

**GRADY COUNTY BOARD OF COMMISSIONERS**

**MEETING MINUTES**

August 17, 2021, Meeting

The Grady County Board of Commissioners met on August 17, 2021, at 6:00 pm for a regular meeting. Commissioners LaFaye Copeland, Keith Moyer, June Knight, Phillip Drew, Ray Prince, County Finance Director Holly Murkerson, County Clerk John White, and County Attorney Gabe Ridley were present. County Administrator Buddy Johnson participated by phone.

Mr. Drew opened the meeting with the invocation and pledge to the flag.

Motion by Mrs. Knight, second by Mr. Prince to approve the amended agenda to include FA048-21 and an Executive Session to discuss litigation and real estate. The motion was approved.

**PUBLIC COMMENTS**

Tony Ward, 7353 US Hwy 319 S

Discussed the lack of a dumpster site in Beachton. Mr. Drew stated that they are continuing to seek a place for the site in the Beachton area.

Velma Davison, 176 Walden Rd

Ms. Davison asked why her taxes continue to go up when she is selling property. Mrs. Copeland suggested Ms. Davison go by the Tax Assessor's office to ensure they have her property correct.

**PRESENTATIONS**

Perry Henry, Auditor

Mr. Henry stated that they have issued a clean opinion on the December 31, 2020, statements.

Mr. Henry stated that Assets Increased by \$3,106,929.00 to \$82,166,262.00 (3.93%) and Liabilities Decreased \$1,012,006.00 to \$23,374,683.00 (4.15%). Mr. Henry stated the county had one internal control and compliance item cited: 2017-M- Lack of Segregation of Duties. Mr. Henry stated it would be near impossible to remove this finding from the audit due to the size of the county.

**CORRESPONDENCE**

The Calendar of Events was reviewed.

Regular Board meeting, 9/07/2021, at 9:00 am.

Lake Authority Meeting Monday, September 13, 2021, at 8:30 am at the courthouse.

**CONSENT ITEMS**

Motion by Mr. Prince, second by Mr. Moyer to approve

C043-21 Regular Meeting Minutes from 08/03/2021 meeting and the Budget Workshop Meeting Minutes from 08/12/2021.

The motion was approved.

**FORMAL ACTIONS**

FA043-21 Motion by Mr. Moyer, second by Mrs. Knight for the Grady County Board of Commissioners to accept the Terms and Conditions and the county's allocation of \$4,784,671.00 for the American Rescue Plan State and Local Recovery Fund from the U.S. Treasury which were signed by Buddy Johnson on May 19, 2021. The motion was approved.

FA044-21 Motion by Mrs. Copeland, second by Mrs. Knight a tentative millage rate of 17.384. The motion was approved.

FA045-21 Motion by Mrs. Copeland, second by Mrs. Knight to approve the 2021 Budget Amendments and ARPA Budget. The motion was approved.

'2021 BUDGET

'SPECIAL FUNDS

August 17, 2021

Account	Description	2021 APPROVED BUDGET	"2021 REQUESTED
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AMENDMENT 8/17/21"

REVENUES

205	LAW LIBRARY FUND	\$11,300	\$11,300
206	FRIENDS AGAINST DRUGS	\$3,000	\$3,000
207	JAIL CONSTR & STAFFING	\$85,000	\$85,000
209	DRUG COURT PARTICIPANTS	\$5,000	\$5,000
210	DRUG SEIZURE FUND	\$2,000	\$2,000
211	VICTIM WITNESS FUND	\$7,000	\$7,000
212	DRUG AND EDUC FUND (DATE)	\$16,400	\$16,400
213	COUNTY SUPPLEMENT JUV SVCS	\$10,000	\$10,000
215	E-911 FUND	\$1,216,200	\$1,216,200
222	RECREATION DONATIONS	\$288,300	\$288,300
227	CARES ACT	\$700,000	\$700,000
230	AMERICAN RESCUE PLAN ACT	\$-	\$2,392,300
324	SPLOST (PASSED 2019)	\$3,000,000	\$3,000,000
336	TSPLOST	\$3,000,000	\$3,000,000
500	EMPLOYEE HEALTH INS FUND	\$2,200,000	\$2,200,000

GRANTS

214	GOVERNERS OFFICE OF HWY SAFETY	\$20,000	\$20,000
223	EMA STATE GRANT	\$17,600	\$17,600
224	VFD FIREWORKS GRANT	\$20,000	\$22,500
225	EMS TRAUMA GRANT	\$12,400	\$12,400
348	2021 LMIG	\$1,077,000	\$1,077,000
349	CDBG 2018 GRANT - JOHNSON RD	\$459,800	\$459,800
		\$12,151,000	\$14,545,800

