

WHITE COUNTY BOARD OF COMMISSIONERS

MINUTES OF THE CALLED MEETING HELD

MONDAY, DECEMBER 19, 2011

On Monday, December 19, 2011 the White County Board of Commissioners held a Called Meeting in the Grand Jury Room of the White County Courthouse. The purpose of the Called Meeting was to consider several items of County business which needed to be address prior to the end of the 2011 calendar year. Present at the Called Meeting was Chairman Travis Turner, Commissioner Terry Goodger, Commissioner Lyn Holcomb, Commissioner Edwin Nix, Commissioner Craig Bryant, Interim County Manager Jean Welborn, Finance Director Vicki Mays, and County Clerk Shanda Smallwood.

Chairman Turner called the meeting to order.

Upon presentation of proclamation, December 22, 2011 was declared "John Erbele Day in White County" in honor of Mr. Erbele's contributions to White County.

Chairman Turner presented the resolution regarding amending the White County Voting Districts for District Commissioners of the White County Board of Commissioners. He stated this resolution was in regards to the Public Hearing held prior to the Called Meeting - based upon the map which had been presented and the subsequent action to be taken by the White County Board of Education.

Upon a motion made by Commissioner Nix, seconded by Commissioner Holcomb there was a unanimous vote to approve the resolution (County Resolution No. 2011-34) for adoption of amended White County Voting Districts for the District Commissioner of the White County Board of Commissioners in order to reflect the 2010 Census Results and to seek adoption of the same by the General Assembly in the 2012 Regular Legislative Session as follows:

**STATE OF GEORGIA
WHITE COUNTY**

RESOLUTION NO. 2011-34

RESOLUTION FOR THE ADOPTION OF AMENDED WHITE COUNTY VOTING DISTRICTS FOR DISTRICT COMMISSIONERS OF THE WHITE COUNTY BOARD OF COMMISSIONERS IN ORDER TO REFLECT THE 2010 CENSUS RESULTS; TO SEEK ADOPTION OF SAME BY THE GENERAL ASSEMBLY BY LOCAL ACT; FOR PRE-CLEARANCE BY THE DEPARTMENT OF JUSTICE; AND FOR OTHER PURPOSES

Purpose: This Resolution is intended to amend the White County Voting Districts for District Commissioners of the White County Board of Commissioners for adoption by Local Act of the Georgia General Assembly and for approval by the Department of Justice.

WHEREAS, the White County Board of Commissioners is a five member board which is currently elected from four individual, separate and distinct districts, with the Chairman being elected by an at-large vote; and

WHEREAS, the White County Board of Education is in agreement with the proposed amendment of the White County Voting Districts and intends to request a local act adopting the same voting districts for the White County Board of Education; and

WHEREAS, the White County Board of Commissioners is required by the Voting Rights Act of 1965 to evaluate and make necessary adjustments to said voting districts of White County each decade; and

WHEREAS, the 2010 Census results have been tabulated and reflect certain changes in the population and demographics of each such district; and

WHEREAS, the White County Board of Commissioners desires to maintain lawful districts in keeping with Federal and State guidelines for "one person, one vote" and promote adequate representation of minorities; and

WHEREAS, the current district lines reflect less than desirable deviations in population and race

and as such necessarily must be altered; and

WHEREAS, the White County Board of Commissioners must adopt a resolution proposing a new district layout for consideration and adoption by the Georgia General Assembly in conjunction with pre-clearance by the Department of Justice;

NOW, THEREFORE, BE IT RESOLVED, the White County Board of Commissioners hereby submits the amended White County Voting Districts for District Commissioners of the White County Board of Commissioners in accordance with the map attached to this resolution as prepared with the aid of the Legislative and Congressional Reapportionment Office on Monday, October 24, 2011, for consideration and adoption of the Georgia General Assembly and for approval by the Department of Justice all in keeping with the laws and Constitution of the State Georgia and the laws and the Constitution of the United State of America.

IN WITNESS WHEREOF, the Resolution is hereby adopted and a copy of the proposed 2010 Census based District Map amending the White County Voting Districts of District Commissioners of the White County Board of Commissioners shall be delivered to Representative Terry Rogers, for submission for adoption as a Local Act of the General Assembly, and to the Department of Justice for pre-clearance and to the Attorney General all as required by law.

So resolved this 19th day of December, 2011.

