

**DAWSON COUNTY BOARD OF COMMISSIONERS
VOTING SESSION AGENDA - THURSDAY, MARCH 16, 2017
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM
6:00 PM**

A. ROLL CALL

B. OPENING PRESENTATION

[Sandy](#) Lipkowitz- Letter of Support for READ Dawson

C. INVOCATION

D. PLEDGE OF ALLEGIANCE

E. ANNOUNCEMENTS

F. APPROVAL OF MINUTES

[Minutes](#) of the Voting Session held on March 2, 2017

G. APPROVAL OF AGENDA

H. PUBLIC COMMENT (3 minute limit/person 15 minutes maximum)

I. NEW BUSINESS

- [1.](#) Consideration of Treatment Services' Grant Application to the Criminal Justice Coordinating Council for FY2018 Enhancement Funding for Dawson County Treatment Court
- [2.](#) Consideration of Georgia 400 Access Control Letter of Support
- [3.](#) Consideration of letter to allow Board of Commissioners Chairman to request LMIG-EEE funds for road repairs
- [4.](#) Consideration of request to Utilize Cooperative Agreement for Equipment Purchase
- [5.](#) Consideration of Intergovernmental Agreement with City of Dawsonville for 2017 Election(s)
- [6.](#) Consideration of Intergovernmental Agreement with Etowah Water and Sewer Authority regarding Taffer Road Gravity Sewer Line
- [7.](#) Consideration of resolution opposing City of Dawsonville's acquisition of airport
- [8.](#) Consideration of resolution concerning City of Dawsonville's consideration of noise and light limitations on operations of Atlanta Motor Sports Park

J. PUBLIC COMMENT

K. ADJOURNMENT

Backup material for agenda item:

Sandy Lipkowitz- Letter of Support for READ Dawson



DAWSON COUNTY BOARD OF COMMISSIONERS

March 9, 2017

Billy Thurmond
Chairman

Sharon Fausett
Commissioner
District One

Chris Gaines
Commissioner
District Two

Jimmy Hamby
Commissioner
District Three

Julie Hughes Nix
Commissioner
District Four

David Headley
County Manager

Danielle Yarbrough
County Clerk

Sandra Lipkowitz
Executive Director, READ Dawson
1234 Main Street
Dawsonville, GA 30534

Ms. Lipkowitz:

Please accept this letter of support on behalf of the Dawson County Board of Commissioners. We would like to congratulate you on the success you have achieved and the impact you have made on Dawson County and its citizenry.

Since becoming a participant with the Certified Literate Community Program in 2008, your organization has been instrumental in assisting a segment of our population to not only acquire a GED, but to go on to higher levels of training and education. In addition, your success and presence in the community has provided the stepping stone for many of your students to transfer into our local community college, Lanier Tech. From beginning with a goal of 1,382 residents without a high school diploma to serving 1,532 residents by June of 2016, you have far exceeded any initial expectations of your program.

Furthermore, Dawson County Adult Education GED graduates have raised the quality of Dawson County's work force, and this in turn, has been pivotal in bringing new industry into our area. New industry drawing from a more educated highly skilled work force will economically translate into a higher quality of life for our residents.

You have created one of the most important foundational structures for this area, and the Dawson County Board of Commissioners and I salute your success. Thank you and your entire staff for your years of hard work and great accomplishment.

Billy Thurmond
Chairman, Dawson County Board of Commissioners

Dawson County
Government Center
25 Justice Way
Suite 2313
Dawsonville, GA 30534
Phone 706-344-3501
Fax 706-344-3889

Backup material for agenda item:

Minutes of the Voting Session held on March 2, 2017

DAWSON COUNTY BOARD OF COMMISSIONERS
VOTING SESSION MINUTES – MARCH 2, 2017
DAWSON COUNTY GOVERNMENT CENTER ASSEMBLY ROOM
25 JUSTICE WAY, DAWSONVILLE
6:00PM

ROLL CALL: Those present were Chairman Thurmond; Commissioner Fausett, District 1; Commissioner Gaines, District 2; Commissioner Hamby, District 3; Commissioner Nix, District 4; County Attorney Frey; County Manager Headley; County Clerk Yarbrough and interested citizens of Dawson County.

INVOCATION: Chairman Thurmond

PLEDGE OF ALLEGIANCE: Chairman Thurmond

ANNOUNCEMENTS:

Chairman Thurmond announced that the Bowen Center for the Arts would be hosting a Round-Up Juried Western Art and Literary Show from March 10, 2017 to April 21, 2017.

Chairman Thurmond invited everyone to attend the retirement celebration for Tom Foley on March 15, 2017 at 11:00 a.m. at the Board of Elections Office.

Chairman Thurmond congratulated Planning and Development Director Jason Streetman for successful completion and adoption of the Annual Capital Improvement Element (CIE) Update by the Georgia Department of Community Affairs.

APPROVAL OF MINUTES:

Motion passed unanimously to approve the minutes from the Voting Session held on February 16, 2017 as presented. Nix/Hamby

APPROVAL OF THE AGENDA:

Motion passed unanimously to approve the agenda as presented. Fausett/Gaines

PUBLIC COMMENT:

None

PUBLIC HEARING:

2017 Transfer Station Fee Assessment (2nd of 2 hearings. 1st hearing was held on February 16, 2017)

Chairman Thurmond opened the hearing by asking if there was anyone present who wished to speak on the 2017 Transfer Station Fee Assessment, and hearing none, closed the hearing.

