

SUMMARY

Cherokee County Board of Commissioners

JUNE 7, 2011

REGULAR MEETING

6:00 P.M.

CALL TO ORDER

CHAIRMAN AHRENS

Chair called at 6:03 p.m. All members present; Paul Dzikowski in for Angie Davis.

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

Four amendments: (1) Under County Manager – Postpone item#5 regarding modifications to Personnel Policies Manual; (2) Under Commissioner Johnston – Add Validate County Manager's offer for downtown Post Office to remain in administration building rent-free; (3) Under Consent Agenda – Add Approval of "48 Hour Film Project" location release agreement; (4) Under Consent Agenda – Move item 2 to County Manager portion.

Bosch motion to approve; Hubbard second; unanimous approval.

ANNOUNCEMENTS

REMINDER Cherokee County Senior Services is running "**Operation Military Parcels**"

A military letter writing and package drive during the months of May and June. Make a difference for a service man or woman and let them know they are remembered and appreciated. Donations and letters may be dropped off at the Senior Center on Univeter Road; and they have partnered with Cherokee Recreation & Parks for drop offs at 7545 Main St., in Woodstock as well. For more information, contact Patricia Kenny at (770) 345-6730 or email at pkenny@cherokeega.com

APPROVAL OF WORK SESSION MINUTES FROM MAY 17, 2011

Hubbard motion to approve; Johnston second; unanimous approval.

APPROVAL OF REGULAR MEETING MINUTES FROM MAY 17, 2011

Bosch motion to approve; Nelms second; unanimous approval.

PUBLIC COMMENT

Three people had signed up to speak; all wished to speak in support of the Landscape Maintenance Agreement for Sixes Road ROW and Bells Ferry ROW.

PUBLIC HEARINGS

- (1) To consider an appeal by Community Bank of Pickens County for denial of variance to reduce a building setback at 321 Red Fox Drive, Canton – Case No. 09-03-003V – Paul Dzikowski

Hubbard motion to open at 6:14 p.m.; Johnston second; unanimous approval. Mr. Dzikowski gave a synopsis of the case and said an agreement had been reached with the Community Bank after the bank had filed an appeal in Superior Court and the court had remanded the case back to the Board. Mr. Benson Chambers, an attorney representing Community Bank then came forward and said that his client would accept the condition of landscape improvements if the variance was approved. There were no speakers. Hubbard motion to close at 6:17 p.m.; second by Nelms and Johnston; unanimous approval to close.

Johnston motion to approve variance with the landscaping plan improvements as presented; Bosch second; unanimous approval.

- (2) To consider an appeal filed by Aqua Design Pools & Spas for encroachment into 25 ft. undisturbed buffer to construct a pool, pool deck and landscaping at 129 misty Valley Drive, Canton – Case No. 97-03-007 – Vicki Taylor Lee

Hubbard motion to open at 6:18 p.m.; Bosch second; unanimous approval. Mrs. Lee gave a brief explanation of the request, stating that the Corps of Engineers had been contacted as the property backs up to their property and a letter had been received from them stating their approval of the request. There were no speakers. Hubbard motion to close at 6:20 p.m.; Bosch second; unanimous approval to close.

Bosch motion to approve request; Nelms second; during discussion, Bosch amended motion to ask that a copy of the COE letter be included with the Resolution granting the request; Nelms seconded amendment. Final vote was for unanimous approval.

REQUEST

Set a Public Hearing for July 5, 2011 to hear a request by Province Development, Inc. for a modification of zoning condition #18 in Case 05-06-044 which requires mandatory elevators in each unit – Vicki Taylor Lee

Bosch motion to approve request to set public hearing for July 5, 2011; Hubbard second; unanimous approval.

Set a Public Hearing for the Technology Ridge Redevelopment Plan and Opportunity Zone application for June 21, 2011 – Margaret Stallings

Johnston motion to approve request to set public hearing for June 21, 2011; Hubbard second; unanimous approval.

COMMISSION BUSINESS

CHAIRMAN

L. B. AHRENS

(A) *Transportation investment act: project list and telephone town hall*

Chairman stated Cherokee project list had been reviewed by GDOT Planning Director Todd Long and had been forwarded to the ARC Roundtable for their assessment in the elimination process. Cherokee projects has a total dollar amount of \$690 million; the regional tax if approved by the voters in 12 regions will generate \$8 billion over 10 years.

