

AGENDA
REGULAR SCHEDULED MEETING OF
THE GOVERNING AUTHORITY
OF WALKER COUNTY, GEORGIA

Walker County Courthouse Annex III, 201 S Main Street
LaFayette, Georgia 30728

Date: Thursday, April 11, 2019

Time: 6:00 PM

Call to Order: Commissioner Whitfield will call the meeting to order

Invocation: Given by Commissioner Shannon Whitfield

Pledge: United States Flag

Pledge: Georgia Flag

Minutes: Approval of the minutes from the Public Hearings and Commissioner's Meeting on March 28, 2019

New Business:

- I. Consideration of Purchase Order No. 2019-00000500 for Court Services for a X-Ray Inspection System for Annex III
- II. Consideration of Purchase Order No. 2019-00000668 for Walker County Building Maintenance for a truck for the landscape crew
- III. Consideration of Purchase Order No. 2019-00000669 for Walker County E911 Center to replace HVAC unit
- IV. Resolution R-008-19 Requesting Sales Tax Information from the State of Georgia Department of Revenue
- V. Resolution R-009-19 to Appoint Patty Hart to the Vision 2030 Advance Team

- VI. Agreement to Amend Lease on the Stearns Bank Building in Rock Spring
- VII. Proclamation to Recognize Fire Chief Blake Hodge
- VIII. March 2019 Departmental Statistics

Adjournment: The Regular Scheduled Meeting will be adjourned

Open Discussion: The business on the Agenda being completed, Commissioner Whitfield will open the floor for general discussion. In response to requests from citizens, speakers are asked to limit their comments to 5 minutes and keep them on topics related to county business.

*Due to a scheduling conflict, there will **NOT** be a meeting on Thursday, April 25, 2019. There will be a Special Called Commissioner's Meeting on **Thursday, April 18, 2019 at 6:00 PM.***



Walker County Governmental Authority
Office of the Commissioner
101 South Duke Street, P.O. Box 445
LaFayette, GA 30728
706-638-1437

Minutes of the Scheduled Public Hearing

March 28, 2019

I. Call to order

Commissioner Whitfield called to order the Public Hearing held at Walker County Courthouse Annex III, 201 S Main Street, LaFayette, Georgia at 6:00 PM on March 28, 2019.

II. Attendees

The following persons were present: Commissioner Shannon Whitfield, Economic and Community Development Director Robert Wardlaw, Legal & Policy Director Matt Williamson, Public Relations Director Joe Legge, Chief Financial Officer Greg McConnell, Human Resources Director Sharleen Robinson, Director of Public Works Carlen Bowers, County Clerk Rebecca Wooden. Other guests signed in at the meeting as well, please see the attached sign in sheet.

III. Invocation:

Given by Commissioner Shannon Whitfield

IV. Pledge:

United States Flag

V. Pledge:

Georgia Flag

VI. Open of Public Hearing:

- I.* Commissioner Whitfield reviewed a request from Garner L. Glenn requesting a rezone from I to A-1 for property located at 0 Blue Hole Road at Hwy 193, LaFayette, Georgia 30728. Tax Parcel # 0-

453-002. He asked if anyone was in attendance that would like to speak in opposition of this request hearing none, would anyone like to speak in favor of this request. With no one being present for this request Commissioner Whitfield moved to the second item.

II. Commissioner Whitfield reviewed a request from Jemima and Thomas Shirley requesting a rezone from R-1 to R-2 for property located at 0 Rogers Road, Rossville, Georgia 30741. Tax Map # 0-173-003. Commissioner Whitfield asked if anyone was present to speak in opposition of this request, hearing none is there anyone who would like to speak in favor of this request. With no one being present for this item Commissioner Whitfield moved to the third item.

III. Commissioner Whitfield reviewed a request from Cynthia Pierce Askew requesting a conditional use variance for property located at 253, Pierce Road Rock Spring, Georgia 30739. Tax Map # 0-344-006. He asked if anyone was present in the audience who would like to speak in opposition of this request, hearing none is there anyone who would like to speak in favor of this request. With no one being present Commissioner Whitfield adjourned.

VII. Adjournment: The Public Hearing was adjourned at 6:04

VIII. Public Comment

{Audio Recording of Public Hearing and comments are on file in Commissioner's Office – 19-03-28}

IX. Commissioner Comments

{Audio Recording of Commissioner's Hearing comments are on file in Commissioner's Office – 19-03-28}

Minutes approved by:

Shannon K. Whitfield
Sole Commissioner
Walker County Georgia

Date

Minutes prepared by: Walker County Clerk, Rebecca Wooden

Walker County Governmental Authority
Office of the Commissioner
101 South Duke Street, P.O. Box 445
LaFayette, GA 30728
706-638-1437

Minutes of the Scheduled Public Hearing

March 28, 2019

I. Call to order

Commissioner Whitfield called to order the Public Hearing held at Walker County Courthouse Annex III, 201 S Main Street, LaFayette, Georgia at 6:04 PM on March 28, 2019.

