

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, OCTOBER 24, 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 Pro Tem Murray called the meeting to order at 9:30 a.m., Friday, October 24, 2003.

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**II. INVOCATION**

Commissioner Joe Murray Rivers 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: 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

ABSENT: Dr. Billy B. Hair, Chairman  
Dr. Priscilla D. Thomas, Vice Chairman, District Eight

IN ATTENDANCE: R. E. Abolt, County Manager  
R. Jonathan Hart, County Attorney  
Sybil E. Tillman, County Clerk

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**YOUTH COMMISSIONERS**

Chairman Hair introduced the following Youth Commissioners who were in attendance: Leah DiNatale, Executive Member, a Senior at Savannah Christian Preparatory School; Crystal Tyson, a Senior at Johnson High School; and Courtney Andrews, a Sophomore at Groves High School, representing Summer Bonanza Partnership, Inc.

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## **V. PROCLAMATIONS AND SPECIAL PRESENTATIONS**

None.

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## **VI. CHAIRMAN'S ITEMS**

None.

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## **VII. COMMISSIONERS' ITEMS**

### **1. INDIGENT DEFENSE BILL (COMMISSIONER RAYNO).**

Chairman Pro Tem Murray recognized Commissioner Rayno.

Commissioner Rayno said, thank you. The budgeting process in the State is just as painful as the budgeting process for the County Commission or more so since it's a much larger budget. We overcame what was an \$11.5 million deficit by cutting back our spending and making sure that we got every ounce of revenue that we possibly could, and it seems so ironic to me that we were chastised during the budgeting process by the State, particularly the local delegation, when we chose to go to the School Board and effectively ask for what was fair in the collection process of getting tax dollars and we were told that we were shifting costs to the School Board and it was unfair to do, but through the court process it was shown that what we did was correct and that we were justified in doing it. But now we have the same State that told us that we were unjustified shifting costs —, shifting costs through the form of this bill with the indigent defense —, it's called the Indigent Defense Bill —, and they wanted us to have an office that's going to cost the County \$2 million in the first year and well over \$1.6 million in the second year. And if you equate that to a millage increase for us as part of our millage, it's .31 in the first year and .24 in the second year, and the State is trying to solve all of their budget problems by shifting costs to the counties, whether you're talking about the lower amount they want to pay for State prisoners that we have. They tried to pass a bill that said they'd only give us \$20 a day for prisoners when the cost is actually well above \$45. If this is the miraculous way that they are going to solve their budget problems, it doesn't help the taxpayers any. They say, "Yeah, they've balanced their budget," but it comes down on the County level and it becomes even more expensive then and we get forced in the position of raising their taxes. They pretty much did the School Board in. They put tons of unfunded mandates on them and they're struggling, and now they want to do it to the counties all across the State of Georgia. It's not right. If you've ever had the chance to go to Atlanta and you go around to some of those offices, you see a whole lot of people doing a whole lot of nothing. They need to cut back on their administrative costs, on useless programs that don't make sense, but instead they want to pass this on to people here. It's not right. I would ask my fellow Commissioners to join me in passing a resolution today stating that we don't believe the Indigent Defense Bill is in the best interest of Chatham County and that we leave the system as it is. I'll leave the wording to that up to Jonathan Hart and Russ Abolt. I hope there's unanimous support for this.

Chairman Pro Tem Murray asked, is that a motion? Commissioner Rayno said, yes sir. Chairman Pro Tem Murray asked, do we have a second to the motion? Commissioner Odell said, second. Chairman Pro Tem Murray asked, any discussion? Please vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, it passes unanimous.

### **ACTION OF THE BOARD:**

Commissioner Rayno moved that the Board adopt a resolution stating that the Indigent Defense Bill is not in the best interest of the citizens of Chatham County and requesting that the system be left as it is. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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### **2. POLICE MERGER (COMMISSIONER MURRAY).**

Chairman Pro Tem Murray said, the reason I put this on was certainly not to question the merger itself because we did approve that and the City's also approved it. What I would like to make sure that we get as the elected body is regular updates on where we stand as each step is taking place so we know what's going on and can answer questions if we're asked questions from the people we're representing, and also I'd like to know too have any of the documents been signed on this yet? County Manager Abolt said, they've all been signed. Chairman Pro Tem Murray said, everything's been signed so the merger is in effect, it's just now taking each step at a time —. County Manager Abolt said, the next step will be the complete swearing in of all the officers, which will be done next week. Chairman Pro Tem Murray said, and once that is done the City officers can then cross into the unincorporated area. County Attorney Hart said, correct. Chairman Pro Tem Murray said, okay. Are we going to get updates as each step takes place or in that process? County Manager Abolt said, yes sir. Chairman Pro Tem Murray asked, do we have any questions on that?

Commissioner Kicklighter said, I just want to know if I've let everyone know how much I really like Chief Flynn beings I'm the only one that voted against the merger. Chairman Pro Tem Murray said, I'm sure he's glad to hear that.

Commissioner Odell asked, have we decided on a uniform, Chief Flynn? Chief Dan Flynn asked, excuse me? Commissioner Odell said, we now have two separate uniforms. Have we decided on one, what the metropolitan department is going to look like? Chief Flynn said, we've formed a work group of City and County employees both on there to look at uniforms, badges, patches, insignias on cars and all of those things. Commissioner Odell said, Chief, just a thought, blue is good, lime is green is bad. Blue is good —, because you're from Miami, right? Chief Flynn said, Miami-Dade. Commissioner Odell said, yeah. Aren't their uniforms a kind of limeade? Chief Flynn said, they're brown. They're very much like the County. Commissioner Odell said, maybe that's Opa Locka I'm thinking about. Commissioner Rivers said, chartreuse.

Chairman Pro Tem Murray asked, is there any other discussion?

#### **ACTION OF THE BOARD:**

Staff was requested to update the Commissioners as each step of the police merger takes place.

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### **3. UPDATE ON SPLOST FUNDS (COMMISSIONER MURRAY).**

Chairman Pro Tem Murray said, Item 3 was under my name also, Update on SPLOST funds. It was not actually the funds themselves, what this —, the questions I had include probably right at a year ago when we went through the process of what we were going to put on the SPLOST referendum that we wanted to make sure the general public was informed of the monies, how those monies are being spent, whether it be in the newspaper or we also put signs up at each project designating where the funds are coming from, how much is being spent on that project, and those type things. I did talk to Al Bungard this week, who was heading that up for the County, and Al [Bungard] is out of town today and he will not be able to give us a report on it, but he said they're working on signs. I think one will go up on the project that they had the groundbreaking on yesterday, but my real question is we've been here for right at a year since we requested this and we don't see any advertisement out, we don't see anything out, the signage on old projects or anything else, and I know they're working on it, but this was a priority with the Commission and also the City Council to start putting these signs out and let the general public know where that SPLOST money is being spent and how it's being spent, and I think we need to move forward as soon as possible. County Manager Abolt said, we are. I sent you a report last night on the development of the website, which is being very close. As I mentioned before, of course we were keying all of our publicity after the first of October and from a budgetary standpoint we had not decided that we —, at one time had been discussing whether or not to go back and try to re-sign some projects to incur additional costs or just sign the new projects, so that's what we're looking at right now. There's so much in that if you go back and sign Truman Parkway. We understand what you want and we'll get it done. I've reviewed what they've done on the website so much —, so far and I think once you see that product everybody will be very pleased with that. Chairman Pro Tem Murray said, well, also the Chamber was willing to help with this also with some of that —. County Manager Abolt said, yes. Chairman Pro Tem Murray said, — so whatever they can help us do, we'll let them do too to help with the numbers.

Commissioner McMasters asked, may I make a comment? Chairman Pro Tem Murray said, sure. Commissioner McMasters said, thank you. The concept of creating systems or opportunities for the public to go in and better understand where their tax money is going in the SPLOST projects is a noble one, and I concur with Frank [Murray] that the speed with which it is coming about is rather slow, and I'm glad that we have the full commitment of the County Manager to try to expedite this, but the subset of this that I'd like to take this opportunity to raise is tracking of the costing of individual SPLOST projects because I think if you've read some of the correspondence that I've generated on tracing specific SPLOST project costs, there's not a computerized central person or program to do so. Is that a fair characterization, Russ [Abolt]. County Manager Abolt said, not now, sir, no sir. Commissioner Murray brought this to our attention about a year ago. We now have Mr. Bungard from the standpoint of the one person responsible to me for it working closely with Finance, but creating the type of financial management information systems that would guarantee that going forward we will have all this information in a very defensible fashion. Commissioner McMasters said, well, Russ [Abolt], let me —, let me read you from the September 26<sup>th</sup> meeting, a month ago. Mr. Bungard says —, on this jumps a page —, "We're spending a lot of time trying to get some of that research on where the costs are. We did some recently for you for one staff report, but that took a lot of time. I said, actually I think you said that you were going to have to produce it manually. County Engineer Bungard said, yes, that's it. There's no database for all

this.” County Manager Abolt said, yes sir, but what he’s referring to is the historical stuff, not the going forward stuff. Commissioner McMasters said, I’ll take front stuff. County Manager Abolt said, okay, that’s what you’re going to get. Commissioner McMasters said, I mean, we’ve got projects going back to the first SPLOST that are still ongoing, do we not? County Manager Abolt said, that’s correct, sir. Commissioner McMasters said, okay, and the second SPLOST we have projects that are unfinished that we’re still spending money on, and the third SPLOST, so I don’t care which one we take, but evidently we do not have a database or a sole person responsible for tracking the original costs, cost overruns and total cost. County Manager Abolt said, the sole person responsible is Mr. Bungard. He has that responsibility now for about the last six or so months. Any references, and I don’t have the text of his testimony in front of me right now, he is obviously and we are all concerned about the historical aspect of many of these projects and we have committed to you that we will create that data in one fashion or the other. Going forward this will not be a problem. Commissioner McMasters said, all right, well, let me just finish this from one month ago, Russ [Abolt], because it’s, I think, telling. I asked, “For the record are there any SPLOST —, is there —, on any given SPLOST project, when the process creates an RFP through Purchasing and that RFP has been awarded to a contractor, whether the project is partially completed or totally completed, you can’t tell this Board or the taxpayer how much was overspent versus the original bid without doing it manually. Is that correct? County Engineer Bungard said, I don’t have that information in my department. That’s one aspect that we wouldn’t —, that we wouldn’t memo Ms. Cramer. She provided us with what she had from Finance records and then that was referred to Purchasing to see what they have in theirs, but I don’t have the information.” So I say, “So thus far our feeling is that we cannot —, that this cannot be done except by manually retrieving the total costs. County Engineer Bungard said, I don’t know. What I have in my office are individual project folders. I do not have the total automated database that shows all of it.”

Commissioner McMasters asked, could we not work towards having perhaps someone in Finance —. County Manager Abolt said, no sir. Commissioner McMasters asked, — track SPLOST? County Manager Abolt said, sir, this will be solved to your satisfaction as we’ve committed in the past. Mr. Bungard is talking about historical situations that are not acceptable. Both Mr. Bungard and Ms. Cramer are addressing that. Our main emphasis obviously will provide the historical information as quickly as possible, but as Mr. Bungard said, that will require a manual search. That’s all he’s saying. Commissioner McMasters asked, so you understand what we’re trying to achieve? County Manager Abolt said, and so does Mr. Bungard. Commissioner McMasters asked, and so does Mrs. Cramer —, Ms. Cramer? County Manager Abolt said, yes. Commissioner McMasters said, okay. So we’ll have something in the near future on how to track SPLOST projects —, current SPLOST projects and new SPLOST projects in the fashion that we expressed a desire to see them tracked in? County Manager Abolt said, I don’t know if I understand the question. We are going to use, you know, new systems to deal with the problems and the challenges going forward. Historically we are doing much of that through manual research. We understand to responsibly be accountable and we will.

