

# MINUTES

## Cherokee County Board of Commissioners

November 1, 2011 REGULAR MEETING CHEROKEE HALL 6:00 P.M.

### INVOCATION

Commissioner Johnston gave the invocation.

### CALL TO ORDER

### CHAIRMAN AHRENS

Chairman Ahrens called the regular meeting to order at 6:08 p.m. Those present include Commissioner Harry B. Johnston; Vice Chair/Commissioner Jim Hubbard; Commissioner Karen Bosch; Commissioner Jason Nelms; County Manager Jerry Cooper; County Attorney Paul Dzikowski; County Clerk Christy Black. Also present were Agency Directors/Department Heads; the media; and the public.

### 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

1. Budget Amendment under Consent Agenda.
2. Removed the proclamation for Johnny Hunt day. Will present at November 15<sup>th</sup> meeting.

Commissioner Hubbard made a motion to approve the amendments; Commissioner Nelms seconded and the motion was approved unanimously.

### PRESENTATION

FBI to present Lt. Mike Painter and Deputy Alex Rivera commendations for their work in a public corruption case, and whose efforts were instrumental in the successful conclusion of the case.

FBI Agent Roger Stanton presented Deputy Rivera and Lt. Painter an appreciation plaque. He also presented Sheriff Garrison and Major Hunton with a plaque thanking them for their efforts in the corruption case.

### PROCLAMATION

Proclaiming November as Lung Cancer Awareness Month, presented by Commissioner Bosch.

Commissioner Bosch read the proclamation and presented it to Jackie Archer, former Council member with the City of Holly Springs. Ms. Archer accepted the proclamation and told her story of being diagnosed with lung cancer that was only discovered due to receiving medical treatment after a car accident.

Proclaiming Sunday, December 4<sup>th</sup> as "Johnny Hunt Day" in celebration of Pastor Hunt's 25<sup>th</sup> year at First Baptist Woodstock.

AMENDED: Move proclamation to November 15, 2011.

## **ANNOUNCEMENTS**

1. Northwest Corridor Project Update. Materials are setup on a table outside of Cherokee Hall.
2. The outdoor Burn Ban is lifted until May 2012. Must obtain daily burn permit. For more information, call 1-800-GA TREES.
3. The road closure for Old Mill Road between SR20 and Arbor Hill Road will be closed to through traffic for reconstruction has been extended to November 4 at 5:00 p.m. For more details, contact Roads and Bridges at 770-345-5842.
4. Early voting is ongoing until November 4<sup>th</sup> at the County election office and the Woodstock Public Library, from 8:30 a.m. to 5:00 p.m. Regular voting starts on November 8<sup>th</sup> from 7:00 a.m. to 7:00 p.m..
5. The Atlanta Regional Commission formalized the selection of Doug Hooker as the new Executive Director by unanimous vote at a called meeting on Monday.

## **APPROVAL OF WORK SESSION MINUTES FROM October 18, 2011.**

Commissioner Nelms made a motion to approve the Work Session Minutes; Commissioner Bosch seconded and there was unanimous approval.

## **APPROVAL OF REGULAR MEETING MINUTES FROM October 18, 2011.**

Commissioner Bosch made a motion to approve the Minutes; Commissioner Nelms seconded and there was unanimous approval.

## **PUBLIC COMMENT**

Two people had signed up to speak.

1. Bill McNiff (Mr. McNiff declined speaking)
2. Bill Bosch (Mr. Bosch declined speaking)

## **PUBLIC HEARING**

To afford the public in the Comcast franchise area appropriate notice and participation for the purpose of a) identifying future cable related community needs and interests, and b) reviewing the performance of the cable operator under the franchise during the then franchise term.

Commissioner Hubbard made a motion to open the public hearing; Commissioner Nelms seconded and the public hearing was opened at 6:25 p.m.

Mr. Andy Mackey of Comcast addressed the Board, providing some facts about new services and programs at Comcast.

Chairman Ahrens then called persons who had signed up on the Public Hearing Sign-up sheet to speak. All declined due to signing up on the wrong form, they had wanted to speak under the Public Comment section.

Commissioner Bosch made a motion to close the public hearing at 6:38 p.m. Commissioner Hubbard seconded and there was unanimous approval.

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## **COMMISSION BUSINESS**

### **CHAIRMAN**

**L. B. AHRENS**

A. BOC Meeting schedule for 2012.

Commissioner Johnston stated that the proposed meeting schedule had two changes in July, which moved each July meeting back a week from the usual first and third Tuesday.

Commissioner Johnston made a motion to adopt the meeting schedule; Commissioner Hubbard seconded and there was unanimous approval.

B. Chairman Ahrens said the Board was looking to confirm the 2012 Retreat dates and get the meeting agenda out soon. The tentative dates are January 26 and 27, 2012.

### **COMMISSION POST 1**

**HARRY B. JOHNSTON**

### **VICE CHAIR/COMMISSION POST 2**

**JIM HUBBARD**

### **COMMISSION POST 3**

**KAREN BOSCH**

- A. Announcement of Thanksgiving Food Drive on Saturday, November 5<sup>th</sup> at Starbucks on Sixes Road from 9:00 am. to 11:00 a.m.

**COMMISSION POST 4**

**JASON NELMS**

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**CONSENT AGENDA**

1. **AMENDED:** Consider approval of budget amendment for Patton Mold Settlement in the amount of \$1,076,662.50 to SPLOST V – Fire.

