

**HEARD COUNTY BOARD OF COMMISSIONERS MEETING
APRIL 13, 2010 – 6:30 P.M.**

The Heard County Board of Commissioners held a Commissioners Meeting on April 13, 2010 at 6:30 p.m. in the courtroom of the Heard County Courthouse. In attendance at the meeting were Commission Chair June Jackson, District 1 Commissioner Karen Isenhower, District 2 Commissioner Lee Boone, District 3 Commissioner Gwen Caldwell, District 4 Commissioner Frank Crook, District 5 Commissioner Sandi Allen, and County Attorney Jerry Ann Conner. Commission Chair Jackson called the meeting to order and welcomed everyone present. Mr. Darold Wiggins, Public Works Director gave the invocation.

Agenda Item # 3 – Guests – Mr. Pete Skandalakis, Presentation Of Proclamation For Victims’ Rights Week – Mr. Pete Skandalakis and employees from the District Attorney’s office in Heard County, presented a proclamation to the Board to proclaim the week of April 18 through April 24 as National Crime Victims’ Rights Week in Heard County. Heard County resident, Tanisha Allen, was introduced by Ms. Lesley Brown of the Victims’ Assistance Program. Ms. Allen, who was assisted by the Victims’ Assistance Program, shared her personal experience with the Board and thanked them for helping provide this service to the citizens of Heard County. On motion (Crook) and second (Allen), the Board unanimously approved this proclamation.

Agenda Item # 4 – Approval of Minutes – On motion (Allen) and second (Isenhower), the Board approved the minutes from March 23, 2010 with corrections.

Agenda Item # 5 – Public Comments – None.

Agenda Item # 6 – Amend Agenda - Commissioner Isenhower asked for an amendment to New Business to include “f – Discuss County Audit”. Commissioner Isenhower made

a motion to amend the agenda. There was no second. The motion died on the table for the lack of a second. Commission Chair Jackson asked for an amendment to New Business to include “f – Discuss Rescheduling April 27, 2010 Commissioners Meeting”. On motion (Allen) and second (Boone), the Board unanimously approved this request.

Agenda Item # 7 – Old Business – a. Discuss Request from Heard County

Development Authority - Commission Chair Jackson stated that at the March 23, 2010 meeting, the Heard County Development Authority requested that a member of the School Board be appointed to the Development Authority. Jerry Ann Conner, County Attorney presented a resolution to the Board to amend a resolution of the Board of Commissioners of Heard County that was adopted on January 3, 1972, in connection with the activation of a development authority to function in Heard County, Georgia, so as to increase the membership of the development authority board from seven to eight members. She read this resolution into the minutes. On motion (Allen) and second (Boone), the Board voted 4 to 1 to approve this resolution. Commissioner Boone, Commissioner Caldwell, Commissioner Crook, and Commissioner Allen voted for the motion. Commissioner Isenhower voted against the motion. Commission Chair Jackson also read a request to the Board from the Heard County Board of Education recommending that Mr. Morris Long be appointed to the Heard County Development Authority Board. On motion (Allen) and second (Crook), the Board voted 4 to 1 to approve this request. Commissioner Boone, Commissioner Caldwell, Commissioner Crook, and Commissioner Allen voted for the motion. Commissioner Isenhower voted against the motion.

b. Discuss Budget Amendments – Felicia Adams - Felicia Adams, Finance Director asked the Board to approve a budget amendment to the Special Purpose Local Option Sales Tax budget to move \$500,000 from the category of public safety to the category of recreation. On motion (Boone) and second (Crook), the Board voted 4 to 1 to approve this request. Commissioner Boone, Commissioner Caldwell, Commissioner Crook, and Commissioner Allen voted for the motion. Commissioner Isenhower voted against the motion.

c. Discuss Bids for CDBG Grant Project – Danny Johnson, Hayes James & Associates & Darold Wiggins – Mr. Danny Johnson with Hayes, James & Associates presented the bid results for the CDBG grant road paving project. He stated that there were several bid packages set out to contractors but there were only two bids received. The bids were as follows:

Southeastern Site Development, Newnan, GA	-	\$694,176.30
Jackson Paving Company, Douglasville, GA	-	\$796,885.00

He recommended accepting the low bid from Southeastern Site Development in the amount of \$694,176.30. After further discussion, on motion (Isenhower) and second (Allen), the Board voted 4 to 1 to accept this recommendation. Commissioner Isenhower’s motion included that Mr. Wiggins inspect previous jobs performed by Southeastern and that Southeastern be required to balance their bid. Commissioner Isenhower, Commissioner Boone, Commissioner Crook, and Commissioner Allen voted for the motion. Commissioner Caldwell voted against the motion stating that he does not approve of the County buying any private property to pave a road.

