

MINUTES

Cherokee County Board of Commissioners

JUNE 1, 2010 REGULAR MEETING CHEROKEE HALL 6:00 P.M.

CALL TO ORDER

CHAIRMAN AHRENS

Chairman Ahrens called the regular meeting of the Cherokee County Board of Commissioners to order at 6:02 p.m. on Tuesday, June 1, 2010. Those in attendance were Vice Chair/Commissioner Harry B. Johnston; Commissioner Jim Hubbard; Commissioner Karen Bosch; County Manager Jerry Cooper; County Attorney Angie Davis; County Clerk Sheila R. Corbin; Agency Directors/Department Heads; the media and the public. (Commissioner Good out of town on vacation)

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"

AMENDMENTS TO AGENDA

The Chairman read the Amendments, they were: 1. Under Consent Agenda – add "Authorize County Manager to execute contract with ACCG for participation in the Georgia County Internships Program"; 2. Under Announcements – "Red Cross Blood Drive at South Annex on June 14 from 3-6 p.m."-Chairman; 3. Under Announcements – add Roadside Litter Pickup Report-Chairman; 4. Under Announcements – add "MUST Ministries Brown Bag Lunch Program"- Commissioner Hubbard.

Commissioner Bosch made a motion to approve; Commissioner Hubbard seconded and the motion was approved 4-0.

ANNOUNCEMENTS

Cherokee County Roads and Bridges announce that Arnold Mill Road will be closed to through traffic between Millstone Manor Court and Millstone Parkway at Arnold Mill Elementary School beginning June 7, 2010 for a period of 4 days for storm pipe replacement. A posted detour utilizing North Arnold Mill Road will be provided for the duration of the construction. Local traffic only will be allowed within the detour to access businesses and/or residences. Questions should be directed to Cherokee County Roads and Bridges at 770-345-5842.

AMENDMENT - Red Cross Blood Drive at South Annex on June 14 from 3-6 p.m.
– Chairman

If you donate blood before June 30, you can be entered to win a cruise for 2.

AMENDMENT – Roadside Litter Pickup Report – Chairman

Year-to-date pickup by an average of 7-15 Community Service workers is 60 tons, including 192 tires and using 6,000 bags along the roads and highways of the County.

AMENDMENT - MUST Ministries Brown Bag Lunch Program - Commissioner Hubbard

Over 600 lunches a day are served during the summer to children who would otherwise not have anything.

APPROVAL OF WORK SESSION MINUTES FROM MAY 18, 2010

When Chairman Ahrens asked for a motion to approve the Work Session Minutes as submitted by the Clerk, Commissioner Hubbard made the motion to approve; Commissioner Bosch seconded and the motion was approved 4-0.

APPROVAL OF REGULAR MEETING MINUTES FROM MAY 18, 2010

When Chairman Ahrens asked for a motion to approve the Regular Meeting Minutes as submitted by the Clerk, Commissioner Bosch made a motion to approve; Vice Chair/Commissioner Johnston seconded and the Minutes were approved 4-0.

PUBLIC COMMENT

A gentleman, who had accidentally signed up on the first public hearing sheet, actually wanted to speak about a house in Lake Forrest Subdivision where he lives on Legendary Tarn and the need to have something done with that house because it is in very poor condition.

PUBLIC HEARING

- (1) To consider the elimination of Chapter 2, Section 2.4, entitled "Purchase Orders and purchasing agent" and to add a new Chapter 2, Title V, entitled "Procurement" in the Cherokee County Code of Ordinances.

Commissioner Hubbard made a motion to open the public hearing at 6:09 p.m.; Commissioner Bosch seconded and the motion was approved 4-0 to open. Mr. Cooper gave a brief summary of the new "Procurement Ordinance" and the many beneficial changes, especially to local contractors who transact business with the County. There were no speakers. Commissioner Hubbard made the motion to close the public hearing at 6:15 p.m.; Vice Chair/Johnston seconded and the vote was 4-0 to close.

Commissioner Hubbard made a motion to approve; Commissioner Bosch seconded and the vote was a 4-0 approval.

- (2) To consider amending the Cherokee County Erosion and Sedimentation Control Ordinance

Commissioner Hubbard made the motion to open the public hearing at 6:16 p.m.; Vice Chair/Commissioner Johnston seconded and the motion was approved 4-0 to open. Geoff Morton explained that the revisions made to the Ordinance were made to reflect 2009 and earlier amendments to the Georgia Erosion and Sedimentation Control Act, as well as continuing certification as a Local Issuing Authority. There were no speakers. Commissioner Hubbard made a motion to close the public hearing at 6:19 p.m.; Commissioner Bosch seconded and the vote was 4-0 to close.

Commissioner Hubbard made a motion to approve the amendments as presented; Vice Chair/Commissioner Johnston seconded and the motion was approved 4-0.