II. Attendees

The following persons were present: Commissioner Shannon Whitfield, Economic and Community Development Director Robert Wardlaw, Legal & Policy Director Matt Williamson, Public Relations Director Joe Legge, Carlen Bowers Director of Public Works, Human Resources Director Sharleen Robinson, Chief Financial Officer Greg McConnell, Landfill Manager Paine Gily, and County Clerk Rebecca Wooden. Other guests signed in at the meeting as well, please see the attached sign in sheet.

III. Invocation and Pledge:

The Invocation and both Pledges were given by Commissioner Shannon at the beginning of the first Public Hearing tonight.

IV. Open of Public Hearing:

- I. Commissioner Whitfield reviewed Ordinance O-03-19 implements Title 48, Chapter 13, Article 3, Section 51 of the Official Code of Georgia placing an excise tax on rooms, lodging and accommodations. He asked if anyone had any questions or comments to please come forward and state their name. **Kristi Bubrig** came forward and asked to consider doing a percentage of tax at this point. Commissioner Whitfield stated that modifications would begin on October 1, 2019 to begin at 5% for

the first year and after the first year October 1, 2020 it would go up to 8%. **John Affman** came forward to thank Commissioner Whitfield and staff for meeting several hours and considering these modifications. Mr. Affman wanted to recommend revisiting and reviewing how the implementation is working because once it is implemented it is very difficult to go back. **Karen Dupree** stated that she wanted to second the revisiting. **Gary Williams** came forward and stated that he doesn't foresee the tax ever coming off. He is taxed out and it shouldn't be put on the citizens. **Tori Phillips**, owner of Georgia Book Company stated that Walker County has businesses that are flourishing. She asked where that money is going. She stated that Walker County isn't like everyone else wants to be different than the other counties and that is what brings some of the business to Walker County.

Commissioner Whitfield explained that most goes to the promotion of tourism, it goes thru and managed by the Chamber of Commerce because state law requires for it to go thru third party and that the smallest amount actually goes back into the General Fund and the remainder goes to reinvest back into the community for tourism. They are earmarked as designated funds that will be audited and tracked. **Melissa Tinney** wanted to thank Commissioner Whitfield for his time and appreciates the mercy he has shown but the Hotel/Motel tax is greedy. She isn't looking forward to charging this tax to her customers. Walker County does rock but the small business regulations and taxes that are being addressed worry her. People want to be here because it is a great place. **Tom McCallie** stated that he is in favor of this tax because it gives the County more money. If people want to visit or see items they will purchase. He wants the county to look good for the people. The Luxury Hotel on the mountain will bring people here; the caliber of people will spend money. **Karen Dupree** asked about the funding for Walker Rocks. **Commissioner Whitfield** explained there were zero dollars invested toward Walker Rocks. Robert Wardlaw and Joe Legge and several members of the Chamber of Commerce have worked on this. The Chamber of Commerce has put some dollars into Walker Rocks but Walker County Government has put zero dollars into it. **Robert Wardlaw** discussed the stickers, T-shirts and cozies have paid for itself by the exposure and prestige the award brings by the attention to the county. As people travel they will come and spend money in our county and get this message out. Money being spent on Walker Rocks is not pulled from the operating account or through your property taxes.

// Commissioner Whitfield asked if anyone had any questions or comments on Ordinance O-04-19 which adds Chapter 14 to the County Code of Ordinances establishing the “Walker County Business Code.” **Tori Phillips** was first and wanted to explain that as everyone knows she is against taxes and is not in favor of business license. She has been in business for eighteen years and police shouldn’t come to her location asking to look at her records. She asked that Commissioner Whitfield step back and look at this again before putting it into place. **Gary Williams** stated that the business document 14-39 from the old business has been struck from the ordinance states that each person and location pays occupation tax for both locations. When a person conducts business at more than one fixed location, each location or place shall be considered a separate business for the purpose of an occupational tax. That has been struck. It has been taken out so if there are two locations, one on Lookout Mountain the other in Catlett or Rock Spring, would the person have to pay occupational tax on each location, is this correct? **Commissioner Whitfield** asked if it was 14-39 and **Mr. Williams** replied yes but it was the old draft and has been removed. **Matt Williamson** replied that the provision has been removed and his answer would be no. **Mr. Williams** explained that he is just asking because going back to Section 14-36, Occupation tax levied restrictions, (1) No business or practitioner shall be required to pay more than one occupation tax for each of its locations. That means if someone has more than one location depending on the number of employees will pay for each location. **Mr. Williamson** answered that it is interpretation. **Mr. Williams** explained that is what the document states. **Mr. Williamson** answered no; the provision that stated that you would be charged has been taken out. **Mr. Williams** asked because it states each. **Mr. Williamson** explained that is prohibited language. That means we are not allowed to charge you more than one business tax for each location that you do business. **Mr. Williams** asked for it to be changed and asked Commissioner Whitfield to table this document. **Mr. Williamson** explained Commissioner Whitfield could change the verbiage in the document right now; there is no need to table it. **Mr. Williams** agreed. **Lisa Mullinix** wanted to ask if a person applying for business license and it was denied, is there an appeal option? **Commissioner Whitfield** explained the person applying is welcomed to come in and can always go through the appeal process which is through Magistrate. **Anna Carpenter** asked what are the IRS standards for Direct Sales Companies referring back to the ordinance specific with the IRS regulation? **Mr. Williamson**

