

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, SEPTEMBER 23, 2005, 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 Pete Liakakis called the meeting to order at 9:40 a.m., Friday, September 23, 2005.

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II. INVOCATION

Commissioner Dean Kicklighter introduced John Savage, who 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 Acting Clerk called the roll.

Present: Pete Liakakis, Chairman
 Dr. Priscilla D. Thomas, Vice Chairman, District Eight
 B. Dean Kicklighter, Chairman Pro Tem, District Seven
 Helen L. Stone, District One
 Patrick Shay, District Three (arrived approximately 10:20 a.m.)
 Patrick K. Farrell, District Four
 Harris Odell, Jr., District Five
 David M. Gellatly, District Six

Absent: James J. Holmes, District Two

Also present: Patrick Monahan, Assistant County Manager
 Jonathan Hart, County Attorney
 Sybil E. Tillman, County Clerk

Chairman Liakakis said, Commissioner Holmes is out of town.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS**1. PRESENTATION OF REFUND FROM JUDICIAL COUNCIL OF GEORGIA FOR PUBLIC DEFENDER PROGRAM—MICHAEL EDWARDS. *Postponed from meeting of September 9, 2005.***

Chairman Liakakis said, what I would like to do is call Michael Edwards, who is head of our Public Defender's Program. A female in the audience said, Michael Edwards is not here. Chairman Liakakis said, okay. All right then, put that down we'll have to postpone that for Michael Edwards' appearance. What he was going to do is we talked about at the last meeting we had a check presented to us from the State of Georgia on the Public Defenders.

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2. PROCLAMATION FOR RUDOLPH JOHNSON ON HIS RETIREMENT FROM THE LIBRARY.

Chairman Liakakis said, I'd like to call Rudolph Johnson and the members of the Library to come forward so that we can do a proclamation honoring Rudolph Johnson for his long term and dedication to the Library.

Commissioner Farrell read the following proclamation into the record:

WHEREAS, there comes a time when an employee decides to retire and reap the rewards of their labor; in that respect, we salute Rudolph Johnson, a dedicated employee of the Chatham-Effingham-Liberty (CEL) Regional Library; and

WHEREAS, Rudolph Johnson began his career with Chatham County on December 10, 1984 as a Custodian Messenger for the CEL Regional Library and will retire from the Live Oak Public Libraries system on Friday, September 30, 2005; and

WHEREAS, Mr. Johnson took great pride in his duties and became a dedicated and valuable member of library's staff who was just a call away; and

WHEREAS, during his years of service, he provided outstanding service to the nineteen branches of the Live Oak Public Libraries; and

WHEREAS, without exception, Rudolph delivered mail, books and other essential materials that assisted in ensuring the continued efficiency of the libraries.

NOW, THEREFORE, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby salute:

RUDOLPH JOHNSON

upon his retirement and express sincere appreciation for over twenty-one years of dedicated service to the CEL Regional Library and extend best wishes for a long, happy, healthy retirement and many happy adventures with his grandchildren.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 23rd day of September 2005.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Commissioner Farrell said, congratulations. Thank you very much.

Mr. Rudolph Johnson said, I would like to say I enjoyed my 21 years working for the Library for these 20 years. I worked real hard and I wanted to stay a little longer, but these knees here, I've been up and down that truck for 20 years and these knees won't let me go no further so I decided I'd give it up. I appreciate everything y'all did for me and may God bless you each and every one of you.

Chairman Liakakis said, thank you very much, Rudolph [Johnson]. On behalf of the Chatham County Commission, we really appreciate your service to this community because when you serve the Library, you're serving the entire community because a lot of people, you know, their lives have revolved around the Library for education and many other things also. So thank you again and may you be blessed in the years to come. Mr. Johnson said, thank you, sir.

Mr. Christian Kruse presented Mr. Johnson with a Chatham County lamp. Mr. Johnson said, thank you.

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YOUTH COMMISSIONERS

Chairman Liakakis said, before I go to the next item I'd like to welcome our Youth Commissioners today. You do a great job in our community in the many things that they have done and we've seen some real successes from the Chatham County Youth Commission. We have Calvin Owens, who's the Parliamentarian for the Youth Commission. He's a Junior at Groves High School. Jhamia Allen, who is an Executive Member of the Youth Commission. She is a Senior from Jenkins High School. And, of course, we have Courtney Andrews, who is also an Executive Member, and she's a Senior at Groves High School. Welcome, the three of you, to our meeting today.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS (Continued)

3. PROCLAMATION TO DECLARE OCTOBER 2005 AS "DOMESTIC VIOLENCE AWARENESS MONTH." CHERYL BRANCH FROM SAFE SHELTER OUTREACH WILL BE RECEIVING THE PROCLAMATION.

Chairman Liakakis said, next I'd like to call on Gail Reese and any other members of the SAFE Shelter who are here today for a proclamation. [Pause.] Chairman Liakakis said, I'd like everybody to listen to these statistics because these are really revealing. I guess only the people in the Courthouse, the SAFE Shelter and the Police Department know about these particular statistics that I'm about to read in this proclamation. Chairman Liakakis read the following proclamation into the record:

WHEREAS, domestic violence affects millions of Americans, crossing all economic, racial and social barriers and causing emotional damage, physical harm or death to members of the family; and

WHEREAS, in 2004, the Savannah Area Family Emergency (S.A.F.E.) Shelter provided shelter to 205 women, 260 children and one male for a total of 466 served; received 1,494 crisis calls; and

WHEREAS, the Savannah-Chatham County Metropolitan Police Department responded to 2,865 domestic disturbance calls, wrote 656 domestic violence reports, of which 34 were aggravated assault related, made 88 on-scene arrests and investigated two domestic violence-related homicides; and

WHEREAS, in an effort to promote support for the shelters and programs designed to protect battered women and their families and to reduce domestic violence, the Georgia Network Against Domestic Violence is sponsoring special activities during the month of October 2005; and

WHEREAS, the Safe Shelter Outreach Program has partnered with the Chatham County Youth Commission and Chatham County government to provide information and training in recognizing and reporting domestic violence; and

WHEREAS, domestic violence has ended lives, destroyed families, harmed children and has entered the work places, churches and schools of this community; and

WHEREAS, Chatham County government recognizes the decrease in domestic violence incidents in this community last year and hereby condemn domestic violence in all of its forms and support the efforts of Safe Shelter and the Safe Shelter Outreach Program to make the home a safe place for all the citizens of Chatham County.

NOW THEREFORE, I, Pete Liakakis, Chairman of the Chatham County Commission proclaim the month of October 2005 as:

“DOMESTIC VIOLENCE AWARENESS MONTH”

in Chatham County, Georgia and encourage all citizens to be good neighbors in identifying and promptly reporting incidences of domestic violence.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Chatham County, Georgia, to be affixed, this 23rd day of September, 2005.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Chairman Liakakis said, I'd like to again thank the SAFE Shelter for the wonderful things that you've done, the District Attorney's office and all [sic], but it says in this proclamation, it says "a decrease in the year 2004." You can imagine the incidents that occurred in 2003 and the years before, but we do appreciate this. We appreciate the Police Department and the other citizens that are involved. Thank you very much.

Ms. Cheryl Branch said, every year I bring y'all purple ribbons. I don't see any purple ribbons out, so I'm giving you —. The Clerk said, please identify yourself. Ms. Branch said, I'm sorry. I'm Cheryl Branch and I'm with the Outreach Program, and I'm going to leave purple ribbons for everybody. Purple is the color for Domestic Violence Awareness Month, and just a quick reminder: all of you should have gotten your invitations. If you haven't, call me. Our luncheon, which is going to be on October 7th, will be at the Savannah Marriott Riverfront from 12:00 to 2:00. We will have a wonderful guest speaker, Dr. Cheryl Herrin [phonetic]. She is an Emergency Room physician from Grady, and then our Candlelight Vigil is going to be on October 8th at seven o'clock in Forsyth Park, and I hope I see all of you there wearing and you're wearing your purple ribbons. Thank you very much.

Ms. Reese said, and I'd like to say on behalf of SAFE Shelter, the families we serve and the Board of Directors, we certainly appreciate your support. Thank you. The Clerk asked, state your name please. Ms. Reese said, Gail Reese Wheeler.

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4. **PROCLAMATION TO DECLARE OCTOBER 4-8, 2005, AS “4-H WEEK” IN CHATHAM COUNTY. ALI HYATT, 4-H COUNTY AGENT FOR CHATHAM COUNTY EXTENSION SERVICE, AND TRISH WEST, 4-H CHATHAM COUNTY PROGRAM ASSISTANT, WILL BE RECEIVING THE PROCLAMATION.**

Chairman Liakakis said, Vice Chairman Priscilla Thomas will be doing the proclamation for the County.

Commissioner Thomas said, thank you, Mr. Chairman, Members of the Board, ladies and gentlemen, and to this fine group. As a Master 4-H'er I am delighted to have this opportunity to present this proclamation to you today, and it states:

WHEREAS, 4-H is a community of young people across America who are learning leadership, citizenship and life skills; and

WHEREAS, 4-H is the largest youth organization in Georgia, with nearly one in every nine Georgia youth involved in 4-H; and

WHEREAS, 4-H in Georgia claims 200,000 youth members and thousands of adult volunteers, while Chatham County's 4-H program numbers over 2,000 members and over 35 volunteers; and

WHEREAS, 4-H as part of the University of Georgia College of Agricultural and Environmental Sciences Cooperative Extension System is a program where youth learn together in all kinds of projects, events and activities; and

WHEREAS, 4-H has been helping youth and adults learn, grow and work together for more than one hundred years.

