

MINUTES

Cherokee County Board of Commissioners

July 10, 2012 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 6:03 p.m. Those present include Commissioner Harry B. Johnston; Commissioner Jim Hubbard; Vice Chair/Commissioner Karen Bosch; Commissioner Jason Nelms; County Manager Jerry Cooper; County Attorney Angie Davis; County Clerk Christy Black. Also present were Agency Directors/Department Heads; the media; and the public.

RATIFY CLOSURE OF EXECUTIVE SESSION

Chairman Ahrens asked for a motion to ratify the closure of Executive Session at 5:45 p.m.

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

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"

Chairman Ahrens led the Pledge of Allegiance.

PRESENTATIONS

None Scheduled.

PROCLAMATION

None Scheduled.

AMENDMENTS TO AGENDA

1. Under Chairman's section: Add reappointments to Airport Authority.

2. Under County Attorney Section: Add adoption of resolution to call for a special election.
3. Under Commissioner Bosch's section: Add appointment to the Ethics Board.
4. Under County Attorney section: Add ratification of consent order as presented to the court.

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

ANNOUNCEMENTS

1. Voting Dates, Times & Locations:

Please note that school starts back on Wednesday, August 1.

July 9 – July 20

8:30 a.m. - 5:00 p.m. (M-F)

Open to ALL Cherokee County registered voters! Election Office Only.

Cherokee County Elections Office

400 E. Main Street

Canton, GA 30114

July 21

8:30 a.m. - 4:00 p.m. (Saturday)

Open to ALL Cherokee County registered voters!

(Five locations-Cherokee County Elections Office, Ball Ground, Hickory Flat, Rose Creek and the Woodstock Libraries)

July 23 – July 27

8:30 a.m. – 7:00 p.m. (M-F)

Open to ALL Cherokee County registered voters!

(Five locations–Cherokee County Elections Office, Ball Ground, Hickory Flat, Rose Creek and the Woodstock Libraries)

July 30– Monday NO VOTING

July 31- ELECTION DAY

7:00 a.m. – 7:00 p.m. (Tuesday)

All county precincts are open ELECTION DAY

You must vote at your assigned precinct.

Call the Elections office at 770-479-0407 or visit <http://voter.cherokeega.com> for additional information.

2. Univeter Road Detour Notice

Cherokee County announces that Univeter Road, between North Industrial Way and South McCollum Drive will be closed to through traffic from July 16, 2012 through July 20, 2012, for reconstruction of the Georgia Northeastern and Pilgrim's Pride Railroad Crossings.

A posted detour will be provided during the duration of the construction. The detour route utilizes Marietta Highway, Hickory Road and New Light Road.

Cherokee County appreciates residents' patience during the detour period and requests that they obey the detour for their safety as well as for the safety of the contractors' personnel.

Questions regarding the detour or the project should be directed to the Cherokee County Engineering Department at 678-493-6077.

3. New requirements regarding accepted documents to obtain / renew driver's license.

Effective July 1, 2012, the documentation requirements for providing proof of identity for first issuance and renewal of licenses have changed. A notable change is the requirement of certain original documents for renewals including 1) proof of social security number, 2) primary identification – birth certificate or passport and 3) proof of residential address. For more information and to obtain the new checklist of all accepted documents visit the Department of Driver Services at www.dds.ga.gov or call (678) 413-8400.

APPROVAL OF EXECUTIVE SESSION MINUTES FROM JUNE 19, 2012.

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

APPROVAL OF WORK SESSION MINUTES FROM JUNE 19, 2012.

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

APPROVAL OF REGULAR MEETING MINUTES FROM JUNE 19, 2012.

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

PUBLIC HEARING

1. Proposed Amendment to the Rules and Regulations of Cherokee County's Records Management Program.

The Cherokee County Board of Commissioners will hold a public hearing in order to consider amending **Cherokee County's Records Management Program** at the Board's regular meeting on July 10, 2012, at 6:00 p.m. in Cherokee Hall, Cherokee County Administration Building, located at 1130 Bluffs Parkway, Canton, Georgia 30114. The purpose of the public hearing shall be for public review and comment concerning proposed amendments to the County's Records Management Program. The Board may act upon the Ordinance at the conclusion of the public hearing. A copy of the proposed amendment is on file with the Cherokee County Clerk. All Cherokee County residents and any other affected and/or interested persons are invited and encouraged to attend.

Commissioner Hubbard made a motion to open the public hearing at 6:09 p.m.; Commissioner Bosch seconded and there was unanimous approval.

Mr. Cooper presented the amendment which is a housekeeping measure to modify the County's Records Management Program to state that we are following the state's retention schedule.

Two people had signed up to speak.

1. Dot McCall signed up on the wrong sheet and did not speak.
2. Thomas Weaver signed up in favor of adopting the proposed Records Retention Ordinance.
3. Patti Pratt had signed up on the wrong from and did not speak.
4. Carolyn Cosby asked if the County adopts the state's retention schedule would records be destroyed after five years as with the state's schedule. Mr. Cooper explained that nothing was changing except to modify the ordinance to specifically state that the County is following the state law. She asked if a list of documents that were to be destroyed could be made available to the public prior to being destroyed. Mr. Cooper said that he would make the commissioners aware of any documents to be destroyed and would post a list of the documents on the County's website. Mr. Cooper added that the intent of the amendment was not to start destroying records.

Commissioner Hubbard made a motion to close the public hearing at 6:14 p.m.; Commissioner Nelms seconded and there was unanimous approval.