EXPENDITURES

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ADDED AMERICAN RESCUE PLAN ACT FOR 2021

EMA TO VFD FIREWORKS GRANT:

INCREASED GRANT AMOUNT TO \$22,500 FROM \$20,000

2021 AMERICAN RESCUE PLAN ACT (ARPA)

MAY 2021 - DEC 31, 2026

FUND 230

	2021	2022	2023	2024	2025	2026	TOTAL		
REVENUE		\$2,392,300		\$2,392,300	\$-	\$-	\$-	\$-	\$4,784,600

EXPENSES

PUBLIC HEALTH EMERGENCY/NEGATIVE IMPACT	\$-	\$-	\$-	\$-	\$-	\$-	\$-
PREMIUM PAY	\$-	\$-	\$-	\$-	\$-	\$-	\$-
LOST REVENUE	\$-	\$-	\$-	\$-	\$-	\$-	\$-
WATER/SEWER/BROADBAND IMPROVEMENT	\$-	\$-	\$-	\$-	\$-	\$-	\$-
TOTAL EXPENDITURES	\$2,392,300	\$2,392,300	\$-	\$-	\$-	\$-	\$4,784,600

APPROVED EXPENDITURES: 2021 2022 2023 2024 2025 2026

PUBLIC HEALTH EMERGENCY/NEGATIVE IMPACT

MDT PROJECT - PUBLIC SAFETY \$100,000-

PREMIUM PAY (BONUSES)

ELIGIBLE EMPLOYEES \$167,600

ELIGIBLE VFD FIREFIGHTERS \$12,000

TOTAL APPROVED EXPENDITURES \$279,600

BALANCE OF FUND \$2,112,700

REQUESTED EXPENDITURES:

PUBLIC HEALTH EMERGENCY/NEGATIVE IMPACT

CHEST COMPRESSION UNITS AND WARRANTY \$69,300

TOTAL UNAPPROVED EXPENDITURES \$69,300

BALANCE OF FUND IF APPROVED \$2,043,400

ARPA FUNDS MUST BE OBLIGATED BY 12/31/2024

ARPA FUNDS MUST BE SPENT AND ALL WORK COMPLETE 12/31/2026

NOTES:

BOARD APPROVED BONUSES ON 7/20/21

BOARD APPROVED UP TO \$100,000 FOR MDT ON 7/20/21

BOARD APPROVED THE PURCHASE OF CHEST COMPRESSION UNIT AND 3 YEAR WARRANTY OF \$69,252 ON 5/04/2021 from General Fund

PROPOSING TO PAY THE GENERAL FUND BACK FROM ARPA FUNDS. \$66,000 moved from contingency and balance from EMS equipment line

Quarterly reports are due to be submitted on the use beginning August 31, 2021.

FA046-21 Motion by Mr. Moye, second by Mr. Prince to approve the revised 2021 Holiday Schedule. The motion was approved.

FA047-21 Motion by Mr. Moye, second by Mrs. Knight to approve Thomas University Fundraiser participation for scholarships for Grady County Students at the \$500.00 level. The motion was approved.

FA048-21 Motion by Mr. Moye, second by Mr. Prince to approve the repair of the D5K engine removal and coupling replacement at a total cost of \$13,593.56. The motion was approved.

**NEW/UNFINISHED BUSINESS**

Finance Director’s Report – Mrs. Murkerson

Grady County Financial Review for July 2021

General Fund Revenue:

- 1. Ideal % = 42%, Actual % = 63% Under budget to ideal

Ideal percentages decrease month to month at equal intervals. Actual remaining indicates actual receipts per month. Some significant revenues are received later in the year.

