WHITE COUNTY BOARD OF COMMISSIONERS

MINUTES FROM REGULAR MEETING HELD

FEBRUARY 5, 2008, AT 6:00 P.M.

The White County Board of Commissioners met in a regular session at 6:00 P.M. in the Grand Jury Room of the White County Courthouse, Cleveland, Georgia. Present were: Chairman Chris R. Nonnemaker, Post 1 Commissioner Joe R. Campbell, Post 2 Commissioner Craig Bryant, County Manager Alton Brown, Chief Financial Officer Vickie Neikirk, and County Clerk Jean Welborn.

Chairman Nonnemaker called the meeting to order. After the pledge to the flag, Rev. Charles Black brought the invocation.

Upon motion made by Commissioner Campbell, seconded by Commissioner Bryant, the minutes from the Regular Meeting held January 8, 2008 and Called Meeting held January 16, 2008 were unanimously adopted.

The Board of Commissioners issued the following Proclamations:

1) Marshall Anderson, as Co-Chair of White County's American Cancer Society Relay for Life;

2) Lynn Hogan, as Co-Chair of White County's American Cancer Society Relay for Life;

3) Michael Harris upon his retirement;

4) Proclaiming week of February 10-16 as National FBLA-PBL week in White County.

The Board of Commissioners discussed the request for variance for access to the property of the Estate of Kathy Howard. Chairman Nonnemaker stated that the County could not give any variance that would be in conflict with the EPD regulations. Ricky Woolever, a joint Executor of the Estate, stated that the family just wanted to be able to get their deeds on the property division.

Upon motion made by Commissioner Bryant, seconded by Commissioner Campbell, it was unanimously voted to grant the variance that would allow the plat of the Kathy Howard Estate property, totaling 67.22 acres, consisting of 9 tracts, to be stamped by the Planning Department in order for the plat to be recorded in the Deed Records of White County, Georgia, without the required physical access. This variance is granted SUBJECT TO the following stipulations:

1) Any further divisions of the tracts as shown on the Plat shall necessitate the compliance with the access regulations in the subdivision regulations as they might exist at the time of the division.
2) Upon the division of said property into any tracts smaller than shown on said Plat, no family exemptions to the regulations for the division of the subject land shall be granted.

Upon motion made by Commissioner Campbell, seconded by Commissioner Bryant, the following Resolution was unanimously adopted with a new map approved by the White County School Board:

"Passed February 5, 2008

WHITE COUNTY BOARD OF COMMISSIONERS

A RESOLUTION NO. 2008-8

WHITE COUNTY LOCAL ACT AMENDMENT RESOLUTION

A RESOLUTION TO AUTHORIZE THE GENERAL ASSEMBLY, ON BEHALF OF WHITE COUNTY, GEORGIA, TO AMEND THE LOCAL ACT FOR WHITE COUNTY, GEORGIA, BEING THE LOCAL ACT APPROVED ON FEBRUARY 2, 1988 (GA. L. 1988, P. 3515); TO AUTHORIZE THE EXPANSION OF THE WHITE COUNTY, GEORGIA BOARD OF COMMISSIONERS FROM A THREE MEMBER BOARD TO A FIVE MEMBER BOARD; TO AUTHORIZE AN INCREASE IN THE SALARY OF THE BOARD OF COMMISSIONERS; TO PROVIDE FOR A COUNTY-WIDE REFERENDUM FOR DECIDING WHETHER TO EXPAND SAID BOARD AND/OR WHETHER TO INCREASE THE SALARY OF THE BOARD; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia General Assembly approved, on February 2, 1988 (Ga.L. 1988, p. 3515), a new Local Act for White County, Georgia; and

WHEREAS, the Board of Commissioners of White County, Georgia, in response to citizen sentiment, to accommodate the population growth; and to insure the responsiveness of county government to the needs of the citizens, finds it necessary and appropriate for the board of commissioners to be expanded from a three member board to a five member board to be composed of a chair elected at large and four district commissioners elected by the voters in each respective district; and

WHEREAS, the Georgia General Assembly has the full and complete power to enact and amend the Local Acts of a Georgia county, including, but not limited to, White County, Georgia;

NOW, THEREFORE, BE IT RESOLVED by the White County, Georgia Board of Commissioners, pursuant to its Local Act and general law, and it is hereby resolved by the authority of same, as follows:

SECTION 1. AMENDMENTS TO LOCAL ACT REQUESTED TO EXPAND THE BOARD TO A FIVE (5) MEMBER BOARD AND TO INCREASE THE SALARIES OF THE CHAIRMAN AND BOARD MEMBERS.

(a) White County, Georgia, by and through its duly authorized Board of Commissioners, does hereby request and authorize the local Legislative Delegation to introduce a Bill in the General Assembly to amend its Local Act, located at Ga. L. 1988, p. 3515, as approved February 2, 1988, to

1) Expand its board of commissioners from a three member board to a five member board, with the Chairman being elected by the county at large and the other board members to be elected by voters in each respective district, and

2) Increase the salary of the Chairman and Board of Commissioner,

all as more particularly described in that draft legislation attached hereto as Exhibit "A," which is incorporated herein by reference. The local Legislative Delegation is requested and authorized to tender a Bill to the General Assembly of Georgia providing for said expansion upon the approval of the General Assembly, and with the Local Bill being substantially similar to the draft Bill attached hereto as Exhibit "A", and upon the further approval of the citizens of White County via a referendum to be held in accordance with the provisions of said Bill. However, the local

Legislative Delegation is authorized to change the provisions of this proposed Bill in any procedural manner, in order to comply with the requirements of the General Assembly regarding local acts.

(b) The White County Board of Commissioners do also hereby approve any changes recommended by the local Legislative Delegation in order to pass the proposed Bill.

SECTION 2. COUNTY AGENTS ARE AUTHORIZED TO PERFORM NECESSARY ACTS TO HAVE PASSAGE OF THE AMENDMENT TO THE LOCAL ACT AND EXPAND THE BOARD.

The White County, Georgia Board of Commissioners does hereby authorize the local Legislative Delegation, and the appropriate agents of the White County, Georgia, including but not limited to the Board Chairman, County Clerk, County Manager, and the County Attorney, to perform and do any and all necessary acts in order to have passage of a Local Act providing for the expansion of the board of commissioners, with said acts including but not limited to the passage of this resolution, the certification of this resolution, any and all acts by the local Legislative Delegation to have the General Assembly pass a Local Act allowing said expansion, and for agents of the County to perform any and all acts to complete the passage of the Local Act. Said agents are further authorized to proceed forward with any referendum authorized by any Local Act passed by the General Assembly. Finally, said agents are also authorized to perform any and all acts, should the electors of White County, Georgia approve the expansion, to expand the Board of Commissioners to a five (5) member Board.