Mr. Cooper said that the County has received three checks from the settlement so far, totaling \$1,076,662.50. These funds are going to be used towards the new fire training facility. He said that the County is expecting an additional \$200,000 to \$300,000 from the settlement.

Commissioner Hubbard made a motion to approve the budget amendment; Commissioner Hubbard seconded and the motion received unanimous approval.

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**COUNTY MANAGER**

2. Consider approval to purchase new squads from Ten-8 / Medtec. Requesting an initial purchase of 5 units be made, funded by SPLOST V, and that a contract with 3 each 1-year extensions be approved to allow for a time-phased purchase of additional units, until the entire fleet is replaced. Purchases in 2012 and subsequent years would be from SPLOST VI. A tiered fleet replacement would keep the County from having an entire fleet with high mileage or low mileage, and provide Fire-ES some flexibility to move units around to balance maintenance and in-service time. Medtec / Ten-8 had a bid of \$141,355 per unit and a final score of 90.55. The total amount requested is \$710,000.

Commissioner Bosch made a motion to approve; Commissioner Nelms seconded and there was unanimous approval.

3. Consider approval to rescind the award of Cherokee Youth Basketball Uniform bid to Atlanta Hawks and award bid to Chandler Graphics. The Atlanta Hawks submitted the low bid of \$22.50 per uniform but have requested multiple changes to the standard professional services agreement and bid a different uniform than the one specified in the request for bid packet.

Commissioner Hubbard made a motion to rescind the bid award to the Atlanta Hawks; Commissioner Bosch seconded and there was unanimous approval.

Commissioner Hubbard made a motion to award the bid to Chandler Graphics; Commissioner Bosch seconded and there was unanimous approval.

4. Consider approval of Wellness Program Compliance Guidelines contingent upon recommendation of the Cherokee County Benefits Committee.

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

5. Consider approving a resolution requesting the relocation of E-911 Public Safety RF receiver site from Reinhardt University to the Georgia Forestry Commission site at Pine Log Mountain.

Commissioner Nelms made a motion to approve; Commissioner Hubbard seconded and there was unanimous approval.

6. Consider approval of Business Associate Agreement with both Gallagher Benefits Services, Inc. and Communit-Y Health Network (CHN) outlining responsibilities regarding the use and/or disclosure of Protected Health Information in Compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

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

7. Requesting approval of final draft agreement with Communit-Y Health Network of Northeast Georgia (CHN) for period of November 1, 2011 to September 30, 2012, in the amount of \$336 per employee enrolled in the county health plan with guaranteed rate for period of 2 years and guaranteed savings in one year. Contingent upon approval of County Attorney and Benefits Committee recommendation.

Commissioner Johnston made a motion to approve; Commissioner Bosch seconded and there was unanimous approval.

8. Consider approval of an amendment to the CDBG PY2010 (\$55,300) and PY 2011 (\$98,576) CDBG Annual Action Plans to award funds that had been set

aside for an Activity to Be Determined to MUST Ministries for the acquisition of property located at 111 Brown Industrial Parkway, Canton, GA.

Commissioner Nelms made a motion to approve; Commissioner Johnston seconded with a comment that the CDBG grant funds could only be used for Capital Projects. There was unanimous approval.

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### **COUNTY ATTORNEY**

9. Notice of annexation from the City of Woodstock, #0060-11, for parcels 15N18-153, .5 acres off Neese Road just north of Edinburgh Lane.

The Board decided that no action would be taken to oppose the annexation.

10. Notice of annexation from the City of Woodstock, #059-11, for parcels 15N24-145, 6.32 acres off Hwy. 92 east of Trickum Road.

The Board asked Mr. Dzikowski to find out more details of the annexation, particularly the applicant, and present the findings to the Board. The Board will decide at the November 15<sup>th</sup> meeting whether to take action against the annexation or not.

The Chairman announced that due to the fact that ten minutes remained until the Planning Commission met, he would allow the citizens who signed up on the Public Hearing form by mistake to speak until the meeting time was up.

1. Bill McNiff (Mr. McNiff had left the meeting already.)
2. Mike Davis said that due to the research he did on the financial impact study conducted in Statesboro's Aquatic Facility, he is in favor of the Aquatic Center in Cherokee County.
3. Glen Clardy of the Sixes Road area and a resident in Commissioner Bosch's district said that he understands that the Aquatic Center is expected to be revenue neutral after its third year. His concerns are going ahead with the project right now due to the economy.
4. Ken Hardy (Mr. Hardy had left the meeting already.)

By policy, minutes are not official until approved by the Board of Commissioners at a future regular meeting.

5. John Highland said that more time was needed to get information on the bonds but that it doesn't appear they have to be issued. He thinks the County should wait because of the economy.
6. Debbie Staver said that she began attending meetings in August and has seen the millage get raised regardless of citizens' comments. She said she felt the county should wait for better times to spend money.

The Chairman announced that time was up but that he would call one more person from the sign-up sheet to speak.

7. Mark Shilling with the Woodstock Aquatic Center, a privately owned facility spoke in favor of the new Aquatic Center.

The Chairman asked if there was any further business. Hearing none, Vice Chair/Commissioner Hubbard made the motion to adjourn at 7:08 p.m.; Commissioner Nelms seconded and the motion received unanimous approval.