

# SUMMARY

## Cherokee County Board of Commissioners

July 16, 2013

Regular Meeting

CHEROKEE HALL 6:00 PM

### INVOCATION

Pastor Marc Lawson with NorthGate Church 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 Poole led the Pledge of Allegiance.

### CALL TO ORDER

### CHAIRMAN AHRENS

Chairman Ahrens called the regular meeting to order at 6:05 p.m. Those present included Commissioner Harry B. Johnston; Commissioner Raymond Gunnin; Commissioner Brian Poole; Vice Chair/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

The Chairman called for a motion to ratify the closure of Executive Session at 5:40 p.m.

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

### PRESENTATIONS/PROCLAMATIONS

### AMENDMENTS TO AGENDA

## **ANNOUNCEMENTS**

### **APPROVAL OF EXECUTIVE SESSION MINUTES FROM JULY 2, 2013.**

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 JULY 2, 2013.**

Commissioner Gunnin made a motion to approve; Commissioner Poole seconded and there was unanimous approval.

### **APPROVAL OF REGULAR MEETING MINUTES FROM JULY 2, 2013.**

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

## **PUBLIC HEARING**

1. Consider changes to the **Impact Fee Ordinance** of Cherokee County, Georgia, Chapter 32, Article II to modify the fees charged in the Impact Fee Schedule. The public is invited to attend.

Commissioner Nelms made a motion to open the Public Hearing at 6:07 p.m.; Commissioner Gunnin seconded and there was unanimous approval.

Jeff Watkins went over the proposed changes.

No one had signed up to speak.

Commissioner Nelms made a motion to close the Public Hearing at 6:08 p.m.; Commissioner Poole seconded and there was unanimous approval.

Commissioner Johnston made a motion to adopt the proposed changes to the ordinance; Commissioner Nelms seconded and there was unanimous approval.

2. Consider a petition by Acworth Highway 92 Partners, LLC, to modify conditions of zoning, Case # 05-04-030, Majestic Hwy. 92 Partners, LLC.

Commissioner Nelms made a motion to open the Public Hearing at 6:12 p.m.; Commissioner Gunnin seconded and there was unanimous approval.

Vicki Taylor Lee went over the details of the petition related specifically to three modifications the applicant was requesting. Mr. Woody Galloway, attorney for the applicant, was in attendance to answer questions and give more details on the modifications being requested.

No one had signed up to speak.

Commissioner Nelms made a motion to close the Public Hearing at 6:18 p.m.; Commissioner Poole seconded and there was unanimous approval.

Commissioner Nelms made a motion to adopt the resolution to approve the modifications requested; Commissioner Poole seconded and there was unanimous approval.

## **PUBLIC COMMENT**

## **ZONING CASES**

<b>CASE NUMBER</b>	: 13-07-008
<b>APPLICANT</b>	: Ben Snow
<b>ZONING CHANGE</b>	: R-80 to AG
<b>LOCATION</b>	: 233 Dry Pond Lane
<b>MAP &amp; PARCEL NUMBER</b>	: 13N06, 050 and 051
<b>ACRES</b>	: 24.7
<b>PROPOSED DEVELOPMENT</b>	: Residential and Agricultural uses
<b>COMMISSION DISTRICT</b>	: 1
<b>FUTURE DEVELOPMENT MAP</b>	: Rural Places
<b>PLANNING COMMISSION RECOMMENDATION</b>	: Approval

Commissioner Johnston, District Commissioner for the case, stated that he thought the intent of growing a garden was pretty good use of the property and would support the Planning Commission's recommendation of approval.

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

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## **COMMISSION BUSINESS**

### **CHAIRMAN**

**L. B. AHRENS**

- A. Special Called Meeting notice for July 25, 2013 at 6:00 p.m. to adopt all County Millage Rates.

Janelle Funk went over a slide presentation with the latest numbers as presented by the tax assessor. Chairman Ahrens commented that the County must submit one complete document that includes the School Board's adopted rate.

- B. Reminder of Public Hearing Scheduled for August 6, 2013 regarding the Etowah Community Development Standards.

Chairman Ahrens announced that the property owners have requested to postpone the Public Hearing until the August 20, 2013 meeting. Jeff Watkins said that his department would take care of advertising the Public Hearing for the new date.

### **COMMISSION DISTRICT 1**

**HARRY B. JOHNSTON**

### **COMMISSION DISTRICT 2**

**RAYMOND GUNNIN**

### **COMMISSION DISTRICT 3**

**BRIAN POOLE**

**CONSENT AGENDA**

- 1.1 Consideration to designate no U-Turns and install "No U-Turn" signs at the intersection of Eagle Drive and West Putnam Ferry Road.
- 1.2 Consider approval of proposal from Jive Communications to provide Voice over IP Telephone Service at the South Annex Recreation Center.
- 1.3 Consider approval of Professional Services Agreement with Fire Fox EVS, LLC, in the amount of \$7,730.00 per year to provide the required annual testing of Ground Ladders and Pump Service. The second of two bids received was from Fire One in the amount of \$18,875.00 per year.

Commissioner Gunnin made a motion to approve the Consent Agenda; Commissioner Nelms seconded and there was unanimous approval.

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**COUNTY MANAGER**

- 2.1 Adopt 2013 Millage Rates for General Fund, Fire District, and Parks Bond (Debt Service).

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

2.2 Consider approval of contract with CW Matthews Contracting Company, Inc., for construction of the Towne Lake Parkway and Rose Creek Drive resurfacing project in the amount of \$1,901,794.60.

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

2.3 Consider approval of construction contract to the lowest responsible bidder, Georgia Development Partners, LLC, in the amount of \$1,287,396.77 for projects at Barnett, Dwight Terry, Sequoyah and Weatherby parks. A contingency amount of \$103,400.00 is also requested.

Commissioner Gunnin made a motion to approve; Commissioner Poole seconded and there was unanimous approval.

2.4 Consider acceptance of U.S. Department of Housing and Urban Development CDBG Funding Approval/Agreement in the amount of \$975,232.00.

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

2.5 Consideration of Benefits Committee recommendation to reduce employee health insurance premium costs 10% for FY2014 at an estimated cost of \$275,000 to be paid with Insurance and Benefit Fund reserves which currently totals \$1.3 million. It is estimated that reserves will total \$1.8 million on October 1, 2013.

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

2.6 Consideration of Benefits Committee recommendation to select Conexis as the new Flex Benefits provider.

Mr. Cooper commented that Conexis is a subsidiary of Blue Cross Blue Shield. He added that this change would be a decrease in cost and that the recommendation was to approve the PSA for Flex Benefit and Cobra Administration contingent upon review and approval of the County Attorney.

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

2.7 Resolution concerning Cherokee Water and Sewerage Authority (CCWSA) sharing costs of Metro North Georgia Water Planning District's fees.

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

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## **COUNTY ATTORNEY**

## **ADJOURN**

The Chairman asked if there was any further business. Hearing none, Commissioner Nelms made a motion to adjourn at 6:44 p.m.; Commissioner Poole seconded and the motion received unanimous approval.