

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, JULY 23, 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 9:09 a.m., Friday, July 23, 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 Harris Odell, Jr., District Five David M. Gellatly, District Six B. Dean Kicklighter, District Seven
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ABSENT:	John J. McMasters, District Three
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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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**YOUTH COMMISSIONERS**

Chairman Hair welcomed the candidates for the 2004-2005 Youth Commission who were in attendance.

Commissioner Odell asked, is there a Ms. Pratt? Would you please stand. This is the daughter of my former law partner for many years, who passed, and I remember whenshe was born, her dad and I were at the hospital. It seems like so many years ago. It's good to have you on the Commission.

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**SPECIAL RECOGNITION**

Chairman Hair said, also I'd like to announce today that we have a new citizen of Chatham County. We have Margaret Catherine Odell, newborn of Commissioner Odell and his wife. Commissioner Odell said, in that Billy [Hair] mentioned that, I talked to some of the lawyers who have —, who were 50 and older and have children, and we have concluded that

two stocks will go up. Grecian stock is going to go through the roof. All of you who want to buy Grecian, this is your opportunity. And there's another stock which I won't name.

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

- 1. COLLIS BROWN, STATE FLOODPLAIN MANAGEMENT COORDINATOR WITH THE GEORGIA DEPARTMENT OF NATURAL RESOURCES, WILL PRESENT A COMMUNITY RATING SYSTEM (CRS) PLAQUE TO THE CHATHAM COUNTY BOARD OF COMMISSIONERS. THE PLAQUE RECOGNIZES THE ACHIEVEMENTS OF UNINCORPORATED CHATHAM COUNTY FOR RECENTLY ACHIEVING A CLASS 7 RATING. STAFF FROM THE COUNTY ENGINEERING DEPARTMENT WILL BE PRESENT TO ACCEPT.**

Chairman Hair said, welcome.

Mr. Collis Brown said, good morning. Thank you all for allowing me this privilege to —, this opportunity, I should say, to appear before you. It's certainly my privilege to come here today to realize the very good work that Chatham County is doing in flood plain management as a participant in the National Flood Insurance Program. The National Flood Insurance Program is administered by FEMA, Federal Emergency Management Agency, and the program is based on several premises. (1) The identification of flood hazards, (2) the mitigation of flood losses, future flood losses and (3) making flood insurance available to the citizens of unincorporated Chatham County, and that is done so by the fact that the Board of Commissioners has adopted a Flood Plain Management Ordinance that outlines how it would administer and ensuring development —, commits the development activity in flood hazard areas. Chatham County has been a participant in the National Flood Insurance Program since 1970 and as a participant there are over 16,000 flood policies currently in force in Chatham County, which represents almost three and a half billion dollars in coverages. So it's a lot of property that's being protected from losses and through your flood plain management program you've been very aggressive in trying to address development in these areas. Because of your proactivity in this area, Chatham County has sought to participate in a NOAA level of flood insurance programs which is called the community rating system. This is similar to the fire insurance rating system and its based upon activities and a point structure. Today I'm recognizing the improvement that Chatham County is making in this area. Today's plaque signifies that Chatham County is now a Class 7. Now what does Class 7 mean? It means that it's better than 10, it's better 9, it's better than 8, but what it means from a financial standpoint, it means that it will represent a \$67 annual savings per policy in Chatham County. It will represent annual savings of over \$1,000,000 in savings on premiums

to all the policyholders in Chatham County and that is because of the activity the County has undertaken [inaudible] makes the flood plain management. We're very proud of this fact and Chatham County is one of 24 local governments in Georgia out of the 445 in the State that participate in the National Flood Insurance Program that participates in the community rating system program. Now today we're going to recognize that.

Chairman Hair said, Mr. Bungard and staff, will accept that.

County Manager Abolt said, Dr. Thomas and gentlemen, this is very important obviously from the standpoint of the benefits derived by our citizens, but it's also important to myself as a Manager because of the gentleman who stands to my immediate right rear. These people, led by Al Bungard, have done something exceptional. Both Michael [Blakely] and Vince [Grevemberg] you know personally. They took it upon themselves, showing initiative, going for further training, and applying what they learned directly related to the dollar savings to all of our citizens especially because we all know that they could have gone about doing their job and not really doing a good job. They chose to excel and for that we're all benefitting, and for that I want to thank each one of them. I'd also like Mr. Bungard to speak.

County Engineer Bungard said, well, I'd just like to again personally thank Vince [Grevemberg] and Michael [Blakely] for all their work. I'm simply a mentor once in a while. They do all the hard work, going through a manual very thick, working very closely with FEMA and with GEMA, and their next challenge now is to go to the next step. That's the mark on the wall. We have a strategy and hopefully I can be here another year from now or so and report that we are yet another I don't know if it's a higher or a lower rating, but a better rating than we have right now. Thank you.

Chairman Hair said, thank you. We appreciate it. Thanks.

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

- 1. APPOINTMENT OF CHAIRMAN OF BOARD OF ELECTIONS.**

Chairman Hair said, the first one on the agenda and the only Executive Session item we have today is appointment of a Chairman to Board of Elections. I'll entertain a motion to go into Executive Session for personnel items.

Commissioner Rivers said, so moved. Commissioner Kicklighter said, second. Chairman Hair said, second. All those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes.

**NOTE:** The Board recessed at 9:17 a.m., to go into Executive Session. Following adjournment of the Executive Session the meeting of the Board of Commissioners was reconvened at 9: 26 a.m.

Chairman Hair said, I will first state that no votes were taken in Executive Session. I'll call on Commissioner Kicklighter for a motion.

Commissioner Kicklighter said, I move to appoint Tom Cole as Chairman of the Board of Elections. Chairman Hair asked, second? Commissioner Thomas said, second.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, yeah. I would like to recuse myself on this vote since Tom Cole is on my campaign committee.

Chairman Hair said, all those in favor of recusing Commissioner Murray vote yes, opposed vote no. A vote was taken and passed unanimously. [NOTE: Commissioner McMasters was not present.]

Chairman Hair said, now we'll take a vote on the original motion, which is to approve Tom Cole as Chairman of the Board of Elections. All those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes.

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

1. Commissioner Kicklighter moved that Thomas L. Cole be appointed Chairman of the Board of Elections. Commissioner Thomas seconded the motion.
2. Commissioner Murray requested recusal because Thomas L. Cole is on his campaign committee. A vote was taken and it carried unanimously. [NOTE: Commissioner McMasters was not present.]
3. A vote was taken on the original motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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## **VII. COMMISSIONERS' ITEMS**

### **1. TAX COMMISSIONER'S OFFICE LINE ITEM TRANSFER (COMMISSIONER MURRAY).**

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, at the last meeting when we did the budget I failed to make the motion —, part of my motion to change from one line item to another line item in the Tax Commissioner's office, he had —, he would stay within his budget, but he needs that money to transfer over to another line item for some personnel and, quite frankly, he can do it without our approval as a constitutional officer, but he wanted to bring it to us first to get our approval on it anyway, so I would move that we do that.

Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, thank you. The motion passes.

County Manager Abolt said, Mr. Chairman, Dr. Thomas and gentlemen, this will appear just perfunctory on your next agenda on the omnibus report, just officially putting the word out. Chairman Hair said, okay.

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

Commissioner Murray moved that the Board approve a transfer in the Tax Commissioners' budget for FY2004-2005 from one to another line item for additional personnel. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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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. **REQUEST BOARD APPROVAL OF A RESOLUTION TO ADOPT THE COASTAL GEORGIA GREENWAY THROUGH-CORRIDOR ROUTE THAT LIES WITHIN ITS JURISDICTION. [ALL DISTRICTS.] Tabled at meeting of April 16, 2004. (See memo of the 6<sup>th</sup> of May responding to additional questions on this matter.) *At meeting of May 14, 2004, item was tabled to the first meeting in July. Note: request this be delayed until the August 13, 2004, meeting.***

**ACTION OF THE BOARD:**

This item was not untabled, but will come before the Commissioners for consideration on August 13, 2004.

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2. **REQUEST BOARD APPROVAL OF A PLAN TO INSTALL A TRAFFIC MONITORING CAMERA AT KING GEORGE BOULEVARD AND ABERCORN STREET FOR PURPOSES OF PUBLIC SAFETY AND DESIGNATE FUNDS FROM VIOLATIONS INTO A RESTRICTED ACCOUNT FOR THE SAVANNAH-CHATHAM METROPOLITAN POLICE DEPARTMENT. (Tabled at meeting of May 28, 2004, to enable staff to schedule meeting with neighborhood associations to obtain their input.) Note: This will be delayed until August 13, 2004.**

**ACTION OF THE BOARD:**

This item was not untabled, but will come before the Commissioners for consideration on August 13, 2004.

