



## CLAY COUNTY BOARD OF COMMISSIONERS

Commission Chambers, Fort Gaines, Georgia  
Minutes

January 7, 2014  
Regular Meeting  
7:00 p.m.

**1) Call to Order and Opening Prayer**

Chairman Shivers called the meeting to order at 7:00 p.m. with an opening prayer. Chairman David Shivers, Vice Chairman James Davenport, and Commissioners Lee Hubbard, James Snyder, and Ernest Jenkins were in attendance as well as County Attorney Bill Mills, Administrator James Crozier, Sheriff Roger Shivers, EMS Director Ron Brown, Public Works Director Bobby Dupree, and Clerk Adria Williams.

**2) Agenda Approval**

The following changes were made to the agenda:

3f) County Legal Organ, 8d) Approval of Resolution 14-001 CDBG FY-14, 16a) Reappointment of Mable Giles to Tax Assessor's Board, and 16b) Alcoholic Beverage Renewals.

Motion made by Commissioner Jenkins and seconded by Commissioner Hubbard to approve the agenda as amended. All votes in favor; motion carried.

**3) Annual Appointments**

**a. Commission Chairman**

Commissioner Hubbard nominated Chairman Shivers as Chairman. Motion made by Vice Chairman Davenport and seconded by Commissioner Jenkins to close the nomination. All votes in favor; motion carried.

**b. Commission Vice Chairman**

Motion made by Vice Chairman Davenport and seconded by Commissioner Jenkins to nominate Commissioner Hubbard as Vice Chairman.

**c. County Clerk**

Motion made by Commissioner Jenkins and seconded by Commissioner Davenport to keep the Clerk. All votes in favor; motion carried.

**d. County Attorney**

Motion made by Vice Chairman Hubbard and seconded by Commissioner Jenkins to continue using William Mills as the County Attorney. All votes in favor; motion carried.

**e. County Auditor**

Motion made by Commissioner Davenport and seconded by Commissioner Jenkins to continue using Geer and Associates as the County Auditor. All votes in favor; motion carried.

**f. County Legal Organ**

Motion made by Commissioner Davenport and seconded by Commissioner Jenkins to use of the Cuthbert Southern Tribune as the County legal organ. All votes in favor; motion carried.

**g. County Depository**

Motion made by Commissioner Davenport and seconded by Commissioner Jenkins to continue using Regions Bank as the County depository. All votes in favor; motion carried.

**1. Designation of Signors**

Motion made by Commissioner Davenport and seconded by Commissioner Jenkins to designate the full Board and the County Administrator as signors. All votes in favor; motion carried.

**4) Presentations before the Board**

**5) Minutes**

**a. December 4, 2012 Regular Meeting**

Motion made by Commissioner Davenport and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.

**6) Correspondence Requiring Action**



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### 7) Unfinished Business

- a. Discussion / Approval of the Hannah Solar Project  
Motion made by Vice Chairman Hubbard and seconded by Commissioner Jenkins authorizing the County Administrator to pursue the Hannah Solar Project. All votes in favor; motion carried.

### 8) New Business

- a. Approval of Qualifying Fees for Elected Officials in Clay County  
Motion made by Commissioner Jenkins and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.
- b. Approval of ACCG 2014 Membership Dues  
Motion made by Commissioner Jenkins and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.
- c. Approval of River Bluff Cash & Carry Proposal  
Motion made by Commissioner Davenport and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.
- d. Approval of Resolution 14-001 CDBG FY-14  
Motion made by Commissioner Jenkins and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.  
Administrator Crozier made mention of the letter submitted from the Bethel Road community residents on the need for safe drinking water.

### 9) Comments from the Public

#### 10) Comments from Department Heads & Constitutional Officers

Ron Brown, EMS Director- Status Report for December 2013  
Bobby Dupree, Public Works Director- Status Report for December 2013  
Roger Shivers, Sheriff- Status on Whitehurst property appraisal and Courthouse repair  
Trey Crozier, Clay County Volunteer Fire Department- December 2013 call report; purchase of radios; transfer of funds – Motion made by Vice Chairman Hubbard and seconded by Commissioner Jenkins to send a letter to Regions Bank approving the Fire Department to transfer the funds. All votes in favor; motion carried; charity event in Bluffton on Jan. 18<sup>th</sup> – Motion made by Commissioner Jenkins and seconded by Commissioner Davenport to place limestone in the mud holes located at the rodeo site. All votes in favor; motion carried

#### 11) Administrator Comments, Reports & Recommendations

Administrator Crozier commented on the December 2013 financial status report; county well cleaning, referendum nullifying the fluoridation requirement; aerial imagery; compliance letter from the Environmental Protection Division; and the UGA College of Engineering grant to help develop rural communities and grow economy.

#### 12) Attorney Status Report

Attorney Mills provided the Board with the status report.