stated that what they didn't want to happen with this was to take the fun out of citizen's hobbies. It goes back to the specific IRS factors listed. He doesn't want to provide bad advice to citizens for different situations. **Karen Dupree** asked Commissioner Whitfield if he would be willing to change the wording on Section 14-36 and Section 14-38 because the verbiage could be misconstrued. **Rufus Mullinix** asked what is this going to cost the county. The Assessor's office can't keep up now so is the county going to make money or create more expense? **Commissioner Whitfield** explained that there is no database within Walker County Government that identifies businesses and once we have an Occupation Tax we will be able to do a resolution and get a database from the Department of Revenue that is collecting Sales Tax. There isn't a cost to receive this information, only the cost of the mailers we send out. This information from the State of Georgia will be on businesses that are collecting and reporting correct information on active tax filings being done. They will not share on the amount but only the businesses name and address. This will give us time to send letters explaining this change to business owners. We would begin issuing license with any new businesses July 1, 2019, existing businesses would be January 1, 2020. **Mr. Mullinix** asked if there would be any business license parameters. **Commissioner Whitfield** explained that Walker County doesn't justify the type of license. **Mr. Mullinix** wished everyone good luck. **Tori Phillips** asked if anyone could be on the Walker Rocks advertising. **Commissioner Whitfield** answered yes. **Lisa Mullinix** asked Commissioner Whitfield if he would be posting the financial information more often on the website. **Commissioner Whitfield** answered yes. In the past all of the information regarding was handled by open records request that is how he received his first two copies. Joe has done a wonderful job getting these audits posted on the website. I believe they go back about twenty years and are all posted on the website now. We are currently trying to get the past fiscal year of the audit finalized now and we will be getting this posted as well. The goal would be to get the first quarter up and posted.

V. Adjournment: The second Public Hearing was adjourned at 6:56 PM and guests were given a brief intermission.

III. Public Comment

{Audio Recording of Public Hearing and comments are on file in
Commissioner's
Office – 19-03-28}

IX. Commissioner Comments

{Audio Recording of Commissioner's Hearing comments are on file
in Commissioner's Office – 19-03-28}

Minutes approved by:

Shannon K. Whitfield
Sole Commissioner
Walker County Georgia

Date

Minutes prepared by: Walker County Clerk, Rebecca Wooden

Sign In Sheet

Public Hearings

March 28, 2019

6:00 PM

Name

Address

Telephone

Chuck & Melissa Tinney

Tori Phillips

Jim Maloney

[Signature]

423-972-9240

Mike & Rolland Christopher 5877 Hwy 157 Rising Fawn

Larry Robinson

DeD. Decker

[Signature]

Jane Pettyjohn

Paul & Cathy Bruning

Tra Ann



Walker County Governmental Authority
Office of the Commissioner
101 South Duke Street, P.O. Box 445
LaFayette, GA 30728
706-638-1437

Minutes of the Regular Scheduled Commissioner's
Meeting

March 28, 2019

I. Call to order

Commissioner Whitfield called to order the Regular Scheduled Meeting of the Walker County Government. This meeting was held at Walker County Courthouse Annex III, 201 S Main Street, LaFayette, Georgia at 7:01 PM on March 28, 2019

II. Attendees

The following persons were present: Commissioner Shannon Whitfield, Economic and Community Development Director Robert Wardlaw, Legal and Policy Director Matt Williamson, Public Relations Director Joe Legge, Chief Financial Officer Greg McConnell, Human Resource Director Sharleen Robinson, Landfill Manager Paine Gily, County Clerk Rebecca Wooden. Other guests signed in at the meeting as well, please see the attached sign in sheet.

