

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, APRIL 16, 2004, IN THE COMMISSION MEETING ROOM ON THE SECOND FLOOR OF THE CHATHAM COUNTY COURTHOUSE, LEGISLATIVE AND ADMINISTRATIVE BUILDING, 124 BULL STREET, SAVANNAH, GEORGIA.

I. CALL TO ORDER

Chairman Billy Hair called the meeting to order at 9:20 a.m., Friday, April 16, 2004.

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

- 1. PROCLAMATION FOR THE CHATHAM COUNTY COMMISSION FROM SOUTHEAST REGION CHAPTERS OF THE EIGHTH AIR FORCE HISTORICAL SOCIETY. WILBUR BELL AND HENRY HUGHEY WILL MAKE THE PRESENTATION.**

Mr. Henry Hughey presented the following proclamation to the Chatham County Commission, which was received by Chairman Billy Hair:

Proclamation

*Let it be known that we the members of the **S**outheast **R**egion **C**hapters of the **E**ighth **A**ir **F**orce **H**istorical **S**ociety do hereby acknowledge the tremendous support and cooperation extended to our organization by the*

***C**hatham **C**ounty **C**ommissioners,
and hereby, in unison, thank them for the financial support in the construction of the **M**ighty **E**ighth **A**ir **F**orce **M**useum in **P**ooler, **G**eorgia. **S**igned this 27th day of **M**arch, 2004:*

*Chuck Bowman Matthew J. Colburn James L. Bass
President President President
Alabama Chapter Georgia Chapter Tennessee Chapter*

& also on behalf of the state chapters of Florida, Mississippi, North & South Carolina and Kentucky.

Mr. Hughey said, time goes by and we're getting older and our members are getting fewer. In 1990 the Georgia Chapter hosted the first Southeastern Regional meeting in Atlanta. We had 457 people turn out for that meeting. In Chattanooga this year we had 68. So our numbers are going fast. We cannot tell you members of this Commission and the citizens of Chatham County how much we appreciate what you've done. On the night of April 21, 1984, the first office and board of directors of the Georgia Chapter were sworn in at Dobbins Air Force Base. I led the pledge of allegiance and said that it's too early to do anything, but it's not too early to start thinking about an Eighth Air Force Museum. I admit I was primarily thinking of locating it in Atlanta and then I —, Savannah friends said, "Well, don't you know that it started in Savannah?" No. And that plaque down there on Bull Street confirms that was the first headquarters. So for us that's where it was born and that's where it should die. And we thank you from the bottom of our hearts because when we are gone —, from a military standpoint —, that museum is going to be the only evidence that Wilbur [Bell] and I and these gentlemen that we ever passed this way, and we want our children and our grandchildren and our great-grandchildren to know. Now we're at war again. I think we've been in about a year now and suffered a little over 600 casualties. At Swineford [phonetic] the Eighth Air Force lost almost 700 men in one day. In Berlin we lost 700 men in one day. November 1940 at Merseburg, the biggest battle of the war, no German fighters were involved. We lost 56 bombers and 30 fighters in one day. I was on that mission. I promised them if they let me go to Berlin four times and I'd never have to go back to Merseburg, I'd do it. Those historical events are being preserved and it is an anniversary for me. The 21st day of this month will be 59 years ago, the 21st of April, I flew my last mission. It turned out to be my groups last mission of the war. They never flew again, and we must preserve the history of those fine young men, the 26,000 who gave their lives and 28,000 that suffered the hell of prisoner of war camps. Because of their sacrifices you and I are here today, and we thank you from the bottom of our hearts.

Mr. Bell said, I'm Wilbur Bell. We had a dream way back to do something for —, us a home for the Eighth Air Force in the Continental United States, and we run it through our people and we come to you and gave you the package and said we were mobilized and we fought and we died, and now we want a home for the Eighth Air Force in the United States, we don't have it. We come to you and presented a package to you and through a lot of work and everything else, you supported this and you come through with it. Without your help the Eighth Air Force Museum would not be out there today. Everyone of you with your people of Chatham —, the taxpayers of Chatham County, we thank you because, again, without you we would not be there today and we would not have a home for the Eighth Air Force in the Continental United States. Could I ask Tom Taylor if he —? Chairman Hair said, sure. Tom [Taylor], do you want to say anything? Mr. Taylor said, no, thank you.

Commissioner Murray said, I just wanted y'all to know, the man standing in front of you right now is the one that swore me in and recruited me to the National Guard back in 1966, and you can blame it on him. Mr. Bell said, I will say that

—. Commissioner Murray said, [inaudible] out there was in the same unit for a while. Mr. Bell said, before he said that, he called in security. Frank, would you like to say anything?

Mr. Frank Kaye said, good morning. I just briefly would like to say that there were six of us that hobbled into this building this morning. We're all pushing 80, some got past 80. Mr. Bell said, I'm 39. Mr. Kaye said, we're happy to be here. If the good Lord could turn your clock back for 60 years, we'd all be in Iraq tomorrow morning. Thank you. Chairman Hair said, thank you very much. We certainly appreciate what you all have done for —. Mr. Kaye said, one more brief question, if I may. Unrelated is that I met Mr. McMasters some time ago and I wonder when he came aboard this Commission did he bring his surfboard with him? Chairman Hair said, he has it waxed everyday. Mr. Kaye said, I understand he came from California all the way on his surfboard. Commissioner Murray said, he surfs on those [inaudible] in the downtown area.

Mr. Hughey said, I forgot to mention one thing. At our Chattanooga meeting we had a speaker, Mr. Russ Abolt, your County Manager. He stole the show. And there were three young ladies, the vocalists. They really worked him over and they got behind him and sung [sic] the Marine Corps Hymn and made him stand. He turned a little red, but he did an outstanding job. You guys should be proud of him. We love him. Thank you.

Chairman Hair said, thank you. Thank you very much.

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2. PROCLAMATION TO DECLARE APRIL AS "FAIR HOUSING MONTH" IN CHATHAM COUNTY. WAYNE DAWSON WILL BE PRESENT TO RECEIVE THE PROCLAMATION.

Chairman Hair read the following proclamation into the record:

***WHEREAS**, the Federal and State of Georgia Fair Housing Laws prohibit discrimination in housing based on race, color, religion, sex, disability (or handicap), family status or national origin; and*

***WHEREAS**, the month of April has been designated by the U.S. Department of Housing and Urban Development as National Fair Housing Month; and*

***WHEREAS**, April 12, 2004 marks the 36th anniversary of the passage of Title VIII of the Civil Rights Act of 1968, the Federal Fair Housing Law; and*

***WHEREAS**, the first housing discrimination court decision under the State of Georgia's Fair Housing Law was resolved in Chatham County; and*

***WHEREAS**, Chatham County supports the efforts of local agencies, non-profits, the private sector, and individuals in ensuring compliance with the Federal Fair Housing Law; and*

***WHEREAS**, Chatham County affirms the right of all citizens to choose where they wish to live without encountering discrimination.*

***NOW, THEREFORE**, I, Dr. Billy B. Hair, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim the month of April, 2004 as:*

"FAIR HOUSING MONTH"

in Chatham County, Georgia and call upon all citizens of our city to participate in ceremonies and activities supporting the Federal Fair Housing Law.

***IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 16th day of April 2004.*

Dr. Billy B. Hair, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Mr. Wayne Dawson said, thank you, Dr. Hair, members of the Board. As you know, it is my pleasure to also serve on the CAT Board with you, and I appreciate each and every day that, and I do appreciate your recognizing April as Fair Housing Month. As Dr. Hair said, in 1968 we had the passage of the Federal Fair Housing Law and we have joining us here the Assistant Treasurer of our Board of Directors, Mr. Charles Brown, who also may want to make some

remarks afterwards. Thirty-six years ago we had the passage of the Fair Housing Law and we had also an historic decision of Brown v. Board of Education fifty years ago, and we've had a number of events to celebrate that, but we still had very segregated —, a very segregated community and that segregation in our housing also causes the segregation in our schools. So there's a very real cause to our community and to every community for housing discrimination. Our organization works to eradicate that discrimination. We work very diligently in assisting individuals in finding a place, in educating people on what their rights are and educating housing providers on what their responsibilities are. April is Fair Housing Month. One of the events that our organization does is to hold a Fair Housing Luncheon. This year it will be held on April 29th at the Temple of Glory Church in the Eden Room from twelve until two, and I would invite each and every one of you to attend our event. Last year we were please to have over 150 and we'd like to double that number and we'd appreciate it if you'd consider attending that. And thank you and I'll turn it over to Mr. Brown now.

Mr. Charles Brown said, all I want to say is good morning, Mr. Chairman, Commissioners. I'm asking you to please come out and please represent yourself in the community because you are a part of this community. If you have any idea how important your faces will be if you come in and visit. Tickets are \$30 apiece and I'm asking you please each and everyone of you purchase a ticket. The Temple of Glory is located on Gwinnett and Stiles, if anyone know where the City lot. It's in the Eden Room and we appreciate you come [sic] because fair housing is important in this community and for us to come together is very important. Again, please purchase a ticket, \$30 apiece and I'll appreciate it. Anyone else in the room, please purchase a ticket. Thank you.

Chairman Hair said, thank you, Wayne [Dawson]. We appreciate it very much. You folks do a great job.

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YOUTH COMMISSIONERS

Chairman Hair introduced the following Youth Commissioners who were in attendance: Jhamia Allen, a Sophomore at Jenkins High School, and O'Veigh McArthur, a Sophomore at Groves High School.

Chairman Hair said, I'm going to first call on you, Mr. McArthur. I think you want to make some remarks about the Eighth Air Force.

Youth Commissioner McArthur said, the Chatham County Youth Commission has a very special bond with the Mighty Eighth Air Force veterans and we appreciate everything that you have done for the Chatham County Youth Commission. We know that y'all have done so much as a veteran, and we'd just like to thank you.

Chairman Hair said, Jhamia [Allen] is next. She wants to talk about the Youth Rally tomorrow.

Youth Commissioner Allen said, we invite the Commissioners to our 7th Annual Chatham County Youth Commission Youth Rally tomorrow, April 17, 2004, from one to five at Lake Mayer.

Chairman Hair said, thank you.

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Commissioner Rivers said, I just want to note that we've got a new cameraman [Van Johnson] and he's moonlighting. Chairman Hair said, yeah, he's got the bug now. He used to be in front of the camera and now he's behind the camera. You don't have to do that at City Council meetings, do you? You get to get your picture taken. I'm pretty impressed Mr. Johnson.

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VI. CHAIRMAN'S ITEMS

1. RIBBON CUTTING CEREMONY FOR POOLER PARKWAY ON TUESDAY, THE 20TH OF APRIL, AT 2:00 P.M.

Chairman Hair said, first is an announcement about our Ribbon Cutting Ceremony for the Pooler Parkway this coming Tuesday at two o'clock. It will be out at the site on the Pooler Parkway, and Mr. Bungard has asked me to announce that if there's anybody that needs transportation, there will be a bus at 1:30. We're trying to save taxpayers money because nobody —, in the past nobody's ridden the bus. So if there's no need to bring the bus, we've won't. Does

anybody need transportation at 1:30 on —? Okay, hearing none, I will assume, Mr. Bungard, we will not necessarily need the bus.

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2. INVITATION FROM GREATER SAVANNAH ATHLETIC HALL OF FAME. JACK BERRY, PRESIDENT, WILL PRESENT THE INVITATION.