#### 13) Comments from the Board

Chairman Shivers- no comments  
Vice Chairman Hubbard- logging crews damaging highway edges  
Commissioner Snyder- status report on gymnasium repairs and progress of the courthouse repairs and removal of the old Men of Clay building. This item will be on the January 21<sup>st</sup> agenda for discussion.  
Commissioner Davenport- clearing dead trees to prevent potential hazardous conditions  
Commissioner Jenkins- no comments

#### 14) Invoices to Be Approved

Motion made by Commissioner Jenkins and seconded by Vice Chairman Hubbard to approve. All votes in favor; motion carried.

#### 15) Signing of Checks



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**16) Consent Agenda**

a. Reappointment of Mable Giles to Tax Assessor's Board

b. Alcoholic Beverage Renewals

1. Raymond Blount d.b.a. Raymond's Place
2. Sandra Blount d.b.a. Sandy's Place
3. John Lindsey d.b.a. J Lindsey's Fish Camp
4. Charlie Jackson d.b.a. The Spot

Motion made by Commissioner Davenport and seconded by Commissioner Jenkins to approve the consent agenda. All votes in favor; motion carried.

**17) Executive Session (If Needed)**

Motion made by Vice Chairman Hubbard and seconded by Commissioner Jenkins to enter into executive session at 8:14 p.m. All votes in favor; motion carried.

Motion made by Vice Chairman Hubbard and seconded by Commissioner Jenkins to exit out of executive session at 8:50 p.m. All votes in favor; motion carried.

**18) Continuing Business as a result of Executive Session (If needed)**

**19) Adjourn**

There being no further business the meeting adjourned at 8:50 p.m.

  
\_\_\_\_\_  
David Shivers, Chairman

1-21-2014  
\_\_\_\_\_  
Date

I HEREBY AFFIRM THAT I AM THE COUNTY CLERK AND THAT THIS IS A TRUE AND CORRECT COPY OF THE JANUARY 7, 2014 REGULAR MEETING OF THE CLAY COUNTY BOARD OF COMMISSIONERS.

  
\_\_\_\_\_  
Adria Williams, County Clerk

1/21/2014  
\_\_\_\_\_  
Date

**CLOSED MEETING AFFIDAVIT**

STATE OF GEORGIA  
COUNTY OF CLAY

**AFFIDAVIT OF CHAIRMAN**

David Shivers, Chairman/Presiding Officer of the Clay County Board of Commissioners, being duly sworn, states under oath that the following is true and accurate to the best of his/her knowledge and belief:

1. The Clay County Board of Commissioners met in a duly advertised meeting on 1-7-14.

2. During such meeting, the Board voted to go into closed session.

3. The executive session was called to order at 8:14 a.m. / p.m.

4. The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

Consultation with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1);

Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and \_\_\_\_\_  
*(insert the citation to the legal authority making the tax matter confidential);*

Discussion of the future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);

Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a county officer or employee as provided in O.C.G.A. §50-14-3(6);

Other \_\_\_\_\_ as provided in  
*(describe the exemption to the open meetings law)*

\_\_\_\_\_  
*(insert the citation to the legal authority exempting the topic)*

5. The executive session was adjourned at 8:50 a.m. / p.m.

This 7 day of January, 2014.

David Shivers  
David Shivers, Chairman  
Clay County Board of Commissioners

Sworn to and subscribed before me this 7 day of January, 2014.

[Signature]  
Notary Public

My commission expires: \_\_\_\_\_

**RESOLUTION**

**WHEREAS**, The Clay County Board of Commissioners agrees to participate in the Community Development Block Grant program application process for FY14; and

**WHEREAS**, The FY14 Community Development Block Grant application will be written for the purpose of funding necessary improvements and repairs to the existing infrastructure in the Clay County Board of Commissioners, Georgia; and,

**WHEREAS**, The River Valley Regional Commission will act as the designated agency to write the Community Development Block Grant application for the Clay County Board of Commissioners.

**WHEREAS**, PolyEngineering will act as the designated engineer for the Community Development Block Grant Application for the Clay County Board of Commissioners.

**NOW, THEREFORE BE IT RESOLVED** by the Clay County Board of Commissioners to hereby approve to begin the Community Development Block Grant application process for FY14.

**BE IT FURTHER RESOLVED**, that the County Commission Chair is authorized to execute and the County Clerk is authorized to attest any and all such applications for funds in connection with such project, as well as execution of any and all other documents which may be reasonably necessary or required in connection with submission of such funding request.

**RESOLVED**, this 7 day of January, 2014.

**CLAY COUNTY BOARD OF  
COMMISSIONERS**

(Seal)

By: David Shivers  
Hon. David Shivers  
Chair

Attest:  
County Clerk

By: Adria Williams  
Adria Williams,  
County Clerk