

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, MAY 9, 2003, IN THE COMMISSION MEETING ROOM ON THE SECOND FLOOR OF THE CHATHAM COUNTY COURTHOUSE, LEGISLATIVE AND ADMINISTRATIVE BUILDING, 124 BULL STREET, SAVANNAH, GEORGIA.

I. CALL TO ORDER

Chairman Billy Hair called the meeting to order at 9:30 a.m., Friday, May 9, 2003.

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II. INVOCATION

Commissioner David M. Gellatly gave the invocation.

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III. PLEDGE OF ALLEGIANCE

All pledged allegiance to the flag of the United States of America.

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IV. ROLL CALL

The Clerk called the roll.

PRESENT:	Dr. Billy B. Hair, Chairman Dr. Priscilla D. Thomas, Vice Chairman, District Eight Frank G. Murray, Chairman Pro Tem, District Four Jeffrey D. Rayno, District One Joe Murray Rivers, District Two John J. McMasters, District Three Harris Odell, Jr., District Five David M. Gellatly, District Six B. Dean Kicklighter, District Seven
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IN ATTENDANCE:	R. E. Abolt, County Manager R. Jonathan Hart, County Attorney Sybil E. Tillman, County Clerk
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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

- 1. PRESENTATION TO THE CHATHAM COUNTY PARKS AND RECREATION DEPARTMENT BY THE SAVANNAH AREA TENNIS ASSOCIATION, BILL CASSILL, PRESIDENT, AND PHYLLIS GREEN, COMMUNITY TENNIS COORDINATOR. PRESENT TO ACCEPT THE PRESENTATION WILL BE: AL LIPSEY, INTERIM DIRECTOR; LORENZO BRYANT III, ASSISTANT INTERIM DIRECTOR; BRENDA WILKINS, RECREATION LEADER.**

Chairman Hair said, we appreciate you being here.

Mr. Bill Cassill said, the Savannah Area Tennis Association, which is a volunteer organization, sole purpose in life to promote and develop the game of tennis throughout the entire Savannah area. It's a game for life and the activity that we had with the Lake Mayer tennis folks over this past year has helped to introduce tennis to a great many new

youngsters. In the past years we've averaged somewhat less than 200 children. Last year we grew that number to more than 800, and it's due in large part to the enthusiastic support of the Lake Mayer Tennis Center. They've had Girl Scouts programs in there, we've had Summer programs, we've had adult beginner programs. This year we're hopeful of introducing wheelchair tennis there. So all of these things helped tennis and helped the entire community. So what I'd like to do now is to present this plaque to Lake Mayer Tennis Center in recognition and appreciation of the outstanding support to the growth of Junior Tennis in the Savannah area, and to Al Lipsey thank you so much for all of your guidance and direction. Lorenzo Bryant, we want to again thank you so much for the work you've done, and Brenda [Wilkins], you've been just wonderful in working with our programs. We thank you very much for this opportunity to be here and to present this plaque. Thank you.

Commissioner Odell said, I think Al Lipsey should say something.

Mr. Lipsey said, I would like to thank Mr. Cassill and Ms. Green for recognizing the work of our two employees and the facility. We really appreciate that and we look forward to continuing working with you in your endeavor.

Chairman Hair said, thank you, Al [Lipsey]. We appreciate it very much.

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2. RECOGNITION OF EXCELLENT WORK BY PARKS MAINTENANCE: GREGORY WALKER, LAKE MAYER.

County Manager Abolt said, first of all, based on the introduction from Commissioner Odell, I do want to recognize Mr. Lipsey, who's dressed very nice today. He looks at this as a photo opportunity and some face time. What you're going to see again today, as we've done repeatedly, is as you've requested, we have placed a great deal of emphasis on the quality of our Parks Maintenance. A few weeks ago I believe Commissioner —, I know Commissioner Rayno did send a very nice letter of thanks based on what he saw when he was in the parks. The fact that though resources are limited, we're putting quality in our people and priorities in the maintenance. I do want to turn over to Al [Lipsey] because Al is going to introduce to you another one of our employees who's done a super job in maintaining with precious few resources.

Mr. Al Lipsey said, thank you. I've got accused of changing some things out at Parks and Recreation, but I haven't been accused of —, can't accept the —, someone accused me of this uniform. Excuse me, the new —, changing the new uniform I should say. Greg [Walker] is on vacation this week. But I do want to say a couple of things about Greg I've been very impressed with him since I've been in Parks and Recreation. He puts forth a tremendous amount of effort in everything that he does and everything that is assigned to him. Greg is our go-to man, and by that I mean that Greg works the afternoon and the night shift out there at Parks. So we basically, the staff that is, get to see Greg very little during the normal work hours. But with the many accolades that I've received about Greg to the one most recently was from the Youth Commissioners and how he assisted them with their event out there a couple of weeks ago. As I said, Greg is very diligent in his work. He puts out 110% and he does whatever we ask him to do, so I just wanted him to know how much we appreciated his work and his efforts that he gives us. Thank you.

Chairman Hair said, it is now my pleasure to present to Gregory the Maintenance Worker's Recognition Award in recognition of outstanding performance in maintenance and care of recreational facilities in Chatham County. Congratulations, Greg.

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3. PROCLAMATION DECLARING MAY 14, 2003, AS POLICE MEMORIAL DAY. COMMANDER EDWARD WILLIAMS WILL BE RECEIVING.

Chairman Hair read the following proclamation into the record:

WHEREAS, dedicated and professional law enforcement officers are necessary to protect our rights as set forth in the Constitution and without them, life would become intolerable in an anarchic society cut off from law and justice; and

WHEREAS, every day of our lives, law enforcement officers must place their lives in jeopardy to protect the lives and property of Chatham County citizens, indeed the lives and property of all our nation's citizenry; and

WHEREAS, all citizens should express respect and appreciation to all officers now serving and especially express our respect and appreciation to the families of those officers who have fallen in the battle against crime and to whom we owe infinite gratitude.

NOW, THEREFORE, I, Dr. Billy B. Hair, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim Wednesday, May 14, 2003, as:

"POLICE MEMORIAL DAY"

in Chatham County and urge all citizens to join us as we pay respect to the memory of policemen who faithfully served our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 9th day of May, 2003.

Dr. Billy B. Hair, Chairman
Chatham County Commission

ATTEST:

Frances Q. Rasmussen
Deputy Clerk

Commander Eddie Williams said, thank you so much, Dr. Hair, Dr. Thomas and my fellow Commissioners. Speaking in behalf of the Chatham County Police Association and also the Fraternal Order of Police and also speaking for the families who have lost their loved ones who have put their lives on the line and for those who are putting their lives on the line at this very moment, we take very much pride in you taking time in your busy schedule to recognize this effort and what it shows is a time of reflection, a time of thanks and also it displays a wonderful characteristic that this Commission has and knowing that we are a caring community and have a caring Commission that cares about what we're doing, and we certainly appreciate it. Thank you so much. Chairman Hair said, thank you, Commander.

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4. PROCLAMATION DECLARING MAY AS NATIONAL FOSTER CARE MONTH.

Chairman Hair read the following proclamation into the record:

WHEREAS, the family, serving as the primary source of love, identity, self-esteem and support, is the very foundation of our communities and our State, and

WHEREAS, in Chatham County, there are 400 children and youth in the foster care system being provided with a safe, secure and stable home along with the compassion and nurture of a foster family; and

WHEREAS, foster families, who open their homes and hearts to children whose families are in crisis, play a vital role in helping children and families heal and reconnect and launching children into successful adulthood; and

WHEREAS, dedicated foster families frequently adopt foster children, resulting a greater need for more foster families; and

WHEREAS, there are numerous individuals, public and private organizations who work to increase public awareness of the needs of children in and leaving foster care as well as the enduring and valuable contribution of foster parents, and the foster care "system" is only as good as those who choose to be part of it.

NOW, THEREFORE, I, Dr. Billy B. Hair, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim May as:

FOSTER CARE MONTH

in Chatham County and urge all citizens to volunteer their talents and energies of behalf of children in foster care, foster parents and the child welfare professional staff working with them during this month and throughout the year.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 9th day of May, 2003.

Dr. Billy B. Hair, Chairman
Chatham County Commission

ATTEST:

Frances Q. Rasmussen
Deputy Clerk

An unidentified representative of the Department of Family and Children Services said, we at Family and Children Services would like to thank you for honoring a group of people —, I don't think I've known a group of people more unselfish and big hearted than our foster parents, and also the staff at Family and Children Services, hard-working case managers who have a very difficult and tough job of it. Thank you very much.

