



Cherokee County Board of Commissioners MINUTES

June 6, 2017

Regular Meeting

Cherokee County Admin Complex, 1130 Bluffs Parkway, Canton, GA 30114 6:00 PM

INVOCATION

Larry Baker with Prayer and Praise Christian Fellowship will give the invocation.

Larry Baker gave the invocation.

PLEDGE OF ALLEGIANCE

Mr. Tommy Mann led the Pledge of Allegiance.

"Veterans of U.S. military service may proudly salute the flag while not in uniform based on a change in the governing law on 25 July 2007"

1. CALL TO ORDER

Chairman Ahrens called the regular meeting to order at 6:05 p.m. Those present included Commissioner Steve West; Commissioner Raymond Gunnin; Commissioner Scott Gordon; County Manager Jerry Cooper; County Attorney Angie Davis; County Clerk Christy Black. Also present were Agency Directors/Department Heads; the media; and the public. Commissioner Bob Kovacs was absent.

2. RATIFY CLOSURE OF EXECUTIVE SESSION

Chairman Ahrens called for a motion to ratify the closure of Executive Session at 5:45 p.m. where one item will be brought forward to the agenda.

Scott Gordon made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

3. PRESENTATIONS / PROCLAMATIONS

3.1. Presentation - Sheriff's Office Quarterly Awards.

Chairman Ahrens turned the presentation over to Sheriff Frank Reynolds. Sheriff Reynolds thanked the Chairman and Board for allowing the Sheriff's Office the opportunity to recognize some of the outstanding employees for their commitment, professionalism and acts of bravery.

Captain Satterfield announced the following awards: Unit Citation-Stephen Fulford, Stephen Chambers, Deputy Johnny Allen; Citation for Meritorious Service-Deputy

Renato Guido, Res Lt Matthew Halstead, Krista Hill; Sheriff's Commendation-Deputy Mark Patterson, K9 Deputy Dyno; Lifesaving Award-Deputy Jon Swindler, Sgt (Cpl) Coreen Prescott, Sgt Jamie Cook, Sgt Garrett Carter, Cpl Joseph Arena; Legion of Merit-Ret Lt Jay Baker, Ret Louis Washington; Medal for Bravery-Capt Ken Locke; Law Enforcement Purple Heart-Capt Ken Locke, Cpl Joseph Arena; Outstanding Citizen-Delane Crook, William (WA) Pressley, Norman Sosebee

Chairman Ahrens thanked the Sheriff for his leadership and thanked his staff for all they do.

Chairman Ahrens added that in reference to the two award recipients who had a military background, Mr. Pressley and Mr. Sosebee, today marks the 73rd Anniversary of D-Day, the Invasion of Normandy.

4. AMENDMENTS TO AGENDA

4.1. Add item under County Manager Section: Consideration of Purchase and Sale Agreement.

Scott Gordon made a motion to approve the amended agenda; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

5. ANNOUNCEMENTS

5.1. Highway 92 at Patriot Railroad in Woodstock will be closed for crossing repair from June 16 to June 19, 2017.

For more information, contact Georgia Department of Transportation directly at 678-721-5284 or see attached flyer for full press release including detour route.

5.2. Health Department Clinic - Free Rapid Hepatitis C Testing.

Cherokee County Health Department is conducting a free Hepatitis C Clinic on Tuesday, June 20 from 2 to 6 p.m. at the Canton location, 1219 Univeter Road. Contact the Health Department at 770-345-7371 for more information.

Elder Abuse Awareness Proclamation

Chairman Ahrens announced that during Work Session a proclamation had been read and presented to Tim Morris, Director of Senior Services in recognition of Elder Abuse Awareness Day.

6. APPROVAL OF MINUTES

6.1. Consider approval of Work Session, Executive Session and Regular Meeting Minutes from May 16, 2017 as submitted by the Clerk.

Scott Gordon made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 3-0. Abstain: West Absent: Kovacs

Commissioner West abstained due to being absent at the May 16, 2017 meeting.

7. PUBLIC HEARING

7.1. Public Hearing to consider revisions to the Cherokee County Erosion, Sedimentation and Pollution Control Ordinance.

Consider revisions to the Cherokee County Erosion, Sedimentation and Pollution Control Ordinance.

