

**REGULAR MONTHLY MEETING
PIKE COUNTY BOARD OF COMMISSIONERS
August 12, 2009
9:00 am**

The Pike County Board of Commissioners held their Regular Monthly Meeting on Wednesday, August 12, 2009 at 9:00 am in the Commissioners meeting room located at 79 Jackson Street, Zebulon, Georgia. Members present were presiding Chairman Doug Mangham, Commissioner Roosevelt Willis, Commissioner Parrish Swift, Commissioner Tommy Powers and Commissioner Don Collins. Also in attendance were County Attorney Rob Morton and County Manager Steve Marro. (O.C.G.A. § 50-14-1(e) (2))

CHAIRMAN MANGHAM CALLED THE PIKE COUNTY COMMISSIONERS MEETING TO ORDER AND ASKED EVERYONE TO JOIN HIM IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

CHAIRMAN MANGHAM CALLED FOR APPROVAL OF THE AGENDA PURSUANT TO O.C.G.A. § 50-14-1(e) (1). The agenda was amended as follows:

- add Bobby Blalock to Public Comment
- add Executive Session-Land Acquisition

MOTION

Commissioner Powers made the motion to approve the agenda as amended. Commissioner Willis seconded the motion. 4-0 vote.

CHAIRMAN MANGHAM CALLED FOR APPROVAL OF THE MINUTES OF THE REGULAR MONTHLY MEETING HELD TUESDAY, JULY 28, 2009 AT 6:30 PM PURSUANT TO O.C.G.A. § 50-14-1(e) (2)

Commissioner Collins said that on page 4 of 11, Pike County utilities normally pay 40% of the assessed value and the minutes state 38% and said that was an error and wanted this to be changed. County Manager Marro asked Commissioner Collins where he was reading that. County Attorney Morton asked Mr. Marro if he had said 38% or 40%. Mr. Marro said that if Pike County stays between 36% and 44%, the utilities pay 38%. Commissioner Collins said that everything is assessed at 40% if he is correct. Mr. Marro said that utilities are different. Commissioner Collins suggested getting an accurate estimation on this, saying that he did not agree with this. County Attorney Morton stated for clarification purposes, this is a reflection of the minutes and is only reporting what Mr. Marro stated. Whether Mr. Marro is right or wrong is not the issue. The issue is what was stated.

MOTION

Commissioner Willis made the motion to approve the minutes as written. Commissioner Swift seconded the motion. 4-0 vote.

CHAIRMAN MANGHAM CALLED FOR APPROVAL OF THE MINUTES OF THE SPECIAL CALLED MEETING HELD FRIDAY, JULY 31, 2009 AT 10:00 AM PURSUANT TO O.C.G.A. § 50-14-1(e) (2)

MOTION

Commissioner Powers made the motion to approve the minutes as written. Commissioner Swift seconded the motion. 4-0 vote.

CHAIRMAN MANGHAM CALLED FOR INVITED GUESTS

1. Blake Sharpton-S.P.L.O.S.T update and Intergovernmental Agreements. Mr. Sharpton stated that the referendum resolution had been approved and that he had been in touch with Lynn Brandenburg, who serves as Pike County Probate Judge and the Election Superintendent, and Judge Brandenburg has joined in the call of the election for November 3, 2009. The cities, per Mr. Sharpton, have all addressed the intergovernmental agreement and they have signed copies back from three of the five cities. The Molena and Williamson City Councils have approved the agreement and Kathleen Birney has those signed signature pages in her possession, per Sharpton. It is Mr. Sharpton's understanding that all of the cities are onboard with the intergovernmental agreement and no changes have been made to the agreement of any material value since the first draft that was distributed to the Board several weeks ago. Mr. Sharpton said that he has received no comments from any of the cities requesting changes to their project list. Commissioner Swift asked County Attorney Morton if he had read and coordinated the intergovernmental agreement and Mr. Morton said that he had. Commissioner Swift asked if a motion was needed. Mr. Morton said that a motion was needed to approve the intergovernmental agreement and, if the Board would like, to include in that motion giving the Chairperson the authority to sign the intergovernmental agreement.

MOTION

Commissioner Swift made the motion to approve the intergovernmental with the authority of the Chairman of the Board of Commissioners to sign off on it. Commissioner Collins seconded the motion. 4-0 vote.

