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DADE COUNTY COMMISSION
REGULAR MEETING
MAY 1, 2008

1 MR. BRANDON: Okay. I want to call the
2 meeting to order. If we could get everyone to take
3 their seats, please, and hold the discussion down.

4 Before we start, I want to ask our
5 default chaplain, Mr. Deffenbaugh, if he will lead
6 us in prayer and Pledge of Allegiance, please.

7 (Thereupon, the invocation and
8 Pledge of Allegiance were given.)

9 MR. BRANDON: This is the regularly
10 scheduled meeting of the Dade County Commission that
11 takes place at the same time on the first Thursday
12 of every month. Proper notice of this meeting was
13 given to the legal organ of Dade County and has been
14 posted in the hallway of the Administration
15 Building. I'll call the roll and have it recorded
16 by the clerk in a minute. In the meantime, Erin
17 can, I'm sure, get it. Mr. Lowery?

18 MR. LOWERY: Here.

19 MR. BRANDON: Ms. Moore?

20 MS. MOORE: Here.

21 MR. BRANDON: Mr. Pittman?

22 MR. PITTMAN: Here.

23 MR. BRANDON: Mr. Young?

24 MR. YOUNG: Here.

25 MR. BRANDON: The chair is present. We

1 have a forum and, therefore, a legal meeting.

2 The reading of the minutes of the
3 April 2008 regular meeting will not be required
4 since all Commissioners have been furnished copies
5 in advance. The minutes are public record and
6 available for review in the county manager's office.
7 The minutes are included in the consent agenda along
8 with a number of other projects which the clerk will
9 read to us in just a moment.

10 The problem we're having today is today
11 being the first day of the month, all our financial
12 reports are just hot off the press literally in the
13 last five minutes and Don is trying to get those
14 handed out. So at this time, I'll ask the clerk to
15 read the other items on the consent agenda.

16 MR. TOWNSEND: Okay. We've got the
17 approval of previous meeting minutes, approval of
18 board appointments. That was the new county
19 employees and transfers inside county government,
20 public library board, appointment of two
21 appointments and they were Gracie Davidson and
22 Charles Morgan. We have approval of invoices,
23 approval of new court facility work authorization to
24 Arcadis, Natural Resource Conservation Services
25 amendment, approval of the Cooperative Agreement

1 Amendment as well as the approval of Memorandum
2 Agreement and pest control services for a low bid of
3 \$2,880 to Cook's Pest Control. That's what I've
4 got.

5 MR. BRANDON: Those are the items on
6 the consent agenda along with the minutes of the
7 last meeting. The approval of the consent agenda
8 requires a vote. Do I have a motion that we approve
9 the consent agenda?

10 MS. MOORE: Was there one item left off
11 there to do the study?

12 MR. TOWNSEND: I wasn't sure if you
13 wanted it on the consent agenda or if that was just
14 instructions to do --

15 MR. BRANDON: It was just instructions.
16 It doesn't require --

17 MS. MOORE: Just make sure it's on
18 there.

19 MR. TOWNSEND: Right.

20 MR. BRANDON: Do I have a motion we
21 approve the consent agenda?

22 MR. LOWERY: I make a motion we approve
23 the consent agenda.

24 MR. BRANDON: I have a motion. Is
25 there a second?

1 MR. PITTMAN: I'll second.

2 MR. BRANDON: I have a motion and a
3 second. I'll call the roll. Mr. Lowery?

4 MR. LOWERY: Yes.

5 MR. BRANDON: Mr. Pittman?

6 MR. PITTMAN: Yes.

7 MR. BRANDON: Mr. Young?

8 MR. YOUNG: Yes.

9 MR. BRANDON: Ms. Moore?

10 MS. MOORE: Yes.

11 MR. BRANDON: Moving on into the
12 meeting, we've had a request from the Commissioners
13 that they be allowed, if they have something they
14 want to say, to give their own district update. At
15 this time, I will ask if anyone has anything they
16 want to say.

17 MR. LOWERY: I'll ask that we do that
18 in order.

19 MR. BRANDON: Pardon me?

20 MR. LOWERY: I'll ask that we follow
21 the agenda and do it in the order we've got it on
22 there.

23 MR. BRANDON: It's the chair's
24 prerogative to take them in whatever order, so I
25 will ask if there's anyone who has a district

1 commissioner report.

2 MR. LOWERY: Isn't it in Robert's Rules
3 of Order that say to stick to the agenda?

4 MR. YOUNG: It's the order of the day.

5 MR. BRANDON: Is there a problem
6 with --

7 MR. LOWERY: Yeah. Because I want to
8 know what you're going to say. That will determine
9 what response I have.

10 MR. BRANDON: I don't have an update,
11 Lamar.

12 MR. LOWERY: Okay. If you don't have
13 one, I don't have one. We've started mowing around
14 the roads this month, so that's good.

15 MR. PITTMAN: I have something to ask
16 Ben. I've had a lot of calls and since I've been a
17 Commissioner, the people that are building the
18 subdivisions -- and I'm sure it's all over Dade
19 County, but I get it on Sand Mountain.

20 MR. BRANDON: Now, wait a minute. Is
21 this your district update?

22 MR. PITTMAN: Yeah. I'm asking which
23 direction we should go.

24 MR. BRANDON: Okay.

25 MR. PITTMAN: Robin can probably help

1 me out. People are moving into these communities
2 and subdivisions and they're being promised once
3 they get five or six houses, the County is going to
4 take them over and they call us. They call Don and
5 that's just not the way it works. You have to have
6 your road up to county specs. I mean, it's a bad
7 thing to tell a man that's just bought a \$200,000
8 house on a dirt road and the developer has promised
9 him the County is going to pave it in the next six
10 months, but, no, we're not going to pave it. You
11 and your neighbors are going to have to pay to have
12 it paved.

13 Robin, what I need to ask you is if
14 there's any way we can make an ordinance or a
15 resolution that these developers are forced to in
16 their contract put down the truth about this instead
17 of just promising empty promises to homeowners.

18 MR. ROGERS: I will look to see if
19 there's some way to do that. I'm a little bit -- we
20 would not want to require an element in a contract.
21 We could require some sort of disclosure, I suppose,
22 but primarily the landowner or the home buyer would
23 have a cause or claim against the contractor that
24 has told them that rather than the County, but I
25 think you're asking some sort of requirement to --

1 MR. PITTMAN: Some kind of legal
2 requirement.

3 MR. BRANDON: The legal phrase for this
4 is called caveat emptor or buyer beware that if you
5 buy a \$200,000 house on a dirt road, you might want
6 to get some guarantee that the road is going to be
7 paved before you close on it. I would think that
8 the bank would want to have that kind of guarantee.
9 I don't -- if you're going to allow builders to work
10 in a free market environment, you know, if they want
11 to build -- what if they want the whole subdivision
12 to be on dirt roads?

