

The Regular Meeting of the Oconee County Board of Commissioners was held on Tuesday, June 1, 2010, at 7:00 p.m. in the Commission Meeting Chambers at the Oconee County Courthouse.

Members Present: Chairman Melvin Davis
Commissioner Jim Luke
Commissioner Margaret Hale
Commissioner Chuck Horton

Commissioner John Daniell was absent.

Staff Present: Administrative Officer Alan Theriault
County Clerk Gina M. Lindsey
Attorney Mike Pruet

Jeff Benko, Finance Director
B.R. White, Planning Director
Brad Callender, Planner
Chris Thomas, Utility Director
Steve Hansford, Code Enforcement Director
Rusty Haygood, Economic Development Director
Lisa Davol, Acting Parks and Recreation Director
Emil Beshara, Public Works Director

Media Present: Vinnie Williams, The Oconee Enterprise
Blake Giles, The Oconee Enterprise
Erin France, Athens Banner-Herald

Chairman Davis began the meeting with a moment of silence. Commissioner Hale led the Pledge of Allegiance.

Approval of the Agenda: On motion by Commissioner Horton and second by Commissioner Hale, the agenda for the June 1, 2010 meeting was unanimously amended to move Item 5 from the Consent Agenda to Item 12.2 of the Regular Agenda. The remainder of the agenda was approved as submitted.

Commissioners Remarks: Commissioner Horton requested that Board members be made aware of the topic(s) to be discussed prior to meeting in Executive Session. He also requested the Chairman consider voting on all matters that come before the Board for action.

Chairman Davis announced the next Town Hall Meeting will be held on June 10, 2010 at 7:00 p.m. at the Oconee County Civic Center.

Citizen Remarks: Russ Page announced a Citizen Candidate Forum will be held on June 9, 2010 at 8:00 p.m. at Oconee Veterans Park.

On behalf of the Oconee River Kennel Club, Maria Caudill expressed appreciation to the Board of Commissioners and staff for their support of the AKC Dog Show held on May 8-9, 2010 at Heritage Park.

Minutes: On motion by Commissioner Luke and second by Commissioner Horton, Minutes of the May 4, May 5 and May 18, 2010 Meetings were unanimously approved as distributed.

Commissioner Luke made a motion to approve the Minutes of the May 25, 2010 Meeting. Commissioner Hale seconded the motion. Commissioner Luke, Commissioner Hale and Chairman Davis voted yes. Commissioner Horton abstained from the vote because he was absent from the meeting. The Minutes of the May 25, 2010 Meeting were approved as distributed.

FY 2011 Budget Adoption: The Board held a Public Hearing on the proposed 2011 Fiscal Year Budget. Finance Director Jeff Benko reported the proposed FY11 budget for the General Fund is \$20,865,454, the Special Revenue Fund is \$3,602,963, the Capital Projects Fund is \$141,300, the SPLOST fund is \$6,928,470 and the Enterprise Fund is \$6,387,749. He noted the proposed budget is based on no increase in the millage rate.

The Board opened the floor for public comment. There being no comments from the public, the public comments were closed.

On motion by Commissioner Hale and second by Commissioner Horton, the Board unanimously approved the adoption of the 2011 Fiscal Year Budget and Fee Schedule as presented. **See Documentation in Ordinance and Resolution Book No. 19.**

ACCG 401(a) Defined Contribution Plan for Employees: As a result of the adoption of the FY 2011 Budget, it was necessary for the Board to amend the 401(a) Defined Contribution Plan to suspend the employer matching contributions effective July 1, 2010 through June 30, 2011.

On motion by Commissioner Luke and second by Commissioner Hale, the Board unanimously approved a Resolution to Amend the Adoption Agreement to the Defined Contribution Plan to eliminate the employer matching contributions for one year. ***See Documentation in Ordinance and Resolution Book No. 19.***

On motion by Commissioner Horton and second by Commissioner Hale, the Board unanimously approved an Amendment to the ACCG 401(a) Defined Contribution Plan for Employees of Oconee County Adoption Agreement to eliminate the employer matching contributions for one year. ***See Documentation in Ordinance and Resolution Book No. 19.***

Lampkin Branch Sewer and Pump Station Replacement: Utility Director Chris Thomas reported GEFA has issued the 2010 Intended Use Plan and the Oconee County Lampkin Branch Sewer Replacement and Calls Creek Influent Pump Station Improvements Project is ranked No. 1 among all projects submitted state-wide. Oconee County will receive priority funding from GEFA for this project and is eligible for \$270,000 in principal forgiveness. Mr. Thomas estimates the total cost of the project to be \$1.8 million.