2. Carl Melear with the Georgia Forestry Commission presenting the Community Wildfire Protection Plan. Mr. Melear presented to the Board the newly constructed Wildfire Protection Plan for Pike County. He said that this Plan is based on the findings of the wildfire risk assessment and outlines the steps that can be taken to protect communities at risk within Pike County. Mr. Melear said that the Plan can be used by the fire department and will improve and enhance the excellent cooperation between his agency and the fire departments in Pike County. If the Plan is put into effect, per Melear, it will help to protect a lot of the newly constructed interface areas where development is touching the wild lands. Mr. Marro asked if this was the same plan that was included in the Pre-Disaster Mitigation Plan and Mr. Melear said that it was.

MOTION

Commissioner Powers made the motion to accept the Georgia Forestry Community Wildfire Protection Plan. Commissioner Swift seconded the motion. 4-0 vote.

3. Jeff Kenerly to give the Georgia Forestry Commission annual report
Mr. Kenerly said that this was more of a formality than usual but decided to present to annual report at today's meeting since he was already going to be here. He presented to the Board the annual report of the Lamar-Pike-Spalding Forestry Unit which covered July 1, 2008 to June 30, 2009. Mr. Kenerly said that he would be glad to answer any questions that the Board had. The Board had no questions for Mr. Kenerly and Chairman Mangham thanked him for his presentation.

CHAIRMAN MANGHAM CALLED FOR REPORTS FROM COMMISSIONERS, DEPARTMENTS AND COMMITTEES-MONTHLY REPORTS SUBMITTED FROM COUNTY DEPARTMENTS AND COUNTY AUTHORITIES.

Commissioner Swift questioned the report from the Tax Assessors office stating that the June 2nd minutes were not received until August 4th. He wondered why they were so late. Commissioner Willis said that he was going to ask that question. Mr. Marro said that he would pass on to their Board that they need to get their minutes submitted in a more timely fashion.

MOTION

Commissioner Swift made the motion to approve the monthly reports submitted by county departments and county authorities as submitted. Commissioner Collins seconded the motion. 4-0 vote.

CHAIRMAN MANGHAM CALLED FOR REPORTS FROM COMMISSIONERS, DEPARTMENTS AND COMMITTEES-COUNTY MANAGER REPORT

County Manager Report presentation to Commissioners. He said that at the request of Commissioner Powers, he was going to give an update on the gas line subcommittee process for the Commissioners. Mr. Marro said that the Board had appointed a committee to study the gas line and the concepts of how to use public financing opportunities to put the project together without putting the burden on the taxpayers. Mr. Marro said that the committee had met three times the previous week. Mr. Marro said that he and Ms. Karen Brown had talked to the Dan McCrae, the IDA's attorney in Atlanta. Mr. McCrae specializes in Economic Development and has been onboard with the IDA for years. The committee will meet again next week to discuss Tax Allocation Districts (TAD) and a Community Improvement District (CID) which are both the same thing, require a referendum vote and legislative activity. The third option is a PILOT or Payment in Lieu of Taxes. Mr. McCrae will talk to the committee next week and discuss all three of these opportunities. Commissioner Swift said that in addition to the DCA looking at grants, energy grants are also being looked at. Mr. Marro said that a GEFA grant is being looked at as well as a Department of Energy grant. Mr. Marro said that the committee meetings have been going well and that both Commissioner Powers and

Commissioner Collins had attended all of the meetings and asked that they share any comments that they might have.

1. Resignation of Terry Ross from the Pike County Board of Assessors. Mr. Marro suggested that the Board accept Mr. Ross' letter of resignation with regrets.

MOTION

Commissioner Swift made the motion to accept the resignation of Terry Ross from the Board of Assessors. Commissioner Powers seconded the motion. 4-0 vote.