SECTION 3. EFFECTIVE DATE.
The resolution shall be effective upon passage.

SECTION 4. REPEAL OF CONFLICTING RESOLUTIONS.
Any and all prior resolutions or any parts thereof that are in conflict with this resolution are repealed to the extent of the conflict.

SO RESOLVED, this 5th day of February, 2008.

WHITE COUNTY BOARD OF COMMISSIONERS

By: s/Chris R. Nonnemaker
Chris R. Nonnemaker, Chairperson

s/Joe R. Campbell
Joe R. Campbell, Commissioner
Post 1

s/Craig Bryant
Craig Bryant, Commissioner
Post 2

Attest:

s/Jean Welborn
Jean Welborn, County Clerk

GEORGIA GENERAL ASSEMBLY

A BILL TO BE ENTITLED AN ACT

TO CREATE A WHITE COUNTY FIVE (5) MEMBER BOARD OF COMMISSIONERS

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA

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GEORGIA GENERAL ASSEMBLY

A BILL TO BE ENTITLED AN ACT

TO CREATE A WHITE COUNTY FIVE (5) MEMBER BOARD OF COMMISSIONERS

To amend an Act entitled “White County Board of Commissioners; Re-creation; Referendum”, approved February 2, 1988 (Ga. L. 1988, p. 3515), to provide that the board of commissioners of White County shall be composed of a chairperson and four commissioners to:

- provide that the chairperson shall be elected from the county at large; and

- provide for the board's duties and authority; and
- provide the commissioners shall each reside in one of four districts; and
- provide for election of members at large; and
- provide for qualifications; and
- provide for commissioner districts; and
- provide for an oath of office and bond; and
- prescribe the duties of the chairperson; and
- provide for the appointment and duties of a vice chairperson; and
- schedule meetings; and
- appoint a county manager; and
- appoint a county attorney; and
- review, adoption and amendment of budgets; and
- approve expenditures of county funds; and
- adopt a purchasing policy; and
- provide for an audit of county finances and financial records; and
- fill vacancies on the board; and
- change the compensation and expenses of the chairperson and members of the board upon approval of the electors of White County; to
- submit this Act to the legislative delegation; to
- provide for a referendum submitting the Act to the electorate; to
- implement the Act upon approval; to
- repeal in its entirety an Act creating the Board of Commissioners of White County, approved February 2, 1988 (Georgia Laws 1988, page 3515), and
- repeal of conflicting laws.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION I

The Act creating the board of commissioners of White County, approved February 2, 1988 (Ga. L. 1988, p. 3515), is hereby amended by striking Section 1 and all subsequent sections and inserting in lieu thereof the following:

SECTION 1 CREATION AND COMPOSITION

a) The purpose of this Act is the creation of a five-member White County Board of Commissioners elected and organized as provided for in this Act. The five-member Board of Commissioners shall be the successor to the three-member Board of Commissioners and shall continue to have the obligations and liabilities of the three-member Board of Commissioners as

they existed immediately prior to January 1, 2013. The five-member Board of Commissioners shall constitute the governing authority of White County and shall exercise the powers, duties and responsibilities vested in and upon officers by the provisions of this Act. The term "Board", whenever used in this Act, shall mean the five-member Board of Commissioners of White County including the chairperson and all members.

b) The "Board" shall consist of a chair elected at large and one (1) commissioner from each of the four (4) districts described in Section 1(c) elected by the voters of their respective districts.

c) White County shall consist of four (4) commissioner districts described in, attached to, made a part of this act and further identified as Exhibit A - Board of Commissioner Districts.

d) When used in Exhibit A, the term "Census Tract" shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia.

e) Any part of White County mistakenly not included in a district shall be included within the contiguous district containing the least population according to the United States decennial census of 2000 for the State of Georgia.

f) Any part of White County described, as being in a district shall not be included within such district if such part is not contiguous to the district. Such noncontiguous part shall instead be included within the district contiguous to such part containing the least population according to the United States decennial census of 2000 for the State of Georgia.

SECTION 2 DUTIES AND AUTHORITY

a) The "Board" shall have the power and authority to adopt, implement and enforce ordinances, policies, regulations, resolutions and rules governing all matters reserved to the "Boards" exclusive jurisdiction and entered on the minutes.

b) The "Board" shall exercise only those administrative powers necessary and proper to function as a policy-making body and to compel enforcement of adopted resolutions. The following powers are vested in the "Board" and reserved for the "Board's" exclusive jurisdiction:

1) Levy taxes; and

2) Fix fees; and

3) Make appropriations; and

4) Fix rates and charges for services provided by the county; and

5) Authorize indebtedness; and

6) Authorize and provide for the execution of contracts; and

7) Establish, alter, open, close, build, repair or abolish public roads and bridges according to law; and

8) Accept the provisions of optional state statutes where the statute permits acceptance; and

9) Exercise all powers, duties and authority regarding planning and land use; and

10) Create and amend the boundaries of special taxing districts authorized by law; and

11) Fix the bonds of county officers when not fixed by statute; and

12) Enact any resolutions, ordinances or other legislation, which the county has authority to enact; and

13) Determine the priority of capital improvements; and

14) Call elections for the approval of bonds; and

15) Exercise or delegate all of the power and authority granted to the "Board" by law; and

16) Appoint a county manager, legal counsel and independent county auditor.

SECTION 3 ELIGIBILITY

a) No person shall be a member of the "Board" if that person is ineligible for such office pursuant to O. C. G. A. Section 45-2-1, (Persons ineligible to hold civil office; vacation of office; validity of acts performed while in office) or any other applicable general law.

b) Persons eligible for election to the positions of Commission Chair or District Commissioners shall be a citizen of the State of Georgia and qualified to vote as of the qualifying date.

c) Persons eligible for Commissioner shall:

1) have attained the age of eighteen (18) years as of the date of election or appointment; and

2) have maintained a bona fide fulltime residency within the district for which the candidate is offering for twelve (12) months prior to the qualifying date or appointment; and

3) have received the requisite number of votes cast for that office by the electors of the district; and

4) continue to reside in the district from which elected or appointed during the term of office or the office shall become vacant.

d) The Chair of the Board shall:

1) have attained the age of twenty one (21) years as of the date of election or appointment; and

2) have maintained a bona fide fulltime residency within the county for twelve (12) months prior to the qualifying date or appointment ; and

3) have received the requisite number of votes cast for that office by the electors of the county; and

4) continue to reside in White County during term of office or the office shall become vacant.

d) The following are grounds for declaring persons ineligible to seek the office of chair or commissioner and the existence facts relating to such grounds shall be sufficient reason for vacating any office held:

1) Refusal or failure to account for and pay over public money to the proper officer; or

2) Conviction of a felony involving moral turpitude under the laws of this state or any other state such offense is a felony in this state, unless all rights of citizenship have been restored by a pardon from the State Board of Pardons and Paroles; or

3) Being of unsound mind; or

4) Being unfit to discharge the duties of the office due to advanced age or bodily infirmity; or

5) Disqualification for any constitutional based grounds.

e) The existence of any ineligibility conditions found in this Section shall be sufficient reason for vacating the office.