White County Board of Commissioners

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

s/Terry D. Goodger
Terry D. Goodger, District 1

s/Lyn Holcomb
Lyn Holcomb, District 2

s/Edwin Nix
Edwin Nix, District 3

s/Craig Bryant
Craig Bryant, District 4

Attest: s/Shanda Smallwood
Shanda Smallwood, County Clerk

-End of Resolution As Adopted-

Ms. Martha Jean Taylor requested the Board of Commissioners consider installing guard railing along Adair Mill Road due to the high traffic volume and deep curves throughout the stretch of roadway. Commissioner Nix stated that he would like to the County to look the road and where it would be possible to install guard railing. Chairman Turner asked that the White County Road Department evaluate the road and submit a report back to the Commissioners regarding their evaluation, potential cost, etc. Ms. Taylor also requested that the potholes on the one-tenth of the county maintained portion of Mill Lane be repaired.

Mr. Kevin Hamby, CHA / SPLOST Manager, presented the monthly 2008 SPLOST Status Report (see attached report).

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Mr. Kevin Hamby reviewed that a Request for Proposals (RFP) on the Hulsey Road Force Main and Lift Station Project had been done based on the plans approved by the City of Cleveland and the Georgia Department of Transportation. He stated that a qualified proposal was received from Griffin Brothers, Inc. in the amount of \$402,900.40. Upon the County's request for a best and final offer, Griffin Brothers submitted a value engineering proposal for a cost savings of \$31,160.00 (minimum) contingent upon being able to modify the project design in order to reduce the depths of the line currently at 16' to depths of 4' and 5' and install off the back of the right of way. Mr. Hamby explained that the original depths are a result of the Department of Transportation's (DOT) plans for the alignment on the phase three of the future by-pass and that the contractor had serious concerns about encountering rock in the areas currently designed for 16' depths. Commissioner Nix stated that he would contact DOT Officials and request that they consider these design changes. Mr. Hamby also stated that any design change would also require the City of Cleveland's approval. He asked that the Board

of Commissioners consider awarding the contract for the Hulsey Road Force Main and Lift Station to Griffin Brothers, Inc. based on the information presented in order for them to move forward with obtaining bonds,

ordering pumping, and executing contracts. Ms. Welborn clarified that the contract would be awarded based on the proposal received and with the letter stating savings which would result from design modifications being attached to the contract as an addendum which would apply if the design changes recommended were approved by the DOT and the City of Cleveland.

Upon a motion made by Commissioner Goodger, seconded by Commissioner Bryant there was a unanimous vote to award the contract for the Hulsey Road Force Main and Lift Station to Griffin Brothers, Inc. in the amount of \$402,900.40, with the recommendations of value of engineering (letter dated December 15, 2011 from Griffin Brothers, Inc.) being attached to the contract as an addendum, with staff and the Board of Commissioners to coordinate efforts to seek approval for the recommended value engineering changes to the current design with the DOT and the City of Cleveland, and with the project cost to be paid from the 2008 SPLOST.

In considering the renewal of the SPLOST Management Contract with CHA – Mr. Hamby reviewed the projects he had been involved with and the results he had been able to produce – specifically addressing the savings experience with him serving as the project manager on the Hulsey Road Force Main and Lift Station Project and with SPLOST negotiations. He stated that White County would need to engage the Cities in LOST negotiations within the next six (6) months, which was a project that would be included in the CHA contract.

Commissioner Holcomb stated he had been very pleased with the results which Mr. Hamby had produced for White County and he had calculated a saving of over \$125,000.00 in the time since July 2011.

Upon a motion made by Commissioner Holcomb, seconded by Commissioner Nix there was a unanimous to renew the SPLOST Management contract with CHA for a twelve (12) month period (November 1, 2011 through October 31, 2012) for a total fee not to exceed \$49,000.00 to be paid from the 2008 SPLOST.

Mr. Michael Humphrey, White County Library Program Manager, presented three (3) names for consideration for appointment to the White County Library Board in order to fulfill the remainder of a four year term to expire July 31, 2015 as previously held by Ms. Terry Roberts. The three nominations were Mark Johnson, Jane Peloquin, and Kim Westmoreland.

Upon a motion made by Commissioner Bryant, seconded by Commissioner Nix there was a unanimous vote to appoint Kim Westmoreland to the White County Library Board to fulfill the remainder of a four year term to expire July 31, 2015 as previously held by Ms. Terry Roberts.

Commissioner Bryant stated that the Board was in agreement that the proposed Fire Station on Asbestos Road was not going to be a million dollar project – however he recommended proceeding with the design of the previously proposed building without completing the living quarters and office space at this time in order to reduce the project budget to a more realistic budget of approximately \$500,000.00 total. Commissioner Bryant

stated the building would still be 100' x 110' – however the interior living quarters and administrative space would not be finished.

December 19, 2011 – Called Meeting Minutes

Fire Chief Dickie Howard stated the goal was to construct a facility that would be serviceable for at least twenty (20) years. Chief Howard said the building itself would be approximately \$500,000.00; however he needed authorization to proceed with the plan design.

