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DADE COUNTY COMMISSION

9

REGULAR MEETING

10

NOVEMBER 4, 2010

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1 MR. RUMLEY: We'll go ahead and call  
2 the meeting to order. I appreciate all of y'all  
3 coming tonight. At this time, before we start our  
4 meeting, I would like to ask Diane, my wife, to lead  
5 us in prayer tonight and also Pledge of Allegiance.

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

8 MR. RUMLEY: This is the regularly  
9 scheduled meeting of the Dade County Commission  
10 which takes place at the same time on the first  
11 Thursday of every month. Proper notice of the  
12 meeting was given to our legal organ, Dade County  
13 Sentinel, and has been posted in our hallway. At  
14 this time I do need a roll call. Mr. Lowery?

15 MR. LOWERY: Here.

16 MR. RUMLEY: Mr. Cervelli?

17 MR. CERVELLI: Here.

18 MR. RUMLEY: Mr. Pittman?

19 MR. PITTMAN: Here.

20 MR. RUMLEY: Mr. Goff, he is, as I said  
21 earlier, below Macon at a meeting. And the chair is  
22 present. Okay. Let's move down to the committee  
23 reports, district commissions. Lamar, I know you  
24 went through our new building and all.

25 MR. LOWERY: Tuesday we went through

1 the new building, the new courthouse, me and Ted and  
2 Alex Case. We made a walk-through and I tell you  
3 I'm really proud of the building. It's a really  
4 nice building. It's no Taj Mahal as far as that  
5 goes, but it's very nice and I think everybody will  
6 be tickled with it when they see it. I think Ted  
7 will tell you later we're going to have our open  
8 house and when the opening will be, so I'll let him  
9 cover that, but we still just like a few minor  
10 things, signage and some of the punch-off list.

11 We had a lot of local people working  
12 down there that I was glad to see. I know we had  
13 Reeves Air Conditioning that's done the air  
14 conditioning. Of course, we had Hugh Blevins. That  
15 was our superintendent. And Butch Raper's Company,  
16 him and Carolyn's company, they furnished the  
17 furniture and they really saved the county a lot of  
18 money by doing that and we appreciate that. I mean,  
19 we really do appreciate it. It's nice furniture  
20 when you see it. It's going to be a big  
21 improvement.

22 I'm into seven weeks of my recovery  
23 now. About three weeks of that I was confined to a  
24 wheelchair. You realize -- you more appreciate why  
25 people need wheelchair access and that they didn't

1 have it at our old courthouse. Really we're blessed  
2 in Dade County and I'm really proud of the building.  
3 It's going to be a nice facility and I hope  
4 everybody can come out.

5 The -- we had a storm, I guess, about  
6 last Monday.

7 MR. RUMLEY: Monday night at 5:20.

8 MR. LOWERY: And if you don't have the  
9 code red that comes to your home and your cell  
10 phone, I'm going to tell you something, you ought to  
11 have that. That's one of the nicest things I think  
12 we've had, improvements in our 911 Center. I can't  
13 say enough good about Alex Case. The County works  
14 Alex Case like a borrowed mule. We really put him  
15 through it and he does a good job.

16 About 5:15 my wife's cell phone started  
17 ringing and our home phone started ring and it was  
18 the red alert and we turned on Channel 3 and we had  
19 just enough time to see that those swirling clouds  
20 were right over Wildwood, some of them were and we,  
21 of course, got our daughter out of bed and I've been  
22 living in the -- on top of the hill I live on now  
23 for a little over twenty years. It's my dad's old  
24 home place and that's the first time that I thought  
25 we were leaving the hilltop. We were -- me and my

1 wife and my daughter were in the bathroom hunkered  
2 down and all I could do was hold on to my walker and  
3 think if she leaves, I guess I've just got to stand  
4 here and take it. But the 911 thing is really  
5 great.

6           Of course, I don't want to leave our  
7 road crews out. The road that goes to my house was  
8 just completely clogged with trees. Just according  
9 to where you live, I mean, some people didn't get  
10 anything and some people got it all. The road crew,  
11 they got the roads open fairly quickly that morning  
12 and they've come back since then and cleaned up a  
13 lot of the mess. So Billy and his crew, we really  
14 appreciate you. We always -- you just don't know  
15 what all these people do, you know, for us on a  
16 daily basis. A lot of people just don't realize  
17 just how much there is out there to do with a  
18 limited road crew. I mean, Billy's got -- well,  
19 there is. There's less people on our road crew than  
20 we've probably ever had as long as I can remember,  
21 know of.