SECTION 4 ELECTION

a) The nomination and election of the chair and members of the board shall be in accordance with the provisions of O. C. G. A. Section 21-1-1 et seq (Georgia Election Code).

b) If more than one-half of the votes cast in the November 2008 general election are for approval of changing the Board of Commissioners to a five-member Board of Commissioners, this Act shall become effective with the Chair, District 1 and District 2 Commissioners taking office on January 1, 2013.

c) The Post 1 and Post 2 Commissioners (to be referred to as District 2 and District 1 Commissioner) elected in 2010 shall take office on January 1, 2011 and shall serve terms of four (4) years and until their successors are duly qualified and elected.

d) The Chair and the District 4 Commissioner and District 3 Commissioner elected in 2012 shall take office on January 1, 2013 and shall serve terms of four (4) years and until their successors are duly elected and qualified.

e) All successors to the chair and commission shall be elected at the general election immediately preceding the expiration of such terms, take office on the first day of January in the year following that election and shall serve for terms of four (4) years until their successors are duly elected and qualified.

SECTION 5 OATH OF OFFICE AND BOND

Before commencing the discharge of their duties, the Chair and Commissioners shall subscribe an oath before the Judge of the Probate Court for the true and faithful performance of their duties and that they are not the holders of any unaccounted public funds. In addition, the Chair and each Commissioner shall give a satisfactory surety bond to the Judge of the Probate Court in the sum of $10,000.00 conditioned upon the faithful performance of the duties of the office. The County treasury shall pay the costs of said bonds.

SECTION 6 CHAIR

a) . The duties of the chair shall include, but not be limited to, the following:

1) Preside at “Board” meetings; and

2) Submit and second motions to the “Board”; and

3) Vote on any question or issue before the “Board”; and

4) Represent White County at ceremonial functions; and

5) Ensure the appointment of commission and committee members; and

6) Perform duties requested by Commission members or as provided by law or resolution.

SECTION 7 VICE CHAIR

a) At the first regular meeting of each year, the “Board” shall elect from its members a Vice Chair who shall serve for the calendar year in which elected.

b) In the absence of the Chair including death, disqualification or resignation, the Vice Chair shall preside at meetings of the “Board” and assume the duties and entitlements assigned the Chair by Section 6 (Chair).

c) In the event of a vacancy in the office of Vice Chair, the “Board” shall elect a new Vice Chair from the “Board” membership to serve for the remainder of the calendar year.

SECTION 8 MEETINGS

a) The "Board" shall convene a minimum of one (1) regular meeting each month.

b) The "Board" shall determine the date, place and time of the meeting.

c) The Chair or any three (3) members of the "Board" may convene additional meetings subject to verifying the notification of all members of the "Board".

d) Any three (3) Commissioners or the Chair and any two (2) Commissioners shall constitute a quorum.

e) The "Board" shall take no official action except upon the affirmative vote of at least three (3) members and compliance with O. C. G. A., Title 50, State Government; Chapter 14, Open and Public Meetings.

f) The "Board" shall conduct all regular and called meetings according to Robert's Rules of Order.

SECTION 9 COMPENSATION

a) The salary of the Chair shall be twenty five percent (25%) of the White County Sheriff's annual minimum salary established by the Official Code of Georgia, Annotated Title 15, Courts; Chapter 16, Sheriffs; Section 20, Minimum annual salary; increase; operating expenses; Subsection (a)(1); and

b) The salary of each Commissioner shall be twenty percent (20%) of the White County Sheriff's annual minimum salary established by the Official Code of Georgia, Annotated Title 15, Courts; Chapter 16, Sheriffs; Section 20, Minimum annual salary; increase; operating expenses; Subsection (a)(1).

c) The provisions of Subsections a) and b) of this Section shall not become effective unless approved by more than one-half of the votes cast in the November 2008 general election. Should the White County electors:

1) approve amending the compensation pursuant to Subsections a) and b) of this Section, the provisions shall become effective on January 1, 2011 for those Commission members elected in November 2010 and on January 1, 2013 for the Chair and Commissioners elected in November 2012.

2) reject amending the salary for the chair and commissioners, the chair and commissioners shall continue to receive the salary provided by Part I, Related Laws; Article I, Board of Commissioners; Section 7, Chairman, compensation of commissioners; Subsection (b) of the Act creating the Board of Commissioners of White County, approved February 2, 1988 (Georgia Laws 1988, page 3515, at page 3519)

d) The Chair and Commissioners shall have the option to participate in the White County Insurance, Retirement and Expense Reimbursement Programs.

SECTION 10 VACANCY

a) In the event of a vacancy occurring on or after the date that a Chair or Commissioner takes office for any reason other than the expiration of a term, the vacancy shall be filled as follows:

1) If a vacancy occurs with six (6) months or more remaining in the unexpired term of office, the Election Superintendent shall within fifteen (15) days after the vacancy occurs issue the call for a Special Election to be held in not less than thirty-(30) or more than sixty-(60) days to elect a successor. The provisions of O. C. G. A. 21-2 (Georgia Election Code) shall govern the election. A person elected in the special election shall take office immediately upon certification of the results of the election.

2) If a vacancy occurs with less than six (6) months remaining in the unexpired term of office, the position shall remain vacant until the scheduled election.

b) If such vacancy is in the office of Chair, the Vice Chair shall exercise the powers and duties of the Chair for the period beginning on the date the vacancy occurs and ending on the date the successor takes office.

