

The Banks County Board of Commissioners held a called meeting on October 28, 2019 at 2:00 p.m. in the Board Room of the Banks County Courthouse Annex. The purpose of the meeting was to consider the following:

**Members Present**

Chairman Jimmy Hooper  
Vice Chairman David Duckett  
Commissioner Sammy Reece  
Commissioner Charles Turk  
Commissioner Danny Maxwell was absent

**Staff Present**

County Clerk Regina Gailey  
County Attorney Randall Frost  
Economic Developer Hannah Mullins

**Media Present**

Rob Moore, Access North Georgia

**1. Call to Order**

Ch. Hooper called the meeting to order.

**2. Approval of Agenda**

Motion to delete #4 Request for approval to rescind the termination of the Contract between Banks County and BM&K Construction, Inc., for the purpose of negotiation settlement of additional repairs to the Senior Center and to add #4 Assignment of mediation authority on the Board's behalf for the Senior Center Construction Mediation: Jimmy Hooper

Second: Sammy Reece

Vote: 4:0

All aye votes and the motion passed.

**3. Request to approve the transfer of assets of Diana Food, Inc. ("Diana") located in Banks County, including the facility located in Banks County, to Kerry Inc., and Kerry Luxembourg S.à r.l. (collectively the Kerry Entities)" and the assumption of the Kerry Entities of the obligations of Diana under all agreements with the County, the Development Authority and the City of Commerce.**

Atty Frost stated this would be in the form of a resolution.

Motion to approve resolution as stated: Jimmy Hooper

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed. *(Copy of resolution filed in Attachment to Minutes Book 10-2) #2019-12*

**4. Assignment of mediation authority on the Board's behalf for the Senior Center Construction Mediation**

Motion to give authority to Comm. Sammy Reece and Comm. Danny Maxwell to act on behalf of the Board in the mediation scheduled for October 29, 2019: Jimmy Hooper

Second: David Duckett

Vote: 3:0:1

Comm. Reece abstained due to conflict of interest.  
Majority vote and the motion passed.

**5. Adjournment**

Ch. Hooper adjourned the meeting at 2:06 p.m.

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Chairman

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County Clerk

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