

MINUTES

The Spalding County Board of Commissioners held a Special Called Meeting in Room 108 in the Courthouse Annex, Thursday, June 28, 2012, beginning at 5:50 p.m. with Commissioner Gwen Flowers-Taylor presiding. Commissioners Bob Gilreath, Raymond Ray, Samuel Gardner and Eddie Freeman were present. Also present were County Manager William P. Wilson Jr., Attorney Jim Fortune and Ex Officio, County Clerk, Ricky L. Clark Jr. to record the minutes.

I. Call to Order

Motion/Second by Freeman/Gardner to amend the agenda by adding the following items respectfully:

(c) Consider authorization for the Chairman to sign an application for ACCG Group Health Promotion Grant.

(d) Consider agreement with Eaves Consulting Group LLC for mediation and arbitration services with regard to LOST Negotiations.

Motion carried unanimously by all.

II. New Business

A. Consider approval, on second reading, the FY 13 Budget Ordinance.

RESOLUTION AND ORDINANCE
FISCAL YEAR 2013 BUDGET
SPALDING COUNTY, GEORGIA

WHEREAS, pursuant to Title 36 Chapter 81, of the Official Code of Georgia Annotated, and section 2-5003 of the Code of Spalding County, Georgia, the Board of Commissioners of Spalding County, Georgia, as the governing authority of said county, shall adopt an annual balanced budget; and,

WHEREAS, a balanced budget for Fiscal Year 2013, beginning July 1, 2012, and ending June 30, 2013, has been submitted to the Board of Commissioners by the County Manager and,

WHEREAS, the Board of Commissioners has reviewed said proposed budget and revised and amended same as the Board deemed advisable and necessary; and,

WHEREAS, the entire budget has been available for public inspection and a public hearing has been properly advertised and held as required by Georgia law;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of Commissioners of Spalding County, Georgia, as the governing authority of said County, that a Budget Ordinance of Spalding County for Fiscal Year 2013 be adopted upon approval at two (2) public meetings of the Board of Commissioners as follows:

Section 1: General Fund

A. It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	328,439
Taxes		30,159,498
Licenses and Permits		251,800
Intergovernmental Revenues		678,185
Charges for Services		5,395,527
Fines and Forfeitures		1,334,000
Interest		3,850

Other Revenues		1,532,840
TOTAL REVENUES	\$	39,684,139

- B. The following amounts are hereby appropriated in the General Fund for the operation of the county government and its activities for the fiscal year beginning on July 1, 2012 and ending June 30, 2013:

Executive	\$	299,498
Board of Elections and Voter Registration		227,703
Administration		253,513
Finance		103,232
Information Systems		128,692
Human Resources		177,965
Tax Commissioner		789,434
Tax Assessor		507,923
Construction & Maintenance		347,398
Janitorial Services		97,084
General Appropriations		2,438,196
Superior Court		178,590
Griffin Judicial Circuit		633,322
Griffin Juvenile Judge		262,203
Clerk of Court		795,127
District Attorney		434,371
State Court		616,280
Solicitor		178,794
Magistrate Court		705,533
Probate Court		257,466
Public Defender		42,891
Public Defender Circuit		385,605
Sheriff Administration		1,093,251
Sheriff Victim Services		81,405
Sheriff Warrant Division		589,095
Sheriff Criminal Investigation Division		883,296
Sheriff Uniform Patrol Division		3,167,617
Jail		7,421,850
Special Operations		978,553
Correctional Institution		6,292,010
Juvenile Probation		486,356
Coroner		52,540
800 MHz Communication		423,312
Animal Control		313,033
Homeland Security		8,459
Public Works		3,070,255
Solid Waste		775,808
Garage		272,690
Health		431,939
Welfare		87,640
Recreation		551,481
Senior Citizens Bus		35,613
Parks		1,793,408
Library		200,980
Cooperative Extension Service		157,524
Community Development		424,996
Code Enforcement		120,023
Griffin-Spalding County Development Authority		100,000
Enrichment of Young Minds		10,185
TOTAL EXPENDITURES	\$	39,684,139

Section 2: Law Library

- A. It is estimated that the following revenues will be available in the Law Library Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	4,000
Fines and Forfeitures		48,000
TOTAL REVENUES	\$	52,000

- B. The following amounts are hereby appropriated in the Law Library Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Law Library	\$	52,000
TOTAL EXPENDITURES	\$	52,000

Section 3: Confiscated Assets Fund

- A. It is estimated that the following revenues will be available in the Confiscated Assets Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fines and Forfeitures	\$	375,000
TOTAL REVENUES	\$	375,000