22           And on a personal note, I would like to  
23 thank everybody for all the cards and the gifts. It  
24 really means a lot to you when you're sitting there  
25 wondering if you're going to get better or not and

1 especially the prayers that everybody -- just like  
2 Diane mentioned me in the prayer. I really  
3 appreciate a lot of congregations, a lot of  
4 individuals that I've never been to their church.  
5 That's powerful and I really appreciate it. That's  
6 all I have.

7 MR. RUMLEY: It's good to have you  
8 back, Lamar. We're glad to see you up and walking.  
9 You look good. That first day I saw you, boy, I  
10 thought, man. We're glad to have you back.

11 MR. LOWERY: I felt that way, too.

12 MR. RUMLEY: Scottie, have you got  
13 anything?

14 MR. PITTMAN: Things have been kind of  
15 quiet on the mountain and at the transfer station.  
16 There's not a whole lot going on. The only thing I  
17 really wanted to bring up, tomorrow night the high  
18 school football team travels to Armuchee to play the  
19 Indians. It's at 7:30. If we win that game, we  
20 advance into the state playoffs and we'll play the  
21 winner of Heard County in Manchester down toward  
22 Columbus, Georgia. They've got a lot of traveling  
23 to do. Hopefully, we'll win tomorrow night. Right  
24 now we're ranked number two in our region and we've  
25 already beat Armuchee once. They're ranked number

1 three in the other subregion, but if we lose  
2 tomorrow night, we'll come home. Hopefully, we'll  
3 win tomorrow night. The boys have done a good job.  
4 Coach Warren and his staff has done a great job.  
5 Keep them in your prayers, too, the football team.  
6 If you get a chance, travel down to Armuchee  
7 tomorrow night at 7:30 and I think Evan will have it  
8 on the radio. So if you can't go down, you can  
9 listen to it on the radio.

10 MR. RUMLEY: Peter?

11 MR. CERVELLI: Thank you. Just some  
12 words on our finances again. Our local option sales  
13 tax collections for October were about \$155,000.  
14 There's a decrease of about \$6,500 over August  
15 through about a four percent drop. We're about  
16 six percent ahead of where we were last year for the  
17 same ten months of the calendar year, so that's a  
18 good thing. And we've collected about a million and  
19 a half dollars in local option sales tax this  
20 calendar year. There was a slight trend upward I  
21 was hoping that would continue from last time we  
22 looked, but we dropped back again and so we're still  
23 in this steady state in terms of sales tax. I  
24 thought we might see a slight uptake in continuing,  
25 but we're sticking around 150,000, \$155,000 a month

1 in local option sales tax.

2 In terms of our S.P.L.O.S.T, we  
3 collected about \$194,000. That's still way behind  
4 the projections that we made when we put the  
5 S.P.L.O.S.T budget together and so we're clearly not  
6 collecting what we had hoped to collect at this  
7 point in time. I think Don, we were hoping around,  
8 what, 210, \$215,000 a month and so we're off about  
9 \$15,000 just this month alone, so S.P.L.O.S.T will  
10 have to be watched closely.

11 In terms of our budget, we're reporting  
12 on September today. So the first quarter of our  
13 fiscal year is complete, so we're 25 percent through  
14 our fiscal year. Our expenses are running at about  
15 20 percent. That's a good thing. Our revenue is  
16 running about 17 percent, but we expect that will be  
17 low because now is the time when property taxes are  
18 coming in and we'll see that jump as taxes are  
19 collected. There's really nothing too extraordinary  
20 to report in terms of our expenses and revenue.  
21 Things seem to be in control. It's a little too  
22 early, I think, to see the impact of the furlough at  
23 this point. So we'll keep an eye on that.

24 In terms of economic development, when  
25 the Shaw plant closed a couple of years ago, we

1 applied to the State for increased tax incentives  
2 which would allow us to attract more jobs basically  
3 along the Highway 11 corridor. That's just the way  
4 the law was written. And those tax credits are as  
5 good as you can get in the state of Georgia  
6 practically. You can get them slightly better, but  
7 it would be tough. They're the equivalent of a tier  
8 one county tax credit, which are the counties in  
9 greatest economic need. Those expire at the end of  
10 this year. That's -- they just are only yearly  
11 credits and Ted has a letter to send to the State to  
12 ask them to renew those credits for another year.

13 People are just starting to understand  
14 what our tax credit situation is here and why it's  
15 attractive to bring jobs to Dade County and so we  
16 will be pursuing reapplication for those very  
17 shortly.

