

MINUTES

Cherokee County Board of Commissioners

AUGUST 3, 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 6:07 p.m. on Tuesday, August 3, 2010. Those in attendance were Vice Chair/Commissioner Harry B. Johnston; Commissioner Jim Hubbard; Commissioner Karen Bosch; Commissioner Derek V. Good; County Manager Jerry Cooper; County Clerk Sheila R. Corbin; a few Agency Directors/Department Heads; the media and the public. Paul Dzikowski in for County Attorney Angie Davis. (Also present were reporters and camera people from Atlanta TV stations Channel 2/WSB; Channel 46/CBS; FOX5; and Channel 11/NBC.)

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

There were 2 amendments: (1) Under Consent Agenda – add Street Acceptance for The Preserve at Wylie Bridge; (2) Under Announcements – add Temporary road closing notification for Old Federal Road. After the Chairman read the amendments, he asked for a motion. Commissioner Hubbard made the motion to approve; Commissioner Bosch seconded and there was unanimous approval.

ANNOUNCEMENTS

Chairman noted advance voting is available this week for the runoff election on August 10 and encouraged everyone to vote.

AMENDMENT – The Cherokee County Roads and Bridges Department announces that Old Federal Road will be closed to through traffic Monday, August 9 at 8:00 a.m. until Friday, August 13 at 5:00 p.m. for road repair and resurfacing. The road will be closed between Yellow Creek Road and the Forsyth County line. A posted detour will be provided during the duration of the construction. The detour will utilize Yellow Creek Road to SR 369 to Old Federal Road. Questions regarding the detour should be directed to Cherokee County Roads and Bridges at 770-345-5842.

Cherokee Chamber of Commerce *President/CEO Pam Carnes won the highest award given by the Georgia Association of Chamber of Commerce Executives when she was presented with the "Executive of the Year Award" at their recent conference*

Volunteer Aging Council Reminder *the VAC's major fund raiser of the year will be Saturday August 28 at 6:30 pm, here at the Northside Cherokee Conference Center. The theme is 'Tropical Nights Luau'. The VAC provides important financial support for the County's Meals on Wheels program which serves more than 50,000 meals to needy seniors. Other VAC programs provide assistance in building ramps, stocking food pantries, and especially this summer free fans. Tickets are \$50 per person. Call 678-269-6677 or visit the website at www.vac-cherokeega.org*

APPROVAL OF WORK SESSION MINUTES FROM JULY 20, 2010

When Chairman Ahrens asked for a motion to approve the Work Session Minutes as submitted by the Clerk, Commissioner Bosch made the motion to approve; Commissioner Good seconded and the Work Session Minutes were approved 4-1 with Commissioner Hubbard abstaining, as he had been out of town.

APPROVAL OF REGULAR MEETING MINUTES FROM JULY 20, 2010

When Chairman Ahrens asked for a motion to approve the Regular Meeting Minutes as submitted by the Clerk, Commissioner Bosch made the motion to approve; Commissioner Good seconded and the Regular Meeting Minutes were approved 4-1 with Commissioner Hubbard abstaining.

PUBLIC COMMENT

There were 4 who had signed up to speak. First was Denise Geisler who wanted to speak in support of the Aquatic Center. Next was Anna Anhuis who wanted to speak about the need for Commissioner Good to resign. Third was Howard Shuster who also wanted to speak about Commissioner Good should resign. Last was Linda Flory who asked to present a petition to the Board of 205 people asking for Commissioner Good's resignation.

COMMISSION BUSINESS

CHAIRMAN

L. B. AHRENS

Request for new appointment to DFACS Board - Becky Wentzel, who was appointed July 6 is unable to serve. This term expires June 30, 2012 and the recommendation from the DFACS Board was Mr. Jeff Moon, City Manager for the City of Woodstock.

Commissioner Bosch made a motion to appoint Jeff Moon; Commissioner Hubbard seconded and there was unanimous approval.

INFORMATIONAL ONLY - Notification of Chairman's appointment to Metro Atlanta Chamber of Commerce "Global Commerce Council" by President Sam Williams

INFORMATIONAL ONLY - Notification of the rotation of membership on Metro North Georgia Water Planning District reverts to Chairman for next three years, effective 01 July 2010

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

COMMISSION POST 2 **JIM HUBBARD**

Re-appointment of Dennis Jane to the Impact Fee Appeals Board-retroactive to January 1, 2009 – No action necessary.

Request for a public hearing Sept. 7 to modify the Cherokee County Development Regulations Section 4.09a reference to private roads

Commissioner Hubbard said that there was a conflict between the definitions in the Development Regulations and the Zoning Ordinance. Commissioner Hubbard made a motion to advertise a public hearing for September 7; Commissioner Bosch seconded and the motion received unanimous approval.

COMMISSION POST 3 **KAREN BOSCH**

Discussion of the role of the Parks and Recreation Advisory Board

Commissioner Bosch stated that after much discussion at the Work Session, she had asked the Board members to review the Ordinance creating the Parks and Recreation Advisory Board and setting out the duties and procedures; she said that Mr. Hammond and Commissioner Johnston had both stated that an Ordinance review was also on the agenda for the next Advisory Board meeting which is near the end of August. Commissioner Bosch said that she would like to see this back on the agenda for September 7th. No action taken.

Re-appointment of Mike Bartlett to the Impact Fee Appeals Board-retroactive to January 1, 2009 – No action necessary

COMMISSION POST 4 **DEREK V. GOOD**

CONSENT AGENDA

Amendment- Acceptance of rights-of-way, roadways and appurtenant drainage structures within **The Preserve at Wylie Bridge (a.k.a. The Preserve at Wiley Bridge** Subdivision for County maintenance, including all or part of: Alice Bridge Way.

Commissioner Hubbard made a motion to approve; Vice Chair/Commissioner Johnston seconded and there was unanimous approval.

COUNTY MANAGER

1. Consideration of purchase agreement in the amount of \$150,000 between Cherokee County and Ameris Bank in conjunction with Elm Street Cultural Arts/Recreation Project with closing scheduled August 16th

Vice Chair/Commissioner Johnston made the motion to approve; Commissioner Hubbard seconded and the motion received unanimous approval.

2. Consideration of purchase agreement in the amount of \$286,000 between Cherokee County and First Cherokee State Bank in conjunction with Elm Street Cultural Arts/Recreation Project with closing scheduled after August 16th

Commissioner Hubbard made the motion to approve; Commissioner Bosch seconded and there was unanimous approval.

3. Consideration of adoption of resolution establishing the boundaries of Cherokee County as a "Recovery Zone" within the meaning of Section 1400U-1 of the Internal Revenue Code of 1986, as amended

Commissioner Bosch made the motion to approve; Commissioner Good seconded and the motion received unanimous approval.

4. Consideration of purchase agreement for acquisition of 37.65 acres for the Aquatics Center and escrow agreement in the amount of \$82,500 for monies to be used for improvements to the roadway

Commissioner Bosch made a motion to approve; Commissioner Good seconded and the motion was unanimous to approve.

COUNTY ATTORNEY

ADJOURN

The Chairman asked if there was any other business, hearing none, Commissioner Hubbard made the motion to adjourn the regular meeting at 6:32 p.m.; Commissioner Bosch seconded and there was unanimous approval.

These Minutes were approved at the regular meeting on August 17, 2010.