

MINUTES

Cherokee County Board of Commissioners

August 20, 2013
Regular Meeting
CHEROKEE HALL 6:00 PM

INVOCATION

Commissioner Nelms 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 Gunnin led the Pledge of Allegiance.

CALL TO ORDER

CHAIRMAN AHRENS

Chairman Ahrens called the regular meeting to order at 6:04 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

Chairman Ahrens called for a motion to ratify the closure of Executive Session at 5:55 p.m.

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

PRESENTATIONS/PROCLAMATIONS

None Scheduled.

AMENDMENTS TO AGENDA

None.

ANNOUNCEMENTS

None.

APPROVAL OF EXECUTIVE SESSION MINUTES FROM AUGUST 6, 2013. (As distributed by the County Manager.)

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

APPROVAL OF WORK SESSION MINUTES FROM AUGUST 6, 2013.

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

APPROVAL OF REGULAR MEETING MINUTES FROM AUGUST 6, 2013.

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

PUBLIC HEARING

1. Public Hearing to consider transmittal of transmittal of the Capital Improvement Element 2013 Amendment and 2013 Capital Improvements Element *I* Short Term Work Plan Annual Update to the Atlanta Regional Commission and the Georgia Department of Community Affairs for their review.

Commissioner Nelms made a motion to open the Public Hearing at 6:06 p.m.; Commissioner Gunnin seconded and there was unanimous approval.

Margaret Stallings gave a brief overview of the Capital Improvement Element and Annual Update.

No one had signed up to speak at the Public Hearing.

Commissioner Nelms made a motion to close the Public Hearing at 6:09 p.m.; Commissioner Poole seconded and there was unanimous approval.

Commissioner Johnston made a motion to approve the draft resolution presented for submittal; Commissioner Gunnin seconded and there was unanimous approval.

PUBLIC COMMENT

No one signed up to speak.

ZONING CASES

CASE NUMBER	: 13-08-011
APPLICANT	: Arthur Sarkisian
ZONING CHANGE	: NC to GC
LOCATION	: 420 Victoria Road
MAP & PARCEL NUMBER	: 21N09, Part of Parcel 581
ACRES	: 2.93
PROPOSED DEVELOPMENT	: Commercial Uses
COMMISSION DISTRICT	: 3
FUTURE DEVELOPMENT MAP	: Neighborhood Village over Suburban Living
PLANNING COMMISSION RECOMMENDATION	: Approval

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

COMMISSION BUSINESS

CHAIRMAN

L. B. AHRENS

- A. Vacancy on DBHDD (Department of Behavioral Health and Developmental Disabilities) Region One Planning Board.

The Chairman referenced a letter just received from the DBHDD stating that Cherokee County had a vacant seat on the Board. The Chairman said the vacancy would likely be discussed at the next meeting.

- B. Discuss timing of Etowah Community Public Hearing.

The Chairman gave some background on the project that goes back to the 1990 time period. He said that the Board had called for a Public Hearing for

September 3, 2013 thinking that it allowed sufficient time to provide options to be made available for public view, but after a very lengthy Work Session Discussion today, the general consensus was to postpone the Public Hearing to September 17, 2013. He commented that he had made a commitment to the community to provide draft site plans, etc., at least 10 days prior to a Public Hearing and that has not happened. He said that he feels we are getting close to having that documentation.

Chairman Ahrens made a motion to hold the Public Hearing on September 17, 2013; Commissioner Nelms seconded and there was unanimous approval.

C. Consider two additional RRDA Board Members.

The Chairman stated as a reminder that they had made a commitment to replace his and Commissioner Johnston's seat on the RRDA Board by July of this year with citizen members, but that they had not found candidates who are willing to serve on the Board. He said that he now had a couple of candidates who are willing to serve. He said that Mr. John Konup and Mr. Robert Morrison were excellent candidates and had confirmed their willingness to serve on the Board. Commissioner Johnston said that he knew the candidates and agreed that they were great choices for the two seats.

Commissioner Johnston made a motion to appoint John Konup and Robert Morrison to replace himself and Chairman Ahrens on the RRDA Board; Commissioner Nelms seconded and there was unanimous approval.

D. Set BOC/RRDA Special Joint Meeting Date for September 3, 2013.

Chairman Ahrens announced that there would be a called Special Joint BOC/RRDA meeting on September 3, 2013 to transfer responsibilities to the RRDA Board.