18 Our unemployment is about 8.7 percent  
19 right now. I pulled that off the Department of  
20 Labor web site -- excuse me, 8.4 percent and it was  
21 about 8.7 when the Shaw plant closed, so it's  
22 improved slightly, but not enough to, in my opinion,  
23 discontinue with those tax incentives.

24 In terms of district four, Lookout  
25 Mountain, hopefully those reflectors are working.

1 It's been pretty foggy up there. We're in that  
2 foggy time of the year. I'm hoping that the new  
3 reflectors on Highway 11 -- they've made a  
4 difference to me when I'm driving up there at night.

5 MR. RUMLEY: We're also going to do  
6 the -- next week around Plum Nelly. I meant to tell  
7 you that. There's been some concern there where we  
8 lost some this winter. You might put that in your  
9 report, too.

10 MR. CERVELLI: And Ted -- we're going  
11 to be looking at putting reflectors on a number of  
12 roads. Ted has got some plan with Billy in terms of  
13 restriping. You've probably seen some of our roads.  
14 The roads need to be restriped. The paint has gone  
15 off and we're going to look at reflectors and try  
16 and help solve that problem.

17 MR. RUMLEY: New Home is another one  
18 out on Sand Mountain. It's real bad. It's just  
19 black.

20 MR. CERVELLI: And when it rains, you  
21 can hardly see the stripes in the road in some  
22 places. We were fortunate on Lookout Mountain in  
23 terms of storm damage. As you said, it really  
24 jumped around. I drove down through Rising Fawn. I  
25 drove through your neck and I tell you, some of

1 those places got hit really hard. We were very  
2 fortunate.

3 Last thing -- well, just two more quick  
4 things. Thanksgiving is a couple of weeks away, but  
5 I wish you would remember and be thankful that we  
6 just went through an election. It's good to see  
7 that here in America we have the ability to make a  
8 real impact on what happens in our government and so  
9 keep that in your thoughts when Thanksgiving comes  
10 around. I'm very thankful for that capability. And  
11 sort of that goes along with that, this Saturday is  
12 going to be the Veteran's Day parade here in Trenton  
13 starting at 11:00 a.m., so please come out and do  
14 that. And, Lamar, welcome back.

15 MR. RUMLEY: Thank you, Peter. The  
16 parade, what's the schedule on that?

17 MR. CERVELLI: 11:00 is the kick-off,  
18 but I think the line-up, is at 10:00 at Moore's.

19 MR. RUMLEY: That's on Saturday  
20 morning, this coming Saturday. Y'all remember that,  
21 try to come out and support our veterans.

22 It's been kind of a busy month as far  
23 as my job is concerned. This final month we've been  
24 spending a lot of time trying to finish the  
25 courthouse, little things that you don't think

1 about, meeting with the judges, meeting with people  
2 that don't quite understand, some of them, about how  
3 much money you've got to spend and how much you're  
4 going to spend. You know, they don't -- they  
5 understand after you just lay it on the line, I  
6 think. We built it. We're coming under budget with  
7 it, but I've had -- I've spent several days, lot of  
8 hours down there with different people that's moving  
9 in. And I think most -- overall most everyone is  
10 satisfied, knock on wood.

11 As you may have heard in our work  
12 session, we're shooting for November 15<sup>th</sup>, which  
13 is Monday week. That will be the actual first day  
14 of opening of that court facility and we will  
15 actually post the date. I'm not sure. I want to  
16 make sure we're on board when actually the open  
17 house will be. If we feel -- right now if you want  
18 to announce that, we'll have it on that Saturday  
19 following if you feel that's good. I mean, we'll  
20 open Monday and then the following Saturday everyone  
21 can come in and have -- you know, come in and have  
22 refreshments and have kind of a day of it, you know.  
23 So you can kind of put that on your calendar, but  
24 for sure the 15th, that will be the first day. That  
25 will also be a ribbon cutting. We'll announce that

1 in the paper and on the radio as far as the time.  
2 We'll get with all the judges and everyone involved.  
3 I've talked with Judge McCormick and Jan, but I want  
4 to talk with the superior court judges and make  
5 sure. And anyone else that you know of that you  
6 feel we should invite. This is your building and  
7 this is your money, tax money that built it. Try to  
8 turn out for that.

9 But other than that, I've been to  
10 several meetings. Our regional commission meeting.  
11 We've got a quarter meeting coming up this month.  
12 It will be one of our first round table meetings.  
13 It actually is the beginning of a new era of how our  
14 money -- our LARP money, what will be called LARP  
15 money, is disbursed for our roads and bridges in our  
16 county and it's a whole new formula they're using,  
17 so it's going to be interesting. We've got our  
18 first initial meeting which will be this next week  
19 coming up. I'll inform you on that next week.  
20 There will be a lot in the news about this in the  
21 next year or so because it's a big issue.