I. Invocation and Pledge:

The Invocation and both Pledges were given by Commissioner Shannon at the beginning of the first Public Hearing tonight.

III. Open of the Regular Scheduled Meeting

- I. Commissioner Whitfield approved the request from Garner L. Glenn requesting a rezone from I to A-1 for property located at 0 Blue Hole Road at Hwy 193 LaFayette, Georgia 30728. Tax Parcel # 0-453-002 002

- II. Commissioner Whitfield tabled the request from Jemima and Thomas Shirley requesting a rezone from R-1 to R-2 for property located at 0 Rogers Road, Rossville Georgia 30741. Tax Map # 0-173-003 002
- III. Commissioner Whitfield approved the request from Cynthia Pierce Askew requests a conditional use variance for property located at 253 Pierce Road Rock Spring, Georgia 30739. Tax Map # 0-344-006 002
- IV. Commissioner Whitfield thanked everyone for their input and explained that he is moving forward and approving Ordinance O-03-19 implements Title 48, Chapter 13, Article 3, Section 51 of the Official Code of Georgia placing an excise tax on rooms, lodging and accommodations.
- V. Commissioner Whitfield discussed Ordinance O-04-19 that adds Chapter 14 to the County Code of Ordinances establishing the "Walker County Business Code." The dates for new businesses would be July 1, 2019 and existing business would start January 1, 2020. Commissioner Whitfield added after consulting with Attorney Matt Williamson a modification this will be made changing the verbiage to "*for each line of business.*"
- VI. Commissioner Whitfield read and approved Resolution R-006-19, A Resolution of the Sole Commissioner of Walker County to Award a Road Paving Contract for Project 2019-1. With all documentation provided this bid was awarded to Talley Construction. This will keep us moving forward with paving in Walker County.
- VII. Commissioner Whitfield read and approved Resolution R-007-19, A Resolution of the Sole Commissioner of Walker County Pursuant to the Disaster Mitigation Act of 2000 Authorizing Adoption of the Walker County Mitigation Plan. This plan keeps Walker County ready for any disaster that could happen.

III. Adjournment

Commissioner Whitfield adjourned the meeting at 7:17 PM

IV. Public Comment

{Audio Recording of Commissioner's Meeting comments is on file
in the Commissioner's Office – 19-03-28}

V. Commissioner Comments

{Audio Recording of Commissioner's Meeting comments is on file
in the Commissioner's Office – 19-03-28}

Minutes approved by:

Shannon K. Whitfield
Sole Commissioner
Walker County Georgia

Date

Minutes prepared by: Walker County Clerk, Rebecca Wooden

Sign In Sheet

Regular Scheduled Commissioner's Meeting

March 28, 2019

6:00 PM

Name

Address

Telephone

Eric Williams

[Signature]

George Rogers

Micki & Rolland Christopher

Larry Robinson

Dee D Deck

Jan Pettigrew

Curtis B. Burt

PAINE GILY

Lawson

706-375-8910

Charles Bell 149 Ram Bridge, M. Flintstone

Erica Williams 4618 N. Hwy 341

423.315.2757

LEON BARB

FLINTSTONE GA

Dave Walden

SHIP TO WALKER COUNTY SHERIFF'S OFFICE
105 S DUKE ST.
LA FAYETTE, GA 30728

BILL TO WALKER COUNTY SHERIFF'S OFFICE
P.O. BOX 767
LA FAYETTE, GA 30728

**REPRINT PURCHASE
ORDER
NO. 2019-00000500**

DATE 04/08/2019

VENDOR 63817 POINT SECURITY INC

CONTACT POINT SECURITY INC
5815 NC HWY 8 SOUTH
LEXINGTON, NC 27292-6325

**DELIVER BY
SHIP VIA
FREIGHT TERMS
ORIGINATOR Miller, Murlyne
RESOLUTION #
PAYMENT TERMS**

QUANTITY	U/M	DESCRIPTION	UNIT COST	TOTAL COST
1.0000	EA	Capital - Other Equipment - X Ray Inspection System (ANNEX 3)	\$23,850.0000	\$23,850.00
			TOTAL DUE	\$23,850.00

APPROVED BY _____

SPECIAL INSTRUCTIONS

SHIP TO WALKER CO COMMISSIONER'S OFFICE
101 S DUKE ST
LA FAYETTE, GA 30728

BILL TO WALKER CO COMMISSIONER'S OFFICE
PO BOX 445
LA FAYETTE, GA 30728

**REPRINT PURCHASE
ORDER
NO. 2019-00000668**

DATE 04/08/2019

VENDOR 55673 LEE SMITH INC

CONTACT LEE SMITH INC
2600 8TH AVE
CHATTANOOGA, TN 37407

**DELIVER BY
SHIP VIA
FREIGHT TERMS
ORIGINATOR** Whitfield, Shannon
**RESOLUTION #
PAYMENT TERMS**

QUANTITY	U/M	DESCRIPTION	UNIT COST	TOTAL COST
1.0000	EA	Capital - Vehicles - 2013 Isuzu NPR Landscape Truck	\$20,000.0000	\$20,000.00
			TOTAL DUE	\$20,000.00