SECTION 11 ORGANIZATION

The "Board" may alter the internal organization of county government by abolishing or consolidating existing departments, creating additional departments and transferring functions to other departments

SECTION 12 COUNTY MANAGER

a) The "Board's" desire for increased efficiency, effectiveness and equity in service delivery underlies the decision to enhance professionalism by the appointment of a County Manager as the county's Chief Executive Officer. The formal allocation of executive authority to a qualified County Manager ensures professional knowledge of operations and enhances the county's recruiting edge in the pursuit of talented professionals.

b) The "Board" shall fulfill the primary policymaking role of the county but assigns the day-to-day executive role to the County Manager whom the "Board" appoints based on administrative qualifications and experience.

c) The "Board" shall employ a County Manager having at least a bachelor's degree in Public Administration or a related field and at least five (5) years experience as a city or county administrator or manager.

d) The County Manager shall serve at the pleasure of the "Board" and shall receive such compensation and benefits as determined by the "Board".

e) The "Board" shall retain ultimate control over county operations and grants the County Manager substantial executive authority commensurate with executive ability.

f) The County Manager's authority over departmental operations, personnel and budget development is extensive, but the "Board's" definitive authority over the County Manager is absolute.

g) Duties and responsibilities include:

1) Supervision of the Department Managers and Employees.

2) An advisory role in policy formulation and direct responsibility in policy implementation.

3) Enforcement of county ordinances, policies, regulations, resolutions and rules.

4) Authority to appoint and remove department managers and employees.

5) Performance of duties assigned or delegated by the "Board".

SECTION 13 COUNTY ATTORNEY

a) The County Attorney:

1) provides the Board of Commissioner's legal advice regarding the Board's powers and duties under the law and pending or potential litigation; and

2) represents the county in court; and

3) attends meetings upon request; and

4) serves as parliamentarian to the Board; and

5) prepares or reviews county contracts, ordinances, policies, regulations, resolutions, rules and other legal documents.

SECTION 14 BUDGETS

a) This Section provides for:

1) accounting and auditing requirements necessary to provide taxpayers an opportunity to gain information concerning the expenditure of revenues; and

2) a mechanism to assist the "Board" in carrying out their lawful responsibilities; and

3) the collection and reporting of information to assist the "Board" and taxpayers in understanding and evaluating the county service delivery and operations.

b) Fiscal Year. The fiscal year is from July 1 to June 30.

c) Balanced budget. The "Board" shall operate under an annual balanced budget for the general fund, special revenue funds and debt service funds.

d) Adoption. The "Board" shall adopt a balanced budget by resolution.

e) Amendments. Nothing contained in this Section shall preclude the "Board" from amending its budget to adapt to changing needs during the budget period. Amendments shall be made as follows:

1) Any increase in appropriations, whether accomplished through a change in revenues or a transfer of appropriations among departments, shall require the approval by resolution of the "Board".

2) Transfers of appropriations within a department or fund with the exception of salary and benefit accounts shall require the approval of the County Manager.

f) Uniform charts of accounts. The "Board" shall adopt uniform charts of accounts prepared by the Department of Community Affairs.

g) Budget Officer. The "Board" shall appoint a Budget Officer.

h) Preparation of proposed budget. The Budget Officer shall prepare a proposed budget for the ensuing budget period. The proposed budget document shall include an estimate of the anticipated revenues and expenditures for each department and fund and in such form and detail with such supporting information and justifications as may be prescribed by the "Board".

i) Submission to the "Board". The Budget Officer shall submit the proposed budget to the "Board" on the date established by the "Board".

j) Public review of proposed budget.

1) On the day that the Budget Officer submits the proposed budget to the "Board", the County Clerk shall place a copy in a public location convenient to the residents of the county; and

2) During the week in which the Budget Officer submits the proposed budget to the "Board", the County Clerk shall publish a statement advising the residents of the availability of the proposed budget; and

3) At least one week before the budget hearing, the County Clerk shall give notice of the time and place of the budget hearing.

4) The County Clerk shall publish the notices required by Subsections (j)(2) and (j)(3) of this Section in a newspaper of general circulation located within the jurisdiction of the "Board". These statements shall be a prominently displayed advertisements or news articles and not published in the section of the newspaper where legal notices appear.

k) Conduct of budget hearing. At least one week prior to the meeting at which adoption of the budget resolution will be considered, the "Board" shall conduct a public hearing at which time any persons wishing to be heard on the budget may appear. Nothing in this Act precludes the conducting of further budget hearings if the "Board" deems such hearings necessary and complies with the requirements of Subsection (j)(3) of this Section.

l) Adoption of budget resolution. After the conclusion of the hearing(s), the "Board" shall adopt a budget resolution making appropriations in such sums the "Board" deems sufficient whether greater or less than the sums presented in the proposed budget. At least one week before the meeting to adopt the budget, the County Clerk shall give notice of the time and place of such meeting.

SECTION 15 PURCHASING

a) The "Board's" Financial Management Policy shall provide guidance for the procurement of goods and services in compliance with procurement policies of the County and the State of Georgia. The goal of this policy shall be to establish, foster and maintain the following principles:

1) Consider the best interests of the County in all transactions; and

2) Purchase without prejudice, seeking to obtain the maximum value for expenditures; and

3) Subscribe to and work for honesty and truth in purchasing.

SECTION 16 EXPENDITURES

All expenditures of county funds shall be in accordance with the county budget, amendments or policies adopted by the "Board". The Budget Officer shall enforce compliance with these provisions and shall institute a system of allotments of all moneys appropriated and budgeted.

SECTION 17 AUDITS

a) The "Board" shall employ a Certified Public Accountant to conduct an annual audit of county finances and financial records. The Certified Public Accountant shall perform a complete audit of the financial records of the county for the preceding fiscal year, noting any irregularities and reporting the results to the "Board".

b) The Annual Audit Report shall be available for public inspection.

SECTION II SUBMITTAL

a) It shall be the duty of the of "Board" to require the submittal of this Act, pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended, to the Attorney General for approval.

b) Unless prohibited by the federal Voting Rights Act of 1965, as amended, the White County election superintendent shall:

1) call and conduct an election for the submittal of this Act to the electors of White County for approval or rejection; and

2) conduct this election in November, 2008 on the date provided by O.C.G.A. Section 21-2-540; and

3) cause the date and purpose of the election to be published once a week for two weeks

immediately preceding the date thereof in the official organ of White County; and

4) ensure that the ballot shall have written or printed thereon the words:

( ) YES ( ) NO "Commencing on January 1, 2013 shall the governing authority of White County be changed to a five-member board of commissioners to be composed of a chair elected at large and four district commissioners elected by the voters in each respective district?"