13 MR. PITTMAN: The whole subdivisions
14 are on dirt roads.

15 MR. BRANDON: I understand. But that's
16 their responsibility and not the County's. I mean,
17 they can build any kind of subdivision they want and
18 I understand some --

19 MR. PITTMAN: And I don't have a
20 problem with that, but they're promising these
21 homeowners that once they get so many residents,
22 we're going to pave the roads.

23 MR. YOUNG: There is something in our
24 road ordinance that says a builder can be held
25 liable for doing promises of that. I think it says

1 to the furthest extent of the law.

2 MR. PITTMAN: But are they held liable
3 to the verbal agreement or do we need them to have a
4 written agreement between a homeowner and a
5 developer?

6 MR. BRANDON: That's between the
7 homeowner and the developer.

8 MR. PITTMAN: I'm sure you've heard the
9 same complaints.

10 MR. BRANDON: I have. I had a man come
11 in a couple of weeks ago and wanted us to build a
12 bridge across the creek because he had built a house
13 on the other side of a creek and I said, I'm sorry,
14 you know. He was disappointed as well.

15 MR. PITTMAN: That's a little different
16 situation. Somebody has promised them we're going
17 to pave the road and I have to be the one to say,
18 no, we're not going to pave it. I would just like
19 something. I know we've got a packet that Don has
20 gave to a couple of people that tells them what our
21 requirements are to update the road or take over the
22 roads.

23 MR. ROGERS: Well, a couple of things
24 we could do, one, look at the ordinance and if there
25 is a provision in there that is possible that our

1 code enforcement officer might take some action with
2 respect to that. The other thing we might want to
3 do is look at the notice that we give to people when
4 they come in to apply for the electrical inspection
5 and so forth and maybe look at putting some sort
6 of --

7 MR. BRANDON: A lot of times if the
8 builder is building the house, it's not going to do
9 any good to give it to him because he's the one that
10 is also responsible for maintaining the road. But I
11 can't see how we could pass a law that would be
12 binding between the contractor and the homeowner
13 without -- can you do that?

14 MR. ROGERS: Well --

15 MR. BRANDON: I wouldn't vote for that,
16 but could you do it if you wanted to?

17 MR. ROGERS: Well, I think that what
18 David is suggesting -- I need to take a look at the
19 ordinance to see what provision is there to see if
20 there's something in there that's binding the
21 builder. I mean, I don't think we could get in the
22 middle of a contract between the builder and the
23 homeowners, but to see if perhaps there's something
24 we could do to deal specifically and directly with
25 the builder himself.

1 MR. PITTMAN: I'm not necessarily
2 implying that we need to take one person's side or
3 the other. I just think that people should be made
4 aware and if -- it's the same contractors over and
5 over. It's not seven or eight people I'm getting
6 complaints on. It's one or two guys that have
7 repeatedly told homeowners, yeah, your road will be
8 paved by the County.

9 MR. BRANDON: Well, I think more than
10 anything, just having everybody hear that that's not
11 the case. I believe sooner or later the word is
12 going to get around. It will be in the media and,
13 of course, that is not the case, but we had a
14 perfect example of that the last meeting where we
15 denied -- where we declined to accept a couple of
16 roads because they weren't to the county's
17 specifications and I understand it creates a
18 hardship on the developer at that point, but we have
19 to have rules.

20 MR. PITTMAN: We had two ladies come
21 down and get the list of all the requirements to
22 meet the county specs, went back and talked to all
23 their neighbors and this guy -- they were the ones
24 that told them to come, live right next door to them
25 and it's the same person that keeps telling them

1 over and over we're going to pave your road, the
2 County will pave your road, call down at the
3 Commission and they'll do it.

4 MR. YOUNG: They will be required to
5 have a contractor's license here July 1st and so
6 they can probably report them to the contractor's
7 board.

8 MR. PITTMAN: I would just like you to
9 look at it, Robin.

10 MR. BRANDON: Any more district
11 updates?

12 MS. MOORE: Well, I'll update. I would
13 just like to commend our road department and Billy
14 Massengale for the job that they're doing in keeping
15 our ditches cleaned out and tree limbs back and
16 going out and patching our roads like they are and I
17 think they're to be commended for what they are
18 doing. And also to report that we had received word
19 that McKaig Loop Road in New Salem is approved for
20 LARP funding for paving.

21 MR. BRANDON: Is that it?

22 MS. MOORE: That's it.

23 MR. BRANDON: Good. Thank you. Moving
24 on to appearances, we have Mayor Anthony Emanuel
25 with the City of Trenton. I'll ask him to come

1 forward at this time.

2 MR. EMANUEL: Hello. That's better.
3 Y'all are alive tonight. I guess you get alive when
4 you talk about roads. It is my privilege and also
5 my pleasure to present to you the following
6 information regarding the City of Trenton and its
7 2008 calendar year-to-date performance through April
8 of this year.

9 Financially, the City is sound. We
10 have collected 1,036,000 in revenue and we've only
11 expended 850,000, which yields a net income of
12 186,000. The real good news is that 50,000 has been
13 placed aside in a contingency fund.

14 As you know in Trenton, we talk about
15 the quality of life. That's our theme. It is your
16 city for family living and the quality of life is
17 invested through the Downtown Development Authority.
18 One of the events that just concluded was Family
19 Fest 2008. It was a tremendous success. We had
20 more participation and more attendance than any
21 Family Fest held to date.

22 It all began with the world's foremost
23 John Wayne impersonator, John Wain, spelled W-A-I-N,
24 and it began fittingly at the Dade County Chamber of
25 Commerce annual banquet that was held at the Rising

1 Fawn Community Center. The festival included an all
2 cowboy parade and Saturday's festivities went all
3 day and concluded with a concert by the Dismembered
4 Tennesseans. Sunday appropriately was a day of
5 gospel music and included a celebrity softball game
6 that I understand is still being argued about and
7 I'm sure there are a few celebrities who are still
8 walking around with sore muscles as well.

9 The Promotion Committee, which all of
10 those events come under, is chaired by Rex Harrison.
11 I need to stop a moment and commend Rex and Janice
12 Ward. When you have something as big and as
13 integrated as Family Fest, you would automatically
14 assume if you were not involved, that there must be
15 an army of volunteers. Well, there are volunteers
16 and we commend them for being committed to quality
17 of life within the City of Trenton, but it
18 ultimately comes down to who is going to make the
19 day-by-day decision and who's going to make sure
20 that things go off the way they do and that's Rex
21 Harrison and Janice Ward and every citizen of the
22 City of Trenton and every citizen of Dade County who
23 chose to participate in Family Fest needs to know
24 that and commend them.

