

# MINUTES

## Cherokee County Board of Commissioners

December 4, 2012

Regular Meeting

CHEROKEE HALL 6:00 PM

### INVOCATION

Commissioner Hubbard gave the invocation.

### 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"*

Commissioner Bosch led the Pledge of Allegiance.

### 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 called for a motion to ratify closure of Executive Session at 5:10 p.m.; Commissioner Hubbard made the motion; Commissioner Johnston seconded and there was unanimous approval.

### PRESENTATIONS

### AMENDMENTS TO AGENDA

Under Chairman's portion: Add C) Reappointment to the Region 1 EMS Board.  
D) Elect Vice Chair for 2013 to District 4.

Under County Manager's Portion: Add 2.5) Consider Coast2Coast Rx Program.

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

## **ANNOUNCEMENTS**

The Chairman announced that Senator Rogers had resigned today and has taken a position with the Public Broadcast System.

## **APPROVAL OF EXECUTIVE SESSION MINUTES FROM NOVEMBER 20, 2012**

As distributed by the County Manager.

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

## **APPROVAL OF WORK SESSION MINUTES FROM NOVEMBER 20, 2012.**

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

## **APPROVAL OF REGULAR MEETING MINUTES FROM NOVEMBER 20, 2012.**

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

## **PUBLIC HEARING**

None Scheduled.

## **PUBLIC COMMENT**

Four people signed up to speak:

1. Carolyn Cosby signed up to speak about the forensic audit.
2. John Hiland signed up to speak about civics matters.
3. Tom Ware signed up to thank Commissioners Bosch and Hubbard for their 8 years of service to Cherokee County.
4. Marcus Beavers signed up to speak about civic matters.

## **ZONING CASES**

**COMMISSION BUSINESS**

**CHAIRMAN**

**L. B. AHRENS**

- A. Discuss upcoming vacancies on the Planning Commission.

Chairman Ahrens stated that Bob Whittaker and Garland Stewart both had appointments expiring the end of this year. Commissioner Johnston stated that they were the anchors of that board and that there was every reason to reappoint them.

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

- B. Recommendations for appointments to Cherokee County Development Authority and to the Development Authority of Cherokee County.

Chairman Ahrens stated that the constitutional development authority board (Cherokee County Development Authority) would have a vacancy at the end of the year with Bill Wester not wishing to continue. He said they had received a nomination from that board to appoint Ben Looper whose term would begin January 1, 2013.

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

Commissioner Hubbard added that he was delighted knowing Mr. Looper would be serving on that board because he is very involved and will do a great job.

The Chairman stated that Randy Gravley had other obligations and could not serve again on the Development Authority of Cherokee County. He said that they had a recommendation from the Cherokee Office of Economic Development to appoint Mark Goddard for the four year term beginning on January 1, 2013.

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

Commissioner Johnston commented that Mr. Goddard was the obvious choice and Commissioner Hubbard concurred.

The Chairman added that other reappointments to the board whose terms expire at the end of year are Wanda Roach, Robert Logan and Pat Comeaux.

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

C. Amended: Reappoint Chief Dan West to the Northwest Georgia - Region 1 Emergency Medical Services Council for another two-year term.

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

D. Amended: Election of Vice Chair for 2013 to District 4, Commissioner Nelms.

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

Chairman Ahrens added that he failed to mention the reappointment of Steve Holcomb to the Development Authority of Cherokee County whose term expires the end of this year.

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

Chairman Ahrens then added that on December 6 the Delegation was meeting with Cherokee County at 2:30 p.m. in the BOC Conference Room upstairs at the Bluffs and that this was an open meeting. He said that a Town Hall meeting was being held at 6:30 p.m. in Cherokee Hall that same day.

Chairman Ahrens stated that he would not be at the December 18 meeting because he would be visiting his mother in Connecticut, adding that this would be just the second meeting he'd missed. He said that he would have a draft agenda prepared for the January 17 retreat and that proper notice would be sent to the media the first week in January.

**COMMISSION DISTRICT 1**

**HARRY B. JOHNSTON**

**COMMISSION DISTRICT 2**

**JIM HUBBARD**

**VICE CHAIR/COMMISSION DISTRICT 3**

**KAREN BOSCH**

**COMMISSION DISTRICT 4**

**JASON NELMS**

## CONSENT AGENDA

- 1.1 Consider approval of FY 2012 GDOT supplemental contract in the amount of \$13,782.00 for reimbursement of operating expenses associated with the CATS 5311 Rural Public Transportation program. Per the supplemental contract Cherokee County will be reimbursed an additional \$13,782.00 in FY 2012 operating expenses.
  
- 1.2 Consider approval to set a public hearing for January 8, 2013 for an Exceptional Variance to the TND Ordinance at 5808 Highway 92 for a restaurant.

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

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## COUNTY MANAGER

- 2.1 Consider approval to purchase three (3) vehicles and two (2) enclosed bed units for the Marshal's Office for a total amount of \$83,382.00 from SPLOST Funds.

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

- 2.2 Consider approval to accept and approve Aquatic Center add alternates for one-year maintenance agreement with option for second year in the amount of \$50,000.00 year one and \$52,000 for year two as submitted by Aqua Design Systems; and approval to accept one year agreement with Shumate Mechanical in the amount of \$18,000 and second year agreement in the amount of \$18,000. **Total amount for the first year not to exceed \$70,000.00.** (\$35,000 in FY2013 and \$35,000 in FY2014).

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

- 2.3 Consider approval to award low bidder, Alert Works, Ltd., for the purchase of NOAA Weather Radio All Hazard Receivers in an amount not to exceed \$23.00 per radio for 500 radios for a total amount not to exceed \$11,500.00. Second lowest bid was in the amount of \$25.90 per radio from Midland Radio Corp.

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

2.4 Consider approval to engage McClendon & Associates to perform a forensic audit related to the BGR/Bobo Project in the amount not to exceed \$75,000.00.

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

2.5 Amended: Consider approval of Coast2Coast Rx Program and agreement as modified by Jarrard & Davis.

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

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## **COUNTY ATTORNEY**

3.1 Consider amendment to Cherokee County Code of Ordinances related to the regulation of dangerous dogs.

Ms. Davis recommended adopting the ordinance as is to be in compliance with state law and to give us more leverage. Animal Control will continue to research the cost issue discussed in Work Session and amendments to the ordinance can be made at a later date.

Commissioner Hubbard 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 6:56 p.m.; Commissioner Nelms seconded and the motion received unanimous approval.