

# **GEORGIA, Murray County**

## **MINUTES**

**The Murray County Commissioner held a public meeting Tuesday, March 2, 2010 at 9:00 a.m. in the hearing room of the Murray County Courthouse Annex.**

**Commissioner Ridley called the meeting to order and welcomed those in attendance.**

**By signature and execution the minutes of February, 2010 were approved.**

**With an addition of item (G) Contract: Simpson Bridge to Replace Bridge at CCC Camp Road and Dill Creek to the agenda, Commissioner Ridley adopted the agenda as presented.**

**Under new business the following items were addressed and approved.**

- A. Approved Murray County Land Use Development Planning Commission Minutes Dated February 16, 2010**

**Chairman Steve Anglea called the meeting to order.**

**Strike from the agenda Item 3 and Item A.**

**David McDaniel made a motion to approve the agenda with the changes, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried.**

**Edward Dunn made a motion to approve the minutes of the November meeting. Darrell Smith 2<sup>nd</sup> the motion, all in favor, none opposed, motion carried.**

**Old Business: Steve Tankersley talked to the board about the conditional use for horses by Mr. Carl Long, Mr. Tankersley does not want the board to allow Mr. Long to have the horses at his residence on Hassler Mill Road. The board explained to Mr. Tankersley that the issue is in the Commissioner's hands and that is who he needs to speak with.**

**Steve Anglea opened the public portion of the meeting and read the rules of order.**

**Item 1. Conditional Use of property owned by Mr. Nathan Smith at 47 Railroad Drive, being 2 acres in land lot 273 districts 9 of Murray County. Dick Barnes told the board that his office recommends approval. Nancy Young said all notices have been sent to adjacent property owners. Mr. Smith wants to be able to keep 2 pigmy goats on his property; he has adequate shelter for the animals that meet the required set back regulations. No one present either for or against the request. Public portion of meeting closed for board discussion. Darrell Smith made a motion**

to approve the request with the condition that there only be 2 pygmy goats at all times, 2<sup>nd</sup> by Edward Dunn, all in favor, none opposed, motion carried.

**Item 2. Re-Classification of 9.06 acres of property owned by Rick Davis and known as Davis Farms, being in land lot 52 district 9 of Murray County and addressed off Bailey Drive. Mr. Davis said he wants to build a pole barn to be used to make shaving for chicken houses. Dick Barnes said the request was in order for granting and the office recommends approval. Nancy Young said all notices have been sent to adjacent property owners. No one was there to speak in favor of the request. Those against the request: Joel Bailey, 10 Bailey Drive doesn't want the property reclassified because he doesn't want cows there and he doesn't want a shaving mill there because of the noise and the big trucks that would be hauling the logs to the mill would ruin the road. Mr. Davis said he would not be using Bailey Drive to access the mill. James Bailey of Bailey Drive also stated he doesn't want the change because of noise and there are several elderly people that live here that do not want the chicken litter smell. Doris Flood, 4604 Old Federal Road said the mill will be built right in her back door and she adamantly does not want the mill to be built. Mr. Davis was given opportunity to say why he wants the mill. He says he is not trying to hurt anyone he just needs the mill built on this property because he would have to pay \$15,000 to get power run to his other property to build the mill. Public portion of meeting closed for board discussion. David McDaniel asks it would help if Mr. David built the barn with insulation to help alleviate the noise. David Wells made a motion to table the request till the March meeting to give the board time to study the project. David McDaniel 2<sup>nd</sup> the motion, all in favor, none opposed, motion carried.**

**Item 3. Re-Classification of property from SR to RR. Cathy Dean requests her property located at 328 Silvers Road be reclassified so she can put a mobile home on the property. Dick Barnes said this is a smaller lot than required for RR but it is a recorded lot and has had a mobile home on it before, he has no objection to the reclassification. Nancy Young said all notices have been sent to adjacent property owners. No one present either for or against the request the public portion of the hearing closed for board discussion. Darrell Smith made a motion to approve the request 2<sup>nd</sup> by David McDaniel, all in favor, none opposed, motion carried.**