- B. The following amounts are hereby appropriated in the Confiscated Assets Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Public Safety	\$	375,000
TOTAL EXPENDITURES	\$	375,000

Section 4: Victims of Crime Assistance Fund

- A. It is estimated that the following revenues will be available in the Victims of Crime Assistance Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fines and Forfeitures	\$	80,000
TOTAL REVENUES	\$	80,000

- B. The following amounts are hereby appropriated in the Victims of Crime Assistance Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Victims of Crime Assistance	\$	80,000
TOTAL EXPENDITURES	\$	80,000

Section 5: Emergency Telephone System

- A. It is estimated that the following revenues will be available in the Emergency Telephone System Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	489,422
Charges for Services		920,000
Interest		400
TOTAL REVENUES	\$	1,409,822

- B. The following amounts are hereby appropriated in the Emergency Telephone System Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Emergency Communications	\$	1,409,822
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TOTAL EXPENDITURES \$ **1,409,822**

Section 6: CSBG Fund

- A. It is estimated that the following revenues will be available in the CSBG Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Intergovernmental Revenue \$ 119,190

TOTAL REVENUES \$ **119,190**

- B. The following amounts are hereby appropriated in the CSBG Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

General Appropriations \$ 20,000

After School Program 28,149

Emergency Food & Shelter 71,041

TOTAL EXPENDITURES \$ **119,190**

Section 7: CDBG Highland Mills Sewer Grant Fund

- A. It is estimated that the following revenues will be available in the CDBG Highland Mills Sewer Grant Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Intergovernmental Revenue \$ 500,000

TOTAL REVENUES \$ **500,000**

- B. The following amounts are hereby appropriated in the CDBG Highland Mills Sewer Grant Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

CDBG Highland Mills Sewer Grant \$ 500,000

TOTAL EXPENDITURES \$ **500,000**

Section 8: Multiple Grant Fund

- C. It is estimated that the following revenues will be available in the Multiple Grant Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Intergovernmental Revenue \$ 63,598

TOTAL REVENUES \$ **63,598**

- D. The following amounts are hereby appropriated in the Multiple Grant Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Summer Food Program \$ 63,598

TOTAL EXPENDITURES \$ **63,598**

Section 9: Impact Fees Fund

- A. It is estimated that the following revenues will be available in the Impact Fees Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated \$ 1,370,112

Charges for Services 161,100

Interest 2,000

- A. It is estimated that the following revenues will be available in the Capital Projects 2005 SPLOST Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	3,201,250
TOTAL REVENUES	\$	3,201,250

- B. The following amounts are hereby appropriated in the Capital Projects 2005 SPLOST Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Capital Projects	\$	3,201,250
TOTAL EXPENDITURES	\$	3,201,250

Section 14: Capital Projects Fund

- A. It is estimated that the following revenues will be available in the Capital Projects Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	325,200
Other Financing Sources		20,000
TOTAL REVENUES	\$	345,200

- B. The following amounts are hereby appropriated in the Capital Projects Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Capital Improvements	\$	345,200
TOTAL EXPENDITURES	\$	345,200

Section 15: Debt Service 2008 SPLOST Fund

- A. It is estimated that the following revenues will be available in the Debt Service 2008 SPLOST Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Taxes	\$	3,499,875
TOTAL REVENUES	\$	3,499,875

- B. The following amounts are hereby appropriated in the Debt Service 2008 SPLOST Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Debt Service	\$	3,499,875
TOTAL EXPENDITURES	\$	3,499,875

Section 16: GMA Lease Pool Fund

- A. It is estimated that the following revenues will be available in the GMA Lease Pool Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Interest	\$	150,000
Other Financing Sources		633,630
TOTAL REVENUES	\$	783,630

- B. The following amounts are hereby appropriated in the GMA Lease Pool Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Debt Service	\$	783,630
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TOTAL EXPENDITURES \$ **783,630**

Section 17: Water System Fund

A. It is estimated that the following revenues will be available in the Water System Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Fund Balance Appropriated	\$	823,192
Charges for Services		8,424,760
Interest		4,000
TOTAL REVENUES	\$	9,251,952

B. The following amounts are hereby appropriated in the Water System Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Wastewater		1,043,245
General Water System		8,208,707
TOTAL EXPENDITURES	\$	9,251,952

Section 18: Workers Compensation Trust Fund

A. It is estimated that the following revenues will be available in the Workers Compensation Trust Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Interest	\$	20,000
Other Financing Sources		594,495
TOTAL REVENUE	\$	614,495

B. The following amounts are hereby appropriated in the Workers Compensation Trust Fund for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

Employee Benefits	\$	614,495
TOTAL EXPENDITURES	\$	614,495

Section 20: Other Stipulations

A. The County Manager, as budget officer, is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

1. He may transfer amounts between objects of expenditure within a department without limitation and without a report being requested, except that transfers of appropriations within a department which increases the salary appropriation shall require the approval of the Board of Commissioners.
2. He may not transfer any amounts between funds nor from any contingency appropriations within any fund without action of the Board of Commissioners.