Mr. Jack Berry said, you scared me there for a minute, Mr. Chairman. I looked and I thought we were at the wrong time, it was going to be April 20th, you were going to have us out there with the —, but I have with me and I'd like to ask Paul Ewaldsen and Charlie Brown —. I happen to have the honor of being president of the Hall of Fame this year. Incoming is Paul Ewaldsen. Some of you know Paul, and Charlie [Brown], you can't miss him. Charlena [phonetic], it feeds him real well, as most of you know. But we have an annual awards banquet each year. It's May 3rd at the Civic Center, 6:30 to 7:30 is a photo session, 8:00 is the banquet. Each of you are invited as a guest, if you will come. The Hall of Fame is —, if you haven't been there on the mezzanine on the second floor of the Civic Center, please come. We've installed a [inaudible] that you can touch things with and all the athletes are there. We're inducting seven again this year. Some of you know Brian Harman —, he didn't do too good yesterday, by the way. I think it was plus-10, but Brian will go on as a special award, Elizabeth Sprague's in, Moses King. You probably know him, Joe [Rivers], and you should. He's one of the finest football players I've ever known in my life. Ron Booker. I'm just looking at some of them that you know. Even let Tony Stassy [phonetic] out of the newspaper come in, and one other —, who is it? Oh, Marty Pevey. Marty's going to be coaching on the —, I think it's Toronto, for an international league he played. So these are some things that we recognize and, if you can, I'd love for you to come. You're invited. Please just —. Herbie Griffin, some of you know Herbie. He'll be there. Just come and bring yourselves with it. We even let Carolina graduates come. Chairman Hair said, I realize that. Mr. Berry said, I'm picking on him because he went to South Carolina. But, seriously, we're really here —, I'm really here —, that was —, to say the second thing. The first thing is it's sort of reiterating what Wilbur [Bell] said with the Eighth Air Force. Not only this Commission, and some of you were not on it, contributed with money. The Governor did, the City did, individuals did, organizations. We have got a tremendous complex. I think it's a big add to the City, to the County, to our people. If you haven't seen that Hall of Fame there, it's very, very nice. We're honored that you would participate with it and some times, that's an old expression, you walk down the street and fail to smell the roses. Well, this is kind of our way to you to say we do appreciate your help, what you've done, and I think you'll be proud of it if you take a look at it. You can come anytime, I'd love for you to be my guest. I'll meet you there and show you how to work the —. I'm worried about some of you. I don't know if Harris [Odell] can work those computer things or not too much, but —. Chairman Hair said, he's going to need some assistance. Mr. Berry said, but particularly we'd be honored and really I'm here to say thank you for what you did, what you've helped with, and we're in good shape now. We've got about 150 or 60 members. Mr. Ewaldsen said, yes sir.

Chairman Hair said, thank you, Jack [Berry]. I've been every year. As you well know, I've been every year since I've been in office, eight years, and I'll be there this year as well. It's really —, what you folks have done and, of course, Chatham County did contribute financially to that. Mr. Berry said, they sure did. Chairman Hair said, on two separate occasions since I've been in office, and we again appreciate what you've done. Mr. Berry said, if you let me know if you're coming or if you need a ride, I'll even come pick you up. Chairman Hair said, I'm going to be there. It's on my calendar so I'll be there. Thank you.

Mr. Berry asked, Paul [Ewaldsen], do you have anything you want to say?

Mr. Ewaldsen said, no, I just want to say thanks again. It's first class what y'all were able to help us with and we're expecting probably about 400 people there, so —. Chairman Hair said, thank you. It's always a very good event.

Mr. Charlie Brown said, as Chairman of the Honors Court, it gives me great pleasure. We have a fine crop of athletes and individuals going in this year. Please come out and join us on May 3rd. You remember, the Civic Center belongs to who? The people. The Civic Center. So please come out and anyone else in the audience, please purchase a ticket and come out. Thank you.

Chairman Hair said, thank you. We appreciate you being here. Mr. Berry said, I don't know if I mentioned, Paul [Ewaldsen] is incoming President of the Hall of Fame, if I didn't mention it. Chairman Hair said, yeah. Thank you, Jack [Berry]. Mr. Berry said, we appreciate your courtesies very much. Thank you an awful lot. Chairman Hair said, thank you. We'll see you on the 3rd.

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VII. COMMISSIONERS' ITEMS

1. BEST VALUE/SPECIAL PURPOSE LOCAL OPTION SALES TAX (COMMISSIONER ODELL).

Chairman Hair recognized Commissioner Odell.

Commissioner Odell said, this item was initially considered as a joint venture with the female and minority bid that we had considered some several months ago, a couple of months ago. I wanted to isolate best value and look at best

value as a separate and distinct item, and I guess the best way to do that is to tell you the purpose of doing this is ultimately to keep taxpayers dollars here in Chatham County. How can we keep taxpayer dollars here in Chatham County? As the past chairman of the Chatham County Hospital Authority, one of my greater concerns was that we have companies that do work here who bring people in here and unfortunately they don't provide health insurance for those people. This effort hopefully would attempt to standardize that so that we don't get all of the negative impact of bidding. As most of you know, there is a bid and there's a proposal. A request for proposal —, you can consider a variety of things, such as qualification, prior experience, et cetera. What I propose to do as relates to best value is that we consider in the bid process to be able as far as construction projects to take into consideration experience, past performance, technical qualifications, prior change orders and a whole host of other things. I think we do that by developing some kind of score card. It's been used elsewhere and we, the Commissioners, would determine what the score card is. What I offer as a program to —, as an introductory program is that we have the Courthouse that we've allocated approximately \$12 million from the SPLOST funding. I've spoken to the Chief Judge and the Chief Judge is not in opposition to using best value factors in our awarding the contract for the renovation of the Courthouse. We also have some opportunities, I believe, we're going to have allocated \$16 million for the creation and development of the public libraries. That perhaps would be an opportunity to look at best value. Those two programs —. Let me just eliminate any misgivings or confusion. Best value does not mean lower quality. Best value simply means that you not only obtain the quality, but there's some additional goals that you're trying to achieve that are long term goals. You're trying to (a) retain as much of the SPLOST funding in this area as possible, and (b) what you're also trying to do is to —, there is some unfair competitiveness that people who do not necessarily live here will bring individuals from a depressed area in Pennsylvania or out of Memphis, Tennessee, pay them no benefits, put them up in a trailer. If they are sick, they go to our hospitals and ultimately we, the taxpayers, will bear the cost. Beyond that, they pay no taxes and attend our schools. So I think to a greater value, I don't necessarily like the term best value. Best value seems kind of pompous and self-righteous. What it should be called is we're looking for ways to add on additional factors to retain funds here and so that we're not picking up tabs that an employer should pick up like health care benefits and et cetera for their employees. It was never my intention to vote against best value. This is not the same as the other program. It to me was mixing apples and oranges. I wanted it to have a fair consideration separate from the other proposal that had been bid and a bid accepted. We have a representative here who has some comments.

Mr. Mattie Settles [phonetic] said, good morning, Mr. Chairman, Commissioners. My name's Mattie Settles. I've worked in construction as a member of United Brotherhood of Carpenters since 1982. I'm not here to talk about union or non-union today. I want to talk about construction and construction work in Chatham County and the SPLOST-funded construction projects as we've talked about in the past. I have six talking points, I'll be very brief. This has been a proven program and a responsible minimum risk for the County. Within the State, there was a question as is it done in the State. Well, yes, it has. I've done some research on it to be able to give back to the Commission. It was done at Georgia Tech, it was done at Savannah State College on the last project they done at Savannah State; also Glynn County in 1999 has adopted this program, and I've got 17 criterias that their Commission has adopted to use. It takes into consideration, as Mr. Harris Odell said, nine [inaudible], such as certified training programs, drug testing policies, safety orientation, environmental standards, employee benefits, subcontractor considerations, users of local workforce, their past performance of the contractor. The beauty of this, Commissioners, creates the criteria as Glynn County has used since 1999. I was very happy to be on the —, when we went to Glynn County and got this passed in 1999. There were seven of us that done it, so it has worked. Best value or performance based procurement, that could be another name of it. I don't really care what the name of it is as long as it helps the workers in Savannah and keeps the work here. Make the name and we'll work it. Initial increased cost, yes, there's going to be initial increased cost. Think about it. I mean, if a guy's down there not paying no benefits, he's not paying no taxes, there's going to be costs. But if you've got a guy that's got insurance, he's got a retirement plan, he's not going to your hospitals for indigent care, he's going to be able to retire with dignity, and I think that's the way we ought to be looking at it, not just as a cost factor. Money is a cost factor, I understand that. It also levels the playing field for all contractors to bid. Y'all said y'all wanted all contractors to bid, minority, white, every contractor will have the opportunity to sit at the table. If you think about it Commissioners, Mr. Chairman, if a contractor pays benefits, he pays training and he pays that, he's going to have a seat at the table. If he's bidding against somebody that's pay \$12 an hour and another contractor's paying benefits on top of the \$12 an hour, he's going to be away from the table. He's not even going to have a chance at it or not even bother to bid on it because he feels like he's not even going to have the opportunity. But them six talking points, again, this is not a union thing, it's not a non-union thing, it's not a local contractor or out-of-town contractor. I don't really care who the contractor is as long as local workers have the opportunity to work on it. With that, I appreciate it. I've got some things that I —.

Commissioner Odell said, Mattie [Settles], before you go let me just —, with the Chairman's permission. Chairman Hair said, certainly. Commissioner Odell said, this is not overlapping with male —, female and minority program, and I want you to think of a hundred percent 1 through 30 is the program you've already passed; 31 through 50 would be this program and the balance would not be. So it's not the same program because occasionally they could be conflicting, as the Chairman bought out and the representative from the Westside, Mr. Kicklighter, brought out. They're not overlapping. The ultimate goal again is that how can we retain certain substantial projects in this area where local workers will benefit from it. I've seen nothing wrong with our devising a plan that ensures that we are not the dumping ground for large programs and which our taxpayers have paid for. That's my concern. In addition to that, I know the newspaper will bring this up, I just want to say it. My father was a carpenter and he's a carpenter making the presentation, and I want them to know my father's deceased so I get no benefit, family benefit from it. So f they hear my father was a carpenter, but he's dead, and Mattie [Settles] and I we just —. Mr. Settles said, we just —. Commissioner Odell said, philosophically agree on the —. Mr. Settles said, philosophically are the same way. Commissioner Odell said, right. Mr. Settles said, other things are —. Chairman Hair said, we appreciate it.

Commissioner Rivers said, Mr. Chairman. Chairman Hair said, okay, Commissioner Rivers. Commissioner Rivers said, one thing that I would like to see, if we can, is to —, we already have a scoring card on a contract and if we can mesh those two together to make it viable, then those contents should be in there when you consider for that. And I want to make sure that we always maintain, Russ [Abolt], that 10% minority participation under consideration within those contracts that we're considering when we take that score. Not the guarantee of goals, but in that score that we take, when we're scoring people as those contracts return, that within there we'd have that as a —, that's a greater value. I call it the greater value because it ensures that minorities get firm consideration when contractors are coming.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, first of all, I'm glad to see this coming back up. I know when we had the discussions the last time about it, there was a lot of concerns. I do know that we kept it in the contract with Diversiplex and they said they can work with us on that and work through that process. I guess my real question, Harris [Odell], would be to you, and you said that this is different than what we discussed earlier. Can you explain the differences in it, more for the public, but if you can explain that because I think it's a good deal. I really do, and I'm going to vote for it if it —, that's what we need to do.

Commissioner Odell said, the difference was that there was confusion as to whether or not the minority and female program and the best value would be overlapping because if they're in fact overlapping, then occasionally you could have competing purposes, whereas our goal is that everyone should come to the table —, everyone who pays taxes should have an equal opportunity to bid on programs. We need to increase the pool of people who bid on programs so the minority/female attempts to do that. What this attempts to do in addition to that is that we're trying to standardize certain programs that have a community impact, like I know you're concerned about whether or not a company out of Memphis, as with the Trade Center, brought in workers from Memphis, paid them below the prevailing wage, and in addition to paying them below the prevailing wage, they did not offer health insurance and other benefits so when they got sick or their children got sick, the impact of that was that they would most often go to Memorial Medical Center. For those who do not know it, we own Memorial Medical Center. That's a \$400 million organization. The impact is that the Federal government is continuing to reduce benefits paid through Medicare/Medicaid and that impacts what the State —. The State at one point had the Indigent Care Trust Fund. Twenty-five years ago the Indigent Care Trust Fund subsidized the local economy to the tune of about \$27 million. Last year it subsidized less than \$3 million. So not only the funds that ultimately flowed through and helped those who do not have health care, those funds are being reduced. In addition to those funds being reduced, what we have to do, hopefully in that we have this money called SPLOST, is to reduce the side effects, i.e., if you're going to bid on a major project, don't bring workers here, pay below the prevailing wage, don't provide them any benefits, they live in a mobile home, you just cram them into a motel, their kids go to school and they pay no taxes, what can we do with this opportunity to reduce taxes? How can we keep the money? Even if it's a contractor from New York. We have prevailing wage, which we're going to need to look at the impact of prevailing wage because I'm not certain that that might be the current standard we need to be using. But if they want to be from New York, fine. But if you're taking money out of —, from this community, you should have the dignity to hire people from this community. I believe that we have the capacity. Again, I use the Trade Center. The carpenters, the steelworkers didn't get the big piece of the pie initially. When we reached the deadline and there needed to be completion, then our people were brought in, and this is what this does. And what I said, I thought it was separate and distinct, Frank [Murray]. I didn't want to confuse the issue. I wanted to say that, you know, perceptually for those people we're not talking about overlapping. They're separate and distinct. I want to keep it that way.

Commissioner Murray said, well, I'd just like to say that I appreciate the fact that you took time to meet and learn more about it and come up with this, and I certainly will support it. I appreciate that.