Agenda Item # 8 – New Business – a. Discuss Proposal for Program Management

from CHA – Commission Chair Jackson presented a proposal for program management for the Heard County SPLOST program from Clough Harbour and Associates. She explained that Mr. Kevin Hamby has been a great asset to Heard County on several projects. She stated there are also several upcoming projects where Mr. Hamby’s expertise would be needed. Mr. Hamby stated that this proposal is based on an “as needed basis”. He explained that if there are no projects; there is no charge.

Commissioner Allen stated that she felt Mr. Hamby has proved himself to Heard County and has done an excellent job managing prior projects. Commissioner Boone and Commissioner Crook agreed. Commissioner Caldwell and Commissioner Isenhower stated they are not in agreement with using Clough Harbour and Associates. Commission Chair Jackson asked the Board to accept this proposal. On motion (Allen) and second (Boone), the Board voted 3 to 2 to accept the proposal from Clough Harbour and for Commission Chair Jackson to sign this agreement. Commissioner Boone, Commissioner Crook and Commissioner Allen voted for the motion. Commissioner Caldwell and Commissioner Isenhower voted against the motion.

b. Discuss Equipment Purchase – Darold Wiggins – Mr. Wiggins presented a proposal from Reynolds-Warren Equipment Company, on a crack sealing machine at the cost of \$51,650.00. He explained that this equipment would help to increase the life of several paved roads in Heard County and some tar and gravel roads under certain circumstances. He also stated that this machine is currently being used by the Georgia Department of Transportation state highways. He asked the Board to approve this proposal. On motion

(Caldwell) and second (Isenhower), the Board unanimously approved this proposal to be paid from SPLOST monies.

c. Discuss New Oglethorpe Power Company Bonds – Jerry Ann Conner, County

Attorney explained that recently Oglethorpe Power Company acquired Heard County Power known as Dynegy. She explained that in order for the Dynegy assets to be moved from the subsidiary into Oglethorpe, they must first release the priority lien of the Heard County Development Authority on the assets. She stated that Oglethorpe has suggested entering into the same PILT (payment in lieu of taxes) agreement with Heard County as Dynegy had in the past. She stated that she is only asking the Board for a general consensus now and that no final action or formal vote needs to be taken until she sees the structure of the newly proposed agreement. All agreed. She stated as soon as the new agreement is proposed she will review and bring back to the Board for formal action.

d. Discuss Road Abandonment for a Portion of Windy Hill Road – Commissioner

Gwen Caldwell – Commissioner Caldwell stated that recently Mr. Barry Huff contacted him about abandoning a portion of Windy Hill Road. Mr. Chuck Stephens, resident of Windy Hill Road, stated that in the past the citizens of this area were opposed to this idea. Commissioner Caldwell stated this is not a formal public hearing, which would be required to abandon any portion of a county road. He also stated that he was only in favor of abandonment if the citizens were in favor of it also. After further discussion, it was decided that no further action would be taken on this abandonment unless Mr. Huff makes a formal request to the Board.

e. Approve Proclamation for National Donate for Life Month – Commission Chair

Jackson presented a proclamation from Lifelink of Georgia asking that the month of

April, 2010 be proclaimed as Donate for Life Month in Heard County. On motion (Allen) and second (Isenhower), the Board unanimously approved this proclamation.

f. Discuss Rescheduling April 27, 2010 Commissioners Meeting – Commission Chair

Jackson requested rescheduling the Tuesday, April 27, 2010 Commissioners meeting to Thursday, April 29, 2010. She explained that she and Commissioner Allen will be returning from training on April 27, 2010. On motion (Crook) and second (Caldwell), the Board unanimously approved this request.

Agenda Item # 9 – Executive Session – None.

There being no further business, on motion (Caldwell) and second (Allen), the Board unanimously voted to adjourn.