( ) YES ( ) NO "Commencing with the Commissioners taking office on January 1, 2011 and the Chair and Commissioners taking office on January 1, 2013, shall the salary of the Chair be twenty-five percent (25%) and the salary of each Commissioner be twenty percent (20%) of the White County Sheriff's annual minimum salary?

c) If more than one-half of the votes cast are for approval of changing the salary for the chairperson and the commissioners, then Section 9 of Section I of this Act shall become effective as provided in Section 9 (Compensation) Subsection (c) (1) of SECTION I of this Act.

d) The repeal of Section 9 of SECTION I of this Act shall automatically occur if more than one-half of the votes cast reject changing the salary for the chair and the commissioners.

e) The expense of such election shall be borne by White County. It shall be the election superintendent's duty to certify the result thereof to the Secretary of State.

SECTION III ENACTMENT

Except as otherwise provided in Section III, this Act shall become effective upon approval by the Governor or upon becoming law without such approval.

SECTION IV REPEALS

a) If more than one-half of the votes cast in the November 2008 general election are for a five-member board of commissioners, the following Acts shall be repealed on January 1, 2013.

1) An Act amending the Act creating the Board of Commissioners, approved on January 13, 1977 (Georgia Laws 1977, page 2717); and

2) An Act creating the Board of Commissioners, approved on February 2, 1988 (Georgia Laws 1988, page 3515) with the exception of Article I, Board Of Commissioners; Part I, Related Laws; Section 7(b), Chairman; compensation of commissioners (Georgia Laws 1988, page 3519)

b) If more than one-half of the votes cast in the November 2008 general election, reject a five-member board of commissioners, the following Acts shall be repealed on January 1, 2013.

1) The repeal with the exception of Section 9 (Compensation) of this Act shall automatically occur if more than one-half of the votes cast reject changing the Board of Commissioners to a five-member Board.

2) The repeal of this Act shall automatically occur if more than one-half of the votes cast reject changing the board of commissioners to a five-member board.

c) If more than one-half of the votes cast in the November 2008 general election are for a change in compensation for the chair and commissioners:

1) Article I, Board of Commissioners; Part I, Related Laws; Section 7(b), Chairman; compensation of commissioners, of the Act creating the Board of Commissioners of White County, approved February 2, 1988 (Georgia Law 1988, page 3515, at page 3519) shall be repealed on January 1, 2011.

d) If more than one-half of the votes cast in the November 2008 general election as provided for in Section III of this Act reject changing the salary for the chair and commissioners, the repeal of Section 9 of this Act shall be automatic.

SECTION V CONFLICTS

The enactment of this Act shall result in the repeal of all laws and parts of laws in conflict with this Act."

Upon motion made by Commissioner Bryant, seconded by Commissioner Campbell, the following Consent Agenda Items were unanimously voted upon:

1) Approved a Tax Release Application filed by Slack Cleveland Parts Co. for a refund of $1,884.00 from 2007 Personal Property Taxes paid to White County, which refund is based upon the taxpayer filing a correction in the value of taxed property.

2) Adopted the following Resolution:

" WHITE COUNTY BOARD OF COMMISSIONERS
RESOLUTION NO. 2008-9

A RESOLUTION ADOPTING THE UPDATE TO THE WHITE COUNTY COMPREHENSIVE PLAN

WHEREAS, the previously adopted White County Comprehensive Plan required a ten year plan update to be in compliance with the Minimum Standards and Procedures for Local Comprehensive Planning;

AND WHEREAS, White County has held a public hearings to brief the community on the contents of the plan, provided an opportunity for residents to make suggestions, additions or revisions, notice of such hearing being advertised in The White County News, a newspaper of general circulation in the county in accordance with the county's public notification procedures;

AND **WHEREAS,** pursuant to White County's Resolution No. 2007-23, the plan update to the White County Comprehensive Plan was transmitted to the Georgia Mountains Regional Development Center for review, comment, recommendation and transmittal to the Georgia Department of Community Affairs for review and approval;

AND **WHEREAS,** The Georgia Department of Community Affairs has reviewed and approved said comprehensive plan update as meeting minimum standards and procedures;

AND WHEREAS, White County's extension of its Qualified Local Government (QLG) status is contingent upon official adoption of the updated comprehensive plan meeting state minimum planning standards;

NOW, THEREFORE, BE IT RESOLVED by the White County Board of Commissioners that the plan is hereby adopted as an update to the White County Comprehensive Plan.

RESOLVED, this 5th day of February, 2008.

WHITE COUNTY BOARD OF
COMMISSIONERS

s/Chris R. Nonnemaker
Chris R. Nonnemaker, Chairman

s/Joe R. Campbell
Joe R. Campbell, Post 1

s/Craig Bryant
Craig Bryant, Post 2"

3. Approved the Hazard Mitigation Grant.

4. Adopted the following Resolution:

"**WHITE COUNTY BOARD OF COMMISSIONERS**

RESOLUTION NO. 2008-10

TO DECLARE CERTAIN PROPERTY OWNED BY WHITE COUNTY TO BE SURPLUS PROPERTY; TO PROVIDE FOR THE DISPOSAL OF SAID PROPERTY BY ON-LINE AUCTION THROUGH GOVDEALS; TO PROVIDE FOR ADVERTISING OF SAID DISPOSITION OF SAID PROPERTY; AND TO AUTHORIZE A REPRESENTATIVE OF WHITE COUNTY TO EXECUTE ANY TITLE TRANSFERS AND BILLS OF SALE ON THE PROPERTY.

WHEREAS, the Board of Commissioners of White County have determined that certain County-owned property is surplus; and

WHEREAS, the Board of Commissioners of White County desires to dispose of said property through the government on-line auction and to give public notice of said disposition;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of White County, Georgia, and it is hereby resolved by the authority of the same as follows:

-1-

The Board of Commissioners of White County hereby declares that the property described in Exhibit "A" attached hereto and incorporated herein by reference is surplus and shall be disposed of by the county by government on-line auction to the highest responsible bidder for each item. All surplus personal property will be sold "as is" and must be removed from the county property by the successful bidder within ten (10) days from the award of the bid, except as otherwise provided in Exhibit "A."

-2-

The Clerk of the Board of Commissioners is directed to cause notice to be published once a week for two weeks in the official legal organ of the county not less than 15 days nor more than 60 days preceding the date of the bid due date. The legal notice shall include a description of the property to be sold and shall contain the conditions of the proposed sale and shall give the website for the on-line auction.

-3-

The Board of Commissioners of White County reserves the right to refuse any and all bids on said property.

The County Manager is hereby authorized to execute any title transfers and bills of sale to the successful bidders on the personal property.

