

The Brooks County Board of Commissioners met for its Regular Monthly Meeting on Monday, February 1, 2010 at 5:30 p.m. in the Commissioners Meeting Room located at the Brooks County Office Building. Commissioners present were: Mr. S. L. Jones, Chairman; Mr. Claude Butler, Vice Chairman; Mr. James Maxwell; Mr. Howard Lawson; and Mr. David Ragsdale. Others present were: Mr. Robert O'Barr, County Administrator; Ms. Patricia Williams, County Clerk; Mr. Vann Parrott, County Attorney; Mr. Ed Johnson, Special Projects Foreman; Mr. Mark Deatcher, Public Works Director; Mr. Ben DeVane, County Engineer; and various residents.

Call to Order/Prayer & Pledge

Chairman called meeting to order at 5:35 p.m.; and asked Mr. Butler to lead all in attendance in Prayer and in pledge of allegiance.

Amendments to Agenda

On motion by Mr. Ragsdale, seconded by Mr. Butler, the Board unanimously accepted the amended agenda to include under New Business: Auction items, under Old Business: Savannah Grader, Kennedy Hill Road and Mt. Carmel Church Road; and under Appearances Mr. Cain.

Approval of Minutes

Mr. Ragsdale made a motion to approve the following minutes as presented, Mr. Lawson seconded. Vote was unanimous.

Monthly Workshop and Regular Monthly Meeting	January 4 , 2010
Special Called Meeting	January 22, 2010

Appearances

a. Theodore Spencer - Weapon Sheriff's Office

Mr. Spencer was not present, County Administrator explained Mr. Spencer had a weapon taken by Sheriff's Department and never returned. County Administrator will follow-up with Sheriff.

b. Donna Fuller - Bridge Replacement at CR 305/Dixie Road

Ms. Fuller wants assurance of entrance and exit from her property off the main road. She stated the last set of drawings she saw did not show an entrance and exit. After discussion, Board asked County Engineer to set up a meeting between DOT and County within two weeks to discuss plans for detour during bridge replacement and entrance and exit from Ms. Fuller's property off the main road.

c. City Zoning - Mobile Home Moving Permit

No one was present from the City to address this issue. County Attorney received a call from City Attorney, Mr. Gerald Spencer, regarding a zoning issue. A permit was issued by Building Inspector, Mr. Billy Ingram, to move a single wide mobile home in the City. The City's zoning

ordinance prohibits single wide mobile homes. City notified owner the mobile home must be moved because does not meet criteria for footage. Owner is attempting to have it returned to place of purchase. However, they are only willing to pay him \$2,500.00 for returned mobile home (paid \$10,000.00 when purchased). City wants County to participate in the cost. Mr. Ragsdale stated it is clear on the permit that applicant must comply with zoning requirements, County has no control over the City's zoning ordinance, it is between the applicant and the City. Mr. Ragsdale made a motion to deny request by City for County participation, County has no jurisdiction over City zoning, Chairman called for a second, he called for a second a second time, called for a second a third and final time, motion died for lack of second. Board took no action on this matter.

d. Andrew Thompson - Snow Road Traffic During Dixie Bridge Construction

Mr. Thompson appeared to express his concerns regarding traffic for detour when DOT close road for Dixie bridge construction. Board informed Mr. Thompson they have asked County Engineer to set up a meeting with DOT to discuss their plans for the detour of traffic and will express the concern of the detour causing tractors and heavy equipment to travel onto Highway 84.

e. Mr. Cain - Kennedy Hill Road

Mr. Cain thanked the Board for their effort and commitment on repairing problems on Kennedy Hill Road.

Old Business

a. DFACS - Position Opening - Ms. Jefferson

Board will continue to look for a replacement for Ms. Jefferson on the DFACS Board.

b. TTL - Air Sparging Installation Proposal

During a special called meeting November 23, 2009, County Administrator informed Board TTL is looking at installing air sparging at the closed landfill within next few weeks. After discussion and inquiry by County Attorney, Board needed more specifics as to cost and for TTL to present a proposal. Mr. Keith Reaves, Principal Engineer, TTL, Inc., presented an outline of TTL's proposed tasks to clarify the tasks needed to complete the project and what entity will be performing individual tasks. Estimated cost for eight SVE wells installation, provide well installation documentation; install four AS wells; provide well installation documentation, estimated cost is \$33,241.00. Tasks to be completed by Brooks County: electrical, piping, soil vapor extraction and air sparge piping and soil vapor extraction and air sparge wells, based on preliminary budget, County tasks are expected to cost approximately \$130,500.00. Estimated cost is \$163,741.00, City 65% and County 35%.

c. Savannah Motor Grader Proposal

Public Works Director presented a proposal/quotation from Savannah Forestry Equipment to rent a used Savannah Grader. The six months rental will cost \$1,500 per month, totaling \$9,000, and if County decides to purchase, 90% of the rental payments will apply to purchase price of \$35,000. On motion by Mr. Ragsdale, seconded by Mr.

