

# **GEORGIA, Murray County**

## **MINUTES**

**The Murray County Commissioner held a public meeting Tuesday, August 14, 2012 at 9:00 a.m. in the hearing room of the Murray County Courthouse Annex.**

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

**By signature and execution the minutes of July, 2012 were approved.**

**With no additions or deletions to the agenda, Commissioner Hogan adopted the agenda as presented.**

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

**With no additions to the agenda, Commissioner Hogan 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 July 26, 2012**

**The meeting was called to order by Chairman Steve Anglea, all members present. First order of business was approval of the agenda. Addition to the agenda under old business, Item 3, from the January 17, 2012 meeting. Motion to approve the agenda with addition made by Larry Morrison, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried. Motion to approve the minutes from the last meeting, motion to approve by David McDaniel, 2<sup>nd</sup> by Larry Morrison, all in favor, none opposed, motion carried.**

**Old Business: Amendment to January 17, 2012 meeting. Item 3 on approved minutes should have been Item 4. Item 3 was left out of the January, 2012 minutes. This item needs to be voted on and added to the January 2012 minutes. David McDaniel made a motion to approve the minutes with the change, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried.**

**New Business:**

**Item 1. Re-Classification of Property from SR to RR owned by Jimmy and Patricia**

Patterson, located in land lot 243 district 8 of Murray County, on Old Grade Road being 1.17 acres. Dick Barnes said the request was in order for granting and all notices had been sent to adjacent property owners. He said his office recommends approval. No one present either for or against the request. Public portion of meeting closed for board discussion. David McDaniel made a motion to approve the request 2<sup>nd</sup> by Darrell Smith, all in favor none opposed, motion carried.

David McDaniel made a motion to adjourn, 2<sup>nd</sup> by Edward Dunn, all in favor, none opposed, motion carried.

**Amendment to Land Use Minutes of January 17, 2012.**

**Item 3. Re-Classification of property located on Allied Drive, land lot 63, district 9 of Murray County, owned by Steve and Nora Hawkins, from SR to RR. Mr. and Mrs. Hawkins were present for the meeting. Dick Barnes said the proposal was in order for presenting and the area was a mixed use area and he sees no reason to deny the request. Nancy Young said all notices had been sent to adjacent property owners. No one present either for or against the request. Mr. Hawkins stated he wanted to put a mobile home there for his daughter. Edward Dunn asked what he would do with the old home that is there now and Mr. Hawkins said he would tear it down. Edward Dunn made a motion to approve the request, 2<sup>nd</sup> by Darrell Smith, all in favor, none opposed, motion carried.**

**Item 3 on approved minutes should have been Item 4 and Item 4 should have been Item 5.**

**B. Second Reading: Amendment: Chapter 20 of Code of Ordinances-  
Defining Duties of EMA Director**

**AMENDMENT NUMBER 1**

**RESOLUTION OF THE MURRAY COUNTY COMMISSIONER  
AMENDING CHAPTER 20 OF THE CODE OF MURRAY COUNTY**

**WHEREAS, the Commissioner of Murray County has determined that it is in the best interest of the public to amend The Code of Murray County and,**

**WHEREAS, the Murray County Commissioner finds such amendments to be useful, necessary, and proper, and protective of the health, welfare, and safety of the public, and**

**WHEREAS, it is the desire of the Murray County Commissioner to promote the goals and objectives, and policies of the Murray County, Chatsworth and Eton Joint Comprehensive Plan 1994-2015; and**

**NOW THEREFORE BE IT SO RESOLVED by the Murray County Commissioner that Chapter 20 of The Code of Murray County is to be amended as**

follows:

**Article I, In General, Subsection 20-1, Definitions, shall be amended to add the following definition:**

**“Emergency Management”** shall mean the preparation for the carrying out of all emergency functions for which the state and federal governments are primarily responsible, to prevent, minimize, and repair injury and damage resulting from emergencies or disasters, or the imminent threat thereof, of manmade or natural origin, caused by enemy attack, sabotage, civil disturbance, fire, flood, earthquake, wind, storm, wave action, oil spill, or other water contamination requiring emergency action to avert danger or damage, epidemic air contamination, blight, drought, infestation, explosion, riot, or other hostile action, or other causes. These functions include, without limitation, firefighting services, police services, medical and health services, rescue, engineering, warning services, communications, defense from radiological, chemical and other special weapons, evacuation of persons from stricken areas, emergency welfare services, emergency transportation, plan protection, temporary restoration of public utility services and other functions related to civilian protection, together with all other activities necessary or incidental to the preparation for and carrying out of the foregoing functions in the county.

