

**HEARD COUNTY BOARD OF COMMISSIONERS MEETING
SEPTEMBER 28, 2010 – 6:30 P.M.**

The Heard County Board of Commissioners held a Commissioners Meeting on September 28, 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. Doug Nolen, Heard County resident gave the invocation.

Agenda Item # 3 – Presentation – 4-H – Mrs. Dinah Rowe, Heard County 4-H

Extension Agent presented and read a 4-H Week Proclamation. She asked the Board to approve and sign the proclamation proclaiming the week of October 3 -10, 2010 as Heard County 4-H Week. Cody Norris, an 8th grader at Heard County Middle School and JoAnna Brown, a 10th grader at Heard County High School made statements regarding what 4-H means to them and what they have accomplished with the help of the 4-H program. On motion (Isenhower) and second (Allen), the Board unanimously approved this proclamation

Agenda Item # 4 – Public Hearing – a. To Review and Adopt Revisions to Article 10 of Heard County’s Zoning Ordinance – Commission Chair Jackson opened the public

hearing and read the public hearing request from Katrina Knowles, Zoning Administrator. County Attorney, Jerry Ann Conner explained that due to the passage of Senate Bill 384, a portion of the Heard County ordinances that regulate the installation of pre-owned manufactured homes will need to be incorporated into our existing chapter.

She asked the Board to continue the public hearing until this chapter is presented with the changes incorporated. The Board agreed to continue the public hearing.

Agenda Item # 5 – Approval of Minutes – On motion (Allen) and second (Crook), the Board unanimously voted to approve the minutes from September 14, 2010 with corrections if necessary, after the County Clerk reviews the tape of that meeting.

Agenda Item # 6 – Public Comments – Commission Chair Jackson opened public comments and reviewed the public meeting rules and regulations, item # 5, regarding public comments. Mr. Russ Massa, resident at 115 Sargent Circle, commented on why he was not on the agenda as he requested earlier.

Agenda Item # 7 – Amend Agenda – Commission Chair Jackson asked for an amendment to Old Business to include “a” – Discuss Minardi Drive. On motion (Allen) and second (Isenhower), the Board unanimously voted to approve this request.

Commission Chair Jackson asked for an amendment to New Business to include “c” – Discuss Bids for Fire Station # 9. On motion (Crook) and second (Caldwell), the Board unanimously voted to approve this request.

Agenda Item # 8 – Old Business – a. Discuss Minardi Drive – Darold Wiggins, Public Works Director – Mr. Wiggins gave an update on the paving for Minardi Drive, Pinsky Drive, Puckett Drive and Pamela Court. He stated that he expects the punch list items to be complete in the next few days and he is holding \$35,000.00 in retainage money on this project. He stated that he did authorize extra needed erosion control measures which put him \$3,253.05 over budget. He asked the Board to approve this amount to pay to the contractor, Southeastern Site Development. On motion (Crook) and second (Allen), the Board voted 3 to 2 to pay this invoice. Commissioner Allen voted for

the motion, Commissioner Crook voted for the motion, and Commissioner Boone voted for the motion. Commissioner Caldwell and Commissioner Isenhower voted against the motion. Commissioner Caldwell stated he was not for proceeding with this project from the beginning. Commissioner Isenhower stated she felt that we should not pay this invoice since Debra Smith with Allen-Smith Consulting was denied her request for the \$5,000.00 extra she requested at a previous meeting.

Agenda Item # 9 – New Business – a. Decision on Public Hearing – Review and

Adopt Revisions to Article 10 of Heard County’s Zoning Ordinance – Postponed.

b. Discuss Appointment to Board of Tax Assessors – Commission Chair Jackson stated that Mrs. Mary Cates has resigned from the Heard County Tax Assessors Board. She asked for a recommendation to this board to fulfill Mrs. Cates position. She stated this position will not be a full term but a continuance of Mrs. Cates term through September, 2011. Commissioner Caldwell recommended Mr. Fred Cooke be appointed to this board to fulfill Mrs. Cates term. On motion (Caldwell) and second (Crook), the Board unanimously approved this request.

c. Discuss Bids for Mt. Pleasant Fire Station Roof Repairs – Chief Scott Blue – Chief Scott Blue asked the Board for a decision on a contractor to repair the roof at the Mt. Pleasant Fire Station. He stated that his department submitted a request for prices from three local contractors to repair this roof that was damaged in a storm earlier this year. He stated that the County has received \$26,885.12 in insurance money to make these repairs.

The repair prices were as follows:

J. Massey Enterprise, Inc., Chris Massey	-	\$25,354.80
------------------------------------------	---	-------------

Nutt Roofing & Siding, Inc., Joe Nutt	-	\$27,385.00
Mark & Mickey Cook	-	\$32,740.00

Chief Blue stated that all the contractors have workers compensation and general liability insurance and can provide the County with a certificate of insurance. After some discussion, on motion (Crook) and second (Boone), the Board unanimously accepted the low bid from J. Massey Enterprise, Inc. at the price of \$25,354.80 with the following conditions; (1) – the contractor must provide a current certificate of insurance; (2) – the Heard County building inspector must inspect the work; and (3) – the contractor must provide warranty information on the materials and his workmanship. This motion also included the following; if the low bidder cannot provide this information that the next lowest bid is accepted with the same conditions.

Agenda Item # 10 – Executive Session - Commission Chair Jackson asked for an Executive Session to discuss litigation. On motion (Caldwell) and second (Allen), the Board unanimously voted to enter into Executive Session. On motion (Caldwell) and second (Allen), the Board unanimously voted to return to Open Session. Commission Chair Jackson stated that the Board discussed litigation in Executive Session with no decisions made.

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