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3. **COMMISSIONER RIVERS, HAVING VOTED ON THE PREVAILING SIDE OF THE MOTIONS TO ADOPT, REQUESTED RECONSIDERATION OF THE FOLLOWING:**
  - A. **GENERAL FUND M&O MILLAGE RATE OF 10.367**
  - B. **SSD MILLAGE RATE OF 3.475**
  - C. **CHATHAM AREA TRANSIT AUTHORITY MILLAGE RATE OF .820**
  - D. **\$2.00 TIPPING FEES**

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

Commissioner Thomas said, move for approval. Chairman Hair asked, second? Do I have a second? Commissioner Odell said, I'll second. Chairman Hair said, okay. All those in favor of taking this item off the table vote yes, opposed vote no. Chairman Hair and Commissioners Rivers, Odell and Thomas voted in favor of the motion. Commissioners Rayno, Murray, Gellatly and Kicklighter voted in opposition. The motion failed by a tie vote of four to four. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes to take it off the table —, no, the motion fails. Okay, so the item remains on the table.

County Manager Abolt said, Mr. Chairman, I need to seek Mr. Hart's opinion on this. If you don't act on this today, this may very well affect —. Chairman Hair said, no, it's been tabled, so it stays on the table. The original motion still is in force. County Manager Abolt said, okay, my only —, let me ask you —. Chairman Hair said, it's still in force. County Manager Abolt said, my only question, sir, and I apologize, we will have no problem in submitting the documentation to the Department of Revenue, there'll be no penalty assessed on the County. Chairman Hair said, no, the original motion stands because this was not taken off the table. County Manager Abolt said, thank you.

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County Attorney Hart said, Mr. Chairman just for perfecting the record, there was a motion made earlier on the motion to take it off the table on a motion to reconsider. Since the motion to take it off the table failed, the motion to reconsider failed and the original action stands. Chairman Hair said, okay. Thank you.

**ACTION OF THE BOARD:**

Commissioner Thomas moved to take this item off the table and place it before the Commissioners for consideration. Commissioner Odell seconded the motion. Chairman Hair and Commissioners Rivers, Odell and Thomas voted in favor of the motion. Commissioners Rayno, Murray, Gellatly and Kicklighter voted in opposition. The motion failed by a tie vote of four to four. [NOTE: Commissioner McMasters 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 APPROVAL OF THE FOLLOWING ITEM DELAYED FROM JULY 9, 2004, MEETING: LIVE OAK PUBLIC LIBRARY \$320,630 FROM PERSONAL SERVICES AND OTHER LINE ITEMS TO PROVIDE FUNDING FOR A REQUEST TO PAY EXPENDITURES DURING FY2004.**

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

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve the following transfer within departmental budget: Live Oak Public Library \$322,630 from various line items, including salaries and wages and personal services, to provide funding for a request to pay expenditures during FY2004. Commissioner Murray seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 2. REQUEST BOARD APPROVAL TO PAY THE LIVE OAK PUBLIC LIBRARIES FOR EXPENDITURES INCURRED DURING FISCAL 2003-2004. Note: Item was delayed from July 9, 2004, meeting.**

Chairman Hair said, I need a motion. Commissioner Odell said, I'll make a motion. Chairman Hair asked, second? Commissioner Murray said, I'll second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve payment to the Live Oak Public Libraries for expenditures incurred during fiscal 2003-2004 in an amount not to exceed the available balance (savings) in the department's budget. Commissioner Murray seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 3. REQUEST BOARD APPROVAL OF THE FOLLOWING: A TRANSFER OF \$34,710 WITHIN THE CONFISCATED REVENUE FUND FROM CNT CONTINGENCY TO THE COUNTER NARCOTICS TEAM (CNT) FOR SOFTWARE AND UPGRADES TO RADIO EQUIPMENT.**

Chairman Hair said, I'll entertain a motion. 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 McMasters was not present.]

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve a transfer of \$34,710 within the Confiscated Revenue Fund from CNT contingency to the Counter Narcotics Team (CNT) for software and upgrades to radio equipment. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

AGENDA ITEM: IX-3  
 AGENDA DATE: July 23, 2004

DATE: July 16, 2004  
 TO: Board of Commissioners  
 THRU: R.E. Abolt, County Manager  
 FROM: Linda Cramer, Finance Director

**ISSUE:**

To request approval of the following: a transfer of \$34,710 within the Confiscated Revenue Fund from CNT contingency to the Counter Narcotics Team (CNT) for software and upgrades to radio equipment.

**FACTS AND FINDINGS:**

The Counter Narcotics Team Commander has requested a transfer of \$34,710 from Confiscated Funds CNT contingency to the Counter Narcotics Team (CNT) for software and upgrades to radio equipment. Staff reports are attached.

**FUNDING:**

Funds for the contingency transfer are available in the Confiscated Revenue Fund Special Revenue Fund.

**ALTERNATIVES:**

1) That the Board approve the following:

**CONFISCATED REVENUE FUND SPECIAL REVENUE FUND**

a transfer of \$34,710 from CNT contingency to the Counter Narcotics Team for software and upgrades to radio equipment.

2) Amend or deny the request.

**POLICY ANALYSIS:**

State law grants the Board authority to amend the budget during the year as it deems necessary.

**RECOMMENDATION:**

That the Board approve Alternative 1.

Prepared by: Read DeHaven

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**4. BOARD CONSIDERATION OF REQUEST FOR RENEWAL AND EXTENSION OF SUNDAY SALES LICENSE FOR 2004 FOR BEER, WINE AND LIQUOR POURING. PETITIONER: ANN MARIE MILLER-MIHAILIDIS, D/B/A THE MUSIC BOX, LOCATED AT 5115 OGEECHEE ROAD. [DISTRICT 5.]**

Chairman Hair said, we'll first call on Gregori [Anderson] and then we'll —, I think one of the petitioners is also here to talk. Chairman Hair recognized Mr. Anderson.

Mr. Gregori Anderson said, yes, thank you, Mr. Chairman. Good morning. The petition before you this morning is a request for renewal of a Sunday sales license and in your packet we've indicated the numbers that were sent in by the owner of the facility does not the 51% required by law for the Sunday sales renewal. So —.

Chairman Hair asked, Mr. Anderson —. Mr. Anderson said, yes. Chairman Hair said, two questions. One is, as I understand this issue, the person was fairly close to the 50, is that not, for recent months? Mr. Anderson said, no, the numbers we saw were 24%. Chairman Hair said, okay, was there not some disruption of business during the reconstruction—. Mr. Anderson said, well, the petitioner has submitted that. I'll let them speak to that. Chairman Hair said, all right, fine. Is anyone here to speak on the —? Come forward, ma'am. Please state your name for the record.

Ms. Ann Marie Miller-Mihailidis said, my name is Ann Marie Miller-Mihailidis. Mr. Greg Miller said, I'm her father, Greg Miller. Chairman Hair said, okay. Mr. Miller said, attached here we have several sheets, I don't know if you have these copies or not, but these are our profit and loss statements for the last four months and we opened eleven months ago. We've had about \$11,000 worth of maintenance and repairs upon beginning and opening this particular business due to the fact that it was a rented building from the Veterans of the Foreign War Administration [sic] and it had not been used for great —, some great time as far as a [inaudible] facility. However, we have turned it over since —, even got the

Veterans backing inside, back —, started the thing but it took us a great expense just to get to that as the whole interior of this building was completely gutted when we took it over and it took us some time just to correct some of the electrical problems and some of the prior problems that were there before. We spent about roughly 11,000 something, just hot water heaters, electrical, heating, sewage problems that did not allow us to keep the kitchen going for any periods of time. On two different occasions we had bought several thousand dollars worth of food all for it to go bad due to faulty electrical wiring and some other things that were created by the previous owners, and it had also been shut down for about nine months. However, June does reflect a 51% food sales for us. We had changed our food direction over in this area because Highway 17 South has had —, always had a kind of stigma placed upon it. We changed our food line over there. We went with steak, shrimp, this sort of thing. It takes a little bit of time, but our main downfall and any going on was having to make all these repairs as a rental unit from the Veterans Administration. We took —, let's see. We went to a great expense to correct all these things and we feel like 99% of ours all have been corrected, but it's took this long to get to that and the last month we did get up to 51% this month because [inaudible], but our main problem was we could not keep the doors open to the events that we were handling, which would be your weddings, your different things. We had outdoor facilities where people could go out and have picnics for the kids and all the stuff. We could not even utilize that. There was either water or electrical problems there also. But we'd like to take this under consideration if you would because it has been a long and an expensive road for me and —.