Chairman Hair recognized Commissioner Thomas.

Commissioner Thomas said, thank you, Mr. Chairman. I, too, want to thank my colleague, Commissioner Odell, for bringing this back to the table for clarification. We do have clarity now, I do, because there was a lot of misunderstanding before and I think, I did, I thought that there were some overlapping and we did not want to exclude the female/minority participation. Also, I was concerned about that 10% that we have already talked about and understood, I thought, to be included. Mr. Settles said, right. Commissioner Thomas said, so now that Commissioner Odell and yourself have come back to us this morning to clarify that, I have no problems with voting for this because —. Mr. Settles said, thank you. Commissioner Thomas said, — that's one of our goals is to make sure that we utilize our people in our community because they not only live here, but they work here and they pay taxes and certainly they should be the ones to be reap much of the benefits. Mr. Settles said, thank you, ma'am.

Chairman Hair said, Commissioner McMasters and then we're ready to vote on this.

Commissioner McMasters said, thank you, Mr. Chairman. I just want to thank my colleagues, particularly Harris Odell, for coming to a degree of comfort with best value contracting and recognizing the terrific upside potential as an improvement for our public policy with regard to use of taxpayer funds here in Chatham County. I would like to expand for just a moment a couple of the other real positive benefits other than keeping that tax money that was generated in Chatham County, within Chatham County, and that is, first, by redefining lowest responsible bidder and improving the pre-qualifications for construction entities and checking their prior projects, history's number of change orders, total cost, total satisfaction, all the things that are requisite within the best value model taxpayers will wind up, I believe, Mr. Settles, with a much better built product. That is an extreme benefit in our infrastructure, longevity and utility. The third facet to this best value model that I think need not be overlooked is we will in theory have far fewer change orders

pushed into the award process and a little later in today's meeting we're going to be looking at a couple of change orders to projects that were initiated under our lowest responsible bidder public policy model and we're going to learn just how much over those projects are. So as a pilot program focused on the Courthouse renovation, I'm delighted that this policy shift in change to a best value model for pilot programming is apparently going to succeed, and I want everyone to know that next week I have been fortunate enough to have a meeting scheduled with the Library Construction and Sites Committee for the two new projects, two new libraries in our community, and the purpose of that meeting will be to answer questions and do a presentation of best value contracting to that group, which will make their own determination, and I'd like to invite Harris Odell to join us at that time.

Chairman Hair recognized Commissioner Odell.

Commissioner Odell said, Mattie [Settles], thank you. This is not a Harris Odell idea, it is not a democratic idea. Best value concept, I believe, was originally brought up by Mr. McMasters and John [McMasters] and I had spirited debates and he posed some questions which, quite frankly, I didn't have answers to. So I went on the Internet and went to the Library and did some research. I've not had a chance to get back to John [McMasters], but I think on this occasion the credit for bringing this to the forefront should not be given to Harris Odell, it should be given to John McMasters. I told John [McMasters] the only reason he didn't get the credit was he asked so many questions and if he didn't ask that many questions, he'd get the credit. But he did and —. Chairman Hair said, that works. Commissioner Odell said, — and I told him —. Chairman Hair said, lets hope that works in the future. Commissioner Odell said, and so I thank you, John [McMasters], and we had a —, and you and Jeff [Rayno] and we were talked about this —, before we had our executive meeting, and research. I think we can all agree that we are citizens of Chatham County. This is our home, this is our community. We want the benefits as much as possible to remain here. And with that, I will offer the motion that we institute the best value model under the lowest responsive bidder concept —. Commissioner Rivers said, second. Commissioner Odell said, — for two SPLOST construction projects only: the Courthouse and the upcoming libraries. Chairman Hair asked, does that have a second? Chairman Hair said, all those in favor of the motion vote yes —.

Commissioner McMasters said, discussion. I'm sorry to do this, but I think that the Library, as a separate entity, needs to make their own —, I mean, we can make a recommendation to them, Harris [Odell], but I think that final decision vests with them. Commissioner Odell said, okay. So let's do the Courthouse. Commissioner McMasters asked, and a recommendation to the Library to use it —. Commissioner Rivers said, I'll agree as the second.

Chairman Hair said, all right. Motion and a second. All those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

Chairman Hair said, thank you, Mattie [Settles]. Appreciate you being here very much and steering that.

ACTION OF THE BOARD:

Commissioner Odell moved that the Board institute the best value model under the lowest responsive bidder concept on the SPLOST-funded construction project of the Courthouse renovation and make a recommendation to the Library for its use for the construction of the upcoming libraries. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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2. PRESENTATION (APPROXIMATELY 10 MINUTES) BY MS. BARBARA BART, DIRECTOR OF SURVEY AND RESEARCH, SAVANNAH STATE UNIVERSITY, AT THE REQUEST OF LIBRARY BOARD CHAIR MCCORKLE (COMMISSIONER KICKLIGHTER [MAY BE ABSENT]).

Dr. Daniel Brantley said, good morning. I'm not Dr. Bart, I'm Dr. Daniel Brantley. I'm a member of the Library Board. I'd like to thank this Commission for appointing me and one other person last year to the Board. I'll introduce Dr. Bart at this time. Dr. Barbara Bart is Marketing Professor at Savannah State University. She's here this morning to share with you the results of Customer Needs Assessment. Thank you.

Dr. Barbara Bart said, good morning. It's really a pleasure to make this presentation this morning. As Dr. Brantley said, I'm Director of the Survey Research Center at Savannah State and this project was funded by the Live Oak Library Foundation and it's part of their strategic plan. So I have a few summary comments to make. I think some of you got the whole document and you may be able to refer to some of the tables that I'm mentioning. We had three objectives for this project. [Inaudible] my able assistant. The first objective is frankly to develop an external measure of performance for the Library. This was part of their strategic objective and it was important that they have an external measure as opposed to just an internal view of their performance. We also wanted to understand the community needs and priorities and, thirdly, to understand the community's willingness to fund improvements for library services. We have some key findings. First is —, and I really tried to net those out for you. I've got six key findings. There are 130-something tables in that report, so I think you can imagine how I really tried to summarize this. But the first is that libraries are really viewed as very important and beneficial. This is true from the perspective of those who use the library and from the perspective of those who do not use the library. Now let's take a look of just library users for a moment. Library users on a scale of one to five, where five is most important, point out that libraries provide access to enjoyable reading materials, they expand knowledge, they provide a comfortable atmosphere, they improve under-

standing of topics and, interestingly, they save money and, as you will see when you look at the people who do not use the library, they're buying a lot of books. So those who are using the library actually save money. Confirmed details and facts. And those are the key benefits that library users see.

Dr. Bart said, now library nonusers also see libraries as important and beneficial. In fact, they think they're very important for children. Libraries are also believed to be important in the sense that they should remain free and accessible to all, that they provide free access to knowledge and that they are important for their quality of life. Now not all library nonusers are —, have never been to the library. Some of them used to go to the library, but perhaps stopped going for any number of reasons, and I'll talk about that in a minute. The second finding that I want to share with you is that library users are very satisfied with the services that they are receiving. They're particularly satisfied with the staff. Most performance ratings on a ten-point scale were eight and above, which most businesses would love to see, and as far as customer satisfaction is concerned, highest ratings were for the helpful staff and the lowest ratings were for the collections. And, actually, I should point out that you see there are number of tables. They're like 20-something tables or maybe 12 tables, I'm sorry, where you see these performance ratings. Some branches scored higher in some areas than others and some of the smaller branches have particularly weak scores in the collections area, and some of the larger branches do a little bit better with collections, but there are some branch by branch differences. The satisfaction ratings were all four or better on a five-point scale. And this is one statistic I really like. I thought this was very interesting. We asked them what percentage of the time they leave the library happy with their visit and about 85% of the time people are leaving the library happy with their experience there. My third finding really refers to these nonusers, these folks who aren't going to the library. And, you know, as a professor, I think everyone needs to be at the library, but, you know, that's beside the point here. There are a number of reasons. One is, and this is the key reason —, look at this —, 65% of the people have told us that they're too busy to go to the library. I think that has a lot to do with our lifestyle today. It also has to do with the fact that there are some inconveniences in going to the library. We have traffic issues in Savannah and getting to the library can be a problem and it's time consuming. It's perhaps not as convenient as going to buy a book at the book store, so there's the convenience factor that may be important here. We also know that these nonusers really perhaps don't see themselves as library-goers. They see libraries as primarily for students. Just 10% of them think that way, but they get what they want from book stores. I found this absolutely fascinating. They're purchasing on the average of over 20 books a year, which —, that's —, I think that's a considerable number. I mean, that's going to the airport, going here and there and picking up a book. And 90% of these nonusers tell us that they think they get what they need from the Internet. I know I use the Internet a lot. The Internet has saved me thousands of hours, but the library also has an Internet site and with access to data resources that I think are really very valuable. But do not —, the interesting thing about these library —, these former library users is that while they may get what they need from the Internet, the Internet is not replacing the need for libraries.

Dr. Bart said, Chatham County responded they want quality library services and expressed a willingness to pay for improvements. Interestingly, this is true for library users and nonusers, and it's also true for those who voted in the last election and those who did not vote in the last election. What kind of value are we talking about? We asked them to project an amount on a per person basis for quality library services. We got some different answers, depending on whether or not they used the library versus non-use of the library and, as you would expect, people who use the library would be willing to spend a little bit more than those who do not use the library, but even the library nonusers are —, have as a average amount that they would suggest that we spend greater than the current level of spending. And I think actually that's a pretty important chart. Those are average scores based on what they told us. So what does this mean? They want to spend more. How are they going to get that money? We asked them about their willingness to see a tax millage increase if the money were to be used for increased funding for libraries. Two interesting observations: the library users, 65% of them, thought that a millage increase would be okay to take care of an increase in funding for the library; 56% of library nonusers thought that. Now I know that's a little close to 50%, but it's still greater than a majority. So that's, I think, a very important finding. Not only do they want to spend more, but they really wouldn't mind seeing an increase in tax millage to fund libraries.

Commissioner Odell asked, can I ask a question? Dr. Bart said, sure. Commissioner Odell asked, how the question is asked often determines what response. Dr. Bart said, yes. Commissioner Odell asked, who asked these questions? Dr. Bart said, that's an excellent question. I prepared the questionnaire in consultation with the Library Board, I mean, the Library staff, executive staff, and the questions asked were asked by interviewers at Savannah State University. I —, as the Director of the Survey Research Center, I train and supervise probably about 40 to 50 different students a year, and they all have a wonderful experience, I believe, in learning how research is conducted, and we put that information together for you. Commissioner Odell said, so it was asked basically by students. Dr. Bart said, by students. It was asked by student interviewers, who are really very professionally trained. Commissioner Odell said, no, no, I'm not criticizing that. I spent forever in school, so I like students, but my question is if you asked a question in a particular manner, it might suggest the answer. Obviously, that's not —, wasn't the purpose in this case. Dr. Bart said, no, it wasn't. What we —, we trained the students to ask the question exactly the way it was written, and we are very careful that they ask it that way; that they are not leading the respondent, they are recording the responses as they heard them, and we really eliminate a lot of the data collection errors through our computer system. Commissioner Odell said, if I might, I've just got two or three questions. What sampling, what type of the population are we talking about? Dr. Bart said, we sampled 800 residents in Chatham, Effingham and Liberty County; 584 of them were from Chatham, and that's because we did a proportionate random sample. In other words, we sampled more from the county with the highest population. Commissioner Odell asked, is it a stratified sample? Dr. Bart said, it was a stratified sample, definitely, and it was a proportionate stratified sample. The households were selected randomly, we purchased a list from a company called Genesis, out of Pennsylvania actually, and that list —, how we handled it was we mailed a postcard to every person that was randomly selected asking them to respond to us or notifying them that we would be calling them. So we had two ways of being able to include them in the study. Commissioner Odell asked,

what is the —. Dr. Bart said, — they could call us or we could call them. Commissioner Odell asked, what is the deviation of error, if any? Dr. Bart said, right —. Commissioner Odell said, you give 56%, but there's a band around that 56 —? Dr. Bart said, yes, there is. There's a —, there's what we call a confidence level. Commissioner Odell said, right. Dr. Bart said, and that is 3.5%. So it's close. On the library nonusers it's pretty close, a 3.5% plus and minus, so that would be, you know, 52-point something and whatever. Commissioner Odell said, thank you. Dr. Bart said, sure.

