

The Banks County Board of Commissioners held their regular meeting on June 11, 2017 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex.

Members Present

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

Staff Present

County Attorney Randall Frost
Finance Officer Randy Failyer
County Clerk Regina Gailey
Personnel Officer Arlene Ivey
Economic Developer Brad Day

Media Present

Access North Georgia - Rob Moore
Banks County News – Angela Gary

1. Call to Order

Ch. Hooper called the meeting to order.

2. Approval of Agenda

Motion to amend the agenda to add “17. *Executive Session: Personnel*”: Jimmy Hooper

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed.

3. Moment of Reflection

Ch. Hooper stated the story for Christians began with a mother – Mary. He encouraged all to honor and remember their mothers.

4. Pledge to the American Flag

Ch. Hooper led the Pledge to the American Flag.

5. Approval of Invoices

Motion to approve the invoices: David Duckett

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed.

6. Approval of Minutes – 4/11

Motion to approve the minutes: Danny Maxwell

Second: David Duckett

Vote: 4:0

All aye votes and motion passed.

7. Planning Commission Recommendations: NONE

8. Public Comment: Charity Rd

David Tolar

Mr. Tolar stated he purchased 9.74 acres in 1994 and asked for the road to be a county road. He stated speeding has been a long time problem and has asked for help numerous times and even called the Sheriff's department three times. He then asked for help from the Commission Board to alleviate the problem. He stated he had installed speed breakers himself but they had since been removed.

9. Industrial Park Wastewater Pre-Treatment Facility – Banks County/Development Authority/City of Commerce

Brad Day

Mr. Day stated this was to serve Diana Food and the Development Authority had already approved the agreement. He stated this would establish the responsibility for repayment of the GEFA loan if the company defaults. Comm. Turk stated it was the Development Authority's property and that he would rather see the County listed as last in the line of responsibility with the Development Authority being first in the case of default. Comm. Turk also asked how the City of Commerce would receive revenue in the interim until the plant is built after the treatment facility is complete. He then stated he felt the county should be the last responsible for the default in payment. Mr. Day stated it was his understanding that there would be no GEFA loan repayment until the company is in operation. He stated it was also his understanding that the only obligation the county may have would be toward a default by Diana Food.

Attorney Frost stated the City of Commerce would only agree to the County and the Development Authority assuming responsibility if Diana Food defaults on payment. He stated he didn't think however that the City would mind if the Development Authority was listed first and the County listed if the Development Authority lacks funds.

Motion to approve the agreement pending change in order of responsibility as stated: Jimmy Hooper

Second: Danny Maxwell

Vote: 4:0

All aye votes and motion passed.

(Copy of agreement filed in Attachment to Minutes Book #9-8)

10. Fire/EMS:

Chief Steve Nichols

a. Personnel Certification Recognitions

Chief Nichols recognized the following for achieving MPQ Firefighter Certification:

Peter Keck

Chris Carithers

Lucas Vendrillo

Cassie Denton

David Farmer

Chief Nichols recognized the following for achieving First Responder Certification:

Chris Mayfield

Elliott Owen

Every Oliver

Clay Dorsey
David Farmer

a. Ambulance Fees

Chief Nichols stated 2012 was the most recent time the fees were reviewed with only an increase in the mileage rate – fees remained the same. He stated from at least 2007 forward he saw no increase in the ambulance fees. He stated they had polled regional counties with Banks County showing the lowest fees. He stated only 4% of those transported were self-pay with the remainder being insurance, Medicare or Medicaid. For 2016 this only affected 78 patients with many being from out of the county. He then recommended a 19% average increase in order to be in line with regional counties. This would be approximately \$220,000 increase in revenue to offset expenses for the service.

Motion to approve the 19% fee increase effective July 1, 2017: Jimmy Hooper

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed.

11. Employee Leave Request

Arlene Ivey

Ms. Ivey stated an employee with the Fire/EMS department had a horseback riding accident but does not qualify for FMLA. She stated she and Chief Nichols had requested that the Board authorize a total of 12 weeks unpaid leave including leave already taken.

Motion to approve the unpaid leave: Jimmy Hooper

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed.

12. FY2018 Senior Nutrition Program Services Contract – Legacy Link

Randy Failyer

Mr. Failyer stated this was the annual contract with Legacy Link.

Motion to approve the contract: David Duckett

Second: Charles Turk

Vote: 4:0

All aye votes and motion passed.

(Copy of contract filed in Attachment to Minutes Book 9-8)

13. Sheriff's Office Vehicle Purchase

Mr. Failyer stated this was to clarify the fund from where the vehicle would be purchased in the amount of \$12,000 in addition to the previously approved \$100,000 to be paid from the Capital Fund.

Motion to approve the purchase paid from the Capital Fund: Charles Turk

Second: Jimmy Hooper

Vote: 4:0

All aye votes and motion passed.

14. Sheriff's Office Inmate Housing Agreement Ratification – City of Alto

Ch. Hooper stated he had signed the agreement for the Sheriff to return to Alto and asked for ratification by the Board.

Motion to ratify the Chairman's signature and approve the agreement: Charles Turk

Second: Danny Maxwell

Vote: 4:0

All aye votes and motion passed.

(Copy of agreement filed in Attachment to Minutes Book 9-8)

15. Advertisement for Bids – John Morris Rd & Gowder Rd

Comm. Duckett stated they were waiting on the soil erosion plan from KCI Engineering, then it would be time to proceed with the bid process.

Motion to approve proceeding with the bid process: David Duckett

Second: Danny Maxwell

Jimmy Hooper: Aye

Danny Maxwell: Aye

David Duckett: Aye

Sammy Reece: Absent

Charles Turk: Abstained due to proximity of his property to Gowder Rd

Vote: 3:0

Majority aye votes and motion passed.

16. Copier Lease Agreement

Randy Failyer

Mr. Failyer stated he had received proposals from two companies for a lease for copiers. He then recommended Duplicating Products as low bidder at a proposed rate of \$1,258/month for 60 months. He stated this included an upgrade to 10 copiers and would save the county approximately \$40,000 over the term of the lease.

Motion to approve Duplicating Products and to allow the Chairman to sign the lease: Danny Maxwell

Second: David Duckett

Vote: 4:0

All aye votes and motion passed.

(Copy of lease agreement filed in Attachment to Minutes Book 9-8)

17. Executive Session: Personnel

Motion to enter into executive session to discuss personnel: David Duckett

Second: Danny Maxwell

Vote: 4:0

All aye votes and the executive session began at 7:04 p.m.

Motion to close the executive session and reconvene the meeting: Jimmy Hooper

Second: Danny Maxwell

Vote: 4:0

All aye votes and the executive session ended at 7:15 p.m.

(Copy of affidavit filed in Attachment to Minutes Book #9-8)

18. Adjournment

Motion to adjourn the meeting: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

All aye votes and the motion passed.

The meeting adjourned at 7:16 p.m.

Chairman

County Clerk
