

The Banks County Board of Commissioners held the regular meeting on October 23, 2012 at 6:30 p.m. in the Board Room of the Banks County Courthouse Annex. Present were Chairman Milton Dalton, Vice Chairman Charles Turk, Commissioners Sammy Reece, Danny Maxwell and Ernest Rogers. County Attorney Randall Frost was also present.

**1. Call to Order**

Chairman Dalton called the meeting to order.

**2. Approval of Agenda**

Comm. Reece made a motion to approve the agenda. Comm. Maxwell seconded. All aye votes and motion carried.

**3. Prayer**

Ch. Dalton asked for a moment of silent prayer.

**4. Pledge to the American Flag**

Ch. Dalton led the pledge to the American Flag.

**5. Public Hearing: Banks Crossing Urban Redevelopment Plan**

*Brad Day*

Ch. Dalton closed the meeting and County Attorney Randall Frost opened the public hearing. He then asked Community Developer Brad Day to present the plan. Vice Ch. Turk asked if the county was bound by the plan. Mr. Day stated the plan was conceptual and would help provide a direction for future development in the Banks Crossing area. He stated it would help improve traffic and sign congestion as well. One citizen, Jerry Loftice was present for the hearing. Atty Frost closed the public hearing. Ch. Dalton reopened the Commissioners meeting.

**6. Banks Crossing Urban Redevelopment Plan Adopting Resolution**

*Brad Day*

Mr. Day stated this would be for the adoption of the urban redevelopment plan as a conceptual plan for a development direction in the future and to help provide job tax credits to businesses located in the area. Comm. Reece made a motion to approve the resolution. Comm. Maxwell seconded. All aye votes and motion carried. *(Copy of resolution filed in Attachment to Minutes Book #9-4) 2012-19*

**7. Boards & Authorities:**

**a. Industrial Building Authority - Jack Banks**

*Tabled: 9/11/2012*

**b. Industrial Building Authority - Dennis Brown**

*Tabled: 9/11/2012*

**c. Industrial Building Authority - Jimmy Morrison**

*Tabled: 9/11/2012*

There was no action taken on these items.

**8. Public Utilities:**

**a. Highway 441/59 Water Line Installation Bid Award**

Finance Officer Randy Failyer stated 4 bids had been received for the project as follows:

BRI Utility	\$102,741.00
Cedar Farms & Construction Company	\$131,812.49
Griffin Brothers, Inc.	\$100,078.12
Strack, Inc.	\$146,754.93

He stated the project would be paid from the 2006 PAYG SPLOST account and that Carter & Sloope Engineers recommended low bidder Griffin Brothers, Inc. for the bid award. Vice Ch. Turk made a motion to authorize the Chairman to sign the Notice to Proceed and to approve Griffin Brothers, Inc. as low bidder. Comm. Rogers seconded. All aye votes and motion carried.

***b. Water Treatment Plant Sludge Removal Bid Award***

Finance Officer Randy Failyer stated 3 bids had been received for the project as follows:

Environmental Remedies	\$36,492.50
Griffin Brothers, Inc.	\$35,422.10
Merrell Brothers	\$44,847.00

He stated the project would be paid from the general fund Waterplant budget and that Carter & Sloope Engineers recommended low bidder Griffin Brothers, Inc. for the bid award. Comm. Rogers made a motion to authorize the Chairman to sign the Notice to Proceed and to approve Griffin Brothers, Inc. as low bidder based on the price of \$28.00 per ton. Comm. Reece seconded. All aye votes and motion carried.

**9. Contracts & Agreements:**

***a. Agreement on Funds for Development Authority***

Mr. Failyer stated this would allow 21.62% of the tipping fee received by Banks County from Waste Management to be used by the Development Authority of Banks County for economic development. The agreement would automatically renew each calendar year through December 31, 2017. Comm. Rogers made a motion to approve the agreement effective February 1, 2012. Vice Ch. Turk seconded. All aye votes and motion carried.

*(Copy of agreement filed in Attachment to Minutes Book #9-4)*

***b. Piedmont Judicial Circuit Law Clerk Agreement***

Mr. Failyer stated this was for the 3<sup>rd</sup> law clerk position with the base salary totaling \$38,179.32 per year not including benefits. Banks County's portion would be 12% of the total including benefits. Vice Ch. Turk voiced concerns that the agreement stated *"The salary shall be adjusted as necessary to be equivalent to the state law clerk salary."* He further stated he would like the agreement to state that no adjustments would be made during the middle of the county's fiscal year in order to allow for proper budgeting. After some further discussion Comm. Rogers made a motion to table the item until the November 13, 2012 meeting to allow for further research. Comm. Maxwell seconded. All aye votes and motion carried.

**10. November 27<sup>th</sup> Meeting Cancellation**

Ch. Dalton announced that the November 27, 2012 meeting is cancelled.

**11. Adjournment**

With no more business, Comm. Maxwell made a motion to adjourn the meeting. Comm. Rogers seconded. All aye votes and motion carried. The meeting adjourned at 6:58 p.m.

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Chairman

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County Clerk

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