Chairman said ARC had arranged to conduct a telephone town hall meeting beginning on Monday, June 13 for 6 nights for two hours each night. Members of the ARC Board of Directors would come in on their respective night for one hour and answer questions that came into a certain phone number. Chairman Ahrens said he and Mayor Downey from Holly Springs would be there on Tuesday, June 14 beginning at 6 p.m. for one hour and encouraged anyone with questions, comments or concerns to call in during that time. If the number given of 888-886-6603 was busy, leave a message and the question or issue would be answered.

(B) *ARC - citizen member appointment. Ten year realignment of districts by legislature.*

Informational only.

(C) *Request for re-appointment of Angela Kuter and Janice Prather to the DFCS Board; their appointments expire June 30, 2011. These appointments are for 5 year terms.*

Hubbard motion to approve reappointments for terms beginning July 1, 2011 and continuing to June 30, 2016. Nelms second; unanimous approval.

Reminder - Still need one appointment to the DBHDDAD
(Department of Behavioral Health, Developmental Disabilities and
Addictive Diseases) Regional Planning Board

COMMISSION POST 1

HARRY B. JOHNSTON

AMENDMENT *Validate the county manager's offer, if they choose to accept, for the downtown Canton Post Office to remain in the former county administration building rent-free after expiration of the current lease, except for utilities and direct maintenance expenses to avoid out-of-pocket cost to county taxpayers. The county reserves the right to cancel this arrangement with reasonable notice when the building is sold or a paying tenant wants the space.*

Johnston motion to approve; Hubbard second; unanimous approval.

VICE CHAIR/COMMISSION POST 2

JIM HUBBARD

COMMISSION POST 3

KAREN BOSCH

COMMISSION POST 4

JASON NELMS

CONSENT AGENDA

- (1) Requesting approval of budget amendment/transfer from Insurance Recovery to Fire Operations Vehicle Maintenance of \$12,974.05 for repairs to Engine 21 involved in accident
- (2) **AMENDMENT** – Moved to County Manager’s portion
- (3) Request approval to award contract for concrete crushing services to Waste Eliminator in the amount of \$19,600.00

AMENDMENT – Approval of “48 Hour Film Project” location release agreement for follow-up documentary on “The Odd Life of Timothy Greene” of which a portion was filmed at the Arts Center earlier this year.

Hubbard motion to approve all items; Johnston second; unanimous approval.

COUNTY MANAGER

- (4) Consider approval of Settlement and Release Agreement for the Belmont Trace subdivision between Cherokee County and A.C.A. Properties, LLC a/k/a ACA Properties LLC and Anthony Avarello for exchange of property, specifically Lots 102 and Lot 118, Belmont Trace Subdivision, Unit 2; for the discharge of ACA from any obligation regarding the Final Topping, the street curbs and the detention pond in the subdivision.

Hubbard motion to approve; Bosch second; unanimous approval.

- (5) Consider modifications to Personnel Policies Manual – POSTPONE to June 21st **AMENDMENT**
- (6) Consider modifications to Landscape Maintenance Agreement with Tri-Scapes to add scope of services for Sixes Road ROW and Bells Ferry Road ROW maintenance in the amount of \$19,200 for a period of 1 year beginning June 1, 2011. Bridge Mill has agreed to pay costs up to \$20,000 for landscape maintenance.

Bosch motion to approve; Nelms second; unanimous approval.

- (7) Approval of standard annual GDOT 2012 Section 5311 Operating Contract in the amount of \$463,464.00 for the CATS Rural 5311 Transportation Program

Nelms motion to approve; Johnston second; unanimous approval.

- (8) Cherokee County Fire and Emergency Services would like to establish an approved vendor list for service providers that will assist citizens after they have been affected by a disaster on/in their property; 1-800-BOARDUP and Red Cross will be the initial contacts. All charges will be billed to the homeowner's insurance.

Hubbard motion to approve; Nelms second; unanimous approval.

AMENDMENT - Requesting approval to award surveying services to Johnston Surveying, LLC to provide boundary and topographical surveying services for the 4 Ball Ground Park sites and the Waleska County Park site in the amount of \$21,500

Hubbard motion to approve; Bosch second; Johnston recused himself as this is his son's company and therefore he would not vote. Motion to approve passed 4-0.

COUNTY ATTORNEY

ADJOURN

Hubbard motion to adjourn at 7:00 p.m.; Bosch second; unanimous approval.