Chairman Hair said, Mr. Miller, I'd like to ask the County Attorney a question. Does this Board have the option of saying we would approve this for 90 or 120 days and have our people look at it at the end of that 120 period and then if they meet the requirements that we continue it? If it doesn't, then we would —. County Attorney Hart said, no sir, it does not have that in the ordinance. Chairman Hair said, so we'd have to —. County Attorney Hart said, this Sunday sales license is a privilege. I mean, it's a special privilege. Chairman Hair said, okay. Chairman Hair recognized Commissioner Kicklighter. County Attorney Hart said, and historically we've always required they meet the requirements. Chairman Hair recognized Commissioner Kicklighter.

Commissioner Kicklighter said, just to find out if the agenda's correct here, is the building located on the south side of Highway 17, in other words, the same side as Sam's? Mr. Miller said, that's correct. Commissioner Kicklighter said, okay. Just a correction to the agenda. This is District 5, not District 7, and, you know, I'm —, to comment on that, I'm sympathetic to your cause. If you bought the place and your equipment went down, but, you know, I don't know the answer. I look to my fellow Commissioners for some advice there.

Chairman Hair said, I certainly would support this. Commissioner Rivers said, Mr. Chairman. Chairman Hair said, I do think there's some extenuating circumstances here. I think we need to approve. Let's stay in order. Commissioner Murray, then Commissioner Odell and then Commissioner Rivers. Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, Jon [Hart], from a legal standpoint how is the 50% calculated? Is it on a calendar year? County Attorney Hart said, yes sir. Commissioner Murray asked, so we could not take month by month by month to do that? County Attorney Hart said, the ordinance does not provide for that. Commissioner Murray said, so in other words we have no options except to deny this based on the ordinance. County Attorney Hart said, based on the way the ordinance is written, they have to have been in business for 12 months. Commissioner Murray asked, when can he come back and reapply for this? County Attorney Hart said, well, if he's got two months now where he's over 51%, then he's got 10 more months and he could be back up here and your granting the license.

Chairman Hair asked, Mr. Hart, if that's true, then why would they need approval from us? If it's automatic that it's either 51 or not 51, why would they —, why would this Commission need to approve any Sunday sales license if that's true? We don't need to put any of them on the agenda. Commissioner Gellatly said, unless they appeal it. Chairman Hair said, exactly. I mean, we don't need —, why do we even approve Sunday sales licenses? County Attorney Hart said, because —. Chairman Hair said, you said we have no options, it's just automatic. It's either 50.1 or it's nothing. County Attorney Hart said, well, you can consider whether there's been a problem business there, what the police report says, and the other matter, not to imply that any of that is an issue with these people because, as far as we know, they've been a clean license. Chairman Hair recognized Commissioner Odell.

Commissioner Odell said, welcome to the Fifth District. Ms. Miller-Mihailidis said, thank you. Commissioner Odell said, my question is there have been no problems at your place —. Ms. Miller-Mihailidis said, no sir. Commissioner Odell said, — is that true? But primarily you did not make the 51% because you had equipment that went bad and you had to replace food items and replace the equipment. Ms. Miller-Mihailidis said, yes. Mr. Miller said, roughly over a six months period this occurred. Ms. Miller-Mihailidis said, yes. Commissioner Odell said, I just think it's abundantly unfair to small business. We must have some leeway because I would imagine that in your budget you calculated that Sunday sales. Is that true? Ms. Miller-Mihailidis said, yes. Commissioner Odell said, and that's necessary to help make ends meet. Mr. Miller said, yes sir. Commissioner Odell said, and it's necessary for other programs that you have like picnics and what have you? Ms. Miller-Mihailidis said, uh-huh. Commissioner Odell said, I really don't have any problem in that we have no problem with this organizations as far as the police. The ordinance must take in consideration, I believe, hardship cases. I think this would be a clear hardship case. It would be a hardship or am I just speaking out of school? If you didn't get your license would it be a hardship? Mr. Miller said, yes sir, it would. Ms. Miller-Mihailidis said, yeah. Mr. Miller said, at this particular time. Commissioner Odell said, all right. I'll support the issuance of the license. I see no public good being done in denying you the Sunday sales, looking at all the facts. Ms. Miller-Mihailidis said, thank you. Thank you very much.

Chairman Hair recognized Commissioner Rivers.

Commissioner Rivers said, Jon [Hart] —. Commissioner Rivers asked, — what are the repercussions if we just go ahead and pass it? County Attorney Hart said, we have an alcohol license on Sunday sales here that requires that your —, it be

served with a establishment that at least 50% of their sales are food. Y'all made that ordinance, okay, and we have consistently followed that, and if you wish to change your ordinance, change your ordinance, but if you're going to allow someone with less than 50% that clearly on the face of their application does not meet the requirements of the ordinance, what about the next guy that comes up here that doesn't meet the ordinance? Commissioner Rayno asked, so you're saying we're violating the law if we approve it? Commissioner Rivers said, okay, okay. Can we get a revision in there within two weeks to cover to make it legal? County Attorney Hart said, we could go back and look and see —. Commissioner Rivers said, revise it where we're able to give a waiver under mitigating circumstances or whatever. County Attorney Hart said, we could amend the ordinance. I would reserve the right to see whether the 50% requirement is a State law requirement, I just don't know off the top of my head, but sure you can always amend your ordinance if that's what you choose to do. Commissioner Rivers said, I would ask my fellow Commissioners if we can do that within the next two weeks to amend the ordinance so it enables us to do a waiver under certain circumstances.

Chairman Hair said, Commissioner Rivers, you can't do it in two weeks because it requires a first reading and a second reading. Commissioner Rivers said, okay. Chairman Hair said, it would take a minimum of a month and that's assuming that we could get it on the agenda, and that's assuming that the County Attorney could have it written. This thing could take two or three months.

Commissioner Rivers said, let's try to get it done within a month. Let's expedite it if we can.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, that was going to be one of my questions, taking it back and looking at the ordinance to see if there's any room to do something with that. The other part was the 50% sales. If I'm not mistaken, that is State law, that is not the County's. County Attorney Hart said, I just don't know off the top of my head. Commissioner Murray said, it's Statewide, so I don't know how you'll get around that.

Commissioner Rivers said, I don't —, you know —. Chairman Hair recognized Commissioner Odell. Commissioner Rivers said, Mr. Chairman. Chairman Hair said, well, I had Commissioner Odell next and then you.

Commissioner Odell said, I'll make the motion to approve. Chairman Hair asked, do I have a second? Commissioner Kicklighter said, second. Chairman Hair said, second, okay. Commissioner Odell said, and the foundation of my motion is that if you've only been in business for one month and you apply for a license and that one month is 51%, then you would be approved. You wouldn't need 11 additional months before you could apply for a Sunday sales license. Chairman Hair said, exactly. Commissioner Odell said, obviously, that cannot be the law because you cannot sell liquor on Sunday without license and at some point you have to start a business. Chairman Hair said, that's right and, you know, we don't require people to wait 12 months to sell liquor on Sunday. Commissioner Odell said, right, and I think it's a violation of equal protection. It's a hardship for these people.

Chairman Hair said, all right, we had a motion and a second. Chairman Hair recognized Commissioner Rivers.

Commissioner Rivers said, I still say that we need to go back and look at amending this ordinance to conform with whatever we need to do. Commissioner Odell said, let's approve this and then make a —.

Chairman Hair said, all those in favor of the motion vote yes, opposed no. Chairman Hair and Commissioners Rivers, Odell Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioners Rayno and Murray voted in opposition. The motion carried by a vote of six to two. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes. Thank you. We appreciate you being here. Ms. Miller-Mihailidis said, thank you.

Commissioner Rivers said, Mr. Chair —. Chairman Hair asked, sir? Commissioner Rivers said, if you don't mind, I'd like to come back and have the County Attorney look at that and see if we can [inaudible] revisions —. Chairman Hair said, I think we've already asked —. Commissioner Rivers said, — to amend it. Chairman Hair said, but I think he needs to strongly consider Commissioner Odell's advise and counsel that this is no different than a person with a brand new license. You know, we don't require them to operate for 12 months before we give them a license. I mean —, so what's the difference in one month for a new license and one month for this renewal? But that's —.

Commissioner Murray said, well, I think the difference is that they've already had a Sunday sales license. Chairman Hair said, we'll ask him to look at it. That's fine. The motion's already passed. Thank you.

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

Commissioner Odell moved to approve the petition of Ann Marie Miller-Mihailidis, d/b/a The Music Box, located at 5515 Ogeechee Road, for renewal and extension of Sunday sales license for 2004 for beer, wine and liquor pouring based on a hardship case. Commissioner Kicklighter seconded the motion. Chairman Hair and Commissioners Rivers, Odell Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioners Rayno and Murray voted in opposition. The motion carried by a vote of six to two. [NOTE: Commissioner McMasters was not present.]

The County Attorney was requested to look at the ordinance for possible amendment to allow waiver of the 51% requirement due to mitigating circumstances.