25 MR. LOWERY: Let's give them a hand.

1 MR. EMANUEL: The Design Committee,
2 which is chaired by Bob Dombrowski, phase one of
3 Town Creek continues to evolve. The reflection
4 garden section of the trail, if you've not had a
5 chance to reflect and sit and reflect, you need to
6 take advantage of that. It's quite reflecting.

7 Streetscape, the hard work by the City
8 of Trenton, its Downtown Development Authority and
9 Better Hometown manager, Peter Cervelli, who is not
10 here this evening, the Dade County Commissioners,
11 public and private business owners, Senator Jeff
12 Mullis and Representative Martin Scott resulted in
13 the awarding of the City of Trenton a quarter of a
14 million dollars to be used for phase one of the
15 City's streetscape project.

16 That project is not in jeopardy,
17 regardless of what you read about the recent cupid
18 scenario that has unfolded in Atlanta and within the
19 Georgia Department of Transportation. Streetscape
20 is a multi-year project. It will go on for the next
21 six to eight years, but it will further improve the
22 look and accessibility of the U.S. Highway 11 or
23 what we affectionately refer to as Main Street in
24 downtown Trenton.

25 Economic restructuring chaired by Alan

1 Ward, they continue to hold meetings with the U.S.
2 Department of Agriculture Housing Division to
3 discuss senior citizen housing within the city.
4 They are targeting businesses to add appropriate
5 diversity to downtown Trenton.

6 The Organization Committee, which is
7 chaired by Janet York, seeks to develop nontax
8 revenue sources for the City and they also have the
9 responsibility of maintaining the DDA web site. The
10 Downtown Development Authority meetings are held the
11 third Monday of each month. You need to join them.
12 It is after all your city.

13 I beg the County Commissioners for a
14 point of privilege. This is the last time I will
15 speak to this group as mayor of the City of Trenton.
16 The City of Trenton is blessed with a staff of good
17 people. From the administrative office down through
18 the police department, the parks and recreation,
19 wastewater, they're all good people. It's been my
20 privilege. It's been my honor to work with them. I
21 thank them and I thank you. Thank you.

22 MR. BRANDON: Next up we have
23 Ms. Debbie Tinker from the Chamber of Commerce.

24 MS. TINKER: Good evening. Thank you
25 for your time. Copies of my report for the Chamber,

1 the first quarter, are in the back. I think quite a
2 few of you have picked it up thinking it was the
3 agenda and also there is an invitation from the
4 Junior Chamber back there.

5 I won't hold you long, but I do want to
6 make a couple of announcements that are very
7 important to the Chamber. We recently had our
8 Chamber banquet to honor quite a few of our citizens
9 that have made an impression on all of our lives in
10 Dade County. Terry Pettus' State Farm Insurance
11 received the small business award this year for his
12 work to help promote economic development in Dade
13 County. He is also a very active member of the
14 community and his work in the community has touched
15 many of our children's lives.

16 Burrell Hill, this year's recipient of
17 the Bill O'Neal Leadership Award, has had a lifetime
18 of giving and leading in our community. He started
19 working with the Chamber when he retired in 1999 and
20 served as the Chamber president in 2005.

21 During her wait for a heart transplant,
22 a young lady in our community asked if she might
23 volunteer and help others with Dade First. She was
24 assigned the task of updating the Dade County
25 resource directory. Our citizen of the year was

1 Kerri Armstrong.

2 The educator of the year award went to
3 a very dedicated teacher at Dade County High School,
4 Bill Emmett. Mr. Emmett has been chosen by his
5 students as the star teacher at least ten times.
6 The Junior Chamber chose Jimmy Bradford to receive
7 their movers and shakers award. This is the
8 influence by example award given each year to an
9 adult that they feel like has really made an
10 impression on their lives and they would like to
11 grow up and be like them, is a very good example to
12 them. Jimmy has worked with the Cystic Fibrosis
13 fundraising for 14 years. She now heads that up in
14 Dade County. She has also spent many years with the
15 4H program in Dade County.

16 Now to another topic. In the back
17 you'll find an invitation from our Junior Chamber.
18 To encourage their graduating class to exercise
19 their right to vote, the Junior Chamber of Commerce
20 will be wrapping up their year hosting a town hall
21 meeting for a debate of the candidates qualified for
22 the position of sheriff. The Junior Chamber made
23 the selection for what race they felt affected the
24 students most. They're organizing the event, will
25 select the issues to be discussed and will serve as

1 the moderators. The public is invited to attend the
2 debate on Monday, May 12th at 7:00 p.m. here in
3 the Commission public meeting room. Thank you for
4 your time. And please come out and support these
5 young people.

6 MR. BRANDON: Thank you. Next on the
7 agenda, we have our fiscal matters and I will -- hot
8 off the press.

9 MR. TOWNSEND: These are hot off the
10 press. It being May 1st, the banks closed their
11 books out last night, so we've been working on it
12 all day long. I've already found some errors. Fund
13 balances as of April 30th: Drug education fund,
14 \$83,099; federal asset fund, 10,872; special
15 sheriff's fund, 48,487; jail fund, 12,783; juvenile
16 services fund, 12,314; victim assistance fund,
17 3,535; payroll account, 71,639; general fund,
18 655,708. Principal and interest account,
19 \$1,200,057. Principal and interest CDs, 450,000;
20 P&I debt service account, 17,870 for a total of
21 principal and interest fund balance of 1,667,927.
22 Capital bond fund, 633,671. It says capital bond
23 CDs is zero. That's just because the spreadsheet
24 was off and I just caught that a minute ago. There
25 are \$200,000 in capital bond CDs for a total of

1 \$833,671.

2 You see at the bottom there, the fire
3 departments have all now depleted their
4 expenditures. South Dade was the last to use their
5 funds and they have now paid everybody else. That's
6 good.

7 Next page, page two is a listing of the
8 certificate of deposits on hand, specifically
9 dealing with S.P.L.O.S.T CDs. As they have been
10 maturing, we have been placing those back into the
11 primary checking accounts and so there have been no
12 renewals. That's why these numbers continually
13 shrink. That's the goal there is hopefully use up
14 the money as soon as we possibly can on these
15 pending projects. The next page is just the renewed
16 and redeemed certificates of deposit history.