APPROVED BY _____

SPECIAL INSTRUCTIONS



SHIP TO
WALKER COUNTY E 911
10054 N HWY 27
ROCK SPRING, GA 30739

BILL TO
WALKER COUNTY E911
PO BOX 445
LA FAYETTE, GA 30728

**REPRINT PURCHASE
ORDER
NO. 2019-00000669**

DATE 04/08/2019

VENDOR 55559 JAKE MARSHALL SERVICE INC

CONTACT
JAKE MARSHALL SERVICE INC
P O BOX 4324
CHATTANOOGA, TN 37405

**DELIVER BY
SHIP VIA
FREIGHT TERMS
ORIGINATOR Whitfield, Shannon
RESOLUTION #
PAYMENT TERMS**

QUANTITY	U/M	DESCRIPTION	UNIT COST	TOTAL COST
1.0000	EA	Capital - Other Equipment - 6 TON HVAC unit replacement	\$21,756.0000	\$21,756.00
TOTAL DUE				\$21,756.00

APPROVED BY _____

SPECIAL INSTRUCTIONS

RESOLUTION R-008-19

RESOLUTION REQUESTING SALES TAX INFORMATION FROM THE GEORGIA DEPARTMENT OF REVENUE PURSUANT TO O.C.G.A. § 48-2-15(d.1) AND NAMING A DESIGNATED OFFICER FOR ALL RELATED PURPOSES

WHEREAS, Walker County is a political subdivision duly created and validly existing under the laws of the State of Georgia; and

WHEREAS, the Sole Commissioner is the County governing authority for Walker County, Georgia; and

WHEREAS, O.C.G.A. § 48-2-15, as amended in 2018, authorizes the Commissioner of the Georgia Department of Revenue (hereinafter the "DOR Commissioner") to provide certain confidential sales tax information to the "designated finance officer or taxing official" of counties and other local governments; and

WHEREAS, more specifically, O.C.G.A. § 48-2-15(d.1) authorizes the DOR Commissioner to provide to a local government's designated officer, upon request, certain information relating to vendors that have submitted sales tax reports within the period of time set forth in that request; and

WHEREAS, O.C.G.A. § 48-2-15(d.1) further allows the local government's designated officer to request that the DOR Commissioner validate, from time to time, the political subdivision to which sales taxes are being remitted by taxpayers with a business location within that local government's boundaries; and

WHEREAS, Walker County desires to obtain the sales tax information described in the above Georgia Code Section.

NOW, THEREFORE, BE IT RESOLVED by the Sole Commissioner of Walker County, as follows:

1. The Sole Commissioner hereby designates the following finance or tax official as Walker County's Designated Officer for all purposes described in O.C.G.A. § 48-2-15(d.1): Greg McConnell, CFO, 101 South Duke Street, LaFayette, Georgia 30728; 706-638-1783; g.mcconnell@walkerga.us
2. The Sole Commissioner hereby requests the DOR Commissioner (or his/her designee) furnish to the above-named Designated Officer all vendor sales tax information described

in O.C.G.A. § 48-2-15(d.1)(1) for Walker County for the following time period: 07/01/18 - 03/31/19

3. In accordance with O.C.G.A. § 48-2-15(d.1)(2)(B) and following receipt of the information described in Paragraph 2, above, the Designated Officer is hereby authorized to request validation by the DOR Commissioner of the political subdivision to which one or more vendors/taxpayers with a business location in Walker County have remitted sales taxes for the designated period, with such validation request to contain the business name and location address of each such vendor/taxpayer and such other information as may assist the DOR Commissioner in responding to such validation request;
4. The Designated Officer shall use such information only in the discharge of his/her duties and shall maintain the confidentiality of such information as required by O.C.G.A. § 48-2-15(d.1); and
5. The Sole Commissioner and Board of Commissioners shall comply with all confidentiality requirements of O.C.G.A. § 48-2-15(d.1), including, but not limited to, the requirements that 1) such information may only be discussed by members of the Board of Commissioners in executive session and 2) members of the Board of Commissioners shall recuse themselves from such executive session discussions in the event of a conflict of interest as described in the above Georgia Code Section.