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**5. REQUEST ADOPTION OF RESOLUTION ON CHATHAM COUNTY SCHOOL BOARD DISTRICT GENERAL OBLIGATION REFUNDING SCHOOL BONDS, SERIES 2004.**

Chairman Hair said, I'll entertain a motion to approve resolution on the School Bond [sic] District. Commissioner Kicklighter said, so moved. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. The motion carried unanimously. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to adopt and authorize the Chairman to sign a resolution on Chatham County School Board District General Obligation Refunding School Bonds, Series 2004. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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**X. ACTION CALENDAR**

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

Chairman Hair said, Item #3, removed by Commissioner Rayno, #7 by Commissioner Rayno, #8 by Commissioner Murray, and #10-E by Commissioner Murray. I'll entertain a motion to approve the balance of the Action Calendar. Commissioner Murray said, so moved. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no. [NOTE: Commissioner McMasters was not present.]

**ACTION OF THE BOARD:**

Commissioner Murray moved that the Action Calendar be approved in its entirety with the exception of Items 3, 7, 8 and 10-E. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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

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**1. APPROVAL OF THE MINUTES FOR THE PRE-MEETING AND REGULAR MEETING OF JULY 9, 2004, AS MAILED.**

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve the minutes for the pre-meeting and regular meeting of July 9, 2004, as mailed. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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**2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD JULY 1 THROUGH JULY 14, 2004.**

**ACTION OF THE BOARD:**

Commissioner Murray moved that the Finance Director is authorized to pay claims for the period July 1, 2004, through July 14, 2004, in the amount of \$3,522,406. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

=====

**3. REQUEST BOARD ADOPT YEAR 2004 MILLAGE LEVY RESOLUTION FOR THE BOARD OF PUBLIC EDUCATION FOR THE CITY OF SAVANNAH AND THE COUNTY OF CHATHAM PURSUANT TO ADVERTISEMENT HAVING BEEN PUBLISHED IN**

**ACCORDANCE WITH O.C.G.A. 48-5-32.1. IN ADDITION, FORM PT-35 COUNTY MILLAGE RATE CERTIFICATION AND FORM PT 32.1 COMPUTATION OF MILLAGE RATE ROLLBACK AND PERCENTAGE INCREASE IN PROPERTY TAXES FOR TAX YEAR 2004 MUST BE CERTIFIED AND SUBMITTED TO THE GEORGIA DEPARTMENT OF REVENUE FOR DIGEST APPROVAL FOR THE TAX YEAR 2004.**

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno said, my question is does anybody know if the millage rate is being increased or it's remaining the same? Chairman Hair said, I think Linda can answer that. Ms. Linda Cramer said, the 2004 millage, the one you adopted last year for them, was a total of 17.768 and this one is 17.6. Commissioner Rayno asked, 17.6? Ms. Cramer said, uh-huh. Commissioner Rayno asked, what does it represent dollar wise for the taxpayers? Does that mean they'll be paying more? Ms. Cramer said, I don't know, sir. Well, they —. Commissioner Rayno said, when the CPI increased? Ms. Cramer said, they did not adopt the rollback rate, they're a little bit higher than the rollback rate. Commissioner Rayno said, so the average taxpayer will be paying more for the School Board than they did last year. Yes or no? Ms. Cramer said, I would think that's true.

Chairman Hair said, I'll entertain a motion.

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

**ACTION OF THE BOARD:**

Commissioner Kicklighter moved to adopt a Year 2004 millage levy resolution for the Board of Public Education resolving that there be levied upon the dollar of all taxable property in Chatham County, Georgia, a General Fund tax of 15.878 mills, a General Obligation Bond Debt tax of 1.722 mills and an aggregate millage rate of 17.600 mills in the year of 2004 for the support and maintenance of public education for the City of Savannah and County of Chatham for Tax Year 2004 pursuant to advertisement having been published in accordance with O.C.G.A. § 48-5-32.1. Commissioner Odell seconded the motion. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.]

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- 4. REQUEST FROM JOHN C. AND LAUREN L. HENRY FOR THE COUNTY TO DECLARE AN UNOPENED PORTION OF AVEILHE STREET RIGHT-OF-WAY ADJACENT TO THEIR PROPERTY AT 1817 WILMINGTON ISLAND ROAD (PIN: 1-0099-05-003) AS SURPLUS AND TO QUITCLAIM THE PROPERTY.  
[DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve the request of John C. and Lauren L. Henry to declare the 60-foot wide unopened portion of Aveilhe Street right-of-way adjacent to their property at 1817 Wilmington Island Road (PIN 1-0099-05-003) as surplus and quitclaim the property to John C. and Lauren L. Henry, upon petitioners paying to the County the fair market value for the right-of-way to be determined a professional appraiser, and providing the necessary appraisal, deed and plat at petitioner's expense. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 5. REQUEST BOARD TO AFFIRM THE CHAIRMAN'S SIGNATURE FOR THE CONTRACT BETWEEN THE CHATHAM COUNTY SUPERIOR COURT DRUG COURT AND THE CRIMINAL JUSTICE COORDINATING COUNCIL.**

**ACTION OF THE BOARD:**

Commissioner Murray moved to authorize the Chairman to accept the Byrne Grant Award from the Criminal Justice Coordinating Council on behalf of the Chatham County Superior Court Drug Court in the amount of \$104,538, and to sign the contract and all related documents required by the grant. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 6. REQUEST BOARD APPROVAL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF TYBEE ISLAND FOR MAINTENANCE SERVICES. SPECIFICALLY, THEY REQUESTED ASSISTANCE WITH MAINTENANCE OF THE FIELD AT JAYCEE PARK.  
[DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve and authorize the Chairman to sign an intergovernmental agreement with the City of Tybee for maintenance services and specifically maintenance of the field at Jaycee Park. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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- 7. REQUEST BOARD APPROVAL OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN CHATHAM COUNTY AND MPC FOR SPLOST FUNDING FOR AN ENGINEERING STUDY OF THE EAST/WEST CORRIDOR.**

Chairman Hair recognized Commissioner Rayno.

Commissioner Rayno asked, does this include looking at the DeRenne Parkway in this? Chairman Hair asked, is anybody from the MPC here? County Manager Abolt said, Mr. Thomson is here, he's ready to respond. Chairman Hair recognized Mr. Thomson. Mr. Tom Thomson said, good morning, Mr. Chairman and Commissioners. The question is does this include looking at the DeRenne area, it does. Commissioner Rayno said, Parkway. Mr. Thomson said, well, this is going to be a process where we're going to have a very public decision making process and we're going to get the public together in areas and they're going to identify what their problems are, they're going to identify potential solutions and we're going to assist them to do that. So if that issue, and it has been identified already by the groups that I've talked to already, that issue will be on the table and what the solution is is what will come from the discussion. Commissioner Rayno asked, so even though 300 people voiced their opposition at the DeRenne high school, it's still going to be on the table as an option? Mr. Thomson said, well, sir, the traffic issue is there today and that's the —, that's what has been put on the table is how do we address the traffic issue for now and in the future along DeRenne Avenue. Commissioner Rayno said, thank you.

Chairman Hair recognized Commissioner Odell.

Commissioner Odell said, move for approval. Chairman Hair asked, second? Commissioner Thomas said, second. Commissioner Kicklighter said, second.

Chairman Hair recognized Commissioner Murray.

Commissioner Murray asked, how many studies have been done on this in the past? Mr. Thomson said, on the —, I believe they did an inventory about —. County Manager Abolt said, only one. Mr. Thomson said, one major one. County Manager Abolt said, one ambitious one. Commissioner Murray asked, and this would be the second study being paid for? County Attorney Hart said, yes. Mr. Thomson said, I need help on that. Commissioner Murray asked, do you know how much we paid for the first study? County Manager Abolt said, it's comparable to this. Commissioner Murray asked, and how many more studies are we going to do after this one to be paid for, and the last part of the question is this —, I know there was money in SPLOST for roads and drainage and things. I think everybody assumed that when we put that money in there for roads and drainage it was to build roads and do drainage projects, not to keep doing studies on projects that keep getting studied to death. I'm going to support it, but if I'm sitting up here when another one comes up, I will not support another study for what I just think we've gone enough and it's time to look at it and do something.

Chairman Hair said, all right, we have a motion and a second. All those in favor vote yes, opposed vote no. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.] Chairman Hair said, thank you, Mr. Thomson.

**ACTION OF THE BOARD:**

Commissioner Odell moved to approve and authorize the Chairman to sign an intergovernmental agreement between Chatham County and MPC to provide \$350,000 in SPLOST funding for an engineering study of the east/west corridor. Commissioners Thomas and Kicklighter seconded the motion. Chairman Hair and Commissioners Rivers, Murray, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Rayno voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner McMasters was not present.]

