MINUTES
SPECIAL CALLED MEETING
BIBB COUNTY BOARD OF COMMISSIONERS

September 25, 2007

A special called meeting of the Bibb County Board of Commissioners was held in the Commission Conference Room on September 25 at 9:00 a.m.

Board Of Commissioners Members Present:
Chairman Charles W. Bishop
Commissioner Bert Bivins, III
Commissioner Elmo A. Richardson Jr.
Commissioner Joe O. Allen
Commissioner – Elect Lonzy Edwards

Staff Present:
Virgil Adams, County Attorney
Steve Layson, CAO
Sheila Thurmond, Clerk of the Board
Janice Ross, Administrative Assistant
Barbara Wood, Public Affairs
Tommy Brown, Director of Human Resources

News Media:
Keich Whicker, The Telegraph

Guests
Kevin Brown, Attorney, Industrial Authority
Kathy Bowden, Exec. Director, Industrial Authority
Representative Allen Freeman

The meeting was called to order by Chairman Bishop at 9:00 a.m.

Chairman Bishop opened the meeting with a short description of the contract between Bibb County and the Macon – Bibb County Industrial Authority. Commissioner Bivins stated he needed an explanation as to why the contract was being changed. Chairman Bishop responded the County needed a kick-out clause which the original contract did not provide. He stated the new contract also provides a clause which allows the commissioners approval for each project that the Industrial Authority pursues. He stated this is the same provision which is now in the Water Authority/Industrial Authority contract. He stated the new contract also provides for more control over the money that the County allocates to the Industrial Authority.

Commissioner Richardson stated the new contract meets the requirement that most contracts have and that is a provision for termination. He stated the original contract was open ended and did not provide for termination. He stated this minor change to the contract will strengthen the position of the County.

Commissioners Allen and Bivins agreed they would like to wait until after Commissioner-Elect Edwards is sworn in on Thursday to finalize the vote.

Commissioner-Elect Edwards stated that he appreciated Commissioners Allen and Bivins desire to give him the opportunity to vote but if he were in a position to vote today, he would vote in favor of the contract with the opt out portion as most contracts have a section whereby one can do so.

Mr. Brown stated that he appreciated the Commissioners desire to include Commissioner-Elect Edwards in the vote but if the contract is not signed and turned over to SunTrust this afternoon, it could not be closed by the deadline this Friday.
Mr. Layson, Chief Administrative Officer, asked if the contract compromised the County in any way.

Mr. Adams stated that the contract does not compromise the County in anyway and, in fact, protects the County since it has a termination clause when the debt is paid.

**ACTION**

*Commissioner Richardson made a motion to approve the contract with authorization for the Chairman to sign. Chairman stated that he would second the motion for discussion.*

Commission Bivins agreed that he would vote for the contract if a more notice could be given prior to the date of termination.

*Commissioner Richardson proposed an amendment that the contract include a 120 day termination clause rather than a 60 day. Commissioner Bivins seconded the amendment and it passed unanimously.*

*Commissioner Richardson made a motion to approve the original motion as amended. Commissioner Bivins seconded the motion and it carried unanimously. The motion was passed with the understanding that the contract would be placed on the next regular board agenda for ratification in order to allow Commissioner – Elect Edwards the opportunity to vote on it.*

There being no further business, the meeting adjourned at 10:00 a.m.

Shelia Thurmond, Clerk of the Board