OLD BUSINESS

Request to post parking restrictions in specific locations within Grantham Park Subdivision based on locations that impair proper site distance, and locations that are too close to intersections-postponed from May 18

Geoff Morton said that he was in the midst of discussions with Captain McMahan of the Sheriff's Office regarding this request and he would ask that it be postponed until the June 15 meeting.

Commissioner Bosch made the motion to postpone to June 15; Commissioner Hubbard seconded and the vote was 4-0 to postpone.

COMMISSION BUSINESS

CHAIRMAN

L. B. AHRENS

Request for appointment to vacancy due to resignation of Steve Patterson from DFACS Board; term expires June 30, 2012. Jeff Moon from City of Woodstock is recommended to serve the unexpired term.

Chairman Ahrens asked that this meeting be used as a way to get the word out that the Board would like to receive other nominations; he requested that anyone who was interested in serving should send in their information by July 6th to either the Board or the County Clerk.

Commissioner Bosch made the motion to postpone to July 6; Commissioner Hubbard seconded and the vote was 4-0 to postpone.

VICE CHAIR/COMMISSION POST 1 **HARRY B. JOHNSTON**

COMMISSION POST 2 **JIM HUBBARD**

COMMISSION POST 3 **KAREN BOSCH**

COMMISSION POST 4 **DEREK V. GOOD**

CONSENT AGENDA

1. Acceptance of rights-of-way, roadways and appurtenant drainage structures within **Creek Side Estates Unit 2** Conservation Subdivision for County maintenance, including all or part of: Legacy Run, Huntington Drive, Trail Side Way, Creek Side Way, Carriage Way, Trotters Way and Blue Grass Way
2. Review and approve 3rd Amendment to ARC Aging Subgrant Contract FY2010 Budget

AMENDMENT – Authorize County Manager to apply for grant and execute contract with ACCG for participation in the Georgia County Internships Program.

Commissioner Bosch made a motion to approve; Commissioner Hubbard seconded and the Consent Agenda was approved 4-0.

COUNTY MANAGER

3. Consider addendum to National Sign Plazas contract to waive the monthly \$10 panel administration fee for a period of 1 year beginning July 1, 2010

After a discussion at Work Session, the board asked that Mr. Cooper negotiate with Scott Tripp at NSP telling him that the Board would waive \$5 of the fee if NSP would waive the other \$5. Commissioner Bosch made the motion to approve this solution; Vice Chair/Commissioner Johnston seconded and the motion was approved 4-0.

4. Consideration of approval of proposal from Three Rivers Construction Company for emergency bridge repairs to Vaughn Road Bridge over Mill Creek in the amount of \$63,077.45

Commissioner Hubbard made a motion to approve; Vice Chair/Commissioner Johnston seconded and the motion was approved 4-0.

5. Consider agreement between Cherokee County and MBC Partners, LLP. /Jarrell Brantley to allow the County to access property for the purpose of performing soil testing, borings and other environmental testing at possible Sixes Road Aquatic Center site.

Commissioner Hubbard made the motion to approve; Commissioner Bosch seconded and the vote was a 4-0 approval.

COUNTY ATTORNEY

6. Consider hearing the appeal of Rodney Ridings whose taxi drivers' permit renewal was denied due to felony convictions

Vice Chair/Commissioner Johnston made the motion to hear appeal on June 15; Commissioner Hubbard seconded and the motion was approved 4-0.

7. Request a 15 day suspension of the Cherokee County Alcoholic Beverage License of Kwik Way Food Store located at 2385 Highway 92, owner Saleem Ramay sold an alcoholic beverage to a person under the age of 21; to be followed by a 12 month probation period.

After Deputy Dwayne Casteel presented the case to the Board, the licensee, who is the brother of the owner, was allowed to speak and ask questions of Deputy Casteel. Mr. Ramay said that his brother, who was acting as clerk when the incident occurred, said that he was not guilty since he believed that he had sold Arizona tea instead of a beer. However, Deputy Casteel had a photograph of the item bought by the undercover agent and the photo clearly showed a beer. Mr. Ramay said that his brother did not speak English very well. He was questioned as to what procedure there is in place to verify age. Mr. Ramay says they ask for an ID. Mr. Ramay also said after speaking with his brother, that he did not ask for ID since he was selling tea.

Commissioner Bosch made the motion to approve 15 day suspension of the license, as recommended by the Marshal's Office, to be followed by (12) twelve month probation period; Commissioner Hubbard said he would second but asked to amend motion to add that licensee and owner meet with the Marshal's Office regarding procedures of verification; before vote could be taken, Chief Marshal Waters asked the board to amend the motion to set an effective date and time for the suspension to begin. Commissioner Bosch agreed to both amendments, stating that the effective date is today's date, June 1st, at midnight. The final vote was a 4-0 approval.

ADJOURN

After the Chairman verified there was no other business, Commissioner Bosch made the motion to adjourn the regular meeting at 6:54 p.m.; Commissioner Hubbard seconded and the motion was approved 4-0.

These Minutes were approved at the regular meeting on June 15, 2010.