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**8. REQUEST BOARD APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH UNIVERSITY OF GEORGIA COOPERATIVE EXTENSION SERVICE REGARDING THE FUTURE OF THE BAMBOO FARM.**

Chairman Hair said, Commissioner Murray, but before that I just want to make a clarification. Commissioner Rayno brought up in pre-meeting that the memorandum, if this motion is approved, would include the budgeted amount as a maximum amount in the MOU. Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, well, that was my concern also and I just would like to make sure that that \$170,000 is in there and is not to exceed \$170,000.

Chairman Hair said, I'll entertain a motion. Chairman Hair 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 McMasters was not present.] Chairman Hair said, the motion passes.

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve and authorize the Chairman to sign a memorandum of understanding with the University of Georgia Cooperative Extension Service to provide \$170,000 annually for Bamboo Farm and Coastal Gardens (BFCG) for salaries, benefits and operating expenses and continue Chatham County Extension educational programs and services. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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**9. REQUEST FOR RENEWAL OF BEER AND WINE POURING AND SUNDAY SALES LICENSES FOR 2004. PETITIONER: KELLI SAMUELSON, D/B/A GRAPEVINE, LOCATED AT 346B JOHNNY MERCER BOULEVARD. [DISTRICT 4.]**

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve the petition of Kelli Samuelson, d/b/a Grapevine, located at 346B Johnny Mercer Boulevard, for renewal of beer and wine pouring and Sunday sales licenses for 2004. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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

ITEM	DEPT.	SOURCE	AMOUNT	FUNDING
A. Annual software license and maintenance agreement	ICS	Sungard Pentamation (sole source)	\$41,473.35	General Fund/M&O - ICS
B. Annual software maintenance agreement	ICS	Palmetto Microfilm Systems (sole source)	\$21,133.81	General Fund/M&O - ICS
C. Annual maintenance agreement on the robotic tape backup system	ICS	Spectra Logic (sole source)	\$19,454	General Fund/M&O - ICS
D. Annual software maintenance agreement	ICS	Zortec International (sole source)	\$10,000	General Fund/M&O - ICS
E. One used 1987 MD 500E helicopter	Mosquito Control	MHOC, LLC	\$369,000	CIP - Mosquito Control
F. Annual contract for the "as needed" purchase of mosquito control chemicals	Mosquito Control	•Adapco •B & G Chemical •Univar •Clark Mosquito Control Products	Varies by item	General Fund/M&O - Mosquito Control

**As to Items 10-A through 10-F, except Item 10-E:**

Commissioner Murray moved to approve Items 10-A through 10-F, except Item 10-E. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

**As to Item 10-E:**

**One used 1987 MD 500E helicopter; Mosquito Control; MHOC, LLC; \$369,000; CIP- Mosquito Control.**

Chairman Hair recognized Commissioner Murray.

Commissioner Murray said, I support this. I just want to make sure that we are getting the equipment to put on here to utilize it with the Police Department also —. County Manager Abolt said, yes sir. Commissioner Murray said, — that we will need. County Manager Abolt said, we are and have —. Chairman Hair said, we have the Chief, and we have the helicopter pilot and we have Mr. Lewandowski here. Commissioner Murray said, well, I know that we approved the funding above this amount early on. County Manager Abolt said, you see on number four Fact and Findings, we'll come back with a new intergovernmental agreement. I'm assured by Dr. Lewandowski that this aircraft is compatible and receptive to the type of enhancements, what they call the Night Sun and all of the other stuff.

Chairman Hair asked, and, Chief, you're satisfied with that? Chief Flynn said, yes. Commissioner Murray asked, you've seen this equipment, is that right? Chief Flynn said, well the same equipment was going to go on the previous helicopter. Commissioner Murray said, I'm not about the equipment, I'm talking about the helicopter itself. County Attorney Hart said, yes sir. Chairman Hair said, it's the same helicopter, same model. Commissioner Murray said, okay, good.

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 McMasters was not present.] Chairman Hair said, the motion passes.

**ACTION OF THE BOARD:**

1. Commissioner Murray moved to approve Items 10-A through 10-F, except Item 10-E. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]
2. Commissioner Murray moved to approve Item 10-E. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

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**XI. FIRST READINGS**

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

1. **THE REZONING OF 52 RESIDENTIAL PROPERTIES ON THE NORTH SIDE OF OEMLER LOOP AND ON BOTH SIDES OF MORNINGSIDE DRIVE FROM AN R-1-A (SINGLE-FAMILY-RESIDENTIAL — 3.5 UNITS PER NET ACRE) CLASSIFICATION TO AN R-1-C (SINGLE-FAMILY — 1.35 UNITS PER NET ACRE) CLASSIFICATION.  
MPC FILE NO. Z-040601-33047.1  
[DISTRICT 4.]**

**ACTION OF THE BOARD:**

Chairman Hair read this item into the record as the first reading.

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**XII. SECOND READINGS**

1. **AMENDMENT TO CHAPTER 1 OF THE COUNTY CODE ENTITLED "ORGANIZATION AND POWERS OF CHATHAM COUNTY GOVERNMENT." THIS AMENDMENT INCORPORATES THE AMENDMENT MADE BY THE LEGISLATURE CHANGING THE DESCRIPTION OF THE COMMISSIONER DISTRICTS.**

Chairman Hair said, I'll entertain a motion to approve. Commissioner Murray said, motion to approve. Chairman Hair asked, second? Commissioner Thomas said, second. Chairman Hair said, all those in favor vote yes, opposed vote no.



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**District 002**

Chatham County

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**District 003**

Chatham County

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Chatham County

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**District 008**

Chatham County

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ADOPTED AND APPROVED, this \_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Dr. Billy B. Hair, Chairman  
Chatham County Commission

\_\_\_\_\_  
Sybil Tillman, Clerk  
Chatham County Commission

[SEAL]

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**2. AMENDMENT TO ANIMAL CONTROL ORDINANCE PERTAINING TO VARIOUS FEES FOR SERVICES TO ANIMALS.**

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

**ACTION OF THE BOARD:**

Commissioner Murray moved to approve the proposed amendment to the Animal Control Ordinance pertaining to various fees for services to animals. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner McMasters was not present.]

STATE OF GEORGIA     )  
  )  
COUNTY OF CHATHAM    )

**ANIMAL CONTROL ORDINANCE**

**AN AMENDMENT TO THE CHATHAM COUNTY ANIMAL CONTROL ORDINANCE**

BE IT ORDAINED by the Chatham County Board of Commissioners as follows:

Article I, Section 22-101 (1), "Definitions," is hereby amended to add subparagraph (g) which shall read as follows:

"g. Multiple. The word "multiple" shall mean ten (10) or more dogs or cats that have reached the age of four (4) months."

Article I, Section 22-101 (5), "Fees," is hereby stricken and a new Section 22-101 (5) is adopted and shall read as follows:

"5. Fees. The veterinarian's fees for vaccination of a dog or cat shall be set by each individual licensed veterinarian or the State of Georgia. A license tag will be issued in exchange for a fee as set forth in the following schedule, which will be collected by the

Chatham County Inspections Department Animal Control Division from the owner of each dog or cat who has received the anti-rabies vaccine and rabies certificate.

<u>Under eight (8) months of age</u>	<u>(8) months of age and older</u>
Unneutered male dog.....\$5.00	Unneutered male dog.....\$20.00
Unneutered male cat.....\$5.00	Unneutered male cat.....\$20.00
Unspayed female dog.....\$5.00	Unspayed female dog.....\$20.00
Unspayed female cat.....\$5.00	Unspayed female cat.....\$20.00
	Neutered male dog.....\$2.00
	Neutered male cat.....\$2.00
	Spayed female dog.....\$2.00
	Spayed female cat.....\$2.00"

Article I, Section 22-101 (6) is hereby stricken and a new Section 22-101 (6) is adopted and shall read as follows:

"6. Multiple Dog or Cat License. The fee for obtaining a license known as "Multiple Dog and Cat License" shall be One Hundred Dollars (\$100.00) per ten (10) dogs or cats and shall comply with Article I, Section 22-112, "Distance of Animal Enclosures from Buildings." The license shall be granted to an owner keeping, breeding or maintaining ten (10) or more dogs or cats that have reached the age of four (4) months or over at the time of issuance, and after each dog or cat therein has been vaccinated for rabies by a licensed veterinarian. All dogs and cats in the custody of the owner shall be inoculated and tagged. Any owner who is breeding for the purpose of selling dogs or cats at a flea market, must obtain a business tax certificate from the Department of Building Safety and Regulatory Services as set forth in Article I, Section 16-108 and Section 16-132 (2) (18)."