22 The plan is to actually give us more  
23 control over what we spend the money on and take  
24 less control out of state. If you can look at it,  
25 once you read this document, you can read it

1 different every time you read it. So I feel that  
2 it's going to be good for Dade County because if the  
3 projections are right, we'll be getting a tremendous  
4 amount of money for our road and bridges than we've  
5 been getting in the past. So I'll keep you informed  
6 on that.

7 Other than that, you know, it's been --  
8 it's been kind of pinching our pennies. We've got  
9 winter coming on. I asked you the other day and  
10 I'll ask you, we need to replenish our rock. We've  
11 got plenty of salt.

12 MR. MASSENGALE: Yes, sir. We checked  
13 the plant today. We're still not able to get no  
14 eights.

15 MR. RUMLEY: Okay. What he's talking  
16 about is the little fine stone that we mix with the  
17 salt and put on the roads. We did buy salt this  
18 year. We always try to buy it in the summertime.  
19 That's when you get the best deal. Other than that,  
20 I appreciate our road crew, emergency services, 911  
21 people. You don't realize it until you have an  
22 emergency or disaster like we had over the past  
23 week. You need to be proud of them. Like Lamar  
24 said, too, you're working with a skeleton crew.  
25 He's very tight with his money. I think we've got

1 about four positions we could actually fill, right?

2 MR. MASSENGALE: We've got seven  
3 employees now and it used to be 15.

4 MR. RUMLEY: I knew there was a lot of  
5 difference. And we're making it. We're making it  
6 fine. It's just everyone is doing their share of  
7 work and that's what it takes. But other than that,  
8 I do appreciate --

9 MR. CERVELLI: You may want to say  
10 something about the Erlanger announcement.

11 MR. RUMLEY: That's true. I know  
12 you've actually read that in the paper and been  
13 hearing about this for weeks and they did actually  
14 reach an agreement with Erlanger. They've got --  
15 they brought Erlanger on board. They've got -- was  
16 it sixty days they gave them, I think, to do a  
17 study?

18 MR. CERVELLI: For due diligence and  
19 look at finances and stuff.

20 MR. RUMLEY: They've got a lot of  
21 things they need to work out. I think it was a good  
22 move. Memorial or Erlanger either one, but  
23 Erlanger -- I think from talking to them, they're  
24 talking about bringing three more doctors in our  
25 county here and station them here. There is a good

1 possibility that we'll -- this is not written in  
2 stone, but I've brought this up to them. I really  
3 feel good about it. I think probably one day we'll  
4 see a helicopter station here, a pad in our county.  
5 I know for sure we'll probably see the actual  
6 landing part, but they're subbing that out not to  
7 another company and they've actually put some  
8 helicopters in places you wouldn't think. I think  
9 there's one in Chatsworth now because -- and the  
10 reason they actually mentioned this. We talked a  
11 little bit about it because of our location, they do  
12 a lot out of Alabama, north Alabama and so that  
13 would be a blessing right there in itself. So  
14 that's -- to me that's big news. It will work out  
15 real good for us.

16 MR. LOWERY: When I was in that nursing  
17 home, I was right next to the helicopters coming in  
18 and out and, buddy, it's hard to believe how many  
19 flights come in and out of there every day.

20 MR. RUMLEY: Yeah. Other than that  
21 though, just try to remember our open house and, of  
22 course, the Veterans parade. Try to attend that.  
23 But really try to turn out for our courthouse. I  
24 want everyone in the county to see this. You know,  
25 it's your money. It's S.P.L.O.S.T money. It's

1 something to be proud of. A lot of people said we  
2 didn't need the building, but we've got the  
3 building. Just this building here, we caught some  
4 grief over this when we built this building. Tommy  
5 Lowery was in office then. I don't know what we'd  
6 do if we didn't have it as far as space goes. So  
7 try to turn out because it is your building and  
8 we'll try to have refreshments and we'll try to have  
9 more than donuts at this one. Maybe we can have  
10 some Krystals or something. I don't know. Lamar  
11 may feel like grilling out. I don't know.

12 But anyway, we'll move on to -- down to  
13 our appearances. Is the mayor here tonight, anyone  
14 from the City? Okay.