Chairman Pro Tem Murray recognized Youth Commissioner Crystal Tyson.

Youth Commissioner Tyson said, if you don’t mind, would you explain to me what SPLOST is. Commissioner Odell said, Special Purpose Local Option Sales Tax. It’s the one cent that’s collected on certain purchases that ultimately comes back to us and we administer. It’s a tax other than a property tax.

Chairman Pro Tem Murray said, in other words, we have six percent sales tax in Chatham County and that is the sixth penny that is added on to it. The vote is voted on —, was voted on last November and we vote on that every four to five years depending on how we do the SPLOST referendum.

Commissioner Kicklighter asked, can I add to that? Chairman Pro Tem Murray said, sure. Commissioner Kicklighter said, the great thing about it in my opinion is that I believe 40-something percent of that money comes from people living outside of this County because, you know, we have people working, you know, here in our County using our resources and all, but they live outside of the County so their property taxes are paid, you know, out in other counties. So this is a way to get those people that utilize our resources to pay their part so it’s really a great thing for us, the residents of Chatham County, we’re not bearing the brunt of the taxes to build these special projects. We’re sharing that cost, and if you choose to pay it, you know, that’s when you go buy something, you know you’re paying an extra penny and if you don’t want to pay that extra penny, you don’t have buy, you know, whatever. But it’s a good thing for Chatham County.

Chairman Pro Tem Murray said, part of that sales tax is designated to help pay for the merger of the Chatham County and Savannah Police Departments with equipment and those type things that we can’t do otherwise.

Commissioner McMasters asked, can I add something? Chairman Pro Tem Murray said, sure. Commissioner McMasters said, Ms. Tyson, also too so you’ll have some appreciation for the volume of money that we’re talking about, each SPLOST budget period is a five-year period, and that one penny equals somewhere between 210 and 250 million dollars over those five years and we’re in our fourth five-year cycle. That is, for 20 years we have collected these extra pennies for projects and it helps offset some of the burden on property tax, which is our other big revenue stream. My question to the County Manager and staff is since it’s an awful lot of taxpayer money, close to a billion dollars, we ought to be very, very accountable for it and understand for any given project what it was originally bid for and what it was finished at to see if in fact we’re spending the money well.

Chairman Pro Tem Murray said, just one correction. The first referendum was only four years because it was roads and bridges and those type things.

County Attorney Hart said, just for information for clarification, which all the Commissioners know, but I think it’s important for the public to understand, is that when the SPLOST projects are voted on on referendum y’all have the very difficult task of allocating funds to each project and there’s always a bigger wish list than there is funds to go

around. Therefore, y'all pigeonhole so much money to go towards a project. That is not a budget. That isn't even a good guesstimate. That is how much money y'all can allocate to a particular project. I think Commissioner Kicklighter just had a project, Pipemaker's Canal, kick off yesterday. You're not going to know how much that costs until you go through the RFP process and bid, and I can assure you the Pipemaker's Canal project in it's finality is probably going to exceed the amount of money y'all were able to set aside in the SPLOST allocation. That doesn't mean it's over budget. That just means there wasn't enough money to allocate it to do the job. The real measuring stick needs to be from the point that you obtain the RFP and you get a fixed bid or a bid and then you've got to measure the variance from that RFP forward. That's a legitimate measuring stick. That's the only point I wanted to make.

Commissioner Rayno said, but the good news is we've gotten better at the estimation process because of GIS and technology gives us the ability to look at drainage fields almost down to the foot down so we know the elevations of property and know where the water is going to go. We didn't have that technology back in the 80's, so the estimation process has gotten a lot better.

Commissioner Kicklighter asked, and can I add one thing? Chairman Pro Tem Murray said, sure. Commissioner Kicklighter said, the great thing about your question is that was our intent when we asked to put the signs up at those projects for people to ride by and see it and wonder what is SPLOST, you know, and then they'll find out and then you'll get to see where, you know, that one little penny did things for our community. Russ [Abolt], if you would, while we're getting to do this great advertisement here, tell her some of the things that we've built, you know, with SPLOST, some of the road projects and stuff like that. County Manager Abolt said, well, first of all, dollar-wise the community in partnership with the State, primarily Transportation, have since 1985 invested well over a billion dollars in improvements like roads, bridges you see, including the Talmadge Bridge. From 1993 forward, as again, I believe, Commissioner Murray alluded to, the money was used for more than just roads. It was used for the Trade Center, it was used for the Aquatic Center, the Tybee Pier, the Civil Rights Museum, Soccer Complex, and three or four community centers were built —. Commissioner Odell said, Tatenville. County Manager Abolt said, yes, thank you. Commissioner Odell said, Westside. County Manager Abolt said, any time I'm asked to do this, I know that I'm going to slight somebody, and I apologize for that, but it truly has been something that's made Chatham County unlike any other County in Georgia. If you look at the investment that this County has made in that —, just whether you do it per capita or per square mile, we rival or exceed any urban county around the community of Atlanta. One thing that we don't see, and unfortunately signs can only be placed at one location, is what is already in place on the Westside. You know, there's a lot of concern about Truman Parkway because most of the population has occasion to be near Truman Parkway. A lot of folks don't see what's already on the ground on the Westside, and late yesterday after we did break ground on the Pipemaker's Canal, I was out with the County Engineer traveling Pooler Parkway and Jimmy DeLoach Parkway. We literally have miles and miles of roadway already in place serving land that will develop. I realize that focus is always on, well, why isn't this one project which is in a very high profile area done, and one of the reasons is because there's so many individual property owners and due process must be maintained, but when you talk about a million and a half —, a billion and a half dollars being invested, it isn't just planned, it isn't just concepts, it's there, and if you have a chance to drive, as you leave the airport for example, you pick up on a whole circulation system on the Westside, going through Godley Station. I mean, this is amazing. This is why we are so competitive from the standpoint of industrial development. It's not just an investment in the future, and as Commissioner Kicklighter said yesterday, the amount of money you get for the penny is being invested and realized right now. Chatham County is changing and that Westside, as again Commissioner Kicklighter says it so well, but certainly in your lifetime and my lifetime for sure, this community is going to reorient itself and much of the reorientation is going to be to that population growth that is occurring now and will occur on the Westside. It's huge.

Chairman Pro Tem Murray said, that's a lot of conversation to answer your questions, isn't it? Commissioner McMasters said, great question. Chairman Pro Tem Murray said, well, I think one primary spot that you can really see was when with one of the referendums when we allocated funds to do the Henderson Golf Course. That also attracted a development, a housing development, residential development to go along with that, and it's really seen a boon at the intersection of 204 and I-95, and all that regardless of what some might think that we shouldn't be in the golf course business. We probably won't be very long, but it was a good economic development boon that was caused by just that one project. So —, anyway.

#### **ACTION OF THE BOARD:**

The Commissioners requested a report on the progress of placing signs at SPLOST project sites to inform the citizens of the origin of the monies for the project, the amount of monies allocated for the project and the actual costs involved and again reminded staff of the priority to be placed on the signage.

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#### **4. POSTING SIGNS FOR ZONING CHANGES IN UNINCORPORATED AREA (COMMISSIONER MURRAY).**

Chairman Pro Tem Murray said, the reason I put this on is it was brought to my attention that the City of Savannah before a piece of property —, and, Clyde [Wester], you might correct me if I'm wrong —, but before a piece of property even goes to MPC for rezoning, it has to be posted. In the unincorporated area of Chatham County we don't post that property if it's up for rezoning until after it's been to MPC. Is that correct? Mr. Wester said, that's right. Chairman Pro Tem Murray said, I would think that we need to be doing the same way as the City does so that people, the citizens understand that the property within that neighborhood or within that —, next door to them or adjacent to them is going

to be rezoned before it goes to MPC, and I would like to see us change our policy. Jon [Hart], I don't know what we have to do to do —, do we have to have a first and second reading to do that? County Attorney Hart said, yes sir, that would be a zoning amendment change and we would have to —. You could do the whole thing. I'd want to take a little bit of time with that because some of these notices are mandated by State statute not sooner than or later than certain times, and I want to make sure that their language fits what we currently have. Chairman Pro Tem Murray asked, so what would be the steps then. Do we need to motion to do it or we just — ? County Attorney Hart said, just direct staff to ask us to look at the zoning ordinance and see what we need to do to adopt something similar to the City of Savannah's posting requirements and perhaps lay out some options if we think that there may be, you know, some differences between what the City needs and what the unincorporated Chatham County needs.

Chairman Pro Tem Murray said, okay, could I have a Commissioner make a motion that —. Commissioner Rivers said, so moved. Commissioner Odell said, I'll second. Chairman Pro Tem Murray said, we have a motion and second. Commissioner Kicklighter said, second. Chairman Pro Tem Murray asked, any other discussion on it?

Commissioner McMasters said, Frank [Murray], I want to ask a question about posting of signage on job sites and I don't want to lose the opportunity to discuss it if it can't be discussed after this vote. So forgive the interruption, but let me ask it. Mr. Wester, I had asked through staff and I know they're working on it, but as long as you're here, some time ago, four months ago or so —. Commissioner Rayno said, more than that. Commissioner McMasters said, more than that. Quite a while ago we asked that some study be done, I believe through the MPC, on getting a standardized system of posting of job permits and building permits on job sites, construction sites, throughout unincorporated Chatham County. Can you give us an update on where your staff is with getting back to us on what thoughts you might have on cracking that nut? Mr. Wester said, I can't, Commissioner McMasters, because I don't really know —, I'm not familiar with it. Ms. Charlotte Moore said, I believe that was Building Safety that you made that request to, not MPC because we're not responsible for permitting. County Manager Abolt said, and I've already sent —. Commissioner McMasters said, thank you for clarifying that for me. Russ [Abolt], can you comment on that? County Manager Abolt said, yes. As you know, I've already at your request sent a memorandum to not just Clyde [Wester], but also Greg [Anderson] and to Pat [Monahan] on an update of where we are. Commissioner McMasters asked, and when might I expect that? County Manager Abolt said, I made the request a couple of days ago. As soon as I have it, you'll have it, sir. Commissioner McMasters said, thank you.

Commissioner Rayno said, but we requested it like months ago. County Manager Abolt said, [inaudible] at all. You guys will have the information [inaudible].

Chairman Pro Tem Murray said, okay. Any other questions on the motion? Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, that's unanimous. Jon [Hart], I assume you'll be working with the MPC on that. County Attorney Hart said, sure.

**ACTION OF THE BOARD:**

Commissioner Rivers moved that staff be directed to review the Zoning Ordinance to see what we need to be done to adopt something similar to the City of Savannah's requirements for posting of job permits and building permits at construction sites and perhaps lay out some options if there are differences between what the City needs and what unincorporated Chatham County needs. Commissioner Odell and Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**5. ~~GNT LOCATION (COMMISSIONER KICKLIGHTER):~~**

Chairman Pro Tem Murray said, Commissioner Kicklighter has removed that from the agenda.

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**VIII. TABLED/POSTPONED ITEMS**

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 (\*).

- 1. **UNION DECISION—REV. LEONARD SMALL. Note: At meeting of September 26, 2003, item was tabled until meeting of October 10, 2003. Note: At meeting of October 10, 2003, item was tabled until meeting of November 7, 2003, at the request of Rev. Small.**

**ACTION OF THE BOARD:**

This item has been tabled until the meeting of November 7, 2003.

