:00 a.m. beginning Monday April 5<sup>th</sup>, 2010 until Thursday April 8<sup>th</sup>, 2010 at 5:00 pm for pipe replacement. A detour will be posted. This is off Bells Ferry Road south of Hwy 92. Any questions should be directed to Roads and Bridges Dept. 770-345-5842.

Notification of vote by Development Authority to change name

The Chairman said a recent called meeting of the Development Authority had resulted in the board approving to change the name of the Authority to a dba (doing business as) called the Cherokee Office of Economic Development, in an effort to attract more varied business interests; also at the same meeting, it was voted to change Misti Martin's title from Director to President.

From Cherokee Dept of Family and Children Services [DFCS] **April is 'Child Abuse Awareness Month'**

### AMENDMENTS TO AGENDA

None.

### APPROVAL OF WORK SESSION MINUTES FROM COMBINED MEETING OF MARCH 2 AND MARCH 16, 2010

Hubbard motion to approve; Good second; unanimous approval.

**APPROVAL OF REGULAR MEETING MINUTES COMBINED MEETING OF MARCH 2 AND FROM MARCH 16, 2010**

Bosch motion to approve; Good second; unanimous approval.

**PUBLIC COMMENT**

The only person to sign up wanted to speak about a zoning case on the agenda and the Chairman explained that this was not allowed.

**SUMMARY OF ZONING CASES**

At the March 16, 2010 meeting the Planning Commission reviewed the following items:

CASE NUMBER	: <u>10-03-011</u>
APPLICANT	: <u>Gary Anthony Mulkey</u>
ZONING CHANGE	: <u>AG to R-80</u>
LOCATION	: <u>6930 East Cherokee Drive</u>
MAP & PARCEL NUMBER	: <u>03N06, Parcel 164</u>
ACRES	: <u>5.56</u>
PROPOSED DEVELOPMENT	: <u>Residential</u>
COMMISSION DISTRICT	: <u>Post 1</u>
FUTURE DEVELOPMENT MAP	: <u>Country Estates</u>

**PLANNING COMMISSION RECOMMENDATION: Denial**

Johnston motion to approve as R-80; Hubbard second; approved 4-1 with Bosch voting nay.

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CASE NUMBER	: <u>10-02-007</u>
APPLICANT	: <u>Mani Farhan</u>
ZONING CHANGE	: <u>R-40 to NC</u>
LOCATION	: <u>14386 Cumming Hwy</u>
MAP & PARCEL NUMBER	: <u>03N29, Parcel 065</u>
ACRES	: <u>0.436</u>
PROPOSED DEVELOPMENT	: <u>Take - out Restaurant / Retail</u>
COMMISSION DISTRICT	: <u>Post 1</u>
FUTURE DEVELOPMENT MAP	: <u>Country Estates/Transition Corridor</u>

**PLANNING COMMISSION RECOMMENDATION: Approval**

Johnston motion to approve as NC with 2 conditions (1) Setback variances are not approved; (2) Any front setback variance requests must be approved by the Board of Commissioners. Hubbard seconded; unanimous approval.

## UNFINISHED BUSINESS

A public hearing was held on March 16, 2010 to consider an appeal from Justin Drive 1, LP regarding the denial by the Zoning Board of Appeals to the reduction of the required 200 foot setback (for animal care facilities) to 95 feet. A motion to postpone the decision until April 6 was made by Commissioner Hubbard in order to gather additional information.

Hubbard motion to uphold decision by Zoning Board of Appeals to deny; Johnston second; unanimous approval to deny.

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## COMMISSION BUSINESS

### CHAIRMAN

L. B. AHRENS

*Request for letter of approval by Cherokee County (required by State) for The Walker School to obtain a Special Event Alcoholic Beverage Permit Application, including approval for wine to be auctioned for an event to be held on April 24 at the home of Steve Marcinko*

Hubbard motion to approve; Johnston second; unanimous approval.

*Request for letter of approval by Cherokee County (required by State) for the CDA (Childhood Development Association) 2010 Down Home Derby on May 1<sup>st</sup> to obtain Special Event Alcoholic Beverage Permit Application, including approval for donated wine to be auctioned*

Good motion to approve; Hubbard second; unanimous approval.

*Request from Cherokee County DFCS for board appointment to fill vacancy left by the death of Mildred Holmes; there is a recommendation from the Director of DFCS of Mrs. James Perry (Nina) Morris, who has expressed an interest. The appointment will serve the unexpired term beginning April 6 2010 extending through June 30 2014*

Hubbard motion to approve appointment of Mrs. Nina Morris; Johnston second; unanimous approval.

*Information from ARC Aging Services re funding reductions*

*Census update - Cherokee County at 63% participation*

### VICE CHAIR/COMMISSION POST 1

HARRY B. JOHNSTON

### COMMISSION POST 2

JIM HUBBARD

**CONSENT AGENDA**

1. Approval of budget amendment/transfer of funds from Insurance Recovery in the amount of \$572.81 to Vehicle Maintenance for repairs of CATS bus involved in accident
2. Consider approval of a request by the Etowah Valley Homeowners Association to remove existing Bradford Pear trees within the median of Etowah Valley Drive
3. Consideration of approval of Local Aid Agreement between Cherokee County and the Georgia Department of Transportation for the 2011 LARP Resurfacing of various County roads. The agreement, in the amount of \$411,039.78 covers 12.59 miles of resurfacing on 14 roadways.

Bosch motion to approve; Hubbard second; unanimous approval.

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**COUNTY MANAGER**

4. Approval of the PY 2009 CDBG Consolidated Annual Performance and Evaluation Report for submission to HUD

Hubbard motion to approve submittal; Johnston second; unanimous approval.

5. Consider resolution to modify defined benefit retirement plan to ensure that beneficiary receives an annuity if employees' death occurs while employed

Good motion to approve; Bosch second; unanimous approval.

6. Consider resolution to modify defined benefit retirement plan to make participation mandatory

Hubbard motion to approve; Johnston second; unanimous approval.

7. Consider purchase of property (former Security State Bank building) for relocation of Tax Commissioner's Office in Woodstock

Good motion to approve; Bosch second; unanimous approval.

8. Consider moving forward with final design and bidding for renovation of the Union Hill Community Center; Construction bids will be submitted to the BOC at a later date for consideration

Johnston motion to approve; Hubbard second; unanimous approval.

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**COUNTY ATTORNEY**

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**ADJOURN**

Hubbard motion to adjourn at 6:36 p.m.; Bosch second; unanimous approval.

**Cherokee County Planning Commission**

**Tuesday, April 6, 2010**

There are no cases for April or May.