17 If you'll flip over to page five, as we
18 like to call it, the Scotty Pittman edition. Scotty
19 likes one page. The Dade County income statement.
20 There's a few numbers that I've found some
21 mathematical errors, but overall we have attained
22 revenues at 39.24 percent for the year. Expenses
23 attained thus far have been 31.16. With four months
24 expired on us as of April 30th, that's
25 33.33 percent of the year, so we're still doing

1 fairly well. Revenues are not as high as they were
2 last year and expenses are under control. So I feel
3 fairly confident we're doing okay in the current
4 economy that we're in. Revenues less expenses for
5 April, if you compare those numbers, we are
6 outspending ourselves, so that's why our general
7 fund every month goes down about \$200,000 and you
8 saw the front page there, our general fund balance
9 is 655,000. So if we continue at that rate, that's
10 about three months, three more months, we're going
11 to be needing some tax anticipation loan or
12 something. That's just something to be thinking
13 about.

14 The way -- you know, there's some
15 revenues at the top that's just not coming in as
16 expected. If you want to get specific, mostly it's
17 the local option sales tax. It has been down this
18 year. It continues down from what was projected and
19 basically that is the one penny that we use to
20 reduce property taxes in Dade County. Those moneys
21 just have not come in like we anticipated.

22 MR. BRANDON: Don, I'm looking at this
23 and I -- where on there is the loss in the revenue?

24 MR. TOWNSEND: Well, the loss, actually
25 you have to go to the other page that I've handed

1 you, this variance report. The loss would be
2 located in the government financial administration
3 and that's why we've consistently been short in
4 revenues. This month was 33,582 and if you look at
5 this variance report, you'll see the -- the local
6 option sales tax for the month of April, we
7 collected 147,214. Projected though was 192,500.
8 So that's \$45,000 we're down. That's been the trend
9 now for about the last five or six months.

10 Start shopping, spend those tax refund
11 checks, the president's stimulus package, the big
12 \$1,200 checks. We'll turn it around, I'm sure. But
13 anyway, so actuals for the month was 419,000
14 compared and the expenses were 656,000, almost 657.

15 MR. LOWERY: I have a question. I had
16 a citizen ask me before the meeting. How hard would
17 it be to put this stuff up where people can see in
18 the crowd while we're going through it? Do we have
19 a way of doing that?

20 MR. BRANDON: We can put it on a power
21 point presentation, but we would need a larger
22 screen than we have. People wouldn't be able to see
23 it anyway. We'll see if we can arrange to put
24 something maybe over here on the side for the next
25 meeting.

1 One of the things we want to try to do
2 eventually, and this deals with that issue, is we
3 want to try to put all of these on the web site,
4 which we're working on right now to redesign and we
5 hope to have these on the web site available for
6 anybody that wants to go on there and look at them,
7 but we can try to see what we can do about this for
8 the next meeting.

9 All right. Moving on to legal matters,
10 I would like to ask the county attorney at this
11 point to read the local ordinance, the home rule
12 ordinance that we'll be voting on at the next
13 meeting and explain what it is.

14 MR. ROGERS: Okay. This is -- I was
15 requested last meeting to draft a home rule
16 ordinance which would amend the local act. There's
17 currently -- primarily two local acts that deal with
18 the formation or the powers of the Commission as
19 well as the chair person/county executive. That
20 being one first passed in 1991 and the second in
21 2002 and there have been some minor amendments, but
22 those are the principal two. So the specific power
23 that we were dealing with in this case had to do
24 with the recommendation of appointments to
25 independent bodies, agencies and boards of the

1 county and that provision is found in the 1991 act.
2 The 2002, there is a related provision which deals
3 with appointments to committees of the board and
4 this -- the way we have interpreted that on the 2002
5 dealing with committees of the board, that deals
6 sole power to the chairperson to appoint those
7 members. For independent boards, agencies and
8 bodies, however, the procedure that's laid out in
9 the 1991 act says that it's based on the -- it
10 authorizes the board to make those appointments upon
11 the recommendation of the chairperson. So the issue
12 that we got into last month and maybe the month
13 preceding that was whether other commissioners could
14 make those recommendations to the board for approval
15 and so that was the issue that was addressed. So
16 with that, do you want me to read the ordinance?

17 MR. BRANDON: Yes.

18 MR. ROGERS: Okay. This is entitled a
19 home rule ordinance to amend the local act regarding
20 the Dade County Commission's authority to recommend
21 appointments to independent boards, agencies and
22 bodies. Whereas Article 9, Section 2, Paragraph 1
23 of the Georgia Constitution grants counties and
24 municipalities home rule powers authorizing them to
25 amend or appeal the local acts applicable to the

1 governing authority of the county or municipality
2 and whereas an act creating the Board of
3 Commissioners and chairperson/county executive as
4 the local governing authority of Dade County,
5 Georgia was approved April 4th, 1991, and amended
6 particularly by an act approved May 1, 2002 and
7 whereas Section 9, Paragraph A, Subparagraph 23 of
8 the 1991 Act vests in the Board of Commissioners the
9 power to make appointments to independent boards,
10 agencies and bodies from recommendations of the
11 board, chairperson, county executive and whereas the
12 Board of Commissioners deems it to be in the best
13 interest of Dade County to empower the Board of
14 Commissioners to consider and make appointments to
15 independent boards, agencies and bodies from the
16 recommendations of the chairperson/county executive
17 or any member of the Board of Commissioners and
18 whereas in ordinance with the home rule provision of
19 Article 9, Section 2, Paragraph 1, Subparagraph B1
20 of the Georgia Constitution, the Board of
21 Commissioners desires to amend by ordinance the
22 local acts and to empower the Commission to make
23 appointments to independent boards, agencies or
24 bodies from the recommendation of the
25 chairperson/county executive or any member of the

1 Board of Commissioners now therefore be it ordained
2 that Section 9, Paragraph A, Subparagraph 23 of the
3 1991 act of the local acts shall be amended by
4 deleting in full the existing provision and
5 replacing the same with the following: To make
6 appointments -- and this is Subparagraph 23 which
7 sets forth the powers of the Board of Commissioners.
8 And paragraph 23 shall read: To make appointments
9 to independent boards, agencies and bodies from the
10 recommendations of the chairperson/county executive
11 or of any member of the Board of Commissioners.
12 This amendment is to be effective upon its adoption
13 in two regular meetings of the Dade County Board of
14 Commissioners and all provisions in the local acts
15 not specifically amended by this ordinance shall
16 remain in full force and effect. Passed and adopted
17 on this 1st day of May and 5th day of June, 2008.