Chairman Hair said, thank you. We appreciate the job you do.

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RECOGNITION OF GUESTS

Chairman Hair said, as is our custom I'm going to recognize some other elected officials in our audience today. They may speak later. We have the Mayor of Tybee with us, Walter Parker. We're glad to have you with us, Walter [Parker]. We also have one of their aldermen, Richard Barrow, who's on the City Council of Tybee. We appreciate y'all being here today.

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VI. CHAIRMAN'S ITEMS

1. RDC DAIMLER/CHRYSLER IMPACT STUDY — \$2,600.

Chairman Hair said, what this is is our portion of —, the RDC —, the Regional Development Center in Brunswick is putting together a \$300,000 study and they have to have a \$75,000 local match, and all the counties and cities within the 13-county area are participating and our share is \$2,600. I'll entertain a motion.

Commissioner Murray said, move for approval. Commissioner Thomas said, second. Chairman Hair said, second. Any discussion. All those in favor vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Murray moved that the County contribute \$2,600 as Chatham County's share of the \$75,000 local match for the \$300,000 Daimler/Chrysler Impact Study being conducted by the Coastal Georgia Regional Development Center [CGRDC]. Commissioner Thomas seconded the motion and it carried unanimously.

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2. LIQUOR LICENSE, LOUISE BATTLE AT MICHY'S.

Chairman Hair said, what this is is a transfer of the license from Michy's. Michy's is being sold to Ms. Battle and by us approving it today this allows the State license not to lapse and will prevent a 30-day shutdown of this restaurant. Our staff has already approved it's a clean liquor license, we have no problems with it.

Commissioner Murray said, so moved. Commissioner Odell said, second. Chairman Hair said, second. All those in favor vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes. Thank you.

ACTION OF THE BOARD:

Commissioner Murray moved to approve the transfer of the liquor license from Michy's, located at 3-A Skidaway Village, to Louise Battle. Commissioner Odell seconded the motion and it carried unanimously.

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VII. COMMISSIONERS' ITEMS

1. EMS SERVICE (COMMISSIONER MURRAY).

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, yeah. Before I start with my comments, this is not to criticize Memorial or Tybee, but I just think some issues need to be brought forward based on the fact that this was all in the news media last week, and so anyway I'll make my comments and go from there. I had a meeting before our last Commission meeting with Mayor Parker and Councilman Crawford to discuss another issue and the issue of EMS never came up during that discussion. When I got home after that meeting on Friday, I had a phone call from [inaudible] at the New-Press telling me about all of it and I said I don't know anything about it, I have met with them and they didn't mention it so I assume it's not a big issue. Every time I've received a complaint about the EMS service, I've reported it, it's been dealt with and it's been dealt with in a proper manner. A couple of days later the article showed up in the paper. It gave a lot of listings of times and things, response times and everything else. After looking more into it and talking with people I found out that there were a lot of circumstances based on one particular issue. When the ambulance was on the way to pick a person up at Tybee, there was another person hemorrhaging by the Bull River Bridge, in that vicinity, and that person was picked up and taken back to the hospital and they dispatched a helicopter to go to Tybee. Part of it that I heard was that the Tybee Police would not allow the helicopter to land close to the scene, they had to land farther away. That's here nor there. That was one issue, but they had a whole listing in the paper. Memorial, EMS and Tybee have met. They met this week. I understand they have resolved most of the issues. The contract that they operate under in Chatham County they have complied with and exceeded. So there's not an issue with the contract and in talking with Walter —, Mayor Parker this morning, he said that he felt like all the issues were worked out and they were working together in resolving those issues. I guess the biggest problem that I have with all of this is that Chatham County was not aware of it. We're the ones that contract to Memorial. I represent Tybee and I can't help y'all resolve anything if I don't know that there's a problem. No one up here can help resolve it if we don't know there's a problem. In the past you have called me when you had a problem with EMS and it's been addressed. This time it was not. So the only thing I ask is better communication between all of us in order to make it work smooth if there is a problem. I think y'all are aware of it now that Memorial is willing to meet and work out these problems, but from what I understand right now, there are no problems with the contract, it is working and they have complied and exceeded that contract, and I also understand that they are —, have offered to help y'all get your First Response Team back together and operating and do the training for that. So —, and I've also heard that they will be putting a helicopter possibly at Tybee for the Summer months. If that's the case, I think that probably exceeds anything that was in the contract. But at any rate, I just wanted it brought up so —, I don't believe the article that was written in the paper was accurate. I think there were some things in there that probably shouldn't have been in there and that caused some confusion, but I just wanted everybody to know that we are working together trying to get it resolved and it will be resolved, and if there are ever any complaints, they need to call us so we'll know about it and we can address those complaints. I don't think that anybody from Chatham County —, your office wasn't contacted and I see Zack Shuman sitting out there, I don't think he was contracted, and he's our liaison between all of them. So, anyway, that's all I wanted to say.

Chairman Hair said, thank you, Commissioner Murray. We have —, Mayor Parker, would you like to say anything? If you want to you're certainly welcome or, Ms. Hughes, if you want to represent Memorial, you're both welcome to say anything you'd like to say.

Mayor Parker said, I just wanted to say that we had already started E-mails back and forth with Medstar when this problem —, when the perceived problem came up and we thought we were going to be able to work out something. The news media picks up leaks from time to time and it was overstated and overdone and we felt like that it was not necessary to get everybody involved until we —, we thought we could address the problem and we have.

Chairman Hair said, thank you, Mayor. Chairman Hair recognized Ms. Hughes. Chairman Hair said, go ahead.

Mayor Parker said, that's it. I just wanted to thank Commissioner Murray. Chairman Hair said, thank you. Chairman Hair recognized Ms. Amy Hughes.

Ms. Amy Hughes said, thank you, Mr. Commissioner. I'm Amy Hughes with Memorial Health, Vice President of Governing Affairs. We are very proud to be the ambulance for the Westside and for the Islands and, as you've heard, we're in complete compliance and we exceed the minimum requirements of our contract, and we just want to thank you and let you know that we're doing our best to make sure that they have access to world-class health care. Any issues that arise, you always know that any one of you can feel free to call me or Alan or Rick or Bob Colvin any time and we'll be glad to help in any way we can. Thank you.

Chairman Hair said, thank you, Amy [Hughes]. I think y'all have been very responsive. Chairman Hair recognized Commissioner Odell.

Commissioner Odell said, good morning, Amy [Hughes]. Memorial Medical Center really has said they're a world-class organization and I think they have proven that. I wish all contractors would exceed the contract amount. Memorial in this instance is exceeding what the contract demands. I think that's joyous we've got someone who we engaged to provide services and they provide more services than what we engaged them to provide. Isn't that incredible in County government? I serve on the board at Memorial. Having been trained in hospital administration, I am overwhelmed and impressed with the dedication, the sophistication and the hard work that the people at Memorial put in. I commend you, I think that you all are a world-class organization. Leadership is incredible out there, and I thank you for clearing this misunderstanding up at Tybee.

Ms. Hughes said, thank you, Commissioner, for your kind words and we really do appreciate the leadership that you provide for the Chatham County Hospital Authority and serving as the liaison to this body as well because I think that's a very important communication link that needs to occur. Thank you.

Commissioner Murray said, we appreciate y'all coming. Chairman Hair said, thank you, Amy [Hughes]. We appreciate y'all being here to take care of that.

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VIII. TABLED/POSTPONED ITEMS

<p>Unless action is contemplated at today's meeting, staff report and file material has not been duplicated in your agenda packet. The files are available from the Clerk. Those on which staff is requesting action are indicated by asterisk (*).</p>

* **1. TAX CORRECTION (COMMISSIONER RAYNO). Tabled at meeting of April 25, 2003.**

Chairman Hair said, the first item we're going to leave on the table, Tax Correction.

ACTION OF THE BOARD:

This item was not untabled and placed before the Commissioners for consideration.

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* **2. TO PRESENT YEAR END FUND BALANCE RECONCILIATIONS BASED ON AUDIT, BUDGET AMENDMENT AND BUDGET ADOPTIONS FOR ENCUMBRANCES, INCOMPLETE PROJECTS/ EQUIPMENT PURCHASES AND FUND BALANCE RESERVES AT YEAR END 2002 FOR THE GENERAL FUND M&O, SPECIAL REVENUE FUNDS, AND CAPITAL IMPROVEMENT FUNDS; AND A GENERAL FUND M&O BUDGET AMENDMENT TO RECOGNIZE \$20,000 IN REVENUE FROM HOUSING MUNICIPAL PRISONERS TO FUND ADDITIONAL POSITIONS APPROVED AT THE APRIL 11, 2003, BOARD MEETING. Tabled at meeting of April 25, 2003.**

Chairman Hair said, I'll entertain a motion to take it off the table.

