

The Regular Meeting of the Oconee County Board of Commissioners was held on Tuesday, November 3, 2009, in the Commission Meeting Chambers at the Oconee County Courthouse.

Members Present: Chairman Melvin Davis
Commissioner Jim Luke
Commissioner John Daniell
Commissioner Chuck Horton

Commissioner Margaret Hale was absent.

Staff Present: Administrative Officer Alan Theriault
County Clerk Gina M. Lindsey
County Attorney Daniel Haygood

Jeff Benko, Finance Director
BR White, Planning Director
Chris Thomas, Utility Director
Emil Beshara, Public Works Director
Steve Hansford, Code Enforcement Director
Rusty Haygood, Econ Develop Director

Media Present: Vinnie Williams, The Oconee Enterprise
Joe Vanhoose, Athens Banner Herald

Chairman Davis began the meeting with a moment of silence. Commissioner Daniell led the Pledge of Allegiance.

Approval of the Agenda: On motion by Commissioner Luke and second by Commissioner Daniell, the Board voted unanimously to postpone Agenda Items 9.1 through 9.4 (Committee Appointments) to the December 1, 2009 meeting to allow Commissioner Hale the opportunity to review the applicants for appointment to the Oconee County Development Authority, Board of Health, Library Advisory Board and the Oconee River RC&D Council.

On motion by Commissioner Daniell and second by Commissioner Luke, the remainder of the agenda for the November 3, 2009 meeting was unanimously approved as submitted.

Commissioners Remarks: None.

Citizen Remarks: None.

Minutes: On motion by Commissioner Horton and second by Commissioner Luke, Minutes of the October 6, October 20, October 22 and October 27, 2009 meetings were unanimously approved as distributed.

On motion by Commissioner Horton and second by Commissioner Daniell, Minutes of the October 13, 2009 meeting were unanimously approved as distributed. Commissioner Luke abstained from the vote. Commissioner Horton, Commissioner Daniell and Chairman Davis voted yes.

Fire Station Property Acquisition: County Attorney Daniel Haygood reported the county has concluded the purchase of 4.255 acres located on Hodges Mill Road for a future fire station. The purchase price of \$127,500 was funded by 2004 SPLOST funds.

Solicitation Ordinance: The Board held a Public Hearing and Second Reading of a proposed Solicitation Ordinance to regulate groups soliciting funds at various intersections in the county. County Attorney Daniel Haygood proved a brief overview of the proposed Ordinance.

Chairman Davis opened the floor for public comments. William Mayberry asked if there had been any first amendment challenges to similar ordinances. Mr. Haygood explained that roads are controlled by the county and therefore not a first amendment issue.

Flynn Warren asked if the ordinance addressed organizations that were giving something away. Mr. Haygood said the ordinance only regulates the soliciting of funds.

There being no further comments, the public hearing was closed.

On motion by Commissioner Daniell and second by Commissioner Horton, the Board unanimously approved the Oconee County Solicitation Ordinance as presented, to be effective immediately. **See *Documentation in Ordinances and Resolutions Book No. 19.***

DOT Right-of-Way Contract – Mars Hill Road/SR 53 Widening Project, Phase I: On motion by Commissioner Luke and second by Commissioner Horton, the Board unanimously approved a right-of-way acquisition contract with GA DOT for the Mars Hill Road/SR 53 Widening Project, Phase I.

Consent Agenda: On motion by Commissioner Daniell and second by Commissioner Horton, the Board unanimously approved the following Consent Agenda item:

- **Oconee Area Radio System – County Representative:** Appointed Capt. Jimmy Williams, Communications Chief and E911 Director, to serve as Oconee County's representative to OARS (Oconee Area Radio System) for a 4-year term, expiring October 31, 2013.

There being no further business, on motion by Commissioner Horton and second by Commissioner Luke the meeting was adjourned.

County Clerk

Chairman

Date