Commissioner McMasters asked, Billy [Hair], may I ask one question? Chairman Hair said, let's —. Dr. Bart said, okay. Commissioner McMasters said, Dr. Bart, of the 800 households sampled —. Dr. Bart said, yes. Commissioner McMasters asked, does —, is there any division of homeowner versus non-homeowner? Dr. Bart said, no, we did not ask that question. Commissioner McMasters said, thank you. Dr. Bart said, so my expectation would be that the proportion of people who were homeowners is —, because it's a random sample —, is going to match the proportion of homeowners that are in the community. Commissioner McMasters asked, and do you know that proportion? Dr. Bart said, no, I don't. I mean, that's sort of a duty of a random sample. Chairman Hair said, that's a research assumption that you make. Dr. Bart said, it is a research assumption. Commissioner McMasters asked, would it be possible to answer that question at a later date for us? Chairman Hair said, yeah, if you'll pay for it. Dr. Bart said, I don't know. I mean, we have —. Commissioner McMasters asked, how much is it going to cost? Dr. Bart said, the reason —, well, see, I really don't know. I do have, and I keep this and I did not share this with the Library, I do have all the names, addresses and phone numbers of everyone who responded. So —, but, you know, we promised anonymity and confidentiality, so I didn't attach any names, addresses and phone numbers to the data I shared with the Library. And I don't know that I really can give that out. Chairman Hair said, that's another question for another day. That really doesn't relate —. Commissioner McMasters said, okay. Dr. Bart said, okay, but what we could do is we could conceivably take that database and run it against the database of homeowners —. Commissioner McMasters said, you could go to the property tax records and determine if the name identifies as —. Chairman Hair said, that's not germane. Let's continue. That's not germane.

Dr. Bart said, okay. I mean, any —, with statistics anything is possible. Okay? Really. All right, quick summary then. Oh, this is my last point and then we'll go to my summary. Throughout the survey the respondents told us that improvements of books and materials should be a priority. In fact, we asked them a very interesting question. We asked them to divide \$20, how they think it should be divided according to what's most important to them, and the four things that we asked them to consider were the hours of operation, the facilities, the books and collections, and programs, and whether you were talking about library users or library nonusers, the number one priority that they had expressed was books and materials. And you can see that on Table 17 and 18 in your big manual. When the library cannot meet the needs —, this is an interesting point too —, that the reasons that were most often cited is that the library didn't own the item or that the item was checked out. So it's a separate question that seemed to confirm the same thing that we asked in the priorities question. And, finally, 43% of nonusers —, that's an interesting point —, agree or strongly agree that they would use the library more if they had better, more up to date materials. And, finally, books and materials for adults and finding needed information are the most important characteristics of a library in the view of the respondents. So, to summarize, we have three strong positive attitudes about the library, the staff and the services that are being provided. This is true for the library users, it's true for the library nonusers, it's true for those who voted in the last election and for those who did not vote in the last election. We have strong support for increased funding and we know that the first priority for funding —, for more funding —, is additional books and materials. And that's it. I've tried to make it really short. I have the table references there so that you can refer back to them and I'll entertain any other questions that you might have.

Chairman Hair said, thank you, Dr. Bart. We appreciate very much you doing this. It's been very interesting. Thank you. Dr. Bart said, okay.

ACTION OF THE BOARD:

A presentation was made by Dr. Barbara Bart on the results of a Customer Needs Survey. The presentation was received as information.

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3. RESURFACING OF BROUGHTON STREET (COMMISSIONER THOMAS).

Chairman Hair said, we added an item in pre-meeting, resurfacing Broughton Street under Dr. Thomas' name. Chairman Hair recognized Dr. Thomas.

Dr. Thomas said, thank you, Mr. Chairman and members of the Commission. It has been brought to my attention by some of the constituents that I represent and, I think, Commissioner McMasters as well, concerning the resurfacing of Broughton Street, which was originally scheduled for November of this year, and it is our understanding that the City has now moved up this on their schedule, which seemingly would be a great conflict with the owners. And we would like to ask today if it would be possible for the County Manager to get with the City Manager to express those concerns and see if they can come up with a resolution to those concerns.

Chairman Hair said, I think that's a very fair question. Without objection? Okay, thank you.

ACTION OF THE BOARD:

The County Manager was directed to meet with the City Manager and try to come to a resolution regarding concerns expressed by owners of properties on Broughton Street to the change in schedule for the resurfacing of Broughton Street.

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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. **RECEIVE PROPOSED CASH FLOW PLAN FOR CURRENT SPLOST AS INFORMATION AND BE PREPARED TO MAKE A DECISION ON THE 12TH OF MARCH. *Tabled at meeting of February 27, 2004.***

Chairman Hair said, we need to take that item off the table. I'll entertain a motion. Commissioner Murray said, so moved. Chairman Hair asked, second? Commissioner Rivers said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes. Chairman Hair recognized County Manager Abolt.

County Manager Abolt said, Mr. Chairman, Dr. Thomas, this will take a few moments. Ms. Deariso will bring us —, will take us through the spreadsheets prepared by staff a number of weeks ago. At issue here will be the timely payments, as promised, of SPLOST checks to primarily mistallies and the important thing is now we're forecasting early on potential downturn in total revenues over the five years. We're being very cautious. We're asking that steps be taken in a very measured fashion and Ms. Deariso will show us how we will want to do that.

Ms. Cheryl Deariso said, good morning. I'm sorry, I can't speak any better. I got up this morning and have sinuses —.

Commissioner Rayno said, Mr. Chairman, this poor woman's voice is killing her. I make a motion to approve. Chairman Hair said, I have a motion to approve. Do we have a second? Commissioner Gellatly said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.] Chairman Hair said, the motion passes. Thank you very much. We've saved your voice there. Thank you, Commissioner Rayno. Ms. Deariso said, thank you.

County Manager Abolt said, that's a new tactic. We better write that down. Chairman Hair said, that worked better than anything else.

ACTION OF THE BOARD:

1. Commissioner Murray moved to untable this item and place it before the Commissioners for consideration. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
2. Commissioner Rayno moved to adopt the shortfall strategy as shown in the staff report and direct staff to use the SPLOST 2003-2008 Cash Flow Analysis as a blueprint for preparation of a five-year capital projects budget. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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IX. ITEMS FOR INDIVIDUAL ACTION

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

1. **REQUEST BOARD APPROVE THE FOLLOWING: A GENERAL FUND M&O CONTINGENCY TRANSFER OF \$25,000 TO THE CONVENTION EXPENSE EXPENDITURE ACCOUNT TO FUND G-8 ACTIVITIES; AN APPROPRIATION OF \$70,240 CONFISCATED ASSETS FOR EQUIPMENT FOR THE COUNTER NARCOTICS TEAM (CNT); AN APPROPRIATION OF \$5,625 CONFISCATED ASSETS FOR REPAIRS TO THE DETENTION CENTER; A TRANSFER OF \$40,000 FROM DETENTION CENTER BUDGET TO THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND FOR REPAIRS TO THE DETENTION CENTER; A TRANSFER OF \$94,355 CIP CONTINGENCY FOR REPAIRS TO THE DETENTION CENTER; AND AN AMENDMENT TO THE CIP FUND TO RECOGNIZE THE TRANSFERS IN FROM**

THE DETENTION CENTER BUDGET AND CONFISCATED FUNDS FOR REPAIRS TO THE DETENTION CENTER.

Chairman Hair said, I'll entertain a motion to approve. Commissioner Murray said, move for approval. Chairman Hair asked, second? Commissioners Rivers said, second. Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Murray moved to approve the following: A general Fund M&O contingency transfer of \$25,000 to the Convention Expense expenditure account to fund G-8 activities; an appropriation of \$70,240 Confiscated Assets for equipment for the Counter Narcotics Team (CNT); an appropriation of \$5,625 Confiscated Assets for repairs to the Detention Center; a transfer of \$40,000 from Detention Center budget to the Capital Improvement Program (CIP) fund for repairs to the Detention Center; a transfer of \$94,355 CIP contingency for repairs to the Detention Center; and an amendment to the CIP fund to recognize the transfers in from the Detention Center budget and Confiscated funds for repairs to the Detention Center. Commissioners Rivers and Thomas seconded the motion and it carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.]

AGENDA ITEM: IX-1
AGENDA DATE: April 16, 2004

DATE: April 8, 2004
TO: Board of Commissioners
THRU: R.E. Abolt, County Manager
FROM: Linda Cramer, Finance Director

ISSUE:

To request approval of a General Fund M&O contingency transfer of \$25,000 to the Convention Expense expenditure account to fund G-8 activities; an appropriation of \$70,240 Confiscated Assets for equipment for the Counter Narcotics Team (CNT); an appropriation of \$5,625 Confiscated Assets for repairs to the Detention Center; a transfer of \$40,000 from Detention Center budget to the Capital Improvement Program (CIP) fund for repairs to the Detention Center; a transfer of \$94,355 CIP Contingency for repairs to the Detention Center; and an amendment to the CIP fund to recognize the transfers in from the Detention Center budget and Confiscated funds for repairs to the Detention Center.

FACTS AND FINDINGS:

- 1) The Board of Commissioners approved an appropriation of \$25,000 for G-8 activities at their meeting held March 26, 2004. A transfer of Contingency funds is necessary to establish a budget.
- 2) The CNT Commander has requested appropriations of Confiscated Assets totaling \$70,240 for equipment. Staff reports are attached.
- 3) The Board of Commissioners approved a funding strategy for emergency replacement of a chiller at the Detention Center at their meeting held March 26, 2004. This strategy entails transferring \$40,000 from the Detention Center M&O budget to the CIP fund, \$5,625 from the Confiscated Assets Fund and \$94,355 from CIP Contingency to the Detention Center Repairs project. An amendment to the CIP fund is necessary to set up funding. Copies of correspondence are attached.

FUNDING:

The budget amendment establishes funding in the CIP fund. Funds are available in the Confiscated Assets Fund Contingency and the General Fund M&O Contingency for the transfers requested.

ALTERNATIVES:

- 1) That the Board approve the following:

GENERAL FUND M&O

- a) a contingency transfer of \$25,000 to the Convention Expense expenditure account to fund G-8 activities
- b) a transfer of \$40,000 from Detention Center budget to the Capital Improvement Program (CIP) fund for repairs to the Detention Center

Chatham County Commission

ATTEST:

Sybil Tillman, Clerk

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3. REQUEST BOARD APPROVE A PLAN AND RELATED AGREEMENTS THAT WOULD ENABLE THE S&O CANAL SOCIETY TO USE DESIGNATED 1% SPLOST FROM 1998-2003 FOR AN INTERPRETIVE CENTER.

Chairman Hair said, I'll call on Commissioner Rayno to table Item #3. Commissioner Rayno said, I'd like to Table #3 in order to get some more information. Commissioner Rivers said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.]

ACTION OF THE BOARD:

Commissioner Rayno moved to table to the next meeting a request to approve a plan and related agreements that would enable the S&O Canal Society to use 1% SPLOST from 1998-2003 for an Interpretive Center. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.]

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4. REQUEST BOARD APPROVE EXPENDITURES TO ALLOW THE CHATHAM COUNTY SHERIFF'S DEPARTMENT K-9 PROGRAM TO CONTINUE OPERATION AT ITS PRESENT STAFFING LEVEL.

Chairman Hair said, I'll enter a motion. Commissioner Odell said, move for approval. Chairman Hair asked, second? Commissioner Murray said, second. All those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved to approve expenditures, which are completely reimbursable by the State of Georgia from a grant under the 2004 Edward Byrne Memorial Drug Control and System Improvement Program, to allow the Chatham County Sheriff's Department K-9 Program to continue operation at its present staffing level. Commissioner Murray seconded the motion and it carried unanimously. [NOTE: Commissioners McMasters and Kicklighter were not present when this vote was taken.]

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X. ACTION CALENDAR

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

Chairman Hair said, that takes us to the Action Calendar. We're pulling Item #4, Commissioner McMasters wanted Item #4, #7, #8, 12-A, 12-B, 12-E, 12-F —. Commissioner Rayno said, and Item #1. Chairman Hair said, — and 12-J. Nobody requested N. Are you talking about the claims? Commissioner Rayno said, #1, sir, the minutes. Chairman Hair said, I just need to make a note for the record. I appreciate you mentioning that to me, Commissioner Rayno. Approval of the minutes will be done as part of the Action Calendar, but there will be a couple of changes that Commissioner Murray and Commissioner McMasters have to the minutes, so we'll be approving that with the amended minutes that Commissioner Murray and Commissioner McMasters have. I'll entertain a motion to approve the balance of the Action Calendar. Commissioner Thomas said, move for approval. Commissioner Rivers said, so moved. Chairman Hair asked, second? Commissioner Odell said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Thomas moved that the Action Calendar be approved in its entirety with the exception of Items 4, 7, 8, 12-A, 12-B, 12-E, 12-F, 12-J and 12-N. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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

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1. APPROVAL OF THE MINUTES FOR THE PRE-MEETING AND REGULAR MEETING OF MARCH 26, 2004, AS MAILED.