Commissioner Rayno said, I move to take it off the table. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes.

Chairman Hair said, I'll now entertain any motion that any Commissioner wants to give on this item.

Commissioner Rayno said, I'd like to make a motion that we approve the Emergency Telephone System Fund resolution, the Confiscated Special Revenue Fund resolution, the Land Disturbing Activities resolution, the Land Bank resolution, the Multiple Grant Fund resolution, the One Percent Sales Tax resolution (1985-93), the One Percent Sales Tax resolution (93-98), the One Percent Sales Tax (98-2003) and also the resolution for Capital Improvement Series DSA 1999 Revenue Bond Fund. Chairman Hair asked, does that motion have a second? Commissioner McMasters said, second. Chairman Hair said, all those in favor of that motion vote yes —. Commissioner Murray asked, wait —.

County Manager Abolt said, we also would ask you to include, which is just a recognition of what you've already done, \$20,000 in housing Federal prisoners to fund the additional positions approved on the 11th of April. Commissioner Murray said, the Library —. Chairman Hair said, no, he's leaving that one out. You're leaving the Library? Commissioner Rayno said, we're leaving it.

Chairman Hair said, all those in favor —. Commissioner Kicklighter asked, do you accept that amendment. Commissioner Rayno said, yeah, that's fine. Chairman Hair said, just leave the Library out though. Commissioner Odell said, let's see. What is —? Chairman Hair said, it's everything except the Library. Is that correct? The maintenance of effort and —. County Manager Abolt said, the maintenance of effort will come in your third quarter report, which is the next page. This is the issue of CIP. Chairman Hair said, leaving out CIP issue, everything else is included. Commissioner Murray said, I see Bill Johnson out there. Commissioner Rayno said, I left out the General Fund M&O and also Special Service District Fund and the Capital Improvement Fund. Chairman Hair said, okay. Chairman Hair recognized Commissioner Murray.

Commissioner Murray asked, Bill [Johnson], does it affect anything y'all do between now and our next meeting? Mr. Johnson said, it —. Commissioner McMasters said, I think that's a different —. Chairman Hair said, this is a totally different issue, Frank [Murray]. This is not —. Commissioner Murray said, never mind. I'm sorry.

Chairman Hair said, now let's vote on this motion. All those in favor of the motion vote yes, opposed vote no. Commissioners Rayno, McMasters, Murray, Gellatly, Kicklighter and Thomas voted in favor of the motion. Chairman Hair and Commissioner Odell voted in opposition. [NOTE: Commissioner Rivers was not present.] Chairman Hair said, the motion passes. Okay that takes us —, did you want to make a motion?

Commissioner Odell said, yeah. I'd like to make a motion that we approve the CIP recommendation of staff, the General M&O as recommended by staff and the —. Chairman Hair asked, does that motion have a second? Commissioner Odell said, somebody's got a second. Chairman Hair said, motion dies for lack of a second.

ACTION OF THE BOARD:

1. Commissioner Rayno moved to untable this item and place it before the Commissioners for consideration. Commissioner Thomas seconded the motion and it carried unanimously.
2. Commissioner Rayno moved to approve the Emergency Telephone System Fund resolution, the Confiscated Special Revenue Fund resolution, the Land Disturbing Activities resolution, the Land Bank resolution, the Multiple Grant Fund resolution, the One Percent Sales Tax resolution (1985-1993), the One Percent Sales Tax resolution (1993-1998), the One Percent Sales Tax (1998-2003) and the Capital Improvement Series 1999 DSA Revenue Bond Fund resolution, and also approve \$20,000 in housing Federal prisoners to fund the additional positions approved on the 11th of April, 2003. Commissioner McMasters seconded the motion. Commissioners Rayno, McMasters, Murray, Gellatly, Kicklighter and Thomas voted in favor of the motion. Chairman Hair and Commissioner Odell voted in opposition. [NOTE: Commissioner Rivers was not present.]

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IX. ITEMS FOR INDIVIDUAL ACTION

(Unless the Board directs otherwise, adoption of an Action Item will mean approval of the respective County staff report and its recommended action.)

1. THIRD QUARTER FINANCIAL REPORT, RECOMMENDED BUDGET TRANSFERS AND CONTINUE M&O HIRING FREEZE FOR BALANCE OF FISCAL YEAR.

Chairman Hair said, I'll entertain a motion.

County Manager Abolt said, Dr. Hair and Dr. Thomas, Chairman, gentlemen, this is as it implies and states a third quarter financial report. In a very difficult and demanding year we find ourselves in a reasonably good position as we finish the last couple of months of fiscal '03. I'd like to highlight for you issues that still must be addressed either today or hopefully in the case of Mosquito Control today, but certainly before the end of the fiscal year. What we have here in effect is a budget for both M&O and SSD that from the standpoint of percentage expenditure and percentage of revenue taken, is generally on course. We have brought to your attention as far back as early September of last year and then again in November and then in your mid-term financial report in January and February that we have issues that should be addressed before the end of the year. One in point was the Library continuation budget which includes the maintenance of effort. We had good news, you'll notice in your packet, and I'm referring if you will to the second page of the staff report which you have in front of you now, on the CAT Teleride in meeting as recently as Tuesday of this week Scott Lansing has come up with word that based on a ridership downturn that he does not need the \$49,000 to continue Teleride countywide. On the Mosquito Control needs, this is a function as you all know from previous correspondence I've sent you from Dr. Lewandowski that we must deal with not just past heavy rainfall, but what the heavy rainfall has done to us as a community. We essentially find ourselves with near depleted pesticide chemicals to deal with these mosquitos. We are all aware not only of common knowledge that we're dealing daily with the issue of West Nile virus and also now with the Triple-E Encephalitis problems, so I feel that the adjustment to Dr. Lewandowski's budget in that amount is justified, and then forces beyond our control in the natural gas industry have made adjustments in the fiscal year so, in effect, we're asking for \$86,000 to cover that for the balance of the fiscal year. In effect, our unmet needs, as recognized in the third quarter report, amount to \$692,760. I've come up with a way in which you can handle that in the short term. We have been able through selling property, the Richardson Creek property, to amass some cash that is there. It's real, it can be used to cover the cost, and I would recommend that you take for the short term a draw down of that realizing that it's a combination of future salary savings as well as potential additional revenue through the housing of jail inmates you'll be able to replenish that. The only reason I ask for this adjustment into the third quarter is that these needs as I've identified must be met prior to the 30th of June.

Chairman Hair said, okay, I'll call on Commissioner Odell.

Commissioner Odell said, I move that the third quarter financial report be accepted as information and I move further that the budget transfer and/or adjustment as recommended by staff be approved, and additionally that we continue the M&O hiring freeze for the balance of the year with the exception of the Tax Commissioner. Chairman Hair said, I have a motion. Do I have a second? Commissioner Rivers said, second. Chairman Hair asked, any discussion? All those in favor of the motion —. Chairman Hair recognized Commissioner McMasters.

Commissioner McMasters asked, if I want to make an amendment, when do I make that? Commissioner Murray said, now before it's —. Chairman Hair said, before it's passed. Offer an amendment. Commissioner McMasters said, I'd like to make an amendment with some discussion that the Library continuation amount and the —. Commissioner Rayno said, you need to pull CAT Teleride out too because they don't need it anymore. Chairman Hair said, state your amendment, Commissioner McMasters. Commissioner McMasters said, okay. I'd like to —, I'd like to amend this so that the Library continuation budget is deferred until our next meeting, the CAT Teleride is deferred until our next meeting —. Commissioner Rayno said, you don't have to defer it, they don't need the money. We got a memo last night. Commissioner McMasters said, okay, well, then for the purpose of this amendment I just want to exclude the Library continuation budget until the next meeting.

Chairman Hair asked, will you accept that amendment as the maker of the motion? Commissioner Odell said, I'd like to hear from the —, Bill [Johnson]. I think, Frank [Murray], this is the question that you had. Frank [Murray], do you want to pose that? Commissioner Murray asked, \$49,000 has been pulled out, is that correct? Commissioner Odell said, \$49,000 is being pulled out of Teleride, but I'm not —. Commissioner Murray said, I know, but —. Chairman Hair asked, Bill [Johnson], can you answer —? Mr. Bill Johnson said, another two weeks is not going to do any damage. Commissioner Odell said, so it's no harm there and there's no harm as far as CAT Teleride because they said, Jeff [Rayno] —. Commissioner Rayno said, we don't need it. Commissioner Odell said, — they don't need the money.