Motion passed unanimously to approve the 2017 Transfer Station Fee Assessment. Nix/Gaines

UNFINISHED BUSINESS:

Consideration of 2017 Dawson County Salary Study (*tabled from the February 16, 2017 Voting Session*)

Motion passed unanimously to approve "Option 2" of the recommended salary study implementation plans to include a 2% COLA for all employees; placement into range with moderate progression; and a payroll effective date of April 8, 2017. Gaines/Hamby

NEW BUSINESS:

Consideration of Request for Annual Renewal Contract between Dawson County and Northeast Georgia Probation Services, Inc. for Probation Supervision and Rehabilitation Services

Motion passed unanimously to approve the request for the annual renewal of the contract between Dawson County and Northeast Georgia Probation Services, Inc. for Probation Supervision and Rehabilitation Services. Hamby/Fausett

Consideration of Request to place Little Lending Libraries on County Government Property

Motion passed unanimously to approve the request to place Little Lending Libraries on County Government Property. Fausett/Hamby

Consideration of Request for Budget Increase for Legacy Link Local Match

Motion passed unanimously to approve the request for a budget increase for the Legacy Link Local Match. Nix/Gaines

Consideration of 2016 Board of Commissioners Expenses

Motion passed unanimously to approve the 2016 Board of Commissioners Expenses. Fausett/Hamby

Consideration of Request for New Development Authority Member Training Funds

Motion passed 3-1 to approve the request for new Development Authority Member Training Funds not to exceed \$2,600.00. Hamby/Gaines- Commissioner Nix voted against the motion

ADJOURNMENT:

APPROVE:

ATTEST:

Billy Thurmond, Chairman

Danielle Yarbrough, County Clerk

Backup material for agenda item:

1. Consideration of Treatment Services' Grant Application to the Criminal Justice Coordinating Council for FY2018 Enhancement Funding for Dawson County Treatment Court



DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Treatment Services

Work Session: March 9, 2017

Prepared By: Debbie Mott

Voting Session: March 16, 2017

Presenter: Debbie Mott

Public Hearing: Yes No

Agenda Item Title: Treatment Services' grant application to the Criminal Justice Coordinating Council for FY2018 enhancement funding for Dawson County Treatment Court

Background Information:

The Georgia Accountability Court Funding Committee was created in 2012 by the Georgia Legislature and by Governor Deal to provide courts with critical funding necessary to support the growth of accountability courts in Georgia to reduce the prison population. For Treatment Court, we've received State money for the last ten years. For FY2017, we were awarded \$137,042 for Treatment Court and \$85,012 for the HELP Program/Mental Health Court.

Current Information:

For FY2018, we are bringing the HELP Program under Treatment Court as a mental health court track and, therefore, will make one application. We are requesting \$279,514 for Treatment Court (with Drug, DUI, and Mental Health tracks) in grant funds. The 10% match requirement totals \$31,057 and will be fulfilled with current staff salaries budgeted in the General Fund. If awarded, we will use the funds to continue three Counselor positions, to attend the State conference, to employ surveillance officers for home visits and drug screen collection, drug testing and supplies, and a desktop and iPad.

Budget Information: Applicable: Not Applicable: Budgeted: Yes No

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining
250	2900		\$31,057			

Recommendation/Motion: Approval of Request

Department Head Authorization: Debbie Mott

Date: _____

Finance Dept. Authorization: Vickie Neikirk

Date: 03/01/2017

County Manager Authorization: David Headley

Date: 03/02/2017 _____

County Attorney Authorization: _____

Date: _____

Comments/Attachments:

NATHAN DEAL
GOVERNOR



JAY NEAL
EXECUTIVE DIRECTOR

At the direction of the Funding Committee under the Council of Accountability Court Judges (CACJ) the Criminal Justice Coordinating Council (CJCC) is pleased to announce that it is seeking applications for competitive funding for qualified new and existing Accountability Courts in the State of Georgia.

State of Georgia
Accountability Court Funding Program
FY'18 Solicitation Packet

Eligibility

Applicants are limited to local entities for new and existing Accountability Courts. Adult Felony Drug Court, Adult Mental Health Court, and Veterans Treatment Court submissions are limited to one application per circuit, per court type. State and Juvenile Court submissions are limited to one application per county, per court type (i.e. DUI, Family Dependency Treatment, Juvenile Drug, or Juvenile Mental Health Court).

Deadline

Applications are due by 5:00 p.m. on Friday, March 17, 2017.

Available Funding

The amount available for distribution will be determined by the legislature during the 2017 session. There is a 10% cash match requirement. Please *note: this match may likely increase every year.*

Award Period

July 1, 2017 through June 30, 2018.

Release Date: February 13, 2017

THIS GRANT IS NOT INTENDED TO FUND YOUR PROGRAM 100%.

State of Georgia
Accountability Court Funding Program
FY'18 Solicitation Packet

SECTION I: OVERVIEW AND INSTRUCTIONS

Criminal Justice Coordinating Council

The Criminal Justice Coordinating Council is designated by the Governor of Georgia as the State Administering Agency for criminal justice and victims' assistance programs. Created by the General Assembly (O.C.G.A. § 35-6A-2), the Council is comprised of twenty-four members representing various components of the criminal justice system.