NOW, THEREFORE, I, Pete Liakakis, Chairman, on behalf of the Chatham County Board of Commissioners, do hereby proclaim, October 2-8, 2005 as:

4-H WEEK

in Chatham and urge the people of this community to take advantage of the opportunity to become more aware of this special program which gives youth the chance to learn together and on their own as part of Chatham County 4-H and to join us in recognizing the unique partnership between our county and our university system.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Chatham County, Georgia to be affixed this the 23rd day of September 2005.

Pete Liakakis, Chairman
Chatham County Commission

ATTEST:

Sybil E. Tillman, Clerk

Mr. Jonathan Hall said, my name is Jonathan Hall, and as a Senior [inaudible] on behalf of the 4-H Program, I would like to thank you for giving us this meeting as a 4-H meeting. Thank you.

Chairman Liakakis said, thank you very much. We appreciate all the things that you do in our community.

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RECOGNITION OF GUESTS

Chairman Liakakis said, I'd like to recognize our Chief of the Metropolitan Police Department Dan Flynn in the back and, of course, a person that really helps Chatham County. You know, we need our State Legislators to pass laws to help us in Chatham County and we have Lee Hughes in the back, who is our Lobbyist in Chatham County. Welcome, Lee [Hughes].

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VI. CHAIRMAN'S ITEMS

None.

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VII. COMMISSIONERS' ITEMS

None.

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VIII. TABLED/RECONSIDERED 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. PURCHASING ITEM N. Tabled at meeting of September 9, 2005.**

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
N. Construction contract for the Islands Precinct	SPLOST	Dabbs-Williams General Contractors, LLC	\$1,513,060	•SPLOST (2003-2008) - Police Merger •SPLOST (2003-2008) - Unincorporated Roads (Pending Board Approval of Transfer)

Chairman Liakakis said, the item is construction contract for the Islands Precinct. Mr. Monahan, would you —.

Assistant County Manager Patrick Monahan said, yes, if I may introduce the subject. This item was tabled from the last meeting to allow some additional information in consideration of —.

County Attorney Hart said, the item needs to be taken off the table. Assistant County Manager Monahan said, oh, excuse me. Yeah, take it off the table. County Attorney Hart said, we need a motion to take it off the table.

Commissioner Farrell said, so moved. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, all in favor go on the board. The motion carried unanimously. [NOTE: Commissioners Holmes and Shay were not present.] Chairman Liakakis said, the motion passes.

Assistant County Manager Monahan said, as I was saying, Chatham County has received bids for the award of construction for the Islands Precinct. This will be the first of two precincts that the County is planning to construct as part of the merger of the —, to create the Metropolitan Police Department, so some action will be necessary by the Board.

Chairman Liakakis asked, do we have a motion on the floor for this construction contract? Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, I think Commissioner Farrell wants to make a motion with a small amendment to —, go ahead. That's fine.

Commissioner Farrell said, well, what I would like the Board to consider is to perhaps table this until the next meeting and in that time I would ask if we could get an RFP from a local engineering firm to find out more accurately what it would cost to raise the building site from the current 6.75 finished floor elevation footage to 20 feet to match the Frank Murray Community Center, which is nearby, and I'd also like to ask if we could talk to the contractor and get a rough estimate RFP for what he proposes that the additional earth and compaction would cost to bring this level up approximately three and a quarter feet. And this would more closely match the wind design to the flood surge —, potential flood surge for this particular site and hopefully it would not slow this project down. It's not my intent to put the brakes on this project, but just merely to enhance the survivability in a catastrophic event, such as a hurricane.

Chairman Liakakis recognized Commissioner Kicklighter.

Commissioner Kicklighter said, Mr. Chairman, I believe that Mr. Monahan stated in pre-agenda that this could be approved based on the recommendation of the Police Chief for the immediate need for the precinct to be there; that it could be approved today with a three-foot elevation addition request. Is that —, I mean —. Assistant County Manager Monahan said, I think what we're trying to do is find a way to give this bidder of the contract some comfort that the contract will be awarded and that we'll also provide staff with enough discretion to begin looking at the idea of increasing the elevation another three feet to meet the requirements that Commissioner Farrell mentioned. Commissioner Kicklighter asked, would that suit your needs, that we wouldn't have to table and we can move forward? Assistant County Manager Monahan said, it may require this just as a step. It might require a change order with the existing design firm to look at the redesign to add the extra three feet. That will be one step, and the second step will be then discussing with the contractor the possibility of making an additional three feet of fill and then get a price on that before the firm award, but with the intent that the Commission will

award this bid. Commissioner Kicklighter said, well, Mr. Chairman, he made a motion with no second to table —.

Commissioner Odell said, I'll second his motion.

Commissioner Kicklighter said, — but if he would remove his motion and the second to table, then the motion could be as Mr. Monahan stated to move it forward.

Commissioner Farrell said, that would be acceptable as long as we continue to pursue the —, how reasonable it may be to bring this up a modest amount in addition to the recommendation of a modest increase in the wind load that we had previously discussed.

Assistant County Manager Monahan asked, so your design criteria will be wind load of 130 miles an hour and a finished floor elevation of 20 feet? Commissioner Farrell said, yes. Assistant County Manager Monahan said, okay.

Commissioner Stone said, and I would like to add to that, if it's all right, Mr. Monahan, that in the —, also, to look at in addition to that, if that becomes more expensive, what steps would be necessary to protect equipment, computers, wiring. If it's not feasible to raise it to that elevation, what precautions could we take if the building remains at the same elevation to protect the equipment inside in the event that water does come in and if a surge comes in and goes out very quickly, just to protect the equipment that we would need to restore the facility and get it up and running again. Assistant County Manager Monahan said, based on my experience I believe we can get to where Commissioner Farrell and this Board wants us to get, but it will have a cost associated with it. I don't think we're coming back and it's going to be, you know, 10 or \$15,000 to do this work. It's just the amount of difference in the fill material will add to the project, but we'll get you where you want to be by the next meeting. Commissioner Stone said, okay, but —.

Chairman Liakakis said, Commissioner —. Go ahead.

Commissioner Stone said, well, let me finish. Just to add that into one of the requests, and also if it's all right, just to get with the Police Chief, and if he wants to speak today, that's fine, but to also maybe identify the precincts that we need that would be critical to remain standing in the event of a catastrophic storm so that we can have a plan to go forward with. In other words, in this community where are going to be our key precincts in the event of a major storm? There's some questions to be answered.

Chairman Liakakis said, yeah, well, that's not part of —, that last part is not part of that motion —. Commissioner Stone said, it's not, but —. Chairman Liakakis said, — but you want them to look at that that you're talking about. Commissioner Stone said, right. I mean, I would like us to have a plan and as we go forward and build these precincts and identify the precincts that are going to be necessary to withstand a Category 4 or 5 hurricane.

Chairman Liakakis recognized Commissioner Odell.

Commissioner Odell said, I have two problems with withdrawing your motion, Pat [Farrell]. One is I think that a two-week continuance is not going to be detrimental to the program. That's first. Secondly is that

there will be a change order. What we are asked to do today is to vote to approve a change order which (a) we don't know how much that's going to be —, it's not going to be 10 or \$15,000, it's going to be substantially more; and (b) we don't know where the money is coming from. I have two problems with that: don't know where the money, don't know what the cost. I do not think that two weeks is going to create such a problem, so I'd ask Patrick [Farrell], who made the motion, I would like to have a vote on the motion. We can put this off for two weeks, collect the information, then you can vote on how much it's going to be and where it's going to come from. I'm uncomfortable voting on a blank check change order. I'm just uncomfortable —, when it's unnecessary.

Assistant County Manager Monahan said, if I may clarify. The change order was for the design and engineering, not for the construction costs. I don't know what that is yet, so we would not ask you to approve a change order without knowing a dollar amount. Commissioner Odell said, yeah, but —. Assistant County Manager Monahan said, and I am confident that we can get the change order for the design at —, I believe we can probably get that under the threshold of which we have administrative discretion.

Commissioner Odell said, I agree, but that's not my concern. My concern briefly is that if we go forward on the building and add the additional three feet as far as — to correlate the surge impact with the wind impact, are we in fact approving that addition with this motion? Certainly. The point is that it creates more questions when we can have those answered and vote on the motion cleanly two weeks from now, and — I don't know. I'd like to hear from the Chief if two weeks is going to be so detrimental that we need to write a blind check. Commissioner Thomas said, he says no. Commissioner Odell said, he says no.

Commissioner Stone asked, could I ask one question? Is that going to, as you said in the pre-meeting, is that —? Assistant County Manager Monahan said, no. My concern is that we give the low bidder the confidence that the contract will be awarded so that the low bidder doesn't get —. Commissioner Odell said, I know, but —. Assistant County Manager Monahan said, — nervous about this delay. Commissioner Odell said, the bid is good through the end of October. Assistant County Manager Monahan said, yes sir. Commissioner Odell said, I think you can take judicial notice our next meeting will be before the end of October. So, that to me doesn't create the problem, and this is going to be in Patrick's [Farrell] district, we'll have the numbers and, Helen [Stone], we'll have the numbers. We can vote cleanly. It's not going to interfere with what the Chief wants to do. You can always rush into bad decisions, but rushing out of them is a lot more difficult. I think we wait.