ADOPTED, this 5th day of February, 2008.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Chris R. Nonnemaker
Chris R. Nonnemaker, Chairman

s/Joe R. Campbell
Joe R. Campbell, Post 1

s/Craig Bryant
Craig Bryant, Post 2

ATTEST:

s/Jean Welborn
Jean Welborn
County Clerk

WHITE COUNTY

SURPLUS PROPERTY

TO BE SOLD "AS IS/WHERE IS"

1) 2001 Ford Crown Victoria, Vin # 2FAFP71W61X158658 (K-9 Unit);

2) 2001 Ford Crown Victoria, Vin # 2FAFP71W61X124090;

3) 2000 Ford Crown Victoria, Vin # 2FAFP71W3YX109668;

4) 2000 Ford Crown Victoria, Vin # 2FAFP71WX1X124089;

5) 1998 Chev Midbus, Vin # 1GDHG31R5W1081573;

6) 1 box containing 24 toner cartridges (Ricoh 3000);

7) 1 box containing ribbons and correction tapes (IBM, Olivetti, Smith Corona, Nu-Kote);

8) 1 Burster – Model #2205, Serial # 534059;

9) 1 Deleaver;

10) 1 Digitizing Table.

-Exhibit A-"

5. Cancelled the order for the American LaFrance Fire Truck.

Chris Hollifield with Rushton & Company, the County Auditor, presented the overview of the audit for the fiscal year ending June 30, 2007. Mr. Hollifield stated that with any audit, there were always suggestions for improvements; however, there was nothing serious that came up in the audit that would keep him from giving a clean opinion report. Mr. Hollifield stated that they had given a clean opinion letter. Mr. Hollified gave an overview of the audit. A copy of the report is on file. Mr. Hollifield stated that there were more and more requirements under the Statement on Auditing Standards, which govern what they do as auditors, which will require more time involved in the audit. Mr. Hollifield stated that he had suggested in his report that Chief Financial Officer and staff continue to take more training classes on these different reporting standards in order that they keep up on the financial statements. Mr. Hollifield stated that their audit time would probably increase about 20%.

Upon motion made by Commissioner Campbell, seconded by Commissioner Bryant, it was unanimously voted to authorize the purchase of a fire truck from Ferrara for the sum of $229,848, which amount would be paid from the fire insurance premium tax.

Upon motion made by Commissioner Campbell, seconded by Commissioner Bryant, the advertisement of a public hearing on March 3 for the proposed abandonment of a portion of Trammell Road was unanimously authorized.

Upon motion made by Commissioner Bryant, seconded by Commissioner Campbell, the following Resolution was unanimously adopted:

"WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2008-11

REVISING CHAPTER 58 (SIGN REGULATIONS)
OF THE OFFICIAL CODE OF WHITE COUNTY

A RESOLUTION

WHEREAS, the White County Board of Commissioners wishes to amend Chapter 58 of the Official Code of White County;

NOW, THEREFORE, the White County Board of Commissioners hereby establishes the following amendments to the Official Code of White County:

Chapter 58 is hereby amended by adding the following thereto:

"Section 58-29 Variances

a. Administration by the community and economic development department - The community and economic development department has the responsibility for administration of this Chapter.

b. Purpose - The purpose of a variance is to provide relief when the strict application of the statutes, codes or policies imposes unusual practical difficulties or unnecessary physical hardships on the applicant. Practical difficulties and unnecessary hardships may result from the:

1. ***Dimensional variances only (i.e. setback, size, height).***

2. ***Shall not be greater than 10% of current allowable.***

3. ***Shall not subvert the intent of the ordinance.***

4. ***Applicant shall show substantial hardship naturally occurring or otherwise.***

5. ***Granting the variance shall not create a safety hazard or other condition inconsistent with the general purpose of this ordinance.***

6. ***Extreme topographic conditions prevent the sign from being legible and effective from the roadway; a variance may be granted to allow the height to be measured from the base of the road after final grading.***

c. Criteria for granting a variance:

1. Based on the application, evidence submitted by the applicant, investigations by the director of community and economic development or planning commission or board of commissioners, all six (6) of the following findings shall exist in order to grant a variance:

a. ***There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape, topography; and***

b. ***The application of this chapter to this particular piece of property would create an unnecessary hardship; and***

2. Variances shall not be granted:

a. ***If the special circumstances on which the applicant relies are a result of the actions of the applicant, owner or previous owners; or***

b. ***To allow the use of property in a manner or for a purpose not authorized by the statutes, codes or policies.***

d. ***Application requirements - The owner or duly authorized agent shall file an Application for Variances with the community and economic development department on the prescribed form. A complete application shall consist of:***

1. ***Variance Request Form***

2. ***Copy of code section from which the variance is being requested***

3. ***Correspondence clearly stating the basis for the variance request***

4. ***Supporting documentation necessary to give the director of community and economic development a clear understanding of the request***

e. ***Submission to the Planning Commission***

1. ***The Request for Variance is reviewable by the planning commission if the director of community and economic development determines that the request for variance meets the criteria.***

2. ***The planning commission shall review the request for variance upon receipt of the following within ten (10) days of the determination of the director of community and economic development:***

a. ***Correspondence clearly stating the basis for the request for planning commission review;***

b. ***Director of community and economic development recommendation;***

c. ***Supporting documentation necessary to give the planning commission a clear understanding of the request for review; and***

d. ***A review fee of $100.00.***

3. The planning commission shall review the application and staff investigation report and determine whether the evidence supports a finding that the required criteria has been met and approve with or without conditions or deny the application. However, the determination of the director of community and economic development shall remain in full force and effect pending such review.

f. ***Appeal to the Board of Commissioners:***

Decisions or actions of the planning commission are subject to an appeal to the board of commissioners. However, the planning commission's action or decision shall remain in full force and effect pending such appeal.

g. If an applicant desires to appeal a decision or action of the planning commission, the applicant shall notify the board of commissioners in writing within ten (10) days of the action or decision of the planning commission. Upon receipt of this notice, the board of commissioners shall establish a date and time to hear the appeal. The request shall include:

1. Correspondence stating the basis for the appeal of the planning commission action or decision;

2. Applicable planning commission minutes;

3. Supporting documentation necessary to give the board of commissioners a clear understanding of the appeal request; and

4. Appeal fee of $50.00.

h. Conditions

1. Reasonable conditions may be imposed in connection with the granting of a variance as deemed necessary to protect the best interests of the surrounding property or neighborhood and otherwise secure the purpose and requirements of this chapter.