2. Discussion of the 'draft' list of proposed GDOT projects within Pike County. Mr. Marro referenced the letter received from the Georgia Department of Transportation discussing the four projects for Pike County in the 2010-2013 State Transportation Improvement Program (STIP). These projects include the Molena Walking Trail Project, the Zebulon Downtown District Phase II Project, the intersection improvements to SR 18/SR 109 at SR 74, and the resurfacing and maintenance of SR 18 from SR3/US19 in Pike County to SR7/US341 in Lamar County. Mr. Marro introduced Mr. Tom Queen with the Georgia Department of Transportation. Mr. Queen said that these are federal projects and that federal funds had been received to do these projects. Mr. Queen said that \$100,000,000.00 had been received to be divided between 159 counties and this money does not go very far. He said that \$40,000,000.00 goes for State Aid and \$60,000,000.00 for LARP. Mr. Queen said that the intersection project at SR 109 and SR 18 is a stimulus project. Mr. Queen said that the Molena Walking Trail project has been changed to a Streetscape project at the request of the citizens of Molena. This project is currently out to bid. Commissioner Swift said that he thought that the county would get a request for stimulus money. He said that the intersection being improved did need to be done. Commissioner Swift said that he wished that this money could be re-routed so that the county could repave \$2,100,000.00 in roads. Mr. Queen said that the roads would have to qualify for federal funds. Mr. Marro said that a lengthy list of roads was submitted to Dane Bishop with GDOT but that some of the county roads do not qualify for federal funding. Mr. Queen suggested having the road network reassessed. He said that there might be some roads that are classified as local that might function in a higher level. Mr. Queen suggested sending a letter to GDOT District Engineer Thomas Howell listing a few roads that the county would like to see reclassified. Commissioner Swift asked about the counter on Cook Road. Mr. Queen said that there were several counters out within the county and that each year this is done. Commissioner Collins asked if the six paved and six unpaved roads that had been submitted should be looked at for reclassified. Mr. Queen said that Pike County is not alone in not receiving stimulus money for resurfacing. Commissioner Swift asked when GDOT was going to start mowing. Mr. Queen said that they are moving now and that they would only mow once a year now. County Manager Marro asked if Mr. Queen was aware of any counties that have contractors do the mowing. Mr. Queen said that he was not. Mr. Marro asked if Kings Road was a LARP project. Mr. Queen said that he thought so. 3.8 miles of Kings Road will be re-surfaced. Commissioner Swift said that there are other roads that are in worse shape.

3. Certificate of attendance by Ms. Renee Stephens from the GA Local Government Personnel Association. Mr. Marro said that Ms. Stephens has joined this Association and this is the first meeting that she has attended. Ms. Stephens came back with a wealth of information and will continue to participate in these meetings.

4. Review of the Public Services Communications information relative to their applying for a grant in the ARRA program for Wireless Broadband to several rural Georgia communities including Pike County. Mr. Marro said that Pike County has been approached by Public Services Communications regarding a multi county broadband communications grant application. Mr. Marro has submitted a letter of support for this. This would provide broadband wireless service for Pike County as well as 26 other counties.

5. Notice from Three Rivers Regional Commission on the need for the Pike County city and county councils/commission to appoint a "Non-Public Representative" to the Council. Commissioner Collins and Mayor Mike Beres recommended Mr. Fred Roney to this position.

**CHAIRMAN MANGHAM CALLED FOR REPORTS FROM COMMISSIONERS,
DEPARTMENTS AND COMMITTEES-COMMISSIONERS REPORT**

District 1-Commissioner Willis had no report.

District 2-Commissioner Swift asked if the Tax Assessor could have adjusted the rates/ratios to prevent the penalty due to inadequate ratios. County Attorney Morton said that he is not aware of the process. Mr. Marro said that he would look into this. Commissioner Collins said that the state just required the county to be within a certain percentage. Chairman Mangham said that the county does not compare the sales. The state does. County Attorney Morton said that the state statute is very specific on this. Commissioner Willis asked Mr. Marro to put the answer into the Commissioners mailboxes. Mr. Marro said that he will get this information in writing and put the answer into their mailboxes.

District 3-Commissioner Powers had no report.

District 4-Commissioner Collins asked County Attorney Morton if he had looked into Pike County using community service. Mr. Morton said that the discussion had been why community service was not being used locally. Mr. Morton said that it is in the code.

Next, Commissioner Collins asked about the code books. Mr. Marro said that the code books are current through June 30, 2009. Commissioner Collins said that Chapter 32 already needs to be updated.

Next, Commissioner Collins asked why copies are made for Second Readings. Mr.

Marro said that the Commissioners don't bring them from the First Reading.

Lastly, Ms. Glynda King is on the MHDDAD Board and Commissioner Collins asked permission to allow Ms. King to ride with him to the meeting in the county's Explorer.

