

MINUTES OF THE REGULAR MONTHLY MEETING
OF THE BEN HILL COUNTY COMMISSIONERS
HELD ON SEPTEMBER 11, 2012 AT 6:30 PM IN THE
BEN HILL COUNTY COURTHOUSE ANNEX

Those present for the meeting were as follows:

Philip C. Jay III	Chairman
OD Netter	Vice-Chairman
Scott Downing	Commissioner
Bennie Calloway	Commissioner
Kathy Davis	Commissioner
Frank Feild	County Manager
Toni Sawyer	County Attorney
Donna Lampkin	County Clerk

Chairman Philip Jay III called the meeting to order.

Reverend Pierre Francois gave the invocation.

Everyone gave the Pledge of Allegiance.

Amendments To The Rules Of Order

Commissioner Scott Downing made a motion to relax the rules on addressing the Chairman, Commissioners, and the public. Vice-Chairman OD netter seconded the motion; which passed with Commissioner Scott Downing, Vice-Chairman OD Netter, Commissioner Bennie Calloway, and Commissioner Kathy Davis all voting for the motion.

Approval of the Agenda

Commissioner Bennie Calloway made a motion to approve the agenda. Commissioner Scott Downing seconded the motion; which passed with Commissioner Bennie Calloway, Commissioner Scott Downing, Commissioner Kathy Davis, and Vice-Chairman OD Netter all voting for the motion.

Public Comments:

Drue Moyer addressed the Commissioners about a delinquent mobile home tax bill he received in the amount of \$30.83. He stated he sold the mobile home in 2007, but he can't remember who he sold it to or the date it was sold. He don't believe he owe this money and wants his name cleared.

Bobby Whitman addressed the Commissioners about keeping Westwood Cemetery clean. He ask for assistance in the amount of \$304.00 for cleaning the cemetery. He stated he had worked approximately 304 hours and he is charging a \$1.00 an hour for the work he has already completed.

Debbie Melton addressed the Commissioners about someone stealing her hay equipment that she reported to the Sheriff Office and Magistrate Court. She stated she found out who had taken the equipment and recovered it but the equipment was in horrible shape. She is looking for assistant in the matter. She stated she was told one thing by the Magistrate Court and another by the Sheriff's Office.

Ben Mills ask the Commissioners what they are going to do about the administrative issues that are written up in the 2011 audit report.

Gudrun Mills ask what the status of the Ben Hill County bonds is and what the financial status of Ben Hill County is.

Acceptance of Prior Minutes

Commissioner Scott Downing made a motion to approve the Special Called Meeting minutes held on August 1, 2012. Commissioner Kathy Davis seconded the motion, which passed with Commissioner Scott Downing, Commissioner Kathy Davis, Commissioner Bennie Calloway, and Vice-Chairman OD Netter all voting for the motion.

Commissioner Kathy Davis made a motion to approve the Workshop Meeting minutes held on August 6, 2012. Vice-Chairman OD Netter seconded the motion, which passed with Commissioner Kathy Davis, Vice-Chairman OD Netter, Commissioner Bennie Calloway, and Commissioner Scott Downing all voting for the motion.

Commissioner Kathy Davis made a motion to approve the Regular Monthly Meeting minutes held on August 7, 2012. Commissioner Bennie Calloway seconded the motion, which passed with Commissioner Kathy Davis, Commissioner Bennie Calloway, Vice-Chairman OD Netter, and Commissioner Scott Downing all voting for the motion.

Commissioner Scott Downing made a motion to approve the Public Hearing Meeting minutes held on August 16, 2012 at 10:00 AM. Commissioner Kathy Davis seconded the motion, which passed with Commissioner Scott Downing, Commissioner Kathy Davis, Commissioner Bennie Calloway, and Vice-Chairman OD Netter all voting for the motion.

Vice-Chairman OD Netter made a motion to approve the Public Hearing Meeting minutes held on August 16, 2012 at 6:00 PM. Commissioner Scott Downing seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Scott Downing, Commissioner Kathy Davis, and Commissioner Bennie all voting for the motion.

Vice-Chairman OD Netter made a motion to approve the Public Hearing Meeting minutes held on August 23, 2012. Commissioner Scott Downing seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Scott Downing, Commissioner Kathy Davis, and Commissioner Bennie all voting for the motion.

Commissioner Scott Downing made a motion to approve the Special Called Meeting minutes held on August 23, 2012. Commissioner Kathy Davis seconded the motion, which passed with Commissioner Scott Downing, Commissioner Kathy Davis, Vice-Chairman OD Netter, and Commissioner Bennie all voting for the motion.

Vice-Chairman OD Netter made a motion to approve the Workshop Meeting minutes held on August 29, 2012. Commissioner Scott Downing seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Scott Downing, Commissioner Kathy Davis, and Commissioner Bennie Calloway all voting for the motion.

Commissioner Kathy Davis made a motion to approve the Special Called Meeting minutes held on August 30, 2012. Vice-Chairman OD Netter seconded the motion, which passed with Commissioner Kathy Davis, Vice-Chairman OD Netter, and Commissioner Bennie Calloway all voting for the motion. Commissioner Scott Downing abstained from the motion.