Commissioner Kicklighter said, call for the question.

Commissioner Odell said, and I'll call for the question as instructed by the Chairman Pro Tem.

Chairman Liakakis said, go on the board. Tabling the motion is what you're voting on. The motion carried unanimously. [NOTE: Commissioners Holmes and Shay were not present.] Chairman Liakakis said, okay, motion carries.

ACTION OF THE BOARD:

1. Commissioner Farrell moved to untable this item and place it before the Commissioners for consideration. Commissioner Thomas seconded the motion and it carried the motion carried unanimously. [NOTE: Commissioners Holmes and Shay were not present.]
2. Commissioner Farrell moved to table this item to the next meeting and in that time I would ask if we could get an RFP from a local engineering firm to find out more accurately what it would cost to raise the building site from the current 6.75 finished floor elevation footage to 20 feet and that we talk to the contractor and get a rough estimate RFP for what he proposes that the additional earth and compaction would cost to bring this level up approximately three and a quarter feet to more closely match the wind design to a potential flood surge for this particular site to enhance its survivability in a catastrophic event, such as a hurricane. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioners Holmes and Shay were 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: (1) A TRANSFER OF \$25,185 FROM SPECIAL SERVICE DISTRICT CONTINGENCY TO THE SAVANNAH/CHATHAM METROPOLITAN POLICE DEPARTMENT, (2) A BUDGET AMENDMENT TO THE SPECIAL SERVICE DISTRICT FUND TO APPROPRIATE \$250,000 FROM UNRESERVED FUND BALANCE AND \$271,662 FROM RESERVED FUND BALANCE TO TRANSFER OUT TO THE RISK MANAGEMENT FUND, (3) AN AMENDMENT TO THE RISK MANAGEMENT FUND TO RECOGNIZE THE TRANSFER IN FROM THE SPECIAL SERVICE DISTRICT FUND AND (4) A TRANSFER OF \$11,150 FROM THE POLICE CONTINGENCY TO POLICE EXPENDITURES IN THE CONFISCATED ASSETS FUND.**

Commissioner Odell said, move for approval. Chairman Liakakis asked, do we have a second? Commissioner Farrell said, second. Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioners Holmes and Shay were not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Odell moved that the Board approve the following: (1) A transfer of \$25,185 from Special Service District Contingency to the Savannah/Chatham Metropolitan Police Department, (2) a budget amendment to the Special Service District Fund to appropriate \$250,000 from Unreserved Fund Balance and \$271,662 from Reserved Fund Balance to transfer out to the Risk Management Fund, (3) an amendment to the Risk Management Fund to recognize the transfer in from the Special Service District Fund, and (4) a transfer of \$11,150 from the Police Contingency to Police Expenditures in the Confiscated Assets Fund. Commissioner Farrell seconded the motion and it carried unanimously. [NOTE: Commissioners Holmes and Shay were not present.]

AGENDA ITEM: IX-1**AGENDA DATE: September 23, 2005**

DATE: September 15, 2005

TO: Board of Commissioners

THRU: R.E. Abolt, County Manager

FROM: Linda Cramer, Finance Director

ISSUE:

To request approval of the following: (1) a transfer of \$25,185 from Special Service District contingency to the Savannah/Chatham Metropolitan Police Department, (2) a budget amendment to the Special Service District fund to appropriate \$250,000 from unreserved fund balance and \$271,662 from reserved fund balance to transfer out to the Risk Management Fund, (3) an amendment to the Risk Management Fund to recognize the transfer in from the Special Service District Fund, and, (4) a transfer of \$11,150 from the Police Contingency to Police Expenditures in the Confiscated Assets Fund.

BACKGROUND:

Board approval is required for budget amendments and transfers between organizational units.

FACTS AND FINDINGS:

- (1) The Board of Commissioners authorized the establishment of a Police Reserve Program at the September 9, 2005 meeting. A transfer of \$25,185 from Special Service District contingency to the Savannah/Chatham Metropolitan Police Department is necessary to provide funding for the program. A copy of the staff report is attached.
- (2) The settlement with the Homebuilders Association of Savannah provided that Chatham County would set aside \$600,000 by fiscal year 2006 for payment of certain expenses. As of June 30, 2005, \$350,000 had been reserved in the Special Service District fund for this purpose with corresponding expenditures to date of \$78,338. A budget amendment to the Special Service District fund to appropriate \$250,000 from unreserved fund balance and \$271,662 from reserved fund balance is requested. The funds will be transferred to the Risk Management Fund where an account will be maintained to monitor distributions under the settlement. A copy of the Memorandum of Settlement is attached.
- (3) The Chief of Police has requested an appropriation of confiscated funds for upgrades to surveillance equipment on county owned equipment. A transfer of \$11,150 from the Police Contingency to Police Expenditures in the

Confiscated Assets Fund is necessary to establish funding. A copy of correspondence is attached.

FUNDING:

Funds are available in the Special Service District Fund contingency, reserved fund balance and unreserved fund balance for the budget amendment. The budget amendment will also establish funding in the Risk Management Fund. The Confiscated Assets Police contingency has funds available for transfer.

ALTERNATIVES:

1) That the Board approve the following:

SPECIAL SERVICE DISTRICT FUND

- a) a transfer of \$25,185 from contingency to the Savannah/ Chatham Metropolitan Police Department for a Police Reserve Program.
- b) a budget amendment to appropriate \$250,000 from unreserved fund balance and \$271,662 from reserved fund balance to transfer out to the Risk Management Fund.

RISK MANAGEMENT FUND

a budget amendment to recognize the \$521,662 transfer in from the Special Service District Fund and appropriate \$521,662 to Claims and Judgements for payment of a court settlement.

CONFISCATED ASSETS FUND

a transfer of \$11,150 from the Police Contingency to Police Expenditures for upgrades to surveillance equipment.

2) Amend or deny the request.

POLICY ANALYSIS:

State law grants the Board authority to transfer funds within the budget during the year as it deems necessary.

RECOMMENDATION:

That the Board approve Alternative 1.

Prepared by: Read DeHaven

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2. DEVELOPING LEGISLATIVE PRIORITIES IN ANTICIPATION OF A LUNCHEON WITH THE LEGISLATIVE DELEGATION.

Chairman Liakakis said, do we have a motion? Commissioner Farrell said, so moved. Chairman Liakakis asked, Lee [Hughes], would you like to comment on that? Do we have a second. Commissioner Odell said, I'll second.

Mr. Lee Hughes said, good morning everybody. I don't know that we have to take any action on the agenda that's received in your packet this week, but we're in the process of developing that. I met with County staff on Monday and encouraged them to come to me with ideas. Some of you have brought ideas to me. It's a relatively short list now and I would encourage you to think of it in terms of two types of agenda items — those that our fellow counties throughout the State will be pursuing along with the help of the Association of County Commissioners and then, possibly more importantly, those that would specifically impact Chatham County, and there are some. We've also —, I've been alerted to a couple of other issues since this was put in your packet. For instance, there's some items under number two about holding the County harmless for any unfunded or underfunded mandates, there's been some potential ways that we can address that that have been brought to my attention, and also I'm going to talk to the City of Savannah about their agenda as well as the Chamber of Commerce and see if there's any overlap or any coordination that we encourage.

Commissioner Odell said, hey, Lee [Hughes]. How are you doing? Mr. Hughes said, good morning. Commissioner Odell said, point of clarification. For the items recommended by the Commission, is there any way to show if those items are concurrently being supported by our county association, State county association? Is that one of the priorities, like in one of our priorities is that they owe us money for State prisoners —. Mr. Hughes said, right. Commissioner Odell asked, is that also a State of Georgia/County Commissioners Association priority? Mr. Hughes said, it is an ACCG priority and they developed lengthy memos about all of these items and they do prioritize their agenda list. Commissioner Stone, who, I think, wants to speak on that, is actually on the Public Safety Committee of that organization and that is their top priority of that committee and, I think, of your organization.

Commissioner Stone said, exactly. There was a —, and actually Chief Flynn attended that meeting —, a committee meeting in Macon for the Public Safety Committee, and that is the priority coming from the Public Safety Committee, which encompasses all the representatives from the other communities on that committee, and that was the number one item. And I will be in Atlanta next week for the Resolution Committee, and this will go forward on Tuesday of next week.

Commissioner Odell said, I guess the second follow-up to that, the question is that the unfunded mandates from the State in which they say, "County, you must do thus-and-so," substantially impacts our budget. Is there anyway that one of the major priorities would be, "Just don't hurt us by making us do things midyear and not funding it." Mr. Hughes said, right. I know exactly where you're coming from on that. In fact, that was the number two item on the agenda that was developed so far was hold the county harmless from any unfunded or underfunded mandates. For instance, there's talk throughout the State now about changing the way that Georgia funds public education from property taxes to a new 3% sales tax statewide. That's in its early stages and it's certainly not a done deal, but one of the unintended consequences, and in a lot of cases consequences that haven't been contemplated, is the county tax collector in Chatham County collects all those taxes for the schools and they earn a commission paid by the School Board for collecting those taxes. It's a large number, it's in the millions of dollars. Well, if it's no longer collecting that, then they're no longer getting that revenue, and that's a consequence that we would need to make sure was considered and somehow addressed before this changes.