K-

General Fund Expenditures:

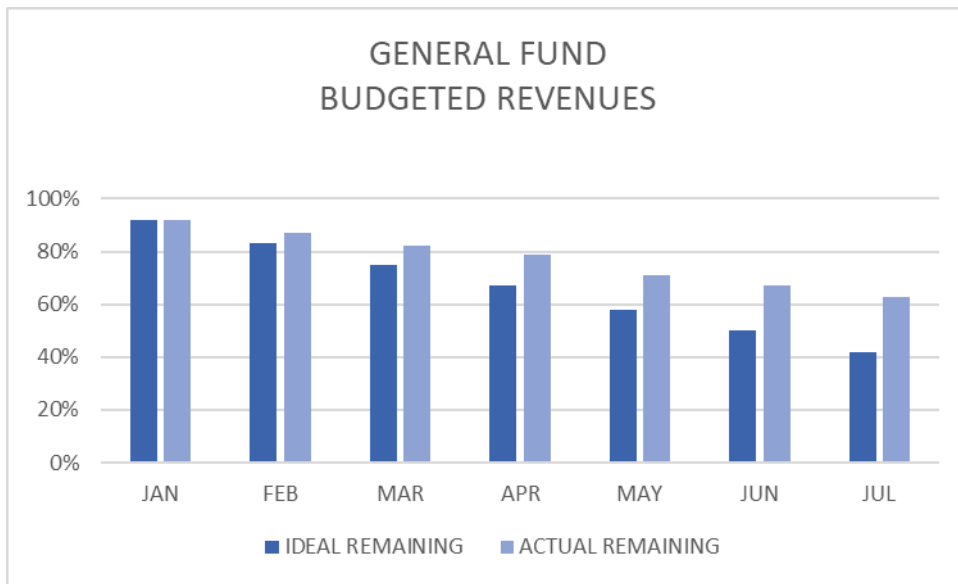
- 1. Ideal% = 42%, Actual % = 47% Under budget to ideal

Sales Tax Revenue:

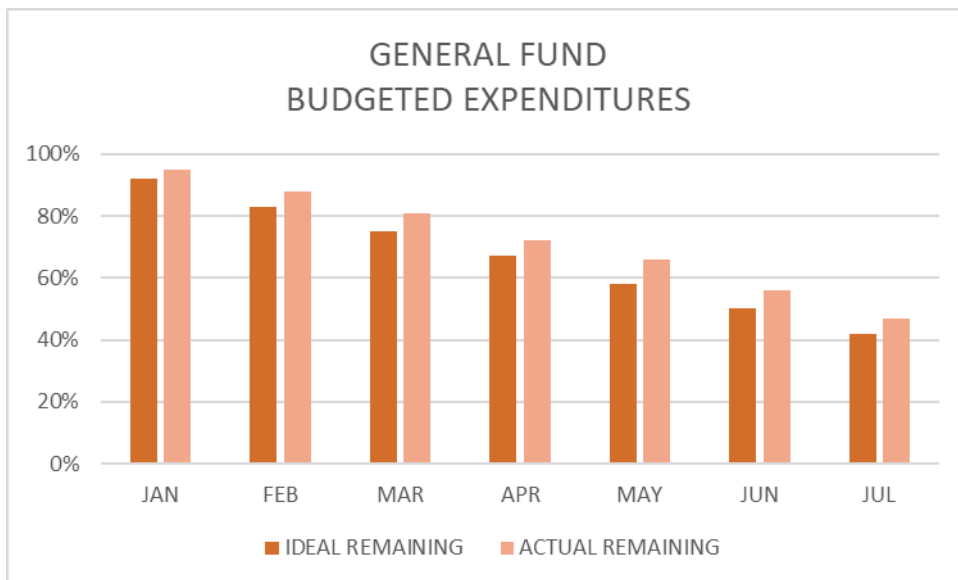
LOST:	July 2021 = \$164,100	July 2020 = \$146,300	Up	\$17,800
SPLOST:	July 2021 = \$164,100	July 2020 = \$146,300	Up	\$17,800
TSPLOST2:	July 2021 = \$143,200	June 2021 = \$144,900	Down	\$1,700

Other news:

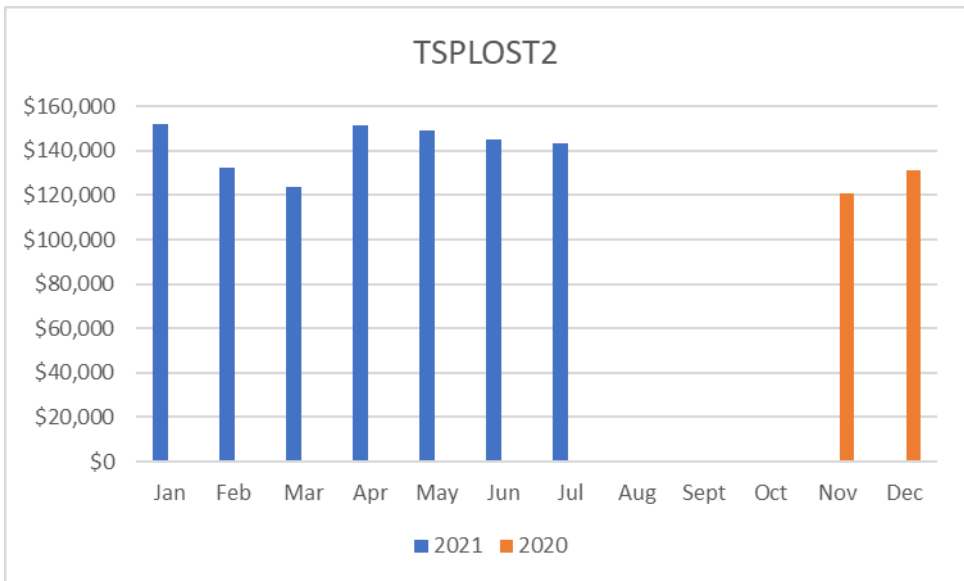
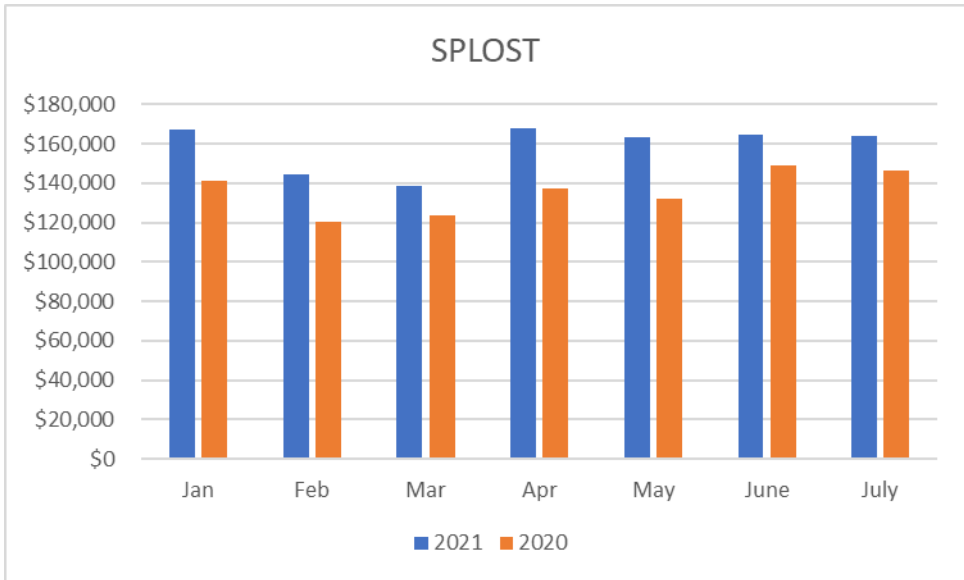
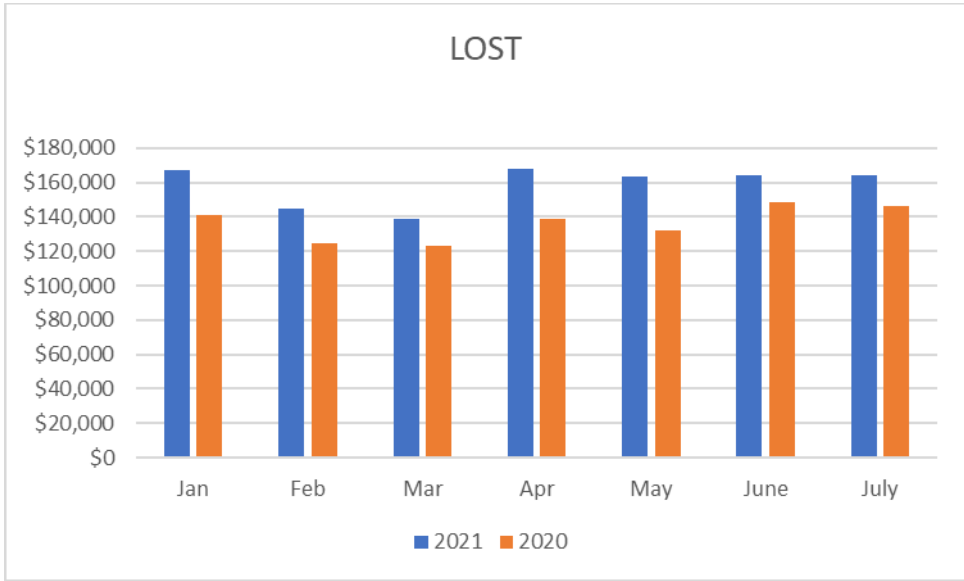
- A. An ARPA workshop is needed in order that the County Administrator and County Commissioners can understand the eligible and ineligible uses to accurately communicate to the public.
- B. As mentioned last month, while there is no rush to make decisions right away, a wish list should be created by the County Administrator and County Commissioners to be utilized to assist in the planning for ARPA expenditures per ACCG guidelines. This wish list should be reviewed and updated routinely for planning purposes. Plans for use should be shared with the public for transparency purposes.
- C. Beginning August 31, 2021, I must submit quarterly reports to the Treasury regarding the expenditures from ARPA funds.
- D. Although not a requirement of ARPA, ACCG has provided sample motion templates for inclusion in minutes (copy attached).
  - a. Accepting the terms of ARPA
  - b. Accepting plan as presented by ARPA
  - c. How official documentation will be stored