Overview of the State of Georgia's Accountability Court Funding Program

The Council of Accountability Court of Judge (CACJ) was created in 2015 by the Georgia Legislature and by Governor Nathan Deal to provide courts with the critical funding necessary to support the growth of Accountability Courts in Georgia to reduce the prison population.

How to Apply

Interested applicants should review the FY'18 Solicitation Packet in its entirety, and submit the completed application, including the requested information and all required attachments, using the link on the Council's website at cjcc.georgia.gov on or before 5 p.m., March 17, 2017. **This form and provided budget detail are the only acceptable formats for submitting the narratives and budget for this funding year. Please note that the application format has changed significantly this year. It is recommended that applicants allow adequate time to complete the application. Applications must be submitted using the required format; scanned or handwritten copies of the application will not be accepted.** The CACJ will host an FY'18 instructional grant webinar on Wednesday, February, 22, 2017; interested applicants are encouraged to participate. Any application that does not adequately answer all applicable questions will be considered incomplete and will not be reviewed for funding.

Match Requirement (10 percent CASH match)

Applicants must identify the source of the 10 percent non-state portion of the total project costs and how they will use match funds. Match is restricted to the same uses of funds as allowed for the state funds. Applicants may satisfy this match requirement with cash only (no in-kind services).

Match Waiver: The CACJ may waive the match requirement upon a determination of fiscal hardship. **To be considered for a waiver of match, a letter of request signed by the Authorized Representative or Program Judge must be submitted with the grant application defining the fiscal hardship.** Fiscal hardship is defined in terms related to reductions in overall budgets, furloughing or reductions in force of staff or other similar documented actions by the local governing authority which have resulted in severe budget reductions. A match waiver request must be submitted as a separate attachment to the application and titled as the "Match Waiver."

NOTE: You do NOT need to match every item you are requesting, but must supply a 10% match in the overall budget request. The match must be from one of the allowable categories.

The formula for calculating the match is: Requested Grant Amount divided by 9 = Required Match

Example:

10 percent match requirement: for a state award amount of \$100,000, match would be calculated as follows:

$$\text{State Award}/9 = \text{Match}$$

$$\text{Ex. } \$100,000/9 = \$11,111$$

SECTION II: SOLICITATION PROCESS

Please read and understand the Certification for Accountability Court Funding attachment before completing the application. All accountability courts shall attend training and submit a proposed budget/narrative for all funds requested through this grant.

Existing Courts

Complete all sections of the application, unless noted otherwise.

Implementation Courts

Complete sections of the application to the best of your ability. The committee understands that you may not have all of the answers yet, but expects that you have thought through all of the issues related to each section of the application.

Application Review

Applications will be reviewed and assessed by the CACJ Funding Committee members and its designated representatives who will consider the following:

1. Past compliance with all financial and programmatic reporting requirements;
2. Overall quality and completeness of the application;
3. Demonstration of clear, measurable and appropriate standards;
4. Demonstration of need including geographic location, local demographics, local statistics, other financial resources, etc.;
5. Adequate correlation between the cost of the project and the objective(s) to be achieved; and
6. Sharing resources among each accountability court within the circuit is strongly encouraged. All applications within each circuit will be reviewed together.

Only complete applications received by the deadline will be reviewed. **When an application is received by the CJCC, there is no commitment on the part of the CACJ Funding Committee to fund an application or to fund it at the amount requested.** All areas of the budget are subject to review and approval. Decisions related to these budget areas are based on both eligibility and reasonableness. The CACJ Funding Committee has full discretion to determine the reasonableness of budget items based on both objective and subjective decision-making tools. See "Restrictions on Use of Funds" subsection below to determine whether budget items requested are allowable prior to submitting your budget.

Applications for funding will undergo several reviews. At any point during these reviews, a decision not to fund a project or any part thereof may be made. These decisions are within the complete discretion of the CACJ Funding Committee.

Funding Decisions

All funding decisions related to CJCC applications received in response to this solicitation are made by the CACJ Funding Committee and are based on the availability of funding. The Council will inform the applicants of funding decisions through grant awards. Applicants should not make assumptions regarding funding decisions until they have received official written notification of awards or denials signed by the CJCC Council Director.

Once an award is made, the CACJ in conjunction with CJCC, maintains discretion to determine that a grantee is not compliant with applicable policies, and upon such a determination may terminate further funding and require reimbursement of grant funds to the CACJ.

Restrictions on Use of Funds

For this grant period, grant funds will not be allowed to be used for: out of state training, any part of a salary or pay supplements for state or county paid employees, office space, utilities, furniture (existing courts only), incentives, monthly cell phone charges, case management software (including maintenance and upgrades), vehicles, weapons, office supplies (existing courts only), construction projects and grant administrative overhead.

Supplantation

Funds must be used to supplement existing funds for program activities and cannot replace or supplant funds that have been appropriated for the same purpose

Generally, supplanting occurs when a local government or program reduces local or other available funds for an activity specifically because state funds are available (or expected to be available) to fund that same activity. When supplanting is not permitted, any State grant funds may not replace any local, or other available funds that have been appropriated or allocated for the same purpose. In those instances when a question of supplanting arises, the applicant or grantee will be required to substantiate that the reduction in non-state resources occurred for reasons other than the receipt or expected receipt of state funds.