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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. BOARD CONSIDERATION OF GENERAL FUND M&O CONTINGENCY TRANSFERS OF \$30,850 TO THE STATE COURT JUDGES BUDGET AND \$77,770 TO THE STATE COURT CLERK'S BUDGET.**

Commissioner Kicklighter said, motion to approve. Commissioner Odell said, second. Chairman Pro Tem Murray said, we have a motion and a second. Do we have discussion?

Commissioner Rayno said, I just wanted to —. Commissioner Odell said, we have discussion. Chairman Pro Tem Murray said, well, go ahead, Jeff [Rayno]. Commissioner Rayno said, I just wanted to talk about Mr. Blair's department, what a great job they do. Last year at the end of the year, not know what the CAFR is going to say, but without encumbrances taken out, both the Clerk's office and State Court Judges' ran under budget and they consistently do that year after year, and it's much appreciated by this Commission that you run so efficiently. The other thing is that here's a man that stands before you who is very innovative in this department. He was involved with document imaging long before many of the departments had that. He had asked ICS to do it for him and they told him that they couldn't, but where there was a will there was a way with Mr. Blair and he got it in there so that the judges can bring up information right up at their desks during the trial and not have to handle as much paper, and it also helps the court run much more efficiently. He was so much in demand he went half way around the world to Croatia to help them solve their problems over there. We're lucky to have such an asset. In his absence when he was in Croatia, many of the problems that we're trying to correct today occurred. It's not his fault that it happened. They spent close to \$70,000 last year in the State Court's budget under Management and Consulting Services, and inadvertently they put the wrong figure in the wrong place and I'm glad that we're moving to approve this, and thank you for all you do. Mr. Carlton Blair said, thank you very much. I appreciate that.

Commissioner Odell said, I was going to say basically that. Carlton [Blair] has been a real blessing to this community with his knowledge of data processing and his management, and it reflects in the outcome too. You're a great American, Carlton [Blair]. Mr. Blair said, well, I appreciate that very much.

Mr. Blair said, to change the subject one minute. I wanted to salute y'all for this decision you made with respect to indigent defense. I'm speaking now as a citizen and not as a court official. The \$2,000,000 that Commissioner Rayno mentioned really only referred to monies to be spent in support of Superior Court. The State Court and Recorder's Court, which get about 60% of the requirement for indigent defense, would be unfunded and that's still on your shoulders. So the decision that you made, I think, was a very, very wise one and will save this County a lot of money and a lot of trouble and save us a lot of trouble in administration trying to figure out how to do one indigent defense system for the Superior Court and then the Tripartite Committee for State and Recorder's Court. So I thank you for that. That was good.

Chairman Pro Tem Murray asked, any other discussion? Well, Colonel, this is a lot easier than having to lug a juror's chair over here for us to look at. Mr. Blair said, well, I feel like I feel kind of naked not bringing my chair over for you to see it's broken. Chairman Pro Tem Murray said, some of these people don't remember that, but —. Commissioner Odell said, yeah, but some of us do. Chairman Pro Tem Murray said, as a matter of fact, it happened right after we moved in here, I think. If there's no other discussion, are you ready to vote? The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, that's approved unanimous. Mr. Blair said, thank you very much. Commissioner Odell said, I think Billy [Hair] even would have voted for that. Chairman Pro Tem Murray said, I think so.

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to approve the following: General Fund M&O contingency transfers of \$30,850 to the State Court Judges budget and \$77,770 to the State Court Clerk's budget. Commissioner Rayno seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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## 2. FURTHER DISCUSSION OF 2004 STATE LEGISLATIVE PROGRAM.

Chairman Pro Tem Murray said, we had discussed this at our last meeting and this was if we have anything to add or to take off or any discussion on any on any of the items that we were going to discuss with the Legislators when we meet with them. Mr. McAlister, did you have any comments? Mr. Bob McAlister said, no, I don't. I just wanted to give you a chance to further —. Chairman Pro Tem Murray said, we need to finalize and adopt what we have on there now then. Is that correct? Okay, I will entertain a motion.

Commissioner Rayno said, I make a motion to approve. Commissioner Odell said, second. Chairman Pro Tem Murray said, we have a second. Commissioner Rayno said, with a strong emphasis on the fact that we don't want cost-shifting brought to Chatham County. Commissioner Odell asked, don't want what? Commissioner Rayno said, cost-shifting. Commissioner Odell said, oh, yeah.

Commissioner McMasters said, I would —, I don't know if we need to do this as a separate motion or not, but on the Commission boundary lines, if it's implicit in this motion that we are wanting the legislative delegation to adopt our district lines as per the School Board lines, that's fine. If it needs to be a separate motion, I'll make it as a separate motion. Chairman Pro Tem Murray said, I think since it's part of that legis—, the agenda that we have that we're adopting, you could go ahead and make that as part of this same motion. County Attorney Hart said, as part of the legislative concerns, add it to the legislative concerns. Chairman Pro Tem Murray said, right and that resolution could be sent based on that. Commissioner McMasters said, then let me modify the motion. Can I do that? Chairman Pro Tem Murray said, you can make a friendly amendment and if they accept it —. Commissioner McMasters said, okay, I'd like to make a friendly amendment to the motion that it be resolved that this Commission would like to see the Commission district boundaries be the same as the School Board boundaries that have already been approved by the legislative delegation.

Chairman Pro Tem Murray asked, do you accept that, Commissioner Rayno? Commissioner Rayno said, yes. Chairman Pro Tem Murray asked, who was the second? Commissioner Odell said, I did. I'll accept. Chairman Pro Tem Murray said, okay.

Commissioner Rivers said, Mr. Chairman. Chairman Pro Tem Murray said, yes. Commissioner Rivers said, I know it may cause some conflict, but I was not totally in agreement with that map. I thought it was unfair that that map was adopted when we did not have adequate people there and have adequate input so I object very strongly and I want to go on record that I object to the F-2 map and I will let that be known to the delegation that I object. I will let it be known to the Justice Department that I object. You know, I always say inclusion is the order of the day in these times, and I don't think that that was the case.

Commissioner Odell said, correct me if I'm wrong. We just want to get a map. Right now we're kind of in limbo. Chairman Pro Tem Murray said, that's right. Commissioner Rivers said, I want it known —. Commissioner Odell said, it's two issues. It's not only we're in limbo, but F-2, the map that was accepted, you object to that one. Commissioner Rivers said, the School Board adopted that map. Okay? Commissioner Odell said, F-2, right. Commissioner Rivers said, in the absence of several of us when the decision was made. We did not go back. The School Board went on and adopted that map. We came back and we adopted that map that we all —, I also submitted a map to the delegation that would have given us four districts, and that's where the hangup was. And with my district being cut in that F-2 the way it was, I totally object to it.

Chairman Pro Tem Murray recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you. I just want to —, I don't want to, but I'm going to disagree with Commissioner Rivers. I think everyone had ample opportunity to be present at the meetings where the district boundaries were decided. You know, I don't feel as if you should have to set up special meetings for any individual Commissioner. The meetings were advertised and for whatever reasons Commissioner Gellatly and myself were the ones that were present at both of the meetings and, you know, we worked as hard as possible and tried to work represent everyone on this Board when we came to an agreement with the Board of Education on the best boundaries for both bodies, and, you know, as far as inclusion, everyone was included when they got the invitation to attend the meetings, and it's not any fault of mine or Commissioner Gellatly or the Board of Education or anyone else that was present and came to that agreement that others chose for whatever reasons, or for whatever reasons maybe they didn't choose, not to attend those meetings. That was the time to hammer it out. Now we're hanging in the air with no district boundaries and for one member to go with their own agenda to the State and stall where people don't even have a clue now to —, if people want to run against us what they'd even be running in because we have no districts right now. And, you know, again I'm sorry that you wasn't able to attend, but, you know, for one to override the entire Commission and Board of Education's will is not appropriate. So I would encourage us to vote this thing through where we can get our districts in place.

Chairman Pro Tem Murray said, Commissioner Rivers and then Commissioner Odell.

Commissioner Rivers said, you're not delineating maps. I think the '80 —, after the '80 census we went through and we delineated our maps and drew lines, everybody drew —, I think everybody had input. Now I don't want to become to the point that I'm accusing anybody of anything, but you know and I know that you and Commissioner Gellatly got your lines drawn exactly like you wanted it. Exactly. No pun in that. Y'all got it exactly how y'all wanted and you all mettererd [sic] that out. I don't have a problem with that. I don't have a problem with that, but when you and others,

if we're not present, allow to come forward without any other discussion, and the School Board went ahead and voted on it before we did, okay, so it was left in limbo. And, yes, I'm going to always argue for inclusion. I'm going to always argue for fairness in what I think is right. See, you can't —, you can't —, see, in that School Board meeting, you know what it reminded me of? Sitting at a table back in the 1960's when I had to fight for equal rights. So you can't tell me about dealing with a map and drawing and having inclusion. No, you can't tell me that. You don't have the experience to tell me that. I know and I don't think it's fair, and as long as I have that perception of unfairness, I'll do whatever is necessary to stop it and if one Commissioner can stop it and it's possible for me to stop it, I will. I may not be able to, but I hope the Justice Department will see the inequities and the unbalance in the map and do whatever is necessary. If they don't, then fine, we go with what we've got. But we know how we're going to run. You're in the same district —, you represent the same district you're representing now. Districts may be a little bit out of balance, but you represent the same district that you represented when you were elected, and if they —, if we don't resolve it, it will be up to the Justice Department or the State to say, well, hey, you run under these boundaries or you have to come up with a change.

Commissioner Kicklighter said, my point, Commissioner —. Chairman Pro Tem Murray said, wait, wait a minute. Let's keep it in order. Commissioner Kicklighter said, okay.

Chairman Pro Tem Murray recognized Commissioner Odell.

Commissioner Odell said, I think Joe [Rivers] has the absolute right to object the map just as you objected to the police merger. I mean, we're individuals. Dean [Kicklighter], you had a right to not go along with the rest of us on the merger. Joe [Rivers] has a right to not go along on F-2, or whatever the number is, and you all are okay if that happens. I did not attend the meeting. We had a national —, well, I attended one of them. We had a national association meeting which some of the people were —, Commissioners were located at the time. This ultimately is going to be solved in the court system. Rivers is not going to do it; Dean [Kicklighter], you're not going to do it. It's going to be solved in the court system. We want, and if the public does not know that, then we need to improve our educational system. We want an advantage. You want as many people who you think might be amenable to your way of thinking, as any other politician, and that's just rational. The maps the way that they're drawn, I'd just like to know where my district is. I know it's my house, but I don't know if it's my neighbors or the —. Chairman Pro Tem Murray said, you want to [inaudible]. Commissioner Odell said, right. And I think the —, this is ultimately going to be solved elsewhere. I really don't want to get into a serious debate between Rivers and Kicklighter on something that the Justice Department is going to solve. Y'all have had your say, let's all say we can disagree and move to something else. Frank [Murray] has told us he just wants to know exactly —. Chairman Pro Tem Murray said, I want to know where it is. Commissioner Odell said, — where it is.

Chairman Pro Tem Murray recognized Youth Commissioner Leah DiNatale.

Youth Commissioner DiNatale said, okay, so let me make sure I have this correct. So the map is over which districts you all represent. Is that what the map is? Chairman Pro Tem Murray said, it's the Commission —, what we do is we have School Board districts and Commission districts, which are countywide, and eight of us are elected from those districts, or eight people are elected from eight districts. The Chairman is elected from all of Chatham County. The School Board districts have already been adopted and when they ran last November in their election, they ran under those new districts. The School Board and the Commission districts have always been the same. Right now they are not the same and our election is this —, is not next month, but the following November in 2004 and there are people that would like to run for office. Those people don't know whether they can run for a certain district or not because they don't know what district they might be living in once these Commission districts are adopted. The way I understand it, it has to be adopted before our November election. Is that correct? County Attorney Hart said, that's correct. Chairman Pro Tem Murray said, and whether it's done with our legislative delegation our whether —, if they can't do it with a certain period of time, then it will go to the courts and the judge will decide what those districts are, and we just want to know where our districts will lie, and I think the general public needs to know who they —, who their representatives are.