18 MR. BRANDON: Thank you, Robin.

19 Ordinarily we don't read these, I mean, because they
20 deal with widening road widths or whatever. The
21 reason I asked Robin to read this one is because
22 this one deals with a change to what was voted on in
23 the election in 2002 and I'm not trying to start a
24 fight with this because it really won't affect me
25 that much. I leave office at the end of this year.

1 I see five people in this room though
2 that are running for this office and I want to point
3 out that this is -- with the exception of running
4 the meeting, this is the last remaining authority
5 that the county executive position has that is
6 exclusive to the county executive. Other than that,
7 you're going to be just another district
8 commissioner.

9 Now, you can say what you want to about
10 what you thought we were voting on when we voted to
11 have a county executive. Everybody had their own
12 idea about that. There's no debate on that.
13 There's no point in arguing about it, but this is
14 changing what people voted on, what they
15 overwhelmingly voted for. So I just wanted to point
16 this out. Again, I'm not doing this to start a
17 fight, but I want everybody to understand what this
18 is doing when we vote on this at the next commission
19 meeting.

20 MR. LOWERY: We'll be voting on it this
21 commission meeting.

22 MR. BRANDON: No. You have two
23 readings and then you vote on it at the next one,
24 right?

25 MR. ROGERS: Well, you need to approve

1 it and adopt it at two consecutive meetings, so you
2 do need to vote tonight.

3 MR. BRANDON: Okay. Do I have a motion
4 that we adopt this ordinance to change the enabling
5 legislation, Ordinance 06-05-08.

6 MR. LOWERY: I make a motion that we
7 adopt Ordinance 06-05-08.

8 MR. BRANDON: I have a motion. Is
9 there a second?

10 MR. YOUNG: I'll second.

11 MR. BRANDON: I have a motion and a
12 second. I'll call the roll. Mr. Lowery?

13 MR. LOWERY: Yes.

14 MR. BRANDON: Mr. Pittman?

15 MR. PITTMAN: Yes.

16 MR. BRANDON: Ms. Moore?

17 MS. MOORE: Yes.

18 MR. BRANDON: Mr. Young?

19 MR. YOUNG: Yes.

20 MR. BRANDON: The chair votes no. We
21 will have the final vote on this at the next
22 meeting.

23 Moving on to other legal matters, do we
24 have any other legal issues before the Commission?

25 MR. ROGERS: Yes, Chairman. There

1 was -- we got word from Judge Hill this week that he
2 denied the County's motion for summary judgment,
3 which means that it will now go forward for a full
4 hearing on the full merits of the case. That's
5 anticipated to be --

6 MR. BRANDON: Now, which case is this?

7 MR. ROGERS: This is the Blevins. It
8 is anticipated that it will be fairly shortly. I
9 would think either this month or the first part of
10 next month. The date has not been set at this time.

11 MR. BRANDON: Okay. Good. Is that
12 all?

13 MR. ROGERS: Yes.

14 MR. BRANDON: Okay. Moving on to
15 unfinished business, there is none that I know of.

16 Under new business, we have two issues
17 that we moved on to here from the work session. One
18 of them is the language for the S.P.L.O.S.T
19 resolution. This is the resolution that has to be
20 passed by the County to put on the ballot referendum
21 to reapprove the S.P.L.O.S.T on July 15th. The
22 reason I moved it to new business is that I have a
23 problem with -- I have a problem with some of the
24 S.P.L.O.S.T projects. I don't know if the other
25 Commissioners do, but I have a problem with a couple

1 of projects that are on there. I can't in good
2 conscience support it. And the other problem I have
3 is that I'm not comfortable with some of the wording
4 on here, which our attorney's assurance is
5 notwithstanding. It appears to me to give authority
6 to the Commission to change the amounts that are
7 allocated for each of these projects and I'm just
8 not comfortable having people vote on something for
9 a specific amount and for a specific project and
10 then leaving it to the discretion of the Commission
11 which of those are going to be funded if you run
12 short of money and I'm uncomfortable with that. So
13 knowing that there would not be a unanimous
14 agreement on passing this, that's why it was moved
15 to here. I'll ask any of the Commissioners if they
16 want to make a comment before we take a vote.

17 MR. ROGERS: Mr. Chairman, just to
18 raise one point. The law requires us to adopt the
19 intergovernmental agreement prior to voting on this
20 resolution.

21 MR. BRANDON: We've already done that.
22 It was in the consent agenda.

23 MR. ROGERS: If we did, I missed it. I
24 thought we moved both to this.

25 MS. MOORE: We did.

1 MR. BRANDON: The intergovernmental
2 agreement was in the consent agenda.

3 MR. TOWNSEND: Well, I didn't call it
4 out. I didn't verbally say that earlier, but I
5 thought you wanted to move it all to -- we can do
6 whatever you want.

7 MR. BRANDON: All right. Well, I
8 wasn't paying attention either because I missed
9 saying that. The first thing we have to do is
10 approve the intergovernmental agreement between all
11 the entities involved that will be receiving funds
12 from the S.P.L.O.S.T, which in this case is the
13 County, the Dade County Water Authority and the City
14 of Trenton and the Industrial Development Authority.

15 MR. ROGERS: That's correct.

16 MR. BRANDON: And we discussed this at
17 the work session. I don't think there's any
18 contention on that one. So do I have a motion that
19 we approve the intergovernmental agreement that's
20 been recommended by the attorney?

21 MR. YOUNG: I make a motion we approve
22 the intergovernmental agreement as recommended by
23 the attorney.

24 MR. BRANDON: I have a motion. Is
25 there a second?

1 MS. MOORE: I'll second it.

2 MR. BRANDON: I have a motion and a
3 second. I'll call the roll. Mr. Lowery?

4 MR. LOWERY: Yes.

5 MR. BRANDON: Mr. Young?

6 MR. YOUNG: Yes.

7 MR. BRANDON: Mr. Pittman?

8 MR. PITTMAN: Yes.

9 MR. BRANDON: Ms. Moore?

10 MS. MOORE: Yes.

11 MR. BRANDON: It passes. Now onto the
12 language, onto the resolution putting the referendum
13 to the vote on July 15th. Is there any discussion
14 on the -- on this issue?

15 MR. LOWERY: The only discussion I
16 would like to say is I want to take up for our
17 county attorney, not that he needs it. A lot of
18 people couldn't hear it, he explained some of the
19 concerns Ben has just brought up and I feel
20 comfortable with Robin. He's done us a good job and
21 this is exactly what we had under the S.P.L.O.S.T
22 we're under right now. So I personally don't have a
23 problem with it. When Ben gets a law degree, I'll
24 listen to him more than I will our attorney.

25 MR. BRANDON: I was not questioning the

1 attorney. I was questioning the language which I
2 think was provided to us by somebody else, was it
3 not?