SECTION III: POST-AWARD REQUIREMENTS

Grant Acceptance

Grantees wishing to accept FY'18 funding must submit signed Acceptance Letters and Special Conditions to the CJCC Office so it is *received* no later than 5 p.m., June 30, 2017. CACJ Funding Committee will assume your court rejects its FY'18 award if these acceptance documents are not received by this submission deadline.

Special Conditions

At the time of the grant award, the CACJ Funding Committee will assign special conditions, as deemed appropriate for the program. The special conditions will outline the grantee's responsibilities, as well as state regulations that must be followed, as a condition of accepting the grant award for the approved program. The special conditions will be included in the award packet and must be reviewed, signed and returned to CJCC by 5 p.m., June 30, 2017 (see above).

One fourth of all awarded funding must be requested in that quarter's SER each reporting period. This means that the expenditure must be paid by your local funding agency and CJCC reimbursement has been requested within that reporting period. Any unused funds each quarter end will be retained by the CJCC to be managed by the CACJ.

This is a reimbursement grant. If awarded funds, your court will be required to submit check stubs and copies of invoices to CJCC for reimbursement on a quarterly basis.

Training is made available to each court that accepts grant funding. Please see www.gaaccountabilitycourts.org for the training dates and required attendees. Expenses for training will be reimbursed by the CACJ Funding Committee.

Reporting Requirements

Recipients of this FY'18 grant award will be required to complete and submit SER and a CACJ Program Report, due no later than 15 days after each quarter end. Failure to submit reports in a timely fashion could result in a 10% penalty that will be based on the initial grant award. Subgrantees are given a 10-day grace before any action is taken. *Please note that the CACJ Program Report is scheduled to be replaced with an electronic report submission generated by the state approved case management systems during FY'18.*

- *SER (Sub-grant Expenditure Requests):* Reimbursement requests for expenses incurred during the grant period on either a monthly or quarterly basis. To request reimbursement, the recipient must submit a financial report within fifteen days of the month's end date, to their designated grant specialist.

Backup material for agenda item:

2. Consideration of Georgia 400 Access Control Letter of Support



DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Public Works

Work Session: 3-9-2017

Prepared By: D. McKee

Voting Session: 3-16-2017

Presenter: David McKee

Public Hearing: Yes No

Agenda Item Title: Presentation of the Georgia 400 Access controls letter of support

Background Information:

See attached Memo

Current Information:

GDOT has requested some type of letter of support to construct the Right In Right Out Left In intersection improvements. All work will be completed by GDOT or subcontractors of GDOT and funded by GDOT. All work will also be completed 100% within existing State Right of Way

Budget Information: Applicable: Not Applicable: Budgeted: Yes No

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: Motion to approve the letter of support for the proposed intersection improvements.

Department Head Authorization: David McKee

Date: 2-28-17

Finance Dept. Authorization: Vickie Neikirk

Date: 2/28/2017

County Manager Authorization: David Headley

Date: 3/01/2017

County Attorney Authorization:

Date:

Comments/Attachments:

Letter of Support, Background Memo



DAWSON COUNTY BOARD OF COMMISSIONERS

February 28, 2017

Billy Thurmond
Chairman

Sharon Fausett
Commissioner
District One

Chris Gaines
Commissioner
District Two

Jimmy Hamby
Commissioner
District Three

Julie Hughes Nix
Commissioner
District Four

David Headley
County Manager

Danielle Yarbrough
County Clerk

Brent Cook
District Engineer District 1
2505 Athens Hwy SE, Gainesville, GA 30507

Mr. Cook

Dawson County Board of Commissioners are in support of the access controls that have been proposed at the intersections of Kilough Church road and SR 400, and the west side of the intersection of the North Georgia Premium Outlets and Home Depot/Wal-Mart intersection.

Furthermore, we understand that all of the improvements will be made within the existing Right of Way, and work will be completed and funded fully by GDOT or contractors thereof.

Dawson County understands the need is based on safety and the prior crash statistics warrant an intersection improvement.

Sincerely,

Bill Thurmond
Dawson County Board of Commissioners, Chairman



DAWSON COUNTY Public Works

MEMORANDUM

TO: BOC

CC: David Headley, County Manager

FROM: David McKee, Director of Public Works

DATE: February 28, 2017

SUBJ: SR 400 Access Controls Letter of Support (Background Information)

Engineering

Geographic
Information Systems

Roads/Bridges

Transfer Station

On or about 2007 Dawson County was approached by GDOT to control access at three crossing intersections on SR 400. Industrial Park/Beartooth and SR 400 being number one, second being the Outlet Mall/Home Depot/Wal-Mart Intersection, and the third being Kilough and SR 400. GDOT was proposing a Right In Right Out and Left In (RIROLI) controlled movement. This control was proposed based on the safety concerns and crash statistics. The proposed access control would not allow for crossing movement from one side of SR 400 to the other, nor would it allow for a left turn out of any of the intersections.

Industrial Park/Beartooth has been controlled with the RIROLI, and installed by GDOT on or around 2007.

The Home Depot side of the second intersection was also controlled as part of the development however a signal was not warranted and the RIROLI improvements were installed as part of the GDOT access approval. On the West side of SR 400 at the Outlet Mall intersection the RIROLI improvements were never installed.

The third intersection of Kilough Church road and SR 400 was proposed as well and GDOT was staged to construct the RIROLI improvements and Dawson County requested GDOT postpone the work to determine if any other alternatives were viable at this location. A traffic signal among other solutions were discussed and not warranted.

