



CLAY COUNTY BOARD OF COMMISSIONERS

Commission Chambers, Fort Gaines, Georgia

AMENDED October 17, 2008

MINUTES

February 19, 2008

1) Call to Order and Opening Prayer

Chairman Anderson called the meeting to order at 7:00 p.m. Commissioners Gerald Anderson, Willie McCoy, David Shivers and Walt Killingsworth were present. Also in attendance were Administrator Pam Ward and County Clerk Teresa Smith. Commissioner Barry Waters was absent. Commissioner McCoy opened with prayer.

2) Agenda Approval

Commissioner McCoy motioned to add items to the agenda, "4-b – Presentation by Will Geer of the FY07 Audit and 15-a – to go into Executive Session". Seconded by Commissioner Killingsworth. All in favor, motion carried.

3) Annual Appointments

None

4) Presentations before the Board

a. Jon Carn, Senior Architect – Polyengineering: Update on CDBG Social Services Bid Tabulation. Jon Carn was not present at the meeting therefore Chairman Anderson made the presentation. Suggested these changes be made to the contract. 1) delete the contractor installing the parking lights, have Georgia Power install the lights, the cost would be \$25 per light per month and Georgia Power maintains them. 2) County to provide and dump a dumpster to the contractors instead of contractors providing one. 3) Eliminate two courses of concrete block from foundation. The total savings would be \$11,409.

Motion by Commissioner Shivers to award the contract to Fourdom Construction in the amount of \$438,829. Second by Commissioner McCoy. All in favor, motion carries.

b. (Added by agenda amendment) Will Geer – Auditor, presented to the Board of Commissioners the findings for the FY07 audit. He also explained that Clay County FY07 finances were better than they have been in years. There is still room for improvement as per the audit findings,

5) Minutes

a. February 5, 2008 – Zoning Hearing

Motioned by Commissioner Killingsworth to approve the minutes of February 5, 2008 Zoning Hearing as written. Seconded by Commissioner Shivers. Motion carried unanimously.

b. February 5, 2008 Regular Meeting.

Motioned by Commissioner McCoy to approve the minutes of February 5, 2008 Regular meeting with one change. Seconded by Commissioner Shivers. All in favor, motion carries.

6) Correspondence Requiring Action

a. Zoning application withdrawal. Will need to be advertised in the local organ for two weeks prior to the hearing.

7) Unfinished Business

a. Zoning applications:

1) Henry Enocher – Motion by Commissioner Shivers to approve the zoning change from A-1 to C-1. Second by Commissioner Killingsworth. All in favor, motion carries.

2) Hall & Brown – Motion by Commissioner McCoy to deny the mobile home variance. Second by Commissioner Shivers. All in favor, motion carried.



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8) New Business

- a. Request from Clay Co. Library for letter of support for Archives.

Motion by Commissioner Shivers to approve letter of support for the Library to receive funding for the archives. With the caveat that the Library will do all they can do to preserve all documents. Seconded by Commissioner Killingsworth. All in favor, motion carries.

- b. Request for execution of Memorandum of Understanding – Highway 27 Association.

Motion by Commissioner Shivers to execute Memorandum of Understanding. Seconded by Commissioner McCoy. All in favor, motion carries.

- c. Resolution 08-014 to amend Financial Plan of Operations for update of Surplus Property Procedures.

Motion by Commissioner Shivers to approve Resolution 08-014. Seconded by Commissioner McCoy. All in favor, motion carries.

- d. Request appointment of designee for USS Georgia Flag project.

Motion by Commissioner Shivers to appoint Chairman Anderson as designee. Second by Commissioner McCoy. All in favor, motion carries.

9) Comments from the Public

Mr. Bill Koch commended the Road Department on their work cleaning Dragnasty & Jenny Lynn roads after the extensive rains.

10) Comments from Department Heads & Constitutional Officers

There was none.

11) Administrator Comments, Reports & Recommendations

- a. Request scheduling work session with the Clay County Board of Commissioners.

Administrator Ward requested a work session be scheduled with the Clay County Board of Commissioners. Commissioners agreed to have this work session on March 18, 2008 at 4:00pm in the Commission Chambers. Will be advertised in the legal organ on February 28 and March 6, 2008.

- b. Water rates are currently advertised to be billed per 1000 gallon usage (example; 1000 gallons at \$2.75 per thousand if customer uses 1001 would be charged \$2.75 for 1 gallon over the 1000 gallon. Changing to per gallon rate would charge \$0.0275 per gallon) Should this be changed to a per gallon rate?

Motion by Commissioner Killingsworth to change the rate structure to per gallon rate. Second by Commissioner McCoy. All in favor, motion carries.

12) Comments from the Board

There was none.



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13) Invoices to Be Approved

Motion by Commissioner McCoy to approve the invoices as presented. Second by Commissioner Shivers. All in favor, motion carries.

14) Consent Agenda

There was none.

15) Executive Session (If Needed)

Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. §50-14-3(6);

Motion by Commissioner Shivers to go into Executive Session to discuss or deliberate on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. §50-14-3(6); at 8:10pm. Second by Commissioner McCoy. All in favor, motion carried.

Motion by Commissioner Shivers to come out of Executive Session at 8:37pm. Second by Commissioner Killingsworth. All in favor, motion carries.

Action Taken After Executive Session:

Motion by Commissioner McCoy to accept and approve the actions of the administrator taken in regard to the employee information presented in Executive Session. Second by Commissioner Killingsworth.

Motion by Commissioner Shivers to authorize the County Attorney to research alleged facts between a county employee and a County Commissioner. Second by Commissioner Killingsworth. All in favor, motion carried.

Motion by Commissioner Shivers to allow the County Clerk the privilege to refer any Commissioner to the County Administrator. Second by Commissioner Killingsworth. All in favor, motion carries.

Motion by Commissioner Shivers to retract the previous motion. Second by Commissioner Killingsworth. All in favor, motion carries.

Motion by Commissioner Shivers that any direct communication by any Commissioner with any county staff shall be directed to the County Administrator. Second by Commissioner Killingsworth. All in favor, motion carries.

16) Adjourn

Chairman Anderson adjourned the meeting at 8:45 p.m.



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Handwritten signature of Gerald Von Anderson III in black ink.

Gerald Von Anderson III, Chairman

10/21/08

Date

I HEREBY AFFIRM THAT I AM THE COUNTY CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE FEBRUARY 19, 2008 MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.

Handwritten signature of Teresa Smith in black ink.

Teresa Smith, County Clerk

10.21.08

Date