

**HEARD COUNTY BOARD OF COMMISSIONERS MEETING
JULY 26, 2011 – 6:30 P.M.**

The Heard County Board of Commissioners held a Commissioners Meeting on July 26, 2011 at 6:30 p.m. in the courtroom of the Heard County Courthouse. In attendance at the meeting were Commission Chair June Jackson, District 1 Commissioner Karen Isenhower, District 2 Commissioner Jacob Cammon, District 3 Commissioner Gwen Caldwell, District 4 Commissioner Frank Crook, District 5 Commissioner Sandi Allen, and County Attorney Jerry Ann Conner. Commission Chair Jackson called the meeting to order and welcomed everyone present. Chief Scott Blue gave the invocation.

Agenda Item # 3 – Approval of Minutes – On motion (Allen) and second (Cammon), the Board unanimously voted to approve the minutes from June 28, 2011 as presented.

Agenda Item # 4 – Amend Agenda – Commission Chair Jackson asked to amend the agenda to discuss New Business before Old Business. On motion (Cammon) and second (Crook), the Board unanimously approved this request. Commissioner Allen requested adding “g” – Discuss Public Works Equipment to New Business. On motion (Allen) and second (Cammon), the Board unanimously approved this request. Commission Chair Jackson requested adding “b” – Approve Pay Request for Glover Road Gymnasium to Old Business. On motion (Allen) and second (Crook), the Board unanimously approved this request.

Agenda Item # 5 – Public Comments – Commission Chair Jackson opened public comments and reviewed the public meeting rules and regulations, regarding public comments. The following citizens spoke regarding items on the agenda:

Mr. Charles Cummings, 1206 Ferry Road, regarding Agenda Item # 7 – New Business – f. – Discuss Commissioner Legal Counsel Policy; Mrs. Mary Cates, 845 Robinson Street, regarding Agenda Item # 7 – New Business – a. – Discuss City of Ephesus Annexation; Mr. Paul King, 1206-A Ferry Road, regarding Agenda Item # 7 – New Business – e. Discuss Certificate of Deposit Renewal; Mr. Ralph Cates, 845 Robinson Street, regarding Agenda Item # 7 – New Business – a. Discuss City of Ephesus Annexation.

Agenda Item # 7 – New Business – a. Discuss City of Ephesus Annexation – Mayor Denney Rogers and Ephesus City Attorney, David Mecklin explained to the Board that the City of Ephesus would like to annex several parcels of land into the City of Ephesus. Mr. Mecklin explained that these parcels would then completely be in the City of Ephesus. He explained that some of the parcels have the house in the City and their pasture land in the County or vice versa. The annexation would “clean up” these parcels. He explained that the City of Ephesus did hold the required public hearing and at their regular council meeting voted to proceed with the annexation. County Attorney, Jerry Ann Conner explained to the Board that there are only two reasons the County could object to this annexation. One reason would be when the County received notice from the City of Ephesus if there were any public infrastructure within the jurisdiction that the County would be losing into the City. Secondly, when it comes in at a higher density use or more services are necessary from the County because of more intense use. She stated at this time, there is no basis for any action by the County since those two conditions do not apply. Attorney Mecklin stated that the City of Ephesus would be proceeding with the annexation.

b. Approve 9-1-1 Resolution – Chief Scott Blue – Chief Scott Blue presented a 9-1-1 resolution to the Board. He explained that this will allow the County to receive fees on prepaid wireless retail transactions occurring within the jurisdiction of the public service answering point in the amount of 75 cents for each transaction. He stated these fees collected will go into the 9-1-1 fund. On motion (Allen) and second (Caldwell), the Board unanimously approved this resolution.

c. Discuss Assistance to Firefighter Grant – Chief Scott Blue – Chief Scott Blue stated that Heard County has been awarded the FY 2010 Assistance to Firefighters Grant in the amount of \$68,400.00. He explained that the federal share is 95% or \$64,980.00 and the County’s share is 5% or \$3,420.00. He stated this grant would be used for thermal imaging cameras and protective clothing. He received 3 bids on the thermal imaging cameras and asked the board to approve purchasing only the cameras with no chargers at this time. The bids were as follows:

Georgia Fire & Rescue Supply	-	\$9,000.00	-	Bullard cameras
NAFECO	-	\$9,000.00	-	ISG cameras
Draeger	-	\$9,999.99	-	Draeger cameras

He stated that Draeger agreed to match the other bids of \$9,000.00.