Chairman Thurmond, County Manger Headley and I met with GDOT staff Brent Cook and Scott Fredrick on January 18th of this year to discuss various GDOT funded projects. GDOT expressed at that time a concern for these intersections and requested the county to send a letter of support to complete the access controls at the two remaining intersections as originally proposed.

Since that time I have met with and discussed the proposed changes with three representatives of the Kilough Community and received only minor responses requesting a light as an alternate to the RIROLI.

All of the proposed work is to be completed and funded by GDOT, and will be completed 100% within existing GDOT Right of Way

25 Justice Way
Suite 2232
Dawsonville, GA 30534
Phone 706-344-3501
Fax 706-344-3654

Backup material for agenda item:

3. Consideration of letter to allow Board of Commissioners Chairman to request LMIG-EEE funds for road repairs



DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Public Works

Work Session: 3-9-2017

Prepared By: D. McKee

Voting Session: 3-16-2017

Presenter: David McKee

Public Hearing: Yes _____ No x

Agenda Item Title: Authorization for the Chairman to request LMIG-EEE funds for road repairs

Background Information:

During winter storms a wing wall along Dawson Forest road was eroded and the structural aspects of the wall have failed. Public Works crews have stabilized the shoulder of the road and staff has received quotes for the structural design and estimated construction cost.

Current Information:

GDOT has a Local Maintenance and Improvement Grant – Education Emergency Economic (LMIG-EEE) available for unforeseen emergency use. The GDOT Commissioner Russell McMurry has to authorize the use of the funds. Staff requests the chairman send a letter the GDOT Commissioner requesting use of the funds.

Budget Information: Applicable: _____ Not Applicable: x Budgeted: Yes _____ No x

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: Motion to approve the request for the chainman to seek LMIG-EEE funds

Department Head Authorization: David McKee

Date: 2-28-17

Finance Dept. Authorization: Vickie Neikirk

Date: 3/2/17

County Manager Authorization: David Headley

Date: 03/02/2017 _____

County Attorney Authorization: _____

Date: _____

Comments/Attachments:

Funds request letter



DAWSON COUNTY BOARD OF COMMISSIONERS

February 28, 2017

Billy Thurmond
Chairman

Sharon Fausett
Commissioner
District One

Chris Gaines
Commissioner
District Two

Jimmy Hamby
Commissioner
District Three

Julie Hughes Nix
Commissioner
District Four

David Headley
County Manager

Danielle Yarbrough
County Clerk

Russell McMurry Commissioner
Georgia Department of Transportation
One Georgia Center
600 West Peachtree Street, NW
Atlanta, Georgia 30308

Ref: LMIG-EEE Dawson Forest Road wing wall repair

Mr. McMurry,

Dawson County Board of Commissioners would like to request the use of LMIG-EEE funds for the repair of a wing wall off Dawson Forest Road. County Staff has acquired engineering quotes and prepared cost estimates for design and construction. The total estimated cost is \$180,000. A brief summary of the project scope and the conditions that lead to the failure of structure are listed below.

The failed wing wall is a portion of triple 16' concrete box structure caring Blacks Mill Creek which ultimately flows to the Etowah River. The fill above the structure is approximately 10'. Blacks Mill creek rapidly eroded the wall behind the wing making the wall structurally deficient. County Staff has shored up the wall and reestablished the shoulder of the road temporarily creating a safe condition. There are current utilities including natural gas, phone and fiber alongside the road. Dawson Forest road was rehabilitated last summer and the repair is deemed an emergency due to the nature of the failure.

The work proposed by county staff is a structurally designed soldier pile wall backfilled and tied into the existing concrete headwall. This will allow for the road to remain open during construction and minimize the potential for environmental disturbance. The wall is proposed to be installed below the creek base and realigned an additional 45 degrees to prevent the erosion from occurring in the future. The total cost for the design and construction is estimated at \$180,000.

Sincerely,

Bill Thurmond
Dawson County Board of Commissioners, Chairman

Dawson County
Government Center
25 Justice Way
Suite 2313
Dawsonville, GA 30534
Phone 706-344-3501
Fax 706-344-3889

Backup material for agenda item:

4. Consideration of Request to Utilize Cooperative Agreement for Equipment Purchase



DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Public Works

Work Session: 3-9-17

Prepared By: D. McKee

Voting Session: 3-16-17

Presenter: David McKee

Public Hearing: Yes _____ No x

Agenda Item Title: Authorization to utilize cooperative agreement to purchase Equipment

Background Information:

With the adoption of the new purchasing policy staff has the ability to utilize cooperative agreements to purchase items if the product is acceptable within budget restraints. Public works is requesting to purchase two pieces of equipment (side arm mower, and a utility tractor mower) utilizing Ga State Contract. The new policy states that budgeted items are to be placed on a consent agent at a voting session.

Current Information:

As the first purchase utilizing a cooperative agreement, the decision was made to present the item at a work session to allow for discuss regarding the process. The equipment to be purchased will be replacing two Kubota tractors, and a John Deer side arm mower. The total cost for the two tractors is \$210,000 and will be purchased with SPLOST VI proceeds.

Budget Information: Applicable: x Not Applicable: _____ Budgeted: Yes x No _____

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: Motion to allow staff to proceed utilizing State contract to purchase listed equipment at the price quoted.