Sewer Line Extension – Zoom Bait/St. Mary's Healthcare: Economic Director Rusty Haygood reported Oconee County was awarded CDBG-EIP funding in October 2009 to assist with the construction of a sewer line extension to serve Zoom Bait Company and St. Mary's Healthcare Systems. He noted the awarded EIP grant funds were reduced from the requested amount of \$373,422 to \$187,711 to allow for more participation by Oconee County. Mr. Haygood said because bids received for the construction of the project came in higher than the budgeted amount, Oconee County has made a request to the Department of Community Affairs for an increase in CDBG-EIP funding.

Unified Development Code Amendments: The Board held the Second Reading of the proposed amendments to the Unified Development Code. Planning Director B.R. White requested the proposed amendments relating to soap and other detergent manufacturing be postponed to allow for additional review. On motion by Commissioner Hale and second by Commissioner Horton, the Board voted unanimously to postpone the related amendments to the July 27, 2010 meeting.

Mr. White reviewed the remaining proposed amendments relating to veterinary offices and veterinary clinics, automobile driving schools and soil erosion and sedimentation control.

The Board opened the floor for public comment. There being no comments from the public, the public comments were closed.

On motion by Commissioner Horton and second by Commissioner Hale, the Board unanimously approved the amendments to the Unified Development Code as presented. ***See Documentation in Ordinance and Resolution Book No. 19.***

Zoning Maps: On motion by Commissioner Luke and second by Commissioner Horton, the Board unanimously approved the adoption of the Official Zoning Maps of Oconee County. One copy of the Official Zoning Maps will be placed with the County Clerk and one copy will be placed with the Planning Department.

Jail Agreement with Newton County: On motion by Commissioner Horton and second by Commissioner Hale, the Board unanimously approved a Jail Reimbursement Fee Agreement with Newton County for housing Newton County prisoners in the Oconee County Jail at a rate of \$35 per day per inmate and authorized the Chairman to execute the Agreement. The Newton County Board of Commissioners must also approve the Agreement.

Family Connection FY 2011 Grant Contract: On motion by Commissioner Hale and second by Commissioner Horton, the Board unanimously approved administering a contract with the Georgia Department of Human Resources for the FY2011 Family Connection Grant of \$44,000.

District Attorney – Pre-Trial Diversion Program Fees: On motion by Commissioner Hale and second by Commissioner Luke the Board unanimously authorized the deposit of the District Attorney's Pre-Trial Diversion Program fees to the Victim Services Account for the remainder of FY2010 and throughout FY2011 to insure an adequate cash balance to meet the needs of the D.A.'s Office in its payment of reimbursements to the State.

District Attorney – Payment for Furlough Days: The Board discussed at length the District Attorney's request for the Board to authorize the County to act as a conduit for payment from his Drug Forfeiture Account to state employees for four furlough days the employees worked in FY2009.

Commissioners Horton and Luke expressed multiple concerns regarding the use of drug forfeiture funds by Oconee County. Attorney Mike Pruett said he was satisfied this is a reasonable use of the funds, but suggested inquiring if there were any issues with the county's auditors.

After much deliberation by the Board, Commissioner Hale made the motion to authorize the County to act as a conduit for payment from the District Attorney's Drug Forfeiture Account to state employees for four furlough days. Commissioner Horton seconded the motion. Commissioners Hale and Horton voted yes. Commissioner Luke voted no. The motion passed.

Consent Agenda: On motion by Commissioner Luke and second by Commissioner Hale, the Board unanimously approved the following Consent Agenda items:

- **Alcohol License – QuikTrip:** Approved a 2010 Alcohol License for QuikTrip #819, located at the intersection of Daniells Bridge Road and the Oconee Connector.
- **Courthouse Roof:** Authorized the issuance of a request for proposals for engineering services to assess the ongoing leak problem on the Courthouse roof.
- **Hard Labor Creek Reservoir – Oconee County Mitigation Sites:** Authorized proceeding with mitigation construction on the Rocky Branch LAS and Veterans Park sites in July 2010 and on the Heritage Park site in spring 2011 for the Hard Labor Creek Reservoir Project.
- **Georgia Transmission Corporation – Quit Claim Deed for Collection Site:** Accepted the Quit Claim Deed from Georgia Transmission Corporation for 1.042 acres located at the corner of Carrithers School Road and Georgia Hwy. 53.

There being no further business, on motion by Commissioner Horton and second by Commissioner Hale, the meeting was adjourned.

County Clerk

Chairman

Date