Article I, Section 22-107, "Payment of Fees," is hereby stricken and a new Section 22-107 is adopted and shall read as follows:

"22-107 Payment of Fees. Within three (3) days after a dog and/or cat is impounded, the owner or possessor may come forward and pay the Annual License Fee, if he has not paid the same, an Impoundment Fee, and a Boarding Fee. Impoundment and boarding shall be paid before an impounded animal will be released to the owner or possessor.

1. The Impoundment Fee shall be \$35.00.
2. The Boarding Fee shall be \$10.00 per day."

Article II, Section 22-201, "Animal Welfare-Education Trust Fund," is hereby deleted in its entirety.

All ordinances, or parts of ordinances, in conflict herewith are repealed.

ADOPTED AND APPROVED, this \_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Dr. Billy B. Hair, Chairman  
Chatham County Commission

\_\_\_\_\_  
Sybil Tillman, Clerk  
Chatham County Commission

[SEAL]

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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. Note: None for this meeting.**

**ACTION OF THE BOARD:**

A written report was received as information.

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**3. ROADS AND DRAINAGE REPORTS.**

**ACTION OF THE BOARD:**

Written reports were received as information.

AGENDA ITEM: XIII-3  
DATE: July 23, 2004

**TO:** Board of Commissioners

**THRU:** R. E. Abolt, County Manager

**FROM:** A. G. Bungard, P.E., County Engineer

**ISSUE:** To provide information on the status of Chatham County road projects.

**BACKGROUND:** The schedules for construction are dictated by the GDOT, the allocations of funds among the Congressional districts and balancing of the Chatham Urban Transportation Study (CUTS) Transportation Improvement Program (TIP). The CUTS TIP is the process of being updated for approval by the CUTS Policy Committee in September. The construction dates in the table reflect the dates being proposed. Key milestone events are summarized in the attached table.

**FACTS AND FINDING:**

1. Truman Parkway.
  - a. Phase 3. The main line from DeRenne Avenue to Eisenhower was opened to traffic March 19. GDOT still does not have a new schedule with the contractor to complete Phase 3 from Eisenhower to Montgomery Cross Road. Staff projects completion about October 2004.
  - b. Phase 4. Construction continues on the bridge at Montgomery Cross Road and on the roadway to Whitfield Avenue. GDOT is working on a new contract completion date.
  - c. Phase 5. The Local Government Project Agreement (LGPA) was approved by the GDOT on September 11, 2001. Design is underway. Based on an analysis of alternatives for terminating Phase 5 at Abercorn, the Concept Report was revised to tie into Abercorn with an at-grade intersection instead of a bridge over Abercorn. The concept team meeting was held on September 24, 2003, in Atlanta. In the meantime, the FHWA required that GDOT conduct a Value Engineering Study (VE) because the project cost will be over \$25M. GDOT staff are reviewing comments and finalizing report to FHWA. Staff has asked for a projected timeline. In accordance with the Plan Development Process, an approved Concept Report is a prerequisite to finalizing the Preliminary Design and Right of Way plans.
2. Jimmy DeLoach Parkway, Phase 2 (I-16 to US 80). The Final EA with a Finding of No Significant Impact (EA/FONSI) was forwarded to the GDOT on November 10, 2003, and is pending FHWA for approval. This project will likely be re-programmed to 2007 in the TIP update.
3. US 17, Ogeechee River to SR 204: Under construction. A time extension has been granted. The scheduled completion date is now December 25, 2004.
4. Middleground Road/Montgomery Cross Road Widening. GDOT opened bids for a construction contract on May 21. Despite the low bid being much higher than the GDOT estimate and the past performance in Chatham County, the GDOT awarded the contract to APAC. A preconstruction conference was held on July 13, 2004. Scheduled completion is May 31, 2006.
5. Stephenson Avenue. Under construction. Storm drain work is 70% complete and water line work is 90% complete. The lateral lines for the new sanitary sewer are being installed. The laterals between Waters Ave. and Hodgson Memorial are complete. There are five more laterals to be installed between Hodgson Memorial and Abercorn. These were scheduled to be completed by June 30, 2004, but APAC did not make that date. The subcontractor now has 2 crews working to complete this work. As a result of their failure to meet the new schedule, the County Engineer is refusing to grant a retainage reduction request from 10% to 5% (\$123,536 reduction not granted) of the completed work. Until such time as they can catch up to the new schedule, the retainage will remain at 10%. When the sanitary sewer work is complete this will allow fine grading and asphalt paving to begin on the north side of the road in preparation for a traffic shift to that side. Curbing work is about 50% complete. Approximately 50% of the new driveways have been installed on the

north side of the road but some were incorrectly installed and will have to be torn out and re-paved. Forty percent of the graded aggregate base is in place.

On April 30, 2004, the Board approved a change order to finish the project using a different staging plan and reconciling all known disputes to date with the contractor. The scheduled completion is now November 30, 2004.

6. Skidaway Widening: The FHWA approved the EA on March 5, 2003, for advancement to public hearing. The public hearing was held May 13. The GDOT mailed responses (undated) to citizens comments in December 2003. The Final EA with a FONSI was forwarded to the GDOT on November 26, 2003. GDOT has completed its review and will be forwarding it to FHWA. The next step is to get FHWA approval.

7. Whitfield Avenue Widening. The FHWA approved the EA/FONSI on February 13, 2004. The County is now authorized to proceed with preliminary design. When the preliminary design is approved, right of way plans can be prepared. The consultant completed preliminary design in June. By letter dated June 30, 2004, the GDOT is now requiring that the preliminary design include the landscaping before scheduling the Preliminary Field Plan Review (PFPR).

8. Diamond Causeway Widening. Consultant submitted a revised Draft EA to GDOT on October 24, 2002. The GDOT endorsed the EA to the FHWA for review on November 19, requesting comments by December 31, 2002. Received minor review comments from FHWA dated March 7, 2003, part of which required an amendment to CUTS TIP to comply with the justification for logical termini. The amendment to the TIP was approved at the CUTS Policy Committee meeting on July 23, 2003. Staff is awaiting comments or approval by the FHWA to advance to public hearing. Staff was advised on November 13, 2003, that the FHWA sent the Draft EA to the U.S. Coast Guard for review.

9. US 80/SR26

a. Lynes Parkway to Victory Drive. The GDOT is doing the EA and working with the City of Savannah on the impacts of the project in the vicinity of the Springfield Canal. In the meantime, the County has completed all early acquisitions and removed improvements on the properties.

b. Bull River to Lazaretto Creek. GDOT is working on the EA. Programmed in 2010.

10. White Bluff/Coffee Bluff Road. After many reviews and revisions ... the GDOT forwarded the Draft EA to the FHWA for review on September 30, 2002. Staff received lengthy comments from FHWA on January 22, 2003. The concept for the project was to improve White Bluff Road from near Windsor Road to Old Mill Subdivision to be a four lane divided roadway and to improve Coffee Bluff from Old Mill Subdivision southward to near the Little Ogeechee River to be a three lane section. The need and purpose for the project are based on capacity and safety improvements, and to provide an improved hurricane evacuation route. A teleconference was held with the FHWA, GDOT and County on April 15, 2003. It was agreed that the proposed improvements south of Old Mill Subdivision would be reevaluated for need. Based on the reevaluation and the coordination with FHWA staff, it was determined that widening to three lanes south of Felt Drive was not warranted. The project does propose improvements to the two lane section south of Felt Drive. After concurrence by the City of Savannah in August, the County's consultant revised the Need and Purpose Section of the EA and resubmitted to GDOT on October 16, 2003, and forwarded to the FHWA in December 2003. On April 13, 2004, the GDOT was notified by the FHWA that (among other items) the traffic analysis for the Need and Purpose "does not seem to warrant" expansion to four lanes in any section along the corridor. The FHWA is asking for additional justification and a public information meeting before deciding what level of Federal participation is warranted. A Public Information Open House (PIOH) has been scheduled for August 12, at the Windsor Forest Baptist Church solicit public input on the project.

11. Eisenhower Widening from Abercorn to Truman Parkway. The original concept report was prepared based on project termini in the CUTS TIP. On December 21, 2001, Board approved extending the scope of the project from Waters Avenue to Truman Parkway. The concept meeting with GDOT and City of Savannah was held September 16, 2002. A revised concept report was submitted for review to the GDOT on July 25, 2003. The field surveys and property research are complete. A revised Concept Report was sent to GDOT on January 15, 2004.

12. Abercorn Widening from Largo Drive to Rio Road. The concept meeting with GDOT and City of Savannah held September 16, 2002. When the concept report is approved, preliminary design can start. The Concept Report has been revised to reflect the changed terminus from Deerfield Road to Largo Drive. This project is affected by two other projects currently under design. This project is being coordinated with the projects to improve the intersection at Largo Drive and at the terminus of Truman, Phase 5, at Abercorn.