15 MR. PITTMAN: The mayor of Lookout  
16 Mountain is here.

17 MR. RUMLEY: I see that. Debbie  
18 Tinker, do you want to come up? Debbie is our  
19 administrative person over our Chamber. It looks  
20 like she's got about four pages.

21 MS. TINKER: No. It's going to be  
22 short. This week the Dade County Middle School and  
23 Habitat for Humanity and the Dade Chamber of  
24 Commerce sponsored Habitown. The students created  
25 theme neighborhoods building homes with energy

1 saving techniques and then had the opportunity to  
2 market to judges. The Chamber sent out over 200  
3 Project Synergy habitat invitations across the  
4 state. We did receive an RSVP from Jimmy Carter  
5 today stating that he was sorry that he couldn't  
6 attend the event, but did send his regards.

7 For y'all that don't know, the Chamber  
8 was the original partner with Dade County Middle  
9 School when Project Synergy started and through that  
10 partnership, our part was to develop partnerships  
11 with government, education, community and business  
12 and through that, it has just blossomed. Every time  
13 they present, it just goes a little further and a  
14 little further. We recently presented at the  
15 Georgia Downtown Conference. We were the only youth  
16 project and that was our second state conference of  
17 the year.

18 Our local government State  
19 Representative Senator Jeff Mullis and  
20 Representative Scott have shown their support as  
21 partners and today I was able to announce to the  
22 school the acknowledgment and support of Project  
23 Synergy educational efforts by U.S. Congressman Tom  
24 Graves and U.S. Senator Johnny Isakson. Both said  
25 they would be partners, do anything they possibly

1 could and Congressman Graves did attend the awards  
2 ceremony today, so that was very pleasing for our  
3 kids.

4           The Dade Chamber of Commerce, Dade  
5 County Sheriff's Office, Trenton Downtown  
6 Development Authority and Tri-State Humane Society  
7 sponsored the fall pumpkin patch on the square this  
8 past weekend. Over twenty costumed chamber  
9 ambassadors, board members, staff and junior Chamber  
10 handed out over \$1,000 worth of contributed candy to  
11 500-plus trick-or-treaters. The Tri-State Humane  
12 Society hosted pets in costume. DDA had the  
13 scarecrow costume contest. The Chamber held the  
14 children's costume contest and the pumpkins were  
15 purchased by the Sheriff's office and the Trenton  
16 Farmer's Market and carved by Piney Grove Baptist  
17 Church, Dade Head Start and the Junior Chamber of  
18 Commerce.

19           The Chamber would like to say a special  
20 thank you to Chamber ambassadors Carolyn Raper and  
21 Robert Johnson and Chamber board members Butch Raper  
22 and Michael Coran. They built and furnished all the  
23 decorations for the event and also furnished over  
24 \$600 worth of that donated candy. Thank you to Ted  
25 for the sound system and also Robert Goff came out

1 dressed as Santa kicking off our Christmas event and  
2 that will be the Dade Christmas parade held  
3 December 11<sup>th</sup>.

4           These are just highlights of how the  
5 Chamber takes time to give back to the community  
6 from their daily schedule of promoting Dade County  
7 as a place to do business from entrepreneurial to  
8 industry. We cannot always report to the community  
9 as we work to bring business to the county or  
10 compile information, data and incentive information  
11 for these businesses, but the Chamber does include  
12 the Dade Commission in their efforts along with  
13 economic developers for Dade County. There's copies  
14 of my four-month report of the Chamber, the  
15 activities we've been doing. It's laying in the  
16 back for any of y'all that would like it. Thank  
17 you.

18           MR. RUMLEY: Thank you.

19           MR. LOWERY: I would just like to say  
20 something about the Chamber of Commerce while she's  
21 through with her report. Me and Scottie, I think,  
22 are the only two commissioners that are left sitting  
23 when we started trying to refund the Chamber and  
24 getting it going again. I feel like it was an  
25 important thing. I mean, I know when I go out, if

1 we go somewhere we've never been before, that's the  
2 first place we call is the Chamber of Commerce to  
3 see what they offer and see what they do. We took  
4 some pretty good heat for funding them, but they  
5 have went -- I think they have went beyond our  
6 expectations of what we were expecting them to do  
7 and I really appreciate all the hard work everybody  
8 does. It's for the good of Dade County. We're all  
9 working for the same goal, to try to do what's good  
10 for Dade County and I would just like to say we  
11 appreciate all of them, all of the people that  
12 donate so much money and hard work. Debbie Tinker,  
13 I see her at every event, she and -- her and Jim  
14 both are just out giving 110 percent, not even  
15 getting paid for it. I really appreciate what the  
16 Chamber is doing.