Commissioner Rivers said, Mr. Chairman. Commissioner Rivers said, yeah, do you want to comment? Commissioner Rivers said, every 10 years —, every 10 years, young lady, Miss Commissioner, every 10 years we have a reapportionment of the districts because sometimes you have an imbalance in population in one district. Like Frank's [Murray] district has growth, Mr. Kicklighter's district has a lot of growth. So in order that we all represent people equally, then you have a reapportionment of people from district to district and lines are redrawn. So that's basically what we are doing now. Normally under normal circumstances if the courts decide or if we get right up on election, right now we represent the district boundaries that we have in spite of the fact that the School Board has adopted a district that is non-congruent with our districts. So, it'll be resolved one way or the other. Every 10 years we have to do that.

Chairman Pro Tem Murray asked, does that answer your question? Youth Commissioner DiNatale said, yes sir. Chairman Pro Tem Murray said, good. Commissioner Kicklighter and then Commissioner Gellatly.

Commissioner Kicklighter said, thank you. I feel compelled to respond. I don't like my name being tied in with anything that says there was no inclusion. My first point was made earlier. Everybody got an invitation, being black people, white people, whatever. All people got invitations to be there. To lay it all out on the line exactly what took place because I was there, in these meetings that Commissioner Rivers did not attend, where both bodies eventually agreed and voted way back then, and he's now held up in the State somehow another, some of the people there wanted to district this County, Board of Education and the County, to give a guaranteed number of five black representatives on

both boards. They wanted, in my opinion, to district for houses and colors, and I made the statement then and I believe it and I'll stand by it today, I don't represent color. I represent logical boundaries and whatever lives within those boundaries. Whether you're black, white, red, brown or blue, it don't matter. So it makes no sense to me as trying to represent an area to go out and squiggle lines everywhere where I don't even know what I represent. I think you need to have logical boundaries and whoever got put inside those boundaries I represent them and I do my best to do a good job for them. And that's what this comes to with this inclusion is some people feel that we need to district for individual houses to put colors in districts, and then I guess the majority, because boards approved it, believe that you represent all people within the logical boundaries, and God knows that's the only way this country's going to ever move forward in my opinion is to quit seeing color and work for whoever's there. That's where I stand. I include everybody, and I don't appreciate the insinuation being myself and this gentleman [Gellatly] were there. You know —, no, that's it. Thank you, I explained it.

Chairman Pro Tem Murray said, any comments that we make, if we could just please be respectful and agree to disagree, I think we'll be okay. Chairman Hair recognized Commissioner Gellatly.

Commissioner Gellatly said, first of all, I agree verbatim with everything Commissioner Kicklighter just said, but I wanted to add further to that and make sure it's crystal clear to everybody that Commissioner Kicklighter and myself, we did not set the dates for that meeting, we didn't set the tone for that meeting. That meeting was very thoroughly and accurately published and made available for anyone on this Board to attend if they wanted. I understand that we have other lives and sometimes it's not possible to attend all meetings, but I just want you to know that we chose to attend those meetings, we participated in those meetings. Everyone on this Board had an equal opportunity to attend those meetings, as did the majority of the School Board, and it's really not our problem whether you attended or you didn't attend. Thank you.

Commissioner Rivers said, Frank [Murray], just one reply. As far as the date goes that was set, yes, dates were set, but as a courtesy I sent a memorandum out letting folks know that some of the Commissioners would be away at a meeting and asked them to postpone that meeting. Now that courtesy wasn't given, and so I have a big problem with that because we basically, when a Commissioner is missing from somewhere, I for 20 years —, for 19 years have always acquiesced to allow that Commissioner to be present. So I know the dates were there, but I did send out a memorandum to that effect.

Commissioner Kicklighter said, two meetings. There were two separate meetings.

Chairman Pro Tem Murray said, okay. I'm just going to make a couple of short comments. I was at one meeting that was held in the MPC office and there were some changes made there. I can tell you I don't like the way the Fourth District's drawn up. I didn't like it last time, I didn't like it the time before that, but I do know that the Fourth District has grown and we have to lose population out of that district and geographically it's really kind of cut up the way it's been done. So I'm not going to be happy with any way they probably cut up the Fourth District, but that's just something I'm going to have to live with. We did vote. It was not —, if I'm not mistaken, it was not a unanimous vote by this Commission to adopt those lines, but it was a majority that voted to adopt them, and the only thing we are saying right now, I believe, is to go ahead and do this resolution, if it passes, and move it forward on part of our legislative agenda, and whatever happens, happens. It's not —, it's out of our hands at that point, as you said. I mean, we can talk to different representatives, we can go express our feelings on it, but I think that it's going to be moved forward one way or the other. Jon [Hart], did you —?

County Attorney Hart said, yeah. I just wanted for point of order, are we adding this basically to the other legislative concerns items? Commissioner Rayno said, yes. Chairman Pro Tem Murray said, that's —. County Attorney Hart said, if that's done, that's fine. If it's going to be a formal adoption of a resolution, then it needs to be added to —, a motion needs to be made to add that to the agenda and then it needs to be voted on. I mean, it could fit under these other legislative concerns if y'all are just saying I want to add it. Chairman Pro Tem Murray said, well, if I'm not mistaken, we adopted at our last meeting to add this to our agenda —. The Clerk said, you did. Commissioner Kicklighter said, it's on the —. Chairman Pro Tem Murray said, what we're doing now is adopting what we actually have as our whole agenda along with the resolution. County Attorney Hart said, okay, then you can add it.

Chairman Pro Tem Murray said, all right. All discussions? Commissioner McMasters said, call for the question. Chairman Pro Tem Murray said, the question's been called for. Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, it's approved unanimous. Okay.

County Manager Abolt said, Mr. Chairman, only to perfect the record from the standpoint of a public meeting, you agreed to have on Monday, the 17<sup>th</sup> of November at Noon in this room, be it known that you'll be meeting wit the legislative delegation at that time. It is an open and a public meeting.

#### **ACTION OF THE BOARD:**

Commissioner Rayno moved to approve the 2004 Legislative Agenda with a strong emphasis on the fact that we don't want cost-shifting brought to Chatham County and we want the legislative delegation to adopt our district lines as per the School Board lines. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

## 2004 LEGISLATIVE AGENDA

“Chatham County Board of Commissioners asks the Chatham County Legislative Delegation:

- (1) That should the State be required to reduce its budget that the State actually cut expenses, not simply shift the cost to the County.
- (2) That the County’s new electoral districts be the same as those of the School Board.
- (3) That the State’s proposed Indigent Defense Program be modified to reduce the additional cost to the County.”

## OTHER LEGISLATIVE CONCERNS

The Board asks that should the State end its support for the Bamboo Farm that the County be permitted to use the property as greenspace or for recreational purposes.

The Board requests that the State remove its prisoners from the Chatham County Jail in a timely fashion and reimburse Chatham County for its prisoners at the State’s cost of \$48 per day.

The Board asks that the State regulate building contractors.

The Board asks the delegation to support DOT’s reimbursement (approximately \$330,000) for the County efforts in controlling mosquitoes in the dredge spoil areas.

The Board asks for permissive legislation to allow the Commissioners to refund overcharged property taxes for up to seven years.

The Board asks for permissive legislation to allow SPLOST funds to be used for purposes beyond governmental construction, which could include:

- (a) Building for non-governmental agencies such as day care centers and social service agencies
- (b) Repair and maintenance of facilities originally built with SPLOST
- (c) Operating costs for facilities originally built with SPLOST

The Board asks that any municipal annexations be coordinated with the County to avoid service islands and “cherry picking” taxable property to the exclusion of infrastructure.

The Board asks that a funding source such as a statewide sales tax be identified for beach renourishment.

The Board asks that State funding be found for a new Health District Administrative Facility.

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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 Pro Tem Murray okay, under the Action Calendar does anyone have any items to be taken off? Commissioner Odell said, number 8, I'd like some information on that. Chairman Pro Tem Murray said, number 8. Commissioner McMasters said, number 4. Chairman Pro Tem Murray said, number 4. You had 7 or are you —. Commissioner McMasters said, I'm satisfied with 7. Chairman Pro Tem Murray said, satisfied with 7. Commissioner Rayno said, number 9 please. Chairman Pro Tem Murray said, number 9. All right, anything under the —, Item 11? Commissioner McMasters said, B, C. Chairman Pro Tem Murray said, B and C. That's it? Any other items?

Commissioner Odell said, move for approval of the balance. Chairman Pro Tem Murray asked, second? Commissioner Rivers said, second. Chairman Pro Tem Murray asked, any discussion? All in favor, let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

**ACTION OF THE BOARD:**

Commissioner Odell moved that the Action Calendar be approved in its entirety with the exception of Items 4, 8, 9, 11-B and 11-C. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were 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 OF OCTOBER 10, 2003, AS MAILED.**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the minutes for the pre-meeting and regular meeting of October 10, 2003, as mailed. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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- 2. **CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD OCTOBER 2 THROUGH OCTOBER 15, 2003.**

**ACTION OF THE BOARD:**

Commissioner Odell moved that the Finance Director is authorized to pay claims for the period October 2, 2003, through October 15, 2003, in the amount of \$2,769,696. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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- 3. **REQUEST BOARD APPROVE AN EARLY ACQUISITION REQUEST FOR PROPERTY OWNED BY DOROTHY BLACK (PIN 1-0498-01-002) AT 1301 GRACE DRIVE, WHITFIELD AVENUE WIDENING PROJECT. [DISTRICT 1.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the early acquisition of property owned by Dorothy Black (PIN 1-0498-01-002) at 1301 Grace Drive, Whitefield Avenue Widening Project. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**4. REQUEST BOARD APPROVE A REQUEST FROM INTERNATIONAL PAPER REALTY FOR THE COUNTY TO DECLARE A DRAINAGE RIGHT-OF-WAY THAT CROSSES THEIR PROPERTY ON U.S. HWY 17, KNOWN AS BERWICK PLANTATION COMMERCIAL TRACT, AS SURPLUS AND TO QUITCLAIM THE PROPERTY AT FAIR MARKET VALUE. [DISTRICT 7.]**

Chairman Pro Tem Murray asked, did you pull this?

Commissioner McMasters said, thank you. As we discussed in the pre-meeting, the best way to do this particular transaction in my opinion, and I hope that y'all agree since what we're asking is to sell to International Paper this —, how many acres —, 3.15 acres, I think the taxpayers would be best served by having the appraisal for the value of the property done by appraisers that, since we own the property, we should choose the appraisers and review the appraisals and not the other way around. So I'm totally fine with the intent and the purpose of this, but I think it would be to the taxpayers advantage in this transaction for the appraised value of the property to be established by us, the seller, and not the buyer. Commissioner Kicklighter said, second.

County Attorney Hart said, I'd just like to reserve the right just to review the motion subsequent to the meeting because there is a statute that says exactly how we have to do this and make sure we do not do anything inconsistent, but subject to not finding anything inconsistent then, you know, however y'all want to decide. Chairman Pro Tem Murray asked, do y'all want to table this then until the next meeting? Commissioner Odell said, I don't think so. County Attorney Hart said, no, I can check —. Chairman Pro Tem Murray said, okay. County Attorney Hart said, — and if there's a problem, I'll just send a memo saying, you know, we need to do that.