Department Head Authorization: David McKee

Date: 3-1-17

Finance Dept. Authorization: Vickie Neikirk

Date: 3/2/17

County Manager Authorization: David Headley

Date: 3/2/17_____

County Attorney Authorization: _____

Date: _____

Comments/Attachments:

Backup material for agenda item:

5. Consideration of Intergovernmental Agreement with City of Dawsonville for 2017 Election(s)



DAWSON COUNTY BOARD OF COMMISSIONERS AGENDA FORM

Department: Board of Elections & Registration

Work Session: 3/9/17

Prepared By: Glenda Ferguson

Voting Session: 3/16/17

Presenter: Lynn Frey

Public Hearing: Yes No

Agenda Item Title: IGA with City of Dawsonville for 2017 Election(s)

Background Information:

Agreement was made beginning 2007 to contract with the City of Dawsonville to enter into Intergovernmental Agreement annually with the County Board of Elections to organize and implement all municipal elections, according to the statutes of the Georgia Election Code. IGA's have been drafted and approved each odd year, and any even year special election, that would be held in conjunction with a county election since then.

Current Information:

Current year 2017 IGA is comparable to 2015. The Board of Elections & Voter Registration approved at our 1/18/17 regularly scheduled meeting. The City of Dawsonville has voted and approved at their 2/6/17 meeting.

Budget Information: Applicable: Not Applicable: Budgeted: Yes No

Fund	Dept.	Acct No.	Budget	Balance	Requested	Remaining

Recommendation/Motion: _____

Department Head Authorization: _____

Date: _____

Finance Dept. Authorization: Vickie Neikirk

Date: 3/2/17

County Manager Authorization: David Headley

Date: 3/2/17

County Attorney Authorization: _____

Date: _____

Comments/Attachments:

3 original Intergovernmental Agreements to be signed by Commission Chair; 1 each goes to the County, the City of Dawsonville and the Board of Elections respectively.

STATE OF GEORGIA
COUNTY OF DAWSON

**INTERGOVERNMENTAL AGREEMENT BETWEEN DAWSON COUNTY AND THE
CITY OF DAWSONVILLE RELATING TO THE 2017 MUNICIPAL ELECTIONS IN THE
CITY OF DAWSONVILLE**

THIS INTERGOVERNMENTAL AGREEMENT, made and entered into this _____ day of _____, 2017, by and between **DAWSON COUNTY**, a county government authorized by the laws of the State of Georgia (hereinafter referred to as the "County"), and the **CITY OF DAWSONVILLE**, a municipal corporation authorized by the laws of the State of Georgia (hereinafter referred to as the "City") relating to municipal elections for the City;

WITNESSETH:

WHEREAS, the County by and through its Board of Elections and Registration conducts all county-wide and/or state-wide elections within Dawson County; and

WHEREAS, the County Board of Elections and Registration has previously assisted the City with the conduct of the City elections; and

WHEREAS, the City has requested and the County has agreed to allow its Board of Elections to conduct on behalf of the City any city elections called for in the year 2017;

NOW, THEREFORE, for and in consideration of the mutual covenants set forth herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is agreed as follows:

1.

With respect to the general municipal election and any specially called municipal election to be held in 2017, the Board of Elections shall conduct all such elections for the City at the Offices of the Board of Elections or such other precinct locations as determined by the Board.

2.

The Board of Elections shall perform all duties as set forth and labeled as "County" in Exhibit A attached hereto and incorporated herein by reference. The City shall perform all duties as set forth and labeled as "City" in Exhibit A attached hereto and incorporated herein by reference.

3.

The City shall reimburse the County for the expense incurred by the Board of Elections associated with the general and any special election. Such expenses shall be submitted to the City within sixty (60) days of the conclusion of each election covered by this agreement, and such expenses shall be paid by the City within thirty (30) days of the date of such invoice.

4.

As a part of the duties of the Board of Elections, it shall perform all duties as superintendent of elections for the City during the term of this agreement; provided, however, that the Board of Elections shall have no responsibility hereunder with respect to the matters specifically reserved to the City in Exhibit A.

5.

This Contract may be terminated by either party by giving notice to the other party, in writing, of its intent to terminate this Contract no fewer than one hundred twenty (120) days prior to the effective date of such termination. In the event of termination, any funds due to the County by the City for work performed by the Board of Elections through the date of termination shall be paid by the City no later than thirty (30) days following the date of termination of the Contract.

6.

In all events, all elections conducted for the City by the Board of Elections shall be conducted in accordance with the provisions of Title 1 and Title 21 of the Official Code of Georgia Annotated and all other applicable laws.

IN WITNESS WHEREOF, the parties hereto have executed this instrument to be effective as of the day and year first written above.