B. The County Manager shall have the authority to deny payment of County funds for any expense for which an appropriation is not made or which exceeds the appropriated amount for a specific item or purpose, unless such expense is approved by the Board of Commissioners. In such event of denial of payment of county funds, the county officer or department head that shall incur, authorize or approve such expense, either directly or indirectly, shall be solely and personally responsible for the payment therefor.

- C. Nothing contained in this ordinance shall prohibit the Board of Commissioners, as the governing authority, from amending the budget as appropriate or necessary during the fiscal year.
- D. A line-item budget shall be bound for retention, and copies of the line-item budget shall be available for public inspection at the office of the Board of Commissioners during regular business hours.
- E. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed. The Budget Ordinance of Fiscal Year 2012 is hereby repealed, effective at 12:00 a.m. on July 1, 2012.
- F. This Ordinance shall become effective at 12:00 a.m. on July 1, 2012 or immediately upon adoption if after 12:00 a.m. on July 1, 2012 and together with any amendments hereto, shall remain effective until midnight on June 30, 2013 until repealed.

Approved on first reading this 18th day of June, 2012.

Approved, adopted and enacted on second reading this 28th day of June, 2012.

Chairman

County Clerk

Motion/Second by Gardner/Ray to approve, on second reading, the FY 13 Budget Ordinance. Motion carried unanimously by all.

- B. Consider approval of Resolution #2012-11 in support of the T-SPLOST referendum.

Mr. Wilson advised the Board that commissioners are free to support the T-SPLOST; however, law prohibits the Board from taking action.

Motion/Second by Freeman/Ray to take no action on Resolution #2012-11 in support of the T-SPLOST Referendum. Motion carried unanimously by all.

- C. Consider authorization for the Chairman to sign an application for ACCG Group Health Promotion Grant.

Mr. Wilson stated that staff received notification from ACCG that even though the deadline of April 30th had passed, Spalding County could still apply for the grant. Mr. Wilson advised that \$3,000 was collected for the last grant.

Motion/Second by Gardner/Gilbreath authorizing Chairman to execute application for ACCG Group Health Promotion Grant. Motion carried unanimously by all.

- D. Consider agreement with Eaves Consulting Group LLC for mediation and arbitration services with regard to LOST Negotiations.

Mr. Wilson noted that during the early process of preparing for LOST, Mr. Phil Sutton was hired as our consultant. Should we be required to enter mediation and arbitration, Mr. Sutton's testimony could be adversarial due to the fact of him representing both the City and County using a different methodology. Mr. Wilson advised that staff has been notified that Eaves consulting only negotiates on behalf of County entities. Mr. Wilson noted that there was a two part contract with Sutton: Part A, preparation & Part B, mediation and litigation. Mr. Eaves has a different theory and is a very valid and forceful expert witness should we need

those services. Mr. Wilson noted that fees are \$7,500 for mediation. Mr. Eaves will verify all reports compiled by Mr. Sutton. Mr. Eaves fee is \$95.00 per hour for arbitration. Mr. Eaves is currently representing about a dozen of counties.

Chairman Flowers-Taylor stated that if Mr. Eaves is only representing 12 counties, this is less than 10% of Georgia counties. Mrs. Flowers-Taylor asked that if staff knew that there was an issue with Mr. Sutton, why the Board is just finding out. Mr. Wilson stated that Sutton is a valuable resource; however, he represents both cities and counties. Mrs. Flowers-Taylor stated that she does not like the idea of the Board not having ample time to research Mr. Eaves and other consultants.

Mr. Fortune noted that if the County ends up in court an attorney cannot take the stand. Mr. Fortune further added that we need an expert and someone that is trained. Mr. Sutton has done a great job in working up numbers. Mr. Fortune noted that staff wanted to agree upon a mediator ahead of time.

Commissioner Freeman stated that EAVES is an expert witness. Mr. Freeman prompted the Board that the most prudent thing to do is to move forward.

Motion/Second by Gardner/Ray to approve agreement with Eaves Consulting Group LLC for mediation and arbitration services with regard to LOST Negotiations. Motion carried unanimously by all.

III. Adjournment

Motion/Second by Freeman/Gardner to adjourn at 6:11 p.m. Motion carried unanimously by all.

Chairman

County Manager

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