Commissioner Odell said, and it would impact SPLOST for those that have SPLOST, and LOST because rather than just a 3% add-on, we're looking at a 5% add-on and we'd lose —, it's a million two now? Assistant County Manager Monahan said, somewhere around a million and a half based on the legislation a few years ago. Mr. Hughes said, that discussion is in the early stages; however, there is a good bit of momentum building behind it based on the people that are the proponents of it. So that will be something we need to watch. Commissioner Odell asked, will you help us in drafting a position for informational package so that we can make our Legislators aware of the costly impact that such a move will have? Mr. Hughes said, absolutely. Commissioner Odell asked, could that also be coordinated with our county association so that —. Mr. Hughes said, yeah. Commissioner Odell said, — a lot of things that are financially detrimental slip under the wire. Good intentions are hell to pay. Good intentions, but the end result is that we end up a million or so dollars shy that we have not budgeted, and if our county association —, State county association, who occasionally — some of the major metropolitan counties, their concerns are not as at the forefront as some of the smaller counties because there are more smaller counties who vote than there are larger counties. So if we could have a position paper that would look at the potential financial impact and at some point if that gets to be a serious concern — that is, it floats out of the various committees and it may be coming to the floor for a vote —, prior to that point we need to have a resolution which summarizes our position and the impact on the citizens of this community. Is that a doable thing?

Mr. Hughes said, it is. I think that's at least a two-step process. The first step is —, probably a three-step process. As we develop our legislative agenda, we need to make sure that we prioritize it, and right now in the first —, in the second draft of that, the first issue is the specific issue about funding for prisoners and how to ease that financial burden, and the second priority is about, you know, all unfunded or underfunded mandates. You might want to think about flip-flopping those so that the message that we send to our legislative delegation is that our number one priority is: "Please hold us harmless from further underfunded or unfunded mandates." The second, of course, is we are going to have a meeting with the local delegation in — sometime in late October or perhaps November, and we can put that in a position paper and I'm happy to help develop that, but some of that is conveyed to them orally, "Hey, this is placing a real hardship on us." And the final thing I would tell you is to recognize that this is going to be a dynamic document for us to work on. It's going to change not just from month to month during the session or week to week or day to day, but from hour to hour as various initiatives gain or lose momentum, and we're just going to have to be prepared to adjust to that, but if we have this theme that carries us through that the main thing we want to look out for is unfunded mandates that we then have to —, that we, the County, have to pass onto the citizens of Chatham County, then that can be our litmus test for a lot of legislation.

Commissioner Odell said, because it overlaps with the third one and that is where they would add the 3% and eliminate the collection fee that our tax assessor charges the Board of Education. Mr. Hughes said, right. Commissioner Odell said, and that overlaps, at least in my thinking, with the unfunded mandated. Mr. Hughes said, right. I think it affects ever issue, Commissioner. Commissioner Odell said, thank you. Mr. Hughes said, it really does. Commissioner Odell said, thank you.

Chairman Liakakis said, we have a motion on the floor. Commissioner Kicklighter said, Mr. Chairman. Chairman Liakakis said, excuse me. Go ahead.

Commissioner Kicklighter said, but if I can ask, Mr. Monahan, what would be the procedure to —, because I like the way this group's planning ahead with everything —, emergencies, disasters —, right now already I-16 is totally overcrowded, coming in from Bryan County as far as Exit 143 up in the Pembroke area, Highway 280, all the way into downtown Savannah is bumper to bumper in and out. Understanding that if the State approves tomorrow eight lanes all the way in, it may be 20 years before it's actually finished and, you know, they're projecting right now a, I guess, a hundred thousand people in West Chatham alone within 20 years, not to mention how, you know, Bryan County is actually growing and it's all going that way. What would be the proper procedure to really get the ball rolling on that? Do you go through CUTS, CUTS takes it to Lee [Hughes] to take the State and the Feds, or what? Assistant County Manager Monahan said, no. That would be an amendment of our Transportation Improvement Plan, the TIP that you refer to, and identified as a community need, and then to start discussions with the Department of Transportation since it is on the Federal Highway System and managed by the State. But that would be the procedure to start, to identify it as a long-range need in the TIP and then begin to process it from there. That is not an easy project, but that is, yes, that is one we probably should start looking at for the next 20 - 30 years. Commissioner Kicklighter said, right, and the interchange improvements at all crossroads should tie in with the new eight-lane I-16 because you're having the backup and now with the County with the SPLOST money tying in the Jimmy DeLoach Parkway our plan to eventually move people around this County, you know, it just makes logical sense to at this point start the pursuit of that, and —.

Mr. Hughes said, certainly, Commissioner, and, in fact, the idea was raised during the County staff meeting on Monday that with all of the —, with the disaster in New Orleans and the unfortunate situation that's developed in, I believe, Galveston, as we speak —. Commissioner Kicklighter said, right. Mr. Hughes said, — that there will be a heightened awareness and sensitivity to our exposure to the same kind of thing, and that perhaps this would be a good year to take advantage of that and look for opportunities for some funds from the State to help us prepare for that kind of a —, that kind of event.

Commissioner Kicklighter said, right, and I could even see us coordinating with Statesboro because at this point the traffic's not as bad, but if you put it in the planning stages from Pembroke to Statesboro to be a six-lane expressway, by the time it was finished it will be needed there also. And, you know, I'd like —. Mr. Hughes said, you can —. Commissioner Kicklighter said, — with permission of this body, to somehow put that thought in motion to move forward, you know, in that direction also. Mr. Hughes said, I think you can take some encouragement from when, I believe it was Hurricane Floyd, when the evacuation went so poorly and so many people, including my mother and my three-year-old were stuck on I-16 for 15 hours or whatever, the State to their credit quickly came up with some new plans and some new, you know, the arms that go down on the exits and et cetera, so perhaps it would not be on such a slow pace as we're used to with DOT projects. Commissioner Kicklighter said, right. So, can we —, is it inappropriate to add something like that to the list because of the timing and the government and he could work with the State as well as the Federal Government? Assistant County Manager Monahan said, I don't know that that's a legislative issue as much as it is a planning issue, working with our own, the CUTS policy group. What I plan to do is send a memo based on your request to Tom Thomson and Al Bungard to just start at the planning process for that. Commissioner Kicklighter said, okay.

Chairman Liakakis said, okay, we have a motion and a second on the floor for this legislative process. Excuse me, Patrick [Shay].

Commissioner Shay said, I apologize. I was not hear at the time the motion was made. Could we restate the motion so I know? Chairman Liakakis said, Item 2, to develop legislative priorities for our upcoming legislation for next year. Commissioner Shay asked, so we're not voting on the language of the priorities, we're just saying —, okay. Chairman Liakakis said, no, just to proceed with that.

Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Farrell moved to develop legislative priorities in anticipation of a luncheon with the Legislative Delegation. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

AGENDA ITEM: IX-2

AGENDA DATE: September 23, 2005

September 19, 2005

Draft 2 of 2006 Legislative Agenda for Chatham County

Following is a proposed legislative agenda for the 2006 Georgia General Assembly:

1. Ease financial burden of housing state prisoners in County jail.
Possible methods to achieve this goal include:
 - a. increase reimbursement rate for state prisoners
 - b. phase-in of raised reimbursement rates (i.e. after x number of days)
 - c. state reimbursement of medical costs for state prisoners
 - d. state reimbursement of dental costs for state prisoners
2. Hold County harmless from any unfunded or under-funded mandates
3. Change SPLOST law so that up to 10% of SPLOST funds can be used for M & O.
4. Pass law to allow local governments to establish trusts for post-retirement benefits.
5. Seek reimbursement of cost to seek DNA test results from private sources
6. Seek reimbursement of costs of treating and institutionalizing mentally ill
7. Seek funding for natural disaster preparedness and infrastructure needs

These items have been tentatively added to the 2006 legislative agenda based on input from individual commissioners and members of the county staff. Neither the City of Savannah nor the Chamber of Commerce have yet developed their respective legislative agendas. Both will be worth reviewing before we finalize our own.

Respectfully submitted,
Lee Hughes

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3. REQUEST BOARD CONCEPTUALLY APPROVE A PLAN FOR RESTRUCTURING CHATHAM COUNTY'S DEBT THROUGH THE REFINANCING OF THE DOWNTOWN SAVANNAH AUTHORITY REFUNDING SERIES 1999 DSA BONDS, REDUCING ANNUAL DEBT SERVICE PAYMENTS IN THE GENERAL FUND M&O.

Assistant County Manager Monahan said, thank you, Mr. Chairman. This, as you might recall, follows the same procedure that the County followed a couple of months ago to refinance the 1993 debt. This is actually refinancing the 1999 bonds. It will save over the life of the issue approximately \$400,000 by taking advantage of about a 2% reduction in the interest rates when the bonds were issued back in 1999. The annual savings will be somewhere between \$15,000 and \$30,000 a year.