13. Bay Street Widening from I-516 to Bay Street Viaduct. Consultant and County staff hosted coordination meetings on December 10 and 11 with City of Savannah staff and sub-consultants. Letters were sent to potentially affected property owners. Follow-up meetings were held on January 7, 2004, with City of Savannah staff to coordinate the public involvement process and begin the concept development process. On February 24 the County's consultant and City and County staffs met with residents of Hudson Hill, the West Savannah Community and representatives of local businesses. Collection of field survey, property and utility location data continues. A Public Information Open House meeting has been scheduled for August 24, to present alternatives.

14. Local Roads

a. Benton Boulevard, Phase 2 Extension (Spur 21). Under construction. This project is being funded by a County Contract with GDOT. The local matching funds are being provided by the Branigar Organization. The County is providing administrative services only. The contractor intends to be complete in July. All of the asphalt binder level is in place. The finish topping of asphalt, sidewalk, signing, striping, clean up and a stand of grass remain to be done.

b. Central Avenue (West), Leghorn, Billings, Ridgewood and Fallowfield Drive. Fallowfield Drive is complete. Ridgewood Avenue and Central Avenue (West) are substantially complete. Installation of storm drain piping on Leghorn and Billings is complete. Work on curbing is about 80% complete. Heavy rains and utility delays have slowed progress. Estimated completion is August 2004.

c. Southwest Middle School Entrance Road from U.S. 17. Construction started on May 18, 2004. Being built by County Contract with the GDOT. By Intergovernmental Agreement, the construction costs are being paid by the School Board and the GDOT. The County is managing the contract. Right-of-way is cleared. Estimated completion date is October 2004. Contractor is now grading the roadway on the project.

**RECOMMENDATION:** For information.

Districts: All

**SUMMARY OF ROAD PROJECT STATUS**  
July 2004

PROJECT	ELEMENT	MILESTONE FOR COMPLETION	AGENCY RESPONSIBLE	NOTES
Truman Parkway, Ph 3-A	Construction	Oct 2004	GDOT	
Truman Parkway, Ph 4	Construction	Oct 2005	GDOT	
Truman Parkway, Ph 5	Environmental Design	Complete Sep 2004	County	EIS approved 8/12/99 VE Study pending at GDOT CST LR
	Construction		GDOT	
US 17 Widening - Ogeechee River to SR204	Construction	Dec 2004	GDOT	
Stephenson Avenue Widening	Construction	Nov 2004	County/GDOT	
Middleground/Montgomery Cross Road Widening	Construction	May 2006	GDOT	Awarded to APAC May 28.
Jimmy DeLoach Pkwy, Ph 2	Environmental ROW	Unknown	County	Final EA at GDOT/FHWA  CST FY 2007
	Construction		County GDOT	
Whitfield Avenue Widening	Environmental Design	Feb 2004 Sept 2004	County	EA/FONSI signed Feb 13 Preliminary plans. ROW funded FY2005/06 CST FY 2007
	ROW		County	
	Construction		County	
			GDOT	
Diamond Causeway Widening	Environmental ROW	Unknown	County	Draft EA at FHWA  CST LR
	Construction		GDOT GDOT	
Skidaway Road Widening	Environmental ROW	Unknown	County	Final EA at GDOT/FHWA  CST LR
	Construction		County GDOT	
US 80 Widening - Bull River to Lazaretto Creek - I-516 to Victory Drive	Environmental	Unknown	GDOT	CST FY 2010 CST FY 2007
	Environmental		GDOT	
White Bluff/Coffee Bluff	Environmental	Unknown	County	CST FY 2008
Eisenhower (Abercorn to Truman Parkway)	Environmental		County	Concept Report pending approval.
Abercorn (Largo Drive to Rio Road)	Environmental		County	Concept Report pending approval.
Bay Street from I-516 to Viaduct	Environmental	Mar 2005	County	
NOTES: CST = FY in which the projects are programmed for construction in the Proposed CUTS 2005-2007 TIP.				

AGENDA ITEM XIII-3  
DATE: July 23, 2004

**TO:** Board of Commissioners  
**THRU:** R. E. Abolt, County Manager  
**FROM:** A. G. Bungard, P.E., County Engineer

**ISSUE:** To provide information on the status of Chatham County drainage projects.

**BACKGROUND:** For construction contracts that have been awarded, this report provides the latest scheduled completion dates. For projects pending environmental permits, start dates are best estimates. All project scopes include varying degrees of canal widening, bank stabilization, larger bridges and culverts.

**FACTS AND FINDING:**

1. Pipemakers Canal
  - a. Phase 1 (From the outfall at Savannah River to SR 21). Double channel size, replace bridges, replace tide gate, and provide maintenance access. The County awarded the contract for construction to Phoenix Construction on July 25, 2003. Construction progress is considered to be on schedule. The completion date is January 2005.
  - b. Phase 2 (From SR 21 to I-95).
    - i. Staff continues to pursue additional rights-of-way for permanent access to the area west of SR 25. Work to-date by the County's right-of-way consultant indicates appraisals may be required to establish fair costs for the needed acquisitions in the area adjacent to SR 21. The County has directed the design consultant to wait until the extent of available ROW is determined before preparing the Construction documents for clearing and grading work.
    - ii. Work has started on design of the canal relocation on airport property.
  - c. Golf Course (section of Phase 2 on Airport property). Widening of this section of canal completed in 2000. Construction of a golf cart bridge over the canal obstructed access to a section of the canal. Staff has included resolution of this issue in the Intergovernmental Agreement described above for relocation of the canal.
  - d. Kahn Mitigation Site. The final mitigation package for Phase 2, which includes the Kahn Site. Design work completed includes the wetlands determination and the hydrologic report.
2. Hardin Canal
  - a. Phase 1 (From SR 307 to I-16). Widen channel and replace bridge crossings.
    - i. ROW and construction plans are complete, however revisions will be necessary as a result of negotiations for the permit from USACE.
    - ii. Staff anticipates permit approval this summer and has directed the County right of way consultant to begin the process of acquiring of canal ROW for the project. Those parcels affected by the pending SR307 widening project will remain on hold.
    - iii. Acquisition of selected portions of the required rights of way in the vicinity of Dean Forest Road is underway.
  - b. Phase 2 (Crossing at SR307). Enlargement of crossing under Dean Forest Road (SR307) is included with the concept plan for widening SR307. Concept plan review with GDOT held on December 2, 2004. Pending approval by the GDOT.
  - c. Phase 3 (From I-16 to Pine Barren Road). Widen channel and construct a detention pond. No target construction date.
3. Westlake/Springfield Canal
  - a. Phase 1. Crossing and channel improvements from Perimeter Road on Hunter Army Airfield downstream toward the Forest River. Completed January 2002.
  - b. Phase 2. This phase consists of acquiring flood-prone properties and the additional land needed to provide additional stormwater retention in the area.
    - i. All appraisals are complete. Nine have been approved and forwarded to the right-of-way consultant to prepare offers. Six parcels have been acquired by the County.
    - ii. The CSX railroad undercrossing preliminary Design Report has been reviewed by Staff and returned to the Consultant for final corrections. Final design work will begin upon receipt of the corrected Design Report.
4. Placentia Canal
  - a. Phase 1. Tidegate at Bonaventure Road. Completed February 1999.
  - b. Phase 2. Crossing and channel widening from Bonaventure Road to Shell Road in Thunderbolt. Completed October, 2002. A small contract for improvements to correct drainage in a side yard near Victory Drive was finished in April 2004.
  - c. Additional work to correct a drainage problem along Tennessee Ave. and to improve the appearance of the canal near the Bonaventure Bridge is underway. Survey work has been completed. A preliminary design has been prepared, to be presented to property owners for comment prior to finalization of the plans.