Chairman Hair recognized Commissioner McMasters. Commissioner Odell said, John [McMasters], I was going to accept your —. Commissioner McMasters said, well, go ahead and accept and then do we still have discussion after your —? Chairman Hair said, well, the second —. Who made the second, Sybil [Tillman]? Commissioner Rivers said, I did. Chairman Hair asked, Joe [Rivers], do you accept that amendment? Commissioner Rivers said, yeah. Chairman Hair said, okay, Commissioner McMasters.

Commissioner McMasters asked, Russ [Abolt], where are we —, since this is —, the funding source here is principally LOST jail costs —? County Manager Abolt said, no, sir. In this case the funding source is property sold referred to as Richardson Creek. It creates the cash to cover the needs. Commissioner McMasters asked, exclusively? County Manager Abolt said, yes sir, more than enough. You have —, you're seeing the funding analysis on the third piece of paper. We have more than enough in the bank to cover it. The intent is obviously as additional jail revenue comes in and we have additional salary savings because it all folds under fund balance. Commissioner McMasters said, okay, my question, if you'll indulge me on the LOST prisoner housing revenue, have we resolved —, has Pat [Monahan] made any progress with the arbitration issue because we keep going to this revenue —? County Manager Abolt said, sure. Commissioner McMasters said, — but we don't have anything specific. County Manager Abolt said, again please let me respond to what I just heard you say. The revenue I'm referencing, the short term, is not that. We did not have any trend information as far as the housing of prisoners. The cities have not agreed, if I'm correct, to the amendments on arbitration, but they have been sending us money. To date we have billed out \$400,000. That's through March. We realize that we do not have enough to advise you as to trends. Obviously, if that money were coming in quicker than it was, we would use that as a source to deal with these immediate needs. Now here is the issue we have with housing jail prisoners. The Sheriff and I and support departments have come up with a system of promptly billing the cities. In some cases, apparently in talking as recently as yesterday with Colonel Holmes, the cities received the statements. Some may choose to pay a portion or not at all, and then not respond to our overture, well if you have any problems let us know. As a result of that silence, what we are going to do now with the Sheriff's approval, as these bills are set out —, sent out our documentation of prison's days, we're going to tell them if we don't hear from you by such-and-such a date, we are assuming that you agree with this. Commissioner McMasters said, Russ [Abolt], my question was specifically have we resolved the binding arbitration on [inaudible] prisoner cost with the City of Savannah? Chairman Hair said, I think they still continue to refuse binding arbitration. I don't think they've ever accepted that. They've never accepted binding arbitration. Commissioner McMasters said, okay, and in the absence of both parties, both governments coming to terms on that, do you anticipate or have we experienced as yet any delay in payment for either uncontested or contested prisoners? County Manager Abolt said, no, and you might remember in our discussion a few weeks ago, and in fact this shows cooperation between at least the City and the County staffs, they have come up and paid, I think, just shy of \$300,000 —, 200 and some thousand dollars —, so they've realized our cash flow problems, but that's not a guarantee we will not have differences. I believe on the issue of arbitration that's one of the legal minds disagreeing and advising that arbitration may be contrary to City Code. I can't go into that, Jon [Hart] might be able to, but essentially what we have is a —, governments that are cooperating, but what we see is and what we billed out, which has nothing to do with the issue of arbitration or whether they choose to pay or not, we billed out \$400,000. Commissioner McMasters said, I understand you're doing your job. When do you anticipate resolving this issue? County Manager Abolt said, without Mr. Monahan, who is not here this morning, I cannot respond —.

Chairman Hair asked, Sheriff, you or Colonel Holmes, could you address Commissioner McMasters's question? Colonel Holmes?

Sheriff St. Lawrence said, we haven't had any disputes yet. I've been kind of surprised myself. [Inaudible] there's been disputes all the time, but we haven't had any disputes. But it's too early to tell, as the Manager said, what kind of —, what we can project that the jail revenue is going to be from prisoner cost simply because right now we're still on the honeymoon, so to speak. They're getting people bound over right away so that they stop paying, they become, you know, they're bound over to Superior Court or State Court and so forth, so this will all settle down and we'll be able, you know, six months to a year, give you a better projection on what's going to happen. To begin with, we figured that they would cut them as close as they can, but to answer your question, they haven't disputed anything we've done at this point. Commissioner McMasters asked, do you think that they might in the future? Sheriff St. Lawrence said, oh, they very well might, but we've got all the records to back it up —. Commissioner McMasters said, okay. Sheriff St. Lawrence said, and we've got the two employees to go to them and settle the dispute. Now as far as binding

arbitration, of course, they still —, but we haven't had no disputes, so I don't know what to tell you. Commissioner McMasters said, thank you.

Chairman Hair said, Commissioner Kicklighter and then Commissioner Murray.

Commissioner Kicklighter said, I just want to ask —, I was wondering, did we set a policy a while back that our property sales would go into our savings? Chairman Hair said, half and half. County Manager Abolt said, half and half. Commissioner Kicklighter said, okay, so this half —. Chairman Hair said, half goes into fund balance. Commissioner Kicklighter said, okay. Chairman Hair said, yes. Commissioner Kicklighter said, that was my only question. Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, Russ [Abolt] —. County Manager Abolt said, sir. Commissioner Murray asked, after everything's approved and what we've already drawn down on that Richardson Creek property total, what is the total drawdown? County Manager Abolt said, you've got a —, if you look at the —, I apologize we don't have page numbers, but the third piece of paper, under Recommendation, we have \$1.2 million in Richardson Creek, you're drawing down about, oh, a little over half of that. Commissioner Murray asked, will any of that money be put back? County Manager Abolt said, yes, sir. What you're going to find —, I will always advise you to assume the most conservative position, but when year ends, whatever comes in to the jail, whatever comes in on salary savings based on the freeze, will go into fund balance. So in effect we're very confident that we'll be able to make that by the end of the year. The situation now is the short term cash flow needs in these high profile budgets. Commissioner Murray said, my only concern is Commissioner Kicklighter brought up, we did set a policy and I know it's a policy we can change if we need to, but 50% of any of this would go towards that and now we're drawing down that account by more than 50%. County Manager Abolt said, yes, sir. Commissioner Murray said, so I want some kind of guarantee —. County Manager Abolt said, you have the guarantee. Commissioner Murray said, — it's not going back in from another —. County Manager Abolt said, you have the guarantee. See, what will happen is, in simplistic terms, money not spent is going to go into your fund balance. It's too early to predict or go out on a line, but the sensing I get in your policy of freezing and slowing down expenditures for this year going into next fiscal year we should have some good news in fund balance. Now it's in part attributed to the fact that you sold the Richardson Creek property, but it will still be there for you to be able to say you're achieving your goal to enhance and enrich your fund balance. Commissioner Murray said, all right. Well, last question. That property was given to Chatham County from —. County Manager Abolt said, Union Camp. Commissioner Murray said, — what used to be Union Camp. It was in the unincorporated area. Now tell me why this goes into M&O rather than SSD? County Manager Abolt said, well, from the standpoint of assets, we have recognized that the M&O in effect can approve that type of benefit. You have the discretion obviously, if you wish to use it for other purposes, but an example is, you know, why do you fund parks out of M&O? There is a general wide community benefit and traditionally this type of asset has been recorded in M&O.

Commissioner Rayno said, I disagree with that policy too because we're —. Chairman Hair said, Commissioner Rivers first. Let's stay in order please. Commissioner Rivers next and then Commissioner Rayno. Commissioner Rayno said, okay, thanks.

Commissioner Rivers said, I'm glad that Frank [Murray] brought up that because the property that was given at Richardson Creek and Triplett Park were for recreational parks, and when we were not allowed to construct that park there, we moved some of the monies to Runaway —, well, we moved to Runaway Park to start developing the park. So essentially what I see that money should —, some of it should specifically go into the Islands and Runaway Point Park for recreation. County Manager Abolt said, if I may, I don't —. Commissioner Murray said, I don't have a problem with that either. County Manager Abolt said, I don't disagree with what you're saying. You're in a position now to address the short term needs, realizing they'll be replenished, but then when you have your fund balance figures for next year, and I realize it's not reoccurring revenue, but you may look at the type of expenditures for recreation. Give you some history line on this. A number of years ago when Commissioner Murray and others were working so hard on the acquisition of the Demere tract, which as you know is a passive but yet undeveloped park, at that particular point staff broached the option to you of taking the money from the sale of the Richardson Creek property and using it to develop Demere. That is still an option you have, but right now you're being financially very prudent, you're achieving some short term operational needs realizing at the end it will be replenished, and then in the next fiscal year, given the full health of your fund balance, you can go in there and decide how you wish to use this money. But that's a policy decision. Commissioner Rivers said, in other words, we're loaning you some money from Richardson Creek. County Manager Abolt said, that's right. Let's face it, that's exactly what you're doing. Exactly.