**Article I, In General, Subsection 20-2. Overcharging Prohibited, shall be amended to Organization created; director, duties of, and read as follows:**

**Section 20-2 – Organization created; director, duties of.**

- (a) There is established for the county a local organization for emergency management in accordance with the state emergency management plan and program.
- (b) The governing office or officials of the county is authorized to nominate a director for appointment by the governor who shall have direct responsibility for the organization, administration and operation of the county emergency organization subject to the direction and control of the governing official or officials of the county. The director shall:
  - (1) Represent the governing official or officials of the county on matters pertaining to emergency management.
  - (2) Assist county officials in organizing county departments for emergency operation.
  - (3) Develop, in conjunction with other county departments, the plan for emergency functions set out in section 20-1. Such plan will be in accordance with the state emergency plan and shall be

submitted to the governing official or officials for approval and thence to the state director for approval.

- (4) Be charged with maintaining the emergency management office and carrying out the day-to-day administration of the emergency management program including the rendering of required reports to the state emergency management division office with copies to the governing official or officials.
- (5) Further be charged with submitting such reports as financial, daily activity, etc., as required by governing official or officials in keeping with good business practice.
- (6) During periods of declared emergency and under the supervision of the governing official or officials of the county, coordinate the activities of the county emergency operation center staff.

**Article I, In General, Subsection 20-3, Emergency plans, shall be added to Article I and shall read as follows:**

**Sec. 20-3. – Emergency plans.**

The governing official or officials of the county shall assign to the various departments of county government the emergency functions set out in section 20-1 and furnish a copy of the same to the commissioner and to the emergency management director. Heads of the department in said plan shall be responsible for developing specific plans to carry out their assigned emergency function, which plan shall be submitted to the governing official or officials and the emergency management director and shall be approved by the governing official or officials.

**Article I, In General, Subsection 20-4, Emergency powers, shall be added to Article I and shall read as follows:**

**Sec. 20-4. – Emergency powers.**

In the event of an actual enemy attack upon the United States or any other disaster which may affect the lives and property of the citizens of the county, the governing official or chairman of governing officials, or in the chairman's absence the legally appointed successor, may declare that a state of emergency exists and thereafter shall have and may exercise, for such period as such state of emergency exists or continues, the following emergency powers:

- (1) To enforce all rules, laws and regulations relating to emergency management and to assume direct operational control over all emergency

management forces.

- (2) To seize, take for temporary use, or condemn any property for the protection of the public.
- (3) To sell, lend, give or distribute all or any of such property or supplies among the inhabitants, to maintain a strict accounting of property or supplies distributed and for funds received for such property or supplies.
- (4) To perform and exercise such other functions and duties, and take such emergency actions as may be necessary, to promote and secure the safety, protection and well-being of the inhabitants.

**Article I, In General, Subsection 20-5, Overcharging prohibited, shall be added to Article I and shall read as follows:**

**Sec. 20-5. – Overcharging prohibited.**

**In order to preserve, protect, or sustain the life, health, or safety of persons or their property, it shall be unlawful during the duration of a state of emergency or subsequent recovery period in which the county has been designated as a disaster area for any person, located or doing business in the county to overcharge for any goods, materials, services or housing sold within the county.**

**SO ORDAINED AND EFFECTIVE, this the 7<sup>th</sup> day of August, 2012**

**FIRST READING, this the 3<sup>rd</sup> day of July, 2012**

**SECOND READING, this the 14<sup>th</sup> day of August, 2012**

**C. Amendment: Murray County Transit-Drug and Alcohol Testing Policy**  
(Full details located in the auxiliary files)

**D. T.A.N. 2012 RFP Quotes**

**The following local financial institutions were solicited for RFP's for the issuance of a Tax Anticipation Note in the amount of \$2,000,000 to be issued as a line-of-credit. Also listed are the quotes returned:**

Cohutta Bank	2.95%
Community & Southern Bank	2.00%
First National Community Bank	1.25%
Regions Bank	LIBOR+130
Wells Fargo Bank	Offered to loan \$2,000,000-declined to offer LOC
First National Community Bank returned the lowest bid and has been asked to proceed with closing.	

**Based on our current cash flow and short-term obligations, it is estimate that we will begin to exercise draws on the letter of credit by about the mid to late August. Each draw should range from \$250,000 to \$500,000.**

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

**ADJOURNMENT:**

**This 14<sup>h</sup> day of August, 2012**

**ATTEST:**

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**Tommy Parker, Interim County Clerk**

**Greg Hogan, Commissioner**

**In Attendance: Tommy Parker, Greg Hogan, Diane McClearen, Brittany Pittman, Edward Dunn, Frank Adams, Dinah Rowe, Neil Keener, Larry Ballew, Bill Keene, Frank Loyd, Diane Davis and Lori Harrison**