

WHITE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE CALLED HELD

THURSDAY, DECEMBER 10, 2009 AT 8:00 A.M.

The White County Board of Commissioners met for a Called Meeting on Thursday, December 10, 2009 at The Babyland General Conference Room Cleveland, GA. Present at the meeting were Chairman Travis Turner, Post 1 Commissioner Joe Campbell, Post 2 Commissioner Craig Bryant, County Manager Carol Jackson, Finance Director Vickie Neikirk, and County Clerk Shanda Smallwood.

Chairman Turner called the meeting to order.

Chairman Turner stated the White County Road Department had been clearing the property donated by Jere Westmoreland to the White County Senior Center, and the White County Road Department had some recommendations of improvements which needed to be made to the property in order for it to be utilized. Doug Dockery, Director of Public Works, presented the recommendations of the Road Department staff grading the property, installing the necessary pipe for drainage, and obtaining bids for the construction of a retaining wall. Chairman Turner presented a site plan prepared by Mr. George Havelka, which illustrated the proposed changes in the parking area, the proposed changes to the present entrance traffic flow, and expansion to the White County Senior Center.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to provide authorization for Mr. George Havelka to mark the corners related to the expansion of the White County Senior Center Building, for the White County Road Department to grade the property and install the necessary drainage pipe, and for bids to be obtained for the construction of a retaining wall on the property donated to the White County Senior Center, with bid results being presented to the Board of Commissioners at a later date.

Doug Dockery informed the Board of Commissioners that a portion of Bean Creek Road was eroding and needed a second drainage pipe installed. He further indicated the road would have to be temporarily closed in order to make the necessary repairs.

Doug Dockery also informed the Board of Commissioners that the bottom of the culvert pipe at Sky Lake Road was rusting out and the Road Department would need to install drainage pipe in order to temporarily divert water until concrete could be poured into the culvert. Mr. Dockery stated he planned to contact Square Deal Construction in order to obtain an estimate on the cost of the repairs to determine if the project would meet the criteria for requiring bids to be obtained.

Chairman Turner requested a revision in the order of the agenda, with the Board of Commissioners entering into Executive Session prior to the budget items being discussed. There was a unanimous agreement that the order to the agenda be revised.

Chairman Turner stated the consulting contract with the Georgia Mountains YMCA for interim management of the White County Recreation Department would be expiring on January 27, 2010. He further stated he had been receiving positive feedback regarding the YMCA from the White County Recreation Department Advisory Board, as well as from citizens of the County. Chairman Turner stated he would like for the interim agreement with the YMCA to be extended for an additional ninety (90) days in order for staff to coordinate with the YMCA on a more long-term management contract.

Commissioner Bryant asked if the YMCA had indicated they were interested in a long term management contract. Chairman Turner responded the YMCA was interested in this opportunity.

Carol Jackson indicated she had been in communication with Mike Brown, CEO of the Georgia Mountains YMCA, and Mr. Brown had indicated the YMCA would not be prepared to take over the operations of the White County Recreation Department at the end of the contract period on January 27, 2010 and he indicated at that time a ninety (90) day extension would be agreeable, however since that time Mr. Brown had stated the YMCA could be prepared by February 27, 2010 to enter into a long term management contract.

Chairman Turner asked Commissioner Campbell and Commissioner Bryant what feedback they were getting in the community regarding the YMCA's interim management of the White County Recreation Department.

Commissioner Campbell stated he had not received any negative feedback and he had heard many positive comments regarding the progress being made at the Recreation Department. He further stated he was in favor of working with the YMCA to pursue a long term management contract. Commissioner Campbell stated there had been some misinformation in the community regarding the possibility the YMCA would cancel some of the current athletic programs.

Carol Jackson stated in all her conversations with the YMCA, Mike Brown had emphasized the YMCA's commitment to enhancing the current programs, adding additional programs, and not increasing participation fees.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to extend the current interim consulting agreement with the YMCA for an additional ninety (90) days – until April 27, 2010. Commissioner Bryant stated he would like to have one (1) public hearing prior to the approval of a long term management agreement with the YMCA, in order to receive comments from the public on the matter.

Carol Jackson asked for guidance from the Board of Commissioners if the YMCA were to reject a ninety (90) day extension to the interim agreement. Chairman Turner asked that Ms. Jackson contact Mike Brown and advised the Board of Commissioners prior to the regular meeting scheduled for January 4, 2010 the status of the ninety (90) day extension.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to enter into Executive Session at 8:45 A.M. for the purpose of discussing litigation, real estate, and personnel.

-See the Following Closed Meeting Affidavit-

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to exit Executive Session.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote for staff to prepare a mid year budget amendment for the Fiscal Year 2010 to include reinstatement of the county retirement contribution and allocating or distributing funds for departments which have been consolidated.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to reinstate the county contribution to the employee retirement plan – with this reinstate occurring as soon as possible according to the current plan document.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to adjourn the Called Meeting.

The minutes of the December 10, 2009 Called Meeting are hereby approved as stated this the 4th day of January 2010.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Travis C. Turner
Travis C. Turner, Chairman

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

s/Craig Bryant
Craig Bryant, Post 2

s/Shanda Smallwood
Shanda Smallwood, County Clerk

CLOSED MEETING AFFIDAVIT

STATE OF GEORGIA
COUNTY OF WHITE

AFFIDAVIT OF BOARD OF COMMISSIONERS

The White County Board of Commissioners, being duly sworn, states under oath that the following is true and accurate to the best of their knowledge and belief:

1

The White County Board of Commissioners met in a duly advertised meeting on December 10, 2009

2

During such meeting, the Board voted to go into closed session

3

The executive session was called to order at 8:45 a.m. p.m.

4

The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

Consultation with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O C G A Section 50-14-2(1);

Discussion of tax matters made confidential by state law as provided by O C G A Section 50-14-2(2) and (insert the citation to the legal authority making the tax matter confidential)

Discussion of the future acquisition of real estate as provided by O C G A Section 50-14-3(4);

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 Section 50-14-3(6);

Other (describe the exemption to the open meetings law):
_____ as provided in (insert the citation to the legal authority exempting the topic)

This 10th day of December, 2009

[Signature]
Fravis C. Turner, Chairman
[Signature]
Joe Campbell, Post 1
[Signature]
Craig Bryant, Post 2

Sworn to and subscribed before me,
this 10 day of December, 2009

[Signature]
Notary Public
My commission expires _____