Commissioner Kicklighter said, motion to approve. Commissioner Odell said, second.

Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter made a motion to conceptually approve a plan for restructuring Chatham County's debt through the refinancing of the Downtown Savannah Authority Refunding Series 1999 DSA Bonds, reducing the annual debt service payments in the General Fund M&O. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

AGENDA ITEM: IX-3

AGENDA DATE: September 23, 2005

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Linda B. Cramer, Finance Director

ISSUE: To conceptually approve a plan for restructuring Chatham County's debt through the refinancing of the Downtown Savannah Authority Refunding Series 1999 DSA Bonds, reducing annual debt service payments in the General Fund M&O.

BACKGROUND: The County's financial advisor, A.G. Edwards & Sons, has analyzed debt service payments on the County's 1999 bond issue and has concluded that current market interest rates would provide savings to the County if the debt were refinanced.

FACTS AND FINDINGS:

1. The County issued \$9.3 million in revenue bonds through the Downtown Savannah Authority (DSA) in 1999. Approximately \$7.8 million of this issue remains outstanding with final maturity on January 1, 2020. The bonds pay interest between 5.1% and 5.875%, depending on their maturity date.
2. The County has the ability to refund bonds totaling \$5,845,000 from the 1999 bond issue. The rest of the bonds are not callable at this time.
3. Interest rates are now lower than the 1999 rates. Therefore, the County could refinance the bonds at a lower interest rate to take advantage of market conditions. Preliminary analysis by the financial advisor has indicated a potential debt service savings of approximately \$450,000. The refunded bonds would pay interest between 3% and 4%.
4. The savings would be spread out over the life of the bonds. Annual savings would be between \$15,000 and \$33,000 per year.
5. Under the preliminary financing schedule, on October 21, 2005 the Board would be asked to adopt a parameters resolution. The parameters resolution would authorize the DSA to receive bids and award bonds within specified interest rate ranges, thereby providing direction for the DSA to follow during the competitive sale on November 3, 2005. The Board would ratify the bond sale at its meeting of November 4, 2005.

FUNDING: Debt service funding is provided in the county's General Fund M&O budget. The refunded debt would require less debt service than is currently needed. A preliminary debt service schedule is attached.

POLICY ANALYSIS: Chatham County has previously restructured bond debt to take advantage of lower interest rates, and this plan would provide similar benefits by lowering annual debt service payments.

ALTERNATIVES:

1. That the Board authorize staff to proceed with the refunding issue of the 1999 DSA bonds through the Downtown Savannah Authority.
2. Provide staff with other direction.

RECOMMENDATION: Alternative #1.

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4. REQUEST BOARD APPROVE THE FY 2006/2007 CAPITAL IMPROVEMENT PROGRAM BUDGET CALENDAR AND REQUEST BOARD'S PRIORITY FOR SCORING AND RANKING PROJECTS.

Chairman Liakakis asked, do we have a motion on the floor? Commissioner Kicklighter said, motion to approve. Commissioner Thomas said, second, Mr. Chairman. Chairman Liakakis said, it's been —, a motion on the floor and seconded. Go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.]

ACTION OF THE BOARD:

Commissioner Kicklighter made a motion to approve the FY2006/2007 Capital Improvement Program budget calendar and priority for scoring and ranking projects. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

AGENDA ITEM: IX-4

AGENDA DATE: September 23, 2005

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Linda B. Cramer, Finance Director

ISSUE: To present Fiscal Year 2006/2007 Capital Improvement Program Budget Calendar to the Board for approval and request Board's priority for scoring and ranking projects.

BACKGROUND: The Capital Improvement Program is reviewed and updated annually to assess the County's overall capital improvement needs.

FACTS AND FINDINGS:

- (1) Early review and update of the Capital Improvement Program helps ensure that needed capital assets or improvements receive appropriate consideration in the budget process.
- (2) A list of needed capital projects will be developed that includes project names, project cost and when funding is needed. The project list will be scored, or ranked, by the CIP Committee prior to presentation to the Board.
- (3) Law enforcement and public safety was a very high priority of previous Boards. The current scoring procedures were driven by those priorities and have been in use since 1989. (Copy attached)

- (4) Board input is needed for any improvements to the scoring procedure.

FUNDING: N/A

ALTERNATIVES:

- (1) Approve the calendar and provide direction for improvements to the scoring method to reflect the Board's priorities.
- (2) Approve the calendar and maintain the scoring method.
- (3) Provide other direction to staff.

POLICY ANALYSIS:

It is the policy of the Board to determine capital project planning needs and evaluate project priorities.

RECOMMENDATION:

That the Board approve Alternative 1.

CHATHAM COUNTY, GEORGIA FISCAL YEARS JULY 1, 2006 THRU JUNE 30, 2011 CAPITAL IMPROVEMENT PROGRAM BUDGET CALENDAR	
DATE	CIP ACTIVITY
September 23, 2005	Present CIP Calendar/Scoring to Board for Approval
October 3, 2005	FY 2007-2011 Capital Budget Packages Distributed
November 4, 2005	FY 2007-2011 Capital Budget Requests Due From Departments
November 7-2005 – November 14, 2005	CIP Committee Convenes to Rate Projects
November 15, 2005 – November 22, 2005	Finalize FY 2007-2011 CIP Identify Emergency Projects/Finalize Priorities

December 1, 2005 – January 31, 2006	Prepare FY 2007/2011 CIP Workbook
February, 2006	Submit FY 2007-2011 to Board of Commissioners for Approval

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5. REQUEST BOARD ADOPT ADA POLICY STATEMENT AND GRIEVANCE PROCEDURE AND RECEIVE SUMMARY REPORT AS INFORMATION.

Commissioner Odell said, move for approval. Commissioner Gellatly said, second. Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.]

ACTION OF THE BOARD:

Commissioner Odell made a motion to adopt an Americans with Disabilities Act (ADA) Policy Statement and Grievance Procedure and receive summary report as information. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Gellatly was not present.]

Agenda Item: **IX-5**
Date: September 23, 2005

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Michael A. Kaigler, Human Resources & Services Director

Issue:
To provide the Board status report on the County’s ADA Compliance Agreement.

Background: The Board approved an ADA Compliance Agreement with the United States Department of Justice in June, 2004. The agreement was approved by the Department of Justice and became effective August, 2004. One of the requirements of the agreement is that the County report to the Justice Department annually on the progress made towards compliance with the agreement. The agreement covers a three year period. The information provided in this report provides a status of projects completed or in process during the first year of the agreement.

Facts and Findings:

1. County Staff has made substantial progress toward completing items agreed to in year one of the compliance agreement. There were several facility enhancements that were made in the first year. The following provides a summary:

Service Counters: ADA clipboards have been made available to all areas identified in the agreement. Personnel at the various locations have been trained to provide clipboards to citizens with disabilities.

Parking for the handicapped: There are approximately 23 County parking areas that must be addressed. The problems are incorrect signage, parking lines, and access aisles. The Department of Justice requires the County have at least one van accessible parking space and a 96" access aisle to accompany it. The job is in progress and will cost approximately \$4,933.

Sidewalks: Title II of the ADA requires that the county have specific routes of travel at three of the community parks and one sports center: Lake Mayer, L. Scott Stell Park, Ambuc Park, and Jim Golden Sports Center.

- Lake Mayer - concrete will be poured to make an accessible route of travel from the playground, the basketball court, the tennis courts, the restrooms, and the sailing center/pavilion all leading to the parking area. The estimated cost of this project is \$6,795.
- L. Scott Stell Park - the route of travel will start from the restrooms to the playground area to the pavilion/picnic area to the bridge then to the parking lot or the accessible parking spaces. The estimated cost of this project is \$3,816.
- Ambuc Park - the route of travel will be constructed from the athletic fields to the restrooms facility. The estimated cost of this project will be \$6,069.
- Jim Golden Sports Complex - is the last project dealing with the routes of travel. The problem here is that there are no accessible routes from the athletic fields to the sports complex pavilion. The estimated cost to fix this problem is \$5,040.

Hand Rails & Kick Plates: Safety of the disabled is a primary concern in Chatham County. Title II of the ADA requires handrails and kick-plates on ramps at certain locations. This project is expected to cost over \$10,000; therefore, it will have to go through the bid process and should be completed in the near future.

Juvenile Court, Carl Griffin Drive: There are no warning system or devices to alert the deaf in case of a fire as required by Title II of the ADA. The county will install visual alarms/strobe lights in the restrooms and in other areas of the building. The cost is \$4,720.

2. Pending Projects: There are many areas of public accommodations that must be remediated regarding the ADA requirements. A short list of these problems include the positions of toilet paper dispensers, coat hooks, paper towel dispensers,

toilet heights, grab bars, signage, and in some cases, building modifications. The cost to correct these deficiencies is undetermined as of now, but is estimated to cost approximately \$200,000 - \$300,000 and will be completed during the next three years.

3. The agreement requires that the County adopt an ADA Compliance Policy Statement and Grievance Procedure. Attachment I contains a copy of the proposed policy statement and grievance procedure. Once approved, the County is required to distribute the Policy Statement and Grievance Procedures to all department heads and elected officials and publish it in the newspaper. The County originally adopted a handicap discrimination policy in 1984. The County also established a handicap grievance committee at that time. This committee was responsible for hearing grievances filed by individuals who were denied access to the County's facilities or services due to a physical limitation. Presently, there have been no appointments to this committee and staff is requesting that the Board consider appointing citizens to serve on this committee.