DAWSON COUNTY

BY: _____
BILLY THURMOND, CHAIRMAN

ATTEST:

COUNTY CLERK



CITY OF DAWSONVILLE

BY: W. James Grogan
W. JAMES GROGAN, MAYOR

ATTEST:

Bonnie Jarne
CITY CLERK

Approved:

**DAWSON COUNTY BOARD OF ELECTIONS
AND REGISTRATION**

BY: Glenda Ferguson
GLENDA FERGUSON, CHAIRPERSON

ATTEST:

Rachelle Thurmond
ASSISTANT TO BOARD OF ELECTIONS

MUNICIPAL ELECTION STRUCTURE

PERSONNEL	AFFILIATION	DUTIES
CITY/COUNTY:	City	Advertise Call for Election w/Qualifying (city prefers 2 weeks)
CITY ATTORNEY:	City	DOJ approval for Special Election) *if applicable
COUNTY ELECTION SUPERINTENDENT:	County	Candidate Qualification (fees made payable to City) (Qualifying times: Special called 3 days – General 4 days)
	County	Inventory Absentee/Election Supplies
COUNTY ELECTION SUPERINTENDENT:	County/KSU	Design Ballot
	KSU	Create Ballot Database – TS/OS
	ES&S	Print OS Ballots: Absentee/Provisional/Challenged
COUNTY TECHNICAL CUSTODIAN:	County	Global Elections Management System (GEMS): Upload Database & Memory Cards
		Voting Equipment: Logic & Accuracy Procedure (L&A)
COUNTY ELECTION SUPERINTENDENT	County	Publish Sample Ballot
COUNTY ELECTION SUPERINTENDENT	County	Order Municipal Electors List
COUNTY ELECTION SUPERINTENDENT	County	Publish Notice of Election
ADVANCE VOTING PRECINCT BOARD (3) :	County	OS Absentee Mail-in NO ID / NO Reason required
		TS Advance Voting PHOTO ID / NO Reason required
ELECTION DAY PRECINCT BOARD (3):	County	County – Chief Manager
		County – Assistant Managers (2)
ABSENTEE BALLOT TABULATION BOARD (3) :	County	County – Chief Manager
		County – Assistant Managers (2)
COUNTY TECHNICAL CUSTODIAN	County	Global Elections Management System (GEMS): Download Election Results
PROVISIONAL BALLOT PROCESSING (if applicable)	County	Verify eligibility; process and count- include w/certification
COUNTY ELECTION SUPERINTENDENT / BOER	County	Election Consolidation / Certification

Backup material for agenda item:

6. Consideration of Intergovernmental Agreement with Etowah Water and Sewer Authority regarding Taffer Road Gravity Sewer Line

**INTERGOVERNMENTAL AGREEMENT BETWEEN ETOWAH
WATER AND SEWER AUTHORITY AND DAWSON COUNTY,
GEORGIA CONCERNING OWNERSHIP, OPERATION AND
MAINTENANCE OF SEWER INFRASTRUCTURE**

WHEREAS, Etowah Water and Sewer Authority (hereinafter “the Authority”), an authority and political subdivision of the State of Georgia and Dawson County, Georgia (hereinafter “the County”), a political subdivision of the State of Georgia, (hereinafter sometimes referred to collectively as “the Parties”) entered into a certain Intergovernmental Contract on June 1, 2002 (the “2002 Contract”) for the construction and financing of, *inter alia*, the Taffer Road Interceptor Sanitary Sewer (comprised of +/- 20,000 linear feet of gravity sewer along Georgia 400 and also known as the “Taffer Creek Gravity Sewer”) with the proceeds of the Authority’s Revenue Bonds, Series 2002, in the aggregate principal amount of \$8.595 million; and

WHEREAS, the 2002 Contract provided that “[a]ll water and sewerage facilities financed with the proceeds of [the Authority’s revenue bonds], any water and sewerage facilities purchased with revenues of the [Authority’s water and sewerage system (the “System”)] (including future extensions and improvements to the System) shall be held in the name of the Authority”; and

WHEREAS, on August 14, 2006, the Parties entered into an Intergovernmental Contract (“2006 Contract”) whereby the Authority agreed to

lease the Taffer Road Interceptor Sanitary Sewer to the County for a period of fifty (50) years for the purpose of enabling the County to use proceeds from the special purpose local option sales tax to make the 2002 Contract payments; and

WHEREAS, on May 1, 2012, the Parties entered into an Intergovernmental Contract (the “2012 Contract”) providing for the refunding of a portion of the 2002 Bonds, a reduction in interest rate on the remaining 2002 Series Bonds and a corresponding reduction in the County’s obligations under the 2002 Contract; and

WHEREAS, under the terms of the 2012 Contract, the Authority was required to convey the Taffer Road Interceptor Sanitary Sewer gravity line, via limited warranty deed, to the County upon payment of the bonds at maturity in 2027 or any earlier date upon prepayment by the County to enable the County to use proceeds from a special purpose local option sales tax to make the 2012 Contract payments; and

WHEREAS, the 2006 Contract and the 2012 Contract documents are silent as to continuing maintenance, repair and operation obligations for the Taffer Road Interceptor Sanitary Sewer gravity line during the term of the 2006 Contract and after the 2012 Contract terminates (i.e., when the Series 2012 Bonds are paid); and

WHEREAS, the County received insufficient sales tax proceeds to pay the cost of the Taffer Road Interceptor Sanitary Sewer gravity line, and such project is

not included as a project within SPLOST VI, which the voters approved in 2015;
and

WHEREAS, the Taffer Road Interceptor Sanitary Sewer gravity line is an important component of the Authority's System and the Parties recognize the importance of delineating the rights and obligations for operation, maintenance, repair and ownership of this System component;

WHEREAS, the County and its residents would benefit from the unified operation, repair and maintenance of the sewer infrastructure; and

NOW THEREFORE, in consideration of the foregoing, respective representations and contracts between Parties, the Parties hereto agree that:

1. The intent of the Parties is now, and has been since the 2002 Bonds were issued, that the (a) Authority would own, maintain, repair and operate the Taffer Road Interceptor Sanitary Sewer gravity line until the Series 2002 Bonds and Series 2012 Bonds are paid; and (b) County's lease and acquisition of those facilities was done solely for the purpose of enabling the County to use proceeds from a special purpose local option sales tax to make payments under the 2002 Contract and the 2012 Contract.