MOTION

Commissioner Swift made the motion to allow Ms. Glynda King to ride in the county Explorer with Commissioner Collins (to attend MHDDAD meetings). Commissioner Willis seconded the motion. 4-0 vote.

Chairman Mangham had no report tonight.

CHAIRMAN MANGHAM CALLED FOR REPORTS FROM COMMISSIONERS, DEPARTMENT AND COMMITTEES-COUNTY ATTORNEY REPORT

County Attorney Rob Morton said that the code is intended to be maintained on a monthly basis once the minutes have been approved. The code will be modified as necessary. The intent is to have the most accurate information on the website. It has not been determined who will maintain the code book. A memo or cover letter will be sent out to everyone that has possession of a code book when changes are to be made. Whether this work will be done in house or continue to use an outside service will depend on budget constraints. It is up to the County Manager and the Board of Commissioners as to how the code book is to be maintained, per Morton.

Commissioner Swift asked how the Planning and Development Department would wish maintain the book. Mr. David Allen said that it had been discussed earlier that this department would maintain the book. Mr. Morton said that the problem is that there has not been a single point of accountability. After the 2002 compilation, a folder had been maintained by Ms. Tabitha Weaver to send to American Legal but in 2004, nobody took that responsibility over. The key is designating a person either in-house or have someone contracted as a single point of accountability. Commissioner Swift again suggested that someone at the Planning and Development Department take care of this. Mr. Marro said that this is usually the county clerk's responsibility. Commissioner Swift asked who the clerk is. Mr. Marro said that Pike County does not have one yet. Commissioner Collins recommended emailing people when the changes are completed. County Attorney Morton said that somebody needs to be responsible for maintaining the code on the website, updates, etc.

Next, Mr. Morton said that the Community Service Ordinance is in place. Independent probation services deal with community service. Mr. Morton said that this needs to be better coordinated. The ordinance calls for a staff member to supervise and this was the issue that was raised at the last meeting.

CHAIRMAN MANGHAM CALLED FOR PUBLIC HEARINGS

1. Capital Improvements Element (CIE) 2008 Annual Update and Adoption of Transmittal Resolution to submit the CIE Update to the Three Rivers Regional Commission and Georgia Department of Community Affairs for review and approval.

Ms. Brenda Shaw said that the CIE is a report of impact fees that were collected during the last fiscal year. What is needed today is to adopt the transmittal resolution so that this can go to the state for review. This will actually be adopted in about 60 days, per Shaw. Commissioner Swift asked if the transmittal includes the intent to use the impact fees that were to be used at the Rec. Ms. Shaw said that this is a part of it, the updated short term work program.

Chairman Mangham opened the public hearing portion.

Citizens speaking in favor:

None

Citizens speaking in opposition:

None

Chairman Mangham closed the public hearing portion.

MOTION

Commissioner Powers made the motion to approve the transmittal resolution (Capital Improvements Element 2008 Annual Update). Commissioner Swift seconded the motion. 4-0 vote.

2. Fiscal Year 2009/2010 Budget Hearing and First Reading. County Manager Marro said that the budget was \$6,814,974.00. Three items needed to be clarified. Mr. Marro said that Commissioner Powers had brought up the discussion of the debt service of \$108,000.00 in the commissioners budget. This is debt service on the gas line. This had been included in the budget because at the time it wasn't known if this would be done out of the operating budget or out of revenues. Mr. Marro suggested that the Commissioners take this out of the budget.

MOTION

Commissioner Powers made the motion to take the \$108,000.00 out of the budget for now. (Debt service in Board of Commissioners budget-Dept. 13). Commissioner Swift seconded the motion. 4-0 vote.

Commissioner Collins suggested adding this \$108,000.00 to contingency in case interest must be paid. Mr. Marro said that this could be put into the next budget.

Commissioner Powers said that this should not go into the budget as the taxpayers should not have to pay for this.

The next topic for discussion is contingency. No money had been allocated for gas and diesel. Mr. Marro suggested moving \$125,000.00 to the fund balance. Mr. Marro said that the county will be seeing price increases in gas and diesel. If that happens, he suggested taking the money from the fund balance to cover this.

Lastly, Mr. Marro discussed the cost of benefits. Mr. Marro said that Pike County will be switching to Blue Cross/Blue Shield. This insurance is considerably less expensive and it will allow the county/employee ratio to remain at 85/15. MSI went out to bid. Cigna

would not quote and United Healthcare would be increasing 31%. This would be an 86% increase in health insurance costs in the past few years.