17 MR. RUMLEY: Okay. Also she mentioned  
18 that Tom Graves was here today. That's really --  
19 since he's been in office and actually been elected,  
20 it's amazing how much time he's spent in Dade  
21 County, either he or his representative. He has  
22 representatives at everything. Everything I go to,  
23 that man is there. When Tom Graves is in town or in  
24 his home area, I mean, he -- I mean, he called  
25 Monday morning right after all this tornado hit

1 himself and wanted to know if there was anything he  
2 could do or if there was anything he needed to sign  
3 to help us out, not his aide. He actually called  
4 himself. That's a good feeling. That's something  
5 we've not really -- well, Nathan Deal is good. He  
6 actually was hands-on, but Tom, he's really -- if he  
7 keeps this up for four years or his term, he's going  
8 to be a good man to represent us in Washington, so  
9 keep that in mind. If you ever have to get in  
10 contact with him, our office here has contact  
11 numbers that will put you right into his office.  
12 That means a lot to have somebody that you can talk  
13 to and that will call you back. We do appreciate  
14 it. I don't know if he'll hear this or not, but if  
15 you see him, pat him on the back.

16 Don, let's move down to you. I know  
17 you're rearing to go over there. Go ahead and give  
18 us our monthly financial report. Don Townsend.

19 MR. TOWNSEND: As of October 31st, the  
20 general fund had a balance of \$486,540; Federal  
21 Asset Fund, U.S. Treasury, \$285; special sheriff's  
22 fund, \$7,168; drug abuse education fund, \$58,751;  
23 supplemental juvenile service fund, \$17,582; victim  
24 assistance fund, \$2,634; jail fund, \$19,351; federal  
25 asset fund, Department of Justice, \$3,660; payroll

1 account, \$35,679. The old S.P.L.O.S.T principal and  
2 interest remains at \$145,991. And project accounts  
3 for -- the new S.P.L.O.S.T project accounts has  
4 \$355,040; proceeds account, \$1,343,049. Well, it  
5 did until November 1<sup>st</sup>, which this was as of  
6 October 31<sup>st</sup>, but we had a bill due that pretty  
7 much wiped it out, which was our bond and it's back  
8 to -- but the bond payment is paid on time. In the  
9 construction account, \$153,726 with -- the  
10 investment that was settled, making the total  
11 construction fund \$252,726 and you see the  
12 S.P.L.O.S.T amounts for the fire departments under  
13 the lease agreements as well as the bond payments.

14 And actually this -- I did not update  
15 this, but they actually have another \$49,676 for New  
16 Salem, South Dade and Trenton, so they're really  
17 right at about \$100,000 as far as expense goes.  
18 That goes for everything that Peter has gone  
19 through, but I do want to make you aware in the  
20 middle, right before -- the S.P.L.O.S.T in your  
21 packet is toward the back of tab number one, but  
22 right before that, I just wanted to kind of review  
23 this. I'm going to start putting this in there  
24 quarterly, your packets, if not monthly. It's  
25 basically a pledge statement. Both banks in town

1 have to back up our funds and I believe they're  
2 backed up at 110 percent. SunTrust Bank is the  
3 correspondent bank for Citizens Bank and Trust and  
4 they currently have our funds backed up at  
5 \$2,490,055. Bank of Dade primarily uses Compass  
6 Bank as their correspondent bank and they have  
7 securities on \$3,450,000. Again, that's \$3,450,000.  
8 Those are moneys that both banks have to actually  
9 set aside in case our funds -- in case either bank  
10 were to go belly up. Of course, we have FDIC  
11 insurance like many other organizations and  
12 individuals, but it only pays now I think up to  
13 250,000. Because they're public funds, these funds  
14 have to be backed up at a local bank, so I was just  
15 making you aware that we have a little over  
16 \$6 million worth of assets. We don't, but the bank  
17 has that in lieu of our funds, so --

18 MR. CERVELLI: Just to point out how  
19 important that is, some counties have been surprised  
20 when banks that have your money and have gone belly  
21 up and so this is a big deal.

22 MR. TOWNSEND: It's almost right at  
23 \$6 million in assets tied up in local banks, which  
24 they could, you know, take them and loan them out at  
25 a much higher rate, so I'm thankful for our local

1 banks.

2 And also, of course, we see the special  
3 local option sales tax for October at \$194,065 and  
4 the local option sales tax to the general fund came  
5 in at 155,252.