4. The agreement also requires that all public meetings of the Board of Commissioners be made accessible to individuals with disabilities. In order to accomplish this, wireless assistant listening devices are being installed in the County Commissioner's meeting room. These devices will aid the hearing impaired who attend the meetings. The County is also purchasing a closed captioning system which will allow individuals who are hearing impaired to view the televised Commission meeting. This will also be used during the Commission meeting as another tool to aid the hearing impaired who may be in the audience. This system is similar to the one that is used by the City of Savannah. The cost of the hardware for the system is approximately \$4,800 and \$212 per hour for the service.

5. County staff will schedule a meeting with the representative from the Justice Department on next week to submit a draft report outlining the work that has been completed during Year 1. This will be an opportunity for the Justice Department to provide feedback concerning our efforts. We will provide the Board with any comments that we receive and any deficiencies noted.

FUNDING: No additional funding required at this time.

ALTERNATIVES:

1. Receive the summary report as information and approve the ADA Policy Statement and Grievance Procedure.
2. Provide staff with other direction.

Policy Analysis: It is the policy of Chatham County government to provide quality services in a manner consistent with all Federal, State, and local laws. The Americans with Disabilities Act prohibits discrimination in employment by public and

private employers and requires that places of public accommodations be accessible to the disabled. The ADA covers individuals who suffer from physical and or mental disabilities.

Recommendation: That the Board adopt Alternative One.



**CHATHAM COUNTY, GEORGIA
NOTICE UNDER THE AMERICANS
WITH DISABILITIES ACT**

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990, Chatham County will not discriminate against qualified individuals with disabilities on the basis of disability in Chatham County's services, programs, or activities.

Employment: The County does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under Title I of the Americans with Disabilities Act ("ADA").

Effective Communication: The County will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the County's programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

Modifications to Policies and Procedures: The County will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of the County's programs, services, and activities. For example, individuals with service animals are welcomed in the County's offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a County program, service, or activity, should contact the Human Resources and Services Department as soon as possible but no later than 48 hours before the scheduled event.

The ADA does not require the County to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden.

Complaints that a County program, service, or activity is not accessible to persons with disabilities should be directed to the Human Resources and Services Director.

The County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

CHATHAM COUNTY, GEORGIA
Grievance Procedure under
The Americans with Disabilities Act

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990. It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by Chatham County. The County's Personnel Policy governs employment-related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint, will be made available for persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as soon as possible but no later than 60 calendar days after the alleged violation to:

The Chatham County Human Resources and Services Department
124 Bull Street, Suite 310
Savannah, Georgia 31401
(912) 652-7925

Within 15 calendar days after receipt of the complaint, the Human Resources and Services Director or his designee will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, the Human Resources and Services Director or his designee will respond in writing, and where appropriate, in format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the County and offer options for substantive resolution of the complaint.

If the response by the Human Resources and Services Director or his designee does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the County Commissioners or their designee.

Within 15 calendar days after receipt of the appeal, the County Commissioners or their designee will meet with the complainant to discuss the complaint and possible

resolutions. Within 15 calendar days after the meeting, the County Commission or their designee will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received by the ADA Coordinator, Human Resources and Services Director or his designee, appeals to the County Commissioners or their designee, and responses from these two offices will be retained by the County for at least three years.

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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.)

On Item 1, Approval of the Minutes for the Regular Meeting of September 9, 2005, as Mailed, as you remember during that time at the last meeting we were talking Ophelia and I was out here speaking to some people and they had a special meeting on that. Also, that was given to you in that additional portion of your minutes. So, we need an approval not only of the minutes, but the special meeting minutes also. Do we have a motion on the floor for that?

Commissioner Thomas said, move for approval. Commissioner Stone said, second. Chairman Liakakis said, all right, it's been motioned and seconded. Go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.] Chairman Liakakis said, the motion carries.

Commissioner Kicklighter said, motion to approve the balance of the Action Calendar, with the exception of 8-H. Are there any others? 8-H, okay. Commissioner Stone said, 8-H. Commissioner Odell said, I second Dean's [Kicklighter] motion. Chairman Liakakis said, okay. Go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.]

ACTION OF THE BOARD:

1. Commissioner Thomas made a motion to add to Item #1 approval of the special meeting of September 9, 2005, as mailed. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]
2. Commissioner Kicklighter made a motion to approve Items 1 through 8-G, excluding Item 8-H. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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[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 REGULAR MEETING AND SPECIAL-CALLED MEETING OF SEPTEMBER 9, 2005, AS MAILED.**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to the minutes of the special meeting and regular meeting of September 9, 2005, as mailed. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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2. **CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD SEPTEMBER 1 THROUGH SEPTEMBER 14, 2005.**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize the Finance Director to pay the claims against the County for the period September 1, 2005, through September 14, 2005, in the amount of \$6,045,782. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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3. **REQUEST FROM KERN-COLEMAN, ENGINEER FOR COASTAL GEORGIA DEVELOPMENT GROUP, TO APPROVE THE CONSTRUCTED IMPROVEMENTS FOR MILLS RUN SUBDIVISION, PHASE 1, INITIATE A TWELVE-MONTH WARRANTY PERIOD AND REDUCE THE FINANCIAL GUARANTEE.
[DISTRICT 5.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to conceptually approve a plan for restructuring Chatham County's debt through the refinancing of the Downtown Savannah Authority Refunding Series 1999 DSA Bonds, reducing annual debt service payments in the General Fund M&O. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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4. **REQUEST FROM SOUTHEAST ENGINEERING, ENGINEER FOR REGAL BUILDERS, TO RECORD THE SUBDIVISION PLAT FOR GEORGETOWN PLACE TOWNHOMES, LOT 8.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request from Southeast Engineering, engineer for Regal Builders, to record the subdivision plat for Georgetown Place Townhomes, Lot 8. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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5. **REQUEST FROM EMC, ENGINEER FOR COMPASS DESIGN & MANAGEMENT, TO RECORD THE SUBDIVISION PLAT FOR PALMETTO ROW SUBDIVISION, PHASE 1, ACCEPT THE SUBDIVISION AGREEMENT AND FINANCIAL GUARANTEE AND WAIVE THE REQUIREMENT FOR A STREETLIGHT ASSESSMENT DISTRICT.**
[DISTRICT 3.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve the request from EMC, engineer for Compass Design & Management, to record the subdivision plat for Palmetto Row Subdivision, Phase 1, accept the Subdivision Agreement and Financial Guarantee, and waive the requirement for a Streetlight Assessment District. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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6. **REQUEST BOARD APPROVE AN AGREEMENT BETWEEN THE GEORGIA DEPARTMENT OF TRANSPORTATION AND CHATHAM COUNTY FOR TRANSPORTATION FACILITY IMPROVEMENTS FOR THE REPLACEMENT OF THE ISLANDS EXPRESSWAY LIFT SPAN BRIDGES.**
[DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve an Agreement between the Georgia Department of Transportation (GDOT) and Chatham County for Transportation Facility Improvements for the replacement of the Islands Expressway Lift Span Bridges. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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7. **REQUEST BOARD APPROVE AN AMENDMENT TO THE AGREEMENT WITH ARMSTRONG ATLANTIC STATE UNIVERSITY PREVIOUSLY APPROVED BY THE BOARD ON JULY 8, 2005, FOR A COUNTY CONTRACT TO CONSTRUCT A NEW INTERSECTION ON STATE ROUTE 204 AT ARTS DRIVE.**
[DISTRICT 6.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve an amendment to the Agreement with Armstrong Atlantic State University previously approved by the Board on July 8, 2005, for a County contract to construct a new intersection on State Route 204 at Arts Drive. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. Annual pilot program agreement, if successful, automatic renewals for four additional one year terms for recycling of waste by-products	Solid Waste	Atlantic Industrial Services	\$25 per site	Solid Waste Restricted Fund
B. Seven (7) pickup trucks	Mosquito Control	J. C. Lewis Ford	\$107,748	SPLOST (2003-2008) - Fleet Replacement
C. One (1) 2006 Ford Taurus	Assessor	J. C. Lewis Ford	\$12,394	General Fund/M&O - Assessor
D. One (1) Bobcat loader	Public Works	Bobcat of Savannah, Inc.	\$21,838	SPLOST (2003-2008) -Storm Drainage
E. Seven (7) used non-typical replacement vehicles	CNT	•Fairway Lincoln Mercury •Dan Vaden Chevrolet	•\$63,350 •\$43,807	CIP - Fleet Replacement
F. Contract for professional engineering services for the inventory of the separate storm sewer system as required under Chatham County's National Pollutant Discharge Elimination System permit	Engineering	Jordan, Jones and Goulding	\$380,000	•SSD - Engineering (\$180,000) •SPLOST (1998-2003) - Drainage, Topography Mapping project (\$200,000)
G. One (1) Ford 2006 cab and chassis	SPLOST	J. C. Lewis Ford	\$21,396	SPLOST (2003-2008) - Fleet Replacement
H. Contract to provide adjunct yard waste processing	Solid Waste	Mallard Forest Products	\$6.75/ton	Solid Waste Restricted Reserve Fund

As to Items 8-A through 8-G:

Commissioner Kicklighter moved to approve Items 8-A through 8-G. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

As to Item 8-H:

Contract to provide adjunct yard waste processing; Solid Waste; Mallard Forest Products; \$6.75/ton; Solid Waste Restricted Reserve Fund

Chairman Liakakis said, go ahead and explain that, Helen [Stone].

