

**MINUTES**  
**CLAY COUNTY BOARD OF COMMISSIONERS**  
**Regular Meeting**  
**May 15, 2007**

Present were Chairman Gerald Von Anderson III, Commissioner Willie McCoy, Commissioner David Shivers, Commissioner Walton Killingsworth and Commissioner Barry Waters. Also present was County Administrator, Pam Ward and County Clerk, Teresa Smith.

**Call to Order and Opening Prayer**

Chairman Anderson called the meeting to order at 7:00pm in the Commission Chambers, Clay County Courthouse Annex, Fort Gaines, Georgia. Commissioner McCoy opened the meeting with a prayer.

**Presentations Before the Board**

Mr. Willie Ed Reynolds and Mr. Billy Moncrief of the Ft. Gaines-Clay County Volunteer Fire Department presented the Board of Commissioners a proposal to offset the cost of running the Fire department other than charging the \$500 by the ambulance billing company.

- 1) Increase the milage rate by ½ to 1 mil.
- 2) Institute Fire District property owners tax (similar to solid waste services).
- 3) Special 1% Local Option Sales Tax.

The Board will continue the suspension of the fire charge billing.

**Minutes**

Minutes of May 1, 2007. Motion by Commissioner Waters to approve the May 1, 2007 minutes as written. Second by Commissioner McCoy. All in favor, motion carried.

**Correspondence for consideration & action**

There was none.

**Unfinished Business**

- a) Security Cameras- The Board discussed the removal of the cameras. Motion by Commissioner Waters to remove the cameras in the Commission office. Second by Commissioner McCoy. Commissioner Killingsworth, Chairman Anderson and Commissioner Shivers voted Nay. Motion defeated.
- b) Proposal of Objectives/Training Goals for the Administrator was brought back before the Commissioners. The Board will have an outline of Objectives/Training Goals for the Administrator at the next meeting.

**New Business**

- a) Planning & Zoning
  - i. Chattahoochee Land Management - From A-1 to C-1 and I-1 on Hwy 27 - Postponed until we get opinion from County Attorney. Motion by Commissioner Shivers to postpone. Second by Commissioner McCoy. Commissioner Waters Abstained, motion carried.
  - ii. Derrick Poke - A-1 to C-1 - Denied, applicant did have required documents. Motion by Commissioner Waters to deny the rezoning from A-1 to C-1. Seconded by Commissioner McCoy. All in favor, motion carried.
  - iii. Don Peacher - mobile home variance - Granted - Motion by Commissioner McCoy to grant the mobile home variance. Second by Commissioner Waters. All in favor, motion carried.
  - iv. Raymond Mincy - mobile home variance - Motion by Commissioner Waters to grant the mobile home variance. Second by Commissioner Shivers. Commissioner Killingsworth, Commissioner McCoy and Chairman Anderson voted Nay, motion defeated.

- v. Don Mathis – Land acreage variance - Granted – Motion by Commissioner Shivers to grant the variance from 1 acre to ¾ acre lots. Second by Commissioner McCoy. All in favor, motion carried.
- b) Review proposal for County Paving Contract with GDOT – A portion of Garnerville and Thornton Rd have been selected by GDOT LARP program for paving. The remaining 8/10 of a mile of Garnerville Rd will cost \$46,000, of which the GDOT will pay \$26,000 and the County will pay \$20,000. The remaining 2 miles of Thornton Rd. will cost \$115,000, of which the GDOT will pay \$65,000 and the county will pay \$50,000.  
~~Motion by Commissioner McCoy to move forward with this project. Second by Commissioner Shivers. All in favor, motion carried.~~
- c) Consideration of contract with LCRDC – Technical Assistance Planning & Zoning – Postponed.
- d) Review of Planning & Zoning Commission Hearing Schedule – The Board scheduled a Special Called Meeting for Thursday May 24, 2007 at 7:00pm to interview the applicants for the Planning and Zoning. The Administrator suggested that we move future meeting to the Senior Center or the School Cafeteria due to the renovations that are going to be taking place in the Commissioners Offices and that we keep to the same time schedule.
- e) Review of proposed FY08 budget – The Administrator stated that we had a line that was duplicated, line #659 in the amount of \$23,685, she suggested that we move part of the money to pay for a Cell phone for the Code Enforcer and ½ of the phone for the County Extension Agent.

**Comments from the Public**

Latrisha Wesley asked the Board of Commissioners for an extension on moving her mobile home from the location that it is stored.

Motion by Commissioner McCoy to grant Latrisha Wesley a 3 month extension on moving her mobile home will need to be moved by 8-15-07. Second by Commissioner Shivers. All in favor, motion carried.

Buck Bush inquired if a Commissioner abstains is that a no vote? Chairman Anderson stated no, it's nothing.

**Comments from the Department Heads**

Trey Crozier, Coroner, inquired if he is eligible for retirement and medical insurance. The Board will refer it to the County Attorney for review.

**Comments from the Administrator**

- a) Informed the Commissioners that there will be a film crew at the Bluff on May 31, 2007.
- b) Grants that we have applied for: Suttons Museum, EMS, CDBG and EMS-Fire.

**Comments from the Board**

Commissioner Waters:

- a) Regarding the open records request Section 14.E no documents may be given out that is of Attorney Client privilege. How did Steve Saccente get a copy of the Attorney's opinion?
- b) Attorney Bill Mills, responded that the privilege lies with the attorney. The client can waive this privilege at any time. This matter was between the Board of Commissioners not between Commissioner Waters and the Attorney.
- c) Commissioner Waters- stated that no one on this board gave this to Mr. Saccente.
- d) Administrator Ward responded, that, the copy of the County Attorney's opinion was part of an open records request for all correspondence/E-mails pertaining to Commissioner Waters to the County Office requested by Mr. Saccente.

**Invoices to be Approved**

Motion made by Commissioner Shivers to approve the bills. Second by Commissioner McCoy. All in favor; motion carried.

**Consent Agenda**

- a) Request for donation of \$500 to Fort Gaines Lions Club for annual Forth of July celebration.
- b) Request for pay increase/review Floyzell Gilbert.
- c) Request of pay increase/review Cleo Young.
- d) ~~Renewal of Lease for New Horizons -- same as previous year.~~
- e) Renewal of monthly payment for services rendered for New Horizons - Same as previous year.

Motion by Commissioner Waters to remove items B & C from the consent agenda and approve the rest. Second by Commissioner Shivers. All in favor, motion carried.

Motion by Commissioner Waters to deny both pay increases. Motion dies due to lack of second.

**Executive Session**

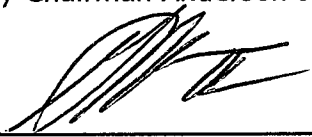
There was none

**Action taken in Executive Session**

There was none

**Adjournment**

Motion by Chairman Anderson to adjourn at 8:20PM. All in favor.



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Gerald Von Anderson III, Chairman

6/19/07

\_\_\_\_\_  
Date

**I HEREBY AFFIRM THAT I AM ACTING AS CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE May 15, 2007 MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.**



\_\_\_\_\_  
Teresa Smith, County Clerk

6/19/07

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Date