**David McDaniel made a motion to adjourn 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, meeting adjourned.**

**B. Contract: Annual Hardware and Software Support to Murray County Clerk of Superior Court by Governmental Systems, Inc.  
\$4,020.00**

**This agreement entered into as of January 1, 2010 – December 31, 2010, Hardware Support \$3092.00 and Software Support \$928.00.**

**C. Contract 2010 Mountain Patrol \$2,700 for 13 Patrol Days**

**FINANCIAL AND OPERATING PLAN**

**This Annual Financial and Operating Plan (Operating Plan), is hereby made and entered into by and between the Murray County Sheriff's Department, hereinafter referred to as the Cooperator, and the United States Department of Agriculture, Chattahoochee-Oconee National Forests, hereinafter referred to as Forest Service, under the provision of Cooperative Agreement #06-LE-11080317-010 executed in April, 2006. This Operating Plan is made and agreed to as of the last date signed below and is for the period beginning May 28, 2010 and ending September 6, 2010. See Provision IV-D of the Cooperative Agreement for a Checklist of items to be included.**

**I. GENERAL:**

- A. The following individuals shall be the designated and alternative representative(s) of each party, so designated, to make or receive requests for special enforcement activities:**

**Designated Representatives:**

**Howard Ensley  
Sheriff  
Murray County  
810 1/2 GI Maddox Parkway  
Chatsworth, GA 30705  
Phone (706) 695-4592**

**Jane A. Wright  
Law Enforcement Officer  
Conasauga Ranger District  
3941 Hwy 76  
Chatsworth, GA 30705  
Phone (706) 695-6736 ext. 108**

**Alternative Representatives:**

**Dispatcher  
Murray County  
810 ½ GI Maddox Parkway  
Chatsworth, GA 30705  
Phone (706) 695-4592**

**Stuart Delugach  
Patrol Captain  
Chattahoochee-Oconee National Forest  
1755 Cleveland Highway  
Gainesville, GA 30501  
Phone (770) 297-3057**

- B. Reimbursement for all types of enforcement activities shall be at the following rates unless specifically stated otherwise:**

**Wages at the prevailing rate of \$22.00/hour for the individual officer.**

<b>\$22.00 per hour X 8 hours for one officer</b>	<b>=</b>	<b>\$176.00 per shift for labor</b>
<b>\$22.00 per hour X 10 hours for one officer</b>	<b>=</b>	<b>\$220.00 per shift for labor</b>
<b>\$22.00 per hour X 8.5 hours for one officer</b>	<b>=</b>	<b>\$187.00 per shift for labor</b>

\$176.00 labor per shift for 13 days for 8 hours	=	\$2,288.00 per contract for labor
\$220.00 labor per shift for 1 day for 10 hours	=	\$ 220.00
\$187.00 labor per shift for 1 day for 8.5 hours	=	<u>\$ 187.00</u>
		\$2,695.00

## II. PATROL ACTIVITIES:

- A. Time schedules for patrols will be flexible to allow for emergencies, other priorities and day to day needs of both the Cooperator and the Forest Service. Ample time will be spent in each area to make visitors aware that law enforcement officers are in the vicinity. The tentative patrol schedule is as follows:

One officer to patrol for 13, eight hour days, one, ten hour day, and one eight and half hour day identified below. Patrols will cover Lake Conasauga Recreation Area, Holly Creek Road, Mill Creek Road, Alaculsy Valley Road, Peeples Lake Road and other areas deemed necessary by the Forest Service. Patrols shall be scheduled covering the core hours of 6:00 p.m. to 12:00 a.m. on the scheduled Friday and Saturday nights and the core hours of 12:00 p.m. and 6:00 p.m. on scheduled Sundays. When the deputy begins his/her shift on the scheduled patrol dates, she/he will contract the Forest Service LEO by radio or by way of Murray County Dispatcher.