BE IT FURTHER RESOLVED, that this Resolution shall become effective upon its approval by the Sole Commissioner, and the official named above shall remain Walker County's Designated Officer for all purposes under O.C.G.A. § 48-2-15(d.1) until further action of the governing authority of Walker County.

BE IT FURTHER RESOLVED, that the Walker County Clerk is hereby directed to provide a certified copy of this Resolution to the Georgia Department of Revenue via email (public.disclosure@dor.ga.gov) or otherwise transmit a copy of this Resolution as may be directed by the Georgia Department of Revenue.

SO RESOLVED this 11th day of April 2019.

ATTEST:

WALKER COUNTY, GEORGIA

REBECCA WOODEN
County Clerk

SHANNON K. WHITFIELD
Sole Commissioner

CERTIFICATION

I do hereby certify that the attached Resolution is a true and correct copy of Resolution R-16-19 duly adopted by the governing authority of Walker County on the date so stated in said Resolution.

I further certify that I am the Clerk and that said Resolution has been duly entered in the official records of Walker County, Georgia, the original of such Resolution appears of public record in the Resolution Book of the Sole Commissioner, which is in my custody and control.

In witness thereof, I have hereunto set my hand and caused the Seal of the Clerk for Walker County Sole Commissioner to be affixed on this 11th day of April, 2019.

REBECCA WOODEN
County Clerk
Walker County, Georgia

RESOLUTION R-009-19

**A RESOLUTION OF THE SOLE COMMISSIONER OF WALKER COUNTY
TO APPOINT A MEMBER TO THE VISION 2030 ADVANCE TEAM**

WHEREAS, Resolution R-003-19 created the Vision 2030 Advance Team; and

WHEREAS, the Vision 2030 Advance Team investigates, researches, discusses and deliberate actions necessary for purposes of making recommendations to the governing authority of Walker County concerning the issues described in the Resolution; and

NOW THEREFORE, BE IT RESOLVED by the Sole Commissioner of Walker County, Georgia, Patty Hart is hereby appointed to the “Vision 2030 Advance Team”; and

BE IT FURTHER RESOLVED that the Sole Commissioner expresses gratitude for the willingness of Mrs. Hart to serve upon this team and thanks her on behalf of the citizens of Walker County.

SO RESOLVED AND ADOPTED this 11th day of April, 2019.

ATTEST:

WALKER COUNTY, GEORGIA

REBECCA WOODEN, County Clerk

SHANNON K. WHITFIELD, Sole Commissioner

**FIRST AMENDMENT TO
FACILITIES LEASE AND OPTION AGREEMENT**

This First Amendment to Facilities Lease and Option Agreement (the “**Amendment**”) is entered into on _____, 2019 (the “**Effective Date**”) by and between Stearns Bank N.A. (the “**Lessor**”) and Walker County, Georgia (the “**Lessee**”).

RECITALS

A. Lessee has a leasehold interest under a certain Facilities Lease and Option Agreement dated July 2, 2015 (the “**Lease**”), covering the Premises, Buildings, and Equipment described in the Lease (collectively, the “**Facilities**”).

B. The Lease provides Lessee the option to purchase from Lessor all (but not part) of the Facilities upon payment by Lessee to Lessor of certain amounts before termination of the Lease Term (the “**Purchase Option**”).

C. The Lease Term terminated without Lessee exercising the Purchase Option.

D. Lessor and Lessee have agreed to amend the Lease.

AGREEMENT

Lessor and Lessee, for good and valuable consideration as set forth herein, agree as follows:

1. The Lease Term is extended through November 1, 2019, subject to Lessee’s satisfaction of all the following conditions:

a. Lessee shall pay to Lessor the amount of three hundred ninety thousand dollars and 00/100 cents (\$390,000.00), as a nonrefundable down payment toward its exercise of the Purchase Option, not more than fifteen (15) days following the Effective Date of this Amendment.

b. Lessee shall pay to Lessor a renewal fee in the amount of nineteen thousand five hundred dollars and 00/100 cents (\$19,500.00), not more than fifteen (15) days following the Effective Date of this Amendment.

c. Lessee shall pay to Lessor the amount of actual attorneys’ fees incurred by Lessor in connection with the preparation of this Amendment not more than fifteen (15) days following the Effective Date of this Amendment, which actual amount Lessor shall confirm to Lessee in writing as soon as practicable following the Effective Date of this Amendment.

2. Provided that Lessee satisfies all of the conditions stated above in paragraph 1 of this Amendment, Lessee shall not owe Lessor, nor incur any obligation to pay Lessor, Rental

Payments for the period beginning on the Effective Date and ending upon termination of the Lease Term as extended by this Amendment.