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, when we get later on today into Agenda Item X-3, we take the money from the Richardson Creek sale and we put it into countywide drainage maintenance. County Manager Abolt said, you've done that —, remember you've done that already before. That's what —, Commissioner Kicklighter can help me. A number of weeks ago when the rain started falling, we came to you and Robert Drewry did, I think, an excellent job of explaining the operational needs of countywide drainage maintenance based on the agreement with the cities. That was one of the needs on this checklist. If you go back to the September, November and mid-year reports in addition to all these things, Library Continuation Budget, CAT Teleride, and all that, we said, oh, by the way, we've got canal maintenance which was not in the budget because you adopted the budget before the LOST agreement was approved. So we said we've got that need right now, Mother Nature is blessing us with a lot of wet, and you authorized us, just like you're doing here to cover these needs, to draw down to pick up one of these long-reach excavators which was about —, was near going kaput, and then hiring the staff to begin the maintenance, which we're doing. All you see on the Action Calendar is the moving of the money in the right accounts, period. Commissioner Murray said, but that too was going to be reimbursed. County Manager Abolt said, yes, sir. Yes, sir.

Chairman Hair said, all right, we have a motion and a second on the floor. Commissioner Rivers said, I want y'all to remember that though.

Sheriff St. Lawrence said, Mr. Chairman, just a point of clarification. In the motion they said the hiring freeze would continue except the Tax Commissioner. Now, we were exempted before —. Chairman Hair said, the law enforcement has already been excluded. Sheriff St. Lawrence said, okay. Chairman Hair said, the law enforcement has already been excluded from the hiring freeze. Sheriff St. Lawrence said, I know we were before, but when you made the motion they mentioned —. Chairman Hair said, no, we're just adding —, we added the Tax Commissioner to the ones that —. Sheriff St. Lawrence said, I don't want to keep my friend Danny Powers from getting anything, but I want mine —. Chairman Hair said, especially when he's not here to defend himself.

Commissioner Kicklighter asked, can I say one thing? I just want to commend the Sheriff for doing a good job. They're not having —, the cities aren't arguing about the payments, that means that y'all are doing a fine job, and I appreciate it.

Chairman Hair said, I really think it has to do with the fact that the Sheriff and Colonel Holmes are doing an excellent job in documenting, and therefore there's nothing to dispute. They're providing proper paperwork out there and they can dispute it if they want to, but they're not —, they're going to lose. Chairman Hair recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, just to perfect the previous motion, I know it was implied. You mentioned the Sheriff. In your previous exemptions to the freeze you also included the Library Board so you're not [inaudible] the potential —. Chairman Hair said, no, we're only adding the Tax Commissioner to the exemptions from the freeze, that's all we're doing.

Commissioner McMasters said, point of clarification. Chairman Hair said, certainly, Commissioner McMasters. Commissioner McMasters said, I think I withdrew the Tax Commissioner's —. Chairman Hair said, well, I asked Commissioner Odell, he —. Commissioner Odell said, I didn't accept that. Chairman Hair said, he didn't accept that. So that's not —. Commissioner McMasters said, but may I just ask a question. If the hiring —, lifting the hiring freeze would be to hire people, the cost of which were already budgeted in his '03 budget? County Manager Abolt said, any position that's frozen is authorized and funded. Commissioner McMasters said, okay.

Chairman Hair said, yeah, so with the motion as it's stated adds the Tax Commissioner to the exemption from the freeze to the next —, until June 30th. Okay, all those in favor of the motion vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved that the third quarter financial report be accepted as information; that the budget transfer and/or adjustment as recommended by staff be approved with the following exceptions: 1) that the Library Continuation Budget be deferred to the next meeting, and (2) excluding the \$49,000 for CAT Teleride; and approve the continuation of the M&O hiring freeze for the balance of the year with the exception of the Tax Commissioner. Commissioner Rivers seconded the motion and it carried unanimously.

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2. BOARD CONSIDERATION OF REFUND OF BUSINESS TAX PAID FOR 2003. PETITIONER: KENNETH TANT, AGENT FOR KOCH MATERIALS, INC., LOCATED AT 1 GRANGE ROAD. COMPANY IS NO LONGER CONDUCTING BUSINESS FROM THAT LOCATION. [DISTRICT 7.]

Chairman Hair recognized Mr. Gregori Anderson.

Mr. Anderson said, yes, good morning. What's before you today for your consideration is the opportunity to refund a tax certificate —, taxes for a business that is going out, being expired. The owner submitted a request to us stating that the business, even though they renewed their tax certificate a couple of months ago, that the business is actually going out. So —. Chairman Hair asked, have we done this in the past, Mr. Anderson? Mr. Anderson said, we have, yes, and there is a text in the ordinance that gives you that flexibility.

Chairman Hair said, I'll entertain a motion. Commissioner —. Commissioner Kicklighter said, I'll make a motion to approve. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. Commissioner Rayno asked, can we [inaudible]? Chairman Hair asked, pardon? Commissioner Rayno asked, to approve? Chairman Hair said, we're voting to —. Commissioner Rayno asked, of a waiver? Chairman Hair said, no, we're voting to refund the remaining portion of the business license. Commissioner Rayno said, they have a business plan, I would assume they would have known they were going out of business two months later after they filed for a business license. Chairman Hair said, all those in favor —, all those in favor vote yes, opposed vote no. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes. Thank you.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the petition of Kenneth Tant, agent for Koch Materials, Inc., located at 1 Grange Road, for a refund of a business tax for 2003 because the company is no longer conducting business from that location. Commissioner Thomas seconded the motion. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.]

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X. ACTION CALENDAR

(The Board can entertain one motion to adopt the below-listed calendar. Such motion would mean adoption of staff's recommendation. Any Board Member may choose to pull an item from the calendar and it would be considered separately.)

Chairman Hair said, that takes us to the Action Calendar. Commissioner Rayno, what do you want to come off? Commissioner Rayno, what do you want to pull off? Commissioner Rayno said, A, C, D. Chairman Hair said, A, C, D. Commissioner Rayno said, yes, please. Thank you. Chairman Hair said, okay. Anybody else want to pull anything off? Commissioner Odell said, I move for approval of the balance. Chairman Hair asked, second? Commissioner Rivers said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved that the Action Calendar be approved in its entirety with the exception of Items 10-A, 10-C and 10-D. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

[NOTE: ACTION OF THE BOARD IS SHOWN ON EACH ITEM AS THOUGH AN INDIVIDUAL MOTION WAS MADE THEREON.]

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1. APPROVAL OF THE MINUTES FOR THE PRE-MEETING AND REGULAR MEETING ON APRIL 25, 2003, AS MAILED.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the minutes of the pre-meeting and regular meeting of April 25, 2003, as mailed. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD APRIL 16 THROUGH APRIL 29, 2003.

ACTION OF THE BOARD:

Commissioner Odell moved to authorize the Finance Director to pay claims against the County for the period April 16 through April 29, 2003, in the amount of \$4,291,412. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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3. REQUEST BOARD APPROVE AN AMENDMENT TO THE LAND BANK AUTHORITY FUND TO APPROPRIATE TRANSFERS OF \$255,800 TO THE SPECIAL SERVICE DISTRICT FUND AND \$1,219,680 TO THE GENERAL FUND M&O; A SPECIAL SERVICE DISTRICT FUND AMENDMENT TO RECOGNIZE \$255,800 IN REVENUE TO BE APPROPRIATED TO PUBLIC WORKS; AND A GENERAL FUND M&O AMENDMENT TO RECOGNIZE \$1,219,680 IN REVENUE TO BE DIVIDED EQUALLY BETWEEN CONTINGENCY AND RESTRICTED CONTINGENCY FOR FUND BALANCE.