Commissioner Stone said, this will just give residents that abut Thomas Avenue in Heatherwood Subdivision the opportunity to meet with Mr. Drury and work some of their concerns out before this is brought back to the Board.

Chairman Liakakis asked, do we have a second? Commissioner Stone said, two weeks. Commissioner Odell said, I'll second it. Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.]

ACTION OF THE BOARD:

1. Commissioner Kicklighter moved to approve Items 8-A through 8-G. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]
2. Commissioner Kicklighter moved that Item 8-H be tabled to the next meeting. Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes 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.

On first reading, presentation by MPC staff and discussion only by Commissioners will be heard.

Comments, discussion and debate from members of the public will be received only at the meeting at which a vote is to be taken on one of the following listed items.

None.

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XII. SECOND READINGS

1. **AMEND THE DISORDERLY CONDUCT ORDINANCE TO INCLUDE LOUD AND UNSEEMLY NOISE FROM MOTOR VEHICLES.**

order or quiet may be done by making or continuing loud or unseemly noises, or by profanely cursing and swearing or using obscene language, or by the use of horns, radios, phonographs, loud speakers, amplifiers, whistles, exhausts or other devices not enumerated herein, but which cause loud or irritating noise. Such disturbance shall be considered boisterous, noisy or disorderly conduct and is deemed to be detrimental and offensive to the peace, good order and dignity of said County property and to the welfare and morals of the citizens of Chatham County.

No person shall engage in or continue in loud and unseemly noise which shall disrupt or violate the peace, good order and quiet. Any noise that is capable of being heard within one hundred (100) feet from any motor vehicle when all openings of motor vehicle are closed and are capable of being heard one hundred fifty (150) feet from any motor vehicle that has an open window or door shall constitute a breach of peace."

ADOPTED AND APPROVED, this ____ day of _____, 2005.

Pete Liakakis, Chairman
Chatham County Commission

Sybil Tillman, Clerk
Chatham County Commission

[SEAL]

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- 2. **THE PETITIONER, WILLIAM DEMPSEY, AGENT (FOR SALT CREEK LLC), IS REQUESTING REZONING OF 702 DERRICK INN ROAD FROM AN R-A (RESIDENTIAL AGRICULTURE) CLASSIFICATION TO A P-R-3-5 (RESIDENTIAL MULTI-FAMILY, 5 UNITS PER NET ACRE) CLASSIFICATION. THE MPC RECOMMENDED DENIAL WITH APPROVAL TO AN ALTERNATE P-R-3-2.5 (PLANNED RESIDENTIAL MULTI-FAMILY 3 UNITS PER NET ACRE) CLASSIFICATION.**
MPC FILE NO. Z-050725-50845-1
[DISTRICT 7.]

Chairman Liakakis asked, is anybody here that would like to speak on that? I think that we've got —, we'll have a motion to approve it.

Commissioner Kicklighter said, yes sir. I'd like to just ask if anyone in the audience opposes? Okay, if not, I make a motion to approve and call for the question. Commissioner Gellatly seconded the motion. Chairman Liakakis said, go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.]

* * *

Commissioner Kicklighter said, if I can please clarify really fast the last one. My motion was to approve the MPC's recommendation. I just wanted to clarify that for the record.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to **deny** the petition of William Dempsey, Agent (for Salt Creek LLC), as requested, for a rezoning of 702 Derrick Inn Road from an R-A (Residential Agriculture) classification to a P-R-3-5 (Residential Multi-Family, 5 Units Per Net Acre) classification, and moved to **approve** an alternate P-R-3-2.5 (Planned Residential Multi-Family 3 Units Per Net Acre) classification. Commissioner Gellatly seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

**Petition of Bill Dempsey, Agent
Salt Creek LLC, Petitioner
MPC File No. Z050725-50845-1**

MPC recommends that the following described property be rezoned from its present R-A (Residential Agriculture) zoning classification to a P-R-3-2.5 (Planned Residential Multi-Family 3 Units Per Net Acre)

LEGAL DESCRIPTION

Beginning at a point located on the easternmost right of way of the south end of Derrick Inn Road, thence proceeding southeasterly along a line South 79 degrees 08 minutes 00 seconds East a distance of approximately 267 feet to its intersection with the high water line, thence southeasterly along the high water line a distance of approximately 306 feet to a point, thence in a northerly then southeasterly direction along the high water line a distance of approximately 2480 feet to a point, thence southerly along a line South 31 degrees 20 minutes 37 seconds West a distance of approximately 334 feet to a point, thence in a northwesterly direction along a line North 44 degrees 20 minutes 17 seconds West a distance of approximately 1615 feet to a point, thence northerly along a line North 30 degrees 35 minutes 02 seconds East back to the point of beginning.

**The property is further identified by Property Identification Number as follows:
P.I.N.: 2-1029-06-001 (PART)**

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3. **THE PETITIONER, STEVE WOHEIL, AGENT (FOR FIRST COUSINS REALTY AND DEVELOPMENT LLC), IS REQUESTING REZONING OF 5107, 5111 AND 5203 GARRARD AVENUE FROM R-A (RESIDENTIAL AGRICULTURAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO A P-R-3-10 (PLANNED RESIDENTIAL MULTI-FAMILY RESIDENTIAL) CLASSIFICATION. THE MPC RECOMMENDED DENIAL BUT FURTHER RECOMMENDED APPROVAL OF AN ALTERNATE P-R-3-6 CLASSIFICATION IN ASSOCIATION WITH A**

**MASTER PLAN/GENERAL DEVELOPMENT PLAN PURSUANT TO SECTION 4-6.54(1)(A)(B).
See memos from County Engineer dated the 24th of August and from Director of Public
Works and Park Services dated the 30th of August.**

MPC FILE NO. Z-050615-52793-1

[DISTRICT 5.]

Chairman Liakakis said, you've had in your packets the memos from the County Engineers and Public Works, you know, concerning this. Is anybody here that would like to speak on this item in the audience, against it?

[NOTE: Commissioner Kicklighter made a comment regarding Item XII-2.]

Chairman Liakakis said, Item 3.

Commissioner Stone said, I have a question, Mr. Chairman. It said in our write-up that construction would not commence until easements and permits are in place, and the staff does not expect that the Louis Mills Canal Drainage Improvements will be in place in time to support the proposed development referred to above. Can you expand on that? Ms. Charlotte Moore said, that sounds like an engineering question.

Assistant County Manager Monahan said, I may be able to answer —, to help there. Apparently, during the discussion, as you see —, and I did not attend that discussion —, several residence to the property complained about the existing drainage system and the County is underway with the project, the Louis Mills Drainage Improvement Project, to improve the drainage in this area. Our concern —, and that's the memo written by both the County Engineer's office as well as Public Works —, those drainage improvements will not be done prior to this development.

Commissioner Stone asked, so is that going to have an impact on the residents if the drainage is not done before this development comes in? Assistant County Manager Monahan said, it may. Commissioner Stone said, well, I have a concern about that.

Commissioner Odell asked, may I follow up, Mr. Chairman? MPC, did they take that into consideration, and they denied the request, but gave an alternate plan. I presume they took that into consideration. Assistant County Manager Monahan said, yes sir. In fact, in Mr. Abolt's absence I wrote a memo specifically to Mr. —, Mr. Thomson sent a memo specifically asking that question, so I obtained the responses from both the County Engineer's office and the Public Works Department and sent those to Mr. Thomson prior to the MPC's vote. Commissioner Odell said, now when we said the Louis Mills —. Assistant County Manager Monahan said, Louis Mills Drainage Project. Commissioner Odell asked, — that runs from where to where? Assistant County Manager Monahan said, I how it affects this area, but I can't tell you exactly where and —. Commissioner Odell said, I can get that later. And basically what they're doing is changing the size of the culverts? Assistant County Manager Monahan said, yes sir. Commissioner Odell said, this is my district. Is there anyone here who opposes the MPC's recommendation? If not, I'll move that the MPC recommendation be approved. Commissioner Thomas said, second, Mr. Chairman.

Commissioner Kicklighter said, and I'd like to discuss also —. Chairman Liakakis said, go ahead. Commissioner Kicklighter said, I just want to state that the way this is being approved, we have a County stormwater drainage program that when the master plan is submitted, the Board's approved —, they'll make sure that the stormwater issue —, that there is no stormwater issue. So it's a win/win.

Commissioner Stone said, I understand. I don't want to build something if we don't —, before we have adequate drainage to take care of it. Commissioner Kicklighter said, they'll make sure that it's in place or it won't be allowed in the master plan. Commissioner Stone said, well —.