MOTION

Commissioner Powers made the motion to authorizing going to Blue Cross/Blue Shield. Commissioner Swift seconded the motion. 4-0 vote.

Commissioner Willis asked about the \$10,000.00 that was to be budgeted to the Boys and Girls Club. Mr. Marro said that the previous motion stated that this was for the current year but also said that the \$10,000.00 was also in this year's budget.

MOTION

Commissioner Willis made the motion to budget \$10,000.00 for the Boys and Girls Club for next year. Commissioner Swift seconded the motion. 4-0 vote.

MOTION

Commissioner Willis then said that he would like to see the Planning and Development budget cut by \$22,000.00. Commissioner Powers seconded the motion. 3-1 vote with Commissioner Collins opposed.

County Manager Marro asked if they were moving to cut \$22,000.00 from Planning and Development's budget. Commissioner Swift asked if they wanted to be more precise or leave it as a broad statement. Commissioner Willis said that this would cut the code enforcement officer down to part time, 20 hours per week. Mr. Marro asked if this is to go to part time code enforcement. Commissioner Swift said that that was not what the motion was. County Attorney Morton said that the motion was to cut the Planning and Development budget by \$22,000.00. Mr. Morton said that County Manager Marro is the budget officer.

Chairman Mangham opened the public hearing

Citizens speaking in favor:

None

Citizens speaking in opposition:

Carol Bass

Chairman Mangham closed the public hearing

MOTION

Commissioner Swift made the motion to adopt this as the First Reading with all the amendments made (FY 2009/2010 Budget). Commissioner Willis seconded the motion. 3-1 with Commissioner Powers opposed.

CHAIRMAN MANGHAM CALLED FOR UNFINISHED BUSINESS

1. Second Reading of Floodplain Management Regulations (Chapter 152 of the Code of Pike County, Georgia). Mr. David Allen said that nothing had changed since the First Reading.

MOTION

Commissioner Swift made the motion that we approve the Floodplain Management Regulations Chapter 152 Second Reading. Commissioner Willis seconded the motion. 4-0 vote.

A five minute recess was taken at this time.

CHAIRMAN MANGHAM CALLED FOR NEW BUSINESS

1. Discussion of Fire District Intergovernmental Agreements. County Attorney Morton said that there is a signed intergovernmental agreement from the City of Concord. Commissioner Swift asked Mr. Morton if he had this agreement. Mr. Morton said that it had been delivered to him. Mr. Marro said that he did not know who had the agreement but it was his understanding that it had been submitted. Intergovernmental agreements have been approved by the Cities of Concord, Molena and Zebulon. Commissioner Swift asked County Attorney Morton if it was not the intergovernmental agreement that the City of Zebulon was going to discuss last night. Commissioner Swift asked if it was or was not adopted at last night's meeting. What was the reason that it was stalemated? Mr. Morton said that there was not a thorough discussion of the issue as it was announced when that agenda item came before the council. Public workshops were being scheduled on Tuesday and Thursday of next week. The Fire Chief and County Manager were invited to attend those workshops in order to answer any questions that may come up. Mr. Morton said that Bobby Blalock made comments at the end of the meeting under the Public Comment section. Mr. Morton stated that Ms. Birney, City of Zebulon Financial Administrator indicated that she has reservations about the agreement and wanted to discuss these items. She had suggested that each of the council review the proposed agreement and make a list of items that can be addressed next week. One item that was addressed, per Morton, is the insurance rollback money. There is concern about this money. Commissioner Swift said that they are afraid that the County is going to take this insurance rollback money. He asked Mr. Morton if this was legal. Mr. Morton said that it is his understanding that it is not. This is municipal money that was raised and the county has no intent on accessing those funds per Morton. Commissioner Swift asked if the City of Zebulon would continue to receive the insurance rollback money. Mr. Morton said that this is based on the insurance process rather than the fire district. Commissioner Swift asked what the other issues are. Mr. Morton said that the City was worried that they would not have any input or control as to the operations within the City of Zebulon. There was also concern about the equipment in case the City of Zebulon changed its mind. Mr. Morton reiterated that this topic was not thoroughly discussed when it reached the agenda item because of the public meeting coming up next week. Commissioner Swift asked if the County Manager approached the cities regarding the Fire District or if the Cities approached Mr. Marro. Mr. Morton said that the County Manager went to the cities. Commissioner Swift said that this would be positive for Pike County. Bobby Blalock said that it would be positive for Pike County but the City of Zebulon has nothing to gain.

