

WHITE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE CALLED MEETING HELD

MONDAY, OCTOBER 25, 2010 AT 4:30 P.M.

The White County Board of Commissioners held a Called Meeting on Monday, October 25, 2010 at 4:30 P.M. in Courtroom Number Two at the White County Courthouse. Present at the meeting were Chairman Travis Turner, Commissioner Joe Campbell, Commissioner Craig Bryant, County Manager Carol Jackson, Finance Director Vicki Mays, and County Clerk Shanda Smallwood.

Chairman Turner called the meeting to order.

Chairman Turner stated that he wanted to acknowledge that a photo of Blackstock Vineyards, located in White County, was going to be displayed on the cover of the Georgia Department of Transportation's annual road map which would be distributed statewide.

Tom O'Bryant, Director of Community and Economic Development, presented the second reading for an outdoor watering ordinance as required by SB 370 and required to be in effect by January 1, 2011.

Upon a motion made by Commissioner Bryant, seconded by Commissioner Campbell there was a unanimous vote to adopt County Ordinance Number 2010-31 as follows:

FIRST READING: 10/04/2010

SECOND READING: 10/25/2010

ADOPTED: 10/25/2010

WHITE COUNTY BOARD OF COMMISSIONERS

ORDINANCE NO. 2010-31

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF WHITE COUNTY TO IMPLEMENT STANDARDS FOR OUTDOOR WATERING OF LANDSCAPE

WHEREAS, the WHITE COUNTY BOARD OF COMMISSIONERS recognizes an imminent need to create a culture of water conservation and to plan for water supply enhancement during future extreme drought conditions and other water emergencies; and,

WHEREAS, reasonable restrictions on the outdoor watering of landscape are necessary to address this in furtherance of addressing this need; and,

WHEREAS, the General Assembly of the State of Georgia has required all counties in Georgia to adopt an ordinance to be in effect no later than January 1, 2011 to allow outdoor watering of landscape to between the hours of 4:00 p.m. and 10:00 a.m. (with certain exceptions); and

WHEREAS, pursuant to O.C.G.A. § 12-5-7, the Board of Commissioners have prepared an ordinance to address outdoor watering of landscape.

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

ARTICLE X

STANDARDS FOR OUTDOOR WATER OF LANDSCAPE

SECTION 30-347. Restriction on Outdoor Water of Landscape.

Outdoor watering for purposes of planting, growing, managing, or maintaining ground cover, trees, shrubs, or other plants in the unincorporated area may occur only between the hours of 4:00 p.m. and 10:00 a.m.; provided, however, that this limitation shall not create any limitation upon the following outdoor water uses:

- (A) Commercial raising, harvesting, or storing of crops; feeding, breeding, or managing livestock or poultry; the commercial production or storing of feed for use in the production of livestock, including, but not limited to, cattle, calves, swine, hogs, goats, sheep, and rabbits, or for use in the production of poultry, including, but not limited to, chickens, hens, ratites, and turkeys; producing plants, trees, fowl, or animals; or the commercial production of aquacultural, horticultural, dairy, livestock, poultry, eggs, and apiarian products or as otherwise defined in O.C.G.A. § 1-3-3;
- (B) Capture and reuse of cooling system condensate or storm water in compliance with applicable ordinances and state guidelines;
- (C) Reuse of gray water in compliance with O.C.G.A. § 31-3-5.2 and applicable local board of health regulations;
- (D) Use of reclaimed waste water by a designated user from a system permitted by the Environmental Protection Division of the Georgia Department of Natural Resources to provide reclaimed waste water;

- (E) Watering personal food gardens;
- (F) Watering new and replanted plant, seed, or turf in landscapes, golf courses, or sports turf fields during installation and for a period of 30 days immediately following the date of installation;
- (G) Drip irrigation or irrigation using soaker hoses;
- (H) Hand watering with a hose with automatic cutoff or handheld container;
- (I) Use of water withdrawn from private water wells or surface water by an owner or operator of property if such well or surface water is on said property;
- (J) Watering horticultural crops held for sale, resale, or installation;
- (K) Watering athletic fields, golf courses, or public turf grass recreational areas;
- (L) Installation, maintenance, or calibration of irrigation systems; or
- (M) Hydroseeding.

SECTION 30-348. Enforcement.