2. Guarantees and evidence shall be required that such conditions are and will continue to be in compliance.

i. Compliance with conditions approval - Adherence to the approved plans and compliance with conditions imposed in the variance are required. Any departure from conditions of approval constitutes a violation of this chapter.

j. Vested interest in approved variances - A valid variance supersedes conflicting provisions or amendments unless specifically provided by the provisions of this chapter or the conditions.

k. Investigations and reports - The director of community and economic development shall make an investigation to provide necessary information to insure that the action on each application is consistent with the variance criteria. Any report of such investigation shall be included in the application file.

l. Revocation - Variances shall become invalid if not exercised within one year of the date of approval or if there is a change in ownership not otherwise noted and approved at the time of the granting of the variance.

m. Limitations on reapplication - The planning commission shall not hear denied applications for the same or substantially similar variance application until a period of six (6) months has elapsed.

<u>Section 58-30 – Inspection.</u>

a. The staff, representatives or agents of the building inspection, code enforcement, fire, public works, as well as the emergency management agency, shall have the power to conduct such investigation as they may reasonably deem necessary to carry out the duties and responsibilities as prescribed in this Chapter. After providing proper credentials, these agents, officials and representatives may enter any property, public or private, for the purpose of investigating and inspecting the premises.

b. No person or entity shall refuse entry or access to the staff, representatives or agents of the building inspection, code enforcement, fire, public works departments as well as the emergency management agency who request entry for purposes of inspection. Similarly, no person or entity shall obstruct, hamper or interfere with any such staff, representative, or agent while in the process of carrying out his official duties.

Section 31 - Enforcement.

a. Stop work orders.

1. Any person failing to comply with any provision of this Chapter shall be subject to a stop work order. Such notice shall be presented by code enforcement in writing and shall state the conditions under which work may continue. Where an emergency exists, no written notice shall be required.

2. The County Code Enforcement Officer, or designated representative or agents, shall present the stop work order to the owner of the property, an authorized agent or the person or persons in charge of activity on the property. Upon receipt of notice of the stop work order, activities in violation of this Chapter shall cease immediately.

b. Revocation of Occupation license or other authorization. Any person failing to comply with any provision of this Chapter shall be subject to revocation of the occupation license, work permit, building permit or other authorization for the conduct of business and associated work activities within the unincorporated areas of this county.

c. Enforcement in magistrate court. Any person who shall do anything prohibited by this Chapter or who shall fail to do anything required by this Chapter shall be guilty of a misdemeanor, amenable to the process of the magistrate court of the county. Upon conviction, the court shall assess the person(s) or entity with a penalty, which may include fine, confinement, or both, in an amount permitted for the violation of county resolutions. The court may deem each day the violations exist as a separate offense.

d. Civil penalties. Any person violating any provision of this Chapter shall be liable for a civil penalty of not less than $100.00 per day or not to exceed $500.00 per day. Each day the violation continues shall constitute a separate violation.

e. Enforcement by injunction or mandamus. The board of commissioners, in addition to other remedies, may institute injunction, mandamus or other appropriate action in proceeding to stop the violation.

f. If a person or entity fails to comply within the time specified, a violation shall have occurred and in addition to other penalties, any applicable performance or surety bond shall be subject to forfeiture.

Section 58-32 - Miscellaneous provisions.

a. Severability - If any paragraph, sub-paragraph, sentence, clause or phrase shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this chapter shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this chapter not held to be invalid. The intent of the board of commissioners is to provide for separable and divisible parts and the board of commissioners hereby adopts all parts held valid.

b. Liability – Under the provisions of this chapter, the approval of a plan shall not relieve any person from the responsibility for damage to any person or property nor impose any liability upon the county for damage to any person or property.

c. Repeal – The adoption of this chapter repeals all codes or parts of codes conflicting with the terms of this chapter. It is hereby provided that any code which may be applicable hereto and aid in carrying out or making effective the intent, purpose and

provision hereof shall be literally construed to be in favor of the county and is hereby adopted as a part hereof.

d. Repeal Conflict with other laws - Whenever the provisions of this chapter impose more restrictive standards than are required under any other statute, the requirements of this chapter shall govern.

e. Effective date – The effective date of this chapter shall be upon the date of its adoption, the public welfare demanding it."

All other rules, regulations, definitions, etc. contained in said Official Code of White County, not herein amended or deleted, shall remain in full force and effect.

ADOPTED, this 5th day of February, 2008.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Chris R. Nonnemaker
Chris R. Nonnemaker, Chairman

s/Joe R. Campbell
Joe R. Campbell, Post 1

s/Craig Bryant
Craig Bryant, Post 2

ATTEST:

s/Jean Welborn
Jean Welborn, County Clerk "

Upon motion made by Commissioner Campbell, seconded by Commissioner Bryant, the following Resolution was unanimously adopted:

"Passed February 5, 2008

WHITE COUNTY BOARD OF COMMISSIONERS

A RESOLUTION NO. 2008-12

WHITE COUNTY LOCAL ACT AMENDMENT RESOLUTION

A RESOLUTION TO AUTHORIZE THE GENERAL ASSEMBLY, ON BEHALF OF WHITE COUNTY, GEORGIA, TO AMEND THE LOCAL ACT FOR WHITE COUNTY, GEORGIA, BEING THE LOCAL ACT APPROVED ON MARCH 24, 1988 (GA. L. 1988 P. 4472-4476); TO AUTHORIZE THE AMENDMENT OF THE HOMESTEAD EXEMPTION FROM WHITE COUNTY M & O AD VALOREM TAXES OTHER THAN COUNTY SCHOOL DISTRICT TAXES FOR EDUCATIONAL PURPOSES IN THE AMOUNT OF $15,000.00 OF THE ASSESSED VALUE OF SUCH HOMESTEAD FOR CERTAIN RESIDENTS OF WHITE COUNTY WHO HAVE ANNUAL INCOMES NOT EXCEEDING $15,000.00 AND WHO ARE 65 YEARS OF AGE OR OVER; TO SPECIFY THE TERMS AND CONDITIONS OF THE EXEMPTION AND THE PROCEDURES RELATING THERETO; TO PROVIDE FOR A REFERENDUM, EFFECTIVE DATES, AND AUTOMATIC REPEAL; TO REPEAL CONFLICTING LAWS; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia General Assembly approved, on March 24, 1988 (Ga. L. 1988, p. 4472-4476), a new Local Act for White County, Georgia; and

WHEREAS, the Board of Commissioners of White County, Georgia, in response to citizen sentiment, desires to amend the homestead exemption for certain residents over the age of 65 years;

WHEREAS, the Georgia General Assembly has the full and complete power to enact and amend the Local Acts of a Georgia county, including, but not limited to, White County, Georgia;

NOW, THEREFORE, BE IT RESOLVED by the White County, Georgia Board of Commissioners, pursuant to its Local Act and general law, and it is hereby resolved by the authority of same, as follows:

White County, Georgia, by and through its duly authorized Board of Commissioners, does hereby request and authorize the local Legislative Delegation to introduce a Bill in the General Assembly to amend its homestead exemption for certain residents over the age of 65 years of age as follows:

Section 1. For purposes of this Act, the term:

(1) ***"Ad valorem taxes"*** means White County M & O ad valorem taxes other than county school district taxes for educational purposes, including but not limited to taxes to retire bonded indebtedness.

