

The Banks County Board of Commissioners held their regular meeting on June 14, 2016 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex.

Members Present

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

Staff Present

Assistant County Clerk Erin Decker
Finance Officer Randy Failyer
Code Enforcement Officer Paul Ruark
County Attorney Randall Frost

Media Present

Mainstreet News – Angela Gary
Access North Georgia – Rob Moore

1. Call to Order

Ch. Hooper called the meeting to order.

2. Approval of Agenda

Ch. Hooper stated that an agenda item needed to be added as 6a. Public Comment – Larry Lord
Motion to approve the agenda and add Agenda Item 6a. Public Comment – Larry Lord: Danny Maxwell
Second: Sammy Reece
Vote: 5:0
All aye votes and the motion passed.

3. Moment of Reflection

Ch. Hooper stated the Commissioners all had something in common, they were all dads. He said he was thankful for the role model that his dad was to him.

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: 5:0
All aye votes and the motion passed.

6. Approval of Previous Minutes: 5/10, 5/18, 5/19, 5/23, 5/25

Motion to approve the previous months minutes: Danny Maxwell
Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

6a. Public Comment – Larry Lord

Patty Lord – Fort Lamar Road – Ms. Lord stated that she lived beside the land the County purchased for a water tower. She stated she was not notified about the water tower being put up and was upset about the location. She also stated the County should have had the courtesy to notify the neighbors.

7. Planning Commission Recommendations:

a. V-16-02 – Robert Riley – An application to reduce required setbacks for a stack house.

Motion to close the meeting: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

Attorney Frost opened the public hearing. He stated this was an application to reduce the required setbacks for a stack house. Zoning Officer Paul Ruark stated the Planning Commission recommended approval.

Robert Riley – 851 Dodd Road – Mr. Riley stated he had four chicken houses located at 823 Dodd Road and was asking for a variance. The reason for the variance was to build a stack house to eliminate future chicken pits and compost dead chickens. He stated he would like to put it in a wooded area farthest away from his neighbors.

Attorney Frost closed the public hearing. Ch. Hooper opened the meeting.

Motion to approve the variance: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

(Copy of resolution filed in Attachment to Minutes Book #9-7)

b. Z-16-13 – Tim & Andra Phagan – An application to rezone from C-2 Commercial property to ARR, Agricultural Rural Residential.

Motion to close the meeting: Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

Attorney Frost opened the public hearing. He stated this was an application to change the current zoning from C2 Commercial property to ARR, Agricultural Rural Residential. Zoning Officer Paul Ruark stated the Planning Commission recommended approval.

Tim Phagan- Garrison Shoals Road – Mr. Phagan stated that Comm. Reece would speak for him. Comm. Reece stated in 1993 the property was zoned commercial for green houses. The green houses were never built and the zoning was never changed back. Karen Burry in our GIS

Department picked up the zoning change in some old files. Comm. Reece stated this was just a house keeping issue.

Attorney Frost closed the public hearing. Ch. Hooper opened the meeting.

Motion to approve the zoning request: Danny Maxwell

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

(Copy of resolution filed in Attachment to Minutes Book #9-7)

8. Ordinances & Resolutions:

a. Sunday Alcohol Package Sales

Ch. Hooper stated this was a resolution to put the question of Sunday alcohol package sales on the ballot of the general election on November 8, 2016.

Motion to approve the resolution: Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

(Copy of resolution filed in Attachment to Minutes Book #9-7) 2016-08

b. FY2017 Budget

Financial Officer Randy Failyer stated this resolution was for continuing the operation of the 2016 budget past the end of the fiscal year. The resolution will extend until August 31, 2016 or when the 2017 budget is adopted, whichever comes first.

Motion to approve the resolution: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

(Copy of resolution filed in Attachment to Minutes Book) 2016-09

9. FY2017 Prisoner Work Detail Contract – Georgia Department of Corrections \$39,500

Mr. Failyer stated this contract was with the Georgia Department of Corrections – Phillips State Prison in the amount of \$39,500 for prison labor.

Motion to approve the contract and authorize the Chairman to sign: Sammy Reece

Second: Charles Turk

Vote: 5:0

All aye votes and the motion passed.

(Copy of contract filed in Attachment to Minutes Book #9-7)

10. FY2017 Senior Center Nutrition Program Contract – Legacy Link

Mr. Failyer stated this was a contract for Legacy Link to continue serving the Senior Center with the Nutrition Program.

Motion to approve the contract: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

(Copy of contract filed in Attachment to Minutes Book)

11. FY2017 ACCG-IRMA Insurance Renewal

\$176,245

Motion to approve the FY2017 ACCG-IRMA Insurance Policy Renewal: Charles Turk

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

12. Davis Academy Fire Station Repairs

Ch. Hooper stated the Davis Academy Fire Station needed repairs. He thought the repairs would not exceed \$30,000 and wanted to let Kenny Crumley oversee the work that was done.

Motion to repair the Davis Academy Fire Station in an amount not to exceed \$30,000 to be paid for out of the 2012 SPLOST Fund: Jimmy Hooper

Second: Charles Turk

Vote: 5:0

All aye votes and the motion passed.