3. Provided that Lessee satisfies all of the conditions stated above in paragraph 1 of this Amendment, Lessee may exercise the Purchase Option by paying to Lessor the amount of two hundred eighty-two thousand eight hundred ninety-nine dollars and 79/100 (\$282,899.79) not later than November 1, 2019.

4. This Amendment is executed for the purpose of modifying the Lease.

5. This Amendment is incorporated into and made part of the Lease. All words and phrases defined in the Lease shall, when used in this Amendment, have the same meanings ascribed to them in the Lease unless the context clearly requires a different meaning or unless a different definition is provided in this Amendment. Lessor and Lessee affirm that the Lease remains in full force and effect in all its terms and conditions, as amended by this Amendment.

[Remainder of Page is Left Blank Intentionally]

SIGNATURES AND SEALS

IN WITNESS WHEREOF, Lessor has executed this Amendment in its corporate name by its duly authorized officer, and Lessee has executed this Amendment in its corporate name with its official seal hereunto affixed and attest by its duly authorized officials. All of the above occurred as of the date first written on the heading of this Amendment.

As to Lessor, signed, sealed,
and delivered in the presence of:

LESSOR:

STEARNS BANK N.A.

Unofficial Witness

Notary Public

My Commission Expires:

By: _____
Authorized Officer

(NOTARY SEAL)

As to Lessee, signed, sealed,
and delivered in the presence of:

LESSEE:

WALKER COUNTY, GEORGIA

Unofficial Witness

Notary Public

My Commission Expires:

By: _____
Commissioner of Walker County

(SEAL)

Attest:

(NOTARY SEAL)

Clerk of Walker County

Stearns Bank Rock Spring

EXHIBIT C

RENTAL PAYMENT SCHEDULE

<u>Payment Number</u>	<u>Due Date of Payment</u>	<u>Total Rental Payment</u>	<u>Principal Component</u>	<u>Interest Component</u>	<u>Lease Amount After Rental Payment Due Has Been Made</u>
1	8/1/2015	\$ 5,738.75	\$ 2,730.00	\$3,008.75	\$827,270
2	9/1/2015	5,842.26	2,740.00	3,102.26	824,530
3	10/1/2015	5,841.99	2,750.00	3,091.99	821,780
4	11/1/2015	5,842.68	2,761.00	3,081.68	819,019
5	12/1/2015	5,842.32	2,771.00	3,071.32	816,248
6	1/1/2016	5,842.93	2,782.00	3,060.93	813,466
7	2/1/2016	6,373.50	3,323.00	3,050.50	810,143
8	3/1/2016	6,373.04	3,335.00	3,038.04	806,808
9	4/1/2016	6,373.53	3,348.00	3,025.53	803,460
10	5/1/2016	6,372.97	3,360.00	3,012.97	800,100
11	6/1/2016	6,373.38	3,373.00	3,000.38	796,727
12	7/1/2016	6,373.73	3,386.00	2,987.73	793,341
13	8/1/2016	6,373.03	3,398.00	2,975.03	789,943
14	9/1/2016	6,373.28	3,411.00	2,962.28	786,532
15	10/1/2016	6,373.50	3,424.00	2,949.50	783,108
16	11/1/2016	6,373.66	3,437.00	2,936.66	779,671
17	12/1/2016	6,372.77	3,449.00	2,923.77	776,222
18	1/1/2017	6,372.83	3,462.00	2,910.83	772,760
19	2/1/2017	6,372.85	3,475.00	2,897.85	769,285
20	3/1/2017	6,373.82	3,489.00	2,884.82	765,796
21	4/1/2017	6,373.74	3,502.00	2,871.74	762,294
22	5/1/2017	6,373.61	3,515.00	2,858.61	758,779
23	6/1/2017	6,373.42	3,528.00	2,845.42	755,251
24	7/1/2017	6,373.19	3,541.00	2,832.19	751,710
25	8/1/2017	6,373.91	3,555.00	2,818.91	748,155
26	9/1/2017	6,373.58	3,568.00	2,805.58	744,587
27	10/1/2017	6,373.20	3,581.00	2,792.20	741,006
28	11/1/2017	6,372.77	3,594.00	2,778.77	737,412
29	12/1/2017	6,374.30	3,609.00	2,765.30	733,803
30	1/1/2018	6,373.76	3,622.00	2,751.76	730,181
31	2/1/2018	6,373.18	3,635.00	2,738.18	726,546
32	3/1/2018	6,373.55	3,649.00	2,724.55	722,897
33	4/1/2018	6,372.87	3,662.00	2,710.87	719,235
34	5/1/2018	6,374.13	3,677.00	2,697.13	715,558
35	6/1/2018	6,373.35	3,690.00	2,683.35	711,868
36	7/1/2018	6,373.51	3,704.00	2,669.51	708,164
37	8/1/2018	6,373.62	3,718.00	2,655.62	704,446
38	9/1/2018	6,372.68	3,731.00	2,641.68	700,715
39	10/1/2018	6,373.68	3,746.00	2,627.68	696,969
40	11/1/2018	6,373.64	3,760.00	2,613.64	693,209
41	12/1/2018	6,373.53	3,774.00	2,599.53	689,435
42	1/1/2019	692,020.38			