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the minutes for the pre-meeting and regular meeting of March 26, 2004, as amended by Commissioner McMasters and Commissioner Murray. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD MARCH 18 THROUGH APRIL 7, 2004.

ACTION OF THE BOARD:

Commissioner Thomas moved that the Finance Director is authorized to pay claims for the period March 18, 2004, through April 7, 2004, in the amount of \$5,481,191. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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**3. REQUEST FROM HGB&D, ENGINEER FOR THE DEVELOPER, EAGLE DEVELOPMENT GROUP, TO RECORD THE SUBDIVISION PLAT FOR HAMPTON PLACE, PHASES 2 AND 3, ACCEPT THE FINANCIAL GUARANTEE, AND RECOMBINE THIS PHASE INTO THE EXISTING BERWICK LAKES STREETLIGHTING ASSESSMENT DISTRICT.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the request from Hussey, Gay, Bell & DeYoung (HGB&D), engineer for the developer, Eagle Development Group, to record the subdivision plat for Hampton Place, Phases 2 and 3, accept the financial guarantee and recombine this phase into the existing Berwick Lakes streetlighting assessment district. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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**4. REQUEST BOARD APPROVE REQUEST FROM MR. JOSHUA D. WALKER, ATTORNEY, REPRESENTING STATE STREET INVESTORS, LLC, FOR THE COUNTY TO DECLARE AN UNOPENED PORTION OF CAUSTON BLUFF ROAD RIGHT-OF-WAY ADJACENT TO THEIR PROPERTY AT THE INTERSECTION OF ISLANDS EXPRESSWAY AND RUNAWAY POINT ROAD AS SURPLUS AND TO QUITCLAIM THE PROPERTY.
[DISTRICTS 2 AND 3.]**

Chairman Hair recognized Commissioner McMasters. Item #4, Commissioner McMasters.

Commissioner McMasters said, thank you. Just a moment. Who's going to answer questions? Chairman Hair said, just ask them and we'll get the right person. Commissioner McMasters said, okay. On the attached map the Causton Bluff Road right-of-way seems to appear to run between Riverview Drive and Runaway Point Road. I am not clear on why the right-of-way that we would be valuing and then selling through sale of transfer is described as 15 by 82 feet. County Engineer Al Bungard said, I think you're referring to where the words are Causton Bluff right-of-way on this map here. Commissioner McMasters said, yes sir. County Engineer Bungard asked, is this the one you're looking at. Okay. Commissioner McMasters said, there's a little box out that's designated —. County Engineer Bungard said, okay. Commissioner McMasters said, — the requested quitclaim comment. County Engineer Bungard said, yeah. Mr. Grevemberg is here because he's been working permitting issue. The access to that site is a along a driveway from Riverview Drive, which was in the City of Savannah, and then it —, it's actually a curve where the left side of that

block is into the property and there was a short piece there. Rather than the County hang onto that piece for maintainal strip, we suggested that we just quitclaim that and become part of their driveway. The rest of that will remain an unopened right-of-way over to Runaway Point Road. County Attorney Hart said, there's no road there. County Engineer Bungard said, there's no road there. Commissioner McMasters said, well —. County Engineer Bungard said, there's a short little piece and a curve that connects the strip to the left by where it says Second Harvest into the State Street Investors property. Commissioner McMasters asked, what then is the purpose of the transfer request? County Engineer Bungard said, because technically there would be this little 82-foot section of road, which the County would remain responsible for maintaining. So we're suggesting just quitclaim it, it's yours, you maintain it. County Attorney Hart said, and the other side of the road's also owned by the City so you've —. County Engineer Bungard said, and the other part of the road's owned by the City. County Attorney Hart said, the part that's not in that little block there. So you've got one side of the road owned by the City and the other side of the road owned by the County. Commissioner McMasters said, it says in the Facts and Findings under number one, to allow construction of a private drive. Now how does construction of a private driveway for this new property owner then transfer to simply clearing up an easement issue of this small little portion? County Attorney Hart said, there's either of two things we can do. We can keep an 85 [sic] foot section of part of a road and maintain it. Okay? Or we can sell it to them, since we have no use for it, and they maintain it. They don't care. I mean, they'll drive over this same public road to get to their property either way or else they'll take on the responsibility for maintenance. Commissioner McMasters asked, does the Hancock -Askew project that's located on the corner of Runaway Point Road and Islands Expressway, where will be their firm's access onto their site? County Engineer Bungard said, from Riverview Drive. Commissioner McMasters said, from Riverview Drive behind Second Harvest of Coastal Georgia? County Engineer Bungard said, yes sir. County Attorney Hart said, correct. Commissioner McMasters said, so they have, I presume, secured the right-of-way through purchase or transfer from the City of Savannah —. County Attorney Hart said, it's a public right-of-way. County Engineer Bungard said, yes. Commissioner McMasters asked, so the only thing that's lacking is this small strip? County Engineer Bungard said, yes sir. Commissioner McMasters said, so it is to facilitate the entire driveway access to this project. County Engineer Bungard said, yes.

Commissioner McMasters said, okay. Why —, second question and last question is why are we having the appraisal done by the petitioner? I thought we had established through prior discussion that that was not the best public policy. County Attorney Hart said, no, we decided in that case you specifically asked for that and we did it. Now if y'all want to make that the public policy, that can be the public policy. I mean, that's fine, but —. Commissioner McMasters said, well, let me ask you or anyone that wants to comment on it if you feel that allowing the purchaser of something for us to get the appraisal is sound public policy? County Attorney Hart asked, in my opinion? Commissioner McMasters said, yes. County Attorney Hart said, yeah, I think it's sound public policy because most of the time we're talking about strips of land when we're giving away these tiny sections of right-of-way, and I'm talking about probably 85 times out of 100, where the actual appraisal costs more than the value of the land that the guy's taking. Now in the unusual cases, which I think the case you were talking about could be considered that, it might be worthwhile doing that, but, you know, to require somebody to go out and get a \$3,000 appraisal to purchase a \$500 piece of land is —.

Chairman Hair said, Commissioner McMasters, if you want to put that on the section for next meeting, you can. Just keep your comments to this item. That's not a policy issue okay, please.

Commissioner McMasters said, okay. Well, that concludes my questions.

Chairman Hair said, okay, we need a motion. Commissioner Odell said, I'll move for approval of Plan B. Chairman Hair asked, second? Commissioner Gellatly said, second. Commissioner Odell asked, do we know what —. We do know what Plan B is articulated by Jon [Hart]? Chairman Hair said, yes. Commissioner Odell said, I don't want us to maintaining 85 [sic] feet somewhere in the jungle. Chairman Hair said, well, we're not doing the policy issue. This is only on this item. Commissioner Odell said, right. Chairman Hair said, we're not doing the policy issue. That's going to come at a later time. County Attorney Hart said, we either sell it or we don't. Commissioner Rivers asked, do we have a motion to approve that? Chairman Hair said, yes, we have a motion, yes, and a second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved to approve the request from Mr. Joshua D. Walker, attorney, representing State Street Investors, LLC, petitioner, for the County to declare as surplus a 15 by 82-foot unopened portion of Causton Bluff Road right-of-way (PIN 1-0235-02-023) adjacent to petitioner's property at the intersection of Islands Expressway and Runaway and Runaway Point Road, to quitclaim the property to State Street Investors, LLC, with the petitioner paying the County the fair market value for the right-of-way to be determined by a professional appraisal, and to provide the necessary appraisals, deeds and plats at petitioner's expense, with a 15-foot wide utility easement over the quitclaimed right-of-way to be provided by the County to the petitioner. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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5. REQUEST BOARD AUTHORIZE THE CHAIRMAN AND CLERK OF COMMISSION TO SIGN AN APPLICATION REQUIRED BY THE GEORGIA DEPARTMENT OF TRANSPORTATION

**FOR THE COUNTY TO ACCEPT MAINTENANCE OF EMERGENCY VEHICLE FLASHERS
ON SR 26/US 80 AT THE SOUTHSIDE FIRE STATION.
[DISTRICT 4.]**

ACTION OF THE BOARD:

Commissioner Thomas moved to authorize the Chairman and Clerk of Commission to sign an application required by the Georgia Department of Transportation (GDOT) for the County to accept maintenance of emergency vehicle flashers on SR 26/US 80 at the Southside Fire Station. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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- 6. REQUEST BOARD APPROVE A CONTRACT ITEM AGREEMENT FOR WATER AND SEWER FACILITIES FOR THE MIDDLEGROUND ROAD WIDENING PROJECT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION TO REIMBURSE GDOT \$889,630 FOR THE CITY OF SAVANNAH UTILITY RELOCATIONS AND AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE RESOLUTION.
[DISTRICTS 5 AND 6.]**

ACTION OF THE BOARD:

Commissioner Thomas moved to approve a Contract Item Agreement for water and sewer facilities for the Middleground Road Widening Project with the Georgia Department of Transportation (GDOT) to reimburse GDOT \$889,630 for the City of Savannah utility relocations and authorize the Chairman and Clerk to sign the resolution. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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- 7. REQUEST BOARD APPROVAL OF A RESOLUTION TO ADOPT THE COASTAL GEORGIA GREENWAY THROUGH-CORRIDOR ROUTE THAT LIES WITHIN ITS JURISDICTION.
[ALL DISTRICTS.]**

Chairman Hair recognized Commissioner McMasters. Commissioner McMasters said, I'll let Commissioner Rayno go first on this. Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, my concern goes into the resolution and I think it was number three under Procedures, and it talks about this new authority that you want to create, Item (e), the CGGRDA can assume responsibility for other projects through lease agreements with local governments. There's no definition of what other projects might be. That's very broad. Can someone give me an idea of what other projects might be or if there's a limit of any kind on that? Ms. Jo Hickson said, good morning. I'm Jo Hickson and I am the author of that draft report and also of that draft legislation that is what you're considering here, and the other projects are defined, and maybe not in the exact section where you were looking, but somewhere under all of that text it is defined as directly related to the through-corridor route, which is defined in the whole study. It's about a 150-mile route for the trail. And so if it's not in that particular instance where you're citing, we could modify that so that it does say directly related to the through-corridor route. Commissioner Rayno said, the problem is when a lawyer gets ahold of a document like this and they see other projects, you know, they could add anything to it. That's why I was concerned. But if you're willing to add that to the document, that would be great. Ms. Hickson said, okay, now which —, I will. Can you cite exactly where that is? Commissioner Rayno said, yes. It's under Procedures in the resolution and it would be 3. Procedure, and then Item (e) within that. Ms. Hickson said, other programs and it should be directly related to the through-corridor route. All right.

Commissioner Rayno said, okay, and then under Item (f) it says the CGGRDA can assume projects on its own, but it doesn't define what that —, what the parameters are, including leases, acquisition of property and debt. Now under acquisition of property, does that mean that this Authority would have the ability to use eminent domain to collect property? County Attorney Hart said, no. That was —, that was one of the items that was heavily discussed and that was one of the items we excluded from that authority of power. Commissioner Rayno said, but it's not written in the resolution. Is it possible it could be included —. Ms. Hickson said, okay. Commissioner Rayno said, — under acquisition of property meaning that we will not use eminent domain, or something to that wording? Ms. Hickson said, it is defined in other text, but not in that location so we can state that at that location.