ACTION OF THE BOARD:

Commissioner Odell moved to approve an amendment to the Land Bank Authority Fund to appropriate transfers of \$255,800 to the Special Service District Fund and \$1,219,680 to the General Fund M&O; a Special Service District

Fund amendment to recognize \$255,800 in revenue to be appropriated to Public Works; and a General Fund M&O amendment to recognize \$1,219,680 in revenue to be divided equally between Contingency and Restricted Contingency for fund balance. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 4. REQUEST APPROVAL TO EXCHANGE PROPERTY WITHIN THE HENDERSON GOLF COMMUNITY THAT WOULD INCREASE CHATHAM COUNTY'S HOLDINGS OF HENDERSON GOLF CLUB BY ABOUT .67 ACRES.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request of Henderson III, LLC, the developer of Phase 3-C at Henderson Golf Community to exchange property on two disconnected parcels within the Henderson Golf Community that would increase Chatham County's holdings of Henderson Golf Club by about .67 acres, upon the following conditions: (a) Any exchange would need to recognize properties of equivalent size; (b) any changes would need approval of the golf course management so as not to detract from the golf course layout; (c) the developer would bear the expense of any exchange, including surveys, plats and legal recordings; and (d) the developer would provide additional work on behalf of the golf course to include cleaning and extending certain drainage areas. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 5. REQUEST FROM THOMAS & HUTTON, ENGINEER FOR THE DEVELOPER, HENDERSON III, LLC, FOR THE COUNTY TO RECORD THE SUBDIVISION PLAT FOR HENDERSON GOLF COMMUNITY, PHASE 3C, ACCEPT THE MAINTENANCE AGREEMENT AND FINANCIAL GUARANTEE AND RECOMBINE THE SUBDIVISION INTO THE EXISTING STREETLIGHTING ASSESSMENT DISTRICT.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from Thomas & Hutton, engineer for the developer, Henderson III, LLC, for the County to record the subdivision plat for Henderson Golf Community, Phase 3C, accept the maintenance agreement and financial guarantee and recombine the subdivision into the existing Streetlighting Assessment District. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 6. REQUEST FOR A NEW BEER, WINE AND LIQUOR RETAIL LICENSE FOR 2003. PETITIONER: LESLIE ALLYN BUTT, D/B/A J & L BEVERAGE, LOCATED AT 1040 KING GEORGE BOULEVARD.
[DISTRICT 6.]**

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request of petitioner Leslie Allyn Butt, d/b/a J & L Beverage, located at 1040 King George Boulevard, for a new beer, wine and liquor retail license for 2003. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 7. REQUEST FOR TRANSFER OF BEER, WINE & LIQUOR POURING AND SUNDAY SALES LICENSE FOR 2003. PETITIONER: MARK WILLIAM MILLNER, D/B/A RUBY TUESDAY RESTAURANT, LOCATED AT 590 AL HENDERSON BOULEVARD.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Odell moved to approve the petition of Mark William Millner, d/b/a Ruby Tuesday Restaurant, located at 590 Al Henderson Boulevard, for transfer of beer, wine and liquor pouring and Sunday sales license for 2003.

Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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8. REQUEST FOR RENEWAL OF SUNDAY SALES OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2003. PETITIONER: HERMAN R. SHIRAH, JR., D/B/A THE ISLANDERS, LOCATED AT 221 JOHNNY MERCER BOULEVARD. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Odell moved to approve the petition of Herman R. Shirah, Jr., d/b/a The Islanders, located at 221 Johnny Mercer Boulevard, for renewal of Sunday sales of beer, wine and liquor pouring license for 2003. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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9. REQUEST APPROVAL OF CONSENT ORDER ON ENVIRONMENTAL REMEDIATION FOR MOSQUITO CONTROL PROPERTY ON EISENHOWER DRIVE.

ACTION OF THE BOARD:

Commissioner Odell moved to approve a Consent Order on Environmental Remediation for Mosquito Control property on Eisenhower Drive. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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10. REQUEST BOARD APPROVAL TO AWARD BIDS AS FOLLOWS: (Please note that new purchase thresholds of \$10,000 or more have been enacted; however, contracts and change orders of a lesser amount still will appear.)

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
A. Declare a 1990 long arm excavator as surplus and dispose through a trade-in allowance on the purchase of a new replacement long arm excavator	Public Works	Great Southern Construction Equipment Company	\$178,273	SSD - Public Works (pending Board approval of Budget amendments to Land Bank Authority and SSD)
B. Change Order No. 4 to the contract for the construction of the Technology and Engineering Campus roads to stabilize the subgrade on the entrance road for the campus	Engineering	Triangle Construction Company	\$27,715	•SEDA
C. Capital renovation of the Encore band shell	SPLOST	Wenger Corporation (sole source)	\$11,932.50	SPLOST (1993-1998) - Band Shells
D. Agreement for the purchase of "as needed" various office supply items and office furniture	Various	VIP Total Office Solutions (FBE) (state contract)	Varies by item - Discounts allowed from 10% to 74%	•General Fund/M&O - Various •SSD - Various •CIP - Various •Confiscated Funds - Various
E. Annual contract with automatic renewal options for three additional one-year terms for professional audit services	Finance	Karp, Ronning and Tindol, PC	\$97,900	•General Fund/M&O - Audit Contract •SSD - Audit Contract •Enterprise Fund - Audit Contract
F. Encapsulate duct board with aluminum sheeting in three (3) air handlers	Facilities Maintenance and Operations	Delta Metals, Inc.	\$11,675	General Fund/M&O - Facilities Maintenance and Operations

As to Items 10-B through 10-F, except Items 10-C and 10-D:

Commissioner Odell moved to approve Items 10-B through 10-F, except Items 10-C and 10-D. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

As to Item 10-A:

Declare a 1990 long arm excavator as surplus and dispose through a trade-in allowance on the purchase of a new replacement long arm excavator; Public Works; Great Southern Construction Equipment Company; \$178,273; SSD - Public Works (pending Board approval of Budget amendments to Land Bank Authority and SSD).

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, I was just —, we were told earlier that this long arm excavator thing was going to be a piece of scrap, but now we can trade it in and get value for it. I'd just like to point that out that's all.

Chairman Hair said, okay, I'll entertain a motion to approve. Commissioner Kicklighter said, so moved. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.]

As to Item 10-C:

Capital renovation of the Encore band shell; SPLOST; Wenger Corporation (sole source); \$11,932.50; SPLOST (1993-1998) - Band Shells.

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno asked, didn't most of the damage occur to the band shell outside of Chatham County? Chairman Hair asked, Mr. Abolt, can you —? County Manager Abolt said, I don't know. We've borne our fair share of —. Chairman Hair said, Mr. Lipsey is going to answer that. He's in charge of that. Mr. Al Lipsey said, as you know, earlier this year you —, I requested that we stop transporting the band shell and you approved that. So now we're not doing that. It's strictly within Chatham County. Commissioner Rayno said, okay, good.

County Attorney Hart said, there was one —. Commissioner Murray said, I think the question though was was most of the damage —, most of the damage to this occur outside of Chatham County when that use was still in effect. County Attorney Hart said, no, there was —. Mr. Lipsey said, as long as —. County Attorney Hart said, there have been some problems. Commissioner Rayno asked, there was a Bay Street accident. County Attorney Hart said, there was a Bay Street accident, I don't know, \$10,000 or \$12,000 that we got reimbursed for. That's probably the major one, but there have been some other incidents here and there. Commissioner Murray said, so we did get reimbursed then for the amount of money that it's going to take to fix it.

Chairman Hair said, correct. I need a motion to approve. Commissioner Odell said, move for approval. Chairman Hair asked, second? Commissioner Gellatly said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes.

As to Item 10-D:

Agreement for the purchase of "as needed" various office supply items and office furniture; Various; VIP Total Office Solutions (FBE) (State contract); Varies by item - Discounts allowed from 10% to 74%; General Fund/M&O - Various, SSD - Various, CIP - Various, Confiscated Funds - Various.

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, this is a great contract. The problem is that we have no amounts for approval. We're basically approving a blank check. It would be really a lot better if we knew what we were approving because as needed could mean anything. Chairman Hair said, well, it would have to be within their approved budget, would it not, Mr. Abolt? County Manager Abolt said, yes, sir. Chairman Hair said, so you have approved it. The limit would be their budget for office supplies so there is a limit.

