



CLAY COUNTY BOARD OF COMMISSIONERS

Commission Chambers, Fort Gaines, Georgia
Minutes

Minutes
Regular January 20, 2009
7:00 p.m.

1) Call to Order and Opening Prayer

Chairman Shivers called the meeting to order at 7:00pm. Commissioner Davenport said the opening prayer. Commissioner Waters, Commissioner Killingsworth, Commissioner Davenport, Commissioner Fair and Commissioner Shivers were present. Also in attendance was Administrator Pam Ward, County Clerk Teresa Smith and Attorney Bill Mills.

2) Agenda Approval

Motion by Commissioner Waters to approve the agenda with following changes; add items 7-b; Discussion of Ellis McCoy's termination; 7-c; Discussion of Nuisance Ordinance; 8-g; Attorney guidelines; 8-h; Discussion of Personnel Policy; 8-i; Review & Discussion of Culvert Ordinance. Second by Commissioner Davenport. All in favor, motion carries.

3) Annual Appointments

None

4) Presentations before the Board

a. None

5) Minutes

a. December 2, 2008

Motion by Commissioner Waters to approve the December 2, 2008 minutes with changes. Second by Commissioner Killingsworth. All in favor, motion carries.

b. January 6, 2009

Motion by Commissioner Waters to postpone the January 6, 2009 minutes until next meeting, February 3, 2009. Second by Commissioner Killingsworth. All in favor, motion carries.

6) Correspondence Requiring Action

a. None

7) Unfinished Business

a. Review of Planning Maintenance Agreement – upon further discussion Public Works will assume service maintenance on the well backup generator.

Motion by Commissioner Davenport to approve maintenance on the well backup generator to be done by Public Works Department. Second by Commissioner Killingsworth. All in favor, motion carries.

b. Review of Mr. Ellis McCoy's termination. Discussion by the Board of Commissioners to review termination of Mr. Ellis McCoy.

Motion by Commissioner Davenport to re-instate Mr. Ellis McCoy's employment. Second by Commissioner Fair. Commissioner Killingsworth voted nay, Commissioner Waters voted yea, Commissioner Davenport voted yea, Commissioner Fair voted yea, Commissioner Shivers voted yea. Motion carries.

Commissioner Waters inquired, what procedures need to be taken to re-instate Mr. Ellis McCoy's Insurance coverage with Blue Cross Blue Shield retroactive to November 1, 2008. Commissioner Killingsworth asked if Mr. McCoy would sign a waiver of release.

Commissioner Fair to postpone Mr. McCoy's signature of waiver of release. Signature of waiver depending on Blue Cross Blue Shield re-instatement retroactive to November 1, 2008.

Motion by Commissioner Waters to give retro pay to Mr. Ellis McCoy from 11.03.08 through 01.20.09. Motion dies due to lack of second.



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Motion by Commissioner Waters that Mr. Ellis McCoy remains on probationary status until waiver is signed and Blue Cross Blue Shield is re-instated. Second by Commissioner Davenport. All in favor, motion carries.

8) **New Business**

- a. Request from Planning & Zoning Board to re-appointment Mr. Bill Gleaton to the 2009-2012 term. Motion by Commissioner Waters to approve re-appointment of Bill Gleaton to the Planning & Zoning for 2009-2012 term. Second by Commissioner Davenport. All in favor, motion carries.
- b. Request from Economic Development Commission for the balance of their appropriated funding of \$1,050. Motion by Commissioner Waters to approve request from Economic Development Commission for balance of appropriated funding of \$1,050. Second by Commissioner Killingsworth. All in favor, motion carries.
- c. Request from Clay County Health Department for re-appointment of Commissioner Barry Waters. Motion by Commissioner Fair to re-appoint Commissioner Waters to the Clay County Health Department. Second by Commissioner Davenport. All in favor, motion carries.
- d. Consideration to appoint a designee to attend the No Adverse Impact Training Workshop.
Tabled
- e. Request from EMA Director (Sheriff) for adoption of Joint City/County Government Ordinance Regarding Emergency Management.
Motion by Commissioner Waters to postpone until next meeting, February 3, 2009. Second by Commissioner Davenport. All in favor, motion carries.
Commissioners requested the County Clerk to Notice the Legal Organ there may be a quorum at the City of Fort Gaines City Council meeting of February 10, 2009.
- f. Request for acceptance of FY2010 Transit 5311 Grant Application.
Postponed for further investigation of Transit Budget line items.
- g. Attorney Guidelines.
Motion by Commissioner Waters to postpone until next meeting, February 3, 2009. Second by Commissioner Davenport. All in favor, motion carries.
- h. Discussion of Personnel Policy.
Postponed until next meeting, February 3, 2009.
- i. Discussion on Culvert Ordinance.
Motion by Commissioner Waters to have County Attorney amend section 52.10 (b), and have ready for meeting of February 3, 2009. Second by Commissioner Davenport. All in favor, motion carried.

9) **Comments from the Public**

None

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

Coroner Trey Crozier brought up the indigent burial concern. There was a lengthy discussion between Board of Commissioners, Coroner Trey Crozier and Attorney Mills in regard to where the responsibility of payment for indigent burials lies. How can and from whom, the county recoup their money for indigent burials
There was no action taken.

11) **Administrator Comments, Reports & Recommendations**

a. None

12) **Comments from the Board**

Commissioner Waters stated that after review of the payroll data there is a discrepancy in the overtime pay is short by \$0.01 due to rounding.

13) **Invoices to Be Approved**

Motion by Commissioner Waters to pay bills. Second by Commissioner Killingsworth. All in favor, motion carries.

14) **Consent Agenda**

a. None

15) **Executive Session (If Needed)**

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16) Adjourn: 9:15pm

David Shivers
David Shivers, Chairman

2-17-09
Date

I HEREBY AFFIRM THAT I AM THE COUNTY CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE January 20, 2009 MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.

Teresa Smith
Teresa Smith, County Clerk

2.17.09
Date