Butler, the Board approved

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to lease a Savannah Grader for six months at cost of \$1,500 per month; and if County decides to purchase, 90% of the rental payments will apply to purchase price of \$35,000, therefore purchase price will be \$26,900.

Kennedy Hill Road

During last month's meeting, Board authorized County Engineer to go out and assess the road and bring back to the Board. Mr. DeVane has started the process and stated he will have complete by the end of the week to know what size pipe is needed; and will provide Public Works Director with information so his department can begin replacing pipes.

Mt. Carmel Church Road

Residents on Mt. Carmel Church Road submitted a signed Road Request Petition signifying their willingness to give right-of-way for the road through their land for improvement. During last month's regular meeting, Board asked Public Works Director and Special Projects Foreman to go out and look at road, make suggestions and bring back to the Board. Pastor George Allen was present and addressed the problem with getting in and out of Mt. Carmel Church. On motion by Mr. Maxwell, seconded by Mr. Lawson, Board unanimously authorized County Engineer to go out and assess the road to help get access at the church, to start at the church and go backwards, make an assessment of the situation; and bring back necessary recommendations to the Board.

New Business

a. Resolution No. 01-10 - FY 2010 Drug Seizure Fund

On motion by Mr. Ragsdale, seconded by Mr. Maxwell, Board approved Resolution No. 01-10 Fiscal Year 2010 Amendment Budget Resolution for Drug Seizure Fund.

b. Final Bill - Graham v. Folsom

County Administrator included the final bill in the amount of \$1,498.55 for case Graham v. Folsom, Southern Health Partners, Capt. Severns, Richard Chafin.

c. Georgia Power - Relocation Agreement

Georgia Power submitted two copies of the Relocation Agreement between Georgia Power Company and Brooks County in connection with CR 305 @ Pride Branch Bridge Replacement for signatures. Estimated cost is approximately \$18,317.00. On motion by Mr. Butler, seconded by Mr. Maxwell, Board authorized Chairman to sign Utility

Relocation Agreement in the amount of \$18,317.00 for bridge replacement at Pride Branch, and designated funds to come from SPLOST #4.

d. Bid Opening - Road Department - Heavy Equipment Parts

Bids were submitted for parts and labor on DM6 XL Bull Dozier:

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|----|-------------------------|-------------|
| 1. | Flint Equipment Company | \$12,275.28 |
| 2. | Yancey Brothers | \$14,143.64 |

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|----|------------|-------------|
| 3. | Ring Power | \$18,848.72 |
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On motion by Mr. Maxwell, seconded by Mr. Butler, Board awarded low bid to Flint Equipment Company in the amount of \$12,275.28 for parts and labor to repair DM6 XL Bull Dozier.

Bids were submitted for parts and labor on EL200B Excavator:

- | | | |
|----|-------------------------|-------------|
| 1. | Flint Equipment Company | \$10,540.18 |
| 2. | Yancey Brothers | \$16,178.15 |
| 3. | Ring Power | \$15,853.96 |

On motion by Mr. Maxwell, seconded by Mr. Ragsdale, Board awarded low bid to Flint Equipment in the amount of \$10,540.18 for parts and labor to repair EL200B Excavator.

e. Items for Auction - Road Department

Public Works Director requested Board's approval to auction three crown vics and John Deere Motor Grader. On motion by Mr. Ragsdale, seconded by Mr. Lawson, Board unanimously authorized Public Works Director to proceed with items for auction at Road Department.

County Administrator Comments

- a. County Administrator provided Board a copy of proposed agenda for upcoming FY 2011 Budget process.

Executive Session

On motion by Mr. Maxwell, seconded by Mr. Butler, Board closed regular meeting to go into executive session at 6:48 p.m. County Clerk called roll, all Commissioners were present. Board signed Affidavit attesting the meeting was closed to discuss litigation. (See attachment). On motion by Mr. Maxwell, seconded by Mr. Butler, Board closed executive session and returned to regular meeting at 6:54 p.m.

On motion by Mr. Maxwell, seconded by Mr. Ragsdale, Board unanimously authorized County Attorney to offer \$5,000.00 for lawsuit, funds will come from Law Administration budget.

On motion by Mr. Butler, seconded by Mr. Ragsdale, Board closed regular monthly

meeting at 7:06 p.m.

Mr. Sandford L. Jones, Jr., Chairman
Mr. Robert D. O'Barr, County Administrator
Ms. Patricia A. Williams, County Clerk

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The Brooks County Board of Commissioners met for a Workshop on Tuesday, February 9, 2010 at 5:00 p.m. in the Commissioners Meeting Room located at the Brooks County Office Building. Commissioners present were: Mr. S. L. Jones, Chairman; Mr. Claude Butler, Vice Chairman; and Mr. James Maxwell. Mr. Howard Lawson and Mr. David Ragsdale were not present. Others present were: Mr. Robert O'Barr, County Administrator; Ms. Patricia Williams, County Clerk; Mr. Ben DeVane, County Engineer; Ms. Sonja Thompson, DOT; and various residents.