Scott Gordon made a motion to open the Public Hearing at 6:30 p.m.; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

Geoff Morton stated that in June 2016 the Georgia Soil and Water Conversation Commission issued an updated version of the model Erosion, Sediment and Pollution Control Ordinance. He stated that it is an ordinance that all counties and cities in Georgia must adopt to continue their local issuing authority. He stated the revised ordinance includes changes that result in legislative actions adopted by the Georgia Legislature that involve the Georgia Erosion and Settlement Control Act.

Mr. Morton stated that the County's last update was made on June 1, 2010. He discussed the summary of general changes to the model ordinance. He stated that the definition for coastal marshlands was added but did not apply to Cherokee County being that there are no marshlands in the County. He listed the added items to the revised ordinance as being the definition of EnviroCert, Incorporated as the certifier for Certified Professional in Erosion and Sediment Control; the expanded definition of Design Professional was expanded to include that states shall practice in a manner that complies with applicable Georgia law governing professional licensure; the definition of GESA: the Georgia Erosion and Sediment Control Act of 1975 was added; and a Minor Erosion and Control Permit, required by Cherokee County, was added for certain activities. He listed those activities as being retaining walls or seawall construction; the construction of single-family residences, when such construction disturbs less than one (1) acre and is not a part of a larger common plan of development or sale with a planned disturbance of equal to or greater than one (1) acre; stream crossings by individual property owners; land disturbing activities less than one (1) acre located within or adjacent to stream buffers or setbacks, lake buffers, floodplains, wetlands, rights-of-way, or drainage easements; and any land disturbing activity requiring engineering coordination, such as storm drainage or storm drainage maintenance. He stated that in addition Silt fence Type "C" was modified to Type "S" to be consistent with the current edition of the *Manual for Erosion and Sediment Control* was added. He stated that these were more or less "housekeeping items".

Scott Gordon made a motion to close the Public Hearing at 6:32 p.m.; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs.

Scott Gordon made a motion to approve item 7.1; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

7.2. Public Hearing for a Modification of Zoning Conditions on Resolution 2003-R-115 (BOC District 4) for property located at 6454 Bells Ferry Road.

Conduct a Public Hearing to consider removal of Condition No. 2 from Resolution 2003-R-115.

NOTE: Applicant has requested withdrawal of this application on 05/31/2017.

Chairman Ahrens stated that due to the withdrawal of the application there was no need to conduct a Public Hearing.

Scott Gordon made a motion to accept the applicant's request for withdrawal without prejudice for the Application 2003-R 115; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

8. PUBLIC COMMENT

No one signed up to speak.

9. ZONING CASES

No zoning cases.

10. COMMISSION BUSINESS

10.1. Chairman Ahrens - Consider Appointment or Reappointment to Sheriff's Office Termination Review Board.

Chairman Ahrens stated that there was a Sheriff's Office Termination Review Board that existed but wasn't active until recently. He stated that the Sheriff has several appointments to the Board and the Board of Commissioners, under the Chairman, has one appointment to the Board. He noted that the current appointee's term is up in the month of June and he would like to reappoint him for another two-year term.

Chairman Ahrens stated that it is his recommendation to reappoint Mr. Ken Hardy to serve for the next two years on the Sheriff's Office Termination Review Board. He stated that Mr. Hardy has been diligent about being a part of the Board for the cases that they have heard, and they have more cases coming up. The Chairman stated the importance of the continuity and the experience that Mr. Hardy has had with the Board. He added that it is the Chairman's appointee so no vote was needed.

11. CONSENTAGENDA

11.1. Veteran's Park Easements and Rights-of-Way.

Consider granting easements and rights-of-way to and consider approving service connection agreements with Georgia Power Company for underground electrical service lines running to and within the new Cherokee Veteran's Park at 7345 Cumming Highway as set for in attached Exhibit A.

11.2. DUI/Drug Court Annual Grant.

Consider accepting Subgrant Agreement A18-8-004 to provide state grant funding in the amount of \$93,542 for the DUI/Drug Court.

11.3. Mental Health Court Annual Grant.

Consider accepting annual Subgrant Agreement J18-8-058 in the amount of \$66,667 for the Mental Health Court for the State FY18 period.

11.4. Adult Felony Drug Court Annual Award.

Consider accepting annual Subgrant Agreement J18-8-007 for the Felony Drug Accountability Court in the total amount of \$309,723 for State FY2018.