IDEAL REMAINING PERCENTAGES DECREASE MONTH TO MONTH AT EQUAL INTERVALS. ACTUAL REMAINING INDICATES ACTUAL RECEIPTS PER MONTH. SOME SIGNIFICANT REVENUES ARE RECEIVED IN THE LATTER PART OF THE YEAR. CURRENTLY, REVENUE IS UNDER BUDGET.



IDEAL REMAINING PERCENTAGES DECREASE MONTH TO MONTH AT EQUAL INTERVALS. ACTUAL REMAINING INDICATES ACTUAL EXPENDITURES POER MONTH. CURRENTLY, EXPENDITURES ARE UNDER BUDGET.



K-

Mrs. Knight asked for an update about ABM. Mr. Drew told her there is a meeting with them tomorrow.

**EXECUTIVE SESSION**

Motion by Mrs. Knight, second by Mr. Moye to enter executive session to discuss litigation and real estate. The motion was approved.

Motion by Mrs. Knight, second by Mr. Prince to exit executive session. The motion was approved.

FA049-21 Motion by Mr. Prince, second by Mrs. Knight to approve the Subdivision Settlement Participation for the Opioid Lawsuit. The motion was approved.

**REPORTS**

- A. Attorney’s Report – None
- B. Code Enforcement
- C. Animal Control

**RESOLUTIONS, PROCLAMATIONS, AND AGREEMENTS**

**EXHIBITK**

**Subdivision Settlement Participation Form**

Governmental Entity:	Grady County Board of Commissioners	State:	Georgia
Authorized Official:	Phillip Drew		chair
Address 1:	33 17 <sup>th</sup> Ave NW		
City, State, Zip:	Cairo, GA 39827		
Phone:	229-377-1512		
Email:	jwhite@gradyco.org		

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 ("*Distributor Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Distributor Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Distributor Settlement, understands that all terms in this Participation Form have the meanings defined therein, and agrees that by signing this Participation Form, the Governmental Entity elects to participate in the Distributor Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, secure the dismissal with prejudice of any Released Claims that it has filed.
3. The Governmental Entity agrees to the terms of the Distributor Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Distributor Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Distributor Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Distributor Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Distributor Settlement.
7. The Governmental Entity has the right to enforce the Distributor Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Distributor Settlement, including, but not limited to, all provisions of Part XI, and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to

the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Distributor Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Distributor Settlement shall be a complete bar to any Released Claim.

9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Distributor Settlement.
  
10. In connection with the releases provided for in the Distributor Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Distributor Settlement.



11. Nothing herein is intended to modify in any way the terms of the Distributor Settlement, to which Governmental Entity hereby agrees. To the extent this Participation Form is interpreted differently from the Distributor Settlement in any respect, the Distributor Settlement controls.

I have all necessary power and authorization to execute this Participation, on behalf of the Governmental Entity. /s/ \$7

Signature:

  
Phillip Drew 

Name:

Title: Chairman

Date: 08/17/21

**ADJOURNMENT**

Motion to adjourn was made by Mrs. Copeland and second by Mrs. Knight. The motion was approved.

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\_\_\_\_\_  
PHILLIP DREW, CHAIR

\_\_\_\_\_  
KEITH MOYE, VICE-CHAIR

\_\_\_\_\_  
RAY PRINCE, COMMISSIONER

ATTEST:

\_\_\_\_\_  
JOHN WHITE, COUNTY CLERK

\_\_\_\_\_  
JUNE KNIGHT, COMMISSIONER

\_\_\_\_\_  
LAFAYE COPELAND, COMMISSIONER