- (a) No person shall use or allow the use of water in violation of the restrictions on outdoor water use contained in ordinance.
- (b) The Code Enforcement Department will be the enforcement authority for this ordinance. The county manager may also authorize other departments as may be deemed necessary to support enforcement.
- (c) Criminal and alternative penalties. Any violation of this section may also be enforced by a citation or accusation returnable to the magistrate court or by any other legal means as set forth in this Code.

SECTION 30-349. Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 30-350. Severability.

The sections, paragraphs, sentences, clauses and phrases of this ordinance are severable. Should any section, paragraph, sentence, clause or phrase of this ordinance be rendered invalid by any court of law, the remaining sections, paragraphs, sentences, clauses or phrases shall not be affected but shall continue in effect until amended or repealed by action of the governing authority of White County.

SECTION 30-351. Effective Date.

October 25, 2010 – Called Meeting Minutes

This ordinance shall go into effect on January 1, 2011.

RESOLVED, this 25th day of October, 2010.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Travis C. Turner

Travis C. Turner, Chairman

ATTEST:

s/Joe R. Campbell

Joe R. Campbell, Post 1

s/Shanda Smallwood

Shanda Smallwood
County Clerk

s/Craig Bryant

Craig Bryant, Post 2

-End of Resolution-

Carol Jackson presented the bids received for the removal of two underground storage tanks and lines used handling gasoline and diesel fuel located at the White County Road Department Facility. Ms. Jackson stated the tanks were being removed as part of the relocation of the White County Road Department due to the construction of the White County Detention Center. Ms. Jackson stated the lowest bidder was Cobb Environmental & Technical (Tupelo, MS at \$15,850) and the second lowest bidder was Georgia Oilmen's Service (Norcross, GA at \$18,065). She further stated it was her recommendation to award the bid to Georgia Oilmen's Service, since they were a Georgia based company.

Upon a motion made by Commissioner Bryant, seconded by Commissioner Campbell there was a unanimous vote to award the contract for the removal of two underground storage tanks and lines used handling gasoline and diesel fuel located at the White County Road Department Facility to Georgia Oilmen's Service in the amount of \$18,065.00 with funds to be paid from the 2008 SPLOST Account.

Ms. Jackson presented a request from the White County Road Department for authorization to purchase a remanufactured engine needed for a 2005 Ford F250 Super Duty Crew Cab 4x4 Pick Up from Affordable Auto Repair – with a three year / 100,000 mile warranty – in the amount of \$5,000.00. Ms. Jackson presented four (4) quotes obtained, of which the quote of \$5,000.00 from Affordable Auto Repair was the lowest.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to approve the purchase of a remanufactured engine needed for a 2005 Ford F250 Super Duty Crew Cab 4x4 Pick Up from Affordable Auto Repair – with a three year / 100,000 mile warranty – in the amount of \$5,000.00, with funds to be paid from the Road Department’s Auto Repair Account.

Carol Jackson stated that Cleveland Better Home Town Board of Directors had issued a resolution for the dissolution of the corporation effective December 31, 2010. Ms. Jackson stated she recommended continuing the contributions (\$5,000.00 per quarter) to the organization through the last quarter of the 2010 calendar year– at which time any remaining funds, derived from the county contributions, would be returned to the County.

The Board of Commissioners expressed their appreciation to Maria Flynn, Director of Cleveland Better Home Town.

Upon a motion made Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to continue the County’s contribution to the Cleveland Better Home Town organization through the last quarter of 2010, with any associated funds remaining, once all expenses are paid, being returned to the County.

Shanda Smallwood presented a resolution to the Board of Commissioners, amending the signers on certificates of deposit accounts.

Upon a motion made by Commissioner Bryant, seconded by Commissioner Campbell there was a unanimous vote to adopt County Resolution 2010-30 as follows in order to amend the signers on the certificates of deposit accounts held by White County.