6 MR. RUMLEY: Okay. Any questions for  
7 Don? I'll entertain a motion to approve.

8 MR. PITTMAN: I make a motion we  
9 approve the financial report as submitted.

10 MR. RUMLEY: Okay. Do I hear a second?

11 MR. CERVELLI: Second.

12 MR. RUMLEY: Okay. I'll call a vote.  
13 Mr. Lowery?

14 MR. LOWERY: Yep.

15 MR. RUMLEY: Mr. Cervelli?

16 MR. CERVELLI: Yes.

17 MR. RUMLEY: Okay. And I can't even  
18 read my own voting.

19 MR. PITTMAN: I vote yes.

20 MR. RUMLEY: Yeah. Scottie. My pen  
21 quit writing there. And the chair votes yes. Thank  
22 you. Okay. Legal matters, do you want to go ahead  
23 and inform, you know, the meeting about the Rex  
24 Blevins?

25 MR. ROGERS: As we talked about in the

1 workshop, the Georgia Supreme Court did come back  
2 and rule in favor of the County and dismissing  
3 Mr. Blevins' challenge to the homestead exemption  
4 that we had. So that has been done. I've been  
5 asked if there's future -- possibility of future  
6 action on this. While there is always a  
7 possibility, it's extremely limited and for all  
8 intents and purposes, this should do it for the  
9 litigation. The next step will be I will get with  
10 the chairman and he and I will evaluate our position  
11 to see whether we want to -- what our chances to try  
12 to recover some of the legal costs we've incurred in  
13 defending the County in this case.

14 MR. RUMLEY: Right now, Don, that money  
15 is real close to \$100,000, isn't it, about 88,000, I  
16 think, or something that our tax money -- tax money  
17 that has been spent just to defend our County, in  
18 which, as Mr. Rogers has explained, we actually won  
19 the case, so we feel that -- the Commission, I  
20 think, as a whole -- you know, Robert is not here,  
21 but he agrees too, we feel we need to go for  
22 restitution to try to recoup some of your money and  
23 our money back. We'll keep you up to date on that.  
24 Thank you, Robin. Anything else legally that you  
25 need --

1 MR. ROGERS: No.

2 MR. RUMLEY: Okay. Unfinished

3 business, I don't think we've got anything. We do  
4 need to approve the consent agenda, but I also need  
5 to -- the reading of the minutes of the previous  
6 month's minutes of the regular meeting will not  
7 required since all Commissioners have been furnished  
8 with copies in advance. The minutes are public  
9 record and available for review in the county  
10 executive's office. The minutes are included in our  
11 consent agenda. At this time I'll entertain a  
12 motion to approve the consent agenda. Do I hear a  
13 motion?

14 MR. LOWERY: I make a motion we approve  
15 the consent agenda.

16 MR. RUMLEY: Do I hear a second?

17 MR. ROGERS: Do you want the clerk to  
18 read over the items of the consent agenda?

19 MR. RUMLEY: Do what now?

20 MR. ROGERS: Would you like the clerk  
21 to read over the items on the consent agenda.

22 MR. RUMLEY: If you need to, go ahead.

23 MR. TOWNSEND: The consent agenda  
24 consists of approval of previous meeting minutes,  
25 the approval of appointments, William Pullen to a

1 two-year term to the Region One EMS Council and also  
2 the appointment of Mr. John Shober to the Northwest  
3 Georgia Regional Commission, the proclamation  
4 proclaiming the month of May Veteran's month as well  
5 as specifically November 11<sup>th</sup> Veteran's Day.

6 Proclamation naming November also the National  
7 Healthcare month, approval of the Georgia Municipal  
8 Association's Natural Gas Program for us to -- for  
9 the Dade County Commission to obtain a government  
10 rate on their natural gas; approval of ordinance  
11 number 12-02-10, Water Stewardship Act, first  
12 reading, which will require a second reading upon  
13 final approval. Approval of the Resolution R-24-10  
14 designating the courthouse and the county offices,  
15 approval of surplus county-owned property, which  
16 consists of one tar truck, one what did you call it?

17 MR. RUMLEY: It's just a straight axle  
18 fire truck. It has nothing on it, just a cab and  
19 chassis.

20 MR. TOWNSEND: And also IBM 400  
21 previously used in the tax commissioner's office and  
22 also an authorization to the county attorney to be  
23 in the process of abandoning Heygood Road.

24 MR. RUMLEY: On Lookout Mountain, yeah.  
25 Any questions? Okay. At this time I'll entertain a

1 motion to approve the consent agenda.