4 MR. ROGERS: By our bond attorney, yes.

5 MR. BRANDON: Yes. Anyway --

6 MR. LOWERY: But you also said that you
7 went through it and you went through the Department
8 of Revenue. They okayed the wording. It meets all
9 S.P.L.O.S.T laws.

10 MR. BRANDON: That being said, is there
11 a motion that we approve Resolution R-13-01?

12 MR. LOWERY: I make that motion that we
13 approve Resolution R-13-01.

14 MR. BRANDON: I have a motion. Is
15 there a second?

16 MR. PITTMAN: I'll second that motion.

17 MR. BRANDON: I'll call the roll.

18 Mr. Lowery?

19 MR. LOWERY: Yes.

20 MR. BRANDON: Mr. Pittman?

21 MR. PITTMAN: Yes.

22 MR. BRANDON: Mr. Young?

23 MR. YOUNG: Yes.

24 MR. BRANDON: Ms. Moore?

25 MS. MOORE: Yes.

1 MR. BRANDON: The chair votes no. The
2 motion passes. It will be on the ballot.

3 Next up we've been asked by the -- it's
4 been suggested by the clerk that we discuss the
5 amount that we intend to bond if the S.P.L.O.S.T
6 passes and I will ask him to go back over that again
7 and explain it to everyone that might not have heard
8 it earlier.

9 MR. TOWNSEND: We have 6.5 million
10 dollars set aside for general obligation debt and
11 that will be used for -- if the S.P.L.O.S.T passes,
12 the bond language will be in there. The Industrial
13 Development Authority is listed in there as well as
14 the City of Trenton. The City is set to receive
15 \$2,060,000. The Industrial Development Authority is
16 set to receive \$990,000 and the remaining funds go
17 toward the county projects listed and the county
18 projects being with the new construction of the
19 courthouse as well as the seven fire departments if
20 they so choose to utilize that money and in a
21 capitalized sense. They would have to absorb some
22 costs of issuance, a deposit to the capitalized
23 interest fund as well as the --

24 MR. BRANDON: What we're voting on is
25 the not-to-exceed amount of \$6.5 million should the

1 S.P.L.O.S.T referendum pass?

2 MR. TOWNSEND: Correct. I just wanted
3 a little more detail. I mean, it is listed in
4 Resolution 13-08. We've had three other meetings
5 where we've talked about this, but we haven't really
6 set it in stone so everybody could hear exactly what
7 we're doing.

8 MR. BRANDON: Is there any discussion?

9 MR. LOWERY: Do you want to tell
10 everybody what each part is what out of that?

11 MR. TOWNSEND: That's what I just --
12 the 990,000, Industrial Development Authority,
13 2,060,000 for the City of Trenton and the remaining
14 funds for the County projects, which would be,
15 again, the construction of the court facility and
16 the fire departments. Right now they're set to
17 receive \$250,000 each if it's not bonded. If they
18 choose to bond it, it would be around 200,000,
19 probably a little over 200,000.

20 MR. PITTMAN: This has been talked to
21 with the City of Trenton and the Industrial
22 Development and everybody understands?

23 MR. TOWNSEND: They've all had
24 meetings. Their boards have met and agreed to this.

25 MR. BRANDON: Is there a motion we

1 approve the \$6.5 million to be bonded if the
2 S.P.L.O.S.T referendum passes?

3 MR. PITTMAN: Yeah. I'll make that
4 motion.

5 MR. BRANDON: Is there a second?

6 MR. YOUNG: I'll second.

7 MR. ROGERS: We're approving up to 6.5;
8 is that correct?

9 MR. BRANDON: Up to 6.5. My comment on
10 that now that we have a motion and a second is that
11 I really have an issue with the money for the
12 Industrial Development Authority. We've talked
13 about this at two or three previous meetings. The
14 Industrial Development Authority is established by
15 the legislature. They are a legal entity. They can
16 issue bonds if they think there is a good enough
17 reason and a good enough use for the money, they can
18 already issue bonds if they so desire and I am not
19 in favor of including money for the Industrial
20 Development Authority on there. I am in the
21 minority on this, but I wanted everybody to be clear
22 about my position on it before we vote. We have a
23 motion and a second on the floor. I'll call the
24 roll. Mr. Lowery?

25 MR. LOWERY: I think there should be

1 other input.

2 MR. BRANDON: You're going to win.
3 What's the input?

4 MR. LOWERY: That's just -- if you're
5 getting to talk, we should be allowed that, too.

6 MR. BRANDON: Okay. Go ahead. The
7 chair recognizes Mr. Lowery.

8 MR. LOWERY: What Ben has said is true,
9 that the Industrial Development, they can bond their
10 money. They can go out and bond money. The problem
11 is they don't have a way of paying it back. If they
12 go out and they legally can do it. If they go out
13 and bond money and they don't have a way to pay it
14 back, it's got to come out of tax dollars and that's
15 why we've got some good stewards over our Industrial
16 Development and they're not going to do that.
17 They're trying to do the right thing and go through
18 this S.P.L.O.S.T money. If we have to have an
19 Industrial Development, we're out. They don't have
20 any product as the guy from Georgia Power told us.
21 Without business, we're not going to be able to
22 afford our home taxes, property taxes.

23 MR. PITTMAN: Actually, the issuance of
24 the bonds would be higher if they done it on their
25 own because there would be a smaller amount of

1 money. That's right, right, Bucky? It's actually
2 helping us out by putting them onto the bonds if the
3 S.P.L.O.S.T passes.

4 MR. BRANDON: To clarify something, the
5 Industrial Development Authority does have product.
6 They have an 80-acre tract across Lookout Creek that
7 they purchased nine years ago that they've done
8 nothing with in nine years. They will not be able
9 to -- if they issue bonds, they won't be able to pay
10 for them if they don't sell the property. If
11 they're not aggressive enough in going out and
12 recruiting. If they think they can't sell the
13 property, then yes, they will not be able to pay for
14 the bonds, that's correct.

15 MR. LOWERY: Just to clarify that.

16 MR. BRANDON: There's a motion and a
17 second. I'll call the roll. Mr. Lowery?

18 MR. LOWERY: I'm going to clarify what
19 he just said.

20 MR. BRANDON: I'll call the roll. Ms.
21 Moore?

22 MS. MOORE: Yes.

23 MR. BRANDON: Mr. Young?

24 MR. YOUNG: Yes.

25 MR. BRANDON: Mr. Pittman?

1 MR. PITTMAN: Yes.

2 MR. BRANDON: Mr. Lowery?

3 MR. LOWERY: Yes.

4 MR. BRANDON: The chair votes no.

5 Moving on to -- up down to -- I'll look to the clerk
6 to see if there's any other new business.

7 Moving on to citizen participation. I
8 would ask that you be respectful in your comments
9 and have no personal attacks on any Commissioner or
10 any other elected official and if you would like to
11 come forward and address your fellow citizens,
12 please do so. Mr. Black? You have five minutes.