Commissioner Rayno said, concerns of establishing debt, what would be the means for doing that? Floating bonds? Ms. Hickson said, it is my understanding, and not being an attorney, I'll answer it to the best I can. Through my understanding, the only time a project would be entered into would be through a letter of agreement with an individual county and/or city that would identify the scope of that project. We would at that time determine the budget for that project

and means of funding that budget, some of which may be —, our current means of funding these projects is through grants and local funds though as local match to these grants. One of our main granting sources is the Transportation Enhancement Grants and they require a 20% local match and it's federal funds, so federal funds pay for 80% of the project. Another type of funding that would be available to this project, should an authority be created, would be state funds. State funds have to date not really gone toward this project. The Department of Community Affairs has indicated that should an authority be created, that they would be willing to fund that authority through their One Georgia Program and through the Regional Assistance Program Grants. Those grants range from \$500,000 to \$1,000,000 and their local match varies depending on which county and which project it is, but it's anywhere from 20% to 50%. So those are the types of funding sources that can be brought about so you'd only fund one trail segment at a time, you'd identify the funds for it and then you'd enter it onto the authority's table for action, and in the letter of agreement it would specify the funding sources. Commissioner Rayno asked, what would happen if these grants dried up? What would you do for funding? Ms. Hickson said, well, the funding for the staff or the personnel that would actually oversee and administer that, that type of funding would have to come directly to the authority and we have proposed in the way our current Steering Committee operates is that there is a formula that allocates a greater percentage to counties with greater population and greater tourism and a greater number of miles within the county as balanced against counties that have a lower population and lower tourism income and all, and that balanced formula indicates how much basic administrative funds might be needed and the authority would set its budget initially and then based on that budget would make requests from the counties for its operation for a period of time. Now if the grants dried up, unless a county decided that it wanted to fund a project on its own and set up a means of doing so, nothing would be happening. Commissioner Rayno said, so based on what you said, it sounds like Chatham County would obtain a lion's share of administrative funds. Is that correct? Ms. Hickson said, Chatham County and the City of Savannah because of its population and tourism. The next would be Glynn County and then Camden County in that formula. Commissioner Rayno asked, and where would we find our local match money, Russ [Abolt]? Would it come out of SPLOST or would it come out of M&O or SSD? County Manager Abolt said, we're not making any obligations for any County participation at this time. Commissioner Rayno said, but she's asking —, she's saying that if we did grants we'd have to have local match money or the project wouldn't move forward. So where would the funds come from if —, even if we're not making a commitment, where would the funds come from? County Manager Abolt said, we'd have to deal with the nature of the grant and what money might be available at the time. Commissioner Rayno asked, where would you suspect it would come from? County Manager Abolt said, it would be based on the project, whether we have SPLOST-related projects, whatever. It's very restricted at this point trying to evaluate any future projects in the context of funding, but at this point we're very specifically making no commitment for any type of County participation via funding. Commissioner Rayno said, the other thing that troubles me is why this group never approached the Recreational [sic] Authority, which already has countywide authority to do projects and raise bond money and whatnot, and there were specifically meetings held between municipalities and the Recreational [sic] Authority in the hopes of creating some kind of a regional concept, and this seems to bypass the Recreational [sic] Authority, which Harris Odell sits on the board and Mr. Kicklighter. Ms. Hickson said, that certainly was not intentional and one of the, I guess, where we are with this project today, we recognize the need for greater participation from local governments to have issues like this one addressed. There have also been suggested other potential bodies that exist rather than creating a new authority, and so recognizing this actually we are proposing another grant with the Department of Community Affairs that they would allow us to hold a series of meetings with interested parties to get questions such as this answered so that if we did not go forward with a regional development authority, we could identify another operational means. Commissioner Rayno said, well, based on what you've just said, it sounds to me like if we approved it today we'd be very premature in what we're doing. We should actually have public meetings to get public input on this particular project.

Commissioner Rayno said, I'd like to make a motion we table so we can have some public meetings on this. Vice Chairman Thomas said, excuse me, I did allow you to continue to speak, but Commissioner McMasters was next. Commissioner Rayno said, a motion to table is not debatable. Vice Chairman Thomas said, I understand that. Do we have a second? Commissioner Gellatly said, second. Vice Chairman Thomas said, okay. All in favor of the motion. Vice Chairman Thomas and Commissioners Rayno, Rivers, Murray and Gellatly voted in favor of the motion. Commissioner McMasters voted in opposition. The motion to table carried by a vote of five to one. [NOTE: Chairman Hair and Commissioners Odell and Kicklighter were not present when this vote was taken.] Vice Chairman Thomas said, it's carried.

ACTION OF THE BOARD:

Commissioner Rayno moved to table to the request to approve a resolution to adopt the Coastal Georgia Greenway Through-Corridor Route that lies within its jurisdiction so that public meetings may be held to obtain public input. Commissioner Gellatly seconded the motion. Vice Chairman Thomas and Commissioners Rayno, Rivers, Murray and Gellatly voted in favor of the motion. Commissioner McMasters voted in opposition. The motion to table carried by a vote of five to one. [NOTE: Chairman Hair and Commissioners Odell and Kicklighter were not present when this vote was taken.]

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8. REQUEST BOARD DECLARE AS SURPLUS THE PROPERTY AT 5000 JASMINE AVENUE AND OFFER IT FOR SALE AT PUBLIC BID. [DISTRICT 3.]

Commissioner McMasters said, thank you, Dr. Thomas. Facts and Findings #4 says: Aggressively [sic] marketing by a commercial real estate broker will be essential to ensure that the County receives market value for the property, and let me set up that our options here are dispose of the property, retain the property and seek rental income from it, or take no action. So I would like to know who the commercial real estate broker might be and —. County Manager Abolt said, if you go to your Purchasing report, it's Item N, Coldwell Banker/Greater Savannah Realty. That's the recommendation. Commissioner McMasters said, I jumped ahead and saw that, but do we have a current contract with Coldwell Banker? Mr. Monahan said, no sir. That's the reason for the Purchasing item that would allow for that contract. Commissioner McMasters asked, is Coldwell Banker the firm that handled the disposition of the tag office? Mr. Monahan said, yes sir. Commissioner McMasters asked, did they ever secure an appraisal on that property prior to —, certified appraisal on that property prior to disposal? Mr. Monahan said, selling public property does not require an appraisal. Commissioner McMasters asked, Pat [Monahan], could you answer my question just so everybody else will know please? Mr. Monahan said, no sir. Commissioner McMasters said, okay. Did they ever perform an asbestos analysis, a written professional asbestos analysis of that property? Mr. Monahan said, no sir. Commissioner McMasters asked, did we, in our opinion, dispose of that property at the set market level? Mr. Monahan said, no sir. Commissioner McMasters asked, and why is that? Mr. Monahan said, when I said that the firm did not complete an appraisal, we did not require them to complete an appraisal. We did require the firm to complete what was called a marketing study, an analysis similar to an appraisal, but it's not written in appraisal form. Just to give us an indication of the value so that when we go to public sale we can assure the public that we are getting as close to fair market value as we think. We also, as part of the sale process, sell properties as is. In that particular sale we allowed every prospective buyer to review the building with their own engineers, architects, environmental specialists to review any possible issues in the sale of the property. So, yes, we did open that property for inspection and the prospective buyers did review that property prior to making a bid. Commissioner McMasters said, but the County set the price for that property predicated on the Coldwell Banker —. Mr. Monahan said, range of value. Commissioner McMasters said, — range of value —. Mr. Monahan said, yes sir. Commissioner McMasters said, — without the benefit of any appraisal. Is that correct? Mr. Monahan said, yes sir. Commissioner McMasters said, okay. You feel that it's good public policy that we allow a selling agent to advise us in their opinion what —, without benefit of appraisal —, what the fair market value of a given property would be? Mr. Monahan said, that is not unusual. Commissioner McMasters asked, do you find it good public policy to allow the selling agent to affix the value of public property for sale? Mr. Monahan said, without a formal appraisal? That's our responsibilities as the sellers. I don't —, if we required the firm to do that, then we would have to contract separately with that. You cannot have the selling company actually conduct the appraisal. Commissioner McMasters said, I understand that. I'm not trying to be difficult here, but this is not our property. This is the taxpayers' property and we are considering disposing of it, and to achieve the best return for the taxpayer on their investment in that property, I think it's just patently obvious that an independent appraisal will generate the best range of value, and we can discuss specifically this tag office sale because they got jammed up with their change of value notice and were unable to appeal it and the owners came in here with their representatives and we had multiple meetings with them relative to the valuation in their appeal process, and we often heard that they got a great deal below market value when they purchased it and that, therefore, they should move ahead without the benefit of that appeal. Do you remember that? Mr. Monahan said, yes, I do remember that and I also remember that we received five bids and the bids —, the three top bids were probably \$100,000 apart. So that tells me that the market based on the bid process says that that building's worth a certain amount. They were sealed bids and to be \$100,000 apart on three bids on the sale of property, and we have no choice. We've got to accept the bids because that's just the law that we work under. Commissioner McMasters said, right. But the starting bid was determined by the selling broker without the benefit of an independent appraisal. I'm not going to belabor this. I don't think it's good public policy. Mr. Monahan said, if the Commission wants to obtain a formal appraisal prior to the sale of the property, we can do that. I do not believe that's the broker's responsibility. I think that's the County's responsibility. Commissioner McMasters said, I'm not suggesting that it's the broker's responsibility absent instruction from the seller, which is us. Mr. Monahan said, well —. Commissioner McMasters said, and who might pay for that is a secondary question, but determining value is the primary objective here and I'm just uncomfortable allowing an independent selling agent to recommend to us what we should sell public property for. I would —.

Chairman Hair said, I'll entertain a motion. Commissioner McMasters said, I make a motion that we secure an independent appraisal of this property before we consider disposing of it in this fashion. Chairman Hair said, well, you can't do that. You're going to have to table this item and then do that and come back. You can't do that —. Mr. Monahan said, well, I think if the Board proceeds with it, I can do that. I can do that if that's what the Board's desire is, but let's just remember that the brokerage company by its ethics cannot provide the appraisal. That would have to be a separate company. So I will come back at the next meeting with proposals on securing a formal appraisal and I'm assuming you want a MAI appraisal. Chairman Hair said, one suggestion would be, let's go ahead and approve this item and then come back with that item. Again, that's a policy, Commissioner McMasters. If you want to come back to what's being said —.

Commissioner McMasters said, it's a \$400 [sic] sale of public property. I think that's fairly substantial and I think that warrants —. Chairman Hair said, make a motion to deny, make a motion to do whatever you want to do. Commissioner Odell asked, is it \$400 or \$400,000? Chairman Hair said, make a motion to deny then. Commissioner McMasters said, \$400,000. Chairman Hair said, well, make a motion to deny. Commissioner McMasters said, well, I think a motion to table so that —. Chairman Hair said, all right, motion to table. Does that have a second? Commissioner Rayno said, second. Chairman Hair said, all right. All those in favor of the motion to table vote yes, opposed vote no. Motion to table is not debatable. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

ACTION OF THE BOARD:

Commissioner McMasters moved to table to the next meeting a request to declare as surplus the property at 5000 Jasmine Avenue (PIN 1-0294-01-005) and begin the process to sell the property at public auction, with staff returning to the Board to set a minimum value. Commissioner Rayno seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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9. REQUEST BOARD DECLARE AS SURPLUS THREE VACANT LOTS IN THE 2800 BLOCK OF COOPER AVENUE IN THE CITY OF SAVANNAH AND AUCTION THE COUNTY'S INTEREST IN THIS PROPERTY HELD BY TAX DEED. [DISTRICT 8.]

ACTION OF THE BOARD:

Commissioner Thomas moved to declare as surplus three (3) vacant lots in the 2800 block of Cooper Avenue in the City of Savannah (PIN 2-0596-05-007, PIN 2-0596-05-008, and PIN 2-0596-05-010), and dispose of the County's interest in the property, held by tax deed, according to Georgia law including the issuance of a quitclaim. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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10. REQUEST FOR RENEWAL OF BEER, WINE AND LIQUOR POURING LICENSE FOR 2004. PETITIONER: JIMMY C. HARVEY, JR., D/B/A SHAMROCK'S IRISH PUB, LOCATED AT 348 JOHNNY MERCER BOULEVARD. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the request of petitioner Jimmy C Harvey, Jr., d/b/a Shamrock's Irish Pub, located at 348 Johnny Mercer Boulevard, for renewal of a beer, wine and liquor pouring license for 2004. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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11. REQUEST FOR SPECIAL EVENT LICENSE FOR BEER POURING AND SUNDAY SALES. PETITIONER: MICHAEL JEROME HOGAN, JR., REPRESENTING THE TURNER'S CREEK BLESSING OF THE FLEET AND BOAT PARADE, INC., LOCATED AT HOGAN'S MARINA AT 36 WILMINGTON ISLAND ROAD. [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Thomas moved to approve the request of petitioner Michael Jerome Hogan, Jr., representing the Turner's Creek Blessing of the Fleet and Boat Parade, Inc., located at Hogan's Marina at 36 Wilmington Island Road, for special event licenses for beer pouring and Sunday sales. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
A. Change Order No. 7 to the contract to perform work associated with additions and changes to Truman Parkway, Phases 3 & 4	SPLOST	Jordan, Jones and Goulding and Stevenson and Palmer	\$185,022	SPLOST (1985-1993) - Truman Parkway, Phase 4

