

**ACTION MINUTES
WARE COUNTY BOARD OF COMMISSIONERS
CALLED MEETING
SEPTEMBER 28, 2009**

The Ware County Board of Commissioners met in a Called Meeting at 1:00 p.m. on Monday, September 28, 2009 in the Ware County Commission Chambers with Ware County Chairman Jimmy Brown presiding.

CALL TO ORDER – Ware County Chairman Jimmy Brown.

WARE COUNTY COMMISSIONERS PRESENT: Chairman Jimmy Brown, Commissioners Carlos Nelson, Kathy E. Davis, Victor Aldridge and Gene Dixon.

WARE COUNTY STAFF PRESENT: County Manager Gail Barron Boyd, County Clerk Pam Gibson and County Attorney Huey W. Spearman.

PRESS: Waycross Journal Herald Reporter Myra Thrift.

INVOCATION: County Attorney Huey Spearman gave the invocation.

PLEDGE OF ALLEGIANCE: Commissioner Gene Dixon led in the Pledge of Allegiance.

REAL ESTATE LEASE BETWEEN WAYCROSS AND WARE COUNTY DEVELOPMENT AUTHORITY, AS LESSOR, THE COUNTY OF WARE AND GEORGIA BIOMASS, LLC, AS LESSEE: Commissioner Nelson moved to approve the Real Estate Lease between Waycross and Ware County Development Authority, as Lessor, The County of Ware and Georgia Biomass, LLC, as Lessee. Commissioner Davis seconded the motion. Commissioner Davis – yea, Commissioner Nelson – yea, Commissioner Aldridge – yea, Commissioner Dixon – yea, Chairman Brown – yea. The motion carried.

ANIMAL SERVICES ITEMS:

Resolution of the Board of Commissioners of Ware County, Georgia, to amend the Code of Ordinances of Ware County by repealing Chapter 10, Article I, relating to Animal Control, and Article II relating to Dangerous Dog Control; to provide for a new Animal Services and Control Ordinance; to provide for an effective date; and for other purposes – Commissioner Dixon moved to approve the resolution amending the ordinance relating to Animal Services with Commissioner Nelson seconding. Commissioner Dixon – yea, Commissioner Aldridge – yea, Commissioner Nelson – yea, Commissioner Davis – yea, Chairman Brown – yea. The motion carried.

APPROVE RESOLUTION APPROVING A TRANSFER AND INDEMNIFICATION AGREEMENT BETWEEN WARE COUNTY, GEORGIA AND THE GEORGIA STATE PATROL, POST 22 FOR THE DONATION OF ONE 1730 KUB CADET LAWN MOWER, SERIAL NO. 208032: Commissioner Aldridge moved to approve the resolution and agreement

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transferring the lawnmower to the Georgia State Patrol. Commissioner Dixon seconded the motion. Commissioner Dixon – yea, Commissioner Aldridge – yea, Commissioner Nelson – yea, Commissioner Davis – yea, Chairman Brown – yea. The motion carried.

EXECUTIVE SESSION: Commissioner Nelson moved to enter into Executive Session for the purpose of discussing pending litigation with Commissioner Davis seconding. Commissioner Davis – yea, Commissioner Nelson – yea, Commissioner Dixon – yea, Commissioner Aldridge, Chairman Brown – yea. The motion carried.

RECONVENED: Following the Executive Session, Commissioner Nelson moved to reconvene the Called Meeting with Commissioner Davis seconding. Commissioner Davis – yea, Commissioner Nelson – yea, Commissioner Dixon – yea, Commissioner Aldridge – yea, Chairman Brown – yea. The motion carried.

REQUEST FOR PROPOSALS – FORMER TRI-COUNTY LANDFILL PROPERTY: Commissioner Aldridge moved that staff be authorized to proceed with the RFP process for the former Tri-County Landfill property as discussed. County Attorney, Huey Spearman explained highlights of the RFP. Commissioner Dixon seconded the motion. Commissioner Nelson – yea, Commissioner Davis – yea, Commissioner Dixon – yea, Commissioner Aldridge – yea, Chairman Brown – yea. The motion carried.

ADJOURNMENT: Commissioner Davis moved to adjourn the Called Meeting at 2:15 p.m. with Commissioner Nelson seconding. Commissioner Davis - yea, Commissioner Nelson – yea, Commissioner Dixon – yea, Chairman Brown – yea, Commissioner Aldridge – yea. The motion carried.