COMMISSION DISTRICT 1

HARRY B. JOHNSTON

COMMISSION DISTRICT 2

RAYMOND GUNNIN

COMMISSION DISTRICT 3

BRIAN POOLE

VICE CHAIR/COMMISSION DISTRICT 4

JASON NELMS

CONSENT AGENDA

- 1.1 Approval to set a Public Hearing for September 17, 2013 at 6:00 p.m. to solicit public feedback regarding the FY2014 Budget.

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

COUNTY MANAGER

- 2.1 Consider approval of sale agreement with Westbridge Partners for \$1,800,000.00, plus reimbursement for removal of façade of approximately \$200,000.00 for the former Jones Building.

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

- 2.2 Award the County's standard Construction Agreement with the most responsive, responsible proposer, Headley Construction, in the amount of \$179,000.00 for the Removal of the Metal and Stucco Veneer from the Jones Building. Additional requests include a construction contingency in the amount of \$21,000.00 and interior abatement allowance in the amount of \$25,000.00 for a total requested amount of \$225,000.00.

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

2.3 Approval of agreement to Discontinue Services set forth by the Professional Services Agreement dated September 3, 2010, between Cherokee County and HDR Engineering, Inc. for the East Park Project.

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

2.4 Consider approval of Professional Services Contract with AMEC Environment & Infrastructure, Inc., for completing design revisions and updates to the SR 140 and East Cherokee Drive intersection improvement project in the amount of \$60,810.00.

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

2.5 Approval to award Professional Services Agreement to lowest, responsive bidder, Spectrum Floor Designs, in the amount of \$23,679.49 for the E-911 flooring and authorize County Manager to sign the PSA on behalf of the Board.

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

2.6 Consideration of Names for the Baseball Complex and Fields at the Killian Property.

Mr. Cooper stated that the Parks & Recreation Advisory Board recommended the names as follows: The Richard Mauldin Baseball Complex at Kenney Askew Park, with individual baseball fields named after Herman Lawson, Homer Adams, Ty Adams, Arfellow Gates, Willis Waters, and Jimmy Long. Terry Darby is an additional name added to the list. Commissioner Johnston mentioned that five of the names would be for the fields at Kenney Askew while two will be designated for fields at Harmon Park.

Commissioner Johnston stated that Mr. Mauldin had been humble in recognizing everyone but himself in their contribution to the league and others wanted to recognize him. Commissioner Johnston congratulated him and the others for this recognition.

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

2.7 Consider amending Cherokee Soccer Association agreement to allow additional field lighting at Badger Creek.

Mr. Cooper stated that the Parks & Recreation Advisory Board had unanimously voted approval of the agreement.

Commissioner Johnston confirmed that it does not include the west side closest to surrounding neighborhoods. Commissioner Nelms confirmed CSA's responsibility for the cost of the installation.

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

2.8 Consider changing definition of Local Recreation Provider in Athletic Field Use Policy to include a minimum size of 60 players or 5 teams, whichever is less.

Mr. Cooper stated that the Parks & Recreation Advisory Board had unanimously voted approval of the change.

Commissioner Johnston commented that he approves this but wants to make sure that other ad hoc players get a chance to use the fields. Mr. Cooper replied that they would. Commissioner Poole asked if this would affect the Miracle League who uses these fields. Mr. Cooper replied that it would not, that they would be given the same priority as before.

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

2.9 Consider 10-month lease with two, one-year (12-month) extensions with the State Properties Commission for use by Juvenile Justice for lease rate of \$4,526.25 per month for 3,621 square feet of office space located adjacent to the Department of Driver Services.

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

2.10 Consider acceptance of bid from Dewell Day for property owned by the County located near Bishop Road totaling 1,810 square feet for bid amount of \$1,000.

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

2.11 Consider renewal of Fire Services Agreement between Cherokee County and the City of Holly Springs for a period of five (5) years.

Mr. Cooper commented that the agreement commences on October 1, 2013 and that it allows the exclusion of the tax allocation district property.

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

2.12 Consider Intergovernmental Agreement to conduct elections in Waleska, and Mountain Park.

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

2.13 Consider approval of Revised Grant Fiscal Management Policy which formalizes the procedures to ensure that the County is in compliance with OMB A-87 Attachment B.

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

COUNTY ATTORNEY

ADJOURN

The Chairman asked if there was any further business. Hearing none, Commissioner Nelms made a motion to adjourn at 6:41 p.m.; Commissioner Poole seconded and the motion received unanimous approval.