Chairman called workshop to order.

Donna Fuller - Bridge Replacement at CR 305/Dixie Road

During the regular monthly meeting on February 1, 2010, Board asked County Engineer to set up a meeting between DOT and County within two weeks to discuss plans for detour route during bridge replacement and entrance and exit from Ms. Fuller's property off the main road. Ms. Fuller wants assurance of safe and secure access and egress from her property off the main road. She stated the last set of drawings she saw did not show an entrance and exit.

Ms. Fuller has submitted a request to move the access to corner of property, which is different from what is shown on plans. Chairman asked Ms. Sonja Thompson, DOT, to explain proposed access on Ms. Fuller's property from the plans. Ms. Thompson stated as far as plans, it is part of DOT's contract with the Contractor to provide ingress and egress when construction is ongoing. Any property owner will have access in and out to their property, the Contractor has to provide that, it is in their contract and specs. It is in the specs, a part of the contract, and part of the requirements. Ms. Thompson stated it is in the spec book with the contract, it does not get changed. Ms. Fuller requested a copy of contract, specifically, the section regarding specs and requirements to review before she sign documents.

Ms. Thompson further explained, the way the documents are written up, to make a shift or if changes are made, it will delay the process. If anything is changed on plats the County has in hand from where it is at this point, they would have to be re-drawn up, deeds will have to be re-done, environmental will have to look at; and it will go through process all over again. The shift Ms. Fuller requested, according to how DOT perceives it, will cross in front of another property owner's property, technically it will not be her property, but some one else driveway. That is why plans were drawn up as is. And to do the change will cost a delay and will have to be re-drawn and go through another review process. Ms. Thompson assured Ms. Fuller there will not be a time when she will not be able to get in and out of her property during and after construction.

Detour Routes for CSX Railroad at Dixie

Dixie Road farmers are concerned about the detour routes during construction of the bridge. Chairman stated the plans include a bypass during construction, it is part of the

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contract. County Engineer explained once the bid is awarded there will be a

preconstruction conference with contractor and DOT. They will discuss schedule and at that time DOT will hear concerns of citizens. A field office will be placed in County to oversee the project.

Chairman adjourned workshop at 5:45 p.m. A special called meeting will be held Thursday, February 11, 2010 at 5:00 p.m.

Mr. Sanford L. Jones, Jr., Chairman

Mr. Robert D. O'Barr, County Administrator

Ms. Patricia A. Williams, County Clerk

The Brooks County Board of Commissioners met for a Special Called Meeting on Friday, February 19, 2010 at 5:00 p.m. in the Commissioners Meeting Room located at the Brooks County Office Building. Commissioners present were: Mr. S. L. Jones, Chairman; Mr. Claude Butler, Vice Chairman; Mr. James Maxwell; Mr. Howard Lawson and Mr. David Ragsdale. Others present were: Mr. Robert O'Barr, County Administrator; Ms. Patricia Williams, County Clerk; Mr. Ben DeVane, County Engineer; Ms. Donna Fuller.

Chairman called meeting to order.

On motion by Mr. Maxwell, seconded by Mr. Butler, Board amended the agenda to include Economic Development, per Mr. Ragsdale request.

Donna Fuller - Land Purchase at Dixie CSX Railroad

During a special called meeting held on February 11, 2010, Board approved to proceed with condemnation on Ms. Donna Fuller's property. The amount proposed by Ms. Fuller for the acquisition was \$36,354.00, which was not acceptable by the Board. On motion by Mr. Butler, seconded by Mr. Maxwell, Board rescinded the previously approved motion to proceed with condemnation of Ms. Fuller's property. Mr. Butler made a motion to accept Ms. Fuller's proposed offer of \$25,000 for acquisition of the property, Mr. Butler seconded. Vote was three to one, Mr. Maxwell, Mr. Butler, and Mr. Lawson voted yes. Mr. Ragsdale voted no, stating for the same reason he voted no in previous land acquisitions, paying too much and project is not needed.

Award Bid on Pineridge Heights Subdivision

One bid was received for Pineridge Heights Subdivision paving project:

Reames and Son Construction Company, Inc.	\$68,849.14
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Mr. Lawson made a motion to accept bid in the amount of \$68,849.14 from Reames and Son Construction for Pineridge Heights Subdivision paving project.

Question Regarding Economic Development

Mr. Ragsdale inquired whether the Board knew of any business approved for Industrial Park. Chairman stated there is nothing in writing, but a potential.

Chairman adjourned special called meeting at 5:30 p.m.

Mr. Sanford L. Jones, Jr., Chairman
Mr. Robert D. O'Barr, County Administrator
Ms. Patricia A. Williams, County Clerk