Commissioner Odell said, but basically what —, as you sell real estate —, if I want to buy real estate from John [McMasters] and, John, what you're saying is that you would make the appraisal. Correct? Commissioner McMasters said, well, as the seller I'd like to know what I'm selling and the value thereof. I don't want the buyer to tell me what my value of my property is. Now if the buyer, and I hope this is plainly clear and evident, if the buyer wants to go out and get their own appraisals, I'm not restricting them. Commissioner Odell said, right. Commissioner McMasters said, and if we have conflicting values, then we can discuss them, but to set the preliminary price on this, I think it's incumbent upon us —. Commissioner Odell said, for us to have —. Commissioner McMasters said, for our taxpayers —, exactly. Commissioner Odell said, that to me makes sense and I don't have any problem with that. I hope that the law is consistent with that. I can't see why it would be inconsistent.

Commissioner Rivers said, now if the law —, Frank [Murray], if the law is not consistent with that and we're in conflict, do we go —, do we proceed or do we —? County Attorney Hart said, I'll just do a memo saying we've got a problem here and it needs to be reconsidered. Commissioner Kicklighter said, I'd say proceed within the law and that away [sic] it can get done. County Attorney Hart said, subject to the motion. Commissioner Odell said, John's [McMasters] motion doesn't preclude the buyer from doing an independent appraisal. County Attorney Hart said, no, it doesn't. Commissioner Odell said, I cannot understand what law would not allow a County, as the seller, to do its own appraisal. County Attorney Hart said, I'm not saying there is. I'm just saying I want to look at it because I know there's —, it's got a lot of requirements. Commissioner Odell said, Jon [Hart], I didn't say you said it is, and I understand that, but just for my fellow Commissioners, that to me doesn't seem logical. Commissioner Rivers said, well, the —, the motion is clear. Chairman Pro Tem Murray said, there's not been a motion made yet. Commissioner Rivers said, we're going to appraise anyway. Commissioner Odell said, John [McMasters] is going to make the motion. Chairman Pro Tem Murray said, oh, he's going to make one, but it's not on the floor yet. Commissioner Kicklighter said, make it clear that you want them to pay for it though although it's our —.

Commissioner McMasters said, well, okay. It is already stipulated in this agenda item that they —, that the buyer does pay for the appraisal, but I want to be certain that we choose the appraisal [sic]. Chairman Pro Tem Murray asked, do you want to make —? Commissioner McMasters said, I'd like to make a motion that we approve Agenda Item 4 with the stipulation that the appraisals, and that's plural, are done by appraisers chosen by the County, the seller in this deal, and I also want to acknowledge that the County Attorney has expressed an interest and should have time to research this to be certain that it's in conformance with the law. Chairman Pro Tem Murray said, we need a second. Commissioner Kicklighter said, second.

Chairman Pro Tem Murray said, we have a motion and a second. Any other discussion?

Commissioner Rayno said, one last thing. Commissioner Odell said, you've got other discussion. Commissioner Rayno said, should the State have a law that says that we cannot have an appraisal done, we should request the State to change that law because it just doesn't make sense.

Commissioner Odell said, point of clarification, John [McMasters], as to your motion. Commissioner McMasters said, yes. Commissioner Odell said, if we're the seller —, we're selling, I agree that we should know the value of what we're selling. In the agreement the concern is that if we want them to pay for the appraisal, then I think that they would have the right to select the appraiser. What I offer as an alternative is, are we willing to —, for us to pay for the appraisal? Commissioner McMasters said, I'm certainly willing for that, but in a real estate transaction, Harris [Odell], I think closing costs are totally between the buyer and the seller and also who chooses the closing attorney —, if I'm choosing the closing attorney and paying for it, that's one thing, but also if you agree to pay for the costs and you say I don't care who you choose, that's also equally doable in the deal. If it clears this up and this should say that we'll pay for the

appraisal, I'm not opposed to that because I think we're going to be better off in the final analysis. I want to sum it up by that, so —. Commissioner Odell said, I don't have a problem with that, John [McMasters]. Do we have enough flexibility in the motion? You're going to research it —. County Attorney Hart said, I understand what we need to do. I mean, it's just a matter of making sure —, they've got two statutes involved in the disposal of property. They amended one substantially and I just want to look at it. That's all I'm saying. Commissioner Odell said, I don't have a problem with that.

Chairman Pro Tem Murray asked, is everybody clear with the motion? Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, that's approved unanimous.

**ACTION OF THE BOARD:**

Commissioner McMasters moved to declare as surplus a 3.15 acre, 60-foot wide drainage right-of-way that crosses property of International Paper Realty on U. S. Highway 17, known as Berwick Plantation Commercial Tract (PIN 1-1008-02-035 AND 1-1008-02-036) , and quitclaim the property at fair market value to be determined by a professional appraisal obtained by the County at the expense of International Paper Realty, subject to research by the County Attorney to be certain that this is not inconsistent with the law, and upon deeds and plats being furnished at the expense of International Paper Realty. Commissioner Kicklighter seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**5. REQUEST BOARD CONFIRM ACCEPTANCE OF THE GRANT FROM CHILDREN YOUTH COORDINATION COUNCIL.**

**ACTION OF THE BOARD:**

Commissioner Odell moved to confirm acceptance of a grant from Children Youth Coordination Council in the amount of \$103,563. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**6. REQUEST FOR TRANSFER OF BEER AND WINE RETAIL LICENSE FOR 2003. PETITIONER: JIM ALLEN SHEFFIELD, JR., D/B/A SANDFLY CONVENIENCE #9, LOCATED AT 7361 SKIDAWAY ROAD. [DISTRICT 1.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the petition of Jim Allen Sheffield, Jr., d/b/a Sandfly Convenience #9, located at 7361 Skidaway Road, for a transfer of beer and wine retail license for 2003. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**7. REQUEST FOR APPROVAL FOR NAME CHANGE OF BUSINESS AND CORPORATION FOR 2003. PETITIONER: JOHN R. TURNER, D/B/A SALTWATER GRILLE, LOCATED AT 7000 LAROCHE AVENUE (FORMERLY KNOWN AS PEARL'S ELEGANT PELICAN).**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the petition of John R. Turner, d/b/a Saltwater Grille, located at 7000 LaRoche Avenue (formerly known as Pearl's Elegant Pelican), for name change of business and corporation for 2003. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**8. REQUEST FOR NEW BEER AND WINE POURING AND SUNDAY SALES LICENSES FOR 2003. PETITIONER: JOHN B. REMION, JR., D/B/A RAQUEL'S BAR & GRILL, LOCATED AT 4001 OGEECHEE ROAD (FORMERLY KNOWN AS THE DUCK POND). [DISTRICT 5.]**

Commissioner Odell said, my concern about this is that we've had some problems on the Ogeechee corridor. Is this in the area that we had the problems with the prostitution, the drug sales? Mr. Gregori Anderson said, I think it's in the general area, Commissioner Odell. This is a new owner of this particular facility. He's requesting a new license to operate under a new ownership, but it is in the vicinity of the —. Commissioner Odell said, okay. Is it an old business where the license is being transferred? Mr. Anderson said, it's a brand new license. Commissioner Odell said, brand new license. Mr. Anderson said, brand new license, brand new owner. Commissioner Odell said, okay. But is it a —, I guess my question is whether or not the location —, has that location had a beer and wine license before? Mr. Anderson said, yes, it has. Commissioner Odell asked, and the person who had the beer and wine license before, did that person run afoul with the law? Were there problems under the old license? Mr. Anderson said, all I can say, Commissioner, is through the process of applying for a new license, there is a background check that's done on the new applicant and certainly they review that. If the —, if the business is being turned over to a new applicant, then —, and certainly the police department follows up on every violation on that particular piece of property —, the new applicant, he's not held responsible for previous ownership's responsibilities. Commissioner Odell said, yeah, and that gives me some concern because we had a fellow who had problems with a motel and then he sold it —, allegedly sold it to one of his relatives and we found that his relative was an illegal alien —. Mr. Anderson said, right. Commissioner Odell said, — and the INS was looking for him and he wanted to get a beer license. I don't want people in that area or any area to do indirectly what you cannot do directly, and I'd like to have this tabled and I argue to my fellow Commissioners, we have had hideous problems in that area. We've had problems in that area, not saying this location, but in that area as far as prostitution, drug sales. There are neighbors that live on the back streets. The crime rate for that area has gone up because it attracts people who break in cars. On that area you used to be able to leave your cars open at night, walk in your house. If you do that now, you may not have a motor when you come out in the morning. I'd like to look at that. I'd like to feel comfortable that this is not a "I had problems with the license; to get away from that problem, I'm having my girlfriend apply for a new license, or my boyfriend, whatever the case," and that gives me some concern because I think there's a continuity of ownership and there's a shell transfer, if that makes any sense. I'd like to make certain that it's not.

Chairman Pro Tem Murray asked, could you hold off on your motion to table while a Commissioner asks a question. Commissioner Odell said, oh, absolutely.

Commissioner Gellatly said, I just have a question and an observation. I would like to know not only on this application, but other applications when you do the background check, I would like to know if there's any —. I for years have heard that this is a new applicant and then after we pass it, why, we find out that it's the spouse or it's the former partner or it's the relative and things of this nature. I'd like to have a part of that investigation an answer that question that there are no apparent former relationships with the person who had the license before, and I think we need to know that and I don't know how many times during my career when we've closed down places that had bad reputations that —, and we approved a new license, we found out that, well, yeah, this is the first cousin, this is the spouse, this is the former partner, or something like this, and we always find out too late, and I've always just wondered why can't we ask that question and have it answered up front. That the investigation —, the background investigation, this questions were asked, I mean, there's no apparent prior relationship, either by blood or through employment or partnership. Mr. Anderson said, certainly, Commissioner Gellatly, as you know, the background checks are done by the police department with every one of these applications —. Commissioner Gellatly said, I'm looking right at the Police Chief when I say that. Mr. Anderson said, yes, and certainly the situation that Commissioner Odell alluded to was found by that background check that was done by the police department. So, you know, they certainly —, the Chief can speak to that, but that is done for every alcohol license that is processed based on State law. Commissioner Gellatly said, okay, but that —, what I'm asking is not done. Mr. Anderson said, okay. Commissioner Gellatly said, what I'm asking —, what I'm asking is that we specifically ask that question and have it answered when it's related to us that we have asked this question and there's no apparent relationship, either professional or by blood, and I'd like to have that asked and answered every time.

Commissioner Odell said, just to follow up on David's [Gellatly] point, if a man had problems at a liquor establishment, he had six kids, all adults, kid number one gets in trouble, move it out of his name and move it into kid number two. How —, we need to know that so that, you know, it's not a continuing of the same problem and it's not a shell movement of ownership. Does that make sense?

Chairman Pro Tem Murray asked, ready to make your motion? Commissioner Odell said, yes. Chairman Pro Tem Murray said, okay.

Commissioner Odell said, I move that this item be tabled until we can do a background investigation on the prior ownership to determine any connection. Chairman Pro Tem Murray asked, do we have a second? Commissioner Rayno said, second. Commissioner Gellatly said, second. Chairman Pro Tem Murray said, all in favor, let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioners Kick and Thomas were not present.] Chairman Pro Tem Murray said, it's tabled.

