

MINUTES
CLAY COUNTY BOARD OF COMMISSIONERS
Regular Meeting
June 19, 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

- a. Opening of the Bids for the Court House Roof – Postponed until Tuesday June 26, 2007 at 2:00pm
- b. Opening Bids for Court house Annex Roof – Received 6 bids, ESMAC was the apparent low bidder at \$57,828.
Motion by Commissioner McCoy to accept the bid from ESMAC at \$57,828. Second by Commissioner Waters. All in favor, motion carried.
- c. ADA Renovations at the Court House Annex – Received 1 bid from Corson Construction for \$49,900. Awarding of the bid was postponed until Mr. Wilson of Corson Construction can provide the Board with a list of articles that can be deleted.

Minutes

Minutes of May 15, 2007 regular minutes – Motion by Commissioner Waters to approve the minutes of the May 15, 2007 regular meeting as written. Second by Commissioner Shivers. All in favor, motion carried.

Minutes of June 6, 2007 regular minutes – Motion by Commissioner Waters to approve the minutes of the June 6, 2007 regular meeting with changes. Second by Commissioner McCoy. All in favor, motion carried.

Correspondence for consideration & action

There was none

Unfinished Business

- a. Planning and Zoning – Chattahoochee Land Management Rezoning Application – Chairman Anderson recused himself by written letter to the Board of Commissioners. Rezoning postponed until the Superior Court assigns a Special Master.
- b. Security Cameras in Court House Annex – no action taken.

New Business

- a. Request from Clay County Board of Health to increase fees.
Motion by Commissioner Shivers to approve the Clay County Board of Health new fee schedule. Second by Commissioner Waters. Commissioner Killingsworth voted nay, motion carried.
Commissioner Waters to approve increase to the Clay County Board of Health in the amount of \$2,529. Motion dies for lack of a second.

Comments from the Public

Jodie Rustin commended the efforts of the new Code Enforcer, the Commissioners and the staff of the Commissioners office.

Ronnie Kuykendoll inquired if there was dress code for the Commissioners. He stated that there should be one.

Ken Penuel Spoke briefly on the Hwy 27 Historic Preservation meeting to be held on Friday June 22, 2007.

Comments from the Department Heads

Bobby Dupree, Public Works Manager, presented the Board of Commissioners a request from Nathaniel Sinquefield for assistance from the county to remove a burned trailer from his property.

Motion by Commissioner McCoy to approve county assistance in the removal of burned trailer from the property. Second by Commissioner Waters. All in favor, motion carried.

Comments from the Administrator

Pam Ward, County Administrator – Commended the Administrative Staff and the new Code Enforcer. She also brought to the Board of Commissioners the LCRDC Planning and Zoning Assistance Contract.

Motion by Commissioner Shivers to approve the LCRDC Planning & Zoning Assistance Contract in the amount of \$4500. Second by Commissioner Killingsworth. Commissioner Waters voted nay, motion carried.

Comments from the Board

Commissioner Shivers asked for an opinion from the County Attorney if any violation has been committed by anyone on this board in reference to O.C.G.A-A36-67A. Commissioner with a conflict commenting on a zoning matter after he has recused himself. And if Open Records Act has been violated in reference to the same code? If so what action should the Board take? Commissioner Waters inquired, what did Commissioner Shivers believe to be violated? Commissioner Shivers responded by reading a section of the law, as a member of a governing body, under this code shall immediately disclose nature and extent of the conflict to the governing authority. Commissioner Waters inquired if Commissioner was reading this from title 36? Commissioner Shivers replied, yes. Chairman Anderson inquired if Sandy Branch Park had been mowed for the Fourth of July? Commissioner McCoy inquired if the golf course on Hwy 39 had been mowed?

Bobby Dupree responded to their questions with a yes.

Invoices to be Approved

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

Consent Agenda

- a) Resolution 07-014 – Designating Insurance Premium Taxes. Chairman Anderson did the first reading of Resolution 07-014.

Motion by Commissioner Shivers to pass Resolution 07-014 Designating Insurance Premium Taxes. Second by Commissioner Waters. All in favor, motion carried.

- b) Resolution 07-016 Amendment to Zoning Ordinance to change minimum lot size requirements. Postponed.

The Board of Commissioners agreed that resolutions and ordinances should not be part of the consent agenda.

Executive Session

Motion by Commissioner Shivers to go into executive session at 7:45pm. Second by Commissioner Waters. All in favor, motion carried.

Motion by Commissioner Waters to come out of executive session at 8:00pm. Second by Commissioner McCoy. All in favor, motion carried.

Action taken after Executive Session

Motion by Commissioner Shivers to approve \$0.50 pay increase for Willie James Ricks and Floyzell Gilbert to be effective October 1, 2007. Second by Commissioner McCoy. All in favor, motion carried.

Adjournment

Motion by Chairman Anderson to adjourn at 8:15PM. All in favor.

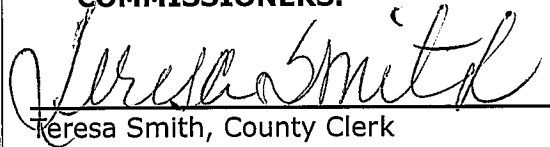


7.11.07

Gerald Von Anderson III, Chairman

Date

I HEREBY AFFIRM THAT I AM ACTING AS CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE June 19, 2007 MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.



7.11.07

Teresa Smith, County Clerk

Date