2. Appoint one (1) member to the Water and Sewerage Authority. Applications were received from:

Tommy Powers
Steven Brown

Commissioner Collins said that it was his personal opinion that a commissioner should not sit on a board or authority as it would limit the board or authority's feeling of autonomy. Commissioner Swift asked if this would be a voting member and asked how many members were on this board. Mr. Marro said that it is a five (5) member board and that the appointed person would be a voting member. Commissioner Swift then asked if there was any reason not to put a commissioner on a board. County Attorney Morton said that he did not find any prohibition on this.

MOTION

Commissioner Collins made the motion to nominate Mr. Steven Brown as the member of the Water Authority. The motion died due to lack of a second.

Chairman Mangham asked for another motion but no other motion was made. The topic died. It was requested that this topic be placed on the next agenda and that the two applications received would be considered at that time.

At this time, County Manager Marro said that he had just taken a phone call regarding an unconfirmed case of the swine flu in the school system. He reiterated that it is unconfirmed at this time and all of the precautions are being taken. Commissioner Swift asked which school it was in. Mr. Marro said that he did not know which school it was but it has been recommended that if your child shows symptoms, take the child to the doctor and keep him or her out of school. Mr. Marro said that it will take about two days to get the confirmation. The EMA Director is on his way in now, per Marro.

3. Appoint one (1) member to fill the unexpired term on the Board of Assessors. This term will expire April 14, 2012 (Normally a 4 year term) Applications were received from the following and will be used for each of the three openings.

David G. Brisendine, III
Marion L. Messer
Willie Thomas Kelley, Jr.
Charles Burden
Jesse F. Armistead, Jr.
James E. Pickering
Margie Trammell
Doug Rounds
Cindy Smith
Patsy A. Riley
Carol A. Bass
Roger D. Hogg
Gregory S. Williams
Alvis Perkins

MOTION

Commissioner Swift made the motion we appoint James Pickering to start with (Item #3-to fill the unexpired term on the Board of Assessors. Term will expire on April 14, 2012.). Commissioner Collins seconded the motion. 4-0 vote.

4. Appoint one (1) member to fill the unexpired term on the Board of Assessors. This term will expire June 28, 2010 (Normally a 5 year term)

MOTION

Commissioner Powers made the motion to appoint Carol Bass (to fill the unexpired term on the Board of Assessors. This term will expire on June 28, 2010.). Commissioner Willis seconded the motion. 4-0 vote

5. Appoint one (1) member to the Board of Assessors. This term is for four (4) years and will expire August 12, 2013

MOTION

Commissioner Willis made the motion to appoint Charles Burden (to the Board of Assessors. This term will be for four years and will expire on August 12, 2013.). Commissioner Powers seconded the motion. 4-0 vote.

6. FY 2009 Budget Amendment #7 to increase Contract Services and the GEMA Aid to County line items. The contract was not included in the original budget amounts and will be reimbursed by GEMA. Mr. Marro said that this is the allocation from GEMA to do the Pre-Disaster Mitigation Program. The revenue and expense must be shown for this grant. The budget needs to be amended to show this revenue and expense.

MOTION

Commissioner Powers made the motion to approve FY 2009 Budget Amendment #7. Commissioner Collins seconded the motion. 4-0 vote.

7. The Pines Golf Course has requested a 2009 Pouring License for beer.

MOTION

Commissioner Swift made the motion to approve the 2009 Pouring License for The Cedars Golf Course and The Pines Golf Course. Commissioner Powers seconded the motion.

County Attorney Morton requested discussion on this topic. Under the existing ordinance, there is concern about the qualifications without some sort of modification directed by the Board because of the requirements related to the sales of food. The pouring license was intended for restaurant establishments and Mr. Morton doubted that the golf courses would meet those requirements. Mr. Morton wanted to bring this to the Board's attention. If the licenses are approved without any modifications or future modifications of the ordinance, they won't meet the county's criteria.