Constitutional Officer: NONE

Elected Officials and Department Head Reports: NONE

County Board Reports: NONE

County Manager's Report

County Manager Frank Feild reported the responses to the citizen's comments and questions from the Public hearings on August 16th and 24th are posted on the County Websites at www.benhillcounty.com.

He stated the Department of Revenue is requiring the County and School Board to repeat the process of setting the millage rate; this includes advertising and public hearings. This was due to errors in the advertising. The County has scheduled Public hearings in the Commission Meeting room on Thursday, September 13, 2012 at 10:00 a.m. and 7:00 p.m.; Tuesday, September 25, 2012 at 3:00 p.m. followed by a Special Called Meeting at 3:30.

He reported the new schedule for the garbage collection sites appears to be working well. They are open on Mondays, Wednesday, Friday, and Saturday from 7:00 a.m. to 6 p.m.

He also reported \$15,921.24 was collected from mobile home back taxes in the last month thanks to Michael Santee and the Tax Commissioner.

Annexation Request: NONE

Rezoning Application: NONE

Alcohol Application: NONE

Commissioner Scott Downing made a motion to approve alcohol application for Fitzgerald Grocery and Meat. Vice-Chairman OD Netter seconded the motion, which passed with Commissioner Scott Downing, Vice-Chairman OD Netter, Commissioner Kathy Davis, and Commissioner Bennie Calloway all voting for the motion.

Old Business:

Reduction In Force

Vice-Chairman OD Netter made a motion to approve the Reduction in Force Resolution. Commissioner Kathy Davis seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Kathy Davis, Commissioner Bennie Calloway, and Commissioner Scott Downing voting for the motion.

Personnel Handbook

Commissioner Kathy Davis made a motion to table the agenda item until other recommendations are discussed. Vice-Chairman OD Netter seconded the motion. After further discussion no vote was called.

Vice-Chairman OD Netter made a motion to declare Veterans Day, day after Thanksgiving, and day after Christmas unpaid holidays. Commissioner Kathy Davis seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Kathy Davis, Commissioner Bennie Calloway, and Commissioner Scott Downing voting for the motion.

Vice-Chairman OD Netter made a motion that there are no more furlough days and layoffs for the employees in 2012. Commissioner Bennie Calloway seconded the motion. After further discussion, Vice-Chairman OD Netter withdrew the motion. Commissioner Scott Downing seconded the motion.

District Attorney Denise Fachini Resolution

Vice-Chairman OD Netter made a motion to approve the resolution for District Attorney Denise Fachini. Commissioner Scott Downing seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Scott Downing, Commissioner Kathy Davis, and Commissioner Bennie Calloway all voting for the motion.

Financial Management Awards

Commissioner Kathy Davis made a motion to approve the Financial Management Award resolution. Vice-Chairman OD Netter seconded the motion, which passed with Commissioner Kathy Davis, Vice-Chairman OD Netter, Commissioner Bennie Calloway, and Commissioner Scott Downing all voting for the motion.

New Business:

O.W. Holt/Special Zoning Consideration

Commissioner OD Netter made a motion to approve the special zoning consideration to move a mobile home on ½ acre lot if the State approves the septic system because Mr. Holt is in poor health. Commissioner Kathy Davis seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Kathy Davis, Commissioner Scott Downing, and Commissioner Bennie Calloway all voting for the motion.

Fitzgerald-Ben Hill County Airport Commission Appointment

Vice-Chairman OD Netter nominated Commissioner Bennie Calloway to fill the vacancy on the Fitzgerald-Ben Hill County Airport Commission.

Magistrate Court/Associate Judge

Commissioner Scott Downing made a motion to set the number of Magistrate Judges to Chief Magistrate Judge and Assistant Magistrate Judge for 2013. Commissioner Kathy Davis seconded the motion, which passed with Commissioner Scott Downing, Commissioner Kathy Davis, and Commissioner Bennie Calloway all voting for the motion. Vice-Chairman OD Netter opposed the motion.

Open Records Clerk Appointment

Vice-Chairman OD Netter made a motion to appoint Donna Lampkin as the Open Records Clerk and Sharlene Joiner as Assistant Open Records Clerk. Commissioner Kathy Davis seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Kathy Davis, Commissioner Scott Downing, and Commissioner Bennie Calloway all voting for the motion.

Skeet Range Name Change

Vice-Chairman OD Netter made a motion to rename the skeet range Johnny Whidden Shooting Complex. Commissioner Scott Downing seconded the motion, which passed with Vice-Chairman OD Netter, Commissioner Scott Downing, Commissioner Bennie Calloway, and Commissioner Kathy Davis all voted for the motion.

2012 Legislative Leadership Conference Voting Delegate

Commissioner Scott Downing made a motion to elect Bennie Calloway as the 2012 Legislative Leadership Conference Voting Delegate. Vice-Chairman OD Netter seconded the motion, which passed with Commissioner Scott Downing, Vice-Chairman OD Netter, Commissioner Kathy Davis, and Commissioner Bennie Calloway all voting for the motion.

Agenda Changes and/or add ons: NONE

Legislative Report: NONE

Commissioner's Remarks:

Chairman Philip Jay thanked Frank Field for responding to the citizen's comments and questions.

Meeting adjourned

_____ Philip C. Jay III, Chairman

_____ Donna R. Lampkin, County Clerk