**ACTION OF THE BOARD:**

Commissioner Odell moved that the petition of John B. Remion, Jr., d/b/a Raquel's Bar & Grill, located at 4001 Ogeechee Road (formerly known as The Duck Pond), for new beer and wine pouring and Sunday sales licenses for 2003, be tabled until a background investigation can be conducted to determine if there is any connection of the petitioner to the prior owner. Commissioner Rayno seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**9. REQUEST FOR TRANSFER OF BEER, WINE AND LIQUOR POURING AND SUNDAY SALES LICENSES FOR 2003. PETITIONER: WILLIAM A. ROWLAND, MANAGER, D/B/A UNCLE HARRY'S, LOCATED AT 12 NORTH LATHROP AVENUE. [DISTRICT 8.]**

Commissioner Rayno said, we had a question in the pre-meeting concerning adult code violations, and we're wondering what those were. Mr. Anderson said, that —. Commissioner Rayno said, no, they didn't know. Mr. Anderson said, oh, they didn't know. Okay. Commissioner Rayno said, I'd like to table this so we can find out the answer to the question.

Chairman Pro Tem Murray asked, is that a motion to table? Commissioner Rayno said, motion to table. Commissioner Odell said, second. Chairman Pro Tem Murray said, we have a motion and a second. No discussion. Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioners Kicklighter and Thomas were not present.] Chairman Pro Tem Murray said, it's tabled until we get the answers.

Commissioner Odell said, with a name like Uncle Harry, you've got to trust him. Are you Uncle Harry? Mr. William Rowland said, no, I'm not Uncle Harry. I'm William Rowland.

Chairman Pro Tem Murray said, there's no other discussion now since it was tabled.

**ACTION OF THE BOARD:**

Commissioner Rayno moved that the petition of William A. Rowland, Manager, d/b/a Uncle Harry's, located at 12 North Lathrop Avenue, for transfer of beer, wine and liquor pouring and Sunday sales licenses for 2003, be tabled until the Commissioners are given an answer as to what the "adult code violations" were. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**10. REQUEST FOR NEW BEER AND WINE POURING LICENSE FOR 2003. PETITIONER: STIJEPAN POPOVIC, D/B/A/ RESTAURANT ADRIATIC, LOCATED AT 1 DIAMOND CAUSEWAY, UNIT 15. [DISTRICT 1.]**

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the petition of Stijepan Popovic, d/b/a Restaurant Adriatic, located at 1 Diamond Causeway, Unit 15, for a new beer and wine pouring license for 2003. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**11. 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.)**

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. One used replacement mini-van for Mosquito Control	SPLOST	Fairway Lincoln Mercury	\$12,700	SPLOST (2003-2008) - Vehicle Replacement
B. One used replacement mini-van for Mosquito Control	SPLOST	Fairway Lincoln Mercury	\$12,500	SPLOST (2003-2008) - Vehicle Replacement
C. Purchase and installation of video surveillance equipment at the Montgomery Street Parking Garage	Facilities Maintenance and Operations	Remote Technology, Inc.	\$14,769	Parking Garage Fund

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
D. Professional services contract to provide "as required" instruction and supervision of youth under the jurisdiction of Juvenile Court in a community service work program which operates on Saturdays	Juvenile Court	•Christa Roberson •Crystal Commodore	\$14 per hour	Supervision fees collected by Juvenile Court
E. Annual professional service contract with automatic renewal options for four additional one year terms to for a drug treatment service provider for the Savannah-Chatham Drug Court	Superior Court Judiciary	Recovery Place, Inc.	\$450 per client per month	Drug Court Grant Funds

**As to Items 11-A through 11-E, except 11-B and 11-C:**

Commissioner Odell moved to approve Items 11-A through 11-E, except Items 11-B and 11-C. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

**As to Item 11-B:**

**One used replacement mini-van for Mosquito Control; SPLOST; Fairway Lincoln Mercury; \$12,500; SPLOST (2003-2008) - Vehicle Replacement.**

Chairman Pro Tem Murray asked, who was that? Commissioner McMasters said, that's mine. Chairman Pro Tem Murray said, all right.

Commissioner McMasters said, thank you, and I want to point out to the Youth Commission this is another example of SPLOST money. That one cent sales tax is in this situation being used to procure a late model van for the Mosquito Control Department. So [inaudible] something paid for by property taxes, and this purchase is being paid for by sales tax revenue. The original mini-van that we're replacing, how was it used at Mosquito Control. Mr. Stuart Chatham said, it's an administrative transportation. Dr. Lewandowski can answer that better. Dr. Henry Lewandowski said, yes sir. We use that vehicle to transport equipment to sites, equipment to present public —, in public meetings, the equipment to transport to sites to calibrate aircraft, and also we use it to transport staff to conduct training. For instance, when we hire a new [inaudible] truck driver, particularly when we hire more than one, we'll use the van to take these personnel around the County to teach them the routes that are used for their work. Commissioner McMasters said, thank you. Does it have seats or is it an empty cargo van? Dr. Lewandowski said, oh, no, it has seats, seats that are removable so that we have full purpose for this van. Commissioner McMasters asked, is this vehicle ever taken home, driven home? Dr. Lewandowski said, not this particular van, no. Commissioner McMasters asked, are any of your vehicles taken home? Dr. Lewandowski said, yes sir. Commissioner McMasters asked, how many of your vehicles? Dr. Lewandowski said, two vehicles, sir. Commissioner McMasters said, thank you.

Commissioner McMasters said, my other question, Stuart [Chatham], what is the mileage on this 1992 —, 1989 —. Mr. Chatham said, both of these are in mid-30's, mid-30,000 mile range. Commissioner McMasters said, okay, I'm asking how many miles on the vehicle we're replacing? Mr. Chatham said, oh, I'm sorry. Dr. Lewandowski said, one van has over 89,000 vehicles [sic] and the other one has over 101,000. Commissioner McMasters said, so one has 89,000 miles —. Dr. Lewandowski said, yes sir. Commissioner McMasters said, — and one has 101,000. Is 89,000 really the life expectancy of that? Dr. Lewandowski said, well, both vehicles are 14 years old, sir. The one with 89,000 we inherited after we lost our other van, and I guess it had fairly heavy use [inaudible] dredge spoil sites. Commissioner McMasters said, okay. What is typically the mileage that we get on one of these mini-vans that your Fleet people —? Mr. Chatham said, generally they're good to 90,000 to 100,000 miles, depending on the application. If it's in a light duty application, more than that. If it's, you know, like in the jail or something like that, every day, eight hours a day, it's a little rougher on them. Commissioner McMasters asked, well, do you have any idea what we might receive from the sale of that 89,000? Mr. Chatham asked, these? I would hope to get for these two vans maybe \$1,500 to \$2,000. Maybe. Commissioner McMasters said, okay, just for my own understanding, where does that revenue flow back to? County Manager Abolt said, it goes back into Fleet and Fleet uses it to replace vehicles.

Commissioner Odell asked, is that a public sale? Mr. Chatham said, yes sir. It's by law has to be a public auction. Commissioner Odell said, I've got a truck with 150,000 miles and it's better than the Lexus I drive. 89,000 miles to me just don't seem like a lot of miles. Commissioner Gellatly said, yeah, but 14 years is a lot of years. Commissioner Odell said, not coming from you [inaudible]. Commissioner Rivers said, you've got to look at the terrain they have those vehicles on. Commissioner Odell said, yeah, I'm not trying to hold this up. That's John's [McMasters] thing.

Chairman Pro Tem Murray asked, any other discussion? Commissioner McMasters said, thank you, John —, I mean, Harris [Odell]. Commissioner Odell said, he confused me with John. Commissioner McMasters said, just the hold up part. Stuart [Chatham], thank you very much. I appreciate your answers and that's exactly what I needed.

Chairman Pro Tem Murray asked, do you want to make a motion? Commissioner McMasters said, motion to approve. Commissioner Rivers said, second. Commissioner Odell said, second. Chairman Pro Tem Murray asked, any other discussion? Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

Chairman Pro Tem Murray said, I have one question now that we've adopted that. We had —, Item A was the same identical thing, but \$200 more than the one you had pulled. Is there any particular reason why you chose that one? Commissioner McMasters said, either one would work so I just picked one.

**As to Item 11-C:**

**Purchase and installation of video surveillance equipment at the Montgomery Street Parking Garage; Facilities Maintenance and Operations; Remote Technology, Inc.; \$14,769; Parking Garage Fund.**

Commissioner McMasters said, thank you. In Item C on Background, it says: "The video surveillance equipment system currently installed at the Montgomery Street Parking Garage was purchased in 1995." Who monitors this video system? County Manager Abolt said, we have an individual, I believe, that —, one that takes the collection. Mr. Kaigler can be more specific. Commissioner Odell said, the person at —, the cashier has a monitor and is monitoring from the cashier's cage. County Manager Abolt said, yes. I agree with you, but I wanted to make sure Mr. Kaigler responds in case I did something in error. Commissioner Odell said, I park there. That's where —. County Manager Abolt said, I know that. I don't disagree with that. Commissioner Rivers said, that's where the monitors are. Commissioner Odell said, yeah. It really don't get any better, Russ [Abolt]. That's —. Commissioner McMasters said, okay. County Manager Abolt said, thank you, sir.

Commissioner McMasters said, furthermore I'd like to know who will install —, I understand that the cabling of all the existing wiring stays in place, but the equipment is switched out per this bid or this award, but who does the installation? County Manager Abolt said, I'm looking right now for Mr. Kaigler. Mr. Harry McDonald said, I can answer that, sir. Remote Technology is a company that we've been looking at. They provide the installation of the equipment. The current equipment is —, it's with technology improvements we have an opportunity to upgrade. We're also looking at this system to incorporate as part of some additional upgrades in the courthouse in the long term scenario. So, but Remote Technology is the company that will do all the installing. Commissioner McMasters asked, well, what is wrong with the current system? Mr. McDonald said, cameras are broken, just obsolete. Commissioner McMasters asked, non-operational? Mr. McDonald said, most —, for the most part most of them are not, no sir. Commissioner McMasters asked, how long have they been non-operational? Commissioner Rayno said, it's black and white too. Mr. McDonald said, yes sir. Commissioner Rayno said, and you're going to color. Mr. McDonald said, yes sir.

Commissioner Kicklighter asked, well, can you get these new ones in fast being the public now knows they're all broke? Chairman Pro Tem Murray said, let Commissioner McMasters finish.

Commissioner McMasters asked, do we —, do you know once this roughly \$15,000 purchase and installation is done, what sort of warranty are we getting not only on the equipment, but on the installation? Mr. McDonald said, that I can't answer. I know Mr. Thompson has been working specifically on all those details. Again, Remote Technology, we've been looking with them. Also, the Sheriff's looking at —, with them on some systems. They're also involving some of the G8 systems. So we know they're a reputable firm, but we'll look at the warranties and in most cases we need to —, we would also consider some service, some maintenance agreements just to make sure that we make —, get full use of the —. Commissioner McMasters said, well, you anticipated my next question of whether or not the ongoing service after the installation is something that we're contracting for or doing ourselves. So those are really just my typical consumer questions —. Mr. McDonald said, yes sir. Commissioner McMasters said —, who's doing the installation, what sort of warranty are we getting, and who's going to be servicing it, if anyone, outside of our organization after the warranty. Mr. McDonald said, within our organization for those specifics we really don't have anybody, sir. We look at those companies —, again, initially with most applications they carry a one-year warranty with options for extended service obligations, whether they be on a yearly contract or, you know, an hourly basis with preference toward new users. Again, Mr. Thompson would have to answer those specifics. Commissioner McMasters said, my only parting shot on this is, this particular structure might very well, as you probably know, become the CAT transit center, and I would just suggest that if we did do a maintenance contract with any particular vender, that we add a clause in that that if that structure gets demolished, that we can cancel that contract and not have to pay the balance of the contract if the vendor is willing to do that and save a few taxpayer dollars. Mr. McDonald said, yes sir. Commissioner McMasters said, thank you.