(2) ***"Homestead"*** means homestead as defined and qualified in Code Section 48-5-40.

(3) ***"Income"*** means gross income from all sources **excluding** income received as retirement, survivor or disability benefits under the federal Social Security Act or under any other public or private retirement, disability or pension system.

(4) ***"Senior citizen"*** means a person who is 65 years of age or over.

Section 2. Each resident of White County who is a senior citizen is granted an exemption on that person's homestead from all White County ad valorem taxes except county school district taxes for educational purposes in the amount of $15,000.00 of the assessed value of that homestead, if that person's income, together with the income of the spouse of such person who resides within such homestead, does not exceed $15,000.00 for the immediately preceding taxable year. This exemption would be in lieu of any other M & O exemptions.

Section 3. The Tax Commissioner of White County, or designee, shall provide application forms for the exemption granted by this Act and shall require such information as may be necessary to determine the eligibility of the owner for the exemption.

Section 4. The exemption shall be claimed and returned as provided in Code Section 48-5-50.l of the O.C.G.A. The exemption shall be automatically renewed from year to year as long as the owner occupies the residence as a homestead. It shall be the duty of any person granted the homestead exemption under this Act to notify the tax commissioner of White County or the designee thereof in the event that person for any reason becomes ineligible for that exemption.

Effective January 1, 2009 all eligible persons shall exclude income received as retirement, survivor or disability benefits under the federal Social Security Act or under any other public or private retirement, disability or pension system in the calculations for homestead exemptions from White County M & O ad valorem taxes.

Section 5. The exemption granted by this Act shall not apply to or affect any state taxes, municipal taxes, or county school district taxes for educational purposes.

Section 6. The exemption granted by this Act shall apply to all taxable years beginning after December 31, 2008.

Section 7. If this Act is approved in the referendum provided for in Section 8 of this Act, that local constitutional amendment providing for a $15,000.00 homestead exemption for each resident of White County who is 65 years of age or over from White County taxes, Ga. L. 1988, pages 4472-4476 is repealed effective at the last moment of December 31, 2008.

Section 8. Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of White County shall call and conduct an election as provided in this section for submitting this Act to the electors of White County for approval or rejection.
The election superintendent shall conduct that election on the date of and in conjunction with the November 2008 general election and shall issue the call therefore not less than thirty (30) days nor more than forty five (45) days prior to that date.

The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of White County.

The ballot shall have written or printed thereon the words:

[Yes] Shall the Act be amended which provided a homestead exemption from White County ad valorem taxes, except county school district taxes for educational purposes, in the amount of $15,000.00 for certain residents of White County
[No] and who are 65 years of age or over to define “income” to read: “***Income”*** means gross income from all sources <u>excluding</u> income received as retirement, survivor or disability benefits under the federal Social Security Act or under any other public or private retirement, disability or pension system?

All persons desiring to vote for approval of the Act shall vote "Yes” and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect immediately. If the Act is not approved or if the election is not conducted as provided in this section, the remaining sections of this Act shall not become effective and this Act shall be automatically repealed on the first day of January immediately following that election date.

The expense of such election shall be borne by White County.

It shall be the election superintendent's duty to certify the result thereof to the Secretary of State.

Section 9. All laws and parts of laws in conflict with this Act are repealed.

SO RESOLVED, this 5th day of February, 2008.

WHITE COUNTY BOARD OF COMMISSIONERS

By: s/Chris R. Nonnemaker
Chris R. Nonnemaker, Chairperson

s/Joe R. Campbell
Joe R. Campbell, Commissioner
Post 1

s/Craig Bryant
Craig Bryant, Commissioner
Post 2

Attest:

s/Jean Welborn
Jean Welborn, County Clerk”

Vickie Neikirk, Chief Financial Officer, gave the monthly financial report (see copy).

Peggy Rutter spoke of the urgency for the county to continue to press for a resolution on the LHR Farm situation. Ms. Rutter stated that the flies had been horrible. Ms. Rutter stated that Mr. Hulsey of LHR Farm was required to control the vectors (rodents, flies, etc.) at the site. Mr. Brown stated that the County was working with EPD and Mr. Hulsey in trying to resolve the problems.

Mr. Ray Davis gave a report on the fund-raising activities for improvements to the Senior Center facilities. Mr. Davis stated that they had raised approximately $40,000. Mr. Davis stated that more projects were planned to increase the funds.

Shirley Roberts asked the Board of Commissioners to consider adopting a public transportation program for White County. Ms. Roberts stated that Steve Tomlinson of the D.O.T. would be glad to come to a meeting and give an explanation of how the program would work. The Board of Commissioners agreed to invite Mr. Tomlinson to the next work session. Mr. Davis stated that the Senior Center did a great service in taking people to the doctor, drug store and grocery store.

Commissioner Campbell stated that the Drug Task Force funds were slated to be drastically cut because of the need for homeland security funds; that the Appalachian Drug Task Force might lose 75% of its funding. Commissioner Campbell asked Judge Murphy Miller to help in securing some of this funding for our area. Commissioner Campbell stated that the Appalachian Drug Task Force had done a fantastic job, with great results; that the funds were desperately needed to maintain this program. The Board of Commissioners stated that they were also going to send letters to encourage the continued funding of the Task Force.

The Board of Commissioners announced the work session for February 25, 2008 at 3:00 P.M., with interviews for proposed board appointments to begin at 4:00 P.M.

The Board of Commissioners announced that the regular meetings would now be held on Mondays, instead of Tuesdays, beginning at 4:30 P.M., with the next regular meeting being Monday, March 3, 2008, at 4:30 P.M. The Board of Commissioners agreed that the enabling acts should also be changed in order to allow for the Monday meetings.

Upon motion made by Commissioner Bryant, seconded by Commissioner Campbell, the meeting was adjourned.

_____
Chris R. Nonnemaker, Chairman

_____
Joe R. Campbell, Post 1

_____
Craig Bryant, Post 2

_____
Jean Welborn, County Clerk