13. Boards & Authorities:

a. & b. Chestatee Chattahoochee RC&D – 1 year term to expire 12/31/2016 **Jimmy Hooper**
Leslie George

Motion to appoint Sammy Reece and Charles Turk to the Chestatee Chattahoochee RC&D for a one year term to expire 12/31/2016: Jimmy Hooper

Second: Danny Maxwell

Charles Turk: Abstained

Sammy Reece: Abstained

Jimmy Hooper: Aye

Danny Maxwell: Aye

David Duckett: Aye

Three aye votes and the majority vote passed.

c. Community Service Board – 3 year term to expire 2/28/2019 **Rita Bush**

Motion to reappoint Rita Bush to the Community Service Board for a three year term to expire on 2/28/2019: Charles Turk

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

d. DFCS Board – 5 year term to expire 6/30/2011 **Jerry Payne**

Motion to reappoint Jerry Payne to the DFCS Board for a five year term to expire on 6/30/2021:

Jimmy Hooper

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

e. Development Authority – 4 year term to expire 2/28/2020 **Jonathan Bennett**

Motion to reappoint Jonathan Bennett to the Development Authority for a four year term to expire on 2/28/2020: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

f. Development Authority – 4 year term to expire 2/28/2020

Larry Sparks

Motion to reappoint Larry Sparks to the Development Authority for a four year term to expire on 2/28/2020: Jimmy Hooper

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

g. Development Authority – 4 year term to expire 2/28/2020

Bill Griffin

Motion to reappoint Bill Griffin to the Development Authority for a four year term to expire on 2/28/2020: Danny Maxwell

Second: David Duckett

Vote: 5:0

All aye votes and the motion passed.

h. Development Authority – 4 year term to replace Jerry Baker to expire 2/28/2020

Comm. Maxwell stated that he had talked to Jerry Baker and he was willing to serve. Vice Ch. Turk stated Mr. Baker had not filled out an application. Ch. Hooper stated Mr. Baker had one on file.

Motion to appoint Jerry Baker to the Development Authority for a four year term to expire on 2/28/2020: Danny Maxwell

Second: David Duckett

Vote: 3:2

Jimmy Hooper: Aye

David Duckett: Aye

Danny Maxwell: Aye

Sammy Reece: Nay

Charles Turk: Nay

Three aye votes and the majority vote passed.

i. GMRC Board – 1 year to expire 6/30/2017

Danny Maxwell

Motion to reappoint Danny Maxwell to the GMRC Board for a one year term to expire on 6/30/2017: Jimmy Hooper

Second: David Duckett

Vote: 4:0

Danny Maxwell: Abstained

Four aye votes and the motion passed.

j. GMRC Board – 1 year to expire 6/30/2017

Leslie George

Motion to reappoint Leslie George to the GMRC Board for a one year term to expire on 6/30/2017: Jimmy Hooper

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

k. Industrial Building Authority – 5 year term to replace Jerry Baker to expire 9/30/2017

Motion to appoint Jonathan Bennett to complete the five year term of Jerry Baker to expire on 9/30/2017: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

l. Planning Commission – 4 year term to replace Mike Jewell to expire 10/31/2016

Ch. Hooper stated there were two applicants. Jack Stewart and Sallie Hensley.

Motion to appoint Jack Stewart to complete the four year term of Mike Jewell to expire on 10/31/2016: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

m. Recreation Board – 3 year term to expire 12/31/2018

Ch. Hooper stated the three names up for replacement were Chad Cotton, Rob Mabry and Willene Boyle.

Motion to appoint Chad Cotton to a 3 year term to expire on 12/31/2018: Danny Maxwell

Second: Jimmy Hooper

Vote: 4:1

Jimmy Hooper: Aye

David Duckett: Aye

Danny Maxwell: Aye

Sammy Reece: Nay

Charles Turk: Aye

Four aye votes and the majority vote passed.

n. Recreation Board – 3 year term to expire 12/31/2018

Motion to appoint Willene Boyle to a 3 year term to expire on 12/31/2018: Charles Turk

Second: Sammy Reece

Vote: 3:2

Jimmy Hooper: Nay

David Duckett: Aye

Danny Maxwell: Nay

Sammy Reece: Aye

Charles Turk: Aye

Three aye votes and the majority vote passed.

o. Board of Registrars – 4 year term to expire 6/30/2020

Carol Ayers

Motion to appoint Carol Ayers to the Board of Registrars for a 4 year term to expire on 6/30/2020: Charles Turk

Second: Danny Maxwell

Vote: 5:0

All aye votes and the motion passed.

p. Board of Registrars – 4 term to expire 6/30/2020

Linda Lewallen

Motion to appoint Linda Lewallen to the Board of Registrars for a 4 year term to expire on

6/30/2020: Charles Turk

Second: Sammy Reece

Vote: 5:0

All aye votes and the motion passed.

14. Adjournment

Motion to adjourn the meeting: David Duckett

Second: Jimmy Hooper

Vote: 5:0

All aye votes and the motion passed.

Chairman

Assistant County Clerk
