



## CLAY COUNTY BOARD OF COMMISSIONERS

Commission Chambers, Fort Gaines, Georgia

Minutes  
Amended

September 15, 2009  
Regular Meeting  
7:00 p.m.

**1) Call to Order and Opening Prayer**

Chairman David Shivers called the regular meeting to order at 7:00 p.m. Commissioner Fair gave the opening prayer. Vice-Chairman Waters, Commissioners Walt Killingsworth, James Davenport, and Radar Fair, Sr. were in attendance as well as County Administrator Pam Ward, Public Works Director Bobby Dupree, County Code Enforcer Mitch Ellis, Blue Cross Blue Shield Health Insurance Agent Sam Clinkscales, U.S. Department of Commerce Census Bureau Partnership Specialist Jennifer Edwards, RVRC Representative Allison Slocum, and County Clerk Adria Williams.

**2) Agenda Approval**

The following item was corrected on the agenda:

"5c. Regular Meeting – September 1, 2009" to,

"5d. Regular Meeting – September 1, 2009"

The following item was added to the agenda:

8e. Discussion on Commissioner Times

Vote to approve the agenda with changes unanimous.

**3) Annual Appointments**

a. None

**4) Presentations before the Board**

a. Sam Clinkscales – update on life insurance options and premiums

Mr. Clinkscales provided the Board with the new health care insurance premium rates for Blue Cross Blue Shield as well as the rates for additional health care insurance carriers.

b. Jennifer Edwards – U.S. Department of Commerce – Census Bureau status update

Ms. Edwards provided the Board with the Census Bureau status update and informed them of Clay County needing to form a Complete Count Committee (committee consisting of county residents who encourage other residents of the county to complete the Census form). Ms. Edwards will use County Administrator Pam Ward as a contact person.

**5) Minutes**

a. Regular Meeting – August 18, 2009

Vice-Chairman Waters motioned to postpone approving the minutes to view the changes to the August 4<sup>th</sup>, 2009 minutes. Commissioner Davenport seconded the motion; motion carried.

b. Special Called Meeting – August 27, 2009

Commissioner Killingsworth motioned to approve the minutes. Commissioner Fair seconded the motion; motion carried.

c. Zoning Hearing Minutes – September 1, 2009

Commissioner Killingsworth motioned to approve the minutes. Commissioner Davenport seconded the motion. Vice-Chairman Waters abstained; motion carried.

d. Regular Meeting – September 1, 2009

Vice Chairman Waters motioned to approve the minutes with the following change:

8e. Amend the August 18<sup>th</sup>, 2009 meeting motion by Commissioner Killingsworth to allow County Attorney Bill Mills to hire Perry & Walters, LLP.

Vice-Chairman Waters made a motion to amend the August 18<sup>th</sup>, 2009 motion by Commissioner Killingsworth, "motioned to allow County Attorney Bill Mills to Hire Perry & Walters, LLP, Albany, GA.", to "motioned to hire Perry & Walters, LLP, Albany, GA, to respond for Clay County in the matter Donald Smith v. Clay County, as recommended by the County Attorney Bill mills."

Commissioner Killingsworth seconded the motion; motion carried.

**6) Correspondence Requiring Action**

a. None

**7) Unfinished Business**

a. From River Valley Regional Commission – Application for US Dept. of Energy Funds to convert and/or replace petroleum powered vehicle fleets



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Commissioner Killingsworth motioned to join with Middle Georgia Coalition to apply for the Energy Funds. Commissioner Fair seconded the motion; motion carried.

- b. Consideration of change of account type from sweep to money market  
Commissioner Fair motioned to change account type from sweep to money market. Commissioner Killingsworth seconded the motion; motion carried.
- c. Resolution 09-041 amending the FY09 budget  
Commissioner Killingsworth motioned to adopt Resolution 09-041 amending the FY09 budget. Commissioner Davenport seconded the motion; motion carried.
- d. Review of Mutual Aid Response Agreement between Clay EMS & Georgetown-Quitman EMS  
Chairman Shivers requested further information as to why an agreement is needed. Vice-Chairman Waters stated that Clay County EMS Director should be present for the October 6<sup>th</sup>, 2009 meeting and questioned if Quitman County had been contacted. Vice-Chairman Waters motioned to postpone review of the Mutual Aid Response Agreement. Commissioner Killingsworth seconded the motion; motion carried.
- e. Consideration of guidelines for Travel per diem.  
Issue tabled- will be taken on a case by case basis.