5. Atlantic Creosote/Phillips Canal Widen/realign the canal, replace culvert, and replace tidegate. Project completed September 2002.
6. Conaway Branch Canal (tributary of Pipemakers Canal) Primarily widen channel with some road crossing improvements and a maintenance road. Project to be constructed in two phases.
  - a. Phase I includes channel improvements and crossing upgrades north of Main Street to Pipemakers Canal.
    - i. Analysis and recommendations are complete. Public information meeting held on May 21, 2001. Design of improvements complete based on public comments. Staff has reviewed preliminary construction drawings and returned to the consultant for corrections. At staff's directive, the consultant is evaluating an alternate upstream canal alignment.
    - ii. Preliminary right of way plans are complete. Preliminary title searches are complete. The consultant is proceeding with wetlands permitting, coordination with GDOT for the crossing at Highway 80, and preparation of final right of way plans.
  - b. Phase 2 includes improvements to system south of Main Street to Hardin Canal. The plan to improve drainage south of Main Street will require an Intergovernmental Agreement with Bloomingdale.
7. Little Hurst Canal Improve undercrossings at SR 21 and railroad, and widen channel downstream of SR21. Hydraulic analysis and recommendations were completed in 1998. Review of these recommendations by a second consultant has been completed. Design consultant's recommendations include improvements at the railroad and minor canal improvements. This change is expected to result in a substantial cost savings to the County. Staff is pursuing the next phase which will include defining the scope of work to upgrade the railroad undercrossing.
8. Wilmington Park Canal
  - a. Phase 1. (Construction of tide gate) Completed September 2002.
  - b. Phase 2. Widen channel and improve culvert crossings under Clarendon, Winchester and Wilmington Island Road.
    - i. Received permit from USACE on July 5, 2002. Title searches of affected properties are complete. Coordination with City regarding design of City's force main underway.
    - ii. Revised right of way plans to accommodate additional easements for City's force main are complete.
  - c. Phase 3. Project limits have been identified.
9. Louisville Branch Canal (tributary of Pipemakers Canal) Provide maintenance road downstream of US80. Some preliminary work for design and permitting has been done, but this project is not accessible until the right-of-way is acquired for the Pipemakers Canal.
10. Kings Way Canal Widen channel and enlarge culverts east of Whitfield Avenue to Vernon River.
  - a. Improvements to crossing of the canal under Whitfield are being constructed as part of GDOT's Truman Parkway, Phase 4 project.
  - b. Survey work has been completed and the preliminary design work is underway.
11. Grange Road Canal Coordination of the concept plan with GPA and Port Wentworth is on hold pending alignment and right-of-way issues on GPA property. Dedication of Savannah Electric power line easement along Grange Road has detrimental impact on the preferred route.
12. Talmadge Avenue Canal Small project that will involve acquiring right-of-way to construct a maintenance road and to make minor improvements to the channel. Preliminary right of way plats were completed in 1997. Staff has reviewed the completed work. Required improvements included upgrades to undercrossings, removal of obstructions and repair of erosion, additional rights of way, and re-establishing access to the canal for maintenance. Obstructions along the canal recently installed by the City of Garden City must also be addressed. Staff will prepare recommendations and request funding to begin making these improvements.
13. Romney Place Drainage
  - a. Phase 1. Improve drainage along Central Avenue. Completed October 2001.
  - b. Phase 2. Improve storm drains and road crossings. No target date.
14. Village Green Canal
  - a. Phase 1. Upgrade culvert under Cambridge Drive. Completed October 1999.
  - b. Phase 2. Staff has accepted the consultant's recommendations for improvements. Staff has enlisted the help of Mosquito Control to establish project need and purpose to facilitate wetland permitting. Mosquito Control is currently investigating the site. Wetland delineation has been approved by the USACE. A citizen drainage survey to help establish project need and purpose for permitting is complete. Compiling of survey information is underway.

15. Port Industrial Park Increase the capacity of the crossing under State Route 307 and improve the channel downstream to Pipemakers Canal.
  - a. The crossing under SR 307 is being coordinated with the GDOT proposed SR 307 widening project from R.B. Miller Road to SR21. Design of the project to improve the canal downstream from SR307 to Pipemakers Canal is complete. The wetlands permit has been signed by the County Engineer and was approved by USACE District Engineer on September 24, 2002.
  - b. Design changes requested by Staff intended to improve the hydraulic function of the system over the previous design have been submitted to GDOT for approval. To expedite the project, the County proposed to GDOT to include construction of the crossing under SR 307 as a County Contract. GDOT has concurred with this proposal. County is waiting on Letter of Agreement from GDOT to define County's project responsibilities and shall then proceed with obtaining a cost proposal for consulting services.
16. Louis Mills Canal Widen channel from Veterans Parkway downstream to outfall at Westlake Canal and improve crossing under Marshall Avenue.
  - a. Staff has accepted recommendations to return a portion of the Redgate Canal drainage system back into the Rahn Dairy Canal. This recommendation allows for reduced drainage capacity needs in the Louis Mills Canal system.
  - b. Preliminary design and rights of way drawings have been received and are under review by Staff.
17. Redgate/Rahn Dairy (part of Louis Mills) This drainage improvement project will intercept approximately 400 acres of drainage area from the Louis Mills Canal system, and divert the flow directly into the Salt Creek. Preliminary survey work has been completed. Engineering analysis and preliminary recommendations were completed by the consultant and reviewed by Staff in April 2004. The final Design Report will be completed by the end of July 2004. Design and permitting work will begin after the report is received.
18. Diggs Avenue Drainage (part of Louis Mills) This drainage improvement project involves improving drainage at the east end of Diggs Avenue. Staff has concluded a preliminary analysis and determined that right of way is not available to perform needed improvements. This work is on hold pending completion of Title Searches on the affected properties.
19. Ogeechee Farms
  - a. Phase 1. Improve internal collector system south of Vidalia Road. Construction is underway. With all mitigation requirements being fulfilled, the wetland area impacted by the project and bid as Alternative 1, has been released for construction.
  - b. Phase 2.
    - i. The County has received the Section 404 wetlands permit from USACE. Final paperwork utilizing the County's new banking instrument for mitigation is complete.
    - ii. The design is being revised to incorporate changes including an additional road undercrossing in the project and installation of box culvert sections instead of multiple pipes.
    - iii. No target date for construction.
20. Fawcett Canal Phase 1 Widen channel and improve crossings from Georgetown downstream to crossing under Grove Point Road, and replace tide gate.
  - a. Drainage improvements completed August 2002.
  - b. The Construction Contract for the Georgetown Lagoon Improvements Phase 1 Project was approved by the Board on December 19, 2003. The work is complete except for restoration of the site and restocking the lakes. The Contractor has been given Notice to Proceed with Phase 2 of the Lagoon Improvement Project. Work was scheduled to begin in June 2004 but delayed due to weather. Staff expects work to begin before the end of July 2004.
  - c. Design for the replacement of the St. Ives undercrossing will is completed. Acquisition of temporary construction easements is underway. Staff expects to be able to advertise for construction bids this summer, depending on timing of easement acquisitions.
21. Quacco Canal Improve Quacco Canal and associated road undercrossing capacity from Regency Mobile Home Park, near Interstate 95, beyond US 17 to marsh, including improvements to a private tidegate structure.
  - a. The County and Corps of Engineers are partnering on engineering and construction of improvements.
  - b. Based on the selection of the preferred plan, the Public Notice period has been completed and responses to comments have been issued by the USACE. The USACE's the final Detailed Project Report was provided to Staff in June 2004. Design work by the USACE is anticipated to begin this summer.
22. Quacco/Regency Park Storm collector improvements to relieve severity and frequency of flooding within community. The consultant has been issued notice to proceed with the work that includes an engineering analysis of existing conditions and improvement recommendations. Preliminary survey work was completed in January 2004. Preliminary engineering analysis was completed by the consultant and reviewed by Staff in early March. The completed analysis is expected by August 2004.

- 23. Halcyon Bluff Subdivision Storm collector improvements to relieve severity and frequency of flooding within community. The final design documents and rights of way plans have been reviewed by Staff and returned to the Consultant for final corrections. No permanent rights of way or easements are expected to be needed, however the need for temporary easements for construction access is under review by Staff.
- 24. Golden Isles Subdivision Storm collector improvements to relieve severity and frequency of flooding within community.
  - a. Phase 1: Outfall improvements completed 1997.
  - b. Phase 2: Improvements to collector system. Staff review of recommendations is complete. Consultant has been directed to proceed with preparation of right of way plans.
- 25. Henderson Channel and crossing improvements to alleviate flooding in the subdivision.
  - a. Canal 1(henceforth referred to as Brown Thrush Canal): Crossing and channel improvements on the canal parallel to Brown Thrush Road, from Al Henderson Blvd. to Little Neck Road. Survey and analysis are complete. Staff's review of consultant's final report is complete. Staff has requested Consultant for a fee proposal for design of recommendations.
  - b. Canal 2(henceforth referred to as Henderson Canal): Provide maintenance road for canal from Gateway Blvd. to Little Neck Road, through wetlands. Wetland delineation has been approved by the USACE.
- 26. North Rice Mill Right of way acquisition services to provide for drainage improvements to a local drainage system tributary to the Georgetown Canal. Staff has directed the consultant to begin acquisition of right of way and easements based on a preliminary design developed by the County. Objections by a property owner over project alignment and rights of way on one parcel may interrupt the project schedule. Staff will obtain the services of a consultant to prepare the final design and plans needed for construction after the property owner's objections are resolved.

**RECOMMENDATION:** For information.

Districts: All

Prepared by W.C. Uhl, P.E.

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**ADJOURNMENT**

There being no further business to be brought before the Board, Chairman Hair declared the meeting adjourned at 9:50 a.m.

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APPROVED: THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2004

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

\_\_\_\_\_  
SYBIL E. TILLMAN, COUNTY CLERK