13 MR. BLACK: Mr. Chairman, I guarantee I
14 won't be as eloquent as our county mayor. Listen,
15 I'll try to be as brief as possible. I won't be as
16 eloquent as the mayor is, but I'll get my point
17 across. Okay. You don't know me from Adam
18 probably. My name is James Black. I'm married. I
19 have three children. I've lived with my wife 59
20 years, so you can call that a success.

21 In addition to it, the other things
22 I've done, I've served roughly 30 years in the
23 service. I've worked for RCA and I've worked for GE
24 and I've run a small city. With all the things that
25 needs to be done, our generation, water

1 purification, sewage disposal, anything, you name
2 it, the only way you could get to this place was to
3 fly by airplane. Okay. So I'm not blowing my horn.
4 I cannot compete with Ms. Moore here because most of
5 my service has been out of country, places like
6 Thule, Greenland. Anybody ever saw an anatomic
7 reactor? You're looking at somebody that has. I
8 saw probably the first one every put in. It was put
9 in under the ice at Thule, Greenland.

10 So let me just touch on a few things
11 here. On that other thing that I was trying to get
12 across, whenever we ran that small -- I ran that
13 small city, we had a radar operation, a tram
14 operation, food preparation, vehicle operation
15 repair, snow removal and airfield operations. Have
16 any of you ever witnessed an actual atomic
17 explosion?

18 MR. LOWERY: I've seen one on the
19 History Channel. Seen it on the History Channel.

20 MR. BLACK: Well, he's close. I was
21 with -- on an island down there where one happened.
22 You think I saw one that blew up, yeah. It blew up
23 after I left that location about 15 minutes. Okay.
24 So you know who I am. What I'm trying to tell you
25 all, I disagree with this ordinance that you're

1 trying to put across. You're taking the last bit of
2 power from this man right here that he has. You
3 all, every one of you, I've sent you a registered
4 letter. Did you get it?

5 MS. MOORE: My mail comes out of Rising
6 Fawn, so I have to be at home to get the certified.

7 MR. BLACK: Well, don't they leave you
8 a letter?

9 MS. MOORE: They did, but I haven't
10 driven to Rising Fawn to get it.

11 MR. BLACK: Well, you probably saw it
12 was from me and you weren't worried about it.

13 MS. MOORE: No. I had already read it
14 because one of the other Commissioners had theirs.
15 I read it.

16 MR. BLACK: All right. I can't compare
17 with your accomplishments because I've been out of
18 the country for a long time. Okay. I've got
19 something here that I want to show you. Will you
20 bear with me just a minute? I may run out of time.
21 If I do, why, you let me know. I had a guy that was
22 supposed to help me, but I swear he disappeared and
23 I know he didn't die. If this thing falls over,
24 I'll leave.

25 Now, let me show you something. We're

1 talking about all these other things that we need
2 that are nice to have. I want you to look at the
3 books here. They're stacked from floor to ceiling
4 everywhere and these benches right here, have you
5 ever been at the top of the courthouse lately? It's
6 like the 1900s nearly in the movie houses. And if
7 you have to go up there on the jury, you're going to
8 sit in these chairs right here. Okay. Also, you
9 see this right here? I'm going to talk to
10 Mr. Lowery on this one. Can I turn this around
11 here, Mr. Lowery, to where you can see it or can you
12 see it? Do you know what this is? Is your eyesight
13 bad? I'll tell you what it is.

14 MR. LOWERY: It's the gate down at the
15 four fields Scotty says.

16 MR. BLACK: It's what?

17 MR. LOWERY: The gate down at the four
18 fields Scotty says.

19 MR. BLACK: I didn't hear you.

20 MR. BRANDON: The gate going up the
21 hill at the four fields.

22 MR. BLACK: Yeah. Yeah. What did you
23 plan for this right here? What did you plan for
24 this?

25 MR. LOWERY: Animal control facility.

1 MR. BRANDON: It's the animal control
2 facility he says, Mr. Black, the animal control
3 facility.

4 MR. BLACK: Okay. Yeah. I saw that
5 operation he done here where he presented the key to
6 property he didn't own, but that's all right.

7 Let me show you another possibility
8 here. Look at the elevation on this. How about the
9 elevation on this right here. It's already cleared
10 for whatever you needed. Listen, if you put this up
11 here, you're going to be right next to Head Start.
12 You're going to have things that you just wouldn't
13 believe.

14 MR. BRANDON: Mr. Black, I hate to cut
15 you off, but five minutes is up. You can -- will
16 you be around afterwards if anybody wants to ask
17 questions?

18 MR. BLACK: Yeah. If anybody wants to
19 ask me any questions.

20 MR. BRANDON: Anyone else? I know who
21 you are, but if you would say your name for
22 everybody else, we would appreciate it.

23 MRS. RAINES: My name is Ray Raines and
24 I'm a resident of Dade County. We live down at the
25 four field complex above on the ridge and my husband

1 has addressed the Commission before about an issue
2 that I believe is a liability concern. I wish that
3 you guys would all pile in your cars and drive with
4 me and try to make it to my house. There are do not
5 enter signs and do not park on driveway signs that
6 the County Commission posted after we spoke with
7 them the first time all the way up the driveway.
8 The maintenance barn that the County owns is to the
9 right side of our driveway and on my deed, there is
10 no County access. On their deed, there is no County
11 access. However, there is a small ball field that
12 they've just opened and we have folks that park over
13 our water meter. We have folks pulling off the side
14 of our drive and we have to wait on them to move out
15 of our way to be able to enter and to exit.

16 It was not my plan to come to the
17 Commission meeting tonight. It was my plan to go to
18 Wal-Mart, but when I could not get in my driveway
19 and could not again get out of my driveway, I called
20 and left a message for Mr. Lowery, called and left a
21 message for Mr. Young, called and spoke to Jill and
22 Jill said, they're at the Commission meeting, why
23 don't you go talk to them.

24 Folks, not only is this a major
25 inconvenience and hassle for me, it is a liability

1 concern for you as Commissioners and as taxpayers.
2 I have a 16-year-old son who tears up and down that
3 driveway every day. I have warned him, Caleb, there
4 are cars parked there, there are children darting
5 out between and there's not enough room, folks, to
6 pass there. It's not a two-lane road. This is a
7 dirt driveway and I have concerns. Can you imagine
8 hitting a child? It would crush you. You would
9 never be the same. Something needs to be done.