Commissioner Swift said that the golf courses sell hot dogs and hamburgers but was not a restaurant. Mr. Morton said that he just wanted to point this out for clarification. Voting for the license does not guarantee that the golf clubs will satisfy the requirements of the existing ordinance. Commissioner Willis and Commissioner Powers both said that they appreciated Mr. Morton bringing this to the Board's attention. Commissioner Willis said that when Peachstate applied for their pouring license, there was debate as to whether or not they were going to meet the requirement of food sales. Commissioner Powers rescinded his second. Commissioner Swift stood by his motion and Commissioner Collins seconded the motion. Commissioner Willis asked Mr. Morton how this would affect the ordinance. Mr. Morton said that the ordinance would stay as is and the golf courses would need to meet the requirements of the ordinance. Commissioner Willis asked what would happen if they did not meet the requirements. County Attorney Morton said that the Board is simply approving their applications. The applicants would then be required to meet the standards set forth in the ordinance. Mr. David Allen, Director of the Planning and Development Department said that this is a gray area. The golf courses do not fit the requirements for retail sales of beer since the beer is going to be consumed on the premises. They also did not meet the requirements for a pouring license since they do not have more than 50% food sales. Mr. Marro said that this activity has been going on for some time. Mr. Marro said that he has lived here for three years and they have been selling beer for that long. Commissioner Willis asked if they have had a license. Mr. Marro said no, they have not. County Attorney Morton said that they do come before the Board of Commissioners for their annual fund raiser, asking to be able to serve alcohol during that event.

A vote was taken on the motion at this time and was a 4-0 vote.

8. The Cedars Golf Course has requested a 2009 Pouring License for beer. This request was included in the previous motion and approved.
9. Recognize and approve the suggested "Employee of Quarter". Ms. Brenda Shaw, P & Z office. County Manager Marro said that Brenda Shaw has done a phenomenal job for Pike County. Five recommendations were put in for this award. Mr. Marro said that he recommended that the Board approve Ms. Brenda Shaw for the Employee of the Quarter.

MOTION

Commissioner Collins made the motion recognize and approve Brenda Shaw as our Employee of the Quarter. Commissioner Powers seconded the motion. 4-0 vote.

Mr. Marro gave an update on the swine flu. Mr. Marro said that Pike County has instituted its emergency protocol as well as the school system has instituted their protocol. Mr. Marro said that he had just been told by the Fire Chief that the school system has instituted their call back system where they are calling the parents and advising them that there is a potential swine flu case. Mr. Marro said that this will not be verified for at least two days. It was recommended that if a child is sick, treat the

child as if they had the swine flu and keep them home.

CHAIRMAN MANGHAM CALLED FOR EXECUTIVE SESSION

- Personnel-Planning and Development Department to discuss certifications pursuant to O.C.G.A. §50-14-3(6)
- Pending Litigation pursuant to O.C.G.A. §50-14-2(1)
- Land Acquisition pursuant to O.C.G.A. §50-14-3(4)

MOTION

Commissioner Powers made the motion to go into Executive Session at 10:57 am.
Commissioner Willis seconded the motion. 4-0 vote.

MOTION

Commissioner Swift made the motion to re-enter Regular Session at 11:36 am.
Commissioner Willis seconded the motion. 4-0 vote.

MOTION

Commissioner Swift made a motion to recognize Superintendent Michael Duncan.
Commissioner Powers seconded the motion. 4-0 vote.

Superintendent Michael Duncan said that he was notified just a little while ago that there were some announcements made concerning the school system and some unconfirmed cases of swine flu. Dr. Duncan said that he wanted to relay his complete dismay that that announcement was made publicly at a Commissioners meeting without the school superintendent being notified; without the proper protocol and chain of command. Dr. Duncan said that they have a plan and said that it was completely inappropriate for that information to come out of the Commission meeting this afternoon. Dr. Duncan said that he has 3,000 students and 7,000 parents to deal with. The last thing he needs, per Dr. Duncan, is to have this information go public before he has the opportunity to tell the parents what is being done and how it is being handled. Dr. Duncan said that he would appreciate some professional courtesy before the community is notified without his knowledge. Commissioner Swift said that it was the Board's understanding that there had been communication with the Board of Education. Dr. Duncan said that the Board of Commissioners needed to understand that they are dealing with children and parents. Commissioner Swift said that the Board had been told that the Board of Education was undergoing a callback procedure at this time. Dr. Duncan said that he is asking for some level of sensitivity as to what they are dealing with. What is important for people to understand, per Duncan, is that the flu is the flu and that the swine flu is to be treated the same as any other flu according to the CDC. Hundreds of students get the flu each year and it is not headline news per Dr. Duncan. Steps are in place and they have been communicating this with the parents. Dr. Duncan asked the Board to be allowed to do this before mass hysteria hits the web and the public. Commissioner Swift said that in all fairness, it was reported that this was an unconfirmed case of the swine flu. Commissioner Swift asked who relayed the information to Mr. Marro. Mr. Marro said that he was told this by the Fire Chief.