Dates of scheduled patrols will be:

May 28, 30, 31
June 4, 18, 20, 25
July 2 (10 hour day), 4, 16 (8.5 hr day), 18
August 13, 27
September 3, 5

- B. To dispatch additional deputies within manpower capabilities to unforeseen or emergency situations upon request of the Forest Service.

Total reimbursement for this category shall not exceed the amount of: \$2,695.00

## III. EQUIPMENT *See Cooperative Agreement Provisions IV-J, IV-K ad IV-L for additional information.*

No equipment is authorized under this financial and operating plan.

Total reimbursement for this category shall not exceed the amount of: 0.00000

Total reimbursement for the agreement shall not exceed the amount of: \$2,700.00

## IV. BILLING FREQUENCY:

*See Cooperative Agreement Provisions II-H and III-B for additional information.*

- A. The Cooperative shall furnish the Forest Service itemized monthly Billing Invoice with supporting documentation as needed. The statement should be sent to USFS-Armuchee-Cohutta Ranger District, Attn: LEO Jane Wright, 3941 Hwy 76, Chatsworth, Georgia 30705. A copy of the Billing Invoice from for use by the Cooperative shall be provided by the Forest Service.
- B. The Cooperator will provide a Cooperative Law Enforcement Activity Report with each monthly statement identifying Part I and II FBI Uniform Crime Reporting activities performed by deputy for statistical tracking. Additionally, the Cooperator will provide a copy of investigative reports related to the agreed upon enforcement patrol activities when requested by the Forest Service. The Cooperative Law Enforcement Activity Report form shall be provided by the Forest Service.

**D. Capital Purchase: 2010 Ford Crown Victorian from Chatsworth Ford for Sheriff's Department \$21,335.56 to be paid from 2007 SPLOST Funds**

**Purchased 2010 White Ford Crown Victorian from Chatsworth Ford, Chatsworth-Dalton 4 Lane, Chatsworth, Georgia 30705 for Sheriff Department at a cost of \$21,335.56 to be paid out of Splost 2007 Funds.**

**E. Reappointments: Edward Dunn and David McDaniel to the Murray County Land Use Planning Commission**

	<b>Term</b>	<b>Date Appointed</b>
<b>Mr. Edward Dunn</b>	<b>Aug. 5, 2009-Aug 4, 2013</b>	<b>March 2, 2010</b>
<b>Mr. David McDaniel</b>	<b>Aug. 5, 2009-Aug 4, 2013</b>	<b>March 2, 2010</b>

**F. Reappointments: Johnny West, Steve Anglea, Calvin Burger and John Kennemer to the Murray County Industrial Development Authority**

	<b>Term</b>	<b>Date Appointed</b>
<b>Mr. Steve Anglea</b>	<b>Feb 26, 2010-Feb 26, 2014</b>	<b>March 2, 2010</b>
<b>Mr. Calvin Burger</b>	<b>Dec 31, 2009-Dec 31, 2013</b>	<b>March 2, 2010</b>
<b>Mr. John Kennemer</b>	<b>Dec 31, 2009-Dec 31, 2013</b>	<b>March 2, 2010</b>
<b>Mr. Johnny West</b>	<b>Feb 3, 2010-Feb 3, 2014</b>	<b>March 2, 2010</b>

**G. Contract: Simpson Bridge to replace bridge at CCC Camp Road and Dill Creek (Detailed Information in Auxiliary Files)**

**Documents are located in the auxiliary files.**

**ADJOURNMENT:**

**This 2<sup>nd</sup> day of March, 2010**

**ATTEST:**

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**Tommy Parker, Interim County Clerk**

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**David Ridley, Commissioner**

**In Attendance: David Ridley, Tommy Parker, Tom Starnes, Pat Ausmus, Emily Cogburn, David Butler, Steve Anglea, Dinah Row, Gary Tanner, Danny Cochran, Joan Dolley, Matt Sanford, Peggy Vick, Dewayne Bain, Nolan Burgess, Mack Belue, Dickie Barnes and Joey Arnold**