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2010- 30

A RESOLUTION

WHEREAS, the Board of Commissioners wishes to amend the authorization for signatures on the purchase, renewal and/or redemption of any and all Certificates of Deposit held by White County Board of Commissioners at Regions Bank of White County, Habersham Bank, Stephens Federal, Community Bank and Trust, United Community Bank, and Mountain Valley Community Bank;

THEREFORE, IT IS HEREBY RESOLVED THAT: The records of Regions Bank of White County, Habersham Bank, Stephens Federal, Community Bank and Trust, United Community Bank, and Mountain Valley Community Bank be amended to show that any purchase, renewal, and/or redemption of any Certificates of Deposit in the name of the White County Board of Commissioners must bear signatures as follows:

October 25, 2010 – Called Meeting Minutes

Any TWO of the following:

TRAVIS C. TURNER, COMMISSION CHAIRMAN;

JOE R. CAMPBELL, POST 1 COMMISSIONER;

CRAIG BRYANT, POST 2 COMMISSIONER;

CAROL JACKSON, COUNTY MANAGER;

SHANDA SMALLWOOD, COUNTY CLERK; OR

VICKI MAYS, INTERIM FINANCE DIRECTOR.

Let the Clerk prepare an extract of these minutes for the records of Regions Bank of White County, Habersham Bank, Stephens Federal, Community Bank and Trust, United Community Bank, and Mountain Valley Community Bank.

ADOPTED, this 25th day of October, 2010.

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

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

s/Craig Bryant
Craig Bryant, Post 2

ATTEST:
s/Shanda Smallwood
Shanda Smallwood

-End of Resolution-

Rolann Smith, with the White County road Department presented a proposed priority list for repairs to County road, as was requested at the previous Board of Commissioners Retreat. The presentation included a “List –A, 2011 Pavement Preservation Project (12 Worst Roads)”, “List – B, Roads Needing Patching Before Spring 2011”, “Culvert Repairs Needed for Post Road and Skylake Road”. The costs associated with each were as follows:

List A - \$621,280.00

List B - \$73,150.00

Culverts – Post Road \$15,000 - \$18,000 & Skylake Road \$16,000 - \$19,000

October 25, 2010 – Called Meeting Minutes

Chairman Turner stated the Board of Commissioners needed to make a decision whether to continue paving dirt roads throughout the County or to address the existing paved roads which needed repairs.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to approve the culvert repairs for Post Road and Skylake Road in the estimated amount of – Post Road Culvert \$15,000 - \$18,000 & Skylake Road Culvert \$16,000 - \$19,000; as well as the patching proposed on “List B” in the estimated amount of \$73,150.00 with all funds to be taken from the 2008 SPLOST Account.

Carol Jackson presented the status of the renovation project for the future White County Tax Commissioners Office. Ms. Jackson stated a structural engineer had been consulted regarding the plans to add a new roof on top of the existing roof and the engineer had issued an opinion letter that we could proceed with the renovation as planned based on his examination of the building structure. Ms. Jackson also stated that an environmental engineer had been consulted regarding possible asbestos in the building. She further explained that minimal asbestos was found in the building and Little Environmental Services would be removing the asbestos during the first full week of November. Ms. Jackson stated that Shanda Smallwood had prepared an addendum for the RFP, which would be distributed to all the contracts who attended the mandatory pre-bid meeting and would have a deadline date of November 5, 2010.

Chairman Turner asked if Sheriff Neal Walden had an opportunity to review the bid drawings for the White County Detention Center Construction Project. Sheriff Walden stated he had reviewed the drawings and although he had a few questions he did not think these were substantial enough to delay the beginning of the project. Ms. Jackson stated that the County had thirty (30) days from the date the project bids to make any changes – without requiring a change order.

Upon a motion made by Commissioner Campbell, seconded by Commissioner Bryant there was a unanimous vote to approve the bid drawings dated October 25, 2010 for the White County Detention Center Construction Project.

Ms. Jackson informed the Board of Commissioners that by moving the site plan for the jail down the hill toward the current Road Department location – there was not going to be any disruption of the utilities located on the site and the situation with the water and sewer service was most likely going to be easier to resolve than first thought.

Upon a motion made by Commissioner Bryant, seconded by Commissioner Campbell there was a unanimous vote to adjourn the Called Meeting and enter into the scheduled Work Session.

The minutes of the October 25, 2010 Called Meeting are hereby approved as stated this the 1st day of November, 2010.

WHITE COUNTY BOARD OF COMMISSIONERS

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

October 25, 2010 – Called Meeting Minutes

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

s/Craig Bryant
Craig Bryant, Post 2

s/Shanda Smallwood
Shanda Smallwood, County Clerk