Commissioner Rayno asked, with that clarification I move for approval. Chairman Hair asked, second? Commissioner Rivers said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

1. Commissioner Odell moved to approve Items 10-B through 10-F, except Items 10-A, 10-C and 10-D. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

- 2. Commissioner Kicklighter moved to approve Item 10-A. Commissioner Thomas seconded the motion. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.]
- 3. Commissioner Odell moved to approve Item 10-C. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]
- 4. Commissioner Rayno moved to approve Item 10-D. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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XI. FIRST READINGS

Proposed changes to ordinances must be read or presented in written form at two meetings held not less than one week apart. A vote on the following listed matters will occur at the next regularly scheduled meeting. Comments, discussion and debate from members of the public will be received only at the meeting at which a vote is to be taken on one of the following listed items.

None.

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XII. SECOND READINGS

None.

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XIII. INFORMATION CALENDAR

1. PROGRESS REPORT ON GENERAL FUND CONTINGENCY ACCOUNT - M&O AND THE SPECIAL SERVICE DISTRICT (SEE ATTACHED).

ACTION OF THE BOARD:

A written report was received as information.

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2. LIST OF PURCHASING ITEMS BETWEEN \$2,500 AND \$9,999 (SEE ATTACHED).

Commissioner McMasters said, I have a question on the info section. Chairman Hair said, certainly. Chairman Hair recognized Commissioner McMasters. Commissioner McMasters said, item four [sic] in the Information section —. Chairman Hair said, item four [sic]. Commissioner McMasters said, 24 plastic trash cans in containers with liners to be placed around the playing fields at the soccer complex —. County Manager Abolt asked, you're in the Purchasing under \$10,000? Chairman Hair said, yes. Commissioner McMasters said, yes. Chairman Hair said, it's the next to the last page. County Manager Abolt said, okay, thank you. Commissioner McMasters said, I know it's for information only, but —. Chairman Hair asked, what's your question? Commissioner McMasters said, my question is this is a \$5,600 purchase. That's \$237 per trash can. County Manager Abolt said, I'll refer to Mr. Lipsey. I didn't do the math like that.

Chairman Hair asked, Mr. Lipsey, can you answer that question about these trash cans? It also includes the liners, which are very expensive. I don't know —. Commissioner Odell said, I don't know what the question is, is the math correct? Is that the question? Commissioner McMasters said, my question —. Chairman Hair said, he's questioning whether the he paid too much for the trash cans. That's his question. Chairman Hair recognized Mr. Al Lipsey.

Mr. Lipsey said, the trash cans that are here listed on the agenda are much heavier, much more decorative trash cans and they do have liners that we can take out. The problem that we're having is that we have to purchase plastic trash cans. Sometimes they are hauled away by whoever. So these are much heavier trash cans that we can station at different locations throughout the complex and it will add —, enhance the beauty of the complex, and that's what we are trying to do. I guess it costs a little money, but —.

Commissioner McMasters said, but you seem to be losing them since —, is it because they're so nice? Is there some correlation? Mr. Lipsey said, these are —, these are —. Chairman Hair said, these are even nicer. Mr. Lipsey said, no, these are not the trash cans that the —. Chairman Hair said, we're going to lose more of these. Mr. Lipsey said, the trash cans that I'm referring to that are utilized out there now are just 55-gallon barrels, plastic barrels, that we pick up. Commissioner McMasters asked, do they stay put? Mr. Lipsey said, no, not all the time and they get damaged because we have to constantly empty them. So —. Commissioner McMasters said, no matter what container you get, you have to empty it, right? Mr. Lipsey asked, beg pardon? Commissioner McMasters said, I said no matter what —, I mean, what is the point that you have to empty it? No matter what you put has to be emptied. Mr. Lipsey said, that's true.

Chairman Hair asked, Mr. Lipsey, aren't these —, don't these have the hard liners, you don't have to use the bag liners with these? Mr. Lipsey said, right, these are hard liners. Chairman Hair said, and that saves a lot of money right there, Commissioner McMasters. These plastic liners are very expensive.

Commissioner Odell asked, can we appoint a [inaudible] committee and John [McMasters] can look into it? Commissioner McMasters said, Harris [Odell], you should applaud my [unintelligible comments were made when several Commissioners were speaking at the same time.] Chairman Hair said, I am, I'm doing it right now. Commissioner McMasters said, I think you should [inaudible].

Chairman Hair asked, are you satisfied —, I mean, I know you're not going to be satisfied, but that's the answer to your question. Commissioner McMasters asked, \$237 per trash can is a reasonable expense in your mind? Chairman Hair said, I think it is. I think if the Interim Director of Recreation has researched this, he's the expert, I'm very satisfied with his decision.

Commissioner McMasters said, okay, last question. Charlie Brooks Park, are we getting any of those out there or is it just at the Soccer Complex? Mr. Lipsey said, this is just for the Soccer Complex. Commissioner McMasters asked, and why is that? Commissioner Odell said, y'all don't deserve it. Commissioner Murray said, that's not his district. [Unintelligible comments when several Commissioners were speaking at the same time.] Commissioner McMasters said, I'd like the answer to my question. Chairman Hair said, his question is why only the Soccer Complex. County Manager Abolt said, I believe the answer is because the source is SPLOST money and the Soccer Complex is a SPLOST project. Commissioner Rivers said, watch out for Triplett. Commissioner Kicklighter said, man, we still don't have a bathroom.

Chairman Hair recognized Commissioner Rayno. Let's stay in order please.

Commissioner Rayno said, on the first page there was 200 cubic yards of cypress wood chips to be used at the various parks. Don't we have a chipper that makes mulch for the County? Mr. Lipsey said, your standard mulch is not safe to put in [inaudible] boxes that we have in our parks because it contains —, we don't know what it contains. These are certified that they are safe and free of chemicals. Commissioner Rayno said, okay. Do you tell homeowners that when they come to take free mulch away? Mr. Lipsey said, say it again now. Commissioner Rayno asked, do you tell homeowners that when they come to take free mulch away from the County dump? County Manager Abolt said, we assume no responsibility for the debris that's mulched and given free to the homeowners.

Chairman Hair said, Commissioner McMasters has one quick question.

Commissioner McMasters said, you may have noted through Russ [Abolt] that I asked for a breakout budget for Lake Mayer and Charlie Brooks Park and the information that I received was that that information is either not available or very difficult to compile. Could you —. Mr. Lipsey said, well, it will require time to compile only because we have no software in place in the parks as of now that will readily provide that information to us. We have to manually go through each RFP purchase orders that was done for the parks. Commissioner McMasters asked, well, wouldn't your parks people, and I assume you have one at each facility that's in charge —, is that the way the structure works? Mr. Do you have a Facilities Manager at Lake Mayer? Mr. Lipsey said, at Lake Mayer, yes, and —, but the Manager at Lake Mayer takes care of all the parks. It's not separated by park. Commissioner McMasters asked, so does he create a budget for each park every year, which he submits to you? Mr. Lipsey said, no, no. Commissioner McMasters asked, you don't? County Manager Abolt said, here's your innovation of it. Remember Mr. Lipsey wanted the many things to be done, he has asked for I think about \$9,500 worth of software. We did not have the money in the budget year to do that. It's going to be in his budget for next year. This is one of the innovations Mr. Lipsey is making and also, as y'all remember, we are combining Public Works and Parks. It's one department. Commissioner McMasters said, Russ [Abolt], that's the future. I'm just amazed that in 2003 —. County Manager Abolt said, no, sir. Commissioner McMasters said, — for budgeting purposes we don't —, we can't pull the information out as to what each facility needed for this '03 budget. I mean, does that —, does that strike you as odd? County Manager Abolt said, yes sir, it does. That's why we made the changes and, in effect, Mr. Lipsey's acknowledged that going into this that we have much to do in improving the management of our parks assets. All he's doing is being forthright with you in saying if you get an accurate count, he's got to manually do it. Once we have the money to purchase the software, just like in the Public Works operation, we're going to be able to generate it like that [NOTE: County Manager Abolt snapped his fingers].

Chairman Hair said, Commissioner Kicklighter and Commissioner Murray and then we're ready to go into Executive Session.

Commissioner Kicklighter said, I just want to thank the Recreation Department and staff. Russ [Abolt], if you'll give a little brief update, and I know you don't have exacts because you don't have it in front of you, let the public know that the restrooms are on the way, where we're at and we're going to have a picnic thing. [Unintelligible comments when several Commissioners began speaking at the same time.] County Manager Abolt said, thank you. I'd be glad to. Thank you, Commissioner Kicklighter. Commissioner Kicklighter said, just let us know where it stands. County Manager Abolt said, yes. Sometimes, even though you have all these ways of checks and balance, about a week or so ago in my mind I said where are we on Triplett Park restrooms. I'll guarantee you I think we've been one day that man called me, so I think our minds are in the same set. Mr. Lipsey and Jo Hickson have now as of today Fed Ex-ed or fancy mail, whatever it is, to GDOT the plans. They've also got approval for the force main. The information I received from Mr. Lipsey today and I'm going to call Tom Coleman to make sure they expedite it, if GDOT gives us the okay and if I read the memo from Mr. Lipsey correctly, we hope to go out to bid on this about the 16th of May. Is that when it was? Mr. Lipsey said, we hope to have it back so we can present it to the Board —. County Manager Abolt said, okay, so that —, sorry. We'll get it back on the 16th. Like with a County contract for roads, we have to come back to you all on the 23rd, you approve it and we get that sucker out to bid.