Actions pending which require additional information:

- i. Nuisance Abatement Ordinance (pending official ordinance)  
No action taken. Further information needed.
- ii. Discussion on appointing County Guardian for indigent probate (further research from attorney needed)  
No action taken. Further information needed.

### 8) New Business

- a. Request from Fort Gaines/Clay County Recreation Commission to allow Santa to greet children on the courthouse steps on 12/12/09 at 11:00 a.m.  
Commissioner Fair motioned to allow Santa to greet children on the courthouse steps on 12/12/09 at 11:00 a.m. Commissioner Davenport seconded the motion; motion carried.
- b. Request from Ms. Sallie W. Smith to waive balance of ambulance bill in the amount of \$163.84.  
Commissioner Fair motioned to waive Ms. Sallie W. Smith's ambulance bill balance of \$163.84. Commissioner Davenport seconded the motion; motion carried.
- c. Call for vote on zoning matters:
  - i. Thaisa Crozier – Mobile Home Variance  
Commissioner Fair motioned to approve the Mobile Home Variance. Commissioner Davenport seconded the motion. Vice-Chairman Waters voted nay. Motion carried.
  - ii. Gail Dockery – Mobile Home Variance  
Commissioner Fair motioned to approve the Mobile Home Variance. Commissioner Davenport seconded the motion. Vice-Chairman Waters voted nay. Motion carried.
  - iii. Norman Pritchett – Mobile Home Variance  
Commissioner Fair motioned to approve the Mobile Home Variance. Commissioner Davenport seconded the motion. Vice-Chairman Waters voted nay. Motion carried.
- d. Call for appointment of voting delegate to 2009 Fall Policy Conference  
Commissioner Fair motioned to appoint County Administrator Pamela Ward as voting delegate for the 2009 Fall Policy Conference. Commissioner Davenport seconded the motion; motion carried.
- e. Discussion on Commissioner Times  
The discussion was in reference to the article- Friends of Lake Eufaula Now a Reality! Commissioner Killingsworth was concerned about the lake waters being referred to as Lake Eufaula instead of Lake Walter F. George.

### 9) Comments from the Public

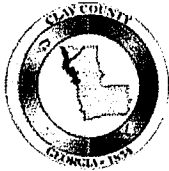
Phil Wills- Mr. Wills apologized to the Board for his speaking out of order during the meeting.  
Ken Penuel- Mr. Penuel apologized to the Board for his speaking out of order during the meeting and questioned why the wording in the Comprehensive Plan pertaining to Mobile Homes being placed within 3/10 of a mile of Lake Walter F. George was taken out and by whom.

### 10) Comments from Department Heads & Constitutional Officers

None

### 11) Administrator Comments, Reports & Recommendations

County Administrator Pamela Ward stated that Ordinance 09-014 was ready to be signed.



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- 12) **Comments from the Board**  
Commissioner Fair thanked everyone for the Planning and Zoning information that had been provided. Chairman Shivers informed the Board of Mrs. Josephine Melvin's asking if the County could place some gravel or dirt in her driveway which is on private property. County doesn't maintain private property. Questions were asked if Mrs. Melvin could purchase gravel or dirt for her driveway from the County.
- 13) **Invoices to Be Approved**  
Commissioner Fair motioned to approve the invoices. Commissioner Davenport seconded the motion; motion carried.
- 14) **Consent Agenda**
- 15) **Executive Session (If Needed)**
- 16) **Continuing Business as a result of Executive Session (If needed)**
- 17) **Adjourn**  
The regular meeting adjourned at 9:00 p.m.

*David Shivers*

David Shivers, Chairman

*10-20-2009*

Date

I HEREBY AFFIRM THAT I AM THE COUNTY CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE SEPTEMBER 15, 2009 REGULAR MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.

*Adria Williams*

Adria Williams, County Clerk

*10-20-2009*

Date