Commissioner Goodger said he thought the 100' x 110' size would need to be reduced in order to stay within a \$500,000.00 budget.

Mr. Kevin Hamby asked for clarification and the Board of Commissioners stated that the \$500,000.00 budget would be the total project budget not just the construction budget.

Upon a motion made by Commissioner Goodger, seconded by Commissioner Bryant there was a unanimous vote to engage Architect George Hlavenka in developing a design for the proposed Asbestos Road Fire Station based on a total budget of \$500,000.00 with the Architect's design fees not to exceed \$7,000.00 and to be paid from the Fire Fund.

Upon a motion made by Commissioner Nix, seconded by Commissioner Bryant there was a unanimous vote to adopt the following resolution (County Resolution Number 2011-35) setting the 2012 Qualifying Fees:

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2011-35

WHEREAS, the White County Board of Commissioners, as the governing authority of White County, is required by the Official Code of Georgia Annotated Section 21-2-131, to fix and publish a qualifying fee for each county office to be filled in the upcoming primary or election;

AND WHEREAS, the White County Board of Commissioners is required, no later than February 1 of 2012 to fix and publish such fees;

NOW, THEREFORE, the qualifying fees for the following county offices to be filled in the upcoming 2012 primary or election are hereby set as follows:

- 1) Clerk of Superior Court –\$1,491.65;
- 2) Sheriff – \$1,779.86;
- 3) Probate Judge – \$1,491.65;
- 4) Tax Commissioner – \$1,491.65;
- 5) Chief Magistrate Judge - \$1,491.65;
- 6) Board of Commissioners, Chair \$126.00;
- 7) Board of Commissioners, District 1 - \$90.00;
- 8) Board of Commissioners, District 4- \$90.00;
- 9) Board of Education, Chair - \$27.00;
- 10) Board of Education, District 1 - \$27.00;
- 11) Board of Education, District 3 - \$27.00
- 12) Coroner – \$269.58; and
- 13) County Surveyor - \$25.00

The Clerk of the Board of Commissioners is hereby directed to forward a copy of this Resolution to the Superintendent of Elections of White County.

ADOPTED, this 19th day of December, 2011.

WHITE COUNTY BOARD OF COMMISSIONERS

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

s/Terry D. Goodger
Terry D. Goodger, District 1

s/Lyn Holcomb
Lyn Holcomb, District 2

s/Edwin Nix
Edwin Nix, District 3

s/Craig Bryant
Craig Bryant, District 4

Attest:

s/Shanda Smallwood
Shanda Smallwood, County Clerk

-End of Resolution as Adopted-

Upon a motion made by Commissioner Bryant, seconded by Commissioner Holcomb there was a unanimous vote to approve the following resolutions (County Resolution No. 2011-36, 2011-37, 2011-38) for the revision of bank signatories for non-certificate of deposit accounts, certificate deposit accounts, and safe deposit box account:

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2011-36

A RESOLUTION

WHEREAS, the Board of Commissioners wishes to amend the authorization for signatures on the accounts held by White County at Regions Bank of White County, 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, Community Bank and Trust, United Community Bank, and Mountain Valley Community Bank be amended to show that any withdrawals (except Certificates of Deposit) or checks written out of the Commission Accounts must bear signatures as follows:

1. On any payroll checks or on any payroll-related checks, any TWO of the following:
TRAVIS C. TURNER, COMMISSION CHAIRMAN;
TERRY D. GOODGER, DISTRICT 1 COMMISSIONER;
LYN HOLCOMB, DISTRICT 2 COMMISSIONER;
EDWIN NIX, DISTRICT 3 COMMISSIONER;
CRAIG BRYANT, DISTRICT 4 COMMISSIONER;
JEAN WELBORN, INTERIM COUNTY MANAGER; OR
SHANDA SMALLWOOD, COUNTY CLERK.
2. On checks, other than payroll checks or payroll-related checks, in any amount, TWO of the following, with ONE signature being that of one of the County Commissioners:
TRAVIS C. TURNER, COMMISSION CHAIRMAN;
TERRY D. GOODGER, DISTRICT 1 COMMISSIONER;
LYN HOLCOMB, DISTRICT 2 COMMISSIONER;
EDWIN NIX, DISTRICT 3 COMMISSIONER;
CRAIG BRYANT, DISTRICT 4 COMMISSIONER;
JEAN WELBORN, INTERIM COUNTY MANAGER; OR
SHANDA SMALLWOOD, COUNTY CLERK.

IT IS FURTHER RESOLVED that each of the above designees could affix his/her signature to such checks with a signature facsimile stamp, with each designee having the sole possession and control of his/her signature stamp.

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

December 19, 2011 – Called Meeting Minutes

ADOPTED, this 19th day of December, 2011.