2 MR. LOWERY: I make a motion we approve  
3 the consent agenda.

4 MR. RUMLEY: I have a motion. Do I  
5 hear a second?

6 MR. PITTMAN: I'll second.

7 MR. RUMLEY: Okay. I'll call a vote.  
8 Mr. Lowery?

9 MR. LOWERY: Yes.

10 MR. RUMLEY: Mr. Cervelli?

11 MR. CERVELLI: Yes.

12 MR. RUMLEY: Mr. Pittman?

13 MR. PITTMAN: Yes.

14 MR. RUMLEY: The chair votes yes.

15 Mr. Goff is absent. Okay. Thank you.

16 Okay. At this time we'll give you five  
17 minutes, whatever you need to come up and talk to us  
18 if you've got anything you want to bring up, any  
19 concerns, you're welcome to come up. Come up, Dick.

20 MR. REYNOLDS: Lamar and I crossed  
21 paths in the hospital at Erlanger. I was being  
22 discharged and he was just right into it.

23 My name is Dick Reynolds. I'm a  
24 resident up on Lookout Mountain. On many of my  
25 trips down to Trenton here, I notice a lot of people

1 walking along 136 stumbling through waist-high weeds  
2 in and out on the highway. It's just for your  
3 consideration. It would sure be a nice thing if  
4 sections of sidewalk could be possibly poured along  
5 there.

6 Now, I know there's probably a lot of  
7 restrictions and I'm sure Billy is aware of what  
8 could be done, but just a few sections would really  
9 assist those people. It's really not very nice  
10 stumbling through all the stuff. Now, there's been  
11 quite a pick up in foot traffic that I've noticed.  
12 It's probably just because their chauffeurs have the  
13 day off, but it would accommodate many people, I'm  
14 sure. I just thought I would bring that up for your  
15 consideration.

16 MR. RUMLEY: That's a good idea.  
17 Actually, the actual section from Highway 11 to the  
18 high school, that's something that's kind of been in  
19 the works for a while.

20 MR. REYNOLDS: Well, you know, you can  
21 take and pour a three-foot wide sidewalk 50 feet  
22 long with two yards of concrete and it would take  
23 three people a couple of hours to knock that off  
24 and, I mean, you don't have to complete the whole  
25 project, but if you could grade one and get it ready

1 and do it and then forget about it for a while and  
2 then do another section, that would be good.

3 MR. RUMLEY: We appreciate it, Dick.  
4 Thank you. Good to see you out, too. Dick has  
5 really had a hard time. It's good to see him back  
6 at the meeting. What is the status on that?

7 MR. CERVELLI: I mean, there's no plans  
8 for it to happen. There's no money to do it. There  
9 was an estimate of what it would take to actually  
10 build them to the high school because the road, it  
11 slopes off, there really isn't any flatness and so  
12 it would have to be built up. It was pretty  
13 expensive and since there is no money really  
14 available for that --

15 MR. RUMLEY: I know we brought it up at  
16 the State before. That's something we need to look  
17 into.

18 MR. CERVELLI: If the transportation  
19 plan ever passes, but that's 2012.

20 MR. RUMLEY: Exactly. Okay. Anyone  
21 else? You're welcome to come up. I appreciate all  
22 of y'all being here tonight. It means a lot to  
23 see -- the more this room is full, the more it makes  
24 us feel that we've got more people -- whether you  
25 agree with us or disagree, at least you're concerned

1 with what's going on in the county and we do  
2 appreciate it.

3 So if there's nothing further, have you  
4 got anything you want to add, Lamar or Scottie?  
5 There's no executive session, so I'll entertain a  
6 motion to adjourn.

7 MR. CERVELLI: So moved.

8 MR. RUMLEY: Okay. Do I hear a second?

9 MR. PITTMAN: Second.

10 MR. RUMLEY: I'll call the roll. Mr.  
11 Lowery?

12 MR. LOWERY: Yes.

13 MR. RUMLEY: Mr. Cervelli?

14 MR. CERVELLI: Yes.

15 MR. RUMLEY: Mr. Pittman?

16 MR. PITTMAN: Yes.

17 MR. RUMLEY: The chair votes yes. I  
18 thank all of you for coming.

19  
20 END OF MEETING  
21  
22  
23  
24  
25

## 1 REPORTER'S CERTIFICATE

2 STATE OF TENNESSEE )  
3 )  
4 COUNTY OF HAMILTON )

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 4th day of  
10 November, 2010;

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 29th day of November, 2010.

16  
17  
18  
19  
20 Erin M. Flatt

21 Erin M. Flatt, TN licensed  
22 Court Reporter.  
23 Tennessee LCR Number: 307  
24  
25