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

2. Public Review and Comment concerning proposed 2012 millage.

The Cherokee County Board of Commissioners shall conduct two Public Hearings for public review and comment concerning proposed **2012 millage rates** on July 10 and July 24, 2012, at 6:00 p.m. in Cherokee Hall, Cherokee County Administration Building, located at 1130 Bluffs Parkway, Canton, Georgia 30114.

Commissioner Hubbard made a motion to open the public hearing at 6:16 p.m.; Commissioner Johnston seconded and there was unanimous approval.

Janelle Funk went over the 2013 outlook and the impact of the millage rate.

Eight people had signed up to speak.

1. Patti Pratt signed up to comment and asked about other ways to cut costs including hiring an efficiency expert.
2. Carolyn Cosby spoke in opposition of the proposed millage rate.
3. John Hiland spoke in opposition of the proposed millage rate.
4. Tracy Torgerson spoke in opposition of the proposed millage rate.
5. Colleen Konwick spoke in opposition of the proposed millage rate.
6. Bill McNiff spoke in opposition of the proposed millage rate.
7. Debbie Staver spoke in opposition of the proposed millage rate.

Chairman Ahrens reminded everyone that a second public hearing on the millage rate would be held at the July 24th meeting. He further reminded everyone that the public hearings were not required, that the Board chose to seek public input on the matter.

8. Dot McCall signed up to comment that she did not see how raising the millage rate would be revenue neutral.

Commissioner Hubbard made a motion to close the public hearing at 6:42 p.m.; Commissioner Nelms seconded and there was unanimous approval.

PUBLIC COMMENT

1. Thomas Weaver had signed up to speak but declined speaking.
2. Bill McNiff signed up to speak about the mandamus.
3. Joe Robert signed up to speak about the millage rate and commented that he didn't know why the sample property tax comparison in the presentation showed that taxes hadn't gone up or down because his had gone up each year. Commissioner Johnston stated that the example shown demonstrated the

average home and the taxes focused in the comparison only represented the County component of taxes, not all taxes.

COMMISSION BUSINESS

CHAIRMAN

L. B. AHRENS

- A. Highland Rivers Board Re-appointment of Billy Hayes for another three-year term expiring on June 30, 2012.

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

- B. Amendment: Reappoint Dick Hall and Dave Davis to the Airport Authority.

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

COMMISSION POST 1

HARRY B. JOHNSTON

COMMISSION POST 2

JIM HUBBARD

VICE CHAIR/COMMISSION POST 3

KAREN BOSCH

Amendment: Appointment of John Seufert to the Ethics Board for the remainder of Kenneth Perry's term.

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

COMMISSION POST 4

JASON NELMS

Commissioner Nelms congratulated the Hobgood 6-year olds who won the state championship and will be going to the 6-year old World Series.

CONSENT AGENDA

- 1.1 Consider approval of a Memorandum of Understanding between Cherokee County and the Cherokee Day Training Center for DHS Coordinated Transportation for the FY 2012 contracting period, equating approximately \$32,537.50 in reimbursements from the Regional Transportation Office and \$3,425.00 to CATS for administration of the fund.
- 1.2 Consider approval of an Interagency Agreement between Cherokee Area Transit System (CATS) and the Atlanta Regional Commission (ARC) for Open Transit Data. There is no cost to CATS associated with the agreement.

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

COUNTY MANAGER

- 2.1 Consider award and Professional Services Agreement to low bidder Critical Power Solutions, Inc. from Hoschton GA for the County's Annual Generator Maintenance and Emergency Repair for 2012-2015 for a total maximum amount of \$28,090.00 to be divided between the following four departments: Property Management - \$5,525.00; Fire-EMS - \$16,195.00; Sheriff's Office - \$3,175.00; E-911 - \$3,195.00. There were three other bidders: W.W. Williams in Atlanta, Southern Power Systems in Newman, Power Pro-Tech Services in Ball Ground.

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

- 2.2 Consider a Local Maintenance Improvement Grant Agreement between Cherokee County and the Georgia Department of Transportation for the Commerce Boulevard-Phase 2 project in the amount of \$4,300,000.00.

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

- 2.3 Consider a Memorandum of Agreement between Cherokee County and Northside Hospital for the Commerce Boulevard Phase 2 project in the amount of \$2,200,000.00.

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

- 2.4 Consider approval of contract from low bidder N.J. Wilbanks Contracting Company, Inc. for construction of the Commerce Blvd. – Phase 2 project in the amount of \$7,884,926.56. Five bids were received ranging from low bid to \$8,274,968.99.

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

- 2.5 Consider a 5-month extension with VPSI, Inc. to continue the Cherokee County (CATS) Vanpool Program.

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

- 2.6 Consider acceptance of insurance recovery revenue from Vehicle Repair Insurance Claims and budget transfer in the amount of \$3,727.66 to Sheriff's Office Uniform Patrol Division.

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

- 2.7 Consider award and purchase of rescue boat and trailer to low bidder, Compeau's Inc., in the amount of \$77,275.94 along with associated items for a total of \$80,000.00. Second bidder was Riddle Marine in the amount of \$76,337.00 with some items not bid on.

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

COUNTY ATTORNEY

- 3.1 Amendment: Adoption of Resolution to request that the Board of Elections call a special election for a Homestead Option Sales Tax (HOST) to be placed on the November 6, 2012 General Election.

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

3.2 Amendment: Ratification of consent order as presented to the court.

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

ADJOURN

The Chairman asked if there was any further business. Hearing none, Commissioner Hubbard made the motion to adjourn at 7:55 p.m.; Commissioner Johnston seconded and the motion received unanimous approval.