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

s/Terry D. Goodger
Terry D. Goodger, District 1

s/Lyn Holcomb
Lyn Holcomb, District 2

s/Edwin Nix
Edwin Nix, District 3

s/Craig Bryant
Craig Bryant, District 4

Attest: s/Shanda Smallwood
Shanda Smallwood, County Clerk

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2011- 37

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, 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, 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:

Any TWO of the following:

TRAVIS C. TURNER, COMMISSION CHAIRMAN;
TERRY D. GOODGER, DISTRICT 1 COMMISSIONER;
LYN HOLCOMB, DISTRICT 2 COMMISSIONER;
EDWIN NIX, DISTRICT 3 COMMISSIONER;
CRAIG BRYANT, DISTRICT 4 COMMISSIONER;
JEAN WELBORN, INTERIM COUNTY MANAGER;

SHANDA SMALLWOOD, COUNTY CLERK; OR
VICKI MAYS, FINANCE DIRECTOR.

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

ADOPTED, this 19th day of December, 2011.

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

s/Terry D. Goodger
Terry D. Goodger, District 1

Attest: s/Shanda Smallwood
Shanda Smallwood, County Clerk

s/Lyn Holcomb
Lyn Holcomb, District 2

s/Edwin Nix
Edwin Nix, District 3

s/Craig Bryant
Craig Bryant, District 4

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2011- 38

A RESOLUTION

WHEREAS, the Board of Commissioners wishes to amend the authorization for signatures on the accounts held by White County at Regions Bank of White County;

THEREFORE, IT IS HEREBY RESOLVED THAT: The records of Regions Bank of White County be amended to show that the following individuals are now and hereafter authorized to have access to the safe deposit box number 23 provided the entrance card is signed at the time of entrance by any two (2) of the below named individuals:

TRAVIS C. TURNER, COMMISSION CHAIRMAN;
TERRY D. GOODGER, DISTRICT 1 COMMISSIONER;
LYN HOLCOMB, DISTRICT 2 COMMISSIONER;

EDWIN NIX, DISTRICT 3 COMMISSIONER;
CRAIG BRYANT, DISTRICT 4 COMMISSIONER;
JEAN WELBORN, INTERIM COUNTY MANAGER;
SHANDA SMALLWOOD, COUNTY CLERK; OR
VICKI MAYS, FINANCE DIRECTOR.

IT IS FURTHER RESOLVED, that the foregoing authority shall continue until a resolution of the White County Board of Commissioners is received by Regions Bank indicating that this authority has been revoked or modified and this resolution shall supersede all resolutions of a like nature previously furnished to Regions Bank.

Let the Clerk prepare an extract of these minutes for the records of Regions Bank of White County.

ADOPTED, this 19th day of December, 2011.

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

s/Terry D. Goodger
Terry D. Goodger, District 1

s/Lyn Holcomb
Lyn Holcomb, District 2

s/Edwin Nix
Edwin Nix, District 3

s/Craig Bryant
Craig Bryant, District 4

Attest:

s/Shanda Smallwood
Shanda Smallwood, County Clerk

-End of Resolutions as Adopted-

Upon a motion made by Commissioner Goodger, seconded by Commissioner Holcomb there was a unanimous vote to approve the following surplus resolution (County Resolution Number 2011-39):

WHITE COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. 2011- 39

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

-3-

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 19th day of December, 2011.

WHITE COUNTY BOARD OF COMMISSIONERS

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

s/Edwin Nix
Edwin Nix, District 3

s/Terry D. Goodger
Terry D. Goodger, District 1

s/Craig Bryant
Craig Bryant, District 4

s/Lyn Holcomb
Lyn Holcomb, District 2

Attest: s/Shanda Smallwood
Shanda Smallwood, County Clerk

-Exhibit A-

**WHITE COUNTY
SURPLUS PROPERTY**

TO BE SOLD “AS IS/WHERE IS”

(1) Blue Line Plot Copier by Rotolite

-End of Resolution as Adopted-

Upon a motion made by Commissioner Holcomb, seconded by Commissioner Nix there was a unanimous vote to designate Shanda Smallwood, County Clerk, as the White County ACCG Legislative Coordinator for the 2012 Legislative Session.

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

The minutes of the December 19, 2011 Called Meeting are hereby approved as stated this 5th day of January, 2012.

WHITE COUNTY BOARD OF COMMISSIONERS

s/Travis C. Turner

Travis C. Turner, Chairman

s/Terry D. Goodger

Terry D. Goodger, District 1

s/Lyn Holcomb

Lyn Holcomb, District 2

s/Edwin Nix

Edwin Nix, District 3

s/Craig Bryant

Craig Bryant, District 4

s/Shanda Smallwood

Shanda Smallwood, County Clerk