Commissioner Rayno asked, was it my understanding the CRT's were going bad on those black and white screens which were kind of causing blurred images? Mr. McDonald said, yes sir, a combination of. Just trying to do some improved surveillance within —, and again looking at some long term utilization for courthouse security as a whole. Commissioner Rayno said, and the other pro to the color monitor is the fact that you'll be able to identify the color of the vehicle as it's leaving the building in case there was a problem. Mr. McDonald said, yes sir, looking at that in addition to some additional camera placements to give some better facial recognition and those kinds of things. Commissioner Rayno said, thank you.

Commissioner McMasters said, so we don't know what the warranty is or if there is one before we make a motion on this. Is that where we stand? Mr. Michael Kaigler said, we'll provide that information to you. I'm sure there's a warranty, I just don't have the specifics in front of me. Commissioner McMasters said, okay. I'll move for approval.

Chairman Pro Tem Murray asked, do we have a second? Commissioner McMasters said, on Mr. Kaigler's assurance that there's a warranty. Chairman Pro Tem Murray asked, do we have a second? Commissioner Odell said, second. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

Chairman Pro Tem Murray said, that takes care of all those items.

**ACTION OF THE BOARD:**

1. Commissioner Odell moved to approve Items 11-A through 11-E, except Items 11-B and 11-C. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]
2. Commissioner McMasters moved to approve Item 11-B. Commissioners Rayno and Odell seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]
3. Commissioner McMasters moved to approve Item 11-C. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were 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.

1. **PETITIONER, PHILLIP MCCORKLE, AGENT (WILL D. HERRIN, ET AL, OWNER) IS REQUESTING REZONING PROPERTY LOCATED ON THE SOUTH SIDE OF U.S. HIGHWAY 80 EAST APPROXIMATELY 625 FEET WEST OF BRYAN WOODS ROAD FROM A PUD-M-6 (PLANNED UNIT DEVELOPMENT MULTI-FAMILY-SIX UNITS PER NET ACRE) CLASSIFICATION TO A PUD-IS (PLANNED UNIT DEVELOPMENT-INSTITUTIONAL) CLASSIFICATION. IT IS FURTHER RECOMMENDED THAT THE ADJACENT 4.2 ACRE TRACT EAST OF THE PETITIONED TRACT BE REZONED FROM A P-I-P (PLANNED-INSTITUTIONAL-PROFESSIONAL) CLASSIFICATION TO A PUD-IS CLASSIFICATION AND AN AMENDMENT TO THE CHATHAM COUNTY FUTURE LAND USE MAP TO DESIGNATE THE PETITIONED SITE AS COMMERCIAL OFFICE. THE MPC RECOMMENDED APPROVAL.  
MPC FILE NO. Z-030717-35626-1  
[DISTRICT 4.]**

Chairman Pro Tem Murray said, I see the petitioner nor the attorney for the petitioner is here. I will state the same things that I did in the pre-meeting. That I want to make sure —, MPC, you're here still, so good. I want to make sure —, I know this came as a recommendation from MPC to adopt this, but I understand the citizens group within the Islands area has met with the developer. They have come up with some agreements on what would be put on that property, and I want that incorporated into this zoning ordinance and make sure that's done between now and the next meeting when we have a second reading. If it is not, then I will then make a motion because I won't be sitting in the Chair's seat at that time, to send this back to MPC or either deny it. So we need to get these questions answered and I will get in touch with Phillip McCorkle and talk with him about it also. Chairman Pro Tem Murray recognized Commissioner Rayno.

Commissioner Rayno said, I just find the irony of some of the people involved in this project are the very people who went after the Southeast Land Plan and said that there was no affordable housing in the southeast land area, yet in this area they think it's okay to take away affordable housing and put business in place of it instead and reduce the amount of greenspace requirements. I'm really opposed to this change plus the fact that it will be changing the long term land use plan of the Islands, something we all agreed upon many months back. You don't have a plan and then go and change it because it just sets a precedent for just picking away at it as time goes on, and before you know it you don't have a plan anymore, you've just got a hodgepodge.

Chairman Pro Tem Murray recognized Commissioner McMasters.

Commissioner McMasters said, thank you. I'm —, I want to know before this came to the MPC Commission, did the staff recommend approval of this? Ms. Charlotte Moore said, yes, staff did recommend approval. We also had a meeting with the developer and several of the Islands citizen members. Commissioner McMasters said, okay, thank

you. This falls within the footprint —, I have a couple of questions. This falls within the footprint of the Islands Land Plan? Ms. Moore said, it is within the Islands Land Plan, yes. Commissioner McMasters asked, and is there a 30% greenspace requirement? Ms. Moore said, it will be as —, was that adopted? Commissioner Murray said, yes, we adopted that. Ms. Moore said, last Commission meeting that was re-adopted to ordinance. Commissioner McMasters said, so is —. If all of this goes through, will that 30% greenspace requirement be incumbent upon the developer? Ms. Moore said, it will be. Commissioner McMasters said, okay. Let me ask a couple more questions. In essence this is changing from a PUD-M-6 to a PUD-IS. Is that correct? Ms. Moore said, correct. Commissioner McMasters asked, and isn't it correct that the M-6 is all residential? Ms. Moore said, it is. Commissioner McMasters asked, and the PUD-IS is non-residential? Ms. Moore said, correct. Commissioner McMasters asked, how —, Charlotte [Moore], can you explain why —, what the staff thinking was to recommend approval of changing an area that was zoned for residential, and if you look at the overlay this is wildly all residential around it with the exception of a couple of things on the corner, why staff would recommend to the MPC Commission deleting devoted-built housing and —, to do offices, businesses? Ms. Moore said, well, the property is located on Highway 80 and there was a confirm that —, the emphasis, I believe, is going to be on medical services and services that are not readily available in that area and the purpose would you'd be able to provide that to the citizens within the Islands area. Commissioner McMasters asked, did we meet with the citizens and get that input directly from them? Ms. Moore said, we met with the Islands citizens committee and also with the developer —. Commissioner McMasters asked, and —? Ms. Moore said, — and this was advertised. Commissioner McMasters asked, and they welcomed the loss of residential housing in favor of businesses? Ms. Moore said, well, again, they were at the MPC meeting, the public hearing and public meeting, and nothing was expressed from the —, from any citizen about the concern of the loss of potential housing. Commissioner McMasters said, okay. In —, I don't know if you guys produced this or our staff produced this. This is —. Chairman Pro Tem Murray said, the MPC. Commissioner McMasters said, — your piece. In Number 7, it says "Adjacent Property," and about the middle of the paragraph it says: "The petitioner advised staff that a Master Plan for this area and the petitioned site will be submitted to the MPC for approval...." Has no master plan been submitted? Ms. Moore said, well, the master plan would be —, well, the rezoning would be necessary first before the master plan is submitted. Commissioner McMasters said, okay. On Summary of Findings Number 1 it says: "Will the proposed zoning district permit uses that would create traffic volumes, noise level, odor," et cetera, et cetera, "adversely impact the livability or quality of life in the surrounding neighborhood," and MPC staff checked "No." Correct? Ms. Moore said, well, this is actually a finding from the MPC. Commissioner McMasters said, okay, the MPC Commission checked "No?" Ms. Moore said, yes. Commissioner McMasters said, okay. On Number 4 on the next page it says: "Will the proposed zoning district permit uses that would generate great traffic volumes," and the answer is "Yes." Is that correct? Ms. Moore said, that's what it says on the report, yes sir. Commissioner McMasters asked, don't you find those two sort of contradictory? Ms. Moore said, well, the first one refers to various potential nuisances, including traffic volume, noise, odor, et cetera, so we're not exactly saying —. Commissioner McMasters said, well, just take the traffic part of that first one and forget the odors and dust and all the other things. Just take the traffic volumes question, and the answer is "No," and then on Number 4 the answer to will it increase traffic adversely for the neighborhood and the answer is "Yes." Ms. Moore said, I don't believe a traffic study —, I don't believe a traffic study was performed. Typically unless a development has potential to produce more traffic during peak hours rather than a residential development, I can't tell you specifically why this was checked yes. There was not a traffic study performed for this particular rezoning petition and —. Commissioner McMasters asked, well, do you have any thoughts why a traffic study was not suggested by staff. Ms. Moore said, typically they are not required during a rezoning period. They may be required during site planning, and that would be the requirement of the County or —, County Engineering.

Commissioner McMasters asked, Frank [Murray], do you know if in the discussions that the citizens have had that a traffic study was part of those agreements —, that those elements are going to be written into this agreement? Chairman Pro Tem Murray said, I don't think it was because at that particular intersection, and again the County Attorney, County Manager and myself and the County Engineer's department all met before this particular owner took this property over before anything had started there and discussed traffic, what was going to happen with the traffic. The County Engineer looked at it and made some recommendations. I'm sure those recommendations have been followed because the road has already been put in. The curb has been put in and the pavement has not been put in yet, but the sewerage and the curb has been put in for the curb cuts coming out on Highway 80 and to Bryan Woods Road, which raises another question for me, but I'll get to that a little bit later. Commissioner McMasters said, okay. Number 7 question says: "Will the proposed zoning district permit development that is inconsistent with the comprehensive land use plan," and the answer is "Yes?" Ms. Moore said, it is yes because right now that designation of the property, the future land use map designation is residential, and therefore, if it is rezoned, it would have to be changed to commercial retail. And offices are a part of that. Now the PUD-IS district is not a commercial —, is not a retail district. It's an office only, an institutional zoning district. More than likely those uses will be daytime only rather than nighttime, whereas residential uses typically generate traffic around the clock. Commissioner McMasters said, well, the first thing, I just —, I think that's a slippery slope here and in terms of all the land planning and citizen participation that we have experienced through the entire southeast land planning process and Islands Land Plan thing, this seems just to me as a slippery slope in reverse of our objectives and goals as manifest in those two plans. It's Commissioner Murray's district. He's on the ground there. He know what's going on so I'm going to defer, but I'm not wildly enthusiastic about the disconnects from the MPC Commission on answering these questions because they're obviously in conflict. Thank you.

Chairman Pro Tem Murray recognized Commissioner Kicklighter.

Commissioner Kicklighter said, thank you. Does Commissioner Murray have to make a motion to make the changes? [NOTE: No audible response was given.] Commissioner Kicklighter said, okay. County Attorney Hart said, no, he can't make a motion where he sits today unfortunately. He can direct that information be directed to the petitioner and

certainly at the next, second reading, if necessary that motion could be made, you know, if it's appropriate at that time. Commissioner Kicklighter said, my next question goes off one of theirs. You said that they would have to comply with the 30% greenspace, but did this petitioner apply for this permit or the zoning change before we changed the zone back? Ms. Moore said, well, if it didn't —, I don't believe that the zoning —. Commissioner Kicklighter said, before we changed the —. Ms. Moore said, but he hasn't submitted a site plan yet. That's when it would kick in. Commissioner Kicklighter said, okay, that's when you —. Chairman Pro Tem Murray said, yes. Commissioner Kicklighter said, — kick in your —. Ms. Moore said, right. Commissioner Kicklighter said, — 30%. County Attorney Hart said, he's also asking for a rezoning so he's asking for a whole new deal, too. Commissioner Kicklighter said, all right. You know, I think this is great and we hear about the land plan and, you know, we've got to stick with the land plan. I believe the land plan's basically a guide for growth and development, you know, that's meant to change. I can understand where sitting in Commissioner Murray's seat where you can look at something commercial because logically this is on Highway 80 and there's no houses going to be built, you know, new right there on 80 now, and I can see where as the rep of that area you're going to take what you believe would definitely better benefit your area and you have something good in front of you for fear of what could come in later years. And, again, I've beat this example to death, but years ago there was supposed to be the Westside Hospital. They zoned it for a hospital out there but left the zoning the same, and then a Waste Management type facility went in, and, you know, that's just —, that's an example of what could happen here and, you know, I just believe that with Commissioner Murray being on the ground running around that area, talking with the citizens and, in effect, really believes this is good, you know, and it's doctors' offices and all, you know, I think plans were meant to be changed if you see something that can be better and, you know, I will fully support whatever he decides because that's —, he's in that.