Chairman Hair said, okay. Commissioner Murray and then we're ready to go into Executive Session. Commissioner Kicklighter said, thank you.

Commissioner Murray said, just keep in mind when you get your restrooms built, they'll be there about six months and then the vandalism will start and then they'll stay locked all the time. So, good luck. That is not what I was going to talk about though until he brought that up. I'm trying to understand this budget thing on the parks, and if I heard correctly that each park does not have an individual budget. Well, if it doesn't, how do we come up with an overall budget for recreation if we don't know what it's going to cost us to maintain and operate each one of those parks? County Manager Abolt said, remember in the past we were very deficient in that area. That's why Mr. Lipsey is there now to correct this. Commissioner Murray said, that doesn't answer my question, Russ [Abolt]. County Manager Abolt said, the answer is it was manual, sir, and it was unreliable. It was based on history and that history was based on what the lowest level maintenance person said we should have. In the case of the Parks' budget, and now it's essential because we're going to join the departments, we've got to know as of 1 July, when we send a combined crew out, how much to charge the M&O, how much to charge the SSD. Commissioner Murray said, well, my point being, and I'll use Charlie Brooks as an example, we're getting ready to go into our budget discussions for next year's budget. How are you going to come up with what it's going to cost us to operate these facilities if you don't know what it costs to operate each individual one? County Manager Abolt said, I agree with you and what we're doing is we're making a guess based on [inaudible] guess. We're making an educated guess. Remember, and I don't remember this in the way it's going to sound, we came to the Board a number of months ago and in fact asked for the software license. We realized at that time that we had some problems in budget so we said, okay, if —, and you agree to defer that as with other items until your next budget, had we had the software license when we had asked for it, and I don't mean that in a critical way, we'd be able to go out into the budget and give you exact numbers. We're going to get —. Commissioner Murray said, let me go a little bit further with it then. Will this software that you're talking about —, what was the cost? \$9,000, something like that? Chairman Hair said, I think it's \$9,500. County Manager Abolt said, \$9,500. Commissioner Murray asked, will that solve the problem that we've been discussing up here? Will that give you what you need to compile the information? Chairman Hair asked, Mr. Lipsey, will that give you the ability —. Commissioner Murray asked, a breakdown of each individual park? Mr. Lipsey said, you're also going to create a inter-department database that we can better track everyday purchases also. Commissioner Murray said, my point being, if we approve to give you that money right now today —. Mr. Lipsey said, right. Commissioner Murray asked, how long will it take to have it up and running? Commissioner Rayno said, [inaudible], Frank [Murray]. Commissioner Murray asked, what? Commissioner Rayno said, under the learning curve. Commissioner Murray said, I understand that. I'm just trying to get some ideas. Chairman Hair said, he's thinking about the answer. Mr. Lipsey said, we can try for 30 days, and that is all the trial periods and try to get all the bugs out of it. Commissioner Murray said, well, I know that most of the parks, most of Recreation is under M&O, but we've got money in our contingency for SSD, and most of the parks are in the SSD.

County Manager Abolt said, I've got a solution for you if you want to move it. Because of the option that's been general government to cover some of these items with fund balance by the end of the year, an option you may take today you would authorize us to spend \$9,500 more in the Parks Department out of covered salary savings. Commissioner Murray asked, why do we keep protecting every time there's a suggestion to take some of the contingency from SSD and it shows right here we've got \$208,000 left to carry us 30 days? Could that money —, we can't use? County Manager Abolt said, well, the only reason we did is —. Commissioner Murray asked, why are we protecting it? County Manager Abolt said, just like the question about Richardson Creek, the Parks Department is an M&O department, period.

Chairman Hair said, you know, I think, Commissioner Murray, if we're going to do it, and I think the votes are there to do it, why don't we —, I don't know —. County Manager Abolt said, we'll find the money. We'll handle it. Chairman Hair said, it doesn't make any difference.

Commissioner Murray said, I move that we go ahead and approve to purchase the software and get it up and running. Chairman Hair asked, second? Commissioner Odell said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

Commissioner McMasters said, I have one more question for Mr. Lipsey. Chairman Hair said, that's what you said last time. Commissioner McMasters said, hey, Billy [Hair], we're way ahead of schedule, what's the rush? We do this every two weeks. Chairman Hair said, okay. Commissioner McMasters said, okay. Mr. Lipsey? Mr. Lipsey? Chairman Hair said, Mr. Lipsey, Commissioner McMasters has one more question. Commissioner McMasters said, maybe two. Chairman Hair said, well, maybe two. Commissioner McMasters said, a constituent in my district went over to Lake Mayer and talked to Lorenzo [Bryant] and asked what your —, what's your budget for this park, what was it last year, and he produced a list of \$300,000 in requests for Lake Mayer that he said was submitted and the Commission denied the money. Now that's what constituents are getting, okay, yet when I asked why —, when I asked for evidently what Lorenzo [Bryant] has as represented to constituents, I'm told that it doesn't exist. Mr. Lipsey said, Commissioner McMasters, if he gave it to one of your constituents, it still was prepared manually. Commissioner McMasters said, well, then —, but I —, can I have it? County Manager Abolt said, I think it's two different things. Now if I understood what you just said, the question with the constituent dealt with unfunded needs. We have documented repeatedly unfunded needs. Commissioner McMasters said, but we can't —, we don't —, you can't give me the documentation on funded needs, but you can give me the documentation on unfunded needs? County Manager Abolt said, no, sir. No, there's two —, permit me. I view your question as two different things. If you wanted the operation —, you wanted the operational costs for a specific geographic location. You didn't want the —, you would not want the unfunded list for that park. Commissioner McMasters said, I'd really like both, Russ [Abolt]. What I asked for was show me the budget requests and the budget —.

Chairman Hair said, Mr. Lipsey, make sure that Commissioner McMasters gets the list that Lorenzo [Bryant] gave to the constituent. Mr. Lipsey said, okay. Chairman Hair said, that should solve the problem. Okay, make sure he gets exactly what the constituent got. All right, I need a motion to go into Executive Session —. County Manager Abolt said, litigation.

Commissioner Rayno said, as far as funding goes, we've still got as of April 29th, \$672,000 in our budget, and I realize half of that deals with employee costs, but there's \$20,000 in one account for repairs and maintenance, there's \$17,000 for [inaudible] and \$32,000 in another account.

Chairman Hair said, Commissioner Rayno, we've already approved the \$9,500, so —. Commissioner Rayno said, I know, but I'm just saying you don't want to amend the budget even further when you don't have to.

ACTION OF THE BOARD:

Commissioner Murray moved to approve \$9,500 for the purchase of software for the Parks Department and get it up and running. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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EXECUTIVE SESSION

Upon motion being made by Commissioner Rivers, seconded by Commissioner Odell and unanimously approved, the Board recessed at 10:27a.m., to go into Executive Session for the purpose of discussing litigation and personnel.

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 10:50 a.m.

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ITEMS FROM EXECUTIVE SESSION

- 1. REQUEST BOARD APPROVE A MOTION TO AUTHORIZE THE CHAIRMAN TO EXECUTE AN AFFIDAVIT THAT THE EXECUTIVE SESSION WAS HELD IN COMPLIANCE WITH THE OPEN MEETINGS ACT.**

ACTION OF THE BOARD:

Commissioner Murray moved to authorize the Chairman to execute an affidavit that the Executive Session was held in compliance with the Open Meetings Law. Commissioner Kicklighter seconded the motion and it carried unanimously.

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APPOINTMENTS

None.

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ADJOURNMENT

There being no further business to be brought before the Board, Chairman Hair declared the meeting adjourned at 10:51 a.m.

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APPROVED: THIS _____ DAY OF _____, 2003

DR. BILLY B. HAIR, CHAIRMAN, BOARD OF
COMMISSIONERS OF CHATHAM COUNTY, GEORGIA

SYBIL E. TILLMAN, COUNTY CLERK