He asked the Board to approve the Bullard camera with \$25,650.00 coming from the federal grant and \$1,350.00 coming from the County. On motion (Allen) and second (Isenhower), the Board unanimously approved this request with the \$1,350.00 to be paid with SPLOST funds.

d. Discuss Intergovernmental Agreement with City of Franklin – Chief Blue stated he has not had time to review this agreement and would like to postpone the approval of this agreement to a later date.

e. Discuss Certificate of Deposit Renewal – Felicia Adams, Finance Director – Felicia Adams, Finance Director presented rates from four banks on renewing the certificate of deposit that was set aside for emergencies in 2007. She explained that this certificate of deposit is currently at \$1,123,646.25. She presented the following options:

- | | | |
|-----------------------|---|---------------------|
| B B & T | - | 0.06 for 6 months |
| | - | 0.18 for 12 months |
| Bank of North Georgia | - | 0.2 for 6 months |
| | - | 0.3 for 12 months |
| Certus | - | 0.18 for 6 months |
| | - | 1.035 for 12 months |
| Regions | - | 0.1 for 6 months |
| | - | 0.1 for 12 months |

Mrs. Adams stated this money is properly collateralized at 110%. Commissioner Isenhower asked for a copy of that and Mrs. Adams stated that would not be a problem as soon as the account is open at whichever bank is chosen. On motion (Crook) and second (Cammon), the Board voted 4 to 1 to renew this certificate of deposit with Certus Bank at the rate of 1.035 for 12 months. Commissioner Allen, Commissioner Crook, Commissioner Caldwell and Commissioner Cammon voted for the motion. Commissioner Isenhower voted against the motion.

f. Discuss Commissioner Legal Counsel Policy – Commission Chair Jackson presented a policy regarding the Board seeking legal counsel from the County Attorney. She explained that due to the fact that the Chairman has the administrative responsibility and

authority over the county budget including the legal fees line item, she is requesting a policy that will require all District Commissioners to make requests for legal advice from the County Attorney to come through the Commission Chair first. This policy states that the District Commissioner can appeal the Chairman’s decision to the Board of Commissioners if their request is denied by the Chairman. After some discussion, on motion (Crook) and second (Allen), the Board voted 4 to 1 to approve this policy. Commissioner Allen, Commissioner Crook, Commissioner Caldwell and Commissioner Cammon voted for the motion. Commissioner Isenhower voted against the motion.

g. Discuss Public Works Equipment – Mr. Darold Wiggins, Public Works Director asked the Board to approve him replacing a 2001 Ford F150 pickup, which is one of the oldest trucks owned by the County and used in the Public Works Department. He presented two bids on a 2011 Ford F250 4x4 crew cab truck and two bids on a 2011 Chevrolet 2500 series crew cab truck. The bids were as follows:

Richard Haney, Carrollton	-	\$29,390.00
Mike Fitzpatrick, Newnan	-	\$29,659.55
Mike Bell Chevrolet	-	\$29,850.00
Southtowne, Newnan	-	\$33,963.00

Mr. Wiggins made a recommendation to accept the bid from Richard Haney Ford in Carrollton at the cost of \$29,390.00. Mr. Wiggins stated he would like to surplus some items in the Public Works Department to help offset the purchase of this truck. On motion (Crook) and second (Caldwell), the Board voted 4 to 1 to approve Mr. Wiggins recommendation and to pay for this truck with old SPLOST monies. Commissioner

Allen, Commissioner Crook, Commissioner Caldwell and Commissioner Cammon voted for the motion. Commissioner Isenhower voted against the motion.

Agenda Item # 6 – Old Business – a. Discuss SPLOST Referendum Resolution – Mr.

Kevin Hamby – County Attorney, Jerry Ann Conner and Mr. Kevin Hamby asked the Board to postpone approving this resolution and to schedule a called meeting on Thursday, July 28, 2011 at 6:00 p.m. to discuss this issue. All agreed.

b. Approve Pay Request for Glover Road Gymnasium – Mr. Kevin Hamby presented the final pay request for the Glover Road Gymnasium renovations in the amount of \$1,500.00 to be paid to Earley Construction. On motion (Cammon) and second (Caldwell), the Board unanimously voted to approve this final pay request.

Agenda Item # 8 – Executive Session – Commissioner Isenhower asked for an Executive Session to discuss personnel. On motion (Isenhower) and second (Cammon), the Board voted 2 for this motion and 3 opposing this motion. The motion failed.

Commissioner Isenhower and Commissioner Cammon voted for the motion.

Commissioner Allen, Commissioner Crook and Commissioner Caldwell voted against the motion.

There being no further business, on motion (Cammon) and second (Caldwell), the Board unanimously voted to adjourn.