Chairman Pro Tem Murray said, thank you. Charlotte [Moore], I've just got a couple of quick questions. I think we've lost a little bit of focus. It's two different zonings on that total tract of land right now. Is that correct? Ms. Moore said, correct. Chairman Pro Tem Murray said, and on those two zonings, currently zoned what it is right now, one part would be residential. The other part they would still be able to build a motel —. Ms. Moore said, well, actually the smaller-size parcel, the four-acre tract, is currently P-I-P and that allows some retail uses, including restaurants, and the recommendation from MPC is to rezone it from P-I-P to PUD-IS-B to prevent the retail uses —. Chairman Pro Tem Murray said, that's right. Ms. Moore said, — and that would include drug stores, and that was one of the concerns of the Islands citizens. Pharmacies were okay, but drug stores were not. Chairman Pro Tem Murray said, and the reason I asked that question, I think that point needs to be made. This possibly is going to be better zoning than what is presently on and it's going to protect the property more than what's protected at this present time. My other question and I don't know whether it should come from you or come from staff. Without the rezoning and without a master plan being approved, how was this property permitted to go in and do roads and stuff and drainage on there? County Attorney Hart said, well, if you don't rezone and if you don't do a master plan, then it stays zoned split zoning just like it is and if they want to do anything with it, they're going to have to go in under the current zoning and do a master plan and also the requirements of the master plan show drainage, go to Engineering, get the Engineering to approve the drainage —. Chairman Pro Tem Murray said, my point is though that's already been done. How do you do that before you have your master plan approved? Ms. Moore asked, is this the smaller tract that you're speaking of? The four-acre lot —? Chairman Pro Tem Murray said, there's two curb cuts that have already been made into Highway 80. One way that sits on the corner of Johnny Mercer and Highway —, I mean, Bryan Woods and Highway 80 has a road that comes in and goes all the way around and comes back out into Bryan Wood. Ms. Moore said, we did do the plan for that parcel. Chairman Pro Tem Murray said, okay. Ms. Moore said, but not the larger one. Chairman Pro Tem Murray said, okay, and that plan could be done with or without this rezoning then? Ms. Moore said, correct. Chairman Pro Tem Murray said, okay. Ms. Moore said, and any future development —, if this is rezoned, any future development would have to comply with the new zoning district.

County Attorney Hart said, but that was also done, you know, after Engineering reviewed it pursuant to the instructions we had and the Engineering staff had about trying to make that intersection work a little bit better than it does.

Chairman Pro Tem Murray said, okay, but basically —, any other questions? Okay, thank you.

#### **ACTION OF THE BOARD:**

Chairman Pro Tem Murray read this item into the record as the first reading.

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**XII. SECOND READINGS**

**1. REQUEST BOARD APPROVAL OF AN AMENDMENT TO ARTICLE X. WATER AND SEWER CHARGES AND FEES OF THE CHATHAM COUNTY REVENUE ORDINANCE.**

Commissioner Rayno said, move for approval. Chairman Pro Tem Murray said, we have a motion to approve. Do we have a second? Commissioner Rivers said, second. Chairman Pro Tem Murray asked, any discussion? Let's vote. The motion carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.] Chairman Pro Tem Murray said, it's approved unanimous.

**ACTION OF THE BOARD:**

Commissioner Rayno moved to approve an amendment to Article X. Water and Sewer Charges and Fees of the Chatham County Revenue Ordinance. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

**ARTICLE X. WATER AND SEWER SERVICE CHARGES AND FEES**

	<u>Schedule in Revenue Ordinance</u>	<u>Rates Approved by Board of Commissioners Effective Oct. 1, 2001</u>
<b>Section 1. WATER</b>		
Water - base charge	21.69	23.86
0-2000 feet (per 100 cubic feet) 1 Unit	0.29	0.32
Over 2000 cubic feet (per 100 cubic feet)	0.43	0.47
Customer Deposit - Water only	35.00	38.50
Customer Deposit - Water & Sewer	86.00	95.00
Reconnect Charge	41.00	45.00
<b>Section 2. SEWER SERVICE</b>		
Flat rate	48.91	53.80
Base Charge	22.65	24.92
0-2000 feet (per 100 cubic feet)	1.06	1.17
Over 2000 cubic feet (per 100 cubic feet)	1.35	1.49
Customer Deposit - Sewer Only	52.00	57.00
<b>Section 3. TAP IN FEES</b>		
Water	75.00	225.00
Sewer	150.00	225.00
Runaway Point, Marsh Bluff, Causton Bluff	700.00	700.00
Hunter's Ridge	1,125.00	1,125.00

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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).**

**ACTION OF THE BOARD:**

A written report was received as information.

**AGENDA ITEM: XIII-2**  
**DATE: October 24, 2003**

List of Purchasing Items between \$2,500 and \$9,999  
 That Do Not Require Board Approval

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
One used replacement sedan with 12 month extended warranty for Assessor's office	SPLOST	J. C. Lewis Ford	\$8,620	SPLOST (2003-2008) - Vehicle Replacement
Install "in-house" a drive shaft for helicopter	Mosquito Control	Southeast Helicopters, Inc.	\$7,883	General Fund/M & O - Mosquito Control
Annual maintenance agreement for HVAC system for the Administrative Annex	Police	McDevitt Air	\$3,480	SSD - Police
Professional audit services through September 2003 (audit in progress)	Tax Commissioner	Karp, Ronning and Tindol, PC	\$9,500	General Fund/M & O - Tax Commissioner
Replaced shingles on West Chatham branch library	Library	House Doctor	\$8,980	General Fund/M & O - Library

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**3. ROADS AND DRAINAGE REPORTS.**

Chairman Pro Tem Murray said, Commissioner Rayno, I think you wanted to bring something up on the Information Items.

Commissioner Rayno said, yes. I just wanted to have a public update on Stephenson Avenue. Russ [Abolt] said that he would offer to read why work has appeared to stall. County Manager Abolt said, yes, and with y'all's permission, and again I don't want to read the staff report, I know you've read that, but if you would look at least in my summary remarks as I make them for a point of reference on page two of the report from Mr. Bungard on road projects, and I appreciate the opportunity about talking about it. This has been a project that some have referred to as snake-bit like occasionally we do run into, and this project was slow from the very beginning. It was fraught with issues of whether or not a median would be built. It was fraught with saving certain trees, and now once the project went under construction, we have had problems, as you can see in the staff report, based on construction going on while roadways are still accessible, and not just to motorists but also to businesses that have since been approved along the right-of-way. You've had challenges in the relocation of utility lines, like gas lines, water and sewer lines. The City of Savannah has come back in and I believe asked for at least some sewer lines, if not a water line, to be relocated. The issue then came up in the engineering design as to whether or not the temporary paving that was placed, I believe, on the south side that provides the necessary transition and we can move to the north side to complete the work. As I understand it in talking to the engineers that was the issue. The contractor has had some problems in the past. We've been

monitoring them very closely for their work. We want to insist that they do not, in effect, get by with being unable to deliver the project when it was said and to be delivered initially it was going to be open this month —. I should say the month of November. There have been a combination of delays, including utilities and conflicts with construction ongoing adjoining the development. Engineering staff has met with GDOT, who is monitoring the project, managing the project for us, as well as the contractor. We're now estimating really a completion date, I believe, the contractor said in June. We're saying because of their past record in getting projects done, we're saying July. Essentially what we're looking at is ensuring that when they move to the north lane of traffic, their transition plans are effective and we do not have to tear out any more asphalt than necessary.

Commissioner Rayno asked, so right now there's no word on renegotiating the contract on design and things like that? County Manager Abolt said, I'd have to defer to Mr. Black on that. I'm not —, I don't want to say the work is not being done. Commissioner Rayno said, well, I drive down every day and haven't seen two people working —. Mr. Al Black said, well, they almost continually promise to have crews in there to get started. It's been going on for the last three or four weeks. They now are promising they're going to have crew in there next week and on the following —, there will be a grading crew the following week that's supposed to start on curb and gutter. Time will tell. County Manager Abolt said, this is one of those contractors we're watching very closely from the standpoint of past performance and then as the opportunity comes up for this contractor to bid on future work, we will remind them, as Mr. Bungard does fairly regularly, as to their past record of performance or lack thereof. Commissioner Rayno said, I would request that the covers on those drainage distribution boxes that they have be secured so that kids can't into them. Some of them are titled on just three blocks or fallen off and I'm afraid someone is going to fall in there or do whatever, and it's just not right to leave them the way they are. Mr. Black said, okay, we'll check on it today. Commissioner Rayno said, thank you.

Chairman Pro Tem Murray recognized Commissioner McMasters.

Commissioner McMasters said, Mr. Black, the contractor that we're referencing here, do you know the —? County Manager Abolt said, APAC. Commissioner McMasters asked, APAC? Commissioner Rivers said, APAC. Commissioner McMasters asked, what was the bid award amount? Mr. Black said, I don't have it in front of me. It's —, I think it was over four million. Commissioner McMasters said, so —, and this is sort of a confirmation question to Russ [Abolt]. If we were going forward at this point and awarding this contract, we would be looking at a history of their last five most recent projects in terms of —. County Manager Abolt said, yes sir. Commissioner McMasters said, — what the original bid was, what the time frame was, what the —, every —, each project's total time was, and what each of the five total projects individual final costing was. Is that correct? County Manager Abolt said, yes sir. Yes sir. The final costing and some of the work may still be in the process, but that's my general understanding, plus as you'll remember we are sharing this information with other governments in the area, the school district, City of Savannah. Commissioner McMasters said, that's terrific. Thank you.

Chairman Pro Tem Murray asked, any other questions?

#### **ACTION OF THE BOARD:**

Written reports were received as information.

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#### **EXECUTIVE SESSION**

Upon motion being made by Commissioner Rivers, seconded by Commissioner Odell and unanimously approved, the Board recessed at 11:05 a.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 11:32 a.m.

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**ITEMS FROM EXECUTIVE SESSION**

- 1. **REQUEST BOARD APPROVAL TO SIGN PROPERTY DAMAGE RELEASE FOR DAMAGE TO SHERIFF’S UNIT 710 BY DAN TAGGART, DRIVER FOR ADAM CAB COMPANY (JON HART).**

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to authorize the Chairman to execute a property damage release in the amount of \$3,049.75 for damage to Sheriff’s Unit 710 by Dan Taggart, driver for Adam Cab Company. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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- 2. **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 Rayno moved to authorize the Chairman to execute an affidavit that the Executive Session was held in compliance with the Open Meetings Law. Commissioner McMasters seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**APPOINTMENTS**

- 1. **CHATHAM COUNTY TREE COMMISSION**

**ACTION OF THE BOARD:**

Commissioner Rayno moved to appoint Martha Rudd to the Chatham County Tree Commission as the representative of the Savannah Tree Commission, which term will expire April 1, 2007. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Chairman Hair and Commissioner Thomas were not present.]

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**ADJOURNMENT**

There being no further business to be brought before the Board, Chairman Pro Tem Murray declared the meeting adjourned at 11:35 a.m.

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APPROVED: THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2003

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

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SYBIL E. TILLMAN, COUNTY CLERK