Commissioner Swift said that the Fire Chief would have gotten this information from the EMA Director and asked Dr. Duncan if he had not talked to either of these people. Dr. Duncan said that he had talked to EMA and the Fire Department earlier today and also the local newspaper. Commissioner Swift asked if Dr. Duncan had called the newspaper or if they had called him. He said that they called him. Dr. Duncan then said that he wanted to emphasize an important point. "Give us the opportunity to get the message out there. That's what I'm asking. Give us the opportunity to get the message out there so it can be factual, so the parents can be reassured that we have their children's best interests at heart. That's all I'm asking for. Surely, should you be informed as Commissioners? Absolutely. You play a vital role in overseeing to make sure that emergency response happens accordingly. But, I'm just asking for a professional courtesy this afternoon to allow us to do our job" per Duncan. Commissioner Swift asked about the timing of this. Did it just happen today? Mr. Marro said that he did not know but that the Fire Chief thought that it was prudent to pass the information along to the Board of Commissioners. Mr. Marro said that he specifically asked the Fire Chief if this should be announced to the Board of Commissioners and Mr. Marro was told by all means. Dr. Duncan said that he did not see any reason why this could not have been a sidebar conversation. Dr. Duncan thanked the Board for its time.

CHAIRMAN MANGHAM CALLED FOR PUBLIC COMMENT

1. John Morrison would like to discuss the pipeline. Mr. Morrison said that it is hard to make a prepared statement since the Public Comment section is at the end of the agenda. Mr. Morrison read a statement regarding the motion made about the letter to be sent pertaining to the Yancey project. A letter was sent, per Morrison, which correctly reflected that motion. Then, a second letter was drafted that committed the citizens of Pike County for the provision of a pipeline to the industrial park. Mr. Morrison said that the second letter does not reflect the motion that was passed and that no motion was passed authorizing the County Manager to sign such a letter. Mr. Morrison said that he had spoken to each of the Commissioners on the pipeline issue. Two of the Commissioners had assured him that they had a lot more questions that needed to be answered before they could vote on the project. No new answers were presented, per Morrison, at the meeting yet those two commissioners voted yes. It had been stated that it was not the intention of one of the commissioners that the citizens pay for this project yet it appears in the proposed budget. Mr. Morrison questioned who runs the county. Is it the people, or just certain people? The voters are watching, per Mr. Morrison.

2. Bobby Blalock to give a CATF report. Mr. Blalock said that the CATF had met the previous Thursday. He said that they would like to have the County Manager appointed to their accountability committee. Mr. Blalock said that the County Manager had much of the information needed at these meetings and it would help both Mr. Marro and the CATF if he attended the meetings. He asked that all Board members attend the meetings, also. Commissioner Swift asked if Mr. Blalock was asking that the County Manager attend all CATF meetings. Mr. Blalock said just the accountability meetings.

Commissioner Swift said that he agreed that the county manager might need to be part of that but he would not support him being the subject of any abuse. Mr. Blalock then asked the county attorney if it was legal for one of the CATF committees to promote the S.P.L.O.S.T. County Attorney Morton said that as a body, they could not. CATF can not take an active act in the promotion. The CATF can only provide information. The county can produce information. They can not, however, tell someone which way to vote. Mr. Blalock then said that he needed an exact list and cost of projects for the S.P.L.O.S.T., specifically regarding the government complex and the roads. Mr. Marro said that he and Todd Goolsby are working on that for the roads.

MOTION

Commissioner Willis made the motion to adjourn at 12:00 pm. Commissioner Powers seconded the motion. 4-0 vote.

**Chairman Doug Mangham
Pike County Board of Commissioners**

ATTEST:

**Steve Marro
County Manager**