11.5. 2017 Trauma Grant.

Consider approving 2017 Trauma Grant in the amount of \$14,121.19 and consider authorizing a Budget Amendment to the EMS Fund 580.

Scott Gordon made a motion to approve the Consent Agenda; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12. COUNTY MANAGER

12.1. Reinhardt University - Memorandum of Agreement and Paving Request for Baxter Avenue.

Consider Memorandum of Agreement with Reinhardt University for asphalt repairs and resurfacing on campus roadways and request for repair and resurfacing of Baxter Avenue by Cherokee County Roads & Bridges forces in the amount of \$24,264.00, to be reimbursed by Reinhardt University.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.2. MorphoTrust Professional Services Agreement.

Consider authorization for a 3-year Professional Services Agreement with MorphoTrust in the amount of \$65,819.28 for the maintenance of fingerprint systems and printers at the Sheriff's Office.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.3. Multi-way STOP Request - Gaddis Road at Huntington Place/Grand Oaks Drive.

Consider a multi-way STOP for the intersection of Gaddis Road and Huntington Place/Grand Oaks Drive.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.4. CATS DHS 2017 Contract Amendment.

Consider approval of amendment to the FY 2017 DHS contract for CATS operations in the amount of \$140,000 to be rolled into the FY 2018 DHS operating contract.

Scott Gordon made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.5. Annual Aging Services Agreement.

Consider accepting the annual Aging Subgrant Agreement for State FY2018 (July 1, 2017 through June 30, 2018) in the total amount of \$687,971.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.6. Veteran's Court Grant Acceptance.

Consider accepting the State grant for the new Veteran's Treatment Court in the amount of \$89,097, creating a new full time County employee position and authorizing a Budget Amendment to the adopted FY2017 Budget.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.7. Facility Landscape Maintenance Contract.

Consider awarding the County's standard Professional Services Agreement to the highest

evaluated, lowest priced proposer, Georgia Green, in the amount of \$158,595.00 per year.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.8. New Cubicles for District Attorney's Office.

Consider approving purchase of new cubicles from the lowest bidder, Indoff, in the amount of \$47,136.94 to outfit the existing office space to accommodate needed additional space in the District Attorney's Office.

Scott Gordon made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.9. Ridge Mill Phase IIA Subdivision - Release of Escrow Funds.

Consider approval of Agreement for Release of Escrow Funds for Ridgemill Unit IIA subdivision.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.10. Purchase Equipment for Recreation & Parks.

Consider Awarding the Purchase of Various Pieces of Equipment for Recreation & Parks Maintenance to Highest Scoring Proposer, Greenville Turf & Tractor, in the Amount of \$97,599.17.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.11. CDBG Annual Action Plan Amendments for 2013 and 2014.

Consider approval of reallocation of CDBG funds in the amount of \$196,114 from ineligible projects from the City of Ball Ground to a qualified construction project for a new senior center in the City of Ball Ground to offer more services to its seniors.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.12. Freehome Fire Station - Parking Lot Addition.

Consider a proposal from Curb-Tech, Inc. to install nine (9) additional parking spaces at the Freehome Fire Station and Community Center in the amount of \$16,414.00.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.13. Ratify Notice of Election to Redeem related to RRDA Bonds.

Ratification of Notice of Election to Redeem related to Resource Recovery Development Authority of Cherokee County (RRDA) Solid Waste Disposal Revenue Bonds, Series 2007A.

Raymond Gunnin made a motion to approve; Steve West seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

12.14. Amendment: Second Amendment to Purchase and Sale Agreement.

Consideration of second amendment to Purchase and Sale Agreement with Alliance Realty Partners, LLC. to remove references of cost per acre and replace with the purchase price of \$2,000,000.00.

Steve West made a motion to approve; Raymond Gunnin seconded. The resulting vote was Passed, 4-0. Absent: Kovacs

13. COUNTY ATTORNEY

ADJOURN

Chairman Ahrens asked if anyone had anything they'd like to present to the Board. Scott Gordon spoke about the new Comp Plan survey that is now available online.

Hearing no further items to come before the Board, Scott Gordon made a motion to Adjourn at 6:52 p.m; Raymond Gunnin seconded. The resulting vote was Passed, 4-0.