Commissioner Odell said, Helen [Stone], we've been working on that. We've had at least two meetings with Mr. Abolt and fine-tuning it. I think that before this structure or any other structure is completed, that that will not be an issue. Commissioner Stone said, I mean, I just don't want anybody coming back to us saying that we approved a project to go forward before adequate drainage was put in place and that problems are arising because of that. That's just my concern. Commissioner Odell said, well, you can never guarantee that people won't come back, but what you can guarantee is that —. Commissioner Stone said, that we were not at fault. Commissioner Odell said, — we've done everything reasonable, and I think this is reasonable and I will call for the question.

Chairman Liakakis said, go on the board. The motion carried unanimously.

ACTION OF THE BOARD:

Commissioner Odell moved to **deny** the petition of Steve Wohfeil, Agent (for First Cousins Realty and Development LLC), requesting the rezoning of 5107, 5111 and 5203 Garrard Avenue from R-A (Residential Agricultural) and R-1 (Single Family Residential) to a P-R-3-10 (Planned Residential Multi-Family Residential) classification and moved to **approve** an alternate P-R-3-6 classification in association with a Master Plan/General Development Plan pursuant to Section 4-6.54(1)(a)(b). Commissioner Thomas seconded the motion. Chairman Liakakis and Commissioners Shay, Farrell, Odell, Gellatly, Kicklighter and Thomas voted in favor of the motion. Commissioner Stone voted in opposition. The motion carried by a vote of seven to one. [NOTE: Commissioner Holmes was not present.]

**Petition of Steve Wohfeil, Agent
First Cousins Realty, Petitioner
MPC File No. Z-050615-527932-1**

MPC recommends that the following described property be rezoned from its present R-A (Residential Agriculture) and R-1 (Single Family Residential) to a P-R-3-6 (Planned Residential Multi-Family Residential) classification.

LEGAL DESCRIPTION

Beginning at a point located on the centerline of Garrard Avenue approximately 463 feet south of its intersection with the centerline of Veterans Parkway, thence proceeding in a westerly direction along a line North 72 degrees 04 minutes 19 seconds West to its intersection with the centerline of Veterans Parkway, thence

southwesterly along the centerline of Veterans Parkway a distance of approximately 50 8 feet to a point, thence easterly along a line South 72 degrees 09 minutes 19 seconds West to its intersection with the centerline of Garrard Avenue, thence northerly along the centerline of Garrard Avenue back to the point of beginning.

The Property is further identified by Property Identification Number as follows:

P.I.N. : 1-0789-01-008, 009, 021

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4. **THE PETITIONER, DOWNER DAVIS, AGENT (FOR RANDY DAVIS, OWNER), IS REQUESTING REZONING 164 WILMINGTON ISLAND ROAD AND 7 DOGWOOD AVENUE FROM R-1/EO (ONE FAMILY-RESIDENTIAL/ENVIRONMENTAL OVERLAY) AND P-R-3-5/EO (PLANNED MULTI-FAMILY RESIDENTIAL/ENVIRONMENTAL OVERLAY) CLASSIFICATION TO A P-R-3-7.3/EO (PLANNED MULTI-FAMILY RESIDENTIAL/ENVIRONMENTAL OVERLAY) CLASSIFICATION. THE MPC RECOMMENDED APPROVAL AND AN AMENDMENT TO THE FUTURE LAND USE FROM “RESIDENTIAL SINGLE FAMILY” TO “RESIDENTIAL SINGLE-FAMILY ATTACHED.”**
MPC FILE NO. Z-050619-51501-1
[DISTRICT 4.]

Chairman Liakakis asked, any comment —, do we have a motion on the floor to approve that? Commissioner Farrell said, so moved. Commissioner Odell said, second. Chairman Liakakis asked, do we have any discussion?

Commissioner Stone said, I would just like to say that I was the MPC meeting where this was being discussed and there were some concerns brought up about the traffic and I did talk with Mr. Thomson at the MPC about looking at —, and Ms. Moore —, about looking at what red flags would go up when a traffic study does need to be done, and I believe he’s getting that information to us, but I just had a concern that, you know, we do need to take traffic into consideration and make sure that we do the responsible thing to the citizens and make sure that their safety is taken into consideration.

Chairman Liakakis said, okay. Let’s go on the board. The motion carried unanimously. [NOTE: Commissioner Holmes was not present.] Chairman Liakakis said, the motion passes.

ACTION OF THE BOARD:

Commissioner Farrell moved to approve the petition of Downer Davis, Agent (for Randy Davis, Owner), requesting rezoning of 164 Wilmington Island Road and 7 Dogwood Avenue from R-1/EO (One Family-Residential/ Environmental Overlay) and P-R-3-5/EO (Planned Multi-Family Residential/Environmental Overlay) classification to a P-R-3-7.3/EO (Planned Multi-Family Residential/Environmental Overlay) classification, and moved to approve an amendment to the Future Land Use Plan from “Residential Single-Family” to “Residential Single-Family Attached.” Commissioner Odell seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

**Petition of Downer Davis, Agent
Randy Davis, Owner
MPC File No. Z-050609-51501-1**

LEGAL DESCRIPTION

Beginning at a point located on the centerline of Dogwood Avenue approximately 72 feet west of its intersection with the centerline of Walthour Road, thence proceeding westerly along the centerline of Dogwood Avenue a distance of approximately 280 feet to a point, thence southerly along a line South 10 degrees 53 minutes 43 seconds East to a point on the centerline of LaDonna Drive, thence westerly along the centerline of LaDonna Drive a distance of approximately 60 feet to a point, thence southerly along a line South 47 degrees 57 minutes 02 seconds East to its intersection with the centerline of Walthour Road, thence easterly along the centerline of Walthour Road a distance of approximately 194 feet to a point, thence northerly along a line North 49 degrees 15 minutes 31 seconds West to a point on the centerline of LaDonna Drive, thence easterly along the centerline of LaDonna Drive back to the point of beginning.

**The Property is further identified by Property Identification Number as follows:
P.I.N. : 1-0076-01-007, 010**

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XIII. INFORMATION ITEMS

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

ACTION OF THE BOARD:

A status report was attached for review.

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

ACTION OF THE BOARD:

A status report was attached for review.

AGENDA ITEM: XIII-2**DATE:** September 23, 2005List 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>
Replacement pump for Lehigh well	Water and Sewer	American Turbine	\$6,569	Water and Sewer
Miscellaneous repair parts for irrigation system for Runaway Point Park	Public Works and Park Services	Land-Tech, Inc.	\$2,589	General Fund/M&O - Parks and Recreation
One (1) 3.2GHz computer with keyboard, mouse, video card, four year next business day support and 20" monitor	Engineering	Dell Marketing (State Contract)	\$3,551	SSD - Engineers
One (1) used Ford Focus vehicle	Assessor	Fairway Lincoln Mercury	\$8,000	General Fund/M&O - Assessor
Replacement of one (1) compressor on the Dectron unit at the Aquatic Center	Aquatic Center	Boaen Mechanical Services, Inc.	\$6,494	General Fund/M&O - Aquatic Center
Replacement of air conditioner in life guard office at the Aquatic Center	Aquatic Center	Boaen Mechanical Services, Inc.	\$2,989	CIP - Aquatic Center
Installation of the plumbing system associated with the relocation of Voter Registration Department	Bond Fund	Consolidated Plumbing and Heating, Inc.	\$4,636	Bond Fund - Phase I - Old Jail
Fire alarm and smoke detector testing and cleaning	Facilities Maintenance and Operations	Southeastern System Technologies	\$4,918	General Fund/M&O - Facilities Maintenance and Operations
Purchase and installation of fiber optics at the Records Building on Eisenhower Drive	Bond Fund	Godbee and Rimes Electrical Contractor, Inc.	\$2,809	Bond Fund - Records Storage Facility
Perform surveying work for Off Shore at Walthour/- Marshline	SPLOST	Collins Engineers, Inc.	\$2,500	SPLOST (1985-1993) - Miscellaneous Professional Services

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
Various telephone equipment and related services for the Administrative Services and Voter Registration move	Bond Fund	Integrated Network Solutions, Inc. (Sole Source)	\$4,395	Bond Fund - Courthouse Improvements
Two (2) Motorola digital radios	Sheriff	Motorola, Inc. (State Contract)	\$9,400	General Fund/M&O - Sheriff
Haul and spread 120 loads of fill at the borrow pit at the Sheriff's complex	SPLOST	T Clearing	\$9,600	SPLOST (1993-1998) - Jail Expansion

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Commissioner Odell said, Mr. Chairman, just a point of order. We have moved quickly with Patrick [Monahan] in Russ's [Abolt] absence. I just want the record to note that. Assistant County Manager Monahan said, pure coincidence.

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EXECUTIVE SESSION

Upon motion being made by Commissioner Thomas and seconded by Commissioner Odell, the board recessed at 10:38 a.m. to go into Executive Session for the purpose of discussing litigation and land acquisitions. [NOTE: Commissioner Holmes was not present.]

Following adjournment of the Executive Session, the meeting of the Board of Commissioners was reconvened at 11:22 a.m.

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ITEMS FROM EXECUTIVE SESSION

- 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 Shay moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Holmes was not present.]

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ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 11:23 a.m.

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APPROVED: THIS _____ DAY OF _____, 2005

PETE LIAKAKIS, CHAIRMAN, BOARD OF
COMMISSIONERS OF CHATHAM COUNTY, GEORGIA

SYBIL E. TILLMAN, COUNTY CLERK