2. The County agrees to quit claim all right, title and interest it may have in the Taffer Road Interceptor Sanitary Sewer gravity line upon the maturity or pre-payment of the Series 2012 Bond.
3. The County further agrees to execute a quit claim deed within ten (10) business days of the final execution of this Agreement to the Authority for the Taffer Road Interceptor Sanitary Sewer gravity line.
4. The Authority agrees to hold the executed quit claim deed referenced in #3 above in escrow and not record said deed until such time as the Series 2012 Bonds are paid in full or until such time as the 2006 Lease Agreement expires in June of 2052, whichever occurs first.
5. If the County defaults on its payment obligations under the 2012 Contract, the Parties agree that the Authority may record the quit claim deed immediately.
6. The Authority has the sole obligation and right to own, operate and maintain the Taffer Road Interceptor Sanitary Sewer gravity line pursuant to the various contracts and representations between the Parties and that obligation and right will continue after prepayment or maturity of the Series 2012 Bonds.
7. Except where otherwise stated above, this Agreement supersedes the 2012 Contract and the 2006 Contract as it relates to ownership, operation

and maintenance of the Taffer Road Interceptor Sanitary Sewer gravity
line.

{SIGNATURES ON FOLLOWING PAGE}

THIS ____ day of _____, 2017.

ATTEST:

Secretary, Etowah Water and Sewer
Authority

JIM KING, Chairman
Etowah Water and Sewer
Authority

DANIELLE YARNROUGH, Clerk

BILLY THURMOND,
Chairman

Dawson County Board of
Commissioners

Dawson County Board of
Commissioners

Backup material for agenda item:

7. Consideration of resolution opposing City of Dawsonville's acquisition of airport

DRAFT

**RESOLUTION OF DAWSON COUNTY BOARD OF COMMISSIONERS
CONCERNING CITY ACQUISITION OF AIRPORT**

WHEREAS, the Board of Commissioners of Dawson County has learned that the City of Dawsonville has recently decided to purchase the existing airport located within Dawson County; and

WHEREAS, many Dawson County citizens have expressed their opposition to the City acquisition of the airport for a variety of reasons; and

WHEREAS, the governing authority of the City of Dawsonville is the entity with discretion as to whether or not to purchase the said airport and thus is the government which determined to do so; and

WHEREAS, the Dawson County Board of Commissioners has not been asked to and does not approve the acquisition of the airport, is not a party to the transaction and is not contributing County funds.

NOW, THEREFORE, the Board of Commissioners of Dawson County does hereby respectfully urge the governing authority of the City of Dawsonville to take into consideration the opposition of Dawson County citizens to the acquisition in the future actions of the City with respect to the airport and City involvement in the airport project. The Board of Commissioners authorizes the Chairman to sign this Resolution and to cause a copy of it to be delivered to the governing authority of the City of Dawsonville.

SO RESOLVED this ___ Day of March, 2017.

**DAWSON COUNTY BOARD
OF COMMISSIONERS**

ATTEST:

By: _____

Billy Thurmond, Chairman

By: _____

Danielle Yarbrough, County Clerk

Vote: Yes ____

No ____

Backup material for agenda item:

8. Consideration of resolution concerning City of Dawsonville's consideration of noise and light limitations on operations of Atlanta Motor Sports Park

DRAFT

**RESOLUTION OF DAWSON COUNTY BOARD OF COMMISSIONERS
CONCERNING CITY CONSIDERATION OF NOISE AND LIGHT LIMITATIONS ON
OPERATIONS OF ATLANTA MOTORSPORTS PARK**

WHEREAS, the Board of Commissioners of Dawson County understands that Atlanta Motorsports Park (hereinafter “AMP”) has requested a relaxation of certain limitations in effect at AMP concerning noise and light produced by operations on the AMP; and

WHEREAS, many Dawson County citizens have expressed their opposition to the possibility of relaxation of the noise and light restrictions; and

WHEREAS, the governing authority of the City of Dawsonville through its Planning Commission is the entity with jurisdiction to decide whether or not to approve the request made by AMP; and

WHEREAS, the Dawson County Board of Commissioners does not have jurisdiction over the proposed relaxation, has not been asked to approve it, and does not approve the relaxation of said standards.

NOW, THEREFORE, the Board of Commissioners of Dawson County does respectfully urge the City of Dawsonville Planning Commission and the governing authority of the City of Dawsonville to take into consideration the opposition of Dawson County citizens and the effect such relaxation of standards would have on Dawson County citizens having property near the AMP site. The Dawson County Board of Commissioners authorizes the Chairman to sign this Resolution and to cause delivery of a copy of it to the governing authority of the City of Dawsonville.

SO RESOLVED, this ____ day of March, 2017.

**DAWSON COUNTY BOARD
OF COMMISSIONERS**

ATTEST:

By: _____

Billy Thurmond, Chairman

By: _____

Danielle Yarbrough, County Clerk

Vote: Yes ___ No ___