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
B. Change Order No. 5 to the design contract for Whitfield Avenue/ Diamond Causeway for additional services	SPLOST	Thomas and Hutton Engineering	\$210,266	SPLOST (1993-1998) - Whitfield Avenue and Diamond Causeway
C. 33 computers and monitors	SPLOST	Dell Marketing (state contract)	\$40,696.59	SPLOST (1998-2003) - Library Technology Equipment
D. Purchase and installation of two anti-theft security systems	SPLOST	3M Corporation (sole source)	\$24,240	SPLOST (1998-2003) - Library Technology Equipment
E. Two (2) full size 3/4 ton extended cab pickup trucks	SPLOST	O. C. Welch Ford	\$48,208	SPLOST (2003-2008)
F. Two (2) used non-typical replacement vehicles	SPLOST	•Critz •Backus Cadillac	•\$18,000 •\$17,780	SPLOST (2003-2008)
G. First automatic renewal option for the annual contract for printing services and to recognize a 7% manufacturer imposed price increase	Various	Wynn Business Systems of Savannah	Varies by item	•General Fund/M&O - Various •SSD - Various
H. Confirmation of the purchase of 70 2004 model battery operated golf carts, one (1) each 2004 model range vehicle, beverage vehicle and utility vehicle	Henderson Golf Course	E-Z Go Textron, Inc.	\$157,000	Henderson Golf Course Revenues
I. Final renewal option to the annual contract to provide oils and lubricants	Fleet Operations	Barrett Oil Distributors, Inc.	Varies by item	General Fund/M&O - Fleet Operations
J. Service uniform shirts and trousers	Police	Uniforms by Patrick (FBE)	\$35,757	SSD - Police
K. Badges and insignias	Police	West Chatham Warning Devices of Savannah	\$12,228.71	SSD - Police
L. Professional services contract for engineering/design of Tom Triplett Community Park - Phase III	SPLOST	Thomas and Hutton Engineering	\$99,500	SPLOST (2003-2008) - Tom Triplett Park Project
M. Confirmation of Change Order No. 1 to the contract for the construction of the pumping station and sanitary force main as part of Phase II Tom Triplett Community Park for additional work	SPLOST	Southern Champion Construction, Inc.	\$3,750	SPLOST (2003-2008) - Tom Triplett Community Park
N. Real Estate Broker services	Manager	Coldwell Banker/Greater Savannah Realty	2.9%	Broker services will be paid at time of closing

As to Items 12-C through 12-M, except Items 12-E, 12-F and 12-J:

Commissioner Thomas moved to approve Items 12-C through 12-M, except Items 12-E, 12-F and 12-J. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

As to Items 12-A and 12-B:

- A. Change Order No. 7 to the contract to perform work associated with additions and changes to Truman Parkway, Phases 3 and 4; SPLOST; Jordan, Jones and Goulding and Stevenson and Palmer; \$185,022; SPLOST (1985-1993) - Truman Parkway, Phase 4.
- B. Change Order No. 5 to the design contract for Whitfield Avenue/Diamond Causeway for additional services; SPLOST; Thomas and Hutton Engineering; \$210,266; SPLOST (1993-1998) - Whitfield Avenue and Diamond Causeway.

Chairman Hair asked can we do take those together in the interest of time or do you want to do them separately, Commissioner McMasters? Commissioner McMasters said, we can take these two together. Commissioner McMasters recognized Commissioner McMasters.

Commissioner McMasters said, thank you, Mr. Chairman. Relative to —, on Item A, Change Order No. 7, Facts and Findings, Point 4, contract history, here we have an original contract from 12/17/93 for \$552,000. We're being asked today to approve Change Order No. 7, which is a change order in the amount of \$185,000 and on page two of Facts and Findings if you walk through Change Order 1, add Phases 3 and 4 to Environmental Assessment —, I presume that's Environmental Assessment —, \$177,000; Change Order #2, prepare EIS rather than EA, \$189,000; additional work for —, this is Change Order #4, December of '95, additional work for EIS based on agency review, it's \$149,000; Change Order #5, April of '97, additional work for EIS, \$1.1 million; Change Order #6 of January 2000, plan additions, studies and changes to Phases 3, 4 and 5, \$1.1 million; Change Order #7, today's subject, plan changes and additions, \$185,000. I'd like to know why we have an original contract history starting at \$550,000 and today is, if approved, now a \$4.2 or \$4.3 million award.

County Manager Abolt said, Mr. Bungard will testify we also gave you a separate off-the-agenda memorandum alerting you to these and other change orders.

Chairman Hair asked, Mr. Bungard, can you answer Commissioner McMasters's question? County Engineer Bungard said, well, I have to go by the chronology we provided here, which is —. Chairman Hair said, well, it's all in the record. I mean, I don't think —. County Engineer Bungard said, it's —, when this project started in '95 GDOT was designing Phases 3 and 4. The County was only responsible for Phase 5 and that's why we had the contract. Thereafter, around '95 was when the Federal Highway Administration came back and said, you can't do 3, 4 and 5 separately like you did 1 and 2, which GDOT designed, you have to combine them into one environmental document combining 3, 4 and 5. About that time then this Board, which GDOT agreed, to go ahead and take over all that, and that was the basis. So you changed the local government project agreement and then, you know, the contract had to be changed to accomplish the work. And so that's the background. That's why it's grown so much because originally it was only one phase and now it's three phases and —.

Commissioner McMasters asked, would it have —, would it have been possible to do separate awards for each phase, just from a taxpayer accountability prospective to be able to track expenses on any given day so you don't wind up with a half million dollar contract award that's now \$4.3 million? Could that have been done? County Engineer Bungard said, yes sir, but I don't think it would have saved you any money. It would not have saved you any time, and it would have cost —, in fact, it probably would have cost a little more from a contract administration. We are tracking the costs separately by phase. Commissioner McMasters said, well —. County Engineer Bungard said, it's —, we have a spreadsheet where we break out the work for Phases 1, 2, 3, 4, 5 and it breaks it out by engineering, right-of-way, construction, and lighting. We're accounting for it that way.

Chairman Hair asked, does that answer your question? Commissioner McMasters said, not completely, but I'll go onto the second issue and maybe it will be a little more digestible. Item B. This is request board approve Change Order No. 5 for \$210,000 for design contract with Thomas & Hutton Engineering, Whitfield Avenue/Diamond Causeway. Page three, Facts and Findings, Point 4, original contract award 8/14/98 for \$1.2 million; Change Order No. 1, \$45,000; on February '01, additional evaluation related to Wormsloe impacts, \$10,500; Change Order No. 3, \$25,000; update traffic projections; Change Order No. 4, 9/26/03 for \$25,000, landscaping; and Change Order No. 5 that we're being asked to approve today, design changes for \$210,000. That means that as of today, as with the Item A that we just discussed, we've got an original award of \$1.2 million that's now \$1.6 million. By my calculation that's a 22% increase and we haven't started construction. Now if, in fact, according to staff's background, construction is to begin sometime in 2006, if we continue this course, this project, this award will grow from \$1.2 million to \$1.8 million. That's a 31% cost overrun just through change orders. Chairman Hair asked, question? Commissioner McMasters asked, normal? Normal business? Standard operating procedure? County Engineer Bungard said, yes, because when these contracts are awarded, we don't always know what the final scope's going to be. In this case, case in point, the only anomaly in this one is the contractor, number one, and Commissioner Murray will remember this, we wanted to do some intersection improvements at U. S. 80 and Debbie Street. We could have gone with a separate contract for that, but the contracting officer, and we agreed that this consultant was capable of doing it, and rather than go with a new contract, we went with one that was familiar with the neighborhood and sole sourced a contract amendment to this scope. That could have been clearly a separate contract. The Board approved not doing that. Commissioner McMasters asked, were these contracts RFQ's or RFP's? County Manager Abolt said, RFQ's have nothing to do with RFP's. Commissioner McMasters said, I understand. County Manager Abolt said, request for qualification, has nothing to do —. Commissioner McMasters said, request for proposal or request for bid. Which one? County Manager Abolt asked, you're asking whether it was a bid or an RFP? Commissioner McMasters said, yes. County Engineer Bungard said, when these were done, the process that contracting was using, we'd go out and select —, we'd get proposals. There were RFP's and we'd select short lists and then we'd get into fee proposals, but those are on a very specific —, when you start these things, you don't always know what the final scope's going to be. For instance, we can't in this case get proposals to do soils investigation when we don't know where the bridge is going to be exactly and all that. So you bid, you get the fee proposals for certain items. In this case it was scored to pick the lowest fee and they were ranked. That's the way it was done. Commissioner McMasters asked, they were ranked by whom? County Engineer Bungard said, by a team from County staff. They were scored. They got so many points, so much for their proposal, so much based on their fee proposal —. Commissioner McMasters asked, at that time was that County staff review committee taking a look at a given bidder's track record, satisfaction level, cost overruns on prior work? County Manager Abolt said, no. County Engineer Bungard said, no. Commissioner McMasters asked, are they

currently doing that today? County Manager Abolt said, we're dealing with change orders and that for our products over half a million dollars at the direction of the Board.

Chairman Hair said, entertain a motion. Commissioner Rayno said, I have just one question.

Commissioner McMasters said, I'd just like to make one final statement. The taxpayers in this County are extremely fortunate that enough interest accrues in these SPLOST collection accounts to make up for these change orders.

Chairman Hair said, I'll entertain a motion. Commissioner Rayno said, I have one question. Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, thank you, sir. I was just concerned about the run-off off that road. In the design there's enough consideration for the run-off. There's a steep grade down into those homes [inaudible]. County Engineer Bungard said, yes sir. That's part of the additional work. Since we started this, we started working on the Halycon Bluff Subdivision drainage, and the other problem, this also affects the drainage from Kings Way Canal and we have to redo the drainage calculations. Truman Parkway came along. So this —, we have to make sure that what we're doing with Kings Way Canal or Halycon Bluff that's all part of this. Yes sir, the short answer is yes, it takes into account and this will pay for the additional work to make sure they all work together. Commissioner Rayno said, and the grading, the driveways, do you happen to know the percentage of that? County Engineer Bungard said, I think about 20,000 of this —, I'm guessing, I don't have it in front of me —, to take a look at all the [inaudible], the grades and the steepness to grade Lavonne [phonetic] an Halycon Bluff Drive. Chairman Hair said, I'll entertain a motion. Commissioner Rayno asked, will you let me know? County Engineer Bungard said, yes sir.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, I'll move for approval with one short comment after we get a second. Chairman Hair asked, second? Commissioner Odell said, second. Chairman Hair asked, comment? Commissioner Murray said, I understand the question of overruns and change orders on all these projects we have and we've discussed this over and over and over, and it's good to question some of them, but when you do projects of this size, they are bid or estimates given on what it's going to cost you to run these projects way before we even have the referendum so we'll have some idea of what to put in there for the referendum. There's no guarantee that we can do it at those prices. Now if we start bidding jobs out at the higher price to make sure we don't have any change orders coming in to do these things, then we're going to have a big problem with overpaying for projects that we need to do. So I understand the question and I think it's good that we can question that and we should question it, but understand there's no science here that's going to give us exact numbers.

Chairman Hair said, all right, we have a motion and a second to approve. Chairman Hair recognized Mr. Pierce. Chairman Hair said, quickly.

Mr. John Saxon (Piccolo) Pierce said, I want to ask them a question. Chairman Hair said, just ask your question, we'll get an answer for you. Come to the podium, sir. Just ask your question. Mr. Pierce said, I want to ask you a question. Don't that contract say, discrimination of everybody? When you fill a contract, don't discrimination. Discrimination mean you hire any —, hire people all over —, hire people down here. Hire people in your job when you contract, and I want you to —, when you get a ----, sign a contract, don't discrimination. You'll only be signing for all people, the working people. Will you promise that? County Engineer Bungard said, sure. Mr. Pierce said, okay then.

Chairman Hair said, thank you. All right, Commissioner Odell and then we're going to ask the question.

Commissioner Odell said, I don't want the general public to believe that we're not doing a good job on the road projects. Change orders are necessary where the projects are indefinite, scope changes, and we do not do all those because of expense, drilling to see if you're talking about rock, you're talking mud, and a whole host of other things. Some change orders are necessary where a project expands and it is elastic, and you expect that. And I have not seen anything to indicate that we have wasted funds or been imprudent in the management of projects.

County Engineer Bungard asked, may I make point? Chairman Hair said, quick. County Engineer Bungard said, when this process started, for instance, we had no idea that there would be 22 alternative routes for the Truman Parkway. There were three, I believe, long before my time, so it's impossible to expect a consultant to bid on something you don't even know where the road's going to go. Chairman Hair said, and most of us understand that, Mr. Bungard. Thank you.