10 This is -- when -- I could show you
11 pictures. Ernie presented pictures when he was here
12 before. Ernie also presented copies of the deed
13 indicating that the County has no legal access,
14 Robin, to this property. I don't know what it's
15 going to take. I hope it's not going to take some
16 sort of tragedy to get something accomplished, but
17 now there's -- where they did the little roping down
18 the driveway, they did that as well, that helped for
19 a bit, but now they've opened the little ball field
20 back behind and, folks, they're parking there.
21 They're pulling off and parking in that little bitty
22 field. They're parking over my water meter.
23 They're parking off the side and I'm concerned not
24 only -- certainly because it's an inconvenience for
25 me, but it's a safety issue and it is genuinely a

1 liability concern.

2 And I spoke with Patrick Cannon before,
3 too, and he tells me, you know, they can't ticket
4 people, you know, I can't ticket people. I'm ready
5 to have folks towed. I'm ready to have them
6 ticketed, but, you know, I don't know what to do and
7 I don't want -- if we need to put something on the
8 agenda to address it, but I am ready to move forward
9 with whatever it is to remedy this problem before
10 there is some horrible accident.

11 MR. BRANDON: I think -- when we did
12 this in the past, Ray, this was in 2005, I think,
13 and what we did then was anytime there was a
14 blockage of your driveway, we called down there and
15 the person over the park would go out and stop the
16 games until everybody moved their cars.

17 MRS. RAINES: I looked for David's
18 Suburban tonight as I drove in and didn't see
19 David's Suburban and didn't see David. And there
20 again, I don't have David's cell number, you know.

21 MR. BRANDON: This is a matter of
22 common courtesy. I mean, you would think that
23 people coming to watch their children play ball
24 would walk 100 yards from the parking lot.

25 MRS. RAINES: And absolutely no

1 shortage of parking, folks. There's plenty of
2 parking available. It's a matter of convenience for
3 them and no regard for our property.

4 MR. BRANDON: Robin, since we don't
5 have a right-of-way on her driveway, as she pointed
6 out, is it even possible for us to pass an ordinance
7 so that we can -- so the sheriff can issue tickets
8 on that road?

9 MR. ROGERS: I'm not sure how we would
10 do that. If it is not our road, that would be --

11 MRS. RAINES: Well, then what do we
12 need to do, Robin? Do I need to seek legal counsel
13 and find out how to shut it off to County access?

14 MR. ROGERS: You might do that. Have
15 you spoken with the sheriff about that?

16 MRS. RAINES: Yes. And his suggestion
17 was for us to deal with the Commission. But as a
18 courtesy -- we went over all this last time. As a
19 courtesy, we allowed access to so far down so that
20 you folks could get to the maintenance area. And,
21 you know, that's not an issue. They're courteous.
22 We're courteous. The folks that work down there,
23 it's not a problem. It's not an issue. But when
24 you've got, you know, 30 cars parked down there and
25 it's a one-lane road, trying to get in and they're

1 parked bumper to bumper with children playing right
2 there and darting in and out in between. And I
3 have, like I said, a 16-year-old child that -- at
4 the time that we talked to you guys, Caleb was not
5 yet driving. I've got a 16-year-old that has his
6 learner's permit and a 15-year-old that has his
7 learner's permit, so we need to do something and
8 just tell me what I need to do to help.

9 MR. BRANDON: Let us see if we can do
10 something about this tomorrow. We'll talk to David
11 about it and see if there's any way we can address
12 it. But the bottom line may be that you just have
13 to close the road to access to anyone except
14 homeowners down there. We'll have to figure out how
15 to get down to the barn, but -- and I know you don't
16 want to do that, but I wouldn't blame you if you
17 did.

18 MRS. RAINES: Well, thank you for your
19 time and your attention.

20 MR. BRANDON: Anyone else? Seeing no
21 other hands, we have a requirement to go into an --
22 we have a need, not a requirement, to go into
23 executive session to discuss a personnel matter. To
24 do so, we need to vote to do that and we need to
25 vote to return. Is there a motion we go into

1 executive session for a personnel matter?

2 MR. LOWERY: I vote we go into
3 executive session for a personnel matter.

4 MR. BRANDON: Is there a second?

5 MR. PITTMAN: Second.

6 MR. BRANDON: I have a motion and a
7 second. I'll call the roll. Mr. Lowery?

8 MR. LOWERY: Yes.

9 MR. BRANDON: Mr. Pittman?

10 MR. PITTMAN: Yes.

11 MR. BRANDON: Mr. Young?

12 MR. YOUNG: Yes.

13 MR. BRANDON: And Ms. Moore?

14 MS. MOORE: Yes.

15 MR. BRANDON: We stand adjourned for
16 hopefully not very long.

17 (Thereupon, the Commissioners
18 retired to executive session.)

19 MR. BRANDON: To return from executive
20 session, it requires a vote. Do I have a motion we
21 return from executive session?

22 MR. PITTMAN: I make a motion we return
23 from executive session.

24 MR. BRANDON: Thank you. Do I have a
25 second?

1 MR. LOWERY: Second.

2 MR. BRANDON: I have a motion and a
3 second. I'll call the roll. Ms. Moore?

4 MS. MOORE: Yes.

5 MR. BRANDON: Mr. Young?

6 MR. YOUNG: Yes.

7 MR. BRANDON: Mr. Lowery?

8 MR. LOWERY: Yes.

9 MR. BRANDON: Mr. Pittman?

10 MR. PITTMAN: Yes.

11 MR. BRANDON: We stand back in session
12 and there being no further business before the Dade
13 County Commission, we stand adjourned. Thank you.

14

15 END OF MEETING

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1 REPORTER'S CERTIFICATE

2 STATE OF TENNESSEE)
)
 3 COUNTY OF HAMILTON)

4
 5 I, Erin M. Flatt, Court Reporter and
 6 Notary Public, in and for Hamilton County and the
 7 State of Tennessee at Large, do hereby certify that
 8 I reported in machine shorthand the proceedings had
 9 in the above-styled cause on the 1st day of

10 May, 2008;

11 That the said proceedings were
 12 reduced to typewriting under my personal supervision;
 13 and that the foregoing is a transcript of said
 14 proceedings.

15 This the 31st day of May, 2008.

16
 17
 18
 19
 20 Erin M. Flatt
 Erin M. Flatt, Notary Public
 21 in and for the State of
 Tennessee at Large.
 22 My commission expires
 November 7, 2010.



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