BY THE SOLE COMMISSIONER OF WALKER COUNTY, GEORGIA

A PROCLAMATION

RECOGNIZING THE ACHIEVEMENTS OF FIRE CHIEF BLAKE HODGE

WHEREAS: Fire Chief Blake Hodge began his career as a volunteer firefighter in 1992; and

WHEREAS: Chief Hodge assumed his role as Fire Chief with Walker County on January 1, 2017; and

WHEREAS: Chief Hodge realigned the Fire Rescue Department to increase the number of 24/7/365 stations from three to six; and

WHEREAS: Chief Hodge coordinated an Insurance Services Office review of fire services in the unincorporated areas of Walker County and the City of Chickamauga that resulted in a 3/3Y ISO rating, placing our community in the top 12% in the nation for fire protection; and

WHEREAS: Among his many efforts to save lives, improve response times and reduce property losses, Chief Hodge launched a campaign to install smoke alarms in every home in Walker County at no expense to our citizens; and

WHEREAS: Chief Hodge has successfully completed the U.S. Fire Administration's National Fire Academy's four year Executive Fire Officer Program; and

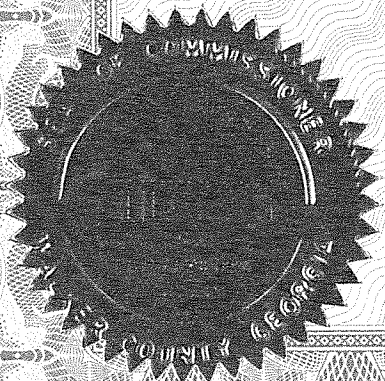
WHEREAS: The Executive Fire Officer Program focuses on leadership development, lifelong learning, being proactive instead of reactive and utilizing research and analytics to reduce risk, among other skills; and

WHEREAS: Chief Hodge is one of only 72 Executive Fire Officers in the state of Georgia; and

THEREFORE: I, Shannon K. Whitfield, Sole Commissioner of Walker County, Georgia, do hereby congratulate Chief Hodge on this prestigious designation and sincerely thank him for his outstanding service to Walker County and its citizens.

Signed and sealed this 11th day of April in the year 2019.

Shannon K. Whitfield, Sole Commissioner
Walker County, Georgia



Walker County Departmental Statistics - March 2019



Department	Monthly Totals						YTD Totals				Yearly Totals			
	February		March		2019		2018		2017		2016		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Animal Shelter														
Intake	69	14	88	23	220	47	1,176	25	1,628	979	1,301	1,004		
Adopted	19	4	18	12	61	22	138	34	217	147	304	94		
Rescued	42	0	54	12	124	19	749	13	686	295	513	101		
Returned to Owner	8	0	9	1	22	1	125	0	231	2	n/a	n/a		
Euthanized	1	0	0	0	5	0	56	2	336	396	436	630		

Codes Enforcement	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
In Compliance	327		490		1,220		5,124		4,745		no data	
Violations	30		40		112		857		1,469		221	
Closed Cases	4		2		13		339		480		no data	

Fire Department	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Calls for Service	537		495		1,497		5,670		4,441		3,492	
Units Handling Calls for Service	736		778		2,173		6,359		4,742		no data	
Smoke Alarms Installed	189		74		305		228		21		no data	

Litter	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Roadside Trash Pounds	7,960		6,540		24,820		122,912		123,020		no data	

Mountain Cove Farms	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Total Nights Booked	17		96		140		908		525		162	

Planning	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Single Family New Home Construction	9		5		21		124		135		123	

Public Relations	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Media Impressions (stories)	49		33		101		509		603		no data	
Facebook Followers Added	380		159		663		2,182		4,615		no data	
Facebook Posts	59		43		146		487		594		no data	
WalkerCountyGA.gov visitor views	30,525		30,056		87,648		316,285		399,087		173,745	
Newsletter Subscribers Added	224		369		614		925		1,184		no data	

Public Works	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Patching/Potholes	1,190		1,030		2,767		4,798		no data		no data	

Walker Transit	February		March		2019		2018		2017		2016	
	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats	Dogs	Cats
Total Trips	2,072		2,092		6,216		21,551		24,938		no data	