Chairman Hair said, all those in favor of the question [sic] vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

As to Items 12-E and 12-F:

- E. Two (2) full size 3/4 ton extended cab pickup trucks; SPLOST; O. C. Welch Ford, \$48,208; SPLOST (2003-2008)**
- F. Two (2) used non-typical replacement vehicles; SPLOST; Critz and Buick Cadillac; \$18,000 and \$17,780; SPLOST (2003-2008)**

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, my only question on that, it says Department: SPLOST. What are we going to use these pickups for? Mr. Stuart Chatham said, the two pickups, one of the units is for Mosquito Control, the other one is for Marine Patrol. Commissioner Murray said, all right. And these are being purchased out of the money that we allocated from SPLOST then? That's why —. Mr. Chatham said, the Marine Patrol unit's being bought from the Vehicle Fund set up in the police merger budget from SPLOST; the Mosquito Control one is being bought from the funds set up for vehicle replacement in SPLOST.

Commissioner Murray said, move for approval. Chairman Hair asked, second? Commissioner Odell said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

As to Item 1-J:

Service uniform shirts and trousers; Police; Uniforms by Patrick (FBE); \$35,757; SSD - Police.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, my only question on this is why are these not being paid for out of the money that was allocated to SPLOST because these are the new uniforms, right? County Manager Abolt said, I'll defer to Chief Flynn, if he's in the audience —. Chairman Hair said, the Chief is here. County Manager Abolt said, — but part of this we were planning to —. Commissioner Odell said, the Chief is here. County Manager Abolt said, — yeah, but part of this, I believe, you know, we assumed when Chief Sprague was before you and Chief Flynn that we could pick up some of these costs in the operating budget.

Chairman Hair asked, Chief Flynn, can you answer Commissioner Murray's question, please? Chief Dan Flynn said, good afternoon. We were able to move money from salary savings into the uniform account that we —, the previous action that we took, and that money's going to be able to cover the uniforms. Chairman Hair said, we've already approved the transfer of this, just a —. Chief Flynn said, yes.

Commissioner Murray said, move for approval. Chairman Hair asked, second? Commissioner Odell said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes. Thank you, Chief.

As to Item 12-N:

Real estate broker services; Manager; Coldwell Banker/Greater Savannah Realty; 2.9%; Broker services will be paid at time of closing.

Chairman Hair recognized Commissioner McMasters.

Commissioner McMasters said, Mr. Chairman, I think that's sort of moot. You have to give —, taking into consideration our prior action to table the sale of Minis.

Chairman Hair said, okay, motion to approve? Commissioner Odell said, move for approval. Chairman Hair asked, second? County Manager Abolt said, no, no, no. Chairman Hair asked, what? Commissioner McMasters asked, what are we approving? County Manager Abolt said, it's a tabled —, permit me, sir. Chairman Hair said, this item wasn't tabled. County Manager Abolt said, no, but it relates —, real estate services are for the Jasmine —. Chairman Hair said, well, you're going to have to table this item separately. You can't —.

Commissioner McMasters said, motion to table. Chairman Hair asked, second? Commissioner Rivers said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner Kicklighter was not present.] Chairman Hair said, the motion passes.

ACTION OF THE BOARD:

1. Commissioner Thomas moved to approve Items 12-C through 12-M, except Items 12-E, 12-F and 12-J. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
2. Commissioner Murray moved to approve Item 12-A and 12-B. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
3. Commissioner Murray moved to approve Item 12-E and 12-F. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
4. Commissioner Murray moved to approve Item 12-J. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]
5. Commissioner McMasters moved to approve Item 12-N. Commissioner Rivers seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.] (Item 12-N was tabled by virtue of Item 7 having been tabled.)

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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 HAROLD B. YELLIN, AGENT (FOR A. J. & C. GARFUNKEL, LLC, AND HAROLD BLACK, OWNERS) IS REQUESTING REZONING TERRA FIRMA HAMMOCK, JOHNNY MERCER BOULEVARD, FROM A PUD-CC-24/TC (PLANNED UNIT DEVELOPMENT-COMMERCIAL CENTER-24 UNITS PER NET ACRE-TOWN CENTER) ZONING CLASSIFICATION TO A PUD-M-3.5 (PLANNED UNIT DEVELOPMENT MULTI-FAMILY-3.5 UNITS PER NET ACRE) ZONING CLASSIFICATION. THE MPC RECOMMENDED APPROVAL.
MPC FILE NO. Z-040225-42859-1
[DISTRICT 4.]**

Chairman Hair said, Commissioner Murray for comments only.

Commissioner Murray said, since we've received our agenda book and this has been on the agenda, I was prepared to either ask that we table the first reading for two weeks or send it back to the MPC. I've decided not to do either of that, to let this stay as it is with the understanding, Russ [Abolt], that our staff and our Engineering Department and the MPC staff and the developers and their attorney all agree to have a meeting at the Islands Community Center and with a plan of this development and an explanation on every variance the MPC is recommending —. Chairman Hair said, and have that prior to the next meeting. Commissioner Murray said, — and this needs to take place before our next meeting. If it has not, I will then make a motion to send it back to MPC, and if all those questions have not been answered, I will make a motion to send it back to MPC. If you want to approve it residential with no variances, I would do that today, but I think it's important that we have this meeting and this meeting is widely publicized to answer the questions for those citizens who have concerns about it and the variances that have been recommended.

Chairman Hair said, so noted by the Manager. Mr. Abolt you —? Commissioner Murray said, and if you end up with any questions after that, call me because I can give you the —. Chairman Hair asked, and, representatives who are out there, you understand we'll set the meeting up? He's in agreement with that. Okay.

ACTION OF THE BOARD:

Chairman Hair read this item into the record as the first reading. A meeting will be scheduled prior to the next meeting at the Islands Community Center to review the plan and the requested variances so that concerns of the citizens may be addressed.

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XII. SECOND READINGS

None.

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XIII. INFORMATION CALENDAR

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

ACTION OF THE BOARD:

A written report was received as information.

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

ACTION OF THE BOARD:

A written report was received as information.

AGENDA ITEM: XIII-2

DATE: April 16, 2004

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>
Ten (10) copies of MS Office XP standard software and four (4) copies of Lotus Smartsuite software	Finance	Software Spectrum	\$3,241.47	General Fund/M&O - Finance
Training classes for ICS technicians	ICS	Knowledgenet	\$4,000	General Fund/M&O - ICS
Engineering and design of a new fire alarm system for the Mall Branch Library	Live Oak Public Library	RWP Engineering	\$4,100	General Fund/M&O - Live Oak Public Library
One (1) copy machine	County Attorney	Imagistics International, Inc.	\$9,700	General Fund/M&O - County Attorney
160gl athletic field marking paint for the Soccer Complex and Memorial Stadium	Public Works and Park Services	Effingham Warehouse	\$3,820.80	General Fund/M&O - Public Works and Park Services
35 bags of mole cricket bait for Soccer Complex and Memorial Stadium	Public Works and Park Services	LESCO, Inc.	\$4,812.50	General Fund/M&O - Public Works and Park Services
Roadside vegetation management service to include three applications of herbicide on 48 miles of selected roadways	Public Works and Park Services	Deangelo Brothers, Inc.	\$8,496.00	SSD - Public Works and Park Services
Annual contract for lot maintenance for various sites	Public Works and Park Services	S & P Landscape Management	\$7,808	SSD - Public Works and Park Services
Purchase and installation on two (2) Water and Sewer vehicles of winch systems and brush guards	Water and Sewer	Powertrain, Inc.	\$3,598.70	Water and Sewer
Five (5) self contained breathing devices as required by EPD	Water and Sewer	Samson Industrial	\$7,250	Water and Sewer
Purchase and installation of truck mounted lift crane	Water and Sewer	Coastal Trailer Company, Inc.	\$8,778.40	Water and Sewer
Two (2) navigation and communication radios for fixed wing aircraft	Mosquito Control	Gulf Coast Avionics, Inc.	\$2,978	General Fund/M&O - Mosquito Control

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
One (1) color moving map GPS	Mosquito Control	Ag-Nav, Inc.	\$8,300	General Fund/M&O - Mosquito Control
Purchase and installation of vertical blinds for new facility	Mosquito Control	Walls and All, Inc.	\$4,060	General Fund/M&O - Mosquito Control
Covert antenna	CNT	DTC Communications, Inc.	\$2,690	General Fund/M&O - CNT
Right-of-way staking of existing and proposed right-of-way - part of Phase 2 near SR21	SPLOST	EMC Engineering, Inc.	Not to exceed \$5,400	SPLOST (1998-2003) - Pipemakers Canal
Prepare final mitigation banking instrument	SPLOST	Sligh Environmental Consultants	Not to exceed \$8,000	SPLOST (1998-2003) - Hardin Canal
Connect fiber optic cable to the network once it is installed in the computer room at the County Administrative Annex	Police	KMC Telecom	\$4,300	SSD - Police
Install fiber optic cable parallel to Police Memorial Drive from Chatham Parkway	Police	Comcast Cable Communications, Inc.	\$8,100	SSD - Police
Annual maintenance agreement on fingerprint system	Police	NEC Solutions	\$8,250	SSD - Police
"Kids Against Drugs Family Action Training Plan" training aids	Sheriff	America's Drug Prevention Network	\$6,000	50% Drug Surcharge
Five (5) body armor vests	Sheriff	Uniforms by Patrick	\$2,775	General Fund/M&O - Sheriff
One (1) Dell server	Sheriff	Dell Marketing (state contract)	\$6,135.63	General Fund/M&O - Sheriff
Annual maintenance on fingerprint system	Detention Center	Identix, Inc.	\$6,208	General Fund/M&O - Detention Center
"Tag Office" sign for Wilmington Island Office	Tax Commissioner	Doug Bean Signs, Inc.	\$2,675	General Fund/M&O - Tax Commissioner
Walk-thru metal detector	Juvenile Court	Bob Barker Company, Inc.	\$3,219	General Fund/M&O - Juvenile Court
Five (5) computer without monitors	Superior Court Clerk	Dell Marketing (state contract)	\$4,447	General Fund/M&O - Superior Court Clerk
Furnish and install new carpet and covebase in the Records Room	Superior Court Clerk	Moore's Floor Covering	\$5,172.22	General Fund/M&O - Superior Court Clerk

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EXECUTIVE SESSION

Upon motion being made by Commissioner Rivers, seconded by Commissioner Thomas and unanimously approved, the Board recessed at 11:03 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 11:29 a.m.

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ITEMS FROM EXECUTIVE SESSION

1. **DISCUSSION REGARDING HOME BUILDERS ASSOCIATION OF SAVANNAH, INC. V. CHATHAM COUNTY, CIVIL ACTION NO. CV00-1155-BA (JON HART).**

ACTION OF THE BOARD:

Commissioner Murray moved to adopt the Memorandum of Settlement pertaining to Home Builders Association of Savannah, Inc. v. Chatham County, Civil Action No. CV00-1155-BA, dated April 14, 2004, and proceed to implement the terms of settlement. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was 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 Murray moved to authorize the Chairman to execute an affidavit that the Executive Session was held in compliance with the Open Meetings Law. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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APPOINTMENTS

1. **METROPOLITAN PLANNING COMMISSION - STEPHEN R. LUFBURROW**

ACTION OF THE BOARD:

Commissioner Murray moved to appoint Stephen R. Lufburrow to the Metropolitan Planning Commission to a term which will expire December 31, 2006. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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2. **METROPOLITAN PLANNING COMMISSION - FREDDIE PATRICK**

ACTION OF THE BOARD:

Commissioner Rivers moved to appoint Freddie Patrick to fill the unexpired term of James E. Poteet, deceased, which term will expire December 31, 2005. Commissioner Thomas seconded the motion Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly and Thomas voted in favor of the motion. Commissioner Rayno and Commissioner

McMasters voted in opposition. The motion carried by a vote of six to two. [NOTE: Commissioner Kicklighter was not present.]

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3. GEORGIA INTERNATIONAL MARITIME AND TRADE CENTER AUTHORITY

ACTION OF THE BOARD:

Commissioner Murray moved to reappoint Chairman Billy Hair to the Trade Center Authority to a term which will expire May 1, 2007. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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4. CHATHAM COUNTY BOARD OF FAMILY AND CHILDREN SERVICES

ACTION OF THE BOARD:

Commissioner McMasters moved to appoint Fred D. Foster to serve on the Board of Family and Children Services to a term which will begin July 1, 2004, and will expire June 30, 2009. Commissioner Rayno seconded the motion and it carried unanimously. [NOTE: Commissioner Kicklighter was not present.]

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ADJOURNMENT

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

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APPROVED: THIS _____ DAY OF _____, 2004

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

SYBIL E. TILLMAN, COUNTY CLERK